

Minutes of the Board of Public Works Meeting of July 13, 2009

A regular meeting of the Board of Public Works was held on Monday, July 13, 2009 at 3:30 p.m. at the Division of Public Works, Administration and Engineering Office conference room, 9 Riverside Street, Nashua, NH 03062.

Members Present

Mayor Donnalee Lozeau, Chair
Timothy Lavoie, Vice Chairman
Daniel Gagnon, Commissioner
Donald Dyer, Commissioner
Tracy Pappas, Commissioner

David Fredette, Interim Director
Steve Dookran, P.E., City Engineer
Wayne Husband, Superintendent, Traffic
Lisa Fauteux, Superintendent, Solid Waste
Kerry Converse, Environmental Engineer
Joe Mendola, Street Construction Engineer
Kathie Berube, BPW Administrative Assistant III

David Deane, Aldermanic Liaison

Chair Lozeau opened the meeting at 3:44 p.m. and asked the clerk to call the roll.

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

Chair Lozeau stated that all Commissioners were present as well as Aldermanic Liaison, David Deane.

The board concurred.

I. Motion: To approve the Agenda as presented.

MOTION: Commissioner Gagnon to approve the Agenda as presented.

SECONDED: Commissioner Pappas.

MOTION CARRIED: Unanimously.

II. Motion: To approve the Minutes of the Board of Public Works Meeting of June 8, 2009.

MOTION: Commissioner Pappas to approve the Minutes of the Board of Public Works Meeting of June 8, 2009.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

Chair Lozeau informed the board that Corporation Council, Jamie McNamee, Esquire was on his way to the meeting and asked that they skip over item III. A. until his arrival so he may be

present to discuss the proposed AFSCME Local 365 Collective Bargaining Agreement with the board.

IV. Aldermanic Referrals

A. R-09-202- AUTHORIZING THE MAYOR AND CITY TREASURER TO APPLY TO THE NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES (NHDES) FOR A LOAN OF UP TO \$500,000 FROM ITS REVOLVING LOAN FUND FOR EXPENSES RELATED TO THE NET METERING PROJECT AT THE NASHUA WASTEWATER TREATMENT FACILITY

MOTION: Commissioner Dyer to favorably endorse R-09-202.

SECONDED: Commissioner Pappas.

Chair Lozeau addressed item IV. Aldermanic Referrals, R-09-202. She informed the Board that the Referral had already been acted upon by the Board of Aldermen because of timing but stated that she had informed the Board of Aldermen that the Board of Public Works was supportive of it, as discussed at their last meeting.

MOTION CARRIED: Unanimously.

III. Administration

A. Motion: To approve the Collective Bargaining Agreement between the Board of Public Works of the City of Nashua, New Hampshire and the American Federation of State, County and Municipal Employees (A.F.S.C.M.E.), AFL-CIO, Local 365 for the period of July 1, 2006 through June 30, 2011.

MOTION: Commissioner Lavoie to approve the Collective Bargaining Agreement between the Board of Public Works of the City of Nashua, New Hampshire and the American Federation of State, County and Municipal Employees (A.F.S.C.M.E.), AFL-CIO, Local 365 for the period of July 1, 2006 through June 30, 2011.

SECONDED: Commissioner Gagnon.

Corporation Council, Jamie McNamee arrived and joined the meeting.

Chair Lozeau asked that Attorney McNamee highlight some of the changes to the proposed AFSCME Local 365 Collective Bargaining Agreement.

A review and discussion of the proposed Agreement was had.

Chair Lozeau stated that the board could consider approving the bulk of the contract that evening and allow Attorney McNamee to meet with the representatives of A.F.S.C.M.E to refine Article 10, section H.

MOTION: Commissioner Lavoie to amend the motion pending the rewording of section 10 Article H.

SECONDED: Commissioner Gagnon.

Commissioner Dyer stated that he did not want to vote because his son works for a department in the City and is part of the A.F.S.C.M.E. Local 365 Union.

IN FAVOR: Chair Lozeau.
ABSTAINED: Commissioner Dyer.
OPPOSED: Commissioner Pappas.
MOTION CARRIED: Majority.

Chair Lozeau mentioned that if a special meeting of the board was necessary the commissioners would be contacted.

V. Engineering Department

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

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

SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

B. Motion: To approve Change Order No. 1 to the FY09 Paving Program Contract in the amount of \$608,585. This change order will be funded through 653-23 – Capital Improvements – FY10 Street Paving (\$554,302) and 792-3744 - Capital Improvements–Sewer Structures (\$54,283).

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SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

C. Motion: To approve a bid award to E. J. Prescott in the amount of \$16,899.80 for the supply of Manhole and Catch Basin Castings. This change order will be funded through 792-3744 - Capital Improvements-Sewer Structures \$16,899.80.

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SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

D. Informational: Update on Paving Program Status.

Street Construction Engineer, Joe Mendola discussed the paving program with the board.

E. Informational: Update on Stormwater and Drainage Program.

City Engineer, Steve Dookran discussed the Stormwater and Drainage Program and Spreadsheet (included in the Agenda packet.) He also informed the board that the Haines Street Sewer Separation Project has gone out to bid and will be advertised for 21 days.

F. Informational: Results of BPR-CSO Assessment of Real Time Control (RTC), Phase 2 Analysis and a Comparison to Findings by Other Consultants.

