



Greater New Haven Water Pollution Control Authority

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REGULAR MEETING OF THE
GREATER NEW HAVEN WATER POLLUTION CONTROL AUTHORITY
TUESDAY, AUGUST 12, 2008 6:00 P.M.
AT THE EAST SHORE WATER POLLUTION ABATEMENT FACILITY
345 EAST SHORE PARKWAY
NEW HAVEN, CONNECTICUT

The Regular Meeting of the Greater New Haven Water Pollution Control Authority was held August 12, 2008, at 6:00 P.M. at the New Haven Water Pollution Control Facility, 345 East Shore Parkway, New Haven, CT in order to transact the following:

Chairman Mongillo called the meeting to order at 6:03 P.M.

Roll Call

Directors present: Directors Cyr, DeSorbo, Farina, Harned Paolillo, Perrone
Director Ginzberg via conference call.

Also present: Gabriel Varca, Treasurer
Gary Zrelak, Director of Operations
Thomas Sgroi, Director of Engineering
Mario Ricozzi, Manager of Design CSO, LTCP
Mike Blake, GIS/IT Administrator
Glenn Santoro, Esq., Robinson & Cole LLP
Richard Vitarelli, Esq., Robinson & Cole LLP
Deborah Torre, Secretary

1. Public participation relating to agenda items.

Public present.

Roseanne Maresca, a New Haven resident that attended, presented questions regarding the increase in the amount to her sewer user bill and the decrease in her consumption and asked for an explanation. She expressed concerns that her bill has doubled within the last year and she is a senior citizen on a fixed income. An explanation of the billing process was given. Renee Phillips, the Customer Service Administrator would be contacting the New Haven resident to give her a more detailed explanation.

2. Approval of minutes of June 10, 2008 – Regular Meeting and Public Hearing

Director Harned made the following motion:

RESOLVED: That the minutes of the June 10, 2008 Regular Meeting of the Board of Directors of the Authority and the Public Hearing with regards to the acquisition of easements are hereby adopted and approved in the form attached hereto as Exhibit 2, any such changes, revisions or additions thereto having been noted to and by the Secretary of the Authority.

Director Paolillo seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Ginzberg
Harned
Mongillo
Paolillo
Perrone

3. Approval of Minutes of July 22, 2008 – Special Meeting

Director Paolillo made the following motion:

RESOLVED: That the minutes of the July 22, 2008 Special Meeting of the Board of Directors of the Authority are hereby adopted and approved in the form attached hereto as Exhibit 3, any such changes, revisions or additions thereto having been noted to and by the Secretary of the Authority.

Director Harned seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Ginzberg
Harned
Mongillo
Paolillo
Perrone

4. Executive Director's Report

- Status of Professional Service Agreements
- Reports
- Status – 260 East Street Property Acquisition
- RFP 2008-1, Utility Billing and Customer Information System
- Grand News, June 2008 – UNH Model Shows Mercury Levels from Incinerator Plume Not a Threat
- Utility Executive – Reserving the Future
- Tighe & Bond 2007 Connecticut Sewer Rate Survey
- www.gnhwpc.com
- Kovacs v GNHWPCA

Mike Blake, GIS/IT Administrator explained the new website and the features that exist. Once the board members review it, it will be made available to the public.

Tom Sgroi, Director of Engineering commented on the engineering projects, the Twin Force Main under the Q Bridge being replaced and Howard Avenue Bridge and Boulevard Pump Station, with hook up scheduled for the Spring.

Gabe Varca, Director of Finance and Engineering updated the status on the 260 East Street property - Final resolve on existing language. Expected closing date in September.

5. **Executive Session pursuant to Conn. Gen. Stat. § 1-200 (6) (E) for the purpose of discussing a written communication privileged by the attorney-client relationship. 1-210(b) (10)**

Eliminated

6. **Executive Session pursuant to Conn. Gen. Stat. § 1-200(6) (A) regarding the Executive Director and his employment contract.**

Director Paolillo made motion to go into Executive Session at 6:45 PM.

Director Perrone seconded the motion

Attorney Glenn Santoro and Attorney Richard Vitarelli of Robinson & Cole LLP were invited into Executive Session.

RESOLVED: That, pursuant to a two-thirds vote of the Board, the Board has approved to move into Executive Session for the purpose of discussing the Executive

Director and his employment contract, a proper purpose pursuant to CGS Section 1-200(6)(A).

Director DeSorbo made motion to close Executive Session at 7:21 PM

Director Paolillo seconded the motion. No actions taken in Executive Session.

Director Ginzberg leaves meeting via conference call.

7. Discussion and possible action with respect to the Executive Director's employment contract.

Approval of the Separation Agreement and General Release between the Authority and Dominick Di Gangi.

Director Perrone made the following motion:

RESOLVED: That, the Board hereby approves that certain Separation Agreement and General Release between the Authority and Dominick Di Gangi, and that Stephen Mongillo, as Chairman of the Board, is hereby authorized and directed to negotiate, execute and deliver on behalf of the Authority such Separation and General Release Agreement and make such changes thereto as he approves, such approval to be conclusively evidenced by his execution thereof.

RESOLVED: That, the Board hereby accepts the resignation of Dominick Di Gangi as Executive Director effective as of August 12, 2008.

Director Harned seconded the motion.

Voice Vote: Unanimous

AYES

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

NAYES

ABSTENTIONS

Director Paolillo made the following motion:

To Amend the Agenda and add a new Agenda item.

Director Perrone seconded the motion.

Voice Vote to amend the Agenda:Unanimous.

