

WATER POLLUTION CONTROL AUTHORITY

# Town of Trumbull

CONNECTICUT

TOWN HALL  
(203) 452-5048



5866 MAIN STREET  
TRUMBULL, CT 06611

**OCTOBER 23, 2013**  
**7:00 p.m. Long Hill Room**

## **MEETING AGENDA**

1. Minutes to previous meeting
2. Tighe & Bond:
  - Progress Report – Contract 4
  - Change orders – Contract 4
3. Invoice Approval:
  - None
4. Wright-Pierce Update
  - Phase 3
  - Phase 4
5. Billing statements
  - Tighe & Bond and Wright-Pierce
6. Old Business:
  - Assessment deferral discussion
7. New Business:
  - House connection: M/B/L: 10500199000, Booth Hill road
  - Owens, Schine & Nicola: Monthly invoices
  - HC2, Inc: Invoice
  - Ury & Moskow: Contract 3 litigation invoice
8. Executive Session:
  - It is anticipated that the WPCA will vote to go into executive session to discuss preliminary drafts and/or notes as set forth by C.G.S. 1-210 (b)(1) and/or discuss with the Town Attorney strategy and negotiations with respect to pending litigation as defined by 1-200(6) and/or to discuss attorney client-privileged information as set forth by 1-210 relating to the following:
    - Mark IV – Contract 3 and Contract 4
    - Regionalization and/or Re-Negotiation of Bridgeport Sewer Treatment Contract
    - Update: 20 and 59 account audit
9. Any other business that may come before the Authority.

WATER POLLUTION CONTROL AUTHORITY  
**Town of Trumbull**  
CONNECTICUT

TOWN HALL  
(203) 452-5048



5866 MAIN STREET  
TRUMBULL, CT 06611

**MINUTES**  
**Water Pollution Control Authority Meeting**  
**September 25, 2013**

Members Present:

Karen Egri, Chairman  
Laura Pulie, Vice Chairman  
Ennio DeVita  
Edna Colucci  
Timothy Hampford (arrived 8:00)

Also Present:

Frank M. Smeriglio, PE, Town Engineer  
Joseph Solemene, Assistant WPCA Administrator  
Dennis Kokenos, Esq. Town Attorney  
Christine Kurtz, Wright-Pierce  
Maria Pires, Finance Director (left 7:45)  
Mary Moran, Tax Collector (left 7:30)  
Donna Pellitteri, Delinquent Tax & Deferral Administrator (left 7:30)  
Martha Jankovic-Mark, Town Council  
Andrew Palo, Board of Finance  
Leslie Zoll - Blum, Shapiro & Company (left 7:45)  
Joseph Kask - Blum, Shapiro & Company (left 7:45)

Chairman Egri called the September 25, 2013 WPCA meeting to order at 7:00 p.m.

The Chairman asked for a motion to move the item under new business assessment deferral discussion out of order.

MOTION made Pulie seconded DeVita to go out of order of the Agenda to move up New Business, assessment deferral discussion. No discussion. MOTION CARRIED UNANIMOUSLY.

**7. New Business.**

Assessment deferral discussion. Frank Smeriglio explained the reason this is on the agenda is because right after the July meeting a resident came in and requested relief for their assessment. They are asking if there is a way to defer the assessments because they are a senior citizen. They are looking to defer the principal amount and to defer it the way we do our taxes for senior citizens. We said we could have a discussion about it at our next WPCA meeting. What we talked to Dennis about is just to see what steps are involved to be able to do it or not do it at all. The homeowner wrote a letter to Tim Herbst with his issues and concerns so that is why it is on the agenda for discussion purposes.

Attorney Kokenos said he was asked to see if it's possible to have a deferral program or tax relief program as it relates to sewer assessments. He said he pulled the statutes and has packets for the commission so they can look at the authority to do it. He said it is pretty clear that they are allowed to do it. The process is pretty involved. He passed copies of the pertinent statutes to the commission. He explained there is a statute 7-235a is the enabling legislation that allows for it to happen and it clearly references the general statutes that relate to real estate taxes. So basically it just says that you have the power to make such a deferral program and then relates it to the real estate statutes which are 12-129b and 12-170aa. Those are also in the packets. The process is pretty involved. He

thinks the issue that we were struggling with was who would put forth the ordinance because it just says any municipality may put forth the ordinance. The sewer assessments are general obligation bonds and are obviously funded by assessments, but there is also a 25% not. So, from reading it he thinks anybody who would like to do it would need to put forth the ordinance or decide to do it, but he obviously thinks that it has to be a joint effort between the WPCA, tax assessor, and tax collector and these are all administered by Judy Ferrigno in the tax assessor's office. So, she would obviously have to be very involved in the conversations if it's put forth. Enabling legislation is there it's just a decision of whether or not it wants to be done. He knows when there was an adjustment to the elderly tax relief program a year ago it was very involved and we looked at the effects that it would have on the budgets on the funds before moving forward.

DeVito questioned – how would it work?

Frank explained we would have to first try to evaluate how many residents are part of the senior tax program that have an assessment because there can potentially be hundreds of these request. The other part of it that is a negative is there are probably other senior citizens that would qualify for the program but haven't taken advantage of the program which will also qualify for this. So, financially, he doesn't think it's possible, there are a lot of numbers that have to be run because we still have to pay the general obligation bonds on the assessment amount, so there are huge issues. There's numbers that have to be crunched to see if this is possible or not possible.

Discussion followed: How does it work? A deferral tax lien gets filed on the resident's land records; gets paid upon death or transfer of the property. What if house value doesn't cover it? It's a priority lien so it gets paid first, real estate taxes and sewer assessments are priority liens. There is a very small risk that the value would not cover it an example is if there's a \$500,000 mortgage but the property is only worth \$400,000 you still have a priority lien over the mortgage so you're as secure as you can possibly be.

Frank said we would have to establish criteria the policies and the other issue with trying to defer this is he believes that with tax deferral you may qualify one year but you may not qualify the next year and then you may qualify again for the third year. So as far as our bonds that we have to pay it becomes a management nightmare. He noted Mary and Donna from the tax collector's office are in attendance. Donna said what she understands from the statute is you defer the principal and only pay the bonded interest over the life. She said we've never had anyone do that and she questioned how the principal gets billed and paid. Dennis explained the principal is deferred and not billed and that it has the same mechanism as the real estate tax deferral. Donna noted the money has the potential of sitting out there for years interest free. Dennis said it is obviously a policy decision he was asked to figure out whether or not it could be done and you can do it. That is the first step and there a lot of details. Frank said there is a whole policy that you would have to create and see if you could afford this and as of right now he doesn't believe you can, but this is just for discussion and you're not voting on anything, this is just a topic that has come up since our last meeting from a resident. He plans on crunching some numbers just to see and he will have more information next month. The resident did receive his first assessment invoice in July and he did pay it. Donna explained the difference between the encumbrance lien when the assessment is levied and that stays on for the life of that assessment. If they are delinquent a lien once a year for delinquency is placed and if the delinquency gets to a certain point then the town steps in and starts to do its collection procedures against them, they are not going to let it go forever and can result in a tax foreclosure. Edna this lien is different because it stays on the property for life of your ownership. Frank we would set the conditions. Frank we would have to look at how many residents are on the tax deferred program that has an assessment. Donna described the process used to place assessment liens and delinquency liens. Questions raised: How do we pay the general obligation bonds? Do any of the other neighboring communities defer assessments? Could you defer both real estate taxes and assessments?

