

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

**Minutes of Meeting of April 24, 2024**

**Members Present:** Paul Anderson and Jim Richards

**Members Absent:** Steve Smith

**Others Present:** WPCA Superintendent E. Arthur Enderle III, Chief Operator Edward Alibozek, Deputy First Selectman Marie DeSousa, WPCA Attorney Michael J. Lanza and Recording Secretary Laura Michael

**Present Remotely:** EWHA Executive Director Linda Collins and Jay Ussery from JR Russo & Associates,

There wasn't a quorum available for the meeting. No motions were made.

The on-site meeting was restricted to commissioners and staff. The public may participate via the remote video conferencing platform Zoom.

**Time and Place**

Paul Anderson, Chairman, called the meeting to order at 6:33 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. Acceptance of Minutes of March 27, 2024**

**IV. Communications**

The EWHA Executive Director Linda Collins and Jay Ussery from JR Russo & Associates were present remotely for the communications portion of the meeting. Mr. Enderle handed out a letter to the EWHA from Attorney Carl Landolina giving his opinion of the question of whether the EWHA is obligated to pay a facility connection charge to the WPCA if they were to build additional housing units. Attorney Landolina referenced State Statutes and the Town's WPCA Regulations which exempts municipal facilities from the facility connection charge. Mr. Richards explained that the Town and the WPCA are in negotiations of separating the WPCA from the Town. The WPCA may need to pay a fee to the Town. Mr. Anderson stated that the FCC regulations are subject to change. Mr. Ussery clarified that today there would be no charge but that could change in the future. Mr. Richards stated that this is a case of the FCC regulations being outdated. Mr. Enderle explained that in last month's minutes, Attorney Lanza said he would look at the regulations. Mr. Ussery understands that the WPCA would want their attorney to look at this. Mr. Ussery explained that it may be months or years before they are ready to move on this. Mr. Richards explained that they don't want to start off on the wrong basis. Ms. Collins and Mr. Ussery thanked the board for their time.

## **V. Visitors**

There were no scheduled visitors.

## **VI. Public Participation**

No one was present.

## **VII. Receipt of Applications**

There were no applications.

## **VIII. Approval of Applications**

There were no applications to be approved.

## **IX. Legal**

## **X. Public Hearing**

Will be rescheduled.

## **XI. Action on FCC**

## **XII. Unfinished Business**

### **IT Status**

Mr. Alibozek reported that Randy Robbins from EIS was at the facility for the yearly calibration of the DO meter and the final effluent flow meter. The flow at the plant is 50-60% of capacity. Mr. Alibozek explained that for the last 12 months we've had very wet weather and this causes high flow. Mr. Enderle explained that DEEP uses 6 consecutive months, if the flow reaches 90%, a facilities plan would need to be done by an engineer. Mr. Richards pointed out this is why we need to watch our FCC's. In order to grow economic development, there needs to be capacity available at the plant.

Mr. Alibozek explained that we're still working with QDS on the new billing software. A morning was spent with the trainer last week and Mr. Enderle has been in touch with one of their managers.

Mr. Alibozek has been ramping up training with Jon Ference on the GIS system.

## **XIII. New Business**

### **Annette Fortune, Dog Facility, Allowance for Onsite Septic**

Mr. Enderle explained that Annette Fortune had contacted him concerning the dog facility on North Rd. She was approved years ago for a septic system. The septic system wasn't installed and now there are sewers on North Rd. She had gotten estimates for connecting to the sewer and they are prohibitively expensive. Her property is within 100' of the sewer but the connection would be much further than 100'. Ms. Fortune is asking for a waiver to not have to connect to the sewer. She would never be able to recoup the cost. Mr. Richards felt this was another situation of the FCC Regulations being outdated. Why not approach as not the property within 100' but the hookup within 100'. Mr. Richards explained that the regulations are old and need updating. He suggested finding 5 or 6 things to change. The first two, municipal FCC and property within 100'. One public hearing could be held but have each item of correction separate, not a package deal. That way each change could be voted on separately. It was recommended that Annette Fortune come to the public hearing.

### **Bill Sheet Review**

Mr. Anderson stated that we are 83% through the budget year and 72% of the money has been spent.

### Superintendent's Report

Mr. Enderle explained that the oxidation ditch had been cleaned. A crane was used to lower a bobcat into the ditch. A long stick excavator was used for the cleaning. ESI filled 15 dumpsters. The Friday before the project began, the landfill in Fitchburg, MA closed. This is where the dumpsters were supposed to be brought to. It has been a good month with a lot going on. The facility continues to operate very well.

Mr. Anderson reported that Mr. Enderle has submitted his retirement papers. His last day will be May 17<sup>th</sup>. Mr. Enderle has a proposed succession plan. A special meeting will need to be scheduled to vote on the plan. Mr. Enderle reported that Mr. Alibozek is retiring on May 3<sup>rd</sup>. Mr. Anderson explained he is waiting to hear from Mr. Smith regarding scheduling a special meeting to deal with issues. Attorney Lanza stated that this needs to be done sooner rather than later. Mr. Richards asked if in an emergency, a vote could be held without a quorum. Attorney Lanza stated that as a chairman, Mr. Anderson, would have to make an executive decision. Mr. Alibozek explained that he and Mr. Enderle met with Mr. Anderson and Attorney Lanza last week. He needs a decision on the succession plan tonight. Mr. Richards told Mr. Anderson they need to decide tonight. Mr. Anderson reported they would follow the 2024 Succession document as presented. Mr. Enderle works for the WPCA and Mr. Alibozek works for Mr. Enderle. Mr. Anderson and Mr. Richards agreed to accept the succession plan. Mr. Anderson will hear back from Mr. Smith and set a meeting date. Attorney Lanza asked if the meeting could be held remotely. Attorney Lanza stated that they need to get a quorum and set a meeting date as soon as possible. Mr. Richards stated that they are good for now and will solidify the plan at the next meeting. Mr. Anderson told Mr. Enderle that hiring Mr. Alibozek as a contractor is within his scope. Mr. Enderle will work with Attorney Lanza on an agreement.

### Transfers

There were no transfers.

### **XIV. Executive Session**

Will be rescheduled.

### **XV. Adjournment**

The meeting adjourned at 7:26 p.m.

Respectfully submitted,



Laura Michael  
Recording Secretary