

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
JANUARY 5, 2010**

ATTENDANCE: Robert Riith, Chair; Peter Van Winkle; Bill Doughman

ABSENT: Anne Shaw, Rocco Genovese.

STAFF: Robert Steeger, Director of Public Works;
Darren Oustafine, Assistant Director of Public Works

OTHER: None

CALL TO ORDER

Mr. Riith called the meeting to order at 4:35 p.m.

**APPROVAL OF MEETING MINUTES –
REGULAR MEETING DECEMBER 17, 2009**

**** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE
REGULAR MEETING OF DECEMBER 1, 2009 AS AMENDED.**

The changes to the minutes of the Regular Meeting of December 1, 2009 are as follows:

On page 2, 1st paragraph, the 10th sentence should read: “The sewer cannot be accessed directly because the house doesn’t front on Raymond Street.”

On page 2, 1st paragraph, the 11th sentence should read: “Mr. Riith said if the potential homeowner gets an easement on the sewer from the property owner of 52 Raymond Street, then we would give the go-ahead for the lateral.”

On page 2, 1st paragraph, the last sentence should read: “Mr. Riith confirmed that an easement width of 15 feet would be a necessary minimum.”

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**DISCUSSION AND ACTION (ATTACHMENT)
35 INTERVALE ROAD – COMPENSATION FOR SEWER BACK UP**

Mr. Steeger said he discussed the situation again with people who were at the scene, and their account of the situation has not changed. It was agreed that the Commission would not reimburse the homeowner for compensation for sewer back-up.

**** MR. VAN WINKLE MOVED TO DENY THE HOMEOWNER'S REQUEST FOR REIMBURSEMENT BASED ON THE FACTS PRESENTED.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

DISCUSSION AND ACTION – 2010 DARIEN SEWER COMMISSION SCHEDULE

Darien Sewer Commission 2010 Meeting Schedule; January 5, February 2, March 2, April 6, May 4, June 1, July 6, August 3, September 7 – meeting in room 119, October 5 November 9 – meeting in room 119, December 7. Note: All meetings commence at 4:30 p.m. in room 206 of Darien Town Hall (unless otherwise noted).

**** MR. VAN WINKLE MOVED TO ACCEPT THE 2010 DARIEN SEWER COMMISSION SCHEDULE.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

DISCUSSION AND ACTION – ELECTION OF OFFICERS

Current slate is: Robert Riith, Chairman; Anne Shaw, Vice Chairman; William Doughman, Clerk.

**** MR. VAN WINKLE MOVED TO APPROVE THE ELECTION OF OFFICERS, WHICH IS THE SAME AS THE CURRENT SLATE OF OFFICERS.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger provided a copy of the budget recap. He said the goal in the upcoming year's budget is to maintain what they have. He said the Sewer Reserve Fund is

deteriorating, therefore they are reluctant to take on large projects until they can renegotiate the contract with the City of Stamford.

He went on to review more budget information. He mentioned that operating costs are down considerably.

Mr. Steeger said they would continue to hold off on the Stony Brook project. He said they have three projects coming up that have to be done: The 5 Mile River force main project, the West Avenue storm drain project, and the Stony Brook force main project.

Mr. Steeger said that he would recommend to the commission a 10% increase in sewer service charges, effective 2010. He said the fees haven't been raised in 3 years.

Mr. Steeger said the 5 Mile River force main project is moving along. He said the consultant, Stearns and Wheler, is working on an estimate and some other items. All necessary approvals from the regulatory boards have been received.

The Goodwives River project is proceeding slowly. He said the RTM will be voting on the acquisition of the Tweedy property on January 25th.

He said there was a pump failure at the Old Kings Highway South pump station, which resulted in one being replaced and one being rebuilt.

Mr. Steeger said the Westmere deposition dates never came to pass, so there is no change in the status.

Mr. Steeger said there is nothing new regarding West Avenue. The survey was done and the results were provided.

**** MR. VAN WINKLE MOVED TO ACCEPT THE SUPERINTENDENT'S REPORT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

Curtis, Brinkerhoff & Barrett, P.C.

Goodwives River Road Sewer Extension	<u>\$850.00</u>
	\$850.00

**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$850.00 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR WORK RELATED TO THE GOODWIVES RIVER ROAD SEWER EXTENSION PROJECT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

**** MR. VAN WINKLE MOVED TO ADD AN ITEM TO THE AGENDA, APPROVAL OF DEWBERRY INVOICE PAYMENT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

Dewberry

Goodwives River Road Sanitary Sewer Project \$3,188.50

\$3,188.50

**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$3,188.50 TO DEWBERRY FOR WORK RELATED TO THE GOODWIVES RIVER ROAD SANITARY SEWER PROJECT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger asked if anyone had changes to the Sanitary Sewer Regulations. It was mentioned that a public hearing will be held to coincide with the meeting that is scheduled for Tuesday, March 2, 2010.

**** MR. VAN WINKLE MOVED TO APPROVE A PUBLIC HEARING BE HELD ON TUESDAY, MARCH 2, 2010.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

**** MR. VAN WINKLE MOVED TO ADJOURN.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 4:55 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
FEBRUARY 2, 2010**

ATTENDANCE: Robert Riith, Chair; Peter Van Winkle; Bill Doughman

STAFF: Robert Steeger, Director of Public Works;
Darren Oustafine, Assistant Director of Public Works

OTHER:

CALL TO ORDER

Mr. Riith called the meeting to order at 4:35 p.m.

**APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING JANUARY 5, 2010**

**** MR. DOUGHMAN MOVED TO APPROVE THE MINUTES OF THE
REGULAR MEETING OF JANUARY 5, 2010 AS AMENDED.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**DISCUSSION AND ACTION (ATTACHMENT)
FMRR PUMP STATION FORCE MAIN – SANITARY SEWER**

Mr. Steeger said last Wednesday they had another break in the 5 Mile River Force Main. He said it was in the same area that broke previously and the area that will be replaced. The repair was made with ductile iron cement lined pipe (DICL). The replacement will be performed with high density poly ethylene (HDPE) via directional drilling per plans that were a part of the package. The cost of the repair was approximately \$20,000. Two septic trucks were needed for 8 to 10 hours each. The project to replace the pipe, will be going out to bid shortly, once DOT final approval is obtained. EPC approval has already been obtained. Estimate was included in agenda package. Mr. Steeger reported that the current construction estimate is approximately \$340,000 but that we are hopeful bids will be lower.

**** MR. VAN WINKLE MOVED TO GO OUT TO BID ON THE 5 MILE RIVER
PUMP STATION FORCE MAIN.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

RAYMOND STREET – LOTS 107 & 108 (ATTACHMENT)
INFORMATIONAL COPY

Mr. Oustafine explained that the Benedetto brothers who came forward at last month's meeting with their architect/potential purchaser about their landlocked lots on Raymond Street, and asked permission to share a lateral that was provided for his lot and another lot. The Benedetto's were unable to produce an easement to show how he could get to the sewer. They had asked the Commission for relief, but the Commission said could not provide an easement for them. The Commission told the Benedetto's that they would work through the details of connection to the sewer in Raymond Street once they had a way of getting to the sewer. Mr. Oustafine stated that the Benedetto's came to the office since then with the paper contained in the agenda which showed that they had paid a sewer assessment. The Benedetto's asked if they should appear at the February meeting. Mr. Oustafine reported that he told the Benedetto's that it would not be necessary for him to appear, because the commission had already decided that the Benedetto's need to get an easement before they can access the sewer and that this had not happened yet. Mr. Oustafine reported that he told the Benedetto's that he would share the information relative to the assessment with the commission. The Benedetto's stated that they paid the assessment so therefore he must be able to get to the sewer. Mr. Oustafine reported that he told the Benedetto's that the commission has stated that they will let them connect, however it is up to them to obtain the rights to get to the sewer. The commission was apprised of the assessment status.

CITY OF STAMFORD – EXECUTIVE SESSION – NEGOTIATION OF
AGREEMENT
AGREEMENT RENEWAL

The Commission decided to take this up at the end of the meeting.

SUPERINTENDENT'S REPORT

Mr. Steeger reminded the commission that a public hearing on the change in the sewer regulations is scheduled for the same day as the next meeting, which is Tuesday, March 2, 2010. The public hearing is scheduled for 4:30 p.m., followed by the regular meeting.

Mr. Steeger said the copy of the sewer regulations the Commissioners have is the amended copy, without any of the changes made. This is the way it would appear if place in the regulations right now. He said that no one he has spoken to regarding Section 8-3 can remember licensing or inspecting septic trucks. He said the Health Department doesn't want to do it. Mr. Riith thinks that the regulations should include

that the trucks be pumped out every so often. It should be a Health Department responsibility.

