

Approved 9/13/21

**Board of Public Works
Meeting Minutes**

Date: August 16, 2021

Time: 6:00 p.m.

Place: Library Program Room
Library Plaza

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

Robert Shaughnessy	Chairman
Dave Carriere	Vice Chairman
John Cusick	Member
Tom Reynolds	Superintendent
Dan Bowen	Assistant Superintendent
Rod Procaccino	Town Engineer- <i>not present</i>
Paul Tomkavage	Project Manager/Engineer
Residents	Dredge Spoils Area
Ann Marie Sacchetti	Board of Public Works Secretary

Dave Carriere motioned to open the meeting at 6:05 p.m. and reviewed the agenda which included action items, items for discussion, executive session and Superintendent's report.

Seconded by Robert Shaughnessy **All in favor.**

MOTION: Robert Shaughnessy motioned to move action item #v to #1.

Seconded: Dave Carriere **All in favor**

II. Items for Action

v. Dredge Spoils Area

Tom opened the discussion. He indicated that at a previous meeting in June, it was voted to allow the use of the dredge spoils area for parking. The Board needed to get the MOU with a sunset clause written by Town Counsel. His impression was that tonight we would be voting on the MOU with the sunset clause. Bob stated that since then there has been discussion at other Town Boards in Town including Conservation and the ZBA (who has continued their meeting to a later date) to wait on a vote. Dave and Bob are in agreement with the MOU and to have the sunset clause included in the document. John Cusick stated that he is at the Town Pier several times during the day and there are only three or four large trailers at a time in the parking lot. Many of the trailers do not have registrations. He said there is no need to move these trailers at the Harbor Park lot. On this past weekend there were no extra-long trailers there. The application before us stating that he needs additional parking is a misinterpretation of the facts. To destroy an area the size of two football fields in an environmentally sensitive for three or more trailers is ridiculous. Dave does not agree that it is environmentally sensitive area along with the DEP's opinion. John does not agree with Dave's opinion. He (John) stated that it is a salt marsh.

Several residents were present expressing concern for the possible expansion of the Town Pier parking lot into the salt marsh. Pam Keith was present and spoke. She provided Board members with a copy of her comments about the Harbormasters request for a new parking lot, a document she provided to the Zoning Board of Appeals Public Hearing on August 10, 2021. In her document she stated "that the proposed parking lot cannot be legally built under Marshfield's zoning bylaw. The 10.10 special

permit being sought is not the correct permit for this project, and no other permission under the more appropriate 10.12 special permit or a variance can be legally granted for a project of this magnitude. The Harbormaster's application is jumbled and inconsistent and is not a proper application and as a result, a proper legal hearing will not be held." (referring to the ZBA hearing). Ms. Keith continued to speak on the project citing permit 10.10 and page references and permit 10.12 with page references. Bob Tice of the Marshfield Commercial Fisherman's Association was present and said someone with a long trailer can park at the pier, leave the trailer in the big trailer spot and park the vehicle in the lot across from Harbor Park that is the solution. Steve Lynch spoke and stated that it's not our problem to accommodate the oversized trailers. Let them go to some other harbor. What happens when the parking is doubled, we don't want it, we live here. That's your job to take care of the people who voted you into office. We don't want the Town Pier to be a destination location for people who don't live in Marshfield so the Harbormasters budget can get loaded. He continued to say we have a contract with the State of Mass to provide 116 parking spots in place since 1967 and it does not say we have to provide for oversized parking. Other harbors charge \$500. The Harbormaster should start charging people who don't live in Marshfield properly in order to boost his revenue that will slow down the amount of traffic. After Steve spoke, resident, Maryanne expressed concern on traffic; Ms. Murphy also addressed the parking issue. John Cusick said the lot that would be a big mud pit with no striping, out of safety for the residents, the issue should be tabled, no vote should be taken, no memorandum should be understood until the ZBA finally decides what they want to do. The whole thing here is premature. The safety issue is prime. The residents don't want it. The Town Pier is never full. We are talking about the destruction of over 2 acres when we have a solution. Dave agreed that there are valid arguments and one of the things we have to ask Mike Dimeo is what the traffic volumes data that he is basing the need, resident and pedestrian safety and give us the number of peak days and the frequency when it happens. Marty Lydon of 89 Cherry Street spoke and stated if the parking was to be expanded there is a real problem of going back and forth over the bridge especially in the morning and afternoon. He has seen the parking lot a third to half full at the most. Safety is the biggest issue. Marlina Bossier of Central Street spoke. She asked questions. One being on how the turn would be made with the oversized trailers. It is an accident waiting to happen for no reason whatsoever. What is buried there, what we are going to dig up. Something that smells that we have to tolerate. Has anyone done a study? We have to do a study before we do anything. Also, at the last meeting the subject of core samples should be taken. The guy who is in charge of the project who is making the money is going to be in charge of the core samples? That should be a separate person, a separate entity. She also said that she does not like Mr. Dimeo coming to the meetings with the big gun strapped on his hip, it is intimidating to people. She asked why he was not here. Bob Shaughnessy stated he asked him not to come so that we can air exactly what the issues are and have a clear understanding on where we want to be going forward. If Mr. Dimeo was in the room it would be an issue with him and not the project. Joe Pecevich spoke and took exception to the way this subject was on the agenda. He wasn't aware there was a vote 2 to 1 in the June meeting to approve this. It wasn't an action item. Bob stated in June it was voted 2-1 for approval for the intent to go through the rest of the process, which was the vote. Joe wants to see the minutes. Tom stated the 2-1 vote was to move forward with the MOU. Dave said we have not approved the MOU as of yet. Joe wants to see the MOU. Joe said this is about Chowder Fests and Lobster Fests and making money. There is another ulterior motive not being talked about. Why don't you listen to the people and make this land conservation land. Bob said we are fact finding and thanked Joe for speaking out. Dave and Tom made it clear that the MOU has not changed, it is the same one as they had in June. Barbara Tripp said a traffic study needs to be done by an outside entity and what is the condition of the material that could be removed; is it contaminated or has a smell. Bob stated he is concerned about the smell. Bob Tice spoke again and indicated that the Harbormaster has plans to decrease the launching sites yet wants to increase more parking for trailers. He has not idea about the traffic that will happen. This is the most ill-advised thing. Don't turn your back on us. Greg from Pleasant Street spoke. The people who live in this area will have to deal with this for the rest of their lives. He feels sorry for them. Tom stated we are not transferring the land we are to allow the use

