

## REGULAR MEETING PUBLIC SERVICE COMMITTEE of February 24, 2021

Meeting of the Public Service Committee was held remotely via Zoom/Broadcast on the City's YouTube Channel at 4:30 PM on February 24, 2021.

Members Present: Councilor Nathan Boudreau, Chairman; Councilor Judy Mack; Councilor Karen Hardern; Administrative Assistant Christine Harty

Attendees: Dane E. Arnold, DPW Director; Chris Coughlin, City Engineer; & Lyndsy Butler, Conservation Agent

### **CALL TO ORDER**

Councilor Nathan Boudreau called the meeting to order at 4:30 pm.

### **OPEN MEETING RECORDING**

ANNOUNCEMENT – any person may make a video or audio recording of an open session of a meeting, or may transmit the meeting through any medium, subject to reasonable requirements of the chair as to the number, placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recording shall notify the chair forthwith. All Documents referenced or used during the meeting must be submitted in duplicate to Secretary of the Committee, pursuant to the Open Meeting and Public Records Law. All documents shall become part of the official record of the meeting.

### **ACCEPTANCE OF MINUTES**

Motion to accept the minutes of the October 28, 2020 meeting as written made by Councilor Judy Mack, second by Councilor Karen Hardern, all in favor motion carries.

### **ABATEMENTS WATER/SEWER**

63 Fieldstone Drive, previously tabled. Dane, appears both home owner and water department were interpreting 2<sup>nd</sup> meter readings incorrectly. Recommendation of sewer credit is provided on packet of information given for location. Abatement total will be reduction of 490.00 on sewer. Motion to grant sewer credit by Councilor Judy Mack second by Councilor Karen Hardern, all in favor, motion carries.

15 Albion Street, appeal of meter tampering fee. Property was also reviewed in 2016 for meter tampering. At that time meter tampering-proof steps were taken. Meter was moving in opposite direction indicative of meter removal/tampering. Councilor Nathan Boudreau, does committee have teeth for such an action done? Dane, yes meter tampering fee is within City Ordinance as a fine. Dane makes call to owner, no answer. Second call later, still no answer.

346 Pleasant Street, appeal of minimum fees charged at time of property purchase. Dane calls property owner, Matthew MacDonald. Matthew provides committee his information regarding his abatement request. Councilor, Nathan Boudreau thanks Matthew and informs will be in contact once request is reviewed and decided upon.

Councilor Judy Mack, cannot see setting a precedence in regards to a situation that is common with property sales. Both minimum fees and new owner fee are specified within City ordinance. Councilor Karen Harden reiterates, cannot go against a City Ordinance we have in place.

Motion to uphold charges and deny request for abatement made by Councilor Karen Hardern, second by Councilor Judy Mack, all in favor, motion carries.

25 Wright Street, has had ongoing problem with toilet leaks, repairs made. Rental property and need to be sure leaks have been repaired as they spanned over some period of time. Dane makes phone call to owner Theodore Moser . Theo provides committee his information regarding his abatement request. Councilors ask for details regarding leaks,

time frame, & repairs. Theo explains further chain of events. Councilor Judy Mack asks about leaks that seemed to have continued, what was outcome? Theo states, was ongoing process of locating, repairing, and monitoring.

In the Committee's review of request they ask Dane of his opinion. Dane: Water passed through meter, is billable. Suggestion by Dane to obtain additional readings of meter to verify leaks have been repaired and rental property is back to normal average use. Motion by Councilor Nathan Boudreau to table appeal until next meeting.

### **REPORTS FROM DEPARTMENT HEADS**

Dane Arnold: Letter was sent to Council for decommissioning of gas tank per DEP by March 13<sup>th</sup>. Chose to decommission and move to gas card system, as the diesel tank is also near time for replacement within next five years. Will be a tedious project to set up but once there a good system.

Councilor Nate Boudreau: is this a purchasing procedure and bud process? Dane: state contract, already procured. We will have access to 95% of gas stations in and out of state. Councilor Nate Boudreau: also save on maintenance of tanks.

Letter for Chapter 90 information early. Will received same amount, around 612,000. Will be rating and prioritizing a list of streets for Mayor for the 2021 paving list.

In regards to snow & Ice account, have spent about 475,000 to date. Will be asking Council soon for deficit spending regarding reimbursement of that line item.

