

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
Wednesday, June 27, 2012

Members Present:

Jeanine Maietta Lynch, Chairman
Ennio DeVita
Karen Egri
Kenneth Skov, Alternate (voting)

Members Absent:

Laura Pulie
Timothy Hampford

Also Present:

Joseph Solemene, Assistant WPCA Administrator
John Marsilio, Public Works Director
Frank M. Smeriglio, PE, Town Engineer
Dennis Kokenos, Esq., Town Attorney (arrived 7:33)
Fred Mascia, Tighe & Bond, Project Manager
Christine Pierce, Wright-Pierce
First Selectman Timothy M. Herbst (Executive Session)

The Chairman called to order the regularly scheduled meeting of the Trumbull WPCA for June 27, 2012 at 7:30 p.m. in the Long Hill Room.

1. Minutes to previous meeting.

There were no questions or comments regarding the May 23, 2012 Minutes.

MOTION made Lynch seconded Egri to approve the May 23, 2012 Minutes in their current form with no corrections or amendments. Discussion. MOTION CARRIED UNANIMOUSLY.

MOTION made Lynch seconded Egri to move up on the Agenda item number 8 Executive Session. No Discussion. MOTION CARRIED UNANIMOUSLY.

9. Executive Session.

MOTION made Lynch seconded Egri to close the regularly scheduled meeting of the WPCA for June 27, 2012 and to go into executive session to 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
- Bridgeport's study data request list
- Tighe & Bond – Contract
- End of the year "true-up"
- Change orders

No Discussion. MOTION CARRIED UNANIMOUSLY.

Remaining in the executive session is the current Commission members, John Marsilio, Frank Smeriglio, Joe Solemene, Fred Mascia, Christine Kurtz for part of it, Attorney Dennis Kokenos (arrived at 7:33) and potentially First Selectman Tim Herbst may be joining the session.

At 7:35 p.m. the tape recorder was turned off, the Clerk left the room and the Commission went into executive session.

The Clerk was called back into the room at 9:35 p.m. and the recorder was turned on.

The Chair will entertain a motion to come out of executive session and to confirm that no vote has been taken:

MOTION made Egri seconded DeVita to come out of executive session and to confirm that no vote has been taken. No discussion. MOTION CARRIED UNANIMOUSLY.

The Chair will entertain a motion to authorize the Town Attorney for the Trumbull WPCA to send a notice of termination to Mark IV Construction Company and to all other appropriate parties pursuant to Section 18 of the General Conditions of the current Contract for Phase IV, Contract 4 Part B due to the contractor's failure to perform the installation of the main line pipe along Dogwood Pond in accordance with the Contract terms, plans and specifications as bid, accepted and contracted.

MOTION made Egri seconded DeVita to authorize the Town Attorney for the Trumbull WPCA to send a notice of termination to Mark IV Construction Company and to all other appropriate parties pursuant to Section 18 of the General Conditions of the current Contract for Phase IV, Contract 4 Part B due to the contractor's failure to perform the installation of the main line pipe along Dogwood Pond in accordance with the Contract terms, plans and specifications as bid, accepted and contracted. No discussion. MOTION CARRIED UNANIMOUSLY.

2. Tighe & Bond.

Progress report. Fred Mascia said since the last meeting:

- The contractor has been working on Booth Hill road replacing chimneys;
- Doing some drainage work;
- Doing some restoration work;

The project is about 94 to 95 percent completed so there is about 5 percent left. The areas that have not been completed are Jerusalem Hill and two cross country areas along Dogwood Pond and a portion of Dogwood Lane.

Change Orders.

The Chair will entertain a motion to table change orders that are listed on the Agenda for the next regularly scheduled meeting or special meeting if that comes to pass.

MOTION made Egri seconded DeVita to table change orders that are listed on the Agenda for the next regularly scheduled meeting or special meeting. No discussion. MOTION CARRIED UNANIMOUSLY.

