

**THE WATER BUREAU
SPECIAL MEETING**

555 Main Street
Hartford, Connecticut 06103
Tuesday, October 15, 2019

Present: Commissioners Andrew Adil, Peter Gardow, Denise Hall, Georgiana Holloway, David Ionno, Jackie Mandyck, Gary LeBeau, Dominic Pane, Pasquale J. Salemi, Raymond Sweezy and District Chairman William A. DiBella (11)

Absent: Commissioners Clifford Avery Buell, Daniel Camilliere, Alvin Taylor and Special Representative Michael Carrier (4)

Also

Present: Scott W. Jellison, Chief Executive Officer
Christopher Stone, Assistant District Counsel
John S. Mirtle, District Clerk
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Michael Curley, Manager of Technical Services
Jennifer Ottalagana, Senior Project Manager
Joshua MacCulloch, Senior Project Manager
Allen King, Real Estate Administrator
Nick Salemi, Special Services Administrator
Kerry E. Martin, Assistant to the Chief Executive Officer
Victoria S. Escoriza, Executive Assistant
David Silverstone, Independent Consumer Advocate

CALL TO ORDER

Chairman Sweezy called the meeting to order at 4:01P.M.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Erika Dworkin of 314 Chestnut Hill Road, Glastonbury spoke in opposition of agenda item #4C "Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace", and suggested to consider the project as Class 1.

Kerry Sevigny of 220 Chestnut Hill Road, Glastonbury spoke in opposition of agenda item #4C "Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace", and suggested to consider the project as Class 1 and to wait for funding from the town of Glastonbury.

Glastonbury Town Councilors Deb Carroll, Larry Niland, Mary LaChance, Jake McChesney and Chip Beckett, suggested to consider a Class 1 Project, and also shared that the town council has a working group for the uranium problem in Glastonbury.

Nils Swanson of 300 Chestnut Hill Road, Glastonbury spoke in opposition of agenda item #4C “Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace”.

Kurt Lang of 244 Chestnut Hill Road, Glastonbury spoke in opposition of agenda item #4C “Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace”

Ed Budd of 270 Chestnut Hill Road Glastonbury spoke in opposition of agenda item #4C “Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace”

David Silverstone, Independent Consumer Advocate, spoke in favor of eventually connecting all residents to public water supply in the future, but he opposes the agenda item for Chestnut Hill Road, Lenti Terrace and Coleman Road.

APPROVAL OF MINUTES

On motion made by Commissioner Pane and duly seconded, the meeting minutes of September 11, 2019 were approved.

RAYMOND ROAD, GLASTONBURY REPORT OF HEARING AND LAYOUT AND ASSESSMENT

To: The Water Bureau for consideration on October 15, 2019

On May 28, 2010, the District received a petition from a property owner on Raymond Road, Glastonbury, requesting that a public water main be installed in the street. Recently, the Town of Glastonbury requested the District to identify potential water main projects within Glastonbury that could be constructed on an accelerated basis. This petition from 2010 was reexamined for that purpose.

There are nine properties on Raymond Road that this project would serve. Eight out of the nine properties will be subject to assessment. The unassessed parcel is unbuildable due to land conservation restrictions.

A public hearing chaired by Commissioner Pane was held on June 26, 2019. None of the property owners from Raymond Road provided comment at the hearing but one property owner submitted written comments in opposition to the proposed water main. Four other property owners previously responded to a canvas in favor of the proposed water main and three responded opposed. The current public response is four properties in favor, four opposed and one that will not be assessed which did not register an opinion. Out of the four properties that oppose the project, three of the parcels are owned by the same individual with a house located on one of the three parcels and the other two are vacant.

As part of this project, the proposed 8-inch water main will serve all eight properties on Raymond Road, and upon completion, allow the properties on Raymond Road to abandon their existing wells.

Based on the information presented at the public hearing and the favorable opinions of the property owners, your staff and the Commissioner present at the hearing recommend that the water main in Raymond Road be approved.

