

ERIE COUNTY SEWER DISTRICT NO 1 (ECSO NO. 1)
BOARD OF MANAGERS MEETING MINUTES
FRIDAY, FEBRUARY 3, 2023
CHEEKTOWAGA TOWN HALL

MEMBERS PRESENT: Ms. Diane Benczkowski, Mr. Patrick Bowen, Mr. Gary Dickson,
Ms. Susan Kims, and Mr. Matt Salah

OTHERS PRESENT: Mr. Joseph Fiegl, Ms. Brenda Rehac, and Mr. William
Strzeszynski

ITEM NO. 1 – CALL THE MEETING TO ORDER

Ms. Benczkowski called the meeting to order at 9:30 am.

ITEM NO. 2 – APPROVAL OF OCTOBER 7, 2022 MEETING MINUTES

On a motion by Mr. Bowen, seconded by Mr. Dickson, the Board voted to approve the minutes from the October 7, 2022 meeting. The motion carried 5-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – OLD BUSINESS

None

ITEM NO. 5 – NEW BUSINESS

- a. Confirmation of Email Poll-Requests for Proposals for Professional Engineering Services (Handout)

Mr. Salah reviewed the handout with the Board of the previously approved email poll recommending the firms provided for professional engineering services. On a motion by Mr. Bowen, seconded by Mr. Dickson, the Board voted to confirm the results of the e-mail poll. The motion carried 5-0.

- b. Confirmation of Email Poll-Requests for Proposals for Construction Inspection Services (Handout)

Mr. Salah reviewed the handout with the Board of the previously approved email poll recommending the firms provided for construction inspection services. On a motion by Mr. Salah, seconded by Mr. Dickson, the Board voted to confirm the results of the e-mail poll. The motion carried 5-0.

c. Approval for Enforcement Hearing (Handout)

On a motion by Mr. Bowen, seconded by Ms. Kims, the Board voted to refer the property owner of 18 Doster Place, West Seneca, to an Enforcement Hearing. The motion carried 5-0.

ITEM NO. 6 – MISCELLANEOUS & INFORMATIONAL ITEMS

a. Operational Report (September-December)

Mr. Strzeszynski updated the Board with the operational report. Since the last meeting, Mr. Strzeszynski's staff has cleaned and televised approximately 11,755 feet of sewer lines. This work was in areas at the south end of Borden Road near Seneca Creek Road, along with a few other side streets off of Clinton near the city line (Boyton, Electric, and Fernwood). The above work was done as a follow up to recent smoke testing observations. Several sewer lines at the far west end of French Road, near the Gardenville Plaza were also cleaned and televised. All of the Borden Road televising footage has been reviewed and did not find any major issues that would need to be addressed prior to the road reconstruction.

Thirty (30) manholes were repaired as a follow up to the 2022 smoke testing observations. These were mainly in areas tributary to French Road. This summer, inflow and infiltration assessment efforts will take place in the neighborhood's tributary to Clinton Street., (between Transit Road and Union Road, Maplewood, Lowell, Weigand). This effort will include smoke testing, cleaning, televising. In addition, dye testing will be completed if required. House inspections are temporarily on hold. An open cut repair was completed at 2339 Union Road. The Empire Drive level monitor and high-level floats were replaced. These level monitors are necessary indicators of surcharging in the upper end of the District's trunk.

Regarding the District's facilities, at the Borden Road Pumping Station staff replaced the hydraulic lines on the comminutor; repaired the block heater on the generator and repaired a leaky roof. Staff also cleaned and tuned both pumps and check valves. This station has also been recently painted on the interior. At the Industrial Park Pumping Station, all six (6) pumps were cleaned, inspected and tolerances were adjusted. The drywell lights were replaced with new LED units. During the December Blizzard, the Woodlands Pumping Station lost power at 8:42 am on December 23rd until 3:00 pm on December 25th. Portable bypass pumps were brought in and service was uninterrupted.

Mr. Dickson noted the Erie County Water Authority recently purchased sixty (60) acres of land on America Drive in West Seneca. Mr. Salah stated there shouldn't be any significant sewage amounts added to the sewer lines.

Mr. Fiegl commended Mr. Strzeszynski and his staff for the work performed during the December Blizzard under extreme weather conditions to keep the facilities up and running.

b. Construction Report

Mr. Salah updated the Board on the various construction projects.

Cured-in-Place Pipe (CIPP) Term Lining Contract 75-Kenyon Pipeline continues to CIPP line sewers in work order 11K (ARP) which includes approximately 62,000 LF in the Town of Cheektowaga (various locations). There is one sewer line on Borden Road remaining to be lined and some punch list work and the work order will be completed.

