

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009

The Regular Meeting of the Water and Water Pollution Control Authority began at 7:00 P.M. on the 26th day of February, 2009, in the Richard R. Martin Center, Senior Citizen Center Library, 120 Broad Street (Rear), New London, CT.

PRESENT: Barry J. Weiner, Chairman
Bryon Thompson, Vice-Chairman
Mario Strafaci
Richard Kotecki
Evelyn Louziotis

ALSO PRESENT: Frank Morelli, Public Utilities Administrator
Peter Vetter, Project Manager, Veolia Water
Kathryn Willis, Veolia Water
Donald Goodrich, Director of Finance
Marianna Gaynor McGuirk, Recording Secretary
Martin Craemer
Jeanne & David Pasqualini
Ellen Kerr

ABSENT: Robert Grills
Wade Hyslop, Council Liaison

1.0 ORDER OF BUSINESS

Chairman Barry Weiner called the meeting to order at 7:00 P.M. The Secretary called the roll. A quorum was present.

2.0 CITIZEN PARTICIPATION

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to take Item 7.0(5) to the floor. The motion carried unanimously.

Mr. Martin Craemer, Vice-President of Operations for Unified Sports, Inc. of Waterford, CT expressed his concerns relative to his company being informed that they had a severe leak on their property when, in fact, it turned out that there was no leak. After discussion, **a motion was made by Evelyn Louziotis, seconded by Bryon Thompson to fully reimburse Unified Sport, Inc. for the first invoice in the amount of \$ 4,662.37 including sales tax, and request that the second bill in the amount of the \$938.10 (including sales tax) be sent directly to us for payment after the work is complete. The motion carried unanimously.**

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to request Frank Morelli to contact our City attorney and request that he send New York Leak Detection a request for reimbursement, based on their misleading report for the full amount that we agreed to reimburse Mr. Craemer, and the amount that we will pay when the work is complete. Total amount to request for reimbursement is \$5,600.47. The motion carried unanimously.

Upon motion of Evelyn Louziotis, seconded by Bryon Thompson, it was moved to take Item 4.0(11) to the floor. The motion carried unanimously.

Mr. David Pasqualini, 93 Lower Blvd, New London, CT expressed his concern regarding the tone of the letter that he and his wife Jeanne received from Veolia regarding a leak on their property and the threat of shut-off within 14 days. He added that if it was a last warning he could understand why the letter would have to be threatening, but since it was the first time that they heard that a problem existed they felt the letter was a bit harsh. Mr. Pasqualini requested an extension until April to get the work done, as the weather is cold right now and the ground is frozen. Chairman Weiner apologized for the harshness of the letter, but noted that, unfortunately, Veolia feels the need to do this as many people do not respond to same.

Upon motion of Richard Kotecki, seconded by Mario Strafaci, it was moved to suspend shut off until April 1, 2009, to allow homeowner ample time to address the issue. The motion carried unanimously.

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009

Upon motion of Bryon Thompson, seconded by Evelyn Louziotis, it was moved to take Item 4.0(13) to the floor. The motion carried unanimously.

Ellen Kerr was present to request relief from an excessive water bill she received. After discussion, a **motion was made by Richard Kotecki, seconded by Bryon Thompson, to authorize Veolia to credit her the average consumption of the sewer amount as determined by Veolia. The motion carried unanimously.**

Chairman Weiner requested that when figures are calculated that Veolia send Ms. Kerr a revised statement indicating credit amount and also requested that Ms. Kerr pay the difference.

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to take former Old Business Item 6.0(d) to the floor. The motion carried unanimously.

Don Goodrich referred to the revised budget dated February 24, 2009, and added that this handout was generated in response to the changes made at the February 19, 2009, Special Budget Meeting. He added the Sewer Fund is in balance after making the changes that were recommended last week. However, he noted the Water Budget, after making recommended changes, is still not in balance by (-\$511,364). **Don Goodrich stated that the rate structure does not support the budget.** It was noted that our Wachovia accounts could not be used to pay regular bills for operating services, as they are restricted funds but could be used for capital improvements. After a lengthy discussion, **a motion was made by Mario Strafaci, seconded by Richard Kotecki, to accept the budget as proposed. The motion carried unanimously.**

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved that in lieu of the fact that the Water Budget is out of balance, we request a meeting with City Council to discuss options on how to bring the Water Budget into balance. The motion carried unanimously.