Pleasant Street Bridge should be opening in the spring. Hoping to receive call soon it is open.

Councilor Karen Hardern, hoping Harvard Street be on paving list, also wanted to thank DPW for wonderful job this winter. Dane, will pass the word on to DPW, also list is given to Mayor who chooses which streets are completed.

Chris Coughlin: We now have a new GIS Coordinator.

Now in 2<sup>nd</sup> phase of water main project, at end of design phase. Looking to get bid prices by end of March early April and start construction phase end of July early July. Will be begin on Parker Street and down to Jean Street. Prioritized this way to coincide with project by Community Development regarding the sidewalks and lighting in that area.

Wayside Pond Dam, located at Morse Electric in dire need of repair. Grant going to state end of week, should hear good news and begin design phase of repair.

Received letter from EPA for all communities involved in the MS4 storm water program regarding Ordinances we recently passed. EPA wants changes, they are minor missed in last round and will need Amendments by June 30<sup>th</sup>.

Lyndsy Butler Nothing new to report. Councilor Nate Boudreau, any spring time cleanup activities planned?

Lyndsy, no, as of now held off due to Covid.

### **ORDINANCE**

10394 – A Petition by National Grid and Verizon New England, Inc. to install one (1) JO Pole on Manca Drive beginning at a point approximately 485 feet south of the centerline of the intersection of West Broadway and Manca Drive and continuing approximately 17 feet in an east direction. Installing one (1) JO Pole in the public way of Manca Drive for commercial service of 440 West Broadway.

Chris Coughlin states he would recommend the petition. Councilor Nate Boudreau, Councilor James Walsh had questions at last Council meeting regarding this pole. Chris, pole is in fine location, only concern would be

ownership of private roadway. It may be on City property though. There is a history of work completed on Manca Drive but never through pole petitions. Chris, will reach out to Legal Dept. to see how to handle this. Motion made to approve pole petition with the contingency to obtain opinion of the legal department on ownership before the next Council meeting. Motion made by Councilor Judy Mack second by Councilor Karen Hardern, all in favor motion carries.

### **DISCUSSION OF PARKER'S POND**

Chris Coughlin, we are currently working on EPA permit requirements to reduce phosphorous discharge by 50%. Have met with a consultant to discuss components involved in drainage system for reducing the discharge. Also will need to clarify ownership. Getting closer to permitting, etc. Focused now on EPA requirements.

Councilor Nate Boudreau, step in right direction.. Chris, will reduce algae issue.

Councilor Judy Mack, are there grants available for the cleanup? Chris, could not find any at state or federal level in regards to general cleanup

Councilor Nate Boudreau, should this remain a standing item on Public Service Committee Agenda? Councilor Judy Mack, we can remove as standing item given the process has begun. Councilor Nate Boudreau, Christine please remove Parker's Pond Discussion from next agenda. .

### **REPORTS & REQUESTS FROM COUNCILOR'S**

Councilor Judy Mack, no requests. Gardner DPW has done a great job this winter.

Councilor Karen Hardern, no requests.

Nathan Boudreau: no requests, but would like to reiterate sentiment of Councilor Mack in thanking DPW during these winter months.

Motion to adjourn, Motion made by Councilor Karen Hardern second by Councilor Judy Mack to adjourn meeting at 5:15 pm. Roll Call vote: Councilor Karen Hardern yes, Councilor Judy Mack yes, Councilor Nathan Boudreau yes. Motion passes.

Next meeting scheduled as needed.

All documents submitted at this meeting are stored in the office of the DPW 50 Manca Drive for any review.

Respectfully submitted:

Christine M. Harty, Administrative Assistant

**PRESIDENT**

Elizabeth J. Kazinskas

**COUNCILLORS AT LARGE**

James S. Boone  
Craig R. Cormier  
Ronald F. Cormier  
Scott Joseph Graves, Esq.  
Judy A. Mack  
George C. Tyros

**WARD 1 COUNCILLOR**

James M. Walsh, Esq.

**WARD 2 COUNCILLOR**

Elizabeth J. Kazinskas

**WARD 3 COUNCILLOR**

Nathan R. Boudreau

**WARD 4 COUNCILLOR**

Karen G. Hardern

**WARD 5 COUNCILLOR**

Alek Dernalowicz, Esq.

