FINAL

MINUTES OF CONTINUATION BOARD MEETING OF THE BINGHAMTON - JOHNSON CITY JOINT SEWAGE BOARD

Tuesday, February 25, 2014
Village of Johnson City Offices

Members Present:	George Kolba, Jr., Chairman Edward Crumb Eugene Hulbert, Sr. Steve Andrew via SKYPE (connection established at 3:09 PM) Ronald Davis Gary Holmes
Also Present:	Cathy (Aingworth) Young, Superintendent Michele Cuevas, Confidential Secretary (arrived at 3:23 PM) John Perticone, Esq., Co-Counsel Alfred Paniccia, Jr. (out at 5:15 PM) Bruce King, JC Village Trustee Jerry Motsavage, City of Binghamton Councilman Laura Lee Perkins, Transcriptionist (out at 5:15 PM)
Guests:	Luke Day (arrived at 3:13 PM; left at 5:15 PM) Michael Kuehner, TWC News (left at 5:15 PM)

Chairman Kolba called the meeting to order at 3:06 PM; all six (6) Board Members present; sign-in sheet passed for signatures; fire exits identified.

It was noted that Luke Day had resigned from the Board, and Mayor David had appointed Gary Holmes to serve the remainder of his unexpired term through March 1, 2014.

Committee Reports – continued (from 2/11/14 meeting)

Finance – Edward Crumb reported that the Fiscal Officer had sent a revised 2012 Final Billing computation that differed from the one approved by the Board at its February 11, 2014 meeting. Eugene Hulbert, Sr. stated that the 2012 Final Billing should be processed in accordance with his motion previously approved. No motion to the contrary was made. It was reported that the First Quarter 2014 Estimated Bills have been sent out to the Municipal Users. The request letter for 2013 Flows has also been sent to Municipal Users. Edward Crumb introduced for discussion a proposed motion regarding temporarily amending the Procurement Policy regarding the Superintendent's limits of authority for the 2013 fiscal year for the Board's review and consideration before voting at the March 11, 2014 meeting. Edward Crumb discussed changes made to state law that now permit municipalities and their agencies to adopt a resolution authorizing "piggybacking" on certain federal contracts which are let in a manner that constitutes "competitive bidding" consistent with New York State law. The consensus of Board Members is not to pursue this option at this time.

Flow Management – Edward Crumb introduced for discussion a proposed motion adopting a policy with respect to external requests or "actions" involving coordinated environmental review and/or review under GML §§239-l, 239-m and/or 239-nn for Board's review and consideration before voting at the March 11, 2014 meeting. Preparations are beginning for the Steering Committee meeting to be held on March 26, 2014.

Personnel – Steve Andrew noted that the Binghamton Civil Service Commission had updated job descriptions for Plant personnel where needed by adding the requirement that applicable licenses be maintained in force as a condition of continued employment. These changes were made at the request of Superintendent Young.

Ad Hoc – Ronald Davis – nothing to report

Structure and Flood – Eugene Hulbert, Sr. reported on the progress for the modular building. It was noted that no change order or credit would be due from ModSpace regarding site plan changes pertaining to foundation piers or the retaining wall because costs for the same had not been included in ModSpace's bid.

Eugene Hulbert, Sr. made a motion for the Board to approve Change Order No. 2 for ModSpace for the Square D panel boxes in the amount of $1130.00 + 5% (totaling $1,186.50) to be encumbered and paid from budget line JH8130.554008 (Training Room/Offices).
George Kolba, Jr. seconded the motion
Motion carried 6/0

Eugene Hulbert, Sr. made a motion for the Board to approve Additional Service Authorization No. 3 with Keystone Associates for electrical design and coordination services to be billed hourly for a not-to-exceed fee of $4800.00 to be encumbered and paid from budget line JH8130.554008 (Training Room/Offices) in accordance with its January 29 Design Proposal.
Gary Holmes seconded the motion
Edward Crumb made a motion to amend the scope of work to add that Keystone coordinate with Savin Engineers regarding the potential to connect the modular building's transfer switch to the substations Savin is designing for the Plant-wide emergency stand-by generator distribution system.
No second; motion to amend failed.
Motion carried 6/0

Chairman Kolba assigned Gary Holmes to serve on the Flow Management Workgoup, and asked him if there are other Committees he would like to be assigned to. Mr. Holmes stated that he would leave that to the Chairman's discretion.

Old Business

Edward Crumb reported on the presentation of the 2013 post-year budget transfers at the Binghamton City Council worksession on February 18th. The transfers were approved by City Council at its Business Meeting February 19th. City Council did request that all future Requests for Legislation be submitted in at least 12-point type. The Johnson City Village Board is expected to act on the transfers at its March 4th Business Meeting.

New Business

Eugene Hulbert, Sr. reported on the five Qualifications submissions received for Board Project Representative. Michele Cuevas reported on the score sheets received from three Board Members and the Superintendent. Chairman Kolba stated that he did not submit a score sheet because he believed the Board was looking for an independent contractor with a "single source". Discussion ensued regarding the fact that the RFQ advertised did not correspond to the wording approved by the Board.

Eugene Hulbert, Sr. made a motion for the Board to further pursue the Qualifications submissions of GLDAY LLC and Ron Lake d/b/a Lake Engineering for the Project Representative engagement, to give them both the correct scope of work and RFQ; for the Business Manager to review the sample Contract with Co-Counsel Alfred Paniccia; that the reviewed Contract to be given to both; and that interviews be scheduled with both candidates
Ronald Davis seconded the motion
Motion carried 5/1(GH)/0

Michele Cuevas reminded the Board that nominations for Officers are next month (March).

The next meeting is scheduled for March 11, 2014 at 3 PM at the Village of Johnson City Offices.

Eugene Hulbert, Sr. made a motion for the Board to go into Executive Session to discuss personnel matters and pending litigation.
Ronald Davis seconded the motion
Motion carried 6/0

(Mr. Day, Mr. Kuehner, Co-Counsel Paniccia, and Ms. Perkins exited the meeting).

Board entered into an Executive Session at 5:16 PM during which pending litigation and two personnel matters were discussed.

Edward Crumb made a motion for the Board to exit Executive Session.
Ronald Davis seconded the motion
Motion carried 6/0

The Board exited Executive Session at 5:42 PM. No action was taken during the Executive Session.

Stephen Andrew made a motion for the Board to adjourn
Ronald Davis seconded the motion
Motion carried 6/0

Meeting adjourned at 5:43 PM

Respectfully submitted,

Laura Lee Perkins
Transcriptionist

cc: Board Members
Mayor Rich David, City of Binghamton
Mayor Greg Deemie, Village of Johnson City
City Clerk, City of Binghamton
Village Clerk/Treasurer, Village of Johnson City
John Perticone, Esq.
Alfred Paniccia, Esq.
Charles Pearsall, Fiscal Officer
Catherine Young, Superintendent
Brown & Brown Empire State
Haylor Freyer & Coon
Robert Bennett, P.E., Village of Johnson City, Engineer
Philip Krey, P.E., City of Binghamton, Engineer
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