

Minutes of the Board of Public Works Meeting of May 7, 2007

A meeting of the Board of Public Works was held on Monday, May 7, 2007 in the City Hall Auditorium following a non-public UAW grievance session which began at 5:30 P.M.

Members Present

Mayor Bernard A. Streeter, Chairman  
Daniel Gagnon, Vice Chairman  
Timothy Lavoie, Commissioner  
Donald Dyer, Commissioner

Rick Seymour, Director, Public Works  
Steve Dookran, City Engineer  
Scott Pollock, Superintendent, Streets  
Nick Caggiano, Superintendent, Parks  
Mario Leclerc, Superintendent, WWTF  
Wayne Husband, Superintendent, Traffic/Parking  
Jeanne Walker, Deputy Manager, Engineering  
Kathie Berube, BPW/DPW Admin. Assistant III

Not Present

Jim Hall, Commissioner

Aldermanic Liaison, David Deane

Chairman Streeter called the meeting to order.

*I. Motion: To approve the Agenda as presented.*

MOTION: Commissioner Lavoie to approve the Agenda as presented with 2 changes; to address item I under Engineering first and out of order, and to add an item under Parks & Recreation regarding Holman Stadium labeling it item H.

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

*II. Motion: To approve the Minutes of the Board of Public Works Meeting of April 2, 2007.*

MOTION: Commissioner Dyer to approve the Minutes of the Board of Public Works Meeting of April 2, 2007.

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

*III. Aldermanic Referrals- N/A*

*IV. Public Comment- N/A*

*(Item X.I. under Engineering was addressed.)*

*Engineering*

*A. Informational: Request to USEPA for the re-evaluation of the proposed plan for CSO control at CSO 005 and CSO 006 – This discussion was transcribed verbatim.*

Director Seymour summarized the letter (included in BPW packet) pertaining to the request to the USEPA for the re-evaluation of the scheduled project for the CSO 005 and CSO 006 Screening and Disinfection Facility and discussed it with the Board.

He explained that the proposed plan for CSO 005 and 006 is now cost projected at \$20M from \$10M related to increased flow.

(This particular discussion was transcribed verbatim)

Director Seymour stated that back in the late 90's the City of Nashua and the EPA discussed Sewer Separation and agreed upon a different range of control measures other than sewer separation such as wet weather treatment and screening and disinfection. The philosophy went from sewer separation to hold & treat because of the pollutant removal impact to the river from CSO's and storm water. The City then worked with the consulting firm of Metcalf & Eddy to develop an approximate \$50M CSO abatement program. At that time, the previous cost was running approximately \$2M to \$3M per mile for 100 miles of sewer separation equating obviously to hundreds of millions of dollars.

The new program treats storm water in addition to CSO's. He added that one of the large pieces of the CSO program was the Screening and Disinfection Facility that was meant to treat an actual 2 year storm at about 103/cubic feet per second, which is a very high flow. It was to be located in the Bridge Street area, somewhere north of the David Deane Skateboard Park. We have been working with consultants for a location and think we have come up with a decent site. As part of the preliminary engineering performed by SEA Consultants, the hydraulic loading for this facility was reviewed to make sure that it met the requirements of the EPA in regards to a 2-year actual storm. The consultant noted that there were some changes in the hydraulic flows that were not accounted for as part of the initial flush out of what that facility might cost and it is now estimated to be a 190 cubic feet/ per second facility. We have gone from a \$10M budget to \$20M. Some of the cost increases are due to inflation which has affected all of our projects to go above budget.

Aldermanic Liaison David Deane asked who did the preliminary hydraulic loading and said "if we take the inflation and back it out of the project, the numbers that they gave are absolutely understated, tremendously. This is a huge mistake that was made, a huge mistake. This takes this project and doubles it. It went from \$9.6M to \$20M and the flow increases go from 103 to 193. Somebody made a terrible mistake. Who did the hydraulic loading?"