The estimated cost and benefit summary for this project is as follows:

ESTIMATED CONSTRUCTION COST:

700 feet of 8-inch	\$346,820.00	
Contingencies (10%)	<u>\$ 34,680.00</u>	
Total Estimated Construction Cost	\$381,500.00	\$381,500.00

ESTIMATED OTHER COST:

Legal Advertising	\$ 1,500.00	
Blueprints, Maps & Charts	\$ 500.00	
Soil Borings and Investigations	\$ 7,500.00	
Work by District Forces	<u>\$ 10,000.00</u>	
Total Estimated Other Costs	\$ 18,500.00	<u>\$ 18,500.00</u>

TOTAL ESTIMATED PROJECT COST: \$400,000.00

The source of funding summary is as follows:

Estimated Direct Assessments to be Accrued to the Assessable Water Fund	\$ 98,040.00
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Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$301,960.00</u>
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TOTAL ESTIMATED PROJECT COST: \$400,000.00

As the Bureau is aware, Ordinance W1f requires that any deficits incurred on capital improvements in non-member towns be added as a surcharge to each user's water bill in that non-member town. Therefore, the estimated deficit of \$301,960 will be incurred by the ratepayers in the Town of Glastonbury, or by the Town of Glastonbury itself if the Town so chooses, before the end of the District's fiscal year during which construction takes place.

After consideration of the above and any other comments by the Commissioner present at the public hearing, it is RECOMMENDED that it be

VOTED: To transmit to the District Board a resolution to layout and authorize construction of a Class II water main in Raymond Road, Glastonbury, as set forth in the layout and schedule of assessments by the Water Bureau, and payment for the same is authorized from the Assessable Water Fund.

AND

VOTED: That the Controller be requested to make tentative allocations for this project pending passage of the layout by the District Board, and pending determination of actual costs, in accordance with the following schedule, which schedule is based on the Engineer’s estimated cost and on the estimated assessment, as follows:

Direct Assessment to be Accrued to the Assessable Water Fund	\$ 98,040.00
Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$ 301,960.00</u>
Total Estimated Project Cost:	\$ 400,000.00

