



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

REGULAR MEETING OF THE
GREATER NEW HAVEN WATER POLLUTION CONTROL AUTHORITY
TUESDAY, FEBRUARY 10, 2009 6:00 P.M.
AT THE EAST SHORE WATER POLLUTION ABATEMENT FACILITY
345 EAST SHORE PARKWAY
NEW HAVEN, CONNECTICUT

Chairman Mongillo called the meeting to order at 6:00 P.M.

Roll Call

Directors Present: Cooper, Cyr, DeSorbo, Ginzberg, Harned, Mongillo, Paolillo, Perrone, Ruocco

Also present: Gabriel Varca, Acting Executive Director
Gary Zrelak, Director of Operations
Mario Ricozzi, Manager of Design CSO, LTCP
Ricardo Ceballos, Project Engineer
Glenn Santoro, Esq., Robinson & Cole LLP
Denis Reagan, McGladrey & Pullen
Neil Travanti, McGladrey & Pullen
Sidney Holbrook
Deborah Torre, Secretary

1. Approval of minutes of January 13, 2009 – Regular Meeting.

Director Ginzberg made the following motion:

RESOLVED: That the minutes of January 13, 2009 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.

Correction to Item 13, CDM should be Bonner Electric for Change Order #3 on the Remote Pump Station SCADA Project.

Director Harned seconded the motion.

Voice Vote: Unanimous

11

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the agreement with Delray Construction for the Chauncey Road Pump Station Replacement Project, substantially in the form attached hereto as the Exhibit to Agenda Item #5, for a sum not to exceed \$383,533, which sum includes a 10% contingency, is hereby approved, and the Acting Executive Director, Gabriel Varca, or his successor 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 Cyr seconded the motion.

GNHWPCA received nine (9) bidders for this project.

Voice Vote Unanimous:

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		
DeSorbo		
Ginzberg		
Harned		
Mongillo		
Paolillo		
Perrone		
Ruocco		

6. Consideration and approval of a resolution authorizing the Acting Executive Director, Gabriel Varca, or his successor to negotiate and execute a contract with New England Masonry and Roofing Co., in an amount not to exceed \$19,723, for the Replacement of the Arch Street Pump Station Roof.

Director Harned made the following motion:

RESOLVED: That the contract with New England Masonry and Roofing Co. for the replacement of the Arch Street Pump Station Roof, substantially in the form attached hereto as the Exhibit to Agenda Item #6, for a sum not to exceed \$19,723, which sum includes a 10% contingency, is hereby approved, and the Acting Executive Director, Gabriel Varca, or his successor 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 Desorbo seconded the motion.

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		
DeSorbo		
Ginzberg		
Harned		
Mongillo		
Paolillo		
Perrone		
Ruocco		

7. Consideration and approval of a resolution authorizing the Acting Executive Director, Gabriel Varca, or his successor to execute the CWF Project Task Order with URS to provide the Trumbull Street Phase II Design Study, contingent upon Department of Environmental Protection approval, for an amount not to exceed \$140,085.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the Task Order with URS to provide the Trumbull Street Phase II Design Study, substantially in the form attached hereto as the Exhibit to Agenda Item #7, and included in Clean Water Fund Project 581-C, in an amount not to exceed \$140,085, which amount includes a 10% contingency, is hereby approved contingent upon Department of Environmental Protection approval, and the Acting Executive Director, Gabriel Varca, or his successor be and hereby is authorized and empowered, for and on behalf of the Authority to negotiate, execute and deliver such Task Order amendment and any and all reasonable and necessary documents in furtherance thereof.

Director Cyr seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		

DeSorbo
Ginzberg
Harned
Mongillo
Paolillo
Perrone
Ruocco

8. Consideration and approval of a resolution authorizing the Acting Executive Director, Gabriel Varca, or his successor to execute the CWF Project Task Order with Malcolm Pirnie to provide Design and Contract Documents for the State Street I&I Project, contingent upon Department of Environmental Protection approval, for an amount not to exceed \$88,000.

