

WATER POLLUTION CONTROL AUTHORITY
Town of Trumbull
CONNECTICUT

TOWN HALL
(203) 452-5048



5866 MAIN STREET
TRUMBULL, CT 06611

November 17, 2015
7:00 p.m. at Trumbull Town Hall

MEETING AGENDA

1. Minutes to previous meeting:
 - October 28, 2015

2. Old Business:
 - Update - Whitney Avenue Pump Station/New England Pump & Valve

3. New Business:
 - Ury & Moskow monthly invoices
 - Owens, Schine & Nicola monthly invoices- Inv. #14296 & #14297

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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OCTOBER 28, 2015
MINUTES

Vice-Chairman Fred Palmieri called the regular meeting of the Trumbull Water Pollution Control Authority to order at 7:16 p.m.

Members Present:

Jeffrey Wright, Chairman (Arrived at 7:40 p.m.)
Fred Palmieri, Vice Chairman
Laura Pulie
Richard Boggs, Alternate
Paul Whetstone, Alternate

Members Absent:

Timothy Hampford
John Gray

Also Present:

Frank M. Smeriglio, PE, Town Engineer/Sewer Administrator, Dennis Kokenos, Esq. Town Attorney, Alfred Mascia of Tighe & Bond, Christine Kurtz of Wright Pierce.

-
1. Minutes to previous meeting: Motion made by Pulie, seconded by Boggs to approve the September 23, 2015 meeting minutes as submitted.
Vote: Motion CARRIED unanimously.
 2. Old Business: None
 3. New Business:
 - Ury & Moskow monthly invoices Inv. # 64308:
Motion made by Pulie, seconded by Whetstone to approve the Ury Moskow Inv. # 64308 as presented in the amount of \$630 dated September 30, 2015.
Vote: Motion CARRIED unanimously.
 - Owens, Schine & Nicola monthly invoices:
Motion made by Pulie, seconded by Whetstone to approve the Owens, Schine & Nicola Inv. #14253, dated October 27, 2015 in the amount of \$13,243.30.

Atty. Kokenos noted for the commission the zero entry of this invoice was a book entry and indicates there is no corresponding work done or billed for.
Vote: Motion CARRIED unanimously.

Motion made by Pulie, seconded by Boggs to approve the Owens, Schine & Nicola Inv. #14254, dated October 27, 2015 in the amount of \$160.00 with the

modification the invoice shall read under the Sept-23-15 entry as "Frank Smeriglio" as opposed to the name currently written, "Frank Imerigllon".

Vice-Chairman Palmieri stated the notation dated September 23rd refers to Frank Smeriglio not as written on the invoice. Atty. Kokenos confirmed.

Vote: Motion CARRIED unanimously.

- Whitney Avenue Pump Station:

Mr. Smeriglio explained there are two (2) large pumps at the Whitney Avenue pump station weighing approximately 1,500 lbs. each. One of the pumps failed due to vibration from the bearings causing the volute and motor to fail. Several vendors were called. New England Pump & Valve was able assess the work, service it, return the pump to the Town and get it back online within five (5) days. During that time the pump station was being serviced by only one pump. This item is on the agenda because a bid waiver is necessary. The cost to fix the pump is \$32,926. This was an emergency repair, and was not something that could be put out to bid because that process takes months. In order to evaluate the pump it is necessary to take it apart. The parts cannot be taken to multiple places to be evaluated, therefore you cannot get multiple quotes/prices. The budget does include funds for emergency repairs. The cost of a new pump is \$90,000-\$100,000. It was more cost effective to repair it. There is a second pump at the pump station with the same vulnerability. Mr. Smeriglio further explained there is a connection available for a third pump and is looking into purchasing a third pump that would permanently be there as backup. Not all pump stations have a third connection available therefore they are looking into purchasing a portable pump with a bypass connection into the force main. If there is ever a problem where both pumps fail the portable pump can be brought in on a temporary basis. This will be part of the upcoming Capital Plan. The bid waiver for the Whitney Avenue pump station needs to be presented to the First Selectman. The work has been completed to date. The proposal is available at this meeting. The Vice-Chair requested the invoice be attached to the bid waiver and the invoice be presented to the commission at the next meeting. Atty. Kokenos confirmed this could be approved by the commission subject to the proposal presented at this meeting, the invoice will not exceed the amount of the proposal and will be attached to the bid waiver.