Director Seymour stated that the company who did the initial Long-Term Control Plan was Metcalf & Eddy. Whether or not they made an estimate based on their numbers coming out at 193 cubic feet/second or 103 the fact of the matter is that we are required to treat to the 2-year design storm level, which is a design level that has to be met. Whether or not it attributes to a certain amount of money, according to the EPA, from there standpoint is inconsequential. When the initial project first came about as a general overview of what the program could become and we moved away from sewer separation obviously we had a shift and they gave us a picture in time of what this might cost. Obviously, there were some factors that they didn't take into account to give us that full number. I wouldn't characterize it as a mistake but as an adjustment as part of the preliminary design review.

**Alderman Deane read** "the City agreed to design and construct a screening and disinfection facility for the 2-year "actual" storm to treat a peak flow of 103.1 cfs and a volume of 2.03 mgal at an estimated cost of \$9.6 million" – he added that there is the hydraulic loading, that was done by Metcalf & Eddy, regardless of what the EPA has to say which isn't relevant to this point at all, they underestimated the flow amounts. Even if you took the \$20M and figured what the inflation was from the time the original hydraulic loading was originated and what the building costs would be, because of the increased costs in concrete, rebar and things of that matter, the numbers that they did are incorrect which substantially increases the size of the facilities that we need, it's nothing that we've changed, these numbers are wrong. What recourse is the city going to take with Metcalf & Eddy for what they did? Somebody has to be responsible. We have a retained earnings account which is slowly but surely being depleted for Wastewater. We are going to have to adjust the wastewater user fee amount as it is with the increase cost and the change in the facility project. This to me is unacceptable. We paid this firm to do this work and they made a terrible mistake from what I'm reading – "since that time the City has obtained SEA Consultants, Inc. and their sub-

consultants, M.H.W. America Inc., to design the facility. During the review of the hydraulic modeling SEA and M.H.W. discovered that the original model underestimated the flow and volumes to be treated by this facility.” Pretty cut and dry. Have we called Metcalf & Eddy up? I think it’s time to sit down and have a pow-wow. We went through this with Majestic Heights and we ended up with no recourse there. This is blatant that Metcalf & Eddy, from what I’m reading, the firm that did the hydraulic loading, made a terrible mistake. My opinion is our wastewater users shouldn’t be saddled with this \$10M burden by a mistake that an Engineering firm made. I’d like to know what the process is and if we can get them in and find some sort of financial recourse associated with this. How are we going to address this Director Seymour?”

Director Seymour replied that “one way it is being addressed is that we sat down with the EPA and expressed our concern over the number changes. They don’t have a whole lot of pity in regard to the City; the 2-year actual storm is what we have to treat to, so basically we are required to go to that level. They have given us some flexibility and told us that they would give us time to look at alternative types of treatment and other types of enhancements to the system in that area of the City in order to meet the 2-year actual storm but with less cost to the City if that’s possible. What we requested of the EPA was for us to spend about 1 year’s time worth of review of different types of technologies, different ways of capturing, treating, holding etc. possibly a little bit of sewer separation in areas to meet the design criteria of the 2-year actual storm.”

At this time Chairman Streeter stated that he would like “Alderman Deane and Commissioners’ Dyer, Gagnon and Lavoie to meet with the Director, as soon as possible, to develop a better understanding and a course of action. This special committee, Chairman Streeter directed, would report back to the full board as soon as possible.”

Chairman Streeter requested that the Board motion to move out of order to address item H under Parks & Recreation.

MOTION: Commissioner Lavoie to move out of order to address item H under Parks & Recreation.

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

Chairman Streeter acknowledged David Lozeau, Holman Stadium concessionaire and mentioned that he could address questions relevant to item H.

(Information pertaining to item H was delivered to the Commissioners homes after the Agenda was prepared. This is an additional item.)

*Added motion H.: To approve the site improvements to Holman Stadium proposed by the Nashua Pride. \*These improvements would include construction of a concrete pad, and a small open structure to serve as a beer and wine garden as indicated on the attached drawing.*

Parks Superintendent, Nick Caggiano explained the proposed site improvements to the Board.

