

Burrillville Sewer Commission
Regular Monthly Meeting 1/11/05
Board Room of the WWTF

Members Present: Raymond D. George, Chairman
Scott P. Rabideau, Vice Chairman

Also Present: Walter J. Kane – Attorney for the Commission
William Skerpan Jr. – Beta Group, Inc.
John E. Martin III – Superintendent
Kevin Cleary – Town Engineer
Gerri Bennett - Auditor
Mark Caccia – Cayer & Caccia Auditor
John R. Cowles – Absent due to illness

Mr. Rabideau made a motion to dispense of the reading of the minutes and to accept the minutes of the December 14, 2004 Regular Meeting and the January 4, 2005 Special Meeting as presented. Mr. George seconded the motion. So voted.

Mr. George made a motion to nominate Mr. Rabideau as Vice Chairman of the Sewer Commission. Mr. Rabideau seconded the motion. So voted.

Auditors Report:

Mr. Caccia, of Cayer Caccia, reviewed the Fiscal Year 2004 results of the audit with the Commission. Mr. Caccia noted that we were very consistent with the prior year's audits.

A more detailed final report will be forthcoming.

Mr. Kane brought up the issue of the service fee associated with the RI Clean Water loan. The Commission is in receipt of a memo from the Finance Director directing the Commission to include the non-capitalized portion of the interim borrowing associated with the RI Clean Water issue in the Commission's upcoming budget. Mr. Kane questioned whether this had been a recommendation of the auditors. Mr. Caccia stated that it had not been from a recommendation of the auditors. Mr. Rabideau asked Mr. Caccia if the Commission should budget for this item or is the Town going to place this in their budget. Mr. Caccia felt that this was a policy decision and that this should be worked out between the Town Manager, Finance Director and the Commission. Mr. Caccia noted however, in his opinion, it was a cost of borrowing.

Mr. Caccia recommended putting the Clean Water Finance entries into the Munis system. He offered to demonstrate to the staff how to make these entries on line.

A motion was made by Mr. Rabideau to accept the Auditor's Report. The motion was seconded by Mr. George. So voted.

Correspondence:

5-01-01 Letter of December 13th from Beta Group regarding the LaGinestra project was reviewed by Mr. Skerpan. To date, there has been no response to this letter from LaGinestra.

A motion was made to receive and file this correspondence from Beta Group by Mr. Rabideau. Mr. George seconded the motion. So voted.

5-01-02 Letter from the EPA – A letter was read from the EPA which names the Burrillville Wastewater Treatment Facility as a 2004 Regional EPA Operations and Maintenance Excellence Award recipient in the Medium Advanced Plant Category. Mr. George commented that an award of this type is a reflection on the entire staff of the Burrillville Sewer Commission and asked that a motion be made granting each employee an additional personal day at the convenience of the Superintendent. Mr. Martin, Mr. Rabideau, and Mr. Kane all concurred.

A motion was made by Mr. Rabideau to grant an extra personal day off to all employees of the Wastewater Treatment Facility. Mr. George seconded the motion. So voted.

Mr. Martin, on behalf of the employees, thanked the Commission for their recognition.

A motion was made by Mr. Rabideau that we receive and place on file

the December 26th letter from the EPA. Mr. George seconded the motion. So voted.

5-01-03 Letter from William Skerpan, Beta Group, Inc. to Mr. John Manning, P.E. Principal Sanitary Engineer, RI Dept. of Environmental Management, regarding Eastern Villages Sewer Expansion Project Contracts 19A and 19B. Mr. Skerpan addressed this issue and commented that this letter was just a formality and he believes that the Commission will be eligible for the \$500,000 grant. A motion was made by Mr. Rabideau to receive and place on file this correspondence; seconded by Mr. George. So voted.

5-01-04 Memo from John Martin III, Superintendent, regarding the RI Clean Water (RICW) loan fees for FY 06. Mr. Martin noted that the question of budgeting the service fees of the RI Clean Water issue in the Treatment Facilities Operations and Maintenance budget should be addressed with the Town Manager and Finance Director. Walter Kane, Attorney for the Commission, also noted that this issue needs to be addressed immediately or the Commission will be carrying a large number on our operating budget once they stop paying back these bonds. A meeting will be set up with the parties to discuss this matter.

A motion was made by Mr. Rabideau to receive and place on file this correspondence. Mr. George seconded the motion. So voted.

