

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF ENERGY AND

ENVIRONMENTAL AFFAIRS

Department of Agricultural Resources

**State Reclamation and
Mosquito Control Board**

251 Causeway Street, Suite 500

Boston, MA 02114-2151



DEVAL L. PATRICK

Governor

TIMOTHY MURRAY

Lt. Governor

Mark S. Buffone, Chairman

Department of Agricultural Resources

Anne Monnelly

Department of Conservation and Recreation

Gary Gonyea

Department of Environmental Protection

IAN A. BOWLES

Secretary

SCOTT J. SOARES

Commissioner

Alisha Bouchard

Project Administrator

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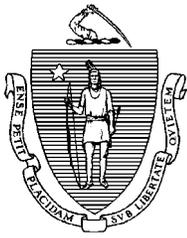
Meeting Agenda

State Reclamation and Mosquito Control Board

Wednesday, June 10, 2009 @ 10:30 AM at the UMASS Eastern Extension Center, 240 Beaver Street, Waltham, MA (Note: Agenda items subject to change without notification)

1. Call to Order, Attendance, Introductory Remarks (if any)
2. Minutes of May 26, 2009 and May 27, 2009
3. FY 2010 Mosquito Control Budgets and Rollover Limits (in particular Bristol County Mosquito Control Project)
4. Commissioner Policy for Appointments and Re-Appointments
5. Commissioners Appointments
6. GEIR
7. Adjournment

Note: Interviews will be conducted at 9:15 and 10 AM before the meeting.



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STATE RECLAMATION AND MOSQUITO CONTROL BOARD (SRMCB)

Subject: Summary Meeting Minutes

Date: Wednesday, June 10, 2009

Place: 240 Beaver Street, UMASS Eastern Extension Center/
Waltham Field Station
Waltham, MA

Attendees: Mark Buffone, Department of Agricultural Resources
/SRMCB, Chairman
Gary Gonyea, Department of Environmental Protection /
SRMCB Member
Anne Monnelly, Department of Conservation and Recreation
/ SRMCB Member

**Mosquito Control
Project Commissioners:**

None

**Mosquito Control Project Directors/
Superintendents /Assistants:**

Tim Deschamps, Central MA Mosquito Control Project
David Henley, East Middlesex Mosquito Control Project
Bruce A. Landers, Suffolk County Mosquito Control Project
Gabrielle Sakolsky, Cape Cod Mosquito Control Project
John Smith, Norfolk County Mosquito Control Project
Anthony "Tony" Texeira, Plymouth County Mosquito Control Project

Others:

Arthur Neill, Sr. Environmental Corps

- 1.0: **Call to Order and Attendance.** The meeting of the State Reclamation and Mosquito Control Board was called to order at 11:07 AM on Wednesday, June 10, 2009 at the UMASS Eastern Extension Center or Waltham Field Station by Mark Buffone.

He stated that today's meeting was posted at both the Secretary of States office and Executive Office of Administration and Finance pursuant to the Open meeting Law. Also, he remarked that today's meeting was posted on the Board's website.

He began by stating the Board did have a quorum for voting purposes and introduced Gary Gonyea who represents the Department of Environmental Protection (DEP) along with Anne Monnelly representing the Department of Conservation and Recreation (DCR). Finally, he introduced himself as Chairman and the fact that he was representing the Department of Agricultural Resources (DAR). He asked that those in attendance to identify themselves and their affiliation along with completing the attendance sheet that was distributed for the record.

- 2.0: **Minutes of May 26, 2009 and May 27, 2009:** Chairman Buffone said that the minutes of May 26, 2009 and May 27, 2009 needed to be approved. Chairman Buffone entertained a motion to approve the minutes as written along with any changes deemed necessary for accuracy.
- 2.1: **Questions and Discussions:** Gary Gonyea noted typographical error on page 9 paragraph 4.
- 2.2: **Action Taken:** Motion was made by Anne Monnelly to approve the minutes of May 26, 2009 and May 27, 2009 with edits as discussed. The motion was seconded by Gary Gonyea. The vote to approve the minutes was unanimous.
- 3.0: **FY 2010 Mosquito Control Budgets and Rollover Limits (in particular Bristol County Mosquito Control Project)**
- 3.1: **Background:** Chairman Buffone remarked that at the last meeting, the Board voted to require that all mosquito control Project's to maintain balance forward or rollovers not to exceed 10 % for all future budgets which had been conveyed at past meetings but officially voted on May 27, 2009. He continued that it included the Board's administration budget where the Board subtracted the amount in excess of 10 % thus reducing the FY 10 budget for the purpose of lowering assessment to member communities.

