

25 October 2005

MEMORANDUM

From: Manager

To: Board of Trustees

Subj: MANAGER REPORT AND MINUTES FOR BOOTHBAY REGION WATER
DISTRICT MEETING 11 OCTOBER 2005

**MINUTES FOR 11 OCTOBER 2005 BOOTHBAY REGION WATER DISTRICT BOARD
OF TRUSTEES MEETING**

The Board of Trustees convened at 1400 hrs. In attendance: Trustee Pinkham (Chair), Trustee MacPhee (Vice Chair), Trustee McNelis (Clerk), , Trustee Curtis (Treasurer), Administrative Manager (AM) Bob Raudenbush and Manager Jon "Ziggy" Ziegler. Guest: Ms. Ginny Savage & Michael Jones, Breakwater Design & Build Inc., Mr. Tom Ally, Atlas Enterprises Inc. Absent: Trustee Carter

1. Trustee Pinkham called the meeting to order at 1400 hr.
2. The minutes of the 27 September 2005 meeting was approved with amendments.
Trustee Curtis motioned, Trustee McNelis second, vote: unanimous
3. The board approved warrants 57, 58 & 59
Trustee MacPhee motioned, Trustee McNelis second, vote: unanimous
4. Chairman Pinkham asked the manager to give a status report concerning the road opening permit dispute with the town Boothbay. The manager reported the town of Boothbay continued to maintain that there will be no road openings within five years of paving. The board instructed the manager to press on with legal action supporting the districts charter, which in the boards opinion, gave the district the right to serve water to anybody who asked within the district limits. The board instructed the manger to press this matter with attorney Geoff Hole and take whatever steps necessary to obtain road opening permits within the town of Boothbay to meet the requirements of the districts charter.
5. Trustee Pinkham recognized Mr. George Whitten. Mr. Whitten asked for a rebate of funds related to the cost of the 2" meter installed on the Massachusetts Road Sewer Company Line claiming I it was an "illegal surcharge". After lengthy discussion, the administrative manager (AM) suggested Mr. Whitten contact Ms. Betty Berro, Consumer Assistance Division, Maine Public Utilities Commission to arbitrate a decision on any rebate to Mr. Whitten. Mr. Whitten agreed and stated it would be spring before he met with Ms. Berro because of commitments out-of-state until the spring.

6. Trustee Pinkham recognized Mr. Tom Ally, Atlas Enterprise Inc., Ms. Ginny Savage & Michael Jones, Breakwater Design & Build Inc. who petitioned the board to proceed on the Sunset Terrace subdivision located in Boothbay Harbor. The manager reported the design for the subdivision was acceptable and Atlas Enterprise had entered into agreement with the district for a main extension. After discussion the board approved Atlas Enterprise request to construct a water main extension to service the Sunset Terrace subdivision with final acceptance contingent on a favorable report by the distribution foreman, acting district inspector, and the execution of a utility easement to be prepared at Atlas Enterprises expense by Attorney Carl R. "Chip" Griffin III.
Trustee McNelis motioned, Trustee Curtis second, vote: unanimous
7. The manager petitioned the board to divert funding from the planned Union Court water main replacement to upgrading the Sunset Road water main from 6" cast iron main to 8" ductile iron main to meet NFPA and local requirements. The manager reported by contracting with Breakwater Design and Build the cost would be \$54,500 plus a share in any ledge removal. The AM reported this was budgeted for the Union Court upgrade. The manager stated the cost for this replacement would be far less than if the district attempted to contract it alone. The board agreed and approved the district entering into contract with Breakwater Design and Build to replace the Sunset Road water main by diverting funds from the planned Union Court Rehabilitation project.
Trustee Curtis motioned, Trustee McNelis second, vote: unanimous
8. The AM reported on the building improvements. It was reported the new garage doors were installed and Iron One Painting was scheduled to paint the exterior metal surfaces of the treatment plant within the next two weeks.
9. The manger reported he the bidding process for the Knickerbockers Intake was preceding well. It was reported the bid opening for the project would take place on 25 October 2005 at 1400 hrs.
10. The manager reported he had had discussions with Mr. Chuck Fuller concerning the water main replacement for the Squirrel Island water main. It was reported the main replacement would require approximately 300 weighting units and the quote was \$26.00 per unit. The manger informed the board that he had ordered these weights to be constructed.
11. The manager reported the sustainable water use rules currently with the Maine Department of Environmental Protection (DEP). It was reported there would be a series of hearings with the Board of Environmental Protection (BEP) through November and December and if adopted, the rules would be presented to the legislature in February. The manager reported he would actively comment on the rules with the board's approval. In addition the manager reported the BEP is moving away from a water utility exemption for safe yield and to an approach of littoral zone protection. The manger surmised that this approach would be detrimental to the operations of the district. The board instructed the manager to keep them informed of rule making process.

12. The manager described the progress of several subdivisions currently under consideration by the district in the towns of Boothbay Harbor and Boothbay.

Dora Highlands – No change in status

High Ledge – The manger presented the board with engineered drawings for a water main extension into the subdivision with the district's comments. It was reported the district had relayed these comments to Wright-Pierce and was awaiting the final plans.

Taylor (Weiner) Subdivision – Inspection was reported ongoing.

Sunset Acres –see above.

Boothbay Country Club – No change in status was reported concerning this subdivision.

St. Andrews Village Phase II – No change in status was reported concerning this project.

13. The AM reported Signal Point Condominiums bill would be \$17,000.00 over minimum due to a leak at Wottons Wharf. The board was informed that there was no way of breaking off the amount of water used by Signal Point and Wottons Wharf and Signal Point would be billed for the overage.
14. The board approved Mr. William Southmayd's (Act# 02004900) request to downsize his existing 1" meter to a 3/4" year round meter and 5/8" seasonal meter for his garage.
Trustee McNelis motioned, Trustee Curtis second, vote: unanimous
15. The manager informed the board the district had completed flushing operations for the east side of Boothbay Harbor. The board was informed the spring flushing schedule would include East Boothbay.
16. The meeting was adjourned at 1519 hr.
Trustee MacPhee motioned, Trustee McNelis second, vote: unanimous

END OF MINUTES

Respectfully Submitted,
Jonathan E. Ziegler
Manager