

ERIE COUNTY SEWER DISTRICT NO. 6
BOARD OF MANAGERS MEETING
FEBRUARY 11, 2014
LACKAWANNA CITY HALL

MEMBERS PRESENT: Mr. James Balcarczyk and Mr. James Carr

OTHERS PRESENT: Messrs Steven Canestrari, Joseph Fiegl, Lawrence Krug, & Garry Pecak,
and Ms. Laurie Gier

MEMBERS EXCUSED: Mr. Anthony Collareno

ITEM NO. 1 – CALL MEETING TO ORDER

Mr. Balcarczyk opened the meeting at 3:15 p.m.

ITEM NO. 2 – APPROVAL OF MINUTES OF PREVIOUS MEETING (Handout)

Mr. Balcarczyk moved, seconded by Mr. Carr, to approve the minutes from the December 10, 2013 meeting. The motion carried 2-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

There were no items from the public

ITEM NO. 4 – NEW BUSINESS

There was no new business at this time.

ITEM NO. 5 – OLD BUSINESS

- a. Notice of Petition – ISG Lackawanna LLC and Tecumseh Redevelopment Corporation – Bethlehem Steel – Article 78

Mr. Fiegl explained to the Board that he was deposed at the end of December, 2013 by opposing counsel for Tecumseh.

- b. Niagara Winds Power – Summons (Article 78)

Mr. Fiegl informed the Board that the County submitted a counter offer to Niagara Winds. Niagara Winds received the County's counter offer and presented the County with another offer. This offer is presently being analyzed by the County's outside counsel. Mr. Fiegl will keep the Board informed of any further developments in this matter.

ITEM NO. 6 - MISCELLANEOUS / INFORMATIONAL ITEMS

- a. Operational Report

Mr. Canestrari reported that with the recent weather events, including rain/snow melt events on December 21, 2013, and January 11, 2014, along with the blizzard of January 7th, staffing levels were adjusted accordingly, and when necessary, with around the clock staffing. He also reiterated that

Item 2

Division of Sewerage Management staff are essential personnel and must report during these emergency conditions. District Personnel encountered a motorist who appeared to be disoriented due to the blizzard conditions. The driver was allowed to follow an employee onto Southtowns WasteWater Treatment Plant property, where staff provided the motorist with dry boots and lunch. He remained until the weather had cleared.

Mr. Fiegl expressed his appreciation to the Board for their support in budgeting provisions for these types of events. The Boards have consistently allocated funding for bypass pumps, portable and permanent generators, four wheel drive vehicles, 24/7 access to certain vehicles for key staff, overtime, etc. All these items are critical to make sure that service is maintained under adverse conditions.

b. Pretreatment Report

i. Industrial Wastewater Survey – 3rd Notice (Handout)

Mr. Carr reported that of the 30 Industrial Waste Survey letters, 21 were completed and returned; 6 require follow-up; and 3 were not returned at all. He reported that Division staff will be contacting the noncompliant companies directly.

The Board also discussed an issue with The Chopstick House Restaurant located at 721 Ridge Rd in Lackawanna. They were observed discharging “waste” directly into the storm sewer. Mr. Carr stated that Ms. Surdej, Industrial Wastewater Specialist would be informed for further investigation. This item will be kept on the agenda.

c. Construction Report

i. Contract No. 70 – Notice to Proceed 2014 Work Orders (Handout)

Mr. Carr reported that the work orders for 2014 will be assigned to United Survey in the near future.

d. Payments

There were no payments reported.

e. Local Law No. 4 – Hydraulic Fracturing (Handout)

Local Law Intro No. 4 -2013 banned Hydraulic Fracturing on County owned land and prohibited the storage, disposal, or treatment of natural gas waste and fracturing fluids or solids by any wastewater treatment facility owned or operated by Erie County.

Mr. Fiegl highlighted Section 6 of the Law – which states that all Erie County Sewer Districts develop policies to carry out the requirements of this new law. Mr. Fiegl further explained that the County does not, and has not accepted any of the above mentioned wastes. The Division will, however, be evaluating its Rules and Regulations in the near future to ensure compliance and train its employees about the law, as required.

f. Erie County Botanical Gardens Discharge (Handout)

The Board reviewed a letter dated December 9, 2013 sent to Mr. Fiegl from the Commissioner of Public Works stating that, Trautman Associates, was engaged to change the discharge point for sanitary waste from the Botanical Gardens. The Department of Public Works has presented to the Division a relocation plan for review and approval. The Division has approved the relocation plans and Erie County will need to obtain all the necessary road permits prior to constructing the corrective action.

g. NYSDEC – SSES Revised Work Plan (Handout)

The Board reviewed Mr. Fiegl's NYSDEC letter of December 30, 2013. The correspondence detailed a revised work plan for the I/I analyses and SSES work in the areas tributary to the Lackawanna WWTP.

h. NYWEA Collection System Safety Award (Handout)

The Division was awarded the NYWEA Collection System Safety Award for 2013. This award was presented to Mr. Fiegl at their annual meeting. The award was for the overall safety performance of the Division. The award recognized excellence of the Division of Sewerage Management's programs and specifically decrease of the County's incident rate over the past 10-12 years by approximately 75%.

