

**TRI TOWN BOARD
Of Water Commissioners
Braintree, Holbrook, Randolph
DPW Administration Building, Pond Street**

MINUTES

March 27, 2009

PRESENT: Chairman, Joseph Sullivan, Mayor of the Town of Braintree; Paul S. Currie, Vice Chairman of the Holbrook Board of Selectmen; Joseph A. McElroy, P.E., FACI, FSAME, Randolph Public Works Commissioner;

IN ATTENDANCE: Tom Cummings, Holbrook Superintendent of Public Works/Holbrook-Randolph Joint Superintendent; David Zecchini, Superintendent of Randolph Public Works Dept.; Mike Attardo, Interim Water/Sewer Director; Lou Dutton, Director, Water Treatment Plant

ALSO PRESENT: Deborah Carlino, Recording Secretary; Robert Cutone and Michael Walsh of Camp Dresser & McKee, Inc.; Teno West, Esquire and Robert Knychalski, Esq. of Pannone Lopes Devereaux & West; members of the press and public

Chairman Sullivan opened the meeting at 1:20 p.m.

APPROVAL OF MINUTES:

MOTION: by Mr. McElroy to approve the minutes of March 13, 2009

SECOND: by Mr. Currie
UNANIMOUSLY VOTED

UNFINISHED BUSINESS:

At the last meeting the Board received a "Standard Form of Agreement Between Owner and Engineer (The TriTown Board and CDM); for review. The Board hereafter signed the agreement dated March 27, 2009, for an amount not to exceed \$870,000.

**RE: Design/Build Updates
-Owner's Representatives
CDM/Teno West, Esq.**

Mr. West advised that they are continuing to review the legislation and municipal agreements for the Board of Selectmen and Town Council voting on same.

The Board was provided by Mr. West, a copy of the proposed draft legislation dated March 27, 2009; and a memo dated March 27, 2009, re: the Outline of TriTown Special Legislation for review and comments.

It was recommended that the Chief Procurement Officer language be amended, “the Chief Procurement Officer or his/her designee” be the day to day contact person once this process/project gets moving forward. It was suggested that the CPO could be the Town of Braintree’s Finance Director or Town Solicitor.

Mr. West suggested that it not be the Town Solicitor as she may be involved with making legal opinions and this could cause conflicts.

It was noted that the Board does not want the CPO making the final decision re: the finalists who will be bidding for the project. The CPO could make a recommendation to the Board; but ultimately, the Board needs and should make the final decision/choice.

Mr. Walsh suggested that a 7-person Committee with two members possibly being two representatives from each community – one technical and one business person, the Chief Procurement Officer

It was noted that Mr. West and Mr. Walsh met with Carolyn Murray, Braintree’s Town Solicitor this week to put the proposed legislation into play in order to allow Braintree to take the lead and move this project forward.

There was discussion re: contacting and updating local legislative representatives after the Holbrook and Randolph Board of Selectmen approve the proposed legislation. This process should be completed by mid-April. Also, Holbrook and Randolph’s Town Meetings would have to authorize the funding for the project as well. As long as the Board continues to demonstrate progress and move forward; also, the communities need to be educated.

Mr. West advised that he would provide a new/amended draft legislation for the next meeting.

**-Owner’s Representatives
CDM/Teno West, Esq.**

Mr. Walsh stated that if the Board files the special legislation in May, it could be enacted by late summer. The Board could start the RFQ process during the same time frame as filing the legislation. Language could be inserted into the RFQ stating that the project is “subject to legislation”.

Mr. Walsh provided a document entitled, “Request for Expression of Interests TriTown Board of Water Commissioners New Water Treatment Plant Design/Build Project” for review and comments.

OTHER BUSINESS:

RE: Reply letter from SERO Drinking Water Program

Mr. Dutton advised that they received a reply letter from SERO advising that the application that they had was incomplete.

It was suggested to table this to the next meeting for further discussion.

RE: BETA Group Inc.

Andrew Dennehy, P.E. was present on behalf of BETA Group and provided an update on the Richardi Permitting. The Board was advised that they have finished all appropriate permits, drawn schematic design plans as filed with the permits; they have finished their scope of work as required by their contract. If the Board needs them to move forward, they would need to obtain designs from Comprehensive Environmental Inc.

Mr. Zecchini suggested that he contact advised that he would contact Eileen Pannetier of Comprehensive Environmental to try to obtain the design plans that they have for this project and have them for either the next meeting or a future meeting.

The Board asked Mr. Dennehy to draft a contract/proposal for the work to complete the permitting process for the Board to review at the next meeting.

RE: Discussion re: field trip to Fairfield, CT Treatment Plant

Mr. Dutton and Mr. Cummings updated the Board on their trip taken to Connecticut to the Fairfield Treatment Plant.

NEXT MEETING ACTION ITEMS:

- update from Owner's Representatives: CDM and Teno West, Esq.
 - review the final draft of the legislation
 - draft a letter to the Towns asking for review and endorsement
 - review a PLA for the project
- review SERO letter dated March 10, 2009
- invite BETA Group re: Richardi update
- review/discuss Quink letter

DATE OF NEXT MEETING: Wednesday, April 8, 2009, at 9:00 a.m.

It was unanimously voted to adjourn the meeting at 3:05 p.m.

Respectfully submitted,
Deborah Carlino
Recording Secretary

Joseph McElroy, Clerk
P.E., FACI, FSAME