Mr. Steeger said that the West Avenue sanitary sewer and storm drain conflict project was ongoing and that as part of the towns recent study of Noroton river watershed, it was learned that the watershed contributing to the area of conflict is greater than 100 acres which triggers the need for a water diversion permit (if there is a change in the instantaneous flow rate). Mr. Steeger explained that if this permit is necessary it would likely add at least 6 months to the timeline of the project and that we are waiting to hear what our consultant, Milone and MacBroom will suggest.

Mr. Steeger reported that said the acquisition of the Tweedy property was approved by the RTM at their 1/25/10 meeting and that the lawyers are working on bringing the deal to a close. Mr. Steeger reminded the commission that this parcel is necessary for the directional drilling portion of this work to take place. Mr. Steeger reported that the Salem Straits easements are pending. Mr. Steeger reported that through our attorneys, we've learned that the attorney's representing the Salem Straits property owners, that all is in order, but one of the attorney's had health issues and is expected to be back on the job soon. property transaction contract has been signed by Mrs. Tweedy and approved by the RTM. Mr. Steeger reported that another issue has come up, with regards to the directional drilling portion of the work relative to the environmental bond. That is, technically, the Town of Darien is the Permittee and the Permittee is required to post the bond, which is not consistent with the contract documents which require the contractor to post the bond for the town. Mr. Steeger reported that we have already spoken with the contractor who has agreed to post a bond to the town if necessary, but it looks like the DEP will accept a bond from the contractor. Mr. Steeger stated that he wanted to report the worst case scenario which might be \$2,000 additional cost to the town.

Mr. Steeger said there is nothing new regarding the Westmere situation.

**** MR. VAN WINKLE MOVED TO ACCEPT THE SUPERINTENDENT'S REPORT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

Curtis, Brinkerhoff & Barrett, P.C.

Westmere Group	\$ 116.00
Goodwives River Road Sewer Extension	<u>\$1,187.50</u>

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\$1,303.50

Stearns & Wheeler

FMRR Pump Station Force Main \$1,157.00

**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$1,303.50 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR WORK RELATED TO THE WESTMERE GROUP AND THE GOODWIVES RIVER ROAD SEWER EXTENSION PROJECT; AND \$1,157.00 TO STEARNS & WHEELER FOR WORK RELATED TO THE FMRR PUMP STATION FORCE MAIN.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

CITY OF STAMFORD – EXECUTIVE SESSION – NEGOTIATION OF AGREEMENT AGREEMENT RENEWAL

**** MR. DOUGHMAN MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS THE NEGOTIATION OF THE AGREEMENT/AGREEMENT RENEWAL WITH THE CITY OF STAMFORD.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger, Mr. Oustafine, and the Commissioners entered into Executive Session at 4:55 p.m. to discuss the negotiation of the agreement/agreement renewal with the City of Stamford.

**** MR. DOUGHMAN MOVED TO COME OUT OF EXECUTIVE SESSION AND GO BACK TO REGULAR SESSION.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger, Mr. Oustafine and the Commissioners came out of Executive Session at 5:20 p.m., saying that no votes were taken and no decisions were made.

ADJOURNMENT

**** MR. VAN WINKLE MOVED TO ADJOURN.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:20 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING FOLLOWING
PUBLIC HEARING AT 4:30 P.M.
MARCH 2, 2010**

ATTENDANCE: Robert Riith, Chair; Bill Doughman;
Anne Shaw; Peter Van Winkle (4:37 p.m.)

STAFF: Robert Steeger, Director of Public Works;
Darren Oustafine, Assistant Director of Public Works

OTHER: Abigail Moore

OPENING OF PUBLIC HEARING

Mr. Riith called the Public Hearing portion of the meeting to order at meeting to order at 4:35 p.m. Mr. Riith entered into the record that the Darien Sewer Commission will conduct a Public Hearing on Tuesday, March 2, 2010 at 4:30 p.m. in Room 206 at Darien Town Hall – 2 Renshaw Road, Darien, CT 06820, for the purpose of:

PROPOSED AMENDMENTS TO CODE OF ORDINANCE TOWN OF DARIEN
APPENDIX C – ADMINISTRATIVE REGULATIONS, ARTICLE VIII.
SANITARY SEWER REGULATIONS, SECTIONS 1000-1 THROUGH 1000-14.

All members of the public are invited to be present and will be given an opportunity to be heard regarding the proposed sanitary sewer regulation amendments. A hard copy of proposed amendments are available for inspection at the Public Works office at town hall and electronic version is available on the town web site under Public Works. (www.dariencr.gov).

BY ORDER OF THE DARIEN SEWER COMMISSION
ROBERT A. RIITH, CHAIRMAN

Mr. Steeger noted that this notice was published in the Darien Times on 2/18/10 and 2/25/10.

Mr. Van Winkle arrived at 4:37 p.m.

Mr. Steeger said that in Section 1000-3, the permit and inspection fees were raised \$200.00. In Section 3-9, this is one of several references made to the Town of Darien Sewer specifications. This enables them to weed out the technical jargon out of the regulations and allows them to change the specifications.

In Section 100-6, Service Charges, Mr. Steeger explained how the services are calculated. In Section 6-1, the annual sewer service charge for residential users is generally determined by multiplying the current sewer service rate by the sum of the two lowest quarters times two. With this addition, quarters having zero consumption will not be used.

In Section 6.1.3, there is an addition in which the policy was adopted but never included in the regulations, for laundromats and car washes to receive the 10% discount.

In Section 6.6-5.1, when customers move from one address to another in Darien, and both residences are serviced by sanitary sewers, the invoice will be based on water consumption of the old residence. When a property owner has no previous water consumption history in the Town of Darien, the invoice will be based on the average of all metered residential users.

In Section 7-1.1, they increased the amount of the maintenance bond posted by the developer to \$5,000.

In Section 9.1, he said he had second thoughts about this. Section 9.2 should read as follows:

The total project cost shall include the cost of preliminary studies and surveys, detailed working plans and specifications, acquiring necessary land or property or any interest therein, construction costs, interest charges during construction, and legal fees. Only those costs associated with building the project in strict accordance with the approved project plans shall be eligible for inclusion in the project cost. Costs incurred by the developer for improvements that are not shown on the approved project plans or have not been specifically added to the project by the Authority shall not be eligible for inclusion in the total project cost.

CLOSE PUBLIC HEARING

Mr. Riith closed the Public Hearing portion of the meeting at 4:40 p.m.

CALL TO ORDER

Mr. Riith called the Regular Meeting to order at 4:40 p.m.

Mr. Riith then called for a moment of silence in memory of Mr. Art VanSciver, who recently passed away.

APPROVAL OF MEETING MINUTES (ATTACHMENT) **REGULAR MEETING FEBRUARY 2, 2010**

**** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 2, 2010 AS AMENDED.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED WITH THREE (3) VOTES IN FAVOR (RIITH, DOUGHMAN, VAN WINKLE) AND ONE (1) VOTE ABSTAINED (SHAW).**

DISCUSSION AND ACTION (ATTACHMENT)
25 ANDREWS DRIVE – LATERAL CONNECTION OPTIONS

Mrs. Abigail Moore said that she and her husband, John, bought 25 Andrews Drive 2 ½ years ago. When they bought the property, they were new to the town. They had the inspection done on the septic tank, which was working fine, and they were told that it was fine. She said they now have a buyer for their property, whose inspector found a lot of problems with the septic tank. She said it is much better to hook up to the town sewer because the existing septic tank is from the 1930's and is not up to code. She said that she was then given two options, to hook upwards to Brushy Hill Drive, or down to Andrews Drive. She was also told that it was payable over 20 years. She said she was then told that it had to be payable up front before any hook up is done. She said that this was not explained or disclosed to them when they bought the property. She further explained that if she decided to go downhill to Andrews Drive, which clearly makes sense, that she needed to go through the Commission because there is a problem with the developer across the street. She said that she is looking at a \$50,000 problem, payable up front, no matter what she decides. She asked if they can hook up to Andrews Drive, and why is it so much more expensive to hook up down there, which is a \$12,000 difference, within a few hundred feet for the same property.

Mr. Steeger explained that Andrews Drive, the Westmere Project, was built on a rock pile and is a very expensive development. He said the developer came to the Commission and said he wanted to subdivide. The procedure is that the developer signs the agreement with the Town and the Town says they will accept the responsibility for it. He said the developer provided an affidavit of costs. If it had been accepted by the Town, it would have resulted in an assessment of \$70,000 per parcel. \$38,000 was determined to be relevant to the assessment. There is a pending lawsuit. The developer's permitting agreement also says that the town would act as an intermediary between buyers after the project is done and have the town act as a pass-through. There has never been a provision for financing of that kind.

