WATER POLLUTION CONTROL AUTHORITY

Town of Trumbull

CONNECTICUT

TOWN HALL

(203) 452-5048

5866 MAIN STREET

TRUMBULL, CT 06611

October 28, 2015
7:00 p.m. at Trumbull Town Hall

MEETING AGENDA

1. Minutes to previous meeting:
   - September 23, 2015

2. Old Business:
   - None

3. New Business:
   - Ury & Moskow monthly invoices: Inv. # 64308
   - Owens, Schine & Nicola monthly invoices
   - Whitney Avenue Pump Station

4. 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

5. Any other business that may come before the Authority.

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Water Pollution Control Authority
September 23, 2015
Minutes

The Chair called the Trumbull Water Pollution Control Authority regular meeting at 5866 Main Street, Trumbull, CT to order at 7:02 p.m.

Members Present:
Jeffrey Wright, Chairman
Fred Palmieri, Vice Chairman
John Gray
Laura Pulie (Arrived at 7:04)
Richard Boggs, Alternate
Paul Whetstone, Alternate

Members Absent:
Timothy Hampford

Also Present:
Frank M. Smeriglio, PE, Town Engineer, Dennis Kokenos, Esq. Town Attorney, Robert Nicola, Esq. Town Attorney, Alfred Mascia of Tighe & Bond, Christine Kurtz of Wright Pierce, Vicki Tesoro, Lanie McHugh BOF member, Andrew Palo, BOF member.

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1. Minutes to previous meetings
   MOTION made Gray seconded Palmieri to approve the July 22, 2015 regular meeting minutes and the August 3, 2015 special meeting minutes. No discussion. MOTION CARRIED UNANIMOUSLY.

2. Old Business – None

3. New Business
   14 Mohawk Drive: Sewer Connection

   Mr. Smeriglio stated 14 Mohawk is a new dwelling as a result of a property having been subdivided into two properties. The owner is seeking the approval of this commission to connect to the sanitary sewer system at the Daniels Farms Road sewer main. The department is reviewing the plan for details. Seeking WPCA approval for a sewer connection was a conditions of approval for the subdivision. Once they come in for a building permit, the assessment process will be initiated. The assessment will be $24,653.50. The owner, Mr. Joseph Giacobbe of the property was present and indicated the project would start in two weeks and it is expected to finish within five months. The sewer connection will be made by Anthony Julian and would be completed in a day. Mr. Smeriglio recommended approval of the sewer connection.

   MOTION made Palmieri seconded Gray to approve the 14 Mohawk Drive sewer connection. No discussion. MOTION CARRIED UNANIMOUSLY.

The Chair noted for the record Ms. Pulie arrived at 7:04 p.m.

4. Owens, Schine & Nicola: monthly invoices: Inv. # 14221
MOTION made Palmieri seconded Gray to approve the Owens, Schine & Nicola Invoice #14221. No discussion. MOTION CARRIED UNANIMOUSLY

5. Executive Session:
MOTION made Wright seconded Palmieri to move into executive session at 7:07 p.m. 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

The WPCA entered into Executive Session at 7:07 p.m. with the following present: WPCA members, Chairman Jeffrey Wright, Vice Chairman Fred Palmieri, John Gray, Richard Boggs, Alternate, Laura Pulie, Paul Whetstone, Alternate, Frank M. Smeriglio, P.E., Town Engineer, Dennis Kokenos, Esq. Town Attorney, Robert Nicola Esq. Town Attorney, Christine Kurtz of Wright Pierce, Alfred Mascia of Tighe & Bond, Town Council member Vicki Tesoro, Board of Finance members Lanie McHugh and Andrew Palo. No discussion. MOTION CARRIED UNANIMOUSLY.

At 7:07 p.m. the tape recorder was turned off, the clerk left the room and the Commission went into executive session.

At 8:03 p.m. the clerk was called back into the room and the recorder was turned on.
Chairman Wright called for a motion to end executive session and stated for the record that no vote was taken. MOTION made Palmieri seconded Pulie to end executive session at 8:04 p.m. stated for the record that no vote was taken. No discussion. MOTION CARRIED UNANIMOUSLY.

MOTION made Palmieri seconded Pulie to reopen the regular meeting of the WPCA at 8:04 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

MOTION Palmieri, seconded Pulie to note for the record that the WPCA is unable to give the Town Council direction on the matter discussed in executive session because the WPCA needs additional time to review documentation on the matter. No discussion. MOTION CARRIED UNANIMOUSLY.

There being no further business before the Authority, Chairman Wright called for a motion to close the September 23, 2015 regular meeting.

MOTION made Palmieri seconded Pulie to adjourn the regular meeting at 8:05 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

Respectfully Submitted,

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Margaret D. Mastroni, Clerk of the Commission

URY & MOSKOW, L.L.C.
883 Black Rock Turnpike
Fairfield, CT 06825

Ph:(203) 610-6393 Fax:(203) 610-6399

Town of Trumbull

Sep 30, 2015

Owens Shine & Nicola
799 Silver Lane
Trumbull, CT 06611

File #: 10408
Inv #: 64308

Attention: Robert Nicola

RE: Contract Dispute- Town of Trumbull v Mark 4 Construction, et al

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Sep-04-15	Preparation of pleading - discovery; Correspondence with DK.	0.50	157.50	NLM
Sep-11-15	Correspondence with DK and opposing counsel.	0.50	157.50	NLM
Sep-18-15	Review of documents, correspondence with DK.	1.00	315.00	NLM
	Total Fees	2.00	$630.00	

Total Invoice	**$630.00**
Previous Balance	$4,878.16
Previous Payments	$4,878.16
Balance Due Now	**$630.00**

RECEIVED

OCT 06 2015

Water Pollution
Control Authorithy
By _____