

WATER POLLUTION CONTROL AUTHORITY

Town of Trumbull

CONNECTICUT

TOWN HALL
(203) 452-5048



5866 MAIN STREET
TRUMBULL, CT 06611

JANUARY 9, 2014
7:00 p.m. Nichols Room

MEETING AGENDA

1. Minutes to previous meeting
2. New Business:
 - Owens, Schine & Nicola: Monthly invoices
 - Ury & Moskow: Contract 3 litigation invoice
 - American Arbitration Association: Invoice
 - Computer Reporting Service: Invoices
 - Brandon Huseby Reporting & Video: Invoices
 - GOFOR Services: Invoice
 - Falzarano Court Reporters, LLC: Invoice
 - Election of Officers
 - 2013-2014 budget discussions
 - Transfer funds to support tax department collection of delinquent accounts
3. Executive Session:
 - It is anticipated that the WPCA will vote to go into executive session to discuss preliminary drafts and/or notes as set forth by C.G.S. 1-210 (b)(1) and/or discuss with the Town Attorney strategy and negotiations with respect to pending litigation as defined by 1-200(6) and/or to discuss attorney client-privileged information as set forth by 1-210 relating to the following:
 - Mark IV – Contract 3 and Contract 4
 - Regionalization and/or Re-Negotiation of Bridgeport Sewer Treatment Contract
 - Update: 20 and 59 account audit
4. Any other business that may come before the Authority.

WATER POLLUTION CONTROL AUTHORITY
Town of Trumbull
CONNECTICUT

TOWN HALL
(203) 452-5048



5866 MAIN STREET
TRUMBULL, CT 06611

MINUTES
Water Pollution Control Authority Meeting
November 13, 2013

Members Present:

Laura Pulie, Vice Chairman
Ennio DeVita
Timothy Hampford

Members Absent:

Karen Egri, Chairman
Edna Colucci

Also Present:

Frank M. Smeriglio, PE, Town Engineer
Joseph Solemene, Assistant WPCA Administrator
Dennis Kokenos, Esq. Town Attorney
Christine Kurtz, Wright-Pierce
Fred Mascia, Tighe & Bond, Project Manager

Vice Chairman Pulie called the November 13, 2013 WPCA meeting to order at 7:25 p.m.

1. Minutes to previous meeting.

October 28, 2013. There were no questions, comments or additions regarding the October 28, 2013 Minutes. MOTION made Hampford seconded Pulie to approve the October 28, 2013 Minutes as written. No Discussion. ONE ABSTENSION (DeVita). MOTION CARRIED.

2. Tighe & Bond.

Progress report – Contract 4. Frank Smeriglio said we are continuing with the milling, paving and drainage on Contract 4. Right now there are five streets left to pave and we have a time frame that O&G will be able to come back around Thanksgiving to give it one last push. If the weather is like yesterday and today then we will have to make a decision not to pave these last five streets. So, it all depends on what the weather is in the week of Thanksgiving and the week after Thanksgiving. The five roads that are left are Red Fox, Copper Kettle, Kingsbury, North Stowe and Carrousel. Julian is continuing with drainage repairs and upgrades and there are about six pipe runs left for them to do. They should be done sometime next week and that will complete all the drainage.

3. Invoice Approval: None

4. Wright-Pierce Update.

Phase 3. Christine Kurtz gave the SSES project draft reports to Frank and Joe for their review. Within the next month or so after they reviewed the draft report we will get together on comments and finalize that report.

Phase 4. Christine Kurtz said the last piece of field work remaining is CCTV and they solicited prices from subcontractors and Green Mountain came in with the best unit prices. However, their schedule is such that they can't come out until February. The next lowest price is New England Pipe. With the budgeted time to get that extra work in by the field so their recommendation is to stick with Green Mountain since they are familiar with Trumbull from doing all the other work just wait until February to do the work. With low rain fall in the last

couple of months it is a little harder to see infiltration and inflow. Commissioner DeVita noted February is probably better than now. Christine agreed and said there are a couple of reasons why she thinks it is better to wait until February. Brief discussion followed.

Frank Smeriglio asked if they are working on the bid for Phase 2 design work to repair the leaks. Christine said yes and they have started that work and their schedule is to have it done in draft form by the end of the year or beginning of the new year. She said they are working on the design, but there are front end type questions relating to documentation and what kind of specifications the town might have. Discussion included needing and having standard specifications, drainage requirements, catch basin details and all details. It was noted the Phase 2 design work is for the leaks that were part of the 2013 budget last year and will be done in 2014 under the 13/14 fiscal year budget.

5. Billing Statements - Tighe & Bond and Wright-Pierce.

The commissioners reviewed the spreadsheets. Frank explained because we are in the new fiscal year we had to closeout old PO's and open up new ones.

6. Old Business.

Assessment deferral discussion. Update from Frank Smeriglio: Last month he reported to the commission that there are 131 residents that are part of the tax deferral program and out of the 131 there are 43 that have sewer assessments from previous projects. But, after the meeting when he sat down with the assessor's department they informed him that there is really an additional 948 residents that have a different type of tax credit. There are two types of programs one is a tax deferral and one is a tax credit where they get a discount. The tax deferral numbers he reported last month were correct, but the residents that receive a credit there are actually 948 residents. The task we are working on now is going through the 948 and seeing how many of those have an assessment. He explained with a tax credit you receive a percentage off your taxes and a tax deferral is you defer your taxes. Residents have an option what they choose if they want the credit or the deferral. He is bringing this up because last month he only reported the amount of residents that chose tax deferral, but when you looked at potential residents that qualify there is actually an additional 948 residents. We have to go through each one of those residents to see who also has an assessment so that he can at least report to the commission that there are potentially 1200 residents that can qualify for a tax deferral which could ruin our budget. Frank noted there are a bunch of things they have to look at and then they have to review all the documents every year. So, how it affects us is there is potentially 1100 residents that we have look to see how it would affect us and it applies to senior tax credits. He has a list of who has taken the tax credit or tax deferral, but he needs to go through it to see how many of those have an assessment. Then there is a third scenario where how many residents qualify for the tax credit or tax deferral but just never applied and that is impossible to figure out. Frank said as it turns out it is not as easy as he thought trying to figure out how it is going to affect our budget. Brief discussion followed. The Vice Chairman said to put this on the Agenda for next month.

