

**EAST LYME WATER & SEWER COMMISSION  
REGULAR MEETING  
Tuesday, SEPTEMBER 28th, 2010  
MINUTES**

The East Lyme Water & Sewer Commission held a Regular Meeting on Tuesday, September 28, 2010 at the East Lyme Town Hall, 108 Pennsylvania Avenue, Niantic, CT. Chairman Formica called the Regular Meeting to order at 7:29 PM after the two previously scheduled Public Hearings.

**PRESENT:** Paul Formica, Chairman, Dave Zoller, Steve DiGiovanna, Dave Murphy,  
Roger Spencer, Joe Mingo, Dave Bond, John Jasper

**ALSO PRESENT:** Brad Kargl, Municipal Utility Engineer  
Michael Giannattasio, Director of Public Works  
Chris Clark, Mohegan Tribe  
Don Iannicelli, GeoInsight, Inc.  
Attorney Edward O'Connell, Town Counsel

**ABSENT:** Carol Russell

**1. Call to Order**

Chairman Formica called the Regular Meeting of the East Lyme Water & Sewer Commission to order at 7:29 PM and noted that the Pledge of Allegiance had previously been observed during the Public Hearing.

**2. Approval of Minutes**

◇ **Regular Meeting Minutes – August 24, 2010**

Mr. Formica called for a motion or any discussion or corrections to the Regular Meeting Minutes of August 24, 2010.

**\*\*MOTION (1)**

**Mr. Mingo moved to approve the Regular Meeting Minutes of August 24, 2010 as presented.**

**Mr. Zoller seconded the motion.**

**Vote: 5 – 0 - 3. Motion passed.**

**Abstained: Mr. DiGiovanna, Mr. Murphy, Mr. Spencer**

**3. Consider Adoption of Proposed Water and Sewer Rates**

Mr. Formica called for a motion on the proposed sewer rates and charges that they had just closed the Public Hearing on.

**\*\*MOTION (2)**

**Mr. Mingo moved to adopt the Sewer rates and charges as proposed to be effective November 1, 2010.**

**Mr. DiGiovanna seconded the motion.**

**Vote: 8 – 0 – 0. Motion passed.**

**\*\*MOTION (3)**

**Mr. Murphy moved to adopt the Water rate increases as proposed to be effective November 1, 2010.**

**Mr. Zoller seconded the motion.**

Mr. Mingo said that there is a lot of water in bottles in the grocery stores and that no one reads the labels as most of it comes from a municipal system somewhere. A lot of people buy bottled water and if they looked at what they spend on a case of bottled water, it would bury the rates increases here.

**Vote: 8 – 0 – 0. Motion passed.**

#### **4. Delegations**

Mr. Formica called for anyone who wished to speak under Delegations.

Karen Rak, 27 Black Point Road said that she does not buy bottled water and that her family drinks public water.

#### **5. Approval of Bills – from Attachment A**

Mr. Formica called for a motion on the Crossley Court Sewer Extension bills.

##### **\*\*MOTION (4)**

**Mr. DiGiovanna moved to approve payment of the following Crossley Court Sewer Extension bills: King Construction, Inc. Payment App. #1 in the amount of \$133,358.10 and Jack Farrelly Co., Inv. S1018059.001 in the amount of \$325.62.**

Mr. Bond seconded the motion.

Mr. Mingo asked why they were paying the Farrelly bill.

Mr. Kargl said that it was for materials only.

**Vote: 8 – 0 – 0. Motion passed.**

Mr. Formica called for a motion on the Regional Interconnection bill.

##### **\*\*MOTION (5)**

**Mr. DiGiovanna moved to approve payment of the following Regional Interconnection bill: Geolnsight, Inc. Inv. #23346 in the amount of \$10,016.65.**

**Mr. Zoller seconded the motion.**

Mr. Bond said that he thought that they had already paid Geolnsight everything.

Mr. Kargl explained that they have a three (3) month contract and that this is part of it.

**Vote: 8 – 0 – 0. Motion passed.**

Mr. Formica called for a motion on the Chlorination – Treatment Upgrade bills.

##### **\*\*MOTION (6)**

**Mr. DiGiovanna moved to approve payment of the following Chlorination – Treatment Upgrade bills: C.H. Nickerson & Co., Inc. – Payment Appl. #9 in the amount of \$27,662.81 and Maguire Group, Inc, Invoice #21 in the amount of \$7,438.50.**

**Mr. Zoller seconded the motion.**

**Vote: 8 – 0 – 0. Motion passed.**

Mr. Formica called for a motion on the Replacement Well 3B bills.

##### **\*\*MOTION (7)**

**Mr. DiGiovanna moved to approve payment of the following Replacement Well 3B bills: C.H. Nickerson & Co., Inc., Payment App. 4 in the amount of \$29,212.50; Maguire Group Inv. #22 in the amount of \$29,617.00 and WAJA Associates, Inv. #CTR0004539 in the amount of \$205.30.**

**Mr. Murphy seconded the motion.**

Mr. Bond said that he thought that Maguire should be just about done with this.  
Mr. Kargl said yes.

**Vote: 8 – 0 – 0. Motion passed.**

Mr. Formica called for a motion on the Stream Augmentation bills.

**\*\*MOTION (8)**

**Mr. Zoller moved to approve payment of the following Stream Augmentation bills: Geolnsight, Inc. Inv. #23357 in the amount of \$16,528.75 and The Jack Farrelly Co., Inv. #S1013820.001 in the amount of \$401.25.**

**Mr. DiGiovanna seconded the motion.**

**Vote: 6 – 0 – 0. Motion passed.**

## **6. Lyme Tavern – Water Service Replacement**

Mr. Formica recused himself from discussion and voting on this item.

