

**MINUTES OF THE TOWN OF CHESHIRE WATER POLLUTION CONTROL  
AUTHORITY REGULAR MEETING HELD AT 7:30 P.M. ON WEDNESDAY,  
DECEMBER 19, 2018, IN ROOM 207-2009 TOWN HALL, 84 SOUTH MAIN STREET,  
CHESHIRE CT 06410.**

**Present**

John Perrotti, Chairman; Steve Carroll, Vice-Chairman; Aboud Abdelghani, Tom Scannell.

Absent: James Sima, James Urbano, Zack Wellburn.

Staff: Walter Gancarz, Town Engineer.

Chairman Perrotti called the regular meeting to order at 7:30 p.m.

**PLEDGE OF ALLEGIANCE**

The Group Pledged Allegiance to the Flag

**ROLL CALL**

The clerk called the roll and a quorum was determined to be present.

**1. PUBLIC COMMUNICATIONS**

**2. PROJECTS**

- a. **AECOM November Invoice #2000148295 dated 12/12/18 for West Johnson Pump Station in the amount of \$11,936.63.**

Town Engineer Gancarz informed the Authority members that he contacted each of the firms for submission of their invoice. Two firms, Paramount and DelRay invoices were received on December 18<sup>th</sup>. He recommends the AECOM invoice for payment.

MOTION by Mr. Scannell; seconded by Mr. Carroll.

MOVED that the WPCA approve payment of AECOM November Invoice #2000148395 dated 12/12/18 for West Johnson Pump Station in the amount of \$11,936.63.

VOTE The motion passed unanimously by those present.

- b. **Del Ray Contracting – no invoice submitted.**
- c. **Paramount Construction – no invoice submitted.**
- d. **Wright Pierce – no invoice submitted.**

**3. INTERIM SUPERINTENDENT'S REPORT**

- a. **Status of Plant Operations**

Mr. Gancarz reported that the plant is running fine. He commented on the history of flows report in which the numbers are high, and advised the flow number should be 2.5M.

At this time there is no decision on the appointment of a new Plant Superintendent. The decision is with Town Manager Kimball.

#### **4. TOWN ENGINEER'S REPORT**

##### **a. Cook Hill Pump Station**

This project is done, on time and under budget. Mr. Gancarz said there are some minor things to be done; the pump station is operating well; there is a new generator and testing was fine. There was a problem with the panel board, which was under warranty and has been repaired.

##### **b. West Johnson Pump Station**

This agenda item will be discussed under New Business.

##### **c. Dike Certification**

The final submission was sent to FEMA for review; new certified elevations have been submitted; the Town awaits FEMA's accreditation of the dike.

##### **d. PCB Reporting Plan at WPCP**

No issues.

#### **5. NEW BUSINESS**

##### **a. West Johnson Pump Station**

###### **i. Construction Services – Cost to Complete**

Chairman Perrotti has discussed this pump station project with Mr. Gancarz.

On December 19<sup>th</sup>, Mr. Gancarz met with DelRay representatives about this project.

Mr. Gancarz presented a summary on the situation with this 12-month project, which started in September 2017 with completion in September 2018. Throughout the process, DelRay has been lagging behind. The pump supplier is HOMA from Germany. This firm missed commitments with delays of up to 6 months to get to get everything through. In August, DelRay stated the project would not be done until December or January, and they requested approval of an extension of time for completion.

AECOM gave a proposal for their services for a 12-month period, and they are now beyond the 12-month period. AECOM's cost for this project was \$235,000; there was \$14,000 available; but most of this has been expended. AECOM has given an

amendment for cost to complete this project - \$75,000. Mr. Gancarz has spoken with Jon Pearson, V.P. AECOM. There are costs incurred with the delay, but \$75,000 is more than what was expected for work completion, including the O&M Manual. He will meet with AECOM representatives on December 20<sup>th</sup>.

Mr. Gancarz stated he does not believe DelRay should be given the time extension. The Town has increasing costs as a result of this project not being completed on time, and the position is DelRay should pay the AECOM costs for delay of the project. In the contract between the Town and DelRay the firm's cost for delay of the project could be close to \$150,000. As a starting point, it would be fair for DelRay to pay the \$75,000 AECOM cost.

According to Chairman Perrotti, the DelRay delay is unacceptable and the WPCA is sending an important message.

With the delay, Mr. Carroll asked about the implications.

