

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**  
**October 22, 2014**

The Trumbull Water Pollution Control Authority held their monthly meeting on Wednesday, October 22, 2014 at 7:00 p.m. in the Long Hill Room, Town Hall, 5866 Main Street, Trumbull, Connecticut.

Members Present:

Jeffrey Wright, Chairman  
Fred Palmieri, Vice Chairman  
Timothy Hampford  
John Gray  
Paul Whetstone, Alternate

Also Present:

Frank M. Smeriglio, PE, Town Engineer  
Dennis Kokenos, Esq. Town Attorney  
Christine Kurtz, Wright-Pierce  
John Marsilio, Director of Public Works  
Dennis Cleary, consultant St. Joseph's Manor

Members Absent:

Laura Pulic

Chairman Wright called the October 22, 2014 meeting of the Trumbull WPCA to order at 7:04 pm.

**Executive Session.**

MOTION made Wright seconded Palmieri to move into executive session at 7:05 p.m. to discuss preliminary drafts and/or notes as set forth by C.G.S. 1-210(b)(1), matters concerning public officials or employees per C.G.S. 1-200(6) 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 renegotiation of Bridgeport sewer treatment contract
- Assessment - 72 Old Dike Road

Remaining in the executive session will be commissioners Jeffrey Wright, Fred Palmieri, John Gray, Timothy Hampford, Paul Whetstone, Frank Smeriglio, Attorney Dennis Kokenos, Christine Kurtz and John Marsilio. No discussion. MOTION CARRIED UNANIMIOUSLY.

**6. Executive Session**

At 7:05 pm, the tape recorder was turned off, the clerk left the room and the Commission went into executive session.

At 8:26 pm, the clerk was called back into the room and the recorder was turned on.

MOTION made Wright seconded Hampford to close executive session at 8:26 pm and to state for the record that no vote was taken. No discussion. MOTION CARRIED UNANIMOUSLY.

MOTION made Hampford, seconded Wright to allow Palmieri, on behalf of the WPCA Commission to execute a consulting contract negotiated by Town Attorney for exploratory work related to development of regional

authority with the City of Bridgeport. Discussion followed regarding mediation with Bridgeport in Superior Court. Limited time frame to report back to the court regarding the development of a potential region. For the Commission to make an informed decision, need to obtain consulting services to form a potential rate model for our region. Anticipated that we will receive a contract for said consultants prior to next meeting, it is imperative that we procure consultant as quickly as possible to report back to the court in a timely manner, necessitating someone from the Commission to have authority to enter into said contract once it is negotiated with the Town Attorney. Following discussion, MOTION CARRIED UNANIMOUSLY.

**1. Minutes to previous meetings.**

MOTION made Palmieri, seconded Gray to approve the minutes of the September 24, 2014 as presented. No discussion. Hampford abstained, MOTION CARRIED.

**4. Old Business.**

**6448 Main Street - Cooling Tower Discussion.**

Chairman Wright recognized Dennis Cleary, consultant for St Joseph's Manor. Frank Smeriglio provided background relative to cooling tower evaporation issue at St. Joseph's Manor. Mr. Cleary indicated that some towns allow businesses to purchase and install exception meters, metering water usage for such systems that utilize water at the intake but that does not ultimately go through the sewer system, subtracting said water from the sewer usage charge. Frank explained that Bridgeport would also have to approve the system as the Aquarion figures are given to Bridgeport for their determination of our sewer use charges. Mr. Cleary indicated that he requested from Bridgeport what their regulations are, and has not heard back. Frank recommended presenting the proposal to Bridgeport and if they approve it, we would revisit it. Attorney Kokenos recommended a letter to Bridgeport to determine their position.

Mr. Cleary also is requesting a refund of WPCA charges for which Aquarion meter had been erroneously billing for water. Aquarion has credited St. Joseph's Manor a substantial sum for 4 years of billing error. The Commission believes we can only provide credit for the current year as our payments have been made to Bridgeport WPCA for previous years. Attorney Kokenos will reach out to Bridgeport to determine their position. Mr. Palmieri asked if it was relative to the Nursing Home only, Mr. Cleary indicated that it was.

**3. Wright-Pierce Update.**

Phase 3 and I/I Study. Christine Kurtz indicated that she is working with Frank on getting design recommendations into the current design project (I/I Study), the implementation of rehab recommendations from Phase 2 and trying to get Phase 3 in the same contract.

Phase 4. Preparing draft of SSES Evaluation for the Phase 4 siting area. Frank reiterated that Phase 2, 3 and 4 are different areas of Trumbull that are being investigated to see if there is infiltration in the pipes that produce flow going in to Bridgeport. They are concentrating on the Beardsley side of town.

**2. Contract 4.**

Progress report: Frank Smeriglio reported since the last meeting:

Easement restoration: He sent correspondence to the property owner of the remaining easement to be restored and is awaiting word back.

Ejector pumps: He has not heard back from the contractor and there was no response to his letter of July 22, 2014. Town Attorney to draft an additional letter.

**5. New Business.**

- MGM Properties - requested continuance
- The Kennedy Center - requested continuance

- Owens, Schine, Nicola - no invoices
- Ury Moskow - no invoices
- CCR LLP - Invoice # TRUMBULL 01 Dated September 28, 2014 in the amount of \$5,625.00

MOTION made Hampford seconded Palmieri to approve to pay CCR LLP invoice TRUMBULL 01 in the amount of \$5,625.00. Discussion followed, bill is for services of forensic audit relative to Contract 3, necessary for testimony in deposition. Town Attorney has reviewed same and billing is appropriate. MOTION CARRIED UNANIMOUSLY

**7. Any other business that may come before the Authority.**

There being no other business before the Authority,

MOTION made Wright seconded Palmieri to adjourn the October 22, 2014 WPCA meeting at 8:55 p.m. No discussion. MOTION CARRIED UNANIMOUSLY.

Respectfully submitted,

*Nancy Milewski*  
*Substitute Clerk*