Mr. Steeger said they can hook up and pay in installments. He said he would have to defer to attorneys. He suggested that he call Town Counsel to see if he could find out any more information. Mr. Riith said the Commission would give them the benefit of the doubt. Ms. Moore said she is trying to close on the property by April 5th. She said she would pay for it for the new owners and put the money in escrow.

This was tabled until the outcome of the conversation with Town Counsel.

DISCUSSION AND ACTION – WESTERLY COURT (ATTACHMENT)
333 WEST AVENUE – PROPOSED SANITARY SEWER EXTENSION

Mr. Oustafine said they are planning on starting construction in April. There are five houses proposed. He said they provided them with flow data and they have done the capacity analysis. The preliminary submission appears to meet all requirements.

**** MR. DOUGHMAN MOVED TO APPROVE THE PROPOSED SANITARY SEWER EXTENSION AT 333 WEST AVENUE.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger said they have decided to proceed on the Goodwives River Road project. They are getting a check cut from Mrs. Tweedy. They have been informed by Town Counsel and the counsel for the subdivision association that all of the details have been worked out, and it's just a matter of getting all the necessary people to sign the documents.

Mr. Steeger said they are still waiting for the final approval from the State on the Tokeneke Road project. The bid date is set for March 29.

Mr. Steeger, Mr. Riith and the Commissioners then discussed the negotiation contract/audit with Stamford. Mr. Steeger said he was approached by Town Counsel. They need a full committee, and they would work on the groundwork, and then the audit. Additional meetings would be held during the day. They would meet with Town Counsel first. Mr. Steeger said he would arrange that and notify everyone. They would share first cuts and go through the existing agreement and change it. Stamford would do it the same way. The contract is up at the end of November 2010.

**** MR. VAN WINKLE MOVED TO ACCEPT THE SUPERINTENDENT'S REPORT.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

Curtis, Brinkerhoff & Barrett, P.C.

Goodwives River Road Sewer	\$1,000.00	
Westmere Group	\$ 550.00	
		\$1,550.00

Milone & MacBroom

West Avenue Sewer Drainage Conflict	\$1,025.00	
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**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$1,550.00 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR WORK RELATED TO THE GOODWIVES RIVER ROAD SEWER AND THE WESTMERE GROUP; AND \$1,025.00 TO MILONE & MACBROOM FOR WORK RELATED TO THE WEST AVENUE SEWER DRAINAGE CONFLICT.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

**** MR. VAN WINKLE MOVED TO ADJOURN.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:15 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services



Darien Sewer Commission Meeting Minutes
Regular Meeting of Tuesday, April 6, 2010, 4:30 PM
Darien Town Hall, Room 206, 2 Renshaw Road, Darien, CT 06820

Present:

Commissioners;

Mr. Robert Riith, Chairman,
Ms. Anne Shaw,
Mr. William Doughman,
Mr. Peter Van Winkle,

Staff;

Robert S. Steeger, Jr.
Darren Oustafine

Audience;

Dr. Joseph Miceli,
Ms. Margaret Sefanoni,
Mr. Barry Hammons,
Mr. James Reilly.

Absent:

Mr. Rocco Genovese

Minutes:

1. Call to Order. Meeting was called to order at 4:35 PM by Chairman Riith.
2. Approval of Public Hearing Minutes and Regular Meeting Minutes of March 2, 2010. Mr. Steeger recommended to the commission that the Public Hearing Minutes include that no members of the public were in attendance and that the minutes reflect that Mr. Riith entered into the record the purpose of the public hearing which is to allow the public to hear and comment on proposed changes to sewer regulations. And that under the Superintendents report of the regular meeting minutes, second sentence change "from" to "for" to read "They are getting a check cut for Ms. Tweedy". PVW made a motion to accept

the Public Hearing and Regular Meeting Minutes as corrected. BD seconded the motion which passed unanimously.

3. Sewer lateral issue for 5 Wakeman Road. Dr. Joseph Miceli appeared before the commission on behalf of his father, Dominick Miceli, owner of 5 Wakeman Road relative to sewer laterals serving that property. Dr. Miceli stated that the lots were bought in 1972 and there were 2 lots, a front lot and rear lot. Dr. Miceli stated that the property was not provided with a sewer lateral for each lot, that the town wouldn't let him build on the rear lot due to wetlands. Dr. Miceli stated that his father paid for 2 assessments but that does not have a lateral in front of one of the lots. Dr. Miceli asked the commission to install or pay for a new lateral as his father has paid 2 assessments and should be provided with a lateral for each property. The commission discussed the matter and tabled issue to future meeting and asked staff to determine: how many laterals were provided for the subject property; if and how many assessments were paid; and, where the lateral(s) are located. The commission may make a decision at a future meeting once more facts are known.
4. Westerly Court, 333 West Avenue. Staff reported that at the March 2, 2010 meeting the commission approved the sewer extension and that since then, staff has solicited competitive proposals from 2 engineering firms, GHD and Dewberry. GHD's hourly price is \$85/hr and Dewberry \$104/hr. Staff recommended that GHD be awarded inspection services for the sewer extension. BD made a motion that GHD be awarded inspection services work for Westerly Court, seconded by PVW and approved unanimously. Remaining issues are developers agreement and easements which staff will review, approve and return to the commission for execution.
5. Five Mile River Road Pump Station Force Main Replacement (FMRRPSFMR) on Tokeneke Road. Staff asked the commission to consider a proposal for inspection and construction services and an invoice from GHD/Stearns & Wheler that were received after the agenda packages were mailed to commissioners. Staff also reviewed the results of Construction Bids which were included in agenda packages. M. Rondano is the apparent low bidder at a bid proposal cost of \$296,800.00. There was only one other bidder, FGB, whose bid proposal cost is \$325,395.00. Motion to pay Stearns & Wheler Invoice # 8604721 in the amount of \$1,475.00 which is 100% of design value for FMRRPSFMR was made by PVW and seconded by AS and approved unanimously. Motion was made to accept Stearns & Wheler April 2, 2010 proposal for engineering construction services, Project manager \$134.73/hr and Resident Representative \$85/hr totaling \$15,755.68. PVW made a motion to accept the proposal as presented and to award Stearns & Wheler engineering services for construction seconded by BD, approved unanimously. BD made a motion to award construction contract to M. Rondano, seconded by PVW and approved unanimously. Staff reported that there was another break in the force main in the same vicinity of previous breaks, on Good Friday, April 2, 2010 at approximately 2:00 PM.
6. 77 Leroy Avenue, proposed affordable housing development, 16 units. Ms. Stefanoni handed out a site plan and explained to the commission that the 16 units are approved as a

result of a settlement (decision) following planning and zoning denial. Mr. Hammons explained that he is in the process of performing a downstream capacity analysis on the sewer system per direction from staff. Capacity analysis will include pipe s from subject site on south west corner of Leroy Avenue and West Avenue intersection, on Leroy, Squab, Grove, Brook, Post to intersection of Post and Leroy where pipe size on Post Rd increases. Mr. Hammons has been provided with record drawings and available flow studies by the town for his analysis. Mr. Hammons stated that he was at the meeting to familiarize the commission with the proposed activity. No action was requested or taken.

7. Eddy Lane Subdivision Sewer Service. Mr. James Reilly is the owner of the subdivision known as Eddy Lane which is located on the east side of Noroton Avenue south of intersection with Park Place and north of intersection with Clock Avenue. The 3 lot subdivision is owned by Mr. Reilly. The approved plans call for a sewer extension to serve the 2 rear lots that are accessed via a commonly owned paper road (actually a shared driveway). Mr. Reilly explained that the road is owned jointly by the 3 lots and that he would like to avoid a sewer extension and would prefer to install 2 laterals to serve the rear lots in a common trench. The commission considered the fact that the proposed sewer extension would not serve future sewer extensions and that easements would be necessary within the paper road to allow individual property owners to access their individual lateral which would be located on commonly owned property. Mr. Reilly explained that he is the owner of all 3 lots and the paper road and that he can cause an easement to be recorded in the Darien Land Records in favor of future individual property owners. PVW made a motion to allow the installation of 2 laterals in a common trench located within Eddy's Lane, to abandon plans for a formal sewer extension as originally proposed, subject to easements as necessary for future maintenance and access, seconded by BD, and approved unanimously.