Nonetheless, the Board agreed that if the excess rollover funds in question are earmarked for a specific purpose to be expended in a specific time period, the balance could be temporarily forwarded with approval of the Board to meet the documented objective via a waiver mechanism. This waiver mechanism could be granted to any Mosquito Control Project by the Board on a case-by- case basis with adequate justification and timelines. If the objective was not completed as specified to the Board, the Board would automatically subtract that amount of money from the next fiscal year budget to prevent excessive balances being rolled forward.

The Chairman mentioned the main reason for today's meeting was to allow Bristol County more to pull together additional details documenting and justifying the need for the current surplus of rollover funds. Chairman Buffone remarked that Arthur Tobin, Chairman for the Bristol County Mosquito Project Commission asked for more time at the last meeting.

The Chairman distributed to the Board a letter that was faxed just prior to the meeting from Chairman Tobin of the Bristol Commission. It was noted that there were no representatives from the Bristol County Mosquito Control Project present at this meeting. The Chairman read aloud the letter and then the Board took the necessary time to discuss in detail this letter by each item.

- 3.2 **Questions and Discussion:** Much discussion ensued regarding this subject. Chairman Buffone remarked that even though the Board appreciated the Commission letter highlighting how the surplus would be expended, he pointed out that a number of the anticipated expenditures were either a one-time expenditure that should be built into their operating budget, and/or some items were insufficiently explained such funding earmarked for litigation. The Board members addressed and answered questions. With numerous comments and remarks, the Chairman summed up the discussions emphasizing that the Board's decision would reflect its responsibility to insure prudent fiscal controls while preserving core mosquito control services.
- 3.3: **Action Taken:** Gary Gonyea moved that based on the statistics and or figures discussed concerning Bristol County Mosquito Control Project before them that the Bristol County has an approximate total of 1.7 million dollars in their trust account and that the Board certify the FY 10 budget for Bristol of approximately 1,116,868 million dollars and request that the DOR return an amount equal to \$321,433 dollars to the member communities. Instead of reducing assessments, the Board would request that DOR-Division of Local Services return the money with the goal of maintaining core services and return excess funds. The motion was seconded by Mark Buffone. With no further discussion, the motion was unanimously approved.

4.0 **Commissioner Policy for Appointments and Re-Appointments**

4.1 **Background:** There was a discussion about instituting a new policy regarding appointments and re-appointments of Commissioners said Chairman Buffone. He commented that the Board felt that it was redundant to conduct face-to-face interviews if the Commissioner coming up for re-appointment had an interview within the last couple of years. The Board was inclined to refine the policy to make it more workable and efficient. The Chairman stated that someone could make a motion to refine the policy in order for the Board to be able to vote on those Commissioners applying for re-appointment at this meeting. He stated that the Board should vote to change the current policy and vote on the 2 new appointment and the 3 re-appointments recently received by the Board.

4.2 **Questions and Discussion:** The Board discussion went back and forth on this matter. Comments were discussed that the Commission serve at the discretion of the Board and local communities and that the Board ultimately could would continue to be the one that determined if a face-to-face interview was deem necessary. If the Board felt it was necessary to interview, the Board would notify the Commissioner seeking re-appointment in advance such as was suggested by letter 6 months in advance.

4.3: **Action Taken:** A motion was made that the policy last voted in June 2005 that the Board vote for the time being refine the policy that face-to-face interviews are not necessary for re-appointment unless the Board deemed necessary. Seconded by Gary Gonyea, it carried unamioulsy.