6. Old Business.

Capital Plan 2014. Frank Smeriglio said as part of the town capital departments are starting to work on the capital plan. The reason for starting the capital plan early is because we want to tie the capital plan to the calendar year so we have the full year to do work. What that means for the WPCA is that we have to approve it so we are ready for when Tim and John start taking the overall capital plan through the approval process. Frank prepared an outline for a five year capital plan with focus on the first year that includes a list of the projects, when we want to do the work and back up calculations for each of the numbers.

Proposed Capital Plan Explanation -- Frank Smeriglio

All pump stations – Master Plan: An evaluation to come up with a master plan for all pump stations. We know the first three we want to work on which are on the capital plan, but the remaining pump stations need to be

looked at and evaluated for a master plan. Frank said we put the pump stations master plan evaluation on the clean water act master plan list. The commission requested the number of pump stations be added to the pump stations master plan description on the proposed plan.

I/I Phase 3 Study – Leak Repairs: We just received the draft of Phase 3, but about a month ago he worked with Christine to get the list of where they found the leaks and their probable opinion as to costs and included that amount in figures. The \$550,000.00 listed on the sheet is incorrect because he found an error. The correct number from table 7-5 is \$370,000.00 plus 3% and then plus \$60,000.00 for traffic control so that number is \$441,100.00. So, it is not the \$550,000.00 shown it's \$441,100.00 and the change was made.

I/I Phase 3 Study Immediate Repairs: These are repairs of broken pipes and structural damage that Wright-Pierce found in our sanitary lines and is on table 7-2. The cost shown on the proposed plan is \$1,200,000. There is the option of doing it in 1 year, 2 years or over 3 years. Frank said he would have to go through and evaluate it if it was being done over 3 years. Discussion included: \$400,000 for each of the 3 years, breaking up the work over 2 or 3 years, adding work in phase 4, video inspections, the need to find out what has to be done now and what can wait, some cracks have been there for a while and can wait, or doing it over 2 years for \$600,000 a year. Frank noted what is not in the summary is traffic control and that would be about \$110,000.00. It was suggested to do \$600,000 and \$600,000. Frank said he is confident with that and he could accept doing \$600,000 and \$600,000 because what's going to happen in year 2014 is we still have this current year's repairs to do and then \$600,000 for 2014. He doesn't think we have the ability to do 1.2 million plus what we approved last year to do in 2014. So, he is okay with changing the \$800,000 to \$600,000 and then the remaining \$600,000 is for 2015. Commissioner Hampford commented on table 7-2 that the general conditions and overhead in that 20% is some money for traffic control but from what we've seen from prior contracts that is not correct and how are we going to control that? Commissioner Hampford noted that we are going to have to budget a half million dollars for traffic and we need to control spending for traffic control. Discussion included traffic control, police department requirements, procedures and responsibility to control it. Frank indicated we have information to estimate costs for police and he is comfortable with the estimate.

I/I Phase 5 Study Smoke testing, video inspections, etc.: \$120,000.00 for the phase 5 area identified by Wright-Pierce for smoke testing and video inspections and the description is on the I/I Phase 5 Study sheet. Christine said it was shown as the yellow section on the bottom of the I/I report. Commissioner DeVita questioned why it is scheduled for 2014. Frank said we could put it in 2015 we are doing Phase 4 videoing in the Spring. He believes that you should do smoke testing and video inspection continuous every year and he will continue to do some sort of smoke testing every year and that is shown on the plan. If it is moved to 2015 that would increase the capital plan for that year to about 4,300,000 and if it stays in 2014 the total will remain at approximately \$2,162,000. Commissioner Pulie noted that it is subject to 55 percent reimbursement from the clean water act. A couple months ago we put the following projects on the clean water act master plan: phase 5 study smoke testing and video inspections; Beardsley pump station design; the master plan; and continuous smoke testing and video inspections. Now that we're on the master plan Wright-Pierce will give us a proposal to put in an application to go after funds for it, but as part of that he can't guarantee that it will get approved, but they will want it to as part of our capital plan. Costs and estimated costs were discussed.

Pump Station Design: Frank said this is for the Beardsley pump station and there are codes that we have to meet. There is equipment in there that is so antiquated that we can't even get someone to repair it in an emergency. Joe Solemene noted that we went through the last 2 hurricanes without having a spill. Frank indicated that right now what the commission is voting on is for next year 2014. Discussion included costs listed on the capital plan, other pump stations, costs, current and future projects, estimated costs and force main. What will happen is Wright-Pierce will do a preliminary look at with real flows on the pump station and the force main. Frank noted he is hoping that what we're going to find is that we don't need a second force main. We don't

