

Minutes of the Board of Public Works Meeting of June 8, 2009

A regular meeting of the Board of Public Works was held on Monday, June 8, 2009 at 3:30 p.m. at the Division of Public Works, Administration and Engineering Office, 9 Riverside Street, Nashua, NH 03060.

Members Present

Mayor Donnalee Lozeau, Chair	David G. Fredette, Interim Director, DPW
Commissioner Tim Lavoie, Vice Chair	Steve Dookran, PE, City Engineer
Daniel Gagnon, Commissioner	Scott Pollock, Superintendent, Streets
Donald Dyer, Commissioner	Lisa Fauteaux, Superintendent, SW
Tracy Pappas, Commissioner	Jeanne Walker, Deputy Manager, Engineering
	Bill Keating, Wastewater Project Engineer, Eng.
	Kathie Berube, BPW/DPW Admin Assistant III

Also Present

David Deane, Aldermanic Liaison
Jamie McNamee, Esquire, Corporation Council

Chair Lozeau called the meeting to order at 3:35 and asked that the clerk call the roll.

Commissioner Dyer: Present
Commissioner Gagnon: Present
Chair Lozeau: Present
Commissioner Lavoie: Present
Commissioner Pappas: Present

I. Motion: To approve the Agenda as presented.

MOTION: Commissioner Pappas to approve the Agenda as presented.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

II. Motion: To approve the Minutes of the Board of Public Works meeting of May 11, 2009.

MOTION: Commissioner Gagnon to approve the Minutes of the Board of Public Works meeting of May 11, 2009.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

III. Aldermanic Referrals

A. R-09-192- AUTHORIZING THE MAYOR AND CITY TREASURER TO APPLY TO THE NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES (NHDES) FOR A LOAN OF UP TO \$1,300,000 FROM ITS REVOLVING LOAN FUND FOR EXPENSES RELATED TO THE HAINES STREET AREA SEWER SEPARATION PROJECT

MOTION: Commissioner Gagnon to favorably endorse R-09-192.
SECONDED: Commissioner Pappas.
MOTION CARRIED: Unanimously.

IV. Public Comment- N/A

V. Solid Waste Department

A. Motion: To approve the purchase of two new tires for the 1999 980G Front End Loader at a total cost of \$10,778. Funding for this purchase may be found in account # 801-78065-8001-8100.

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SECONDED: Commissioner Pappas.
MOTION CARRIED: Unanimously.

B. Motion: To approve the trade of a 1987 CAT 769C end dump and a 1989 CAT D&N Dozer for a used 2006 DEERE 750J Dozer valued at \$80,000.

MOTION: Commissioner Gagnon to approve the trade of a 1987 CAT 769C end dump and a 1989 CAT D&N Dozer for a used 2006 DEERE 750J Dozer valued at \$80,000.
SECONDED: Commissioner Pappas.
MOTION CARRIED: Unanimously.

C. Motion: To approve the renewal of the cooperative services agreement between the City of Nashua and the USDA Wildlife Management Services for the integrated gull management program \$65,300. Funding for this purchase may be found in 801-53075-8001-8100 (\$65,000) and 801-59100-8001-8100 (\$300).

MOTION: Commissioner Pappas to approve the renewal of the cooperative services agreement between the City of Nashua and the USDA Wildlife Management Services for the integrated gull management program \$65,300. Funding for this purchase may be found in 801-53075-8001-8100 (\$65,000) and 801-59100-8001-8100 (\$300).
SECONDED: Commissioner Lavoie.

A discussion was had that the \$300 from account 801-59100-8001-8100 just needed to be transferred to 801-53075-8001-8100 for a total sum of \$68,000, from that one account 801-53075-8001-8100.

The Board concurred.

MOTION CARRIED AS AMENDED: Unanimously.

