

The regular meeting of the Town Board of the Town of Stamford was held on Dec. 29, 2021 at 6:00 P.M. at the Town of Stamford Municipal Building with the following present:

Supervisor-John Kosier
Councilperson- Roderick Hillis
Councilperson- David Post
Councilperson-Daniel Deysenroth
Councilperson-Brent Trimbell
Hwy. Supt. Jonathan Ballard

Also present: Dwayne Martin

The board meeting began with the Pledge of Allegiance.

A MOTION was made by David Post and seconded by Daniel Deysenroth to approve the minutes of the previous meeting. ALL AYE votes cast, MOTION carried.

A MOTION was made by Brent Trimbell and seconded by Roderick Hillis to approve the Supervisor's monthly report. ALL AYE votes cast, MOTION carried.

A MOTION was made by David Post and seconded by Brent Trimbell to approve voucher no. 209 Coalition of Watershed Towns in the amount of only \$1,000. as that is the budgeted amount. The invoice received is in the amount of \$1,500. ALL AYE votes cast, MOTION carried

A MOTION was made by Brent Trimbell and seconded by Daniel Deysenroth to approve General bills abstract no. 12, dated Dec. 29, 2021, Fund A – claim nos. 208 – 224 and 192021, Fund B – claim nos. 026 - 032, and Fund SL – claim no. 0014 in the amount of \$9,922.86. ALL AYE votes cast, MOTION carried

A MOTION was made by David Post and seconded by Roderick Hillis to approve Highway bills abstract no. 12, dated Dec. 29, 2021, claim nos.: Fund DA – claim nos. 99 – 106, 108 - 109 and 692130 and Fund DB – claim nos. 44 – 45 and 122021 in the amount of \$28,185.53. ALL AYE votes cast, MOTION carried.

A MOTION was made by Daniel Deysenroth and seconded by Roderick Hillis to approve South Kortright Sewer District bills abstract no. 12, dated Dec. 29, 2021, claim nos. 70 and 72 -76 in the amount of \$4,716.10. ALL AYE votes cast, MOTION carried.

Hwy. Supt. Jonathan Ballard gave the following highway report:

- We have been cleaning ditches on Pickens Rd. and McGregor Rd.
- A new floor was in installed in the 2012 Western Star.
- Our trucks are all loaded and ready to go for the next storm.
- The Doc Stark Lane project is finished.

Town of Stamford	Supervisor's Report					Nov-21	
	General Townwide	General Part-Town	Highway Townwide	Highway Part-Town	SK Light	SK Walls	Sewer Dist.
Beginning Balance:	\$ 264,596.35	\$ 52,250.66	\$ 173,837.78	\$ 59,725.17	\$ 1,841.26	\$ 2,437.24	\$ 49,165.98
REVENUES							
Registrar		\$ 70.00					
Interest Earned	\$ 18.93	\$ 0.28	\$ 20.98	\$ 0.32			\$ 0.25
Dog Fees	\$ 7.50						
Permits		\$ 230.00					
Town Clerk Fees	\$ 12.26						
Court Fines	\$ 1,505.00						
Charter Communications	\$ 466.26						
EXPENDITURES							
Abstracts	\$ 6,003.00	\$ 2,553.38	\$ 107,236.98	\$ 18,519.20	\$ 252.56		\$ 6,563.95
Health Insurance	\$ 1,823.11		\$ 6,540.64				
Payroll & Fringe	\$ 14,867.90	\$ 852.66	\$ 15,367.28				
ENDING BALANCE	\$ 244,012.29	\$ 49,144.90	\$ 44,713.86	\$ 41,206.29	\$ 1,588.70	\$ 2,437.24	\$ 42,602.28

The Town of Stamford Housing Rehabilitation Program Regulations and Administrative Procedures was TABLED until next month. This will give the board members time to review it.

RESOLUTION NO. 42-2021 was introduced by Daniel Deysenroth and seconded by Roderick Hillis:

ADOPTION OF THE DELAWARE COUNTY MULTI-JURISDICTIONAL ALL-HAZARDS MITIGATION PLAN UPDATE

WHEREAS, Delaware County, with the assistance of the Albany Visualization and Informatics Lab (AVAIL), has gathered information and prepared the Delaware County Multi-Jurisdictional All-Hazards Mitigation Plan; and

WHEREAS, the Delaware County Board of Supervisors determined in Resolution 107 of 2003 that a multi-jurisdictional All-Hazards Mitigation Plan representing all the towns and villages in Delaware County would be more efficient to produce than each community drafting and adopting its own; and

WHEREAS, the Delaware County Multi-Jurisdictional All-Hazards Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, Delaware County is a local unit of government that has afforded the citizens an opportunity to comment and provide input on the Plan and the actions in the Plan; and

