

Water Pollution Control Authority

Meeting Minutes

Tuesday, August 21, 2018

Present:

Mr. Robert Smith, Chairman
Mr. Daniel Civitello
Mr. Paul Phillips

Absent:

Mr. Ted Mannello
Ms. Noa Miller

Also in attendance:

Mr. Michael Angieri, Consulting Engineer
Attorney Brian Henebry, WPCA Counsel
Mr. Ed Bailly, WPCA Employee
Mr. Kenneth Long, WPCA Employee
Mr. George Caughman, Milone & MacBroom
Ms. Maureen Del Vicario, Recording Clerk
Linda and Robert Ferri, 301 Three Mile Hill Rd

1. Call to Order:

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

2. Approval of June 19, 2018 Meeting Minutes:

A **motion** was made by Mr. Paul Phillips and seconded by Mr. Dan Civitello to accept the meeting minutes of June 19, 2018, as is. This motion was unanimously approved by the members.

3. Old and New Business:

a) Linda & Robert Ferri, 301 Three Mile Hill Rd, Re: Sewer Assessment:

Linda and Robert Ferri approached the WPCA to request clarification of the assessment charges for their property. Mr. Ferri questioned the fact that an assessment was originally paid on this property when the sewers were installed in the 70's yet the Ferri's were charged an additional assessment fee when the property was recently subdivided and they built their home.

Mr. Smith and Mr. Michael Angieri explained that the WPCA's regulations allow the property to be assessed a fee again when the property is subdivided and additional houses are built. This regulation was established to mitigate the added impact on the sewer system. Mr. Smith explained that a neighbor of the Ferri family was granted a \$400 refund of a "unit charge" which was inconsistently applied to some properties in this development when it was first developed. However, since there was only one of these charges applied to the original lot, Mr. Smith informed them that there are no opportunities for a refund of fees paid on the Ferri's property.

b.) Contract 35 – sewer connections:

In response to an inquiry from the WPCA Secretary, Mr. Smith explained that this development does not have any restrictions on the land records that require the homeowners to connect by a certain date or upon sale of the property. Septic failure or a bank's requirements are the only time these property owners will need to connect.

c.) WPCA's Contract with Naugatuck:

Attorney Brian Henebry reported that an agreement has been reached with Naugatuck in regards to the amount of a credit is owed to Middlebury from the settlement with Viola. Attorney Henebry reported that Middlebury will receive a credit of \$65,247 per year towards Middlebury's annual assessment paid to Naugatuck for a period of 5 years.

There was some discussion on the status of potential upgrades that the EPA may require for management of the phosphorus levels. While Naugatuck is currently managing the levels with chemicals, an upgrade may be required around 2022. Mr. Angieri noted the need to keep track of potential costs for those upgrades to determine the impact on Middlebury's user fees.

d.) West Shore Update:

Attorney Henebry that the West Shore Association will not be able to meet the September 1st date of the WPCA's request for a complete set of as-builts. Attorney Henebry reported the

West Shore Association is going to try to meet with their engineer, Steve Trinkaus but, if that is not possible, they will engage a new engineer to produce a set of as-builts.

3. Old and New Business (continued):

d.) West Shore Update (continued):

Attorney Henebry reported that the Association has retained Attorney Frank Pilicy to prepare revisions to the condominium agreements that will include the right for unit owners to do their own inspections.

Attorney Henebry reported he will be following up with Eastern Water because not all the water reports have been received at this point.

e.) Monthly Expenses:

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

4. Staff Discussions:

A and B. Pump Stations and Collection Systems:

Mr. George Caughman of Milone & MacBroom presented the updated cost report for upgrades to stations 4, 6 and 7. Mr. Caughman reported they have completed 90% of the specs for the upgrades. Mr. Caughman notes that, while some items show a higher estimate than previously reported, other cost savings were obtained through specification changes that result in an overall reduction in the cost estimate. Mr. Caughman reported that after clarification on some line items he anticipates being ready to put the project out to bid in the next few weeks.

There was some discussion about the timing of putting the project out to bid so that there will be sufficient time for bids submissions to be returned in time for the members to vote on them in January. Mr. Caughman noted the spec documents will be posted online on an FEP website for download which will reduce the number of hard copies required at the WPCA office. Mr. Caughman agreed to include a disclaimer with the option to download these documents.

A **motion** was made by Mr. Smith and seconded by Mr. Civitello to approve Milone & MacBroom to proceed with finalization of the project engineering documents to 100%, and, subject to review by the WPCA, to go forward to issue the bid documents. This motion was unanimously approved by the members.

Mr. Ed Bailly reported that a grinder at Shadduck Rd has failed requiring a labor-intensive process of cleaning out a filter at a cost of \$1,400 per clean out. Although a replacement is estimated to cost \$16,000, the attendees agreed to the necessity of this part to prevent additional problems and expense.

A **motion** was made by Mr. Civitello and seconded by Mr. Phillips to approve the purchase of a Muffin Monster unit, based on the proposal from JWC Environmental, at a cost of \$15,893, plus the cost of installation (estimated at \$2000). This motion was unanimously approved by the members.

5. Adjournment of Meeting:

A **motion** was made by Mr. Civitello and seconded by Mr. Phillips to conclude the WPCA meeting at 8:18 p.m. This motion was unanimously approved by the members.

Respectfully submitted,

Maureen Del Vicario

Maureen Del Vicario, Recording Clerk, August 22, 2018

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