

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
May 28, 2014

Members Present:

Jeffrey Wright, Chairman
Fred Palmieri, Vice Chairman
Laura Pulie
John Gray, Alternate (voting)
Paul Whetstone, Alternate (voting)

Members Absent:

Timothy Hampford, Secretary

Also Present:

Frank M. Smeriglio, PE, Town Engineer
Dennis Kokenos, Esq. Town Attorney
Christine Kurtz, Wright-Pierce

Chairman Wright called the May 28, 2014 WPCA meeting to order at 7:00 p.m.

1. Minutes to previous meetings.

MOTION made Palmieri seconded Pulie to accept the April 23, 2014 Minutes as presented. No discussion. MOTION CARRIED UNANIMOUSLY.

2. Contract 4.

Progress report.

Frank Smeriglio said the 4 remaining roads in contract 4 have been paved and there are just a few punch list items for curbing and touch up grass work left. Last year we planted grass late in the season and now we are going back to touch up some of those spots. We worked on punch list items that the owners wanted done on 2 easement properties, we have work left on a third easement property and then there is a fourth easement that we have to completely restore. Brief discussion followed including types of restoration work, grass planting areas and curbing. In response to the chairman's inquiry concerning the completion of the project Frank said there are 2 properties where the homeowners are in disagreement with Mark IV's insurance company regarding cracks from blasting and/or vibrations and then the last thing is the remaining injector pumps that are being installed. Frank explained the installation process, costs and maintenance for injector pumps. The chairman moved to accept the progress report.

MOTION made Wright seconded Pulie to accept the progress report. No discussion. MOTION CARRIED UNANIMOUSLY.

3. Wright-Pierce Update.

Phase 3. Christine Kurtz said she will lump Phase 3 with Phase 2 and 1 because those reports are being copied and sent to DEEP for their review.

Phase 4. The subcontractor just finished TVing the pipes in the study area for Phase 4. Wright-Pierce will get the video logs and one of their engineers will look at it identify the defects that were logged in by the person who

videoed it and will agree or disagree with it and start categorizing whether it is worth fixing those defects or not. That will ultimately become the Phase 4 report. Over the last month or so because of some rain events there were events that had to be reported to DEEP. As part of that Frank called Wright-Pierce and one of their engineers came down and looked at the interceptor with the Marc and Tom from our sewer department. She will review the draft memo and get it to Frank. Because of the excessive amount of water that was coming to the pump station they used a pole camera inside manholes to investigate right in the vicinity of the manholes to try to find sources within those vicinities. Ultimately no smoking gun was discovered. Also, as part of the town's work on Putting Green Drive Tighe & Bond had their contractor video the pipes in that area. Wright-Pierce took those videos and looked at the results to see what defects could be repaired using trenchless technology and not having to disrupt or dig up the roads. She also has that summarized and will get that information to Frank. She noted those 2 pieces of work are I/I related that were tagged on to the Phase 4 work. Brief discussion followed regarding paving program, ground water infiltration, older sewer areas, overall plan, repair and cost options, pipe types and future studies.

I/I Study - Rehab. Christine Kurtz said that project has also been copied and sent to the State in case we can get funding on the new clean water fund reserve program. This is the actual fixes of what were identified in Phase 2 and that work is scheduled to start as soon as it is sent out to bid.

4. Old Business.

None.

5. New Business.

Owens, Schine & Nicola Monthly Invoices:

Invoice 13683: Bridgeport Regionalization Sewer Agreement - \$34,361.40. Attorney Kokenos said this is for the litigation for drafting the declaratory injunction action and the response that we had to bring to court to the attended tax warrant. Also for the full injunction hearing that we had and respond to their motion to dismiss our declaratory judgment action. There was a lot of work done in response to Bridgeport's actions and he will go into more detail in executive session.

Invoice 13684: Mark IV – Contract 4 Litigation - \$540.00. Attorney Kokenos will give update in executive session.

Ury & Moskow Invoice: Invoice 62130: Contract Dispute – Town of Trumbull v. Mark IV Construction, et al - \$3,130.00. Attorney Kokenos will give update in executive session.

The commission will come back to the above invoices after executive session.

Town of Fairfield Sewer Department: bypass invoice - \$233.61. Frank Smeriglio explained there was a force main break by the Park Avenue pump station and we had to spend a day mobilizing and a day fixing the force main break. There is an interconnecting pipe between the pump station and Fairfield's sanitary sewer system. When we had to shut the pump station down we connected into the Fairfield sanitary sewer system and for 2 days the gravity flow was going into Fairfield. This invoice is the usage charge for the 2 days to discharge into Fairfield. The chairman moved to accept the invoice for payment.

