

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
JANUARY 4, 2011**

ATTENDANCE: Robert Riith, Chair; Bill Doughman;
Anne Shaw;

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

OTHER: Frank Adelman, Public Works RTM Member

ABSENT: Rocco Genovese, Peter Van Winkle

CALL TO ORDER

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

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

Minutes from the regular meeting of December 7, 2010 included in agenda were amended by Mr. Oustafine.

**** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF DECEMBER 7, 2010 AS AMENDED.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

ELECTION OF OFFICERS OF THE DARIEN SEWER COMMISSION

**** MS. SHAW MOVED TO APPROVE THE ELECTION OF OFFICERS OF THE DARIEN SEWER COMMISSION, WITH ROBERT RIITH CONTINUING AS CHAIR.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

**** MS. SHAW MOVED TO APPROVE KEEPING ALL OTHER OFFICERS THE SAME AS LAST YEAR, WITH MS. SHAW CONTINUING AS VICECHAIR AND WILLIAM DOUGHMAN AS CLERK.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger reported on two sewer blockages. The first one was due to a grease buildup. It was on Maple Street, under the highway, and the blockage did not affect any homes. He said that grease controls should be put in that area. The second one was on Old Kings Highway South, and he said that rags flushed down the toilet were the cause. It caused problems for the toilets in the office building at 19 Old Kings Highway South, a building that has a check valve and has had trouble in the past.

Mr. Oustafine reported on the FOG Report. He said his office sent out certified letters to Class 3 and 4 businesses informing them of the requirements and compliance by July 1, 2011. He said at this time, the Town is in compliance with the new regulations.

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

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD (ATTACHMENTS)

Mr. Steeger reported that the Goodwives River Road project is 34% complete. Last week the 2nd pipe installation crew was added. They will not meet the targeted completion date of the mid February. He said they will be meeting soon with Town Counsel to consider the options related to additional expense of field inspection, construction engineering, and police. He thanked Mr. Oustafine for handling a difficult situation there with pre-blast surveyor at 5 Conant Place and reported that a new pre-blast surveyor is being sought for this inspection.

Mr. Steeger said there is one other problem with the project, related to a lack of an easement. Mr. Oustafine said that at the end of Peabody Lane, there is an accessway that exists for the sole purpose of serving 11 Peabody Lane. On the map that was

prepared by our engineers surveyor, the property is shown as a continuation of Peabody Lane. The tax map also shows that, so it appears that Peabody Lane would connect with Sunswyck Road. Sunswyck Road does not come through to that accessway in the field but only exists on paper. The idea was that the accessway existed to someday connect Peabody Lane and Sunswyck Road, but that is not the case now. The accessway is owned by E. Delafield. The house at the end of Sunswyck Road, #60 Sunswyck Road, is owned by P. Rogers. In order to access her property, you need a small easement to get across Sunswyck Road. He said they approached the President of the Delafield Island Association to try to get the easement from them through Sunswyck Road. He said they are waiting for the Association to confirm that they have control of the accessway. He said if they get an easement, the project could continue on as planned. Or, they could stop the project short and leave two laterals. He said that the owner of 11 Peabody Lane should not have any problems with it, even though he does not own the accessway. He said that P. Rogers is in favor of the easement.

Mr. Steeger added an additional item to his Superintendent's Report. He said that he received an email from Ms. Jeannette Semon from the WPCA in response to their previous proposal. He said a meeting of the Negotiating Committee needs to be scheduled. It was agreed to have the meeting on Tuesday, January 11, 2011 at 10:30 a.m.

PAYMENT OF INVOICES (ATTACHMENT)

<u>M. Rondano Inc.</u>	
Five Mile River Road Pump Station Force Main Replacement	\$ 23,599.57
	\$23,599.57
<u>Curtis, Brinkerhoff & Barrett, P.C.WPCA</u>	\$ 1,450.00
	\$ 1,450.00
<u>Cherry Hill Construction.</u> Goodwives River Road Sewer Project	\$ 65,544.28
Pay Request #7	\$65,544.28

**** MR. DOUGHMAN MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$23,599.57 TO M. RONDANO, INC. FOR THE FIVE MILE RIVER ROAD PUMP STATION FORCE MAIN REPLACEMENT; \$1,450.00 TO CURTIS, BRINKERHOFF & BARRETT, P.C. FOR THE WPCA; AND \$65,544.28 TO CHERRY HILL CONSTRUCTION FOR THE GOODWIVES RIVER ROAD SEWER PROJECT, PAY REQUEST #7.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

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

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 4:55 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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Darien Sewer Commission Contract Negotiating Committee
Meeting Minutes
January 11, 2011, 1:30 PM,
Room 213, Darien Town Hall

Attendance: Robert Riith, Rocco Genovese (via phone from Florida).

Staff: Robert S. Steeger, Darren Oustafine

Other: J. Wayne Fox, Esq., Edmund Schmidt, Esq.

Absent: Peter Van Winkle, William Doughman

1. Chairman Robert Riith called meeting to order at 1:40 PM.
2. Rocco Genovese made motion to enter into executive session with J. Wayne Fox, Edmund Schmidt, and staff invited. Seconded by Bob Riith, passed unanimously.
3. Rocco Genovese made motion to leave executive session at 2:30 PM with no action having been taken. Seconded by Robert Riith, passed unanimously.
4. Rocco Genovese made motion to adjourn at 2:30 PM seconded by Robert Riith, passed unanimously.

Adjourned 2:30 PM

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
FEBRUARY 1, 2011**

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

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

OTHER: Frank Adelman, Public Works RTM Member

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING JANUARY 4, 2011;
SPECIAL MEETING JANUARY 11, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of January 4, 2011 and the special meeting of January 11, 2011.

**** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF JANUARY 4, 2011, AS AMENDED, AND THE SPECIAL MEETING OF JANUARY 11, 2011 AS SUBMITTED.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

40 RELIHAN ROAD, SEWER BACKUP, 12/14/10 (ATTACHMENT), REQUEST FOR REIMBURSEMENT

Mr. Steeger said on December 14, 2010, there was a back-up at the house. The plumber snaked the lateral and thought it was fine, but on 12/17/10, the plumber returned because of water coming out of a cleanout in the driveway. The manhole was opened on the street and found to be full. A crew was dispatched and cleaned out the clog. The property owner is asking for reimbursement in the amount of \$300.00. There were several pairs of underwear and rags found in the line.

- ** MR. VAN WINKLED MOVED TO REIMBURSE THE OWNER OF 40 RELIHAN ROAD THE AMOUNT OF \$300.00 FOR THE SEWER BACKUP.**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

8 CASEMENT STREET, SEWER BACKUP, 1/5/11 (ATTACHMENT), REQUEST FOR REIMBURSEMENT

Mr. Steeger reported that back in the mid-1950's, the first house shared a lateral with the second house. The town found that the blockage was not in the main line but was in the lateral from the other house. Mr. Steeger reported that no blockage was found in the town sewer line according to Mr. Pat D'Arinzo. Mr. Steeger disagreed with written information from Cahill Sewer Drain and Sewer Cleaning and further stated that the measurements provided by Cahill also indicated that the blockage was not in the town owned portion of pipe. Mr. Steeger suggested that at this time there is not sufficient evidence to indicate that the problem was related to the town sewer system.

- ** MR. GENOVESE MOVED TO NOT ACCEPT THE CLAIM AS THE BLOCKAGE WAS NOT IN THE LATERAL LINE AND HAD NOTHING TO DO WITH THE TOWN'S LINE.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger reported on the Stamford negotiations. He said the Negotiating Committee met on January 11, 2011, with Mr. Genovese joining them by telephone. The Committee agreed to stand fast on all the significant economic issues and forward our counter offer back to the City of Stamford. He said we are waiting to hear back from Stamford's attorneys through Darien's attorneys. Mr. Steeger noted that our attorneys had reached out to Stamford's attorneys. Mr. Steeger noted that he had been contacted by Ms. Jeanette Brown who asked what, if anything she could report to her board to which Mr. Steeger responded: "there remains substantial differences in monetary approaches".

Mr. Steeger said there was a development in the Westmere lawsuit. He said that the plaintiff filed a revised complaint asking to add 4 more counts to the complaint. He said the Judge threw out all of them, except two. There are two counts remaining; Breach of Contract, and, Unjust Enrichment. Mr. Steeger reported that Darien Counsel will move to depose plaintiff.

Mr. Steeger said there were two incidents at the Brookside Drive pump station. The residents were complaining of slow-flushing toilets. They found a 3-ft grease cake that had built up on top of the well. The Health Department was asked to investigate the grease trap records of McDonald's and Giovanni's, and they were found to be in order. Another inch of grease was found about a month later, but not since then.

