

**TOWN OF EAST WINDSOR
WATER POLLUTION CONTROL AUTHORITY**

Minutes of Meeting of June 29, 2016

Members Present: Paul Anderson, Dave Tyler and Kirk Montstream

Members Absent: Chuck Riggott

Others Present: Superintendent E. Arthur Enderle III, Chief Operator Edward Alibozek Attorney Michael Lanza and Recording Secretary Laura Michael

Time and Place

Paul Anderson, Chairman, called the meeting to order at 7:04 p.m. at the WPCA Admin Building, 192 South Water St, East Windsor, CT

I. Pledge of Allegiance

The Pledge of Allegiance was recited.

II. Added Agenda Items

There were no added items.

III. Communications

Mr. Anderson had an article that was published in the Journal Inquirer on Saturday, June 18, 2016 regarding Windsor Locks having higher sewer bills to pay for upgrades. Mr. Anderson commented that the rates are pretty high and are based on borrowing money to pay for projects and upgrades.

IV. Visitors

Jeff Robert, 192 Scantic Rd

Mr. Robert was present to request a waiver from connecting to the sewer system. The front of the house will be on Scantic Rd which does not have sewer. He would like to reuse the existing leach field from the existing house for the new house. The existing house has connected to the sewer. North Central Health inspected the leach field in November 2015 and found nothing wrong and is ok with the reuse of the existing leach field. Mr. Robert is trying to get away from the 300' run of sewer line. He plans to live in the new house.

****Mr. Tyler arrived at 7:15 p.m.***

Mr. Tyler asked is they were going to put in a new septic system? Mr. Robert replied yes, it is cheaper than 300' of sewer and North Central Health is ok with it. Mr. Montstream feels the key is the address, Scantic Rd, which has no sewer. Mr. Enderle explained that the property line is within 100' of sewer on Stoughton Rd and the Ordinance states that if you are within 100' of sewer you must connect. There was a discussion of subdividing the property to be more than 100' from the sewer. Mr. Tyler asked what they would do when the septic fails and they need to connect to the sewer. Attorney Lanza explained they would need an easement. Mr. Enderle reported that the WPCA Guidelines call for a 20' easement. Mr. Montstream asked if they were a candidate for a waiver. There was a discussion of whether the waiver was for existing homes or existing septic systems. What defines a septic system; is a leach field a septic system? Mr. Enderle explained they haven't defined these because they don't regulate septic systems. Attorney Lanza felt this is a unique situation and that the ordinance doesn't apply. He felt the WPCA could allow a waiver if they wanted to. At this time there is no waiver or waiver application in place. Mr. Montstream said again that he feels that the address is key; there is no sewer on Scantic Rd and North Central Health has given their blessing. Mr. Enderle explained the Board has never enforced the ordinance to make someone connect if within 100' of the sewer. Mr. Anderson explained that the only time someone has to connect is when a letter has been sent. Mr. Enderle and Mr. Alibozek have been working with North Central Health and it is the consensus that if letters are sent, they have to be sent to all properties. They have decided to have North Central Health bring septic problems to the attention of the WPCA.

V. Public Hearing Scheduled at 7:30 p.m.

Motion: To open the public hearing for Hing, 52 Scantic Rd.
Montstream/Tyler
Motion passed

Mr. Anderson read the public hearing notice that was published in the Journal Inquirer.

There was no one present for Hing, 52 Scantic Rd. Mr. Enderle explained that this is an existing residential property and one half of the FCC has been paid.

Motion: To close the public hearing for Hing, 52 Scantic Rd.
Montstream/Tyler
Motion passed

Visitors - continued

Jeff Robert, 192 Scantic Rd

There was more discussion of moving property lines to be outside of 100' of the sewer. Mr. Anderson explained they would not be able to make a decision tonight. Attorney Lanza will provide a legal opinion. Mr. Montstream stated they need to do their homework and to be prepared; they need a waiver process in place. Mr. Montstream explained that the address is throwing him off. Mr. Tyler stated they need to split the lot off and not be within 100' of the sewer. Mr. Montstream explained that we would love to see you hook up to the sewer but if not, you need to make your property line more than 100' away from the sewer. Mr. and Mrs. Robert thanked the board and left the meeting at this time.

VI. Public Participation

There was no public participation.

