

MINUTES BOOK TOWN OF COEYMANS**

June 24, 2014 – Joint Town Board and Village Board Workshop Meeting-7:00PM

A Joint Town Board and Village Board Workshop was held Tuesday, June 24, 2014, at 7:00pm at Village Hall, 15 Mountain Road, Ravena, New York

VILLAGE BOARD: William Misuraca, Mayor
Keith Mahler, Trustee
Joel Coye, Trustee
Bill Bailey, Trustee
Nancy Warner, Trustee

TOWN BOARD: Stephen D. Flach, Supervisor
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman
Kenneth Burns, Councilman

ABSENT: George Langdon, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Laverne Conrad, Sewer Administrator
Henry Traver, Village Highway Forman

The following Notice was posted by Town Clerk Millious:

**NOTICE
TOWN OF COEYMANS
AND
VILLAGE OF RAVENA
JOINT WORKSHOP MEETING**

In compliance with Public Officer’s Law, this will inform you that the Town Board of the Town of Coeymans and the Village Board of the Village of Ravena will hold a Joint Workshop Meeting on Tuesday, June 24, 2014 at 7:00pm at the Village of Ravena, 15 Mountain Road, Ravena, New York.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

AGENDA

- Intermunicipal Sewer Agreement

DISCUSSIONS

Intermunicipal Sewer Agreement

Supervisor Flach stated that their main concern is the sewer trunk line and they propose starting repairs at the plant and then work through manholes 1-5, which is the biggest part of the system that goes into the plant and added that they need to deal with it at this point in time.

Trustee Bailey stated that they can increase the size of 1-5 but it does not deal with all of it because they know that there are issues all along the old trunk line and there is no doubt in his mind that they should fix it but he does not like to take the approach of band-aid fixes. He added that they know what they need to do and they need to do it and the Village is willing to step up and pay 60% of the work and 1-5 will be cheaper but the next Board will be facing all those problems all the way up the hill to 38 and personally he feels that it is the wrong approach, they

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know what needs to be done, there is no question about it and no one is arguing that the issues exist or what needs to be done and to take a piecemeal approach would be wrong and he believes that they will run into more problems with expanding the plant and adding new users. He continued by saying that the plant needs work, the trunk line needs work and they need to do it right and he understands that money wise, 1-5 they might be able to do it for \$50,000.00 and maybe it will solve most of the surges but when you look at it there is no doubt that they have all those other problems.

Supervisor Flach stated that he's not saying that they shouldn't do it all, he is just saying that they need to start somewhere.

Trustee Bailey stated that they need to commit to doing the whole thing and they can say that they will do a certain number for the first year and the second year and that it has to be done by the end of three years, he can live with that but they all have to agree that they are going to do it all because piecemeal is what got them into problems with the Sewer Plant in the first place.

Supervisor Flach stated that they talked about doing it in phases and sections because they can't do it all at one time.

Trustee Bailey stated that if they are going to agree to it, he wants a commitment that they are going to fix it because they know that there are problems and no one is questioning that they are all issues and if they are going to buy into it, they are going to buy into it as a whole project and get it done.

Sewer Administrator Conrad interjected that they all agree with that but they don't want to do it in 10 years and it is scheduled to be done this year.

Supervisor Flach reiterated that they have to start somewhere.

Trustee Bailey stated that he is saying that he wants a commitment and if they are going to modify the contract he wants it to say that they are going to do it all.

Councilman Burns stated that they are starting in the right spot.

Trustee Bailey stated that he does not question that and that is not the issue and the issue is that if they are going to do it and the Village is stepping up and changing the contract to be included in the trunk line, they have to do it right.

Mayor Misuraca stated that he believes what Trustee Bailey is saying, is that obviously it has to be done in phases but after the first phase they can't say that they are done and it is good enough.

Supervisor Flach stated that he agrees with that 100% and he agrees that they have to do the whole thing and he was saying that he believes they need to start at the plant.

Trustee Bailey stated that he and Sewer Administrator Conrad have been in perfect agreement with starting at the plant and working their way up but he wants a firm agreement that they are going to finish it as well as doing the lagoon and lifting station and that they do it as a complete project so in three years they should not have any problems, DEC Consent Orders or moratoriums because they are talking about spending 3 million dollars and he wants insurance that if they are going to do it, they are going to do it all.

Supervisor Flach stated that he agrees.

