

1 **DRAFT**

2 Public Utilities Commission

3 Wallingford Electric Division

4 100 John Street

5 Wallingford, CT

6 Tuesday, June 18, 2019

7 6:30 pm.

8

9 **PRESENT:** Chair Robert Beaumont; Commissioners Patrick Birney & Joel Rinebold; Director
10 Richard Hendershot; Electric Division General Manager Tony Buccheri; Office Manager Tom
11 Sullivan; Water and Sewer Divisions General Manager Neil Amwake; Office Manager William
12 Phelan; Recording Secretary Kathy White; Geoff Einhorn, Assistant Town Attorney. **Public:**
13 Rick Becker; Ricky Becker, Scout with Troop 5; Steve Gale; Adelheid Koepfer.

14 Chair Beaumont called the Meeting to Order at 6:30 p.m. and the Pledge of Allegiance was
15 recited.

16 **1. Pledge of Allegiance**

17 **2. CONSENT AGENDA**

- 18 a. Consider and approve Minutes of June 4, 2019
- 19 b. Consider and approve an Electric Division Budget Transfer – Customer Deposit
20 Interest
- 21 c. Consider and approve a Water Division Budget Transfer – Salary Increases for
22 UPSEU Local 427-17 – Current Year
- 23 d. Consider and approve a Water Division Budget Transfer – Maintenance of Treatment
24 Equipment
- 25 e. Consider and approve a Sewer Division Budget Transfer – Maintenance of Treatment
26 Equipment
- 27 f. Consider and approve a Sewer Division Budget Transfer – Various Accounts

28 Motion to approve Consent Agenda items

29 Made by: Birney

30 Seconded by: Rinebold

31 Votes: 3 ayes

- 1 3. **Items Removed From Consent Agenda – None**
- 2 4. **Discussion and Action: Approval of Director’s Report for the Month of May**
- 3 **2019.**

4 Mr. Birney made a motion to approve the Director’s Report for the Month of May 2019. Mr.
5 Rinebold seconded the motion.

6 Vote: 3 ayes

7 **Director’s Office/Department-Wide**

8 Mr. Hendershot reported that on May 1 and May 16, he participated in the three-person panel
9 which interviewed the candidates for WED Distribution Superintendent; also on May 1, Mr.
10 Hendershot along with Mr. Buccheri and Mr. Amwake participated in a meeting of the Town’s IT
11 group to discuss an additional terminal for the WED stockroom and activating two USB ports on
12 existing PC’s assigned to Water and Sewer Divisions managers.

13 On May 14, Mr. Hendershot participated in the NEPPA (Northeast Public Power Association)
14 Board meeting in Nashua, New Hampshire. He said the most significant items discussed were
15 Joint Purchasing (not likely to advance) and a proposed revised Mutual Aid Agreement. He said
16 he helped steer the discussion toward the next step of creating a working group of 10
17 managers (including two from CT; Mr. Buccheri has “volunteered”) to address this important
18 topic. He said the next meeting of the NEPPA Board will take place in August at the conclusion
19 of the NEPPA annual conference.

20 Mr. Hendershot reported that on May 17, he worked with Craig Kieny and the Energy New
21 England Staff to accomplish the final 10% energy hedge for calendar year 2020; on May 22,
22 along with Water and Sewer Divisions General Manager Mr. Amwake and Office Manager Bill
23 Phelan, attended the Special Town Council meeting regarding the Funding Ordinance for the
24 WPCF Phosphorus Upgrades project; On May 30, Mr. Hendershot participated in two EDC
25 (Economic Development Commission)-sponsored visits to Wallingford businesses.

26 **Electric Division**

27 Wallingford Renewable Energy (“WRE”) Solar-PV Interconnection

28 Mr. Hendershot noted the WED remains on schedule to have all three interconnection points
29 constructed by Sept. 1; ISO-NE approved the proposed plan applications for all three
30 interconnections. He noted in this effort, WED was assisted by Dave Cavanaugh of Energy New
31 England. Mr. Hendershot said WRE is working with DEEP on obtaining its storm water permit.

