

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

August 25, 2008

Agenda:           Comments from Citizens  
                  Approve Minutes of July 14, 2008

**NEW BUSINESS**

Mara & Associates with Audit Results  
RFP Response for Great Hill Tank Cellular Site Rental  
Update from Finance Committee Meeting  
Eminent Domain Taking of Parcel at Kennedy-Marshall Site in North Acton  
Approve Proposed Articles for Special District Meeting on September 22<sup>nd</sup>

**OLD BUSINESS**

Update on Indian Village Water Main Project  
Update on Kennedy-Marshall Water Treatment Plant Construction

Minutes of August 25, 2008 Commissioners Meeting

Regular bi-monthly meeting. Present were Commissioners Parenti, Phillips, and Stuntz. Also in attendance were District Manager Chris Allen, Treasurer/Collector Mary J. Bates, and District Counsel Mary Bassett. The Finance Committee was represented by Charles Bradley and David Butler. Also in attendance were Moderator Dick O'Brien and Maureen Mara from Mara & Associates, PC.

The meeting was called to order at 7:37 P.M.

**Comments from Citizens**

There were no comments from citizens at tonight's meeting.

**Approve Minutes of July 14, 2008**

Mr. Stuntz moved to accept the minutes of the meeting held on July 14, 2008 and Mr. Parenti seconded the motion. The Commissioners were all in favor of approving the minutes.

**NEW BUSINESS**

**Mara & Associates with Audit Results**

Maureen Mara presented the auditors report and stated that it was submitted on August 1, 2008 to the Massachusetts Department of Revenue (DOR) and the free cash certification will be

coming out on Wednesday, August 27<sup>th</sup>. Ms. Mara reviewed the letter that she sent to the Commissioners dated August 1, 2008 and said that the past fiscal year came in as expected. She stated her concern regarding the water revenue for this summer as it has been very rainy and said that the AWD will have to evaluate the situation once the October 1<sup>st</sup> bills are generated.

Ms. Mara informed the Commissioners that the fair value of the Grace Investment account as of June 30, 2008 is lower than its historical cost (first time in several years). She also stated that investments in WR Grace are now within the "legal list".

The free cash balance as of June 30, 2008 is \$1,596,021 and the capital projects amount is \$2,298,911.

### **RFP Response for Great Hill Tank Cellular Site Rental**

Mr. Allen informed the Commissioners that the deadline for responses to the RFP was on July 25, 2008 and only one response was received, which was from Crown Atlantic Company, LLC. Crown's response to the RFP was reviewed and found to be responsive and responsible. The proposed lease rate submitted with the price form was acceptable and within the voters' authorization for a new lease. Mr. Allen stated that the current lease will expire in 2010.

Mr. Phillips moved to accept Crown Atlantic Company, LLC's proposal for lease and use of the site for a wireless communication facility, subject to an acceptable final lease form, and Mr. Stuntz seconded the motion. All the Commissioners were in favor. The Commissioners authorized District Counsel to propose a final lease form for review and execution.

### **Update from Finance Committee Meeting**

Update from the Finance Committee Meeting will be discussed during another agenda item.

### **Eminent Domain Taking of Parcel at Kennedy-Marshall Site in North Acton**

Ms. Bassett informed the Commissioners that she received the appraisal from Avery & Associates for the 0.20 acre portion of Acton Industrial Developments Company's property. The appraisal amount was \$15,000. This amount will be included in Article 1 at the Special Meeting which will be held on September 22, 2008. Acton Industrial Development Co, Inc. has been informed that the Commissioners will execute an "Order of Taking" at the Commissioners Meeting following the Special Meeting. Mr. Phillips questioned where the \$15,000 will go if the District is unable to locate the owner and Ms. Bassett responded that the monies will be held in escrow for some time and she will determine and report how to proceed.

### **Approve Proposed Articles for Special District Meeting on September 22, 2008**

Mr. Allen reviewed the proposed Articles (Articles 1-6) with the Commissioners to be presented at the Special District Meeting on September 22, 2008 at 7:30 P.M. The Special Meeting will be held at the Acton Water District conference room.

The Commissioners were assigned to individual Articles (1-6) as follows:

Stephen C. Stuntz  
Leonard A. Phillips  
Ronald R. Parenti

Mr. Stuntz moved to accept Articles 1-6 and Mr. Parenti seconded the approval. The Commissioners accepted the Articles as presented.

## **OLD BUSINESS**

### **Update on Indian Village Water Main Project**

Mr. Allen updated the Commissioners on the Indian Village water main project and said that Seneca Road has been completed. They are currently working on Oneida Road and those residents are connected to a temporary water main. Two hundred feet of water main is completed a day. Mr. Allen also stated that the temporary main has been installed on Mohawk Drive, but no residents in the impacted area are connected.

Mr. Allen said that the company will be bringing in more workers to complete the job in less time. He will be attending a meeting tomorrow, August 26<sup>th</sup>, to review the project.

### **Update on Kennedy-Marshall Water Treatment Plant Construction**

Mr. Allen gave an update to the Commissioners regarding the Kennedy-Marshall Water Treatment Plant construction and informed them that the base lab has been completed, the walls are finished, and the contractor has been cleaning up the site. The Acton Water District personnel have finalized the color selections and at this point, the contractors feel they are ahead of schedule on this project.

## **OTHER NEW BUSINESS**

### **Strawberry Hill Apartments**

Mr. Allen informed the Commissioners regarding a discussion he had with the Strawberry Hill Apartments owner and the DEP. The owner is currently in litigation with the DEP. The apartments now have a private water supply and the DEP would like them to connect to the AWD's water supply. The cost to the owner would be approximately \$85,000 for 72 low income housing units. Mr. Allen informed the Commissioners what has been said about the AWD by the owner.

### **ATSDR Announcement Flyer**

Mr. Phillips shared with all the attendees of tonight's meeting the ATSDR (Agency for Toxic Substances & Disease Registry) Announcement Flyer. A public meeting will be held at the Acton Boxborough Regional High School Cafeteria on Tuesday, August 26, from 6:00-8:00 P.M. The meeting will present the findings of a recently completed public health assessment (PHA) – public comment version and evaluation of cancer incidence at the W.R. Grace & Company, Inc. site in Acton.

Mr. Stuntz moved to adjourn the meeting and Mr. Parenti seconded the motion. The meeting adjourned at 8:26 pm.