i. Erie County Utilities Aggregation (Handout)

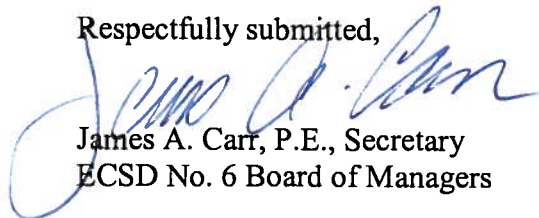
The Board reviewed a letter from the Erie County Commissioner of Public Works, John Lofreddo. Mr. Lofreddo stated that due to the extreme cold weather gripping much of the county, January's electric invoices will likely be 2-3 times higher than normal. Mr. Fiegl reiterated to the Board that the Division budgets conservatively. If the current trend continues, however, a transfer of fund balance might be needed.

Mr. Balcarczyk moved, seconded by Mr. Carr, to receive and file the informational items on the Agenda. The motion carried 2-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to adjourn the meeting at 3:40 p.m. The motion carried 2-0.

Respectfully submitted,



James A. Carr, P.E., Secretary
ECSD No. 6 Board of Managers

Motion to approve minutes of December 10, 2013

Moved By: Jim Balcarczyk

Seconded By: Jim Carr

Approved/Disapproved: 2-0

Date: 4/8/2014

ERIE COUNTY SEWER DISTRICT NO. 6
BOARD OF MANAGERS MEETING
APRIL 8, 2014
LACKAWANNA CITY HALL

MEMBERS PRESENT: Mr. James Balcarczyk and Mr. James Carr

OTHERS PRESENT: Messrs Steven Canestrari, Joseph Fiegl, Lawrence Krug, and Ms. Laurie Gier

MEMBERS EXCUSED: Mr. Anthony Collareno

ITEM NO. 1 – CALL MEETING TO ORDER

Mr. Balcarczyk opened the meeting at 3:15 p.m.

ITEM NO. 2 – APPROVAL OF MINUTES OF PREVIOUS MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to approve the minutes from the February 11, 2014 meeting. The motion carried 2-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

There were no items from the public

ITEM NO. 4 – NEW BUSINESS

a. Siemens Energy Performance Contract Close Out

The Division of Sewerage Management recommended the close out of the Siemens Energy Performance Contract in the final contract amount of \$1,092,706.00. This contract was a joint effort between ECSD Nos. 3&6. ECSD No. 6's portion of the contract is \$425,346.60. The contractor, Siemens, successfully completed the work associated with the Energy Performance contract at District 6.

On a motion by Mr. Carr, seconded by Mr. Balcarczyk, the Board, by a vote of 2-0, approved the close out.

ITEM NO. 5 – OLD BUSINESS

a. Notice of Petition – ISG Lackawanna LLC and Tecumseh Redevelopment Corporation – Bethlehem Steel – Article 78

The Board reviewed AccelorMittal and Tecumseh's court filing for their challenge of the 2014 sewer charges. The court case is ongoing and Mr. Fiegl will update the Board as these proceedings continue.

Item 2

b. Niagara Winds Power – Summons (Article 78)

Mr. Fiegl informed the Board that the Division of Sewerage Management had received a draft settlement from Niagara Winds and our attorneys are reviewing the information. A recommendation before the next Board of Managers Meeting is anticipated. Mr. Carr suggested that a phone poll be conducted before the next Board meeting. The Board agreed and requested Mr. Fiegl noted that he would contact the Board Members directly to answer any questions there may be.

ITEM NO. 6 - MISCELLANEOUS / INFORMATIONAL ITEMS

a. Operational Report

Mr. Canestrari reported that Councilman Iafallo contacted him regarding storm sewer issues on Center Street.

b. Pretreatment Report

i. Industrial Wastewater Survey – 3rd Notice

The Board reviewed an updated report regarding the Industrial Waste Survey. Four of the surveys will require follow-up and 2 were not returned at all. Pretreatment staff will contact those companies who have not complied and report their findings to the Board.

The pretreatment staff reported on their inspection of The Chopstick House Restaurant located at 721 Ridge Rd in Lackawanna. The restaurant has installed a new grease trap currently and is maintaining cleaning records in their log book. The staff will conduct a random visit to assure continued compliance.

c. Construction Report

i. Contract No. 70 – Notice to Proceed 2014 Work Orders

The 2014 work orders for Contract 70, Cured-in-Place Pipe Lining, will be assigned to United Survey at the end of April. This work should proceed through May and June.

d. Payments

There were no payments reported.

e. Letter to DEC – Collection System Annual Report

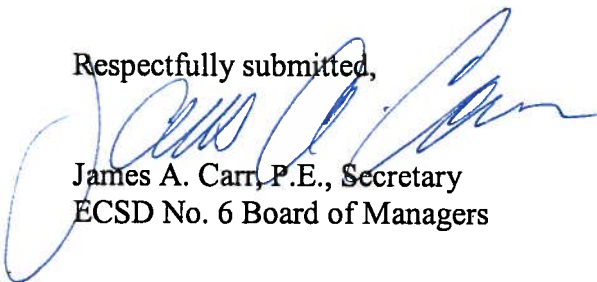
The Board reviewed Mr. Fiegl's February 28, 2014 correspondence to the DEC regarding the 2013 Collection System Program Annual Report. The report submitted per the SPDES permit satisfies the requirement under the Annual CMOM Report.

