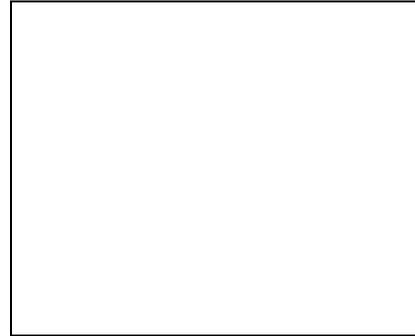


**Town of Fairhaven
Board of Public Works Meeting
March 10, 2014**

Present

G. Steven Riley, Commissioner
Robert Hobson, Commissioner
Michael Ristuccia, Commissioner
Brian Wotton, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
John Charbonneau, Highway Superintendent
Geoffrey Sullivan, Bikeway Committee
Jeannine Lopes, Board of Health
Barbara Acksen, Board of Health
Peter DeTerra, Board of Health
Patricia Fowle, Health Agent
Mark Dancy, WasteZero
John Craig, WasteZero



Ms. Sturtevant was not in attendance.

I. Call to Order

Mr. Riley called the meeting to order at 6:00 p.m.

II. Routine Matters

A. Signing of Departmental Bills

III. Approval of Minutes

A. February 24, 2014

Mr. Hobson motioned to approve the minutes of the February 24, 2014 meeting. Mr. Ristuccia seconded. Vote unanimous.

IV. Appointments

**A. John Charbonneau, Highway Superintendent – Re: Council on Aging Request;
Grimshaw Property**

Mr. Riley – Anne is working on a grant for the Grimshaw property. Mr. Charbonneau is here to find out if there would be any stumbling blocks, benches, different area, and input.

Mr. Charbonneau – It's a good project to have but I have an issue with the handicap picnic table. You have to have a sidewalk put in and that's a pretty hefty cost.

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Mr. Riley – How long that might be?

Mr. Charbonneau – I don't know where it is going.

Mr. Wotton – Not only the sidewalk, the table has to be on level ground.

Mr. Charbonneau – The trash barrel ABC is required to pick up.

Mr. Riley – Could that ramp be made of pressure treated?

Mr. Charbonneau – No, concrete, but the sidewalk can be asphalt. The ramp would be concrete with one of those rumble strips.

Mr. Riley – I think if the Board sends a letter to Anne Sylvia and pass along the comments of Mr. Charbonneau. Jointly take a site visit.

Mr. Ristuccia motioned to support in any way we can in regards to the picnic table installation and the handicap access. Mr. Wotton seconded. Vote unanimous.

**B. Geoffrey Sullivan, Bikeway Committee
Re: Regional Bike Parking Program; BPW Support**

Mr. Sullivan – This program basically is run by SRPEDD. The idea is that our Town can get \$2,573 worth of bike racks for free. We install and ship at our cost. The Bikeway Committee doesn't have that kind of money. They get installed and then we are reimbursed by SRPEDD. I have an outline how it works. There are two vendors, one in Florida and one in Michigan. We could afford six or seven and \$300 to ship. Having a fundraiser at the end of March would hopefully pay for this and we have some other funds too. Racks installed with flanges and bolts with concrete support. Picked out a few places in Town, Wood School needs more.

Mr. Hobson- How much is each rack?

Mr. Sullivan – It varies on the width, \$200 and it goes up, \$250 to \$300 per rack.

Mr. Wotton – Any other places than Wood School?

Mr. Sullivan – Town Hall; I'm not sure about the parks in Fairhaven. North Fairhaven, are there any bike racks there? The Town Beach has a very small bike rack. We still haven't figured out where.

Mr. Wotton – Have you talked to the School Department?

Mr. Sullivan – The principal at Wood School.

Mr. Wotton – Who would be doing the installation?

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Mr. Furtado – We would.

Mr Ristuccia – I kind of lost a little bit how much it costs.

Mr. Sullivan – It depends on which company we go with.

Mr. Furtado – What they are looking for is they have a chance at \$2,500. They are going to buy x number of racks and we have to front the dough.

Ms. Tripp – We can't pay for this up front. When the money is reimbursed it would go back to the General Fund and we would be out \$2,500.