8. Superintendents Report. Goodwives River Road Sanitary Sewer Extension. Staff reported that the check for \$39,100 for the purchase of the Tweedy property has been turned over to the town attorney (Ed Schmidt, Esq.) and that we are hopeful that the property closing will take place within the next week, that the town has awarded the job to Cherry Hill Construction Inc, that Cherry Hill has provided a bond in favor of the DEP for \$55,000 and the town has forwarded same to DEP, that project will begin with directional drilling portion of the project once property is acquired and bond is confirmed acceptable to DEP. Staff also reported that easements in Salem Straits have not been executed but that town council has advised that this is just a formality at this point as both parties are in full agreement and the paper work has been completed except for execution which is imminent. City of Stamford Contract negotiations. Staff reported that the City of Stamford has received more than \$1 million in nitrogen credits from the State of CT DEP, that the recent plant upgrade was greater than \$90 million, presented a scope of work to be used to solicate proposals from consultants to provide the Town of Darien with needed information and forensic interpretation of past audits relative to negotiations with the City of Stamford. The commission agreed and inquired about the hurricane barrier and the percentages of shared infrastructure cost in Stamford. PVW made a motion to authorize staff to spend up

to \$30,000 on consultants following proposal review, approval, and selection process (by staff and subcommittee), which was seconded by BD, and approved unanimously. Stony Brook Pump Station. Staff reported that 2 muffin monsters have failed and are being repaired following prolonged submersion during last week's rain storm which resulted in flood above channel in station. One of the three pumps also failed when a seal broke but was replaced at once with a spare pump. Repairs to damaged pump are underway. Storm and Goodwives Shopping Center. A letter was presented to the commission during the meeting from Owner of Goodwives Shopping Center detailing that the sewer was unusable during and immediately following the rain storm. Staff reported that there was surcharging of manholes and that staff is looking into the idea of raising manholes along the Goodwives River and will be redoubling our efforts to thwart inflow where possible. Westmere Lawsuit. Depositions are scheduled April 22 and 23 (2010) for staff at the law offices of Phillip Russell, 66 Field Point Rd, Greenwich, CT. 25 Andrew Drive – Abigail Moore. Staff reported that the owner of the house put \$26,606 in an escrow account for the buyers of the house to settle the assessment issue. (*editors note: check in amount of \$26,606 was received by the town on 4/7/10*). PVW made motion to accept the superintendents report, seconded by BD, and approved unanimously.

9. Payment of Invoices. PVW made a motion to pay invoices as presented, seconded by BD, and approved unanimously. Invoices are: Curtiss, Brinckerhoff & Barrett, PC \$450 (Goodwives Sewer Ext + misc); Milone & MacBroom \$200 (West Ave sewer drainage conflict); and, Stearns & Wheler \$6,195.40 (Five Mile River Road Pump Station Force Main Replacement).
10. New Business. No new business was presented or considered.
11. Adjournment. PVW made motion to adjourn the meeting with second by BD, approved unanimously. Meeting was adjourned at 5:35 PM.

**TOWN OF DARIEN
SEWER COMMISSION MEETING
MAY 4, 2010**

ATTENDANCE: Commissioners: Anne Shaw, Acting Chair; Rocco Genovese
William Doughman, Peter Van Winkle,

STAFF: Robert S. Steeger, Darren Oustafine

Call to Order

The meeting was called to order at 4:35 p.m. by Acting Chairman Shaw.

Approval - Regular Meeting Minutes of April 6, 2010.

- ** **MR. VAN WINKLE MADE A MOTION TO ACCEPT THE MINUTES OF
APRIL 6, 2010 AS SUBMITTED.**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY**

Discussion and Action – Steve Trinkaus

397 Boston Post Road – Appeal of capacity analysis requirement

Mr. Oustafine presented an e-mail message from Mr. Trinkaus that is requesting the commission to grant a waiver to the requirement to perform a hydraulic analysis. Further details included are that Garden Homes Management has obtained P&Z approval to convert the existing office building into 35 studio or 1BR apartment units, and the resulting increase in daily discharge estimate was included.

Mr. Oustafine referred to the easement maps and photographs provided and stated that he was hoping to find the manholes and raise them. Mr. Genovese stated that the problem may be as a result of a downed tree in the river across from Old Kings Highway that was causing some overflow and sewer blockages that also could be creating some flooding.

Mr. Genovese suggested that an on-site retention system be researched as this may be a workable solution. Mr. Oustafine suggested that he would write a letter informing Mr. Trinkaus that they would be looking into a retention system.

- ** MR. VAN WINKLE MADE A MOTION TO TABLE THE ITEM PENDING FURTHER RESEARCH INTO A RETENTION SYSTEM.
- ** MR. DOUGHMAN SECONDED THE MOTION.
- ** THE MOTION PASSED UNANIMOUSLY

Discussion and Action – Wilder Gleason

934 Boston Post Road – Proposed building addition within sewer easement

Mr. Oustafine presented an e-mail message from Donna Chachakis stating that Wilder is requesting to know the location of the sewer line in the back part of the building where Center Street is. Mr. Steeger asked what is there, who owns the building, and what are the conditions of ownership. Mr. Oustafine replied Old Roundhill Partners. Mr. Oustafine referred to the easement maps and photographs provided and stated that the easement was non-descript and does not clearly indicate where the main is. Mr. Steeger added that it looks like they own the whole thing including the brick building. Mr. Oustafine stated that it appeared that it could be a grease trap that is serving one of the Restaurants. Mr. Steeger asked that does “Area to be Dedicated to Town” mean and Mr. Oustafine replied that it probably meant open space. Mr. Steeger suggested that a modernized easement be done for clarification and it would be an opportunity to clarify a 70-year old easement and determine who owns it, and the surrounding details.

- ** **MR. VAN WINKLE MADE A MOTION THAT A MODERNIZED EASEMENT BE DONE FOR CLARIFICATION.**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

Discussion and Action – Dominick & Louis Miceli

5 Wakeman Road – Sewer lateral cost appeal

Mr. Oustafine reviewed the background on the item as stated at last month’s meeting where Dr. Miceli stated that the property was not provided with a sewer lateral for each lot, that the town wouldn’t let him build on the rear lot due to wetlands. Dr. Miceli’s letter had stated that he asked the commission to install or pay for a new lateral as his father has paid 2 assessments and should be provided with a lateral for each property. Mr. Genovese asked if Mr. Oustafine has been able to confirm payment, and he replied no, but added that they were assessed and it must have been paid or there would be a lien.

Ms. Shaw added that she remembers this being a contentious situation and there was no way to do anything less that install otherwise, they would encroach to wetlands, and asked how much it would cost. Mr. Oustafine replied that a very rough estimate would be between \$5,000 and \$10,000.

Mr. Van Vinkle stated that he had no objection providing this but he does not want it to run into somebody's lateral and asked what as the reason that the property was changed. He stated that if it was the Town's doing, then the Town should pay.

Mr. Genovese asked if the foundation is in, and Mr. Oustafine responded that he thought so. Mr. Genovese stated that they had been given permission to construct, as this is a buildable site, and Mr. Steeger responded that this was not what the applicant was asking for. Ms. Shaw stated that it is not our responsibility, but if the decision is challenged, we could spend as much defending the decision than the cost of the easement. Mr. Van Winkle stated that the General Fund should pay, not out of the Sewer Commission budget. Mr. Steeger asked if there was a negotiated settlement, and Mr. Oustafine responded that it was not determined who was to pay. Ms. Shaw suggested an opinion be sought from Town Counsel, and recommended that the item be tabled until that was determined.

**** MR. VAN WINKLE MADE A MOTION THAT THE ITEM BE TABLED
UNTIL AN OPINION FROM TOWN COUNSEL WAS RECEIVED.
** MR. DOUGHMAN SECONDED THE MOTION.
** THE MOTION PASSED UNANIMOUSLY**

Superintendent's Report

Mr. Oustafine stated that there was another break in the line at Tokeneke Road, which represents probably six times there has been a break, and that hopefully the program will get underway and correct the problems.

Regarding the Goodwives Project, the drilling contractor is scheduled. Mr. Genovese asked if there were black out dates for no directional drilling, and Mr. Oustafine replied that it is from June 1 through September 30. Mr. Genovese asked is there would be drainage conflict with West Avenue, and he stated the project is about ready, and the solution is to build a long junction box for storm water flow around the sanitary sewer. Mr. Oustafine stated that regarding the Westmere lawsuit, the depositions were held April 22 and 23 and most of the questions centered around the easements at Delafield Island. He added that he did not know how many more people were looking at hook-ups to the sewer, and that depositions were being done through Dave Keating.

Regarding the City of Stamford agreement, Mr. Oustafine stated that they have sent out five RFPs with no response, and two have indicated that they may not want to get involved due to a conflict, as they are already working in the schools with Stamford. He added that Arcadis may submit a proposal for a new Stamford WPCA. He added that Dan McCabe has guided the Town on this issue, and he finds out the outcome at the formal negotiations, and the hearing is set for May 10.

Mr. Oustafine added that the City of Stamford has now received more than \$3 million in credits from the state, and that “not sharing is actually taking”.

