

Fred Sullivan
Chairman

Janine L. Burke
Executive Director



Scott Avedisian
Mayor

Warwick Sewer Authority
125 Arthur W. Devine Boulevard
Warwick, RI 02886
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Board Meeting Minutes

October 22, 2009, 5:30 p.m.
WSA Conference Room
125 Arthur W. Devine Boulevard
Warwick, RI 02886

Board Members in Attendance:	Guests:
Fred Sullivan, Chairman	Todd Ravenelle, GRA, Inc.
Aaron Guckian, Secretary	Jim Boyd, CRMC
Steven Sylven, P.E.	Mr. David Jackson
Gary Jarvis	Mr. Larry Morse
Peter Ginaitt	Mr. Roy Dempsey
	Mr. Eugene Nadeau
Staff Present:	
Janine L. Burke, Executive Director	Steve Zubiago, Legal Counsel
Joel F. Burke, Superintendent	Patrick F. Doyle, Assistant Superintendent
James E. Feeney, III, Program Manager	Mat Solitro, Program Engineer
	Lynn F. Owens, Administrative Coordinator

- 1. Call to Order** At 5:35 p.m. Chairman Sullivan called this meeting to order.
- 2. Approval of Minutes**
 - a. Approval of minutes from regular meeting held September 24, 2009.**
ACTION: Mr. Guckian moved approval. Mr. Ginaitt seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, 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 regular monthly budget status reports. She said on the expense side, we'll be keeping a close eye on chemicals. She said September is the month that we make the majority of our debt service payments so those expenses are heavily weighted towards the beginning of the fiscal year. Director Burke said there will be some additional debt service expenses in April but the principle amount won't change much. She said, as reported last month, sewer usage revenues are lower than we would like at this point in the fiscal year so we will be keeping a close eye on that as well and making adjustments on the expense side if necessary.

ii. Administrative Schedule

Director Burke stated we had a kick-off meeting for the Rate Study on October 7th. She said in addition to Mr. Bebyn and WSA accounting and billing staff, the Finance Office also participated. She said we had a very healthy discussion about current and upcoming liabilities and possibilities for additional sources of revenues. Director Burke stated Mr. Bebyn has been working with Account Auditor Julie Goslin to get the documents and data he needs to proceed. She said we have generated quite a few billing reports for him already and she believed he was well on his way with the study.

Director Burke said she didn't want to steal his thunder but the Chairman organized a meeting yesterday between WSA staff, two City Council Representatives and staff from the offices of Senator Reed, Senator Whitehouse, and Representative Langevin to discuss possible grants and/or stimulus monies. She said there were no promises made but she was in the process of compiling a list of sewer construction and other wastewater-related projects that could use funding. Mr. Guckian suggested Congressman Kennedy's office be copied on correspondence. Director Burke said she also appreciates Board Member Guckian's contributions in this area. She said Mr. Guckian put her in touch with the stimulus money contact in the Governor's office and Representative McNamara who is connecting her with someone from the House Policy Office to discuss possible funding for construction projects.

Director Burke pointed out in her report to the Mayor that Mr. John Martin, our Billing Services Manager, will be retiring December 1st. She said he has been a valuable employee of the WSA and he will be missed. Director Burke stated that her plan is to change the job description for this position to include responsibility for all administrative services including accounts receivable, accounts payable, budgeting, permitting, mandatory connections, the sewer tie-in loan and on-site system grants programs, and otherwise consolidate WSA administrative functions in the front office. She said she will be providing the Personnel Office with more details in the very near future.

- b. Chairman's Report** Chairman Sullivan stated he organized the meeting with the congressional representatives to try and get grant funds not only for the Governor Francis area but for everybody.

4. Operations & Maintenance Division

- a. Upgrade of the WSA SCADA Fiber Optic Network**
R.E. Erickson: \$27,141.70.

ACTION: The following recommendation memo was prepared by Superintendent Burke:

"R.E. Erickson has been the Warwick Sewer Authority's SCADA system integrator since 2001, when they were working as a subcontractor to Pascak Construction. Pascak completed the first phase of construction of the advanced wastewater treatment upgrade. R.E. Erickson installed the SCADA system for the disinfection

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building and alarm telemetry panels at the 42 sewage pumping stations. Erickson was also the subcontractor for Hart Engineering, who completed the \$30 million dollar upgrade at our WWTF.