Sewer Administrator Conrad stated that they don't have a choice in the matter and it has already been proposed to DEC to do it all the way from the plant to manhole 38 at VanHoesen and it is part of the plan to get out of the Consent Order with DEC but part of the Consent Order is that they have to modify the Town's contract with the Village to clarify the trunk sewer line so they have an agreement of some sort because without the Village it's not going to happen. He added that if they don't want to go with the current contract the way it is written for every two years according to the meters, they have to make a couple of decisions of their own because the Hamlet is already paying \$525.00 a year just for sewer, which does not take into account what has already been spent and this year it will have to go up again for the next coming year and they

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are probably looking at somewhere around \$550.00 and if the estimates are correct, it will be \$600.00 a year when they complete the project.

Trustee Bailey stated that he already informed the Village Board that he would expect that in doing the project, when they start paying their share, they will have to raise theirs to approximately \$275.00-\$300.00.

Sewer Administrator Conrad stated that it is half of what the Hamlet is paying.

Trustee Bailey stated that he understands how that creates an issue.

Councilman Burns asked them to explain why the Hamlet pays more than the Village.

Trustee Bailey stated that it was because of population and the Village had the infrastructure to begin with and they have always maintained it as well as not having pump stations and when they put in meters they found out that the inflow into the system has decreased tremendously.

Sewer Administrator Conrad stated that if those meters really determined how efficient their systems are and if they are that good, they should stick with the meters.

Trustee Bailey stated that there is a lot of inflow and infiltration involved in this and the Village is going to step up and pay 60% of the cost of the trunk line and Sewer Administrator Conrad will disagree with him but he would say in the last contract it specifically states infrastructure in the Town's area is their responsibility and infrastructure in the Village is the Village's responsibility.

Sewer Administrator Conrad stated that he does not agree with that and that is where he is wrong and what he said to him is that the contract also said that any further issues with the trunk sewer, although not defined in the contract, it said any costs due to flow increases would be done on a prorated basis, which was in the 1967 Agreement as well as the 1999 Agreement, paragraph 8.

Trustee Bailey stated that he disagrees with that point of view but he is not disagreeing that the work needs to be done and some of it in the plant is just updating and proper maintenance.

Sewer Administrator Conrad stated that it is already in progress and not in question.

Trustee Bailey interjected that it is going to be a part of the 3 million dollars.

Sewer Administrator Conrad stated that there are projects to be designed if they agree on the 3 million dollars.

Trustee Bailey stated that it is going to cost approximately 3 million dollars to get the plant where it should be and reiterated that they have to do it, there are no questions about that and the Village will also be helping with the I&I in paying their 60% and this is why they are asking for 10 years. He added that they have been doing work at the Water Plant for the last 5-6 years in phases to upgrade the plant because it needed to be done and they looked on to the future, which is what they have to do here and that is his argument here.

Councilman Burns stated that there are 2,000 residents that contribute to the sewer with 400 in the Hamlet of Coeymans and 1600 in the Village, which is $\frac{3}{4}$ of the people in the Village and then asked why it is 60/40.

Trustee Bailey stated that it is because of meter readings.

Sewer Administrator Conrad stated that it was because of meter readings in the beginning but they were starting to come back out of it and reiterated that if Trustee Bailey is so sure of what's going to happen, he should stick with the meters.

Trustee Bailey stated that the Village used to pay 85% and the Town of Coeymans came to the Village of Ravenna and insisted on putting in the meters, which they agreed to and Councilmen Irwin and DiAcetis were on the Sewer Committee for the Town and Trustee Wade and Mayor Bruno for the Village.

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Councilman Dolan interjected that there was a civilian as well, which was him.

Trustee Bailey stated that the meters were put in and whatever the meters read, they were going to do and it was 60/40, which was ten years ago and then they put in meters again and updated the meters for \$150,000.00.

Sewer Administrator Conrad interjected that it still said 60/40 after Oakbrook did all kinds of renovations and then asked that he explain that.

Trustee Bailey stated that the meters read 60/40 again so they are paying it ten years apart.

Sewer Administrator Conrad stated that the meters the Village put in the first time were insufficient meters that didn't work most of the time, which he has documentation for.

Trustee Bailey stated that it was the Town's engineer and added that Tom Dolan was there.

Sewer Administrator Conrad asked Councilman Dolan if he saw the meters and if he ever looked at one to see what happened and if he knew that they were broke most of the time and added that he can bring Joey Burns in and ask him.

Trustee Bailey stated that they agreed on 60/40 both Town and Village Boards.

Councilman Dolan stated that the Sewer Board also made recommendations to the Boards.

Councilman Burns stated that was then, this in now and in reality what they have is the new meters and then asked what they are showing.

Sewer Administrator Conrad stated that they were actually showing progress until a lightning strike took it out and they have had trouble ever since and it was coming up as 65/35.

Trustee Warner stated that it is still not at the $\frac{3}{4}$ mark.

