



SARATOGA COUNTY WATER AUTHORITY

JOHN E. LAWLER, CHAIRMAN
ED HERNANDEZ, ACTING EXECUTIVE DIRECTOR

260 BUTLER ROAD, GANSEVOORT, NY 12831
TELEPHONE: (518) 761-2058
FACSIMILE: (518) 792-4942
www.saratogacountywaterauthority.com

J. GREGORY CONNORS
ANITA M. DALY
MARY BETH HYNES
ARTHUR J. JOHNSON
KEVIN T. KING
CHARLES WAIT

SARATOGA COUNTY WATER AUTHORITY BOARD OF DIRECTORS OFFICIAL MEETING MINUTES THURSDAY, OCTOBER 25, 2012; 2:45 PM

PRESENT: Chairman John E. Lawler, Supervisors Arthur Johnson and Anita Daly, Treasurer Kevin King, Marybeth Hynes, Charles Wait, SCWA Board Members; Craig Crist, SCWA Special Counsel; John Dowd, SCWA Special Counsel; Ed Hernandez, Acting Executive Director; Board of Supervisors; Press. ABSENT: SCWA Board Member Gregg Connors.

Chairman Lawler called the regular meeting to order at 2:45 p.m. and welcomed all in attendance.

A motion was made by Charles Wait and seconded by Anita Daly to adopt the draft minutes of the September 27, 2012 regular meeting, as the official minutes of that meeting. Motion to accept the draft minutes were passed unanimously.

A motion was made by Jack Lawler and seconded by Art Johnson of the Governance Committee to adopt the minutes of the September 27, 2012 Governance Committee meeting. Motion to accept the draft minutes was passed unanimously.

A motion was made by Arthur Johnson and seconded by Marybeth Hynes of the Board of Directors to adopt the minutes of the Governance Committee meeting of September 27, 2012 as the official minutes of that meeting. Motion to accept the draft minutes were passed unanimously.

(As is the practice of the Board, the Board waived a reading of the draft minutes and the adopted minutes include the long form resolutions that were passed at said meeting and the Board waived the reading of the long form resolutions.)

At 2:50p.m. A motion was made by Charles Wait and seconded by Arthur Johnson to move to Executive Session to discuss attorney client matters regarding Clifton Park Water Authority and LFTC EDC.

At 3:55 p.m. the Board returned to open session.

Chairman Lawler asked for the reports from Executive Director Hernandez at this time.

Production: Ed Hernandez, Acting Director, reported that production and customer usage was at 4.1 mgd for September.

Financial: Mr. Hernandez discussed the financial reports through September 30, 2012. Through September 30, 2012 actual expenses were \$1.2 million. Revenues were budgeted at \$3.6 million, but were actually at \$2.2 million. The income exclusive of the bond payment was \$1,039,496. He noted that all YTD revenues less expenses provided a net positive amount of \$151,213.

The first motion was to authorize the payment of the vouchers for the month at a total cost of \$85,941.52 as reviewed and approved by Kevin King, Treasurer. **Mr. Johnson moved to authorize that vouchers, as presented and audited for payment by the Treasurer, is approved for payment. The motion was seconded by Mr. King and passed unanimously.**

At this time **Mr. Johnson made a motion as a member of the Audit Committee to retain Bollam, Sheedy and Torani as outside auditors for the fiscal year ended 2012 audit and preparation of financial statements. Motion was seconded by Ms. Hynes. Motion passed unanimously.**

The next matter was a motion **presented by Chairman Lawler of the Audit Committee to designate Charles Wait of the Audit Committee as the financial expert of the Audit Committee as outlined by the Charter. Motion was seconded by Arthur Johnson. Motion passed unanimously.**

The next motion was to **accept the Arbitrage Rebate Computation Report as presented by Amtec Corporation.** The report concluded that no rebate liability existed. **Motion was made by Mr. Wait and Mr. Johnson seconded the motion. Motion passed unanimously.**

The next item on the agenda was to approve the remaining electrical BOCES continuing education courses for employee Paul Perini at a cost of \$308 for fiscal year 2012 and \$897 for fiscal year 2013. Mr. King discussed that the employee should provide a Certificate of Completion upon completion of the classes. **Charles Wait made the motion to approve the remaining electrical BOCES continuing education classes for Paul Perini. Motion was seconded by Chairman Lawler. Motion passed unanimously.**

The final matter on the agenda was the recommendation by the Governance Committee to readopt the following policies in one motion. Those policies readopted are the Code of Ethics, Whistleblower Protection Policy, Equal Opportunity Policy, and Comprehensive Guidelines Regarding the Disposition of Property. **Motion was made by Charles Wait to readopt the outlined policies and was seconded by Arthur Johnson. Motion passed unanimously.**

Under new business Chairman Lawler indicated that Global Foundries was requesting a Letter of Service from the Authority for daily average demand of 5.4 MGD to the campus. Mr. Hernandez indicated as the Director he would supply that letter. Mr. Crist requested that he review before the letter was sent.

Mr. Hernandez wanted to inform the Board that there were upgrades at the plant within the last two weeks for a new sodium permanganate feed system. He informed the Board that the staff at the Plant was instrumental in accomplishing the tasks set before them and that he was extremely pleased with the response from the staff. Mr. Wait indicated he would like to schedule a meeting at the Plant in the near

future to reacquaint with the staff and see the changes that had occurred since the last visit during construction.

The next meeting of the SCWA Board of Directors was scheduled for Tuesday, November 27th, 2012 at 1:00 p.m.

The Personnel Committee scheduled their next meeting for Tuesday, November 27th, 2012 immediately following the regular Board meeting. Members of the committee are Mr. Lawler, Ms. Hynes and Mr. Connors.

At this time a motion was made by Mr. King and seconded by Mr. Johnson to adjourn the meeting. The Board adjourned the meeting at 4:25 p.m.

Respectfully Submitted,

**Carol A. Alden,
Confidential Secretary**