

**MARION BOARD OF SELECTMEN  
WATER/SEWER COMMISSIONERS  
MEETING MINUTES  
May 3, 2016**

**MEMBERS PRESENT:** Stephen Cushing, Chairman  
Jonathan Henry  
Jonathan Dickerson

**ALSO PRESENT:** Paul Dawson, Town Administrator  
Shawn Syde (CDM Smith)  
Robert Otoski (CDM Smith)  
Bernadette Kolb (CDM Smith)  
Robert Lane  
Steven Kokkins  
Steve Gonsalves  
Rob Zora  
Ted North  
John Rockwell  
John Menzel  
John Garcia (Standard Times)  
Donna Marshall (Sippican Week)  
Jean Perry (The Wanderer)  
Debra Paiva, secretary  
Others who did not sign in

The meeting was called to order at 7:00 p.m. in the Town House conference room. Mr. Cushing announced that the meeting would be televised and video recorded by ORCTV and audio recorded by Town of Marion staff and Standard Times staff.

**APPROVAL OF MEETING MINUTES – April 19, 2016**

Moved by Mr. Dickerson and seconded by Mr. Henry to approve the minutes. VOTE: 3-0-0

**APPOINTMENT**

**CDM Smith – NPDES permit update**

CDM Smith representatives Bernadette Kolb, Shawn Syde, and Robert Otoski were present for this discussion. Information regarding the following was reviewed and discussed:

- Aucoot Cove Watershed Study
- Eelgrass Evaluation
- Lagoon and Wastewater Treatment Plant Analysis
- Outfall Study
- Alternative Compliance Options
- Administrative Consent Order
- Regionalization
- Estimated Costs
- Recommendations

Ms. Kolb said that representatives from the EPA and DEP recently have expressed interest in the alternative options considered by the Town and also encouraged the Town to continue to consider regionalization. The agencies have suggested that the Town enter into an Administrative Consent Order (ACO) committing to actions that would reduce nitrogen entering Aucoot Cove. Entering into an ACO would delay the implementation of some of the requirements included in the NPDES permit and also would provide time to determine the feasibility of regionalization.

Moved by Mr. Henry and seconded by Mr. Dickerson to authorize further discussion regarding the Administrative Consent Order. VOTE: 3-0-0

### **ACTION ITEMS**

#### **Street closure request – Marion Art Center (7/9/16)**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the request. VOTE: 3-0-0

#### **Review and Discussion – Updated Marion Waterways Regulations**

Harbormaster Isaac Perry was present for this discussion and explained that the revisions were corrections to grammatical and numerical errors.

Moved by Mr. Dickerson and seconded by Mr. Henry to adopt the regulations as amended. VOTE: 3-0-0

#### **Water/Sewer commitment – Final Readings - \$1836.02 (4/20/16)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the commitment. VOTE: 3-0-0

#### **Water/Sewer commitment – New Services - \$1250 (4/20/16)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the commitment. VOTE: 3-0-0

#### **Treasurer/Collector request to carry over vacation time**

Mr. Carreiro is requesting approval to carry over one week of vacation time to Fiscal Year 2017.

Moved by Mr. Henry and seconded by Mr. Dickerson to move the request. VOTE: 3-0-0

#### **Discussion – Pythagorean Lodge AF & AM donation of folding wooden chairs**

NOTE: Mr. Henry abstained from the following discussion and vote.

The Masonic Lodge has offered to donate 50 folding wooden chairs and canvas storage bags to the Town. The Marion Concert Band has expressed interest in using the chairs, which would be stored at the Old Landing bandstand.

Moved by Mr. Dickerson and seconded by Mr. Cushing to accept the donation of the chairs. VOTE: 2-0-1

#### **One day all alcohol license – birthday party at the Marion Music Hall – 5:30 p.m. – 11:00 p.m. (6/25/16)**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the request. VOTE: 3-0-0

#### **Water/Sewer commitment – Final Readings - \$11,025.53 (4/20/16)**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the commitment. VOTE: 3-0-0

#### **Award contract – Marion Pathway Design & Engineering Services**

Mr. Dawson told the selectmen that two proposals were received; he recommended that the contract in an amount not to exceed \$340,900 be awarded to CLE Engineering.

