



Town of Provincetown

Meeting of the WATER & SEWER BOARD

Friday, November 4, 2011

Grace Gouveia Bldg, 26 Alden St, Room 6, Provincetown

Water & Sewer Board Members Present: Jonathan Sinaiko (chair), Kathleen Meads, Moe Van Dereck, Mark Collins, Sacha Richter, Kevin Kuechler, Bill Worthington, Shannon Corea. Mr. Sinaiko joined the meeting at 9:15 am.

Water & Sewer Board Members Absent: none

Other attendees: DPW Staff David Guertin, Donald Morin, Carl Hillstrom; Provincetown Town Manager Sharon Lynn; Provincetown Selectman Austin Knight, Truro Town Counsel Jamie Veara, Provincetown Town Counsel John Giorgio. Recorder: Anna Michaud.

Call to Order

As Mr. Sinaiko was delayed, Vice Chair Collins called the meeting to order at 9:04 am.

Mr. Guertin provided a brief overview the steps that led to special legislation resulting in the appointment of 3 Truro members to the newly configured Water & Sewer Board.

Mr. Sinaiko arrived at 9:15 and assumed chairing of the meeting.

Work Session led by Provincetown Town Counsel - protocols for composite Board

Mr. Giorgio led this work session, which resulted in the following:

- Agendas should start with Water items, to be followed by Sewer, with the caveat that a public hearing regarding Sewer issues must open at the specific time listed. There should be more specificity in the agendas than in the past.
- If an executive session is to be scheduled, Town Counsel(s) need to be contacted. If the executive session concerns a Water only issue, the full board may participate, with an invitation issued to the Truro Board of Selectmen as well.
- A quorum consists of 4 members, in any combination of town representation. Any change to this definition would need a special amendment to the legislation. It could also be addressed through a charter change; the Board of Selectmen is the decider on this. The Board can vote to hold a vote until a future meeting.
- If the Truro Board of Selectmen does not fill a Truro vacancy within 60 days, appointment authority reverts to the Provincetown Moderator.
- The composite board shall have no more than 7 voting members.
- The requirements of the Open Meeting Law and Conflict of Interest Laws were reviewed.

Ms Meads suggested that a follow-up meeting be held in 8-10 months with Provincetown and Truro town counsels, Mr. Knight, and perhaps a representative of the Truro BOS.

Work Session - Water & Sewer regulation changes regarding abatements for leaks due to non-compliant piping

Mr. Guertin explained the current abatement policy for service leaks, including the 500% formula. Staff would like to advocate tightening the abatement policy. Mr. Sinaiko suggested that if service is non-compliant and a leak is a result of non-compliance, the Board could choose to abate if the service is replaced within a certain time frame. Mr. Guertin said that the Water & Sewer Board would have the backing of the Provincetown Selectmen for this change. Mr. Knight also suggested that if a customer’s property has been identified to him or her as non-compliant, the service must be made compliant at time of a sale. Ms Meads added that this requirement could apply to arms-length sales. Ms. Corea said that this policy could be like the double-wall oil procedure for property sales. Mr. Kuechler added that it would also be similar to Title 5 requirements for sales. Mr. Sinaiko moved, seconded by Mr. Richter, to schedule a public hearing on these matters in May 2012, after the date of Truro Town Meeting. The motion carried by a vote of 7-0.

Water and Sewer Abatements

Ms Michaud had no new abatement requests to present.

Other Business

Ms Prada presented the following flow revision:

Map & Parcel	Address	Orig. Flow	Rev. Flow	Net Chg	Orig. Betmt	Rev. Betmt	Net Betmt.	Reason Change
15-1-006-0-003	533-535 Commercial St	110	220	110	\$3,704.80	\$7,409.60	\$3,704.80	BOH Insp. 9/28/11

Mr. Sinaiko moved, seconded by Mr. Richter, to accept the staff recommendation. The motion carried by a vote of 5-0.

Approval of Minutes

Mr. Sinaiko moved, seconded by Mr. Richter, to approve the minutes of the September 28, 2011 meeting. The motion carried by a vote of 5-0.

Adjournment

There being no further business, Mr. Sinaiko moved, seconded by Mr. Kuechler, to adjourn the meeting. The vote carried by a vote of 7-0 and the meeting was adjourned at 4:20 p.m.

Respectfully submitted,

Sacha Richter, Clerk