5.0: **Commissions Appointments**

5.1 **Background:** Since the Board adopted the refinement discussed above, the Chairman opened this agenda item. Based on the refinements to the policy, Chairman Buffone explained to the Board that 3 individuals applied for re-appointment noting that the terms of these Commissioners expired on November 30, 2008. He mentioned that other Commissioners were up for re-appointment but has not yet applied for re-appointment. The Chairman cited the following mosquito Control projects and the Commissioners who have expressed interest in re-appointment. If re-appointed, the terms would be effective June 10, 2009 and expire as explained by the Chairman cited below.

BERKSHIRE: David Colburn 3- year term expiring Nov 30, 2011

CENTRAL: Dean Mazzarella 5- year term expiring Nov 30, 2013

NORFOLK: Robin Chapell 5- year term expiring Nov 30, 2013

- 5.2: **Questions and Discussions:** Gary Gonyea asked the Chairman if all three individuals submitted letters indicating they wish to remain Commissioners and if there were any letters expressing that the local communities and/ or Commissions did not support the reappointment of these individuals. Gary Gonyea stated that since nothing was brought to the attention of the Board, the Board could support their re-appointment. The Chairman agreed with Mr. Gonyea and believed the Board should support their re-appointment. Also, the Chairman stated that the Board interviewed 2 new candidates for Commissioner earlier in the morning. He remarked these candidates have expressed interest and have applied per the Board requirements. These individuals were seeking to fill 2 existing vacancies, one for Cape Cod Mosquito Control Project; the other for Plymouth County Mosquito Control Project.
- 5.3: **Action Taken:** Gary Gonyea moved that the Board re-appoint the 3 individuals as discussed. Anne Monnelly seconded the motion and the vote to re-appoint 3 Commissioners applying for re-appointment was unanimously voted and approved.

Other Action Taken:

The Chairman entertained a motion to accept or appoint the following 2 new individuals as he explained outlined below:

Arthur Neill, if appointed would replace Mrs. Gene McAuliffe who resigned January 29, 2008 and whose term expired 11/30 2007 (choose not to seek reappointment). If appointed Mr. Neill's term would be effective June 10, 2009, and run through November 30, 2010. The Chairman stated that technically Mrs. McAuliffe term ran from Dec 1, 2007 through 11/30/2010, a 3-year term.

Michael Valenti if appointed would replace William Mara Sr. whose term expired Nov 30, 2008(deciding not to seek reappointment). The Plymouth County terms are 5- year terms. If appointed, Mr. Valenti's term would be effective June 10, 2009 and run through November 30, 2013.

- 5.4: **Action Taken:** Gary Gonyea moved that the individuals cited and discussed by the Chairman be appointed effective June 10, 2009 with terms expiring as explained by the Chair. Anne Monnelly seconded the motion and the vote to appoint 2 new Commissioners was unanimous.

6.0: GEIR

6.1: Background: Chairman Buffone thanked Anne Monnelly on behalf of the Board who contacted MEPA and then subsequently requested an extension. He said that Anne sent an e-mail to confirm that MEPA has agreed to extend the date of the next submittal for the Mosquito Control Project 2nd GEIR update to on or before August 17th, 2009. The Board's vendor would submit a working draft by June 30th. The subsequent timeline would then include publishing in the Environmental Monitor on August 26th, comments due by September 15th, and a Secretary's Certificate on October 2nd.

6.2: Questions and Discussions: The Board received a rough draft of the update which was submitted by Dr. Telford and agreed that several items were in need of revision including but not limited to the general tone of the document and general formatting. Gary Gonyea remarked that the document needs more detail and citations. The Chairman requested that the other members read the rough draft they received and make comments to provide feedback and guidance to the contractor. Anne Monnelly felt the Board should look back at the scope and compare to make sure everything is covered.

6.3: Action Taken: No action was necessary.

7.0: Adjournment: Gary Gonyea made a motion to adjourn the meeting at 12:40 PM. The motion to adjourn was seconded by Anne Monnelly and the motion to adjourn the meeting carried unanimously.

Respectfully submitted,

Mark S. Buffone
Chairman