Mr. Riley – We can only contribute on BPW property.

Ms. Tripp – That's not true. We do work on other Town properties. I don't see a problem. You would have to do a Special Town Meeting article.

Mr. Riley – You have the support of the Board just for the logistics to get it done.

Mr. Furtado – We can help you prepare an article.

C. Mark Dancy, John Craig, WasteZero; Board of Health – Re: "Pay as you Throw"

Mr. Craig – My name is John Craig and I am with Mark Dancy, the President of WasteZero. I joined WasteZero in 2007, prior to that I was the business manager for Natick Public Works. During the tenure there in Natick in 2003 we started "Pay as you Throw". My director and I were nervous and within two weeks we were 100% complied. They just celebrated ten years of the program. Since joining with Mark in 2007 I have implemented forty-six communities. Most recently Hanson will begin on July 1st. This past summer two down the Cape including Plymouth.

Mr. Dancy – As John mentioned since 1993 I cofounded the company in New York. We have eight hundred cities and towns throughout the country. It helps reduce solid waste. We have ninety programs in the Commonwealth. Not one has failed. All are still going. The average waste reduction is 46%. The company tries to do what we can; education in community. The results work for themselves.

Mr. Craig – On page four there is a summary of the analysis. I'd like to thank the Board of Health for gathering the information. The first year program net revenue would be \$600,000. Disposal, because of the tipping fee right now it is gradually going to go up for the first year, \$103,000 in disposal fees. No recycling revenue. Operation cost and savings. We will determine that down the road. Spread it out over 5 years, \$3.4 million dollars. There are approximately 5,500 houses being served and the Public Works is responsible for the curbside collection. The municipal solid waste in 2013 was 5,800 tons. That comes out to be pounds per capita that we can compare to other communities, 450 to 500 pounds per capita. Yours is 905. Some businesses still have trash collected and if you do decide to go with that program they would have to use the bags.

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Mr. Dancy – Recycling rates; typically we would suggest the program at 40-50%. The reason we use pounds per capita is because you are paying a fee.

Mr. Craig and Mr. Dancy handed out a pamphlet that was presented to the Boards to follow.

Ms. Acksen – I have concerns for the numbers for the elderly people who do not qualify and can't afford it. Do you have other methodology to address that?

Mr. Dancy – We do. Most seniors don't have other people live at home. Seniors generate less trash. We offer an eight gallon bag. The price for that bag is at a lower rate. People who generate less waste can purchase that. That is typically the solution that we offer.

Ms. Acksen – Styrofoam; we have lots of Styrofoam that we can't recycle. What are they going to do that?

Mr. Craig - There is a company called Foam It. They pick up the container when it is full.

Ms. Lopes – Low income families that can't afford these bags. They have to go and take a test?

Mr. Craig – In Malden to see if you are eligible there is an application.

Mr. Wotton – Is there revenue for the stores?

Mr. Dancy – Typically they do it for free. Most stores that we do have, every resident would have to shop within the city limit. We do go over the town borders. Most retailers want the foot traffic.

Mr. Wotton – Slight inconvenience for a small store.

Mr. Dancy – We have thousands of stores. All the major chains have been helpful.

Mr. Wotton – The ball park cost for the resident per year is \$100?

Mr. Dancy – Yes 1.2 bags per week, 30 gallon bag. Average 37 gallons. We offer a 30-32 gallon and then a 13-15 and a senior 8 gallons. They all have different prices; \$2.00 for the large, 1.25 for the smaller bag and .80 for a senior bag.

Mr. Wotton – You see this overnight. We don't have any system in place. Very bad recycle program. Streamline recycle local company containers. What are the benefits for the Town? We are in negotiation with our contracts. Utilize with our local garbage company and keep the cost down at the same exact time. To do this is probably ideal. What is the benefit we would be able to save our cost with them?

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Mr. Craig – Experience with the pickup you see right away. They picked up manually smaller routes. Trash trucks drop off at 11:45 to 12:30 and go home when done with their route. We saw that on the other end. City of Malden five routes to three, the recycling route increased.

Mr. Dancy – The haulers are well aware with the bags.

