

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
August 6, 2013**

MEMBERS PRESENT: Jonathan Dickerson, Chairman
Stephen Cushing

MEMBERS ABSENT: Jonathan Henry, Clerk

ALSO PRESENT: Paul Dawson, Town Administrator
Keith Mann
Carol Sanz
Shawn Badgley (Wanderer)
Matthew Bernat (Sippican Week)
Michael DeCicco (Standard Times)
Christine Reagle (Sentinel)
Debra Paiva, secretary

The meeting was called to order at 7:00 p.m. in the Police Station conference room. Mr. Dickerson announced that the meeting would be video recorded by ORCTV and audio recorded by Town of Marion staff. A list of the materials reviewed at the meeting will be attached to these minutes.

A moment of silence was observed in memory of former Housing Committee Chairman Stu Richardson, who passed away on August 1.

Approval of Meeting Minutes

Approval of the meeting minutes was tabled until the September 2 meeting.

ACTION ITEMS

One day all alcohol license – VFW – Clambake, 12:00 noon – 5:00 p.m. (8/11/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to move the request. VOTE: 2-0-0

Water abatement request – 23 Blueberry Way

An abatement request application containing information from Mr. Zora and the property owner was reviewed and discussed. Review of the information revealed the following:

The request is for abatement of the \$50 reading fee;

The property owner did not realize that the meter needed to be changed;

Five meter conversion requests were sent to the property owner;

The Department of Public Works Superintendent recommended that the request be denied.

Moved by Mr. Cushing and seconded by Mr. Dickerson to deny the abatement requested.

VOTE: 2-0-0

Board/Committee Reappointments

Moved by Mr. Cushing and seconded by Mr. Dickerson to reappoint Kathleen Anderson to the Council on Aging. VOTE: 2-0-0

Water Commitment – Final Readings - \$2328.96 (7/26/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve the water commitment. VOTE: 2-0-0

One day all alcohol license – VFW – Walsh Cup Fundraiser, 12:00 noon – 6:00 p.m. (8/17/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve the request. VOTE: 2-0-0

One day wine & malt license – VFW – Town Party, 4:00 p.m. – 10:00 p.m. (8/24/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve the request. VOTE: 2-0-0

Amendment to Future Generation Wind Power Purchase Agreement

Keith Mann of Future Generation Wind was present for this discussion. The following amendments to the approved agreement are proposed:

- Equipment modifications have resulted in predictions of a higher total output. Because the Buyer Allocation Percentage was originally a fixed percentage of the total annual production, Future Generation Wind proposes to recalculate the Buyer Allocation Percentage to result in the Town of Marion purchasing its desired amount of Net Metering Credits.
- The NSTAR interconnection facilities will not be completed until November, 2014. In addition, more time is needed for other PPA's to be executed. Therefore, Future Generation Wind proposes to change the outside operation date from December 31, 2013 to December 31, 2014.
- In exchange for the Board approving the changes, the amended PPA would uncap the Town's maximum percentage discount.

Mr. Dawson told the Board that Town Counsel has reviewed and approved the proposal.

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve the amendment to the Power Purchase Agreement and also to authorize the Chairman to sign on behalf of the Town. VOTE: 2-0-0

Amendment No. 1 – CDM Smith Contract dated 4/3/12

This contract is related to Phase 1A of the infrastructure improvements project. Mr. Dawson explained that the funding agency requires an executed contract prior to the release of the previously-approved grant money.

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve amend the contract and also to authorize Mr. Dawson to execute the contract on behalf of the Town. VOTE: 2-0-0

Better Future Project parade permit request

Chief Miller said a large parade is planned along Route 6 from Fall River to Cape Cod. By the time the parade reaches Marion 200-300 remaining marchers are predicted and they plan to stay overnight at St. Gabriel's Church. Chief Miller said he has requested further information relative to the route that will be used to reach the church but has not yet received a response. He voiced safety concerns relative to 200-300 individuals walking from Route 6 to St. Gabriel's Church on roads with damaged or no sidewalks. After discussion it was agreed to table this request until the next meeting. A representative of the group will be asked to be present to answer any questions Chief Miller or the Board members might have.

Contract Award – Perry Hill Station Roof

Mr. Dawson told the Board that the bids for the replacement of the Perry Hill Station roof were opened on August 2 and the apparent low bidder was JJS Universal Construction. He said the references have been checked and he recommended that the contract be awarded to JJS Universal Construction for \$22,000.