Mr. Steeger reported on the proposed operating budget for the fiscal year 2012. He mentioned two changes. He said that a full-time position has been vacant for about 2 months and won't be filled resulting in a decrease 32% in sewer salary. They will borrow someone from Public Works if needed. The other significant difference is the reduced payment for the sewage treatment services going to the City of Stamford based on a conservative assumption of the interlocal agreement being negotiated with them. He said regular maintenance work including root and grease control is being performed and there is nothing major with regard to improvements. There has been a net increase of 28 customers. Mr. Steeger asked for a resolution of support for proposed budget. Mr. Genovese noted that the cost of electricity is down. Mr. Steeger noted that there remains \$4.7 million in the reserve account but that this account is still currently losing \$1 million per year.

**** MR. GENOVESE MOVED TO ACCEPT THE OPERATING BUDGET FOR FISCAL YEAR 2012 AS SUBMITTED.**

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

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD (ATTACHMENTS)
DECLARATION OF SEWER EASEMENT 20 WHALING ROAD;
EXTENSION OF CONTRACT TIME

Mr. Oustafine explained that the Declaration of Sewer Easement in the packet is similar to the one the Commissioners approved for 142 Five Mile River Road. He said that Lot D (David and Nancy Herbert of 17 Whaling Road) will take an easement on Lot C (Joseph and Susan Garofoli of 20 Whaling Road). He said there is limited frontage for Lot D and that most of that frontage is problematic due to a 20-ft outcropping of rock. The neighbors will use the unbuildable portion of the property and share the cost of the trench. There will be two separate laterals.

**** MS. SHAW MOVED TO APPROVE THE EASEMENT AND HAVE IT APPROPRIATELY SIGNED BY THE CHAIRMAN.**

**** MR. VAN WINKLE SECONDED**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Oustafine explained that there was correspondence between Mr. Steeger and Cherry Hill Construction related to the contract extension time. The inspector will continue to be paid directly by the Town of Darien. The contractor will be back charged for inspection and engineering charges effective after February 11, 2011. Mr. Steeger stated that staff would seek advice of counsel to back charge correctly.

PAYMENT OF INVOICES (ATTACHMENT)

<u>Dewberry</u> Goodwives River Road Sewer	\$ 18,480.00
<u>Curtis, Brinkerhoff & Barrett, P.C.</u> Goodwives River Road Sewer	\$ 975.00
Westmere	\$ 350.00
WPCA – City of Stamford	\$ 950.00
	\$ 2,400.00
<u>Malcolm Pirnie</u> Darien Agreement Support	\$ 823.43
<u>Catherine Street Association Dues</u> Snow Removal (et al)	\$ 130.00
<u>Cherry Hill Construction</u> Goodwives River Road Sewer Project	\$ 47,743.11

**** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$18,480.00 TO DEWBERRY FOR THE GOODWIVES RIVER ROAD SEWER; \$2,400.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE GOODWIVES RIVER ROAD SEWER (\$975.00), WESTMERE (\$350.00) AND WPCA – CITY OF STAMFORD (\$950.00); \$823.43 TO MALCOLM PIRNIE FOR THE DARIEN AGREEMENT SUPPORT; \$130.00 TO CATHERINE STREET ASSOCIATION DUES FOR SNOW REMOVAL (ET AL); AND \$47,743.11 TO CHERRY HILL CONSTRUCTION FOR THE GOODWIVES RIVER ROAD SEWER PROJECT PAY REQUEST #8, PENDING WPCA CHARGE FOR TWO WEEKS IN DECEMBER.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

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

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:15 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
MARCH 1, 2011**

ATTENDANCE: Robert Riith, Chair; Bill Doughman; Rocco Genovese

ABSENT: Anne Shaw; Peter Van Winkle

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

OTHER: None

CALL TO ORDER

Mr. Riith called the Regular Meeting to order at 4:32 p.m.

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING FEBRUARY 1, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of February 1, 2011.

**** MR. GENOVESE MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 1, 2011 AS AMENDED.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD (ATTACHMENTS)

**3a. Declaration of Sewer Easement, Peabody Lane, Sunswyck Road,
from Delafield Island Association**

Mr. Steeger said additional research has been completed on this, and discussions with the relevant property owners and Delafield Island Association have taken place. Everyone is in agreement. The easement document should be approved by the Sewer Commission and forwarded to the Board of Selectmen for approval and execution.

**** MR. GENOVESE MOVED TO APPROVE THE DECLARATION OF THE SEWER EASEMENT FOR ACCESSWAY AT END OF PEABODY LANE, AND PORTION OF SUNSWYCK ROAD FROM DELAFIELD ISLAND ASSOCIATION.**

- ** MR. DOUGHMAN SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger said last month there was a significant accumulation of grease at the Brookside Drive pump station. The problem was traced back to Giovanni's restaurant. It was filled to the top, with only a downward facing tee connection between the inlet and the outlet, so that grease trap did not retain grease. It was cleaned last Friday, in the presence of the Health Department and Giovanni was directed to install proper pipes and insure that it functions correctly.

The Goodwives River sewer project has resumed a full-time work operation since a February slow down, and the project is about 60% complete. In terms of pipe installed, the contractor has completed 34% of installation by 1/1/11, and 55% by 2/1/11. They hope to be at 95% by the end of March. The town granted an extension to mid April with a letter explaining that they would be responsible for inspection and engineering costs on the project past the original project completion date. The contractor Cherry Hill Construction, Inc, did not formally agree or deny this condition placed upon them. They are continuing to do the work.

Mr. Steeger said the Stamford negotiations continue. There is a meeting scheduled for Tuesday, March 15 at 2:30 p.m. The Chairman of the WPCA, Tarzia, has resigned and has been replaced by an independent member of the Board of Finance.

Mr. Steeger said there was an article in last Friday's paper about the Stony Brook force main that provided incorrect information that had not been researched. He said he had not been contacted by the writer to verify any facts or provide any additional information. Mr. Steeger stated that he does not plan to respond to the article in the paper as he believes the source lacks credibility and commented that it is unfortunate that the newspaper did not seek facts before publishing the story.

Westmere lawsuit is ongoing with our attorneys preparing to depose Westmere.

- ** MR. GENOVESE MOVED TO ACCEPT THE SUPERINTENDENT'S REPORT AS SUBMITTED.**
- ** MR. DOUGHMAN SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

5a. Curtis, Brinkerhoff & Barrett, PC
(correction of arithmetic error from February 1, 2011, no attachment)

Goodwives River Road Sewer	\$ 975.00	
Westmere	\$ 350.00	
WPCA – City of Stamford	\$ 950.00	
Total for Curtis, Brinkerhoff & Barrett, PC		\$ 2,275.00

5b. Curtis, Brinkerhoff & Barrett, P.C.

Goodwives River Road Sewer	\$ 150.00	
Westmere	\$ 2,039.00	
WPCA – City of Stamford	\$ 1,150.00	
Total for Curtis, Brinkerhoff & Barrett, PC		\$ 3,339.00

5c. Dewberry

Goodwives River Road Sewer	\$10,652.00	
Total for Dewberry		\$10,652.00

5d. Cherry Hill Construction

Goodwives River Rd Sewer, Pay Request 9	\$32,792.77	
Total for Cherry Hill Construction		\$32,792.77

- ** MR. DOUGHMAN MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$2,275.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE GOODWIVES RIVER ROAD SEWER (\$975.00), WESTMERE (\$350.00) AND WPCA – CITY OF STAMFORD (\$950.00);**
\$3,339.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE GOODWIVES RIVER ROAD SEWER (\$150.00), WESTMERE (\$2,039.00) AND WPCA – CITY OF STAMFORD (\$1,150.00);
\$10,652.00 TO DEWBERRY FOR THE GOODWIVES RIVER ROAD SEWER; AND
\$32,792.77 TO CHERRY HILL CONSTRUCTION FOR THE GOODWIVES RIVER ROAD SEWER PROJECT PAY REQUEST #9.
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

**** MR. DOUGHMAN MOVED TO ADJOURN.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 4:45 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING MINUTES
APRIL 5, 2011**

ATTENDANCE: None

ABSENT: All

STAFF: None

OTHER: None

MEETING CANCELLED

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**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
MAY 3, 2011**

ATTENDANCE: Robert Riith, Chair; Bill Doughman; Peter Van Winkle;
Anne Shaw (4:32 p.m.)

ABSENT: Rocco Genovese, Robert Steeger, Director of Public Works

STAFF: Darren Oustafine, Assistant Director of Public Works

OTHER: Frank Adelman, RTM Member

CALL TO ORDER

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

**3 ANDREWS DRIVE, SEWER LATERAL CONNECTION,
MR. MICHAEL HARMAN**

Mr. Oustafine said that Mr. Harman will not be present at the meeting to speak on this item. He discussed some information regarding the item.

Ms. Shaw arrived at 4:32 p.m.