Contract 44 Slate Bottom Creek Sanitary Sewer Replacement (“North Seine Drive Phase 1”) – 4th Generation Construction: A final walkthrough was held in October and punch list issued. Project is nearly ready for closeout. Also, the handout for change order No. 1 was provided to the Board.

Contract 45 North Seine Drive Sanitary Sewer Replacement (Phase 2”) – CMH Company: Pipe installation was completed in the fall, and sidewalk, curb, pavement restoration was completed just prior to the snowstorm last November. The sewer was televised (CCTV) in late December and there are some pipe installation defects that will require correction prior to final acceptance. Engineers will be meeting with the contractor in February to review.

Borden Road reconstruction project (Erie County DPW project) – CATCO: Construction is underway. In January, CATCO replaced some gravity sewer on Borden near Woodside Drive in District 1 as part of this work.

Contract 95 (CIPPL Term Contract): The Division of Sewerage Management received bids for Contract 95 CIPPL Term Contract in November. The project is currently in the process of being awarded to the two (2) lowest bidders, United Survey and Kenyon Pipeline. It is anticipated that a pre-construction meeting will be held in early 2023 and work orders issued to the contractors.

Multiple Districts Contract 91 (Northern Region Pumping Station Accessibility Improvements): Through the Term Engineering contract, CHA is completing the design of accessibility and other improvements for Cayuga and IPP Pumping Stations. Design is expected to be completed this spring.

c. Payments (Handout)

Mr. Salah reviewed the payments with the Board made to Kandey Co., Visone Construction, DiDonato Assoc., SJB Service, Inc., Kenyon Pipeline, 4th Generation, GPI, C&S Companies, and William Schutt Associates.

d. Resident Letter Preventing Sewer Blockages-Garden Village Apartments
(Handout)

For the Boards review, a copy of the letter sent to the residences of Garden Village Apartments was provided regarding measures to take to reduce fats, oils, and grease (FOG) due to recent blockages coming from the apartments.

Mr. Salah moved, seconded by Mr. Bowen to receive and file the miscellaneous and informational items on the agenda. The motion 5-0.

Mr. Fiegl noted the Order on Consent for the ECSD No. 4 Overflow Retention Facility (ORF) was signed by the DEC in January. Mr. Fiegl expects the District No. 1 ORF to be targeted next.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Mr. Dickson, seconded by Mr. Bowen, the Board voted to adjourn the meeting at 9:57 am. The motion carried 5-0.

NEXT MEETING
Friday, April 21, 2023 @ 9:30 a.m.
West Seneca Community Center

Respectfully submitted,



Matt Salah, P.E., Secretary, Secretary
ECSD No.1 Board of Managers

MS:br
Motion to Approve the February 3, 2023 Meeting Minutes

Moved by: P. Bowen

Seconded by: S. Kims

App./Disapp.: 3-0

Date: 4/21/23

Signed: 

for MS

ERIE COUNTY SEWER DISTRICT NO 1 (ECSD NO. 1)
BOARD OF MANAGERS MEETING
FRIDAY, APRIL 21, 2023
WEST SENECA COMMUNITY CENTER

MEMBERS PRESENT: Mr. Patrick Bowen, Mr. Gary Dickson and Ms. Susan Kims

MEMBERS ABSENT: Ms. Diane Benczkowski, Mr. Matt Salah

OTHERS PRESENT: Mr. Joseph Fiegl, Ms. Brenda Rehac, and Mr. William Strzeszynski

ITEM NO. 1 – CALL THE MEETING TO ORDER

Mr. Dickson called the meeting to order at 9:30 am.

ITEM NO. 2 – APPROVAL OF FEBRUARY 3, 2023 MEETING MINUTES

On a motion by Mr. Bowen moved, seconded by Ms. Kims, the Board voted to approve the minutes from the February 3, 2023 meeting. The motion carried 3-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – OLD BUSINESS

Mr. Fiegl updated the Board on a potential Order on Consent (Order) for the ECSD No. 1 overflow retention facility (ORF). As was discussed at past meetings, the New York State Department of Environmental Conservation (NYSDEC) had noted a few years ago that satellite ORFs such as ECSD No. 1's facility can no longer be permitted under the State Pollutant Discharge Elimination System (SPDES) program. The NYSDEC and the Division of Sewerage Management (DSM) completed negotiations in 2022 for an Order pertaining to the ECSD No. 4 ORF. Said Order went into effect in January 2023. The NYSDEC e-mailed the DSM earlier this month and advised that a draft Order for ECSD No. 1 would be transmitted later this Spring.