3.0 MINUTES OF PREVIOUS MEETING

- (1) February 26, 2009 – Regular Budget Meeting Minutes – Accepted
- (2) February 19, 2009 – Special Meeting Minutes -- Accepted

Upon motion of Bryon Thompson, seconded by Mario Strafaci, it was moved to accept the February 26, 2009 – Regular Meeting Minutes. This motion carried unanimously.

Upon motion of Mario Strafaci, seconded by Richard Kotecki, it was moved to accept the February 19, 2009 – Special Budget Meeting Minutes. This motion carried unanimously.

4.0 FOR THE INFORMATION OF THE AUTHORITY:

- (1) Tabled Agenda Items
n/a
- (2) Communication from Ferrucci & Walicki, LLC- RE: Balance in Escrow Account
Upon motion of Richard Kotecki, seconded by Mario Strafaci, it was moved to Table Item 4.0(2) until the March 26, 2009 meeting. The motion carried unanimously.
- (3) 02/02/09 Letter to Darrell B. Smith, DPH from Frank Morelli RE: Water Supply Plan
- (4) 02/03/09 Letter to Barry Weiner, Chairman- W&WPCA from Frank Morelli
RE: Thomas E. Piacenti Water Pollution Control Facility Planning Study
- (5) 02/02/09 Memo to City Council from Gail McKissick RE: Public Safety & Program Review Committee Meeting
- (6) 02/02/09 Memo to Connecticut Municipalities with Sewage Treatment Facilities from Gina McCarthy, DEP--- RE: Notice of Proposed Value of an Equivalent Nitrogen Credit for 2008
(a) LIS Total Nitrogen Credit Exchange Draft Balance (REVISED)
- (7) 02/03/09 Memo to Frank Morelli from Martin H. Berliner RE: Water/Sewer Rate Increases
It was noted that rate increases will take place retroactive to October 1, 2008, and Veolia should include a bill stuffer in their next billing indicating same, as they cannot commit to having new rates ready for April billing.
- (8) 01/30/09 Memo to Attorney Brian Estep from Frank Morelli RE: Accounts Referred for Legal Action

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009

- (9) 01/30/09 Letter to Ms. Patricia Franklin from Frank Morelli RE: Denial of \$2.00 Waiver
- (10) 01/30/09 Memo to Frank Morelli from Kathryn Willis RE: Shiloh Baptist Church Sewer Rebate
- (11) 02/13/09 Email to Frank Morelli from Jeanne Pasqualini RE: Request for Waiver, 14-day Water Shutoff plus Invitation to attend February 26, 2009 W&WPCA Meeting
(Handled under Item 2.0 Citizen Participation)
- (12) 02/17/09 Memo to Peter Vetter from Frank Morelli RE: Operation and Maintenance Contract Deliverables
- (13) 02/17/09 Memo to Frank Morelli from Ellen Kerr RE: Excessive Water use by Tenant—Relief of Portion of Water Bill plus Invitation to attend Meeting February 26, 2009 W&WPCA Meeting
(Handled under Item 2.0 Citizen Participation)
- (14) Contract Meeting with Veolia – Proposals from Veolia
 - a. Meter Replacement Plan
 - b. 10/20/08 Letter to Farzin Kiani, PE from Frank Morelli RE: Contractual Issues
 - (1) 02/10/09 Letter to Frank Morelli from Farzin Kiani, PE – Area Manager, VWNA RE: Follow-up Contractual Issues
 - (c) 08/18/08 Letter to Peter Vetter from Jason Baldauf RE: Quotation #52989 (Hydra-Stop Proposal)

Frank Morelli noted that Items 14(a) through 14(c) were discussed at the Contract Negotiations meeting, and he wanted to ensure the full board had access to this information. It was noted that the City Manager would like to set a date to have a follow-up meeting soon. *Chairman Weiner asked Frank Morelli to contact him at the office so he can check his calendar to set a date for the next meeting.*

Upon motion of Bryon Thompson, seconded by Mario Strafaci, it was moved to approve the purchase of the Hydra-Stop. The motion carried unanimously.

