

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

The Special Meeting of the Water and Water Pollution Control Authority began at 7:00 P.M. on the 3rd of September, 2009, in the Richard R. Martin Center, Senior Citizen Center Library, 120 Broad Street (Rear), New London, CT.

PRESENT: Barry J. Weiner, Chairman
Mario Strafacci
Evelyn Louziotis
Robert Grills

ALSO PRESENT: Joseph Lanzafame, P.E. (MWH)
Bryon Thompson (former Vice-Chairman)
Kathryn Willis, Veolia Water
Andy LoRe, Veolia Water
Mike Pescatello, Citizen
Don Iannicelli, GeoInsight, Inc.
Mark Miceli, Birk Manufacturing
Jay Kulowiec
Brad Kargl, East Lyme Water & Sewer Commission
Sam Bartlett, Bob's #1

ABSENT: Wade Hyslop, Council Liaison

1.0 ORDER OF BUSINESS

Chairman Weiner called the meeting to order at 7:00 P.M. The secretary called the roll. A quorum was present. Chairman Weiner welcomed Finance Director Jim Lathrop and thanked him and the other guests for coming. Chairman Weiner requested a moment of silence in honor of board member and friend, Richard Kotecki, who recently passed away.

2.0 CITIZEN PARTICIPATION

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

Mr. Michael Pescatello, 11 Bristol Street, New London, CT spoke relative to his request to be reimbursed \$185.00. In his request he noted that the sewer line was never reconnected when the City put in the new liner. After discussion, *upon motion of Bob Grills, seconded by Mario Strafacci, it was moved to reimburse Mr. Pescatello the \$185.00 as full settlement on the claim pertaining to sewer blockage. This motion carried unanimously.*

Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to take Item 7.0(4) to the floor. The motion carried unanimously.

Mr. Mark Miceli, Birk Manufacturing spoke relative to his request to raise their total daily discharge volume from 1,500 GPD to 10,000 GPD to accommodate anticipated production growth over the next 5 years. Mr. Miceli noted that he is seeking a letter of support from New London and already has a letter from East Lyme. After discussion, *upon motion of Mario Strafacci, seconded by Bob Grills, it was moved to approve the request of Birk Manufacturing. This motion carried unanimously.* Chairman Weiner requested that the Recording Secretary prepare a letter to Mr. Mark Miceli, Birk Manufacturing, Inc. informing him of the decision of the Authority.

Upon motion of Mario Strafacci, seconded by Bob Grills, it was moved to take Item 6.0(1) to the floor. The motion carried unanimously.

Brad Kargl, Municipal Utility Engineer for the Town of East Lyme, Chris Clark, Operations Manager for Mohegan Tribal Utility Authority, and Don Iannicelli from GeoInsight, Inc. were present to give an update on their original presentation relative to the regional water concept. There was a brief discussion relative to the Water Supply Plan Agreement (The New London/East Lyme Water Interconnection Project), and Chairman Weiner noted that as soon as he receives the document he would sign it. After discussion, it was noted that Joe Lanzafame, MWH, would meet with East Lyme and GeoInsight, Inc. relative to same.

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to remove Item 4.0(1)(a) from the table. The motion carried unanimously.

Mr. Sam Bartlett from Bob's #1 was present to request permission to dump septic waste at New London's treatment plant. Chairman Weiner noted that New London has to accept night soil from New London, Waterford, and East Lyme. After discussion, *upon motion of Bob Grills, seconded by Evelyn Louziotis, it was moved to approve application with the stipulation that night soils come from New London, Waterford, or East Lyme. This motion carried unanimously.*

Special recess was called at 7:35 p.m. for five minutes. Please note there were no votes taken during special recess. The recess was to present board member, Bryon Thompson, with a cake and thank him for his dedication to the board over the period of time that he has served the Authority as a member and Vice-Chairman. Mr. Thompson is moving to Waterford and will no longer serve on the board as a voting member. Special recess came to an end at 7:40 p.m.