“Our operations division utilizes the services of Erickson to perform requested modifications to our programmable logic controllers, replace or repair any failed hardware, and to ensure the integrity of our alarm system. Over the past year we have had numerous alarm/equipment status issues related to the failure of computer hardware on our fiber optic loop. RE Erickson has had to make a number of emergency site visits to reset and reconfigure components that have reached the end of their useful life. Without the alarm system being fully operational, plant personnel must man the overnight shift to ensure that we promptly respond to all critical alarms.”

Superintendent Burke introduced Marc Lemoi, RE Erickson’s project manager, to present a price proposal to upgrade the SCADA fiber optic network. Superintendent Burke stated the total cost of the upgrade, including engineering, installation, and set up and testing of the new network components is \$27,141.70; there are sufficient funds in the renewal and replacement fund to cover this expense.

Mr. Lemoi and Superintendent Burke answered the Board’s questions relative to this purchase request.

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

**b. Repair of North BNR Recycle Pump
Delta Electro Power, Inc.: \$6,255.00.**

ACTION: The following recommendation memo was prepared by Superintendent Burke:

“Our biological nutrient removal (BNR) process relies on two, high volume recycle pumps in each process train. For the past five years we have operated each aeration pass with both recycle pumps at 100% speed. Each recycle pump is capable of returning 3,500 gpm to the denitrification zone, a critical component to reducing ammonia/nitrogen.

“One of the recycle pumps in our North BNR tank has failed. This submersible pump was removed from the basin by our in-house maintenance staff. Our maintenance chief confirmed on-site that the 25 HP motor had failed. The ABS pump was taken to Delta Electric’s service shop in Cranston, where they dismantled the pump. The mechanical seal between the pump and motor had been damaged by wear. Ball bearings had worn out, causing problems with even rotation.

“This is the first time we have used Delta Electric to perform a major pump repair. The total cost of the repair is \$6,255. Last year we had a similar overhaul of another recycle pump. This pump was sent back to ABS (pump manufacturer) to be rebuilt. The cost of that repair \$7,291; the repair will be funded from our renewal and replacement account.”

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

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

i. Progress Report

ACTION: Director Burke stated a Scope of Services and Cost Proposal Worksheet went out this week to the three Engineering Firm finalists, AECOM, Stantec and Wright-Pierce. She stated the deadline for the cost proposals is November 9th so she is hoping to get the Selection Committee’s input and have a recommendation to the Board for the November meeting. Director Burke stated DEM is very anxious for us to sign the Consent Agreement. She said the very first task for the Consulting Engineer will be to review the draft Consent Agreement and let us know that we can meet the planning, design and construction schedules.

Mr. Sylven stated Ms. Burke and her staff did an excellent job putting together the Scope of Services.

5. Industrial Pretreatment Division No items for consideration.

6. Billing Services Division

a. Amendment to Resolution for Sewer Tie-In Loan Fund

ACTION: Director Burke stated a minor change to the resolution is needed regarding the criteria for the loan program. She said because the applicant can incorporate the cost of the permit into the loan, we want to issue the permit following approval of the loan, not require it to be part of the application process. She said a revised resolution was provided in the agenda packet.

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

b. Authorization to sign commitment letter with Rhode Island Clean Water Finance Agency for Sewer Tie-In Loan Fund

ACTION: Director Burke said that WSA staff has met with the Finance Office to review the program and how it needs to be recorded in our financial books. She said the Mayor has already signed the Commitment Letter and as soon as the Board authorizes the Chairman to sign it, we will get it off to Clean Water Finance. Director

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Burke said the last step will be to work with Rhode Island Housing to finalize the application form, which we already have in draft form, and we will plan to issue a press release to let people know the loan program is available.

