



## Greater New Haven Water Pollution Control Authority

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*"PENDING APPROVAL AT THE NEXT BOARD OF DIRECTOR'S MEETING"*

**REGULAR MEETING OF THE**  
**GREATER NEW HAVEN WATER POLLUTION CONTROL AUTHORITY**  
**BOARD OF DIRECTORS**  
**TUESDAY, MAY 10, 2016 6:00 P.M.**  
**260 EAST STREET**  
**NEW HAVEN, CONNECTICUT**

*Public Hearing at 5:50 P.M. regarding the Authority's Annual Budget and  
Recommended User Rates and Charges.*

Chairman Mongillo called the Public Hearing to order at 5:50 P.M.

Public present.

Lynn Bonnett, resident of 675 Townsend Avenue, New Haven was present for public comment on the rate for processing FOG, and revenue from outside sludge.

Ken Joyner, resident of 451 Huntington Street, New Haven was present for public comment with his concerns and observations on the proposed Annual Budget, Sewer Use Charges, Cost of Service Study and Long Term Control Plan and rate increases.

Chairman Mongillo closed the Public Hearing on the Annual Budget and Recommended User Rates and Charges at 6:17 P.M.

The regular meeting of the Greater New Haven Water Pollution Control Authority was held May 10, 2016 at the GNHWPCA offices, 260 East Street, New Haven, CT in order to transact the following:

Chairman Mongillo called the meeting to order at 6:17 P.M.

Chairman Mongillo introduces the new board member Robert Falcigno, representing East Haven.

Roll Call

Director's Present: Director Joyce Alton, New Haven  
Director Michael Fimiani, New Haven  
Vice Chairman Alphonse Paolillo, New Haven  
Director Clayton Williams, New Haven  
Director Robert Nastri, East Haven

Director Robert Falcigno, East Haven  
Director Russell Cyr, Hamden  
Chairman Stephen Mongillo, Hamden  
Director Jeffrey D. Ginzberg, Woodbridge

Also present: Sidney J. Holbrook, Executive Director  
Gabriel Varca Treasurer  
Gary Zrelak, Director of Operations  
Thomas Sgroi, Director of Engineering  
Mario Riconzi, Manager of Design CSO, LTCP  
Louis Criscuolo, Deputy Director of Finance and Administration  
Renee Phillips, Customer Service Administrator  
Glenn Santoro, Esq., Robinson & Cole, LLP  
Deborah L. Torre, Secretary

1. Approval of minutes of April 12, 2016 – Regular Meeting.

Director Ginzberg made the following motion:

**RESOLVED:** That the minutes of the April 12, 2016 Regular Meeting of the Board of Directors of the Authority are hereby adopted and approved in the form attached hereto as the Exhibit to Agenda Item #1, any such changes, revisions or additions thereto having been noted to and by the Secretary of the Authority.

Director Nastri seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Nastri  
Paolillo  
Williams

2. Public participation relating to agenda items.

**Public Present.**

Lynn Bonnett of 675 Townsend Avenue, New Haven, no comment at this time.

Ken Joyner of 451 Huntington Street, New Haven, stated he would like a discussion on Agenda Item 7, Agreement with Arcadis-US Inc. for Design and

Bidding Services with a possible conflict of interest.

3. Discussion concerning disputes related to customer accounts of the Authority.

**No votes taken.**

Customer dispute concerning a rental property, vacancy and billing of the account. The customer is in disagreement with how the consumption was billed, which is the accurate and proper procedure set forth under the filed rates which the GNHWPCA is obligated by law to follow. To seek a further review of the dispute the customer wanted to bring it to the Board of Directors through the GNHWPCA Customer Rights policy. This is the final step to be taken.

The Customer Service Administrator will send a letter to the customer stating that the dispute was brought to the Board of Directors for further review and agree that the proper billing procedure on the account is accurate.

4. Consideration and approval of a resolution adopting the Authority's Cost of Service Study, the Fiscal Year 2017 Annual Budget, the Proposed Sewer User Charges, the Annual Capital Budget and the annual update to the Five Year Capital Improvement Plan.

Director Alton made the following motion:

**RESOLVED:** That, pursuant to Section 7.4 of the Bylaws, by a two-thirds vote of the entire Board, the Authority's Cost of Service Study, the Annual Budget consisting of the next fiscal year's projected expenditures and recommended user rates and charges and the Annual Capital Budget for the upcoming fiscal year; an annual update to the Five Year Capital Improvement Plan; and the impact of the Annual Budget on the next fiscal years projected expenditures and revenues and user rates and charges, all as attached hereto as the Exhibit to agenda Item #4, are hereby adopted.

