

Water Pollution Control Authority
June 27, 2012
Regular Meeting
Town Hall – Council Chambers

Members Present: Mr. Matt Bowman
Mr. Steve Carroll
Mr. Tim Pelton (Chairman)
Mr. John Perrotti
Mr. Thomas Scannell

Members Absent: Mr. Walter Gancarz

Others Present: Mr. Dennis Dievert, Superintendent, WPCD
Mr. Donald Chelton, AECOM
Town Attorney Andrew Lord
Mr. Joseph Michelangelo, Director of Public Works

Chairman Pelton called the meeting to order at 8:15 p.m. Roll was called and a quorum determined. The assembled group recited the Pledge of Allegiance. Mr. Pelton explained to the audience how to exit the chamber in the event of an emergency, in compliance with the Fire Marshal's order.

PUBLIC COMMUNICATIONS

There were no public communications to come before the Authority.

POSSIBLE ACTION ON SEWER ASSESSMENT

Authority members discussed the fact that there were many valid and constructive suggestions brought forth at the public hearing, especially relating to communication issues. Regarding information relative to connecting to the sewer and factors involved with the connection, it was the consensus of the Authority that those issues are not the charge or responsibility of the WPCA. That would be an additional level of responsibility for the Authority which would not be within its purview.

Mr. Pelton opined that getting information regarding proposed sewer assessments to proposed buyers of property is important. Mr. Michelangelo noted that there are other types of assessments levied by the town, i.e., water for firefighting purposes. There is a sentiment that putting information regarding proposed assessments on land records or other documents may be an encumbrance upon the seller of the property. Procedurally it can be done, but there are issues that must be considered.

Mr. Pelton offered that the Authority has a duty to inform potential buyers of potential assessments. Attorney Lord commented that the issues of informing potential buyers depend on the timing—it is sometimes a problem. It is incumbent upon the Authority to

do due diligence. Realtors and lawyers have the responsibility to inform prospective buyers.

Mr. Bowman suggested that Cheshire realtors be informed of sewer projects and assessments that will be forthcoming. Attorney Lord stated that the assessment must be levied at the end of the project. He commented that notification of potential buyers is food for thought for future sewer projects.

Mr. Bowman noted that the public hearing and subsequent discussion did educate property owners and thus was very valuable.

Mr. Pelton moved that the Water Pollution Control Authority levy a sanitary sewer assessment of \$5,220.00 per sewer assessment unit plus a \$500 lateral charge per connection pursuant to Chapter 103 of the Connecticut General Statutes on properties as follows:

ADDRESS	MAP & LOT	PROPOSED SEWER MAIN ASSESSMENT	LATERAL CHARGE	TOTAL PROPOSED ASSESSMENT
5 Applewood Drive	45-27	\$5,220.00	\$500.00	\$5,720.00
8 Applewood Drive	45-26	\$5,220.00	\$500.00	\$5,720.00
18 Applewood Drive	45-32	\$5,220.00	\$500.00	\$5,720.00
19 Applewood Drive	45-25	\$5,220.00	\$500.00	\$5,720.00
370 Country Club Road	45-28	\$5,220.00	\$500.00	\$5,720.00
373 Country Club Road	45-29	\$5,220.00	\$500.00	\$5,720.00
397 Country Club Road	52-16	\$5,220.00	\$500.00	\$5,720.00
404 Country Club Road	45-30	\$5,220.00	\$500.00	\$5,720.00
424 Country Club Road	52-15	\$5,220.00	\$500.00	\$5,720.00
10 Bridgets Lane	45-43	\$5,220.00	\$500.00	\$5,720.00
15 Bridgets Lane	45-34	\$5,220.00	\$500.00	\$5,720.00
20 Bridgets Lane	45-42	\$5,220.00	\$500.00	\$5,720.00
540 Riverside Drive	39-6	\$5,220.00	\$500.00	\$5,720.00
550 Riverside Drive	39-15	\$5,220.00	\$500.00	\$5,720.00
555 Riverside Drive	38-182	\$5,220.00	\$500.00	\$5,720.00
565 Riverside Drive	38-184	\$5,220.00	\$500.00	\$5,720.00
570 Riverside Drive	39-16	\$5,220.00	\$500.00	\$5,720.00
575 Riverside Drive	38-185	\$5,220.00	\$500.00	\$5,720.00
585 Riverside Drive	38-186	\$5,220.00	\$500.00	\$5,720.00
590 Riverside Drive	39-17	\$5,220.00	\$500.00	\$5,720.00
595 Riverside Drive	39-31	\$5,220.00	\$500.00	\$5,720.00
605 Riverside Drive	39-25	\$5,220.00	\$500.00	\$5,720.00

20 Oxford Court	39-26	\$5,220.00	\$500.00	\$5,720.00
25 Oxford Court	39-30	\$5,220.00	\$500.00	\$5,720.00
30 Oxford Court	39-27	\$5,220.00	\$500.00	\$5,720.00
35 Oxford Court	39-29	\$5,220.00	\$500.00	\$5,720.00
40 Oxford Court	39-28	\$5,220.00	\$500.00	\$5,720.00

and against which no benefit assessment has been made. This assessment is to be effective July 1, 2012 and is to be filed with the Cheshire Town Clerk on June 28, 2012. This sewer is to be made part of portions of Oxford Court, Riverside Drive, Applewood Drive, Bridgets Lane and Country Club Road.

Said sewer assessment may be paid in one single payment on the date of October 1, 2012 or seventeen (17) substantially equal annual payments with a 3.89 percent interest charge per annum on the unpaid balance. Any appeals from such assessment must be taken within twenty-one days after such filing to the Superior Court of the State of Connecticut.