Mr. Oustafine said the Westmere developer sewer plans were reviewed and it was found that there was no sewer directly available to serve 3 Andrews Drive. There is a force main that goes under the river and discharges into a gravity manhole at the intersection of Andrews Drive and Old Kings Highway South. There is no pump connection or gravity connection in front of 3 Andrews Drive, and it is the only house that doesn't have sewer access. Some options were available, which included the Harman's coming before the Commission to request hooking up to the neighbor's sewer, and also to dig a trench out to Old Kings Highway South to connect to the Westmere sewer. A legal opinion was sought. It was determined that the Westmere sewer was due an assessment, and it was 300 ft away. A new injector pump was recently installed in Mr. Harman's septic system. The septic inspector has said the septic system is okay. The buyer is in the process of having his septic inspector review it to determine if it is okay.

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING MARCH 1, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of March 1, 2011.

**** MR. DOUGHMAN MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF MARCH 1, 2011 AS AMENDED.**

**** MR. RIITH SECONDED.**

**** MOTION PASSED WITH TWO (2) VOTES IN FAVOR (DOUGHMAN, RIITH) AND TWO (2) VOTES ABSTAINED (SHAW, VAN WINKLE).**

GOODWIVES RIVER ROAD (ATTACHMENTS)

4a. Dog Fence, 9 Peabody Lane;

4b. Trees, Conant Place;

4c. Easement Darrah, 11 Peabody & Rogers, 60 Sunswyck;

4d. Bushes Replacement, 7 Whaling Road;

4e. Dewberry supplemental agreement for engineering and inspection services.

Mr. Oustafine distributed copies of Item 4f, which was an invoice for 5 Salem Straits.

**** MS. SHAW MOVED TO ADD ITEM 4F, IRRIGATION PIPES, 5 SALEM STRAITS TO THE AGENDA.**

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

**** MOTION PASSED UNANIMOUSLY.**

4f. Irrigation Pipes, 5 Salem Straits.

**** MR. VAN WINKLE MOVED TO PAY EXPENSES FOR ITEMS 4A, 4D, AND 4F.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Oustafine explained that for Item 4b, the trees had been hit by a machine. A licensed arborist was sent out and it was agreed that the trees needed attention. It was further determined that the trees didn't pose any imminent danger to anything, and the town is awaiting word from the contractor as to what he plans to do to remedy the situation. The contractor has had a tree expert on site, however there was no action taken on the trees.

Mr. Oustafine explained that Item 4e related to a \$199,000 engineering inspection contract that is currently beyond its extension. The engineer has asked for a

supplemental agreement. They plan to backcharge the contractor and there is a need to have the inspector there during construction.

**** MR. VAN WINKLE MOVED TO APPROVE THAT THE CHAIRMAN OF THE DARIEN SEWER COMMISSION ENTER INTO A SUPPLEMENTAL AGREEMENT WITH DEWBERRY FOR ENGINEERING AND INSPECTION SERVICES IN THE AMOUNT OF \$20,000.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Oustafine explained that Item 4c relates to the easement between the Darrah residence at 11 Peabody Lane and the Rogers residence, at 60 Sunswyck Road. There is an accessway between the cul-de-sac and 11 Peabody Lane. He said the tax map shows that Peabody Lane is connected to Sunswyck Road, but only on paper. The accessway that leads from the cul-de-sac to Sunswyck Road is not actually an access road. The Sewer Commission had previously approved an easement that had been granted from the Delafield Island Association. He said the problem is the only way to get to 60 Sunswyck Road would be to cross Sunswyck Road, because the accessway ends. A portion of Sunswyck Road is very wet, and would likely require inland/wetlands review. It wouldn't be prudent to cross wetlands. There is a drainpipe underneath the accessway, which is the driveway for 11 Peabody Lane. In order to avoid taking out a permit, or getting a violation, they asked the resident of 11 Peabody Lane to grant the easement to 60 Sunswyck Road, which the resident agreed to do.

**** MR. RIITH MOVED TO ACCEPT THE EASEMENT FOR 60 SUNSWYCK ROAD.**

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

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Oustafine spoke of the sewer leak in March, which affected a Stamford homeowner in the Wallack's Point area. He said the property owner has filed a notice of claim against the Town of Darien. The sewer leak occurred in Stamford. It was mentioned that Darien has no jurisdiction and no responsibility for maintenance in the City of Stamford. There are claims that the sewer blockage was partially caused by a traffic cone which originated in the Town of Darien. Mr. Oustafine explained that we have considered this assertion and can think of no physical way this could be possible. Darien sewage enters our Nearwater Pumping Station and immediately encounters a muffin monster which mascerates solids, then passes through pumps which could not transfer a traffic cone in whole part. After discharge from pumps, system is sealed until it gets to City of Stamford so there is no opportunity to access system with traffic cone.

Mr. Oustafine said that the previous week, Mr. Steeger reached out to Ms. Jeannette Brown who stated that she needed to speak with Mr. John Mastraccio, from Malcolm Pirnie, to work out the details and differences resulting from recent contract negotiations. There is no meeting scheduled at this time.

Mr. Oustafine gave an update on the Goodwives River Road project. There is 100 ft. of mainline pipe left on Beverly Place and the pipe installation should be finished by the end of the week. Pressure testing should begin early next week, and the final paving should begin before the summer. Assessment hearings should be held in November. He said that in 2004, the Darien Sewer Commission approved this project. At that time, the property assessment was estimated at \$27,000 or less. They did lose some assessments, and are down to 76 from 80 or 81, but that we remain confident of the previous estimate.

**** MR. VAN WINKLE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT AS PROVIDED BY MR. OUSTAFINE.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

6a. Curtis, Brinkerhoff & Barrett, PC (for February 2011)

Westmere	\$	685.70	
WPCA – City of Stamford	\$	900.00	
Total for Curtis, Brinkerhoff & Barrett, PC			\$ 1,585.70

6b. Dewberry

Goodwives River Rd Sewer (10/30/10-11/26/10)	\$	14,065.00	
Goodwives River Rd Sewer (1/29/11-2/25/11)	\$	9,453.75	
Goodwives River Rd Sewer (2/26/11-3/25/11)	\$	20,091.50	
Total for Dewberry			\$ 43,610.25

6c. Cherry Hill Construction (2/22/11 through 3/26/11)

Goodwives River Rd Sewer, Pay Request 10 (2/22/11-3/26/11)	\$	137,445.78	
Goodwives River Rd Sewer, Pay Request 11 (3/27/11-4/25/11)	\$	155,064.83	
Total for Cherry Hill Construction			\$292,500.61

- ** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$1,585.70 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR WESTMERE (\$685.70) AND THE WPCA (\$900.00); \$43,610.25 TO DEWBERRY FOR GOODWIVES RIVER RD SEWER \$14,065.00 (10/30/10-11/26/10), GOODWIVES RIVER ROAD SEWER \$9,453.75 (1/29/11-2/25/11), GOODWIVES RIVER ROAD SEWER \$20,091.50 (2/2/11-3/25/11); AND \$292,500.61 TO CHERRY HILL CONSTRUCTION FOR GOODWIVES RIVER RD SEWER PAY REQUEST 10 \$137,445.78 (2/22/11-3/26/11, GOODWIVES RIVER RD SEWER PAY REQUEST 11 \$155,064.83 (3/27/11-4/25/11)**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

- ** MR. VAN WINKLE MOVED TO ADJOURN.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:25 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
JUNE 7, 2011 (approved 7/5/11)**

ATTENDANCE: Robert Riith, Chair; Peter Van Winkle; Rocco Genovese

ABSENT: Bill Doughman; Anne Shaw

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

OTHER: Atty Michael T. Nedder, Susan Markham

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING MAY 3, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of May 3, 2011.

An additional correction is on page 3, under SUPERINTENDENT'S REPORT, change "emascerates" to "mascerates".

**** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF MAY 3, 2011 AS AMENDED.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

5 JUNIPER ROAD, POSSIBLE SHARING OF SEWER LATERAL CONNECTION,
MICHAEL T. NEDDER, ESQ. FOR PETER AND SUSAN MARKHAM

Mr. Oustafine explained that there are two properties on Juniper Road that are connected to Plymouth Road. The properties belong to Morrison and Gillespie. The two properties go

through a pressure line. Provisions were made at the time the line was installed for 5 Juniper Road. There is some question now as to who is party to the easement. He said Attorney Nedder suggested that a rider be developed. An easement is needed for the Gillespie & Morrison properties to pass over other people's properties and to be maintained in the future and the owners of 5 Juniper Road would also need to have the same rights to use the sewer. A suggestion was made to use the line that is currently there and have engineering prove there is capacity for a 3rd sewer connection. Grumman Engineering did the original work; they will be asked to put in writing that there is capacity in the existing sewer pipe for a 3rd sewer connection. Attorney Nedder submitted plans for the record.