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

No Discussion.

Director DeSorbo made the following motion:

RESOLVED: That, Gabriel Varca is hereby appointed as Acting Executive Director of the Authority for such term of office as the Board shall determine or until his successor is duly appointed and that Gabriel Varca, as Acting Executive Director, is authorized to negotiate, execute and deliver on behalf of the Authority such agreements and documents as previously authorized by the Board to be negotiated, executed or delivered by the Executive Director.

Director Paolillo seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

8. Update – City of New Haven, Cost Sharing Agreement, Combined Sewer Overflow Long Term Control Plan.

Chairman Mongillo motioned to TABLE Items 8, 9, and 10, for need of further investigation.

Director Harned made the following motion: To Table Items 8, 9, and 10.

Director DeSorbo seconded the motion.

TABLED

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

9. Consideration and approval of amending the resolution appropriating \$4,000,000 for various infiltration and inflow rehabilitation improvements and studies, and authorizing the issuance of up to \$4,000,000 Interim Funding Obligations and Project Loan Obligations of the GNHWPCHA under the State of Connecticut Clean Water Fund Program, all pursuant to the resolution entitled "Amended Resolution Appropriating \$4,000,000 For The Engineering, Design And Construction Of Infiltration And Inflow Rehabilitation To "The Greater New Haven Water Pollution Control Authority Water Pollution Control Facilities, And Authorizing The Issuance Of \$4,000,000 Clean Water Fund Obligations Of The Authority Under The State Of Connecticut Water Fund Program Secured Solely By Revenues Of The Sewerage System And Authorizing The Authority To Enter Into Grant And Loan Agreements."

TABLED

10. Consideration and approval of the Malcolm Pirnie, Inc. First Amendment to Task Order MPI 9 to provide additional professional services related to additional work for Customer Information System Procurement Assistance for an additional sum of \$11,746 increasing the sum not to exceed to \$60,336.80.

TABLED

11. Consideration and approval of Fiscal 2008 Departmental Budget Transfer Requests.

Director DeSorbo made the following motion:

WHEREAS, the Authority desires to make Fiscal 2007-2008 Operating Budget transfers, as described on Exhibit 8 attached hereto, and the Board has determined that such transfers are in the best interests of the Authority.

NOW THEREFORE, BE IT HEREBY

RESOLVED: That the Fiscal 2007-2008 Operating Budget transfers, as described on Exhibit 8 attached hereto, are hereby approved.

Director Paolillo seconded the motion.

Gabe Varca, Director of Finance and Administration explained the reason for closing out the Legal Fees for the fiscal year in order to close out the budget for Fiscal 2007-2008.

Resolve to approve all in favor.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

12. Authorize the Executive Director to execute Amendment 3 to the Agreement dated August 29, 2005 with Operations Management International, Inc. for Operations, Maintenance and Management Services to extend the automatic termination date of the conversion to a month to month basis to August 31, 2009.

Glenn Santoro, Esq.; Robinson & Cole, LLP, Amend to say Acting Executive Director for Item 12.

Director DeSorbo made the following motion amending the original resolution as follows:

RESOLVED: That the Acting Executive Director is hereby authorized and empowered for and on behalf of the Authority, to negotiate, execute and deliver any and all reasonable and necessary documents relating to Amendment 2 to the Agreement dated August 29, 2005 with Operations Management International, Inc. for Operations, Maintenance and Management Services to extend the automatic termination date of the conversion to a month to month basis to August 31, 2009, as described on Exhibit 9 attached hereto.

Director Paolillo seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

Chairman Mongillo motioned to add item to the Agenda, that being an added Executive Session.

Director Farina made the following motion to amend Agenda and add an Executive Session.

Director Paolillo seconded the motion.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

Director Paolillo made motion to go into added Executive Session at 7:35 P.M.

Director Perrone seconded the motion.

RESOLVED: That, the Acting Executive Director is hereby authorized and directed to execute and deliver Orders on Contract to Baltazar Contractors Inc. for the Morris Cove Pressure Sewer Replacement Project for an additional sum of \$62,850 increasing the sum not to exceed to \$439,650.

Director Paolillo made motion to close Executive Session at 7:55 P.M.

Director Perrone seconded the motion.

Resolve to approve, all in favor.

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cyr
DeSorbo
Farina
Harned
Mongillo
Paolillo
Perrone

- 13. Executive Session pursuant to CGS Section 1-2006(6)(B) for the purpose of discussing strategy and negotiations with respect to pending claims or pending litigation relating to the existing Agreement for Operation and Maintenance of the Wastewater System.**

Director DeSorbo made motion to go into Executive Session at 8:00 P.M.

Director Paolillo seconded the motion.

RESOLVED: That, pursuant to a two-thirds vote of the Board, the Board has approved to move into Executive Session for the purpose of discussing strategy and negotiations with respect to pending claims or pending litigation relating to the existing

Agreement for Operation and Maintenance of the Wastewater System, a proper purpose pursuant to CGS Section 1-200(6)(B).

Director DeSorbo made motion to close the Executive Session at 8:48 P.M.

Director Paolillo seconded the motion. No votes were taken in Executive Session.

Meeting back in session at 8:48 P.M.

14. Consideration and approval, as necessary, of any other new business of the GNHWPCA.

No new business.

15. Call to public.

No public present

16. Adjournment.

There being no further business, a motion to adjourn was made by Director DeSorbo seconded by Director Paolillo and the motion passed unanimously. The meeting adjourned at 8:52 P.M.

Respectfully submitted



Deborah L. Torre
Secretary/Authority