



TOWN OF EDGARTOWN

WASTE WATER DEPARTMENT
330 WEST TISBURY ROAD
P.O. BOX 1068
EDGARTOWN, MA 02539

TEL. 508 627-5482
FAX 508 627-5169

TOWN OF EDGARTOWN BOARD OF WASTE WATER COMMISSIONERS

MINUTES OF THE REGULAR MEETING OF MARCH 21, 2019

WASTE WATER COMMISSIONERS PRESENT:

Mr. Glen S. Searle, Chairman
Mr. Scott Ellis, Commissioner
Mr. Sean E. Murphy, Commissioner

EWWD STAFF PRESENT:

Mr. David Thompson, Facilities Manager
Mrs. Pia Webster, Administrative Assistant

OTHERS PRESENT:

Mr. Sergio E. Racig, Tisbury

MEETING CALLED TO ORDER:

The Board of Waste Water Commissioners of the Town of Edgartown held their Regular Meeting on Thursday, March 21, 2019, at 4:00 p.m. in the conference room at the Edgartown Waste Water Treatment Facility, located at 330 West Tisbury Road, Edgartown, Mass. At 4:00 p.m. Chairman Glen S. Searle called the meeting to order. Also present from the Board were Waste Water Commissioners Scott Ellis and Sean E. Murphy.

OLD BUSINESS:

DELEGATE RESPONSE TO OPEN MEETING LAW COMPLAINT.

Commissioner Murphy made a motion to delegate the response to the Kager-Clairmont Open Meeting Law Complaint of March 13, 2019 to the Town Administrator, with the assistance of Town Counsel and the Facilities Manager. Commissioner Ellis provided a second. There being no discussion, the motion carried unanimously by voice vote.

UPDATE: CIP UPGRADE STATUS AND ENGINEERING PROPOSALS.

Facilities Manager David Thompson related that he had met on Monday with engineers Ian B. Catlow and Ryan Pavlica of Tighe & Bond regarding the Capital Improvement Program , visiting several pump station sites and discussing “the grand plan.” Mr. Thompson went through his written summary of the day’s proceedings, titled “March 18, 2019 CIP Meeting: Tighe & Bond,” which included descriptions of Tasks 1 through 7, as well as a proposal for a redundant-run system for the Dock Street Station.

The Facilities Manager moved on to page 9 of a document from Mr. Catlow of Tighe & Bond titled “Proposal for Capital Improvement Program Upgrade Design & Construction Phase Services,” where Mr. Catlow had listed each of the seven tasks, along with its respective engineering fee.

Mr. Thompson explained that the Board had the option of authorizing right away the engineering fees for Task 2 and Task 3 – the Primary Scum Replacement at \$10,200 and the Chase Road Pump Station Control Panel at \$6,100, respectively – so that the work could be designed and constructed before the start of the summer season.

Commissioner Murphy moved to accept the scopes, fees and terms of Tasks 2 and 3 of Tighe & Bond’s Proposal for Capital Improvement Program Upgrade Design & Construction Phase Services dated March 18, 2019. Commissioner Ellis provided a second, and the motion carried unanimously by voice vote. Chairman Searle signed a copy of the Proposal.

In addition, the Facilities Manager pointed to some highlights of an updated “Table 46: Project Implementation Schedule – Revised for Edgartown FAC,” where the Grand Total had been reduced to \$10,088,000 from \$11,700,000.

NEW BUSINESS:

VISITORS CENTER UPGRADE: POSSIBLE ACCEPTANCE OF QUOTE.

Mr. Thompson reported that three quotes had arrived in response to the “Visitors Center Pump Station Upgrade, Church St., Edgartown, Mass., Request For Written Quotes WW-19-21.” They were: Weston & Sampson CMR, Inc. of Reading, Mass., \$28,500; Pride Environmental & Construction, Inc. of Berkley, Mass., \$29,000; and Robert B. Our Company, Inc. of Harwich, Mass., \$33,995.

The Facilities Manager stated that he would like to award the contract for the Visitors Center to Weston & Sampson, the lowest bidder and a company with which the Department had done business on the Flow Meter Project. Commissioner Ellis made a motion to award Contract WW-19-21 Visitors Center Pump Station Upgrade to Weston & Sampson CMR, Inc. of Reading, Mass. for \$28,500. Commissioner Murphy provided a second, and the motion carried unanimously by voice vote. The Board members and Mr. Thompson signed a Notification of Award for Contract WW-19-21, assigning it to Weston & Sampson at \$28,500.

