



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
TUESDAY, MAY 12, 2009 6:00 P.M.
AT THE EAST SHORE WATER POLLUTION ABATEMENT FACILITY
345 EAST SHORE PARKWAY
NEW HAVEN, CONNECTICUT

Public Hearing at 5:45 P.M.

on the

Fiscal Year 2010 Annual Budget and recommended user rates and charges

Chairman Mongillo called the Public Hearing to order at 5:47 P.M.

No public present.

Chairman Mongillo closed the Public Hearing on the FY 2010 Annual Budget and recommended user rates and charges at 5:55 P.M.

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

Roll Call

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

Directors absent: Directors DeSorbo, Paolillo

Also present: Sidney Holbrook, Executive Director

Gabriel Varca, Treasurer

Gary Zrelak, Director of Operations

Thomas Sgroi, Director of Engineering

Louis Criscuolo, Assistant Director of Finance and Administration

Renee Phillips, Customer Service Manager

Frank Perrotti, CIS Manager

Glenn Santoro, Esq., Robinson & Cole LLP

Michael O'Neil, RSM McGladrey, Inc

Deborah Torre, Secretary

1. Approval of minutes of April 14, 2009 – Regular Meeting.

Director Ginzberg made the following motion:

RESOLVED: That the minutes of April 14, 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.

Director Ruocco seconded the motion.

Voice Vote: Unanimous

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

2. Public participation relating to agenda items.

No public present

3. Executive Summary and Department updates.

- Monthly Budget Report
- Monthly Operations Report
- Monthly Engineering Report
- New Haven Harbor's Twin 48" Force Main Crossing
- Trumbull Street Area Sewer Separation Project
- Cost of Service Study Overview
- CIS Project
- Connection Fees

Director Paolillo arrives at 6:15 p.m.

4. Consideration and approval of a resolution adopting the Fiscal Year 2010 Annual Budget.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 7.4 of the Bylaws, by a two-thirds vote of the entire Board, the Fiscal Year 2010 Annual Budget, attached hereto as the Exhibit to Agenda Item #4, is hereby adopted.

Director Harned seconded the motion.

Voice Vote: Unanimous

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

5. Consideration and approval of a resolution adopting user rates and charges.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 43 of the Sewer Ordinance, the user rates and charges set forth in the Exhibit to Agenda Item #5, which user rates and charges will provide funds sufficient for the purposes of the Authority as set forth in Section 22a-509(e) of the General Statutes of Connecticut, are hereby approved and adopted.

Director Cyr seconded the motion.

Voice Vote: Unanimous

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

Ruocco

6. Schedule a public hearing on Tuesday, June 9, 2009, at 5:40 P.M. at the East Shore Water Pollution Abatement Facility, 345 East Shore Parkway, New Haven, Connecticut on the revision of connection fees.

Director Paolillo made motion to Table.

Director Ginzberg seconded the motion.

Voice Vote: Unanimous

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

TABLED

7. Consideration and approval of a resolution authorizing the Interim Executive Director, Sidney J. Holbrook, to negotiate and execute the engagement letter with McGladrey & Pullen for auditing services for the year ending June 30, 2009, for an amount not to exceed \$56,000.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the engagement letter with McGladrey & Pullen for auditing services for the year ending June 30, 2009, substantially in the form attached hereto as the Exhibit to Agenda Item #7, in an amount not to exceed \$56,000, is hereby approved, and the Interim 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 engagement letter and any and all reasonable and necessary documents in furtherance thereof.

Director Cyr seconded the motion.

The Annual Audit is a requirement of the Indenture.

Voice Vote: Unanimous

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

8. Consideration and approval of a resolution appropriating \$700,000 for improvements to the Fats, Oil and Grease Receiving Facility, and authorizing the issuance of \$700,000 Clean Water Fund Obligations of the Authority under the State of Connecticut Clean Water Fund Program secured solely by revenues of the Sewerage System and authorizing the Authority to enter into Grant and Loan Agreements.

Director Harned made the following motion:

RESOLVED: That the resolution regarding improvements to the Fats, Oil and Grease Receiving Facility in the form attached hereto as the Exhibit to Agenda Item #8 is hereby approved.

Director Ruocco seconded the motion.