Dennis said this is not a technical statute that allows it's this is just you have authority to do it and its by ordinance and you decide how you want the ordinance to read based on the numbers if you're not doing it, if you're doing it and if you worked in some ways and not others but the enabling legislation is there for you to figure out. Frank said ultimately we probably would be able to do it, but on the flip side he doesn't think you can afford it. This is only on the table because this was an issue that had come up with a resident that we need to discuss. Frank is going to look at how many residents are on the tax deferred program that have an assessment and then and between this meeting and the next meeting if it's going to be an endless task then he will have to stop and discuss this with Maria – but the answer as of now is no, you can't afford it. Commission wants him to crunch the numbers and look into if other towns are doing it and how. Dennis said the other point Donna just brought up to is a good point is that if you look at the list that people are currently on the deferral program there are a whole bunch of people who may not be on the deferral program who could qualify, but just don't, who may want to apply for this.

Summary: We would have to come up with our own criteria; it requires legislative approval it's not something that we'll be able to put together and enact an ordinance especially because it's general obligation it would have to start and then go through the process. Research needs to be done to see if it is feasible and then we would go from there pending approval of town boards. Frank will report back at the next meeting.

The chairman thanked Mary Moran and Donna Pellitteri for coming and they left the meeting.

The Chairman asked for a motion to move Agenda item Executive Session out of order on the Agenda. After comments and requests from commissioners to do it later, the chairman withdrew her request for the motion.

### **1. Minutes to previous meeting.**

July 24, 2014. The following correction was requested by Commissioner DeVita:

Page 5 – first line – "...why did he put in the other material and call it the other one..." should be "why did he put in one material and call it another one..."

Chairman Egri asked for a motion to approve the Minutes of July 24, 2013.

MOTION made Pulie seconded DeVita to approve the July 24, 2013 Minutes with one change. No discussion.

MOTION CARRIED UNANIMOUSLY.

### **2. Tighe & Bond.**

Progress report – Contract 4. Fred Mascia said since the last time the commission met Mark IV completed 29 or 30 locations based on a list that Frank's office prepared. Commissioner Pulie wanted to know if all the drainage is completed. Frank said yes and explained we had to go through and revise what we anticipated as major versus minor. Then Mark IV went back and the ones we considered were major they went through and did those pipe runs and temporary asphalt. The invoice on the Agenda from Mark IV is strictly only for drainage. Fred said that's it for the progress report and there are no current pending change orders.

Summary of paving and road work: Frank said paving is still ongoing and we are moving forward. The remaining stretch of paving in the area between Shelton Road and Huntington Turnpike is starting, reclaiming will start on North Street and Erwin Street next week and curb removal is starting at the end of this week. Golden Hill and Primrose are still slated to be worked on for this year and there is still paving to do and it's all weather permitting. The town and Julian are going through and doing some drainage work unrelated to Mark IV's work because there are things unrelated to the sewer project that we feel should be done. They are starting their drainage work while we're starting reclaiming on other streets that are ready. The highway department is also doing drainage work for other areas that should be replaced that are unrelated to the sewer project.

Change Orders – Contract 4:

None.

**3. Invoice Approval:**

Mark IV - Application 45 - \$41,288.50. The chairman noted the drainage just discussed is on page 5 of the invoice. In response to commissioner Colucci's question about pricing Frank said all the work they did for this amount is based on the prices that are in this contract and the mediation prices for other things Mark IV is entitled to. The bill was reviewed and charges were discussed. Fred Mascia said inspectors were out there full time verifying all the quantities and work. The chairman asked for a motion to approve application 45 in the amount of \$41, 288.50.

MOTION made DeVito seconded Pulie to approve application 45 in the amount of \$41,288.50. Discussion.  
MOTION CARRIED UNANIMOUSLY.

LJF Outdoor Maintenance – Application 12-1 - \$20,775.00. Frank said there were six easements on Dogwood Lane and this is for the last easement. Between Dogwood Lane and Shelton Road is a wetland area where we had to install trees as part of the army corps permit. The other half of this work is for an easement between Kingsbury Road and Red Fox Lane where we had an agreement with one of the homeowners for the trees that were removed. It is for property restoration and the majority of this is because trees were removed and it was negotiated what trees to put back. He also noted there is one last easement area that has to be worked on. MOTION made Pulie seconded DeVita to approve application 12-1 for \$20,775.00 to LJF Outdoor Maintenance. Discussion. MOTION CARRIED UNANIMOUSLY.

It was suggested to consider moving the executive session up because the auditors present are participating in the executive session.

**8. Executive Session.**

MOTION made Egri seconded Pulie to go out of order of the agenda and move up Executive Session and move into executive session to discuss preliminary drafts and/or notes as set forth by C.G.S. 1-20(b)(1) and/or discuss with the Town Attorney strategy and negotiations with respect to pending litigation as defined by 1-200(6) and/or to discuss attorney client-privileged information as set forth by 1-210 relating to the following:

- Mark IV – Contract 3 and Contract 4
- Regionalization and/or re-negotiation of Bridgeport Sewer Treatment Contract
- Update of the 20 and 59 account audit

Staying for the executive session will be the WPCA Commission, Frank Smeriglio, Attorney Kokenos, Joe Solemene, Fred Mascia, Christine Kurtz, Maria Pires, auditors Leslie Zoll and Joseph Kask, town council member Martha Jankovic-Mark, and board of finance member Andrew Palo. No Discussion. MOTION CARRIED UNANIMOUSLY.

Chairman Egri noted for the record that executive session will start with the update of the 20 and 59 account audit first.

MOTION made Egri seconded Pulie to come out of executive session and to state for the record that Leslie Zoll and Joseph Kask left the executive session at 7:45 p.m. and were only present for the update of the 20 and 59 account discussion, that Commissioner Hampford arrived in executive session at 8:00 p.m. and that no vote was taken. No discussion. MOTION CARRIED UNANIMOUSLY.