3. Invoice Approval.

Application #34 - \$47,295.09. Fred Mascia pointed out there is a math error on the first page of the invoice and Chairman Lynch pointed out it was produced by the contractor. The Contract Sum to Date figure shown in the amount of \$25,882,517.00 is wrong and the correct Contract Sum to Date amount should be \$26,882,517.00. It was noted not much work is being done. This invoice includes charges for traffic/police, drainage work and

repairs, and TV inspections. Also, there was 140 feet of 2 inch PVC in an easement between Shelton Road and Dogwood Lane that was worked on back in March and was never invoiced for.

Application #34A- \$550,182.00. This invoice is for repairs of the defective chimneys and traffic. Fred said this month 50 chimneys were installed.

The Chair will entertain a motion to table Application 34 and Application 34A for payment for our next regularly scheduled meeting.

MOTION made Egri seconded DeVita to table Application 34 and Application 34A for payment to the next regularly scheduled meeting. No discussion. MOTION CARRIED UNANIMOUSLY.

4. Wright-Pierce Update

Invoice Number 83226 for services rendered through April 27, 2012. The Commission reviewed the invoice and had no questions or comments.

The Chair will entertain a motion to approve invoice number 83226 for services rendered through April 27, 2012.

MOTION made Egri seconded DeVita to approve Wright-Pierce's invoice number 83226 for services rendered through April 27, 2012. No discussion. MOTION CARRIED UNANIMOUSLY.

Update. Christine Kurtz said the field work has started now that the metering data has been collected and looked at. The manhole inspections is the first task and is ongoing. They did about 350 inspections of manholes out of they think approximately 400. Some of the things they are finding include leakers and new pipes to manholes that were not on the map. Chairman Lynch showed the Commission a notice a Shelton resident received in their bill about if you are hooked up to the sewer with your leaders and sump pumps this is what you should be doing to get rid of it. This information can be used as a guide for the future and Christine said she also had information that she gave to the Town Engineer. Frank Smeriglio said since the last meeting he worked on a draft for the website regarding issues that we are trying to enforce. Discussion took place regarding the bill insert and attempting to get residents' attention. Attorney Kokenos gave a brief summary of his research into getting into properties for inspections and his preliminary findings regarding temporary injunctions.

4. Billing Statements.

Tighe & Bond and Wright-Pierce. The Commissioners reviewed the spreadsheets. It was noted there was no change to the Wright-Pierce figures from previous month's meeting. There were no questions, comments or concerns.

6. Old Business.

Update: SSEC. Commissioner Hampford was not in attendance to give an update. Commissioner Lynch said she thinks at this point it is nonexistent and this will be tabled until September because there probably won't be anything new in July or August.

Up-date: Audit of the 59 and 20 accounts. Commissioner Egri said she does not have anything to update at this time.

Woodland Hills unit charges. Attorney Kokenos said he received a debt report and is going through it to see if there are any assets. The Chairman summarized this is from when the Commission authorized the Tax Collector to look for assets on the principals of the entity. Attorney Kokenos will report back and this will be put on next month's Agenda.

7. New Business.

Tighe & Bond proposals:

ACOE restoration work and Shelton Road pavement restoration.

The Chair will entertain a motion to table the ACOE restoration work and Shelton Road pavement restoration proposal of Tighe & Bond for the next meeting.

MOTION made Egri seconded DeVita to table the ACOE restoration work and Shelton Road pavement restoration proposal of Tighe & Bond for the next meeting. Discussion. MOTION CARRIED UNANIMOUSLY.

Video inspections for streets to pave for 2012. This is for the capital plan of the paving to do inspections and camera testing. Frank Smeriglio explained out of the streets that are on the paving list these are the five streets that have sanitary sewers. We need to video the lines just to see if there are any problems with the sewer lines and this is the proposal for that. If there are any issues we would have to evaluate it and then it would go out to bid. Chairman Lynch noted the paving can't take place until this has been confirmed because we don't want to pave over any potential defects that are there or repair work that needs to be done because it would not be prudent for the Town to spend money on permanent paving when there needs to be some repair work. The roads are Barnswallow Drive, Heavenly Lane, Mohawk Drive, Old Hollow Road and Oxen Hill Road. The Chair will entertain a motion to approve the proposal of Tighe & Bond to do the video inspections with respect to the five roads that we just elaborated on to camera test to see if there is the need for repair work on the sanitary sewers prior to the capital plan of being paved.