**PORTABLE PUMP AND PORTABLE GENERATOR PROPOSALS:
APPROVAL TO PROCEED ON THE SOLICITATION.**

Mr. Thompson related that with the Chase Road and the Dunham Road Substations having the capacity for bypass installations, the acquisition of a portable generator would be a real asset to the Department. In addition, he would make the equipment available to other Town departments. The trailer-mounted pump would also make short work of some flooding situations and would obviate the need to hire outside help in those instances. The cost for each would be about \$75,000, and the Facilities Manager would have quotes by the April meeting, he said, adding that the generator would be obtained through a State contractor.

FY19 SEWER USER CHARGES ABATEMENT REQUESTS NO. 2.

John R. Ettinger & Linda A. Simpson, 8 Peases Point Way S (20D-19), Acct S0225: Chairman Searle moved to abate off the amount of \$950.75 from the FY19 sewer bill for Account Number S0225, seconded by Commissioner Ellis. There being no discussion, the motion carried unanimously by voice vote.¹

Benjamin L. Hall, 15 Simpsons Ln (20D-225), Acct S0174; 21 Oliver St (20C-3), Acct S0333; 40 Main St (20D-198), Acct S0688: Commissioner Ellis made a motion to abate off the entire FY19 sewer bill of \$666.00 for Account Number S0174; the entire FY19 sewer bill of \$592.00 for Account Number S0333; and the entire FY19 sewer bill of \$148.00 for Account Number S0688, seconded by Commissioner Murphy. There being no discussion, the motion carried unanimously by voice vote.

Elizabeth C. Hayman & Stanley Kurz, Trs, 109 No Water St (20D-276.1), Acct S0310: Commissioner Murphy made a motion to abate off the amount of \$74.00 from the FY19 sewer bill for Account Number S0310, seconded by Commissioner Ellis. There being no discussion, the motion carried unanimously by voice vote.

Nicholas C. Stiassni & Suzanne S. Stiassni, Trs, 144 So Water St (20A-16.1), Acct S0949: Administrative Assistant Pia Webster explained that this abatement involved two motions, each of which had to be addressed separately. The first motion, she said, would take care of the eight drains for which the account had been overcharged in the current fiscal year. Chairman Searle made a motion to abate off the amount of \$592.00 from the FY19 sewer bill for Account Number S0949, seconded by Commissioner Ellis. There being no discussion, the motion carried unanimously by voice vote.

Mr. Stiassni had requested that the cost of the other 15 drains in his account be abated in FY19, since he had not noticed he was being overcharged beginning in FY14, continued Mrs. Webster. The Admin Assistant referred the Board members to the so-called yellow sheet that accompanied every annual sewer bill. Under the section "Disputing Your Bill," it read in part (in bold print), "Requests for abatements or adjustments must be made in writing by the first official day of business following 60 days of the billing date of the amount being disputed ...

¹ Full background materials on the FY19 Sewer Bill Abatement Requests, all of which have been preserved, were included in the meeting binders.

There will be no exceptions.” To approve Mr. Stiassni’s request would be unfair to all of those customers who had taken the instructions seriously and not applied for an abatement after the deadline for a particular fiscal year, she said.

Commissioner Murphy made a motion to deny Mr. Stiassni’s request to abate the charges for the other 15 drains on his FY19 sewer bill, seconded by Commissioner Ellis. The motion carried unanimously by voice vote. The Board members agreed they were, nonetheless, sympathetic to the customer’s position.

Joshua J. Weeks, 50 Cottage St (20B-84), Acct S0684: Commissioner Murphy made a motion to abate off the amount of \$518.00 from the FY19 sewer bill for Account Number S0684, seconded by Chairman Searle. There being no discussion, the motion carried unanimously by voice vote.

Plantingfield Way Nominee Trust, Joseph V. & Lisa M. Amato, 73 Plantingfield Way (20B-6.12), Acct S1063; and 75 Plantingfield Way (20B-6.11), Acct S1064: Like the Stiassni request, the Amato request involved two motions, since in FY17 and FY18 Ms. Amato had paid for a duplicate account and wished to be refunded whatever excess she had paid in those fiscal years. Commissioner Murphy made a motion to abate off the amount of \$2,294.00 from the FY19 sewer bill for Account Number S1063 and the amount of \$740.00 from the FY19 sewer bill for Account Number S1064, seconded by Commissioner Ellis. There being no discussion, the motion carried unanimously by voice vote.

After Commissioner Murphy confirmed with Admin Assistant Webster that the yellow sheet containing the Abatement Request deadline accompanied every annual bill, he made a motion to deny Ms. Amato’s request to abate the FY17 and FY18 sewer charges for Account Number S1063, seconded by Chairman Searle. Commissioner Murphy said that he was sympathetic to the customer but that the regulations were clear. There being no further discussion, the motion carried unanimously by voice vote.

