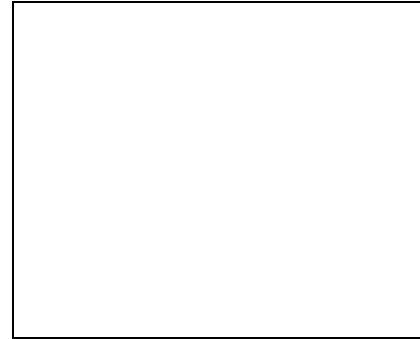


**Town of Fairhaven
Board of Public Works Meeting
September 9, 2013**

Present

Robert Hobson, Commissioner
Kathleen Sturtevant Commissioner
Michael Ristuccia, Commissioner
Brian Wotton, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Edward Fortin, Water Superintendent
Linda Schick, Sewer Superintendent
Lauren Francis, 1 Smugglers Beach Road



Mr. Riley was not in attendance.

I. Call to Order

Mr. Hobson called the meeting to order at 6:00 p.m.

II. Routine Matters

A. Signing of Departmental Bills

III. Approval of Minutes

A. August 12, 2013

Mr. Ristuccia motioned to approve the minutes of the August 12, 2013 meeting. Mr. Wotton seconded. Vote unanimous.

IV. Appointments

A. Lauren Francis, 1 Smugglers Beach Road – Re: Drainage Easement

Ms. Francis – I'd like to hear what the Board has to say.

Mr. Hobson – Vinnie will explain until we can get in there with permission from Conservation.

Mr. Furtado – I looked over the schematic from the deed of 1955 and it indicates per the easement we are responsible west of Sconticut Neck Road for the 265' RCP plus an endwall and to maintain the pipe in accordance to the deed and fix the couple of sections and the endwall or similar erosion control structure to be in compliance with the deed and plan 59a. It does show the additional 115' of a proposed extension of it. It depends on how you read this.

Ms. Francis – You just said before permission before you look. I think that's a wonderful idea. When I was here at the BPW meeting on May 5th, I also invited BPW members to go, unfortunately nobody from BPW went. It would be much more helpful if you saw what's there. Mr. Taylor and the Conservation Commission are all about getting this fixed. Not a problem cutting what you need. I told your guys to do it but I didn't have the authority.

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Mr. Hobson – Basically we are telling you what we are going to do. That should be sufficient for now.

Ms. Francis – Order of conditions and have your plan?

Mr. Furtado – We will clear it.

Ms. Francis – What I observed and Conservation and the Town easement, they are looking out for Conservation because the easement is not working right and there are wetland issues. They are involved in it. Ask Mr. Taylor if you can go in and clear a path. You need a plan. I had a plan. I'm trying to be helpful as far as Conservation is concerned. For your order of conditions, do you have a plan of what you are going in there to do?

Mr. Furtado – The plan that we have to satisfy the requirement of the deed is for 265' and fix whatever broken sections and erosion control.

Ms. Francis – They are going to want a plan.

Ms. Tripp – Mr. Charbonneau is working on the Notice of Intent.

Mr. Wotton – I'm just happy to get this taken care of and clear it and see what's going on.

Ms. Sturtevant – First page, not into this part?

Mr. Furtado – Right.

Ms. Sturtevant– The two sections that are broken.

Mr. Furtado – There was a proposed extension.

Ms. Sturtevant – We're not talking about that right now.

Mr. Ristuccia – Vinnie, we're responsible up to the proposed endwall, that extra piece we're not putting that in?

Mr. Furtado – Right, we can do anything, but my opinion is we stop at the endwall.

Mr. Hobson - I'm okay with it.

Mr. Ristuccia – I saw something somewhere 5-6 years ago; we knew that this pipe was broken.

Ms. Francis – When I first bought the property in 1997 it was broken. This is a copy of the plan I had an engineer make with the actual pipe in the ground. The pipe was broken at the end. In 2004 someone was going to go fix that end of the pipe. I don't know if there was an endwall before Mr Carey was here. The BPW workers went in there and fixed the end of pipe. I was just saying to you, it would make more sense and to help the board and redo the whole pipe and just clean it out at the end. The pipe may break again.