with a sunset clause. Bob stated if we turn the land over to parking we don't have a space for dredge spoils. Eric Murphy spoke and stated that this is a spoils area, don't touch it, and don't open it up. We don't need the parking area. The Harbor Master himself said we can put a chain there. To vote at all is irresponsible, pass it off or vote against it all together. There were a couple of more comments from the audience. At this time Bob thanked everyone for attending. He said he does not see the need to vote on it tonight. He wants facts. We need to take it under advisement and move forward. He said in June, he voted to move forward in June to make sure that is an open process and we don't lose the ability to have an area to put dredge spoils in the future. If that is the case, by changing its use, he will be totally against it. There are traffic issues, statistics, crosswalk issues, kids, smell issue, environmental issues. His position is to put this on hold until we have more facts and move forward from there. Dave said that if we move forward with core samples we should have that done with the supervision of the Town Engineer to make sure it is extensive and representative. Tom stated that it is important that we keep it as a dredge spoils area. We have dredge spoils in other locations that need to be sampled before they are moved so there is a need for the dredge spoils area. Dan Bowen stated that he has no problem with the DPW overseeing the project but thinks if it's a Harbor Master project, it should come out of his budget not ours. Bob said we should come up with a list and send it to the Harbor Master and have him fund it as part of his project. We are not just going to give it Cart Blanche approval. Tom stated that going forward, the core sampling could be absorbed through the budget of the project being proposed. It makes sense that we require that. There are a list of things we require. It makes sense to hold off on the cores until the ZBZ makes a final decision. If they turn down the project, there is no sense in us going forward testing anything. Bob wants to have a list. 1) the environmental piece 2) traffic issue-data 3) what is the real use of the parking lot including the lot near Haddad's; we need to have statistics 4) in 2010 we did 5K cubic yards of dredge spoils, can we actually use that for a dredge spoil site, is it compatible.

Bob stated we are not voting tonight. We are going to fact finding. Dave said if a citizen's petitions article was submitted it has to be done soon. In the MOU he would change the 10 years to 5 years. He sees 2 letters to be generated; one to the Harbor Master and one to Town Counsel outlining the issues here before us. John stated he is at the Town Pier twice a day, seven days a week. He also has a boat which he uses launches there. The Town pier parking is never full. On the weekends it is fuller. Currently there is a large trailer pulled by a dump truck. It has no registration at all. It has been there for days. There are a lot of trailers there with no registration. Now we are seeing trailers from Maine. They pay only \$10. He called the Harbor Master to ask why there are two roofing company trucks with Maine plates that park there all the time they get away with murder.

At this time the discussion came to a close at 7:24. Board members took a vote.

MOTION: Robert Shaughnessy motioned to table this issue pending fact finding.

Seconded: John Cusick All in favor

I. Approval of Minutes of Prior Board Meetings

i. Approval of Draft Open Meeting Minutes for: 6/21/21, 7/26/21, 7/26/21, & Executive Session

MOTION: Bob Shaughnessy motioned to accept open meeting minutes of 6/21/21.

