

Fred Sullivan
Chairman

Janine L. Burke
Executive Director



Scott Avedisian
Mayor

Warwick Sewer Authority
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Warwick, RI 02886
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Board Meeting Minutes

September 24, 2009, 5:30 p.m.
WSA Conference Room
125 Arthur W. Devine Boulevard
Warwick, RI 02886

Board Members in Attendance:	Guests:
Fred Sullivan, Chairman	Mr. Jim Lee, Carrabba's Italian Grille
Aaron Guckian, Secretary	Mr. Roy Dempsey
Steven Sylven, P.E.	Ms. Joann Dempsey
Gary Jarvis	
Peter Ginaitt	
Staff Present:	
Janine L. Burke, Executive Director	Steve Zubiago, Legal Counsel
BettyAnne Rossi, Pretreatment Coordinator	John E. Martin, Billing Services Manager
James E. Feeney, III, Program Manager	Lynn F. Owens, Administrative Coordinator

1. Call to Order At 5:37 p.m. Chairman Sullivan called this meeting to order.

2. Approval of Minutes

a. Approval of minutes from regular meeting held August 27, 2009.

ACTION: Mr. Jarvis moved approval of the minutes. Mr. Sylven seconded the motion. Mr. Ginaitt and Mr. Guckian not present for vote. Chairman Sullivan, Messrs. Sylven and Jarvis voted in favor of the motion. Motion approved.

3. Administrative Items

a. Director's Report

i. Financial Report

Director Burke provided the Board with the regular monthly budget status reports. She said there is nothing too alarming on the expense side but revenues are down due to the decrease in water consumption as she explained to the Board last month.

ii. Administrative Schedule

Director Burke stated she will be on vacation next week. She said there's really not much going on in the next month or so although she does have to attend a City

Council meeting in October to follow up on the Kristen Court pumping station matter which she said she would discuss under the Construction Division agenda item.

Director Burke stated WSA will be taking over the updating of our website from the MIS Division. She said that will make it easier and quicker to get information on the website. She reminded Mr. Sullivan that we still need an updated Chairman's report for the website.

iii. Chairman's Report: No report.

4. Industrial Pretreatment Division

**a. Carrabba's Italian Grille, 1350 Bald Hill Road: Show Cause Hearing
Late Reporting (7th offense): Request for fine relief**

ACTION: Mr. Jim Lee, manager of Carrabba's Italian Grille, 1350 Bald Hill Road, in attendance to ask for fine relief for late reporting violations.

Industrial Pretreatment Program (IPP) Coordinator and Laboratory Director Betty Anne Rossi stated she had an opportunity to speak with Mr. Lee prior to the meeting. Ms. Rossi stated she had put together material on the subject based on past performance/compliance history regarding Carrabba's monitoring/reporting requirements. She said there have been seven late reports since June 2006. Ms. Rossi said the IPP takes late reporting very seriously because the information they get from those reports can help mitigate potential overflows or blockages associated with grease or solids in our collection system. She said in speaking with Mr. Lee tonight, he is aware there are significant problems with their monitoring and reporting in the past. She said they agreed to sit down, do some training and review the permit requirements in a more formal setting. She said she had a good feeling, based on my communications with Mr. Lee tonight, that moving forward we are going to be in a much better place. Ms. Rossi said Mr. Lee's presence here tonight shows he is ready to do his due diligence to comply with his permit.

Ms. Rossi stated the IPP recommendation on late fees has always been that they should be paid in full, unless there are mitigating or extenuating circumstances surrounding the late report itself. She said she didn't think the letter that Mr. Lee provided really demonstrated mitigating circumstances. She stated Mr. Lee has some information that he'd like to provide as far as past performance and the company's compliance efforts going forward.

Mr. Jim Lee stated that he really didn't have a lot of great excuses for the late reporting. He said he has a few administrative people that have been in and out. He said they have a busy restaurant and he hasn't always put this at the top of the pile as far as importance but that has now changed. He said moving forward with Ms. Rossi and the new office worker he had, he thought he would be able to handle timely reporting. He said there were a few passing health issues, heart surgery a few years ago, which may have had something to do with a few late

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reports. He said there really is no excuse for the other late reports other than lack of focus. He said a lot of it was just his ignorance about the process.

