

Approved 8-14-17

**Board of Public Works
Meeting Minutes**

Date: July 17, 2017
Time: 7:00 p.m.
Place: Marshfield Town Hall
Hearing Room 3

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

John Vallier	Chairman
Stephen Robbins	Vice Chairman
John Cusick	Member
Thomas Reynolds	Superintendent
Shawn Patterson	Deputy Superintendent- <i>not present</i>
Dan Bowen	Business Manager
Rod Procaccino	Town Engineer
Robert Galvin	Town Council
Edward Pesce	ZBA Peer Reviewer
Ann Marie Sacchetti	Board of Public Works Secretary

The meeting convened at 7:01 p.m.

John Vallier **motioned** to open the meeting and reviewed the evening's agenda which consisted of 2 appointments, 9 agenda items and an executive session. **Seconded** by Stephen Robbins, all in favor.

Action:

I. Minutes of Prior Meeting

MOTION: John Vallier motioned to approve open meeting minutes of June 19, 2017.

Seconded: Stephen Robbins All in favor.

II. Abatements

MOTION: John Vallier motioned to accept abatement packet # 1190.

Seconded: Stephen Robbins All in favor.

III. Items for Action

- i. Contract 2017-23 Furnace Brook No. 3 Carbon Replacement & Appurtenant Work Change Order #1.

Town Engineer, Rod Procaccino was present to review details of the change order. Description: the Carbon was removed from the vessels, the vessels were washed and inspected. The inspection showed that several areas in each vessel required minor touchup to interior coating. There were several pinhole leaks found in the connecting piping and the wall

thickness near the pin holes was found to be inadequate. The contractor was instructed to cut out and replace several sections of 4 inch pipe. Staff recommends immediate repair of vessel piping to allow for carbon to be recharged and the pump station to be paced back on line as soon as possible to meet the summer demand.

MOTION: John Vallier motioned to authorize change order no. 1 to contract 2017-23 with Dankris Builders of Plainville, MA, in the amount of \$5900 including pipe repair to both carbon vessels and credit for work not required, and the chairman or designee shall sign the change order when the documents are prepared.

Seconded: John Cusick All in favor.

ii. Appointment of Clerk for BPW

MOTION: John Vallier motioned to appoint John Cusick as the Clerk for the Board of Public Works.

Seconded: Stephen Robbins All in favor.

iii. Contract 2018-01 Old Chapel Cemetery

Rod Procaccino reviewed the contract details with Board members. Description of Work; prepare bid documents, plan and specification to repair historic wrought iron and granite post fence at Old Chapel Cemetery, assist in bid process and provide limited oversight. Staff recommends approval of proposal. BSC has performed similar work at the Daniel Webster Cemetery site.

MOTION: John Vallier motioned to award contract 2018-01 Engineering Services – Historic Fence Restoration at Old Chapel Cemetery to BSC Group, Boston, MA in the amount of \$9500 and the Chairman or designee is authorized to sign the contract when the documents are prepared.

Seconded: John Cusick All in favor.

IV. Items for Discussion

i. Budget Update

Dan Bowen, Business Manager for the DPW was present to give Board members an overview of the fy17 budget. He provided budget sheets for each member. He specifically pointed out the Equipment Maintenance budget which was over spent by \$64,931.36. Many of the repairs on the vehicles are for equipment other than for the DPW. Every year a request for an increase to that budget in order to cover those costs, however, enough appropriation is never received. The fire department alone uses 68% of this budget for their repairs alone.

Superintendent Reynolds is hoping that in the fall, the budget can be amended in order to avoid the short falls. Going forward with the new Treasurer, along with the Department heads, there may be a way of sharing the cost to resolve the problem.

Dan noted that all three Enterprise accounts are showing surpluses. He wanted it to be said that Staff does a very good job at staying within the budget and manage to do the best with what they are given.

Appointment:

Modera Development 40B-Water

Ed Pesce of Pesce Engineering was present representing the Zoning Board of Appeals. He is here at the request of the Chairman Zoning Board in order to update the BPW on the Modera project and to

make sure that they are collectively on the same page regarding the water supply. Mr. Pesce referenced a letter the BPW sent to the ZBA in April, 2017. On June 13, 2017 a meeting took place with, Mr. Pesce, the applicant, Modera Development, Rod Procaccino, Tom Reynolds, Paul DuRoss, Water Superintendent, along with their Civil Engineer, Bob Carter. Each concern in the letter was addressed including water, wastewater, and storm water. The water supply question was a key component to that discussion. After that meeting the applicant submitted a letter two days later describing what their water demands are estimated to be. Rod had consulted with Pat Brennan of Amory Engineers who felt that the numbers would be consistent with staff recommendation. Instead of it being an estimate of 62,000 gallons per day of use, it is now 35,000 per day with the condition that would not include irrigation. The applicant agreed they would not connect to the system for that purpose, agreeing to that condition. Rod stated that he feels comfortable for water use as it stands at this point.