- (15) On-going business of the Authority—Memo to W&WPCA from Frank Morelli: RE: Accomplishments
Frank Morelli reviewed his memo dated February 17, 2009, Subject – Accomplishments and addressed questions that were raised by the Authority board members regarding same.

Under Sewer Area #5 & #1 – Frank Morelli commented that work under the Area #5 Contract has been completed with the exception of Ferry Street. Extending the work into Area #1 has been approved by the Authority but has not moved forward because of budget issues. The Department of Environmental Protection is anticipating the funding of a program to assist water pollution control utilities with funding of projects. Public Utilities has inquired about the program and will submit for funding of Area #1. With regard to Sewer Area #5, it was recommended that Frank Morelli send a letter to Insituform Technologies, Inc. regarding Ferry Street so we will have a paper trail.

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to receive for the record Items 4.0 (1) through 4.0 (15) and take actions as dictated by the Authority. The motion carried unanimously.

5.0 **UNFINISHED BUSINESS**

5.1 **For the Information of the Authority to be Received for the Record:**

- (a) Veolia Monthly Contract Operations Report – Received 02/13/09

Peter Vetter, Project Manager, from Veolia reviewed the report that covers the period of January 1, 2009, through January 31, 2009.

There was discussion that on December 28th, the sludge mixer in the thickened sludge storage tank dropped into the tank as a result of a corroded steel shackle on the retrieval line. It was noted that the effects on the facility were significant due to the loss of this mixer. The sludge concentration in the tank increased to the point where they were no longer able to load trailers. Mr. Vetter added that on January 18th a 22,000-

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY

Regular Meeting, February 26, 2009

gallon portable storage tank was rented and installed to bypass the effected storage tank and permit sludge removal while the mixer retrieval and tank emptying began. Bryon Thompson requested Peter Vetter to get quotes on a new pump. After discussion regarding same, **a motion was made by Bryon Thompson, seconded by Richard Kotecki, to authorize telephone approval of replacement of pump for mixer. The motion carried unanimously.** Peter Vetter added that he didn't think it would be less than \$25,000 and that would be for the equipment with Veolia doing the installation. It was noted that this could be considered a capital project.

There was a brief discussion regarding food preparation establishments in Sewer Area #8, and the amount of grease that has been pumped out of PS#8. **Upon motion of Bryon Thompson, seconded by Evelyn Louziotis, it was moved to declare Sewer Area #8 a FOG distressed area. The motion carried unanimously.**

Chairman Weiner questioned Peter Vetter about the problems Veolia is having with a property owner in Montville. Mr. Vetter noted that the owner denied Veolia permission to access his property, thus Veolia was unable to conduct the annual watershed survey as per the Public Health Code 19-13-B102 and Section 25-51 of the General Statutes of Connecticut. **After discussion, Chairman Weiner requested Mr. Morelli to get a legal opinion as to what can be done to ensure that this survey be completed.** It was noted that the water utility couldn't ensure a safe finished water source to the public until they are able to complete all the inspections in the watershed area.

