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Town of Montville  
Water Pollution Control Authority Meeting Minutes  
January 5, 2009 – 7:00 p.m.  
Town Council Chambers

K. J. Terry  
TOWN CLERK

**I Water Pollution Control Authority**

- a. Call to Order – Chairman May called the regular meeting of the Water Pollution Control Authority to order at 7:00 p.m.
- b. Pledge of Allegiance
- c. Roll Call – Present were Commissioners Geary, May, Schober and Thorn. Also present were Administrator Brian Lynch, Mayor Jaskiewicz, Superintendent Michael Didato and Attorney Ronald Ochsner. Absent was Commissioner Jambor.
- d. Approval of the Minutes – Motion made by Commissioner Thorn, seconded by Commissioner Geary to approve the December 1, 2008 meeting minutes.

Discussion: Commissioner Geary requested the following corrections to the minutes:

1. Page #1 under Election of Officers, add the following after the motion to nominate Commissioner May; There being no response for the call for other nominations, Commissioner Geary asked for a motion to close the nomination for Chairman. Motion made by Commissioner Thorn, seconded by Commissioner Schober, all in favor. Commissioner Geary asked for an affirmative vote by roll call for the nomination of Chairman.
2. Page #1 under Election of Officers, add the following wording after the vote for the nomination of Vice Chairman; There being no response for the call for additional nominations, Commissioner Geary asked for a motion to close the nomination for Vice Chairman. Motion made by Commissioner Thorn, seconded by Commissioner Schober, all in favor. Commissioner Geary asked for an affirmative vote by roll call for the nomination of Vice Chairman.
3. Page #5 under Executive Session omit the wording “to discuss billing issues”.
4. Page #6 fourth paragraph add motion made by Commissioner May, seconded by Commissioner Thorn to add the following resolution to the agenda. SAR No. 2008-1964 The Town of Montville hereby resolves to rescind the resolution of November 3, 2008 (SAR No. 2008-1947) which approved the negotiated agreement with Southeastern Ct Water Authority (SCWA).

Voice vote: 4-0, all in favor, motion carried. December 1, 2008 meeting minutes approved with corrections.

Motion made by Commissioner Geary, seconded by Commissioner Thorn to approve the Special Meeting minutes from December 16, 2009 as submitted. Discussion: none. Voice vote: 4-0, all in favor, motion carried, minutes approved.

- e. Communications – Administrator Lynch indicated the correspondence are in the packet.

- f. Remarks from the Public Regarding Items on the Agenda – None.

Motion made by Commissioner Geary, seconded by Commissioner Schober to move agenda item k to the top of the agenda for discussion. Discussion: none. Voice vote: 4-0, all in favor, motion carried.

- k. Report from the Engineers

Richard Kruczek from URS Corporation, Rocky Hill, CT was present to discuss the Status Report for Montville Facilities Plan Projects with the Commission. He discussed the following open projects;

Project 36937841 – Facilities Plan (CV \$243,750, B \$12,187.50) stating they are working with the Planimetrics report on the build out analysis and calculating anticipated flows in coordination with the subsystem drainage areas. This effort is just about complete. Once he has the chance to check the work he will authorize Maguire to begin their assessment for future treatment needs. All of the pump station inspections have been completed and they are working on the analysis.

Project 36937842 I/I Study Phase I (CV \$143,970, B \$0) will not begin until the mapping is complete and it has been confirmed as to how many and where the flow meters need to be located. Preliminary indications are that eighteen meters will be required excluding any meters needed on the Mohegan Sun property.

Project 36937843 – Digital Database & Graphics (CV \$83,050, B \$40,694.50). The GIS is 98% complete and will continue to be modified as the database gets created and changes become apparent. They have provided the WWTF copies of the map where as built information is missing. He is waiting for a response from them. A final field inspection will be performed in the Spring for any areas where as built information is missing so that confirmation of existence and flow direction can be confirmed. This database is estimated to be forty percent complete.

Project 36937954 – Rate Study (CV \$32,220, B \$14,821.20). They have completed the draft Material and Construction Standards and new condensed Sewer Use Ordinance and they are awaiting comments from the WPCA. The rate study preliminary draft is complete and submitted to the WPCA attorney. URS QA/QC comments have been incorporated.

He has requested information from the Town that is to be made part of the grant application. Once he receives the information, he will put together the final documents for the grant application and signature prior to sending it to DEP.

He discussed a total of \$34,923.30 for three invoices unpaid as of December 30, 2008.