Mr. Hobson – How much do you make on a bag?

Mr. Craig - We are on a state contract but we can totally negotiate with the Town.

Mr. Hobson – What’s the difference if I buy a bag with you? Why should I have to buy a bag?

Mr. Craig – This will make them recycle.

Mr. Furtado – The contract we have with ABC they would have to pick up their bags.

Mr. Riley – The other contract they would supply two barrels. That home would not recycle we would not pick up their barrel.

Mr. Furtado – We are contemplating what Plymouth is doing.

Mr. Craig – There is a fee for their program and they also have to buy the bag.

Ms. Fowle – Your data from the other towns, is that based on curbside collection or is electronics and clothing included?

Mr. Dancy –On page 23 we tried to address the tonnage for other items besides trash.

Mr. Riley – Most of my questions have been answered.

Mr. Espindola – Curious about the difference between the two programs. I hear what Mr. Hobson is saying, if we pay taxes why should I do it. But when you combine the two as in Plymouth, it would be interesting to combine the two, compare one or the other. I don’t’ know what the track record is for the auto cart record.

Mr. Dancy – Middletown, Rhode Island, they have the lowest per capita disposal rate in Rhode Island. The behavior change is in the house. Some people may not like it. Most people are realistic about it. Residents can see the fairness in it.

Mr. Espindola– Is that your market? How many companies are doing this?

Mr. Craig – One hundred thirty-five communities do “Pay as you Throw”, we have about ninety of them.

Mr. Riley – Municipalities that you do. How many do their own trash pickup?

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Mr. Craig – Not that many anymore, four or five.

Mr. Wotton – We currently have bulk pickup. What is the clarification? What would be a bulk item?

Mr. Craig – The website has a table of bulk items and there is a cost beside them. Some towns have one free bulky per month.

Mr. Riley – Thank you gentlemen for your presentation.

Mr. Ristuccia voted to enter into executive session at 7:15 p.m. to discuss the Solid Waste Collection and Curbside Recycling Proposals with the Board of Health and at its' conclusion reconvene open session. Mr. Wotton seconded. Vote unanimous.

Roll call taken: Mr. Riley, Mr. Hobson, Mr. Ristuccia and Mr. Wotton in favor.

V. Executive Session – Solid Waste and Recycling Contract

Open session reconvened at 7:40 p.m.

VI. Items for Action

A. NuWater, Inc. – Change Order #4

Mr. Riley – This is to extend the date of the contract.

Mr. Furtado – They are looking for a four month extension to June. There are a number of things that have caused a delay. Fay, Spofford & Thorndike has no issue with it.

Mr. Wotton motioned to approve Change Order #4 with a time extension to June NuWater Inc. Mr. Hobson seconded. Vote unanimous.

B. Sustainability Committee – Request to put Insert in Utility Bills re: Rain Barrels

Mr. Riley – We have set a policy not to do this. We have denied other requests.

Mr. Ristuccia motioned to deny the request to place an insert with the water and sewer bills. Mr. Hobson seconded. Vote unanimous.

C. Articles for Special Town Meeting May 3, 2014

Mr. Riley – The first one is for sand and salt for \$30,000.

Mr. Furtado – This is just to protect the Board for the deficit spending. That's what we requested for this year because of the storms.

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Mr. Wotton motioned to sign the Sand and Salt Article for the Highway Department. Mr. Ristuccia seconded. Vote unanimous.

Mr. Riley – Sewer use ordinance. Last year we had an incident where there was a discrepancy where sewer lines were and who they belonged to.

Mr. Furtado – The Town’s regulations governing the sewers are inapt. Because things are defined who comes before the Board it leads to a potential inconsistency. If it remains in existence the next five folks could have a different opinion. This clearly defines a public way verse a private way. Protects the treatment and collection system. This is as brief as something as enclosing can be. We can add to it as time goes on.

Mr. Wotton motioned to sign the article for the Sewer Use Ordinance. Mr. Ristuccia seconded. Vote unanimous.

D. Award of Annual Bids #1 – 12

Mr. Riley – The sheets list the lowest bidders, Century Paving, Fairhaven Excavating and P.J. Keating.