**** MR. VAN WINKLE MOVED TO APPROVE THE SHARING OF THE SEWER LATERAL CONNECTION AT 5 JUNIPER ROAD, SUBJECT TO AND PENDING RECEIPT OF LEGAL BACK-UP INFORMATION OF CAPACITY AND EASEMENTS.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

333 WEST AVENUE ASSOCIATES, LLC
(FORMERLY KNOWN AS WESTERLY COURT SEWER EXTENSION)

DISCUSSION AND ACTION (ATTACHMENTS)

4a. Sanitary Sewer Easement;

4b. Developers Agreement

Mr. Steeger suggested having Town Counsel review this and use the language provided.

**** MR. RIITH MOVED TO APPROVE THAT THE SANITARY SEWER EASEMENT AND DEVELOPERS AGREEMENT FOR 333 WEST AVENUE ASSOCIATES, LLC BE PUT IN ORDER AND REVIEWED BY TOWN COUNSEL. WORK IS TO BEGIN BEFORE DOCUMENT IS IN PLACE. MR. RIITH IS AUTHORIZED TO SIGN THE DOCUMENTS PRIOR TO THE NEXT MEETING.**

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

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD DISCUSSION AND ACTION (ATTACHMENTS)

5a. Project Scope

Mr. Oustafine said they are winding up the Goodwives River Road sewer project. He said Ms. Marechal, who lives behind Mr. Golden at 148 Goodwives River Road, was not provided with a lateral. She would have been the only house left out of the project. The plans show that the line stops short right before her property. Approximately 190 feet of 2" diameter pipe has been added to the project to serve Ms. Marechal with an estimated cost below projected assesment.

SUPERINTENDENT'S REPORT

Mr. Steeger said that Ms. Jeannette Brown, of the Stamford WPCA, is no longer with the city, as of Friday, June 3, 2011. He said that at Ms. Brown's request, she met with him and Mr. Mastracchio last Thursday. He said that she did not know who her replacement will be. Some discussion took place regarding the sewer main break at a Wallach's Point in March. The estimated cost for the repairs is about \$500,000, and there is a 75 year guarantee on the repairs. It could cost Darien approximately \$70,000 to cover their cost of the repairs. Mr. Steeger stated that the origin of the traffic cone suspected of contributing to problem, has been confirmed to have come from the Stamford's highway crew during a winter storm. The highway crew went back to retrieve a cone that was placed to thwart an accident from a snow plow that had removed a manhole cover. The cone was missing and is believed to have entered the sewer system.

- ** MR. VAN WINKLE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT.**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

7a. Curtis, Brinkerhoff & Barrett, PC

1. Stamford Negotiations, Wallachs Point Sewer Break et al	\$ 1,700.00
Total for Curtis, Brinkerhoff & Barrett, PC	\$ 1,700.00

7b Dewberry

1. Goodwives River Rd Sewer (3/26/11-4/29/11)	\$23,924.38
Total for Dewberry	\$ 23,924.38

7c. Cherry Hill Construction

Goodwives River Rd Sewer, Pay Request 12	\$86,953.72
(4/26/11-5/19/11)	
Total for Cherry Hill Construction	\$ 86,953.72

- ** MR. VAN WINKLE MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$1,700 TO CURTIS, BRINKERHOFF & BARRETT, PC \$23,924.38 TO DEWBERRY FOR GOODWIVES RIVER RD SEWERAND \$86,953.72 TO CHERRY HILL CONSTRUCTION FOR GOODWIVES RIVER RD SEWER PAY REQUEST 12** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

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

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

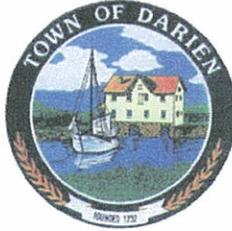
The meeting adjourned at 5:05 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
JULY 5, 2011**

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

STAFF: Darren Oustafine, Assistant Director of Public Works

ABSENT: Robert Steeger, Director of Public Works

OTHER: Carolyn Marr, Recording Secretary

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING JUNE 7, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of June 7, 2011.

**** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF JUNE 7, 2011 AS AMENDED.**
**** MR. GENOVESE SECONDED.**
**** MOTION PASSED UNANIMOUSLY.**

APPROVAL OF 147 & 149 LONG NECK POINT ROAD SANITARY SEWER LATERAL EASEMENT & PERMIT ISSUANCE (ATTACHMENT)

Mr. Oustafine explained that the version provided is the owners version of the easement. They have had to enter into an agreement, but they won't need a maintenance agreement. He said the tax map shows the property was subdivided and the back lot at 149 Long Neck Point Road is landlocked. It does not have any road frontage on Long Neck Point Road, which is unusual. Both properties at 147 & 149 Long Neck Point Road are owned by the same people through marriage. They have granted the easement to each other. When the sewer was put in, a

lateral was put in for the back lot. Mr. Oustafine said they are in agreement with issuing a permit at the request of the homeowner.

**** MR. VAN WINKLE MOVED TO GRANT THE SEWER PERMIT SUBJECT TO A SIGNED AGREEMENT WITH STAFF APPROVAL OF EASEMENT.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD, DISCUSSION AND ACTION (ATTACHMENTS)

4a. Claim, sprinkler repairs, 1 Beverly Place, Roose	\$2,650.00
4b. Claim, sprinkler and dog fence repairs, 43 Salem Straits, Riefe\$	576.64
4c. Claim, water line repair and tree work, 9 Conant Place, Kalman	\$ 827.00

Mr. Riith asked if these repairs were the fault of the contractor. Mr. Oustafine explained that it was a result of an unmarked utility, and sprinkler systems and dog fences are not marked. Some discussion took place regarding these claims, and previous residential claims. It was decided that two claims would be approved, with further documentation needed for the Roose claim. Mr. Oustafine to investigate further as to scope of sprinkler repair as related to sewer project.

**** MR. RIITH MOVED TO APPROVE PAYMENT OF CLAIMS TO RIEFE, AT 43 SALEM STRAITS, IN THE AMOUNT OF \$576.64 FOR SPRINKLER AND DOG FENCE REPAIRS; AND KALMAN, AT 9 CONANT PLACE, IN THE AMOUNT OF \$827.00 FOR WATER LINE REPAIR AND TREE WORK. PAYMENT TO ROOSE, AT 1 BEVERLY PLACE, IN THE AMOUNT OF \$2,650.00 FOR SPRINKLER REPAIRS, IS SUBJECT TO THE REQUEST FOR FURTHER INFORMATION.**

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

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Oustafine reported for Mr. Steeger who was unable to attend the meeting. He said that Mr. Steeger has reached out to the Stamford WPCA to set up another meeting, and he has not received a response yet.

Mr. Oustafine said the Sewer Commission and the Department of Public Work's secretarial staff have been cut in half. Both secretaries were recently cut back to part-time status effective July 1, 2011. With one secretary out due to surgery, there is one half of the work week where the offices are without secretarial staff (except for part time and temporary college student).

Mr. Oustafine said the punchlist items for the Goodwives River Road project are hopefully going to be completed in July and that the contractor had tentatively planned to perform final paving in late July.

He said all mainline sewers for 6 homes on Westerly Court (aka 333 West Avenue) are in, and the pressure and leakage testing will be completed next.

He said the manhole raising work is expected to begin this week with approximately 19 manholes to be raised or replaced.

- ** MR. VAN WINKLE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT.**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES (ATTACHMENT)

7a. Curtis, Brinkerhoff & Barrett, PC (for May 2011)

Westmere Sewer & 3 Andrews Drive	\$ 609.00	
Total for Curtis, Brinkerhoff & Barrett, PC		\$ 609.00

7b Dewberry

Goodwives River Rd Sewer (4/30/11-5/27/11)	\$15,025.75	
Total for Dewberry		\$ 15,025.75

7c. Cherry Hill Construction

Goodwives River Rd Sewer, Pay Request 13 (5/21/11-6/28/11)	\$14,663.79	
Total for Cherry Hill Construction		\$ 14,663.79

- ** MR. GENOVES MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$609.00 TO CURTIS, BRINKERHOFF & BARRETT, PC. FOR WESTMERE SEWER AND 3 ANDREWS DRIVE; \$15,025.75 TO DEWBERRY FOR GOODWIVES RIVER RD SEWER (4/30/11-5/27/11); AND \$14,663.79 TO CHERRY HILL CONSTRUCTION FOR GOODWIVES RIVER RD SEWER PAY REQUEST 13 (5/21/11-6/28/11).**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

- ** MR. VAN WINKLE MOVED TO ADJOURN.**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:05 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
AUGUST 2, 2011**

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

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

OTHER: Vincent Vescera; Frank Adelman;
Carolyn Marr, Recording Secretary

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING JULY 5, 2011

Mr. Oustafine provided copies of the amended minutes from the regular meeting of July 5, 2011.

**** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF JULY 5, 2011 AS AMENDED.**

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

**** MOTION PASSED UNANIMOUSLY.**

SET TENTATIVE SEWER SERVICE CHARGE FOR OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012, DISCUSSION AND ACTION (ATTACHMENT)

3A. Stamford WPCA Proposed Operating Budget 2011-12

3B. Darien Sewer Operating Budget Report

3C. Financial Results Darien Sewer Operating Fund

Mr. Steeger read information from the Stamford WPCA proposed operating budget for 2011-12, which was provided to the Commissioners. He said they are expecting to generate \$1.6M in revenue for treatment of sewage and \$726 for their share of capital expenses. He noted that they are budgeting \$60,000 for regional lab fees, \$75,000 for load shedding, and \$900,000 for nitrogen trading credits. He continued to provide

information from the report, noting that salaries were projected for FY 2011 at \$541,000, and FY 2012 at \$637,000. The actual projected expense for the pension fund is \$115,000 for FY 2011, and they are budgeting \$284,000 for FY 2012, \$341,000 FY 2013, and \$409,000 FY 2013.

Mr. Steeger continued discussing information from the report. He said that there was a line item in the budget for Tree Rehabilitation, and he was unsure of what that had to do with Darien. He said the former director of the WPCA, Ms. Brown, indicated to him previously that it was a mistake. He mentioned that there were several "contingency" account funds listed in the budget. He said the expenditures were approximately \$3.3M. He said the negative numbers are actually money coming in, but the total revenues expected are approximately \$2.6M. Interest on investments is way down. He estimates an overpayment of \$22,885 for FY 2011 based on 12.7% flow rate, which would mean \$1.9M or \$161,000/month. That comes out to be slightly less than this past year. From the graph provided, he said the fund balance is down approximately \$700,000. Total expenditures are down, and total revenues are slightly up.

Mr. Steeger mentioned that the Public Works Department is currently operating with only one full-time employee working 20 hours a week after the elimination of the other full-time position. There are 2 and a 1/2 full-time people running operations, one in the office and two in the field. Capital maintenance and/or improvements have not been budgeted in, and there is nothing major in terms of improvements or maintenance.

Discussion took place about the proposed sewer service charge, with information about holding a public hearing prior to the next scheduled meeting, as well as the fact that they have been operating under the existing contract since November, 2010.

**** MS. SHAW MOVED TO ADVERTISE THE PROPOSED SEWER RATE AT \$4.90 PER 100 CUBIC FEET, AND TO HOLD A PUBLIC HEARING.**

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

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger read the following information into the record: "Sanitary Sewer Regulations – Section 6-2: The annual sewer service charges shall be placed against the water use as determined by the method described in section 6-1.2. The Sewer Commission shall establish annually the rate to be applied to the amount of water used by each user of the sewer system. Tentative rates shall be established during August and final rates by the first of September for the year commencing on the subsequent October 1. All costs accruing to the Town of Darien because of operation and maintenance charges attributable to waste treatment and collection shall be recovered by the annual sewer service charge." It was agreed that a public hearing be scheduled

for Tuesday, August 30th at 7:30 p.m. in Room 119. It was further agreed that the regularly scheduled Darien Sewer Commission meeting for Tuesday, September 6, 2011 be moved to Tuesday, August 30, 2011 in conjunction with the public hearing.

**** MR. GENOVESE MOVED TO APPROVE THAT THE NEXT SCHEDULED MEETING OF THE DARIEN SEWER COMMISSION ON TUESDAY, SEPTEMBER 6, 2010 BE MOVED TO TUESDAY, AUGUST 30TH IN CONJUNCTION WITH THE PUBLIC HEARING ON THE PROPOSED SEWER SERVICE CHARGE.**

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

**** MOTION PASSED UNANIMOUSLY.**

**** MR. VAN WINKLE MOVED TO APPROVE THAT MR. STEEGER PAY THE RATES ACCORDING TO THE DARIEN SEWER COMMISSION'S FIGURES, UNTIL SUCH TIME AS THE NEW CONTRACT IS SIGNED.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger suggested that they set the well rate, and to set the minimum charge the same as the well rate.

AUTHORIZE THE CHAIRMAN OF THE DARIEN SEWER COMMISSION TO ENTER INTO BILLING SERVICE AGREEMENT WITH COMPUTIL, FOR SEWER USER FEE BILLING, DISCUSSION AND ACTION (ATTACHMENT).

4A. Computil Agreement

Mr. Steeger said there aren't any changes. They pay \$2,033/month and he is pleased with the service provided in mailing out the bills.

**** MR. VAN WINKLE MOVED TO AUTHORIZE THE CHAIRMAN OF THE DARIEN SEWER COMMISSION TO ENTER INTO BILLING SERVICE AGREEMENT WITH COMPUTIL, FOR SEWER USER FEE BILLING.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD, DISCUSSION AND ACTION (ATTACHMENTS)

5A. Claim, Sprinkler Repairs, 1 Beverly Place, Roose	\$1,400.00
5B. Claim, Sprinkler Repairs, 14 Salem Straits, Brown	\$ 318.00

Mr. Oustafine explained that item 5a. was from last month and they had to review it. He spoke with the owner of Dobson Irrigation and it was agreed that the bill charge of \$700 was for sprinkler heads, not construction. It was further agreed that the \$1,200 and the \$600 charge could be further reduced as a municipal courtesy. Dobson Turf doesn't want to give the money back, so Mr. Oustafine had to report that back to the Commission. The \$1,400 is justified.

**** MR. VAN WINKLE MOVED TO AUTHORIZE PAYMENT TO ROOSE, 14 BEVERLY PLACE, IN THE AMOUNT OF \$1,400.00 FOR SPRINKLER REPAIRS; AND TO BROWN, 14 SALEM STRAITS, IN THE AMOUNT OF \$318.00 FOR SPRINKLER REPAIRS.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SANITARY SEWER LATERAL EASEMENT 16 AND 18 OVERBROOK LANE, DISCUSSION AND ACTION (ATTACHMENT)

6A. 1618 Overbrook LLC Verification

6B. Easement Agreement

6C. Darien Land Record Map 5045

**** MR. GENOVESE MOVED TO APPROVE THE EASEMENT AS PRESENTED.**

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

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger said it is possible that another connection can be made from Lot 18. It was mentioned that sewer connection fees will be brought up at the next meeting.

5 JUNIPER ROAD, POSSIBLE SHARING OF SEWER LATERAL CONNECTION, CONTINUED FROM JUNE 2011 DSC REG. MEETING

7A. Engineer Letter, Grumman Engineering

Mr. Oustafine explained that installation is done by going on private property, and an easement is needed to go across private property. The Commission can't give permission to go on private property. This was tabled.

SUPERINTENDENT'S REPORT

Mr. Steeger said that paving will be done on Goodwives River Road next Wednesday. Paving in Salem Straits will begin on Monday. No one else has connected to the system. Everyone has been informed. The system has been pressure tested.

The root control project was completed in July. It is a large component, and it takes place over several years.

Mr. Steeger said he has been unable to get a response regarding a meeting with the Stamford WPCA. He has reached out to 1st Selectman Campbell to ask the Mayor of Stamford for assistance in this. Mr. Steeger has contacted Mr. Fred Flynn and is awaiting a response.

Mr. Steeger reported that Westmere doesn't exist as a company anymore. Its' two principals were deposed during two separate days in July. He mentioned that the two principals indicated that the Darien Sewer Commissioners had agreed to pay 2/3 of the cost.

- ** MR. GENOVESE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

- ** MS. SHAW MOVED TO ADD AN ITEM TO THE AGENDA, PAYMENT OF INVOICE.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

- ** MS. SHAW MOVED TO APPROVE THE PAYMENT OF INVOICE #8609859 (STEARNS & WHELER) AND INVOICE #600 (TOWN OF DARIEN) IN THE AMOUNT OF \$8,160.00 FOR INSPECTION SERVICES AT 333 WEST AVENUE (WESTERLY COURT).**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

- ** MR. VAN WINKLE MOVED TO ADJOURN.**
- ** MR. GENOVESE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

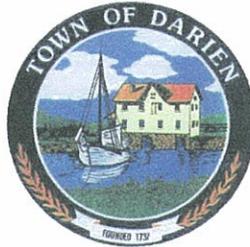
The meeting adjourned at 5:30 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSHAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
PUBLIC HEARING AND SPECIAL MEETING
AUGUST 30, 2011**

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

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

OTHER: Jayme Stevenson, Board of Selectmen;
Frank Adelman, RTM Member District 6;
Graham Powell;
Carolyn Marr, Recording Secretary

ABSENT: Bill Doughman

PUBLIC HEARING

1. Open Public Hearing

Mr. Riith opened the public hearing at 7:35 p.m. and read the following:

The Darien Sewer Commission will conduct a Public Hearing on Tuesday, August 30, 2011 at 7:30 p.m. in the auditorium at Darien Town Hall – 2 Renshaw Road, Darien, CT 06820 for the purpose of:

**AMENDMENTS TO ADMINISTRATIVE REGULATIONS, APPENDIX C ARTICLE VIII,
SANITARY SEWER REGULATIONS, SECTION 1000-6**

Amend Section 6-4.1 as follows: Effective October 1, 2011, the standard charge shall be at the rate of \$4.90 per hundred cubic feet of water. (Current rate is \$4.40/CCF).