AND

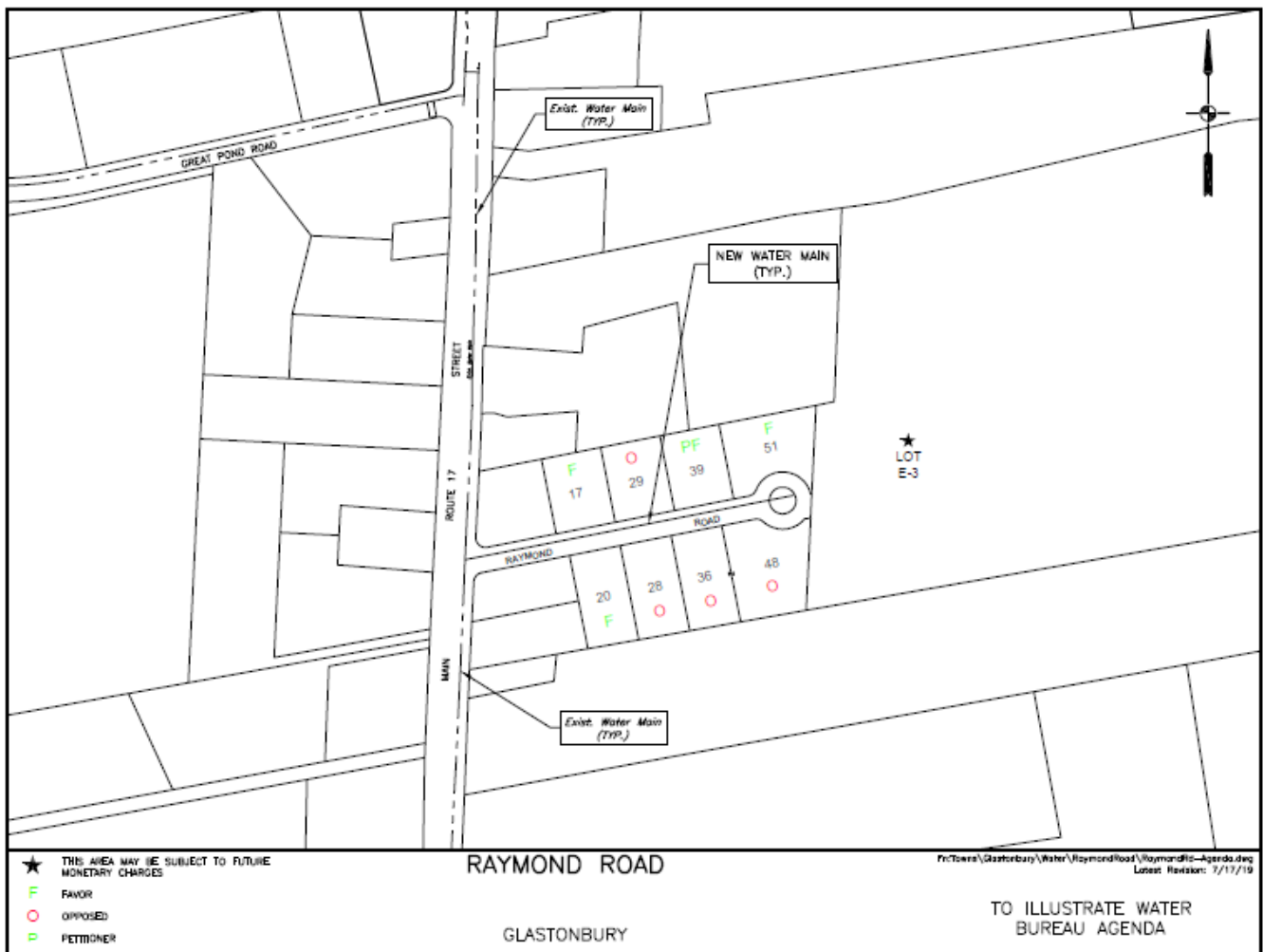
VOTED: That after completion of the construction of a water main in Raymond Road, Glastonbury, a final schedule of assessments based on the following preliminary assessments using the schedule of flat rates adopted December 10, 2018 and effective January 1, 2019 at \$95.00 per front foot or adjusted front foot, be declared due and payable and published with notice to any property owner aggrieved by these proceedings that he or she may appeal from the actions of The Metropolitan District and its Water Bureau to the Superior Court.

<u>Property now or Formerly of</u>	<u>Street Number</u>	<u>Frontage</u>	<u>Adjusted Frontage</u>	<u>Assessment</u>
<u>Raymond Road- North Side</u>				
Christopher P. & Amy L. Serra	17	126.00		\$11,970.00
Joseph C. Murad	29	126.00		\$11,970.00
Suresh & Reva Menon	39	126.00		\$11,970.00
Michael R. & Susan M. Sanders	51	206.54	(160.00)	\$15,200.00
<u>Raymond Road- South Side</u>				
Justin Kelleher	20	108.00		\$10,260.00
Walter K. Smith Living Trust & Lorraine P. Smith Living Trust	28	108.00		\$10,260.00

Walter K. & Lorraine Smith	36	108.00		\$10,260.00
Walter K. & Lorraine Smith	48	198.26	(170.00)	\$16,150.00

Respectfully submitted,

Scott W. Jellison
Chief Executive Officer



On motion made by Commissioner Pane and duly seconded, the resolution was adopted by majority vote of those present.

Commissioners Gardow, Hall and LeBeau voted no.