(b) Minutes and Agenda from Waterford Utility Commission

- (1) Agenda – Regular Meeting – February 9, 2009 -- Received 2/6/09
- (2) Minutes –Regular Meeting – February 9, 2009 – Received 2/11/09

(c) Minutes and Agenda from East Lyme Water & Sewer Commission

- (1) Agenda – Regular Meeting – January 27, 2009 – Received 1/23/09
- (2) Minutes – Regular Meeting – December 16, 2009 – Received 1/23/09

(d) Transfers/Deposits

- (1) 01/26/09 Memo to Donald Goodrich from Frank Morelli RE: Transfer of Funds (for Advertising in The Day)
- (2) 01/20/09 Memo to Donna Rinehart from Frank Morelli RE: Deposit Check #24656 (Calamari Recycling Company, Inc.) \$412.50
- (3) 02/03/09 Memo to Donna Rinehart from Frank Morelli RE: Deposit Check #400523 (Earth Tech— Reimbursement -- Electricity) -- \$92,085.40

(e) Information List

n/a

(f) Invoices, Bills and Change Orders for Approval or Payment

- (1) Veolia Water: Invoice #7012152 in the amount of \$468,205.75 for March, 2009
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to Veolia Water: Invoice #7012152 in the amount of \$468,205.75. The motion carried unanimously.
- (2) Neptune Technology Group, Inc.: Invoice #N204439 in the amount of \$3,040.00
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to Neptune Technology Group, Inc.: Invoice #N204439 in the amount of \$3,040.00. The motion carried unanimously.
- (3) Neptune Technology Group, Inc.: Invoice #N206359 in the amount of \$8,687.59
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to Neptune Technology Group, Inc.: Invoice #N206359 in the amount of \$ 8,687.59. The motion carried unanimously.

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009

- (4) Earth Tech, Inc.: Invoice #466080 in the amount of \$1,000.00 (Pump Stations #4,5,8,9)
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to Earth Tech, Inc.: Invoice #466080 in the amount of \$ 1,000.00. The motion carried unanimously.
 - (5) Karl F. Acimovic, P.E.: Invoice # J.N. 99009 in the amount of \$1,789.00 (Dam Repairs and Modifications)
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to Karl F. Acimovic, P.E.: Invoice #J.N. 99009 in the amount of \$ 1,789.00. The motion carried unanimously.
 - (6) The Jack Farrelly Co.: Invoice # 330192 in the amount of \$17,250.00 (Garfield Ave Area)
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve payment to The Jack Farrelly Co: Invoice #330192 in the amount of \$ 17,250.00. The motion carried unanimously.
 - (7) Conway & Londregan, P.C.: Invoice # 36449 in the amount of \$300.00
Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to approve payment to Conway & Londregan, P.C.: Invoice #36449 in the amount of \$ 300.00. The motion carried unanimously.
 - (8) Town of Waterford-Town Clerk: Invoice # Jan09 in the amount of \$60.00
It was noted that this was added to the agenda for informational purposes only and there was no need for Authority to approve this invoice.
 - (9) Kovacs Construction Corporation: Application #13 in the amount of \$ 132,440.00
Upon motion of Bryon Thompson, seconded by Evelyn Louziotis, it was moved to approve payment to Kovacs Construction Corporation: Application #13 in the amount of \$132,440.00. The motion carried unanimously.
 - (10) 01/05/09 Memo to Frank Morelli from Peter Vetter RE: Price Quotes for replacement of Chicago pump for Pump Station #2.
pon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to solicit three quotes with an approval to purchase not-to-exceed the price of this quote, which is \$19,175.00. The motion carried unanimously.
 - (11) 02/17/09 Letter to Frank Morelli from Martin Overton---Malcolm Pirnie RE: Sludge Tank Inspection
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve a not-to-exceed budget of \$5,500.00 to Malcolm Pirnie Re: Sludge Tank Inspection. The motion carried unanimously.
 - (12) Karl F. Acimovic, P.E.: Invoice #J.N. 03024 in the amount of \$337.50 (Lake Konomoc Gravel Excavations)
Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to table Item 5.1(f)(12), and request a letter be sent to Karl F. Acimovic informing him that we would like to see the contract signed as we have been talking about this for six months. The motion carried unanimously.
- g) Finance Report
- (1) (a-d) Wachovia Securities – Received
 - (a) Treatment Plant Sinking Fund – Received - 2/9/09
 - (b) Water Surcharge Account Water Fund – Received – 2/9/09
 - (c) Sewer Fund – Received – 2/9/09
 - (d) Water Fund - Capital Projects – Received – 2/9/09
 - (2) Monthly Water/Sewer Finance Report – 2/13/09
- h) Delinquency Report – Provided by Veolia – Received 2/13/09
Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to send two (2) accounts to our Attorney for legal action. The motion carried unanimously.

