



TOWN OF CARVER

North Carver Water District

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North Carver Water District Minutes

April 9, 2014

Posted in Accordance with the Provisions of M. G. L. Chapter 30A, Section 20B, authorized person Jack Hunter.

The North Carver Water District Commissioners met on April 9, 2014, at the Carver Town Hall, Meeting Room #3, 108 Main Street, Carver, MA. The meeting was opened by Mr. Kevin Tracey at 7:00 pm.

PRESENT: Kevin Tracey, Chair; William Sinclair, Commissioner

ABSENT: Debbera Silva, Commissioner

ALSO PRESENT: Jack Hunter, Director of Planning & Community Development; Bruce Trumbull, SWSS; Attorney Jeffrey Blake, Kopelman and Paige, P.C.; Steve Romano; Kathy Kay

1. EXECUTIVE SESSION to discuss strategy with respect to litigation for the following properties:

0 North Main Street; 160 North Main Street

Mr. Kevin Tracey, as Chair, declared that the Commissioners need to go into Executive Session, under reason #3 of Section 21 of the Commonwealth of Massachusetts Open Meeting Law, which states that a public body may meet in executive session "To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares."

MOTION: by Mr. Sinclair to go into executive session to discuss strategy with respect to collective bargaining or litigation and then come out of executive session and return to open meeting

SECOND: by Mr. Tracey

APPROVED UNANIMOUSLY

The North Carver Water District Commissioners went into Executive Session at 7:02pm, April 9, 2014.

Returned to Open Session at 7:33pm, April 9, 2014

Mr. Hunter asked Atty. Blake about a citation received for 11 Green Street (Exhibit B). It is a vacant property that was bettered, but is not currently hooked up to the NCWD. Mr. Hunter wanted to know if the Town takes the property for unpaid taxes, will the betterment be lost. Atty. Blake explained that the betterment is a tax, and it will stay with the property when it is re-sold.

2. CITIZENS' PARTICIPATION

Mr. Steve Romano said he spoke with the Treasurer to look at the NCWD debt to see if it is justified and fair.

3. Minutes: November 20, 2013 (Exhibit C); January 15, 2013 (Exhibit D); January 29, 2014 (Exhibit E) – discussion and possible vote

MOTION: by Mr. Sinclair to approve the minutes of November 20, 2013, as written

SECOND: by Mr. Tracey

APPROVED UNANIMOUSLY

MOTION: by Mr. Sinclair to approve the minutes of January 15, 2014, as written

SECOND: by Mr. Tracey

DISCUSSION: Mr. Sinclair wanted to confirm that Ms. Ellen Blanchard was present at the meeting. Ms. Kathy Kay said she was.

APPROVED UNANIMOUSLY

MOTION: by Mr. Sinclair to approve the minutes of January 29, 2014, as written

SECOND: by Mr. Tracey

APPROVED UNANIMOUSLY

4. Decas Cranberry Off-Site Water Fill Station – update SWSS

Mr. Bruce Trumbull of Small Water Systems Services told the Commissioners that Decas would be shutting down for one week, starting April 21st, and would not be drawing water that week. He said that SWSS would be able to do some much needed maintenance at the treatment plant. Mr. Trumbull said he did an unannounced inspection at the hot box today and all was in order, locked, tidy and clean. He has not heard anything from Chuck at the DEP as to the suitability of the site for vending.

Mr. Hunter said he had spoken with Mr. Andy LaPerriere at Decas about the week-long shut-down, and that DEP had visited them a second time. Mr. Hunter voiced his dissatisfaction with the actions of DEP, as everything had been cleared before the hotbox was put in place.