want to put in another force main so the focus has to be lowering the I&I coming in because that is really what the issue is. They would have to look at what the flows are at the normal flows versus what are the flows with I&I coming in at the peak because you just can't add a second force main. We may see that the numbers say we have to add a second force main but the goal is to reduce I&I so that the one force main works. Christine said the other piece is to look at the condition of the force main so there is the capacity and then the condition. Frank said if the force main needs work that 2.3 million in 2015 will double. We have to start looking at the Beardsley pump station design and the \$448,500 in 2014 is for that. The \$350,000 for pump station design in 2015 was discussed and Frank explained that it really should be \$450,000 plus 3 percent and discussion continued. The Park Avenue pump station design was changed to \$465,000 for 2015 and the Reservoir Avenue pump station design was changed \$477,000 for 2016 and Frank noted that as we go through the capital plan for next year we will have better numbers. Commission Pulie asked Frank as to the master plan to explain which pump stations so that everyone understands that it doesn't include these three. That is correct and he said we know that the Park Avenue station and the Reservoir station need upgrades so we are paying someone \$6,000 to say yes you need upgrades, so those are not included. As part of the \$465,000 the first step is do a preliminary design as to what it needs and what we want to do and then you do the final design. The intent of the all pump stations master plan is everything else except these 3 because we know we have to work on them. Discussion followed. Commission Hampford said the master plan is really an evaluation of the 9 stations and Christine noted it will be flow and reliability conditions. She also said they have already done Beardsley and Reservoir. They will do a cursory review of Park Avenue and come up with a construction number and that will be a launching point for the actual design. Therefore, the 2014 all pump stations master plan item was changed from \$75,000 to \$69,000 for the 10 pump stations.

Emergency Generator Transfer Switch Replace: Joe Solemene said at Merritt Boulevard there is an old transfer switch and we are having trouble getting parts for it because the company went out of business 20 years ago. It is just the transfer switch that needs to be replaced because the generator and the motor are good. He got an estimate of \$44,400 for the switch replacement.

150 Kilowatt Portable Generator: The Commission changed the caption name to 150 Kilowatt Backup Portable Generator. Frank said we have a generator in each one of our pump stations. Last year we found when we lost power for a week all the generators all went on. If one of them breaks we will have problems because we only have one single backup for all of the emergency generators. The cost is \$117,600 under 2014.

Secondary Transfer Switch & Socket: This tied in with the previous item. Joe said the secondary transfer switch is for when you bring this portable generator in there is a plug. We already have them in 3 of the newer stations and the system is already in place. You plug that in and you disconnect manually the automatic transfer switch. These have to be in place for that portable unit. This is for the other 9 because 3 are done and the cost is \$82,080 for 2014.

Contract V Sanitary Sewer Project: Frank explained he has not assigned this to a year and he does not have it as part of 2014 capital plan. He needs to start talking to the health department to obtain numbers regarding septic failures and how many residents are not able to get an addition on their house because they can't define a reserve area for their septic system. We do have plans that were completed as part of the overall plan, but we need to go through them. As part of our operating plan we probably will seek proposals to take those plans and to go through all the errors and issues that we have on contracts 4 and 3 and made changes to those plans. The commissioners agreed it is a good idea to review the design and specifications and get proposals. Frank said when we do contract 5 will depend on the results that we get from the health department.

The new total for 2014 is \$1,922,680.00.

Vice Chairman Pulie suggested to asterisk the 3 items in 2014 that are subject to 55 percent reimbursement from the clean water fund. She asked when we would know whether it is approved or not and Christine said it is a first come serve basis on the grant monies and as you are applying you get an idea.

Vice Chairman Pulie asked if there is a motion to approve the capital plan for the fiscal year 2014 in the amount of \$1,922,680.00.

MOTION made Hampford seconded DeVita to approve the Capital Plan for the fiscal year 2014 in the amount of \$1,922,680.00. No Discussion. MOTION CARRIED UNANIMOUSLY.

7. New Business.

Owens, Schine & Nicola Monthly Invoice #13470 – Bridgeport Regionalization Sewer Agreement \$18,207.29.

The Commissioners reviewed the invoice. Attorney Kokenos there has been a lot of prep work for depositions. Additional depositions are scheduled for early December. He also said they have not received the bill yet for the video conference and will submit it when he receives it. Vice Chairman Pulie asked if there was a motion to approve the invoice.

MOTION made Hampford seconded DeVita to approve Owens, Schine & Nicola invoice number 13470 in the amount of \$18,207.29. No Discussion. MOTION CARRIED UNANIMOUSLY.

Ury & Moskow; Invoice #61396 - Contract Dispute – Town of Trumbull v. Mark IV Construction, et al - \$525.00. Previous balance of \$1,462.50 was approved at last month's WPCA meeting. The Commissioners reviewed the invoice.

MOTION made DeVita seconded Hampford to approve Ury & Moskow invoice 61396 in the amount of \$525.00. No Discussion. MOTION CARRIED UNANIMOUSLY.

2014 WPCA meeting dates. Vice Chairman Pulie noted meetings are scheduled for the fourth Wednesday of the month at 7:00 p.m. except for November and December.

MOTION made Hampford seconded DeVita to approve the 2014 WPCA meeting schedule as presented for the fourth Wednesday of the month. No Discussion. MOTION CARRIED UNANIMOUSLY.

8. Executive Session.

Vice Chairman Pulie asked for a motion to go into executive session.

MOTION made DeVita seconded Hampford to move into executive session to discuss preliminary drafts and/or notes as set forth by C.G.S. 1-20(b)(1) and/or discuss with the Town Attorney strategy and negotiations with respect to pending litigation as defined by 1-200(6) and/or to discuss attorney client-privileged information as set forth by 1-210 relating to the following:

- Mark IV – Contract 3 and Contract 4
- Regionalization and/or re-negotiation of Bridgeport Sewer Treatment Contract
- Update of the 20 and 59 account audit

No Discussion. MOTION CARRIED UNANIMOUSLY.