Commissioner Adil entered the meeting at 4:30 PM

**KIMBERLY LANE AND DAYTON ROAD, GLASTONBURY
REPORT OF HEARING AND LAYOUT AND ASSESSMENT**

To: The Water Bureau for consideration on October 15, 2019

On September 4, 2018, the District received a petition from nine property owners on Kimberly Lane, Glastonbury, requesting that a public water main be installed in the street.

The nine property owners are members of the Kimberly Lane Well Association and have informed the District that they are in need of public water due to a failing well system and the presence of contaminants in the well water. There are eight properties on Kimberly Lane and four on Dayton Road that this project will serve. All eight properties on Kimberly Lane and three on Dayton Road will be subject to assessment. The original project design also included installing a water main in Dayton Road from Main Street to Kimberly Lane to serve an additional five properties.

A public hearing chaired by Commissioner Pane was held on June 26, 2019. Four property owners from Kimberly Lane attended the hearing and all spoke in favor of the proposed water main in Kimberly Lane. There was one additional property owner that submitted written comments in favor of the proposed water main in Kimberly Lane. Three other property owners previously responded in favor of the proposed water main in Kimberly Lane. One resident on Kimberly Lane has now submitted written comment in opposition to the project.

For the portion of the project in Dayton Road, seven of the nine property owners that would be served by the water main appeared at the public hearing and spoke in opposition. Two property owners in the southern portion (south of Kimberly Lane) have since written in favor of the project. Due to the public response to the proposed project in the northern portion of Dayton Road, it is staff's recommendation that the northern portion of Dayton Road from Main Street to Kimberly Lane not be included in the project and no water main be installed.

As part of this project, the proposed 8-inch water main will serve all nine properties on Kimberly Lane and four on Dayton Road (one part of the Kimberly Lane Water Association), and upon completion, allow the Kimberly Lane Water Association to cease operations.

In letters dated August 31, 2018, and September 27, 2019, Lori Mathieu, Public Health Section Chief, Drinking Water Section of the State of Connecticut Department of Public Health, stated that a connection to the Metropolitan District water line available at the bottom of Kimberly Lane on Route 17 (Main Street) is in the best long term interest of the association due to the age of the system, elevated uranium levels and upcoming expenses for upkeep of the well system, as the system is very vulnerable to failure. She also stated that it is critical that this project be completed before entering the winter season.

At a meeting of the Glastonbury Town Council on September 11, 2019, the Council voted in support of the Kimberly Lane and southern portion of Dayton Road water main project as proposed herein.

After the public hearing, the District Clerk received a written request from the owners of 141 Dayton Road seeking extension of the project to provide water service to their property due to concerns about their existing well. Since 141 Dayton Road was not included in the original project layout and formal assessment process, the property would not be assessed but rather pay a connection charge at the time of connection to the water main. The connection charge is calculated in the same manner as an assessment.

Based on the information presented at the public hearing, the favorable opinions of the property owners on Kimberly Lane and southern Dayton Road, the comments from the Connecticut Department of Public Health, and the supplemental request for water service from 141 Dayton Road; your staff and the Commissioner present at the hearing recommend that the water main in Kimberly Lane and the southern portion of Dayton Road to 141 Dayton Road be approved, but no water main be installed in the northern portion of Dayton Road.

The District Clerk received appeals of the proposed assessments from the owners of 73 Dayton Road and 125 Dayton Road. The Clerk informed the owner of 73 Dayton Road that since it is staff's recommendation to remove the northern portion of Dayton Road from the project, they did not need to appear at the Water Bureau meeting to pursue their appeal. If the Water Bureau is considering installing the proposed water main in the northern portion of Dayton Road, the vote on approval of this project must be delayed so that the owner of 73 Dayton Road is given the opportunity to express their objection prior to voting on the layout of a water main in Dayton Road. The owner of 125 Dayton Road has since provided a written statement in support of the project and wants the water main installed in Dayton Road so that it is accessible at his property; however, his appeal seeking a reduction of the assessment for his property remains pending.