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.

c. Annual Deferment of Sewer Assessments (2010 Renewals)

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
Meredith & John Ruggieri	3	V/L Church Ave., Plat 331, Lot 0084	Single family, 1.62 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
Bartolomie Scire	5	115 Spooner Ave., Plat 269, Lot 0019	Single family, 1.71 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
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
Baha U. Korkmaz	7	250 Economy Ave., Plat 336, Lot 0202	Single family, 2.97 acres
Karen & Ron Diehl	7	1346 W. Shore Rd., Plat 336, Lot 0347	Single family, 1.39 acres
Lavern Bouchard	7	1540 W. Shore Rd., Plat 354, Lot 0042	Single family, 1.5 acres
Steven Martini	7	1330 W. Shore Rd., Plat 336, Lot 0346	Single family, 1.47 acres
Kenneth Hird	8	Carlton Ave., Plat 378, Lot 0057	Single family, 1.58 acres
Caroline Gojcz	8	1480 W. Shore Rd., Plat 354, Lot 0273	Single family, 2.76 acres
Carol Gifford	8	1369 W. Shore Rd., Plat 337, Lot 0394	Single family, 1.28 acres
Donna/Margaret Enright	8	167 Edmond Dr., Plat 233, Lot 0068	Single family, 1.17 acres
Lucille Berberian	8	250 Strawberry Field Dr., Plat 348, Lot 0220	Single family, 1.16 acres
Daniel Delayo	8	50 Sterling Ave., Plat 336, Lot 0343	Single family, 3.7 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
Mark Angell	9	545 Commonwealth Ave., Plat 247, Lot 2	Single family, 1.83 acres
Frederick Angell	9	573 Commonwealth Ave., Plat 247, Lot 1	Single family, 6.54 acres
Albert Pontarelli	9	70 Drumrock Ave., Plat 244, Lot 0202	Single family, 1.12 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

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Helen Thayer	10	3225 West Shore Rd., Plat 346, Lot 0354	Single family, 1 acre
Jonathan Healey	10	4540 Post Rd., Plat 220, Lot 0211	Single family, 1 acre
Helayne Silver & Carl Jeser	10	3703 Post Rd., Plat 236, Lot 0045	Single family, 3 acres
Andrew Quinn	10	259 Long St., Plat 364, Lot 0208	Single family, 1.07 acres
Jacquelyn McDavid	10	105 Oak Tree, Plat 365, Lot 0231	Single family, 3.38 acres
Jacquelyn McDavid	10	Oak Tree, Plat 365, Lot 0232	Single family, 2.21 acres
Alan Merritt	10	4433 Post Rd., Plat 220, Lot 0024	Single family, 1.08 acres
Kevin Kernan	10	94 Edgewater Dr., Plat 364, Lot 0099	Single family, 1 acre
Steven Moretti	11	Hampton Ave., Plat 377, Lot 0377	Single family, 2 acres
Lucille Taylor	11	Meadow View Ave., Plat 358, Lot 0497	Single family, 3.65 acres
Paul & Michelle 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 28	Single family, 2.31 acres
Michael Gemma	14	650 Warwick Neck Ave., Plat 381, Lot 0044	Single family, 1.0 acres
Alain Tranchemontagne & Caroline Sauve	14	651 Warwick Neck Ave., Plat 378, Lot 0147	Single family, 1.25 acres
Stephen & Robin Petit	14	120 Posnegansett Ave., Plat 300 Lot 0107	Single family, 1.41 acres
Pheasant Tea & Coffee	14	686 Sandy Lane, Plat 350, Lot 0583	Single family, 4 acres
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 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
William Shields Post	7	662 West Shore Rd., Plat 317, Lot 0228	Non-profit organization
West Bay Community Action	8	Buttonwoods Ave., Plat 363, Lot 0860	Non-profit organization
West Bay Community Action	8	Buttonwoods Ave., Plat 363, Lot 08610	Non-profit organization
Ames Chased Schel	9	Delaware Ave., Plat 310, Lot 0216	Non-profit organization
Ames Chased Schel	9	Delaware Ave., Plat 310, Lot 0221	Non-profit organization
Kent County Arc	10	20 Spring Grove Ave., Plat 362, Lot 0079	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 36	Non-profit organization
Cornerstone Adult Services	14	Warwick Neck Ave., Plat 357, Lot 0041	Non-profit organization
Roman Cath. Bishop/Prov.	14	836 Warwick Neck Ave., Plat 381 Lot 0022	Non-profit organization
Roman Cath. Bishop/Prov.	14	Oakland Beach Ave., Plat 352, Lot 0051	Non-profit organization
City Line Development Inc.	10	11 Knight St., Plat 275, Lot 0109-0010	Non-profit tenant; state law
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

