

**Board of Commissioners  
Regular Session  
Minutes  
March 19, 2018  
(approved May 21, 2018)**

Present: L. Woods, G. Keller, J. Comer, J. Balcom, Superintendent R. Miner, Water Quality Support/Administrative Manager J. Lavoie

Excused: T. Pellegrino

**Non-Public Session**

A motion was made by J. Balcom and seconded by J. Comer to go into non-public session per RSA 91-A:3 II(e) "...pending claims or litigation..." The motion passed 4-0-0 on a roll call vote.

**After the Non-Public Session**

**Financial and Human Resources Review - February and March 2018**

M. Holton was unable to attend this evening's meeting. The February and March 2018 financial and human resources review will take place at the April 16, 2018 meeting of the Board.

- 1. Board of Commissioners to review minutes from the January 29, 2018 Public and Non-Public Sessions and February 26, 2018 Public and Non-Public Sessions and the Public Hearing.**

A motion was made by J. Balcom and seconded by J. Comer to accept the minutes from the Public and Non-Public Sessions of January 29, 2018. The motion passed 4-0-0.

A motion was made by J. Comer and seconded by G. Keller to accept the minutes from the Public and Non-Public Sessions of February 26, 2018. The following change was suggested: page 2 of the Audit Review Detail the work "received" should be changed to "receivable". The motion passed 3-0-1 with J. Balcom abstaining.

A motion was made by J. Comer and seconded by G. Keller to accept the minutes of the January 26, 2018 Public Hearing. The motion passed 3-0-1 with J. Balcom abstaining.

**2. Board of Commissioners to review the engineering contract proposed by Underwood Engineers, Inc. for the treatment plant design for Wells 4 & 5 PFOA/PFOS removal.**

K. Pratt noted that the contract has been drafted and he is asking for approval of the contract contingent on the final agreement with St. Gobain Performance Plastics (SGPP). This contract is based on the June 2017 design. There are 4 tasks in this contract. A column test will be done to determine the best carbon to be used in this treatment plant. He noted that bids will be in hand when the contract is completed. He noted that it is the intent of UEI to bid this project over the winter and have shovels in the ground in the Spring of 2019. UEI is trying to get this treatment plant completed as soon as possible. Permits for this plant are needed before the project can go to bid. He noted that the location of the generator for this plant is still under discussion, but this location will not affect the design phase. This contract is consistent with the discussions that have been held over the past year.

A motion was made by J. Balcom and seconded by J. Comer to move that the Board of Commissioners of the Merrimack Village District authorize the Superintendent to act on behalf of the Merrimack Village District by signing design and bidding phase engineering contract - ESR #38 - for the PFOA/PFOS treatment plant for Wells 4 & 5 consistent with and subject to the signing of the MVD/SGPP Settlement Agreement. The motion passed 4-0-0.

**3. Board of Commissioners to discuss PFOA/PFOS Investigation.**

R. Miner noted that the results have been given to the District for the last round of testing done on February 15, 2018. J. Balcom questioned the reason for the change. J. Lavoie noted that there has been a very small

change, not a large change. She noted that the levels have been very consistent over the last 2 years.

R. Miner noted that the next round of sampling is this Thursday and that results from this round of tests will be available in about 3 weeks.

**4. Board of Commissioners to discuss the MVD Annual Meeting agenda and discussion points.**

J. Lavoie noted that a statement from legal will be read before the Annual Meeting regarding the agreement with SGPP. She noted that Attorney G. Michael will be in attendance at the Annual Meeting.

**5. Old Business**

There was no old business at this time.

**6. New Business**

J. Woods noted his thanks to the present Board and the staff for having patience with him during his chairmanship of the Board. J. Balcom expressed his thanks to L. Woods for his hard work and memories that have been brought to the Board of Commissioners during his tenure on the Board.

**7. Superintendent's Report**

**Consumer Confidence Report (CCR)** - This report is due to all MVD customers by July 1 and will be sent via a bulk mailing.

**NHDES NH Drinking Water Trust Funding** - A workshop will be held on Wednesday, April 18, 2018 to give information about loans and grants available from this trust fund. J. Balcom noted he would like to attend if he is re-elected.

**Flatley** - K. Walker noted to R. Miner that this project will begin fairly soon. There is a significant amount of work to be done at Priscilla Lane. R. Miner

will be informed as soon as all signatures and permits needed to do this work are obtained. UEI or the MVD will inspect all of this work. A construction meeting is needed with UEI.

## **8. Questions from the Public**

It was noted that the rate-payers own the MVD and that giving the District to the Town as required in petitioned Warrant Article 11 will not make a difference.

Wolf von Schoen, 4 Conservation Drive, noted that the Town Council has been informed and are not sure if they can comment on this. The intent of this Article is to determine the position of the MVD regarding SGPP. The public has not been informed or kept in the loop about any progress on this issue.

Gail Shaw noted she is confused about the negotiations. She questioned who is negotiating. L. Woods noted that the MVD and SGPP are negotiating and that NHDES is not directly involved in these negotiations. NHDES is involved with negotiating with SGPP regarding private wells. G. Shaw questioned whether there has been any contact with the NH Attorney General and whether there is any concern on the Attorney General's part. R. Miner noted that the Attorney General is aware of the negotiations and issues involved and is available if needed.

## **9. Questions from the Press**

There were no questions from the press at this time.

## **Adjourn**

A motion was made by J. Comer and seconded by J. Balcom to adjourn the meeting at 5:35 PM. The motion passed 4-0-0.

Respectfully submitted,  
Rita Pointon, Recording Secretary