Rod stated that eventually we are going to run out of water.

MOTION: John Vallier motioned to support the staff recommendation at this point for the project to proceed with the (2) conditions, that we support the 35,000 gallons per day demand from Modera Marshfield and municipal irrigation system connection will not be allowed; and the initial fill of the pool will be trucked in.

Seconded: John Cusick

All in favor.

Appointment:

Town Council, Robert Galvin: Audit Discussion

Town Council was present to discuss the audit that was voted at Town Meeting. He indicated that he had written a memo that was displayed at the April 28, 2016 on the Town Meeting screen at that meeting. He indicated that the concept of the audit was legal but the article as proposed was not proper and no board should be in charge of auditing itself; the audit should be independent. The BOS are in charge of selecting an auditor by our by-laws. An audit is to be performed at the request of the BOS or under the direction of a bonded financial officer of the Town. This opinion was displayed at Town Meeting. The then, BPW Chairman, Bob Shaughnessy, requested Town Council to write an opinion summarizing the points he made in April, which he did. Subsequently, there has been an agreement between the Chairman of the Board of Selectmen and Chairman of the Board of Public Works They were delegated to work on an agreement to arrive at a figure, in order to adjust any perceived inequities. The endeavor resulted in a new indirect enterprise methodology. Town Council recommends going forward now, not backwards.

John Cusick took exception to Town Councils opinion and does not agree with it. He contends the legislative body, Town Meeting, rejected his opinion. He feels that Town Council has been a road block regarding an audit.

Town Council stated that Mr. Cusick has every right to disagree with him and maybe others, but it will not change his mind as to what is right and what is wrong.

At this time Mr. Cusick questioned Town Council regarding his services and fees to the Town. He referenced some aged memos related to his fees and how they are determined. Town Council indicated that on several occasions he explained the process of which he has nothing to do with the way Town Council services are allocated to the Department of Public Works or to the Enterprise Funds. He was not a participant in the decision, as to how to allocate, amongst those accounts.

Vice Chairman Steve Robbins stated that he found Mr. Cusick to be very disrespectful to Town Council. He indicated that much time has been spent with the BOS and BPW Chairman to work towards an agreed upon methodology and agrees to move forward.

After some additional discussion Chairman, John Vallier ended the discussion and apologized to Town Council for any disrespect directed towards him.

ii. Fairgrounds Parking at Town Fields: Grace Ryder & South River

Tom Reynolds stated that at a recent function at the Fair Grounds there were parking issues. The ball fields at Grace Ryder were used as a parking area which caused damage to the ball field condition. The DPW is tasked to repair the fields after Fair Grounds events at the Department's expense. Tom feels that the DPW should be compensated for this ongoing issue. With the Fair fast approaching it would be beneficial to have something in place to compensate for damages resulting from all future Fair Ground events. Tom stated that there should be oversight at all times at the locations until the events are over.

John Vallier agrees and it is something that has to be looked into.

iii. Couch Cemetery Campground Use: \$100 Key Deposit

Tom Reynolds addressed the issue. Due to continued theft/loss of the padlock system at the gated entry to Couch Beach Campground he is suggesting to ask for a \$100 deposit in the form of a check to be held with the DPW. When the key is returned and the lock inspection is satisfactory, the deposit check will be returned. If there are damages to the lock or if it is lost, the deposit will be used for a new purchase. This will be one way to eliminate this problem.

MOTION: John Vallier motioned to approve of Toms suggestion as stated in a draft letter for campers.

Seconded: Stephen Robbins

All in favor.

iv. Rates

Tom Reynolds indicated that collection rates have improved greatly. He will be meeting with the Treasurer for updates.

Rod Procaccino was present to review the rates for fy18 and indicated there will be increases to the Solid Waste and Sewer rates.

v. Warrant Articles

Rod indicated that he has submitted a grant for funds for the repair of 680 feet of seawall in Brant Rock; the breach, located near the Mannix house.

Tom stated he has had some preliminary discussion with the Treasurer regarding capital equipment. As of this time we don't have articles in place.

For Fall Town Meeting; the Warrant opens August 7, 2017 and closes August 17, 2017.

V. Personnel None

VI. Next Regular Meeting: August 14, 2017

VII. Superintendent's Report:

Winslow Ave. Extension access work to the beach began on Saturday. Joe MacDonald was present to address this issue. Tom stated that he is doing his best to work on clearing the pathway but, as he has stated at several BPW meetings, he has limited time and resources on a daily basis to address this concern.

VIII. Executive Session: John Clifford; Grievance & Collective Bargaining Issue

The Board was polled to go into executive session:

Vote: Stephen Robbins Aye John Vallier Aye John Cusick Aye

At this time the open meeting of the Board of Public Works for July 17, 2017 adjourned at 8:27 p.m. to go into executive session and would not return to open session.

Respectfully Submitted,

Ann Marie Sacchetti,
Board of Public Works Secretary