32 Hall Avenue Streetscape

1 Mr. Hendershot said the Town's Contractor has begun working on this project; service work
2 during May included six new services, 13 service changes and two retired services; street light
3 work included 39 LED street light conversions and six street light repairs; to-date, 1,631 LED
4 streetlights have been installed, with 3,004 HPS streetlights remaining to be replaced.

5 Personnel

6 Mr. Hendershot told the PUC a conditional offer has been made to the selected candidate for
7 Distribution Superintendent. The scheduled start date is Friday, June 28, 2019. He noted the
8 vacant System Operator position is being re-advertised. He noted this position is closed and the
9 exam is being scheduled. Two in-house passed the screening exam for Chief Meter Technician;
10 interviews have taken place and the individual has been identified, accepted the position and
11 promoted. Mr. Hendershot said WED is in the process of advertising internally and outside for a
12 Meterman Technician; the new Distribution Engineer position has been posted and advertised.

13 Electric System Metrics

14 Mr. Hendershot reported that System Input for May totaled 41,583 MWh, a decrease of 5.1%
15 from May 2018. Maximum system demand for the month was 8.97 MW, a decrease of 15%
16 from last year. He noted there were no real hot days in May this year; . Average system
17 availability index ("ASAI") for May was computed at 99.990%. Monthly values for the other
18 tracked indices for the month are as follows:

19 SAIDI – 4.6 minutes; SAIFI – 0.099; CAIDI – 46.1 minutes.

20 April Wholesale Power Supply

21 Mr. Hendershot noted that in April, 93.4% of the WED's total energy was hedged; the
22 forecasted hedging level for the month was 90.6%; WED's all-in purchased power costs per
23 MWh: April actual - \$104.06; 2018/2019 FY budget forecast (1/15/18) for April = \$104.14;
24 prevailing six-month average PCA forecast (1/1/19 – 6/30/19) = \$104.02.

25 WED's generation cost per MWh: Average cost for hedged volume = \$42.62; Average cost for
26 total volume = \$43.22. The WED purchased 2,848 MWhs of "short" energy at an average price
27 of \$28.66. Mr. Hendershot noted that in spite of this, the total cost of energy in April exceeded
28 the hedged cost because of the application of a \$60,000 resettlement adjustment from
29 December 2018. Absent that, the April cost for total energy volume would have been \$41.75.
30 Mr. Birney asked about the \$60,000 resettlement adjustment from Dec. 2018.

31 Mr. Hendershot said he put a round number in the Director's Report noting it was \$59,000. He
32 noted this was because in December 2018, there were some meter reading malfunctions on one
33 or more of the meters at LS Power so the reads needed to be estimated after December closed.
34 Later, the data was able to be extracted out of the meters. Mr. Hendershot said straightening
35 this out became part of the 90 day settlement process, which took place in April, three months

1 after January, when the December settlement took place. He said this netted such that ISO-NE
2 was underpaid \$59,000 on the December invoices from ISO-NE. Mr. Rinebold asked on page 4-
3 10, where it drops below zero – 4/19 and 4/21. Mr. Hendershot said there are times when the
4 LMP (Locational Marginal Pricing), goes negative and ISO-NE is paying load to show up because
5 there are generators that don't want to shut off.

6 Mr. Rinebold asked on page 4-19 about money spent for the four heat pump water heater
7 rebates. He said Mr. Amwake did an excellent job in controlling some of the water pumps. He
8 asked if Walt Szymanski, Energy Efficiency Specialist, had an opinion on how to control some of
9 these water heaters to manage the peak load. Mr. Hendershot noted that where he worked
10 previously, there was a robust water heater control program using power line carrier because of
11 the large nature of the system. He advised strongly against this because one gets into the
12 water heater maintenance and repair business.

13 On 4-15, bottom of the page, Chair Beaumont asked why all transmission owners don't use the
14 same methodology. He said this should be done in a standard manner and would be curious to
15 know the answer.

16 Chair Beaumont introduced Rick Becker, Scout in Troop 5, working on his communications merit
17 badge. He said one of the requirements is to come to public meeting. Mr. Birney said he knows
18 the Beckers and has known Rick for a long time and is a valued member of the community.

