

**APPROVED**

**MWWCA Executive Board Meeting  
Friday, March 16, 2012  
Maine Municipal Association  
Augusta, ME**

**MINUTES**

**Attendance:** André Brousseau, June Mooney, Mac Richardson, Jeff McBurnie, Travis Peaslee, Darold Wooley, Al Jellison, Sterling Pierce, David Anderson, Matt Timberlake, Mary Waring, June Mooney, Dan Welch, Doug Howard, Chuck Applebee, Aubrey Strause and Joan Kiszely.

**Absent:** Tom Wiley, Dan Bisson, Alex Buechner, Steve Lane, Paul Rodriguez, Chris Higgins

**Brief Introductions**

**Call to Order:** Vice President Travis Peaslee called the meeting to order at 9:15 a.m. (Jeff McBurnie had called to say that he would be a little late.)

**Correspondence Folder:** President Jeff McBurnie distributed the correspondence folder.

**Approval of Minutes:** Motion made by Mac Richardson, seconded by André Brousseau, all approved the minutes of February 16, 2012.

**Treasurer's Report:** Al Jellison reported on the January 31, 2012 financial report indicating that everything was in order. There was a brief question and answer period. Motion made by David Anderson, seconded by Dan Welch, all approved the January financial report with noted changes made by Al Jellison.

Al Jellison reported that he has drafted a new form for Expense Reports for the Executive Board.

**DEP Representative: Sterling Pierce distributed the following written COMMITTEE REPORT:**

Brian Kavanah, Director-Division of Water Quality Management (DWQM)  
[brian.w.kavanah@maine.gov](mailto:brian.w.kavanah@maine.gov) 287-7700

**Toxics Rulemaking**

Chapter 530 – Final rule was adopted on March 6. Next step in the process is to submit this rule to EPA for final review and approval.

Chapter 584 – A second draft of the rule was posted to public comment on March 14 until April 13. This second draft rule was posted to address comments received during the initial comment period, particularly those submitted by EPA which indicated the rule was not approvable as initially drafted. The major revisions proposed in this second draft are revisions to some of the factors, such as fish consumption rates, percentage inorganic factor, and a bioconcentration factor used to establish the criteria for inorganic arsenic. The draft rule is available at <http://www.maine.gov/dep/rules>.

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### DEP Representative: Sterling Pierce distributed the following written **COMMITTEE REPORT**:

#### MEPDES/WDL Fee Bill

LD 1768 "An Act To Improve the Department of Environmental Protection's Annual Waste Discharge License Fee System" is progressing through the legislative process with votes to approve the bill in the house on March 14 and the Senate on March 15. It is expected this will be signed into law in short to order. The bill will simplify the fee system, eliminate the regulated community's concern regarding fees for any new toxics limits in MEPDES/WDL permits, and provide for greater predictability for annual fees. Discharger fees will remain essentially unchanged. All MEPDES/WDL dischargers will be billed under this new system in 2012. This is not a fee increase.

#### Staffing Changes

Mike Mullen, Director of the Bureau of Land and Water Quality has stepped down from this position and has returned to his former position as a senior staff member with the Division of Land Use Regulation. Mark Bergeron is currently serving as the Acting Bureau Director. Mark recently joined the Department as the Director of the Division of Land Resource Regulation.

Darold Wooley expressed concern over the fish consumption rate used for the arsenic limit. He noted that the same rate could be used for other constituents (pollutants) in the future and that may cause problems down the road for many dischargers.

### NEWEA State Director: Chuck Applebee distributed the following **COMMITTEE REPORT**:

I helped organize visits with delegates and helped prepare position paper for the Washington Fly-in. Jeff McBurnie, Travis Peaslee and I attended the Fly-in March 5th-8th

We attended the NEWEA dinner on the 5th, the NEWEA Breakfast on the 6th, WEF pre delegate meeting as well as visiting all four delegates offices.

The WEF objective was for all states to deliver a consistent message about needed SRF Funding and the proposed MIFIA Legislation formed after a similar transportation funding mechanism.