He indicated he will stay for Executive Session in case the Commission has any further questions for him.

g. Report from the Operations Division

Michael Didato reported the following:

1. With the available data to date the Water Pollution Control Facility (WPCF) was in full compliance of its NPDES permit for December.
2. There were no treatment plant odor complaints during the month.
3. Last month sludge thickness averaged 6.6%
4. We averaged 68 lbs/day of nitrogen in our discharge last month. The Montville limit for 2008 is 143 lbs/day and reduces down to 139 lbs/day in 2009. I expect to get something from the DEP shortly, indicating how much money we will get this year for being well under the 2008 nitrogen limit.
5. We spent some more time working on one of our gravity belt thickeners (GBTs). One of the belts needed to be replaced. This is a fairly routine task, which requires as many staff members as available to thread the three-meter belt through all the rollers.

6. The snow and ice in December offered the expected challenges in operations. However, all went well.
7. He anticipates that the roof work will not start until the spring. The roofers require at least two days of temperatures over 45\*. Our front barn has been cleaned and organized to accommodate the roofing materials for the interim.
8. He received a call from a representative from RWC in December indicating that the mill would take approximately one week off during the holidays. We made the necessary provisions to protect the pipes from freezing and moderate changes in SBR biology.
9. We have continued supplying our time and efforts to URS with the facility plan.

#### Collection System

1. One of the two pumps at our Massapeag pump station failed in December. It has been determined that it was not worth repairing. As a result, we procured a new pump for this station. Additionally, we found that the guide rail for this pump will need some work. To accomplish this we will need to by-pass the station and use our septic truck to clean out the wet well.
2. All pump station generators have been serviced and the oil has been changed to a new synthetic blend that could last as long as 10 years. A new grinder pump was installed about a year ago at Tech-Air. Recently we had to replace it again. We will be billing them based on the obvious smell of solvents in the wet well. These types of solvents eat the rubber seals causing premature pump failure.
3. A new composite sampler was installed at the Sandy Desert pump station. This sampler is used to determine billing for the casino. The old sampler was about 8 years old and was unreliable.
4. On December 26<sup>th</sup> a call was received from the Montville police department regarding a manhole cover located in front of 515 Rt. 163. Mr. McNally investigated and found that the DOT was on scene applying cold patch around the cover. I believe the cover will need more work in the near future.

#### Projects/Connections

1. The new Hyatt Hotel has installed the grease interceptor and gravity sewer main. The lines were pressure tested and have passed. I don't expect the final connection to Rt. 32 until early spring. The home on #100 Woodland drive is now connected to our sewer system. The old septic tank has been pumped out filled in.
2. A new single family home will be built on #2 Haughton Park Rd. A lateral for that property is already in place.
3. The alarm system has been ordered for the new pump station on Fitch Hill Rd. This station will serve the nine-condo units recently built. The developer has exceeded our regulations by installing a back up generator.

#### h. Report from the Administration Division

Administrator Lynch reported the following:

1. We received the Real Estate Appraisal Report from Flanagan Associates of Waterford last week. The full report is in the office if anyone wants to review the entire report. Our parcel of property appraised at \$84,000 and GL&C property came in at \$119,000. He will set up a meeting with Mr. Leitkowski and John Butler to see where we are going next.

2. We have forwarded a notice of arbitration to Rand Whitney over their withholding part of their monthly user fee payments to us. We will try to recover the \$23,000 plus from them, and also have the arbitrator look at the three budget line items that Rand Whitney is contesting.
3. If all goes well, we will finally be able to start selling water to the MTUA by the end of the week. We are continuing to work with the Department of Corrections on their pressure issues. The problem of pressure swings is still there, but not quite as severe since the DOC has made some modifications to their system.
4. The DEP is soliciting information from all municipalities on wastewater infrastructure needs. The information will serve two purposes, one for the FY 2010 and 2011 Priority List and the second for the potential Federal Economic Stimulus Funding. He has sent Bill Hogan a letter outlining some of our needs; and he enclosed it in the packet
5. He has started working on the budget for next year and will bring the draft to the next meeting for review.
6. The contract for the booster pump station is being reviewed by the Town's Attorney. As soon as he signs off on it, Sterns & Wheler will finish the design plans and send the project out to bid.