The WPCA Commission members, Attorney Kokenos, Joe Solemene, Christine Kurtz, Fred Mascia and Frank Smeriglio will remain for the execution session.

At 8:28 p.m. the tape recorder was turned off, the clerk left the room and the Commission went into executive session.

At 9:10 p.m. the clerk was called back into the room and the recorder was turned on.

MOTION made Pulie seconded DeVito to come out of executive session and to state for the record that no vote was taken. No discussion. MOTION CARRIED UNANIMOUSLY.

MOTION made Pulie seconded Hampford to reopen the WPCA meeting of November 13, 2013 WPCA meeting at 9:11 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

9. Any other business that may come before the Authority. None

Vice Chairman Pulie asked if there was a motion to adjourn the WPCA meeting. She noted Ennio DeVita was recently elected as a Town Council member and this will be his last WPCA meeting. The Commissioners thanked Ennio for his service and said it has been a pleasure working with him for the past four years. He added a lot of color commentary and expertise from all his experience to the meetings.

There being no other business before the Authority,

MOTION made DeVita seconded Hampford to adjourn the November 13, 2013 WPCA meeting at 9:12 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

Submitted by,

Joyce Augustinsky
Clerk of the Commission

Owens, Schine & Nicola, P.C.

799 Silver Lane
P.O. Box 753
Trumbull, CT 06611

Ph:203-375-0600

Fax:203-375-5003

Town of Trumbull
5866 Main Street
Trumbull, CT 06611

November 7, 2013

Attention: Maria Pires

File #: 14010-04015

Inv #: 13470

RE: BRIDGEPORT REGIONALIZATION SEWER AGREEMENT

DATE	DESCRIPTION	HOURS	LAWYER
Oct-01-13	Document review at Bridgeport WPCA office.	6.50	DJK
	Telephone conference with Dan Schopick to confirm meeting to discuss his knowledge of agreement between Trumbull and Bridgeport WPCA.	0.20	EVW
	Prepare for and attend meeting with Dan Schopick at our office to review his knowledge of the facts and circumstances surrounding the agreement between Trumbull and WPCA Bridgeport.	1.20	EVW
Oct-02-13	Document review at Bridgeport WPCA office.	5.00	DJK
Oct-03-13	Go to WPCA in Bridgeport and supervise and perform document review of Bridgeport WPCA records.	3.90	EVW
Oct-04-13	Document review at Bridgeport WPCA office.	4.00	DJK
	Telephone conference with Dave Wilson as to his knowledge of the circumstances surrounding agreement between Trumbull and Bridgeport WPCA.	0.20	EVW
	Meet with Dave Wilson and review facts and circumstances surrounding his signing of the agreement between Town and Bridgeport WPCA.	0.80	EVW
Oct-08-13	Correspondence from/to Attorney Dion re: discovery.	0.20	DJK

Oct-11-13	Conference with EVW re: deposition. Telephone call with Brandon Reporting re: video conference deposition.	0.80	DJK
	Correspondence to Attorney Hug and Attorney Heath re: depositions.	0.30	DJK
	Correspondence from/to Attorney Hug re: Kallmeyer depo and Abate depo.	0.20	DJK
	Meet with Dennis Kokenos to review strategy with regard to depositions and arbitration.	0.60	EVW
Oct-15-13	Correspondence from/to Attorney Hug re: Schopick deposition.	0.20	DJK
Oct-16-13	Correspondence from Attorney Hug.	0.10	DJK
	Drafting motion for order. Legal research re: motion for order.	3.70	DJK
	Correspondence to AAA and Attorney Hug re: motion for order and abate deposition.	0.20	DJK
Oct-17-13	Correspondence to Attorney Hug re: depositions. Conference with EVW.	0.40	DJK
	Review selected discovery documents. Prep for deposition of Arastas.	1.50	DJK
	Correspondence from Attorney Diane re: privilege log.	0.10	DJK
Oct-18-13	Telephone call from Attorney Hug. Correspondence to Attorney Hug.	0.20	DJK
Oct-19-13	Correspondence from Attorney Diane re: Schopick subpoena.	0.20	DJK
	Correspondence to Attorney Schopick re: subpoena. Correspondence to Attorney Diane.	0.20	DJK
	Preparation for deposition of Attorney Antonazzi.	3.00	DJK
Oct-20-13	Review documents placed on CD in preparation for deposition of Mark Anastasia.	2.10	EVW
	Prepare for deposition of Mark Anastasia i.e. prepare questions and organize exhibits.	1.20	EVW
Oct-21-13	Preparation for deposition.	1.00	DJK

	Deposition of Attorney Anastesi.	4.00	DJK
	Telephone call with Christine Kurtz.	0.20	DJK
	Conference with EVW.	0.50	DJK
	Conduct deposition of Mark Anastasia, City Attorney for City of Bridgeport.	2.90	EVW
Oct-22-13	Correspondence from W&P. Review Stratford option analysis. Correspondence to Kurtz.	0.20	DJK
	Preparation for deposition of Peter Harris.	1.80	DJK
	Prepare for deposition of Peter Harris, representative of Bridgeport WPCA. Prepare questions. Review CD as to pertinent documents and review file.	2.10	EVW
Oct-23-13	Preparation for deposition of Peter Harris.	1.00	DJK
	Attendance of deposition of Peter Harris.	2.00	DJK
	Conduct deposition of Peter Harris, Director of Finance at Bridgeport WPCA.	3.20	EVW
Oct-24-13	Conference call with Public Works Director, Town Engineer and First Selectman.	0.30	DJK
	Meeting with Dave Wilson to review and prepare him for his deposition (he signed agreement between Trumbull and Bridgeport WPCA as First Selectman).	1.10	EVW
Oct-25-13	Conference call with RJN and Public Works Director.	0.80	DJK
	Correspondence from/to Attorney Heath re: Schopick documents.	0.20	DJK
	Attend deposition of Dave Wilson, former First Selectman of Town of Trumbull.	1.30	EVW
Oct-28-13	Correspondence to Public Works Director.	0.40	DJK
	Legal research re: offer to Bridgeport, Bridgeport WPCA ordinance and Messina v Bridgeport WPCA.	2.00	DJK
	Legal research re: Bridgeport WPCA ability to make profile and charge in excess of cost of services.	2.00	DJK