MOTION made Egri seconded Pulie to reopen the September 25, 2013 WPCA meeting at 9:04 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

#### 4. Wright-Pierce Update.

Phase 3. SSES study - Christine Kurtz said in August they met with Frank and Joe about a handful of things related to the projects they are working on and they briefly went over where they are with that. They have the draft in-house completed and it's just going through its final Q/A and Q/C review and then they will hand it over to Frank and Joe first and then they will present their findings at one of the next board meetings. Frank said as part of their findings they separate things into two different categories. One where there is inflow of ground water and then where there's immediate repairs that are in the phase 3 area and for him to start thinking about capital plan for the others.

Phase 4. Christine Kurtz said all the field work with the exception of CCTV work is complete. The problems they are dealing with are invoicing and billing and accounts receivable associated with shifting monies from Phase 4 to Phase 3. She has held off on moving on to the CCTV work only because some of the same subcontractors will likely be working for us and haven't been yet and they need to get that taken care of. That should happen within the next several weeks. That will be the last piece of field work on Phase 4 then they move into the study of it.

Christine also wanted to mention that there was a call for projects from the DEEP for clean water funds for the next fiscal year the next two year period 14-15. She worked with Frank and Joe on this. Frank said they had to update the master plan for the clean water funds. Two projects they added to the master plan are additional I&I studies and evaluation of all our pump stations and Christine noted Beardsley and Reservoir are already on the plan. She said this lets DEEP know what kind of projects are coming up that we might get funding for and it holds the spot and it is not binding in anyway. Frank said as money is available and as you apply either question 1 or 2 is "is it on the master plan?" so that is why we had to do it. He said it is just design services for a preliminary investigation of the pump stations to see what we would want upgraded. As they are aging we need to continuously evaluate the older ones to prevent problems.

#### 5. Billing Statements - Tighe & Bond and Wright-Pierce.

There was no change for Tighe and Bond since the previous meeting. The commissioners reviewed the spreadsheets and there were no questions or comments.

#### 6. Old Business.

Proposal for Contract 4 closeout consulting services. Frank referred to the purchase order balances on the billing statements the commissioners just reviewed. He passed out Tighe & Bond's proposal and explained as of July 1<sup>st</sup> the new fiscal year started and we have to close out old purchase orders and open new ones. We are still negotiating the closeout with Mark IV and Tighe & Bond will provide assistance we need to finalize all issues with Mark IV. The proposal is based on time and expense and was budgeted in our 20 account as part of our operating budget effective July 1. Frank is asking for permission to authorize a purchase order for \$20,000.00 for time and expense to close out the North Nichols project. Questions relating to when completion is anticipated and what would be covered under the \$20,000.00 were discussed. Included is Tighe & Bond's time and expense accrual for their help to deal with Mark IV and any change orders to close out the project and essentially whatever you approve them to do. He said we had a deal on the table with them that if they had accepted we wouldn't need this. Frank noted Tighe & Bond is in their 4<sup>th</sup> year and the commission is in their 5<sup>th</sup> year of Contract 4 and negotiation of the closeout is ongoing. Frank gave a brief synopsis of why Tighe & Bond is still needed and history of their services. Chairman Egri said basically because Tighe & Bond was on from almost the beginning this is the steps that need to be taken for whatever needs to finish this project. Frank said another part of this is questions from residents why were things done a certain way in front of their house that happened before his time and Tighe & Bond can go through their files to see what was done and why. Fred said last week a resident called Frank and said the post office refused to deliver their mail because with the repaved road the mailbox was set too far back. Tighe & Bond went through a video tape they did because the video all the roads before they paved and

gave Frank a screen shot of that location and as it turns out the existing mailbox didn't move. There was a short curb and now there is a full curb there and the mail truck will not jump the curb and deliver their mail.

The Chairman asked if there is a motion to approve the engineering services proposal for Contract 4 closeout assistance in the amount of \$20,000.00.

MOTION made Hampford seconded Colucci to approve the Engineering Services Proposal Contract 4 Project Closeout Assistance up to a limit of \$20,000.00. Discussion. MOTION CARRIED UNANIMOUSLY.

Proposal for regionalization continued consulting services. A letter from Christine Kurtz was passed out to the. Frank Smeriglio said this proposal is for the ongoing negotiations with Bridgeport on the contract. He explained because we are in the new fiscal year we have to close out the old purchase order and open a new purchase order with Wright-Pierce for their assistance on the Bridgeport negotiations of the contract and the money was budgeted as part of the operating plan. This is asking for assistance on time and expense bases for Wright-Pierce. Christine said there is approximately \$10,000 left from previous authorizations. She said there are three parts to this:

1. Continued work towards the Bridgeport contract negotiation and/or regional support and looking at their case model and evaluating that;
2. Another path they are working on is to Stratford and maybe Stratford/Fairfield;
3. The arbitration piece of it with Attorney Kokenos.

She noted all of what they do they are working under Dennis Kokenos and John Marsilio's direction. So this upcoming file search is a new item that they weren't aware of. Basically they are asking for an increased amount of money to get to the end of the calendar year to support WPCA, Dennis and John.

The Chairman asked if there is a motion to authorize Wright-Pierce for an amount of \$50,000.00 under current amendment number 2.

MOTION made Pulie seconded Hampford to authorize Wright Pierce for an amount of \$50,000.00 under current Amendment Number 2. Discussion. MOTION CARRIED UNANIMOUSLY.

## **7. New Business.**

Domenic Amoroso, 3020 Reservoir Avenue: sewer usage bill. Joe Solemene said a letter was sent on behalf of Mr. Amoroso. He wasn't aware he had a water leak of 882 units and he generated a sewer bill of \$3,695.04. They contacted Aquarion and Aquarion adjusted 470 units off of that which removed approximately \$1,800.00. He still has a sewer balance of \$1,892.00. Joe spoke with Mr. Amoroso's daughter and told her we match what Aquarion gives. She did not want to accept that and requested he bring this matter to the WPCA and have the commission look at his normal consumption which averages about \$192.00 a quarter and reduce his \$1,800 payment to somewhere in that range. Frank explained the sewer usage bill is based on the Aquarion water bill to the resident and we charge based on the same CCF number Aquarion uses and then we have to pay Bridgeport based on that same number.

Frank gave the following synopsis as an example of how a credit works. A resident had a leak so instead of the normal usage being 10 CCF the number ended up being 60 CCF because he didn't realize it Aquarion may or may not give that homeowner a credit. So, in this case as an example, if his bill was for 60 CCF Aquarion gave them a credit so it's down to 40 CCF we gave them that same credit too and that same 40 is also reported to Bridgeport. We would have to pay Bridgeport based on the 40, the homeowner has to pay us based on the 40 and the homeowner pays Aquarion based on the 40. So the credit is 20 CCF and the homeowner feels he is entitled to another 15 as a credit. We would still have to pay Bridgeport 40 and that is the issue.