Mr. Sylven asked for clarification on the fines.

Ms. Rossi stated \$850 is due from Carrabba's. Mr. Lee is asking for fine relief on the \$800 fine for late reporting. She explained the fine matrix. She stated because of the late reporting, they have been categorized as being in "Significant Non-Compliance" status which was so noted in the newspaper.

Mr. Sylven stated it does sound like Mr. Lee had some legitimate reasons for the late reporting, and hopefully those health issues were behind him. He asked Mr. Lee how he plans to improve the situation.

Mr. Lee stated that he or his administrative person will handle all reports in a timely basis.

Mr. Guckian expressed concern that the business is a corporate entity and that someone at the corporate level should also be involved in the reporting process. Mr. Lee explained that he was the managing partner and responsible for handling the specific regulatory requirements for the establishment. Mr. Guckian suggested WSA hold the fine in abeyance with contingencies requiring continued timely reporting. Ms. Rossi stated leniency would be an acceptable proposition with contingencies, including training and continued "on time" reporting. She said if another report is late, the \$800 (or whatever portion is held in abeyance) would become due and payable, and a subsequent fine of \$1,600 would be assessed.

Mr. Sylven stated he would be in favor of holding the fine and waiting to see if the next few reports are submitted on time. Ms. Rossi said Carrabba's next permit will be issued in 2011. She said seven reports are scheduled to be filed before that time. She said there are currently no outstanding reports.

Mr. Guckian suggested the fine be reduced, holding \$600 in abeyance with the contingency that staff receive training and there is no further late reporting. He said this is suggested out of respect to the other restaurants that file their reports in a timely manner. Chairman Sullivan stated he had similar thoughts of holding a portion of the fine, pending timely filing of reports. He said if reports are not submitted on time, the fine will be reinstated, along with continuing fines.

Mr. Jarvis moved to approve partial fine relief, accepting a \$250 payment this evening, leaving the \$600 balance in abeyance as a contingency against further reporting mishaps. He said all seven upcoming reports for this permitting period must be submitted in full and on time; otherwise, everything is back in force. Mr. Guckian seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian and Jarvis voted in favor of the motion. Mr. Sylven opposed the motion. Motion passes.

Ms. Rossi stated she will put together a certified document detailing what was agreed upon, including the contingency factors.

5. Operations & Maintenance Division

a. RFP #2010-48: Facilities Plan Amendment & Preliminary Design of Treatment Plant Upgrades for Nutrient Removal

i. Progress Report

ACTION: Director Burke explained that there is nothing to take action on at this point. She reported that the Selection Committee met on Tuesday evening to hear presentations and interview the top three engineering firms. She said following the interviews, the Selection Committee was having a difficult time deciding on THE firm. She said cost was also a concern. Director Burke stated that although she had hoped that this would be a pure qualifications-based selection process, the Committee is going to seek cost proposals from all three firms at this time. She said this means much more work for her and her staff as they will have to draft a Scope of Services and ask all the firms to provide cost proposals on the same exact work. She said they still do not need to select the lowest "bidder" in this case, but having other prices may help to whittle down the scope and/or negotiate for better prices with the preferred firm.

Director Burke stated that she was planning to ask DEM for another sixty days to get through this procurement process so there is a consultant on board before we sign the Consent Agreement because she is concerned about whether or not the proposed timelines are achievable.

Mr. Sylven stated the presentations were all very good. He said a couple of firms addressed the question on what they anticipated the fee might be. He said it was his thought was that we don't want to be in a situation where we come under scrutiny for selecting a firm and then be subject to someone second guessing and asking "how do you know you're getting the best bang for your buck?" Mr. Sylven said he thought it was the fairest way to prepare a scope of services and have all three firms provide a fee based on the same scope and then review them. He said they don't necessarily have to select the lowest bid; if it happens that the most qualified firm in the eyes of the selection committee and the board members happens to be the one with the highest fee, so be it. He said at least we can go back and say we solicited a bid proposal on an equal basis, and we selected a firm that we felt was the most qualified. He said that's the direction we're headed in.

Director Burke stated all the firms provided us with excellent proposals and we have the ability to pick and chose from those proposals as far as what we want to do. She said one of the firms has an affordability study factored in and that this really interesting proposal may be included in the final scope of services. She said she thought this will be a good process with good results.