The foregoing matters Items 5.1a) through 5.1h) are received for the record and/or referred to the Committee.

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009

6.0 OLD BUSINESS

- (1) 01/20/09 Letter to Timothy D. Bates, Esq. from Attorney Brian K. Estep RE: Forbearance Agreement – Housing Authority
Chairman Weiner noted that he just received a memorandum today from Attorney Brian Estep regarding Forbearance Agreement. After discussion regarding same, **a motion was made by Richard Kotecki, seconded by Bryon Thompson, to receive this communication for the record and table it until we meet with City Council. The motion carried unanimously.**
- (2) 02/09/09 Memo to Martin Berliner from Frank Morelli RE: Comprehensive Outside Audit
- (3) 02/13/09 Memo to Public Safety Committee through Martin Berliner from Frank Morelli
RE: Request for Information—Electricity Costs & Maintenance Items accomplished by Veolia and a GIS Map of Maintenance and Replacement of Valves

7.0 NEW BUSINESS

- (1) 01/14/09 Letter to Mr. George Hicks from Frank Morelli RE: Wastewater Infrastructure Improvements for Economic Stimulus Funding and FY 2010 and FY 2011 Priority List
- (2) 01/14/09 Letter to Mr. William Hogan from Frank Morelli RE: Development of a Water Pollution Control Plan with a Sewer Service Area Map
- (3) 01/16/09 Letter to Mr. George Hicks from Frank Morelli RE: Wastewater Infrastructure Improvements for Economic Stimulus Funding and FY 2010 and FY 2011 Priority List
- (4) 01/29/09 Letter to Mr. Martin Craemer, Unified Sport from Frank Morelli RE: Invitation to Attend Meeting
- (5) 01/28/09 Email (along with attachments) to Frank Morelli from Martin Craemer, Unified Sports
RE: Reimbursement of Out-of-Pocket expenses in the amount of \$4,398.46.
(Handled under Item 2.0 Citizen Participation).
- (6) 02/10/09 Memo to W&WPCA Members from Frank Morelli RE: Scada Radio Transmitters at Gallows Lane and Manitock Hill. Public Utilities recommends low vendor, Weston & Sampson, for quoted price of \$19,491.60
Upon motion of Bryon Thompson, seconded by Richard Kotecki, it was moved to approve Public Utilities recommendation. The motion carried unanimously.

8.0 ADJOURNMENT

Upon motion of Evelyn Louziotis, seconded by Richard Kotecki, it was moved to adjourn the February 26, 2009, meeting at 9:18 p.m. The motion carried unanimously. The next regularly scheduled meeting of the W&WPCA will be Thursday, March 26, 2009 beginning at 7:00 p.m. in the Richard R. Martin Center, Senior Center Library, 120 Broad Street (rear), New London, CT.

ATTEST TO BY: _____

SUBMITTED BY: _____

DATE APPROVED: _____

Distribution:

Barry J. Weiner, Chairman (via next month's Agenda)
Bryon Thompson, Vice-Chairman (via next month's Agenda)
Mario Strafacci, Authority Member (via next month's Agenda)
Richard Kotecki, Authority Member (via next month's Agenda)
Evelyn Louziotis, Authority Member (via next month's Agenda)
Robert Grills, Authority Member (via next month's Agenda)
Wade A. Hyslop, Jr., Council Liaison (via next month's Agenda)
Peter Vetter, Project Manager (via next month's Agenda)
Martin Berliner, City Manager (via next month's Agenda)
Donald Goodrich, Finance Director (via next month's Agenda)
Frank Morelli, Public Utilities Engineer
Michael Tranchida, City Clerk (3 copies)

MINUTES OF THE WATER AND WATER POLLUTION CONTROL AUTHORITY
Regular Meeting, February 26, 2009