Joe said the homeowner requested an additional credit and Roberta from the tax office also called Aquarion and the homeowner received an additional credit of 65 units. Aquarion ended up giving a credit of more than half and we followed what they did. Discussion followed regarding WPCA's position, policies, paying for water that

doesn't go down the sewer, Trumbull having to pay for all metered water and having to follow policies. Chairman Egri asked Joe to let them know the WPCA is staying with its policy.

Owens, Schine & Nicola Monthly Invoices.

Invoice #13431: Re: VonStein v. Town of Trumbull - \$71.00.

MOTION made Hampford seconded Pulie to approve invoice number 13431 from Owens, Schine & Nicola in the amount of \$71.00. No Discussion. MOTION CARRIED UNANIMOUSLY.

Invoice #13432: Mark IV – Contract 4 Litigation - \$2,730.00

MOTION made Colucci seconded DeVita to approve invoice number 13432 for Mark IV Contract 4 litigation from Owens, Schine & Nicola in the amount of \$2,730.00. No Discussion. MOTION CARRIED UNANIMOUSLY.

Invoice #13433 – Bridgeport Regionalization Sewer Agreement - \$7,883.81.

MOTION made Pulie seconded Hampford to approve invoice number 13433 in the amount of \$7,883.81 from Owens, Schine & Nicola. No Discussion. MOTION CARRIED UNANIMOUSLY.

Ury & Moskow: Contract Dispute – Contract 3 litigation invoice \$2,992.50.

No discussion or vote. Invoice was previously approved at last meeting and submitted for payment.

American Arbitration Association Invoice \$7,487.50.

Attorney Kokenos said he received the bill in late July after the last WPCA meeting and this is the first time the commission is seeing it.

MOTION made Pulie seconded Colucci to approve invoice from the American Arbitration Association in the amount of \$7,487.50. No Discussion. MOTION CARRIED UNANIMOUSLY.

10 Year capital plan discussions.

Frank said we have to start thinking about the capital plan for next year as well as five year and 10 year outlook. He is just giving the commission an idea of what projects he is starting to put together that need to get done. We are currently working on phase 4 of the I&I study, but he has to start budgeting money for phase 5. We have to have money to do work in our existing sanitary sewer easements for maintenance. He doesn't have any values but these are things we have to think about. The state has been doing paving on our roads last year and this year and their policy is that we have to raise our own manholes. They will reimburse us about \$260.00 per manhole but, our costs are about \$750.00. They do a gutter mill but in the middle of the roads they don't mill and there are varying depths so we have to raise them after they pave and we need money for that. We also have to think about the Reservoir Avenue, Bearsley Avenue and Merritt Boulevard pump stations because the generators are getting old and at Trefoil pump station the electrical equipment needs to be upgraded to 3 phase from 1 phase. Chairman Egri said this needs to be a standing item on the Agenda. She also said the original sewers were put in this town in the 1970's and she doesn't believe there has been a comprehensive capital plan to actually keep up with this. She also said it is going on 40 years for some of the initial lines and we have been so focused on the new constructions that this is going to an item on the Agenda. Frank said he will work with Joe to add to this list because there are a lot of issues on our existing sewer system that need to be addressed. Frank gave a brief history of a prior overflow where we were put on notice to do an evaluation of the pump station. From those recommendations they get incorporated into a capital plan. Discussion followed regarding I&I studies, priorities, force main, normal flow, flows during heavy flows, findings, leaks and funding.

Frank noted we are getting questions on contract 5 the South Nichols areas and he tells them this is not in our capital plan. Commissioner Pulie asked if it had to get approved by the DEEP. Franks said what should happen is he has to work with the health department to see if there are any septic failures. We have to know that information because that really is the basis of sewer projects. You also have to consider the size of the lots because if someone wants to do an addition and they are on septic you have to show a reserve septic area. Sometimes there

are additions that are denied because you don't have the size area. Those are two things Frank has to work with the health department on and that is how sewer projects are initiated.

**9. Any other business that may come before the Authority.**

Engineering Services Proposal Contract 3 Settlement Assistance. Frank said for our contract 3 negotiations we currently have a purchase order with Tighe & Bond but because we are going into a new fiscal year he has to close that out and open a new one. He passed out a proposal from Tighe & Bond for an allowance of \$20,000.00 for Tighe & Bond and we did budget this as part of our operating plan. Chairman Egri asked if there is a motion to approve the \$20,000.00 increase which is already in the budget for Tighe & Bond services for contract 3 settlement assistance.

MOTION made Hampford seconded Pulie to approve the Engineering Services Proposal for Contract 3 Settlement Assistance to increase the budget \$20,000.00. Discussion. MOTION CARRIED UNANIMOUSLY.

There being no other business before the Authority,

MOTION made Egri seconded Hampford to adjourn the September 25, 2013 WPCA meeting at 9:47 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

Submitted by,

*Joyce Augustinsky*  
Clerk of the Commission

**Tighe & Bond Inspection Services Contract 4**

	<b>Authorized Amount</b>	<b>Amount not to Exceed</b>	<b>Invoice Number</b>	<b>Invoice Date</b>	<b>Amount</b>	<b>Payment Amount</b>	<b>Funds Remaining</b>
<b>P.O. #20130247</b>	<b>\$664,415.00</b>						<b>\$664,415.00</b>
			072012521-523	7/27/2012	\$100,163.89	\$100,163.89	<b>\$564,251.11</b>
			082012568-571	8/24/2012	\$89,437.49	\$89,437.49	<b>\$474,813.62</b>
			082012586	8/24/2012	\$12,674.69	\$12,674.69	<b>\$462,138.93</b>
			092012618621-2	9/27/2012	\$73,063.62	\$73,063.62	<b>\$389,075.31</b>
			092012638	9/27/2012	\$1,955.10	\$1,955.10	<b>\$387,120.21</b>
			102012687-690	10/26/2012	\$80,993.21	\$80,993.21	<b>\$306,127.00</b>
			112012279-280	11/20/2012	\$71,089.51	\$71,089.51	<b>\$235,037.49</b>
			122012650-651	12/21/2012	\$49,705.56	\$49,705.56	<b>\$185,331.93</b>
			12013409-410	1/25/2013	\$58,876.74	\$58,876.74	<b>\$126,455.19</b>
			22013306-308	2/22/2013	\$39,209.05	\$39,209.05	<b>\$87,246.14</b>
			32013411-413	3/25/2013	\$27,641.16	\$27,641.16	<b>\$59,604.98</b>
			42013456-45B	4/29/2013	\$21,510.25	\$21,510.25	<b>\$38,094.73</b>
			052013490	5/23/2013	\$364.65	\$364.65	<b>\$37,730.08</b>
			052013496	5/23/2013	\$22,359.28	\$22,359.28	<b>\$15,370.80</b>
			062013632	6/25/2013	\$637.80	\$637.80	<b>\$14,733.00</b>
			062013639	6/25/2013	\$12,657.16	\$12,657.16	<b>\$2,075.84</b>
			062013640	6/25/2013	\$452.10	\$452.10	<b>\$1,623.74</b>
<b>TOTALS AS OF 9/24/2013</b>					<b>\$662,791.26</b>	<b>\$662,791.26</b>	<b>\$1,623.74</b>
			Transfer to new PO	10/3/2013	\$1,623.74	\$1,623.74	<b>\$0.00</b>
<b>P.O. #20140456</b>	<b>\$1,623.74</b>				<b>\$664,415.00</b>	<b>\$664,415.00</b>	<b>\$1,623.74</b>
<b>TOTALS AS OF 10/18/2013</b>							

