

Joint Sewer IMA Review Committee

JUNE 26, 2014

9:30AM

EXECUTIVE SESSION

APPROVED

Members Present: Mark Jamieson
John Stone
Andy Burbine

Also Present: Chris Petrini, Special Counsel, Abington
Jeanne White, Executive Assistant

The members open the meeting at 9:30am. Special Counsel Chris Petrini recommends that the Committee move to go into Executive Session pursuant to Chapter 30A, sections 21a(3) and (7) and Suffolk Construction v. DCAM to meet with counsel to discuss pending litigation with the City of Brockton and potential settlement proposals to resolve the same.

Andy Burbine moved that the committee go into Executive Session pursuant to Chapter 30A, sections 21a(3) and (7) to meet with counsel to discuss pending litigation with the City of Brockton and potential settlement proposals to resolve the same. John Stone seconds. Roll call vote: Mark Jamieson aye, John Stone aye, Andy Burbine aye. Unanimous 3-0.

Chris Petrini starts the meeting and informs the members that we will have a meeting with the Board of Selectman on August 4, 2014 at 6:00 or 6:30 we will meet 15 minutes prior to the meeting to approve today's minutes.

Mr. Petrini talks about the final IMA. Mr. Petrini noted that Mr. Condon had submitted a revised Exhibit E since the last meeting that was acceptable to him and Mark Thompson of Kleinfelder, insofar as the exhibit now specifically references the carve outs from the flow rate to which Abington is entitled. Mr. Petrini further noted that certain other changes to the IMA agreed to at the May 21st meeting of the Joint Sewer IMA Review Committee had been incorporated into this draft, and therefore he recommended that the full committee vote on the final IMA so that Abington and Brockton could report to their respective approval authorities that the Joint IMA Review committee had voted to approve the final IMA.

The Members discuss the status of the new NPDES permit. Mr. Stone reported based on a recent email received by Dave Norton of Brockton that a draft permit had not yet been issued by DEP due to vacations and the need for further internal reviews, but that the draft should be issued shortly. The members expressed frustration that we have not heard anything back, but that they realize the DEP and EPA are slow. If the DEP does not issue the draft permit shortly, the members discussed potentially approaching Brockton and see if they would like Abington to get involved.

The IMA Members then reviewed and voted on the following draft executive minutes:

- October 23, 2013 – Andy Burbine makes a motion to approve. John Stone Seconds. Roll Call 3-0. Unanimous.
- October 28, 2013 – Mark Jamieson makes a motion to approve. Andy Burbine Seconds. Roll call 3-0. Unanimous.

- November 25, 2013 – Andy Burbine makes a motion to approve. Mark Jamieson seconds. Roll call 3-0. Unanimous.
- December 10, 2014 – John Stone makes a motion to approve. Andy Burbine seconds. Roll call 3-0. Unanimous.
- January 10, 2014 – Mark Jamieson makes a motion to approve. John Stone seconds. Roll call 3-0. Unanimous.
- February 18, 2014 – Mark Jamieson makes a motion to approve. John Stone seconds. Roll call 3-0. Unanimous.
- March 20, 2014 – Mark Jamieson makes a motion to approve. Andy Burbine seconds. Roll call 3-0. Unanimous.
- April 17, 2014 – Mark Jamieson makes a motion to approve subject to the date change from April 18th to April 17th. John Stone seconds. Roll call vote 3-0. Unanimous.
- May 21, 2014 – Mark Jamieson makes a motion to approve. John Stone seconds. Roll call 3-0. Unanimous.

The members discuss when the minutes should be put on the Town of Abington website and made public. The open session minutes will be posted upon approval and the Executive Session minutes will be released and placed on the website after the IMA is signed after the August 4th meeting.

Mark Jamieson makes a motion to go out of Executive Session for the purposes of attending the open meeting. Andy Burbine seconds. Roll call 2-0. Unanimous.