Jeff McBurnie led the Maine Group and presented a strong case for continued funding in SRF, USDA and potential new programs.

I will be attending the NEWEA Planning session on March 19th and 20th in Portsmouth, New Hampshire. Topics for session for planning for the next year are:

#### 1. Public Awareness of the Water/Wastewater Industry in New England

What can NEWEA do to improve Public Awareness and Media Relations including better news outlets and coverage of news worthy stories? If we want to educate the public on the value and benefits of what we do, media coverage can be a key tool in making this happen. NEWEA will need a solid plan for this to be effective. As evidence of the poor job we have done communicating the critical nature of our work, this past year we tragically lost 2 water professionals in Rutland, VT responding to potential issues at the water supply as a result of Hurricane Irene. There was little media coverage locally and none on a regional or national level. These men were first responders and should have been regarded in the same high esteem as first responders from any public protection or

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**NEWEA State Director: Chuck Applebee distributed the following COMMITTEE REPORT:**

law enforcement professions. This is a clear illustration of the lack of public knowledge and value of what we do.

2) NEWEA Membership Initiatives

Membership is crucial to the well being of any organization and certainly in NEWEA members are the life blood of everything we do. Our Membership number has hovered around 2000 for over 10 years. While certainly it is a good thing that we have held our own, a thriving organization is both attractive and growing. If NEWEA is an attractive organization why isn't it growing? This work group will develop specific ideas and plans to help stimulate and grow the organization.

I will be attending the NEWEA April 4<sup>th</sup>, 2012 Executive Meeting in Worcester, MA.

NEWEA will be helping to sponsor through the Utility Management Comment a Joint EPA/USDA - NEWEA EUM Workshop and is looking for 8-10 volunteers to participate from each state. If you are interested please let me know. Details should be available in the near future and place, time and date.

The Stockholm Jr. Water Prize Event will be hosted in Boston this year June 14<sup>th</sup> – 16<sup>th</sup>. NEWEA is in need of volunteers to help with the program. If you are interested please let Elizabeth Cutoné know.

Peloquin and Operator of the Year nominations are due no later than the May meeting this year. If you have nominees names please get them to Jeff McBurnie and me for consideration at the May executive meeting.

I appreciate the opportunity to serve as the Maine Director for NEWEA and MWWCA.

Charles M Applebee.

President Jeff McBurnie gave an update on proposed WFIA legislation and how it could supplement, not replace, the SRF program.

**Old Business:**

**By-Law Update:** Travis Peaslee indicated that the proposed by-law changes were sent out to the membership, and the vote will be at the Spring Conference/Meeting.

**New Business:**

**Government Affairs Committee Representative: David Anderson distributed the following written COMMITTEE REPORT:**



This is the latest testimony on LD 359, the SRF Bond Bill.

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**Government Affairs Committee Representative: David Anderson distributed the following written COMMITTEE REPORT:**

February 28, 2012

Senator Richard W. Rosen, Chair

Joint Standing Committee on Appropriations and Financial Affairs

Representative Patrick S.A. Flood, Chair

Joint Standing Committee on Appropriations and Financial Affairs

**RE: LD 359 An Act To Authorize a General Fund Bond Issue for Wastewater and Drinking Water Revolving Loan Funds**

At the October 24, 2011 Public Hearing on LD 359, details were provided as to the anticipated state matches needed in order to secure the 2012 and 2013 Drinking Water and Clean Water State Revolving Fund (SRF) Capitalization Grants. We are providing an update of the estimated match needs for the SRF Program for years 2012 and 2013. The 20% match requirement is based on the current federal budget, as it is not expected that future federal budgets will be any greater than that. The tables below present projected SRF Program budget timelines.