The estimated cost and benefit summary for this project is as follows:

ESTIMATED CONSTRUCTION COST:

1,500 feet of 8-inch	\$ 558,000.00	
Contingencies (10%)	\$ 62,000.00	
Total Estimated Construction Cost	\$ 620,000.00	\$ 682,000.00

ESTIMATED OTHER COST:

Legal Advertising	\$ 1,500.00	
Blueprints, Maps & Charts	\$ 500.00	
Soil Borings and Investigations	\$ 7,000.00	
Work by District Forces	\$ 10,000.00	
Total Estimated Other Costs	\$ 18,000.00	\$ 18,000.00

TOTAL ESTIMATED PROJECT COST: \$ 700,000.00

The source of funding summary is as follows:

Estimated Direct Assessments to be Accrued to the Assessable Water Fund	\$ 140,011.95
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Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$ 559,988.05</u>
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TOTAL ESTIMATED PROJECT COST:	\$ 700,000.00
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As the Bureau is aware, Water Ordinance W1f requires that any deficits incurred on capital improvements in non-member towns be added as a surcharge to each user's water bill in that non-member town. Therefore, the estimated deficit of \$559,988.05 will be incurred by the ratepayers in the Town of Glastonbury, or by the Town of Glastonbury itself if the Town so chooses, before the end of the District's fiscal year during which construction takes place.

After consideration of the above and any other comments by the Commissioner present at the public hearing, it is RECOMMENDED that it be

VOTED: To transmit to the District Board a resolution to layout and authorize construction of a Class II water main in Kimberly Lane and a portion of Dayton Road, Glastonbury, as set forth in the layout and schedule of assessments by the Water Bureau, and payment for the same is authorized from the Assessable Water Fund.

AND

VOTED: That the water main layout extend to serve 141 Dayton Road but the northern portion of Dayton Road be removed from the layout and therefore no property owners on the northern portion of Dayton Road will be assessed.

AND

VOTED: That the Controller be requested to make tentative allocations for this project pending passage of the layout by the District Board, and pending determination of actual costs, in accordance with the following schedule, which schedule is based on the Engineer's estimated cost and on the estimated assessment, as follows:

Direct Assessment to be Accrued to

the Assessable Water Fund	\$ 140,011.95
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Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$ 559,988.05</u>
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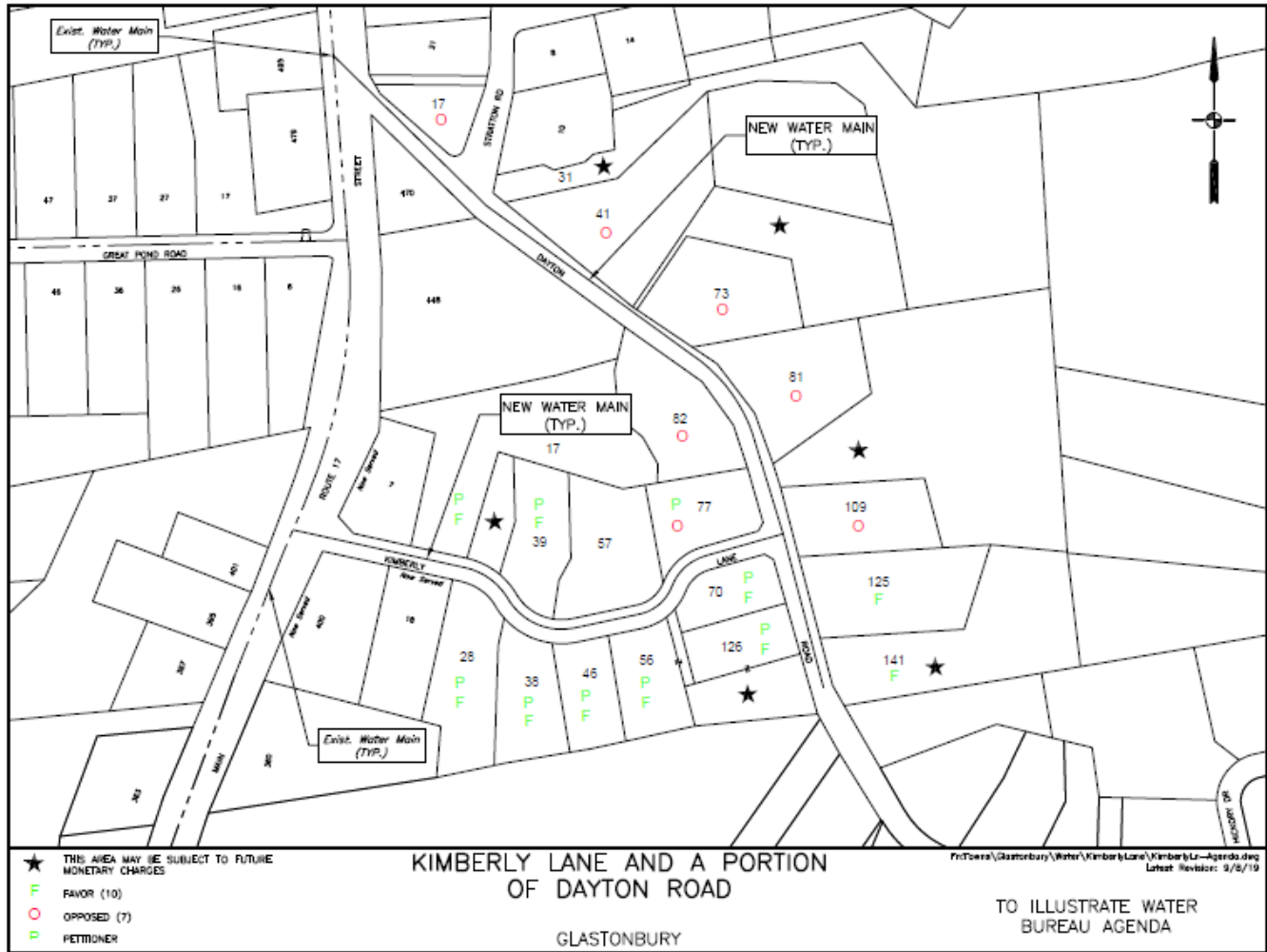
Total Estimated Project Cost:	\$ 700,000.00
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AND

VOTED: That after completion of the construction of a water main in Kimberly Lane and Dayton Road, Glastonbury, a final schedule of assessments based on the following preliminary assessments using the schedule of flat rates adopted

December 10, 2018 and effective January 1, 2019 at \$95.00 per front foot or adjusted front foot, be declared due and payable and published with notice to any property owner aggrieved by these proceedings that he or she may appeal from the actions of The Metropolitan District and its Water Bureau to the Superior Court.

<u>Property now or Formerly of</u>	<u>Street Number</u>	<u>Frontage</u>	<u>Adjusted Frontage</u>	<u>Assessment</u>
<u>Kimberly Lane- North Side</u>				
Susan D. Pawloski	39	150.73	(120.00)	\$11,400.00
Beverly Cleaveland	57	253.33	(200.00)	\$19,000.00
James J. Jr. & Pauline A. Graef	77	118.50	(130.00)	\$12,350.00
<u>Kimberly Lane- South Side</u>				
Thomas R. & Christina Villecco	28	140.23	(120.00)	\$11,400.00
Scott VanSicklin	38	115.96	(110.00)	\$10,450.00
Jeane K. Tomasiewicz	46	119.06		\$11,310.70
Christopher P. & Karen E. Carta	56	128.80		\$12,236.00
Nicholas Schmidt	70	95.00	(110.00)	\$10,450.00
<u>Dayton Road- East Side</u>				
Paul Silvergleid	109	150.00		\$14,250.00
Thomas M. Bassel	125	175.95		\$16,715.25
<u>Dayton Road- West Side</u>				
Reverend Cathy S. Rohrs	126	110.00		\$10,450.00



Respectfully submitted,

Scott W. Jellison
Chief Executive Officer

On motion made by Commissioner Pane and duly seconded, the resolution was adopted by unanimous vote of those present.