	Review as to video conference deposition of Andrew Abate.	0.40	EVW
	Telephone conference with Jacob from Brandon reporting as to video conference deposition.	0.30	EVW
	Email Jacob from Brandon reporting all information for video conference depo.	0.30	EVW
	Review email from Attorney Chris Hug as to scheduling depo of Andrew Abate.	0.20	EVW
	Email Attorney Chris Hug as to scheduling deposition of Andrew Abate.	0.20	EVW
	Telephone conference with Attorney Dan Schopick about preparing for deposition (2).	0.20	EVW
	Prepare for meeting with Attorney Dan Schopick.	0.40	EVW
	Attend meeting with Attorney Dan Schopick at our office to prepare for deposition.	1.10	EVW
	Meet with Attorney Dan Schopick to prepare him for his deposition. Email Dan Schopick.	0.90	EVW
Oct-29-13	Conference with EVW re: Abate depo. Correspondence from/to Brandon. Conference re: deposition. Correspondence from Attorney Hug.	1.00	DJK
	Telephone call with Public Works Director.	0.20	DJK
	Attendance at deposition of Schopick. Conference with Attorney Heath & Dion.	2.50	DJK
	Attend deposition of Dan Schopick as to his knowledge of the facts surrounding negotiation of agreements between Trumbull and Bridgeport WPCA.	2.20	EVW
Oct-30-13	Telephone call with Dan Schopick.	0.10	DJK
	Correspondence to Attorney Hug re: Abate depo. Conference with DLC. Legal research re: 13-30.	1.00	DJK
	Correspondence to Attorney Hug re: Abate depo. Review practice book 13-30 re: stipulations at deposition & legal research.	0.80	DJK
	Correspondence to Attorney Hug.	1.20	DJK

	Perform legal research. Conference with DJK and review proposed email re: deposition procedures.	0.50	DLC
Oct-31-13	Perform legal research re: use of and restriction on deposition taking.	0.50	DLC
	Prepare for deposition of Andrew Abate, former General manager of Bridgeport WPCA. Review CD as to documents relating to him.. Review and organize exhibits and questions.	2.60	EVW
	Totals	80.60	\$17,600.00

DISBURSEMENTS

Nov-07-13	Copies	607.29	
	Totals	\$607.29	
	Total Fee & Disbursements		\$18,207.29
	Previous Balance		6,200.00
	Balance Now Due		\$24,407.29

**TIMEKEEPER
SUMMARY**

DJK	50.00	\$10,000.00
DLC	1.00	\$200.00
EVW	29.60	\$7,400.00

Owens, Schine & Nicola, P.C.

799 Silver Lane
P.O. Box 753
Trumbull, CT 06611

Ph:203-375-0600

Fax:203-375-5003

Town of Trumbull
5866 Main Street
Trumbull, CT 06611

December 5, 2013

Attention: Maria Pires

File #: 14010-04035

Inv #: 13498

RE: Mark IV - Contract 4 Litigation

DATE	DESCRIPTION	HOURS	LAWYER
Oct-24-13	Conference call with Attorney Moskow, Public Works Director, Town Engineer and First Selectman.	0.50	DJK
Nov-05-13	Review complaint re: request to revise and counterclaims. Outline request to revise.	1.50	DJK
Nov-22-13	Telephone call with Attorney Moskow.	0.20	DJK
	Totals	<hr/> 2.20	\$374.00
	Total Fee & Disbursements		<hr/> \$374.00
	Previous Balance		1,207.00
	Previous Payments		1,207.00
	Balance Now Due		<hr/> \$374.00

**TIMEKEEPER
SUMMARY**

DJK	2.20	\$374.00
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URY & MOSKOW, L.L.C.

883 Black Rock Turnpike
Fairfield, CT 06825

Ph:(203) 610-6393

Fax:(203) 610-6399

Town of Trumbull

Dec 02, 2013

Owens Shine & Nicola
799 Silver Lane
Trumbull, CT 06611

Attention: Robert Nicola

File #: 10408

Inv #: 61526

RE: Contract Dispute- Town of Trumbull v Mark 4 Construction, et al

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Oct-29-13	Preparation of pleading, obj to strike, research.	3.00	945.00	DMG
Oct-30-13	Preparation of pleading, obj motion to strike DellaBitta.	1.00	315.00	DMG
Nov-01-13	Preparation of pleading - review and revise Obj Mot Strike.	1.50	472.50	NLM
	Preparation of pleading motion summary judgment; research.	1.00	315.00	DMG
Nov-04-13	Review, revise, finalize and efile both Objections to motions to strike. Check cites and print Westlaw cases to attach to objection. Copies to all parties.	3.25	568.75	PLG
Nov-27-13	Courtesy Discount		168.75	NLM
	Total Fees	9.75	\$2,785.00	

Total Invoice

\$2,785.00 ✓

Previous Balance
Previous Payments

\$1,987.50

\$1,462.50

Balance Due Now

\$3,310.00

Joyce Augustinsky

Subject: FW: Town of Trumbull v WPCA of Bridgeport (12 192 Y 00229 12)
Attachments: Statement_122012000229_1_20131115_1354.pdf

From: Kokenos, Dennis J. [<mailto:djk@osn-pc.com>]
Sent: Friday, November 15, 2013 4:48 PM
To: Joyce Augustinsky
Subject: FW: Town of Trumbull v WPCA of Bridgeport (12 192 Y 00229 12)

Joyce:
Can you please make sure that the attached invoice and email gets on the next agenda for payment. Thanks.

