

# Water Pollution Control Authority

## Meeting Minutes

Tuesday, February 17, 2015

### Present:

Mr. Robert Smith, Chairman  
Mr. Daniel Civitello  
Mr. Ted Mannello

### Absent:

Ms. Noa Miller  
Mr. Paul Phillips

### Also in attendance:

Mr. Kenneth Long, WPCA Employee  
Attorney Jennifer Yoxall, WPCA Counsel  
Attorney Mark Malispina of Carmody, Torrance, Sandak and Hennessey  
Ms. Maureen Del Vicario, Recording Clerk  
Mr. Bob Travers, Chairman, Woodbury WPCA  
Ms. Cathy Castinetta, Woodbury WPCA  
Members of West Shore Homeowners Association

### 1. Call to Order:

Mr. Robert Smith called the meeting to order at 7:30 p.m.

### 2. Approval of January 20, 2015 Meeting Minutes:

A **motion** was made by Mr. Ted Mannello and seconded by Mr. Dan Civitello to accept the meeting minutes of January 20, 2015, as amended below. This motion was unanimously approved by the members.

2. Public Hearing – Sewer User Rates, paragraph 5, the end of the second sentence should read:

“...there is no reasonable way to charge sewer user fees based on water usage.”

### **3. Old and New Business:**

#### a) West Shore Owners Association – Compliance with Sewer Use Agreement and Town of Woodbury inquiry:

Mr. Bob Travers and Ms. Cathy Castinetta of the Woodbury WPCA approached the WPCA to discuss their concerns regarding the West Shore Association sewer usage agreement. Attorney Jennifer Yoxall provided answers to the questions previously posed in a letter by the Woodbury WPCA regarding the reserve funds set aside for the potential repairs or replacement of this system.

Attorney Yoxall agreed that this reserve fund is not large enough to replace the system, should that become necessary, but the fund is intended to be used as a starting point. Attorney Yoxall reports the West Shore engineer is required to provide an annual report on an inspection of the system and to report every five years on the estimated costs for system replacement. Based on this estimate, the WPCA has the right to raise the “target amount” in the reserve fund.

Mr. Travers expressed concern that that Woodbury was not included in this original agreement by DEEP and, yet, Woodbury would be held responsible if the system should fail and the homeowners were not able repair it. Attorney Yoxall reports the WPCA engineer does not anticipate that this system would need to be replaced but would more likely need to be repaired.

Mr. Smith noted that Woodbury WPCA is welcome to access the public documents related to the West Shore Association sewer agreement at the WPCA office. Mr. Travers asked to be included in the distribution list for the inspection and replacement estimate reports. The members of the homeowners association from West Shore who were present agreed to provide this documentation to Woodbury WPCA.

Attorney Yoxall addressed the members of the West Shore Homeowners Association to review the inspection requirements stated in the DEEP permit. Attorney Yoxall requested the Association notify the WPCA how they propose to ensure these inspections are completed.

#### b) WPCA Budget 2015-2016 - 1<sup>st</sup> Draft:

Mr. Smith discussed various changes he wished to make to the proposed WPCA 2015-2016 budget. In addition, Mr. Smith noted the year to date numbers need to be brought up to date. This matter will be addressed further at the next meeting.

#### c) Naugatuck Contract – Naugatuck vs Veolia:

A **motion** was made by Mr. Smith and seconded by Mr. Civitello to enter into executive session for the purpose of discussion of pending claims regarding the Naugatuck contract and the WPCA contract with Naugatuck. Invited into the executive session were Attorney Yoxall and Attorney Mark Malispina. This motion was unanimously approved by the members.

A **motion** was made by Mr. Smith and seconded by Mr. Manello to exit the executive session. This motion was unanimously approved by the members.

### **3. Old and New Business (continued):**

#### d) Monthly Expenses:

The bills were distributed for review and signed by the Chairman for payment.

### **4. Staff Discussions:**

#### A and B. Pump Stations - station upgrade project and Collection System:

Mr. Kenneth Long reported that the final payment for the pump station upgrade is being held until a couple of minor issues are resolved. Mr. Smith signed the last change order which showed almost \$300,000 in credit.

Mr. Long reported that the scanning of the sewer maps is almost complete.

Mr. Long reports there is a discrepancy between the price which was contracted for running a camera through the line on Long Meadow and the cost which was billed to the WPCA. Mr. Long is investigating this discrepancy. Mr. Smith and Attorney Yoxall recommended sending payment for the contracted amount indicating the invoice is paid in full.

### **5. Adjournment of Meeting:**

A **motion** was made by Mr. Civitello and seconded by Mr. Ted Manello to conclude the WPCA meeting at 8:45 p.m. This motion was unanimously approved by the members.

Respectfully submitted,

*Maureen Del Vicario*

Maureen Del Vicario, Recording Clerk, February 19, 2015

cc: WPCA members  
Board of Selectman  
Edith Salisbury, Town Clerk  
Directors of Health  
Mike Angieri, P.E.  
Jennifer Yoxall, Attorney  
File