

Present:

Lee M. Azinheira, Chairman
Manuel Branco, Clerk

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

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

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

ACTION ITEMS

A motion was made by Mr. Nunes and duly seconded by Mr. Branco to approve and accept the warrants for the bills payable for the period ending March 22, 2012. So voted.

A motion was made by Mr. Nunes and duly seconded by Mr. Branco to approve and accept the payrolls for the weeks ending March 2, 9, and 16, 2012. So voted.

APPOINTMENTS

Meeting with Mr. Gregory Barnes, Director of Budget & Finance/Treasurer re: Overhead Costs/GASB 45

The Chairman recognized Mr. Gregory Barnes, Director of Budget & Finance/Treasurer. Mr. Barnes explained how the overhead charges are calculated including employee healthcare costs. He explained the method used to charge out the school department retiree costs. He stressed whatever monies are put aside for OPEC will be specific to the enterprise funds. Mr. Hickox informed the Board that Mr. Barnes and he had met prior to the Board meeting to discuss the overhead charges and he found them to be reasonable.

Mr. Barnes presented the revised overhead worksheets to the Director and the Board members.

Meeting with Attorney Anthony Savastano, Town Counsel, re: unaccepted ways – Ryder Street

The Chairman recognized Attorney Brian Cruz. He explained how the state adopted numerous statutes for various ways a Town could make entry to repair private ways. The Town of Dartmouth adopted statute 6H in 1962, which allows all repairs but provided no liability. In 1977 the state appealed all statutes, and the new Chapter states that a Town would have to adopt a bylaw. He reviewed the various options but noted at this point there is no bylaw that allows the Town to make any repairs on a private way.

The Chairman asked what the Town had to do to have the roadways accepted. Mr. Hickox replied that the Town would have to establish a layout and move to Town Meeting for acceptance. A brief discussion regarding adopting legislation to accept various private ways and unaccepted ways ensued.

OLD BUSINESS

Update regarding solid waste & recycling service to private areas

Mr. Hickox reported that the Department is still evaluating the private area access for solid waste and recycling services. A listing has been compiled of those the Department currently has as PAYT customers. Once the listing of those areas that we can and would like to enter is completed, a letter to our customers will be sent to inform them of the new automated service and that it will be curbside service. For those areas that we cannot enter, a letter will be mailed, which outlines the new automated system and where the new carts will be delivered and where they should be left for service.

A request for town counsel opinion has been made to learn how access to private areas can be made. A verbal opinion was received and the Department is currently waiting for it in writing.

Mr. Hickox informed the Board member that the proposals for the rolling covered carts were updated and both vendors are on the state bidding list. A brief discussion regarding the pros and cons of a monthly software costs associated with reading system ensued.

Mr. Hickox also took the opportunity to inform the Board that the Department of Environmental Protection (DEP) has grant monies available for recycling carts. He will be applying for the grant.

M. Soares Violation – Utility Layer’s License

The Chairman asked Mr. Hickox if Mr. Soares had responded to the correspondence that was sent. Mr. Hickox replied that Mr. Soares had not responded to the two letters the Department had mailed.

A motion was made by Mr. Nunes and duly seconded to impose a fine of \$1,000 and revoke the utility layers license of M. Soares Excavating for violation of the Town of Dartmouth Department of Public Works Rules & Regulations for the Installation and Connection of Building Sewers. So voted.

NEW BUSINESS

Review of Water Pollution Control Mechanic new job description

Mr. Hickox reviewed the proposed new job description. The Board endorsed the job description. The proposed new job description will be forwarded to the Personnel Board.

Discussion regarding Enterprise Fund Budgets

Mr. Hickox reviewed the Solid Waste, Water, and Sewer Enterprise Fund budgets that will be presented to Town Meeting in June.

Discussion regarding Sewer Enterprise Fund Stabilization Fund

The Director reviewed the Comprehensive Wastewater Management Plan debt schedule outline. Mr. Branco asked if the Finance Committee and Select Board had the information that was presented that morning. Mr. Hickox replied that the DPW will be making a presentation to the Select Board on April 23.

Having no further business to discuss in Open Session, at approximately 8:30 a.m., a motion was made by Mr. Nunes and duly seconded by Mr. Branco to adjourn the Open Session meeting. So voted.

At approximately 8:30 a.m. and after a motion was made and duly seconded, the Chairman polled the Board for a roll call vote to convene into Executive Session pursuant to M.G.L. Ch. 39 Sec. 23 (3): Clerk Manuel Branco, voted yes; Vice Chairman Mark Nunes, voted yes; and the Chairman Lee Azinheira, voted yes. The Chairman noted that the purpose of the Executive Session was to discuss personnel issue and the Board would not return to Open Session that morning.

Respectfully submitted:

Approved: 05/03/2012

Michelle L. DeFranco, Administrative Assistant