Dennis J. Kokenos
Owens, Schine & Nicola, P.C.
799 Silver Lane
Trumbull, Connecticut 06611
Phone: 203-375-0600
Fax: 203-375-5003

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From: AAA John H. Fenimore [<mailto:jhfenimore@adr.org>]
Sent: Friday, November 15, 2013 3:23 PM
To: Kokenos, Dennis J.; Callahan, Darin
Subject: Town of Trumbull v WPCA of Bridgeport (12 192 Y 00229 12)

Counsel,

Your invoice is attached. Again, let me know if you have any questions, or if I can be of any assistance.

Thank you,

 **John Fenimore, Manager of ADR Services**
American Arbitration Association
T:401 431 4706
F:866 644 0234
950 Warren Ave.
East Providence, RI 02914-1414
www.adr.org

Yvonne L. Baglini, Director
Northeast Case Management Center

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American Arbitration Association

Dispute Resolution Services Worldwide

950 Warren Avenue
East Providence, RI 02914

#1

STMT DATE	AMOUNT DUE
11/15/2013	26060.00
CASE#	
12-192-Y-00229-12 01 JOFE-R	

Payment Due Upon Receipt

INVOICE/STATEMENT

Dennis J. Kokenos
Owens Schine & Nicola, PC
799 Silver Lane
PO Box 753
Trumbull CT 06611-5301

Representing Town of Trumbull
Re: Water Pollution Control Authority of the City of
Bridgeport

Please Detach and Return with Payment to the Above Address

Please Indicate Case No. on check



American Arbitration Association

Dispute Resolution Services Worldwide

950 Warren Avenue
East Providence, RI 02914

NAME Dennis J. Kokenos
Owens Schine & Nicola, PC
799 Silver Lane
PO Box 753
Trumbull CT 06611-5301

Representing Town of Trumbull
Re: Water Pollution Control Authority of the City of
Bridgeport

STMT DATE	CASE#	PREVIOUS BALANCE	CURRENT CREDITS	NEW CHARGES	TOTAL BALANCE DUE
11/15/2013	12-192-Y-00229-12 01 JOFE-R	0.00	21925.00-	47985.00	26060.00

DATE	REF#	DESCRIPTION	AMOUNT	CREDITS	BALANCE
05/07/2012	10322536	Initial Administrative Fee	4350.00		
05/08/2012	75485	Payment recvd from : Reall., Chk# 000075485		6200.00 -	
05/08/2012	75485	Reall., Chk# 000075485	1850.00		
11/09/2012	10399961	Your Share of the Neutral Compensation Deposit covering 2 hours of Study, review, deliberation re selection of 3rd neutral	400.00		
06/03/2013	81748	Payment recvd from : TOWN OF TRUMBULL		400.00 -	
05/24/2013	10489022	Your Share of the Neutral Compensation Deposit covering 15 hours of Preliminary Matters	2962.50		
06/03/2013	81748	Payment recvd from : TOWN OF TRUMBULL		2962.50 -	
05/24/2013	10489024	Your Share of the Neutral Compensation Deposit covering 15 hours of Preliminary Matters	3000.00		
06/03/2013	81748	Payment recvd from : TOWN OF TRUMBULL		3000.00 -	
05/24/2013	10489026	Your Share of the Neutral Compensation Deposit covering 15 hours of Preliminary Matters	1875.00		
05/08/2012	75485	Payment recvd from : Reall., Chk# 000075485		1850.00 -	
06/03/2013	81748	Payment recvd from : TOWN OF TRUMBULL		25.00 -	
07/19/2013	10515024	Final Fee	1750.00		

Remarks: For any inquiry please call: 401-431-4706
This is a full statement showing all financial activity on this case.

TOTAL BALANCE DUE	26060.00
--------------------------	----------

Please Indicate Case No. on check

INVOICE SUMMARY:	INITIAL/COUNTER-CLAIM FEES	NET BILLED	NET PAID	NET DUE
		6100.00	6100.00	0.00
	HEARING/POSTPONEMENT/ROOM/PROCESSING FEES	0.00	0.00	0.00
	REALLOCATION AT CASE END FEES	0.00	0.00	0.00
	NEUTRAL COMPENSATION/EXPENSES	40035.00	13975.00	26060.00

EIN: 13-0429745



American Arbitration Association

Dispute Resolution Services Worldwide

950 Warren Avenue
East Providence, RI 02914

#2

STMT DATE	AMOUNT DUE
11/15/2013	26060.00
CASE#	
12-192-Y-00229-12 01 JOFE-R	

Payment Due Upon Receipt

INVOICE/STATEMENT

Dennis J. Kokenos
Owens Schine & Nicola, PC
799 Silver Lane
PO Box 753
Trumbull CT 06611-5301

Representing Town of Trumbull
Re: Water Pollution Control Authority of the City of
Bridgeport

Please Detach and Return with Payment to the Above Address

Please Indicate Case No. on check



American Arbitration Association

Dispute Resolution Services Worldwide

950 Warren Avenue
East Providence, RI 02914

NAME Dennis J. Kokenos
Owens Schine & Nicola, PC
799 Silver Lane
PO Box 753
Trumbull CT 06611-5301

