

WAYLAND WASTEWATER MANAGEMENT DISTRICT COMMISSION

MEETING OF JUNE 8, 2011

MINUTES

In attendance: Fred Knight, David Schofield, Shawn Fennelly, Bill Prendergast, John Moynihan

Guests: Frank Dougherty (Twenty Wayland)
Linda Segal (Wayland resident)
Anette Lewis (Wayland resident)
Prescott Baston (Wayland resident)

Chairman Fred Knight called the meeting to order at 8:45 PM.

During the public comment period, Prescott Baston distributed spread sheets pertaining to user fees. Using the current user fees, he calculated the water usage rate with the entire fee supported by only water usage. The rate varied from user to user. He was advised that user fees were calculated using a combination of capacity and water usage. He was assured that the same rates applied to all users.

John Moynihan reported that construction of the new treatment plant was proceeding according to schedule. John Moynihan presented an invoice from Waterline Industries, contractor for the new plant, in the amount of \$216,733.95. Shawn Fennelly made a motion to approve payment of the invoice. The motion was seconded by David Schofield. The vote on the motion was 3 – 0 in favor of the motion.

The location of the outfall pipe from the new plant was discussed. The Commission agreed that the pipe should go to the Sudbury River. John Moynihan stated that he would work out the details of the pipe location with the contractor. He pointed out that permission to take the pipe to the river would be required from the Massachusetts Highway Department and from the Wayland Conservation Commission.

Town Center pump station #3 was discussed. John Moynihan pointed out that the new plant was not designed for gravity flow from the users to the plant. He pointed out that WWMDC would benefit by owning the pump station. With the higher elevation of the new plant, current users might experience difficulty getting their wastewater to the new plant. Legal action on the part of users might result. By owning the pump station, these potential problems would be avoided for an amount of \$39,000. Shawn Fennelly made a motion to approve the expenditure of \$39,000 for ownership of pump station #3. The motion was seconded by Fred Knight. The vote on the motion was 2 – 1 in favor of the motion.

Fred Knight: Yes

Shawn Fennelly: Yes

David Schofield: No

David Schofield made a motion to pay the amount of \$14,000 for the pump station immediately with payment of the remaining \$25,000 upon completion of the new plant.

The motion was seconded by Shawn Fennelly. The vote on the notion was 3 – 0 in favor of the motion.

The minutes of Commission meetings of January 19, 2011, February 9, 2011, March 9, 2011, and April 6, 2011 were reviewed. Copies of the minutes with corrections were given to Bill Prendergast for updating. Shawn Fennelly made a motion to approve these minutes with corrections. The motion was seconded by David Schofield. The vote on the motion was 3 – 0 in favor of the motion.

The Commission scheduled the continuation of the hearing on rates, fees, and charges for Wednesday, July 20, 2011 at 7:30 PM at the Wayland Town Building. Bill Prendergast was directed to publish the required notice in the Wayland Town Crier.

Fred Knight distributed two spreadsheets showing user fees for all users. One spreadsheet listed the user fees with Twenty Wayland's fees calculated using capacity of 45,000 gallons per day. On the second spreadsheet, fees were calculated with capacity of 28,000 gallons per day for Twenty Wayland.

The Commission's budget for FY2012 includes a surcharge of \$120,504.00. The Commission decided to add 25 % of the surcharge to each quarterly user invoice for FY2012. The amount for each user will be based on capacity.

The Commission scheduled the August meeting for Wednesday, August 3, 2011.

Bill Prendergast distributed a financial report for FY2011 through May 2011. The report showed income of \$185,218.42 and expenses of \$214,050.05. He reported that the bank statement and the statement of new plant finances were not yet available through May 2011. He stated that he would advise the Commission when he received the statements. He commented that Twenty Wayland owed approximately \$75,000 in user fees and interest.

During the public comment period, Mike Lowery commented on the reuse of treated wastewater by Town Center.

Although an executive session was not originally scheduled for this meeting, the chair requested one due to the release of the DEP permit on 7 June 2011. This release provided new information concerning potential litigation by Twenty Wayland. A handwritten entry to the agenda posted in Town Building was made in the daytime of 8 June 2011 and a revised agenda was posted on the Town website before the meeting.

At 10:00 PM, Shawn Fennelly made the following motion: I move that the Wastewater Management District Commission go into executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21 (a) (3) to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigation position of the Commission. The motion was seconded by David Schofield. The roll call vote was 3 – 0 in favor of the motion.

David Schofield: Yes

Shawn Fennelly: Yes

Fred Knight: yes

At 10:45 PM, David Schofield made a motion to return to open session. The roll call vote was 3 – 0 in favor of the motion.

The meeting adjourned at 10:45 PM.

Respectfully submitted,

William R. Prendergast

Distribution:

Fred Knight

David Schofield

Shawn Fennelly

Board of Selectmen

File