Mr. Balcarczyk moved, seconded by Mr. Carr, to receive and file the informational items on the agenda. The motion carried 2-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to adjourn the meeting at 3:29 p.m. The motion carried 2-0.

Respectfully submitted,



James A. Carr, P.E., Secretary
ECSD No. 6 Board of Managers

Motion to approve minutes of April 8, 2014

Moved By: _____

Seconded By: _____

Approved/Disapproved: _____

Date: _____

ERIE COUNTY SEWER DISTRICT NO. 6
BOARD OF MANAGERS MEETING
JUNE 24, 2014
LACKAWANNA CITY HALL

MEMBERS PRESENT: Mr. James Balcarczyk, Mr. James Carr, Mr. Tony Collareno

OTHERS PRESENT: Messrs Joseph Fiegl, Steven Canestrari, Lawrence Krug, Kevin Kaminski, and Ms. Laurie Gier

ITEM NO. 1 – CALL MEETING TO ORDER

Mr. Balcarczyk called the meeting to order at 3:15 p.m.

ITEM NO. 2 – APPROVAL OF MINUTES OF PREVIOUS MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to approve the minutes from the April 8, 2014 meeting. The motion carried 3-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

There were no items from the public

ITEM NO. 4 – NEW BUSINESS

a. Presentation and Approval of 2015 Budget

i. Proposed 2015 Budget

Mr. Fiegl presented the ECSD No. 6 Budget to the Board. Overall, the ECSD No. 6 appropriations or expenses are budgeted in 2015 to increase approximately \$231,000. When considering water use charges, the typical ECSD No. 6 ratepayer will have combined sanitary and storm sewer charges that will be approximately 4.6% higher than fiscal year 2014.

Mr. Balcarczyk questioned the increase. Mr. Fiegl explained the \$50,000 cost for the Cured-in-Place Pipe Lining, which actually helps cut down on repair and restoration costs at a ratio of about 10 to 1. The sum of operation and maintenance expenses proposed in this budget have increased approximately \$248,000, with the majority of this increase reflected in an additional \$121,000 allocated to equipment line items, and \$50,000 for the increased utility costs when compared to 2014. On the revenue side, user charges (water usage) are calculated to decrease and fund balance utilization is budgeted to increase. When comparing the items that impact the ratepayers, the decrease in the amount raised from user charges is offset by an increase in the tax levy.

Based upon the changes noted, the impact to the typical ratepayer in ECSD No. 6 will be approximately \$1.50/month when compared to 2014.

Item 2

Personnel – including some DSM reorganization – were discussed. Mr. Balcarczyk expressed concern over the movement of personnel to the Central Region location. His concern was that District 6 may be getting shortchanged. It was explained that sufficient staff has been allocated to District 6. Mr. Krug stated that the work orders should reflect that the necessary work is being done appropriately in District 6.

Fringe benefits for employees are being calculated at 69.5% in this budget. Actual numbers are not available at this time, but the County's budget office believes this is a conservative estimate. There are factors outside the County's control that influence the rate. The County's Administration has attempted to address the rising fringe benefit costs (primarily health care and pension costs) with recent Union Contract proposals.

Mr. Balcarczyk questioned the Assistant Sewer District Manager – "War Room" position. Mr. Fiegl explained that was a typographical error; the position is actually not War Room, but it is the position previously held by Mr. Rick Rehac and will be filled soon. The War Rom position is included under the centralized DSM Budget.

The 2015 equipment line items represent \$283,535 of the ECSD No. 6 budget. The major items include the purchase of one vehicle, a new forklift, new treatment plant equipment, and the ECSD No. 6 standard unanticipated replacement item. Mr. Balcarczyk did question the replacement of the forklift. Mr. Canestrari explained that the old forklift is near the end of its useful life. Any repairs at this point would likely cost about as much as a replacement.

Mr. Fiegl explained that due to changes in how purchases are coded as to the material group and the general ledger accounts, certain items increased where elsewhere there is a decrease. Mr. Balcarczyk asked why the cost for liquid oxygen had doubled. Mr. Kaminski explained that this was based mostly on previous years usage and cost per unit.

The Board also addressed Mr. Balcarczyk's concern that the Digesters at the District 6 wastewater treatment plant. It was explained that the SPDES Permit requirements are being met, which is a top priority. It's a question of how much capital should be allocated to a plant which might be closed in the future. There is currently no definite time frame for this closure. Mr. Fiegl will report back to the Board regarding the Digesters at the next Board meeting.

Before going into specific details of the budget line codes, Mr. Fiegl explained that the budgets are developed conservatively, with the understanding that monies left over at year end are transferred to fund balance and utilized as a revenue to offset future rate impacts. Items listed in the budget as "DSM" are expenses for the Downtown office. ECSD No. 6 contributes 4.45% of these Downtown office expenses.