**Projected Drinking Water SRF Program Budget Timeline**

SRF Program Year	Cap Grant Amount	State Match Need	State Match Source	State Fiscal Year	Federal Fiscal Year
2011	\$8,418,000	\$1,683,600	Budget & 2010 Bond Issue	<u>SFY 2012</u> 7/1/11 to 6/30/12	<u>FFY 2011</u> 10/1/10 to 9/30/11
2012	\$8,975,000	\$1,795,000	unknown	<u>SFY 2013</u> 7/1/12 to 6/30/13	<u>FFY 2012</u> 10/1/11 to 9/30/12
2013	\$8,975,000 est.	\$1,795,000	unknown	<u>SFY 2014</u> 7/1/13 to 6/30/14	<u>FFY 2013</u> 10/1/12 to 9/30/13
2014	\$8,795,000 est.	\$1,795,000	Liquor Contract	<u>SFY 2015</u> 7/1/14 to 6/30/15	<u>FFY 2014</u> 10/1/13 to 9/30/14
2015	\$8,795,000 est.	\$1,795,000	Liquor Contract	<u>SFY 2016</u> 7/1/15 to 6/30/16	<u>FFY 2015</u> 10/1/14 to 9/30/15

**Projected Clean Water SRF Program Budget Timeline**

SRF Program Year	Cap Grant Amount	State Match Need	State Match Source	State Fiscal Year	Federal Fiscal Year
2011	\$11,431,000	\$2,286,200	Budget & surplus match	<u>SFY 2012</u> 7/1/11 to 6/30/12	<u>FFY 2011</u> 10/1/10 to 9/30/11
2012	\$11,100,000 est.	\$2,147,000	\$73,096 current surplus match; remainder unknown	<u>SFY 2013</u> 7/1/12 to 6/30/13	<u>FFY 2012</u> 10/1/11 to 9/30/12
2013	\$11,100,000 est.	\$2,220,000	unknown	<u>SFY 2014</u> 7/1/13 to 6/30/14	<u>FFY 2013</u> 10/1/12 to 9/30/13
2014	\$11,100,000 est.	\$2,220,000	Liquor Contract	<u>SFY 2015</u> 7/1/14 to 6/30/15	<u>FFY 2014</u> 10/1/13 to 9/30/14
2015	\$11,100,000 est.	\$2,220,000	Liquor Contract	<u>SFY 2016</u> 7/1/15 to 6/30/16	<u>FFY 2015</u> 10/1/14 to 9/30/15

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**Government Affairs Committee Representative: David Anderson distributed the following written COMMITTEE REPORT:**

The capitalization grants are part of the Federal Appropriations Budget for that federal fiscal year (FFY starts Oct. 1) and are generally available to the State around the first of the next calendar year.

The missing State Match is for Federal Fiscal Year 2012 (10/1/2011 to 9/30/2012) and FFY 2013 (10/1/2012 to 9/30/2013).

This SRF program need coincides with State Fiscal Year 2013 (7/1/2012 to 6/30/2013) and SFY 2014 (7/1/2013 to 6/30/2014).

The Wholesale Liquor Legislation as detailed in **Public Law 2011, Chapter 380, PART S**, states that the current contract ends on June 30, 2014. The legislation further states the “ten guaranteed fixed annual payments over the life of the contract that equal the balance of the contract value after the payment made pursuant to paragraph A, to be paid in equal payments, as adjusted by any applicable inflation factor, due at the beginning of each state fiscal year”. We believe that means the first payment would be available after July 1, 2014.

For the Drinking Water SRF, the amount needed for the next two DWSRF years is \$3,590,000.

For the Clean Water SRF, the amount needed for the next two CWSRF years is \$4,367,000.

For additional information, contact:

Jeffrey McNelly (MWUA) or  
207.623.9511 – office  
207.462.2263 – cell

David Anderson (MWWCA)  
207.797.5755

Aubrey Strause reported on the Working Group’s progress with INDA concerning non-dispersibles (Note: the group no longer uses the term “flushables” because of the confusion over what that term implies). They are working with NEWEA to outline a position paper on non-dispersibles. The group is also planning on doing a survey in conjunction with INDA to gather data on consumer understanding of non-dispersibles. This understanding will be the first step in developing a focused educational program. The group is considering several locations (other than Portland Water District’s Cottage Place Pump Station) for a follow-up “forensic” test. The group has also developed a Standard Operating Procedure to collect data from chronic pump clogging, which Scott Firmin and Aubrey will “roll out” at the MWWCA Spring conference in Orono, ME.