6. Billing Services Division

a. RFP #2010-106: Professional Consulting Services to Revise/Update Existing Sewer Rate Schedule & Fee Structure of Both the Warwick Sewer Authority and Industrial Pretreatment Program

ACTION: Director Burke said the Board had all received a copy of the Request for Proposals (RFP) for a rate study as well as a recommendation memo from the billing services manager. Mr. Martin stated WSA received four proposals, all of which appear to be in substantial compliance with the RFP. He said the two lowest proposals were scrutinized the most. Mr. Martin said they were recommending B & E Consulting, LLC, be awarded the contract as the lowest responsive bidder.

The Board members discussed the proposals, focusing on the time required to complete the rate study and the corresponding bid prices. Messrs. Guckian and Jarvis expressed their frustration with B & E Consulting in the past, and questioned whether they could complete the study in sixty days, as indicated in the proposal. (WSA stipulated in the RFP that the study should be completed by January 2010.) Mr. Jarvis stated the numbers in the previous rate studies (prepared by B & E Consulting) have never truly reflected WSA's costs over time. Director Burke said she thought that part of the problem was that B & E was not getting the right information. Mr. Martin stated the time delays were not on Mr. Bebyn's part, but on the City's part, having to wait for the city audit to be completed before he could get the facts. He said by starting the rate study now, we are working with a completed city audit. He said if Mr. Bebyn gets the figures from City Hall in a timely manner, he can complete the study in sixty days.

Chairman Sullivan stated he also had a lot of questions of B & E, however, in asking the questions, he did find out that the problem was City Hall not getting the information to us in a timely manner. Mr. Ginaitt said it was important to make sure that, if we do go with B & E, he gets the information in a timely fashion; and they we'll see what his job performance is on this contract. Chairman Sullivan stated if Mr. Bebyn is having problems getting information from City Hall, the Board should be notified immediately.

Mr. Jarvis stated he is not comfortable going with B & E, and suggested that for a few extra dollars WSA have a fresh set of eyes look at this. Chairman Sullivan stated that due to all the publicity we've gotten, he believed it should be an accounting firm that conducts this rate study.

Mr. Guckian stated as long as WSA certifies that Mr. Bebyn is getting the right information, as the lowest bidder stating he can complete the study in sixty days, he thought we have to go with him. Mr. Guckian moved to award the RFP to B & E Consulting, LLC. Mr. Sylven seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

b. Sewer Assessment Deferments: Review Procedure

ACTION: Director Burke said she was speaking with the Chairman regarding sewer assessment deferments and he was questioning why the Board has to approve all these annual deferments. She said she checked the enabling legislation, WSA regulations and also spoke with the Tax Collector and found no reason why the Board should have to be involved in these annual renewals. Director Burke stated that unfortunately for this year, the renewal applications went out and require the Chairman’s signature so she thinks the Board is going to have to go through the motions. She said for next year, however, she would like to get the Board’s permission to handle these annual renewals internally with the Executive Director signing off on them if they meet all the requirements. She proposed to then share the list of annual deferrals with the Board similar to what is done with the annual drainlayer license renewals. She said in the event the staff rejected an annual renewal application, they could appeal to the Board.

Director Burke stated the Board will need to continue to approve new deferrals or deferrals in the first year; that requirement is clear in the enabling legislation.

c. Deferment of Sewer Assessments (New)

These parcels are city owned lots in the Warwick Cove IIB sewer project area.

Name	Year	Address	Reason
City of Warwick	1	Mayberry Street, Plat 358 Lot 0484	City property
City of Warwick	1	Mayberry Street, Plat 358 Lot 0482	City property
City of Warwick	1	Mayberry Street, Plat 358 Lot 0321	City property
City of Warwick	1	Wildwood Avenue, Plat 358 Lot 0328	City property
City of Warwick	1	Wildwood Avenue, Plat 358 Lot 0336	City property
City of Warwick	1	v/l Holden Street, Plat 359 Lot 0522	City property

ACTION: Mr. Jarvis moved approval. Mr. Sylven seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

d. Annual Deferment of Sewer Assessments (2010 Renewals)

This is a partial listing of sewer assessment deferment renewal applications. The remaining applications, once returned to WSA, will appear on next month’s agenda.