D. Motion: To permanently close the Swap Shop due to safety concerns.

MOTION: Commissioner Gagnon to permanently close the Swap Shop due to safety concerns.
SECONDED: Commissioner Pappas.
MOTION CARRIED: Unanimously.

E. Informational: The Solid Waste Department is recommending that the City of Nashua not enter into any long term

agreements for recyclables due to the volatility of the commodities market. Please see attached letter regarding the agreement with the Concord Regional Solid Waste Resource Recovery Cooperative.

MOTION: Commissioner Pappas to accept item E and place it on file.

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

Discussion was had regarding what material was being used for the landfill capping.

VI. *Engineering Department*

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

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

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

B. *Motion: To approve the award of the professional services contract for the Combined Sewer Overflow Flow Monitoring Program, to the low bidder, Flow Assessment Services, LLC of Bedford, NH, for an amount of \$87,837.00. Funding for this contract will be through account #802-53075-8330-8700, Professional Services.*

MOTION: Commissioner Gagnon to approve the award of the professional services contract for the Combined Sewer Overflow Flow Monitoring Program, to the low bidder, Flow Assessment Services, LLC of Bedford, NH, for an amount of \$87,837.00. Funding for this contract will be through account #802-53075-8330-8700, Professional Services.

SECONDED: Commissioner Pappas.

MOTION CARRIED: Unanimously.

Deputy Manager of Engineering, Jeanne Walker explained that the bid itself is for a 3-year contract and will come back to the Board each year for approval.

C. *Motion: To award the contract to Stearns and Wheler, LLC, for design and construction services for the Net Metering project at the Nashua Wastewater Treatment Facility in the amount of \$99,500. Funding for this contract is to be assigned by Financial Services.*

Interim Director, David Fredette stated that the motion is contingent upon the loan approval of the Board of Aldermen

MOTION: Commissioner Pappas to award the contract to Stearns and Wheler, LLC, for design and construction services for the Net Metering project at the Nashua Wastewater Treatment Facility in the amount of \$99,500, contingent upon Board of Aldermen approval. Funding for this contract is to be assigned by Financial Services.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

D. *Motion: To approve Change Order No. 3 in the amount of \$ 43,836.78 to the contract with R.D. Edmunds & Sons for the construction of the CSO System Optimization and Infrastructure Improvements project. Funding for this change order will be through account 792-01310-0-3793-0000, System Optimization and Infrastructure Improvements Project.*

MOTION: Commissioner Gagnon to approve Change Order No. 3 in the amount of \$43,836.78 to the contract with R.D. Edmunds & Sons for the construction of the CSO System Optimization and Infrastructure Improvements project. Funding for this change order will be through account 792-01310-0-3793-0000, System Optimization and Infrastructure Improvements Project.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

E. Motion: To approve the attendance of City Engineer Steve Dookran at the 2009 American Public Works Conference from September 13 to 16, 2009. Funding will be through 551-94005-6901, Conferences & Seminars.

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SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

F. Informational: Update on Stormwater and Drainage Program

City Engineer Dookran updated the Board regarding stormwater and drainage issues (*outlined in the spreadsheet included in the Public Works Agenda Packet.*) He briefed the Board regarding a few additional locations that have been added to the list and that are currently being evaluated to determine whether or not they can be resolved through maintenance or engineering.

G. Informational: Update on Daniel Webster Highway and Spit Brook Road Roadway, Traffic Signal and Sidewalk Improvements construction project.

Deputy Manager of Engineering, Jeanne Walker updated the Board regarding the Daniel Webster Highway and Spit Brook Road Roadway, Traffic Signal and Sidewalk Improvements construction project. She informed the Board that the City is not prepared to proceed with the work related to the modifications to the traffic signal at the intersection of Daniel Webster Highway and Costco until abutter issues on both sides of the intersection related to access and easement are reached. She stated that additions and deletions to this project have resulted in a no net increase in the contract amount.

