

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS**

January 16, 2007

Agenda

WELCOME TOWN ADMINISTRATOR PAUL F. DAWSON

SIGNING OF WARRANTS, APPROVAL OF MINUTES, executive session December 19, 2006

APPOINTMENT: 7:05 p.m. Jon Witten, Robert C. Zora, Bill McConnell re "I&I Remediation Program Report" and sewer capacity

ACTION ITEMS:

1. Recommendation from Marion Affordable Housing Trust to accept proposal from Brown, LF&R re Littleneck Village
2. 2001 Ford Expedition costs and reassignment
3. From Music Hall Advisory Committee re boiler repairs
4. One-day alcohol licenses—Marion Social Club 1/28 and Music Hall 1/23
5. Appointment at end of probabationary period, Kris K. Smith, Officer, Police Department

CORRESPONDENCE:

- a. From Ray E. Pickles, Acting Town Clerk, re nomination papers
- b. From Ray E. Pickles, Acting Town Clerk, re Open Space Acquisition Commission
- c. From Building Commissioner Bill Moore re sewer stub
- d. From Director Jeffrey Habicht re EMS training officer
- e. From CMW Regional Refuse Disposal District re FY '08 budget
- f. From Mattapoissett River Valley Water District re FY '08 budget
- g. From East Coast Engineering re landfill cover
- h. From Elizabeth Taber Library re Lizzie T's Spelling Bee
- i. From BBAC re seminar on transfer of development rights
- j. From Town of Kingston re alcohol licensees

COMMITTEE UPDATE, if necessary

ANY OTHER MATTERS TO COME BEFORE THE BOARD

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Minutes

The meeting was called to order at 7:00 p.m. Present were Chairman Andrew N. Jeffrey, Board members Jonathan F. Henry and Roger F. Blanchette and Interim Town Administrator Julia S. Enroth and Town Administrator Paul F. Dawson. Also present were Lee Craver, Stephen M. Cushing, Carol Sanz, David K. Pierce, Kenneth J. Souza of *The Wanderer*, Superintendent of Public Works Robert C. Zora, Town Counsel Jon Witten, Police Lieutenant John B. Garcia, David K. Pierce, Ed Sergeant from SK Architects, John Rockwell, Shawn Syde, Robert Otoski and William McConnell from Camp Dresser & McKee and Helene Craver, secretary.

Mr. Jeffrey welcomed Mr. Dawson, who had begun working as the Town's new Town Administrator today. Mr. Jeffrey thanked Mrs. Enroth for her helping the Town during the long search process and transition period.

Mr. Blanchette moved the executive session minutes of December 19, 2006; the motion was seconded and carried unanimously.

The Board then met with Mr. Zora, Mr. Witten and the representatives of Camp Dresser & McKee to discuss the "I&I Remediation Program Report" and sewer capacity at the new wastewater treatment plant. Mr. Otoski first addressed the infiltration and inflow (I&I) report, which noted that Marion has high I&I and, as a result, is not in compliance with the permitted flow quantity. Mr. Otoski explained that the plant capacity is determined by both the amount of flow and the amount of pollutants and the removal of the I&I reduces the flow, but not the pollutants. Mr. Otoski explained that the new plant was sized on the size of the Town and sewer connection projections; there are technically approximately fifty connections available at this time. Mr. Witten noted that, a few weeks ago, Bay Watch Realty Trust (the developer who wishes to build a 192-unit 40B development in Marion) filed an injunction seeking the reserve of the Town's sewer capacity (20,000 gallons per day). Mr. Witten was optimistic that the Town would prevail in opposing this latest legal maneuver, but this places, at the very least, the fifty connections in jeopardy because of the lawsuit.

Mr. Zora expressed his frustration and uncertainty in dealing fairly with people seeking sewer connections. Mr. Zora explained that some lots had been "grandfathered" for sewer connections and, if the property owner seeks a building permit, he was unsure how to respond—should there be a moratorium on any new connections? Mr. Jeffrey said that the Board (acting as Water and Sewer Commissioners) should discuss this matter and make a decision at the February 6 meeting.

Mr. Blanchette asked what 20,000 gallons would represent? Mr. Otoski said this would be equal to the daily use of about one hundred homes. Mr. Blanchette noted that the Town doesn't even have enough reserve to cover the amount Bay Watch is asking to reserve. Mr. Blanchette asked what the Town could do to reduce the pollutants

in the wastewater? Mr. Otoski explained that the plant is designed to handle the pollutants; cutting back on the flow doesn't cut the amount of pollutants. A discussion followed regarding the design of the plant in 1999; Mr. Jeffrey noted that the Town had had no plans to sewer the entire Town—the goal was to meet the mandates of the Department of Environmental Protection. Mrs. Enroth explained that they are now only discussing fifty vacant lots in the existing sewer service area which could be connected to the sewer.

Mr. Otoski explained that the wastewater treatment plant had only been on line a little over a year—they need to spend time getting comfortable with the plant to maximize its operation. Mr. Jeffrey said that he had heard repeatedly about the I&I and assumed that, if it could be reduced, everything would be "fine". Mr. Jeffrey said that he had learned tonight that reducing the I&I doesn't reduce the pollutants; both must be dealt with. Mr. Jeffrey explained that the reduction of I&I doesn't allow more connections, because the amount of pollutants will not be reduced. Mr. Henry said that the plant could treat more volume than its permit allows—is that a correct assumption? Mr. Otoski explained that it would take several years' data to reassess and reevaluate the plant; that assumption is premature and they need to go through at least one more Summer season to evaluate the plant's performance.

The Board then met with Lieutenant Garcia to discuss Chief Miller's request to add a vehicle to the Police Department fleet. Chief Miller had written a memo which indicated that it would cost approximately \$300 to equip the Expedition for his department's use. Mr. Jeffrey said that, based on this cost, it makes sense to reassign the vehicle to the Police Department. Mr. Blanchette recalled that the Fire Chief estimated it would cost \$2,000 to equip the vehicle for his needs, but that the Police Department's needs are different. Lieutenant Garcia explained that the Expedition would be used as an unmarked car for mainly administrative use, such as search and rescue and during snowstorms.

Mr. Blanchette moved to approve the addition of the Expedition for Police Department use; the motion was seconded and carried unanimously.

The Board addressed the request from the Music Hall Advisory Committee to transfer \$15,000 from the endowment fund to be spent on repair or replacement of the heating system at the Music Hall.

Mr. Henry moved the request for the transfer, subject to the receipt of three quotes on the project; the motion was seconded and carried unanimously.

Mr. Henry moved one-day alcohol licenses for the Music Hall for January 23 and January 28, 2007; the motion was seconded and carried unanimously.

Mr. Henry moved the change in status of Kris K. Smith from a Special Police Officer at the end of his probationary period to full-time Police Officer; the motion was seconded and carried unanimously.

Mr. Blanchette reported on the two proposals received for the renovation and expansion of Littleneck Village. Mr. Blanchette reported that the majority of the Marion