Name	Year	Address	Reason
Alice Hohler	2	595 Buttonwoods Ave., Plat 369, Lot 0258	Single family, 3.57 acres
William & Eileen Naughton	3	100 Old Homestead Rd., Plat 330, Lot 0147	Single family, 1.35 acres
William & Eileen Naughton	3	V/L Jennie Lane, Plat 330, Lot 0014	Single family, 2.374 acres
Nancy Lin	3	151 Church Ave., Plat 332, Lot 0061	Single family, 2 acres
Lovdy Ramos	3	228 Beach Ave., Plat 332, Lot 0844	Single family, 1.42 acres
William Bell	3	127 Church Ave., Plat 332, Lot 0057	Single family, 2.18 acres
William Armstrong	3	244 Beach Ave., Plat 332, Lot 0532	Single family, 1.19 acres
M/M Joseph Hurtubise, Jr.	3	91 Warwick Neck Ave., Plat 358, Lot 0289	Single family, 3.0 acres
Kathleen Bowling	4	107 Squantum Dr., Plat 306, Lot 0002	Single family, 1.45 acres
Russell McCombs	5	105 Spooner Ave., Plat 269, Lot 0020	Single family, 1.75 acres
M/M Robert Donohue	5	215 Miantonomo Dr., Plat 307, Lot 0132	Single family, 1.050 acres
Robert Thomas	5	51 Cromwell Ave., Plat 378, Lot 0072	Single family, 1.35 acres
Marjorie Bergstrom, Trustee	5	248 Church Ave., Plat 337, Lot 0002	Single family, 2.44 acres