**Laboratory Committee Chair:** June Mooney had no report.

**Membership:** Chris Higgins was absent. Al Jellison reported on the non-members of MWWCA. He noted he and Chris Higgins made calls to some of the non-members. He noted that we are losing some Corporate members.

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**Pretreatment Committee Chair: Tom Wiley distributed the following written COMMITTEE REPORT:**



MWWCA Pretreatment Committee Meeting  
March 8, 2012  
9:30 a.m.  
At (PWD, East End Treatment Facility)

**NOTES**

Attendance: Dan Welch, Jay Pimpare, Rebekah Sirois, Karen Tangeman, Jim Crowley, Paul Hunt, Isaiah Lary, Tom Wiley, Andy Rudzinski, Steve Harris, and Frank Brancelly

STATE UPDATES: Jim Crowley reported that Chapter 419 arsenic screening level changed from 10 to 34 mg/l. This was adopted on February 6th. He also reported that changes being made to the arsenic water quality limit in Chapter 584 are in progress. There will be some new pollutants added as well. Among the additions are Diazinon and Nonylphenol which is present in industrial detergents. The commissioner's office has created a pilot project for facility management to work with new facilities in regards to permitting and environmental specifications which may be appropriate.

EPA UPDATES: Jay presented information about upcoming training programs. The NACWA conference is in early May and is in Pensacola Florida this year. He has been working to bring a two day training session with Curt McCormick to the region in addition to the EPA regional conference. The two day event will be sponsored with NEIWWPC and perhaps others. It is tentatively planned for August 20<sup>th</sup> and 21<sup>st</sup> in Concord, NH. He noted that the EPA Region 1 Pretreatment Conference would be in late October this year.

We discussed some permitting and fees throughout other areas of the region. We also discussed the trucked in waste containing Perchlorate is being shopped around the region. This can cause interference with WET testing if discharged through a fresh water receiving outfall.

There was a blog post from CWACS which discussed the process which legislation occurs. It was noted that the information was very accurate. This is in regards to Dental Facilities becoming a part of the pretreatment program. If the proposal does not move forward prior to summer, it may be delayed due to the re-election fury which will take place later in the year.

OTHER BUSINESS: Steve Harris noted that the glycol processing facility for the Portland Jetport is accepting waste from outside sources. There was discussion that this could cause them to be classified as a Centralized Waste Treatment facility. It was advised to review these regulations before allowing this to occur.

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**Pretreatment Committee Chair: Tom Wiley distributed the following written COMMITTEE REPORT:**

A subcommittee was formed to conduct a site visit to review the nominee for the MWWCA Pretreatment Excellence Award.

ANNUAL SCHEDULE: The committee discussed the following as a tentative schedule for meetings for the upcoming year.

<u>Date</u>	<u>Location</u>
May 3 <sup>rd</sup>	Greater Augusta Utility District
June 28 <sup>th</sup>	MMA
Aug 20-21	During the Concord training some time will be set aside
October	During the Regional Conference some time will be set aside
Dec 6 <sup>th</sup>	LAWPCA

Notes prepared by  
Thomas L. Wiley

**Personnel Advancement Committee:** Aubrey Strause reported that the spring conference sessions are all set. They are looking for moderators at this time. She would like to look at training opportunities as a whole. She would like to compile all organizations training and post on the MWWCA website for the members. Aubrey Strause indicated that the Committee has received just one operator scholarship application this quarter. The Personnel Advancement Committee has reviewed the application, and will add an additional requirement to the award letter since the recipient is a new member of MWWCA.