Mr. Dickson inquired what may be included in the draft Order. Mr. Fiegl noted he was not certain; however, the DSM had negotiated the ECSD No. 4 Order with ECSD No. 1 in mind. Further, the NYSDEC stated in their e-mail earlier this month that the draft ECSD No. 1 Order was "adapted from the ECSD#4 documents." The compliance schedule for the ECSD No. 4 Order includes incorporation of the District into the DSM's existing collection system program, documentation of the ORF operating plan, reporting requirements to replace those in the SPDES permit, a flow monitoring and infiltration/inflow (I/I) analysis, Sanitary Sewer Evaluation Survey (SSES) and corrective action work, a cost effectiveness analysis, and various other certification and reporting requirements. The flow monitoring and I/I analysis for ECSD No. 1 was already completed as a proactive measure. ECSD No. 1 has continued its ongoing SSES and corrective action work. The cost effectiveness analysis was added to the ECSD No. 4 Order at the DSM's request to allow solutions other than I/I mitigation to be considered, particularly because the ECSD No. 1 ORF and associated upstream systems were engineered to function as they currently do to eliminate sanitary sewer overflows. Mr. Fiegl noted the DSM would keep the Board informed.

ITEM NO. 5 – NEW BUSINESS

a. Slate Bottom Creek Sanitary Sewer Replacement-Contract Closeout (Handout)

The Board reviewed a resolution for the closeout of Contract No.44, Slate Bottom Creek Sanitary Sewer Replacement Project, in the final amount of \$299,795.29. On a motion by Mr. Dickson, seconded by Mr. Bowen, the Board voted to approve the resolution. The motion carried 3-0.

ITEM NO. 6 – MISCELLANEOUS & INFORMATIONAL ITEMS

a. Operational Report (January & February)

Mr. Strzeszynski updated the Board with the operational report. Since the last meeting, staff televised and cleaned all the sewers on Como and Bennett, along with the side streets downstream of Rowley Road west of Indian Road. 650 gallons of grit and debris was removed so far. ECSD staff also performed inspections of Idylwoods Apartments, identifying a number of private I/I sources that management of the apartments have noted would be addressed. An open-cut repair was completed on Industrial Parkway. Thirteen (13) manhole repairs were completed in areas recently televised as a follow up from previous smoke testing results.

Regarding the District's facilities, staff spent significant time at the Industrial Park Pumping Station. All six (6) pump tolerances were checked and adjusted. An annual inspection was performed on the station's variable frequency drives (VFDs). Staff also replaced the air release on pump #6, repaired the louvers in the generator room, and upgraded the station's telemetry with a cell modem.

All other items were routine in nature.

b. Construction Report

Mr. Fiegl reviewed the construction updates:

Multiple Districts Contract 91 (Northern Region Pumping Station Accessibility Improvements) –

- Through the Term Engineering Contract, CHA Consulting is completing the design of accessibility and other improvements for several Northern Region pumping stations, including the Cayuga and Industrial Park facilities. After assessing the scope of items, the ECSD No. 1 stations will likely be separated from Contract No. 91 and bid as an ECSD No. 1 project. The design should be completed and bid later this year.

Cured-in-Place (CIPP) Term Lining Contract 75 –

- All CIPP lining installations in this contract have been completed. Minor punch list items /repairs remain. This contract is expected to be closed out this spring.

Contract 44 Slate Bottom Creek Sanitary Sewer Replacement (“North Seine Drive Phase 1”) (4th Generation Construction)–

- Contract No. 44 Closeout was discussed under item 5a.

Contract 45 North Seine Drive Sanitary Sewer Replacement (“Phase 2”) (CMH Company)–

- Pipe installation was completed in the fall, and sidewalk/curb/pavement restoration was completed just prior to the snowstorm last November. The sewer was televised and there are pipe installation defects that require correction prior to final acceptance. The DSM met with the contractor in February to review and CMH committed to repairs. Repair work and punch list items are anticipated to be completed in April.

Borden Road reconstruction project (ECDPW project; Contractor: CATCO)–

- Construction is underway for this Erie County Department of Public Works (ECDPW) project. Force main installation for the ECSD No. 4 portion of this project has started. The ECSD No. 1 scope will commence later this year.

Contract 89 Various Sanitary Sewer Replacements–

- The DSM will be bidding a multi-district sanitary sewer replacement project that includes work in ECSD Nos. 1 and 3. Work in ECSD No. 1 includes replacement of approximately 500 linear feet of asbestos cement sewer on Maplewood Avenue in the Town of West Seneca and a manhole replacement in a backlot between South Prince Drive and French Road in Cheektowaga. [see handout]

Contract 95 (CIPPL Term Contract)–

- The DSM received bids for Contract 95 CIPP lining Term Contract in November. Upcoming lining work anticipated in ECSD No. 1 includes sewers in the Town of Cheektowaga in the French Road area, as well as Vern Lane, Fairelm Lane, and Wells Avenue; and work on Seneca Creek Road in the Town of West Seneca.