MOTION: Commissioner Dyer to approve the site improvements to Holman Stadium proposed by the Nashua Pride.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

V. *Wastewater Treatment Facility*

*A. Motion: To approve the User Fee Warrants as presented.*

MOTION: Commissioner Gagnon to approve the User Fee Warrants as presented.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*B. Motion: To approve the purchase of four Grinders from JWC c/o New England Environmental Equipment for a total of \$106,868. Funding for the grinders will be through the Wastewater Equipment Replacement fund as follows:*

*Funding for the three pump station grinders:*

*802-77050-8500-8900 (NO 72) for a total of \$73,683.*

*Funding for the plant grinder:*

*802-96060-8500-8900-72, Sludge Processing Equipment for a total of \$33,185.*

MOTION: Commissioner Gagnon to approve the purchase of four Grinders from JWC c/o New England Environmental Equipment for a total of \$106,868. Funding for the grinders will be through the Wastewater Equipment Replacement fund as follows:

Funding for the three pump station grinders:

802-77050-8500-8900 (NO 72) for a total of \$73,683.

Funding for the plant grinder:

802-96060-8500-8900-72, Sludge Processing Equipment for a total of \$33,185.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

*C. Motion: To approve the purchase of a Truck Mounted Crane to Manchester Truck Equipment in the amount of \$22,787. Funding for the crane will be through the Wastewater Equipment Replacement fund as follows: 802-96900-8500-8900-72.*

MOTION: Commissioner Gagnon to approve the purchase of a Truck Mounted Crane to Manchester Truck Equipment in the amount of \$22,787. Funding for the crane will be through the Wastewater Equipment Replacement fund as follows: 802-96900-8500-8900-72.

SECONDED: Chairman Lavoie.

MOTION CARRIED: Unanimously.

#### *VI. Street Department*

*(This particular portion of the meeting was transcribed verbatim)*

*A. Motion: To approve the hiring of Mr. Andrew Holland to the position of Truck Driver at the Street Department. Funding for this position is found in the Street Operations Budget under account #553-11759-6921-000.*

MOTION: Commissioner Gagnon to approve the hiring of Mr. Andrew Holland to the position of Truck Driver at the Street Department. Funding for this position is found in the Street Operations Budget under account #553-11759-6921-000.

SECONDED: Chairman Mayor Streeter.

Alderman David Deane asked if this was a transfer from within.

Superintendent Pollock replied “No, this is a new hire, both positions that are being filled are from the outside.

Alderman Deane asked “from the outside?”

Superintendent Pollock stated “from the outside.”

Alderman Deane asked “Both of them?”

Superintendent Pollock replied “Yes.”

Alderman Deane stated “Because their names don’t look familiar, thank you.”

Chairman Streeter asked “Further discussion?”

Commissioner Lavoie replied “ I’d just like to state that I am not supporting any additions to the Street Department until we’ve clarified our snow plow agreement, until we come to a union contract where we know what we’re paying for and what’s being done. I know that you’ve had some discussion on it with them but we’re not clear with the union as to what their requirements are so I can’t support any new positions. Just stating my opinion on it.”

Chairman Streeter asked “Do any of the other Commissioner’s want to weigh in?”

Alderman Deane asked “Could you state that again? “

Commissioner Lavoie replied “Oh, absolutely. There’s still an active discussion regarding the requirements of new hires for snow plowing even though we believed, as you remember when we were on the Board together, that that was very clearly defined but apparently it hasn’t been. The union doesn’t feel it’s the same agreement that we all came to so at this time until we have this clarified that at this time I can’t support hiring any new positions.”

Superintendent Pollock responded “If I could say that I think management and the commissioners are in agreement on what we feel the snow agreement means. Both these individuals, we reviewed the contract language with them, we explained to them what we feel the contract means, just so it’s clear to them, and they have agreed to be available for all winter events.

Commissioner Lavoie replied “Thank you.”

Chairman Streeter asked “Further discussion? You heard the motion and it was seconded. All those in favor signify by saying I.

Commissioner Gagnon “I.”

Chairman Streeter asked “Opposed?”

Commissioner Dyer, “Nay.”

Commissioner Lavoie, “Nay.”

Chairman Streeter “Motion denied. Moving on to item B. Would someone like to move item B?

**B. Motion:** To approve the hiring of Mr. Russell Delisle to the position of Truck Driver at the Street Department. Funding for this position is found in the Street Operations Budget under account #553-11759-6921-000.

