

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

TOWN HALL  
(203) 452-5048



5866 MAIN STREET  
TRUMBULL, CT 06611

MARCH 23, 2016  
MINUTES

CALL TO ORDER: Chairman Wright called the regular meeting of the Trumbull Water Pollution Control Authority to order at 7:03 p.m.

MEMBERS PRESENT:

Jeffrey Wright, Chairman  
Fred Palmieri, Vice Chairman  
Laura Pulie  
Paul Whetstone, Alternate  
Richard Boggs, Alternate

ALSO PRESENT:

Frank M. Smeriglio, PE, Town Engineer  
Dennis Kokenos, Esq. Town Attorney  
John Marsilio, Director of Public Works  
Andrew Palo, BOF member

MEMBERS ABSENT:

John Gray and Timothy Hampford

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1. Minutes to previous meeting(s):

- February 24, 2016 regular meeting – Motion made by Wright, seconded by Whetstone to approve as submitted. VOTE: Motion CARRIED unanimously.
- March 15, 2016 special meeting – Motion made by Palmieri, seconded by Wright to approve as submitted. VOTE: Motion CARRIED unanimously.

2. Old Business: None

3. New Business:

Owens, Schine & Nicola Monthly Invoices

- Motion made by Palmieri, seconded by Pulie to approve Inv. # 14371 as presented in the amount of \$7,037.50. The invoice represents the period through March 16, 2016. VOTE: Motion CARRIED unanimously.
- Motion made by Wright, seconded by Palmieri to approve Inv. # 14372 as presented in the amount of \$140.00. Vote: Motion CARRIED unanimously.

Ury & Moskow Monthly Invoices

- Motion made by Palmieri, seconded Pulie to approve Inv. # 64799 as presented in the amount of \$4,062.50. The invoice represents preparation and attendance of the mediation meeting with Mark IV on January 26, 2016. Mr. Palmieri noted that Ury Moskow was subcontracted by Owens Schine & Nicola. The Chair confirmed this and added that Ury Moskow was brought in as an outside

consultant for said mediation. The 11.5 hours represents time to office and time back from office. Mr. Smeriglio clarified they were brought in under Owens, Schine & Nicola but are paid directly. There is no mark-up on the invoice. Mr. Marsilio stated for the record, they are the litigation team for the lawsuit on contract 3. They would like to settle all disputes. They attend along with the corporate counsel on contract 4. Ury Moskow are specialists on construction litigation which is why they were brought in for contract 3. Ms. Pulie confirmed they are paid separately. VOTE: Motion CARRIED unanimously.

- Executive Session: MOTION made by Palmieri and by unanimous consent the WPCA closed the regular session and entered 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

(Attorney Dennis Kokenos arrived at the meeting at 7:09 p.m.)

The WPCA entered into Executive Session at 7:10 p.m. with WPCA Members Chairman Jeffrey Wright, Vice-Chairman Fred Palmieri, Laura Pulie, Paul Whetstone, Alternate, Richard Boggs, Alternate, Town Engineer/Sewer Administrator Frank Smeriglio, P.E., Dennis Kokenos, Esq., Director of Public Works John Marsilio and BOF member Andrew Palo present.

At 7:10 p.m. the tape recorder was turned off, the clerk left the room and the Commission entered into Executive Session.

(John Marsilio left the meeting at 7:45 p.m.) At 7:45 p.m. the clerk was called back into the room and the recorder was turned on.

Moved by Palmieri, seconded by Whetstone to end Executive Session. VOTE: MOTION CARRIED unanimously.  
Executive Session ended at 7:45 p.m.

Motion made by Palmieri, seconded by Wright to open the regular meeting session. VOTE: Motion CARRIED unanimously.  
The regular session was reopened at 7:45 p.m.

The Chair noted for the record that no vote was taken.

There being no further business to discuss and upon motion made by Palmieri, seconded by Whetstone the WPCA adjourned by unanimous consent at 7:46 p.m.

Respectfully Submitted,

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Margaret D. Mastroni, Clerk