Director Ginzberg seconded the motion.

Members of the board have met with the Finance Director and Deputy Finance Director and have reviewed the budget. All questions have been satisfied.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Nastri  
Paolillo  
Williams

5. Consideration and approval of a resolution amending the resolution approved by the Board on July 8, 2014, authorizing the Executive Director, Sidney J. Holbrook, to negotiate, execute and deliver an agreement regarding the replacement of an air handler at the Authority's 260 East Street, New Haven facilities to provide for a total cost increase of \$8,000.00 from \$160,000.00, to a revised not to exceed total cost of \$168,000.00.

Director Fimiani made the following motion:

**RESOLVED:** That the resolution approved by the Board on July 8, 2014, authorizing the Executive Director, Sidney J. Holbrook, to negotiate, execute and deliver an agreement regarding the replacement of an air handler at the Authority's 260 East Street, New Haven facilities, as further described in the Exhibit to Agenda Item #5, is amended to provide for a total cost increase of \$8,000.00 from \$160,000.00, to a revised not to exceed total cost of \$168,000.00, is hereby approved, and the Executive Director, Sidney J. Holbrook, be and hereby is authorized, empowered and directed, for and on behalf of the Authority, to negotiate, execute and deliver an amendment to the agreement with The George Ellis Co. of New Haven Inc. regarding said air handler to provide for a revised not to exceed total cost of \$168,000.00, and any and all reasonable and necessary documents in furtherance thereof.

Director Alton seconded the motion.

After replacement of air handlers at 260 East Street it was found necessary to replace an air handler on the first floor in order to finish the duct work that was being done. The fiber cast material becomes brittle over time and was replaced with all metal duct work with an insulating value of R-6 that won't break down.

Voice Vote: Unanimous

AYES

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Nastri  
Paolillo  
Williams

NAYES

ABSTENTIONS

6. Consideration and approval of certain Departmental Budget Transfer Requests.  
Director Fimiani made the following motion:

**RESOLVED:** That the Departmental Budget Transfer Requests, as described in the Exhibit to Agenda Item #6, are hereby approved.

Director Nastri seconded the motion.

Budget Transfer for \$205,000 transferred from Contingency to Legal and Lawyer fees needed for Attorney fees for ongoing proceedings.

Departmental Budget Transfer for \$25,000 transferred from Emergency repairs to other Contractual services needed for manhole repair/replacements contract until June 30, 2016.

Voice Vote: Unanimous

AYES

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Nastri  
Paolillo  
Williams

NAYES

ABSTENTIONS

7. Consideration and approval of a resolution authorizing the Executive Director, Sidney J. Holbrook, to negotiate, execute and deliver an agreement with Arcadis-US Inc. for design services relating to the Department of Energy and Environmental Protection's Infiltration and Inflow Program in the Town of East

Haven Areas 5, 9 and 13 and the Middle Thorpe Drive Sewershed in Hamden, for an aggregate amount not to exceed \$352,000.00.

Director Alton made the following motion:

**RESOLVED:** That the agreement with Arcadis-US Inc. for design and bidding services relating to the Department of Energy and Environmental Protection's Infiltration and Inflow Program in the Town of East Haven Areas 5, 9 and 13 and the Middle Thorpe Drive Sewershed in Hamden, as further described in the Exhibit to Agenda Item #7, in an aggregate amount not to exceed \$352,000.00, is hereby approved, and the Executive Director, Sidney J. Holbrook, be and hereby is authorized, empowered and directed, for and on behalf of the Authority, to negotiate, execute and deliver such agreement and any and all reasonable and necessary documents in furtherance thereof.

Director Ginzberg seconded the motion.

ARCADIS – Design and Bidding Services to reduce I/I – Upper Thorpe/Paradise Avenue, East Haven. It is a remediation program. 100% low interest loan. Three phases, Phase 1 – General Evaluation, Phase 2 – Sanitary Sewer Evaluation Study, Phase 3 – Addresses Design and Construction.

On-Call Contracts with quality selection of consultants. The GNHWPCA manage the projects and work with the consultants to negotiate price.

Director Williams asked if it was a conflict of interest with ARCADIS- doing the Cost of Service Study and doing this project.

Counsel, Attorney Glenn Santoro, said there was no conflict of interest. The first project is cost and expenses and the other is doing the project.