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Estate of Emma Marzilli	5	110 Main Ave., Plat 347, Lot 0358	Single family, 1.5 acres
Matthew Geisser	6	80 Posnegansett Ave., Plat 300, Lot 0110	Single family, 1.47 acres
Scott & Laurie Terrana	6	379 Church Ave., Plat 331, Lot 0005	Single family, 1 acre
Anthony Colapietro	7	1330 West Shore Rd., Plat 336, Lot 0002	Single family, 2.74 acres
Donna & Margaret Enright	8	167 Edmond Dr., Plat 233, Lot 0068	Single family, 1.17 acres
Lucille Berberian	8	250 Strawberry Field Rd., Plat 348, Lot 0220	Single family, 1.16 acres
Daniel Delayo	8	50 Sterling Ave., Plat 336, Lot 0343	Single family, 3.7 acres
Kenneth Hird	8	Carlton Ave., Plat 378, Lot 0057	Single family, 1.58 acres
Joan Godfrey	9	140 Drumrock Ave., Plat 244, Lot 0208	Single family, 1.42 acres
Edward Miccolis	9	370 Love Lane, Plat 222, Lot 0005	Single family, 12.43 acres
George Scott	9	84 Rustic Way, Plat 367, Lot 0554	Single family, 1.33 acres
Steve Reed	9	97 Drum Rock Ave., Plat 244, Lot 0008	Single family, 3.28 acres
Irene Griffin	9	43 Dory Rd., Plat 365, Lot 0226	Single family, 1.37 acres
Joseph Sarafian, Jr., Trustee	10	3361 West Shore Rd., Plat 346, Lot 0273	Single family, 1.15 acres
Richard Simone	10	166 Wolverstone Rd., Plat 221, Lot 0001	Single family, 4.9 acres
Anne D. Holst	10	4157 Post Rd., Plat 222, Lot 0002	Single family, 27.38 acres
Kirti Pancholi	10	4500 Post Rd., Plat 220, Lot 0227	Single family, 1.09 acres
Herbert Caldwell	10	4389 Post Rd., Plat 221, Lot 0106	Single family, 2.42 acres
Helen Thayer	10	3225 West Shore Rd., Plat 346, Lot 0354	Single family, 1 acre
Steven Moretti	11	Hampton Ave., Plat 337, Lot 0377	Single family, 2 acres
Lucille Taylor	11	Meadow View Ave., Plat 358, Lot 0497	Single family, 3.65 acres
Paul & Michele Messier	13	222 Rocky Point Ave., Plat 378, Lot 0080	Single family, 1.19 acres
Jeanne Warren, Trustee	13	170 Alvin St., Plat 266, Lot 0493	Single family, 2.59 acres
Julie Petrarca, Trustee	13	237 Commonwealth Ave. Plat 260 Lot 0028	Single family, 2.31 acres
Alain Tranchemontagne & Caroline Sauve	14	651 Warwick Neck Ave., Plat 378, Lot 0147	Single family, 1.25 acres
Michael Gemma	14	650 Warwick Neck Ave., Plat 381, Lot 0044	Single family, 1 acre
Emoddio Tedeschi	14	275 Commonwealth Ave. Plat 260 Lot 0044	Single family, 1.10 acres
Lionel Chamberland	14	625 Warwick Neck Ave., Plat 378, Lot 0143	Single family, 1.076 acres
John Conroy	14	427 Church Ave., Plat 331, Lot 0003	Single family, 3.39 acres
Albert Martin	14	664 Warwick Neck Ave., Plat 381, Lot 0030	Single family, 1.209 acres
John & Gail Brezack	14	36 Meyers Ct., Plat 378, Lot 0178	Single family, 1.647 acres
Dorothy Troppoli	14	248 Trinity St., Plat 267, Lot 0212	Single family, 1.60 acres
Warwick Housing Authority	3	Lyll Ave., Plat 332, Lot 0360	Municipal property
Warwick Housing Authority	3	Lyll Ave., Plat 332, Lot 0361	Municipal property
Warwick Housing Authority	3	1033 West Shore Rd., Plat 332, Lot 0362	Municipal property
Warwick Housing Authority	3	Loring Ave., Plat 332, Lot 0389	Municipal property
Warwick Housing Authority	3	V/L West Shore Rd., Plat 332, Lot 0391	Municipal property
Warwick Housing Authority	3	52 Damon Ave., Plat 332, Lot 0768	Municipal property
Warwick Housing Authority	3	Damon Ave., Plat 332, Lot 0767	Municipal property
Warwick Housing Authority	8	3070 West Shore Rd., Plat 363, Lot 0001	Municipal property
Warwick Housing Authority	10	3110 West Shore Rd., Plat 364, Lot 0215	Municipal property
Warwick Housing Authority	32	2220 Warwick Ave., Plat 339, Lot 0024	Municipal property
Warwick Housing Authority	33	2220 Warwick Ave., Plat 339, Lot 0028	Municipal property
Warwick School Department	4	50 Child Lane, Plat 347, Lot 0476	Municipal property
Tri-City Elk's Lodge	2	1915 West Shore Rd., Plat 352, Lot 0011	Non-profit organization
School Place Ltd Partnership	6	1515 West Shore Rd., Plat 353, Lot 0165	Non-profit organization
House of Hope, CDC	11	42 Haswill St., Plat 361, Lot 0296	Non-profit organization
Audubon Society	14	Lansdowne Rd., Plat 307, Lot 0126	Non-profit organization
Cornerstone Adult Services	14	140 Warwick Neck Ave., Plat 357, Lot 0036	Non-profit organization
Cornerstone Adult Services	14	Warwick Neck Ave., Plat 357, Lot 0041	Non-profit organization
City Line Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0010	Non-profit tenant; state law