Gary Zrelak, Director of Operations explained the FOG program and the approval for the resolution for the Clean Water Fund. This is revenue for us at ten cents a gallon, with a handling fee. The processed grease becomes a fuel source for the incinerator making it a real green project. An added increaser to our capacity on what we can handle in regards to spill control, odor control and pump and tank improvements. The State is eager to put money in this. The \$700,000 is an estimate that includes Tighe & Bond fee, with 20% grant 80% loan at 2% over twenty (20) years, which helps to offset the cost.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSYENTIONS</u>
Cooper		

Cyr
Ginzberg
Harned
Mongillo
Paolillo
Perrone
Ruocco

9. Schedule a public hearing on Tuesday, June 9, 2009, at 5:50 P.M. at the East Shore Water Pollution Abatement Facility, 345 East Shore Parkway, New Haven, Connecticut on (i) the construction of improvements to the Fats, Oil and Grease Receiving Facility and (ii) the acquisition of easements in connection with replacement of the Maple Street Bridge over the Farm River in the Town of East Haven.

Attorney Glenn Santoro made motion to amend address to 260 East Street.

Director Ruocco made the following motion:

RESOLVED: That, pursuant to Section 22a-504 of the General Statutes of Connecticut, a public hearing shall be held on Tuesday, June 9, 2009, at 5:50 P.M. at the East Shore Water Pollution Control Facility, 345 East Shore Parkway, New Haven, Connecticut to obtain public comment with regards to (i) the construction of improvements to the Fats, Oil and Grease Receiving Facility located at the East Shore Water Pollution Abatement Facility and (ii) the acquisition of easements in connection with replacement of the Maple Street Bridge over the Farm River in the Town of East Haven.

Director Perrone seconded the motion.

Voice Vote: Unanimous

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

Ruocco

10. Consideration and approval of a resolution authorizing the Interim Executive Director, Sidney J. Holbrook, to execute the agreement with Tighe & Bond to provide engineering services for the Fats, Oil and Grease System Expansion and Improvements, contingent upon Department of Environmental Protection approval and funding, for an amount not to exceed \$110,900.

Director Perrone made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the agreement with Tighe & Bond to provide engineering services for the Fats, Oil and Grease System Expansion and Improvements, substantially in the form attached hereto as the Exhibit to Agenda Item #10, in an amount not to exceed \$110,900, is hereby approved contingent upon approval by and funding from the Department of Environmental Protection, and the Interim 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 Ginzberg seconded the motion.

The engineering part of the work on the FOG project will be done by Tighe and Bond.

Director Ginzberg questioned why the GNHWPCA does not do this in-house. Tom Sgroi, Director of Engineering explained that there was not enough staff, and we would not have someone on staff with that background or specialties to cover specifics and technical expertise, manpower, etc. There are too many requirements that have to be met and then need to be approved by DEP Odor Control

Voice Vote: Unanimous

AYES

NAYES

ABSTENTIONS

Cooper

Cyr

Ginzberg

Harned

Mongillo

Paolillo

Perrone
Ruocco

11. Consideration and approval of a resolution authorizing the Interim Executive Director, Sidney J. Holbrook, to execute the agreement with Laydon Industries to provide sanitary sewer repairs at various locations in the City of New Haven and the Town of East Haven, for an amount not to exceed \$112,000.

Director Ruocco made the following motion:

RESOLVED: That, pursuant to Section 5.1 of the Bylaws and the Purchasing Policy, the agreement with Laydon Industries to provide sanitary sewer repairs at various locations in the City of New Haven and the Town of East Haven, as further described in the Exhibit to Agenda Item #11, in an amount not to exceed \$112,000, is hereby approved, and the Interim 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 Cyr seconded the motion.

The Bid results are attached.

Voice Vote: Unanimous

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

12. **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 Paolillo made the motion to go into Executive Session at 7:50 P.M.

Director Ginzberg 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 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 (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 come out of Executive Session.

Director Harned made the motion to come out of Executive Session.

Director Perrone seconded the motion.

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

New Business

Corrison Probe, Inc. Preliminary Assessment and Proposal. Pre stress deck unit and re-bar.

Tom Sgroi, Director of Engineering to get Scope of work needed to do the repairs based on the report and recommendations. He will approach it proactively.

14. Call to Public.

No public present.

15. Adjournment.

There being no further business, a motion to adjourn was made by Director Harned seconded by Director Ruocco and the motion passed unanimously. The meeting adjourned at 8:20 P.M.

Respectfully submitted,

Deborah L. Torre
Secretary/Authority