Trustee Bailey stated that the last time they had a full year's data was approximately 1 $\frac{1}{2}$ yrs. ago and it was 60/40 and the year before that it was 60/40 and then the meter was hit by lightning and they have had nothing but problems ever since but the last valid readings that they both agreed on was 60/40.

Councilman Burns stated that it is now 60/40 and then asked when they move ahead with the work and trunk line and if the meter changes in the Town's favor, will it change the rates.

Trustee Bailey stated the Village is putting 1 million dollars on the table for this and they want to lock in at 60/40 for ten years.

Councilman Burns stated that it is a 3 million dollar project.

Sewer Administrator Conrad interjected that they are putting up 60% of the cost.

Trustee Bailey stated one million and a $\frac{1}{2}$ and 1 million eight are within the plant and within the gates they are obligated to 60/40, whatever the project is, but the question is outside the plant with the trunk line and they are stepping up with one million dollars.

Supervisor Flach stated that from 1967 to now it has been a shared trunk line, which he found incredulous because the cost was not shared when everyone's waste goes through the same lines.

Trustee Bailey stated that the Town used to pay a yearly lump sum for the Town's sewer to go through the Village's main line and it was a flow charge that got dropped at the last contract.

Supervisor Flach interjected that the Village never paid flow-through charges from the point to the Town though.

Trustee Bailey agreed.

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Sewer Administrator Conrad interjected that it was a one-way contract.

Trustee Bailey stated that it got dropped out of the contract in 2010 and specifically there is a clause in there to clarify it saying the Town's infrastructure is the Town's business and the Village's infrastructure is the Village's business, which it says very clearly and now they are modifying it and they are saying the same except for the trunk line, which they know needs work and they are willing to pay 60% of that and from then on 60% of any maintenance of the trunk line, which is a significant change in the contract.

Supervisor Flach stated that it is not just the Town's trunk line and from the first contract that was ever signed, it was a joint trunk line.

Trustee Bailey stated that the contract dropped that, they dropped the flow through payments to the Village and said they were done because they were tired of arguing about it.

Mayor Misuraca asked hypothetically if the Village does not want to step up and participate, what the long-term repercussions of that would be for the Town.

Sewer Administrator Conrad interjected that he wanted to talk about what the long-term repercussions would be for the Village. He continued by saying that the Village has VanHoesen to deal with and they are getting other benefits out of this and the Town is not the only one benefiting here.

Mayor Misuraca stated that he is thinking about this as a big picture and they have to accomplish one goal and asked what would happen if the Town were to borrow 3 million alone.

Councilman Dolan stated that there would be no need for the Town to borrow 3 million because there would not be a need for the Town to do it all because the Village would have to do part of it and within the plant.

Trustee Bailey stated that the Town would be borrowing 2.5 million and all the work in the plant will be paid 60/40 under the present contract and the Town has to solve the problem in the Hamlet.

Sewer Administrator Conrad stated that the work that goes on there is based on the meters every two years of being read so it could be 60/40 then it could be 75/25.

Supervisor Flach stated that they have a signed contract and the Village is the one that said let's put the meters in at the point.

Councilman Dolan stated that everyone agreed to it and added that he agrees that all of the work needs to be done and then asked how many years after all the work is done, should they go back and reevaluate what is the proper share for each municipality.

Trustee Bailey stated that the Village is paying \$1 million dollars, which they don't have to do under the present contract.

Supervisor Flach asked who is going to deal with VanHoesen if the Town does not do it.

Trustee Bailey stated that they can just cap it.

Sewer Administrator Conrad asked if he read the Consent Order because it says that the Village is going to do a lot of things at VanHoesen if they are going to keep it open.

Trustee Bailey reiterated that they would cap it.

Councilman Dolan asked if they all agree to do this, how many years after it is completed, where there should not be infiltration problems and they would be allowed to build if they wanted to, would they reevaluate the Town/Village share.

Trustee Bailey stated that they would ask for ten years from when they sign their contract.

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Councilman Dolan stated that he knows that the Village starting point is ten years and then asked what would happen if there was a lot of development on Town land that produces a lot of sewer because 60/40 might not be a good deal for the Village.

Trustee Bailey stated that it may not be and they would be taking a chance.

Councilman Dolan asked if they should have a more reasonable period of time after the work is done and it is reevaluated.

Mayor Misuraca asked what would be reasonable to the Town.

Councilman Burns interjected that this benefits everyone because future expansion of building houses in the Village is almost on hold because there is no place for the sewer to go.

Trustee Bailey stated that they have been told that they have an out on that because work has been done and their I&I efforts have been documented.

Councilman Dolan stated that if they were to make big improvements and upgrade the plant, the Village may or may not get some growth out of it and maybe the Town will get some growth out of it.

Trustee Bailey stated that was absolutely true and he won't question that statement at all.