**CITY OF GARDNER**  
**MASSACHUSETTS 01440-2630**

OFFICE OF THE  
CITY COUNCIL



RECEIVED  
2021 FEB 23 AM 9:26  
CITY CLERK'S OFFICE  
GARDNER, MA

February 17, 2021

**PUBLIC SERVICE COMMITTEE MEETING - AMENDED**

**Date:** Wednesday, February 24, 2021  
**Time:** 4:30 p.m.  
**Location:** Zoom/Live on city of Gardner YouTube Channel

*ANNOUNCEMENT - Any person may make a video or audio recording of an open session of a meeting, or may transmit the meeting through any medium, subject to reasonable requirements of the chair as to the number, placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recording shall notify the Chair forthwith. All Documents referenced or used during the meeting must be submitted in duplicate to the Clerk of the Committee, pursuant to the Open Meeting and Public Records Law. All documents shall become part of the official record of the meeting.*

**AGENDA**

- I. Review and Approval of the Minutes of the prior meeting.
- II. Department Updates:
  - Public Works/Sewer/Water – Dane Arnold, DPW Director
  - Survey/Engineering – Chris Coughlin, City Engineer
  - Conservation Commission – Lyndsy Butler, Conservation Agent
- III. Abatements Water/Sewer:
  - 63 Fieldstone Drive (tabled from previous)
  - 15 Albion Street
  - 346 Pleasant Street
  - 25 Wright Street
- IV. Proposed Ordinance Amendments:
  - a. 10394 – A Petition by National Grid and Verizon New England, Inc. to install one (1) JO Pole on Manca Drive beginning at a point approximately 485 feet south of the centerline of the intersection of West Broadway and Manca Drive and continuing approximately 17 feet in an east direction. Installing one (1) JO Pole in the public way of Manca Drive for commercial service of 440 West Broadway.
- V. Discussion of Parker’s Pond
- VI. Councillor Requests
- VII. Adjournment

*NOTICE: The listing of Agenda items are those reasonably anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.*

CITY COUNCIL OF GARDNER

*Nathan R. Boudreau*

Councilor Nathan R. Boudreau  
Chairman, Public Service Committee

RECEIVED

Questions contact – Robert Williams 774-437-9206

2021 JAN 27 PM 12:08

**PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS**

CLERK'S OFFICE  
GARDNER, MA

**North Andover, Massachusetts**

**To the City Council  
Of Gardner, Massachusetts**

Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Manca Drive - National Grid to install 1 JO Pole on Manca Dr beginning at a point approximately 485 feet south of the centerline of the intersection of West Broadway and Manca Dr and continuing approximately 17 feet in an east direction. Installing 1 JO Pole in the public way of Manca Dr for commercial service of 440 West Broadway.

Location approximately as shown on plan attached

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Manca Dr - Gardner - Massachusetts.

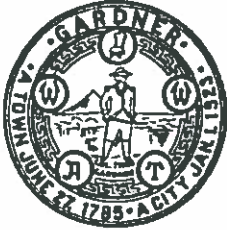
No. 29872108 January 13, 2021

Also for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

Massachusetts Electric Company d/b/a National Grid  
BY Pat Cody  
Engineering Department

VERIZON NEW ENGLAND, INC.  
BY Albert C. Bessette  
Manager / Right of Way



**CITY OF GARDNER**  
**MASSACHUSETTS 01440-2630**

OFFICE OF THE  
**CITY CLERK**

Room 121, City Hall  
 Tel (978) 630-4058  
 Fax (978) 630-2589

RECEIVED

2021 FEB -4 PM 2:34

CITY CLERK'S OFFICE  
 GARDNER, MA

**NOTICE TO ABUTTERS**

February 3, 2021

TO ABUTTERS AND OTHER INTERESTED PARTIES:

Pursuant to the provisions of M.G.L., c. 166, §22, you are hereby notified that a Public Hearing will be conducted via remote participation\* on **TUESDAY, FEBRUARY 16, 2021 at 7:30 o'clock P.M.** on the petition of Massachusetts Electric Company, d/b/a NATIONAL GRID and Verizon New England, Inc. for permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, under along and across the following public way:

MANCA DRIVE – National Grid and Verizon New England, Inc. to install one (1) JO Pole on Manca Drive beginning at a point approximately 485 feet south of the centerline of the intersection of West Broadway and Manca Drive and continuing approximately 17 feet in an east direction. Installing one (1) JO Pole in the public way of Manca Drive for commercial service of 440 West Broadway.