Voice Vote: Unanimous

AYES

Alton

Cyr

Falcigno

Fimiani

Ginzberg

NAYES

ABSTENTIONS

Mongillo  
Nastri  
Paolillo  
Williams

8. Consideration and approval of a resolution authorizing the Executive Director, Sidney J. Holbrook, to negotiate and execute an agreement with RSM US LLP for auditing services for the year ending June 30, 2016.

Director Fimiani made the following motion:

**RESOLVED:** That the agreement with RSM US LLP for auditing services for the year ending June 30, 2016, substantially in the form attached hereto as the Exhibit to Agenda Item #8, is hereby approved, and the Executive Director, Sidney J. Holbrook, be and hereby is authorized and empowered, for and on behalf of the Authority to negotiate, execute and deliver such agreement and any and all reasonable and necessary documents in furtherance thereof.

Director Nastri seconded the motion.

Every May, approval is needed for the auditors that will be involved in the Authority's Fiscal Year 2015-2016 financials. The GNHWPCA is obligated to do this and it is required to be reported to the Office of Policy and Management. Not to exceed \$60,000.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Paolillo  
Nastri  
Williams

9. **Executive Session pursuant to Section 1-200(6)(B) and Section 1-210(b)(4) of the General Statutes of Connecticut for the purpose of discussing**



**strategy and negotiations with respect to pending claims or pending litigation with Operations Management International, Inc. and CH2M Hill, Ltd.**

At 6:52 P.M. Chairman Mongillo called for a motion to go into Executive Session. Director Fimiani moved the motion to go into Executive Session.

**RESOLVED:** That, pursuant to Section 1-200(6)(B) and Section 1-210(b)(4) of the General Statutes of Connecticut, by a two-thirds vote of the members of the Board present and voting, the Board of Directors hereby approves to enter into Executive Session for the purpose of discussing strategy and negotiations with respect to pending claims or pending litigation with Operations Management International, Inc. and CH2M Hill, Ltd.

Director Williams seconded the motion.

Vote to go into Executive Session.

All in favor.

At 7:02 P.M. Chairman Mongillo called for a motion to end Executive Session.

No votes were taken in Executive Session.

All in favor to come out of Executive Session.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Alton  
Cyr  
Falcigno  
Fimiani  
Ginzberg  
Mongillo  
Nastri  
Paolillo  
Williams

10. Consideration and approval of a resolution authorizing the Executive Director, Sidney J. Holbrook, to negotiate, execute and deliver a Confidential Settlement Agreement and Mutual Release with Operations Management International, Inc. and CH2M Hill, Ltd.



Director Ginzberg made the following motion:

**RESOLVED:** That the Confidential Settlement Agreement and Mutual Release with Operations Management International, Inc. and CH2M Hill, Ltd., as further described in the Exhibit to Agenda Item #10, is hereby approved, and the Executive Director, Sidney J. Holbrook, be and hereby is authorized, empowered and directed, for and on behalf of the Authority, to negotiate, execute and deliver such Agreement and any and all reasonable and necessary documents in furtherance thereof.

Director Williams seconded the motion.

Motion was made to delete Exhibit, that was made reference to but no Exhibit was included.

Director Fimiani made the motion.

Director Williams seconded the motion.

Motion Amended.

Voice Vote: Unanimous

AYES

Alton

Cyr

Falcigno

Fimiani

Ginzberg

Mongillo

Nastri

Paolillo

Williams

NAYES

ABSTENTIONS

11. Executive summary and department updates and presentations.

- Monthly Budget Report
- Monthly Operations Report
- Monthly Engineering Report
- Newsletter
- FEMA Money – Funding for East Haven
- Long Island Sound Blue Plan Commission
- UCONN –WERF Meeting

12. Consideration and approval, as necessary, of any other new business of the Authority.

**No new business.**

13. Call to the public.

**Public Present.**

Mr. Ken Joyner, 451 Huntington Street, New Haven was present for public comment on the Annual Budget, increase in rates, operating costs, the Long Term Control Plan and Agenda Item 7, Arcadis-US, Inc.- conflict of interest.

Regarding the conflict of interest, Attorney Santoro stated that all cost amounts concerning ARCADIS-US, Inc. projects are open to the public and are on Public File.

14. Adjournment.

There being no further business, a motion was made by Director Cyr, seconded by Director Fimiani and the motion passed unanimously. The meeting adjourned at 7:24 P.M.

Respectfully submitted



Deborah L. Torre  
Secretary