5. Clearwell expansion out to bid – discussion and possible vote

Preliminary Project Cost Estimate (Exhibit E)

Mr. Hunter told the Commissioners that the Town Administrator has no problem with using the escrowed account funds for Weston and Sampson for the clearwell expansion, but it has to be voted on by the Selectmen in May. Weston and Sampson has not contested it nor contacted the Town. Mr. Sinclair suggested borrowing a larger sum to allow some funds to stay in escrow. Town Meeting will need to authorize any borrowing. Mr. Hunter said the Town Administrator had asked him to contact MBO Precast and Shorey Precast about getting a local rate for the clear wells. MBO expressed interest. The Town Administrator would like the District to NOT put the proposal out to bid before Town Meeting. Mr. Sinclair is concerned about weather delays if the request for proposals is done after Town Meeting.

6. Water Operator's Report

Mr. Trumbull told the Commissioners that spring is an in-between season for water use (winter is low use and summer high), and levels have been good. The plant is operating as needed and will get cleaned during the week Decas is not drawing water.

Mr. Trumbull and Mr. Mike Woollam (SWSS) marked off the shut-offs for the customers who had received the shut-off notices. There are two that will be problematic in that they need to be cleaned or blown-out. They could borrow a tool from Middleborough. They could not find the shut-off for 216 Plymouth Street, but Ms. Kay said that was not one of the ones on the list.

Mr. Trumbull said they bought a buffalo box as a spare, and there are some tools that should be purchased, specifically an Erie box and Erie box key. He will get an estimate.

7. Discussion and possible vote regarding damage to conduit and electrical box for SolareAmerica

Mr. Sinclair said he had received a phone call from Mr. John Scorsone of SolareAmerica. Mr. Sinclair explained to him the reason for the non-payment of their invoice for the damaged electrical box, stating it had been improperly installed, it was in the roadway, and SWSS was indemnified and not obligated to plow but plowed as a courtesy. The next time Mr. Scorsone is in town, he & Mr. Sinclair will look at the box. Mr. Sinclair wants the box installed to correct specifications, as it will get damaged again if not.

8. General Discussion

a. Water Commitment for Accountant

Ms. Kay presented the Commissioners the Commitment (Exhibit F) of the amount billed on 4/2/14 for water use for the Commissioners to sign.

MOTION: by Mr. Sinclair to authorize approval of the Commissioners of the water charge of \$15,864.78 as of April 2, 2014

SECOND: by Mr. Tracey

PASSED UNANIMOUSLY

b. Outstanding Bills - update

Ms. Kay updated the Commissioners on the status of customers with outstanding balances who had received demand letters (Exhibit G). Seven shut-off notices were posted on doors on April 4, 2014, saying they must pay in full by April 15th or their water will be shut off. One customer has paid.

c. Bills Payable – discussion and possible vote (Exhibit H)

MOTION: by Mr. Sinclair to approve payment of bills as presented on the Schedule of Department Bills Payable dated 4/9/14, totaling \$11,451.63

SECOND: by Mr. Tracey

APPROVED UNANIMOUSLY

NEXT MEETING AND ADJOURNMENT

MOTION: by Mr. Sinclair to schedule the next NCWD meeting May 12, 2014, at 5:00pm

SECOND: by Mr. Tracey

PASSED UNANIMOUSLY

MOTION: by Mr. Sinclair to adjourn

SECOND: by Mr. Tracey

PASSED UNANIMOUSLY

The North Carver Water District meeting was adjourned at 8:36pm on April 9, 2014.

Respectfully submitted,
Kathy Kay

Table of Documents

Exhibit A	Meeting Agenda – April 9, 2014
Exhibit B	Commonwealth of Massachusetts Land Court Citation
Exhibit C	NCWD draft Meeting Minutes of 11/20/13
Exhibit D	NCWD draft Meeting Minutes of 1/15/14
Exhibit E	NCWD draft Meeting Minutes of 1/29/14
Exhibit F	Clearwell Expansion Preliminary Project Cost Estimate
Exhibit G	Water Charge Commitment April 2014
Exhibit H	List of customers who received demand & shut-off notices
Exhibit I	Schedule of Department Bills Payable 4/9/14