

**SEWER AUTHORITY
OF THE
CITY OF NORWICH**

REGULAR MEETING
April 23, 2013

The Regular April Meeting of the Norwich Sewer Authority was held on Tuesday, April 23, 2013 in the 2nd Floor Board Room of Norwich Public Utilities, located at 16 South Golden Street, Norwich, Connecticut.

Item 1. The Meeting was called to order at 6:48 p.m. by Chairman James Sullivan.

Present: Chairman James Sullivan, Vice Chairman Diana Boisclair, Secretary Larry Goldman, Sewer Authority Member Robert Groner and Sewer Authority Member Grace Jones. Also in attendance were: General Manager John Bilda; NPU Staff Members Chris LaRose, Steve Sinko, Kerri Kemp, Jeff Brining, Mark Decker, Randy Black, Fawn Walker, Jeanne Kurasz, Robin Elgin and Michele Addabbo.

Item 2. Fifteen-Minute Public Comment Period. None.

Item 3. Minutes of the Special April Meeting held on Tuesday, April 2, 2013. Secretary Goldman, seconded by Vice Chairman Boisclair moved to approve the Minutes of the Special April Meeting held on Tuesday, April 2, 2013, as written. Unanimously approved.

Item 4. Action Items.

a) Public Hearing on Newton Street Sewer Assessment

Chairman Sullivan declared the Public Hearing on the Newton Street Sewer Assessment open at 6:50 p.m. General Manager Bilda discussed the assessment with the Board.

Chairman Sullivan then asked if any members of the public would like to comment on the assessment.

Joanne Philbrick, 10 Elm Avenue. Ms. Philbrick asked how the city portion of the payment was calculated. General Manager Bilda explained the payment was made through general taxes.

Norm and Allison Perkins, 30 Will Road. Mr. Perkins asked how to pay for the assessment. General Manager Bilda informed Mr. Perkins that payment options would be available after the 30 day appeal period.

Chairman Sullivan then recessed the public hearing at 6:57 p.m. The public hearing resumed at 7:02 p.m.

General Manager Bilda reviewed the project costs and assessment information. He stated that August 1st would be the first billing date for the assessment.

Chairman Sullivan reiterated the earlier public comments of Ms. Philbrick and Mr. Perkins who remained present, and then asked if any members of the public would like to further comment on the assessment.

Ms. Philbrick asked where the money would come from if no one paid their assessment. General Manager Bilda explained that a lien is put on the house at the time of assessment.

Sue Danilowicz, Preston. Ms. Danilowicz stated that she owned a rental property on Will Road, and asked if the assessment is a separate billing from the Norwich tax bill. General Manager Bilda told Ms. Danilowicz that NPU issues a separate bill for sewer assessments.

Christine Wissinger, 41 Will Road. Ms. Wissinger asked if she were to sell her house, could the assessment be rolled over to the buyer of her home. General Manager Bilda told her that the lien needed to be satisfied at the time of sale.

Written comment was provided to the Board from Robert LeBlanc, 5 Newton Place.

Chairman Sullivan then asked three times if any members of the public would like to speak to the Board regarding the public hearing on the Newton Street sewer assessment. Hearing no further comment, Chairman Sullivan then declared the public hearing closed at 7:10 p.m.

Chairman Sullivan commended NPU for their effort on this project.

Secretary Goldman, seconded by Vice Chairman Boisclair moved to approve the Newton Street Sewer Assessment Resolution. Unanimously approved.

**RESOLUTION OF THE SEWER AUTHORITY OF THE CITY OF NORWICH WITH RESPECT TO
SEWER BENEFIT ASSESSMENTS IN CONNECTION WITH SEWER IMPROVEMENTS ON
NEWTON STREET, NEWTON PLACE, EAST AVENUE, WEST AVENUE,
WILL ROAD, EAGLE STREET AND ASH ROAD
IN THE CITY OF NORWICH**

WHEREAS Section 7-249 of the Connecticut General Statutes provides authority to the Sewer Authority of the City of Norwich, acting as the water pollution control authority, to levy benefit assessment upon properties which are especially benefited by any sewerage system acquired or constructed by the City; and

WHEREAS the City has constructed sewer improvements on the Newton Street area of the City consisting of interior and connecting streets, Newton Street, Newton Place, East Avenue, West Avenue, Will Road, Eagle Street and Ash Road, as located and described substantially in accordance with plans and specifications prepared by CLA Engineers, Inc. entitled “Newton Street Sewer Extension, Dated March, 2010 Scale: 1” = 40’.”

