

**MINUTES**  
**Council of Governments of the Central Naugatuck Valley**

Bin 300 World Bistro  
300 Wolcott Road  
Wolcott, CT 06716

Friday, October 23, 2009, 12 Noon

**COGCNV Members:** Karen Wilson, Alternate, Beacon Falls; Jerry Sitko, Alternate, Cheshire; Tom Gormley, First Selectman, Middlebury; Bob Mezzo, Mayor, Naugatuck; Mary Ann Drayton-Rogers, First Selectman, Oxford; Bob Chatfield, Mayor, Prospect; Bill Davis, First Selectman, Southbury; Maura Martin, First Selectman, Thomaston; Terry Caldarone, Alternate, Waterbury; Roy Cavanaugh, Alternate, Watertown; Tom Dunn, Mayor, Wolcott; Paul Hinckley, First Selectman, Woodbury.

**Speakers and Guests:** David LeVasseur, Undersecretary, OPM; Bruce Wittchen, OPM; Tom Vannini, DEMHS; Paul Nonnemacher, CRRA.

**Staff:** Peter Dorpalen, Executive Director; Virginia Mason, Assistant Director; Joe Perrelli, Regional Planner; Glenda Prentiss, GIS Coordinator; Jeff Cormier, Regional Planner/GIS Specialist; Lauren Rizzo, Administrative Assistant.

**1. Pledge of Allegiance, Roll Call, Introductions, Public Comment**

Chairman Tom Dunn called the meeting to order at 12:05 p.m. Those present recited the Pledge of Allegiance and the roll was called. There was no public comment.

**2. Administrative Items**

- a. *Minutes of September 11, 2009 Meeting* — On a motion by Bob Chatfield, seconded by Bill Davis, with Paul Hinckley abstaining, it was

VOTED: To approve the minutes of the September 11, 2009 COGCNV meeting.

- b. *Financial Report* — Peter Dorpalen reported that, as of September 30, 2009, COGCNV was 25% through the fiscal year and had expended 22.5% of its operating budget. Including pass-through funds, 25.5% of the total budget has been expended. All fiscal year 2010 dues have been received. On a motion by Mary Ann Drayton-Rogers, seconded by Bob Chatfield, it was unanimously

VOTED: To approve the financial report.

- c. *Correspondence* — Peter Dorpalen summarized recent correspondence:

September 21, 2009      COGCNV memo announcing the availability of the regional TIP for review and comment.

September 23, 2009      Letter to DEMHS requesting an extension for DEMHS Region 5's FY 2007 grants.

September 24, 2009      Letter from Virginia Mason to Bethlehem's Plan of Conservation and Development Committee on Bethlehem's draft plan.

September 25, 2009      Letter to ConnDOT requesting a revision to the UPWP budget to better

reflect anticipated task costs.

September 30, 2009 Letter from Oxford assessor to Virginia Mason and Glenda Prentiss thanking them for their help with the town's GIS parcel mapping project.

October 21, 2009 Email from Bethlehem Conservation Commission expressing the Commission's appreciation for Jeff Cormier's GIS map work.

### 3. **Transportation Planning Actions**

- a. *Transportation Improvement Program: 2010-2013* — Joe Perrelli discussed the TIP, a federally required four-year funding schedule of highway and transit projects paid for by federal, state, and local funding sources. He outlined the sections of the draft TIP, noting that Section III lists the projects, with the schedule and funding amounts. If approved by COGCNV, the TIP 2010-2013 will be forwarded to ConnDOT. If accepted by ConnDOT, the CNVR's TIP will become part of the Statewide Transportation Improvement Program (STIP). ConnDOT will submit the STIP to the Federal Highway Administration and the Federal Transit Administration for their review and approval. On a motion by Bob Chatfield, seconded by Paul Hinckley, it was unanimously

VOTED: To endorse the Central Naugatuck Valley Region Transportation Improvement Program 2010-2013.

