

**Board of Public Works
Meeting Minutes**

Date: February 16, 2021

Time: 6:00 p.m.

**Place: New DPW Building Conference Room
965 Plain Street Zoom Meeting**

In attendance for all or part of the meeting were the following:

John Cusick	Chairman
Dave Carriere	Vice Chairman
Robert Shaughnessy	Member
Tom Reynolds	Superintendent
Rod Procaccino	Town Engineer
Dan Bowen	Assistant Superintendent
Ann Marie Sacchetti	Board of Public Works Secretary

The meeting convened at 6:00 p.m.

John Cusick motioned to open the meeting and reviewed the agenda which included action items, items for discussion and Superintendent's report.

Seconded by Dave Carriere

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy

Unanimous

I. Action Items:

i. Approval of Open Meeting Minutes for 2/1/21 & Exec. Session for 1/11/21

MOTION: John Cusick motioned to accept executive session minutes of January 11, 2021 as written.

Seconded: Dave Carriere All in favor.

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy yes

Unanimous

MOTION: John Cusick motioned to accept open meeting minutes of February 1, 2021.

Seconded: Dave Carriere All in favor.

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy yes

ii. Drain Layer's License Renewals for 2021

John Cusick indicated that we have received 2021 applications for the renewal of the Drain Layer's License from the following: Robert Biagini: Biagini, Inc.; James Rorke: All-Town Inc.; Kevin Powell: Powell Construction Company; Robert Clancy: Clancy Construction Co. Inc.; Dahn H. Tibbett: Weed & Feed, Inc.; Michael McDougall: McDougall Bros. Enterprises; Antonio Iaria: Iaria Bros. Inc.; Leo Costello Jr.: Costello Contracting.

MOTION: John Cusick motioned to accept the eight contractors.

Seconded: Dave Carriere All in favor.

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy yes

Unanimous

iii. Contract 2017-22 Amendment No. 2 for Engineering Services for Damon's Point Dam Spillway Repair

Rod Procaccino was present to present the amendment. Project Status: Design and permitting Complete. The Town is seeking project approval from Mass DOT to utilize Chapter 90 funding to repair Damon's Point Sluiceway/outlet for Murdock's Pond. The concrete outlet structure will be refitted with a pre-fabricated sluice gate to control pond level, and new grate covering the structure, and include concrete repair. Amendment #2 is to authorize Task 7 for technical support to assist the Town in review of shop drawings, review of dewatering procedure, flood response plan, and permit compliance, and providing construction oversight on add needed basis, and preparing record drawings. Staff recommends authorization of Task #7. The project required extensive permitting including the Dam and Safety MGL Ch253 Permit compliance which includes submittal of stamped as-built drawing.

MOTION: Dave Carriere motioned to authorize Amendment No. 2 to Contract 2017-22 Engineering Services – Damon's Point Road Dam Spillway with GZA-GeoEnvironmental Inc. to include Task 7 construction support services in the amount of \$12,200, and the chairman or designee is authorized to sign the change order when the documents are prepared.

Seconded: John Cusick All in favor.

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy yes

Unanimous

iv. Road Acceptance Policy

Tom addressed the policy. He indicated that when we submitted requests for roads to be accepted, Town Counsel had issues with some of the language in our existing policy which was limited in nature. He then used the template from surrounding communities to develop this Roadway Acceptance Policy and Procedures. We have had an opportunity to review it. We have also reached out to Mass DOT to see if they had any issues with the policy. They indicated they had not heard of any issues from other communities that adopted this policy. Tom agrees that it is a good policy. He indicated that the Board of Selectmen and Planning Board both reviewed this policy at their meetings and approved of it.

Board members wanted additional time to review the policy and would vote on it at their next meeting of March 8, 2021.

Discussion:

i. Update Snow & Ice Budget Enterprise Funds/Employee Data

Dan had provided Board members a spread sheet illustrating the status of the budget. John indicated that he would like to see benefits added to the data in addition to the monies used for snow and ice plowing for the Enterprise Fund employees. Dan indicated that he would have that added in the spread sheets.

Tom stated that to date, \$408K has been spent on snow and ice. He has submitted a request to the Town Administrator and the Advisory Board to deficit spend an additional \$200K.

ii. Reimbursement of Funds for DPW to 965 Plain Street

John Cusick indicated that he wants to be sure that the reimbursement costs for the DPW move are being tracked and that all final costs for the reconstruction and move will be submitted for reimbursement.

iii. STM Articles

Tom Reynolds reviewed the articles for the STM: (1) Marshfield General By-Law No. 15 Amendment as submitted at the request of the Board (2) Enterprise Accounts Retained Earnings Supplement (3) Solid Waste Disposal Supplemental Funding (4) Easement at Rockwood Road.

There was discussion regarding the cost of recycling disposal. Cash value at this time is for light glass, clear plastic materials, and paper and cardboard that are clean and in good shape and some scrap metals. The heavy glass such as wine and liquor bottles have negative values. In the past the BPW sent correspondence to State representatives requesting that they proceed in the legislature to put a deposit value on the heavy glass. The response was that they would give it due consideration in the legislature. The problem is that the wine and liquor industry has a much higher lobby value than we do as indicated by Dave Carriere.

iv. IT Position

Tom gave a brief update on the position. The Town is going forward with the position. They will charge us based on the current indirect policy. John Cusick takes exception to being charged for an IT position. Tom stated that we have our own server here and are not on the Town server. There are a number of things involved and Tom explained the many reasons for the need for the IT person and costs related to that service. He stated right now it is a 51-49 split. The Enterprise Funds will be charged through the indirect charges. Whether we agree or not with this IT position the Town is going forward with it.