78 Pease’s Point Way Nominee Trust, Sean E. Murphy Trs, 78 Peases Point Way N (20B-58.1) Acct S0390: Commissioner Murphy recused himself from considering this Abatement Request because he had a conflict. Commissioner Ellis made a motion to abate off the amount of \$740.00 from the FY19 sewer bill for Account Number S0390, seconded by Chairman Searle. There being no discussion, the motion carried by voice vote, with Chairman Searle and Commissioner Ellis voting aye and Commissioner Murphy abstaining.

John C. O’Hara, Jr. & Cynthia Combs O’Hara Trs, 84 Peases Point Way N (20B-59), Acct S0525: Commissioner Murphy made a motion to abate off the entire FY19 sewer bill of \$592.00 for Account Number S0525, seconded by Commissioner Ellis. Staff told the Board members about how the smaller structure at the back of the property had been tied in to the system, then was later disconnected, unbeknownst to the former owner (who continued to pay the annual bill), the new owners and the Department. The motion carried unanimously by voice vote.

DeLuna LLC, c/o Cynthia Thomas, 8 Atwood Cir (29B-57), Acct S0254: Commissioner Murphy recused himself from considering this Abatement Request because he had a conflict.

Chairman Searle made a motion to abate off the amount of \$1,110.00 from the FY19 sewer bill for Account Number S0254, seconded by Commissioner Ellis. There being no discussion, the motion carried by voice vote, with Chairman Searle and Commissioner Ellis voting aye and Commissioner Murphy abstaining.

The Board of Waste Water Commissioners and Facilities Manager Thompson signed FY19 Sewer User Charges Abatement No. 2 totaling \$9,016.75.

OTHER BUSINESS:

FACILITIES MANAGER'S REPORTS.

Facilities Manager Thompson went over the highlights of his **Great Pond Sewershed Participation Report**, among them: that with 78 of 155 lots tied in, the Island Grove subdivision was 50 percent sewered; and that while total buildout would be 505 pumps, 227 were currently in and eight permits for new installations were active.

Mr. Thompson reported on the **Source Power Failure for the Dock Street Station**, which had begun over the weekend and remained unresolved.

Commissioner Murphy asked about progress on the **Donaldbin Close Water Services Project**. Mr. Thompson said that Andrew Farrissey was coordinating with the Water Department on the project and that one of the four property owners to be serviced had yet to submit her application.

In view of the late hour, Mr. Thompson elected to skip the Chief Operator's Report for February 2019.

FINANCIAL REPORTS.

Referring to the Septage Volume and Septage Revenue Reports (FY13 to the present), Admin Assistant Webster related that Septage figures for the current fiscal year were basically flat when compared to those for FY18.

Turning to the report titled "FY19 Operating Budget Expenditures as of March 25, 2019," Mrs. Webster said that while the Operating Budget "deficit spending" figure continued to improve, it would be hard to tell where the Department stood until the Source Power Failure for the Dock Street Station was completely handled and the expenses tallied. Facilities Manager Thompson mentioned that the Dock Street Pump Station Upgrade Account still held more than \$16,000, which could be used to pay Robert A. Young, Jr., who had been working on the problem. Staff was also keeping track of all Overtime work related to the Source Power Failure.

Mrs. Webster pointed out that the Town Accountant had transferred \$13,000 from the Reserve Fund into the Equip Repair Replace Upgrade Account; the resulting balance of more than \$29,000 would cover the Donaldbin Close Water Services Project.

APPROVAL OF MINUTES.

The Commissioners considered the **Minutes of the Regular Meeting of January 17, 2019**. Commissioner Murphy made a motion to accept the Minutes of January 17, 2019, seconded by Commissioner Ellis. The motion carried unanimously by voice vote.

Next, the Board members turned to the **Minutes of the Special Meeting of February 13, 2019**. Murphy made a motion to accept the Minutes of February 13, 2019, seconded by Commissioner Ellis. The motion carried unanimously by voice vote.

Moving on to the **Minutes of the Regular Meeting of February 21, 2019**, Commissioner Murphy made a motion to approve, seconded by Commissioner Ellis. The motion carried unanimously by voice vote.

ADJOURNMENT

There being no further business, Commissioner Murphy made a motion to adjourn the Regular Meeting, which Commissioner Ellis seconded. The motion carried unanimously by voice vote. The Regular Meeting adjourned at 4:46 p.m.

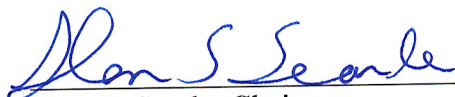
Respectfully submitted,



Pia Webster
Administrative Assistant

APPROVED:

BOARD OF WASTE WATER COMMISSIONERS
TOWN OF EDGARTOWN



Glen S. Searle, Chairman



Scott Ellis, Commissioner



Sean E. Murphy, Commissioner