19 **WATER DIVISION**

20 Mr. Hendershot reported the Water Division experienced two water main leaks and two service
21 leaks during May.

22 **Water Main Replacements**

23 Contract 35: Mr. Hendershot said the Contractor installed approximately 1,170 feet of new
24 water main along South Orchard Street and South Whittlesey Avenue, and the new water main
25 along Ward Street was tied into the existing water main along South Colony Road. Contract 36:
26 Mr. Hendershot noted only one bid was received for this project and it was approximately
27 \$300,000 above the estimated construction cost. Staff has decided to re-bid this project in the
28 Fall.

29 **Stand-by Generators for Well 1 and Wells 2/3.**

30 Mr. Hendershot said 90% plans have been submitted by the Consultant and area under review
31 by Staff.

32 **Water Main Flushing**

1 Mr. Hendershot said the Division's annual water main flushing program continued in May with
2 Zone No. 2 being flushed. Efforts have now moved onto Zone 3.

3 Personnel

4 Mr. Hendershot reported the new Maintainer I began work on June 10; the new Water Quality
5 Inspector began work on May 13; the vacant Electrical Technician (Water Treatment Plant) was
6 posted and closed on May 28. The Division is now waiting for a candidate list from HR; the
7 Assistant Superintendent for Water Supply and Treatment, gave notice to retire and then did so
8 effective May 28. This job description is being updated (last done in 1988) prior to posting the
9 vacancy.

10 REAL TIME UPDATE: Mr. Hendershot said the employment authorization form has been signed
11 by he and Mr. Amwake and is on its way to Town Hall.

12 Water Division Metrics

13 Mr. Hendershot noted water production for May totaled 114.6 million gallons, an **increase** of
14 5.2% from May 2018. Reservoir storage at month's end was at 94.3% of total effective
15 impoundment. The historical average for May is 93.0%; precipitation for the month totaled 5.2
16 inches, which is 1.2 inches above the historical average for May. Precipitation to date is 23.0
17 inches, which is 2.5 inches above the historic mean for the first five months of the calendar
18 year.

19 Chair Beaumont asked on page 4-102, "disposal of water treatment plant residuals". Chair
20 Beaumont said he didn't remember this. Mr. Phelan said we have a vendor at the compost
21 station and we truck the residuals from the water treatment plant to that site and get paid for
22 the residuals based on the tonnage. Chair Beaumont asked if this was a typical amount. Mr.
23 Phelan said the amount was nothing out of the ordinary. Chair Beaumont asked about ISO
24 hydrant flow testing – Insurance Service Office. Mr. Amwake said this is independent agency
25 that works with the property and homeowners insurance and with the Fire Dept. Mr. Amwake
26 said the Division has a water distribution model and can predict what the hydrant flow rates
27 should be around town. He said this is a good way to check the model and provides ISO
28 with actual flow data from various hydrants throughout town.

29 **WASTEWATER DIVISION**

30 Mr. Hendershot reported that Sewer Division staff responded to and resolved a total of 14
31 WWTP alarms, collection system trouble calls and vehicle issues during May.

32 WWTP Facility Plan/Phosphorus Treatment Project

33 Mr. Hendershot said that staff will provide a real-time update of the status of this effort later on
34 in this meeting. During May, the collection system staff televised 1,348 linear feet of sewer

1 main and flushed 7,239 feet of sewer. To date, 9.9 miles of sewers have been televised and 3.6
2 miles have been flushed in 2019; lastly, Staff inspected seven manholes during May.

3 Personnel

4 Mr. Hendershot reported there are no vacancies in the Sewer Division.

5 Wastewater Division Metrics

6 Mr. Hendershot noted that at the WWTP, the average daily flow during May was 7.4 MGD,
7 which is 1.7 MGD above the average daily flow of May 2018. The 12-month rolling average daily
8 flow is 6.3 MGD, which is below the 90% permit threshold of 7.2 MGD. For May, the average
9 level of phosphorus in the WWTP effluent was 0.47 mg/L which is 0.05 mg/L below the May
10 2018 level. He recalled the current permit level is 0.7 mg/L.. Nitrogen discharge for the month
11 average 493 pounds per day. This amount is above the May 2018 discharge rate of 467 pounds
12 per day, and is still over the permit level of 269 pounds per day. Average daily discharge in
13 2019 is 578 pounds throughout May.

