

March 22, 2016

OLD COLONY BEACH CLUB ASSOCIATION
WPCA
MARCH 14, 2016 MEETING MINUTES

CALL TO ORDER: The meeting was called to order at 6:15 pm by Frank Noe, Chairman at the Russell Library in Middletown, CT.

PRESENT: Frank Noe, Bob Asal, Don Brodeur, Joe Cancelliere, Steve Humes, Frank Nicotera, Nancy Zimmerman.

APPROVAL OF THE SEPTEMBER, 2015 MINUTES: They were not available, so approval of these minutes will be deferred to the next meeting in May, 2016.

TREASURER'S REPORT: Don reported that as of September 29, 2015, the checking account had a balance of \$28,568.42. The checking account had a reimbursement from Miami Beach for Attorney Fees of \$274.17 and a disbursement to Fuss & O'Neill for Engineering Fees of \$372.67, leaving the balance as of March 14, 2016, at \$28,469.92. We are pending a receivable of \$22,000 from OCBCA for the 2017 budget.

APPROVAL OF THE 2017 BUDGET: Frank Noe said that the budget will be set at \$22,000. Motion to approve the 2017 budget made by Bob Asal and 2nd by Don Brodeur. All in favor, non- opposed. Motion passes.

COST SHARING AGREEMENT: This cost sharing agreement has been revised from the previous cost sharing agreement and has been signed by Frank Noe and Doug Whalen. Since that time there has been some controversy with Miami Beach. Miami Beach was going to take charge of the whole project and we were going to reimburse them for the force main and the pump station. This has gone back and forth between our attorney and theirs and we had a meeting with the DEEP, with the treasury and Steve Humes was also at this

meeting. Each beach will have their own funding agreements so it will be like a joint venture and the three entities will enter into a joint agreement that we will put in a pump station and a force main and we will all pay back the state individually so it is all separated. We need to discuss tonight whether it needs to be a unanimous vote or a majority decision about what needs to be done. Miami Beach is adamant that it should be unanimous and Old Lyme Shores feels it should be majority. The way it would be structured is that we would nominate a person who would have to be appointed by the Board of Governors to represent the committee of 3 people, one from each beach association. The reason that Miami Beach had this feeling that it should be unanimous is that the pump station was going to be on Miami Beach. This is out of the equation for two reasons: 1. The deed states that no structure can ever be built in that parking lot and 2. Is that it would be a unanimous vote instead of a majority. There are 2 other options for the pump station. The first is that it could be in the parking lot that is owned by Scott Boulanger on Portland and Pond Road. He is willing to put it on his property and the cost will be a tie-in for him. The other option is to put it on Hartford Avenue in the parking lot and we would build the pump station. We will keep it to a majority and if Miami Beach doesn't agree, we will go to arbitration.

FUSS & O'NEILL ANSWERING COMMENTS FROM EIE:

There will be a meeting with the other 2 beaches and we will talk about the funding for the project.

TOWN SEWER PROJECT: There are 3 options on the table.

The first would be that it doesn't go anywhere. The second would be that Hawks Nest wants more testing and the third is that we talk to Hawks Nest on Phase 2 of the project and proceed with Option 3 and move forward.

NEW LONDON AND EAST LYME UPDATE: East Lyme met with the new First Selectman Mark Nikkerson and Brad Coggle, their engineer. They want the DEEP to move the Bridebrook pump station on 156 into the Rocky Neck State Park. DEEP is ok with that and they have done all of their evaluation of that, so it looks like it will be a go. We want to move forward and not wait for the

pump station to be moved. A letter will be sent to the DEEP requesting an administrative order because East Lyme is in a law suit with a developer in East Lyme. The Waterford letter in April that was sent to Dennis Greci from the DEEP, states that they aren't looking for any compensation, but an odor corrosion control station.

Carlos from the DEEP met with the Chairman Barry Weiner of the WPCA who wants the plant to be re-rated from 10 million gallons of capacity and be re-rated to take on our 250,000 gallons. The Bureau Chief of the DEEP said they don't need the 250,000. At this point, we're not sure where we're at with New London.

NEXT MEETING: The next meeting will be on Monday, May 9, 2016 at Frank Nicotera's home in Old Lyme.

MOTION TO ADJOURN: Motion made by Steve Humes and 2nd by Joe Cancelliere. Meeting was adjourned at 8:10 pm.

Respectfully submitted,

Nancy Zimmerman, Secretary