

**Present:**

Lee M. Azinheira, Chairman  
Manuel Branco, Clerk

Mark S. Nunes, Vice Chairman  
David T. Hickox, Director

Carlos Cardoso, WPC Plant Manager      Paul Pacheco, Superintendent Services & Infrastructure  
\*Steven Sullivan, Superintendent Water & Sewer Division

Greg Barnes, Director of Budget & Finance/Treasurer

Mr. Howard Bluestein and Mr. Dennis Desrosiers, representatives from New Bedford Welding Supply.

\*Mr. Sullivan was absent due to a previously scheduled commitment.

The Chairman called the meeting to order at approximately 7:30 a.m.

RECEIVED  
2014 MAR 13 PM 3 00  
DARTMOUTH TOWN CLERK

**ACTION ITEMS**

**A motion was made by Mr. Nunes and duly seconded by Mr. Branco to accept and approve the warrants for the bills payable for the period ending February 27, 2014. So voted.**

**A motion was made by Mr. Nunes and duly seconded by Mr. Branco to accept and approve the payrolls for the weeks ending February 7, 14, and 21, 2014. So voted.**

**A motion was made by Mr. Nunes and duly seconded by Mr. Branco to approve and accept the meeting minutes of February 5, 2014, as amended. So voted.**

**APPOINTMENT**

**Meeting with New Bedford Welding Supply regarding propane pricing**

As a customer of New Bedford Welding Supply, Mr. Hickox recused himself from this discussion.

Representatives from New Bedford Welding Supply came before the board to discuss their propane contract with the Town and ask the board for some relief. This year propane has been a large supply issue. The overall cost has increased dramatically due to additional transportation costs to get the propane to customers. The current contracted rate for propane is \$1.96 per gallon; the actual cost is \$2.65 per gallon as of this past Monday's index. At the time of the bid in April 2013 the cost of propane was \$1.38 a gallon. Knowing that there would be an increase, they proposed a price that would allow some fluctuation. In November, at the time of the first delivery, the cost was \$1.71 and the price continued to climb soon thereafter. Their proposal would be adjust the contract price and use the Selkirk, NY index cost plus \$.40. Mr. Azinheira would like to instead mutually terminate the contract and procure it with an index in the contract conditions.

**Motion made by Mr. Nunes to terminate the contract without prejudice effective immediately. Mr. Branco seconded. So voted.**

#### **NEW BUSINESS**

##### **Discharge of Lien – 48 Kingston Street**

Mr. Barnes briefed the board on this property that has been purchased by a new owner. The portion that has been deferred has been paid and a vote is needed by the board to release the deferral.

**Motion made by Mr. Branco to release the deferral, seconded by Mr. Nunes. So voted.**

##### **Administrative Consent Order (ACO) – Water Department**

Mr. Hickox updated the board on the Administrative Consent Order received from the Massachusetts Department of Environmental Protection. Due to the changes in methodology and confusion from DEP on the new reporting methods, the Town had a one-time violation last year. The Town hired Weston & Sampson to help come up with a plan to mitigate the issue of the trihalomethanes. The Administrative Consent Order requires the Town to report on our findings and present a plan to get back into compliance. One of the recommendations is to complete a loop on Reed Road which has been on the master plan for 30+ years. The Town has 90 days to submit a plan to the state. They will then review it and within 60 days respond with either an approval or denial to the plan. Once it is approved the Town has two years to follow through with the accepted plan.

Mr. Hickox received a phone call from Mr. David Cressman, Town Administrator, in regards to the ACO and his concerns that it may be tied to the Cecil Smith Landfill. Mr. Cressman asked to hold off on signing the document and report it at the next Selectboard meeting. Mr. Hickox stressed that this was a one-time violation as the result of new reporting methods and in the last two quarters, the Town has been in full compliance. Mr. Nunes requested that if this is discussed with the Selectboard that it be done in Executive Session.

**Motion to have Mr. Hickox sign the Administrative Consent Order made by Mr. Nunes, seconded by Mr. Branco. So voted.**

##### **Bid Recommendation – Stressed Membrane**

One bid was received for the Stressed Membrane invitation for bid for the salt shed structure. The recommendation by Mr. Hickox is to award to the sole bidder, Sprung Structures for \$100,890.

**Motion made by Mr. Branco to award to the sole bidder Sprung Structures, seconded by Mr. Nunes. So voted.**

## OLD BUSINESS

### Update on Manny Soares

A certified letter was sent to Mr. Soares on January 27, 2014, and it was picked up and signed for on February 25, 2014. Mr. Hickox mentioned that Mr. Soares has a \$2,000 deposit for road maintenance that should be released back to him but instead would like to see that deposit applied towards the fee that he owes the Town. Mr. Barnes mentioned that there is a Massachusetts General Law that allows you to take money that is refunded and applied it to money owed. Mr. Barnes will look into whether or not the MGL would be applicable to this case.

**Motion made by Mr. Nunes to secure that deposit in the event that this money is applicable towards the fine. Mr. Branco seconded. So voted**


### Update on Garage Expansion

Mr. Hickox updated the board on the highway garage expansion. Originally the figures and preliminary study done by Weston & Sampson was to build this through an Architect/Engineer/Filed sub-bid process. The Town is actually able to build this structure using a modular procurement process and save on the overall cost. Mr. Azinheira would like to see a 20% contingency at this stage to allow for flexibility. Currently it is in the CIP to be funded by the general fund. Mr. Hickox explained that this was never a DPW project but a project that was directed to us because a facility was needed for the Park Department, DCTV and Harbormaster. Mr. Barnes stated that the cost should be proportioned to the departments who will benefit from this addition. Mr. Azinheira suggested a percentage allocation. Revisions will be made to the CIP with the new figures and adjusted funding percentages and will be presented at the next meeting for approval.

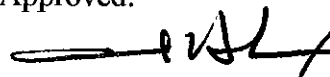
Mr. Nunes reported on a phone call he received in from one of the owners at the Lincoln Park Development in regards to the tie in fees. Suggestion made to have the owners come before the board at a later meeting to discuss this matter.

**Having no further business to discuss that morning, at approximately 8:40a.m., a motion was made by Mr. Nunes and duly seconded by Mr. Branco to adjourn the meeting. So voted.**

Respectfully submitted:

  
Jennifer Frates, Administrative Assistant

Approved:



3/13/14