

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

MINUTES

May 1, 2009

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

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; Peter Lynch 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 1:09 p.m.

APPROVAL OF MINUTES:

MOTION: by Mr. McElroy to approve the minutes of April 8, 2009

SECOND: by Mr. Sullivan

VOTE: 2:0:1 (abstaining; Mr. Currie)

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

Mr. Sullivan advised that the House was in session and the local representatives/senators could not attend today's meeting. It was suggested that hopefully they will be able to attend the next meeting.

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 May 1, 2009, for review and comments, subject to the proposed changes/amendments as per comments made by the Board at the last meeting. Also, received was a copy of a letter dated May 1, 2009, to Gregory Sullivan,

Office of the Inspector General re: the filing of the “Town of Braintree – Special Legislation” the will be mailed should the Board decide. The proposed language needs to offer flexibility and latitude re: the building as well as any future buildings so that new legislation would not have to be filed in order to make any amendments that may be necessary. The Board wants to be able to make expansions to the building/site and not have to file new legislation, but use the same legislation that is in existence.

Mr. Sullivan was concerned that the language would be too flexible; we do not want this project held up because of unforeseen loopholes.

It was suggested that a copy of the proposed legislation be forwarded to the local legislators and that they be invited to the next meeting. It would be beneficial to get sponsorship from the legislators in order to move this forward in a timely manner.

MOTION: by Mr. Currie to authorize that this letter and legislation be forwarded to the Inspector General’s Office
SECOND: by Mr. McElroy
UNANIMOUSLY VOTED

Mr. Walsh provided a copy of the “Request for Expressions of Interest TriTown Board of Water Commissioners New Water Treatment Plant Design/Build Project” dated May 1, 2009, as updated per comments made at the last meeting. Mr. Walsh advised that he would like to get this out and advertised by May 19th. Also, they are working on the internal draft of the RFQ so when the time comes and the legislation has been filed that they will be ready to move forward. Further, he and Atty. West will be meeting within the next few weeks to discuss the RFQ.

MOTION: by Mr. McElroy to move forward with the RFI
SECOND: by Mr. Currie
UNANIMOUSLY VOTED

RE: Status letter from SERO Drinking Water Program

Jim DeLuca of Aqua Solutions was present and asked what the status of this was.

The Board received copies of letters dated April 7, 2009, to Mayor Sullivan; dated April 10, 2009, to Commonwealth of Massachusetts Executive Office of Energy & Environmental Affairs re: Statement of Technical Deficiency; dated April 30, 2009, to Mayor Sullivan.

It was noted that the lab has not been paid in full for tests that he has conducted. It was noted in the April 30th letter that the outstanding pilot invoice paid to date was \$4800 of the pilot agreement price of \$10,000; as such there is still an outstanding balance of \$5200 of the pilot services performed.

The Board asked Mr. Dutton to get a final invoice amount from the lab, get that amount paid and then get the data to Infilco to finish their review and draft their report.

MOTION: by Mr. McElroy to send a letter to DEP asking for an extension of the May 8, 2009 deadline to July 7, 2009

SECOND: by Mr. Currie
UNANIMOUSLY VOTED

UNFINISHED BUSINESS:

RE: Dam Inspection Contract, CDM

At the last meeting the Board received a "Standard Form of Agreement Between Owner and Engineer (The TriTown Board and CDM); for Great Pond Dam and Great Pond Upper Reservoir Dam Phase I Inspection/Evaluation Report for review. The Board hereafter signed the agreement for an amount not to exceed \$31,800.

The Board was advised that the dam inspection was done last Friday and the deadline for report submittals is May 15th. CDM will draft a report and forward same to Mr. Whalen, Mr. Dutton and Mr. Cummings for review prior to submission.

There was a brief discussion re: the Richardi dredging project. It was noted that the material needs to leave the site once it's dried.

Mr. Lynch suggested that the Board stick with its original plan; or new permits may be necessary. The permits are/can be ready if the Board wants to move forward with dredging for the 2009 winter season. The staging area may compromise the permit unless handled as a separate matter.

The Board discussed the status of the funding for the dredging.

RE: Point of Contact TriTown; William Repoff

Mr. Sullivan advised that he has been in contact with Randolph Executive Secretary, David Murphy re: hiring Mr. Repoff as the point of contact for TriTown. He would be hired as a Randolph employee, with benefits coming from Randolph; at a compensation of \$55,000. He would be the point of contact for the project until its completion. He would report to the TriTown Board.

Mr. Currie asked if this position would need to be advertised; also he would like to see a resume as well.

NEXT MEETING ACTION ITEMS:

- invite local reps to the next meeting
- 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/discuss status of Infilco
- discuss William Repoff's position
- design status update of the project
- Conservation Commission update

DATE OF NEXT MEETING: Wednesday, May 20, 2009 at 1:00 p.m.

It was unanimously voted to adjourn the meeting at 2:50 p.m.

Respectfully submitted,
Deborah Carlino
Recording Secretary

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