- b. *Air Quality Conformity Determination: Ozone and Small Particulate Matter (PM 2.5)*  
Joe Perrelli requested COGCNV approval of two air quality conformity resolutions — one for ozone and one for small particulate matter (PM 2.5). Two ConnDOT air quality analysis reports, *PM 2.5 Air Quality Conformity Determination* (September 2009) and *Ozone Air Quality Conformity Determination* (September 2009), contain data demonstrating that the regional and state transportation programs are in conformance with the Clean Air Act of 1970, as amended. Endorsement of the air quality statement by COGCNV and Connecticut's other Metropolitan Planning Organizations will allow the State of Connecticut to avoid transportation funding sanctions for noncompliance with emissions budgets. On a motion by Tom Gormley, seconded by Bob Chatfield, it was unanimously

VOTED: Resolution on Conformity with the Clean Air Act — Ozone

WHEREAS, the Council of Governments of the Central Naugatuck Valley is required to submit an Air Quality Conformity Statement to the US Federal Highway Administration (FHWA) and to the US Environmental Protection Agency (EPA) in accordance with the final conformity rule promulgated by EPA (40 CFR 51 and 93) when adopting an annual Transportation Improvement Program or when effecting a significant revision of the Region's Transportation Plan; and

WHEREAS, Title 42, Section 7506 (3) (A) states that conformity of transportation plans and programs will be demonstrated if:

1. the plans and programs are consistent with recent estimates of mobile source emissions;
2. the plans and programs provide for the expeditious implementation of certain transportation control measures;
3. the plans and programs contribute to annual emissions reductions consistent with the Clean Air Act of 1977, as amended; and

WHEREAS, it is the opinion of the Council of Governments of the Central Naugatuck Valley that the plans and programs approved today, October 23, 2009 and submitted to FHWA and EPA

conform to the requirements of Title 42, Section 7506 (3) (A) as interpreted by EPA (40 CFR 51 and 93); and

WHEREAS, the State of Connecticut has elected to assess conformity in the Connecticut portion of the New York-Northern New Jersey-Long Island, NY-NJ-CT Ozone Moderate Nonattainment area (Fairfield, New Haven, and Middlesex Counties) and the Greater Connecticut Ozone Moderate Nonattainment Area (Hartford, New London, Tolland, Windham, and Litchfield Counties), and the Connecticut Department of Transportation has jointly assessed the impact of all transportation plans and programs in these Nonattainment areas (*Ozone Air Quality Conformity Report* September 2009); and

WHEREAS, the Connecticut Department of Transportation's assessment (above) has found that plans and programs jointly meet mobile source emission's guidelines advanced by EPA pursuant to Section 7506 (3) (A).

Now, THEREFORE BE IT RESOLVED by the Council of Governments of the Central Naugatuck Valley

That the Council of Governments of the Central Naugatuck Valley finds that the *Long Range Regional Transportation Plan 2007-2035* and the *TIP: 2010-2013* conform to air quality requirements of the U.S. Environmental Protection Administration (40 CFR 51 and 93), related U.S. Department of Transportation guidelines (23 CFR 450) and with Title 42, Section 7506 (3) (A) and hereby approves the existing September 2009 *Ozone Air Quality Conformity Determination* contingent upon no major adverse comments are received during said period.

VOTED: Resolution on Conformity with the Clean Air Act PM 2.5

WHEREAS, the Council of Governments of the Central Naugatuck Valley is required to submit an Air Quality Conformity Statement to the US Federal Highway Administration (FHWA) and to the US Environmental Protection Agency (EPA) in accordance with the final conformity rule promulgated by EPA (40 CFR 51 and 93) when adopting an annual Transportation Improvement Plan (TIP) or when effecting a significant revision of the Region's Transportation Plan; and

WHEREAS, Title 42, Section 7506 (3) (A) states that conformity of transportation plans and programs will be demonstrated if:

1. the plans and programs are consistent with recent estimates of mobile source emissions;
2. the plans and programs provide for the expeditious implementation of certain transportation control measures;
3. the plans and programs contribute to annual emissions reductions consistent with the Clean Air Act of 1977, as amended; and

WHEREAS, it is the opinion of the Council of Governments of the Central Naugatuck Valley that the plans and programs approved on October 23, 2009 and submitted to FHWA and EPA conform to the requirements of Title 42, Section 7506 (3) (A) as interpreted by EPA (40 CFR 51 and 93); and

WHEREAS, the New York – Northern New Jersey – Long Island, NY-NJ-CT area is designated a PM 2.5 nonattainment area; and

WHEREAS, the State of Connecticut has elected to jointly assess conformity in all PM 2.5 nonattainment areas in Connecticut (Fairfield County and New Haven County) and

WHEREAS, the results of the required emissions analysis performed by the Connecticut Department of Transportation on the *Long Range Regional Transportation Plan 2007-2035* and

the *TIP: 2010-2013* shows that the implementation of the projects contained therein will result in emissions of PM 2.5 in each analysis year that are less than the emissions of the baseline year; and

Now, THEREFORE BE IT RESOLVED, that the Council of Governments of the Central Naugatuck Valley finds that the *Long Range Regional Transportation Plan 2007-2035* and the *TIP: 2010-2013* conform to air quality requirements of the U.S. Environmental Protection Administration (40 CFR 51 and 93), related U.S. Department of Transportation guidelines (23 CFR 450) and with Title 42, Section 7506 (3) (A) and hereby approves the existing September 2009 *PM 2.5 Conformity Determination* contingent upon no major adverse comments are received during said period.