Director Harned made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the Task Order with Malcolm Pirnie to provide the Design and Contract Documents for the State Street I&I Project, substantially in the form attached hereto as the Exhibit to Agenda Item #8 and included in Clean Water Fund Project 206-C, in an amount not to exceed \$88,000, which amount includes a 10% contingency, is hereby approved contingent upon Department of Environmental Protection approval, and the Acting Executive Director, Gabriel Varca, or his successor be and hereby is authorized and empowered, for and on behalf of the Authority to negotiate, execute and deliver such Task Order and any and all reasonable and necessary documents in furtherance thereof.

Director DeSorbo seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		
DeSorbo		
Ginzberg		
Harned		
Mongillo		
Paolillo		
Perrone		

Ruocco

9. Consideration and approval of a resolution authorizing the Acting Executive Director, Gabriel Varca, or his successor to negotiate and execute a Change Order to an agreement with DelRay Contracting, for an amount not to exceed \$14,985.83, in connection with the Plant Water Strainer Project.

Director Perrone made the following motion:

RESOLVED: That the Change Order to an agreement with DelRay Contracting, in connection with Plant Water Strainer Project, substantially in the form attached hereto as the Exhibit to Agenda Item #9, for a sum not to exceed \$14,985.83, is hereby approved, and the Acting Executive Director, Gabriel Varca, or his successor be and hereby is authorized and empowered, for and on behalf of the Authority to negotiate, execute such Change Order and any all reasonable and necessary documents in furtherance thereof.

Director Cyr seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		
DeSorbo		
Ginzberg		
Harned		
Mongillo		
Paolillo		
Perrone		
Ruocco		

10. **Executive Session pursuant to Section 1-200(6)(B) of the General Statutes of Connecticut for the purpose of discussing strategy and negotiations with respect to (i) pending claims or pending litigation relating to the consent order issued by the Connecticut Department of Environmental Protection; and (ii) pending claims or pending litigation with Operations Management International, Inc.**

Chairman Mongillo motioned to go into Executive Session.

Director DeSorbo made the motion to go into Executive Session at 6:58 P.M.

Director Paolillo seconded the motion.

RESOLVED: That, pursuant to Section 1-200(6)(B) of the General Statutes of Connecticut and Section 2.14 of the Bylaws, by a two-thirds vote of the members 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 (i) pending claims or pending litigation relating to the consent order issued by the Connecticut Department of Environmental Protection; and (ii) pending claims or pending litigation with Operations Management International, Inc.; and (iii) discussion concerning the employment of Sid Holbrook.

Executive session ended at 8:50 P.M.

11. Consideration and approval of a resolution appointing Sidney Holbrook to the position of Interim Executive Director of the Authority subject to the terms of a one-year contract and accepting the resignation of Gabriel Varca in his sole capacity as Acting Executive Director.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 3.1 of the Bylaws, Sidney Holbrook is hereby appointed Interim Executive Director of the Authority subject to the terms of a one-year letter agreement, substantially in the form attached hereto, as the amended, as the Exhibit to Agenda Item #11, and that Stephen A. Mongillo, as Chairman of the Board, 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 reasonably and necessary documents in furtherance thereof, and that Sidney Holbrook as Interim 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 Acting Executive Director, Gabriel Varca,

or the Executive Director, and that the resignation of Gabriel Varca, acting in his sole capacity as Acting Executive Director, is hereby accepted by the Board.

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

New Business.

Hand out given out at meeting.

Glenn Santoro motioned to introduce new item regarding rewiring for 260 East Street.

Director Paolillo made the following motion:

RESOLVED: That the agreement with Carroll Communications for the rewiring the 2nd floor of 260 East Street for a sum not to exceed \$12,000 is hereby approved and the Interim Executive Director 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 Ginzberg seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Cooper		
Cyr		
DeSorbo		
Ginzberg		
Harned		
Mongillo		
Paolillo		
Perrone		
Ruocco		

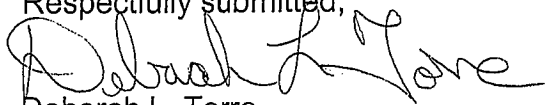
13. Call to Public.

No public present.

14. Adjournment.

There being no further business, a motion to adjourn was made by Director Paolillo seconded by Director DeSorbo and the motion passed unanimously. The meeting adjourned at 8:59 P.M.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Deborah L. Torre". The signature is fluid and cursive, with the first name "Deborah" being more prominent and the last name "Torre" following in a similar style.

Deborah L. Torre
Secretary/Authority