VII. Street Department

A. Motion: To approve the renewal of the CCTV monitoring contract to BCM Controls of Woburn, MA. The contract is for hourly monitoring of the landfill and Street Department site. The cost is \$2270.42 per month for the Solid Waste Department for a total of \$27,245.04 and \$1113.58 for the Street Department for a total of \$13,362.96. Funding for this contract is found in the Street Department Budget under FY 2010 Account #553-59150(Security Services). The Solid Waste portion is found under FY 2010 Account #801-49040-8001-8100 (Crime Prevention and Safety Supplies).

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SECONDED: Commissioner Dyer.
MOTION CARRIED: Unanimously.

B. Motion: To approve change order #1, in the amount of \$19,961, to the Fuel Management contract with Lemelin Environmental Services Inc. for the purchase of two (2) additional dual product dispensers for the fuel island at the Street Department. Funding for this change order will be through account 553-69051-6923, Street Department, Fuel Island Dispensers and is contingent upon the approval of R-09-201.

MOTION: Commissioner Pappas to approve change order #1, in the amount of \$19,961, to the Fuel Management contract with Lemelin Environmental Services Inc. for the purchase of two (2) additional dual product dispensers for the fuel island at the Street Department. Funding for this change order will be through account 553-69051-6923, Street Department, Fuel Island Dispensers and is contingent upon the approval of R-09-201.

SECONDED: Commissioner Gagnon.
MOTION CARRIED: Unanimously.

VIII. Wastewater Treatment Facility

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

MOTION: Commissioner Pappas to approve the User Fee Warrants as presented.
SECONDED: Commissioner Dyer.
MOTION CARRIED: Unanimously.

IX. Director's Report

Interim Director Fredette presented the Director's Report and update the Board regarding several ongoing divisional projects.

X. Commissioner's Comments

Chair Lozeau mentioned that the Board was going to enter into non-public session and stated that item XII. Held Items is addressed first.

MOTION: Commissioner Pappas not to join the Concord Regional Solid Waste Resource Recovery Cooperative at this time.
SECONDED: Commissioner Dyer.
MOTION CARRIED: Unanimously.

XI. Non-Public (if applicable)

MOTION: Commissioner Lavoie to go into non-public session pursuant to RSA- 91-A;3, II (c) (e) for the purpose of discussing matters which would be likely to adversely affect the reputation of a person or persons not a member of this Board if discussed in public and consideration of pending and threatened litigation.
SECONDED: Commissioner Pappas.

Roll Call:
Commissioner Gagnon: yes
Commissioner Dyer: yes

Chair Lozeau: yes
Commissioner Lavoie: yes
Commissioner Pappas: yes

MOTION: Commissioner Lavoie to come out of non-public session.
SECONDED: Commissioner Gagnon.

Roll Call:
Commissioner Gagnon: yes
Commissioner Dyer: yes
Chair Lozeau: yes
Commissioner Lavoie: yes
Commissioner Pappas: yes

MOTION CARRIED: Unanimously.

Commissioner Lavoie moved that the committee seal the minutes of the non-public session by roll call until such time as the majority of the committee votes that the purpose of the confidentiality would not longer be served.
SECONDED: Commissioner Pappas.

Roll call.

Commissioner. Dyer: yes
Commissioner Gagnon: yes
Chair Lozeau: yes
Commissioner Lavoie: yes
Comm. Pappas: yes

MOTION TO ADJOURN: Commissioner Lavoie at 5:30 PM

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

XII. Held items: Meeting of 5/11/09- Item B. Under Solid Waste Department: MOTION TO HOLD: To join the Concord Regional Solid Waste Resource Recovery Cooperative for future processing of single stream recycling. Meeting of 5/11/09 – Item C under Solid Waste Department. SWAP Shop discussion will be held until the June 8, 2009 meeting to allow the Superintendent to review the status.

*Transcribed by
Kathie Berube, BPW/DPW Administrative Assistant III*