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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
S. New England Conference of Seventh Day Adventists	7	Church Ave., Plat 332, Lot 0001	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
Faith Baptist Church	14	765 Commonwealth Ave., Plat 247 Lot 131	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

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

Mr. Sylven questioned why so many properties are in deferment. Director Burke discussed with the Board the history of WSA's sewer assessment/deferment policy. Director Burke said the regulation governing assessment deferment was created in the sixties, and was probably very appropriate at the time. She said we have been looking closely at the regulation lately, and she will provide more information for the Board to consider some time soon.

Mr. Ginaitt questioned the deferment of sewer assessments on businesses at 11 Knight Street. Director Burke stated there is a state law that this is based on regarding a non-profit tenant. She said she will invite the tax collector to attend the next board meeting to discuss the item.

Chairman Sullivan asked that the deferment issue be added to old business.

d. Abatement of Sewer Assessments

Name	Service Address	Reason	Amount
Warwick Housing Authority	2220 Warwick Avenue Plat 339, Lot 0024	Assessment has been deferred for 32 years. WSA enabling legislation allows deferment for only 20 years.	\$8,870.00
Warwick Housing Authority	2220 Warwick Avenue Plat 339, Lot 0028	Assessment has been deferred for 32 years. WSA enabling legislation allows deferment for only 20 years.	\$5,518.20
Norwood Baptist Church	48 Budlong Avenue Plat 296, Lot 0067	Assessment has been deferred for 30 years. Valid lien no longer exists.	\$2,590.00
Pilgrim Lutheran Church	1817 Warwick Avenue Plat 328, Lot 0297	Assessment has been deferred for 30 years. Valid lien no longer exists.	\$3,626.53

ACTION: Director Burke stated, as discussed last month, we are recommending the abatement of the sewer assessments on the two properties owned by religious corporations, namely the Norwood Baptist Church and the Pilgrim Lutheran Church as, under WSA’s enabling legislation, after thirty years we no longer hold a valid lien for those assessments. She stated with respect to the two Warwick Housing Authority (WHA) properties, she had spoken with legal counsel for the WHA and he informed her that the Authority was created by state statute and is operating with federal funding. Director Burke stated however, the Board is appointed by the Mayor and the Board members’ salaries are paid using City funds. She said the WHA is not taxed and is considered a government entity. Director Burke stated for all intents and purposes, the WHA is a City agency and therefore she was recommending that the Board abate the assessments as they are well over the 20 year deferral period.

Mr. Jarvis asked are we suggesting we abate this with the same contingencies we placed on Mr. Jackson’s abatement (customer business item 6e discussed previously). Director Burke stated no. Mr. Sylven asked if the church sold their property and it was developed as housing or a business, can WSA go back and re-assess the property. Director Burke stated there is nothing in the enabling legislation now that allows WSA to do that; we have no lien on the churches after thirty years. She stated in other communities, they have the ability to re-assess properties for improvements to land and buildings; Warwick does not have that ability. She said this is one aspect of the assessment deferment policy we need to look at.

Mr. Jarvis moved to table these abatements for further discussion. Mr. Sylven seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved; items tabled.

**e. Mr. David Jackson, 289 Commonwealth Avenue, Plat 260, Lot 45
 Appeal of sewer assessment, Regulation 44**

ACTION: Continued from 8-27-09 meeting. Mr. Jackson and his realtor, Mr. Morse, were present to ask for an abatement of the balance of his sewer assessment based on his contention that the parcel cannot be developed.