**Convention Committee:** André Brousseau reported that the Joint Water Show had 25 attendees. The evaluations are in and look good. MWUA is finalizing the financials for the Joint Conference. He indicated that Ski Day went well, and had approximately 38 skiers. They raised \$123 for the Ski Chair that was donated by Bob Poirer, and this was raffled off at lunch. André Brousseau noted that they have 37 registered attendees to date. The Moderator request for the upcoming Spring Conference will be going out next week. The fall convention planning will begin in early May.

**Public Relations: Matt Timberlake distributed the following written COMMITTEE REPORT:**



**Public Relations Committee Report**

March 16, 2012

Prepared by: Matt Timberlake



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### Public Relations: Matt Timberlake distributed the following written **COMMITTEE REPORT**:

#### Immediate Action and Recommendations:

1. Establish goals to contribute to the Maine Wastewater News newsletter
2. Maine Clean Water Week Poster Contest.
3. Request from Thomaston Grammar School to present on “clean water” on March 28th, 2012
4. Assist other committees with press releases and public outreach

#### Contact info:

Matt Timberlake  
Ted Berry Company Inc 521 Federal Road Livermore, Maine 04253  
matt@tedberrycompany.com  
207-897-3348 office 207-754-4282 cell

### PUBLIC RELATIONS COMMITTEE

#### FUNCTION

To be responsible for the publication of the activities and accomplishments of the Association and its members.

#### DUTIES

1. Develop the MWWCA activities for the annual observation of Clean Water Week. Including the following:
  - a. mailing fliers
  - b. judging contest entries
  - c. notifying winners
  - d. making arrangements for presentations at Fall Conference
  - e. Arrange for the printing of the posters, and delivering framed copies to the Governor, Commissioner of DEP, and the Committee on Energy and Natural Resources.
2. Responsible for displaying the MWWCA booth at the MWWCA Conventions and other affairs where appropriate.
  - a. MWWCA Fall Convention
  - b. NEWEA Winter and Summer
  - c. MMA Convention
  - d. MWUA Convention
  - e. Common Ground Fair
  - f. Other events where appropriate (Water Festivals, Science Shows, etc.)
3. Attempt to improve the visibility of the MWWCA through press releases.
4. Develop an information packet describing the Association’s Mission Statement, Function, and Activities to be distributed to interested parties in conjunction with the Membership committee.
5. Chair to represent Committee at Executive Committee meetings and should attempt to make at least 75% of the meetings.
6. Send Annual summary report and minutes of meetings to the NEWWN (electronically, if feasible)
7. Prepare and administer an annual budget for the committee
8. Term of office of the chairperson is three years.



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**Safety Committee:** Al Jellison had no report.

**Communications Committee Report:** Aubrey Strause distributed the following written **COMMITTEE REPORT:**

**MWWCA Executive Committee Meeting: March 20, 2012**

**Newsletter**

Mac and Aubrey are seeking new people in your organizations that may be willing to help with this.

**Outreach and Promotion**

The February 2012 MWWCA Newsletter had a new feature that showed outreach and education activities hosted or sponsored by Members from around the State. We wish to continue this feature as a way to encourage other towns and districts to host their own open houses, etc... Please submit any events to Mac or Aubrey, and we'll include them in the May issue.

**Website Redesign**

We are looking for someone to champion the redesign of the MWWCA website.

**Google Earth Layer:** Aubrey Strause noted that DEP would like to add members Collection System and storm water pipe layers from existing GIS mapping to the Department's Google Earth layer. The request will be included in a future issue of the newsletter. The Department's Google Earth layers presently show all licensed dischargers, including POTWs.

Newsletter: There was a brief discussion on compiling a list of other people wanting to receive the newsletter, and getting the newsletter to New England States as well as Presidents of organizations cooperating with MWWCA. Joan Kiszely noted that if she receives a list of names and emails they can implement this.

**Collection Systems Committee: Doug Howard submitted the following written report.**

**COMMITTEE REPORT:**

**MWWCA Collection Systems Committee Report  
March 13, 2012**

The Collections System Committee has been relatively quiet for the last several months. We have been having a hard time getting together to meet. Therefore there is not a lot to report on.