- ** **MS. SHAW MADE MOTION TO ACCEPT THE SUPERINTENDENT’S REPORT AS PRESENTED.**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

Payment of Invoices

Curtis, Brinkerhoff & Barrett, PC	
WPCA	\$ 2,525.00
Westmere Group	892.45
	Total \$3,417.45
Milone & MacBroom	
West Ave. Sewer drainage conflict	\$417.00

- ** **MR. VAN WINKLE MADE A MOTION TO PAY INVOICES AS PRESENTED,**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

New Business

Mr. Oustafine stated that inspection services were requested for Westerly Court, and he would need a motion to approve.

- ** **MR. VAN WINKLE MADE A MOTION TO AUTHORIZE INSPECTION SERVICES FOR WESTERLY COURT.**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

Adjournment

- ** **MR. VAN WINKLE MADE A MOTION TO ADJOURN THE MEETING.**
- ** **MR. DOUGHMAN SECONDED THE MOTION.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

Meeting was adjourned at 5:50 p.m.

Respectively submitted,

Marilyn Knox, Telesco Secretarial Services

Town of Darien
Sewer Commission
May 4, 2010
Page 4 of 4

**TOWN OF DARIEN
SEWER COMMISSION MEETING
JUNE 1, 2010**

ATTENDANCE:Commissioners: Robert Riith, Chair; Anne Shaw; Rocco Genovese
William Doughman, Peter Van Winkle

STAFF: Robert S. Steeger, Darren Oustafine

Call to Order

The meeting was called to order at 4:45 p.m. by Chairman Riith.

Approval - Regular Meeting Minutes of May 4, 2010.

- ** MR. VAN WINKLE MADE A MOTION TO ACCEPT THE MINUTES OF MAY 4, 2010 AS SUBMITTED.**
- ** MR. GENOVESE SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY**

Discussion and Action – Steve Trinkaus

397 Boston Post Road – Appeal of capacity analysis requirement

Mr. Steeger presented an e-mail message from Mr. Trinkaus detailing which showed flow rates. This item was presented to the commission and was tabled from last month, requesting the commission to grant a waiver to the requirement to perform a hydraulic sewer capacity analysis. Mr. Steeger informed the commission that a number of condominium projects are also served by the sewer pipe in this area and that a capacity analysis was never required before, and that units approved from 1986 through the 90's totaled 130 units with 204 bedrooms. Ms. Shaw asked if he felt comfortable that the current system could accommodate the estimated discharge, and Mr. Steeger replied yes, in dry weather. Also present were Mr. Richard Freedman the owner and developer of the subject property and Edmund Schmidt, Esq. who addressed the commission concurring with Mr. Steeger's comments and noting that this application involves an existing building converted from office to residential.

- ** MR. VAN WINKLE MADE A MOTION TO APPROVE THE WAIVER TO REQUIRE PERFORMING A HYDRAULIC CAPACITY ANALYSIS OF THE SANITARY SEWER LINE.**
- ** MR. DOUGHMAN SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY**

Discussion and Action – Wilder Gleason

934 Boston Post Road – Proposed Development & Sewer Easement

Attorney Gleason presented the application and explained the proposal answering the commissions questions and explaining that they would appear before the Planning and Zoning Commission that evening. Attorney Gleason showed the limits of the property, and introduced one of the owners of the development, Mr. John Doherty. Attorney Gleason explained that his client was agreeable to rewrite the sewer easement.

Mr. Van Winkle suggested that the property owner and all other property owners served by this sewer, take responsibility of ownership and maintenance of the sewer main to the connection at the manhole located in Center Street. Attorney Gleason opined that at least one of the persons served would likely not be agreeable to that scenario whereby that entity would become responsible for charges that are now not his. Attorney Gleason stated that he is relatively certain that this entity will not agree as they have been in disagreement with all of the work proposed on his clients property to date. Attorney Gleason stated that he would nevertheless ask the question at the PZC meeting.

- ** MR. VAN WINKLE MADE A MOTION TO TABLE THE ITEM PENDING APPROVAL OF THE NEGOTIATED MODIFIED EASEMENT BY PLANNING & ZONING.**
- ** MS. SHAW SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY.**

Discussion and Action – Dominick & Louis Miceli

5 Wakeman Road – Sewer lateral cost appeal

Mr. Oustafine reviewed the background on the item as presented at last month's meeting. Ed Schmidt explained that EPC, PZC and DSC regulations have all changed from the time sewer service was provided to the subject properties. A letter from Curtis, Brinckerhoff & Barrett was submitted stating that settlement did assume the subdivision would be on sanitary sewers, and the Sewer Commission was not responsible for installation of a third lateral to this property

Ms. Shaw stated that the legal response is what was requested last month, and following a detailed discussion of payment history, and the legal position, she recommended the item be denied.

- ** MS. SHAW MADE A MOTION THAT THE REQUEST FOR THE NEW LATERAL TO BE PAID FOR BY THE DARIEN SEWER COMMISSION, BE DENIED.
- ** MR. VAN WINKLE SECONDED THE MOTION.
- ** THE MOTION PASSED UNANIMOUSLY

Approval of Proposed Amendments to Code of Ordinance Town of Darien, Appendix C – Administrative Regulations, Article VIII. Sanitary Sewer Regulations Sections 1000-1 through 1000-14.

Mr. Steeger presented the ten-page edited draft of the revised sewer regulations acting on the result of feedback from the public hearing held in April. Mr. Steeger suggested a revision to item 6.2 to change end of September to the first of September.

- ** MR. VAN WINKLE MADE A MOTION TO ACCEPT THE PROPOSED AMENDMENTS TO CODE OF ORDINANCE TOWN OF DARIEN, APPENDIX C – ADMINISTRATIVE REGULATIONS, ARTICLE VIII. SANITARY SEWER REGULATIONS SECTIONS 1000-1 THROUGH 1000-14 AS AMENDED WITH ABOVE CORRECTION NOTED.
- ** MR. GENOVESE SECONDED THE MOTION.
- ** THE MOTION PASSED UNANIMOUSLY

Superintendent’s Report

Mr. Steeger presented his report covering project status for the Goodwives Project, the Westmere lawsuit, a sewer contract with the City of Stamford WPCA. He stated that regarding the Goodwives Project, all was going smoothly until a problem with the directional drilling occurred last Thursday-Friday. He added that there is a change order for the Sunswyck Road connection, and an extension granted of the June 1 DEP deadline. Change order to be presented at the next meeting.

- ** MS. SHAW MADE MOTION TO ACCEPT THE SUPERINTENDENT’S REPORT AS PRESENTED.
- ** MR. GENOVESE SECONDED THE MOTION.
- ** THE MOTION PASSED UNANIMOUSLY.

Payment of Invoices

Curtis, Brinkerhoff & Barrett, PC		
WPCA	\$	2,575.00
Westmere Group		2,700.00
Goodwives River Road Sewer Extension		<u>1,672.50</u>

Total \$6,947.50

Milone & MacBroom
West Ave. Sewer drainage conflict \$417.00

Ms. Shaw mentioned that a few of the above invoices may be duplicated from last month, and Mr. Oustafine said he would review the invoices and check for duplication.

Editors note: Milone & MacBroom \$417 was a vestige of a previous agenda and was not paid again.

- ** MR. VAN WINKLE MADE A MOTION TO PAY INVOICES AS PRESENTED, PENDING NO DUPLICATION.**
- ** MR. DOUGHMAN SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY.**

New Business

Mr. Steeger requested that the commission consider new business item related to the City of Stamford interlocal agreement and negotiations.

- ** MR. GENOVESE MADE A MOTION TO TAKE UP NEW BUSINESS ITEM RELATED TO CITY OF STAMFORD NEGOTIATIONS.**
- ** MR. VAN WINKLE SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY.**

Mr. Steeger explained that the town has had a meeting with Malcolm Pirnie (which has been acquired by Arcadis) relative to the Darien/Stamford WPCA's negotiations and up and coming interlocal agreement renewal. Mr. Steeger reminded the commission that he had been authorized to spend up to \$30,000 by the commission on Arcadis services however we now have a formal proposal totaling \$38,000. Mr. Steeger asked for supplemental authorization of \$8,000 for a total approved amount of \$38,000 for Arcadis' services.

- ** MR. GENOVESE MADE A MOTION TO APPROVE AN ADDITIONAL \$8,000, FOR A TOTAL OF \$38,000 IN TIME AND EXPENSE SERVICES FOR WORK RELATED TO THE INTERLOCAL AGREEMENT WITH THE STAMFORD WPCA FOR ARCADIS (AKA MALCOLM PIRNIE).**
- ** MR. VAN WINKLE SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY.**

Adjournment

- ** MR. VAN WINKLE MADE A MOTION TO ADJOURN THE MEETING.
- ** MR. DOUGHMAN SECONDED THE MOTION.
- ** THE MOTION PASSED UNANIMOUSLY.

Meeting was adjourned at 6:05 p.m.