Representing Town of Trumbull
Re: Water Pollution Control Authority of the City of
Bridgeport

STMT DATE	CASE#	PREVIOUS BALANCE	CURRENT CREDITS	NEW CHARGES	TOTAL BALANCE DUE
11/15/2013	12-192-Y-00229-12 01 JOFE-R	0.00	21925.00-	47985.00	26060.00
DATE	REF#	DESCRIPTION	AMOUNT	CREDITS	BALANCE
10/07/2013	83781	Payment: recvd from : TOWN OF TRUMBULL		1750.00 -	
07/25/2013	10517567	Your Share of the Neutral Compensation Deposit for Mr. Conover covering 3 days of Hearing and 21 hours of Study & Prep Time @ \$325.00 per hour	5737.50		
10/07/2013	83781	Payment recvd from : TOWN OF TRUMBULL		5737.50 -	
11/15/2013	10567230	Your Share of Neutral's Travel Time covering 9 hours of Travel	3570.00		3570.00
11/15/2013	10567232	Your Share of the Neutral Compensation Deposit covering 3 days of Hearing	12540.00		12540.00
11/15/2013	10567234	Your share of the arbitrator expense deposit	500.00		500.00
11/15/2013	10567236	Your Share of the Neutral Compensation Deposit covering 20 hours of Study	9450.00		9450.00

Remarks: For any inquiry please call: 401-431-4706
This is a full statement showing all financial activity on this case.

TOTAL BALANCE DUE	26060.00
-------------------	----------

Please Indicate Case No. on check

INVOICE SUMMARY:	NET BILLED	NET PAID	NET DUE
INITIAL/COUNTER-CLAIM FEES	6100.00	6100.00	0.00
HEARING/POSTPONEMENT/ROOM/PROCESSING FEES	0.00	0.00	0.00
REALLOCATION AT CASE END FEES	0.00	0.00	0.00
NEUTRAL COMPENSATION/EXPENSES	40035.00	13975.00	26060.00

EIN: 13-0429745

COMPUTER REPORTING SERVICE

Licensed Shorthand Reporters
 1 Grandview Terrace
 North Haven, CT 06473-2043
 Phone 203.234.1144 - Fax 203.234.0046

Date	Invoice JP
11/17/2013	886

Bill To
Owens, Schine & Nicola Edward Walsh, Esq. 799 Silver Lane Trumbull, CT 06611

Terms
Due on receipt

Description	Amount
TOWN OF TRUMBULL VS BRIDGEPORT W.P.C.A. Deposition of MARK ANASTASI, taken on behalf of the plaintiff on October 21, 2013	
Court Reporter Attendance Fee	75.00T
Original & 1 copy	505.75T
Postage and shipping	8.50T
Tax ID #77-0636308	Sales Tax (0.0%) \$0.00
Please make check payable to: Computer Reporting Service LLC	Total \$589.25

COMPUTER REPORTING SERVICE

Licensed Shorthand Reporters
 1 Grandview Terrace
 North Haven, CT 06473-2043
 Phone 203.234.1144 - Fax 203.234.0046

Date	Invoice JP
11/19/2013	888

Bill To
Owens, Schine & Nicola Edward Walsh, Esq. 799 Silver Lane Trumbull, CT 06611

Terms
Due on receipt

Description	Amount
TOWN OF TRUMBULL VS BRIDGEPORT W.P.C.A. Deposition of PETER HARRIS, taken on behalf of the claimant on October 23, 2013	
Court Reporter Attendance Fee	75.00T
Original & 1 copy	374.00T
Postage and shipping	7.50T
Tax ID #77-0636308	Sales Tax (0.0%) \$0.00
Please make check payable to: Computer Reporting Service LLC	Total \$456.50

COMPUTER REPORTING SERVICE

Licensed Shorthand Reporters
 1 Grandview Terrace
 North Haven, CT 06473-2043
 Phone 203.234.1144 - Fax 203.234.0046

Date	Invoice JP
11/19/2013	891

Bill To
Owens, Schine & Nicola Edward Walsh, Esq. 799 Silver Lane Trumbull, CT 06611

Terms
Due on receipt

Description	Amount
TOWN OF TRUMBULL VS BRIDGEPORT W.P.C.A. Deposition of DANIEL SCHOPICK, taken on behalf of the respondent on October 29, 2013 Copy of Deposition Transcript	187.50T
Tax ID #77-0636308	Sales Tax (0.0%) \$0.00
Please make check payable to: Computer Reporting Service LLC	Total \$187.50

COMPUTER REPORTING SERVICE

Licensed Shorthand Reporters
 1 Grandview Terrace
 North Haven, CT 06473-2043
 Phone 203.234.1144 - Fax 203.234.0046

Date	Invoice JP
11/20/2013	893

Bill To
Owens, Schine & Nicola Edward Walsh, Esq. 799 Silver Lane Trumbull, CT 06611

Terms
Due on receipt

Description	Amount
TOWN OF TRUMBULL VS BRIDGEPORT W.P.C.A. Deposition of DAVID WILSON, taken on behalf of the respondent on October 25, 2013	
Copy of Deposition Transcript	120.00T
Postage and shipping	6.50T
Tax ID #77-0636308	Sales Tax (0.0%) \$0.00
Please make check payable to: Computer Reporting Service LLC	Total \$126.50

COMPUTER REPORTING SERVICE

Licensed Shorthand Reporters
 1 Grandview Terrace
 North Haven, CT 06473-2043
 Phone 203.234.1144 - Fax 203.234.0046