**4. State ARRA Ombudsman Services**

David LeVasseur, Undersecretary, OPM, said Governor Rell appointed him as ARRA Ombudsman to municipalities. He introduced Bruce Wittchen as the new contact person for RPOs at OPM. He stated it is imperative that municipalities check the OPM website for grant opportunities. Projects must meet ARRA guidelines in order to be funded. With regard to the list of ARRA projects that was put together last year, the stimulus bill, as passed, may or may not bear any resemblance to the types of projects on the list. No one should assume that because a project was put on the list, that an application has been put through for it. The towns need to follow through with their own applications. The state was awarded \$3.1 billion from ARRA; projects on the list totaled \$14 billion. A considerable amount of the award has gone towards unemployment benefits and other projects. Davis-Bacon training sessions have taken place, and more are planned, to ensure that towns are in compliance with wage regulations for ARRA funded construction projects.

**5. Regional Emergency Operations Plan**

Tom Vannini, DEMHS Region 5 Planner, spoke about the regional emergency operations support plan (REOP) being developed for the 42 communities in Region 5. The plan will be voted on at the regional REPT meeting on November 9. Mr. Vannini then outlined the chain of operation that would be followed in case of a regional incident.

**6. Project Updates**

- a. *Regional Roundtable Recommendations* — Peter Dorpalen said that at September's Regional Planning Commission meeting, the RPC passed a motion expressing support for the regional roundtable recommendations that have been developed and refined over the course of the past six months. The recommendations will give OPM a sense of what is important in the various planning regions and will be shared with other state agencies. On a motion by Maura Martin, seconded by Terry Caldarone, it was unanimously

VOTED: To approve the regional roundtable recommendations as presented in Memorandum 101509 and supported by the RPC at its September 15, 2009 meeting.

- b. *DEMHS Region 5* — Virginia Mason said DEMHS approved the FY 07 grant extension. A few major items are left to expend. She mentioned the importance of voting members or proxies attending the November 9 meeting. The REOP will be voted on, which is a required deliverable of the 07 grant. She will prepare a memo with further details about the meeting. FY 08 paperwork is nearly complete and should be submitted the week of October 26.
- c. *E-Waste RFP* — Jeff Cormier said the E-Waste RFP was sent to hazardous waste coordinators for review. The E-Waste law is not likely to be implemented until June or July of 2010. He also said in order to move the paint initiative forward and maintain early roll-out status, it is imperative that

paint legislation be passed in the 2010 session. To ensure Connecticut's inclusion in the early roll-out of the program, he asked COGCNV members to send a letter to their legislators, the DEP commissioner, and CCM, stating that they support the paint initiative of the Connecticut Product Stewardship Council. Jeff will prepare a draft of this letter and send it out to COGCNV members.

- d. *Naugatuck River Greenway Routing Study* — Virginia Mason said notification was received from Congressman Chris Murphy's office that the application to have John Monroe of the National Park Service coordinate Litchfield Valley and Central Naugatuck Valley greenway development has been approved. Public workshops on the greenway routing study will be held on November 17 and November 18.
- e. *Incentive Housing Zone* — Virginia Mason stated that Watertown's application had been held in abeyance, pending budget approval. It has now been approved for \$20,000.

7. **Regional Business**

- a. *Beyond the CRRA Agreement* — Peter Dorpalen said the CRRA agreement period will be coming to an end. Options include continuing with CRRA, or looking into alternatives, as some municipalities in the Hartford area are doing. Speakers are available to come to the November COGCNV meeting.

8. **Other**

There was no other business.

9. **Adjournment** — At 12:50 p.m., on a motion by Bob Chatfield, seconded by Bill Davis, it was unanimously

VOTED: To adjourn the meeting.

Respectfully submitted by  
Lauren Rizzo  
Administrative Assistant

for

Robert Chatfield  
Secretary