**WRIGHT-PIERCE ENGINEERING CONSULTING SERVICES**

	Authorized Amount	Invoice Number	Invoice Date	Amount	Payment Amount	Funds Remaining
<b>TOTAL AS OF 05/23/2013</b>						<b>\$11,986.43</b>
<b>PO 20121091 - Regionalization</b>	<b>\$40,000.00</b>					<b>\$40,000.00</b>
		83233	5/16/2012	\$6,058.52	\$6,058.52	<b>\$33,941.48</b>
		83756	6/20/2012	\$14,875.57	\$14,875.57	<b>\$19,065.91</b>
		84303	7/26/2012	\$16,644.02	\$16,644.02	<b>\$2,421.89</b>
<b>PO 20130431 - Regionalization</b>	<b>\$25,704.63</b>					<b>\$28,126.52</b>
		84709	8/17/2012	\$6,638.72	\$6,638.72	<b>\$21,487.80</b>
		84709-2	8/17/2012	\$2,421.89	\$2,421.89	<b>\$19,065.91</b>
		85609	10/11/2012	\$6,048.32	\$6,048.32	<b>\$13,017.59</b>
		86221	11/13/2012	\$2,488.24	\$2,488.24	<b>\$10,529.35</b>
		86779	12/21/2012	\$2,600.44	\$2,600.44	<b>\$7,928.91</b>
		87252	1/23/2013	\$7,224.28	\$7,224.28	<b>\$704.63</b>
		89318	6/19/2013	\$590.65	\$590.65	<b>\$113.98</b>
<b>PO 20130950 - Regionalization</b>	<b>\$50,000.00</b>					<b>\$50,113.98</b>
		87628	2/11/2013	\$18,401.02	\$18,401.02	<b>\$31,712.96</b>
		88039	3/20/2013	\$2,720.88	\$2,720.88	<b>\$28,992.08</b>
		88461	4/24/2013	\$6,199.97	\$6,199.97	<b>\$22,792.11</b>
		88821	5/14/2013	\$5,757.59	\$5,757.59	<b>\$17,034.52</b>
		89774	7/17/2013	\$113.98	\$113.98	<b>\$16,920.54</b>
		89774-2	7/17/2013	\$946.67	\$946.67	<b>\$15,973.87</b>
		90132	3/13/2013	\$1,674.79	\$1,674.79	<b>\$14,299.08</b>
<b>TOTALS AS OF 10/21/2013</b>				<b>\$101,405.55</b>	<b>\$101,405.55</b>	<b>\$14,299.08</b>

GENERAL DATA REAL ESTATE OFFICE OF THE TAX COLLECTOR

AS OF 10/11/2013

BILL NO: 2012-01-0000027 ORIGINAL OWNER: 642 BOOTH HILL LLC
UNIQUE ID: 20090003 C/O:
LINK# ADDRESS: 16 MOLLEUR VIEW DR
FILE# ADDRESS2:
BANK: CITY ST ZIP: BEACON FALLS CT 06403
ESCROW: COUNTRY:
VOL/PAGE: 1449-741 PROP LOC.: BOOTH HILL ROAD
LIEN VOL/PAGE: EXR PROP LOC:
DISTRICT: N -

M/E/L: IO500199000
ELD CODE: 0
EXMPT CHANGE:

PROP ASSESSED: 1.100
EXEMPTIONS:
COC CHANGE:
NET VALUE: 1,100
MILL RATE: 31.2860

\*\*\* BILLED \*\*\*

TOWN TOTALS
INST1: 34.41 34.41
INST2: 0.00 0.00
INST3: 0.00 0.00
INST4: 0.00 0.00
ADJS: 0.00 0.00
TOT TAX: 34.41 34.41
TOTAL PAID: 34.41 34.41

\*\*\* PAYMENTS \*\*\*

Table with columns: TYPE, CYCLE, DATE, ADJ, TERM/BATCH/SEQ, INST, AMOUNT, INTEREST, LIENS, FEES, TOTALS. Row 1: Pmt, 1, 07/16/2013, ADJ, 81/2834/21, T, 34.41, 0.00, 0.00, 0.00, 34.41. Row 2: TOTAL PAYMENTS: 34.41, 0.00, 0.00, 0.00, 34.41

