



ALBANY CSO Pool Communities

A collaboration between the cities of Albany, Cohoes,
Troy, Watervliet & Rensselaer and the Village of Green Island

C/O Capital District Regional Planning Commission One

Park Place, Suite 102 | Albany, New York 12205

(518) 453-0850 | (518) 453-0856, fax | www.albanypoolcso.org

Minutes of the Corporation Meeting

Thursday, November 12, 2020

10:00 am

Zoom Online Meeting

Board Members Present:

Bill Simcoe - Albany Water Board
Mark Hendricks – City of Rensselaer
Chris Wheland - City of Troy
Garry Nathan – City of Cohoes
Sean Ward – Village of Green Island
Tom Dufresne – City of Albany
Joseph Seman Graves – City of Cohoes

Also Present:

Martin Daley – CDRPC Staff
Mark Castiglione – CDRPC Staff
Tim Murphy – Albany County Water Purification District
Mike Miller – APJVT (CHA)
Tom White – CDRPC Staff
“Nancy” - unknown

I. Call to Order/Roll Call

Board President Bill Simcoe called the meeting to order at 10:00 am. The meeting was held online to comply with NYPAUSE.

II. Draft October 8, 2020 Meeting Minutes

The minutes distributed prior to the meeting.

Action Taken

Mark Hendricks made a motion to accept the September 3 minutes without reading them and Garry Nathan seconded. The motion passed unanimously.

III. Financial Report

Tom White summarized the November 1, financial memo distributed prior to the meeting. As this the first invoice of the Corporation's 2021 year, there are no expenditures to report. The community balance has not changed since last month. Tom is working to develop and distribute individualized community invoices – these will be summarized for 2018, 2019 and 2020. The next round will incorporate the three prior years – they will not include Credit amounts that have already been settled. Martin shared the format of the draft report with the communities via screenshare. Tom will provide the details for invoices and split the details between project invoices and Corporation invoices. Tom will send the report as a PDF and excel format. Tom will send Garry copies of all unpaid invoices. Other communities may request them.

The Corporation audit is moving forward well, and Martin reported that he expected a clean and simple audit.

IV. Vendor Invoices

No vendor invoices were submitted

V. Report from Governance

At the last month's Governance committee meeting, the committee recommended a survey instrument for board performance, the board needs to accept the survey tool.

Garry Nathan made a motion to recommend the survey instrument to the board and Chris Wheland seconded. The motion passed unanimously.

VI. Financing update

The City of Troy "Big C" financing is scheduled to close later this month. Albany needs to send along a final copy of their PFA, although it closed in March.

The City of Albany CSO SPDES permit modification is moving forward. DEC does have some

monitoring requirements. The City responded to the Department that they were open to monitoring requirements and dose testing. Mike Miller relayed his optimism that the permit would be in place by construction start.

DEC and EFC have made comments on the phases I and II of plan and spec, Albany responded. Phase V comment responses are in draft but should go in soon. Bid periods for Phase III and IV were extended in effort to allow bidders more time to secure partnerships. Phase V is slated to be bid 12/22 with opening in February. Bill reported that things are on schedule. Albany continued to involve the community and TOAST. There are no concerns about on time notice to proceed for April 1, 2021 for Phase V.

Garry reported that Columbia St is in design with Arcadis. The alignment for Columbia street was adjusted slightly. The city is looking to schedule public meetings online. These projects are on schedule.

VII. Other business

Martin provided a report for the Rensselaer County Sewer District. The District submitted a report to DEC for the project "PIW-02, Evaluation of Secondary Clarification Improvements" in March. On May 8th the DEC issued a comment letter, to which the District replied on July 8th. On August 26th, the Department issued a second comment letter, agreeing with the approach of installing an adjustable bypass weir gate and using two aeration tanks for equalization when necessary to help improve the amount of flow that receives secondary treatment. The Department requested a schedule be added to the report for the installation of the adjustable gate, installation of and the proposed actuators and flow meters in the influent channels of each aeration basin designated for equalization, and resubmission of the wet weather operating plan. The department also requested the wet weather operating plan (WWOP) shall be revised and resubmitted any time the treatment plant or wet weather operations at the treatment plant are modified.

On November 3, the DEC informed the District that they would be referring the delay in response to the second letter to the office of general counsel for possible collection of stipulated penalties based on Part IV. A. 3. of the Order for failure to submit an approvable report based on the 8/26/2020 date of the latest comments unless the District addressed the comments soon.

Martin reported he had been in talks with Gerry and CDM about responding to the comments and there seemed to be some concern from the county as to budgeting for the improvements and committing to a schedule. Martin expressed that he did not believe the Pool Communities would be liable if stipulated penalties are levied and that, as the Order is written, he believed District appears as a separate distinct respondent. Martin underscored he is not an attorney. The board members expressed similar sentiment that the Pool was not liable, should

enforcement action be taken, and requested that Martin follow up with Gerry and relay a status to the communities.

I. Adjourn

Chris Wheland made a motion to adjourn and Sean Ward seconded. The motion passed unanimously, and the meeting ended at 10:40am.

Respectfully submitted,
Martin Daley, CDRPC Director of Water Quality Programs

Sean E. Ward

Sean Ward
Albany CSO Pool Communities Corporation Secretary