Commissioner Geary discussed the need to review the purchasing policy this year. He suggested this item be added to the agenda for next month in order to give the Commissioners time to review the current policy.

i. Report from the Mayor – Mayor Jaskiewicz discussed the Notice of Arbitration sent out on December 26, 2008. He indicated they have twenty days to respond and the arbitration will be held in Boston at the office of Robinson & Cole. He hopes this will resolve what the agreement means and stated there are three issues that need to be resolved. He stated the Town will obey the arbitration ruling and thinks this is the best way to proceed. Attorney Oschner stated the arbitration makes sense for the long term issues. Commissioner Geary discussed the process of the arbitration procedures. Mayor Jaskiewicz stated he hopes the Booster Pump Station will move forward, he does not want to see this held up.

j. Report from Special or Sub-Committees – none.

l. Old Business – none.

m. New Business – none.

n. To Consider and Act on Referrals from Planning & Zoning – none.

o. To Consider and Act on the Payment of Bills

1. **SAR No. 2009-001.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #47658332 in the amount of \$5,128.65 to Robinson & Cole LLP for the Contract Dispute portion re: post judgment legal activity for the Rand Whitney lawsuit. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

2. **SAR No. 2009-002.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-04108 #20628 in the amount of \$29.00 to Branse, Willis & Knapp, LLC for Wastewater Re-Use Line Rand-Whitney DEP. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion:

none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

3. **SAR No. 2009-003.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-08161 #20634 in the amount of \$81.00 to Branse, Willis & Knapp, LLC for Marina Cove Sewer Pump Station transfer. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

p. Executive Session. Motion made by Commissioner Geary, seconded by Commissioner Thorn to combine both Executive Sessions at the end of the agenda. Discussion: none. Voice vote: 4-0, all in favor, motion carried.

## **II Water Commission**

a. Report from Special or Sub-Committees – none.

b. Report from Engineers – none.

c. Old Business – none.

d. New Business

Administrator Lynch discussed a retirement party in Groton he and Commissioner Geary plan to attend for Al Dion in Groton. He indicated the Town has worked with him over the years and he and Commissioner Geary plan to attend the party representing the Town of Montville. He discussed a meeting he is planning to attend on the 14<sup>th</sup> regarding regional water, stating he will report back next month to the commission regarding this meeting.

e. To Consider and Act on the Payment of Bills

1. **SAR No. 2009-004.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-04107 #20627 in the amount of \$364.50 to Branse, Willis & Knapp, LLC for MTUA Waterline. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

2. **SAR No. 2009-005.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-05180 #20630 in the amount of \$175.50 to Branse, Willis & Knapp, LLC for MOU II St of CT, Dept of Corrections. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

3. **SAR No. 2009-006.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-06010 #20629 in the amount of \$2619.00 to Branse, Willis & Knapp, LLC for General Legal. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

4. **SAR No. 2009-007.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-07136 #206313 in the amount of

\$513.00 to Branse, Willis & Knapp, LLC for Hillcrest Water Supply Agreement (SCWA). Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: Mayor Jaskiewicz inquired if this will be the final bill for this project. It was determined there will be additional bills for the conveyance and for the easement of the pump station, for the title and deed and water line. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

5. **SAR No. 2009-007.** The Water Pollution Control Authority for the Town of Montville hereby resolves to pay invoice #3397-06090 #20632 in the amount of \$202.50 to Branse, Willis & Knapp, LLC for Hillcrest Community Phase 4 property transfer. Motion made by Commissioner Geary, seconded by Commissioner Schober. Discussion: none. Roll call vote: 4-0. Voting in favor of adopting this resolution were Commissioners Geary, May, Schober and Thorn. Voting in opposition, none. All in favor, motion carried, resolution adopted.

A discussion was held regarding a letter sent to SCWA regarding the allocation for the third quarter report.

f. Motion made by Commissioner Geary, seconded by Commissioner Thorn to enter into Executive Session for the purpose of:

1. To discuss billing issues and to discuss personnel issues; and
2. To discuss negotiations regarding the operations contract with SCWA and to discuss increasing the water rates.

Executive Session to include the members of the Water Pollution Control Authority, Richard Kruczek from URS Corporation (for the wastewater portion only), Michael Didato, Attorney Ochsner, and Mayor Jaskiewicz. Voice vote: 4-0, all in favor, motion carried. Commissioners left Chambers for Executive Session at 7:50 p.m. Chairman May resumed the meeting at 9:06 p.m., indicating there were no formal votes taken during Executive Session. Commissioner Geary stated the first session ended at 8:40 p.m. regarding billing issues and personnel issues, and the second session contract issues went from 8:40 p.m. until 8:53 p.m. and discussion regarding water rates was held from 8:54 until 9:05 p.m. He indicated Mr. Kruczak left Executive Session at 8:40 p.m.

III Remarks from the Public – none.

IV Remarks from the Commission Members - none.

V Adjournment - Motion made by Commissioner Geary, seconded by Commissioner Thorn to adjourn the meeting at 9:15 p.m. Voice vote: 4-0, all in favor, motion carried.

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Montville Water Pollution Control Authority