Director Burke stated WSA has received additional information from the

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Planning Department confirming that the property cannot be developed as more than one single family dwelling without relief from the City's Zoning Ordinance and Development Review Regulations due to the dimensional limitations of the existing lot.

Mr. Guckian expressed concern about setting a precedent by abating this assessment. Mr. Jarvis asked that a contingency be placed on Board action to safeguard our right to assess upon development. Director Burke stated if the Board decides to abate the balance of the sewer assessment, a contingency can be placed on the action stating that if/when the land gets developed, WSA would assess at the time of development. She said a resolution to that affect can be recorded in the land evidence records.

Mr. Guckian moved approval of the abatement of the remaining sewer assessment on Account No. 60288, Plat 260, Lot 0045, (\$3,162.22) with the understanding that if the property owner gets relief from city zoning requirements and is able to develop the property, WSA would assess the parcel at the rate of assessment at the time of development. Mr. Jarvis seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

This action will be recorded in the land evidence records.

7. Construction Division

a. Project Update Report, October 2009

Construction Division Program Engineer Mat Solitro reviewed progress being made in the Governor Francis II sewer project area and the Sandy Lane project area. Mr. Solitro reported that construction on Bellevue Avenue has started and is going well.

Director Burke stated the City Council continued the Kristen Court zoning matter until November 9th when we should have the title insurance in hand and the matter should be resolved.

b. F. R. Mahoney & Associates, Inc.: E-One Grinder pumps

- i. Review of contract pricing**
- ii. Purchase authorization**

ACTION: The following recommendation memo was presented to the Board:

“F. R. Mahony & Associates, Inc., distributors of the Environment One grinder pump used by the Warwick Sewer Authority (WSA) for all low pressure sewer installations, has agreed to hold their current pricing for an additional one year period to expire on October 5, 2010.

“At this time, WSA is seeking your advice and consent to purchase grinder pumps from F. R. Mahony & Associates, Inc. on an as-needed basis (not to exceed 100 units) at the current pricing. There are approximately 40 pumps on

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hand at WSA; we anticipate the need to re-stock our inventory prior to October 5, 2010. Conduit loan funds are used for the purchase of grinder pumps.

“It should be noted that on April 23, 2009, WSA received authorization to purchase pumps on an as-needed basis through October 15, 2009. Due to low connection rates this year, the purchase of additional pumps was not necessary.”

Mat Solitro answered the Board’s questions on grinder pump inventory, minimum orders and anticipated need for pumps. No action taken.

**c. Contract Amendment: Governor Francis II, Contract 85A
Engineering/Inspection Services: Gordon R. Archibald, Inc.
Archaeological Services, \$30,241.00.**

ACTION: Todd Ravenelle reviewed this proposed amendment to the contract WSA holds with Gordon R. Archibald, Inc. for engineering/inspection services on Contract 85A, Governor Francis Farms Phase II. Mr. Ravenelle stated this is a PAL proposal for additional archaeological survey work on Algonquin Drive. He said it is a straight pass-through amendment; all funds will go to PAL for their effort.

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.

Chairman Sullivan asked that the rules be suspended to allow representatives from the Governor Francis Phase II project area to speak for ten minutes for the purpose of sharing information and developing a rapport with the Board. Mr. Jarvis moved to suspend the rules to allow that discussion to happen. Mr. Sylven seconded the motion. Chairman Sullivan, Messrs. Ginaitt, Guckian, Sylven and Jarvis voted in favor of the motion. Motion approved.

Mr. Roy Dempsey (4 Killdeer Road) stated property owners in the project area bring their concerns to him, concerns regarding normal construction issues and the sewer assessment rate. He stated he is hopeful that WSA will be successful in getting stimulus money to drive the cost of the assessment rate down to an acceptable level. Director Burke stated WSA is currently in the middle of a very in-depth rate study and is hoping to have a preliminary report by January. Mr. Dempsey expressed concern over the new RIPDES permit and the cost of modifications that must be made to the treatment facility in order to comply with the new permit. He said he spent four hours at RIDEM trying to find their justification for the new permit. Director Burke stated we are in the process of hiring an engineering firm to work with WSA on this new permit.

