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**DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY  
APPROVED MINUTES OF May 3, 2018**

Authority Board Members

**Thomas LeGrand**  
Chairperson  
  
**Vincent DiMaso**  
Vice-Chairperson  
  
**Rudy Vavra**  
Treasurer  
  
**Lawrence R. Knapp**  
Secretary

**Board Members Present**

Tom LeGrand  
Vince DiMaso  
Larry Knapp  
Mike Cotton  
Rudy Vavra

**Staff Present**

Bridget Barclay  
Mary Morris  
Rich Winchester

Ex officio Members

**Brian Scoralick**  
Acting Executive Director  
Soil and Water Conservation District  
  
**Eoin Wrafter**  
Commissioner  
D.C. Dept. of Planning & Development

**Board Member Absent**

**Ex-Officio Member**

Eoin Wrafter – Commissioner, Dutchess County Planning and Development

Staff

**Bridget Barclay**  
Executive Director  
  
**Mary C. Morris**  
Deputy Director

**Also Present**

Gerard Comatos, Jr. Van DeWater & Van DeWater

**Meeting Open**

At 4:05 PM Tom opened the meeting and asked if any members of the Public were present. There were not. Tom noted that this is a special meeting of the board for the purpose of discussing the Global Foundries Assignment Agreement.

**Global Foundries Assignment Agreement**

Bridget noted that a memo was provided to the Board, updated to reflect all discussions with Global Foundries since the last board meeting. Bridget further noted that on the afternoon of Friday April 27<sup>th</sup> (subsequent to the memo being distributed) a meeting was held with representatives of DCWWA, Global Foundries and the Town of East Fishkill. In the course of that meeting it was learned that the Town also has significant concerns about the terms of the Assignment Agreement, and that there were, in some instances, differences in the terms that Global was negotiating with the Town versus with the DCWWA.

Bridget noted that, per the memo, key issues in the proposed Agreement include; ownership and control of infrastructure versus responsibilities as

the public water supplier; the proposed agreement between DCWWA and I.Park; Global's termination rights; and water charges.

The Board discussed at length concerns regarding the responsibilities DCWWA would have as the public water supplier absent the ownership and control of the on-site distribution facilities, and the disposition of the water system in the event Global exercised its termination rights. Also discussed were issues DCWWA would face in meeting its obligations to provide water service to I.Park and East Fishkill if Global terminated. It was particularly noted that there are extensive underground utilities on-site without as-built records or other reliable mapping to allow infrastructure to be accurately located. Potential implications of on-site soil and groundwater contamination were also reviewed. Various alternatives and options were discussed.

Staff was directed to develop a list of potential options to present to the Board to address the proposed assignment, and the need to establish an authorized public water supplier for the subdivided properties.

### **Adjournment**

At 5:30 pm Tom asked for a motion to adjourn. Rudy made the motion, seconded by Mike.

Respectfully submitted,

Bridget Barclay,  
Executive Director