

Minutes

NORTH CHAUTAUQUA COUNTY WATER DISTRICT BOARD

Thursday, November 17, 2022, 4:00 p.m.

Dunkirk Town Hall, 4737 Willow Road, Dunkirk, NY 14048

Chairman Purol called the meeting to order at 4:00 p.m.

The roll was called and a quorum was present.

Members Present: Dave Hazelton, Rich Lewis, Richard Purol, Dan Pacos, John Walker, Richard Lascola, Craig Miller, Terry Niebel

Members Absent: Brian Purol

Others: Kathy Tampio, Juan Pagan, Seth Krull, Michelle Twichell, Mark Twichell, Mitch McGursky

MOVED by Niebel, SECONDED by Miller, the minutes of 10/13/2022 were approved as presented by unanimous vote.

Privilege of the Floor

- Mark Twichell, Fredonia – Thanked the board for courageous stance against wind turbines in Lake Erie and also expressed his opposition to misguided state policies regarding wind turbine projects.
- Terry Niebel, Sheridan – thanked Mark for his comments and also expressed opposition to wind turbines in Lake Erie.

Communications

- Mark Twichell email – re: information in opposition to wind turbines in Lake Erie.

Unfinished Business

- **City of Dunkirk Water Purchase/Supply Contract and Water Rate Calculation** – No new communication from City of Dunkirk attorney.
- **CBI Water Works Assessment & Emergency Response plans** – Seth Krull (CPL) stated they are working on finalizing the plan to be sent to NYSDOH for review and approval.

New Business

1. MOVED by Hazelton, SECONDED by Miller, to approve payment of City of Dunkirk Water Bills listed pursuant to Contract #18-39-04;

- 2964-22-21 Willow Road Master Meter in the amount of \$87,702.39
- 2965-22-22 Lake Shore Dr W Master Meter in the amount of \$41,250.87
- 2971-22-23 181 Stegelski Ave Master Meter in the amount of \$83.82
- 2972-22-24 Stegelski Ave Master Meter in the amount of \$3.81
- 2973-22-25 Lake Shore Dr E Master Meter in the amount of \$28,274.01
- 2974-22-26 Brigham Rd Master Meter in the amount of \$91.44
- 2975-22-27 Vineyard Dr Master Meter in the amount of \$830.58

Unanimously Carried

2. **MOTION RULED OUT OF ORDER – NO CURRENT PAY APPLICATION**

RECEIVED - MOVED by _____, SECONDED by _____ to authorize payment of S. St. George Pay Application #__ in the amount of \$_____ less 5% retainage of \$_____ pursuant to Contract #21-39-06 for Watermain Water System Improvements.

3. MOVED by Lewis, SECONDED by Pacos to authorize payment of CPL Invoice # 86525 in the amount of \$4,050.00 pursuant to contract # 16-01-01.

Unanimously Carried

4. MOVED by Pacos, SECONDED by Walker, to authorized Chairman Purol to execute the Electric Service Proposal #30463045 with National Grid to install overhead single-phase, 100 amp 240 V service for a Chautauqua County water tank located at 10300 Miller Rd. in the Town of Sheridan – in the amount of \$13,040.25.

Unanimously Carried

5. Discussion/Action – Village of Fredonia Water Billing for water consumed for Phase II Capital Project Water Storage Tank testing pursuant to Contract #21-39-01 – *in process in coordination with the Town of Pomfret.*

6. Discussion/Action – Phase II Capital Project Change orders – *In process by CPL for Phase II contracts. Will be presented in future meeting for board discussion and approvals.*

Reports

- **Chairman Purol** – Nothing to report at this time.
- **Financial Report and Administrative Update** – Kathy Tampio (Hard copy Capital Report and 2022 Budget to date provided to Board members and placed on file)
 - **Grants Update** –
 - DOCCS – New contract must be developed with revised project scope and water use data.
 - ESD – 1st grant disbursement in process, MWBE documents to be completed
 - EFC – Draw #10 has been submitted in the amount of \$86,785.05
 - **CBI Water Works** – Current balance due in arrears = \$1,187,495.62 Walker/Pacos reported – Making progress with account balances due. Water loss data for entire system has been requested by Hazelton. Hazelton requested that an opinion from Town Attorney Passafaro regarding whether CBIWW meetings are subject to open meetings law.

NCCWD CAPITAL PROJECTS UPDATE

PROJECT: VARIOUS PROJECTS

DATE: NOVEMBER 17, 2022, 4:00 PM

Below is update on various projects that CPL is involved with. Updates in bold text.