i. Sanitary Sewer Replacement Contract No. 89-Bid Schedule (Handout)

The Board reviewed a handout of the bid schedule for Contract No. 89, Various Sanitary Sewer Replacements Project.

c. Payments (Handout)

Mr. Fiegl reviewed the payments made to 4th Generation Construction, Kenyon Pipeline, C&S Companies and CATCO.

d. Resident Letter – Assessed Valuation Sewer Charges (Handout)

Mr. Fiegl stated while reviewing the boundaries of the sewer districts, it was determined eight (8) properties on South Pierce which border the City of Buffalo, were not charged the appropriate sewer tax since 2020. Starting in 2024, sewer charges will be added to the tax bill.

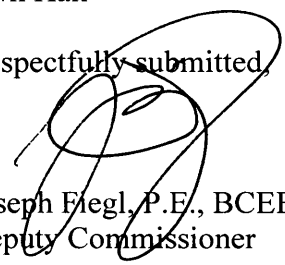
Mr. Dickson moved, seconded by Mr. Bowen to receive and file the miscellaneous and informational items on the agenda. The motion 3-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Mr. Dickson, seconded by Ms. Kims to adjourn the meeting at 9:56 am. The motion carried 3-0.

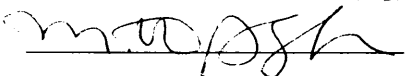
****NEXT MEETING***
Friday, June 16, 2023 @ 9:30 a.m.
Cheektowaga Town Hall

Respectfully submitted,


Joseph Fiegl, P.E., BCEE
Deputy Commissioner

JF:br

Motion to Approve the April 21, 2023 Meeting Minutes

Moved by: MR. DICKSON
Seconded by: MR. BOWEN
App./Disapp.: 4/0
Date: 6-16-2023
Signed: 

ERIE COUNTY SEWER DISTRICT NO 1 (ECSD NO. 1)
BOARD OF MANAGERS MEETING MINUTES
FRIDAY, JUNE 16, 2023
TOWN OF CHEEKTOWAGA HALL

MEMBERS PRESENT: Ms. Diane Benczkowski (10:08), Mr. Patrick Bowen, Mr. Gary Dickson, Ms. Susan Kims and Mr. Matt Salah

MEMBERS ABSENT: None

OTHERS PRESENT: Mr. Joseph Fiegl, Kevin Kaminski, and Mr. William Strzeszynski

ITEM NO. 1 – CALL THE MEETING TO ORDER

Mr. Dickson called the meeting to order at 9:30 am.

ITEM NO. 2 – APPROVAL OF APRIL 21, 2023 MEETING MINUTES

On a motion by Mr. Dickson, seconded by Mr. Bowen, the Board voted to approve the minutes from the April 21, 2023, meeting. The motion carried 4-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – OLD BUSINESS

Mr. Fiegl updated the Board on a potential Order on Consent (Order) for the ECSD No. 1 overflow retention facility (ORF). As was discussed during the last meeting, the New York State Department of Environmental Conservation (NYSDEC) e-mailed the Division of Sewerage Management (DSM) in April 2023 and advised that a draft Order for ECSD No. 1 would be transmitted later this Spring. The draft was received in May 2023. The draft was similar to the ECSD No. 4 Order referenced during the last Board meeting, including incorporation of the District into the DSM's existing collection system program, documentation of the ORF operating plan, reporting requirements to replace those in the SPDES permit, a flow monitoring and infiltration/inflow (I/I) analysis, Sanitary Sewer Evaluation Survey (SSES) and corrective action work, a cost effectiveness analysis, and various other certification and reporting requirements. The DSM and its outside counsel had a preliminary discussion with the NYSDEC regarding the draft Order on June 6th. A follow-up meeting is scheduled with NYSDEC technical staff on June 26th to provide an update on collection system work already completed in ECSD No. 1. The Board will be kept informed as this item progresses.

ITEM NO. 5 – NEW BUSINESS

- a. Presentation and Approval of the 2024 Budget (Handout)
 - i. Proposed 2024 Budget (Handout)

Item 2

Mr. Fiegl presented the proposed ECSD No. 1 Budget to the Board.

ECSD No. 1 is one of three sewer districts that comprise the DSM's "Northern Region." The ECSD Nos. 4 and 5 Boards of Managers approved their portions of the Northern Region budget earlier in the week.

The Northern Region budget is developed based upon a Memorandum of Understanding (MOU) updated in April 2018. The MOU essentially outlines which costs or expenses are shared items and which items are exclusive to individual districts and their respective budgets. In summary:

- Costs such as personnel, supplies, equipment, "Division-wide" expenses, etc. are shared based upon the ratio of units in each sewer district and the total units in Northern Region.
- Contractual treatment charges, debt service, revenues, fund balance, and capital reserve are exclusive to each sewer district.

