

**GREATER NEW BEDFORD REGIONAL REFUSE MANAGEMENT DISTRICT
MEETING**

Meeting Minutes

Thursday, September 29, 2022

The Greater New Bedford Regional Refuse Management District Committee held a publicly posted meeting on **Thursday, September 29, 2022, at 8:00 A.M.** at the Dartmouth Town Hall, Room 315, 400 Slocum Road, Dartmouth, MA.

District Committee Members in attendance: Chairperson, John Beauregard; Christine LeBlanc, Daniel Patten, Michael Gagne, Kelley Cabral-Mosher.

Ken Blanchard was not in attendance.

Also in attendance: Scott Alfonse, Executive Director; Leonor Ferreira, Secretary; Matthew J. Thomas, District Counsel (arrived at 8:04 a.m.).

1. Call to order / Salute the flag

Chairperson Beauregard called the meeting to order at 8:00 a.m. and led a salute to the flag.

2. Legal notices

Mr. Beauregard noted that legal notices of the meeting were posted in Dartmouth and New Bedford more than 48 hours prior to the meeting.

Chairperson Beauregard read the following statement:

“Pursuant to the Open Meeting Law, any person may make an audio or video recording of this public meeting, or may transmit the meeting through any medium. Attendees are therefore advised that such recordings and transmissions are being made, whether perceived or unperceived, by those present, and are deemed acknowledged and permissible.”

3. Roll call of members

Chairperson John Beauregard, yes
Christine LeBlanc, yes
Daniel Patten, yes
Kelley Cabral-Mosher, yes
Michael Gagne, yes
Ken Blanchard, not in attendance

4. Approval of minutes

Chairperson Beauregard asked for a motion to approve the August 31, 2022 regular session minutes. Motion made by Mr. Patten, seconded by Ms. LeBlanc. All voted in favor.

Motion passed 5 to 0.

5. Warrant Report and Ratification

Chairperson Beauregard asked for a motion to accept the warrant reports and ratify warrant No. 3-23 dated August 24, 2022, and warrant no. 4-23 dated September 7, 2022. Motion made by Mr. Gagne, seconded by Mr. Patten. All voted in favor.

Motion passed 5 to 0.

6. Executive Session

- a. To comply with, or act under the authority of, any general or special law of federal grant-in-aid requirements.

Motion to go into Executive Session for the purpose stated and reconvene in open session upon the conclusion of Executive Session. Motion made by Mr. Gagne, seconded by Ms. LeBlanc. Roll call: Chairperson John Beauregard, yes; Daniel Patten, yes; Christine LeBlanc, yes; Kelley Cabral-Mosher, yes; Michael Gagne, yes; Ken Blanchard, not in attendance.

Mr. Alfonse noted that when Attorney Thomas arrives he would cite the specific law to convene into Executive Session.

Committee moved into Executive Session at 8:03 a.m.

Committee convened into open session at 8:04 a.m.

Chairperson Beauregard asked for a motion to go into Executive Session for the purpose stated and reconvene in open session upon the conclusion of the Executive Session.

Attorney Thomas said Committee would be discussing policies that have not been fully formulated by the District. The draft documents are exempt from the public records law under MGL Chapter 4, Section 7, Clause Twenty-sixth(d), so any discussion regarding those nonpublic documents should be in executive session. Once the policy is fully formulated those documents and the discussion will become part of the public record.

Motion made by Mr. Patten, seconded by Ms. LeBlanc. Roll call: Chairperson John Beauregard, yes; Daniel Patten, yes; Christine LeBlanc, yes; Kelley Cabral-Mosher, yes; Michael Gagne, yes; Ken Blanchard, not in attendance.

Committee moved into Executive Session at 8:06 a.m.

Committee convened into open session at 8:51 a.m.

7. New Business

- a. Civil and Environmental Consultants, Inc. (CEC) contract amendment

Motion to authorize the Executive Director to amend the Agreement to Provide Environmental Monitoring Services to compensate CEC for unsuccessful attempts to collect stormwater samples in accordance with Task B. in Appendix A of the Agreement. An unsuccessful attempt shall be the result of no discharge at the outfalls. Compensation for each unsuccessful attempt shall be limited to no more than \$867 per attempt to collect samples. Motion made by Mr. Patten, seconded by Ms. LeBlanc.

Mr. Alfonse discussed the memo. He noted contract with CEC is for \$867 per visit plus the quarterly monitoring cost. They have agreed to invoice on a time and materials basis as to not exceed \$867 for each unsuccessful attempt.

The group discussed steps CEC should take, going forward, to demonstrate reasonable efforts to determine whether or not there is an issue on qualifying events on stormwater sampling.