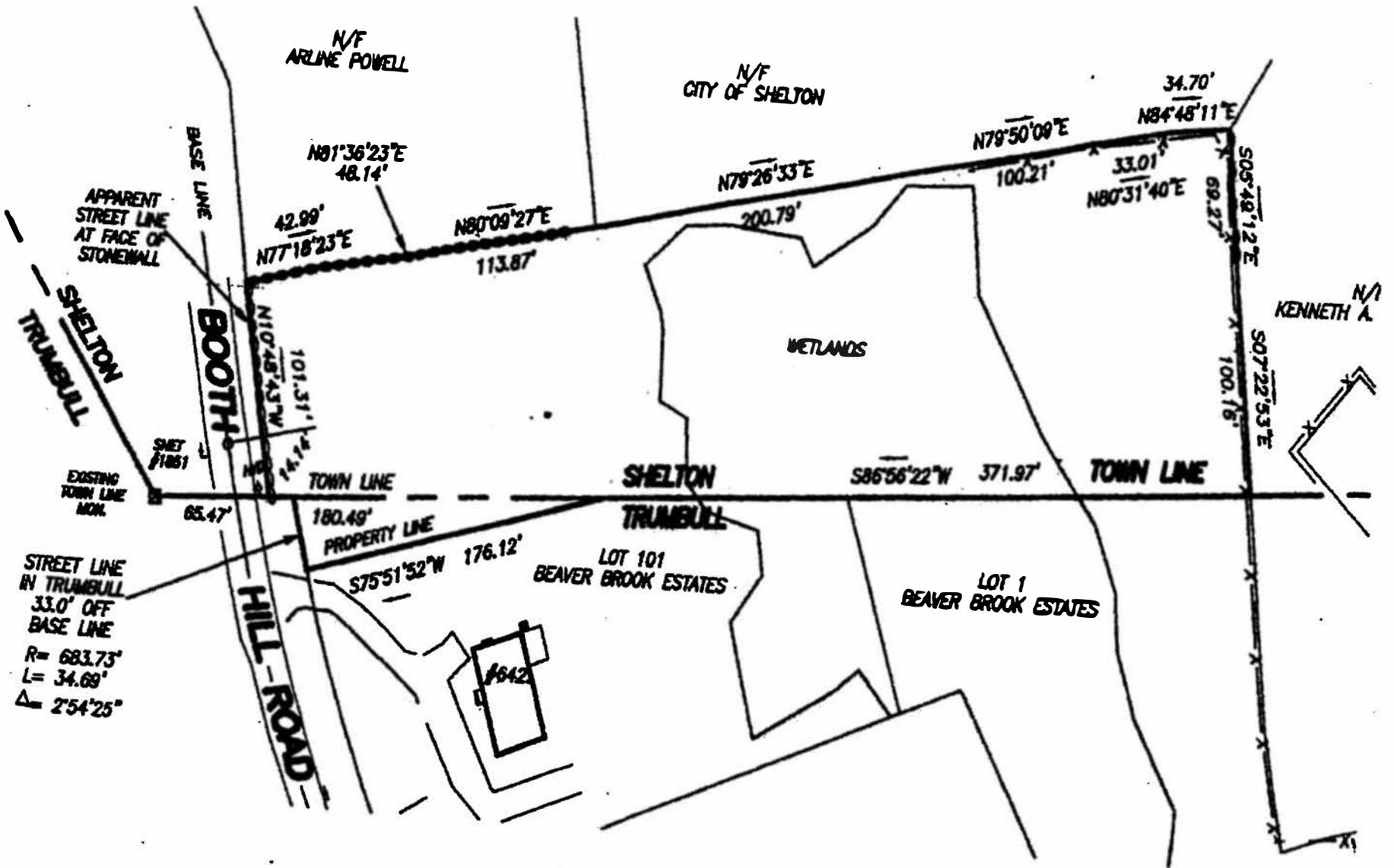
TOTAL BALANCE DUE AS OF 10/11/2013

TOWN
INT DUE: 0.00
LIEN DUE: 0.00
FEES DUE: 0.00
TAX DUE NOW: 0.00
TOT DUE NOW: 0.00
BALANCE DUE: 0.00

\*\*\* FLAGS \*\*\*

Circuit Breaker Amount: 0 Benefit Year: 0
Invalid Address Flag No

HOUSE CONNECTION - M/B/L IO500199000 BOOTH HILL ROAD



LOT AREA:  
 AREA IN SHELTON= 77,815 S.F.= 1.7864 AC.  
 AREA IN TRUMBULL= 3,058 S.F.= 0.0702 AC.  
 TOTAL AREA= 80,873 S.F.= 1.8566 AC.

CURRENT OWNER		TOPO.	UTILITIES	STRT/ROAD	LOCATION	CURRENT ASSESSMENT				
642 BOOTH HILL LLC						Description	Code	Appraised Value	Assessed Value	
16 MOLLEUR VIEW DR						VAC RS LN	5-1	1,600	1,100	
BEACON FALLS, CT 06403		<b>SUPPLEMENTAL DATA</b> Other ID: 01361400      Dev Lot: LOT 101 Census Trac: 0906      Survey Map: 3245 Fire Dist: N      Survey Map: 3268 Border Prop: LANDS      Section #: B2 Voting Dist      CB Letter: GIS ID: 01361400      ASSOC PID#								
Additional Owners:										
								<b>Total:</b>	1,600	1,100

**6144**  
**TRUMBULL, CT**  
  
**VISION**

RECORD OF OWNERSHIP					BK-VOL/PAGE	SALE DATE	q/u	w/i	SALE PRICE	V.C.	PREVIOUS ASSESSMENTS (HISTORY)					
642 BOOTH HILL LLC					1449/ 741	12/05/2007	U	I	1	17	Yr.	Code	Assessed Value	Yr.	Code	Assessed Value
VAZ JOSE J & LUIS A &					1449/ 593	12/03/2007	U	I	255,000	17	2011	5-1	1,100	2010	5-1	1,000
LAGE STEVEN &					1448/ 897	11/27/2007	U	I	330,000	06						
SOUTHPORT HOLDINGS I LLC					1420/ 862	03/19/2007	U	I	1,400,000	17						
FENYES EDMOND & MARY TRUSTEE					1385/ 197	05/09/2006	U	I	0	29						
FENYES EDMOND & FENYES MARY					150/ 153	07/24/1962	U	I	0							
											<b>Total:</b>	1,100	<b>Total:</b>	1,000	<b>Total:</b>	1,000

EXEMPTIONS				OTHER ASSESSMENTS			
Year	Type	Description	Amount	Code	Description	Number	Amount
<b>Total:</b>							