For this year, Northern Region shares in the following percentages of Division-wide expenses:

- 3.0% of Centralized Laboratory Expenses based on the volume of laboratory work.
- 24.8% of Centralized Vehicle Expenses based on the ratio of the number of vehicles serviced for the Northern Region to the total number serviced Division-wide.
- 47.2% of Centralized Division of Sewerage Management expenses based on the ratio of units served by the Northern Region to the total units served by all Districts.

Within Northern Region, ECSD No. 1 is responsible for approximately 36.3% of the costs.

Reviewing the Detail Summary for ECSD No. 1, total appropriations are projected to increase approximately \$770,000 when compared to 2023. A major component of this increase is \$400,000 in additional capital reserves. Offsetting the overall expenditure increase is an additional allocation of over \$532,000 in fund balance. When considering the projected appropriations and anticipated revenues, the proposed budget is such that charges for the typical ECSD No. 1 ratepayer (single family home) are projected to decrease slightly in 2024.

Personnel costs are increasing this year, primarily due to new collective bargaining agreements with the County's AFSCME and CSEA unions representing the Division's employees. Fringe benefits for employees are being calculated at 58% based on discussions with the County's Budget Department. Actual numbers are not available at this time.

The 2024 equipment line items represent over \$894,000 of the Northern Region budget. The major items include shared purchases amongst all of the Erie County Sewer Districts, replacement of various equipment, replacement of fuel tanks at the administration building, two (2) vehicle replacements, and Northern Region's unanticipated replacement item.

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 revenue to offset future rate impacts. Items listed in the budget as "DSM" are expenses for the Downtown office. Again, Northern Region contributes approximately 47.2% of these Downtown office expenses.

A review of the individual budget codes was provided. Specific items highlighted included budgeting for fuel, reimbursements for centralized services, various adjustments in Account

506200, training/education, a \$50,000 increase in I&I repair, treatment services bills and other items in professional service contracts, discussions on debt service, a \$400,000 increase capital reserves, utility costs, and personnel costs.

Fund balance usage as an offsetting revenue is budgeted at 56%. The available district fund balance at 12/31/22 represents approximately 4.06 months of 2023 budgeted appropriations. As this amount is slightly above the Division's fund balance policy target of 3-4 months, the percentage utilized in this budget was increased. As always, this will be monitored in future years and adjustments will be made as warranted.

It is recommended for the 2024 Budget that the flat usage charge be increased to \$210.00 per unit and the footage charges in ECSD No. 1 remain at \$1.00 / foot.

Various questions were posed by the Board during the budget presentation. Mr. Bowen moved, seconded by Ms. Kims, to approve the proposed 2024 budget. The motion carried 4-0.

ii. Resolution (Handout)

Mr. Fiegl presented the Budget Resolution to the Board for review and approval. He noted that there were clauses added to this year's resolution to address new connections after the tax rolls have been established. The resolution spells out the manner in which the benefit charge formula is applied and is a necessary step in the budget approval process. Regarding the second to last "Resolved" clause, approximately 75% and 25% of the total sanitary sewer tax levy of \$3,536,562 shall be raised from the assessed value and footage charges, respectively. Mr. Bowen moved, seconded by Mr. Salah, to approve the Resolution with a flat charge of \$210.00 and footage charge of \$1.00. The motion carried 4-0.

Mr. Fiegl's final comments related to the 2% Tax Cap, as the sewer district levies are part of the County's overall tax cap calculation. If any major changes are necessary, the Board of Managers will be informed.

b. Confirmation of Email Poll – Various Sewer Replacements Project Contract No. 89 (Handout)

The Board reviewed the Resolution for a previously approved e-mail poll, dated May 30, 2023 to award Kandey Company Contract No. 89 for the various sewer replacement project. Mr. Dickson moved, seconded by Mr. Bowen, the Board voted to confirm the results of the e-mail poll. The motion carried 4-0

c. Approval for Enforcement Hearing (Handout)

On a motion by Mr. Salah, seconded by Mr. Dickson, the Board voted to refer the handout list of property owners to an Enforcement Hearing. The motion carried 4-0.

ITEM NO. 6 – MISCELLANEOUS & INFORMATIONAL ITEMS

a. Operational Report (March & April)

Mr. Strzeszynski updated the Board with the operational report. Since the last meeting, staff cleaned the Cayuga Pumping Station Wet Well and (2) new operators were installed on the interconnecting gate between basin #1 and basin #2 of the Overflow Retention Facility. This upgrade allows the district to have complete remote control of all of the gates and the diversion valve at this facility. The lighting upgrade to the Industrial Park Pumping Station's drywell side has been completed. The lighting fixtures are now all LED type.