Mr. Alfonse clarified that the resolution would be that prior to coming into the landfill site, CEC would make reasonable efforts to confirm that the rain event is sufficient to generate a discharge. The Committee agreed.

Ms. LeBlanc suggested the price should be less than \$867. Mr. Alfonse noted that \$867 would be the maximum price billable based on time and materials.

Mr. Patten asked if there were only three events. Mr. Alfonse noted that there were three locations and four yearly events (summer being the biggest problem).

Mr. Patten asked if CEC invoices for one visit. Mr. Alfonse noted that invoices are sent when they can collect a sample, but because of the drought this summer there wasn't any water to collect.

Motion to authorize the Executive Director to amend the contract so that CEC would be compensated on time and material basis not to exceed \$500 per unsuccessful attempt to collect stormwater after they have taken reasonable steps to confirm with property owner that it's a qualifying event. Motion made by made by Mr. Patten, seconded by Ms. LeBlanc. All voted in favor.

Motion passed 5 – 0

b. Cranberry Bog Update

Motion to discuss High Hill Road cranberry bogs made by Mr. Patten, seconded by Ms. LeBlanc.

Mr. Alfonse discussed the memo. He noted that the District licenses the operation of cranberry bogs of Hill Road in Dartmouth (High Hill bogs) to S.K. Wainio. He noted Wainio was looking to revert the bogs back to conventional bogs instead of organic (half of production as organic, and half of production conventional). He asked for the board's input since the cranberry market is volatile and unpredictable and prices can fluctuate widely from year to year.

Mr. Gagne asked if cranberries were dry or wet picked. Mr. Alfonse replied noting that cranberries were dry picked. Mr. Gagne noted that Decas was acquired by a Canadian company and they were not accepting dry picked cranberries at Decas this year which is complicated for organic and non-organic. Dry picked cranberries would have to be wet picked going forward.

Mr. Beauregard asked how the request would affect the District. Mr. Alfonse noted that it affects District's revenue, although it's not a significant stream of revenue.

Mr. Beauregard asked if there were any downfalls once the organic bogs were reverted back to conventional bogs. Attorney Thomas noted the bogs main purpose was landfill buffer. It wasn't meant to be a source of revenue. Mr. Beauregard then asked if there were any environmental issues if bogs were to be switched back from organic to nonorganic. Mr. Alfonse noted that there weren't any issues. Mr. Beauregard then said that he would allow S.K. Wainio to proceed with his request. The group agreed.

Motion to follow recommendation made by Mr. Patten, seconded by Mr. Gagne. All voted in favor.

Motion passed 5 – 0

c. Director's Report

Motion to receive the Director's report made by Mr. Patten, seconded by Ms. LeBlanc.

Mr. Alfonse discussed the memo.

Chairperson Beauregard recognized Mr. Alfonse and Attorney Thomas's for the work done with the MBTA railroad crossing at Barnet Boulevard road closure.

Mr. Alfonse discussed the Assistant Executive Director/Operations Manager recruitment process noting that there were three applicants to date.

Mr. Gagne noted the Income Statement and asked for clarification on Cleanway Disposal's revenue. Mr. Alfonse noted that Cleanway Disposal was purchased by WIN Waste, who also acquired Frade's Disposal, and some payments may have been made towards the Cleanway account. He will ask the Accountant for clarification. Mr. Gagne asked if projections of revenue from Cleanway Disposal would still be on target. Mr. Alfonse noted that there weren't any projections for Cleanway Disposal; however, projections for revenue for WIN Waste will be equal or greater than Frade's Disposal and Cleanway Disposal both combined.

d. Items which could not have been reasonably anticipated 48 hours in advance

8. Set Meeting Schedule - October

The next District Committee meetings are scheduled for Wednesday, November 1, 2022, and Thursday, November 17, 2022 at 8:00 a.m.

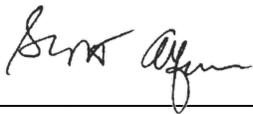
9. Adjourn

Motion to adjourn made by Mr. Patten, seconded by Ms. Kelley Cabral-Mosher. All voted in favor.

Motion passed 5 to 0.

The meeting adjourned at 9:17 a.m.

Approved by vote of District Committee on Thursday, October 26, 2022.



Scott Alfonse, Executive Director

MEMOS

6a. Memo – Executive Session

7a.. Memo – CEC Contract amendment dated 9/23/2022

7b. Memo – Cranberry Bog update dated 9/23/2022

6f. Memo – Director's Report dated 9/23/2022

Attachment – Commercial and Municipal Tonnage – March 2021 to August 2022 graph

Handout by Mr. Alfonse – Income Statement as of September 21, 2022