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City Line Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0011	Non-profit tenant; state law
City Line Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0012	Non-profit tenant; state law
EMG Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0013	Non-profit tenant; state law
EMG Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0014	Non-profit tenant; state law
EMG Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0015	Non-profit tenant; state law
EMG Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0016	Non-profit tenant; state law
Greco Realty Assoc. LLC	10	11 Knight St., Plat 275, Lot 0109-0005	Non-profit tenant; state law
Greco Realty Assoc. LLC	10	11 Knight St., Plat 275, Lot 0109-0006	Non-profit tenant; state law
Greco Realty Assoc. LLC	10	11 Knight St., Plat 275, Lot 0109-0007	Non-profit tenant; state law
Greco Realty Assoc. LLC	10	11 Knight St., Plat 275, Lot 0109-0008	Non-profit tenant; state law
St. Benedict Church	3	Beach Ave., Plat 331, Lot 0280	Religious corporation
St. Benedict Church	3	70 Transit St., Plat 331, Lot 0298	Religious corporation
St. Rose Church Corp., St. Clement Church	5	245 Main Ave., Plat 343, Lot 0316	Religious corporation
Shawomet Baptist Church	6	West Shore Rd., Plat 354, Lot 0251	Religious corporation
Shawomet Baptist Church	6	1642 West Shore Rd., Plat 354, Lot 0052	Religious corporation
Warwick Assembly of God	7	425 Sandy Lane, Plat 351, Lot 0028	Religious corporation
St. Gregory Great Church	7	380 Cowesett Rd., Plat 233, Lot 0063	Religious corporation
Christian Brethren Inc.	8	311 Buttonwoods Ave., Plat 363, Lot 0046	Religious corporation
St. Clement Church Corp.	8	111 Long St., Plat 363, Lot 0003	Religious corporation
Community of Christ Warwick Congregation	9	292 West Shore Rd., Plat 313, Lot 0121	Religious corporation
Warwick Congregation	10	544 Long St., Plat 365, Lot 0229	Religious corporation
Corporation of the Presiding Bishop	14	1000 Narragansett Parkway Plat 302, Lot 0330	Religious corporation
Lakewood Baptist Church	14	Atlantic Ave., Plat 293, Lot 0317	Religious corporation
Lakewood Baptist Church	14	255 Atlantic Ave., Plat 293, Lot 0274	Religious corporation
Asbury Church	14	157 Ann Mary Brown Dr. Plat 303, Lot 0261	Religious corporation
St. Mark's Church	24	111 West Shore Rd., Plat 319, Lot 0506	Religious corporation
St. Rita's Church	27	714 Oakland Beach Ave. Plat 376, Lot 0233	Religious corporation
Norwood Baptist Church	34	48 Budlong Ave., Plat 296, Lot 0067	Religious corporation
Kevin Cotter (objecting to 20 yr. limit)	10	3166 West Shore Rd., Plat 364, Lot 0212	Single family; 1.6 acres
Raymond Finelli (objecting to 20 yr. limit)	10	3212 West Shore Rd., Plat 364, Lot 0210	Single family, 5.5 acres
David & Susan Jackson (appealing 20 yr. limit)	14	289 Commonwealth Avenue Plat 260 Lot 0045	Single family, 1.20 acres

ACTION: Director Burke said that with respect to this list of annual deferments, there are two things that need to be discussed. She said the first is that she is asking that you defer a decision on the last three items until the October meeting. She stated Attorney John Revens represents two out of three of these customers and that the Board should be familiar with Mr. Jackson's issue from the discussion at last month's meeting. Director Burke stated Mr. Revens has asked to appear before the Board to argue on behalf of his clients and he cannot attend this evening's meeting.

Director Burke stated the other thing she would like the Board's guidance on is what to do with deferments that are past the 20-year period or 30-year period in the case of religious corporations. She said the two on the list which are past 20 years belong to the non-profit municipal housing corporation and we need to decide if we should start billing them, as we are allowed to do under the regulations. She said regarding the Norwood Baptist Church,

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and asked legal counsel to correct her if she was wrong, that under the enabling legislation WSA no longer has a lien on that property which means we can no longer collect on that assessment and so she thinks we should be abating that assessment and getting it off the books. Mr. Zubiago stated his agreement with Ms. Burke.

Director Burke proposed to take those specific accounts off this list if it was the Board's pleasure to proceed with approving the rest of the annual deferrals and then decide on the 20 and 30 year issue at the next meeting. She said the alternative is to put this whole list off until next month's meeting.

Mr. Jarvis moved to hold these deferral applications listed in Item 6d. until next month. Mr. Ginaitt seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

7. Construction Division

a. Project Update Report, September 2009

Construction Division Program Manager Jim Feeney reviewed progress being made in the Governor Francis II sewer project area.

Director Burke stated the City Council again passed the zoning ordinance for the Kristen Court pumping station by a vote of 5 to 4. She said, however, the ordinance was amended on the floor to require WSA to purchase title insurance which we are in the process of doing. She said it should not be a huge cost factor and we've already got a title attorney working on it. Director Burke stated the amended ordinance needs to go back to Committee and the City Council for second passage in October (10/19/09).