Regarding the collection system, the district completed follow-up televising of sewers having recent back-ups. Going forward the district will resume the cleaning of the 21" diameter trunkline, downstream of the Rowley Road sewer project recently completed. This effort was on hold until a specialty flushing head designed to efficiently clean the larger diameter sewer pipes was procured.

All other activities were relatively routine in nature.

b. Construction Report

Mr. Salah reviewed the construction updates:

Contract 45 North Seine Drive Sanitary Sewer Replacement ("Phase 2") (CMH Company) – CMH has been onsite completing repair work and addressing punch list items over the last couple months. It is anticipated a final walkthrough will be held this month and the project will be recommended for closeout.

Borden Road Reconstruction Project (EC-DPW project, Contractor – CATCO) – Replacement of some ECSD No.1 sewer crossings on Borden Road has been completed as part of the work.

Contract 89 Various Sanitary Sewer Replacements – Bids were opened on May 10, 2023 for a multi-district sanitary sewer replacement project which includes work in District 1 and District 3. The scope of work in District 1 includes replacement of approx. 500 LF of asbestos cement sewer on Maplewood Ave in the Town of West Seneca with new 8-inch diameter PVC and a manhole replacement in a backlot between South Prince Drive and French Rd in Cheektowaga. See item 5b above.

Contract 95 (CIPPL Term Contract) – Notice to Proceed was issued to both contractors (Kenyon Pipeline and United Survey) and pre-construction meetings were held in May. It is anticipated that a lining work order will be issued in ECSD No. 1 later this year that includes sewer lines in the Town of Cheektowaga in the French Road area, as well as Vern Lane, Fairelm Lane, and Wells Avenue, and work on Seneca Creek Road in the Town of West Seneca.

c. Payments (Handout)

Mr. Salah reviewed the payments with the Board made to Kenyon, Greenman-Pedersen and Bergman Construction.

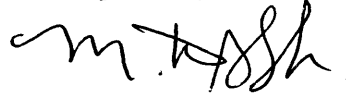
Ms. Kims moved, seconded by Mr. Bowen to receive and file the miscellaneous and informational items on the agenda. The motion carried 5-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Mr. Dickson, seconded by Mr. Bowen to adjourn the meeting at 10:12 am. The motion carried 5-0.

****NEXT MEETING***
Friday, October 6, 2023 @ 9:30 a.m.
West Seneca Community Center

Respectfully submitted,



Matt Salah, P.E., Secretary, Secretary
ECSD No.1 Board of Managers

MAS
Motion to Approve the June 16, 2023 Meeting Minutes

Moved by: MR BOWEN
Seconded by: MS KIMS
App./Disapp.: 4/0
Date: OCT. 6, 2023
Signed: m.t. salah

ERIE COUNTY SEWER DISTRICT NO 1 (ECSD NO. 1)
BOARD OF MANAGERS MEETING
FRIDAY, OCTOBER 6, 2023
WEST SENECA COMMUNITY CENTER

MEMBERS PRESENT: Mr. Patrick Bowen, Mr. Gary Dickson, Ms. Susan Kims and Mr. Matt Salah

MEMBERS ABSENT: Ms. Diane Benczkowski

OTHERS PRESENT: Mr. Joseph Fiegl, Ms. Brenda Rehac and Mr. William Strzeszynski

ITEM NO. 1 – CALL THE MEETING TO ORDER

Mr. Dickson called the meeting to order at 9:27 am.

ITEM NO. 2 – APPROVAL OF JUNE 16, 2023 MEETING MINUTES

On a motion by Mr. Bowen, seconded by Ms. Kims, the Board voted to approve the minutes from the June 16, 2023 meeting. The motion carried 4-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – OLD BUSINESS

Mr. Fiegl provided a summary regarding the latest status for the draft Order on Consent. As has been noted in past Board meetings, the Division of Sewerage Management (DSM) has been in negotiations with the New York State Department of Environmental Conservation (NYSDEC) regarding a proposed Order on Consent for the ECSD No. 1 overflow retention facility (ORF). The DSM and its outside counsel met with the NYSDEC most recently in August 2023 and the NYSDEC's attorney corresponded as recently as this week with additional details. At this point, the negotiations are close to complete. The draft compliance schedule for the ECSD No. 1 Order includes documenting the DSM's existing collection system and ORF operating programs, reporting requirements to replace those in the existing SPDES permit, a flow monitoring and infiltration/inflow (I/I) analysis, Sanitary Sewer Evaluation Survey (SSES) and corrective action work, a cost effectiveness analysis, and various other certification and reporting requirements. As the Board is aware, the flow monitoring and I/I analysis for ECSD No. 1 was already completed. ECSD No. 1 has continued its ongoing SSES and corrective action work and there have been discussions with the NYSDEC of accounting for these activities. The cost effectiveness analysis will allow solutions other than I/I mitigation to be considered. Mr. Fiegl noted that he expects a memorandum and resolution to be presented to the Board at its next meeting regarding executing the Order.