Mr. Fiegl presented additional details from the various accounts. Specific items highlighted included the budgeting on fuel, various changes in Maintenance and Repair supply codes, the \$50,000 increase in sewer lining services, increases for rental charges, retaining the \$150,000 capital reserve allocation, utility costs, and personnel costs.

Fund balance usage as an offsetting revenue is budgeted at 56% of available balance. The available district fund balance at 12/31/13 represents approximately 4.3 months of 2015 budgeted appropriations. After several years where the ECSD No. 6 fund balance was lower than desired, it is believed that this fund is now at a healthy level to protect the ratepayers of the district. Having fund balance at this level is important considering some uncertainty related to legal challenges and regulatory requirements.

It is recommended for the 2015 Budget that the parcel charge remain unchanged at \$88.00 per parcel and the water use charge in ECSD No. 6 be increased to approximately \$3.43 per 1,000 gallons.

On a motion by Mr. Carr, seconded by Mr. Collareno, the Board voted to approve the 2015 Budget as proposed. The motion carried 3-0.

ii. 271 Resolution

Mr. Fiegl presented to the Board the 271 Resolution for review and approval. Approximately 13% and 87% of the sanitary sewer tax levy shall be raised from the assessed value and parcel charges, respectively, with the parcel charge remaining at \$88.00 per parcel. On a motion by Mr. Collareno, seconded by Mr. Carr, the Board voted to approve the Resolution. The motion carried 3-0.

b. I&I Approval for Compliance Hearing

Mr. Carr recommended a compliance hearing for the following properties: 60 Arnold Place, 243 Warsaw Street, and 256 Warsaw Street. Prior inspection of these properties revealed violations to the Rules and Regulations of the District and the homeowners have not corrected the violations. On a motion by Mr. Carr, seconded by Mr. Balcarczyk, the Board voted to send them to the Compliance Hearing. The motion carried 3-0.

ITEM NO. 5 – OLD BUSINESS

a. Notice of Petition – ISG Lackawanna LLC and Tecumseh Redevelopment Corporation – Bethlehem Steel – Article 78

There is nothing new to report.

b. Niagara Winds Power – Summons (Article 78)

Mr. Fiegl reported that if a favorable settlement agreement was received by the County, the Division would phone poll the Board for approval of the agreement.

ITEM NO. 6 - MISCELLANEOUS / INFORMATIONAL ITEMS

a. Operational Report

Mr. Canestrari reported that a sinkhole in Weber Street near South Shore developed. The District has currently "plated" the sink hole and are in the process of ascertaining the cause.

Restoration on Gibbons & Electric for a curb replacement was completed.

Mr. Collareno requested a crew investigate a drainage issue at the south side of Martin near Catherine. Mr. Canestrari stated it would be taken care of.

b. Pretreatment Report

i. Industrial Wastewater Survey – 3rd Notice

The Board reviewed the 3rd notice to Industries regarding the Industrial Wastewater Surveys. A follow-up inspection at the Bethlehem Steel site revealed 9 additional industries that were not included in the initial mailing would also need to complete the Industrial Waste Survey. Thirty-nine (39) surveys were sent out, 24 have been completed, 6 have moved and 9 still have not replied. The Board requested this item remain on the agenda until all industries comply with the survey.

c. Construction Report

i. Contract No. 70 – Notice to Proceed 2014 Work Orders

Mr. Carr reported that the 2014 work order on the Cured-in-Place Pipe Lining Contract will include the following streets: Grant, Electric, Krakow, Franklin, Clay and Ridge. This is the first set of work orders and a second set is anticipated to be issued for 2014.

Mr. Carr also highlighted two construction projects that are under design. They are South Abbott siphon at Smoke's creek and roofing replacement at the Well Street pumping station.

d. Payments

There were no payments reported.

e. NYSDEC SPDES Annual SSO Report

A copy of the Annual Sanitary Sewer Overflow (SSO) Report in accordance with SPDES Permit NY0022136 was distributed to the Board, detailing location, duration and dates of overflows.

f. NYSDEC SPDES Nine Month Progress Report

A copy of the Nine (9) Month Progress Report #2 – SPDES Permit Schedule of Compliance was distributed to the Board. Mr. Carr highlighted the Total Residual Chlorine and the Ammonia Nitrogen Study.

g. Basement Bathroom Letters

The Board was given a sample copy of the letter sent to homeowners who, during their I&I inspections, were found to have basement bathroom facilities (sink, toilet, shower) or basement floor drain connected to the sanitary. The letter is to inform homeowners of the possible risks of having such basement facilities, and that the County DSM is not responsible for sewer backups.

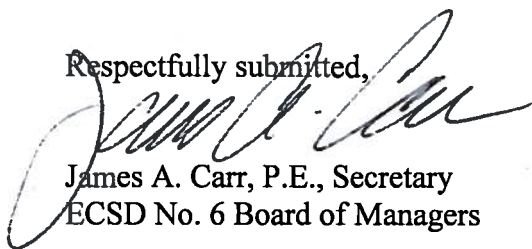
Mr. Carr moved, seconded by Mr. Balcarczyk, to receive and file the informational items. The motion carried 3-0.