Seconded: Dave Carriere All in favor.

MOTION: Bob Shaughnessy motioned to accept open meeting minutes of 7/12/21.

Seconded: John Cusick All in favor.

MOTION: Dave Carriere motioned to accept open meeting minutes of 7/26/21.

Seconded: John Cusick
Executive Session minutes for 7/26/21 on hold.

All in favor.

II. Items for Action

i. Extend Contract No. 2020-18/Generator & Transfer Switch Maintenance & Repair for Wastewater & Water Divisions

Tom provided the contract details. This is the second year of a three year contract for generator maintenance with FM Generator of Canton, MA. The Town may extend the contract at their discretion for an additional year for total not to exceed three years as originally bid. The bid amount is subject to an escalation clause based on skilled worker from ENR index. We have added two more generators in the Water Division to the maintenance schedule. Both Water and Wastewater Supervisors are in favor of extending the contract with FM Generator.

MOTION: John Cusick motioned to authorize amendment #1 to extend Contract 2020-18 Generator and Transfer Switch, Maintenance, and Repair for Wastewater and Water Divisions with FM Generator of Canton, MA, for an additional year ending June 30, 2022, with a 1.6% escalation of hourly labor cost as stipulated in the contract for an estimated contract amount of \$25,598.80, and the Chairman or designee will sign the amendment extending the contract when the documents are prepared.

Seconded: Dave Carriere

All in favor.

ii. Extend Contract No. 2020-21/Electrical Maintenance for Wastewater & Water Divisions

Paul Tomkavage was present and provided contract details. The scope of work; preventative, corrective and emergency maintenance, as requested by the Town, on the Wastewater and Water Division's facilities and pump stations. The work includes, but is not limited to , motor control centers, switch gears, various sizes and types of motors, high voltage as well as 110, 220, and 440 volts and some instrumentation and alarm work has been added. The contract is dated September 14, 2020 with an option, at the Town's sole discretion, to extend annually for a potential total of three years. Staff recommends extending Contract No. 2020-21 with Hi-Voltage Associates Inc. Hi-Voltage has been responsive on all requested items, including in adverse weather conditions, over a long period of time. Both Dave and Tom added much praise for Hi-Voltage.

MOTION: John Cusick motioned to extend Contract No. 2020-21, Electrical Maintenance, Wastewater and Water Divisions with Hi-Voltage Associated, Inc. for one additional year starting September 14, 2021 and to authorize the Chairman or designated member to execute the contract documents when they have been prepared.

Seconded: Dave Carriere

All in favor.

iii. Contract 2019-09/Amendment for Phase II Brant Rock Seawall

Tom provided contract details. The Town receive grant funding to reconstruct approximately 600lf of seawall from North Street to South Street. Bid documents are being finalized and the advertisement date is August 18, 2021 and bid opening is scheduled for September 16, 2021. Amendment No. 2: perform public bidding with Town assistance, construction administration, and resident engineering for the construction period in accordance with GEI proposal dated July 16, 2021. Staff recommends authorization of proposed Amendment No. 2 to Contract 2019-09 with GEI Consultants Inc., Franklin,

MA to finalize bid documents and to conduct bid process, provide construction administration and resident engineering for the construction periods.

MOTION: Robert Shaughnessy motioned to authorize contract amendment no. 2 to Contract 2019-09 with GEI Consultants Inc. for the amount of \$130,000 for the purpose of providing Engineering Services for Brant Rock Seawall Repair Phase II for bidding, construction administration and resident engineering and the Chairman or designee is authorized to sign the contract amendment when the documents are prepared. Said authorization is subject to receiving final executed grant agreement for funding through the State Dams and Seawall Grant Program.

Seconded: Dave Carriere All in favor.

iv. Household Hazardous Waste Day

Paul Tomkavage was present to provide details of the contract. Scope of work: to provide personnel, material and vehicles to collect and remove, for proper disposal household hazardous wastes collected at the annual event at the Furnace Brook Middle School, historically on the third Saturday in September. Vendor selection process and Staff recommendation: our vendor last year ACV Enviro, appeared understaffed had insufficient PPE and did not fully clean up the site until a few days after the event, and are unavailable on 9/18/21. Clean Earth is expensive and are also unavailable Trident has held the date open for us, and Clean Harbors had indicated they also did. Based on FAC110 pricing and last year's actual loads, Trident offers a savings of about \$4,400 relative to Clean Harbors. Trident for years has provided comprehensive support as a subcontractor in municipal HHW event to ACV, Clean Harbors and Veolia North America. Municipalities are often aggressive in scheduling HHW events far in advance so it is in our interest to get this event booked.

MOTION: Robert Shaughnessy motioned to award the Household Hazardous Waste Collection Agreement Contract No. 2022-xx to Trident Environmental Group and to authorize the Chairman or designated member to execute the contract documents when they have been prepared.

