

CITY OF NORWALK
WATER POLLUTION CONTROL AUTHORITY
May 16, 2016

Attendance: Darren Oustafine, Chairman
Lewis Clark, Vice Chairman
Mayor Rilling
Frederika Bikakis-Hajian
John Igeri
Bruce Kimmel
John Flynn
Dave McCarthy

Staff: Bruce Chimento, DPW Director
Ralph Kolb, DPW Senior Environmental Engineer

Others: John Ahern, CH2MHill, OMI, Inc.
Paola Molloy, CH2MHill, OMI, Inc.
Kim Mac Leod

1. CALL TO ORDER

Chairman Oustafine called the meeting to order at 5:35PM

****MR. MCCARTHY MOVED TO SUSPEND THE RULES TO TAKE THE AGENDA OUT OF ORDER**

**** MOTION PASSED UNANIMOUSLY**

4. ACT ON CONNECTION FEE WAIVER REQUEST- 8 WESTVIEW LANE (LETTER INCLUDED)

Mr. Kolb said that a request was made by the property owner to waive the sewer connection fee on the basis that when the sanitary sewer was installed on the street, the property owner was assessed for the sewer installation. He said that it is his understanding that the assessment was for the installation and for the city to take ownership for the maintenance and operation of the sanitary sewer, and the connection fee is for the system burden on the collection system and the Wastewater Treatment Plant. Mr. McCarthy asked at the time the assessment was levied if the homeowner had someone install a sewer lateral if they would have been charged anything in addition to the assessment fee. Mr. Kolb said "no" not at that time because there were no connection fees until 2007. Mr. Kimmel asked if it is typical to pay an assessment fee and then a connection fee when the property owner chooses to connect. Mr. Chimento said "yes". Mr. Kolb discussed some past examples of similar circumstances where the connection fee was not waived. Mayor Rilling asked that when the other property owners on the street paid the assessment fee if there were any other fees paid at that time. Mr.

Chimento said “no” because there was no connection fee at that point. Mr. McCarthy said in his opinion that the capital buy in cost of \$3260 is an appropriate cost when there is a new development impact, but that in this case this is shifting the full load onto the property owner.

**** MR. MCCARTHY MOVED TO REDUCE THE REQUEST TO BE WAIVED TO \$1630.**

**** MAYOR RILLING, MR. OUSTAFINE, MR. CLARK, AND MR. MCCARTHY MOVED TO APPROVE**

**** MR. FLYNN, MR. KIMMEL, MR.IGNERI AND MS. BIKAKIS-HAJIAN OPPOSED.**

**** MAYOR RILLING MOVED TO APPROVE TO GRANT THE REQUEST TO WAIVE THE CONNECTION FEE OF \$3260 BASED ON THE FACT THAT THERE IS AN APPEAL OF A SITUATION THAT CHANGED SIMPLY BECAUSE A NEW POLICY WAS IMPLEMENTED.**

**** MR. OUSTAFINE, MR. MCCARTHY, MR. FLYNN, MR.IGNERI AND MS. BIKAKIS-HAJIAN MOVED TO APPROVE**

**** ONE OPPOSED- MR. CLARK**

**** ONE ABSTENTION- MR. KIMMEL**

2. EXECUTIVE SESSION TO DISCUSS ONGOING LITIGATION WITH FLOWSERVE ABOUT MAIN LIFT PUMPS' FAILURE

**** MR. FLYNN MOVED TO ENTER INTO EXECUTIVE SESSION**

**** MOTION PASSED UNANIMOUSLY**

Executive session began at 5:50PM

Executive session ended at 5:55PM

No action was taken.