Mr. Jarvis asked about the status of sewer service on Algonquin. Mr. Feeney stated that Director Burke forwarded him an email she received from EPA today regarding their efforts with the Narragansett Indians. He said it appears they will let WSA proceed down that road without compensation being an issue, which was the main stumbling block. Mr. Feeney said nothing is set in stone yet. He said the archaeologists must do more investigation in the area. He said we still need their permission to move ahead with sewer service, which may end up being low pressure. Director Burke stated that a major roadblock has been cleared with the Narragansett Indians.

Chairman Sullivan asked about additional properties being included in the GF II project. Mr. Feeney said his office has been speaking with people about the feasibility of extending sewers. He said more work is needed and mentioned that the lack of a manhole at Mashuena creates a problem.

Mr. Feeney reviewed progress being made in the Sandy Lane sewer extension area. Director Burke stated that Mr. Feeney and his staff had a problem with some people not wanting to talk to WSA. She said she will prepare a letter to be sent to property owners in the area encouraging them to cooperate with the resident engineers to determine the best place to locate the service connection.

8. Consent Agenda – 2010 (CORRECTED) Drainlayer Licenses (Renewal)

- a. J. Michael Perri, Michael Perri and Sons, Inc., 537 Sandy Lane, Warwick.
- b. Stephen A. Cardi, II, Cardi Corporation, 400 Lincoln Ave., Warwick.

ACTION: Mr. Ginaitt moved approval. Mr. Jarvis seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

9. Consent Agenda – Correspondence

- a. RIDEM to WSA on Rhodes Technologies coordination (8-20-09)
- b. WSA response to Warwick Neck petition for sewers (8-25-09)
- c. WSA to GF III on possible inclusion in GF II (8-27-09)
- d. RFP 2010-106: Professional Consulting Services (8-27-09)
- e. WSA response to DeMatteis on NOV (8-28-09)
- f. WSA response to Gooding on NOV (8-28-09)
- g. WSA response to Peguero on NOV (8-31-09)
- h. WSA response to Mr. Dempsey's request for information (8-31-09)
- i. RICWFA award letter on \$1.3 million in SRF (8-31-09)
- j. Appendix D, WSA section (9-1-09)
- k. WSA financial report to City Council (9-1-09)
- l. Rhodes Technologies to RIDEM on processing material (9-1-09)
- m. USEPA 2009 Industrial Pretreatment Excellence Award, WSA (9-9-09)
- n. WSA second response to DeMatteis on NOV (9-15-09)
- o. WSA response to Camara on NOV (9-15-09)
- p. WSA Director's monthly report to Mayor Avedisian (9-15-09)

ACTION: Mr. Ginaitt moved approval. Mr. Guckian seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

10. New Business: Chairman Sullivan suggested that if the Board received a large document via email, it does not have to be copied for the agenda packets.

11. Old Business

- a. Buttonwoods Fire District sewer assessment/deferment: no new information.

12. Discussion Items

- a. **Economic Stimulus Package:** Director Burke stated there as been no new information on economic stimulus funds. Mr. Jarvis asked if WSA is still on the list to receive additional funding if available. Director Burke stated she will make a call to confirm that the projects we submitted for stimulus funding (GF II, Sandy Lane and Longmeadow) remain in consideration for additional funding.
- b. **Mandatory Sewer Connection Program:** Director Burke stated we are still working on the language for the legislation to go before the City Council for support. She said she will incorporate suggestions made by the City Council.

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Mr. Ginaitt suggested that those positive initiatives be included in the enabling legislation to demonstrate WSA's good efforts to provide assistance to our customers. Director Burke stated she will continue to work on this with the goal of getting something to the General Assembly in January to amend our enabling legislation. She said she planned to include letters of support from CRMC.

- c. Sewer Tie-In Loan Fund:** Mr. Martin stated all WSA paperwork is complete and has been submitted to RICWFA. He said on September 28th, RICWFA will review our application for approval. He said from there, RI Housing must review the paperwork. He anticipates the program being available in December.

13. Adjournment

Mr. Jarvis moved to adjourn this meeting. Mr. Guckian seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

At 6:44 p.m. this meeting ended.

WSA Secretary

Date of Approval