Councilman Dolan stated that he thinks what happened years ago is not really important unless they are going to go to court about the contract because it does not matter what the contract says and if they agree this should be done, he believes the only thing on the table, in his mind, is what is a reasonable amount of time after all the work is done and they are satisfied that the improvements have been done, they have a sewer system that is working to its capacity and they have the possibility for growth in the Village and Town.

Sewer Administrator Conrad stated that the work has to be completed per the Consent Order by October 2016, which is two years to do this and he does not see anything majorly iconic that will happen in the two years other than if they get the meters back working, he thinks they will see that due to some of the things that they have done such as shutting off 6-7 water services that were running straight into the sewer full time for a year and contributing to some of the I&I issues, that there is improvement. He added that he does not agree with Trustee Bailey that the trunk line is going to solve any of the I&I because most of the trunk line is going to be all new going through new areas and they have already determined most of the I&I is coming from the lift stations down off Division Street that has taken in most of Main Street and First Street and they also know that there are some issues along Westerlo Street. He reiterated that he doubts that the trunk line will fix the I&I but the idea is that it is a new type system and it won't be accepting any ground water from any leaks and if you could see the cameras of what goes through the sewer, every connection from every house leaks and everyone has a footing drain, foundation drain or a floor drain tied in and all of those things are pretty much undetectable for the most part when they are doing the camera work. He went on by saying it's not worrying about the I&I so much as it is dealing with it and they have the same problem in the Village and they are well aware of it on Woodlawn, South Clement, etc. that are going into the sewer. He concluded by saying that they should let the meters determine the gallons that they use, it's every two years and all they have to do is agree to another two years to take them through 2016 and by then the project will be over and they will see what the meters say, it may be that they will still end up paying 60/40 and all they are saying is to give them a chance to work on some problems so they are not so crucially inhibited. He added that one other thing that he wanted to point out is that Trustee Bailey said that the Village paid 89% which was true for operation and maintenance but they never paid that for capital improvement.

Trustee Warner agreed and said they paid 50% of capital improvements.

Sewer Administrator Conrad stated that they paid 20% in the first year and then when it went to 1.2 million, it was raised to 30% and then in 1974 it went to 46.2% and in 1999 when John Neri did the contract it went to 50% for capital improvements.

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Supervisor Flach stated that he thinks it is important that they meet the schedule for compliance with DEC that they signed and then asked that Sewer Administrator Conrad explain what will happen if they don't do the work.

Sewer Administrator Conrad stated that he checked earlier in the day because Trustee Bailey said that he hadn't heard anything about the letter that went to DEC in October 2013 and then it was updated and Mayor Bruno had copies of it, but they have not responded because unless the downstream part, aka the Town, is completed there is no way to determine what route the Village is going to be able to take and according to the Village's Consent Order, they have already complied with the study portion of it just like the Town did to deal with that issue of which the Village had some grant money to pay for some of it. He added that it goes on to talk about the VanHoesen overflow and if it's going to be eliminated it is one thing, but the only way that they can eliminate it is if the Town does the downstream work to allow the higher flows without causing further disturbance in the Town's system and if they keep VanHoesen they have to do some chlorination work and a lot of other work done but they can't eliminate it unless they are part of the project with the Town.

Councilman Burns stated that if they don't fix the pipe to make the flow to handle more water they are going to have to keep that distributor and then asked what they are going to do during a storm for overflow.

Trustee Bailey interjected that they are going to have problems as well as the other problem being that DEC has such stringent requirements on what they would have to do to have the outflow and they would be better off in a long run to pay the fines.

Councilman Dolan stated that the Consent Order says that it has to be done by 2016 and the Village proposal now is that the contract goes to 2024 and he thinks that it doesn't make sense to go up with any meter readings while they are doing all of the work so he believes the earliest you could have a meter reading that is worth anything is 2017 so sometime between 2017 and 2024 and then it doesn't matter what happened or what percentage they used.

Mayor Misuraca asked what is going to be best for the next generation of Town and Village Boards so they are not sitting there having the same debacle and this is one of his concerns because right now the position that previous Board's have gotten them in is crazy. He continued by saying that he has to have a feeling that in the event that they don't get reelected and they are not all sitting there, they can make it as simplistic as possible for the next Boards and generation of people of our community so they will not be going through this.

Sewer Administrator Conrad stated that it would be nice if they shared everything 100% and the easiest way to do that is to let the Village annex everything that is totally within the Sewer District and then they could control it and it would be fair and equal for everyone but as long as they have the debacle between the Town and Village and no one seems to do what is fair they are going to be at this conundrum of sorts. He added that the way he sees it, is that the Village is benefiting as much as the Town is and if 2016 and reevaluating for 2017 isn't good enough he doesn't know what it and the Town can't possibly do this to their residents, they are going to be swallowed up and there will be more vacancies than necessary.