*This signature acknowledges a visit by a Data Collector or Assessor*

ASSESSING NEIGHBORHOOD				
NBHD/ SUB	NBHD NAME	STREET INDEX NAME	TRACING	BATCH
3/A				

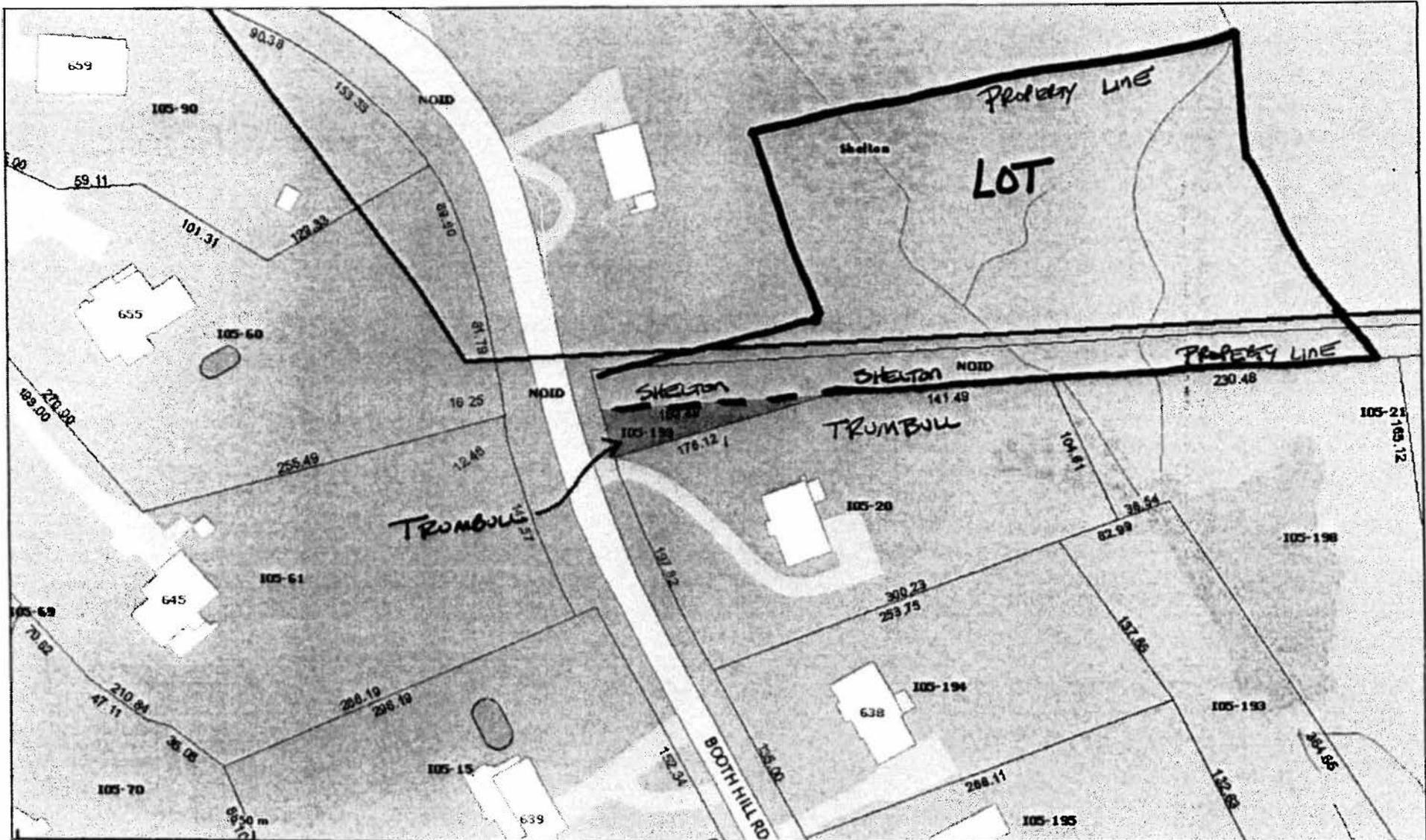
APPRAISED VALUE SUMMARY	
Appraised Bldg. Value (Card)	0
Appraised XF (B) Value (Bldg)	0
Appraised OB (L) Value (Bldg)	0
Appraised Land Value (Bldg)	1,600
Special Land Value	0
Total Appraised Parcel Value	1,600
Valuation Method:	C
Adjustment:	0
<b>Net Total Appraised Parcel Value</b>	<b>1,600</b>

**ADDED PARCEL PER MAP 3245 5-15-09**

BUILDING PERMIT RECORD									
Permit ID	Issue Date	Type	Description	Amount	Insp. Date	% Comp.	Date Comp.	Comments	

VISIT/ CHANGE HISTORY					
Date	Type	IS	ID	Cd.	Purpose/Result

LAND LINE VALUATION SECTION																	
B #	Use Code	Use Description	Zone	D	Frontage	Depth	Units	Unit Price	F. Factor	S.A.	C. Factor	ST. Idx	Adj.	Notes- Adj	Special Pricing	Adj. Unit Price	Land Value
1	100	Res Vacant Lnd	AA				0.07	AC	20,700.00	1.00	0	1.00	300	1.08			1,600
<b>Total Card Land Units:</b>							0.07	AC	<b>Parcel Total Land Area: 0.07 AC</b>					<b>Total Land Value:</b>		1,600	



**Town of  
Trumbull,  
Connecticut**

**105-199**



This map is for reference purposes only. The Town of Trumbull, CT makes no representation or guarantee as to the content, accuracy, timeliness, or completeness of any information provided herein.

**Owens, Schine & Nicola, P.C.**

799 Silver Lane  
P.O. Box 753  
Trumbull, CT 06611

Ph:203-375-0600

Fax:203-375-5003

Town of Trumbull  
5866 Main Street  
Trumbull, CT 06611

October 10, 2013

**Attention:** Maria Pires

File #: 14010-04037  
Inv #: 13466

**RE:** Von Stein - Town of Trumbull WPCA

<b>DATE</b>	<b>DESCRIPTION</b>	<b>HOURS</b>	<b>LAWYER</b>
Sep-06-13	Correspondence from court.	0.10	DJK
	Totals	<hr/> 0.10	\$17.00
	<b>Total Fee &amp; Disbursements</b>		<hr/> <b>\$17.00</b>
	Previous Balance		71.00
	Previous Payments		71.00
	<b>Balance Now Due</b>		<hr/> <b>\$17.00</b>

**TIMEKEEPER SUMMARY**

DJK	0.10	\$17.00
-----	------	---------

***Owens, Schine & Nicola, P.C.***

799 Silver Lane  
P.O. Box 753  
Trumbull, CT 06611

Ph:203-375-0600

Fax:203-375-5003

Town of Trumbull  
5866 Main Street  
Trumbull, CT 06611

October 10, 2013

**Attention:** Maria Pires

File #: 14010-04015

Inv #: 13467

**RE:** BRIDGEPORT REGIONALIZATION SEWER AGREEMENT

<b>DATE</b>	<b>DESCRIPTION</b>	<b>HOURS</b>	<b>LAWYER</b>
Sep-09-13	Meeting with Stratford Chief of Staff at Stratford Town Hall.	1.50	DJK
	Correspondence from John Marsillio and W&P.	0.10	DJK
Sep-10-13	Correspondence to Joe Solemene re: available discovery.	0.20	DJK
Sep-11-13	Correspondence from/to W&P re: document production.	0.20	DJK
	Meeting with Joe Somene re: document production @ Town Hall.	1.50	DJK
	Review documents produced by Joe Solemene for discovery.	3.50	DJK
Sep-13-13	Correspondence to hire counsel. Correspondence to W&P re: document review team.	0.30	DJK
Sep-19-13	Telephone call from Attorney Hug.	0.10	DJK
	Correspondence to Attorney Hug.	0.30	DJK
	Review motion for extension. COnference with DLC.	0.50	DJK
	Conference with DLC. Review document production.	1.00	DJK
Sep-20-13	Review file and draft motion for order re: arbitration.	4.30	DLC