Motion made by Pulie, seconded by Boggs to approve a bid waiver for the emergency work done at the Whitney Avenue Pump Station by New England Pump & Valve, proposal dated September 30, 2015 in an amount not to exceed \$32,926 with the stipulation the invoice is attached to the bid waiver and said invoice be presented to the commission at the next meeting.

Vote: Motion CARRIED unanimously.

4. Executive Session:

- Motion made by Pulie, seconded by Boggs to go into executive session at 7:27 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
- Vote: Motion CARRIED unanimously.

The WPCA entered into Executive Session at 7:27 p.m. with WPCA members Jeffrey Wright (Arrived at 7:40 p.m.), Chairman, Fred Palmieri, Vice Chairman, Laura Pulie, Richard Boggs, Alternate, Paul Whetstone, Alternate, Town Engineer/Sewer Administrator Frank Smeriglio, P.E., Dennis Kokenos, Esq. Town Attorney, Alfred Mascia of Tighe & Bond, Christine Kurtz of Wright Pierce present.

At 7:27 p.m. the tape recorder was turned off, the clerk left the room and the Commission went into executive session.

Chairman Jeff Wright arrived at the meeting and entered into the executive session at 7:40 p.m.

At 7:52 p.m. the clerk was called back into the room and the recorder was turned on.

Vice-Chairman Palmieri called for a motion to end executive session and stated for the record that no vote was taken.

MOTION made by Pulie, seconded Boggs to come out of executive session at 7:53 p.m. and stated for the record that no vote was taken. No discussion. MOTION CARRIED UNANIMOUSLY.

Vice Chairman Palmieri noted for the record that Chairman Wright joined Executive Session at 7:40 p.m.

By unanimous consent the WPCA agreed the next regular meeting would be held on Tuesday, November 17, 2015 at 7:00 p.m. at the Trumbull Town Hall and the regular December meeting would be held on Wednesday, December 16, 2015 at 7:00 p.m. at the Trumbull Town Hall.

There being no further business to discuss the WPCA adjourned at 7:54 p.m. by unanimous consent.

Respectfully Submitted,

Margaret D. Mastroni, Clerk

Owens, Schine & Nicola, P.C.

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

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Town of Trumbull
5866 Main Street
Trumbull, CT 06611

November 12, 2015

Attention: Maria Pires

File #: 14010-04015

Inv #: 14296

RE: BRIDGEPORT REGIONALIZATION SEWER AGREEMENT

| DATE | DESCRIPTION | HOURS | LAWYER |
|-------------|--|--------------|-------------------|
| Oct-20-15 | FOI Appeal 2 - review file and prepare for oral argument; review case law and opposing counsel briefs. | 3.70 | DLC |
| Oct-21-15 | FOI Appeal 2 - Travel and attend hearing in New Britain regarding oral arguments. | 2.80 | DLC |
| Nov-05-15 | Meeting with client at Town Hall | 1.00 | DJK |
| | Totals | 7.50 | \$1,500.00 |
| | Total Fee & Disbursements | | \$1,500.00 |
| | Previous Balance | | 13,243.30 |
| | Previous Payments | | 13,243.30 |
| | Balance Now Due | | \$1,500.00 |

**TIMEKEEPER
SUMMARY**

| | | |
|-----|------|----------|
| DJK | 1.00 | \$200.00 |
|-----|------|----------|

| | | |
|-----|------|------------|
| DLC | 6.50 | \$1,300.00 |
|-----|------|------------|

Owens, Schine & Nicola, P.C.

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Town of Trumbull
5866 Main Street
Trumbull, CT 06611

November 12, 2015

Attention: Maria Pires

File #: 14010-04039

Inv #: 14297

RE: Mark IV Construction v. Town of Trumbull - Defense

| DATE | DESCRIPTION | HOURS | LAWYER |
|-----------|---|------------|---------------|
| Oct-27-15 | Telephone conference with Judge Zametis regarding scheduling order. | 0.20 | DJK |
| | Totals | <hr/> 0.20 | \$40.00 |
| | Total Fee & Disbursements | | <hr/> \$40.00 |
| | Previous Balance | | 160.00 |
| | Previous Payments | | 160.00 |
| | Balance Now Due | | <hr/> \$40.00 |

**TIMEKEEPER
SUMMARY**

| | | |
|-----|------|---------|
| DJK | 0.20 | \$40.00 |
|-----|------|---------|