Councilman Dolan stated that simple is not necessarily the best because the Village Board is responsible to the Village taxpayers and the Town has a responsibility as a Board that oversees the Hamlet Sewer District in trying to get the best deal for the Hamlet sewer users. He continued by saying the simpler is that everyone pays the same amount, fairer is that everyone pays the same amount based on how much is used.

Village Trustee Bailey stated that to do that it means that the rates in the Hamlet go down and the rates in the Village will go up and they are supposed to do the best they can for the Village residents and they have a contract, they are willing to say that they will acknowledge from now on that they have a responsibility to that trunk line and give 1 million dollars, which according to the contract they don't have to do and added that what they are saying is that by doing that they want to lock in the 60/40 for a period of time.

Councilman Burns questioned if they would do what is legal or what is right and if they are going to stick with an old contract that someone else made up.

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Trustee Bailey stated that the contract is less than four years old.

Sewer Administrator Conrad stated that it was negotiated by a car salesman who forced Supervisor Traver into signing it and it was top secret at night with two Board Members.

Supervisor Flach interjected that it does not matter.

Councilman Burns stated that it was a mistake that was done and then asked if they are going to continue to take advantage of the mistake.

Trustee Bailey stated that it was not a mistake and everyone went into this with eyes wide open with negative votes on the Village Board and they only passed it 3 to 2.

Councilman Burns stated that they need to change it now and make it right now.

Trustee Bailey stated that the Village is willing to change it and they are saying that they will accept the line and responsibility in the future, which they don't have to do under the current contract and they are stepping up and paying 1 million dollars for work to be done and in return they want something back by locking in the rate.

Councilman Masti excused himself from the Workshop followed by Sewer Administrator Conrad.

Councilman Burns stated that they are not trying to be difficult but it is for the Town and Village residents that are trying to live here.

Trustee Warner interjected that people walking out of the Workshop was wrong and everyone can and should have their own opinion.

Supervisor Flach stated that he controls himself and they will never see him walk out of a meeting.

Mayor Misuraca stated that they are going to get through this and it is not called for and everyone needs a chance to get it all out on the table. He continued by saying that he defers to Trustee Bailey on this and thinks that like it or not they do have a contract that was signed by both parties so if they want to get technical and added that he will preface it by saying that he wants to do what is right for both and he does believe that the Village is stepping up to take care of this issue and yes they want 10 years, the Town wants 2 years and now they need to find a number that they can all live with.

Councilman Burns asked for him to see where the Town is coming from in committing for 10 years.

Councilman Dolan stated that they are saying that maybe it won't be for 10 years and added that he thinks that they need to agree where they are starting from and if they are going to commit to all the work, which will be shared 60/40 and then the question is for how long, the Town feels as though 10 years is too long but the Village should have some consideration because they are stepping up. He added that there are practical reasons why 10 years is too much and as he has said there is potential for growth and then asked once they do the work and it stays 60/40 for ten years, what happens after that and if it will stay 60/40.

Trustee Bailey stated that the Village is buying into the trunk line and once defined, any work done on the trunk line in the future the Village will share the cost, whatever the breakdown is percentage wise and it will be until the next time that they negotiate the contract. He added that 20 years from now when they have to replace that whole line and they are still operating under the contract, they bought into whatever percentage they are paying for that line.

Supervisor Flach interjected that he agrees to a certain point that they are buying in but he thinks that the one thing that drives him crazy is, the Village can't get rid of their sewer without the trunk line, they have no place to go, they share the line, which is a fact of the matter.

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Councilman Dolan stated that he thinks that because they are agreeing to do this it solidifies that thought and as Trustee Bailey stated and made a strong point it is not in the contract so this eliminates any doubt and brings some stability to the contract and the way things are shared. He added that it probably has not been fair from the Hamlet's perspective over the last 50 years but it is the way that it is and they can't undo the past or make up for what happened in the past through this contract and now they need to do a fair contract from the Town's perspective for the Hamlet and Village residents are Town residents as well.

Mayor Misuraca stated that what he is saying is that if they sign the contract all over again, in essence they are not getting further.

Councilman Dolan interjected that he thinks the opposite and he is saying that some of the things that Supervisor Flach was saying was unfair in the contract over a long period of time and they can find in previous contracts where they think it says it and Trustee Bailey argues vehemently that it is not but the current contract will remove all doubt about it and be as clear as a bell.

Supervisor Flach stated that he agrees with that and he is saying that they did share it but they didn't share the contract and he doesn't get it and they need a contract that everyone can be happy with and that is how bargaining works.