14 Private Side I/I Mitigation Program

15 Mr. Hendershot said that during May, Division staff conducted 33 I/I inspections, which
16 identified five connections. Also during the month, seven issues were corrected. Since inception,
17 the I/I program has conducted 1,525 inspections, identified 185 connections and corrected 118
18 issues.

19 Mr. Rinebold pointed out an item on 4-105, the metrics for Section 5 the I/I cost. He said a nice
20 job was done putting this together. Mr. Amwake credited Mr. Phelan for figuring out the cost
21 per gallon. Chair Beaumont asked how the cost was determined. Mr. Phelan said the operating
22 costs are looked at.

23 **Vote: 3 ayes**

24 **ELECTRIC**

25 **5. Discussion and Action: Resolution – Vanags**

26 Mr. Birney made a motion to approve the Resolution. Mr. Rinebold seconded the motion.

27 **RESOLUTION**

28 **WHEREAS**, the Board of Public Utilities Commissioners of the Town of Wallingford wishes to
29 congratulate

30 **BRUCE VANAGS**

31 **a.k.a. "Hoss" or "Horse" (depending on who's talking)**

1 after over 32 years of service with the Town of Wallingford Electric Division; and
2 **WHEREAS**, the Commissioners do hereby express their gratitude and appreciation to Mr.
3 Vanags for his constant efforts over the years on behalf of the Wallingford Electric Division; and
4 **WHEREAS**, Mr. Vanags started his WED career at the Pierce Power Plant as an operator,
5 ultimately migrating around the corner and ending up in Sys Ops on John Street; and
6 **WHEREAS**, Bruce evolved as an operator of technology such as OMS, SCADA and Cable CAD
7 which were implemented and updated throughout his tenure; and
8 **WHEREAS**, Mr. Vanags has weathered many a storm as part of the Electric Division team, and
9 his experience and knowledge of the Town and its distribution system made him a valued asset
10 and will surely be missed; and
11 **WHEREAS**, Bruce's knowledge of the distribution system and the tools used to monitor and
12 analyze same was often a source of knowledge for the new operators learning the system; and
13 **WHEREAS**, Mr. Vanags was well known for his delicious beef jerky (if you were fortunate
14 enough to get some) and his skills with his backyard smoker; and
15 **NOW BE IT THEREFORE RESOLVED** that the Public Utilities Commission hereby goes on
16 record as wishing Bruce many enjoyable years of camping and travel with Bev, the kids and the
17 grandchildren.

18

19 Unanimously adopted by: THE PUBLIC UTILITES COMMISSION
20 Robert N. Beaumont, Chair
21 Patrick M. Birney, Vice-Chair
22 Joel M. Rinebold, Secretary

23

24 Mr. Hendershot said he was sorry to see Mr. Vanags retire. He said he was a good person and a
25 good plant operator and machinist. Chair Beaumont wished Mr. Vanags nothing but the best in
26 his retirement.

27 **Vote: 3 ayes**

28 6. Discussion and Possible Action: Pole Attachment Agreement

29 Mr. Hendershot noted that two meetings ago, questions were raised about the particular entity
30 requesting this Agreement. He said the questions raised were addressed as best as possible and

1 cited the changes on pages 1 and 2 of the Agreement. He said other than this, the document
2 stands ready. Mr. Rinebold said he wanted to make a motion to approve with the condition on
3 the identification of what these services are and the use of staff and engineering to use full
4 discretion to conduct a pole loading analysis both before and after an over lash. Mr. Birney
5 echoed Mr. Rinebold's view that the communications services are defined nowhere in this
6 document.

7 Mr. Rinebold: AMENDED MOTION to approve the Pole Attachment Agreement with the
8 conditions that the Applicant provide services, as specified in the conditions, for certificate of
9 public conveyance and convenience by the State of Connecticut Public Utilities Commission, and
10 that staff is to use full discretion to conduct pole loading analysis before and after over lash of
11 facilities. Mr. Birney seconded the motion.