Moved by Mr. Cushing and seconded by Mr. Dickerson to award the contract to JJS Universal Construction in the amount of \$22,000. VOTE: 2-0-0

Harbormaster Request – Vacation Carryover

Mr. Cormier is requesting approval to carry 80 hours of vacation time over to the next fiscal year, as allowed under his contract.

Moved by Mr. Dickerson and seconded by Mr. Cushing to authorize the Harbormaster to carry over 80 hours of vacation time. VOTE: 2-0-0

Water Commitment – Final Reading - \$95.78 (8/2/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve. VOTE: 2-0-0

Credit memorandum – 929 Point Road - \$93.86 (8/5/13)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve. VOTE: 2-0-0

TOWN ADMINISTRATOR REPORT

Discussion – Ambulance Billing Policy

Mr. Dawson and the Board discussed raising the minimum amount of outstanding balances that he is authorized to write off or instituting small claims proceedings for balances when contact has been made with the individual responsible for the account.

Mr. Dickerson asked how much is owed and was told approximately \$280,000 going back to 2008. Mr. Dawson said most of the money owed is the result of deductibles or co-pays being ignored.

Bats – Town House

Mr. Dawson told the Board that last week an employee was scratched by a bat. The bat was subsequently trapped and tested for rabies; the test result was negative. On the same day an offensive smell was noticed throughout the building. While attempting to locate the source of the smell a DPW employee discovered more than 100 bats in the attic. Because of the public health concern Mr. Dawson moved forward and contracted with a bat removal company at a cost of \$3900. The subsequent clean up and disinfecting will be a separate undertaking and cost.

Update – Facilities Manager Position

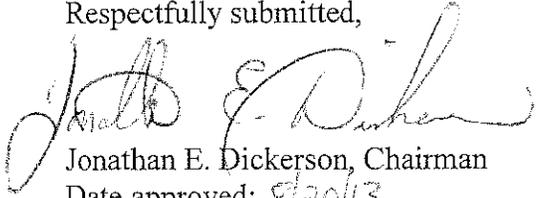
The job description was approved by the board at the July 31 meeting, the position has been advertised, and a number of resumes have been received.

Update – Natural History Museum

Mr. Dawson told the Board that the ceiling repair and painting are done, the carpet installation is underway, and the project is nearing completion.

Moved by Mr. Dickerson and seconded by Mr. Cushing at 7:55 p.m. to adjourn and enter into Executive Session to discuss strategy related to ongoing litigation and also to discuss strategy in preparation for contract negotiations with non-Union personnel. The Board will not be entering back into regular session. A roll call vote was taken with both members voting yes. VOTE: 2-0-0

Respectfully submitted,



Jonathan E. Dickerson, Chairman

Date approved: 8/20/13

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TOWN CLERK OF MARION, MA
2013 AUG 21 P 12:11

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WATER/SEWER COMMISSIONERS**

DOCUMENTS REVIEWED AT MEETING – August 6, 2013

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Parade permit request – Better Future Project
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Credit memorandum – 929 Point Road - \$93.86 (8/5/13)
Draft Ambulance Billing Policy
Cost estimate – Removal of bats from Town House
ZBA Request for comments – 16 South Street
Copy of letter from Building Commissioner regarding 4 Jobs Cove Road (6/25/13)
Email from Vicki Titcomb regarding trees at Town Hall (7/8/13)
ZBA Request for comments – Bay Watch Realty Trust
Copy of Town of Marion amended aquaculture license
Copy of letter regarding North Marion cemetery
Letter from Wareham selectmen regarding definition of low and moderate income housing
Copy of memo from Alewives Anonymous regarding 2013 herring counts
Copy of Marion Fire/EMS Ambulance Regulation Program amended Plan of Correction
Request for three year extension of aquaculture license – Catherine Brodeur
ZBA notice of decision – 307 Converse Road
Mass. DOT – re. Chapter 90 allocation FY 2014
License (Verizon) expiration notice from Dept. of Telecommunications & Cable (8/2/13)
Memo from Music Hall Advisory Committee regarding loan of painting (7/31/13)

AGENDAS & MEETING MINUTES – OTHER BOARDS

Marion Energy Management Committee meeting agenda (7/8/13)
Conservation Commission meeting agenda (7/24/13)
Planning Board meeting agenda (7/15/13)
Upper Cape School District Committee meeting minutes (6/13/13)
Conservation Commission reorganization