

CITY OF NORWALK  
WATER POLLUTION CONTROL AUTHORITY  
December 16, 2013

Attendance: Darren Oustafine, Chairman  
Lewis Clark, Vice Chairman  
Mayor Rilling  
Dave McCarthy  
Galen Wells  
Doug Hempstead  
Fredericka Bikakis-Hajian

Staff: Hal Alvord, DPW Director  
Lisa Burns, DPW Operations Manager  
Ralph Kolb, DPW Waste Systems Manager

Others: John Ahern, CH2MHill, OMI, INC.  
Susan Switzer, Redevelopment Agency  
Ela Lagasse, Redevelopment Agency  
Steven Birney, GIS Analyst

**1. CALL TO ORDER**

Chairman Oustafine called the meeting to order at 5:30PM

Chairman Oustafine started the meeting by welcoming Mayor Rilling to the WPCA.

**2. APPROVE THE MINUTES FROM WPCA MEETING HELD ON NOVEMBER 18, 2013  
(COPY INCLUDED)**

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

**\*\* MOTION PASSED**

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

**3. AUTHORIZE THE CHARMAN OR THE VICE CHAIRMAN OF THE WATER  
POLLUTION CONTROL AUTHORITY TO EXECUTE AN AGREEMENT  
WITH DELRAY CONTRACTING INC. IN THE AMOUNT OF \$1,473,730  
FOR THE SAMMIS STREET PUMP STATION AND ANN STREET SIPHON  
CHAMBER PROJECT (PROJECT: WPCA2013-1) (BID DOCUMENTS  
ATTACHED)**

**ACCOUNT NO. 09144062-5777-C0529, 09144062-5777-C0530**

Mr. Kolb said that three contractors had bid on the project and that Wright –Pierce has reviewed the lowest qualified bid that was submitted by Delray Contracting and they meet the city's qualifications and requirements. Mayor Rilling asked if there are FEMA funds available for this project. Mr. Kolb said "yes" as well as funds from insurance. Mr. Clark asked if the WPCA has done business with Delray in the past. Ms. Burns said "no" but that she does know communities

that have. Mr. McCarthy said given the letter that was received by the Land Trust asked if are there any issues expected. Mr. Kolb said “no” but that he did submit to the Zoning Board of Appeals an application for the setback requirements and are scheduled to go to the Zoning Board of Appeals in January.

**\*\* MR. MCCARTHY MOVED TO APPROVE THE ITEM**

**\*\* MOTION PASSED UNANIMOUSLY**

4. **AUTHORIZE THE DIRECTOR TO ISSUE ORDERS ON CONTRACT TO DELRAY CONTRACTING INC. FOR THE SAMMIS STREET PUMP STATION AND ANN STREET SIPHON CHAMBER PROJECT (PROJECT: WPCA2013-1) FOR AN AMOUNT NOT TO EXCEED \$147,373. ACCOUNT NO. 09144062-5777-C0529, 09144062-5777-C0530**

**\*\* MR. MCCARTHY MOVED TO APPROVE THE ITEM**

**\*\* MOTION PASSED UNANIMOUSLY**

5. **AUTHORIZE STAFF TO RETAIN UPDIKE, KELLY & SPELLACY, P.C. TO BEGIN LITIGATION PROCESS OVER THE WARRANTY ISSUE OF THE NEW MAIN LIFT PUMPS WITH FLOWSERVE U.S., INC. (LETTER ATTACHED)**

Ms. Burns said that there has been no correspondence or contact from Flowserve since the last Board meeting, and that staff has contacted the city’s risk manager and are working to see if insurance would apply. She said that the main lift pump number one is back and cost approximately \$37,000 to repair, and main lift pump number five is out for repair and have found that the mechanical seals had definitely failed. She said that she is continuing to make payments to the repair company so that they can expedite the repair to all the pumps, and have retained two thorough inspection reports on pump numbers one and five from CDM Smith. Mr. Clark asked is Flowserve is performing the repairs. Ms. Burns said “no” and that an authorized representative is performing the repairs. Mr. Clark asked if Flowserve had authorized the repairs. Ms. Burns said “yes”. Mr. Hempstead asked if the Attorney is being retained to put in a claim against the insurance company. Mr. Kolb said “no” and that he will be putting the claim against Flowserve because they have not honored their warranty. Mr. Hempstead asked if there is a sum not to exceed for legal counsel. Ms. Burns said “no” but that she can retain a cost estimate and e-mail it to the board members.

**\*\* MR. CLARK MOVED TO APPROVE THE ITEM**

**\*\* MOTION PASSED UNANIMOUSLY**

## **6. REPORTS**

- a. Introduction of Steven Birney  
Mr. Kolb introduced Steven Birney and said that he is the new WPCA GIS Analyst and has been here for approximately four weeks. Ms. Burns said that not only has Mr. Birney been working with the WPCA and DPW but he has met with stakeholders citywide who use GIS applications. She said that is trying to work out the licensing issues that the city has had and his goal is to untimely be able to reduce the license cost.
- b. FY12/13 Revenues/Expenditures Report (MUNIS report included)  
Mr. Kolb said that overall everything is tracking as anticipated on both the revenue and expense side.

- c. Discussion on Waypointe Project- connection fee appeal (representative from redevelopment and developer to attend)  
Ms. Switzer discussed the history of the West Avenue corridor and said that the initiative began after a number of years of the city's findings that this corridor indeed was a redevelopment area under the State statute, and was a deteriorated physical area and that enticing private investment would be a challenge. She said that the request is for the actual sewer connection fee expenses only for the first phase of the project and that the developer would then be able to use this initial market incentive to attract subsequent phases. Mr. Hempstead asked if the fee is based on the size of the pipe. Mr. Alvord said "no" and is based on the water meter size, and that a credit is issued for the water meters that have been disconnected from the properties. Mr. Hempstead requested information on the sewer connection fees in Stamford and what their procedure is on waiving fees to developments like this. After further discussion it was decided to include this as an action item on next month's agenda.
  - d. Discussion on sewer use fee and FOG for 60 Gregory Boulevard-"The Marvin"  
(Corporation Counsel letter attached)  
Ms. Burns said that there is some confusion on the calculation of the payment and that staff is waiting on direction from the current Corporation Councils office.
  - e. Draft NPDES Permit Status- Public Hearing (WPCA Chairman's letter included)  
Mr. Oustifine said that he did attend the public hearing and that there were no comments regarding the permit. He said that there were discussions regarding odor and that staff and legal counsel felt that he should craft a letter to let people know that there is a WPCA meeting held every month that is open for anyone to attend.
  - f. Discussion on Nancy on Norwalk (email attached)  
Ms. Burns said she had received an e-mail from Mr. Chapman requesting that a press release be sent out for each WPCA meeting agenda. After further discussion it was decided that the full agenda package will be available on the City of Norwalk's website.
- e. Sewer Use Bill Appeals/Adjustments Update
    - 1. Appeal Status  
Mr. Kolb said that the adjustments to date are \$35,971.
  - f. Information Copies
    - 1. OMI Monthly Operating Report- November 2013 (copy included)  
Mr. Kolb reported on the maintenance and said that the pump was replaced at the Five Mile pump station. He said for the month of November nitrogen fell in band "D".

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

**\*\* MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 6:45PM

Respectfully Submitted,

Dilene Byrd