Without objection, Commissioner Pane made a motion to table agenda items #4C "Layout and Assessment in Glastonbury: Chestnut Hill Road, Coleman Road, Lenti Terrace and Moseley Terrace" and 4D "Layout and Assessment in Glastonbury: "Olde Wood Road".

**1 TURKEY HILLS ROAD, ROUTE 20, EAST GRANBY
ENCROACHMENT AGREEMENT**

To: The Water Bureau for consideration on October 15, 2019

In a letter received August 25, 2019, Ray Whittedge, Senior Designer for Solidus, on behalf of Peoples Bank and the Owner, 1 Turkey Hills Road, LLC, has requested permission from the Metropolitan District to permanently encroach upon an existing Metropolitan District water right-of-way located southwest of Turkey Hills Road (Route 20) in East Granby. This encroachment, as shown on the attached map, will allow the development of a First Suffield Bank – A Division of Peoples Bank within the limits of the right-of-way. The work shall consist of a sanitary sewer lateral crossing and water main connection within the easement area.

The water easement across the parcel was conveyed to the Metropolitan District by the Center Shops of East Granby, Inc. on October 16, 1989, through a Developer's Permit Agreement, and is recorded in the Town of East Granby land records Volume 87 Page 492.

The Owner has agreed to the following conditions in order to satisfy the District's concerns for protection of the existing 12-inch water main located within the subject parcel and accessibility along the length of the Metropolitan District's right-of-way:

1. No additional permanent structures, other than the proposed Improvements shall be located within the District's right-of-way.
2. Pipes crossing over or under the District's pipelines shall maintain a minimum eighteen (18") inch vertical clearance.
3. The District reserves the right to remove any improvements within the right-of-way at any time if so required for maintenance or repair of the 12-inch water main. The Owner shall bear any additional maintenance or repair costs necessitated by the presence of any improvements upon the right-of-way.
4. Care must be taken during construction not to disturb the existing 12-inch water main. All heavy construction equipment must be located outside the limits of the right-of-way when not in use. Any earth moving equipment that will be utilized on the site over and adjacent to the water main shall be reviewed and approved by District staff prior to mobilization to the site. Any damage to the existing water main caused by any construction within the right-of-way shall be the responsibility of the Owner.
5. An MDC inspector must be on the job site whenever work is being performed by or on behalf of Owner to construct, maintain or repair any Improvements within the right-of-way. Any construction, maintenance or repair of the Improvements shall conform to District standards and 48-hours advance notice must be given to the District prior to any such construction, maintenance or repair within the right-of-way.

Staff has reviewed this request and considers it feasible.

Upon approval by the Water Bureau and the District Board, a formal encroachment agreement shall be executed between the Owner and the Metropolitan District, consistent with current practice involving similar requests.