WHEREAS the City wishes to levy benefit assessments in accordance with the General Statutes of the State of Connecticut; and

WHEREAS, the special benefit accruing to the properties especially benefited is equal to or greater than the cost of acquisition by the City,

NOW THEREFORE BE IT RESOLVED:

1. Charges are established as follows:

Property Address	Parcel ID (M-B-L-U)	Deed Vol.	Deed Page	Assessor's Area (S.F.)	Proposed Assessment
5 ASH RD	100-003-064.000-0000	327	620	10,454	\$8,348.52
8 ASH RD	100-003-062.000-0000	1534	23	10,890	\$8,348.52
9 ASH RD	100-003-065.000-0000	439	63	12,197	\$8,348.52
4 EAGLE ST	100-003-021.000-0000	1342	111	23,087	\$8,348.52
1 EAST AVE	100-003-010.000-0000	1267	136	22,651	\$8,348.52
5 EAST AVE	100-003-028.000-0000	848	192	11,326	\$8,348.52
2 EAST AVE	100-003-011.000-0000	248	186	15,246	\$8,348.52
7 EAST AVE	100-003-027.000-0000	847	287	10,019	\$8,348.52

10 EAST AVE	100-003-012.000-0000	1369	216	12,197	\$8,348.52
16 EAST AVE	100-003-013.000-0000	1626	161	12,197	\$8,348.52
17 EAST AVE	100-003-026.000-0000	1355	271	10,019	\$8,348.52
18 EAST AVE	100-003-014.000-0000	1134	51	12,197	\$8,348.52
20 EAST AVE	100-003-015.000-0000	782	295	6,098	\$8,348.52
22 EAST AVE	100-003-016.000-0000	1383	304	6,098	\$8,348.52
23 EAST AVE	100-003-025.000-0000	337	183	7,405	\$8,348.52
24 EAST AVE	100-003-017.000-0000	892	296	12,197	\$8,348.52
25 EAST AVE	100-003-024.000-0000	1440	205	7,405	\$8,348.52
27 EAST AVE	100-003-023.000-0000	1625	251	10,019	\$8,348.52
30 EAST AVE	100-003-019.000-0000	1510	200	6,970	\$8,348.52
31 EAST AVE	100-003-022.000-0000	1303	052	10,019	\$8,348.52
32 EAST AVE	100-003-020.000-0000	450	92	12,632	\$8,348.52
386 NEW LONDON TPK	108-001-012.000-0000	269	268	229,126	\$242,106.96
2 NEWTON PLACE	100-002-045.000-0000	461	1	13,068	\$8,348.52
4 NEWTON PLACE	100-002-046.000-0000	1507	230	10,890	\$8,348.52
5 NEWTON PLACE	100-002-048.000-0000	444	138	18,295	\$8,348.52
7 NEWTON PLACE	100-002-049.000-0000	296	396	17,424	\$8,348.52
9 NEWTON PLACE	100-002-050.000-0000	427	42	13,068	\$8,348.52
15 NEWTON PLACE	100-002-052.000-0000	1015	195	26,136	\$8,348.52
16 NEWTON PLACE	100-002-051.000-0000	1015	195	14,810	\$8,348.52
32 NEWTON ST	100-002-039.000-0000	1416	111	17,424	\$8,348.52
33 NEWTON ST	100-002-036.000-0000	1102	291	87,556	\$8,348.52
34 NEWTON ST	100-002-040.000-0000	1334	142	89,298	\$8,348.52
42 NEWTON ST	100-002-041.000-0000	1577	66	15,246	\$8,348.52
50 NEWTON ST	100-002-042.000-0000	1571	44	43,996	\$8,348.52
55 NEWTON ST	100-002-035.000-0000	657	217	26,572	\$8,348.52
59 NEWTON ST	100-002-034.000-0000	350	263	30,056	\$8,348.52
70 NEWTON ST	100-002-043.000-0000	1073	194	13,504	\$8,348.52
71 NEWTON ST	100-002-033.000-0000	518	277	26,136	\$8,348.52
76 NEWTON ST	100-002-044.000-0000	519	27	23,958	\$8,348.52
81 NEWTON ST	100-002-032.000-0000	473	122	14,810	\$8,348.52
83 NEWTON ST	100-002-031.000-0000	1298	229	12,197	\$8,348.52
88 NEWTON ST	100-002-047.000-0000	415	95	27,878	\$8,348.52
89 NEWTON ST	100-002-025.000-0000	1612	257	60,113	\$8,348.52
93 NEWTON ST	100-002-024.000-0000	335	712	102,802	\$8,348.52
99 NEWTON ST	100-002-023.000-0002	2658	278	78,408	\$8,348.52
103 NEWTON ST	100-002-023.000-0000	522	149	99,317	\$8,348.52
107 NEWTON ST	100-002-021.000-0000	252	440	12,632	\$8,348.52
112 NEWTON ST	100-003-009.000-0000	330	527	18,731	\$8,348.52
113 NEWTON ST	100-002-020.000-0000	913	336	10,019	\$8,348.52
116 NEWTON ST	100-003-008.000-0000	275	147	7,405	\$8,348.52
117 NEWTON ST	100-002-019.000-0000	1366	312	10,019	\$8,348.52
118 NEWTON ST	100-003-007.000-0000	1110	117	11,326	\$8,348.52
121 NEWTON ST	100-002-018.000-0000	1024	347	10,019	\$8,348.52
122 NEWTON ST	100-003-006.000-0000	1611	312	10,019	\$8,348.52
123 NEWTON ST	100-002-017.000-0000	1651	287	10,019	\$8,348.52

