

OLD COLONY BEACH CLUB ASSOCIATION  
WPCA  
MAY 9, 2016 MEETING MINUTES

CALL TO ORDER: The meeting was called to order at 7:00 pm by Frank Noe, Chairman, at the home of Frank Nicotera in Old Lyme.

PRESENT: Frank Noe, Bob Asal, Don Brodeur, Frank Nicotera, Nancy Zimmerman.

APPROVAL OF THE 9/11/15 MINUTES: Motion made by Frank Nicotera to approve the minutes of 9/11/15. The motion was 2<sup>nd</sup> by Bob Asal. All in favor, none opposed, motion passes.

APPROVAL OF THE 3/14/16 MINUTES: Motion made by Frank Nicotera to approve the minutes of 3/14/16. The motion was 2<sup>nd</sup> by Bob Asal. All in favor, none opposed, motion passes.

TREASURER'S REPORT: Don reported that as of March 16, 2016, the checking account had a balance of \$28,469.92. The checking account had a reimbursement from Old Lyme Shores of \$274.17 and disbursements to Robinson & Cole for legal services of \$5,029.77 and to New London WPCA for a retainer check in the amount of \$3,333.00. The current checking balance is \$20,381.32. We still have pending \$22,000 from Old Colony Beach Association from last year's budget that we have not received as of yet.

COST SHARING AGREEMENT: We finally came to finalizing the cost sharing agreement. Two things we would want to change would be the arbitration agreement, majority vs. unanimous. Miami Beach was adamant that they wanted unanimous and we gave in to their wishes. The request that we had to do the unanimous we wanted an arbitration agreement and the rules of an arbitration agreement. Steve Humes, our attorney on the WPCA, put this together and the rules are that once it goes to arbitration it states that you can't litigate it, the

ruling is made so it's less expensive and more timely. The arbitrators will be chosen and we will bring in an alternate in addition to the one that is appointed.

The three beach communities are agreeing to have a Cost Sharing Agreement and share the cost of the pump station and the 156 force main that goes up and across route 156 down to East Lyme. That would be the shared cost. Also, in this agreement each WPCA is going to appoint one member of the WPCA to become the representative of this committee and they will be able to vote and participate in the topic of cost that will be contributed to the pump station on route 156, but nothing to do with the infrastructures.

Miami Beach has signed the Cost Sharing Agreement and Old Lyme Shores signed it and we have to approve a signature for Frank Noe to sign the Cost Sharing Agreement for Old Colony Beach, WPCA.

Motion for Frank Noe to sign the Cost Sharing Agreement for Old Colony Beach Club Association was made by Bob Asal and 2<sup>nd</sup> by Don Brodeur. All in favor, none opposed, motion passes.

UPDATE REGARDING NEGOTIATIONS WITH NEW LONDON, EAST LYME AND WATERFORD FROM MAY 2, 2016 MEETING:

We met with New London and the three beaches each gave New London a \$3,333.00 retainer for basically a meet and greet with Old Colony Beach, Old Lyme Shores and Miami Beach to discuss a buy-in cost for capacity. Right now, all the capacity of the beach communities would be around 300,000 gallons all of which about 130,000 gallons is just the capacity of Old Colony Beach, Old Lyme Shores and Miami Beach. What we want to do is structure it in a way that we pay for the 130,000 gallons today and the other 170,000 gallons would be put on reserve for tie-in's in the future. We're meeting with them again next Wednesday and they will have some numbers for us.

WATERFORD MEETING: We met with Waterford as well. They don't have any real concerns, they just want to be updated with what's going on. The only thing

they are concerned about is that on our end that we have the odor control in place.

MEETING WITH EAST LYME: We met with Mark Nickerson, who will have an agreement drawn up by his attorney. The concern with East Lyme is that the whole Bridebrook pump station is to be moved into Rocky Neck and we will be a part of that because ideally the pump station becomes part of our project and with that comes a 25% grant money for us and for them. They want to contact the attorney and the Deep for the order so that the capacity is really coming from East Lyme and New London. The order has already been drawn up and approved by East Lyme's attorney. I contacted DEEP and they said they were going to issue the order as soon as they got the phone call from the attorney and we will be meeting with East Lyme again shortly.

MEETING WITH TOWN OF OLD LYME ABOUT THE POSSIBILITY OF THE PUMP STATION IN THE HARTFORD AVENUE PARKING LOT: We met with Bonnie Reemsnyder, Rich Pentegast – Chairman of the town WPCA who took over for Kurt Zemba who resigned and Frank Pappalardo – Chairman of the Sound View Commission.

If the pump station is on Hartford Avenue, we would have a land lease with the town for 99 years and in return for the lease they want us to contribute to the bathrooms. They are also talking about the pump station being at Miami Beach or also on the private homeowner's property, which is an alternative to the pump station on Hartford Avenue. Frank asked the town to give us an idea of the cost of the bathrooms they are proposing so we can see what the cost would be. They said they would have some preliminary cost at our next meeting. Our pump station would be attached to this and all the mechanicals would be inside the building and it will not look like a pump station.

OTHER BUSINESS: Old Colony Beach Club Association Board of Directors has to make a decision as of June 30, 2016, regarding Frank Noe's and Frank Nicotera's terms being up. Both Frank Noe and Frank Nicotera want to be reappointed.

NEXT MEETING: The next meeting will be on Friday, June 3<sup>rd</sup>, 2016, at 6:30 pm at Frank Nicotera's home in Old Lyme.

ADJOURNMENT: Motion to adjourn made by Don Brodeur and 2<sup>nd</sup> by Frank Nicotera. Meeting was adjourned at 8:10 pm.

Respectfully submitted,

Nancy Zimmerman, Secretary