12 Mr. Rinebold said his concern centered around the very broad use of the word "communication
13 services" noting these are public facilities and would disagree with putting anything on these
14 poles that didn't provide public service regardless of whether we were getting fees or services.
15 He said they have to be consistent with the public good. Mr. Rinebold pointed out the DPUC did
16 render a decision on this, granting a certificate of public convenience and necessity in 1994. He
17 said the DPUC went on to say this would not reduce availability of service and not reduce
18 security and was granted with this defined service being provided by teleport. He said he would
19 echo this in the motion that this be approved consistent with the certificate of public
20 conveyance and convenience.

21 Mr. Rinebold said there was a proceeding in 2018 which identified problems with over lashing,
22 i.e., pole loading, capacity and failure of loading analysis and ultimate failure of the poles. He
23 said the general conclusion is to have engineering services using full discretion to consider
24 whether a pole loading analysis was needed before and after the over lashing. Mr. Rinebold said
25 this is a good thing and in the public interest. Mr. Rinebold said the service should consist of
26 intra-state inter-exchange, service with digital channels consist with DPUC Certificate of Public
27 Convenience.

28 Chair Beaumont noted the telecom landscape has changed over the past 25 years. He said he
29 believed the exchanges were almost irrelevant based on what pricing is. He said he wasn't sure
30 this totally applies today based on how the communication was set up.

31 **Vote: 3 ayes**

32

33 **PUBLIC QUESTION & ANSWER PERIOD – 7 p.m.**

34 Mr. Gale noted that rate changes go into effect on July 1, 2019. He asked if a new rate study
35 has begun. Mr. Hendershot said no. He said 3.7% of additional revenue will be collected if the

1 PCA moves along and if it doesn't, there will be barely 1%. Chair Beaumont noted the PCA will
2 be looked at during the first PUC meeting in July (July 2nd). Ms. Koepfer asked if there was a
3 solar panel array update at the landfill and if it will move forward. Mr. Buccheri said this will be
4 moving forward and as far as construction on the interconnection points, we are well underway
5 and should be ready to interconnect sometime in September. He said the commercial operation
6 date has been shifted to the first quarter of 2020. Mr. Buccheri said the construction materials
7 have been ordered and the new feeder has been installed. Mr. Becker asked about the sump
8 pump abatement program, and noted it was mentioned there was a cost savings to having less
9 effluent going to the sewer system . He asked what the cost was to process waste when you
10 are not reducing employees or overhead and where does the cost savings come from.

11 Mr. Phelan said this was an estimate based on the volume of water we believe we save from
12 going into the wastewater treatment plant. He said this doesn't necessarily mean we have
13 saved that much money. He said it is hard to say that I/I is going down by the amounts
14 included in the reports, but we know on an average estimate we have saved that much water
15 from going into the plant. He said this doesn't mean there are an additional I/I problem
16 somewhere else which just began or got worse.

17 Mr. Phelan noted there are variable costs associated with the treatment of water, pumping of
18 water and moving of wastewater treatment. He said we look at the entire operating cost of the
19 Division and come up with a per gallon cost. Mr. Phelan said this is not to say the Division is
20 100% accurate in how much money was saved in eliminating one million gallons of I/I. He
21 noted that if we had a million more gallons of this same dirty water, the Division is anticipating
22 it would have spent a million gallons times our cost per gallon. Mr. Becker said he was fine with
23 the savings, but noted the only cost of savings is really the chemicals and the electricity but
24 none of the other costs were going down.

25 Mr. Amwake said this is not called a savings, it is a cost avoidance. He noted there are labor,
26 benefits and overhead costs but if we remove clean water from the conveyance system, there is
27 a cost as well as the treatment cost and this is a cost avoided. Chair Beaumont said the
28 overhead cost, labor and benefits are essentially fixed costs. Mr. Becker noted that year over
29 year this year, over the same period last year, there is 300,000 more gallons going in than last
30 year. He wondered how good the abatement program was if there were 300,000 more gallons
31 this year over last year.