Respectively submitted,

Marilyn Knox
Telesco Secretarial Services

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
JULY 6, 2010**

ATTENDANCE: William Doughman,
Peter Van Winkle

ABSENT: Robert Riith, Chairman
Anne Shaw
Rocco Genovese

STAFF: Robert Steeger, Director of Public Works;
Darren Oustafine, Assistant Director of Public Works

OTHERS: Mr. John Doherty, Owner 934 Boston Post Road
Wilder Gleason, Esq. Counsel of 934 Boston Post Road
Ms. Margaret Stefanoni, Owner 77 Leroy Avenue
Mr. Chris Stefanoni, Owner 77 Leroy Avenue

CALL TO ORDER

Mr. Steeger announced that the meeting would be postponed due to lack of quorum at 4:50 p.m.

Respectfully submitted,

Sharon L. Soltes
Telesco Secretarial Services.

Darien Sewer Commission Abbreviated Meeting Minutes
Regular Meeting
 Tuesday, August 3, 2010
 Town Hall, 4:30 in Room 206
 Two Renshaw Road, Darien, CT 06820

Commissioners Present: Robert Riith Chairman
 Rocco Genovese
 Anne Shaw

Commissioners Absent William Doughman
 Peter Van Winkle

Staff Present Robert S. Steeger
 Darren Oustafine

Audience Margaret Stefanoni

1. Call to Order. Robert Riith called meeting to order at 4:36 PM
2. Approval of Meeting Minutes (attachment),
 Regular Meeting June 1, 2010 & July 6, 2010. Approved with corrections. Code Amendment section 6.2 should read "change 1st of September to middle of September".
3. Discussion and Action – 934 Boston Post Road (attachment),
 Proposed Development & Sewer Easement. Tables until next month pending more clarity in language.
4. Discussion and Action – 77 Leroy Avenue, Leroy West Senior Residences (attachment),
 Sewer Capacity Analysis – Request for Waiver. Waiver approved.
5. Computil – Agreement (Attachment). Approved and signed.
6. Sewer Service Charges – Rate increase. Approved public hearing for September 6th, 2010 at 4:15 PM.
7. Superintendent’s Report. Report accepted.

8. Payment of Invoices (Attachment)

Curtis, Brinkerhoff & Barrett, PC	
WPCA	\$ 625.00
Westmere Group	600.00
Misc. Sewer Authority Matters	1,225.00
	\$ 2,450.00

Dewberry		
Goodwives River Road Sewer Project	\$11,493.78	
Goodwives River Road Sewer Project	16,833.13	
		\$28,326.91
Cherry Hill Construction		
Goodwives River Road Sewer Project		
Pay Request #1	\$68,232.53	
		\$68,232.53

All invoices approved for payment as presented.

9. New Business. Approval (w/>2/3 majority) to entertain new business.

Cherry Hill Construction	
Goodwives River Road Sewer Project	
Pay Request #2	\$56,099.33

Cherry Hill Pay Request # 2 approved as submitted.

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
SEPTEMBER 7, 2010**

ATTENDANCE: Robert Riith, Chair; Rocky Genovese, Anne Shaw,
William Doughman

STAFF: Robert Steeger, Public Works Director; Darren Oustafine,
Assistant Director

CALL TO ORDER

Mr. Riith called the meeting to order at 4:30 p.m.

APPROVAL OF MINUTES FOR JULY 6, 2010

The following corrections were noted:

Page 3, paragraph 1, line 4: please change the following from "\$4.10 per cubic foot" to "\$4.4±0 per ccf"

Page 3, under **Superintendent's Report**, paragraph 1, line 4: please change the following from "There one claim filed," to "There was one claim filed"

**** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE JULY 6, 2010 REGULAR MEETING AS CORRECTED.**

**** MR. GENOVESE SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES

**** MS. SHAW MOVED TO APPROVE PAYMENT OF THE FOLLOWING INVOICES:**

Curtis Brinkerhoff & Barrett, PC

WPCA	\$ 75.00
Miscellaneous Sewer Authority Matters	_____ \$200.00

\$275.00

Dewberry		
Goodwives River Road Sewer Project		\$20,736.75
		\$20,736.75
↔ Malcom Pirnie		
Invoice #100110181 – Darien Agreement		\$3,315.00
Support		\$3,315.00
Stearns & Wheler		
Five Mile River Road Pump Station	\$4,205.23	
		\$4,205.23
** MR. GENOVESE SECONDED.		
** THE MOTION PASSED UNANIMOUSLY.		

SUPERINTENDENT’S REPORT

Mr. Steeger reported that the Goodwives River Sewer is about 20% complete. The project is moving ahead slowly due to the amount of blasting required.

A written response from Jeannette Brown with the information requested has been received. Mr. Steeger distributed copies of the document to the Commissioners. He then said that he had scheduled an internal meeting for September 14th at 10:00 a.m. to discuss strategies. Mr. Steeger encouraged everyone to review the letter because of the new information in it. Mr. Steeger stated that he believes they have gotten as much information as possible following this route. Mr. Steeger reported that flow rates for Darien are approximately 12.8% of Stamford compared to 12.5% last year. Mr. Steeger reported that the new chairman of the Stamford WPCA is Mr. Tarzia who is also the chairman of the Board of Finance in Stamford.

Mr. Steeger then informed the Commission that the Five Mile River Road Pump Station Force Main project on Tokeneke Road is approximately 80% complete.

There has been no response from Atty. Gleason regarding the suggested language for the easement agreement for 934 Boston Post Road.

DISCUSSION AND ACTION - 233 TOKENEKE ROAD
(Sewer Lateral Back up)

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Mr. Oustafine explained that when the directional drilling was done for the Five mile River Road Pump Station Force Main Project on Tokeneke Road, a rock was pushed into the lateral sewer line of 233 Tokeneke Road and caused a back up. He then reviewed the details of the situation, which involved having Roto-Rooter clear the blockage. He explained that when the repairs were underway, additional damage was caused to an electrical pet fence. The tenant paid out of pocket for both repairs.

**** MR. GENOVESE MOVED TO APPROVE THE PAYMENT OF \$1340.60 TO COLIN RATH FOR EXPENSES OF \$1,245.00 FROM ROTO-ROOTER AND \$95.60 FROM CT PET CONTAINMENT INCURRED DURING THE REPAIR OF DAMAGES TO THE LATERAL SEWER LINE AT 233 TOKENEKE ROAD.**

**** MS. SHAW SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

The property owner, Ms. Rachel Peterson, asked for clarification regarding the ongoing project on Tokeneke Road. Mr. Steeger explained that the particular main under discussion has repeatedly broken during the last five years and must be replaced. The directional drilling method prevents the town from having to dig up the road and stream to lay the new line, back fill and repave. The property owner expressed concerns about the sewage back up into the tub and asked whether the well water should be tested.

Mr. Oustafine said that ~~he had~~ the Darien Health Department tested the water when the previous sewer break incident happened. When the property owner still expressed concern, Mr. Steeger said that the Town would have the Darien Health Department run another test. This was agreeable to the property owner.

DISCUSSION AND ACTION – 101 & 103 RAYMOND STREET.

Connect sewer using the same lateral as approved at 9/19 regular meeting.

Mr. Oustafine said that last September there had been a discussion regarding this easement for a lateral sewer line and that the sewer commission had passed a motion to allow 2 laterals to be connected to single lateral near Raymond Street and that now the easement has been finalized, it is being presented to the sewer commission for approval before being recorded on the Darien Land Records. The property owner, Mr. Mark Andruik of the J. Baron Land Company came forward and reviewed the details as indicated on an "as built" set of plans with the Commissioners.

- ** MR. GENOVESE MOVED TO ACCEPT THE EASEMENT FOR 101 & 103 RAYMOND STREET AS PRESENTED.**
- ** MS. SHAW SECONDED.**
- ** THE MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT Cont'd

Mr. Steeger reminded everyone that at the last meeting, he had asked to have a modification of the easement language for 934 Boston Post Road. As stated earlier in the Supervisor's Report, the attorney involved had not responded to that request at this time.

- ** MS. SHAW MOVED TO DISCUSS NEW BUSINESS.**
- ** MR. GENOVESE SECONDED.**
- ** THE MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

A representative, Mr. John Doherty of Old Round Hill Partners, the owners of ~~from the~~ 934 Boston Post Road project came forward and explained that currently, there is a 20 Ft easement proposed, but the site plans indicated that there was a tiny portion of the building that was overlapped in the easement. The Commissioners suggested that the easement be slightly reduced to remove all portions of the building from the easement area. This was agreeable to all those present and will be done.