Trustee Bailey stated that they want to talk trunk line but the line going up through Main Street, Mountain Road and through the Hamlet takes sewage from the Coeymans Sewer District and flows in, which is as much as a trunk line as this is. He added that for the last contract, they fought and fought the transmission and that's why they dropped it and in paragraph 5 it states very specifically that the Village infrastructure is the responsibility and the Town's infrastructure is the responsibility of the Town and now they find out that they need to do a lot of work and here they are again. He continued by saying that any work on Main Street, Mountain Road and where it runs through the plaza, where the Town has its sewer traveling through the Village lines, they are not saying that the Town has to buy into it and they are absorbing all the cost themselves.

Councilman Dolan interjected that the Town used to pay a transmission charge for their sewage to go through that line and Supervisor Flach made a point earlier about the Village traveling through Town lines and not paying a transmission fee, but that is over.

Supervisor Flach interjected that for the last however many years, the Town basically paid a transmission fee but the Village never paid it and he brings that up to say that it was not fair.

Councilman Dolan asked if there is a number of years that they can agree on.

Trustee Warner asked that they throw out a number.

Councilman Dolan stated that common sense to him would be that if one number is 3 and the other is 10, they would divide it in half but he does not know if Supervisor Flach or Mayor Misuraca would be happy with that.

Councilman Burns asked for clarification.

Councilman Dolan stated that he is saying that instead of 10 years they can do 5 or 6 years because three of the years are going to be eaten up by the work and there won't be a meter reading for a year.

Trustee Warner interjected that it would start in 2016.

Supervisor Flach stated that he knows the Village has the Town over a barrel and he does not want that to be and he wants those of them in the room to figure it out and be good with it.

Trustee Bailey interjected that the last two Village Boards told him that he leans over backwards for the Town.

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Councilman Dolan stated that he has suffered public ridicule for that, which he didn't think was right and he would have to say in all fairness that he does not think that the Village is holding them over a barrel and that they are really to come up with a good deal.

Supervisor Flach interjected that what he meant is that the Town really doesn't have a choice, this has to be done and they can't do it without the Village.

Trustee Bailey stated they are coming in from a strong position and what he is saying is that they are signing on for some of the cost and they are coming up with 1 million dollars.

Councilman Burns stated that it is great that they are doing it and he agrees that they don't have to do it but they are because it is the right thing to do and then asked if there is a way that they can lock this in concrete so that the future Boards won't have to go through what they are going through right now.

Trustee Warner asked what would happen if the future Boards say that they don't like it and want to change it and added that there is no guarantee.

Trustee Bailey stated that one of the problems with why they are in this situation is that there are Democrat and Republican who puts running the Sewer Plant on the Chief Operator and they didn't want to face the people in the Coeymans' Sewer District when they had to raise rates so they did everything that they could possibly do to push aside maintenance. He added that Sewer Administrator Conrad is the best thing that ever happened to the Sewer Plant and without him they would be really be in trouble.

Supervisor Flach stated that it hasn't been him because he has done things and has raised the rates more than any Supervisor in the past but they have to do it.

Trustee Bailey stated that the first time they read meters, he stood up at a Town Board Meeting when they were doing the rates and study because they lowered the rates that year, the split was 85/15 at that time and it was going to 60/40 and he asked them how they could do it, but they did it and it's not the Village's fault.

Trustee Warner interjected that it was a mistake.

Mayor Misuraca asked about going 6 years from the completion of the project.

Supervisor Flach stated that it would be 8 years all together.

Mayor Misuraca stated that the work will be done in 2016, which would make it 2022 instead of 2024 and added that this is the Village's counter offer and then asked if the Town could live with it.

Supervisor Flach stated that he would have to think about it.

Councilman Burns stated that he would think that three years after the completion would be more reasonable.

Mayor Misuraca stated that the Town be talking 2019 and the Village is at 2022.

Councilman Burns stated that by then they would really know what was going on.

Trustee Bailey asked about 2020 and added that he was just throwing it out there.

Trustee Warner stated that the project will start in 2016 because they are going to let it go as is for now.

Mayor Misuraca stated he could live with 5 years after completion and they would have to take a vote.

Supervisor Flach asked if it was 2020.

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Mayor Misuraca stated that it would be 2021, 5 years after the completion and then asked that they think about it.

Trustee Bailey stated over the last year they will read the meter and by that time they will figure it out.

Village Highway Foreman Traver stated that they would have to get the meter fixed.

Councilman Burns stated that the sad part of all this is that when Callanan put the sewer line through, his father was the Foreman for the Village of Ravena and Doc Marcele shut the job down and called Mayor Baile, his father and Board Members and told them that the Town is never going to get any smaller and suggested that they put in a 24 inch sewer line while it was dug up and all they had to do was pay for the pipe and the Village said no and that they were going to proceed with the architect had planned.