1. NCCWD Phase 2 Improvements
 - a. Construction schedule:
 - i. Watermain – installation of all main except Thruway drill. 2nd master meter vault at Portland/Pomfret Town line installed and passed testing. Installed pipe is filled with water by obtaining water from Pomfret/Sheridan master meter vault in early September.
 - ii. Storage Tank – majority of site earthwork and concrete tank completed. Testing and disinfection anticipated early 2023 when pump station is operational. Tank **has been filled with** several feet of water from Pomfret/Sheridan meter vault mid-October. **Tank will be completely filled** once pump station operational.
 - iii. Pump Station – site work started August 2022. Watermain connection to South Roberts road and concrete foundation completed. Pump station delivery anticipated early 2023.
 - b. Change order to be process with St George for watermain contract to account for additional work during construction and balance over/unders.**
 - c. CPL has finished reviewing change order paperwork submitted by H& K for storage tank. CPL to discuss with H&K in near future. CPL will then present formal requests to the Water Group.**
 - d. Emergency contract approved between Village of Fredonia, Town of Pomfret and NCCWD. Water has been obtained to fill watermain and partially fill tank. Billing amount to be expensed through these construction contracts.**
 - e. Total construction contract amount \$3,475,240.00 of which \$2,233,540.94 has been requested (64%).
2. Town of Portland Water District 2 Van Buren Point
 - a. Preliminary design complete and submitted to review agencies.
 - b. Town meeting with residents 7/21/22 and 9/1/22.
 - c. CPL finalizing design and easements during 2022 and bid Winter 2022 with construction 2023.



3. Town of Pomfret Van Buren Bay Water Improvements
 - a. Preliminary design documents completed and submitted to review agencies February 2022.
 - b. Easements sent to Town. Town to prepare agreement and coordinated with property owners.
 - c. Anticipate finalize design and easements during 2022 and bid Winter 2022 with construction 2023.

4. Town of Dunkirk Shorewood Water Improvements
 - a. Preliminary design documents submitted to regulatory agencies 9/7/22.
 - b. Easements sent to Town. Town to prepare agreement and coordinated with property owners.
 - c. Anticipate finalize design and easements during 2022 and bid Winter 2022 with construction 2023.

5. Village of Brocton
 - a. December 2020 request to NYS Department of Corrections for remaining financial assistance amount of \$1,472,000.
 - b. CPL recently spoke with DOCCS staff. Their legal department reviewed request and has deemed that a new agreement is needed as project work scope and cost has changed enough from prior agreement. They recommended providing documentation that the recent Village improvements still benefit DOCCS along with what percentage of water DOCCS facility uses versus overall area usage.
 - c. DOCCS also informed CPL that they provided a response to Senator George Borrello's aide as he previous contacted DOCCS staff.

6. Water Meters
 - a. Group to standardize on meter. This meter can then be incorporating into bidding documents for related water projects being undertaken by involved municipalities (Portland, Pomfret, Dunkirk). Group has met with Neptune and Badger representatives.
 - b. Company of selected meter can prepare propagation study & cost estimate. This information is needed to prepare engineering report for submission.
 - c. CFA application made in July 2022 to obtain funding for replacing 2,200 meters with total cost of \$1,420,000. Badger meters to be used.
 - d. **NYS EFC announced awards 11/14/22 and application was not approved.**

7. Future Projects
 - a. Sheridan residents investigating forming water district around Phase 2 watermain so they can connect with service lines. District formation takes 3-5 months. Residents were at 7/13 Sheridan Town Board meeting. Residents attempting to obtain petition.
 - b. Contemplate future Phase 3 capital improvements.



8. Industrial Tank
 - a. CPL submitted funding application to EFC WIIA program. Program offers subsidized loans plus possibility of grant award.
 - b. Anticipate EFC announce funding awards late 2022.
 - c. **NYS EFC announced awards 11/14/22 and application was not approved.**

9. SCADA
 - a. NCCWD phase 2 improvements include control data from new storage tank and pump station that will be connected to CBI office, CBI staff and City of Dunkirk. As part of phase 2 work, control data from NCCWD phase 1 storage tank and pump station will also be connected to the same facilities.

- **Capital Project Update** – by Seth Krull – See attached

Discussion/Other

- Lewis – re: standardization of water meters
- Miller – re: Brocton Little League water billing

MOVED to Adjourn by Pacos, SECONDED by Walker and Unanimously Carried, the meeting ended at 5:22 p.m.

Respectfully Submitted,
Kathy Tampo, Financial Analyst - Chautauqua County Legislature/NCCWD Administrative Coordinator

- Next meeting – December 8, 2022, 4:00 pm, Dunkirk Town Hall

Approved 12/8/2022