32 Mr. Phelan explained without the abatement program there would be the 300,000 gallons plus
33 another million gallons. Chair Beaumont said for calendar year so far it is projected to be 1.82
34 million gallons.

35 **END OF PUBLIC QUESTION & ANSWER PERIOD – 7:15 p.m.**

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7. Review of Electric Division Disbursements for the Month of May 2019 – Discussion only – NO ACTION TAKEN

Mr. Rinebold pointed out the \$158,404 contribution to the Town on page 7-3. Mr. Birney asked about page 7-6, the meals and travel noting it is one line after another and asked if this was related to OT, Collective Bargaining expenses. Mr. Hendershot said every one of these people were likely the on-call linemen when this happened. Mr. Birney said he recalled a storm in early 2010 and a \$500 line item stating “emergency meals”. He wondered what this was for. Mr. Hendershot noted that sometimes places like this are slow in invoicing. Mr. Buccheri said this item might have been for the February ice storm.

NO ACTION TAKEN – DISCUSSION ONLY

WATER/SEWER

8. Review of Water/Sewer Division Disbursements for the Month of May 2019 – DISCUSSION ONLY – NO ACTION TAKEN

Mr. Rinebold asked for an explanation on page 8-1, The Regional Water Authority amount for \$43,876. Mr. Amwake explained this is the water Pond Hill Interconnection with the RWA and noted they overpaid the Division, which is holding the money. He said now that the contract is within the one-year maintenance period, this was settled up. Mr. Amwake said this amount was part of the construction cost where there was the split; some items were 50/50, some were 75/25, some were 100%. He said back in 2016/2017, RWA cut the Division several checks in a row for construction.

Chair Beaumont asked about AP Williams, Mr. Phelan said this is for 882 liens. Mr. Birney asked if we were forcing the liens. Mr. Phelan explained many times the lien sits and secures payment by the homeowner to the Town. He said the Town has foreclosed on a number of properties over the past several years. He said when the properties change hands, the Division is guaranteed payment. Mr. Birney noted big checks cut to AECOM for Sewer Division. Mr. Amwake noted design was \$3.2 which was done in a year. He said there was a big crunch period before going out to bid. Mr. Rinebold on page 8-16, the \$48,721 asked what this was for. Mr. Amwake said this was the boiler at Pistapaug and noted there was a previous transfer for this.

DISCUSSION ONLY – NO ACTION TAKEN

1 **9. Discussion and Action – Youngs Apple Orchard Lease with Everest**
2 **Infrastructure Partners**

3 Mr. Amwake noted in his June 12, 2019 memo that following negotiations with EIP
4 Communications I, LLC (EIP), an affiliate of Everest Infrastructure Partners, the Wallingford
5 Water Division recommends that the Town of Wallingford enter into a lease with EIP for the
6 Youngs Apple Orchard Road property, a portion of which currently hosts telecommunications
7 (cellular) facilities and equipment owned and managed by EIP. Mr. Amwake said this was
8 discussed in Feb. 2018 with Frontier Communications; the PUC and the Town Council approved
9 a 20-year lease which was sent off to Frontier who stated they would turn this around in three
10 to four week, but nothing has been heard from then since.

11 Mr. Amwake said this was eventually picked up by a new Frontier point of contact and this had
12 to again go through risk analysis review and the Legal Department. He said Frontier wanted
13 minor edits and additional addresses where notifications were to be sent. Mr. Amwake said
14 weeks would go by between communications with them even though the Division was
15 constantly trying to contact Frontier. Mr. Amwake said the Youngs Apple Orchard
16 telecommunications tower was sold late in 2018 to Everest Infrastructure Partners (EIP) . Mr.
17 Amwake said purchase was completed on January 14, 2019 and on Feb. 6 the Division met with
18 the President of the company. Mr. Amwake noted that paramount to this was protecting the
19 Police Dept.'s occupancy lease. He said the Police and Fire Depts are currently constructing
20 their radio network and will be live soon so an occupancy lease was needed.