ITEM NO. 5 – NEW BUSINESS

a. 2024 User Charge

i. Public Hearing Notice & Meeting Minutes (Handout)

The Board reviewed a copy of the public hearing notice and related meeting minutes for the 2024 User Charges. The meeting was held on September 21, 2023, and no comments were received from the public. Now that the public hearing was held, the next step is for the Board of Managers to adopt the 2024 rates. The rates will take effect January 1, 2024.

ii. Approval of Resolution (Handout)

Mr. Bowen moved, seconded by Mr. Salah to approve the 2024 User Charge Rates for ECSD No. 1. The motion carried 4-0.

b. Approval for Enforcement Hearing (Handout)

The Board was provided a handout of property owners who have not complied with a house inspection or corrected a violation and the DSM recommends an Enforcement Hearing. Mr. Strzeszynski noted further attempts will be made to contact the homeowners prior to the hearing, scheduled for November 2023. Mr. Salah moved, seconded by Mr. Bowen to move forward with an Enforcement Hearing. The motion carried 4-0.

c. 2024 Meeting Schedule (Handout)

Ms. Kims moved, seconded by Mr. Bowen to approve the 2024 meeting schedule as submitted. The motion carried 4-0.

Mr. Fiegl noted the 2-year term will be ending on December 31, 2023. The Board members present stated they were willing to serve another 2-year term.

d. Contract Closeout & Change Order No.1 – North Seine Drive Sanitary Sewer Replacement (Handout)

Mr. Salah reviewed the Resolution for the closeout of Contract No. 45, in the amount of \$421,082.14. On a motion from Mr. Bowen, seconded by Ms. Kims, the Board voted to approve the closeout. The motion carried 4-0.

ITEM NO. 6 – MISCELLANEOUS & INFORMATIONAL ITEMS

a. Operational Report (May-August)

Mr. Strzeszynski updated the Board with the operational report. Since the last meeting thirty-six (36) manholes in mini-system 9 (the neighborhoods north on Clinton, east of Union) that were identified as having deficiencies during smoke testing performed earlier in the year were repaired. District Staff are now following up our smoke testing in these areas with televising of all of the sewer lines, with dye testing as needed. Fifty-four (54) sewer lines have been televised so far in this area. Staff also continued cleaning and televising sewers downstream

of the Rowley Road project. Both Como and Bennett were completed all the way to Union and staff are now working down Union towards the Cayuga Pump Station. Various lingering restoration jobs from this summer were completed, along with open cut repairs at 544 Como, 63 Schultz and 205 Messer.

For the pumping stations, staff continued with our LED lighting upgrade project at Borden Rd., Aurora South and the 2nd level at Industrial Park facilities. Also completed a rebuild on one of the spare pumps for the Industrial Park pump station. All other activities were routine in nature.

b. Construction Report

None

c. Payments (Handout)

Mr. Salah reviewed the payments made to CMH, Bergman Construction, Visone, CHA and Kandey Company.

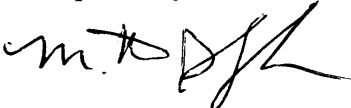
Mr. Bowen moved, seconded by Ms. Kims to receive and file the miscellaneous and informational items on the agenda. The motion 4-0.

ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Ms. Kims, seconded by Mr. Bowen to adjourn the meeting at 9:56 am. The motion carried 4-0.

****NEXT MEETING***
Friday, December 8, 2023 @ 9:30 a.m.
Cheektowaga Town Hall

Respectfully submitted,



Matt Salah, P.E., Secretary
ECSD No.1 Board of Managers

MS:br
Motion to Approve the October 6, 2023 Meeting Minutes

Moved by: MR BOWEN
Seconded by: MS KIMS
App./Disapp.: 4/0
Date: DECEMBER 8, 2023
Signed: m. to salah

ERIE COUNTY SEWER DISTRICT NO 1 (ECSD NO. 1)
BOARD OF MANAGERS MEETING MINUTES
FRIDAY, DECEMBER 8, 2023
WEST SENECA COMMUNITY CENTER

MEMBERS PRESENT: Mr. Patrick Bowen, Mr. Gary Dickson, Ms. Susan Kims and Mr. Matt Salah

MEMBERS ABSENT: Ms. Diane Benczkowski

OTHERS PRESENT: Mr. Joseph Fiegl, Ms. Brenda Rehac and Mr. William Strzeszynski

ITEM NO. 1 – CALL THE MEETING TO ORDER

Mr. Dickson called the meeting to order at 9:31 am.