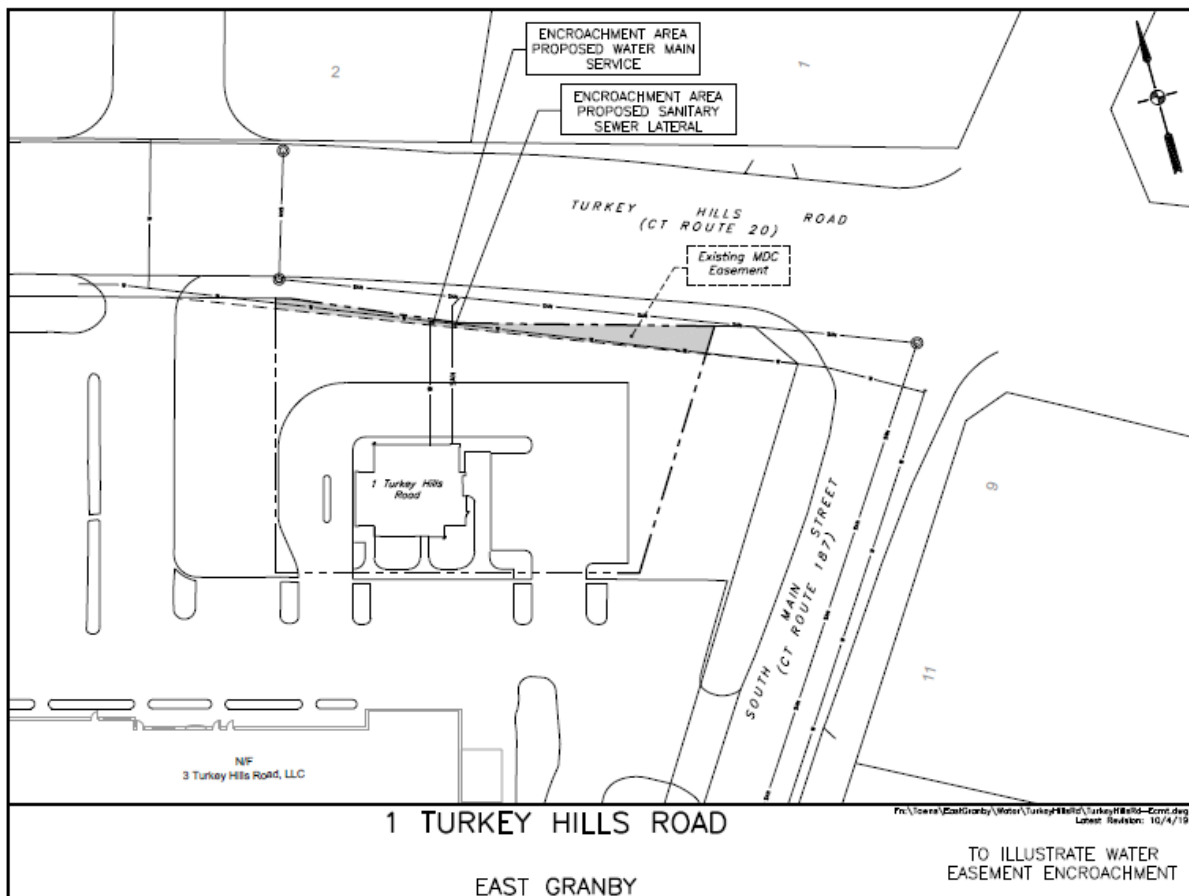
It is RECOMMENDED that it be

VOTED: That the Water Bureau recommends to the District Board passage of the following resolution:

RESOLVED: That the Chairman or Vice Chairman of the District Board be authorized to execute an agreement, subject to approval of form and content by District Counsel, granting permission to 1 Turkey Hills Road LLC to encroach upon an existing Metropolitan District water right-of-way, southwest of Turkey Hills Road (Route 20), East Granby, to install utility connections as part of the development of a First Suffield Bank – A Division of Peoples Bank within the District’s right-of-way as shown on plans submitted by Milone & MacBroom, dated November 27, 2017, revised July 2, 2019, providing that the District shall not be held liable for any cost of damage of any kind which may result during construction or in the following years as a result of the encroachment.

Respectfully submitted,

Scott W. Jellison
Chief Executive Officer



On motion made by Commissioner Pane and duly seconded, the resolution was adopted by unanimous vote of those present

WATER SERVICE INSTALLATION PROGRAM

Jennifer Ottalagana, Senior Project Manager, gave a presentation regarding the water service installation program.

OPPORTUNITY FOR GENERAL PUBLIC COMMENT

No one from the public appeared to be heard.

ADJOURNMENT

The meeting was adjourned at 4:56 P.M.

ATTEST:

John S. Mirtle, Esq.
District Clerk

Date of Approval