Trustee Bailey stated that it was all Town expenses and he doesn't think that the Village said no and the infrastructure for that section was all Town expense.

Councilman Burns stated that it was proposed and it would have been done for nothing and they only had to buy the bigger pipe.

Mayor Misuraca asked the Town Board if they were going to sleep on it.

Supervisor Flach stated that they would.

Trustee Warner stated that she knows how Councilman Masti thinks and added that he is a vote.

Trustee Bailey interjected that he didn't know why he got up and left.

Councilman Dolan stated that he was probably tired.

Mayor Misuraca stated that it was probably because part of the company that was sitting there started getting up and leaving.

Supervisor Flach stated that he didn't know about that and he was happy that they left.

Trustee Warner stated that she didn't know why they were there but she wouldn't put it past them to report it.

Mayor Misuraca stated that he wanted to make it clear to Mr. Rowzee that he saw Mr. Polyak in his ear constantly and just so he knows, at a Workshop Meeting the public is not allowed to speak so he has to disregard everything that he said and then asked that he not print anything that he said.

Trustee Warner stated that if he wants to talk to him on his own time that is fine.

Trustee Bailey stated that Sewer Administrator Conrad talks about all one district, all equal or giving it to the Village or annexation and added that in going through it, annexation can't happen unless it is self-initiated by the people that own the property, which is not a viable option. He continued by saying that the Village does not want the Sewer Plant because they would operate the plant and charge the Town and the Town would still have to raise rents, which will not save them any grief on this because they are still going to have to pay their share and the Village would not be able to do anything in the Sewer District and as far as all one sewer, maybe they should have thought of that in 1967 but right now it would mean that the Village rates would have to go up in the Village of Ravena and people would question what has changed in the Village to cause the sewer rates to go up and this way he does not have a problem telling them that they are doing improvements to the plant.

Councilman Burns interjected that he is not a money manager but with the water and sewer rates he does not understand why they don't increase a little bit every year because prices such as fuel are going up and everything costs more.

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Trustee Bailey stated that to do a sewer rate it takes over a year time span, first you have to set the rate, notify of the bill six-months before that the rate is being considered and you have to have a Public Hearing.

Councilman Dolan interjected that the way that the Town comes up with sewer rates is that they take all of their expenses and divide it by the number of units and they don't/should not charge more than they have to and there was one year that they had to raise it mid-year.

Councilman Burns asked if they do the 2,000 units by how much it costs to run the plant or just the 400 from the Hamlet.

Councilman Dolan stated that they just do the Hamlet.

Trustee Bailey stated that Sewer Administrator Conrad does the budget for the sewer and he lays out what he is going to do in capital expenses that they share but there are also expenses that they don't share so he has to figure out Town only and Village only and then shared.

Councilman Dolan stated that if the Town's sewer guys do work on Town District only projects, the Village does not pay for any part of that and there is a separate line for that.

Trustee Bailey stated that when they say the Hamlet they are also talking about 9W north and south and it is all one district.

Councilman Burns stated that the Town manages all their own lines out there and then asked if they pay the same.

Councilman Dolan stated that they pay the same as the Hamlet does because it is one district.

Trustee Bailey stated that they figured the sewer cost at approximately \$250,000.00 so the Village pays around \$21,000.00 a month and at the end of the year they see exactly what has been spent and if their share is more than \$250,000.00 they owe the Town money, if it is less the Town owes the Village money and it comes off their next bill.

Councilman Burns asked what the Village residents pay for sewer.

Trustee Bailey stated that they pay \$225.00.

Trustee Warner stated that Councilman Burns questioned why they didn't raise it a little bit each billing and added that not only did they not do that, they lowered them and you can't fix what has happened.

Highway Foreman Traver stated that it was lowered quite a bit.

Trustee Warner interjected that it was the dumbest move that they ever made but it's done.

Trustee Bailey stated that he pushed a raise to \$225.00 and added that you can't do it in little increments because it is such a complicated thing to do and if you check others with Sewer Districts, it's dirt cheap and is considered by DEC to be dirt cheap so they don't feel when they go for grants that they are in financial pain at all.

Councilman Dolan interjected that Watervliet pays \$1,000.00 a year for their sewer.

Trustee Bailey interjected that people don't realize that their water is dirt cheap.

Trustee Warner stated that you would not know that from listening to people because they complain all the time.

Trustee Bailey stated that the people were ready to lynch him.

Supervisor Flach stated that he does not know why the Village does not have to state their rates every year.

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Trustee Warner stated that they would if they changed.

Trustee Bailey stated that he believes it's because they put it in their Capital Reserves or unfunded balance and when they are told what the cost is and are billed, they have enough to absorb it.