SET THE SEWER SERVICE CHARGE FOR THE COMING YEAR

- ** MR. GENOVESE MOVED TO APPROVE THE PROPOSED INCREASE TO THE SANITARY SEWER USED FEES, AS FOLLOWS, THE STANDARD FEE FROM \$4.00/CCF TO \$4.40/CCF AND MINIMUM CHARGE FROM \$155.00/PER YEAR TO \$170.00/PER YEAR.**
- ** MS. SHAW SECONDED.**
- ** THE MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT (Cont'd)

Mr. Oustafine distributed Pay Request # 3 ~~an updated bill~~ from Cherry Hill Construction with adjustments to the Commissioners.

Mr. Steeger said that he had spoken that Cherry Hill Construction would be filing a claim last month during the Commission meeting. He then explained that there had been some question about the interpretation of contract. This issue has been referred to Atty. Fox for a legal opinion.

The claim has to do with a boring where the drill became caught on an unknown subterranean obstruction that damaged the equipment. This also resulted in the contractor having to do another boring and loss of time.

**** MR. GENOVESE MOVED TO APPROVE THE CORRECTED PAYMENT OF \$106,630.05 TO CHERRY HILL CONSTRUCTION AS INDICATED ON THEIR ADJUSTED BILL NOTARIZED BY ELLEN S. PELLEGRINO ON SEPTEMBER 3, 2010 FOR WORK DONE IN CONNECTION WITH THE GOODWIVES RIVER ROAD SEWER PROJECT.**

**** MS. SHAW SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

**** MR. GENOVESE MOVED TO ADJOURN.**

**** MS. SHAW SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:00 p.m.

Respectfully submitted

Sharon L. Soltes
Telesco Secretarial Services

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TOWN OF DARIEN
SEWER COMMISSION MEETING MINUTES
OCTOBER 5, 2010

ATTENDANCE: Commissioners: Robert Riith Chair; ~~Peter Van Winkle~~, William Doughman

STAFF: Robert S. Steeger, Darren Oustafine

Call to Order

The meeting was called to order at 4:45 p.m. by Chairman Riith.

Due to the lack of a quorum, the meeting was cancelled.

*Mr. Steeger requested a suspension of the rules to authorize payment of invoices, and Chairman Riith stated he would authorize payment of the invoices as submitted, providing all standard documentation was included.

Respectively submitted,

Marilyn Knox
Telesco Secretarial Services

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
NOVEMBER 9, 2010**

ATTENDANCE: Robert Riith, Chair; Bill Doughman;
Anne Shaw; Peter Van Winkle; Rocco Genovese (4:38 p.m.)

STAFF: Darren Oustafine, Assistant Director of Public Works

OTHER: David Lane; Adam B. Mobarik

CALL TO ORDER

Mr. Riith called the Regular Meeting to order at 4:30 p.m.

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING SEPTEMBER 7, 2010

- ** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 7, 2010 AS AMENDED.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

DISCUSSION AND ACTION (ATTACHMENT)
GOODWIVES RIVER ROAD SEWER PROJECT CONTRACT 58 (ATTACHMENT)
DIRECTIONAL DRILLING CLAIM

Mr. Oustafine reported that the directional drilling claim was rejected by our engineer, Dewberry, staff, and town counsel. He said staff met with the contractor (Cherry Hill), per the contractor's request. Responses were provided in writing and are included in the Commission Members' packets. He said the contractor has asked for something formal, specifying that there is no question that they reject their claim and thus the issue is brought before the commission for their discussion and action.

- ** MR. VAN WINKLE MOVED TO DENY THE CLAIM FROM CHERRY HILL CONSTRUCTION.**
- ** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**DISCUSSION AND ACTION – 140/142 FIVE MILE RIVER ROAD (ATTACHMENT) SEWER
LATERAL EASEMENT**

Mr. Oustafine provided information in the Commission Members' packets regarding the proposed by Ms. Elders, of 142 Five Mile River Road. The Sinclairs live at 140 Five Mile River Road. Mr. Oustafine said that Mr. Elders will give an easement across his property for #140. He said that they located both the laterals for #140 and #142, in front of the property at #142. They dropped a "T" in front of #140, in case the properties changed hands and an easement could not be secured.

Mr. Genovese arrived at 4:38 p.m.

Mr. Oustafine said they are at the point now where they want to record a formal easement and install sewer laterals across the property of #142. Both laterals would be installed in the same trench; they would not be shared. Neither one of the homeowners wish to connect right now, rather just install the pipes for future connections.

**** MS. SHAW MOVED TO APPROVE SEWER LATERAL EASEMENT AT 140/142 FIVE
MILE RIVER ROAD.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**DISCUSSION AND ACTION – 86 WEST AVENUE
REQUEST FOR FENCE AROUND PUMP STATION**

Mr. Adam Mobarik said that approximately two or three years ago, there was a fence on the other side of the pump station on adjacent property. There is no fence separating his property from the pump station/adjacent property which leaves the station exposed and has vehicles easily accessing the station. Mr. Riith said that there should be a regular property fence down his property line, but not necessarily installed by the Town. Mr. Mobarik said his understanding was that the Town installed a fence for the neighbor about two years ago. Mr. Riith said that there was an easement involved and the adjacent property owner gave up land for the pump station to be sited. Mr. Oustafine stated that the propane tank will be moved off of Mr. Mobarik's property.

More discussion continued regarding this. It was decided to table the vote so that more information could be obtained from the fire marshals office to ensure that the town is in compliance.

DISCUSSION – MAYWOOD ROAD SEWER EXTENSION

Mr. David Lane of 69 Maywood Road explained for Mr. Riith that the 2-acre zoning stops at approximately 54 Maywood Road. Mr. Lane said he looked at Health Department Files and found the average age of the septic systems was about 28 years. He thought his septic system was about 35 years old, and before he upgraded it, he wanted to understand the process involved, and the cost, of connecting to the sewer system. Mr. Riith explained that factors included the condition of the property and high ground water table, and that everyone would have to agree to covering the cost of the sewer installation.

Mr. Lane asked if he would be exempt from connecting to the sewer if he opted to upgrade his septic system and not connect to the sewer because the extension is not there. Mr. Riith said that if the Town decided to sewer that area, he would have to pay for sewer and only connect to the sewer if he was having a problem. There has to be serious groundwater problems in the area for them to consider installing sewers. Mr. Oustafine suggested that Mr. Lane consult his neighbors to get their feeling on the sewer installation. He then mentioned the steps involved, which included getting a petition started and having public hearings held. It was mentioned that the cost can't exceed the value of the property. More discussion continued.

FOG – FATS OIL & GREASE

Mr. Oustafine explained that the Commission was being asked their permission in mailing the letter via the Health Department at the beginning of December. This is when they typically mail out their inspection and permit information to all the Class 3 and/or 4 restaurants, which is the type of establishments that the program targets. The Automatic Grease Recovery Unit (AGRU) is a small unit. The unit has to be cleaned out and records have to be kept of the cleaning and disposal process. Some discussion took place regarding some establishments hiring outside companies to dispose of and record the disposal through a licensed carrier. The Commission agreed that the letter should be sent out.

SUPERINTENDENT'S REPORT

Mr. Oustafine said the project they have going on right now is Goodwives River Road. He said that the Tokeneke project is done. The project that can't get completed is the

West Avenue sewer drainage conflict. The issue is that the watershed feeding the catchbasins that the sewer is located at is over 100 acres. If they try to change the flow rate, it triggers a DEP Water Diversion permit. A decision will be made eventually as to how to move forward on this.

Mr. Oustafine reported on the Salem Straights project. All the mainline sewer work on Goodwives River Road should be completed tomorrow. Then they will complete the lateral installation between the Goodwives River Road bridge and Sunswyck Road. He said the Salem Straights contractor (Cherry Hill) has asked for an extension of time for the project, originally expected to be completed in February, due to a delay in the pipe installation.

Mr. Oustafine distributed copies of the Stamford and Darien WPCA agreement, marked Stamford and Darien respectively. Mr. Riith said a few meetings with the lawyers were held. Mr. Oustafine said that he and Robert S. Steeger met with Ms. Jeannette Brown, Mr. John Mastraccio and Mr. Riith. The Darien version is for the Commission member's review. The black text is either from the original agreement, or what Stamford and Darien have agreed upon. The yellow highlights are the changes that Darien desires that Ms. Brown cannot offer or believes the Stamford WPCA will resist. Mr. Oustafine asked the Commission their feeling on sending Ms. Brown their copy. He felt that they should. He said that even though it has been revised, Stamford has not seen the final version. The Stamford version doesn't include operations administration. He said the Commission has to decide which portions of the agreement are priorities. He said Town Counsel has been given a copy of the Darien agreement.

Mr. Van Winkle, Mr. Genovese, Mr. Doughman and Mr. Riith will be on the newly formed Committee, and the first meeting will take place at 11:00 a.m. on Friday, 11/19/10 in Room 213. The committee will then meet with the Stamford Committee, and possibly Town Counsel. The commission agreed that the Darien version of the agreement should be sent to Stamford for their review.