Amend Section 6-4.2 as follows: Effective October 1, 2011, the minimum service charge shall be \$250.00. (Current rate is \$170.00 per year).

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. This

Legal Notice is available in the office of Public Works, on the town web site under Public Works. (www.darienct.gov), and in the office of the Town Clerk.

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

2. Discussion of Proposed Amendments to Administrative Regulations, Appendix C, Article VIII, Sanitary Sewer Regulations, Section 1000-6, Sub Sections 6-4.1, and 6-4.2

Mr. Steeger noted that it is important to consider the proposed sewer rate increases in context of the financial results of the Darien Sewer Commission's operating costs. He then discussed expenditures, fund balance, and revenue from a provided bar chart from fiscal year 2006. The Sewer Reserve Fund, which peaked at \$7.3M for FY 07, has decreased over the last four years to \$2.5M. This is due to the increase in expenditures relative to the expansion of the Stamford treatment plant, and other expenses associated with operating the treatment plant. He also noted a historical and national trend in the decrease of water consumption. The sewer service charges are based on water consumption.

Mr. Steeger explained that the second handout he provided was the pro-forma, which considers the impact of various rates, starting with the existing rate of \$4.40 per 100 cubic feet, and going up to \$4.90 per 100 cubic feet. This essentially makes the need to further draw down the reserves unnecessary. He noted that the Sewer Commission is now down to two full-time employees from four full-time employees. He said they have postponed as many of the large capital improvement projects as possible. The Five Mile River force main project was done out of necessity last year as it was bursting three or four times a year and causing pollution. He said they have significantly reduced their internal budget and are still faced with a large disparity between their revenue sources and expenditures, mostly due to the increases associated with the Stamford Water Pollution Control Authority. The proposed rate increase of \$4.90 is an 11.36% increase over the current increase, which leaves the balance in the Sewer Reserve Account status quo.

Mr. Frank Adelman asked about the minimum amount of billing per connection and if it was regardless of usage. He asked if there could be an exception made for senior households.

Mr. Graham Powell said the increase is not acceptable. He felt that it penalizes seniors and single family households who aren't in the high usage category. He suggested that the Sewer Commission control the high usage households. Both Mr. Van Winkle and Mr. Steeger cited the increase of charges put in place by the

Stamford Water Pollution Control Authority. Mr. Van Winkle cited an example in a Stamford budget line, last year the charge was \$75,000; this year the expense is \$300,000. Mr. Steeger said the average residential metered user's bill is 9100 cubic feet resulting in an average charge of \$449.00 per residence.

Some discussion took place among the Commission members and Mr. Powell and Mr. Adelman regarding the proposed increase, the amount of residential users, commercial users, and a fixed vs. varied rate. The assertion by Mr. Adelman and Mr. Powell is that the percentage increase should be the same for variable and minimum charges.

Mr. Van Winkle said that there should be a fixed minimum amount that every resident should carry in order to maintain the facilities. The reserve is not there to pay Stamford's charges; it is there to meet any disaster/emergency repairs. The Sewer Commission is obligated to fix those repairs, not the Town. The funds that the Sewer Commission has are held separately and are not in the General Fund. The State requires that the Sewer Commission maintain a reserve account. Mr. Adelman suggested balancing out the proposed increase between the number of high usage households and seniors and single family homes. Ms. Stevenson agreed with the suggestion and said she felt it was a fair approach to the proposed increase.

Mr. Riith said he and the Commission members would take the suggestions under advisement.

3. Close Public Hearing.

Mr. Riith closed the Public Hearing at 8:15 p.m.

SPECIAL MEETING (IMMEDIATELY FOLLOWING PUBLIC HEARING

CALL TO ORDER

Mr. Riith called the Special Meeting to order at 8:20 p.m.

**AMENDMENTS TO ADMINISTRATIVE REGULATIONS, APPENDIX C ARTICLE VIII,
SANITARY SEWER REGULATIONS, SECTION 1000-6;
SUB SECTIONS 6-4.1, AND 6-4.2. DISCUSSION AND ACTION
(LEGAL NOTICE WITH PROPOSED AMENDMENTS ATTACHED).**

**** MR. VAN WINKLE MOVED TO TABLE APPROVING THE AMENDMENTS TO
ADMINISTRATIVE REGULATIONS, APPENDIX C, ARTICLE VIII, SANITARY SEWER**

REGULATIONS, SECTION 1000-6, SUB SECTIONS 6-4.1, AND 6-4.2 UNTIL THE NUMBER OF MINIMUM USERS CAN BE DETERMINED.

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

APPROVAL OF MEETING MINUTES (ATTACHMENT)
REGULAR MEETING AUGUST 2, 2011

**** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF AUGUST 2, 2011.**

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

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD SEWER EXTENSION, CONTRACT 58, DISCUSSION AND ACTION

4a. Claim, sprinkler repairs, 11 Peabody Lane, Darrah	\$3,392.00
4b. Claim, sprinkler repairs, 65 Salem Straits, Anderson	\$2,332.00

Mr. Oustafine explained that all the damage claimed in item 4a. was related to the sewer construction, but he didn't believe that it was something the contractor couldn't have avoided with care. He recommended that the Commission members authorize the payment, and then he will consider deducting it from the contractor. He further explained that item 4b. was similar in nature to 4a.

**** MR. VAN WINKLE MOVED TO AUTHORIZE PAYMENT TO DARRAH, 11 PEABODY LANE IN THE AMOUNT OF \$3,392.00 FOR SPRINKLER REPAIRS; AND TO ANDERSON, 65 SALEM STRAITS, IN THE AMOUNT OF \$2,332.00 FOR SPRINKLER REPAIRS.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT

Mr. Steeger said the Goodwives River Road sewer extension is complete and has a minor punch list of items to be completed. The paving was completed last week and the restriping is complete. They will be assembling costs and preparing for a public hearing on the assessment. He felt that they would be close to the \$27,000 assessment which was calculated in 2004. He expects to have further discussions with the contractor about his claims.

He said they had a clogged filter in the generator at the Nearwater pump station but it has been corrected. The generator had been operating since Sunday, which lead to the clog. They are on generator power on Hoyt Street.

Mr. Steeger said that he sent an email to the Commission members regarding the Stamford WPCA, and he confirmed that Mr. Lou Casale, a member and Chairman of the Stamford WPCA, is the lead person. He said Mr. Casale told him that all the files have been turned over to Atty McCabe. Mr. Steeger is awaiting word from Mr. McCabe after he reviews the files. Mr. Steeger said that in the interim he started paying the City of Stamford for FY 2012 accounts based on his estimate of what the new contract costs should be.

- ** MR. GENOVESE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES

6a. Curtis, Brinkerhoff & Barrett, PC
Westmere Sewer Extension \$7,522.50

- ** MS. SHAW MOVED TO APPROVE THE PAYMENT OF 7,522.50 TO CURTIS BRIKERHOFF & BARRETT, PC FOR EXPENSES RELATED TO THE WESTMERE SEWER EXTENSION.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

- ** MR. GENOVESE MOVED TO ADJOURN.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

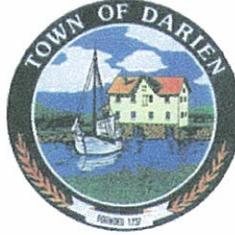
Darien Sewer Commission
Tuesday, September 6, 2011
2 Renshaw Road - Darien Town Hall
Darien, CT 06820

Notice of Meeting Cancellation

The Darien Sewer Commission Regular Meeting of September 6, 2011 has been cancelled.

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
SPECIAL MEETING MINUTES
SEPTEMBER 13, 2011**

ATTENDANCE: Robert Riith, Chair; Peter Van Winkle; Anne Shaw

STAFF: Darren Oustafine, Assistant Director of Public Works

OTHER: Carolyn Marr, Recording Secretary

ABSENT: Bill Doughman; Rocco Genovese;
Robert Steeger, Director of Public Works

CALL TO ORDER

Mr. Riith called the Special Meeting to order at 4:45 p.m.

APPROVAL OF SPECIAL MEETING MINUTES OF AUGUST 30, 2011, DISCUSSION AND ACTION (ATTACHMENT)

Mr. Oustafine said that the minutes provided had been reviewed and revised by him, and Mr. Steeger.

- ** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF THE PUBLIC HEARING/SPECIAL MEETING OF AUGUST 30, 2011.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

**AMENDMENTS TO ADMINISTRATIVE REGULATIONS, APPENDIX C ARTICLE VIII,
SANITARY SEWER REGULATIONS, SECTION 1000-6;
SUB SECTIONS 6-4.1, AND 6-4.2. DISCUSSION AND ACTION
(PROPOSED AMENDMENTS ATTACHED).**

Mr. Oustafine said that at the last Public Hearing/Special Meeting to increase the sewer rates, a resident had raised objections that the minimum user rate was going to be more, on a percentage basis, than the variable, for people who are above the minimum. The Sewer Commission entertained his idea and asked staff to look at what it would take to equalize things. Since then, Commissioner Van Winkle has done some research,

and they compared it to the computer generated program. Mr. Van Winkle found 883 minimum user accounts from last year, and the computer yielded 851 minimum user accounts. They took the 851 minimum user number from Computil, and found that when they increased everyone's rates 14%, the result is two rates. The variable user, commercial and residential rate will be \$5.02/per 100 cubic feet, and the second rate will be \$193.80, which is a perfect 14% increase. He said they recommend they increase the rate to an even \$5.00, and from \$170 to \$194 for the minimum user rate, instead of \$250.

**** MR. VAN WINKLE MOVED TO APPROVE THE AMENDMENTS TO ADMINISTRATIVE REGULATIONS, APPENDIX C, ARTICLE VIII, SANITARY SEWER REGULATIONS, SECTION 1000-6, TO BECOME EFFECTIVE AS OF OCTOBER 1, 2011 AS FOLLOWS: SECTION 6-4.1, "THE STANDARD CHARGE SHALL BE AT THE RATE OF \$5.00 PER HUNDRED CUBIC FEET OF WATER"; AND SECTION 6-4.2, "THE MINIMUM SERVICE CHARGE SHALL BE \$194.00".**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

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

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

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 4.55 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSRAW ROAD - TOWN HALL
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TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN SEWER COMMISSION
MINUTES REGULAR MEETING
OCTOBER 4, 2011**

ATTENDANCE: Robert Riith, Chair;
Bill Doughman;
Anne Shaw

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

OTHER: Carolyn Marr, Recording Secretary

ABSENT: Rocco Genovese;
Peter Van Winkle

CALL TO ORDER

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

**APPROVAL OF MEETING MINUTES
SPECIAL MEETING SEPTEMBER 13, 2011
DISCUSSION AND ATTACHMENT**

- ** MS. SHAW MOVED TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF SEPTEMBER 13, 2011.**
- ** MR. DOUGHMAN SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

CITY OF STAMFOD BILLING, DISCUSSION, ATTACHMENT

Mr. Steeger said he had attached a letter in the packets to Ms. Rhudean Bull, who is the Administrative Manager for the Stamford WPCA. To date, he has had no response from them. He said he spoke with Mr. Fox, who is attempting to arrange a meeting with the WPCA, and he hasn't received any response from them either. He said he is still paying them a monthly fee based on the pro forma he did back in June.

SUPERINTENDENT'S REPORT, DISCUSSION

Mr. Steeger said the Goodwives River Road sewer project is essentially complete except for a damage claim and related items. There is a possible issue with discharge showing up near the Goodwives River bridge, and any issues that contractors want to bring forward. Everything is paved and everyone that wanted to hook up is hooked up. They are hoping to have a hearing in December, which would be in time for the February tax bill time.

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

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD, DISCUSSION AND ACTION, ATTACHMENT

5a. Claim, sprinkler repairs, 5 Conant Place, Shanahan \$1,855.00

Mr. Oustafine said he recommended that the Commission pay this bill, and then approach the contractor for payment of a portion of amount. He explained that the contractor had to cross the sprinkler system in order to put the lateral in, and no one had marked out the sprinkler, which would be the Town's responsibility. The contractor should be responsible for rocks, etc., piled on the side of the road.

**** MS. SHAW MOVED TO AUTHORIZE PAYMENT TO SHANAHAN, 5 CONANT PLACE, IN THE AMOUNT OF \$1,855.00 FOR SPRINKLER REPAIRS.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES

6a. Cherry Hill Construction
Goodwives River Sewer Project, Contract 58 \$273,556.40

Mr. Steeger mentioned that they are holding back paying \$63,000.

6b. Curtis, Brinkerhoff & Barrett, PC
Westmere Sewer Extension \$ 1,945.00

**** MS. SHAW MOVED TO APPROVE THE PAYMENT OF \$273,556.40 TO CHERRY HILL CONSTRUCTION FOR THE GOODWIVES RIVER SEWER PROJECT, CONTRACT 58; AND \$1,945.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE WESTMERE SEWER EXTENSION.**

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

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

**** MR. DOUGHMAN SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

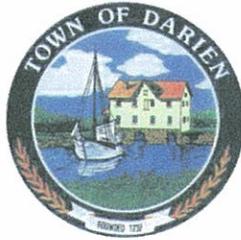
The meeting adjourned at 4:47 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

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TOWN OF DARIEN SEWER COMMISSION
2 RENSHAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
NOVEMBER 1, 2011**

ATTENDANCE: Robert Riith, Chair;
Rocco Genovese;
Peter Van Winkle

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

OTHER: Carolyn Marr, Recording Secretary;
John Bove, Esq.;
Pat D'Arinzo;
Fred Micha

ABSENT: Bill Doughman;
Anne Shaw

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES
OCTOBER 4, 2011
DISCUSSION AND ACTION ATTACHMENT

Approval of the meeting minutes of October 4, 2011 was tabled until the next meeting.

SEWER LATERAL EASEMENT 144 LEROY AVENUE
DISCUSSION AND ACTION ATTACHMENT

Mr. John Bove, Esq., said he had provided a letter dated October 27, 2011 (contained in sewer commissioners agendas), and he explained that his clients, Ms. Solenn DeBraux and Mr. Jonathan Stone have a rear lot which is serviced by a private road. There is a problem with the septic system, and it has been recommended that it be replaced. It is not failing, but is close to it. An option would be to run the sewer line down Prairie Rose Lane. The cost of installing a septic system would be comparable to installing a sewer

line. It was confirmed that there is an easement. Attorney Bove said they are running out of time due to the condition of the septic system. Attorney Bove was advised that the documentation submitted to date does not appear to provide his client with legal right to install utilities in Prairie Rose Lane. Mr. Steeger suggested that this item be referred to Town Counsel.

WIRELESS SEWER STATION LINK
DISCUSSION AND ACTION

Mr. Pat D'Arinzo and Mr. Fred Micha were present to report on the ILink information and request authorization to provide funding for it. Mr. Steeger explained that the Remote Monitoring System is outdated and the parts for it don't exist. Mr. D'Arinzo said that Mr. Micha is getting calls that are referred to as "ghost call-outs", which tells them there is a high wet well. The information is not correct, and the calls are on the increase. They had a meeting with the representative to review operations and costs of the new system, which is cellular. After the installation of the system, there appears to be a good amount of savings per year. They will be able to contact any of the stations from any computer. All of the upgrading is included in the yearly maintenance. Once the initial hardware is purchased, they would then subscribe to the cellular service for either 2 years or 4 years. The company is a subsidiary of GA Fleet, is employee-owned and has been in business for 30 years.

**** MR. GENOVESE MOVED TO APPROVE UP TO \$60,000 TO UPGRADE THE SCADA SYSTEM, WITH THE PROVISION THAT OTHER SYSTEMS OR VENDORS SUCH AS MODBUS BE CONSIDERED AND PRICING COMPARED AND ADDITIONAL INFORMATION WILL BE PROVIDED TO THE COMMISSION FOR THEIR REVIEW AND ACTION.**

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

**** MOTION PASSED UNANIMOUSLY.**

SUPERINTENDENT'S REPORT, DISCUSSION

Mr. Steeger said there is a problem with the billing that is affecting approximately 100 residents on approximately 4 or 5 streets. The invoices indicated zero consumption for the quarter. They are looking into Aquarion's consumption records and Computil's consumption records. Computil was contacted and re-ran and re-issued the bills, adding the new bill to the old bill, which resulted in higher than ever bills. It is possible that some refunds will have to be issued. He said the residents have been bringing their restated bills in, they are being referred to the Tax Collector's Office, and then they pay their bill. What is unknown at this time is if any resident who has already paid is due a refund. He estimated that slightly over 100 residents, out of 5,000, were sent the

incorrect bills. He said he is on top of the situation, and he was sorry it happened. He said he is going to meet with Computil to further resolve the issue.

Mr. Steeger said that Mr. Oustafine reports that they are near completion on the Goodwives River Road project. A punch list of items still remains to be completed. Mr. Oustafine said they need one more day to complete punch list items. Mr. Steeger said that he hoped we would have all costs in so that we could set the date for the assessment hearing sometime in January 2012.