Mr. Eugene Nadeau (15 Killdeer Road) spoke with the Board about the high cost of permit-required renovations to the treatment plant. He stated those that are being

forced to tie in to the system will have to pay the bill, and asked the Board to consider the impact this added expense will have on property owners.

Chairman Sullivan stated WSA is trying to get additional stimulus funds but it takes time. He asked that representatives bring their questions to the Board. Director Burke encouraged Mr. Nadeau to contact her with any questions he may have.

8. Consent Agenda – 2010 Drainlayer Licenses (Renewal)

- a. East Coast Landscaping & Construction, Inc., 202 Chase Road, Portsmouth.

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. RFP #2010-106 Award of Contract to B & E Consulting, LLC (10-6-09)
- b. USEPA to NITHPO on Algonquin Drive sewers (9-21-09)
- c. WSA to RIDEM on Sandy Lane sewer project (9-23-09)
- d. WSA to Garofalo & Associates, Inc. on Contract AA (9-24-09)
- e. WSA financial report to City Council (10-2-09)
- f. RICWFA press release on sewer infrastructure funding (10-6-09)
- g. RIDEM to WSA on Amended Interceptor Bond Fund grant offer (10-7-09)
- h. WSA to Councilwoman Taylor on PCR-186-09 (10-9-09)
- i. WSA to Highland Beach Association on Bayside sewer projects (10-13-09)
- j. WSA response to Soscia on NOV (10-13-09)
- k. RIDEM to WSA on Amended Consent Agreement (9-11-09)
- l. WSA to RIDEM in response to Amended Consent Agreement (10-14-09)
- m. WSA IPP to Carrabba's Italian Grille on fine relief (10-15-09)
- n. WSA Director's monthly report to Mayor Avedisian (10-16-09)
- o. S. Mackie (on behalf of Felix Carlone) to City Council on Kristen Ct (10-9-09)

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.

10. New Business

11. Old Business

- a. Buttonwoods Fire District sewer assessment

12. Miscellaneous Items

- a. Economic Stimulus Package
- b. Mandatory Sewer Connection Program

Director Burke said there was a meeting last Friday with various WSA staff members, legal counsel, CRMC, and the Chairman to discuss changes to the enabling legislation. She said the Chairman and she have an honest difference of opinion on how to proceed with getting the changes we need to be better able to enforce mandatory sewer connections. She said

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WSA Offices 125 Arthur W. Devine Boulevard, Warwick, RI

she would let the Chairman explain his proposal but her proposal was to approach the City Council with a comprehensive piece of legislation and a plan for implementing the mandatory connection authorities we are seeking. Director Burke expressed her concern about running out of time and about WSA's vulnerability, both legally and financially, if we cannot come up with 100% connection rates in the Capron Farms project area by April 2010. She said DEM could ask for the grant money back and CRMC has been more than patient with us as far as coming into compliance with the Assent that required us to implement an enforceable mandatory connection program and there could be implications, City-wide, if CRMC decides to get tough on that. Director Burke said that the Chairman and she agreed that she would prepare a presentation for the November Board meeting to review the current authorities and requirements for mandatory connections and lay out the plan we previously established for implementing a mandatory sewer connection program and all the benefits of that plan including water quality improvements and more financial stability for the WSA.

Chairman Sullivan stated he wanted to go a little softer; he said he will send something to the Board soon. He said he'd like to close the loophole in the legislation requiring connection within one year of sale/transfer of property. He said he'd like to require all commercial properties to connect, with multi-family units defined as three or more units. Chairman Sullivan stated he is concerned that if we go to the City Council asking for the moon, we won't get anything. He said we want to tell people we are going in a positive direction.

Mr. Ginaitt stated he would support a comprehensive, well-structured policy for presentation to the City Council. He said as policy people we have difficult decisions to make, and we have an obligation to bring them forward. He said with good direction and leadership from the Council President, we may stand a good chance of getting support. Mr. Ginaitt stated the General Assembly will not consider a change to our enabling legislation without the City Council's endorsement.

ACTION: No action taken.

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 7:30 p.m. this meeting ended.

Aaron Guckian, WSA Secretary

Date of Approval