Seconded: Dave Carriere All in favor.

vi. Water System Mapping / Engineering & Supplemental Services

Tom stated that this is a pilot to determine our mapping of our water system for all appendages of our water system. We have done some mapping in the southern end of Town and this will continue on that. Our consultant, Environmental Partners has met the criteria to work for the Abatement Trust. They indicated that we are eligible for a grant that will cover the cost of this mapping and to do our assessment. Dave brought up the issue of the replacement transit pipe. Tom said he can add as an amendment to the agreement.

MOTION: Dave Carrier motioned to authorize the Superintendent to proceed with the pilot program for Water System Mapping seeking the appropriate grants with the State.

Seconded: John Cusick Bob abstained

vii. Pavement Management Program / Engineering & Supplemental Services

Tom stated that our original contract with Beta Engineering expired. He is asking that we allow Environmental Partners to proceed with our Pavement Management Program which rates all of our roadways from 1-10 grade. This is a tool we use annually to determine what roads need to be paved.

MOTION: Tom Reynolds motioned to award the Pavement Management contract to Environmental Partners not to exceed \$58,500, lump sum.

Seconded: Dave Carriere All in favor.

viii. New Drain Layer License/ .A. Pflaumer

Tom stated the applicant has met the requirements as set forth by the Wastewater Treatment Facility and as such qualifies for licensing by the Board of Public works. Clint Stetson has signed off on it.

MOTION: Tom Reynolds motioned to award Gregory A. Pflaumer of G.A. Pflaumer, LLC a drain layer license with the Town of Marshfield Department of Public Works.

Seconded: Robert Shaughnessy All in favor.

At this time, Dave had requested to Tom that we make a statement on the DPW personnel that participated in the procession for Danny Sheehan who passed away. He would like to move that forward. Tom stated that it is an honor for him to be able to present the names of the Staff who stepped up last Wednesday for Danny Sheehan. To see the turnout in the parade was amazing. Tom was with his family and was in awe to watch the procession and the outpouring of support from the Town of Marshfield. The Staff members were: Jake Moore, Chuck Davis, Steve Green, Mark Osis, Mark Bulger, Tristen DeRocher, Dennis Clancy, Jim Jackson from the Highway Department; Jim Kent the assistant Superintendent; Randy Burt, Paul Frenchko and Nick Wood from Equipment Maintenance; Matt Ebey from Cemetery, Trees and Greens; Joe Davis and Steve Joyce from the Water Department. If we had more vehicles we could have put more people in them as there were people who wanted to volunteer. The comradery in every department of Town was truly a team effort and he is proud to be a member of that team. Tom thanked Dave for graciously giving gift certificates to the Staff members who participated. Dave stated they were volunteers and did it to support a young man. The procession was breathtaking. It was impressive to see a Town get together to support a families worst nightmare. Tom indicated that Dan the father, was a former employee of the DPW, he and his brother. It was great to see the outpouring of support.

III. Items for Discussion

i. Update on 965 Plain Street

Tom indicated that last Thursday the sub bids were opened. On the 26 they will have the General Contractors bids opened.

ii. Update on Marshfield Hills Sidewalk Project

Tom stated that the curb has been set. They are pouring a plate for the berm. At Longview Terrace the water main has been installed, pressure tested and chlorinated. The surfaces will begin tomorrow.

iii. Tom stated he is currently working on the capital item with Dan, the warrant closes on Thursday. Trucks are needed on the Highway side. CTG needs to replace a dump truck that is a 2010. The two foreman's vehicles are 2012 and the back bodies are starting to sag. We need to get the best trade in value at this time on trade ins. Water Dept. needs material screening; water main replacement at Surf Ave., a mid- size excavator with trailer; Wastewater looking at canopy over the UV unit. It is out in the elements and the bulbs need changing frequently. Weather exposure to the elements is dangerous. These capital items are for the fall STM. In the spring we will be looking to purchase the new vactor truck down sized version.

iv. PFAS Update / Water Division Testing / Public Education

Dave said basically we are not seeing any change. Non detection at first round of testing and second round. He provided additional testing information at the well sites. He wants to engage one of our

consultants for information to the public. Bob indicated that information could be included in the CCR report which would be a public service.

IV. Superintendents Report / Update – previously given

V. Next Regular Meeting

September 7, 2021 – Tuesday **Has been changed to Monday September 13, 2021**

**schedule dates are subject to change*

VI. Adjournment

At this time Bob Shaughnessy **motioned** to adjourn the open meeting of the Board of Public Works for August 16, 20 21, at 8:34 p.m.

Seconded by Dave Carriere

All in favor.

Respectfully Submitted,

Ann Marie Sacchetti,
Board of Public Works Secretary