

Water Supply District of Acton

693 MASSACHUSETTS AVENUE
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Commissioners Meeting
Water Supply District of Acton
693 Massachusetts Avenue
Acton, MA 01720

Agenda: Comments from Citizens
 Approve Minutes of November 16th Meeting

OLD BUSINESS

Update on Potential Land Acquisition at 60 Lawsbrook Road
Update on Civil Complaint for Knox Trail Eminent Domain Taking

NEW BUSINESS

Change Order for Revoli Construction
Preliminary Budget Proposal for FY 2011

Minutes of December 7, 2009 Commissioners Meeting

Regular bi-monthly meeting. Present were Commissioners Parenti, Stuntz, and Phillips, District Manager Chris Allen, Treasurer/Collector Mary Jo Bates, District Counsel Mary Bassett, Commissioners Secretary Lynn Protasowicki and Finance Member Bill Kingman and Dave Butler. Also in attendance: Mary Michelman representing ACES, Barry Rosen of WRAC, John Cipar, of WLMAC

The meeting was called to order at 7:35 P.M.

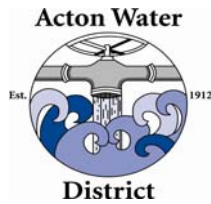
Comments from Citizens

Mary Michelman informed the Commissioners that ACES and Matt Mostoller had a conference call with WR Grace regarding the capture zone analysis, and treatment of the Northeast Area. Ms. Michelman stated that, in her opinion, WR Grace is not doing a sufficient job on the benzene and 1,4 dioxane analysis and that what is being captured is not sustainable. Mr. Matt Mostoller, Environmental Compliance Manager, will be providing comments on behalf of AWD to be presented to WR Grace, as is customary.

Ms. Michelman mentioned that WR Grace wanted to break ground in December but can not move forward until they hear back from government. It may take 6-7 months from the time of breaking ground to the facility being operational.

Approve Minutes of November 16, 2009

Mr. Parenti moved to accept minutes of the meeting held on November 16, 2009 and Mr. Stuntz seconded the motion. The Commissioners were all in favor of approving the minutes.



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OLD BUSINESS

Update on Potential Land Acquisition at 60 Lawsbrook Road

Mr. Allen stated to the Commissioners that he has contacted the town planning agent and Acton Survey. He has not heard back from either party. Mr. Stuntz mentioned to the Board that he contacted Nancy Tavernier of the Acton Housing Authority, who stated that they are not in a position to do anything.

Update on Civil Complaint for Knox Trail Eminent Domain Taking

Ms. Bassett updated the Commissioners on the civil complaint for the Knox Trail eminent domain taking. She presented to the Commissioners newspaper clippings and marketing brochures Attorney Flynn sent. Mr. Flynn is representing the original owners of Knox Trail. These items are touting his recent victories with similar eminent domain settlement cases. Ms. Bassett will send a letter to the attorney stating that we will need to see the appraisal for this land and that there will be no settlement until such time.

The original settlement that AWD paid the owners to purchase Knox Trail was \$10,500 for .08105 acres.

OTHER BUSINESS

Water & Lane Management Advisory Committee (WLMAC)

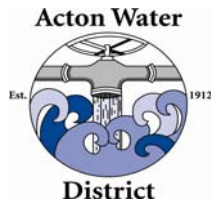
Mr. Rosen will send a letter to the town selectmen stating that Paul Malchodi will need to be reappointed by the Acton Board of Selectmen for three years. Mr. Rosen reiterated that Mr. Charles Orcutt will have to do the official swearing-in of each member on the WLMAC committee.

NEW BUSINESS

Change Order for Revoli Construction

Mr. Allen stated to the Commissioners that the change order, Change Order #1, from Revoli Construction is for field work done to extend the Ductile Iron water main from Huckleberry Lane to Coughlin Street. The change order was for approximately 30 feet of ductile iron at a cost of \$28,553, which was not incorporated in the original design.

Mr. Stuntz moved to accept the change order and Mr. Parenti seconded the motion. The Commissioners were all in favor of approving the minutes.



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Preliminary Budget Proposal for FY 2011

Enclosed in this evening's Commissioners packet is a draft of the budget for fiscal year 2011. Mr. Allen explained to the Commissioners that he, Mary Jo Bates and the Finance Committee had a meeting and went over the proposed budget and warrant articles. The Finance Committee recommended to withdraw the Grace M&O funds from the MTBE funds and let the Grace funds remain invested for future use.

Based on this recommendation, the annual appropriation of \$125,000 for Grace M & O, and an additional \$150,000 for treatment plant piloting in South Acton are to be drawn from the MTBE settlement rather than from the WR Grace settlement fund. There would be \$502,633 remaining in Free Cash after all warrant articles are funded, pending district voter approval of the proposed warrant.

Mr. Parenti moved to adjourn the meeting and Mr. Stuntz seconded the motion. The meeting adjourned at 8:35 p.m.