Mr. Hobson motioned lowest bid 1-12. Mr. Wotton seconded. Vote unanimous.

E. Award Bid for Sewer Televising Equipment

Mr. Riley – This is for the sewer televising equipment. We received three bids. J.F. McDermott was the lowest bidder.

Mr. Wotton – They are bidding on three different vans.

Ms. Tripp – The only difference between the vans is the gross vehicle weight. I checked on the Dodge’s website.

Mr. Ristuccia – McDermott was the lowest.

Mr. Furtado – With the bid it read we wanted delivery in sixty days. Cues submitted a protest letter that they could deliver in sixty days and the others were five months and three months. Paraphrase we did have it in the bid that the award bid product best served the interest for the Town of Fairhaven so during this past week I got permission to get an opinion from Tom Crotty. Award to McDermott then Cues has the right to submit their bid to the attorney general. Could delay. If we lose, the only thing we would be required to do would be the cost of them to put their bid together.

Mr. Wotton – Do we normally deal with Cues?

Mr. Furtado – No.

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Mr. Ristuccia motioned to approve awarding the bid to J.F. McDermott in the amount of \$130,870.00 and to waive the sixty day delivery. Mr. Hobson seconded. Vote unanimous.

VII. Board Members, Superintendent – Old Business / New Business

Mr. Ristuccia – Fort Phoenix the other day, I couldn't help but notice the birds' with paper everywhere. Seagulls go into the barrels and take it out. Can we get a cover with swinging door?

Mr. Furtado – Last week Jeff Osuch and I met with Mass DOT to try to finalize the Howland Road project. There is \$500,000 in cost overruns. There are a few items. We have to pay that money back. Two options are the State will allow us to amortize or we are going to use some Chapter 90 money on Route 6 or Adams Street. They actually request that we take over a part of Adams Street that we denied.

Superintendent's Report for March 10, 2014:

From Last Meeting:

- Forwarded email to Selectmen re: Brown Street steps easement
- Contacted Engineer re: Landfill Use for Recycle Home

New Items:

- Teach Wastewater class for sewer employees
- Sewer Department removes Fire Department sewer grease blockage
- Meet with Charles Tripp on Sedgewick Road. He was concerned that Highway Department had caused a breach in the erosion control berm. Berm was restored.
- Flow assessment work was conducted during the morning hours on various North Fairhaven streets (part of the I and I Article) – FST
- Speak with Oliver Street residents re: Independent Review of Chicane – which is probably going to be installing driveway crossovers
- Lauren Francis – meet at Conservation on March 24 to get NOI approved for pipe repair on property
- Submitted semi-annual report to Army Corps. for Hurricane Barrier Maintenance
- Mailed MEP letter to EPA/DEP voicing Town's concerns
- Bid opening for various Highway materials

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- Speak with Waste Zero reps re: Presentation
- Go to Mass DOT with Jeff Osuch and Tom Crotty re: payment options for the Town to the State re: payment plan for Howland Road cost overruns
- Received Bid Protest from Cues – Sewer Department selected camera from J.F. McDermott
- Request opinion from Town Counsel – received it – will discuss at meeting
- Town took over property at 87 Main Street. Selectboard requested BPW to demo property to install additional parking spots at Cushman. We are not equipped for demo and property is too close to adjoining property.
- Met with Engineer – former Park Motors property to become commercial office space
- Met with Mattapoissett – re: language in agreement and final buy-in numbers
- Submitted Sewer Use Ordinance for consideration at STM

VIII. Upcoming Meetings

A. Finance Committee – March 13, 2014 @ 7:00 p.m.

IX. Set Date for the Next Meeting

Mr. Hobson motioned to hold a meeting with the Finance Committee on March 13, 2014 at 7:00 p.m. Mr. Ristuccia seconded. Vote unanimous.

Mr. Wotton motioned to hold the next regular Board of Public Works meeting on March 24, 2014 at 6:00 p.m. Hobson seconded. Vote unanimous.

X. Adjourn

Mr. Ristuccia motioned to adjourn at 8:06 p.m. Mr. Wotton seconded. Vote unanimous.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant

Minutes approved March 24, 2014