City Engineer Dookran discussed the results of BPR's CSO assessment of Real Time Control, Phase 2 analysis and a comparison to findings by other consultants. He informed the board that these comments would be considered as the Division of Public Works proceeds with the design of the future CSO measures under the current EPA schedule.

G. Informational: Update on the Nashua Levee Engineering Study, Report and Certification.

City Engineer Dookran discussed the list of maintenance items needed to be addressed to maintain the levee in good operational condition.

VI. Solid Waste Department

A. Motion: To award the FY10 regulatory required annual Groundwater and Air Testing at the Shady Lane Landfill to ECS, Inc. of Bow, NH in the amount of \$19,489.52. Funding for this service is found in account #801-53080-8001-8100.

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SECONDED: Commissioner Pappas.

MOTION CARRIED: Unanimously.

B. Motion: To award the FY10 regulatory required annual Groundwater Testing at the Four Hills Landfill to Endyne, Inc. of Williston, VT in the amount of \$25,890. Funding for this service is found in account #801-53130-8001-8100.

MOTION: Commissioner Dyer to award the FY10 regulatory required annual Groundwater Testing at the Four Hills Landfill to Endyne, Inc. of Williston, VT in the amount of \$25,890. Funding for this service is found in account #801-53130-8001-8100.

SECONDED: Commissioner Pappas.

MOTION CARRIED: Unanimously.

C. Motion: To approve the purchase of one Heil Python Lift Arm with Mounting Hardware in the amount of \$23,000, Tri-Cuff Grabbers in the amount of \$1,750 and \$3,500 for installation for a total cost of \$28,250. Funding for this purchase is found in account #801-78100-8100-8200.

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SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

D. Motion: To approve the award for electronics recycling to our current vendor Uniwaste/CRT Processing. The cost will be \$0.125 per pound. Funding for this service is found in account #801-59100-8300-8400.

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SECONDED: Commissioner Dyer.

MOTION CARRIED: Unanimously.

VII. Street Department

A. Motion: To approve Pole License Petition #21-1004 for a replacement pole on Lund Road and Pole License Petition #21-1005 for a new pole at #5 Simon Street.

MOTION: Commissioner Dyer to approve Pole License Petition #21-1004 for a replacement pole on Lund Road and Pole License Petition #21-1005 for a new pole at #5 Simon Street.

SECONDED: Commissioner Pappas.

MOTION CARRIED: Unanimously.

VIII. Traffic & Parking Department

A. Motion: To approve a contract for pavement markings to the apparent low bidder Markings, Inc. in an amount of \$84,421.45. Funding for this request is located in #555-59170-6944 – Contracted Services Signing and Striping in the amount of \$57,000 and FY 10 Escrow # 590-23555 in the amount of \$30,000. (Approval is contingent up the FY 10 escrow approval.)

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SECONDED: Commissioner Gagnon.

Traffic & Parking Superintendent, Wayne Husband reviewed and discussed pavement markings with the board.

MOTION CARRIED: Unanimously.

IX. Wastewater Treatment Facility

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

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

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

B. Motion: To accept the retirement of John Peterson, Operator III, Wastewater Treatment Facility.

MOTION: Commissioner Dyer to accept the retirement of John Peterson, Operator III, Wastewater Treatment Facility.

SECONDED: Commissioner Lavoie.

MOTION CARRIED: Unanimously.

X. Parks & Recreation Department

A. Informational: Asian Longhorned Beetle.

Parks & Recreation Superintendent, Nick Caggiano discussed the issues surrounding the of infestation of the Asian Longhorned Beetle and it's potential to devastate the Maple sugar

industry in New England.

B. Informational: Informational summary of the December 12, 2008 ice storm.

An informational summary of the December 12, 2009 ice storm was included in the Agenda packet.

Commissioner Lavoie complimented the division for a job well done regarding the citywide cleanup.

C. Informational: Rule changes relative to Cal Ripken Baseball.

Aldermanic Liaison, David Deane and Superintendent Caggiano discussed the expansion of the base paths from the current sixty foot distance to seventy feet.

It was discussed that five fields will be expanded, with a time frame to be completed by the fall.

XI. Interim Directors Report

Interim Director, David Fredette presented and discussed the Director's Report with the board.

XII. General Discussion

A. Selection of the new Division of Public Works Director

Chair Lozeau informed the board that Leon Kenison has been selected as the new Division of Public Works Director and would be starting on Monday, July 20, 2009.

XIII. Commissioners Comments

A brief discussion was had regarding the American Defenders minor league baseball team.

Aldermanic Liaison Deane thanked the Parks & Recreation Department for their assistance with field preparation for the Cal Ripken tournaments.

Interim Director Fredette informed the board that the gas expansion has begun at the landfill and that over 300 notification letters went out to inform the public.

Commissioner Pappas thanked Alderman Deane for his hard work with the Cal Ripen League.

Chair Lozeau informed the board that the financial manager position that will support the division has received over 250 applicants. She also mentioned that she was scheduled to meet with some of the staff regarding the elimination of the business coordinator positions as well as the employee relative to the parking department changes.

Commissioner Lavoie expressed his concerns regarding some contract language clarification related to layoffs that was discussed earlier in the meeting.

XIV. Non-Public Session (if applicable) - N/A

MOTION TO ADJOURN: Commissioner Pappas.

SECONDED: Commissioner Gagnon.

MOTION CARRIED: Unanimously.

Transcribed by

Kathie Berube

BPW/DPW Administrative Assistant III