3. APPROVE THE MINUTES FROM WPCA MEETING HELD ON APRIL 18, 2016 (COPY INCLUDED)

**** MR. MCCARTHY MOVED TO APPROVE THE MINUTES**

**** MOTION PASSED**

**** TWO ABSTENTIONS- MAYOR RILLING, MS. BIKAKIS-HAJIAN**

4. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE ORDERS ON THE JULY 15, 2014 CONTRACT WITH HEITKAMP, INC. IN THE AMOUNT OF \$60,000 FOR THE BEACON STREET INTERCEPTOR SERVICE AREA PROJECT (PROJECT: WPCA2014-1) LATERAL REPAIRS IN THE AMOUNT OF \$17,829.23. (CLAIM SUBMISSION AND DRAFT RELEASE INCLUDED)

ACCOUNT NO. 09134062-5777-C0361

Mr. Kolb said that all the lining has been completed, and that he did not have the final change order for pricing but said that there was a 1,000 foot section where sewage was leaking into the storm system, and that OMI, Inc. had done one point repair through MRR and had discovered four other locations that were also leaking sewage. He said that instead of digging up the road to replace the pipe, he had requested that Heitkamp and their subcontractor to line the pipe. He said that additional cost will be approximately \$45,000 plus mobilization and flagman costs, so he is estimating the cost to be approximately \$60,000. Mr. McCarthy asked if the problem has been solved. Mr. Kolb said "yes".

**** MAYOR RILLING MOVED TO APPROVE THE ITEM WITH A NOT TO EXCEED AMOUNT OF \$60,000**

**** MOTION PASSED UNANIMOUSLY**

7. AUTHORIZE THE CHAIRMAN OF THE WATER POLLUTION CONTROL AUTHORITY TO RETAIN VERRILL DANA, LLP TO PROVIDE LEGAL SERVICES RELATED TO PREPARATION OF ENVIRONMENTAL, CONTRACTUAL AND OTHER MATTERS IN ACCORDANCE WITH ENGAGEMENT LETTER DATED MAY 13, 2016. (COPY INCLUDED)

Mr. Kolb said that staff is requesting to bring Verrill Dana on-board for assistance with the EPA ongoing investigation.

**** MR. IGNERI MOVED TO APPROVE THE ITEM**

**** MOTION PASSED UNANIMOUSLY**

8. CONTRACT OPERATIONS REPORT:-APRIL 2016 (COPY INCLUDED)

Mr. Ahern reported and said that there were no monthly permit and performance guarantee violations for the month. He reported on the repairs and upgrades to the pump stations and the repairs to collections. He said that the production rate for CCTV for the month is 1.89 miles, and that they are continuing to work on the areas on the paving list. He said that the monthly rolling average for tv'ing is 1.39 miles per month and for cleaning is 5.24 miles per month. He said that nitrogen was in band "D".

9. REPORTS

- a. FY 15/16 Revenues/Expenditures MUNIS Report (copy included)

No discussion.

- b. CTDEEP Routine Site Inspection- April 20, 2016.

Mr. Kolb said that on April 20, 2016, that the DEEP performed a two day routine annual inspection and that overall it was a good inspection. He said that once the report is finalized he will present it to the Board.

- c. EPA Inspection Update (Section 308 Request and Inspection Report (copy included)

Mr. Kolb said last year the EPA had performed a three day inspection and had issued a compliance report with a 308 request for additional information. He said that once they review that information and if there is any additional information needed they will be sending another request. He said that included in the 308 Request is for information on the City of Norwalk's MS4 program which is for stormwater, and that he has been working with the engineering department on putting the MS4 letter together for submission. He said that Verrill Dana will be working with the WPCA and that any time that is spent on MS4 will be tracked and will be included in the inter-department billing process.

- d. Discussion on Beacon Street Interceptor Service Area Sewer Rehabilitation Project.

Mr. Kolb said that all of the lining has been completed, and that they are currently working on manhole lining at various locations, and that it will not impact the road surface. He said that once that is complete the project will be closed out.

- e. Sewer Use Bill Appeal/Adjustments Update

- 1) Appeal Status

Mr. Kolb said that the adjustments to date are \$54,031.

- f. Information Copies:

- 1) None

10. ADJOURNMENT

**** MR. MCCARTHY MOVED TO ADJOURN**

**** MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 6:35 PM

Respectfully Submitted,
Dilene Byrd