MOTION: Commissioner Gagnon to approve the hiring of Mr. Russell Delisle to the position of Truck Driver at the Street Department. Funding for this position is found in the Street Operations Budget under account #553-11759-6921-000.

Chairman Streeter asked for a second on the motion. He then stated “for discussion purposes I will second the motion.”

SECONDED: Chairman Streeter.

Chairman Streeter asked “Discussion?”

Commissioner Dyer stated “I just want to ask – couldn’t we just hold these 2 until some of these matters get straightened out. I know people got concerns that we’ve got too many employees now or that there’s 2 workers for every chief and all this and that but I’d rather hold these and then when the contracts are straightened out, if they ever are, and another thing, we’ve got the 2 people, are they going to wait for the City or not? I agree with Mr. Lavoie that we’ve got to get these contracts straightened out and some of this other stuff before we add any more to the problem.

Chairman Streeter stated “The motion on the table is to approve, if that’s not passed then there could be another motion, are you ready for the question? All those in favor say I”

Commissioner Gagnon “I.”

Chairman Streeter “Opposed?”

Commissioner Dyer “Nay.”

Commissioner Lavoie “Nay.”

Chairman Streeter “Motion denied.”

Chairman Streeter asked if Commissioner Dyer would like to make a further motion.

MOTION TO HOLD: Commissioner Dyer to hold these 2 positions until further notice.

Commissioner Lavoie stated that he would “second the motion because what we are looking for is a definitive from the union as to what their parameters are going to be and once we have that agreed upon I’d be more than happy to hire the necessary employees to get the job done but until that point I can’t see adding to a bigger mess, so yes, I’ll second that absolutely”.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

## VII. Solid Waste Department

A. **Motion:** To approve the resignation of Ms. Denise Lieberman, Business Coordinator.

MOTION: Commissioner Dyer to approve the resignation of Ms. Denise Lieberman, Business Coordinator.

SECONDED: Commissioner Lavoie.

Commissioner Dyer asked why she resigned.

Superintendent Jay Marcotte replied that the position was not what she expected and she decided to step down.

MOTION CARRIED: Unanimously.

MOTION: Chairman Streeter that “item B be tabled until the next meeting or sooner if need be.”

Chairman Streeter asked for a second.

SECONDED: Commissioner Lavoie.

Alderman Deane inquired as to why the item should be held.

Chairman Streeter replied that he “was not pleased with the process Alderman Deane. I’d be happy to talk to you off line. Number one, number 2 the HR request did not come to my desk for signature, so I need some more time before I can sign off on it.”

Alderman Deane replied “thank you.”

Chairman Streeter stated “If there is no further discussion, those in favor of tabling signify by saying I.”

Commissioner Lavoie: I  
Commissioner Gagnon: I  
Commissioner Dyer: Nay

Motion to table: Majority.

**B. Motion:** To approve Ms. Sara Gaucher to the position of Landfill Business Coordinator, Monday through Friday shift at the Solid Waste Department. Funding for this position is found in account # 801-11383-8001-8100.

MOTION TO TABLE: Chairman Streeter to table item B.

SECONDED: Vice Chairman Gagnon.

*C. Motion: To approve Mr. John Frattallone to the position of Collection Equipment Operator, Tuesday through Saturday shift at the Solid Waste Department. Funding for this position is found in account # 801-11595-8100-8200.*

MOTION: Commissioner Gagnon to approve Mr. John Frattallone to the position of Collection Equipment Operator, Tuesday through Saturday shift at the Solid Waste Department. Funding for this position is found in account # 801-11595-8100-8200.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

D. Informational: Setback Waiver Update

Director Seymour reviewed the informational item included in the packet with the Board.

MOTION: Commissioner Dyer to accept and place on file the informational item regarding the Set back Waiver.

SECONDED: Commissioner Lavoie.  
MOTION CARRIED: Unanimously.

*VIII. Traffic & Parking Departments*

*A. Motion: To approve the selection of David Kirby to the position of Traffic Technician I at the Traffic Department. Funding for this position is 555-11738-6942.*

MOTION: Commissioner Gagnon to approve the selection of David Kirby to the position of Traffic Technician I at the Traffic Department. Funding for this position is 555-11738-6942.  
SECONDED: Commissioner Dyer.  
MOTION CARRIED: Unanimously.