ITEM NO. 2 – APPROVAL OF OCTOBER 6, 2023 MEETING MINUTES

On a motion by Mr. Bowen, seconded by Ms. Kims, the Board voted to approve the minutes from the October 6, 2023 meeting. The motion carried 4-0.

ITEM NO. 3 – ITEMS FROM THE PUBLIC

None

ITEM NO. 4 – OLD BUSINESS

a. Final Draft Order on Consent (Handout)

Mr. Fiegl discussed the memo regarding the Final Draft Order on Consent (Order). In November 2023 the New York State Department of Conservation (NYSDEC) transmitted a final draft Order with the proposed requirements. The Division of Sewerage Management (DSM) and its outside counsel believe the negotiated terms in the final draft are achievable and hence recommends that the ECSD No. 1 Board of Managers proceed with Order on Consent CO 9-20190630-97.

On a motion by Mr. Dickson, seconded by Mr. Bowen, the Board voted to approve the resolution recommending that the County of Erie proceed with the Order. The motion carried 4-0.

ITEM NO. 5 – NEW BUSINESS

- a. Award of Engineering Agreement-Order on Consent Compliance Assistance
(Handout)

The County of Erie advertised a Request for Proposals from consulting firms to perform professional services associated with “Order on Consent Compliance Schedule Assistance” for Erie County Sewer District Nos. 1 & 4. On a motion by Mr. Dickson, seconded by Mr. Bowen, the Board voted to recommend retaining Hazen and Sawyer for “Order on Consent Compliance Schedule Assistance” in an amount not to exceed \$434,000.00 for Erie County Sewer District No. 1. The motion carried 4-0.

- b. Approval for Enforcement Hearing (Handout)

The Board was provided a handout of property owners who have not complied with a house inspection or corrected a violation and the DSM recommends a referral to an Enforcement Hearing.

On a motion by Mr. Bowen, seconded by Ms. Kims, the Board voted to move forward with a referral to an Enforcement Hearing for the property owners listed in the handout. The motion carried 4-0.

ITEM NO. 6 – MISCELLANEOUS & INFORMATIONAL ITEMS

- a. Operational Report (September-October)

Mr. Strzeszynski updated the Board with the following. Staff completed cleaning and televising within mini-system 9. This includes all the neighborhood’s tributary to Clinton Street between Transit and Union Roads. Staff completed three (3) open-cut repairs on Seneca Creek near Mayer Brothers. An odor complaint, along with a stained creek was received from the NYSDEC at the beginning of October. Staff tracked the source and identified the causes, and completed the open-cut sewer repairs, along with manhole rehabilitation. Three (3) repairs were also completed on a sewer line on Cayuga Creek to the west of Jane Drive, which were needed to reinstate flow for a small portion of the system. This section now conveys sewage to Town of Cheektowaga Sewer District No. 3 system. For the pumping stations, staff cleaned pumps at the Woodlands Pumping Station, replaced VFD # 5 at the Industrial Park Pumping Station, and replaced all valves in the overflow retention facility pump chamber. All other tasks were routine in nature.

Mr. Fiegl commended the work of the District staff on Seneca Creek, as it took a tremendous amount of investigations and coordination to complete.

b. Construction Report

Mr. Salah updated the Board on the status of ongoing capital projects in ECSD
No. 1.

i. Sanitary Sewer Open Cut Repair Term Contract Bid Schedule (Handout)

The Board reviewed the handout regarding the bid schedule for Contract
No. 96, Sanitary Sewer Open Cut Repair Term Contract (2024-2026).

c. Payments (Handout)

Mr. Salah reviewed the payments made to Bergman Construction, CHA, Kandey
Company and 4th Generation.

Mr. Dickson moved, seconded by Mr. Salah to receive and file the miscellaneous and
informational items on the agenda. The motion 4-0.

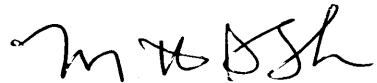
ITEM NO. 7 – ADJOURNMENT & NEXT MEETING

On a motion by Mr. Dickson, seconded by Ms. Kims the Board voted to adjourn the
meeting at 10:10am. The motion carried 4-0.

****NEXT MEETING***

Friday, February 2, 2024 @ 9:30 am
West Seneca Community Center

Respectfully submitted,



Matt Salah, P.E., Secretary
ECSD No.1 Board of Managers

MS:br
Motion to Approve the December 8, 2023 Meeting Minutes

Moved by: MR. BOWEN
Seconded by: MS. KIMS
App./Disapp.: 5/0
Date: FEB. 2, 2024
Signed: M. Salah