A sketch of the proposed pole location is attached for your edification.

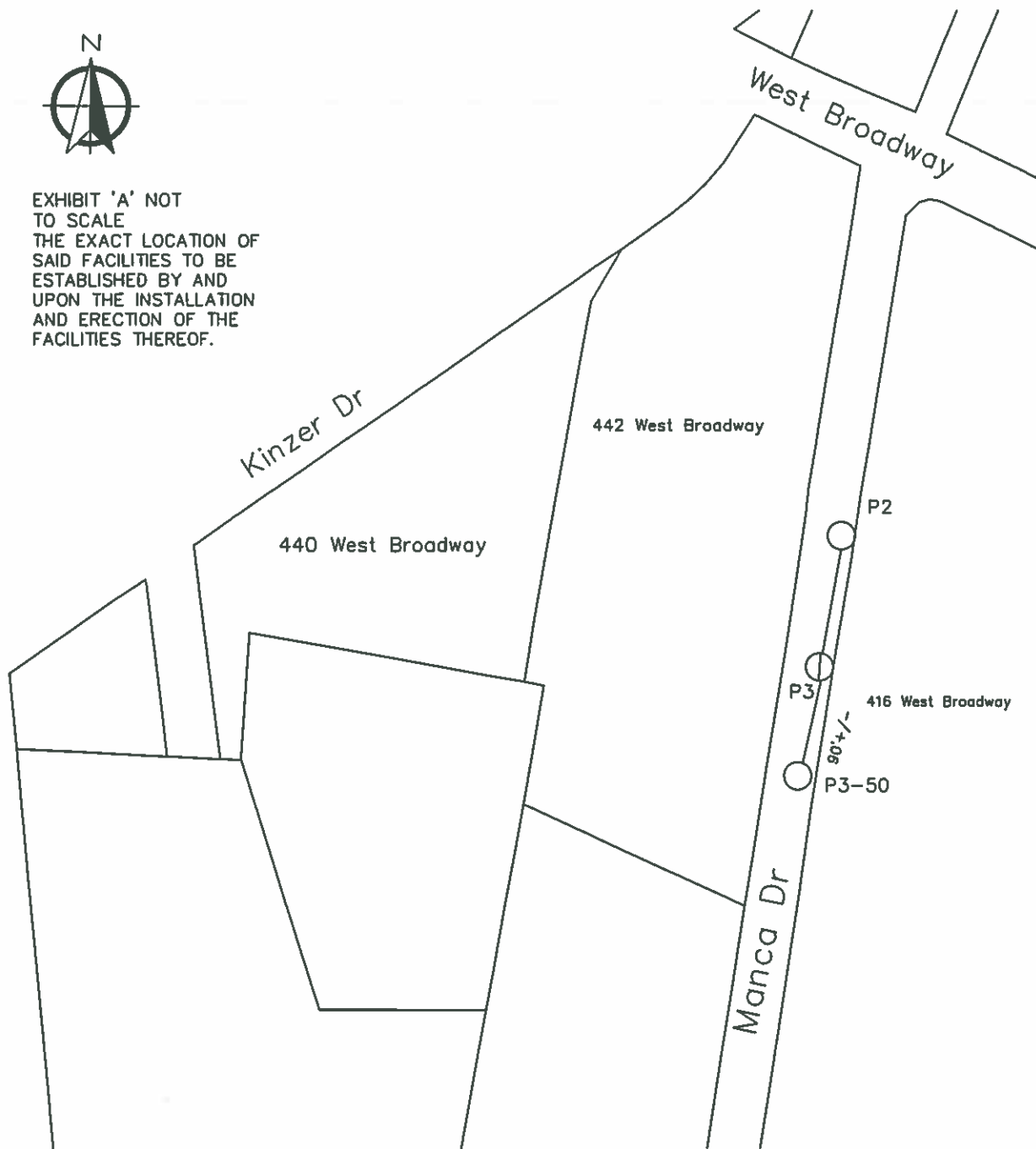
\*The Public Hearing will be conducted via **Zoom** Video Conferencing and broadcast live on Gardner Educational Television Channel 8 and on the City's YouTube Channel. Parties interested in testifying before the City Council are requested to contact City Clerk Titi Siriphan by calling **978-630-4058** or by e-mail at [tsiriphan@gardner-ma.gov](mailto:tsiriphan@gardner-ma.gov) to register and to obtain participation/call-in instructions.