*IX. Parks & Recreation Department*

*A. Motion: To approve the selection of Shawn Dyer to the position of Parks Truck Driver. Funding for this position is found in account 552-11750-0-6911.*

MOTION: Commissioner Gagnon to approve the selection of Shawn Dyer to the position of Parks Truck Driver. Funding for this position is found in account 552-11750-0-6911.  
SECONDED: Commissioner Lavoie.

Commissioner Dyer abstained from voting on this item.  
MOTION CARRIED: Majority.

*B. Motion: To approve the selection of Erick Faulkner to the position of Parks Backhoe Operator. Funding for this position is found in account 552-11087-0-6911*

MOTION: Commissioner Gagnon to approve the selection of Erick Faulkner to the position of Parks Backhoe Operator. Funding for this position is found in account 552-11087-0-6911  
SECONDED: Commissioner Dyer.  
MOTION CARRIED: Unanimously.

Aldermanic Liaison David Deane commented that Erick Faulkner was a good worker and a good choice.

*C. Motion: To award the purchase of a 2008 Ford F350 1 ton 2wd pick up truck from the low bidder Herb Chambers Ford, Braintree, MA. for the sum of \$18,329.00. Funding for this purchase will come from the FY 2007 budget account # 552-68045-6911 in the amount of \$18,329.00. The current balance in this account is \$56,466.50.*

MOTION: Commissioner Gagnon to award the purchase of a 2008 Ford F350 1 ton 2wd pick up truck from the low bidder Herb Chambers Ford, Braintree, MA for the sum of \$18,329.00. Funding for this purchase will come from the FY 2007 budget account # 552-68045-6911 in the amount of \$18,329.00. The current balance in this account is \$56,466.50.  
SECONDED: Commissioner Dyer.  
MOTION CARRIED: Unanimously.

*D. Motion: To award the purchase of a 2008 Toro Workman from the Government Services Administration Federal Government Bid low bidder Turf Products Corporation of Enfield CT. for the sum of \$13,966.48. Funding for this purchase will come from the FY2007 budget account # 552-64192-6911 in the amount of \$9,000.00. This account has a current balance of \$9,570.08 and The Holman Stadium Trust Fund Account # 952-05058-0-5350 in the amount of \$4,966.48. The current balance in this account is \$25,290.00.*

MOTION: Commissioner Lavoie to award the purchase of a 2008 Toro Workman from the Government Services Administration Federal Government Bid low bidder Turf Products Corporation of Enfield CT.

for the sum of \$13,966.48. Funding for this purchase will come from the FY2007 budget account # 552 64192-6911 in the amount of \$9,000.00. This account has a current balance of \$9,570.08 and The Holman Stadium Trust Fund Account # 952-05058-0-5350 in the amount of \$4,966.48. The current balance in this account is \$25,290.00.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*E. Motion: To approve the purchase of a playground equipment package for the June Caron Park on Cottage Avenue from the low bidder that met specifications ME O'Brien & Sons, Inc. Medfield, MA for the sum of \$18,080.00. Funding for this purchase will come from a State of NH Recreation and Parks Grant of \$20,000 approved on January 9, 2007, R-06-130.*

MOTION: Commissioner Gagnon to approve the purchase of a playground equipment package for the June Caron Park on Cottage Avenue from the low bidder that met specifications ME O'Brien & Sons, Inc. Medfield, Ma for the sum of \$18,080.00. Funding for this purchase will come from a State of NH Recreation and Parks Grant of \$20,000 approved on January 9, 2007, R-06-130.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

*F. Informational: Copy of the email regarding the recommendations for Holman Stadium from PSNH.*

MOTION: Commissioner Lavoie to accept item F and place it on file.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*G. Informational: Copy of the letter of request from the New England Mountain Bike Association regarding additional trails in Southwest Park.*

MOTION: Commissioner Lavoie to accept and place informational item G on file.