Mr. Kargl said that he had provided them with information on the history of this property which dates from the early 1970's when a 3 / 4" was common practice for a building of that size. In 2007 they said that they had no water pressure and the Water department put a new 1" pipe to the curb stop however; they still had problems. He had included the regulations in the packet for them to look over as there really isn't anything in them that would speak to allowing relief here. The service is 37 years old and that is certainly a good life and he is not sure of what kind of relief they could provide as there were also some building changes over the years. They replaced a 3 / 4" with a 1" line and we replaced our portion of the line in 2007.

Mr. Bond said that the bill is fairly minimal for a business and considering the number of years involved, he would vote to provide no relief.

Mr. Murphy said that there is also the issue that they added some 2000 sq. ft. to this building over time.

Mr. Kargl said that they had 37 years of usage and that is quite good usage.

Mr. DiGiovanna asked how the water pressure is now since they replaced the pipe with the 1".  
Mr. Kargl said that things are fine.

Mr. Mingo said that this is not something that they should be involved in.

**\*\*MOTION (9)**

**Mr. Bond moved that no relief be provided to the Lyme Tavern.**

**Mr. DiGiovanna seconded the motion.**

**Vote: 7 – 0 – 0. Motion passed.**

Mr. Formica rejoined the meeting discussion.

## **7. Water Supply Improvement Project Updates**

### **• Regional Interconnection**

Mr. Formica reported that there is \$8M available and that 20% is in the form of a grant. They are still working with the Guard on some funding and they have been moving forward and are in the process of identifying surveyors.

Mr. Kargl said that they are looking at the possibility of surveyors to begin preparing the base mapping as they have a schedule to back into with respect to money that is available for this year.

Mr. Formica said that they still have the Federal grant of \$300,000 to start with.

Mr. DiGiovanna asked if they would put out an RFP to look for system designers so that they would have some to choose from.

Mr. Kargl said yes, they are trying to prepare a package so that they can obtain funding.

(Note: 8:03 PM – Chris Clark & Don Iannicelli joined the meeting)

- **System-wide Chlorine Disinfection**

Mr. Kargl said that this project is wrapping up at this point and that the process will move slowly with deliberation and systematically so as to be able to watch the changes along the way and correct any issues should anything arise.

- **Replacement Well 3B**

Mr. Kargl reported that they have everyone coming out to the site tomorrow and they will run through the paces, obtain data and set points. The well has been disinfected and they are probably 2 weeks away from start up.

- **Stream Augmentation**

Mr. Kargl said that Mr. Iannicelli has been trying to get data on pumping water but with the summer situation as it has been operational issues have prevented the running of Well 5. They will try getting more data over the next month or so.

Mr. Bond asked the cost of the lagoon at Well 3.

Mr. Kargl said that it was a part of the contract but had been estimated at around \$90,000.

- **Other**

There was none.

## **8. Communications**

- ◇ **See Correspondence Log**

Correspondence was made available.

## **9. Chairman's Report**

Mr. Formica reported that he would be scheduling a public forum towards the end of October to explain the Regional Interconnection to the public. He expected that some of the stakeholders would also be in attendance. He said that they did meet on the streamflow regulation revisions with the DEP and they did listen to some of the concerns mentioned at the Public Hearing. The second draft has taken out exact formulas. It is still the opinion of the lobbyists that the streams should be classified first and they are not doing it that way.

## **10. Staff Updates**

### **a. Water Department Monthly Report**

Mr. Kargl noted that they had received this in their packets.

### **b. Sewer Department Monthly Report**

Mr. Kargl reported that they are making a concerted effort to control odors and to find out what has been causing them as the wet well is clean.

**c. Crossley Court Sewer Extension**

Mr. Kargl said that this project is pretty much done. Early next year they will do the touch ups and road overlay. The connections could be done in a month or so and they should set the assessments.

**\*\*MOTION (10)**

**Mr. Mingo moved that they draft a mandatory connection ordinance for Crossley Court with the rates determined subject to inflation.**

**Mr. DiGiovanna seconded the motion.**

Mr. Mingo noted that they should have this ready for their next meeting.

**Vote: 8 – 0 – 0. Motion passed.**

Mr. Murphy asked that they look at the roof on the Niantic Pump Station as it appears that some of the shingles are missing and perhaps they could fix it before they have issues.

**d. Saunders Point Sewer Extension**

**11. Executive Session – Inter-municipal Water Supply Agreement**

**\*\*MOTION (11)**

**Mr. DiGiovanna moved that they enter into Executive Session at 8:23 PM for the purpose of discussion on the Inter-municipal Water Supply Agreement inviting Mr. Kargl, Mr. Giannattasio, Attorney O’Connell, Don Iannicelli and Chris Clark to join them.**

**Mr. Zoller seconded the motion.**

**Vote: 8 – 0 – 0. Motion passed.**

**\*\*MOTION (12)**

**Mr. DiGiovanna moved that they exit Executive Session at 9:23 PM with no action taken and return to Regular Session.**

**Mr. Zoller seconded the motion.**

**Vote: 8 – 0 – 0. Motion passed.**

**12. New Business**

There was no New Business.

**13. ADJOURNMENT**

Mr. Formica called for a motion to adjourn.

**\*\*MOTION (13)**

**Mr. DiGiovanna moved to adjourn the September 28, 2010 Regular Meeting of the East Lyme Water & Sewer Commission at 9:24 PM.**

**Mr. Zoller seconded the motion.**

**Vote: 8 – 0 – 0. Motion passed.**

Respectfully submitted,

Karen Zmitruk,  
Recording Secretary