VII. Receipt of Applications

There were no new applications.

VIII. Approval of Applications

There were no applications to be approved.

IX. Legal

Carlsen Bankruptcy, Future Billing to Comply with Bankruptcy Rules

Attorney Lanza explained that a Proof of Claim for back fees had been filed and accepted by the bankruptcy court. A payment plan has been established. A separate account will need to be set up for future fees; a post-bankruptcy filing account.

Suggested Policy on Delinquent Accounts being Considered for Foreclosure

Mr. Enderle provided copies of the proposed policy.

Motion: To adopt the Suggested Policy on Delinquent Accounts being Considered for Foreclosure as presented.
Montstream/Tyler
Motion passed

Suggested Policy on Lien Fees for Delinquent Sewer Use Fees

Mr. Enderle provided copies of the proposed policy. Attorney Lanza had suggestions on the wording of the policy. Mr. Enderle explained that this has been the policy but there was a need to put it in writing due to an issue with a rate payer this year. The revised policy reads, "It shall be the policy of the East Windsor WPCA to send Notice of Intent to Lien to any property owner that is delinquent for failure to pay sewer use fees. This notice shall be sent by the end of April of each calendar year. Shall no payment be received by the third Thursday of May of that calendar year, a lien shall then be filed on the Town of East Windsor Land Records."

Motion: To adopt the Suggested Policy on Lien Fees for Delinquent Sewer Use Fees as revised.
Tyler/Montstream
Motion passed

Attorney Lanza told the Board he will write a legal opinion stating that Mr. and Mrs. Robert will have to connect to the sewer or move the property more than 100' from the sewer line.

X. Acceptance of the Minutes of May 25, 2016

Motion: To accept the minutes of May 25, 2016.
Montstream/Tyler
In favor: Montstream, Anderson
Abstained: Tyler
Motion carries

XI. Action on Facility Connection Charges

Motion: To impose the facility connection charges as published for Hing, 52 Scantic Rd.
Tyler/Montstream
Motion passed

XII. Unfinished Business

Discussion of Sanitary Sewer Construction Agreement

Mr. Enderle reported that Attorney Lanza has been reviewing the agreement; they are getting close. The agreement was reviewed at the meeting; Mr. Enderle will revise and send to Attorney Lanza. Mr. Enderle explained they may have a more of these coming up as there are a few projects in the works. Mr. Enderle thanked Attorney Lanza for his help.

Waiver for Onsite Sewage Disposal

Mike Caronna just came back to work. They will begin working on it.

IT Status

Mr. Alibozek explained they are in the process of replacing the UPS units at the pump stations. They are upgrading ACP-1 and computer replacements are planned.

Benefit Assessment Policy

This was not discussed.

XIII. New Business

Bill Sheet Review

There wasn't much on the bill sheet. They can expect to see more invoices. They are within budget.

Superintendent's Report

Mr. Enderle reported that Marc Brennan and Katherine Kneeland had put a roof on the Perri Lane pump station. There was a letter of recognition in the packet from Cirma; this training saves money for the Town. Mr. Alibozek had a certificate for 2 days of GIS training from ESRI. Mr. Montstream asked Mr. Enderle for an update on the pump. Mr. Enderle explained that the new crane was order. It will have a wire rope not a chain. The cost of the wire rope crane is \$15,000 whereas the chain hoist was \$5000 but after what happened, for safety they couldn't replace it with the same. If insurance doesn't cover the difference, they will have to come up with the money. Mr. Alibozek reported that it is scheduled to be installed tomorrow. They won't know the condition of the pump until they get the hoist installed.

Elections on July Agenda

Mr. Anderson pointed out that elections will be held at the July meeting.

Transfers

Motion: To transfer \$25,216.99 from the FCC Fund to the WPCA Operating Budget.
Tyler/Montstream
Discussion: Mr. Montstream asked what the transfer covered. Mr. Enderle explained it was the remaining work for the chlorine room; there were some electrical, inspection and concrete work invoices.
Motion passed

Mr. Montstream stated all of the staff, the guys and girls, does an outstanding job.

XIV. Adjournment

Motion: To adjourn the meeting at 9:14 p.m.
Tyler/Montstream
Motion passed

Respectfully submitted,

Laura Michael
Recording Secretary