	Meeting with DJK to go over Wright Pierce documents re: discovery. Perform legal research re: privileges.		
Sep-22-13	Review documents re: production and deposition notice.	2.00	DJK
Sep-23-13	Meeting with EVW re: deposition notices. Telephone call with John Marsillio.	1.00	DJK
	Drafting Notice of Depositions. Correspondence to Attorney Hug. Correspondence to AAA Paul.	1.00	DJK
Sep-24-13	Correspondence from/to Attorney Hug re: depositions.	0.30	DJK
	Review and revise privilege log. Finalize discovery production.	2.50	DJK
	Correspondence from AAA.	0.20	DJK
	Correspondence from/to Attorney Hug re: Bridgeport Production.	0.20	DJK
	Conference with DLC and RJN re: Bridgeport document production.	0.50	DJK
Sep-25-13	Correspondence to Trumbull re: deposition of David Wilson.	0.20	DJK
	Correspondence to Paul Kallmeyer re: potential deposition.	0.50	DJK
	Telephone call with PW Director re: depositions and update.	0.20	DJK
	Legal research re: Fair & Reasonable users fees and Equality of fees for Bridgeport and Trumbull.	2.00	DJK
Sep-26-13	Correspondence from Paul Kallmeyer re: deposition.	0.30	DJK
	Correspondence to Paul Kallmeyer re: deposition.	0.50	DJK
	Correspondence to Attorney Hug re: document review and depositions.	0.50	DJK
	Correspondence to Commissioner Egri re: depositions and discovery authorization.	0.30	DJK
	Telephone call with staffing Attorney re: document review.	0.50	DJK
	Email correspondence to Attorney Hug re: scheduling of document review.	0.20	DJK

Sep-27-13	Attendance at Bridgeport WPCA to review document production.	4.50	DJK
	Correspondence to First Selectman's office re: David Wilson depo.	0.10	DJK
	Totals	<u>31.00</u>	\$6,200.00
	<b>Total Fee &amp; Disbursements</b>		<u>\$6,200.00</u>
	Previous Balance		7,883.81
	Previous Payments		7,883.81
	<b>Balance Now Due</b>		<u>\$6,200.00</u>

### TIMEKEEPER SUMMARY

DJK	26.70	\$5,340.00
-----	-------	------------

DLC	4.30	\$860.00
-----	------	----------

***Owens, Schine & Nicola, P.C.***

799 Silver Lane  
P.O. Box 753  
Trumbull, CT 06611

Ph:203-375-0600

Fax:203-375-5003

Town of Trumbull  
5866 Main Street  
Trumbull, CT 06611

October 10, 2013

**Attention:** Maria Pires

File #: 14010-04035

Inv #: 13468

**RE:** Mark IV - Contract 4 Litigation

<b>DATE</b>	<b>DESCRIPTION</b>	<b>HOURS</b>	<b>LAWYER</b>
Sep-05-13	Telephone call with Attorney Cohen.	0.20	DJK
	Correspondence to Attorney Cohen & Moskow.	0.70	DJK
Sep-10-13	Conference call with Attorney Moskow, Town Engineer and PW Director.	0.80	DJK
Sep-16-13	Revising correspondence to Mark IV re: change order request. Correspondence to Frank Smeriglio and John Marsillio.	1.50	DJK
Sep-17-13	Correspondence from Frank Smeriglio. Revise Mark IV letter. Correspondence to John Marsillio and Frank Smeriglio.	0.80	DJK
Sep-18-13	Correspondence from Town Engineer.	0.20	DJK
	Drafting correspondence to Town Engineer re: mark IV. Correspondence to John Marsillio, Frank Smeriglio and Attorney Moskow.	1.00	DJK
Sep-19-13	Conference call with Attorney Moskow, Fred Mascia, John Marsillio and Frank Smeriglio.	1.20	DJK
	Finalize correspondence to Mark IV re: settlement. Correspondence to Town Engineer.	0.50	DJK
Sep-23-13	Finalize correspondence to Kroner re: final resolution.	0.20	DJK

Totals	7.10	\$1,207.00
<b>Total Fee &amp; Disbursements</b>		<b>\$1,207.00</b>
Previous Balance		2,730.00
Previous Payments		2,730.00
<b>Balance Now Due</b>		<b>\$1,207.00</b>

**TIMEKEEPER SUMMARY**

DJK	7.10	\$1,207.00
-----	------	------------

HC2, Inc.  
Hire Counsel  
575 Madison Ave. 3rd Floor  
New York, NY 10022  
(646) 356-0599 FAX: (646) 356-0585

October 11, 2013

Dennis Kokenos  
TOWN OF TRUMBULL  
C/O OWENS, SCHINE & NICOLA, PC  
799 SILVER LANE  
TRUMBULL, CT 06611

Attached please find the invoice(s) with accompanying timesheet(s) for the week ending 10/06/2013,  
for the total amount of \$2,064.72, due on 10/13/2013.

<i>Date</i>	<i>Num</i>	<i>Client</i>	<i>Project Name / Client Matter</i>	<i>Due Date</i>	<i>Amount</i>
10/06/2013	1-59177	OWENS, SCHINE & NICOLA, P.C.	WPCA ARBITRATION PAPER DOCUMENT REVIEW 14010-04015	10/13/2013	\$2,064.72

Thank you for your prompt attention to this matter.

Sincerely,

Marvin Moran  
Accounts Receivable Manager  
Ph 646-356-0570  
Email mmoran@mestel.com  
Fax 646-356-0545

Please make checks payable to HC2, Inc.

**HC2, Inc.**  
**Hire Counsel**  
**575 Madison Ave. 3rd Floor**  
**New York, NY 10022**  
**(646) 356-0599 FAX: (646) 356-0585**

**INVOICE**

Invoice	1-59177
Date	10/06/2013
Due Date	10/13/2013
Terms	DUE UPON RECEIPT

**Dennis Kokenos**  
**TOWN OF TRUMBULL**  
**C/O OWENS, SCHINE & NICOLA, PC**  
**799 SILVER LANE**  
**TRUMBULL, CT 06611**

Week Ending	Employee Name	Hours	Rate	Net
	<b>WPCA ARBIRATION PAPER DOCUMENT REVIEW 14010-04015</b>			
10/06/2013	BENT, MAUREEN	24.00	\$42.00	\$1,008.00
10/06/2013	STRONG, FREDRICK	25.16	\$42.00	\$1,056.72

Total Regular Hours: 49.16	<b>Subtotal</b>	\$2,064.72
Total Overtime Hours:	<b>Total</b>	\$2,064.72
Total Double Overtime Hours:		
Total Triple Overtime Hours:		

Please make checks payable to HC2, Inc.