WHEREAS, Delaware County and the Town of Stamford have reviewed the Plan and affirm that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by the Town of Stamford Town Board that the Town of Stamford adopts the Delaware County Multi-Jurisdictional All-Hazards Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

The foregoing RESOLUTION WAS DULY PUT TO A VOTE WHICH resulted as follows:

AYES: John Kosier – Roderick Hillis -Daniel Deysenroth
David Post – Brent Trimbell

NOES: None

Said RESOLUTION was thereupon declared duly adopted

RESOLUTION NO. 43-2021 was introduced by David Post and seconded by Daniel Deysenroth:

BE IT HEREBY RESOLVED that we approve the following LVDV Operations, Inc., South Kortright Sewer District, Town of Stamford, New York, Proposed Contract Amendment No. 2 for Continued Operator Services.



LVDV Operations, Inc.

CONTRACT OPERATIONS OF WATER AND WASTEWATER FACILITIES

Your Water Our Sacred Trust

**South Kortright Sewer District
Town of Stamford, New York
Proposed Contract Amendment No. 2 for Continued Operator Services**

November 30, 2021

John Kosier, Supervisor
Town of Stamford
101 Maple Avenue
PO Box M
Hobart, NY 13788

Re: Proposed Operations Contract Amendment No. 2 for
Continued Operator Services 2022 - 2026
South Kortright Sewer District

Attached for Reference:

1. Original contract of September 14, 2015
2. Modification No. 1 of June 12, 2019 (or "Amendment No.1")
3. Approved 2022 budget
4. Household cap 2022 increased by 1.8%

Dear Supervisor Kosier:

We are pleased to offer this, our proposed Contract Amendment No. 2 for continued operator services for the South Kortright Sewer District wastewater facilities. We propose to provide our service in accordance with the conditions set forth herein.

The scope of services was modified in Amendment No. 1 but remains the same as that of Amendment No. 1 for the proposed Amendment No. 2; please see "Attachment 1" below.

As discussed, we propose a five (5) year contract amendment. We propose annual fee increases equal to the previous years' fee times "a rolling three-year average of the previous three years' Consumer Price Index or it's successor", just as is provided in your O&M Subsidy agreement with New York City Department of Environmental Protection for annual increases in household user fees (see O&M Agreement Article 1 General Provisions, Section 1.01 Definitions #25: "the Watershed NOA Household Cap"...shall be adjusted annually to reflect the rate of inflation or deflation, based on a rolling three-year average of the previous three years' Consumer Price Index or its successor".

197 Elm Street
PO Box 610
Cobleskill, NY 12043
(518) 234-4028

For 2022 the household cap is to be increased by 1.8% (see email from NYCDEP dated February 17, 2021, attached), so we propose to increase the LVDV Operations, Inc. base O&M fee by 1.8% for 2022 or from \$35,300 (2021) to \$35,935 (the approved 2022 sewer district budget shows a 3% increase, to \$36,359; this is not requested). The same rate of increase will apply to the hourly rate for additional services and emergency call-out condition and fees.

SCOPE OF SERVICES

Section 1.0 – Services to be provided

- Provide certified personnel to operate and maintain the South Kortright Wastewater System five (5) days per week, in accordance with the duties set forth in **Attachment 1** of this proposal.
- Provide emergency on call coverage 24 hours per day, 7 days per week to respond to emergency calls. Such services are provided on a time and material basis as an additional cost (see Table I., B.1).
- All required repairs other than emergency will be submitted in quotation form for review and approval by the Owner.
- Collect and deliver any required samples for laboratory analysis.
- Prepare and submit required monthly reports to appropriate regulatory agencies and the Owner.
- Maintain an inventory and spare parts list as well as all MSDS (Material Safety Data Sheets).
- Maintain all chemical inventories for treatment, maintenance and on-site analysis.
- Schedule with Owner to purchase needed chemicals.
- Minor repairs.
- Arrange for calibration by specialty vendors of instruments and alarm circuitry at the facility.
- Perform all tests and inspections in strict compliance with USEPA, OSHA, NYSDEC, NYCDEP and Delaware County regulations and prepare and submit required reports.
- Maintain and update a monthly preventative maintenance service guide for the plant.
- Check operation of valves and other mechanical components.
- Procure equipment and supplies (to be paid for by the Owner – see Section 2.0).
- Lubricate components at manufacturers recommended intervals.
- Procure service contracts (to be paid for by the Owner – see Section 2.0).

- Hose down float switches and wet-well walls as necessary.
- Provide the Town with an accounting of all costs incurred and any bills paid by LVDV
- Assist in annual budgeting for the system.