21 Mr. Amwake said Everest is very transparent and gave us the financials for Frontier. He noted
22 Frontier was generating approximately \$80 a month net revenue on that site. He said the Water
23 Division wants to have some revenue coming in so the Division looked at a 50/50 revenue split.
24 He said the Division ended up with \$1 plus 50% of the net revenue. Mr. Amwake added this is
25 a 25-year lease in five-year terms with automatic renewals. Mr. Amwake said the two carriers
26 on this property are Sprint and T-Mobile which he said are attempting to merge. Mr. Amwake
27 said the Division is projecting over the 25-year lease about \$1.052 million dollars for the Water
28 Division. He said the Police Dept. occupancy lease was proposed to be \$1,300 a month cost
29 increasing 3% annually over 20 years. Mr. Amwake said this turns into a cost avoidance of
30 \$561,000 over the term of the term of the Police Dept's 20-year lease. He noted that 85% of
31 our customers are 100% taxpayers and 85% are water rate payers. Mr. Amwake said the Water
32 Division is looking to save the taxpayers money but noted the core business is selling water not
33 managing a telecommunications tower.

34 He said he is requesting approval and endorsement by the PUC and then be moved to the Town
35 Council. Mr. Rinebold said this was nicely negotiated and liked the 50/50 split and was
36 delighted the Police and Fire Depts. will be on this structure. He said he also likes the fact that
37 the Lessee will maintain the facility and the facility is removed at the end of the term or the

1 tower can be kept. Mr. Rinebold said the vision is good and likes the fact that if there is a
2 dispute, it goes to the State courts.

3 Mr. Birney made a motion to recommend that the Town Council execute the Youngs Apple
4 Orchard Lease with Everest Infrastructure Partners based on the June 12, 2019 memo from Neil
5 Amwake and comments from Assistant Town Attorney Geoffrey Einhorn. Mr. Rinebold seconded
6 the motion.

7 **Vote: 3 ayes**

8 10. Update on WWTP Plan/Phosphorus Treatment Project

9 Mr. Amwake noted under the Facility Plan that the Planning Grant was signed by Mayor
10 Dickinson on April 30, 2019 and recertified by the Town Clerk on May 1, 2019. He said three
11 copies of the Grant Agreement and Tax Questionnaire was submitted to DEEP on May 28, 2019.
12 Mr. Amwake said the Facility Plan is eligible for a 55% equal to \$531,774.65.

13 QBS Documentation

14 Mr. Amwake noted that documentation (193 pages) of the Quality Based Selection (QBS)
15 process implemented by the Wallingford Sewer Division was submitted to DEEP on May 30,
16 2019; Selection of AECOM to complete the Facility Plan, followed by design of the WPCF
17 Upgrades and Construction Administration (CA) services.

18 Clean Water Fund (CWF) Application for Design and Construction

19 Mr. Amwake said the signed Part 1 Clean Water Fund Application was hand delivered to DEEP
20 on June 12, 2019; a draft unsigned version of the Part 1 CWF was previously hand delivered to
21 DEEP on May 31, 2019 so DEEP staff could begin to review the supporting documentation; the
22 signed Part 2 CWF Application was transmitted electronically to the State of CT Office of the
23 Treasurer on June 13, 2019 as requested; The State Bond Commission meeting has been
24 rescheduled for June 26, 2019; the original meeting date was Friday, June 28, 2019; per the
25 Office of Policy and Management (OPM), CWF monies will be on the agenda (though specific
26 agenda items and listed projects are still unknown at this time).

27 Construction Administration (CA) Agreement

28 Mr. Amwake noted the proposed Scope of Services and Fee for the CA Agreement, including
29 level of effort assumptions, was transmitted to the DEEP on May 16, 2019 for their review and
30 approval; the CA Agreement is still under review with DEEP staff, with no comments received at
31 this time.

