

City of Derby

Water Pollution Control Authority

December 21, 2015

Special Meeting Minutes

William Boland
Robert Mianii
Rose Marie Pertoso
David Anroman
Donald Demanuel

Meeting called to order at 6:35 p.m.

Roll Call: Present – William Boland, Rose Marie Pertoso, Donald Demanuel. Also present Lindsay King – Plant Superintendent, Mayor Dugatto and Maryanne DeTullio – Recording Secretary.

Public Portion

Carmen Diczko, 7 Jeanette Drive, Third Ward Alderman stated that the Board of Aldermen met with Pullman & Comley, the Mayor and City Treasurer. He stated that a meeting should have been scheduled with DEEP, members of this Board, the Infrastructure Committee, Board of Aldermen, staff, Mayor Dugatto, Atty. Thomas Welch and the engineering firm. He stated that he did not know why that meeting was not scheduled but the City needs to find out exactly what is wrong with the plant.

Appoint temporary Chairman for meeting.

Ms. Pertoso moved to appoint Bill Boland as temporary chairman for the meeting. The motion was seconded by Mr. Demanuel and carried unanimously.

Approve the joint engagement of Pullman & Comley LLC by the WPCA and the City of Derby, with regard to the DEEP Order and NOV's and EPA Investigation.

Mr. Boland stated that there have been several issues with the State of Connecticut and DEEP on various matters. The corporation counsel did not feel qualified enough and recommended getting an attorney more involved with environmental matters to handle this situation. He stated that there was a combined meeting with the attorneys, WPCA, Infrastructure Committee and Board of Aldermen where the problems and plans were outlined. He stated that they answered questions and information was sent back to the State of Connecticut. The Board of Aldermen met in Executive Session and made the decision to retain Pullman & Comley to represent the WPCA. Mr. Demanuel asked if they are going to provide legal counsel and guidelines on how to proceed. Mr. Boland stated that it was felt that it would be best to have one firm representing all parties. Mr. King stated that he has been dealing with Pullman & Comley extensively but they are not representing him and they recommended that he get independent counsel to represent him. He stated that he

did not know why he is not being represented. Mr. Demanuel stated that someone should speak with the attorneys and find out why he is not represented by them.

Mayor Dugatto handed out copies of the engagement letter for the members to review. She stated that the issues with the State of Connecticut and DEEP are multi-level. Mr. King stated that the EPA is looking for a lot of records and he is assisting with that. Mr. Demanuel moved to approve the joint engagement of Pullman & Comley LLC by the WPCA and the City of Derby. The motion was seconded by Ms. Pertoso and carried unanimously.

Authorize the temporary Chairman to execute the engagement letters.

Mr. Demanuel moved that the temporary Chairman, Bill Boland, execute the engagement letters. The motion was seconded by Mr. Pertoso and carried unanimously.

Set yearly schedule for 2016.

Mr. Boland stated that the board has been meeting on the third Wednesday of each month at 6:30 p.m. This matter was tabled to the next meeting January 20, 2016, which is the third Wednesday in January.

A motion to adjourn was made by Mr. Demanuel, seconded by Ms. Pertoso and carried unanimously. The meeting was adjourned at 7:00 p.m.

Respectfully submitted



Maryanne DeTullio