The Town Engineer's Office is authorized to file and publish all necessary legal documents.

The motion was seconded by Mr. Bowman and carried unanimously.

APPLICATIONS

There were no applications to come before the Authority

PROJECTS

WPCD Plant Upgrade Design-Project Update

Mr. Chelton informed the Authority that bids have come in for the pre-selection process for the disk filters. There were three proposals submitted: Krueger, Inc., (\$1,139.00) Aqua Aerobics (\$1,117.06) and Westech Engineering. There was experience criteria listed in the documents, which Westech did not meet and was thus eliminated from consideration.

Mr. Chelton stated that the qualifications of the other two firms were analyzed for bid costs, equipment estimates, construction costs and operations costs.

Mr. Bowman requested that the Authority have copies of the bid documents to review.

Mr. Chelton stated that his firm is analyzing and evaluating both proposals and will make a recommendation to the Authority. It was noted that it may be necessary to call a special meeting for the purpose of hearing the recommendation of AECOM and voting on that recommendation. Mr. Chelton stated that the vote may include the provision that approval be subject to the 14-day equipment pilot testing results. The pilot testing is for

the purpose of demonstrating that the equipment meets the phosphorous limits of the town of Cheshire.

In response to a query from Mr. Michelangelo, Mr. Chelton responded that the DEEP has approved the proposal documents. Mr. Chelton informed the Authority that DEEP has advised that it is not necessary to conduct a public hearing regarding the project, as there was adequate information disseminated to the public over the course of this project. DEEP will have to approve the selected bidder.

Mr. Carroll moved that the Water Pollution Control Authority approve Invoice #37247366 of AECOM in the amount of \$26,872.80 for work related to the WPCD Plant Upgrade Design Project. The motion was seconded by Mr. Bowman and carried unanimously.

West Johnson Pump Station Design Project

Mr. Chelton reported that it was necessary to cancel two previously scheduled meetings regarding this project, but it is expected that a meeting will take place tomorrow.

SUPERINTENDENT'S REPORT

Plant Equipment Status

Mr. Michelangelo reported that there was a problem with a piece of equipment at the Cook Hill Road Pump Station, which caused a small mercury spill. This is the second time this has occurred. Since the upgrade to this station will not happen in the near future the equipment will be replaced and funds will be taken from the Capital Budget.

NEW BUSINESS

Attorney Lord provided a status report on a lawsuit served against the Cheshire Correctional Institute for discharging in excess of its agreed upon capacity. It will likely be six months before anything happens in the court system.

OLD BUSINESS

Mr. Chelton informed the Authority that he and Mr. Dievert attended a meeting of the coalition of towns regarding phosphorous limits. It is likely that an attorney will be hired and it is hopeful that DEEP will take notice. Once the permit is issued a consent decree will be issued. The problem is that they will still have to commit to the limits and that is what the disagreement relates to. The coalition will present information to the DEEP.

WPCA Education Effort

Mr. Pelton informed the Authority that he made a Power Point presentation to the Town Council regarding where the WPCA is coming from and where it is going. This

education effort will be continued with a shorter version to various town groups. The education effort has now officially begun.

Mr. Bowman inquired as to what figure will be used for the treatment plant upgrade project cost. AECOM has determined that the cost estimate should be 3.2M and Mr. Michelangelo stated that the figure of 3.2M was submitted as part of the Capital Budget on June 1. Mr. Chelton reminded Authority members that the final project cost is what gets funded from the Clean Water Act. Mr. Pelton offered that the number that goes to referendum must be correct. Mr. Chelton stated that documents relating to phosphorus reduction will be completed simultaneously with the referendum in November.

In response to a query from Mr. Perrotti, Mr. Chelton stated that design is not slowing down because of funding. Last month he presented a detailed schedule regarding this project. The project must be ready to go by July 1, 2013 so as not to jeopardize the Clean Water Act funding. Bids must be received by June 1, 2013

Chesprocott Summary

Authority members received copies of the Chesprocott summary, detailing septic system failures and repairs for the month of May. There was nothing of significance to discuss.

APPROVAL OF MINUTES

Mr. Carroll moved that the Water Pollution Control Authority approve the minutes of the regular monthly meeting of May 23, 2012 as published, subject to correction. The motion was seconded by Mr. Scannell

Correction:

Page 2, final paragraph, first line should read, "Mr. Chelton *submitted*....."

The motion to approve the minutes, as amended, carried unanimously.

RWA Basis for Sewer Use Fee

Mr. Michelangelo stated that as previously discussed, it is less expensive and an easier format can be used to determine individual property owner water usage. He stated that there is an algorithm in place and he will review current data shortly. The Authority will review all information and determine whether the current model will continue to be used or the new model will be adopted. It was noted that there are pros and cons regarding both models which must be analyzed.

ADJOURNMENT

Mr. Carroll moved that the Water Pollution Control Authority adjourn at 9:20 p.m. The motion was seconded by Mr. Perrotti and carried unanimously.

Respectfully submitted,

Tim Pelton, Chairman
Water Pollution Control Authority

Attest:

Susan F. Zwick

Distribution:

Members: W.P.C.A.
Michael Milone, Town Manager
David Schrumm, Town Council Liaison
Andrew Lord, Town Attorney
Donald Chelton/Jon Pearson, AECOM
Joseph Michelangelo, Ex-Officio Member
George Noewatne, Operations Manager
Dennis Dievert, Superintendent [WPCD](#)
Susan Zwick, Recording Secretary