Mr. Balcarczyk made a motion, seconded by Mr. Carr to cancel the July 8th ECSD No. 6 Board of Managers meeting. The motion carried 3-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

Mr. Balcarczyk moved, seconded by Mr. Collareno, to adjourn the meeting at 4:20 p.m. The motion carried 3-0.

Respectfully submitted,



James A. Carr, P.E., Secretary
ECSD No. 6 Board of Managers

Motion to approve minutes of June 24, 2014

Moved By: J. BALCARCZYK

Seconded By: A. COLLARENO

Approved/Disapproved: 3-0

Date: 10/7/14 

ERIE COUNTY SEWER DISTRICT (ECSD) NO. 3
BOARD OF MANAGERS MEETING
WEDNESDAY OCTOBER 1, 2014
SOUTHTOWNS TREATMENT PLANT CONFERENCE ROOM

MEMBERS PRESENT: Chairman John Mills, David Kaczor, Gerry Kapsiak (at 8:05 a.m.),
David Millar, Glenn Nellis (at 8:07 a.m.), Karl Simmeth, John
Wilson, Don Witkowski (at 8:07 a.m.)

MEMBERS ABSENT: Michael Kasprzyk

OTHERS PRESENT: Glenn Absolom, Joe Fiegl, Kevin Kaminski, Jill Krafft, Larry
Krug

ITEM NO. 1 – CALL MEETING TO ORDER

Chairman Mills called the meeting to order at 8:02 a.m.

ITEM NO. 2 – APPROVAL OF MEETING MINUTES

- a. June 18, 2014
- b. June 25, 2014

On a motion by Mr. Kaczor, seconded by Mr. Wilson, the Board voted to approve the minutes from the June 18, 2014 and June 25, 2014 meetings. The motion carried 5 – 0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – NEW BUSINESS

- a. Payments (Handout)

The Board reviewed the payments handout for the month of October. On a motion by Mr. Simmeth, seconded by Mr. Millar, the Board voted to approve the October 2014 payments. The motion carried, 5 – 0.

- b. Approval of 2015 Meeting Schedule (Handout)

The Board considered the proposed 2015 meeting schedule for approval. On a motion by Mr. Mills, seconded by Mr. Simmeth, the Board voted to approve the proposed 2015 meeting schedule. The motion carried, 6 – 0.

Item 2

c. I & I Approval for Compliance Hearing (Handout)

The Board reviewed copies of final violation notices from the Division of Sewerage Management (DSM) to several property owners in District No. 3. Written requests were mailed to each property owner on several occasions, without response, to complete a house inspection or correct a deficient condition found during the DSM's Inflow/Infiltration inspection program. As a result, these property owners have been referred to the Board to be considered for a hearing with the DSM's hearing officer who will evaluate violations of the "Rules and Regulations" and recommend a follow-up action.

On a motion by Mr. Kaczor, seconded by Mr. Wilson, the Board voted to approve the referral for a Compliance Hearing. The motion carried 8 – 0.

d. Brookview Apartments – I&I Agreement

The Board considered a request to enter into an agreement to take ownership of a proposed 4" diameter forcemain that will serve the second phase of the proposed Brookwood Apartments on Southwestern Boulevard in the Town of Hamburg. This proposed project is within the bounds of Erie County Sewer District No. 3. A private pumping station is required to service this project and the New York State Department of Transportation would not allow a private forcemain to be located in the Right of Way of a State road. Consequently, the developer of the apartment complex, Mr. Glenn Wetzel, has requested that the DSM take ownership of the forcemain. In return, the developer, or future owner of the related property, will pay the DSM a premium assessment for the next 25-years in the amount equal to replacement value of the pipe (in addition to Erie County Sewer District No. 3's standard sewer charges). The developer will also agree to complete twice the amount of Inflow and Infiltration (I&I) reduction work required by the DSM's I&I exchange program for sewerage system extensions.

On a motion by Mr. Millar, seconded by Mr. Kapsiak, the Board voted to approve the Brookview Apartments I&I Agreement. The motion carried 8 – 0.

e. User Charges 2015

i. Minutes from Public Hearing (Handout)

The Board reviewed a copy of the Minutes from the Public Hearing held on September 24, 2014 in Legislative Chambers regarding proposed 2015 User Charge Rates. The hearing is a requirement of County Law. No comments were received from the public at the hearing.

On a motion by Mr. Millar, seconded by Mr. Nellis, the Board voted to receive and file the Minutes from the September 24, 2014 public hearing. The motion carried 8 – 0.

ii. Approval of Resolution (Handout)

The Board considered a resolution to approve the proposed 2015 User Charge Rates. User charges apply to non-residential customers and businesses that contribute high strength or high volume wastewater to the Erie County Sewer District No. 3 treatment system.

On a motion by Mr. Kaczor, seconded by Mr. Wilson, the Board voted to approve the 2015 User Charges. The motion carried 8 – 0.

f. 271 Resolution – Confirmation of Poll (Handout)

The Board considered confirmation of the June 26, 2014 telephone/email poll approving the 271 Resolution that was discussed at the June 25, 2014 Budget Meeting. The Resolution states that approximately 35%, 11% and 54% of the total sanitary sewer tax levy of \$14,268,505 shall be raised from the assessed value, footage and flat charges, respectively. The total tax levy reflects an average increase of approximately 3.5% to the typical District 3 ratepayer.