Mr. Ristuccia - The letter that Mr. Fostin sent to you was that the pipe was broken by the former owner by carving the road in.

Ms. Francis – I hope Conservation goes along with it.

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Mr. Wotton motioned to repair the 2 sections of pipe to the end wall. Mr. Ristuccia seconded. Vote unanimous.

V. Items for Action

A. D & C Construction Pay Requisition #3 – Inner Harbor L.I.D. Stormwater Enhancements

Mr. Furtado – This is pay requisition #3 for the 319 Grant. No problem with the payment. We retained a portion of the money. The inverts at 3 locations were lower than the existing inverts. We will return a portion of the \$5,640.00 over a year for the operation and maintenance. As far as pay Requisition #3, I recommend paying them \$29,862.95 and hold \$5,640 instead of paying them \$35,502.95.

Mr. Ristuccia motioned to pay D & C Construction \$29,862.95. Ms. Sturtevant seconded. Vote unanimous.

B. Fay Spofford & Thorndike, Inc.

Mr. Furtado – We have three engineering agreements all reviewed by Tom Crotty. The first is for the design for upgrades to the Water Pollution Control Facility in the amount of \$80,000. The second proposal is for the Wastewater Management Plan. That basically looks at the whole town; the collection system, pump stations and the treatment facility. Moving forward, every city or town is required to do this from the state. This is for \$175,000. Both of these were from articles from last town meeting. Last is the rehab of the sewer system. Tighe and Bond did a sewer evaluation in certain sections for the town; how many cracks in the pipe. This was another article allowing to repair the pipe in most need of fixing. That cost is \$80,000.

1. Design of Priority Upgrades to Water Pollution Control Facility

Ms. Sturtevant motioned to approve the engineering agreement with Fay, Spofford and Thorndike for the design of priority upgrades to the Water Pollution Control Facility in the amount of \$80,000. Ms. Wotton seconded. Vote unanimous.

2. Wastewater Management Plan – Phase 2

Ms. Sturtevant motioned to approve the engineering agreement with Fay, Spofford & Thorndike for the Wastewater Management Plan Phase 2 in the amount of \$175,000. Mr. Wotton seconded. Vote unanimous.

3. Sewer System Selective Rehabilitation Design & Construction

Ms. Sturtevant motioned to approve the engineering agreement with Fay, Spofford & Thorndike for the Sewer System Selective Rehabilitation Design and Construction in the amount of \$80,000. Mr. Wotton seconded. Vote unanimous.

C. Engineer Proposals for the Hydrant Replacement Program

Mr. Furtado – The last time you asked for some engineer proposals for the hydrant replacement program. As a matter of practice one task question you asked me at my interview was do you like engineers and I really didn't understand the question. I said we need them to design things. The problem at that time was the Town had too many engineers. I narrowed it down to FS&T who has the history of the sewer, Tata & Howard who has the history with the water and Camp Dresser there to break the tie. When you

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asked for additional proposals I asked Camp Dresser and Fay, Spofford & Thorndike. I did not receive Cam Dresser back yet. I took what the Town proposed and sent it to the others.

Mr. Ristuccia – What is the one we saw last time?

Mr. Furtado – Tata & Howard. I cut and pasted the price out on his proposal and emailed it to the others.

Mr. Fortin – The language is the same. Quickly, we've used Tata & Howard for all the water projects. They have 3 engineers that do Fairhaven work. I looked at it quickly and looked at this proposal. There is a lot of work I would have to do for them. Tata & Howard doesn't use interns. They have the equipment assigned to us. Spec package; I don't know how they could do a whole package in sixteen hours. I think with all the work that Tata and Howard has done they have the entire backup, computer system flows. Basically they have covered anything we have. I haven't used FS&T since 1973. Tata and Howard have done everything. I don't have to do a lot of work with Tata & Howard. They have done the Capital Improvement Plan. They have just done three more submittals for grant applications for us.

