

City of Derby

## **Water Pollution Control Authority**

November 16, 2016

Regular Meeting Minutes

Jack Walsh, Chairman  
Robert Miani  
Rose Marie Pertoso  
Kelly Curtis  
Alex Lethick

The meeting was called to order at 6:30 p.m.

Roll Call: Present – Jack Walsh, Robert Miani, Kelly Curtis and Rose Marie Pertoso.

### Public Portion

Carmen DiCenso, stated that Drew Perry, 26 John Street has been billed for the last 13 years for sewer usage and found out that his house does not have sewers and he is looking to be reimbursed for some of the charges. He stated that the WPCA referred this to the Board of Aldermen and Atty. Thomas Welch looked at this and State statutes which states that you can only return three years of payments. He stated that the regulations should be reviewed since this individual should not be received a bill if he does not have sewers. Mr. Walsh agreed that it should be looked at but felt that the Board needs to be careful that a precedent is not set.

### Presentation Rick Dunne – Valley Council of Governments

Mr. Walsh stated that a new grant was received which VCOG is administering. He recommended that the members look at the data submitted. Rick Dunne, VCOG stated that originally this goes back to a request received from the majors of Derby and Ansonia to secure funds for a study of the possibility of connecting the systems of both towns. He stated that a draft of the scope of the work and application was submitted. He stated that they applied in 2015 and were not funded. He stated that they still do not have a contract but have another meeting with OPM and they need to make sure the DEEP is comfortable with the scope of the work. He stated that all existing documents need to be reviewed and the facilities evaluated. The feasibility and impacts need to be determined. He stated that an RFQ needs to be issued and then go through the process of selecting one firm to do the engineering work. The engineer would take all reports and review everything. Lindsey King stated that he was told by DEEP to hold off on plant upgrade until the study is done. Mr. Dunne suggested having someone from the board appointed to work with the engineer on the study. Mr. Walsh asked the members to think about this and if someone is interested in doing this that it will be discussed at the next meeting.

Approval of Minutes October 19, 2016 and October 17, 2016 and October 27, 2016 Joint meetings.

Mr. Curtis moved to approve the minutes of the October 17, 2016 meeting. The motion was seconded by Ms. Pertoso and carried unanimously.

A motion to approve the minutes of the October 19, 2016 meeting was made by Mr. Curtis, seconded by Ms. Pertoso and carried unanimously.

A motion to approve the minutes of the October 27, 2016 meeting was made by Mr. Curtis, who noted that his name should be changed to Mr. Curtis and not Mr. Kelly. The motion was seconded by Ms. Pertoso and carried unanimously.

Approval of bills for October 21 to November 11, 2016 and bills over \$5,000.00.

A motion to table the payment of bill to the city of Derby general charge in the amount of \$19,604.00 was made by Mr. Miani, seconded by Mr. Curtis and carried unanimously.

A motion to approve the payment of bills to Weston & Sampson in the amounts of \$13,043.94 and \$7,114.82 and two bills to Frank Pepe was made by Mr. Curtis, seconded by Ms. Pertoso and carried unanimously.

Mr. Curtis moved to approve the payment of bills from October 21, 2016 (\$15,977.13), October 28, 2016 (\$157,707.14), November 4, 2016 (\$43,099.06) and November 11, 2016 (\$30,594.55). The motion was seconded by Mr. Miani and carried unanimously.

#### Approval of Referendum Bills

Mr. Curtis moved to approve payment of the referendum bills pending Infrastructure C omission authorization. The motion was seconded by Ms. Pertoso and carried unanimously.

Ansonia WPCA would like to discuss the agreement.

Mr. Walsh stated that a meeting will be held with Ansonia WPCA after the first of the year to discuss the agreement.

Popeye's discussion and possible action.

Lindsey King stated that Popeye's is going to open a franchise at 98 Pershing Drive and he is trying to figure out the impact from this establishment. An impact fee was paid back in 1998 and 2014 for this location. He stated that the developer is asking no impact fee be due just inspection and connection fees. Mr. King stated that he did not know how to proceed.

Jerry Nocerino, Pershing Drive Partners stated that this site was previously Valley Bowl and the cinema. He stated that in 2014 the Board voted that impact fees were paid and no further impact fees would be due. There have been a lot of different uses on this property. Mr. King stated that since the Board voted in 2014 that no further impact fees would be due that may have to be the case. He read the motion that was made in 2014 which indicated that impact fees were paid. He also felt that there should be some guidelines to determine what triggers an impact fee and what does not.

#### Valley Transit District – 41 Main Street

Lindsey King stated that this is regarding the access road behind BJ's. A low pressure sewer line was installed along the railroad racks in front of VTD. He stated that when the connection was made it was messed up. DeCarlo & Doll agreed to fix it when Valley Transit District was upgraded. He stated that he met with DeCarlo & Doll and the contractors and came up with a solution and agreed to fix it. He did not think that there would be any problems.

#### Burtville and S. Division Street pump stations discussion and possible action.

Lindsey King stated that construction has started on the South Division Street and the main hold structure will be installed. He stated that sewer work is being done and equipment ordered. Mr. Walsh stated that he attended a meeting on this and felt that everyone is being very cooperative.

#### EPA Order discussion and action.

Mr. King stated that his comments are included in the report. Mr. Curtis stated that he felt that it covers everything. Mr. Curtis moved to accept the Wastewater Collection System CMOM Property Self-assessment checklist and corrective action plan. The motion was seconded by Mr. Miani and carried unanimously.

Ms. Pertoso moved to table the acceptance of the EPA Clear Water Act Consent Order. The motion was seconded by Mr. Miani and carried unanimously.

Mr. King stated that he has not heard back from the corporation counsel on fees for the Fats, Oils & Grease Control Program Manual. A motion to table the acceptance of this was made by Mr. Curtis, seconded by Ms. Pertoso and carried unanimously.

#### DeCarlo and Doll Rt. 34

Mr. Walsh stated that the agreement has been signed. Rick Dunne stated that the contract and scope of the work approved and he is anticipating certain information. He stated that the preliminary design has been done and needs coordination with the existing system. Mr. Weston stated that information has been requested but it has not been received at this time. Mr. Dunne stated that there have been some misunderstandings regarding this and the engineers should schedule a meeting. He

stated that this is a federally funded project and when the design is finalized cost estimates need to be done.

#### Engineers Report

Mr. Weston stated that they are getting more information on the geo-technical issues and an initial investigation done on both sites. Mr. Walsh stated that the meeting was very positive and both sites can work – 113 Roosevelt Drive and the one on the water. Test borings need to be done along the river and this work needs to be authorized. It was suggested that Keith McLiverty be contacted regarding this. Mayor Dugatto stated that any work that would be more than \$2,500.00 required three reasonable quotes. Mr. Weston stated that there may be some issues with getting access with the rig to do this work. Mr. Curtis moved to allow Weston & Sampson to proceed under their contract to do geo-technical work on Route 34 as requested not to exceed \$12,500.00 and to submit to Infrastructure Committee for payment under bond funds. The motion was seconded by Ms. Pertoso and carried unanimously.

#### Superintendent's Report

Mr. King submitted his monthly report.

#### Transfers

There were no transfers necessary.

A motion to adjourn was made by Ms. Pertoso, seconded by Mr. Miani and carried unanimously. The meeting was adjourned at 8:30 p.m.

Respectfully submitted

Maryanne DeTullio