3.0 MINUTES OF PREVIOUS MEETING

(1) July 23, 2009 – Regular Meeting Minutes – Accepted

Upon motion of Bob Grills, seconded by Evelyn Louziotis, it was moved to accept the July 23, 2009 – Regular Meeting Minutes. The motion carried unanimously.

4.0 FOR THE INFORMATION OF THE AUTHORITY:

- (1) Tabled Agenda Items
7/7/09 Night Soil Haulers Disposal Application – Bob's #1 and Invitation Request to Attend the August 27, 2009 -- W&WPCA meeting (**tabled at the July 23, 2009 W&WPCA meeting**) [**handled under Item Item 2.0 – Citizen Participation**]
- (2) 7/27/09 Memo to Chairman Weiner from Brian Estep RE: Shirley Parker Estate
- (3) 7/22/09 Thank you note to W&WPCA from Nancy Baude, Save Ocean Beach
- (4) 7/30/09 Thank you note to W&WPCA from Dick Lathrop – Virtual Voyages, Inc.
- (5) 7/27/09 Thank you note to W&WPCA from Catherine Howley-Brigham (Scholarship Recipient)
It was noted that Aldo Valentini's son was present to hear that a thank you note was received by the recipient expressing her thanks for the scholarship, which enabled her to go to college.
- (6) 7/27/09 Thank you note to W&WPCA from Emily Lerner, F.R.E.S.H. New London
- (7) 7/22/09 Thank you note to W&WPCA from Denison Pequotsepos Nature Center
- (8) 7/31/09 Request from Joseph Lanzafame, MWH RE: Update on Issues Report
- (9) 8/11/09 Letter to Chairman Weiner from Terri O'Rourke, Habitat for Humanity RE: Minutes from the July 23, 2009 meeting

Upon motion of Bob Grills, seconded by Evelyn Louziotis, it was moved to receive for the record Items 4.0 (1) through 4.0(9) 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 -- August 18, 2009

In the absence of Peter Vetter, Kathryn Willis reviewed the Veolia report and answered questions as raised by the Authority. Kathryn handed out an add-on to the Veolia packet re: Watershed Status Report 8/2/09 and it was noted that it is 80% complete with a scheduled completion date of October 1st. Kathryn also handed out an add-on to the agenda packet of a letter directed to Mr. Gary Johnson, Connecticut Department of Public Health regarding lost water for all of 2009. She informed the Department of Public Health that she was submitting revised reports and

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

explained that correcting or replacing the finish water meters is currently being investigated as a long-term solution to the problem.

- (b) Minutes and Agenda from Waterford Utility Commission
 - (1) Special Meeting Minutes – July 13, 2009 -- Received July 20, 2009
 - (2) Public Hearing Minutes – July 13, 2009 – Received July 20, 2009

- (c) Minutes and Agenda from East Lyme Water & Sewer Commission
 - (1) Special Meeting Minutes – June 30, 2009 --- Received August 18, 2009
 - (2) Regular Meeting Agenda – August 25, 2009 -- Received August 18, 2009

- (d) Transfers/Deposits
 - (1) 7/10/09 Memo to James Lathrop from Martin Berliner RE: Transfer of Funds (for copier maintenance)
 - (2) 7/21/09 Memo to James Lathrop from Martin Berliner RE: Transfer of Funds (for Shoreline Diving Svces)
 - (3) 7/20/09 Memo to James Lathrop from Martin Berliner RE: Request for Appropriating Ordinance \$650.00 for fence repair at Lake Konomoc
 - (4) 7/16/09 Memo to Donna Rinehart from Martin Berliner RE: Deposit Check \$4,519.00 (check from Nationwide Insurance for damage to fire hydrant)
 - (5) 7/10/09 Memo to Donna Rinehart from Martin Berliner RE: Deposit Cash \$6.00 (Habitat for Humanity-copies)