124 NEWTON ST	100-003-005.000-0000	1213	30	8,712	\$8,348.52
125 NEWTON ST	100-002-016.000-0000	1585	194	10,019	\$8,348.52
126 NEWTON ST	100-003-004.000-0000	401	109	8,712	\$8,348.52
127 NEWTON ST	100-002-015.000-0000	1585	194	10,019	\$8,348.52
4 WEST AVE	100-003-029.000-0000	1269	168	10,890	\$8,348.52
5-9 WEST AVE	100-003-043.000-0000	1162	316	15,246	\$8,348.52
8 WEST AVE	100-003-030.000-0000	285	291	7,405	\$8,348.52
11 WEST AVE	100-003-042.000-0000	1119	208	22,651	\$8,348.52
12 WEST AVE	100-003-031.000-0000	1317	262	12,632	\$8,348.52
13 WEST AVE	100-003-041.000-0000	327	54	11,326	\$8,348.52
14 WEST AVE	100-003-032.000-0000	353	722	10,019	\$8,348.52
15 WEST AVE	100-003-040.000-0000	1500	113	18,731	\$8,348.52
16 WEST AVE	100-003-033.000-0000	1641	207	10,019	\$8,348.52
18 WEST AVE	100-003-034.000-0000	800	231	7,405	\$8,348.52
20 WEST AVE	100-003-035.000-0000	1613	211	7,405	\$8,348.52
21 WEST AVE	100-003-039.000-0000	291	639	22,651	\$8,348.52
27 WEST AVE	100-003-038.000-0000	1373	77	20,038	\$8,348.52
28 EAST AVE	100-003-018.000-0000	1489	121	13,068	\$8,348.52
29 WEST AVE	100-003-037.000-0000	482	316	25,265	\$8,348.52
35 WEST AVE	100-003-036.000-0000	644	257	67,518	\$8,348.52
8 WILL RD	100-003-044.000-0000	1634	141	13,068	\$8,348.52
9 WILL RD	100-003-063.000-0000	569	244	6,970	\$8,348.52
12 WILL RD	100-003-045.000-0000	323	567	11,326	\$8,348.52
15 WILL RD	100-003-061.000-0000	326	287	14,810	\$8,348.52
16 WILL RD	100-003-046.000-0000	1471	2	18,731	\$8,348.52
21 WILL RD	100-003-060.000-0000	809	261	15,682	\$8,348.52
22 WILL RD	100-003-048.000-0000	1447	287	11,326	\$8,348.52
23 WILL RD	100-003-059.000-0000	323	561	14,375	\$8,348.52
26 WILL RD	100-003-049.000-0000	1533	190	10,890	\$8,348.52
27 WILL RD	100-003-058.000-0000	599	19	14,810	\$8,348.52
30 WILL RD	100-003-050.000-0000	1584	303	10,890	\$8,348.52
32 WILL RD	100-003-051.000-0000	1194	178	18,731	\$8,348.52
34 WILL RD	100-003-052.000-0000	1232	113	17,424	\$8,348.52
35 WILL RD	100-003-057.000-0000	561	336	13,068	\$8,348.52
38 WILL RD	100-003-053.000-0000	1383	37	10,019	\$8,348.52
40 WILL RD	100-003-054.000-0000	646	14	10,890	\$8,348.52
41 WILL RD	100-003-056.000-0000	326	355	11,326	\$8,348.52
43 WILL RD	100-003-055.000-0000	1455	133	12,197	\$8,348.52

2. The amount of this assessment was established by attributing the total cost of the benefit of the sewer line extension among each of the above properties.

3. Unless paid in full on August 1, 2013 payment of the benefit assessment will be due in twenty (20) equal annual installments, to begin August 1, 2013, together with interest charges applicable to the deferred payments at the rate incurred by the City for bonds, notes or other obligations issued to finance acquisition of the Project. The Sewer Authority shall file with the City Clerk a certificate of notice of installment payment of assessment of benefits, as provided by Section 7-253 of the Connecticut General Statutes, as amended.