Mr. Ristuccia – It's the difference in price from \$18,300 to \$35,000. I am the one at the last meeting that suggested it. I fully know your concerns. What's the chance talk to Tata and Howard to see if we could get a price for half?

Mr. Fortin – They have in the past I want to make sure I have a project.

Mr. Ristuccia – I want to see if Tata & Howard will cut their price a little bit.

Mr. Fortin - They certainly don't gauge us. I can ask them to see what they can do to cut it. Do you know how many low ball contractors look at numbers and have later done change order after change order? They are pretty realistic with their numbers.

Ms. Sturtevant – I agree, that is a big difference and I know they have done a lot of work for us and go by your recommendation but it wouldn't hurt to ask.

Mr. Furtado – Fay, Spofford does great for the sewer. They could be taking a hit here to get their foot in the door.

Mr. Wotton – We were all concerned and wanted to look for a number from another company to see where they have worked in the field. Not to exceed is \$9,000. If they were around \$26,000 we would be happy. Let them know that there are other options. Can they cut us a little break? We just want a second opinion.

Mr. Hobson – At the end of Nelson Avenue a few years ago a plow hit the hydrant at the north end. It's a dead end.

Mr. Fortin – That hydrant is in the marsh. There were two. It rots out.

VI. Board Members, Superintendent – Old Business / New Business

Mr. Furtado – I need you to vote on something. During the time the rehab of the Boston Hill Water Tank, we took down the antennas. The Acushnet EMA, Housing Authority and recently the School Department were approved to put their repeater on the tank. Things have changed, there is homeland security. To comply with DEP regulations in order for an antenna there needs to be an agreement in place. Track fast forward to last Friday, the Acushnet EMA antenna was put back on the tower without following the procedure. I need a vote from you to decide to shut it off or leave it on. I sent an agreement to the Acushnet Selectmen. In the interim before it is signed I need a vote as to what you want to do as the

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operation status in the interim is received, on or off? I didn't give you all the particulars. What do you want to do?

Mr. Hobson – You want permission to keep it running?

Mr. Furtado – It's up.

Mr. Fortin – It's not in the right spot and it was not inspected. All of that was addressed in the agreement that we generated. That all has to be agreed to. I'm waiting for prices to separate the service and apply for a meter from Nstar. There are specific requirements that need to be met. It is in place hooked up to our electric service. When I saw it was hooked up I disconnected it. We've gone back and forth and it's now plugged in. I have to fill out certification forms for DEP with plans for the service to be changed over. Ray is getting prices. I met with the electrical inspector this morning. Vinnie just wants to know if you want to keep it on or give them so many weeks to do it.

Mr. Ristuccia – What is it?

Mr. Furtado – It's for their two-way radio.

Mr. Ristuccia – When did they come in front of us?

Mr. Furtado – May 6th.

Mr. Ristuccia – I'm annoyed that it's on. They knew on May 6th what they had to do. They had four months.

Mr. Fortin – We finally just finished the agreements. We have generated the agreement. I gave them the specifics. I would have our people install it correctly. They have been without it since the tank was rehabbed.

Mr. Ristuccia – It's annoying to me. He has a lot to do on his own. Leave it on, but I also feel that it's annoying that the agreement is not done.

Ms. Sturtevant - They came before us and they were told what they had to do. By letting them leaving it on is setting a precedent. I'm sorry it should be shut off. They should come into compliance.

Mr. Wotton – Anything other than what it actually is it's a vital piece of equipment. Fairhaven EMA also uses this repeater. If it were anybody else take it off. If there is a hurricane leave it on but they need to watch where their stepping.

Mr. Hobson – I feel the same way. The only thing we can do is leave it on until they comply.

Mr. Ristuccia - My motion would be to leave it on and give a time to have the contract signed and given to this department.

