

CITY OF NORWALK
WATER POLLUTION CONTROL AUTHORITY
January 13, 2014

Attendance: Darren Oustafine, Chairman
Lewis Clark, Vice Chairman
Mayor Rilling
Dave McCarthy
Fredericka Bikakis-Hajian
James Clark

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

Others: John Ahern, CH2MHill, OMI, INC.

1. CALL TO ORDER

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

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

Mr. Oustafine said to change "Charman" to "Chairman"

**** MR. MCCARTHY MOVED TO APPROVE THE MINUTES AS AMENDED**
**** MOTION PASSED**
**** ONE ABSTENTION- MR. CLARK**

3. AUTHORIZE THE CHAIRMAN OR THE VICE CHAIRMAN OF THE
WATER POLLUTION CONTROL AUTHORITY TO EXECUTE AN
AMENDMENT TO THE APRIL 5, 2013 AGREEMENT WITH WRIGHT-
PIERCE IN THE AMOUNT \$122,445 TO PROVIDE CONSTRUCTION
SERVICES RELATED TO THE SAMMIS STREET PUMP STATION AND
ANN STREET SIPHON CHAMBER IN ACCORDANCE WITH A LETTER
PROPOSAL DATED DECEMBER 16, 2013. (COPY INCLUDED)

ACCOUNT NO. 09084062-5777-C0256, 09114062-5777-C0360

Mr. Kolb said that on January 9, 2014, Ms. Burns and Mr. Berkun attended the Zoning Board of Appeals meeting for the Sammis Street pump station, and that they did give their approval for the variance that was requested for the site. He said that staff is requesting an amendment to the agreement with Wright-Pierce for engineering services related to the construction of the Sammis Street pump station project to oversee the contractor. Mr. McCarthy said that he would

like to congratulate staff on the Zoning Board of Appeals approval specific to the Sammis Street pump station and said that he has never seen a project better handled as far as addressing all the concerns of the public and that he is happy to see that the project is moving forward.

**** MR. MCCARTHY MOVED TO APPROVE THE ITEM
** MOTION PASSED UNANIMOUSLY**

4. AUTHORIZE STAFF TO RETAIN KEN HOSKINS FOR PROFESSIONAL SERVICES RELATED TO POTENTIAL LITIGATION FOR A SUM NOT TO EXCEED \$10,000 IN ACCORDANCE WITH EMAIL DATED JANUARY 7, 2014. (EMAIL ATTACHED)

ACCOUNT NO. 224062-5298

Ms. Burns said that CDM Smith has recommended hiring Ken Hoskins and that he comes highly recommended. She said that he had worked for Chesterton Seal and is now retired and is highly qualified. She said that staff believes there may be a mechanical seal problem and would like to send the seals out to him to evaluate them. Mayor Rilling asked if this is in litigation now. Ms. Burns said that Scott Orenstein has begun the litigation process and had to get some items out of archives from Gilbane Construction Company and that the request had gone out to them last week but has not yet heard back from them. Mayor Rilling asked if some of these expenses would be recovered. Ms. Burns said that they all would be. Mr. McCarthy asked if there has been any communication from Flowserve. Ms. Burns said "no". Ms. Burns said at the last WPCA meeting that Mr. Hempstead had requested an order of magnitude cost estimate on legal fees from Scott Orenstein, but that he is unable to provide that because it all depends on the process and that he would not recommend legal action for any claim under \$150,000. Ms. Bikakis-Hajian asked if Flowserve has any assets. Ms. Burns said "yes" and that they are one of the largest publicly traded pump manufacturers.

**** MR. MCCARTHY MOVED TO APPROVE THE ITEM
** MOTION PASSED UNANIMOUSLY**

5. REPORTS

- a. 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. Mr. Kolb said that no further correspondences have been received from the Redevelopment Agency regarding the Waypointe project after the last meeting.
- b. Discussion on Main Lift Pumps Litigation Status
Discussed in Item 4 of the agenda.
- c. Draft NPDES Permit Status
Mr. Kolb said that staff has received a draft copy for the final closeout from the Attorney. Ms. Burns said that the cost to the WPCA will be approximately \$25,000 for outside council and staff time. She said that staff is filing a joint record of decision with the DEEP and that it is due to the adjudication officer on January 17, 2014.

- d. Sewer Use Bill Appeals/Adjustments Update
 - 1. Appeal Status
Mr. Kolb said that the adjustments to date are \$37,661
- e. Information Copies
 - 1. OMI Monthly Operating Report- December 2013 (copy included)
Mr. Kolb reported and said there was a spill at 1 Linden Street and that the blockage was cleared and the sewer was flushed. He said for the month of December nitrogen fell in band "D".

6. ADJOURNMENT

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

**** MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 6:10PM

Respectfully Submitted,

Dilene Byrd