- e) Information List (**Actions as dictated by the Authority—information only**)
 - (1) Email to James Lathrop, Finance Director from Marianna McGuirk as requested by the Authority at the 7/23/09 meeting RE: Investigation and follow-up to Waterford's Letter re: Billing
 - (2) Email to Brian Estep, Conway & Londregan from Marianna McGuirk as requested by the Authority at the 7/23/09 meeting RE: Firewood Contract and Letter from New York Leak Detection
 - (3) Email to Tom Walicki, Ferrucci & Walicki, LLC from Marianna McGuirk as requested by the Authority at the 7/23/09 meeting RE: Correct Point of Contact for Correspondence addressed to the City.
 - (4) Email to Brian Estep, Conway & Londregan from Marianna McGuirk as requested by the Authority at the 7/23/09 meeting RE: New York Leak Detection

- f) Invoices, Bills and Change Orders for Approval or Payment
 - (1) Veolia Water: Invoice #7013118 in the amount of \$482,553.00 for September, 2009
Upon motion of Bob Grills, seconded by Mario Strafacci, it was moved to pay Veolia Water: Invoice #7013118 in the amount of \$482,553.00 for September 2009. The motion carried unanimously.
 - (2) Conway & Londregan, P.C.: Invoice #37835 in the amount of \$465.00 (for July 2009)
Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to pay Conway & Londregan, P.C.: Invoice #37835 in the amount of \$465.00 (for July 2009). The motion carried unanimously.
 - (3) Conway & Londregan, P.C.: Invoice # 37867 in the amount of \$ 1,103.00 (Lawrence Lewis)
Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to pay Conway & Londregan, P.C.: Invoice #37867 in the amount of \$ 1,103.00 (fees incurred for Lawrence Lewis settlement). The motion carried unanimously.
 - (4) Veolia Water: Invoice # 7013218 in the amount of \$5,600.00 (Lower Blvd – 6" sewer main)
Upon motion of Bob Grills, seconded by Mario Strafacci, it was moved to pay Veolia Water: Invoice # 7013218 in the amount of \$5,600.00 (Lower Blvd – 6" sewer main). The motion carried unanimously.
 - (5) Veolia Water: Invoice # 7013224 in the amount of \$5,600.00 (Glenwood Ct North – 6" sewer main)
Upon motion of Mario Strafacci, seconded by Bob Grills, it was moved to pay Veolia Water: Invoice # 7013224 in the amount of \$5,600.00 (Glenwood Ct North – 6" sewer main). The motion carried unanimously.
 - (6) Veolia Water: Invoice # 7013226 in the amount of \$2,710.80 (11 Bristol Street – 7/10/09)
Upon motion of Bob Grills, seconded by Mario Strafacci, it was moved to pay Veolia Water: Invoice # 7013226 in the amount of \$2,710.80 (11 Bristol Street – 7/10/09). The motion carried unanimously.

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

(7) The Jack Farrelly Company: Invoice #338186 in the amount of \$5,300.00 (Ocean Ave & Perry St)
Upon motion of Bob Grills, seconded by Evelyn Louziotis, it was moved to pay The Jack Farrelly Company:

Invoice #338186 in the amount of \$5,300.00 (Ocean Ave & Perry St). The motion carried unanimously.

(8) Insituform Technologies, Inc.: App#7, Infiltration Inflow Rehabilitation Program, Area #5 in the amount of \$20,457.80 (\$19,434.91 + \$1,022.89 Retainage) – Bid #2007-01

Upon motion of Mario Strafaci, seconded by Bob Grills, it was moved to pay Insituform Technologies, Inc.: App#7, Infiltration Inflow Rehabilitation Program, Area 5 in the amount of \$20,457.80 (\$19,434.91 + \$1,022.89 Retainage) – Bid #2007-01

(9) Ti-Sales Inc.: Invoice # 00232629 in the amount of \$560.10

Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to pay Ti-Sales Inc.: Invoice # 00232629 in the amount of \$560.10. The motion carried unanimously.

g) Finance Report

(1) (a-d) Wells Fargo – Received

(a) Treatment Plant Sinking Fund – Received – 8/11/09

(b) Water Surcharge Account Water Fund ----- 8/11/09

(c) Sewer Fund – Received -- ----- 8/11/09

(d) Water Fund - Capital Projects – Received 8/11/09

Mario Strafaci reviewed the financial reports and requested that the Recording Secretary contact Mr. Bivona, Wells Fargo, requesting that Mr. Bivona provide the Authority with a Performance Summary of Funds Report for the past year. Chairman Weiner requested that the Recording Secretary send a letter to Wells Fargo inviting Mr. Bivona to the October meeting.