Mr. Steeger reported on the Mansfield Avenue manholes. He said the State resurfaced the manholes, and they will pay the Town approximately 40% of the cost of raising the manholes. He said it should be approximately \$25,000 in total. The CT/DOT requires a circular asphalt cutting machine be used,

Mr. Steeger asked the Commission if any arrangement had been made with the Scherentano's, of Short Lane, regarding paving of the road. Mr. Riith reported that the Town was under obligation to pave Short Lane, which is a one-driveway street, for one time only. It was confirmed that no future paving commitments were made by the town. Short Lane is a private road and the Town's policy is to have the street paved when the sewer is put in.

Mr. Steeger said Attorney Fox had been contacted by Attorney McCabe from the City of Stamford WPCA, who said he was not ready to schedule a meeting.

- ** MR. GENOVESE MOVED TO APPROVE THE SUPERINTENDENT'S REPORT.
- ** MR. VAN WINKLE SECONDED.
- ** MOTION PASSED UNANIMOUSLY.

PAYMENT OF INVOICES

6a. Cherry Hill Construction Goodwives River Sewer Project, Contract 58	\$22,730.24
6b. Curtis, Brinkerhoff & Barrett, PC Westmere Sewer Extension	\$ 663.00
6c. Malcolm Pirnie City of Stamford Contract Negotiations	\$ 2,444.83

Mr. Steeger said they are withdrawing payment to Cherry Hill Construction due to failure to submit an invoice.

**** MR. VAN WINKLE MOVED TO APPROVE THE PAYMENT OF \$663.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE WESTMERE SEWER EXTENSION AND \$2,444.83 TO MALCOLM PIRNIE FOR THE CITY OF STAMFORD CONTRACT NEGOTIATIONS.**

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

There was no new business.

ADJOURNMENT

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

**** MR. GENOVESE SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:10 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services

TOWN OF DARIEN SEWER COMMISSION
2 RENSHAW ROAD - TOWN HALL
DARIEN, CT 06820-5397
TELEPHONE (203) 656-7363



ROBERT A. RIITH, CHAIRMAN
WILLIAM DOUGHMAN
PETER VAN WINKLE, ESQ.
ANNE SHAW
ROCCO GENOVESE

**TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
DECEMBER 6, 2011**

ATTENDANCE: Robert Riith, Chair;
Peter Van Winkle;
Anne Shaw.

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

OTHER: Carolyn Marr, Recording Secretary;
Marc McEwan;
Frank Adelman, RTM.

ABSENT: Bill Doughman;
Rocco Genovese.

CALL TO ORDER

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

APPROVAL OF MEETING MINUTES

OCTOBER 4, 2011 - DISCUSSION AND ACTION. ATTACHMENT

Mr. Oustafine said he provided copies of the minutes in the Commissioners' packets which reflected the changes he made.

- ** MS. SHAW MOVED TO APPROVE THE MINUTES OF OCTOBER 4, 2011 AS AMENDED.**
- ** MR. VAN WINKLE SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

NOVEMBER 1, 2011 - DISCUSSION AND ACTION. ATTACHMENT

Mr. Oustafine said he provided copies of the minutes in the Commissioners' packets which reflected the changes he made.

- ** MR. VAN WINKLE MOVED TO APPROVE THE MINUTES OF NOVEMBER 1, 2011.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

TOWN OF DARIEN RADIO COMMUNICATION UPGRADE
DISCUSSION AND PRESENTATION - MR. MARC MCEWAN

Mr. Marc McEwan, Deputy Fire Marshal and Emergency Management Coordinator, reported on the radio communication upgrade. He said there is a dead zone on Hoyt Street. They were allowed a temporary antenna on Hoyt Street at the pump station. He was before the Commission to ask permission for a permanent set-up there. He provided pictures of the temporary antenna, shown from across the street, as well as the cabinetry that housed the equipment. He said the elevation there is sufficient for it, and it won't affect the pump station. He said it would be advantageous to get on the railroad tower because of the height. It would greatly improve the emergency radio communications.

- ** MR. VAN WINKLE MOVED TO APPROVE THE RADIO COMMUNICATION UPGRADE BY PUTTING UP A PERMANENT ANTENNA ON HOYT STREET AT THE PUMP STATION, PROVIDED THERE IS NO INTERFERENCE WITH PUMP STATION OPERATION.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

SEWER LATERAL EASEMENT 144 LEROY AVENUE
DISCUSSION AND ACTION ATTACHMENT

Mr. Steeger said that Atty John Bove had represented his clients, Ms. Solenn DeBreaux and Mr. Jonathan Stone, at a previous meeting. Some questions that were brought up were referred to Town Counsel. The information received was consistent with what the Commission believed, and it was confirmed that they do need to have an easement. The connection to the sewer should not be approved without the easement.

- ** MR. VAN WINKLE MOVED TO APPROVE THE SEWER LATERAL CONNECTION AT 144 LEROY AVENUE PROVIDED THE HOMEOWNERS GET THE EASEMENT.**
- ** MS. SHAW SECONDED.**
- ** MOTION PASSED UNANIMOUSLY.**

GOODWIVES RIVER ROAD SEWER EXTENSION

SEWER EXTENSION SPRINKLER CLAIM – 1 PEABODY LANE

Mr. Steeger explained the claim for \$1,885 for broken sprinklers at 1 Peabody Lane. He said he wasn't sure why all the sprinkler heads had to be replaced. The homeowner's builder was billed. Mr. Oustafine is waiting for information on the company from the homeowner. It was decided to table this until the next meeting. Mr. Oustafine said that some money would come out of the retainer if it was the contractor's fault. He explained the contractor had to cross a sprinkler line. The contractor was unable to avoid crossing the sprinkler line because it was not marked out.

SUPERINTENDENT'S REPORT, DISCUSSION

Mr. Steeger said that there has been communication between Atty Dan McCabe and Atty Wayne Fox regarding a meeting with Darien and Stamford and the WPCA. Mr. Steeger stated he was hopeful to receive a draft proposed agreement by the end of this week.

Mr. Steeger provided an update on the I-Link information. He said that since the last meeting, it went before the Board of Finance and the Board of Selectmen. Both parties signed on to a \$60,000 expense. He said they will continue to get more information on ModBus. The tentative bid date is January 9th, 2012.

Mr. Steeger said the reported discharge at the Goodwives River Road bridge adjacent to the Goodwives River on Goodwives River Road is being tested to determine content of material emanating from area of directional drilling portion of the Goodwives River Road Sewer Extension. Results are expected within 10 days.

Mr. Steeger stated that there was a back-up of the sewer at the Goodwives Shopping Plaza. The problem occurred immediately after a private company cleaned the laterals and the clog in the main line sewer is believed to have been pushed from the lateral serving the shopping center.

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

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

**** MOTION PASSED UNANIMOUSLY.**

PAYMENT OF INVOICES

Cherry Hill Construction	
Goodwives River Sewer Project	\$24,196.73

Milone & MacBroom
West Avenue Sewer Drainage Conflict \$ 852.01

Curtis, Brinkerhoff & Barrett, PC
Westmere Group, Inc., v. Town of Darien \$ 100.00

**** MR. VAN WINKLE MOVED TO APPROVE THE PAYMENT OF \$24,196.73 TO CHERRY HILL CONSTRUCTION FOR THE GOODWIVES RIVER ROAD SEWER PROJECT; \$852.01 TO MILONE & MACBROOM FOR THE WEST AVENUE SEWER DRAINAGE CONFLICT; AND \$100.00 TO CURTIS, BRINKERHOFF & BARRETT, PC FOR THE WESTMERE GROUP, INC., V. TOWN OF DARIEN.**

**** MS. SHAW SECONDED.**

**** MOTION PASSED UNANIMOUSLY.**

NEW BUSINESS

Mr. Steeger asked the commission to consider new business on this agenda related to proposed meeting schedule for the calendar year 2012.

**** MS. SHAW MOVED TO ACCEPT NEW BUSINESS ON THIS AGENDA.**

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

**** MOTION PASSED UNANIMOUSLY.**

The Commissioners reviewed the proposed 2012 meeting schedule. It was confirmed that the meeting that would have been held on the first Tuesday of the month of November is scheduled to avoid Election Day and will be held on November 13, 2012.

**** MS. SHAW MOVED TO APPROVE THE REVISED SCHEDULE OF 2012 DARIEN SEWER COMMISSION MEETINGS.**

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

**** MOTION PASSED UNANIMOUSLY.**

Mr. Steeger mentioned that the election of new officers for the Sewer Commission will take place in January of 2012.

ADJOURNMENT

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

**** MS. SHAW SECONDED.**

TOWN OF DARIEN
SEWER COMMISSION
REGULAR MEETING
DECEMBER 6, 2011

**** MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:00 p.m.

Respectfully submitted,

Carolyn Marr
Telesco Secretarial Services