On a motion by Mr. Millar, seconded by Mr. Simmeth, the Board voted to confirm the June 26, 2014 poll. The motion carried 8 – 0.

g. Award of Contract 37 STP – Confirmation of Poll (Handout)

The Board considered confirmation of the June 30, 2014 telephone/email poll approving award of the General, HVAC, and Electrical Contracts for the Southtowns Influent Pump Station and ORF Improvements Project at the Southtowns AWTF as follows:

Contract 37STP-A, General	Kandey Company, Inc.	\$7,327,777.00
Contract 37STP-B, HVAC	Quackenbush Co., Inc.	\$448,000.00
Contract 37 STP-D, Electrical	South Buffalo Electric	\$1,752, 500.00

On a motion by Mr. Wilson, seconded by Mr. Nellis, the Board voted to confirm the June 30, 2014 poll. The motion carried 8 – 0.

h. Sewer Agency Report – Southtowns AWTF Incinerator Upgrades (Handout)

The Board reviewed a Sewer Agency Report prepared for approval to address funding necessary to complete capital improvements at the Southtowns AWTF and in particular, for controls needed to comply with new United States Environmental Protection Agency (USEPA) Sewage Sludge Incinerator regulations. Controls are required to reduce hydrogen chloride and mercury concentrations in stack emissions. At this time, the exact costs are not known. By approving the corresponding Resolution, the Board accepts and adopts the Sewer Agency Report and recommends submittal to the Erie County Legislature for further consideration, including pursuing an increase and improvement of facilities in the amount of \$5-million.

On a motion by Mr. Millar, seconded by Mr. Witkowski, the Board voted to approve the Resolution accepting and adopting the Sewer Agency Report. The motion carried 8 – 0.

i. Industrial Wastehaulers Permit Approval (Handout)

Waste Hauler's Discharge permits are a requirement of Article VIII of the Erie County "Rules & Regulations" and are approved by the Board on an annual basis. Permits are valid for one year and can be amended or revoked for non-compliance with the permit's terms.

On a motion by Mr. Wilson, seconded by Mr. Kaczor, the Board voted to approve Waste Hauler's Discharge permits to Delo Drain & Septic, JB Enterprises, Modern Portable Toilets, and Crescent Moon pending application and insurance approvals. The motion carried 8 – 0.

j. Closeout – Contract No. 40 (Handout)

The Board considered a resolution to close out the contract with Milherst Construction for the Charlotte, Sherburn, McKinley Parkway Pumping Station Elimination and Brookwood Pumping Station Demolition Project, Contract No. 40. The project involved a couple of notable claims that were the result of unforeseen conditions. All work has been satisfactorily completed and the DSM recommends close out of this project in the final amount of \$1,081,979.99, which includes change order No. 1, an increase of \$123,381.39.

On a motion by Mr. Nellis, seconded by Mr. Kapsiak, the Board voted to closeout Contract No. 40. The motion carried 8 – 0.

ITEM NO. 5 – OLD BUSINESS

a. Steuben Foods Update

Mr. Fiegl informed the Board that design of the Elma Pumping Station Upgrades will be at the 90% complete stage this month. Steuben Foods has been included in the design as it has progressed. Mr. Fiegl also noted that the DSM has received several odor complaints from property owners the vicinity of the sanitary sewer on Milestrip Road in the Town of Orchard Park. The DSM and Steuben Foods are attempting to identify the source of the odors and as a precaution, the DSM has performed addition maintenance on the forcemain and downstream gravity sewer piping.

ITEM NO. 6 – MISCELLANEOUS/INFORMATIONAL ITEMS

a. Operational Report

Mr. Kaminski reported that the Chief Operator for the Southtowns AWTF recently retired and his position was filled by Mr. Joseph Orzechowski. Mr. Kaminski also reported that a reactor cleanout project is currently ongoing at the plant. Reactor cleaning is a maintenance initiative that has improved treatment performance at the plant and will involve two tanks every year in the future. This year the associated cost is \$30,000 per tank.

Mr. Absolom reported that Division's staffing level is presently sufficient and he does not anticipate a significant number of staff retirements in the near future. Mr. Absolom noted the

challenge he faces with staffing is finding skilled labor for maintenance positions. He suggested that the Division may need to pursue internal training programs to fill this need. Mr. Fiegl agreed noting that Electronics Technicians are especially challenging to find.

b. Pretreatment Report

Mr. Millar reported that, as a requirement of the new SPDES permit, an Industrial Waste Survey was sent to all businesses tributary to the Southtowns and Blasdell Treatment Plants having the potential for an industrial wastewater discharge.

A new Industrial Wastewater Discharge Permit will be issued to Sci-Dent, Inc. who will be moving to a new location in the District on Centre Drive in the Town of Orchard Park.