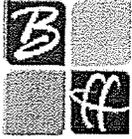
Date	Invoice JP
11/26/2013	895

Bill To
Owens, Schine & Nicola Edward Walsh, Esq. 799 Silver Lane Trumbull, CT 06611

Terms
Due on receipt

Description	Amount
TOWN OF TRUMBULL VS BRIDGEPORT W.P.C.A. Deposition of PAUL KALLMEYER taken on behalf of the respondent on November 25, 2013 Copy of Deposition Transcript, emailed Word Expedited	337.50T
Tax ID #77-0636308	Sales Tax (0.0%) \$0.00
Please make check payable to: Computer Reporting Service LLC	Total \$337.50

INVOICE



Brandon Huseby
Reporting & Video

(800) 852-4589

www.brandonhuseby.com

Walsh, Edward
Owens, Schine & Nicola
799 Silver Lane
Trumbull, CT 06611

Invoice No.	Invoice Date	Job No.
19996	11/12/2013	20153
Job Date	Case No.	
11/1/2013		
Case Name		
Trumbull v. Bridgeport WPCA		
Payment Terms		
Due upon receipt		

Abate, Andrew		0.00
Hartford Hourly Video Conference	4.00 Hours	700.00
Remote Location Video Conference	7.00 Hours	1,575.00
SALES TAX		144.46
TOTAL DUE >>>		\$2,419.46

Tax ID: 31-1763752

Phone: Fax:

Please detach bottom portion and return with payment.

Walsh, Edward
Owens, Schine & Nicola
799 Silver Lane
Trumbull, CT 06611

Job No. : 20153 BU ID : Huseby-CT
Case No. :
Case Name : Trumbull v. Bridgeport WPCA
Invoice No. : 19996 Invoice Date : 11/12/2013
Total Due : \$2,419.46

Remit To: **Huseby, Inc.**
P.O. Box 602928
Charlotte, NC 28260-2928

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____

INVOICE



(800) 852-4589

www.brandonhuseby.com

Walsh, Edward
Owens, Schine & Nicola
799 Silver Lane
Trumbull, CT 06611

Invoice No.	Invoice Date	Job No.
19830	11/7/2013	20006
Job Date	Case No.	
11/1/2013		
Case Name		
Trumbull v. Bridgeport WPCA		
Payment Terms		
Due upon receipt		

Abate, Andrew

Video 1st Hour (F)

1.00 Hours

270.00

Video Additional Hours

2.75 Hours

233.75

SALES TAX

31.99

TOTAL DUE >>>

\$535.74

Tax ID: 31-1763752

Phone: Fax:

Please detach bottom portion and return with payment.

Walsh, Edward
Owens, Schine & Nicola
799 Silver Lane
Trumbull, CT 06611

Job No. : 20006 BU ID : Huseby-CT
Case No. :
Case Name : Trumbull v. Bridgeport WPCA
Invoice No. : 19830 Invoice Date : 11/7/2013
Total Due : \$ 535.74

Remit To: **Huseby, Inc.**
P.O. Box 602928
Charlotte, NC 28260-2928

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____

Card Number: _____

Exp. Date: _____ Phone#: _____

Billing Address: _____

Zip: _____ Card Security Code: _____

Amount to Charge: _____

Cardholder's Signature: _____



Toll Free: 800-479-7345 · Customer Service: 203.624.7779 · Fax: 203.624.7779

Invoice No: 13-01315
Invoice Date: 11/26/2013

Customer: Owens Schine & Nicola PC
799 Silver Lane
Trumbull CT 06611

Service Date	Job #	Pickup Location	Billing City	Caller	Reference	Special Instructions	Item	Total
11/20/13	49295	Office 799 Silver Lane Trumbull, CT	Robinson & Cole 1055 Washington Ave Stamford	Rose			Office 799 Silver Lane Trumbull, CT	\$117.00
11/26/13							Gas Surcharge	\$10.53

REMINDER: All invoices are due upon receipt. Finance charges are assessed on invoices over 30 days past due.

Due Date: 11/26/2013

TOTAL:	\$127.53
Payments / Credits:	\$0.00
Balance Due:	\$127.53

REMIT PAYMENT TO:

*GOFOR Services, Inc.
P.O. Box 411
New Haven, CT 06502*

Thank you for your business!

240A Sargent Drive · New Haven, Connecticut 06511
Our New Website is Coming Soon! Visit www.GOFORServices.com
Email: CustomerService@GOFORServices.com

Falzarano Court Reporters, LLC

117 North Saddle Ridge Drive
 West Simsbury, CT 06092
 860.651.0258 Fax 860.658.4341
 06-0978735 dfalzarano@comcast.net

Invoice

DATE	INVOICE #
12/11/2013	01399939

BILL TO
Dennis J. Kokenos, Esq. Owens Schine & Nicola, PC 799 Silver Lane PO Box 753 Trumbull, CT 06611

IN RE:
TOWN OF TRUMBULL vs WATER POLLUTION CONTROL AUTHORITY OF CITY OF BRIDGEPORT 203.375.0600 djc@osn-pc.com

PAGES	JOB DATE	REPORTER	DEPONENT	ATTORNEY
340/153	12/3/2013	Paradis	Hearing	Dennis Kokenos

DESCRIPTION	AMOUNT
Hearing before the AAA	
Arbitration Rate EXPEDITED RATE	3,451.00
Split Appearance Fee 12/3	85.00
Split Appearance Fee 12/4	85.00
Keyword - Concordance	35.00
Shipping and Handling	48.38
Subtotal	3,704.38
	0.00
Total \$3,704.38	