There was a question regarding surcharge funds and where the funds were going. Mr. Jim Lathrop, Director of Finance, noted that he would investigate same.

There was a brief discussion relative to the progress of the auditors hired to do the outside comprehensive audit (Kostin, Ruffkess & Company, LLC) and Mario Strafaci requested Finance Director Lathrop to try to find out exactly how much money was removed from the Wachovia accounts in 2008, and exactly what bills and projects were paid for with those funds. Mr. Lathrop noted that he is not directly involved with the Audit.

(2) Monthly Water/Sewer Finance Report – Received----- 8/18//09

(3) Account Balance List – Water & Sewer – Received ---- 8/18/09

h) Delinquency Report – Provided by Veolia – Received ----- 8/18/09

Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved for Veolia to forward the accounts recommended for legal action to the City Attorney. The motion carried unanimously.

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

6.0 **OLD BUSINESS**

(1) 7/14/09 Letter to Chairman Weiner from Paul M. Formica, First Selectman – East Lyme RE: East Lyme Water Supply [handled under Item 2.0 – Citizen Participation]

(2) 8/7/09 Memo from Brian Estep to Barry Weiner RE: Lawrence Lewis (Determination whether to withdraw complaint filed)

(3) Memo to W&WPCA from Peter Vetter, Veolia RE: Unilever Proposal and comments from Attorney Brian Estep regarding original paperwork sent RE: Legal Advice RE: BID Abstract for UNILIVER, Clinton, CT
Upon motion of Evelyn Louziotis, seconded by Mario Strafaci, it was moved to approve in principle the

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

proposal and authorize our attorney to work out a satisfactory contract. The motion carried unanimously.

Chairman Weiner requested the Recording Secretary to contact Brian Estep informing him that the Authority has agreed in principle and now the Authority is requesting that he write us a contract.

- (4) 8/6/09 Email to Barry Weiner from Brian Estep RE: Rate Change and FOG Ordinance
Upon motion of Evelyn Louziotis, seconded by Bob Grills, it was moved to schedule a public hearing as soon as possible relative to Rate Increases and FOG Ordinance, and it was requested that the Recording Secretary investigate the proper timeframe in which it must be done. Amendment to motion by Mario Strafaci to hold public hearing on increase of 10% for Water and 5% for Sewer. Evelyn Louziotis withdrew her original motion. Finance Director Lathrop recommended that the Authority advertise the public hearing at the rates presented and noted that rates can always be lowered, but you can't go up if you don't advertise properly. After a lengthy discussion, ***upon motion of Bob Grills, seconded by Evelyn Louziotis, it was moved to call a public hearing as soon as possible on the proposed budget for Water and Sewer and the FOG ordinances as submitted to us and voted for by us for - 10% on Sewer and 15% rate increase on Water, plus the FOG Ordinance as proposed by Legal. The motion carried unanimously. Mario Strafaci noted for the record that no increase was voted on tonight but the vote was to hold a public hearing.***

Joe Lanzafame, consultant for MWH asked if it would be helpful if he reviewed our needs with Finance re: Water Rate Study, etc. Chairman Weiner suggested that he meet with the Finance Director regarding same.

- (5) 8/7/09 Memo to Barry Weiner from Brian Estep RE: Firewood Contract for the W&WPCA
Upon motion of Mario Strafaci, seconded by Bob Grills, it was moved to accept the changes of the Law Director and request that we authorize him to proceed with the contract as he has outlined. The motion carried unanimously.