**** MS. SHAW MOVED TO ACCEPT THE SUPERINTENDENT'S REPORT.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

Curtis, Brinkerhoff & Barrett, P.C.

WPCA		\$ 150.00	
WPCA		\$ 475.00	
GWRR	\$	750.00	
MISC.		\$ 175.00	
			\$ 1,550.00

Dewberry

Goodwives River Road Sewer Project (Contract 58)		\$ 16,913.13	
		\$ 15,807.50	
			\$ 32,720.63

Cherry Hill Construction

Goodwives River Road Sewer Project (Contract 58)		\$ 72,070.41	
		\$ 65,073.94	
			\$137,144.35

Stearns & Wheler

Five Mile River Road Pump Station		\$ 14,111.80	
Force Main Repair Tokeneke Road (Additional Fees)	\$	3,797.84	
			\$ 17,909.64

Rondano, Inc.

Five Mile River Road Force Main Tokeneke Road		\$287,317.28	
			\$287,317.28

Milone & MacBroom

West Avenue Sewer Drainage Conflict		\$ 245.00	
			\$ 245.00

Stamford WPCA

	\$168,188.00	
		\$168,188.00

**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT**

OF \$1,550.00 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR WORK RELATED TO THE WPCA, GOODWIVES RIVER ROAD PROJECT, AND MISC; \$32,720.63 TO DEWBERRY FOR WORK DONE ON THE GOODWIVES RIVER ROAD SEWER PROJECT; \$137,144.35 TO CHERRY HILL CONSTRUCTION FOR WORK DONE ON THE GOODWIVES RIVER ROAD SEWER PROJECT; \$17,909.64 TO STEARNS & WHEELER FOR WORK DONE ON THE FIVE MILE RIVER ROAD PUMP STATION, AND FORCE MAIN REPAIR ON TOKENEKE ROAD; \$287,317.28 TO RONDANO, INC. FOR WORK DONE ON THE FIVE MILE RIVER ROAD FORCE MAIN TOKENEKE ROAD; \$245.00 TO MILONE & MACBROOM FOR WORK DONE ON THE WEST AVENUE SEWER DRAINAGE CONFLICT; AND \$168,188.00 TO STAMFORD WPCA.

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

**** MS. SHAW MOVED TO ADJOURN.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:50 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
DECEMBER 6, 2010**

ATTENDANCE: Robert Riith, Chair (4:38 p.m.); Bill Doughman;
Anne Shaw; Peter Van Winkle; Rocco Genovese

STAFF: Robert Steeger, Director of Public Works;
Darren Oustafine, Assistant Director of Public Works

OTHER: Edmund Schmidt, Attorney;
Frank Adelman, Public Works RTM Member

CALL TO ORDER

Ms. Shaw called the Regular Meeting to order at 4:35 p.m.

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING NOVEMBER 9, 2010 DISCUSSION AND ACTION

The correction to the minutes of the Regular Meeting of November 9, 2010 is as follows:

On page 3, under DISCUSSION - MAYWOOD ROAD SEWER EXTENSION, 2nd paragraph, 2nd to last sentence, change "It was mentioned that the cost can't exceed the value of the property." to "It was mentioned that the cost can't exceed the benefit to the property."

**** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 9, 2010 AS AMENDED.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

50 HANSON ROAD – REQUEST FOR BENEFIT APPRAISAL, ATTACHMENT, DISCUSSION AND ACTION

Mr. Steeger said that the new owners of 50 Hanson Road would like to connect to the Hanson Road sewer extension which was installed by the developer, Corlaw Investors, LLC. Mr. Steeger stated that there there was an appraisal performed on 64 Hanson Road which yielded an apparent benefit of \$40,000. The owners of that property wrote

a check for \$40,000 to the Town of Darien, and Darien wrote a check to the developer. Mr. Steeger stated that the code of ordinance provides for assessments to be calculated at the time the project is completed Mr. Steeger stated that an acceptable affidavit of costs was submitted by the developer which indicated that the pro-rata share exceeds the benefit and suggested the previously performed benefit appraisal of \$40,000 be used.

Mr. Riith arrived at 4:38 p.m.

It was confirmed that Mr. Oustafine will document the information, and the developer will get the information. It was further confirmed that Mr. Steeger and Mr. Oustafine will include an explanation of the original appraisal amount.

**** MR. VAN WINKLE MOVED TO APPROVE UTILIZING THE BENEFIT APPRAISAL FOR 64 HANSON ROAD, OF \$40,000, FOR 50 HANSON ROAD.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**86 WEST AVENUE , REQUEST FOR FENCE, PROPANE TANK ISSUE, ATTACHMENTS,
DISCUSSION AND ACTION**

Mr. Oustafine said that last month, the Commission tabled the item. He confirmed that the tank had been moved prior to the last meeting. He said the Town is not required to install a fence around the tank according to the Fire Marshal. He said the only requirement is that the tank is not in danger of being struck by a vehicle, and the tank is located in a grassy area where the Town trucks don't go to. The area is not open to the public. It is not a parking lot, a roadway, a private road, or an accessway. There is a propane tank located behind the wet well that oil trucks have to gain access to, but it was confirmed that this does not pose a problem.

**** MR. VAN WINKLE MOVED THAT THE TOWN OF DARIEN HAS NO OBLIGATION TO CONSTRUCT A FENCE AT 86 WEST AVENUE.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger reported on the Stamford WPCA contract negotiations, saying the committee had met on November 19, 2010. He said that on the same day, the final version of the document was forwarded to Ms. Jeannette Brown. The plan was for her to meet with her negotiation committee and get a date for a mutual meeting, but that has not happened yet. He said that all meetings of the subcommittees, no matter how small, are covered by FOI regulations, meaning that the meetings have to be noticed, called to order, motioned for executive session, etc. He said he expects the next meeting of the subcommittee to take place after the holidays.

Mr. Steeger reported on the Goodwives River Road sewer project, saying is it still ongoing.

Mr. Steeger said that the election of officers will be held next month. Budgets are in the process of being created.

PAYMENT OF INVOICES (ATTACHMENT)

Curtis, Brinkerhoff & Barrett, P.C.

WPCA	\$ 650.00	\$ 650.00
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Dewberry

Goodwives River Road Sewer Project (Contract 58)	\$ 20,622.38	\$20,622.38
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Stearns & Wheeler

Five Mile River Road Pump Station	\$ 609.46	\$ 609.46
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Milone & MacBroom

West Avenue Sewer Drainage Conflict	\$ 16,152.62	\$16,152.62
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Cherry Hill Construction

Goodwives River Road Project	\$ 22,365.12	\$22,365.12
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**** MR. GENOVESE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$650.00 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR WORK RELATED TO THE WPCA; \$20,622.38 TO DEWBERRY FOR WORK DONE ON THE GOODWIVES RIVER ROAD SEWER PROJECT; \$609.46 TO STEARNS & WHELER FOR WORK DONE ON THE FIVE MILE RIVER ROAD PUMP STATION; \$16,152.62 TO MILONE & MACBROOM FOR WORK DONE ON THE WEST AVENUE SEWER DRAINAGE CONFLICT; AND \$22,365.12 TO CHERRY HILL CONSTRUCTION FOR WORK DONE ON THE GOODWIVES RIVER ROAD SEWER PROJECT.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

The Commission members discussed the new meeting schedule for 2011, and agreed that the November 2011 meeting would change from Tuesday, November 8, 2011 to Tuesday, November 1, 2011.

**** MR. VAN WINKLE MOVED TO APPROVE THE MEETING SCHEDULE AS AMENDED.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

CITY OF STAMFORD CONTRACT NEGOTIATIONS, EXECUTIVE SESSION, DISCUSSION

**** MR. VAN WINKLE MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS THE CITY OF STAMFORD CONTRACT NEGOTIATIONS. MR. VAN WINKLE MOVED TO ALLOW MR. STEEGER, MR. OUSTAFINE AND ATTORNEY SCHMIDT (TOWN COUNSEL) TO REMAIN DURING THE EXECUTIVE SESSION.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The Commission members, Mr. Steeger, Mr. Oustafine and Attorney Schmidt (Town Counsel) entered into Executive Session at 5:00 p.m. to discuss the City of Stamford Contract Negotiations.

Mr. Frank Adelman, Public Works RTM Member, asked to join in the Executive Session, but it was agreed that Executive Session is for Staff and invited members only.

The Commission members came out of Executive Session at 5:35 p.m. No decisions were made, and no further action was taken.

ADJOURNMENT

**** MS. SHAW MOVED TO ADJOURN.**

**** MR. VAN WINKLE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:35 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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