- Preparation of a proposed annual budget based on tracking and review of expenditures and planning of repairs, for review and approval by the Town and NYCDEP including projected repairs projects.
- Troubleshooting system problems sometimes with vendor assistance, and development plans for solutions.
- Professional Engineering Oversight.

Section 2.0 – Exceptions / Items to be provided by the Owner.

- Utility costs – gas, electric, fuel oil, water and any necessary chemicals and testing supplies (to be provided by Owner).
- Buildings and grounds maintenance including lawn mowing, weeding and snow removal.
- Payment for any tools, equipment, and supplies necessary for the operation of the South Kortright Wastewater System.
- Payment for any necessary service contracts, for example emergency generators.
- Except minor repairs that can be accomplished within the schedule hours, repair or replacement of defective electrical controls, pumps, motors, valves, and related miscellaneous appurtenances will be done on time and material basis upon Owner's request.
- O&M Administrative Services (billing, bookkeeping, and annual reconciliation reports etc.) **Note:** these services can be arranged for under a separate contract. Monies are available in your O&M budget to pay for such a contract.

Section 3.0 – Terms

Based on the prospect of developing a mutually agreeable service agreement, LVDV Operations, Inc. is prepared to provide the scope of services options described above for the fees illustrated in Table I below. These fees will cover all of LVDV Operations' costs associated with the project.

Table I:

**Fees for Operator Services
South Kortright Community Wastewater System**

For services to be provided in accordance with Section 1.0 – Services to be provided above:

A. TOTAL (Item 1) BASE OPERATIONAL SERVICES FEES:

2022: \$35,935.00

2023: 2022 fee plus 2022 fee times the household cap inflation rate for 2023

2024: 2023 fee plus 2023 fee times the household cap inflation rate for 2024

2025: 2024 fee plus 2024 fee times the household cap inflation rate for 2025

2026: 2025 fee plus 2025 fee times the household cap inflation rate for 2026

B. ADDITIONAL SERVICES AND EMERGENCY CALL-OUT CONDITIONS AND FEES:

1. For Additional Services such as serving as Town's Inspector for new connections and such as those related to emergency call-out situations, time will be billed by the hour as worked, and for emergencies from the time the emergency call-out is received until the time the emergency situation has been abated. However, under no circumstances shall the amount of time charged for an emergency call-out be less than two (2) hours. Hourly rates for emergency services are as follows:

2022: \$76.35 per hour

2023: 2022 hourly fee plus 2022 hourly fee times the household cap inflation rate for 2023

2024: 2023 hourly fee plus 2023 hourly fee times the household cap inflation rate for 2024

2025: 2024 hourly fee plus 2024 hourly fee times the household cap inflation rate for 2025

2026: 2025 hourly fee plus 2025 hourly fee times the household cap inflation rate for 2026

Should there be any questions in regard to this proposal or our firm's services in general please do not hesitate to contact me at (518) 231-3052 (cell). If you find this agreement acceptable, please sign and return one copy. We appreciate your consideration of this proposed contract amendment and look forward to our continued service relationship with the Town of Stamford.

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Hon. John Kosier, Supervisor
November 30, 2021

Very Truly Yours,



Henry Lamont, P.E.
General Manager
LVDV Operations, Inc.
"Your Water Our Sacred Trust"



Hon. John Kosier – Supervisor
Town of Stamford, NY

12/30/2021

Dated

The foregoing RESOLUTION WAS DULY PUT TO A VOTE WHICH resulted as follows:

AYES: John Kosier – Roderick Hillis -Daniel Deysenroth
David Post – Brent Trimbell

NOES: None

Said RESOLUTION was thereupon declared duly adopted.

Discussed was a quote Councilperson Brent Trimbell obtained from Delaware County for 250 ft. of guiderails on Town Brook Rd. in the Town of Stamford. The cost is approximately \$6,026. for the Town. The Village of Hobart’s cost for 312 ft. of guiderails is approximately \$8,207. The town/village must provide 5 laborers. Councilperson Trimbell will discuss with the Village of Hobart Board and report back to the Stamford Town Board. This will be further discussed at a later date.

A MOTION was made by John Kosier and seconded by Daniel Deysenroth adjourn this meeting at 6:47 P.M. The Organizational meeting will be held on Jan. 12, 2022 at 6:00 P.M. at the Town Municipal Building, 101 Maple Ave., Hobart, New York.

WE, the undersigned members of the Town Board of the Town of Stamford, Delaware County, New York, do hereby certify that we have examined the minutes of the previous meeting and found them to be correct and accurate as recorded.

Supervisor_____

Councilperson_____

Councilperson_____

Councilperson_____

Councilperson_____

Attest_____

Town Clerk