John stated to let the Town go forward as we are going to vote it down anyhow. They are going forward with the position prior to Town Meeting. Dave proposed that when the position comes up at Town Meeting, BPW members can question it. The article and its funding will most likely be supported by Town Meeting. He looks at it as an opportunity to force hourly documentation by an IT person working at the DPW building and it should be a deduction from whatever he is being charged; force documentation from the IT department. Dan stated that the policy that was accepted would be through payroll deduction as we have been paying for the two current IT personnel. We will be charged accordingly for the new individual. We will be up to about \$120K for IT for the indirects. He explained it's not an hourly deduction, it's a percentage of the payroll; that is the policy in place. Dave wants to insist on the hourly documentation. Tom Reynolds stated that we are going against on what we have been arguing for the last four of five years. We had an opportunity to control this position and now we don't. We were told that once we moved into this building we should have a full time IT person here because of what is required here. The schools have (5) IT personnel, the Police have their own IT person. This is an opportunity to get the direct charges we have wanted. We need this person. Going forward we are only going to be charged more through the Enterprise Funds. John Cusick stated, how do we know this guy is competent.

Dan Bowen stated that when it first came to his attention he and Shawn Patterson met with Mike Maresco and Patrick. Jon Nash was at the meeting as well. Jon stated that he was overburdened. Now that the DPW has moved to 965 Plain Street he will not be able to run back and forth. At that point in time it was suggested to us to hire an IT person that would report to Jon but would be funded entirely by the DPW. At that point in time we would have had control of that position. It would have been funded: 25% from General Fund and 25% from each of the Enterprise accounts. Then Dan stated you didn't like the idea, Dave suggested bringing in a contractor and you guys discussed it and that process went on. The Town then made the decision to fund the position and it will be at a 51-49% split. Now we are at the position where we will pay our portion. You as Board members made your decision, but

you don't decide for the folks at Town Hall. They have made the decision to keep the position for the additional IT personnel and will charge the DPW through the indirects. That is where we are. That's how we got here. John Cusick said next time there is a Staff meeting he wants to attend.

Tom Reynolds stated he thought he was hired to represent the Board. He is not having that opportunity. He was told he could make a decision based on information he gathered for this IT person and what responsibility that person would have. John said it was news to him but Tom stated it was not for him because that is what he was told. It takes his ability away from me (Tom) to negotiate on behalf of the DPW if that is not true. He was not given the opportunity to come back to the BPW with information he gathered regarding the position. So here we are, we have been arguing for direct charges for years, now we had an opportunity to do that and we decide we are not going to do it now. One week we want it and the next week we don't. We all have to be on the same page going forward. John said you know what page we're on. Also, the school budget is not included in the percentages. Dave stated that we were taken advantage of the transition between Shawn and Tom. Tom did not agree with that statement. Bob Shaughnessy stated that everything we do has to deal with IT nowadays. The DPW does need an IT person. We are now going to pay for three people so what is the most efficient way of doing it. It looks like we have lost control and how do we get it back. John agrees. Tom stated we would not have to track him if was under our control. Bob asked if we could renegotiate but Tom stated they are going forward with the 51-49 split for the rest of this fiscal year as they know we need an IT person here. To try to split Jon and Jay between the whole Town just doesn't work, especially with the new software system to be installed we will really be at IT's mercy. Dan stated that with the original deal when it was brought up, we would have been funding 100% of the position and charge the Town through the offsets, now they have 51% control of that position. Tom stated that with his recent conversation with the Town, they are proceeding with the 51-49% as the position is needed. They were open to discussing going forward with DPW taking control of the position.

John wants to be sure that the infrastructure cost for IT in the new building should come from the building account. Dan and Bob stated that it will be an indirect cost, either from the building fund or indirects. Dave stated once the cost for the capital funding has been satisfied then funding returns to operating situation. He is in support of having the IT support at the DPW facility and if it's successful, and is in our control, we can adjust that through the budget.

Discussion ended.

Superintendent's Report

Tom stated the he has been in touch with Dave Miller of the Ocean Bluff Association. He is waiting for a response from GEI regarding questions on the project. He will then have a meeting.

He is proceeding with the design application with GEI/grants with Dams and Seawalls including seawall repair south of North Street. GEI is going forward with the application for construction of that section of seawall.

Demolition of 35 Parsonage Street building has been done. The hoop canvas temporary building went out to bid was very expensive; he decided to scrap the issue. He is proceeding with finding alternate possibilities.

DEP has approved the vent repairs at the landfill

The power issues with Eversource connecting our trailers; they should be here tomorrow.

The Town Hall office hours will be changing. They are asking that anyone working from home come back into the office starting Monday, the 22nd. The request is for the DPW have the same hours.

The joint hearing for the BOS and Advisory Board is scheduled for March 30th. Capital Planning is next Tuesday night at 7:00 p.m. all zoom meetings.

He and Dan met today with the Advisory sub-committee members.

Next Meeting: March 8, 2021.

At this time John Cusick **motioned** to adjourn.

Seconded: by Dave Carriere

Roll Call Vote: John Cusick yes Dave Carriere yes Robert Shaughnessy yes

Unanimous

The open meeting of the Board of Public Works for February 16, 2021 adjourned at 7:00 p.m.

Respectfully Submitted,
Ann Marie Sacchetti,
Board of Public Works Secretary