Moved by Mr. Henry and seconded by Mr. Dickerson to award the contract in an amount not to exceed \$340,900 to CLE Engineering. VOTE: 3-0-0

Subsequent to the vote, Pathway Committee chairman John Rockwell informed the Board that CLE would provide services from design "all the way to the ribbon cutting".

**Discussion regarding Parlowtown Road**

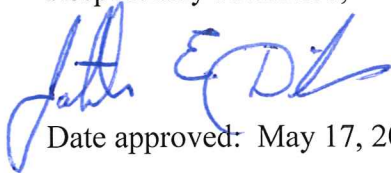
Mr. Dawson told the selectmen that Town Counsel has reviewed the documents submitted by Joseph Zora, Jr. and Jay Hiller, Jr. at a meeting in January and has concluded that the information does not support the contention that the Town is blocking access to property owned by Mr. Zora and Mr. Hiller.

Moved by Mr. Henry and seconded by Mr. Dickerson that the Board of Selectmen authorize Town Counsel to draft and the Chairman to sign a letter to Mr. Joseph Zora, Jr. and Mr. Jay Hiller, Jr. informing them that, despite their detailed presentation of information to the Board of Selectmen regarding ownership of land and related matters involving and nearby to Parlowtown Road, the Board does not concur that the evidence that they may have provided is sufficient to demonstrate proof of their claims to title in lands involving and nearby to Parlowtown Road, currently owned by the Town of Marion. VOTE: 3-0-0

At the close of the meeting, Mr. Dickerson and Mr. Cushing thanked Mr. Henry for serving the Town; Mr. Henry expressed gratitude for the opportunity to serve.

Moved by Mr. Henry and seconded by Mr. Dickerson at 8:15 p.m. to adjourn. VOTE: 3-0-0

Respectfully submitted,



Date approved: May 17, 2016

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TOWN CLERK OF MARION, MA.  
RECEIVED

**MARION BOARD OF SELECTMEN**  
**DOCUMENTS REVIEWED AT MEETING – May 3, 2016**

Meeting Minutes – April 19, 2016

NPDES permit update

Street closure request – Marion Art Center – Arts in the Park (7/9/16)

Memo from Harbormaster draft updated Marion Waterways Regulations

Water/Sewer commitment – Final Readings - \$1836.02 (4/20/16)

Water/Sewer commitment – New Services - \$1250.02 (4/20/16)

Treasurer/Collector request to carry over vacation time

Memo from Pythagorean Lodge AF & AM regarding donation of folding wooden chairs

1 day alcohol license – birthday party at the Music Hall, 5:30 p.m. – 11:00 p.m. (6/25/16)

Water/Sewer commitment – Final Readings & Sewer Service - \$11,025.53 (4/26/16)

Marion Pathway Design & Engineering Services contract

Email from Collector/Treasurer regarding Gateway Health Group

Water/Sewer abatement request – 9 Holly Lane

ZBA notice of decision – 12 Cross Neck Road

Letter from SRPEDD requesting appointment of Selectmen representative

Letter from xfinity regarding Government Relations temporary contact change

Request for appointment as Cemetery Commissioner – Helen Hills

Verizon Notice of Force Majeure Events

Copy of letter sent from J. Rockwell to Grassi Bog neighbors

Email from MMA regarding upcoming Massachusetts Selectmen's Association regional meeting

Letter from Peter Napoli regarding Cross Neck Road

Comcast CTV Form 200, CTV Form 300, CTV Form 400

Memo from Affordable Housing Trust regarding public transportation

Email from Town House Building Committee requesting appointment at May 17 meeting

Request for appointment as Assistant Herring Inspector – Lisa Walbridge

**OTHER BOARDS**

Meeting minutes – Upper Cape Cod Regional School District Committee (3/10/16)