MOTION made Egri seconded DeVita to approve the proposal of Tighe & Bond to do the video inspections with respect to Barnswallow Drive, Heavenly Lane, Mohawk Drive, Old Hollow Road and Oxen Hill Road to camera test to see if there is the need for repair work on the sanitary sewers prior to the capital plan of being paved and will come out of the 20 account. Discussion. MOTION CARRIED UNANIMOUSLY.

Repair Work Town Wide. Frank Smeriglio said we videoed two other streets that are part of this year's pavement program and problems were found in those lines. This is a proposal to put a bid together to fix those repairs and to try to make it general enough to repair any potential problems on the other five streets. Potentially there's chimney replacements, there's manhole repairs and if there's any problems with the main line. He explained we are trying to come up with a bid to fix the problems on two of the streets that we've already videoed, Dayton Road and Roosevelt Drive, and we're calling it Town wide just in case there's any emergencies anywhere else in Town. This is to create the bid to put out to repair and discussion include bid preparation, design plans, specifications, drawings, cad work, prep work needed and what can be done in house and what would be sent out. Chairman Lynch's comments and summary included:

- The Commission would like to have the Town involved in as much as possible to limit the costs and keep those costs down because unfortunately we are saddled with what we have in terms of the existing sanitary sewer system.
- We do have to do certain repair work and due diligence before we do all of this repair work to pave and it's like a circle where we can't do one without the other.
- We may not have the appropriate Town resources to do this by independently in house. But, if we make sure that we work together to try to keep the cost down as much as possible that would be helpful for the Commission.

Chairman Lynch asked if there were any other comments and there were no further comments.

The Chair will entertain a motion to approve Tighe & Bond's proposal with respect to chimney replacements, manhole repairs and main line sewer point repairs to be used not only for the Dayton Road and Roosevelt Drive

bids to go out in terms of the repair, but hopefully to have it for the future use so we don't have to reinvent the wheel going forward with an estimated fee of \$15,000.00. Hopefully that fee can be kept in line if not lowered and that will come out of the 20 account.

MOTION made Egri seconded DeVita to approve Tighe & Bond's proposal with respect to chimney replacements, manhole repairs and main line sewer point repairs to be used not only for the Dayton Road and Roosevelt Drive bids to go out in terms of the repair, but hopefully to have it for future use so we don't have to reinvent the wheel going forward with an estimated fee of \$15,000.00. Hopefully that fee can be kept in line, if not lowered, and will come out of the 20 account. Discussion. MOTION CARRIED UNANIMOUSLY.

7. New Business.

Transfer of funds to cover sewer repair work on Stonehouse Road. The Commission reviewed a spreadsheet with respect to the transfer of funds. Chairman Lynch stated she spoke with Fred Mascia and he will get the appropriate documentation to back up the actual sewer repair on Stonehouse Road. While they were doing the paving on Stonehouse Road there were certain sewer repairs that had to be done. The Commission wants the backup documents to know what the costs were before the Commission makes the transfer. Fred Mascia said they will put together a spreadsheet that shows the chimneys that were replaced and the point repairs that were done. It was noted that sewer phase was done in 2004.

The Chair will entertain a motion to table the transfer for the next meeting so Fred can prepare for the Commission the backup documentation so the Commission can take a look at it before the Commission makes the vote to transfer for the repair work for the sewer repair for that portion of the Stonehouse paving.

MOTION made Egri seconded DeVita to table the transfer for the next meeting so Fred can prepare for the Commission the backup documentation so the Commission can take a look at it before the Commission makes the vote to transfer for the repair work for the sewer repair for that portion of the Stonehouse paving. Discussion. MOTION CARRIED UNANIMOUSLY.

The Chair will entertain a motion to adjourn the regularly scheduled meeting for June 27, 2012.

There being no other business before the Authority,
MOTION made Egri seconded DeVita to adjourn the regularly scheduled meeting for June 27, 2012 at 9:55 p.m.
No discussion. MOTION CARRIED UNANIMOUSLY.

Submitted by,

Joyce Augustinsky
Clerk of the Commission