Mr. Gancarz said the Town would have liquidated damages on this \$2M project. He did state that DelRay's work is good.

Mr. Carroll noted that under the contract, DelRay's costs for delay of the project would be about \$150,000. This could be forgiven if DelRay pays the AECOM fee of \$75,000.

In that regard, Mr. Perrotti said Mr. Gancarz could be authorized by WPCA to make a deal with DelRay.

Mr. Gancarz reported that DelRay wants to know the WPCA's position. The firm can go back to the supplier, HOMA, for relief because DelRay was put in a bad situation.

**ii. Amendment No. 5 AECOM**

Chairman Perrotti asked about AECOM coming after the Town for the \$75,000 payment.

Mr. Carroll questioned how a delay in the project amounts to more work for AECOM.

In defense of AECOM, Mr. Gancarz said there would be more site trips to the pump station project. There are three more bills coming in (September, October, November) which will utilize the \$14,000 remaining in the AECOM budget. The project is now to be completed in March 2019.

Following discussion, the Authority members cited the following regarding the AECOM request.

The last bill was through November 30<sup>th</sup>; AECOM will be at the pump station on December 20<sup>th</sup>; AECOM will incur costs for this site visit; the amendment recommendation is \$30,000 or \$40,000 payment; authorize AECOM for the next five (5) weeks, and then on a month to month basis.

With another DelRay delay, Mr. Perrotti pointed out that there could be additional costs.

Mr. Carroll commented on AECOM being with the Town of Cheshire for a long time, and they will not go away. He questions the Town continuing to do business with AECOM.

It was stated by Mr. Gancarz that there are some valid charges because they went for so long. Regarding the O&M Manual, he cited some of the items which would be included in this binder.

Chairman Perrotti stated that AECOM was the oversight firm for project management and has some ownership in this matter. He is hard pressed to pay them for putting together the O&M Manual.

Mr. Abdelghani commented on AECOM just putting 20% of their contract into the requested amount of \$75,000. He suggested the WPCA receive a revised estimate from AECOM.

Chairman Perrotti recommends a payment of \$30,000 to AECOM. The minutes of this meeting will reflect WPCA's displeasure with the lack of oversight and project management, to date, which resulted in unanticipated overages submitted to the Authority for approval. Mr. Perrotti said the WPCA will work closer with the Town Engineer to validate the necessity of all overcharged line items.

MOTION by Mr. Scannell; seconded by Mr. Carroll.

MOVED that the WPCA approves a \$30,000 appropriation to AECOM for the additional funding of services for the West Johnson Pump Station Project.

VOTE           The motion passed unanimously by those present.

**b.     DelRay Time Extension Request**

The Authority discussed the time extension request earlier in the meeting. Mr. Gancarz advised all the equipment is in; pump testing will be done on December 20<sup>th</sup>; and by the January 2019 WPCA meeting the project will be 95% completed.

The following motion was presented for approval.

MOTION by Mr. Perrotti; seconded by Mr. Scannell.

MOVED that the WPCA denies the contract extension requested by DelRay Contracting for the West Johnson Pump Station Project.

VOTE The motion passed unanimously by those present.

**6. OLD BUSINESS**

**7. APPROVAL OF MINUTES**

**a. Regular Meeting of November 28, 2018**

MOTION by Mr. Scannell; seconded by Mr. Carroll.

MOVED to approve the minutes of the regular meeting of November 28, 2018 subject to corrections, additions, deletions.

VOTE The motion passed unanimously by those present.

**b. Public Hearing of December 12, 2018**

MOTION by Mr. Scannell; seconded by Mr. Carroll;

MOVED to approve the minutes of the public hearing of December 12, 2018 subject to corrections, additions, deletions.

Correction: page 2, change "parody" to "parity".

VOTE The motion passed unanimously by those present.

**c. Special Meeting of December 12, 2018.**

MOTION by Mr. Scannell; seconded by Mr. Abdelghani

MOVED to approve the minutes of the special meeting of December 12, 2018 subject to corrections, additions, deletions.

VOTE The motion passed unanimously by those present.

**8. ADJOURNMENT**

MOTION by Mr. Scannell; seconded by Mr. Abdelghani.

MOVED to adjourn the meeting at 8:30 p.m .

VOTE        The motion passed unanimously by those present.

ATTEST:

  
Marilyn W. Milton, Clerk