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

#### **X. Engineering Department**

*A. Motion: To approve the Residential Wastewater Service Permits and Fees as submitted.*

MOTION: Commissioner Lavoie to approve the Residential Wastewater Service Permits and Fees as submitted.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*B. Motion: To approve the issuance of a Drainlayer's License be issued to Alvin J. Coleman and Son, Inc., of Conway, New Hampshire*

MOTION: Commissioner Lavoie to approve the issuance of a Drainlayer's License be issued to Alvin J. Coleman and Son, Inc., of Conway, New Hampshire.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*C. Motion: To approve Amendment #2 of ADS's professional services contract for the Combined Sewer Overflow Monitoring Program, for an amount of \$52,677.00 for a third year of monitoring services and maintenance. Funding 792-53075-3792, Professional Services – CSO Project*

MOTION: Commissioner Lavoie to approve Amendment #2 of ADS's professional services contract for the Combined Sewer Overflow Monitoring Program, for an amount of \$52,677.00 for a third year of monitoring services and maintenance. Funding 792-53075-3792, Professional Services – CSO Project

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

*D. Motion: To approve a bid award to Everett J. Prescott, Inc. in the amount of \$64,320 for the supply of manhole and catch basin castings. Funding 792-53181-3794 Capital Improvements–Stormwater Abatement (\$23,790) and 792-53183-3795 Capital Improvements–Sewer Rehab (\$40,530)*

MOTION: Commissioner Lavoie to approve a bid award to Everett J. Prescott, Inc. in the amount of \$64,320 for the supply of manhole and catch basin castings. Funding 792-53181-3794 Capital Improvements–Stormwater Abatement (\$23,790) and 792-53183-3795 Capital Improvements–Sewer Rehab (\$40,530)

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

*E. Motion: To approve the award of the contract for the Harris Brook at Northeastern Boulevard Flooding Study to Comprehensive Environmental, Inc. in an amount not to exceed \$38,000. Funding: 792-53181-3794 Capital Improvements–Stormwater Abatement*

MOTION: Commissioner Gagnon to approve the award of the contract for the Harris Brook at Northeastern Boulevard Flooding Study to Comprehensive Environmental, Inc. in an amount not to exceed \$38,000. Funding: 792-53181-3794 Capital Improvements–Stormwater Abatement

SECONDED: Commissioner Dyer.

Chairman Streeter excused himself to attend another meeting.

Vice Chairman Gagnon resided.

MOTION CARRIED: Unanimously.

Commissioner Dyer asked the Director if it had been decided who was going to be taking care of the Parks trash.

Director Seymour stated that he would have information regarding that subject at the next scheduled BPW meeting.

*F. Motion: To award the position of Wastewater Project Engineer to William J. Keating, P.E. Funding 802-11764-8330-8700, Wastewater Project Engineer*

MOTION: Commissioner Lavoie to award the position of Wastewater Project Engineer to William J. Keating, P.E. Funding 802-11764-8330-8700, Wastewater Project Engineer.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

*G. Motion: To approve the attendance of City Engineer Steve Dookran at the 2007 American Public Works Conference from September 9 to 13, 2007. Funding 551-94005-6901, Conferences & Seminars*

MOTION: Commissioner Dyer to approve the attendance of City Engineer Steve Dookran at the 2007 American Public Works Conference from September 9 to 13, 2007. Funding 551-94005-6901, Conferences & Seminars.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

*(Items H & I were discussed earlier in the meeting.)*

*H. Informational: Quarterly Report (due April 1, 2007) on Compliance per the CSO Consent Decree as sent to Environmental Protection Agency and Department of Environmental Services.*

*I. Informational: Request to USEPA for the re-evaluation of the proposed plan for CSO control at CSO 005 and CSO 006*

*J. Informational: Microsurfacing Technology*

*K. Informational: NPDES Phase II MS4 Stormwater Permit, 2007 Annual Report*

MOTION: Commissioner Dyer to accept and place on file items J & K.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

*XI. Director's Report*

Director Seymour presented and discussed the Director's Report with the Board.

*XII. Commissioner's Comments*

*There were no comments for the Commissioners at this time.*

MOTION TO ADJOURN: Commissioner Lavoie.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.