

WATER POLLUTION CONTROL AUTHORITY

Town of Trumbull

CONNECTICUT

TOWN HALL
(203) 452-5048



5866 MAIN STREET
TRUMBULL, CT 06611

Minutes
Water Pollution Control Authority
Special Meeting
May 11, 2010

In attendance:

Ennio De Vita
Jack Goncalves
Paul A. Kallmeyer, Vice Chairman
Jeanine Maietta Lynch, Chairman
Laura Pulie

Also In Attendance:

Joseph Solemene, Assistant WPCA. Administrator
Stephen M. Savarese, PE/LS, Town Engineer/WPCA
Administrator
Dennis Kokenos, Esq., Town Attorney
David Bjorklund, PE, President, Spath-Bjorklund
Associates, Inc.

Chairman Lynch called the special meeting to order at 7:30 p.m.

INVOICE APPROVAL:

Postponed from April 28th meeting. Mark IV Construction Co., Inc., Phase IV, Part B – Contract 4 – North Nichols Project, Application #8 in the amount of \$1,171,912.87. Invoice reviewed and signed by Mr. Savarese.

The Commission discussed Item 1 – Maintenance & Protection of Traffic and the overall inadequate protection of equipment in the evening. They also discussed Items 4 – Water Pollution Control (Soil Erosion) and 5 – Temporary Sediment Control Measures, and the lack of proper erosion control devices. Mr. Solemene stated he felt they had made strides to improve the situation. Mr. Solemene visits the site every day and noticed filter fabric, and they have been told to change it once a week. After the last meeting, Mr. Solemene did see increased protection. The Commission inquired if we are getting \$45,000 worth of maintenance protection of traffic and \$15,000 worth of soil erosion control per month? Mr. Savarese responded no.

Discussion of Penny Item Storm Drainage replacement. Mr. Solemene stated the plans are being worked on. The Commission instructed the staff to give Mark IV the sets of plans as they come in and have them start working on them.

Discussion of Item #30 – 8” PVC Trench Drain, 5,000 feet of 8” sanitary sewer and 2,800 feet of trench drain installed. Who is directing them to put it in? Mr. Savarese replied the inspectors are making the determination based upon field investigations. The directive they had at the beginning was to minimize trench drain and only use it as necessary. Now it seems we want more which makes sense. We also hit the spring construction. If this was happening in the fall we wouldn't have seen the water. They are in a wetter area. The Commissioners questioned if all this is needed and to be more careful in the future.

Mr. Savarese stated he has asked his inspectors to provide the quantities and daily work logs. To date that has not been accomplished. He wrote a memo to the inspectors and the contractor to provide these things. It has not been done. Mark IV is generating the quantities and talking to the inspectors on a daily basis, which is why Clair is able to quantify or sign off on the invoice that it has been verified. Mr. Savarese is trying to implement new daily works logs that are acceptable, getting weekly inventories from the staff, and writing them memos. Mr. Solemene added the inspectors were submitting the logs weekly and now we want them daily, which was communicated to the

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inspectors in a memo. They need to get into the flow of that. The Commission asked Mr. Savarese to explain who the inspectors are. Mr. Savarese responded that Clair Garard is a Town employee and Jack McKenzie is a subcontractor. The inspectors meet daily with an employee of Mark IV and go over the quantities of the day before. The inspectors are not witnessing every item being put in. They are doing the best they can. For next month's meeting Mr. Savarese should have independent quantities by the two inspectors and an independent quantity by Mark IV, and have a meeting one week prior to the WPCA meeting.

After further discussion;

- **Motion made (KALLMEYER) seconded (PULIE) to change Item #1 Maintenance and Protection of Traffic to \$30,000, change Item #4 Water Pollution Control (Soil Erosion) & #5 Temporary Sediment Control Measures to \$2,500 each. No discussion. All in favor. Motion carried unanimously.**
- **Motion (KALLMEYER) seconded (LYNCH) to approve Invoice #8 less \$20,000. No discussion. All in favor. Motion carried unanimously.**

Spath-Bjorklund Associates, Inc. – request for payment of outstanding invoices

The Commission asked about the \$200 difference on the statement. David Bjorklund, President of Spath-Bjorklund Associates, Inc., explained they had put together a group of invoices. The chief of survey went back to bookkeeping and asked that the \$200 be separated out as a separate invoice. The total of the invoices adds up to the correct number but the statement never got changed. The total of \$17,950 is correct. There being no further questions, comments or concerns;

- **Motion (PULIE) seconded (DEVITA) to approve payment of \$17,950 to Spath-Bjorklund Associates, Inc. No discussion. All in favor. Motion carried unanimously.**

Mark IV Construction Co., Inc. letter dated April 30, 2010 regarding change order negotiations

Mr. Savarese stated that through direction of the Commission, the day after the April 28th meeting he met with Mark IV Construction regarding the invoice and negotiating terms. On April 30th Mr. Savarese received a faxed response from Mark IV (attached). The Commissioners discussed unit price billing versus time and material basis billing for change orders. Attorney Kokenos will speak the Director of Public Works and the First Selectman regarding the reduction in the invoice, the change order issue and the penny items issue, and set up a time to meet with Mark IV Construction. Attorney Kokenos will suggest that the meeting be attended by Mr. Marsilio, Mr. Savarese, at least one of the Town Attorneys and Commissioners Pulie and DeVita.

On-Call Engineering Services - Commission make determination of a firm to handle on-call engineering services.

Mr. Savarese reported that upon further investigation of this issue the Town has gone out to bid and accepted two engineering firms, DTC and Tighe & Bond, as on-call service engineers. The Commission has access to these two firms through the Town contract. The Commission can also put out its own RFP. Mr. Savarese stated both firms are equally qualified, both are large multi-disciplinary firms. DTC's hourly rates are lower than that of Tighe & Bond. The Commission directed Mr. Savarese to report back at the next meeting providing a permanent resident engineer and a permanent regular inspector, including cost, to be contracted until the job is complete. All three inspectors are to report to the resident engineer. Attorney Kokenos will handle the contract negotiations.

Approval of Old Town Road Pump Station Upgrade

Mr. Solemene stated Old Town Road Pump Station is one of the two original pump stations. It is inadequate and breaking down all the time. There is a \$47,000 purchase order for Malcolm Pirnie for inflow and infiltration that was never spent. The WPCA had approved putting this money toward the cost of rebuilding the Old Town Road Pump Station. We went out to bid. The low bid is \$65,150 from New England Pump and Valve. The Finance Department informed Mr. Solemene that the purchase order is outdated and the money is no longer available, and instructed Mr. Solemene to go back to the Commission for approval for funding of the rebuild. The date of the purchase order is November 3, 2008. The \$47,000 went back into retained earnings.

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- **Motion made (PULIE) seconded (GONCALVES) to approve \$65,150 for the Old Town Road Pump Station Upgrade. No discussion. All in favor. Motion carried unanimously.**

There being no other business before the Authority,

- **Motion made (LYNCH) seconded (KALLMEYER) to adjourn. No discussion. Motion carried unanimously.**

The meeting was adjourned at 10:00 p.m.

Respectfully submitted,

Jenny Francese
Clerk of the Commission