Councilman Dolan stated that even if the Town's rates don't change, they still have to go through the process.

Councilman Burns stated that on a good note, the management, John Kerr at the Sewer Plant is amazing.

Trustee Bailey stated that he and Sewer Administrator Conrad are in total agreement about what is going on with the sewer and when they did the contracts he did get on his nerves but he is the best thing that has happened to that Sewer District.

Supervisor Flach stated that he is going to sleep on 2021 and asked that the Village sleeps on 2020.

Trustee Bailey stated that when they get to the point where they are going to agree, it's the time that they should get an attorney to make the contract because he does not want to spend money back and forth while they discuss what it should be.

Supervisor Flach agreed.

Trustee Bailey stated that when they agree on what is in it, him and Sewer Administrator Conrad will outline it and then have an attorney put it in legalese but only at the last point.

Supervisor Flach stated that they have done that since he has been in office and it makes sense not to pay someone while they are going back and forth.

Mayor Misuraca asked when they will have the next meeting and asked that they agree to disagree so they can get it over with and not meet again.

Trustee Warner stated that they can't because they don't agree and they can't make any decisions at a Workshop.

Trustee Bailey interjected that they can come up with a consensus but they can't do any formal votes and added that the last contract that they are now under there was a 3-2 vote and the Mayor didn't even sign the contract.

Councilman Dolan stated that Supervisor Flach made a good point from the Town's side that they should discuss it even if it was a 3-2 vote.

Supervisor Flach stated that he wanted to have a consensus from the Village and since he has been in office he has reached out to the Village and they have been able to talk as reasonable adults and he wasn't concerned that Councilman Masti walked out.

Town Clerk Millious interjected that he worked all night and he was tired and saw that they were not getting anywhere.

Trustee Bailey stated that he wanted to know whether or not they are going to do it all.

Councilman Dolan stated that they absolutely are going to do it all.

Supervisor Flach agreed.

Trustee Bailey stated that some of it might alleviate a temporary problem and if they are going to do it, he wants them to do it all.

Councilman Burns interjected that for future expansion it would be dumb not to do it all.

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Councilman Dolan asked what if they were to agree to 60/40 for the trunk line and stay at that.

Trustee Bailey stated it would be a headache to do different rates and asked that they stick to one percentage for everything, both in and out of the plant.

Collectively they agreed that the meeting was a pleasure and went well.

Councilman Dolan asked if it would be alright to authorize Town Clerk Millious to put the sludge removal out to bid so they won't have to have a special meeting.

Collectively they agreed that they could because it is a public meeting.

Supervisor Flach apologized to the Village Board that it was Town business and continued by offering a motion.

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, authorizing Town Clerk Millious to advertise the bid for sludge removal from the Waste Water Treatment Plant.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Langdon) – SO MOVED

Trustee Bailey asked if they were trying to get someone other than Blue Diamond.

Supervisor Flach stated that the contract has been up and they have been trying to charge for fuel, which is not in the contract, and the contract has been up since 2011 and in talking to Attorney for the Town Wukitsch, they have to put it out to bid. He added that he would have called Blue Diamond and agreed to a new contract as long as they take off the fuel charge but it has to be put out to bid.

Trustee Bailey asked if there is anyone to compete with them.

Supervisor Flach stated that the last time they got a couple bids.

Town Clerk Millious interjected that if the meeting was over, someone would have to offer a motion to end the meeting.

Supervisor Flach stated that he also wanted to do a Town Board resolution to appoint an additional Recreational Assistant for the Food for Thought Summer Youth Program.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Langdon) – SO MOVED

RES. #127-14 APPOINT FOOD FOR THOUGHT RECREATIONAL ASSISTANT

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED - VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Langdon) – SO MOVED

WHEREAS, the summer Food for Thought Program is in need of Recreational Assistants to supervise the children who have signed up for the program.

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans does hereby appoint the following individual as a part-time Recreational Assistant for the Food for Thought Summer Youth Program:

Austin Filkins

The appointment is effective July 7th to August 10, 2014 and will be at the hourly wage of \$8.00.

ADJOURNMENT

On motion of Mayor Misuraca, seconded by Trustee Warner, the Joint Meeting was adjourned.
VOTE – AYES 10 – NAYS 0 – SO MOVED

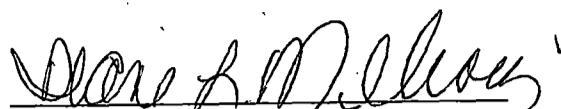
MINUTES BOOK TOWN OF COEYMANS**

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Time – 9:00pm

Respectfully Submitted,

APPROVED – AS READ 07-28-14



Diane L. Millious, Town Clerk