7.0 NEW BUSINESS

- 1) 7/27/09 Request from Bridgit Buscetto for abatement on bills for 636 Montauk Avenue and 94 Blinman Street & Invitation to Attend September 3, 2009 W&WPCA meeting.
Upon motion of Evelyn Louziotis, seconded by Mario Strafaci, it was moved to table Item 7.0(1) until the 9/24/09 meeting of the W&WPCA. The motion carried unanimously.
- (2) 7/31/09 Email to Marianna McGuirk from Peter Turello, Jr. RE: Vacant Property on Trumbull Street and Invitation to Attend September 3, 2009 W&WPCA meeting.
Chairman Weiner noted that this item has been removed from the agenda, as revenues from rentals are no longer deposited into the Water & Sewer revenue lines, and added that Mr. Turello was referred to the City Council with the stipulation that the City Council informs us of any arrangements that they make because of our obligations regarding the Treatment Plant.
- (3) 7/31/09 Request from Bryon Thompson RE: Discussion relative to the LEED Certified Buildings and Bill for Sewer
Bryon Thompson expressed his concern about the possible loss of revenue in that more people are going to new efficient boilers and using rainwater systems for flushing toilets. He added that typically your sewer portion of your bill is based upon water usage, and if you are not using the potable water and using storm water instead, then, in essence, you are not getting billed for the sewage that you are also producing. Chairman Weiner asked Joe Lanzafame, P.E. to make a few phone calls relative to same and Bryon Thompson noted that he would provide Joe with a number that he could call.
- (4) 7/17/09 Letter to Chairman Barry Weiner from Mark Miceli RE: Birk Manufacturing – DEP/WPC 045-015 – Permit Number: SP0002401 [Handled under Item 2.0 Citizen Participation]
- (5) 8/10/09 Letter to Chairman Barry Weiner from Michael J. Pescatello RE: Request for Reimbursement plus Invitation to attend September 3, 2009 meeting. [Handled under Item 2.0 Citizen Participation]
- (6) 8/21/09 Email to Marianna McGuirk from Joseph Lanzafame (MWH) RE: Hatch Replacement Wastewater Pump Station #2 (quotes attached)
Upon motion of Mario Strafaci, seconded by Evelyn Louziotis, it was moved to purchase the Hatch (Pattern No. 2804) from Campbell Foundry Company, North Haven, CT in the amount of \$827.00/set. The motion carried unanimously.
- (7) 8/20/09 Letter to Martin Berliner from Dennis Setzko, P.E. AECOM RE: Technical Review Services
Coordination of Parade Project and Rehabilitation of Pump Station #4
Chairman Weiner noted that the record show that we received Mr. Setzko's (AECOM) letter. It was noted that Joe Lanzafame, consultant from MWH, has offered to cover the oversight for the Scope Gap Issues for P.S. #4, as the fee that AECOM proposed was not-to-exceed \$25,000.00. He added that since he is working in New London he could do that, but if engineering issues come up then we would have to contact AECOM.

MINUTES OF THE WATER & WATER POLLUTION CONTROL AUTHORITY
Special Meeting, September 3, 2009

8.0 ADJOURNMENT

Upon motion of Mario Strafaci, seconded by Bob Grills, it was moved to adjourn the September 3, 2009, meeting at 9:05 p.m. The motion carried unanimously. The next regularly scheduled meeting of the W&WPCA will be Thursday, September 24, 2009, beginning at 7:00 p.m. in the Richard R. Martin Center, Senior Center Library, 120 Broad Street (rear), New London, CT. Also, there will be a Public Hearing on Wednesday, September 23, 2009 beginning at 7:00 p.m. This meeting will be held in the Senior Center Library.

ATTEST TO BY: _____

SUBMITTED BY: _____

DATE APPROVED: _____

This document is subject to corrections, changes and/or revisions.

Distribution:

Barry J. Weiner, Chairman (via next month's Agenda)
Bryon Thompson, Vice-Chairman (via next month's Agenda)
Mario Strafaci, 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)
Glen Hamler, Authority Member (via next month's Agenda)
Gregory Dzilzek, 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)
James Lathrop, Finance Director (via next month's Agenda)
MWH America's, Inc. – Terry Tobel & Joseph Lanzafame
Michael Tranchida, City Clerk (3 copies)