

MINUTES OF MEETING
WATER POLLUTION CONTROL AUTHORITY
TOWN OF STONINGTON

Regular Meeting – April 24, 2012

A Regular Meeting of the Water Pollution Control Authority was held April 24, 2012, at the Stonington Police Station Meeting Room.

Members in attendance: James Sisk, Chairman; James Petrosky, Clerk; Peter Balestracci, member; and Richard Cody, member. Also present: Harold Storrs, Director, and Thomas Gilligan.

Members absent: Lynn Young

1. Chairman Sisk called the meeting to order at 6:30 p.m.
2. Fire Exit Plan
3. WPCA Director
R. Cody moved to add item 3A to the agenda and to enter into executive session for the purpose acting in regard to the potential appointment of a WPCA Director. P. Balestracci seconded. Motion carried 4-0.
- 3.A. Executive session
Returned to regular session at 6:41 p.m.

R. Cody moved to appoint Thomas Gilligan Water Pollution Control Director subject to due diligence to be provided by the Department of Administrative Services and a mutually acceptable employment contract. J. Petrosky seconded. Motion carried 4-0.
4. Potential sewer service – North Stonington
There were no representatives from the Town of North Stonington.
Item tabled to next regular meeting
5. Contract operations – United Water
Representing United Water: Steve Wold
- United Water Monthly Report – March 2012
6. Comments from the public
Paul Burgess, 36 Elm Street, Stonington Borough Warden, addressed the Authority in regard to the (so-called) “public restrooms” located at the Stonington Borough Wastewater Treatment Plant.
7. Wastewater Treatment Plant Improvements
Representing CDM Smith and CDM Constructors Inc: Patrick Hughes, Robert Blake, William McConnell
 - a. Construction contract negotiations
Reference: Draft Amendment to Agreement Between Owner and Designer/Builder Regarding the Upgrade and Improvements of Stonington WPCF’s Project.

R. Cody moved to reject CDM Smith and CDM Constructors Inc. proposal to reduce Liquidated Damages (Exhibit C, Art.11.2 of the Agreement) from

\$ 2,500.00 per day to \$ 1,000.00 per day. J. Petrosky seconded. Motion carried 4-0.

R. Cody moved to amend the draft Amendment to the Agreement, Art. VII, Retainage, to retain 5 % from all monthly payments up to 50% of the GMP after which this retainage shall be retained until Substantial Completion at which time the retainage will be reduced to 2% until Final Completion after which the retainage will be reduced to 1% until the end of the warrantee period. P. Balestracci seconded. Motion carried 4-0.

P. Balestracci left the meeting at 7:45 p.m.

J. Petrosky moved that to the extent the cost of the Work is less than the Guaranteed Maximum Price of \$ 17,200,000.00, the savings be equally shared between the Owner (WPCA) and the Designer/Builder. R. Cody seconded. Motion carried 3-0.

J. Petrosky moved to change the draft Amendment to the Agreement, Art. V,D,5 "Reimbursement for the cost of required performance and payment bonds." to include bonds and insurance for an amount not to exceed \$ 310,000.00. J. Sisk seconded. Motion carried 2-1. J. Petrosky and J. Sisk in favor; R. Cody opposed.

R. Cody moved to authorize Chairman Sisk to sign the Draft Amendment to the Agreement after revising it to incorporate the four previous votes and upon approval of Attorney Barger. J. Petrosky seconded. Motion carried 3-0.

8. Bills: Michelson, Kane, Royster & Barger - CDM Contract, \$ 322.50
R. Cody moved to pay Michelson, Kane, Royster & Barger for services related to design/build contracts in the amount of \$ 322.50. J. Petrosky seconded. Motion carried 3-0.
9. Budget Status – 2011 - 2012
 - a. Sewer Enterprise
 - b. Sewer Development & Maintenance
10. Director's Report
11. Chairman's Report
12. Minutes – Regular Meeting – March 27th
Special Meeting – April 17th
R. Cody moved to accept the minutes of the Regular Meeting of March 27, 2012, and the Special Meeting of April 17, 2012, as presented. J. Petrosky seconded. Motion carried 3-0.

Meeting adjourned 9:01 p.m.



Harold W. Storrs
Clerk, pro-tem