There is a scaling issue at the Elma Pump Station. Arcadis has completed a study for Steuben Foods to address the issue which made recommends reducing the amount of CO₂ used for disinfection purposes by the addition of sulfuric acid as a pH adjustment chemical. A one week trial with sulfuric acid and an evaluation will take place.

i. Ltr. to Business Owner – Grease Blockage (Handout)

Mr. Millar informed the Board that on June 11, 2014, a grease blockage occurred on West Lane in Hamburg. The DSM traced the blockage to J&M's West End Inn and Cozy Thai restaurants, neither of which have a grease control device. Letters were sent to both on June 27, 2014. Both restaurants have indicated that a grease control device will be installed, but neither has submitted the waiver application nor completed the installation of a grease trap as of yet.

ii. Industrial Wastewater Survey – 2nd Notice (Handout)

The Board reviewed a copy of 2nd notice letter from the DSM to Worldwide Protective Products in the Town of Orchard Park requesting completion of an industrial waste survey as required by SPDES permit conditions.

c. Construction Report

i. Contract No. 37 – Southtowns Influent PS & ORF Improvements Notice to Proceed (Handout)

The Board reviewed copies of Notice to Proceed letters, dated September 15, 2014, to the three prime contractors for the Southtowns Influent Pump Station and ORF Improvements Project.

d. NYSDEC Ltr. SPDES Permit NY 0095401 – Flow Management Plan (Handout)

The Board reviewed a copy of a Flow Management Plan sent to the New York State Department of Environmental Conservation (NYSDEC). The Plan was required by the NYSDEC because the annual average flow at the Southtowns AWTF exceeded 95% of design. Mr. Millar informed the Board that the Plan is essentially a summary of existing and ongoing DSM programs.

- e. i. GHD – RFP – Southtowns Sludge Incinerator Emission Control Upgrades (Handout)

The Board reviewed a copy of a letter to GHD Consulting Services, Inc. informing them that they have been selected by the DSM for design work involving SSI Upgrades at the Southtowns AWTF. The upgrades were previously discussed as part of Item 4. H.

- ii. NYSDEC Ltr. Incinerator Emission Control Upgrades (Handout)

The Board reviewed a copy of an update letter sent to the DEC identifying activities the DSM has pursued to comply with conditions of the Southtowns AWTF Title V Air Permit since that Permit was submitted in March 2014.

- f. Elma Forcemain – SmartBall Inspection

Mr. Millar informed the Board the DSM will conduct an evaluation of the Elma Forcemain using a technology called Smartball Inspection. This effort is being undertaken to address pipe breaks that occurred at the beginning of the summer on the Elma Pump Station forcemain. The evaluation will identify existing pipe leaks and air pocket locations, using an acoustic sensor, to establish a better understanding of the operational capability of the forcemain.

- g. Mt. Vernon – Clifton Parkway Pipe Repairs (Handout)

Mr. Millar discussed an informational item regarding repair work completed by the DSM on a pipe segment on Clifton Parkway in the Mount Vernon Sewer District.

- h. Grinder Tank Relocation (Handout)

The Board reviewed a copy of a letter from the DSM to a homeowner in the Town of Orchard Park regarding a grinder pump unit found under a raised pool deck. A permanent easement existed prohibiting installation of any permanent structure around the tank and the homeowner was informed that, per the DSM's Rules and Regulations, relocation of the grinder tank must be completed at his expense. Should he relocate the tank, the DSM would install pumps and controls.

On a motion by Mr. Kaczor, seconded by Mr. Wilson the Board voted to receive and file the above Items 6. a. through 6. h. The motion carried 8 – 0.

Mr. Fiegl discussed the status of the Facility Report Update as it relates to the long term viability of the Southtowns AWTF. He noted that there will be expensive work necessary to meet limitations under the new SPDES permit. Mr. Fiegl added that he would like to discuss funding options when we have a better understanding of the necessary treatment plant upgrades. Chairman Mills questioned whether or not federal funding was an option for this project to which Mr. Fiegl noted that large Federal grant programs are not available. Southtowns AWTF was constructed with 87.5% grant funding but the Federal programs now support low interest loans instead. That being said, grants on the State and Federal will come about from time to time and the DSM is always looking out for

programs that meet the needed criteria. The Water Quality Improvement Program grant for Rush Creek Interceptor is a good example.

Mr. Absolom informed the Board that he received a call from the New York State Office of Parks inquiring as to why the SSO's have decreased so dramatically over the last ten years. The Parks Office discovered the SSO reduction while preparing a report regarding Woodlawn Beach closures for the EPA. Mr. Fiegl added that New York State Parks is evaluating from 2004 to present; 2004 is when ECSD No. 3 took over the Blasdell system and therefore there is a very positive narrative of what was done.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Mr. Kaczor, seconded by Mr. Kapsiak, the meeting was adjourned at 9:04 a.m. The motion carried 8 – 0.

Next meeting is scheduled for Wednesday, December 10, 2014 at 8:00 a.m.

Respectfully submitted,



David C. Millar, P.E.

Secretary

ECSD No. 3 – Board of Managers

DM:jk

Motion to Approve the October 1, 2014 Meeting Minutes

Moved by: GLENN MELLIS

Seconded by: DAVE KACZOR

App/Disapp: APPROVED 8-0

Date: 12/10/14



David C. Millar, Secretary

ECSD No. 3 Board of Managers

ERIE COUNTY SEWER DISTRICT NO. 6
BOARD OF MANAGERS MEETING
DECEMBER 2, 2014
LACKAWANNA CITY HALL

MEMBERS PRESENT: Mr. James Balcarczyk, Mr. James Carr

OTHERS PRESENT: Messrs Joseph Fiegl, Lawrence Krug, William Strzeszynski, and
Ms. Laurie Gier

MEMBER EXCUSED: Mr. Anthony Collareno

ITEM NO. 1 – CALL MEETING TO ORDER

Mr. Balcarczyk opened the meeting at 3:15 p.m.