MOTION made Wright seconded Palmieri to approve payment of the Town of Fairfield Sewer Department bypass invoice in the amount of \$233.61. No discussion. MOTION CARRIED UNANIMOUSLY.

Discussions for Town of Trumbull proposed 2014-15 user rates. Frank explained we have to start thinking about the user rates for next year. He is going to e-mail the commission members an excel spreadsheet with a few different scenarios of different options to come up with our revenue to support our budget. Bridgeport has not set their rate and will be discussed in executive session. Forthcoming this week is a spreadsheet with potential revenues, different options for rates and maintenance fees for the commission members to think about. If the rates do change then we would have to set up a public hearing to get input from residents and then set our rate.

Operating budget – “extraordinary item” account 20100000 578805. Frank Smeriglio said this is the account in our budget for any unforeseen emergencies such as a force main break and pump repairs. There are 13 pump stations and there are hundreds of different parts in each pump station. In the current budget we allocated \$60,000.00 for that line item to deal with any unforeseen emergencies throughout our whole system. He explained in the last 6 weeks we had a bunch of pumps that needed repairs. He handed out a memo listing the emergency repairs we had to take action on and these items will put the budget line item into the negative. He is requesting approval to request a transfer from 3 other accounts to cover these expenses. Frank said there were 3 main problems we had at different pump stations which included pumps that needed repairs, problems with control panels and a force main repair. Discussion followed regarding repairs, budgets and requested budget amounts, future budgets, user fees, maintenance fees and operating expenses. Frank went over the 3 accounts the funds will be transferred from and explained the available funds in each account. The WPCA has 3 separate line items for projects and they are emergencies, projects that we need to do that do not have a 20 year life, and projects that we do that have a 20 year life. Those are the 3 different categories that we spend against that the different projects fall under. The commission needs to vote on the transfers so Frank can go to the Board of Finance and also vote to pay these invoices as they come in.

MOTION made Wright seconded Pulie to accept and secure the funds to pay the invoices. No discussion. MOTION CARRIED UNANIMOUSLY.

The commission approved the 3 account transfers listed on the memo that were reviewed and discussed. MOTION made Wright seconded Palmieri to make the following transfers of funds to pay the extraordinary expenses: transfer \$15,632.00 from account 20100000 522202 to account 20100000 578805; transfer \$20,000.00 from account 20100000 581888 to account 20100000 578805; and transfer \$26,600.00 from account 20100000 597888 to account 20100000 578805 for a grand total of \$61,632.00. No discussion. MOTION CARRIED UNANIMOUSLY.

6. Executive Session.

MOTION made Palmieri seconded Gray to move 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

No discussion. MOTION CARRIED UNANIMOUSLY.

Remaining in the executive session will be commissioners Jeffrey Wright, Fred Palmieri, Laura Pulie, John Gray and Paul Whetstone, Frank Smeriglio, Attorney Dennis Kokenos and Christine Kurtz.

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

At 9:00 p.m. the clerk was called back into the room and the recorder was turned on.

MOTION made Wright seconded Palmieri to move out of executive session at 9:00 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

5. New Business.

Owens, Schine & Nicola Monthly Invoices:

Invoice 13684: Mark IV – Contract 4 Litigation - \$540.00.

Attorney Kokenos said this invoice is for Contract 3 litigation. There being no comments or questions the chairman called for a motion to approve the invoice.

MOTION made Pulie seconded Palmieri to approve and pay Owens, Schine & Nicola invoice 13684 in the amount of \$540.00. No Discussion. MOTION CARRIED UNANIMOUSLY.

Invoice 13683: Bridgeport Regionalization Sewer Agreement - \$34,361.40.

Chairman Wright noted this invoice is for the litigation proceedings with the City of Bridgeport. Attorney Kokenos said they drafted a declaratory judgment action, the injunction which was the response of the City of Bridgeport's Alics tax warrant which we were successful and enjoin in. There being no comments or questions the chairman called for a motion to approve the invoice.

MOTION made Palmieri seconded Pulie to approve and pay Owens, Schine & Nicola invoice 13683 in the amount of \$34,361.40. No discussion. MOTION CARRIED UNANIMOUSLY.

Ury & Moskow Invoice: Invoice 62130: Contract Dispute – Town of Trumbull v. Mark IV Construction, et al - \$3,130.00. Attorney Kokenos confirmed the outstanding balance. There being no further comments or questions the chairman called for a motion to approve the invoice.

MOTION made Pulie seconded Palmieri to approve and pay Ury and Moskow invoice 62130 in the amount of \$3,130.00. No discussion. MOTION CARRIED UNANIMOUSLY.

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

There being no other business before the Authority, Chairman Wright adjourned the May 28, 2014 WPCA meeting at 9:05 p.m.

Submitted by,

Joyce Augustinsky
Clerk of the Commission