4. Such benefit assessment shall take effect upon filing for recordation in the land records with the City and Town Clerk.

b) Amending Resolution to the Wastewater Treatment Plant

General Manager Bilda discussed the amendments made to the original authorizing resolution. Chairman Sullivan asked General Manager Bilda if any surrounding communities such as Franklin, Sprague, Bozrah, or Preston had contributed to this Wastewater Treatment Plant project so far. General Manager Bilda replied that they had not.

A RESOLUTION AMENDING A RESOLUTION OF THE SEWER AUTHORITY OF THE CITY OF NORWICH APPROVING THE DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO.

Commissioner Jones, seconded by Secretary Goldman moved to adopt the above resolution to the Wastewater Treatment Plant. Unanimously approved. The resolution in its entirety is set forth as follows:

A RESOLUTION AMENDING A RESOLUTION OF THE SEWER AUTHORITY OF THE CITY OF NORWICH APPROVING THE DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO.

The Sewer Authority of the City of Norwich, (also known as the City's Water Pollution Control Authority, "WPCA"), having reviewed the proposed project consisting of the Design of Improvements to Wastewater Treatment Facility hereby approves and incorporates herein in its entirety the proposed amended bond ordinance to be adopted by the City Council entitled:

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$4,400,000 FOR DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO

(The Purpose of the amendment is to increase the appropriation and bond authorization from \$4,400,000 to \$6,000,000, and to ratify, confirm and adopt all prior authorizations in connection therewith.)

(the "Amended Ordinance"), a copy of which is attached hereto and incorporated herein.

The Sewer Authority specifically additionally acknowledges the provisions of the Ordinance and the General Resolution (as defined therein) which provide that the Sewer Authority agrees to and shall levy and collect Sewer Authority revenues to pay debt service on Bonds (as defined therein) issued to finance

the Project and meet the other requirements of the General Resolution (as defined therein). The General Resolution, originally approved by the Sewer Authority on November 22, 1994, as amended, and as supplemented by various supplemental Resolutions adopted pursuant to the Joint Resolution is hereby ratified, confirmed and adopted by the Sewer Authority.

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$4,400,000 FOR DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO

Section 1. An Ordinance adopted April 19, 2010, entitled "AN ORDINANCE APPROPRIATING \$4,400,000 FOR DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO," (the "Prior Ordinance"), which ordinance is hereby ratified, confirmed and adopted, is amended to increase the appropriation and bond authorization therein by \$1,600,000, from \$4,400,000 to \$6,000,000, as follows:

Section 1. The title of the Resolution is amended to read as follows:

AN ORDINANCE APPROPRIATING \$6,000,000 FOR DESIGN OF IMPROVEMENTS TO THE WASTEWATER TREATMENT FACILITY IN CONNECTION WITH THE STATE OF CONNECTICUT CLEAN WATER FUND PROGRAM, AUTHORIZING THE ISSUANCE OF \$4,400,000 REVENUE BONDS OF THE CITY SECURED SOLELY BY SEWER REVENUE TO MEET SAID APPROPRIATION, AND AUTHORIZING THE CITY AND SEWER AUTHORITY OFFICIALS TO ENTER INTO GRANT AND LOAN AGREEMENTS AND A JOINT RESOLUTION WITH THE STATE OF CONNECTICUT WITH RESPECT THERETO

Section 2. Section 2 of the Ordinance is amended to read as follows:

"Section 2. The estimated useful life of the Project is thirty years. The total estimated cost of the Project is \$6,000,000. \$5,824,043.28 of the total Project cost is estimated to be financed by or through the State of Connecticut pursuant to its Clean Water Fund Program (as hereinafter defined), \$1,450,043.28 of which is estimated to be received as a grant and \$4,374,000 is estimated to be received as a loan bearing interest at 2 percent. The Project is a general benefit to the City of Norwich and its general governmental purposes."

Section 3. The amount \$6,000,000 is substituted for the amount \$4,400,000 in the Prior Ordinance unless otherwise provided herein.

Section 4. Section 8 of the Ordinance is amended to read as follows:

"Section 8. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the City as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The City

Manager and the Comptroller are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including

but not limited to any “tax credit bonds” or “Build America Bonds” including Direct Payment and Tax Credit versions.”

Section 5. This Ordinance shall be effective upon adoption by the City Council and its approval by the Sewer Authority.

Item 5. Financial Report. Informative.

Item 6. Strategic Presentations. None.

Item 7. General Business. None.

Item 8. Executive Session. The Board did not enter into Executive Session.

Item 9. Other Business. None.

Item 10. The next Regular Meeting is scheduled to be held on Tuesday, May 28, 2013.

Secretary Goldman, seconded by Sewer Authority Member Groner moved to adjourn the Meeting at 7:28 p.m. Unanimously approved.

Attest:

Larry Goldman, Secretary