32 Funding Ordinance (FO)

1 Mr. Amwake said the PUC recommended to the Town Council adoption of the proposed Funding
2 Ordinance (FO) of \$60 million for the design and construction of the WPCF Upgrades Project at
3 the May 21, 2019 special PUC meeting (note that the special TC meeting was later scheduled
4 for May 22nd); Notice of the Town Council FO Public Hearing was published in the Record-
5 Journal on May 15, 2019; Town Council approved the Funding Ordinance at a special Council
6 meeting on May 22, 2019; the approval came following a Public Hearing held the same night;
7 the Funding Ordinance was published in the Record-Journal on May 24, 2019 following Mayoral
8 Certification; a Design Public Hearing took place June 4, 2019 at the PUC meeting to review the
9 highlights of the proposed WPCF upgrades project; per Town Funding Ordinance protocols, the
10 21-day referendum period ended June 14, 2019.

11 Bidding and Award

12 Mr. Amwake said bids were opened at 2 p.m. on May 7, 2019; AECOM issued a letter dated May
13 10, 2019 stating that they "... are satisfied that the firm (C. H. Nickerson of Torrington, CT) has
14 the requisite experience to perform the work."; The Town received an Authorization to Award
15 letter (dated June 10, 2019) from DEEP authorizing "you to award the Wallingford WPCF
16 Phosphorus Removal Upgrade (Project) (Contract No. 18-089) to C.H. Nickerson & Co. in the
17 amount of \$45,507,000 of which \$45,490, 500 appears eligible for CWF financing"; items
18 illegible for CWF finance include equipment and spare parts (\$15,000) and extended warranties
19 (\$1,500); The Bureau of Purchases requested bonding and insurance from C.H. Nickerson on
20 June 11, 2019; On June 17, 2019, Mr. Amwake said he followed up with the project point of
21 contact at C.H. Nickerson regarding the insurance and bonding. C. H. Nickerson provided the
22 required documents via email on June 18, 2019 and he said he hand delivered them to the
23 Bureau of Purchases for their review; Mr. Amwake said the contract signing date and time is to
24 be determined (the working date as of June 11 was Tuesday, June 18 or Wednesday, June 19,
25 which he noted will not occur). He said he expects this to occur late this week or early next
26 week.

27 Mr. Rinebold said he wasn't upset over the \$15,000 to be disallowed but said Mr. Amwake did
28 well. Mr. Amwake said this was self-identified by C.H. Nickerson. He said the goal is still June
29 28. He noted Meriden and Ridgefield haven't executed their contracts and Danbury's bids came
30 in greater than their Funding Ordinance so they will not be awarding a contract prior to July 1.
31 Mr. Amwake said once the contract is signed, active constructed should begin by Labor Day and
32 the substantial completion is around April 2022.

33 11. Discussion and Action: PUC – NEPPA Annual Conference

34 Chair Beaumont said this Conference is taking place in New Hampshire at Mt. Washington on
35 August 18-21. He said Mr. Hendershot will attend along with Chair Beaumont.

1 Mr. Birney made a motion to approve that the Director of Public Utilities and the Chair of the
2 Public Utilities Commission attend the 2019 NEPPA Conference. Mr. Rinebold seconded the
3 motion.

4 **Vote: 3 ayes**

5 **12. Executive Session Pursuant to Connecticut General Statutes 1-200(6)(A0; 1-**
6 **210 (b)(2), and 1-2256 (f) to discuss the evaluation and performance of the**
7 **Director of Public Utilities.**

8 **Motion to move into Executive Session at 8:01 p.m. to discuss the evaluation and**
9 **performance of the PUC Director without further notice.**

10 **Made by: Birney**

11 **Seconded by: Rinebold**

12 **Vote: 3 ayes**

13 **PRESENT:** Chair Robert Beaumont; Commissioners Patrick Birney and Joel Rinebold and
14 Director of Public Utilities Richard Hendershot.

15 13. Discussion and Action: PUC – Approval of Contractual Changes – Employment
16 Agreement – Director of Public Utilities

17 Motion to approve the contractual changes relative to the Director of Public Utilities
18 Employment Agreement, as discussed in Executive Session.

19 Made by: Birney

20 Seconded by: Rinebold

21 **Vote: 3 ayes**

22 Motion to adjourn at approximately 8:15 p.m.

23 Made by: Birney

24 Seconded by: Rinebold

25 Respectfully submitted,

Respectfully submitted,

26

27 Cynthia A. Kleist

Joel Rinebold

28 Recording Secretary

Secretary