Mr. Ristuccia motioned keep it on for thirty days to be in compliance and if not, then it comes down.

Mr. Wotton motioned to add to Mr. Ristuccia's motion that because it was disconnected the battery was drained and needs to be reset. They need access thirty days and allow them to reset it.

Mr. Fortin – That's the first I am hearing of that. Nobody has contacted me once. If somebody had called me then I would have let them in. I turned it on. It was up and running this weekend.

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Mr. Ristuccia seconded Mr. Wotton's motion. Vote 3-1 in favor with Ms. Sturtevant opposed.

Mr. Furtado – We sent you the superintendent update. The only thing I want to bring to your attention is that the capital outlay in the Sewer Department that was approved was to purchase a \$40,000 electrician truck. The chassis on the old one has seen better days. The article for the I & I Rehab and spec was to get a camera to do our sewer inspections. The salesman said we could mount this into a vehicle. What we want to do is buy two vehicles for the same amount of money. I just wanted to bring this to everyone's attention.

Mr. Ristuccia – Can you get two for \$40,000?

Mr. Furtado – Yes.

Ms. Sturtevant – I have nothing.

Mr. Wotton – I received an email about Washburn Avenue. A resident approach me that in front of her mother's house there is a huge pond. I went there today. The residents put cones there so they know where their driveway is because of the new construction on that street. Retention pond or drainage, it's a mess.

Mr. Furtado – The last time we went to Washburn Avenue they sent us away.

Mr. Wotton – Shaws Cove fire hydrant there is no loop. It stays open 24 /7. This guy has 2 acres of farm that is a pond. It shouldn't be like that. They are willing to work with us. Allow us to pipe that water to the pond.

Mr. Ristuccia – I have nothing.

Mr. Hobson – I have nothing.

Superintendent Report for September 09, 2013:

From last meeting:

- Brush cut at Union Wharf
- Spoke with MASS DOT concerning loop detector sequence in a.m.
- Obtained additional hydrant replacement proposal
- Light duty policy language
- Estimated cost for BPW to repair broken sections of Jerusalem Road easement and estimated additional cost to continue 12" RCP and additional 113'

New Items:

- Work with new Town safety officer to replace/add no parking signs
- Intermunicipal Agreement with Mattapoisett
- Recycling Hours of Operation minor change for next summer – one day per week (to start) open until 3:30 pm
- Sewer Department capital outlay \$40,000 for electrician's truck – we would like to use \$\$ to purchase two vans – one for electrician, one to house sewer camera – I will explain
- I've been selected to represent Fairhaven to review proposals received by the State to develop an understanding of possible impacts of climate change and potential future responses in our area
- Teach wastewater class
- B&C on site to assess DAFT probe – are scheduled to return on September 12

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- Vehicle 47 hydraulic leak issue
- Continue to work with Crotty's office to close out Howland Road project
- Tying homes from Acushnet into our sewer system – preliminary plans – need IMA
- Work with Planning on various BPW concerns
- Various personnel issues
- Met with Lauren Francis – re: drainage
- Sidewalk repairs on Sconticut Neck Road and at Main/Taber – in response to requests received
- Water Department reading meters
- Sewer Department installing clean-outs at needed selected properties
- Working on Cooke Street
- Town Auction – September 21st at 9:00

VII. Set date for the Next Meeting

Mr. Wotton motioned to hold the next meeting on September 23, 2013 at 6:00 pending appointments. Ms. Sturtevant seconded. Vote unanimous.

VIII. Exec Session and Adjourn

Mr. Hobson motioned to enter into executive session at 7:07 p.m. to discuss the Town of Mattapoisett Sewer Intermunicipal Agreement with the Town of Mattapoisett and an AFSCME Side Letter of Agreement regarding a Modified Work Program and not to reconvene in open session. Mr. Ristuccia seconded.

Roll call taken: Mr. Hobson, Mr. Ristuccia, Ms. Sturtevant and Mr. Wotton in favor.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant

Minutes approved on September 30, 2013.