ITEM NO. 2 – APPROVAL OF MINUTES OF PREVIOUS MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to approve the minutes from the October 7, 2014 meeting. The motion carried 2-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

There were no items from the public

ITEM NO. 4 – NEW BUSINESS

a. Confirmation of Telephone Poll – Award of Contract No. 51-Kennedy Drive

The Board was phone polled on November 6, 2014 regarding the award of contract for the Kennedy Drive Sanitary Sewer Rehabilitation Project to the lowest responsible bidder Frontier Excavating and Paving Inc. at \$193,879.40. Mr. Carr moved, seconded by Mr. Balcarczyk to confirm the telephone poll. The motion carried 2-0.

b. I&I Approval for Compliance Hearing

The Board reviewed a recommendation from the Division to refer the following properties to a Hearing Office for violation to the Rules and Regulations of Erie County Sewer District No. 6: 3092 South Park Ave and 88 Verel Ave. Mr. Balcarczyk moved, seconded by Mr. Carr, to send them to a Compliance Hearing. The motion carried 2-0.

ITEM NO. 5 – OLD BUSINESS

a. Notice of Petition – ISG Lackawanna LLC and Tecumseh Redevelopment Corporation – Bethlehem Steel – Article 78

There is nothing new to report.

Item 2

b. Niagara Winds Power – Summons (Article 78)

Mr. Fiegl reported that in October of 2014 the Division received the final settlement agreement for the Niagara Winds Power Article 78 Challenge and on December 2, 2014 the conditions of the agreement were reaffirmed. Mr. Fiegl recommended that this issue be taken off the agenda.

ITEM NO. 6 - MISCELLANEOUS / INFORMATIONAL ITEMS

a. Operational Report

Mr. Strzeszynski reported the District conducted routine flushing and inspections; replacement and repair of manholes and catch basins. He also reported that the sanitary sewer lines at Abbott and Ridge had been cleaned. Mr. Strzeszynski informed the Board that the sinkhole at 113 Cleveland is a homeowner's lateral, and thus the homeowner's responsibility.

Mr. Fiegl discussed the November storm, and subsequent thaw/rain event. He commended the staff for their efforts and dedication to ensure public health and to protect the wastewater treatment plant.

Mr. Balcarczyk inquired about reimbursement/compensation for the costs incurred during the storm. Mr. Fiegl reported the County/State will be applying to FEMA for assistance, but it is uncertain at this time if anything will be reimbursed or when the reimbursement may happen.

Mr. Balcarczyk inquired about the volume of complaints during the storm. The District had anticipated the record flows and staged pumps at the areas of complaints and concerns within the district. That fore-thought provided a measure of protection to the home owners that resulted in fewer complaints than expected considering the magnitude of the event.

Mr. Fiegl reported to the Board that Erie County, the Buffalo Sewer Authority and CRA will meet with the NYSDEC to present the results of the Lackawanna WWTP Elimination Study on December 5, 2014.

b. Pretreatment Report

There is nothing to report.

c. Construction Report

There is nothing to report at this time.

d. SPDES Permit NY 0022136

i. Wet Weather Operation Plan

The Board was informed by Mr. Fiegl that the Wet Weather Operation Plan (WWOP) was submitted to the NYSDEC on October 16, 2014 as required

by the schedule of compliance listed in the SPDES Permit for the Lackawanna Wastewater Treatment Plant.

ii. Schedule of Compliance – Total Phenolics Study

The Board was informed by Mr. Fiegl that the Total Phenolics Study was submitted to the NYSDEC on October 27, 2014. The study was completed per the SPDES permit schedule of compliance and based on the data collected during the monitoring period, no modifications are recommended for total effluent phenolics.

e. Notices of Termination for Stormwater Permit No. GP-0-10-001

The Board was informed that the Division has received a request under the Municipal Separate Storm Sewer (MS4) Authorization for a Notice of Termination (NOT) regarding SPDES Permit GP-0-10-001 The City of Lackawanna and the Division of Sewerage Management jointly signed off on the NOT. These storm water facilities will be privately owned, therefore, the CEO of Welded Tube USA has to endorse section IX of the NOT prior to their submittal to the NYSDEC.

Mr. Carr made a motion, seconded by Mr. Balcarczyk, to receive and file the informational items. The motion carried 2-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

Mr. Balcarczyk moved, seconded by Mr. Carr, to adjourn the meeting at 3:40 p.m. The motion carried 2-0.

Respectfully submitted,


James A. Carr, P.E., Secretary
ECSD No. 6 Board of Managers

Motion to approve minutes of December 2, 2014

Moved By: J. Balcarczyk

Seconded By: A. Collarino

Approved/Disapproved: 3-0

Date: 2/10/2015