05-01-05 Letter from William Skerpan of Beta Group to Mr. Joseph Bellucci, President of Parkside Utility Construction Corporation regarding the Glendale Village Contract 19A-1. Mr. Skerpan reviewed the content of this correspondence for the Commission whereby the awarding of Contract 19A-1 is subject to the receipt of Performance Bonds and Insurances. Mr. Skerpan will notify the Commission as soon as all these documents are received and we can continue this meeting at that time. A motion was made by Mr. Rabideau to receive and place this correspondence on file and to continue this meeting when all of the necessary documentation has been received. Mr. George seconded this motion. So voted.

Attorney's Report:

Attorney Kane reported that he forwarded a Memo to the Superintendent in response to his inquiry of December 20, 2004 concerning the applicability of Article XVI, "Extension of Sanitary Sewer System to serve private Development regarding the proposed development entitled, "Harrisville Village, LLC. Mr. Kane felt as this is the first major development in which we are applying Article XVI, we need to make sure we follow the Article consistently thus setting the precedent for future developments. Mr. Kane felt in his review of the information provided by the applicant that our requirement was not remotely addressed. Article XVI requires the same type of determination as to site conditions that would be required by RI DEM

in order to approve an ISDS. In addition, there needs to be at least an evaluation of alternate systems and why they are not suitable for the proposed development. Once this material has been furnished to the Commission, we would be in a position to decide on how to proceed with the application.

A motion was made by Mr. Rabideau to accept the attorney's report as presented. Mr. George seconded the motion. So voted.

Engineer's Report:

Mr. Skerpan noted that we are awaiting the execution of Contract 19A-1 by Parkside Utilities. Mr. Skerpan stated that he had a conversation with Parkside Utility and they were requesting a waiver from the MBE/WBE 10% compliance. Mr. Skerpan indicated to Parkside that we are not in a position to waive this requirement, which is a requirement of the State, and also SRF and the Interceptor Bond Fund. Parkside needs to get a plan approved by the MBE/WBE compliance officer in Providence to receive a sign off. If they get a sign off from the Compliance Officer stating they have met their obligations of demonstrating they have done everything possible and they will waive this, that would satisfy us, but we can not sit down and do this arbitrarily. The other item that Mr. Skerpan addressed was the temporary easement across from Bella Restaurant and the filing of the easement. Mr. Skerpan stated that he will forward the easement to Mr. Kane.

Mr. Skerpan reported that Contract 19A-2 has been advertised and there have been five takers to date. The bid opening is scheduled for February 3rd at 10:00 A.M. at this office.

Mr. Skerpan gave an update on Maplehill sanitary sewers. Mr. Skerpan has spoken with Attorney Thomas Hemmendinger who was appointed Special Master by the Superior Court two years ago to oversee the completion of the sewer contract. Hopefully, they are in final phases of negotiating above ground utilities with the utility companies. Because this is a private property, there have been a lot of issues with this project. The project is being funded under USDA and RI Housing. Attorney Kane commented that the Sewer Commission should not issue any permits to individual homeowners at Maplehill.

Mr. Skerpan spoke with Attorney Dante Giammarco, representing LaGinestra project, and he lastly spoke with him on December 30th and he has not heard back from him.

Also reported on was the Spring Lake Under Ground Storage Tank replacement. They were able to get the wetland delineation completed prior to the snowfall and the survey got done also.

Lastly – Jack Martin and Bill Skerpan spoke and Mr. Skerpan reviewed some reports relative to the treatment plant operation and

the nitrogen removal and DEM public hearing for the 3 or 4 plants in the State. Mr. George mentioned an article in last Sunday's Woonsocket Call regarding the nitrogen issue.

Mr. Martin did send a letter to the DEM asking for clarification on this issue. We received a reply that said we were included initially but they have since removed us from that list and Burrillville will not be receiving any kind of change to their permit.

Discussion ensued regarding the nitrogen limits that DEM may set forth.

A motion was made to accept the Engineer's Report as presented by Mr. Rabideau. Mr. George seconded the motion. So voted.

**Superintendent's Report:
Month of December 2004.**

1. OPERATIONS :

A. Influent to Treatment Facility : M.G. Date Occurred

Average daily flow 0.9310 N/A

Maximum daily flow 0.9900 21-DEC

Minimum daily flow 0.5100 26-DEC

B. Biochemical Oxygen Demand : Percent removal Average

Concentration

E.P.A./ D.E.M. requirement > 85.0% 85.0%