CITY COUNCIL OF GARDNER

By: TITI SIRIPHAN  
 City Clerk



EXHIBIT 'A' NOT TO SCALE  
 THE EXACT LOCATION OF SAID FACILITIES TO BE ESTABLISHED BY AND UPON THE INSTALLATION AND ERECTION OF THE FACILITIES THEREOF.



LEGEND

- ⊕ Proposed JO Pole
- Existing JO Pole
- OH Wire

Petition Sketch

416 West Broadway Gardner, MA

Date: 12/28/20

Designer: WLLJRB

W/R: 29872108



**Titi Siriphan**

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**From:** Loguidice, Vincent <Vincent.Loguidice@nationalgrid.com>  
**Sent:** Tuesday, February 16, 2021 12:07 PM  
**To:** Titi Siriphan  
**Subject:** RE: EXT || City Council Calendar for Tuesday, February 16, 2021 - Pole Petition - Public Hearing-Manca Drive

**CAUTION: This email originated from a sender outside of the City of Gardner mail system. Do not click on links or open attachments unless you verify the sender and know the content is safe.**

Good Afternoon Ti

Below is the response you are looking for. Thank you.

Vinny,  
National Grid is petitioning for a service pole for SALVADORE AUTO EXCHANGE. This is a COMMERCIAL RELOCATION/UPGRADE FROM 400 AMPS TO 800 AMPS 120/208 3PH, CURRENTLY overhead service CHANGING TO an underground service. Kindly request the town approve the grant of location for this local business.

Thanks,

Cody

**Vinny LoGuidice**  
**Work Support NE North**  
**North Andover**  
[Vincent.LoGuidice@Nationalgrid.com](mailto:Vincent.LoGuidice@Nationalgrid.com)  
**978-725-1392**

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**From:** Titi Siriphan <tsiriphan@gardner-ma.gov>  
**Sent:** Tuesday, February 16, 2021 10:11 AM  
**To:** Loguidice, Vincent <Vincent.Loguidice@nationalgrid.com>  
**Subject:** RE: EXT || City Council Calendar for Tuesday, February 16, 2021 - Pole Petition - Public Hearing-Manca Drive

Good Morning Vinny,

If you could submit written testimony on what would have been said at tonight's public hearing, the Council should be able to pass the petition without representation.

If you can get that to me before the end of the day, that would be great. It would give me time to send the information to the City Council before the meeting begins. Thank you.

Best,

Ti



**Titi Siriphan**

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**From:** Loguidice, Vincent <Vincent.Loguidice@nationalgrid.com>  
**Sent:** Tuesday, February 16, 2021 2:19 PM  
**To:** Titi Siriphan  
**Subject:** RE: EXT || City Council Calendar for Tuesday, February 16, 2021 - Pole Petition - Public Hearing-Manca Drive

**CAUTION:** This email originated from a sender outside of the City of Gardner mail system. Do not click on links or open attachments unless you verify the sender and know the content is safe.

Hi Ti. See below.

After reviewing the scope of the project, the existing business is upgrading their electrical service as well as going from overhead to underground. Their service is going to be fed from a pad mounted transformer on their property that will need to be fed from a new riser pole which we will be installing, also on their property. To bring service to this riser pole, we're asking permission to install a new 45' Class 2 JO pole 3 directly across from the new riser pole.

**Vinny LoGuidice**  
**Work Support NE North**  
**North Andover**  
[Vincent.LoGuidice@Nationalgrid.com](mailto:Vincent.LoGuidice@Nationalgrid.com)  
**978-725-1392**

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Best,

Ti

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**From:** Loguidice, Vincent <Vincent.Loguidice@nationalgrid.com>  
**Sent:** Tuesday, February 16, 2021 8:04 AM  
**To:** Titi Siriphan <tsiriphan@gardner-ma.gov>  
**Subject:** RE: EXT || City Council Calendar for Tuesday, February 16, 2021 - Pole Petition - Public Hearing-Manca Drive