This will be my last year as chair of the committee. My term expires and my job change is pulling me away from the waste water side of the operations. Matt Bodwell has expressed an interest in chairing the committee. Matt has been an active member of the committee the past few years. Matt works for Hydro International, and I think he would be a good candidate to fill the position. I am meeting with Matt in the next week or two to go over the responsibilities of the chair.

I am planning a committee meeting at the end of April to try to get the committee moving forward again in anticipation of someone taking over the chair.

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**Residuals:** John Leslie was absent.

**Operations Challenge:** Alex Buechner was absent.

**Industrial Representative:** Dan Welch had no report.

**Awards Committee:** Mary Waring indicated there will probably be a Pretreatment Award and a Service Award for Portland at the Spring Conference.

**JETCC Committee Representative: Darold Wooley distributed the following written COMMITTEE REPORT:**

### Maine Wastewater Control Association Convention JETCC Report for March 16, 2012



#### **JETCC just sent out a Reminder postcard on all Spring courses**

Enrollment has been strong on many of our classes but its time to remind folks of some of the later offerings. On our reminder postcard we also listed the MWWCA Convention with a link to the MWWCA website. Many people have already signed on to the Specialty class Michael Gerardi in May! There are some other great classes still ahead.

Among them is the:

Hands- On Lab in Portland or in Waterville

Manhole Repair in Boothbay

OR

Please consider the next EPA Energy Workshop scheduled for March 27 in Freeport.

#### **Exam Dates**

**May 16, 2012 is the date for the Spring Exam.**

Applications for May exam are due by **March 30.**

**To help prep for the exam:** We are offering 2 classes in early April. Math Review on April 4 and Strategies & Tips for Test Success on April 5. Both in Fairfield.

Visit [www.jetcc.org](http://www.jetcc.org) for details on all classes.

#### **Management Candidate School**

March is the half way point for MCS! Student presentations are going great, everyone participated in the MWUA Convention and overall feedback was positive. Are there any classes appropriate for the MCS students that might be appropriate to integrate into the Fall MWWCA Convention to get them more involved? Leeann will be happy to meet or work with you.

Also believe it or not, now is the time to start assessing interest in the next Manager's Candidate School. We will be contacting all of the sponsors to assess their continued interest. Does MWWCA want to see this program continue and do they want to sponsor at the same level? Next 12-month class would be advertised in the summer for a start in October.

#### **Maine Chapter of American Public Works Association meeting**

JETCC was invited to have a table at the Highway Congress in Skowhegan on June 7 and has arranged two short training classes taught by Maine DEP that are approved for WW Operator Continuing

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**JETCC Committee Representative: Darold Wooley distributed the following written COMMITTEE REPORT:**

Education credits. Class topics are: 1. Erosion Control and 2. Spill Prevention and containment. JETCC welcomes MWW to share table with literature and info pertinent to Public works, collection systems etc.

JETCC will hold its biennial **Host Board Brainstorming meeting on Friday June 22 in Fairfield.** More information will be forthcoming.

**JETCC PO Box 487 Scarborough, ME 4070 253-8020 [www.jetcc.org](http://www.jetcc.org)**

**WEB Developer:** Steve Lane was absent.

**MMA Rep:** Joan Kiszely had no report.

**1<sup>st</sup> Vice President Report:** Travis Peaslee asked if we could discuss Corporate membership and vendors as a topic of discussion at the Strategic Planning Session.

**2<sup>nd</sup> Vice President Report:** Aubrey Strause had no report.

**Immediate Past President Report:** Paul Rodriguez was absent.

### **Other New Business:**

Meeting at other venues: Jeff McBurnie indicated he wanted the board to let him know if they had any suggestions or ideas on other locations that can host an Executive Committee meeting.

Strategic Planning Session: Jeff McBurnie noted that the Strategic Planning Session will be held April 26<sup>th</sup> at Black Bear Inn, Orono. He indicated that Howard Carter will be the facilitator.

**Adjournment:** Motion made by Al Jellison, seconded by Mac Richardson, all approved to adjourn the meeting at 11:15 a.m.