

COMMONWEALTH OF MASSACHUSETTS

CITY OF CAMBRIDGE

IN RE: POLE AND CONDUIT COMMISSION HEARING

POLE AND CONDUIT COMMISSION BOARD MEMBERS:

Richard V. Scali, Chairman
William Dwyer, Superintendent of Streets
George Fernandes, City Electrician

STAFF:

Elizabeth Y. Lint, Executive Officer

- held at -

Michael J. Lombardi Municipal Building
831 Massachusetts Avenue
Basement Conference Room
Cambridge, Massachusetts 02139
Thursday, May 21, 2009
10:00 a.m.

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P R O C E E D I N G S

MS. LINT: Pole and Conduit
Commission, Thursday, May 21. It's 10:15 a.m.
We're in the Michael J. Lombardi Municipal
Building, 831 Massachusetts Avenue, Basement
Conference Room. Before you the Commissioners:
Chairman Richard Scali, Bill Dwyer, and George
Fernandes.

MR. SCALI: Good morning everybody.
Any Cambridge residents here? I see three, okay.
Which ones are you here for?

MS. DUFFY: Sibley Court.

MR. SCALI: Let's go to Page 3 then
for NStar Electric, a new application. Northerly
side, 125 feet west of Sparks, pole to be
relocated.

MS. DUFFY: They want to change their
mind now.

MR. SCALI: Just tell us who you are
first.

MR. SEITCHIK: My name is Adam

Seitchik and I'm an owner at 9 Sibley Court, and my wife Pam Wickham put in this application also for 9 Sibley Court.

MR. SCALI: What was put in by NStar is not now what you want?

MR. SEITCHIK: If we could just explain just for a minute. Right now, there's room for three cars to park on the right side of the street; one beyond the pole and two in front of the pole.

What we started talking to the neighbors about is -- can we all come to an agreement, it's a private court -- about either moving or eliminating that pole so we could get two cars parking in front of the pole and two cars parking behind the pole.

Because right now, there's like two-and-a-half spaces behind the pole and one-and-a-half spaces in front of the pole. So the pole is in a place that kind of messes up the parking. So we'd like to see if we can get four parking spaces on the right side instead of three.

MR. SCALI: Is the pole in the street or on the sidewalk?

MS. WICKHAM: There is no sidewalk.

MR. SEITCHIK: So our first idea was could we just eliminate the pole altogether. But the first discussion we had with Ernie at NStar was that would cost like \$100,000, or something like that. So he said, well, I can't afford that, so how about moving the pole? So whether it's four feet, it might be more like six feet, we have to kind of get an agreement with the neighbors.

But there's a lot of discussion among the neighbors is where's there going to be room to move the snow, and you know, where are we going to put the snow? And is there going to be room to park, and can two cars get in front, and so forth? So we don't know whether four feet is the right number or six feet.

We'd also like if we move it, probably to move the pole a little bit closer to the fence. But we don't have a consensus among the five houses as to quite how to do this, and there's a lot of

interest in removing the pole.

So the reason why we thought maybe continuing makes sense is the discussions we had this morning with the representatives from NStar suggested that maybe eliminating the pole wouldn't be as expensive as initially thought.

MR. SCALI: Is this a private way, or is this a city street?

MS. LINT: Private way.

MR. FERNANDES: Private way. I think it's accepted, isn't it?

MS. DUFFY: I e-mailed you and that's what you gave me back.

MR. FERNANDES: My list said "accepted."

MR. SCALI: Does that mean it's City property then?

MR. DWYER: No.

MR. SCALI: It's not City property. So why is it even here?

MR. FERNANDES: We usually take up conditions on accepted ways.

MR. DWYER: It's still a maintenance item as far as we're concerned, DPW maintenance as far as snowplowing, rubbish collection, and things of that nature, so we need to be able to make sure we get vehicles in there, and Fire Department, and so forth and so on. We need to make sure we can get those vehicles in and out for emergency services.

MR. FERNANDES: So if they move the pole to the center of the street and then keep proper clearances, then that would be an issue.

MR. SCALI: Have you looked at it?

MR. FERNANDES: Yes.

MR. SCALI: Is there a spot that you recommend it go to?

MR. FERNANDES: No.

MR. SCALI: They have to look at it again?

MR. FERNANDES: Yeah. It's fine where they're moving it, but if they could move it to another location or possibly go underground.

MR. SCALI: So either way, if you

change it, you have to reapply anyway. Have you definitely decided this is not what you want? This is not going to work?

MR. SEITCHIK: I don't think so. All five houses really have to say, okay, this works. And it's unlikely that this exact plan is what's going to be what works.

MR. SCALI: You're going to work with your neighbors. And are you going to be involved in the discussion?

MS. DUFFY: It will be the designer that can figure out the cost. We might want to see the cost.

MR. SEITCHIK: We haven't seen pricing yet for moving the pole from all the different utilities, and we certainly haven't seen pricing for putting it underground. So we'd really like to get that first before we figure out what we're going to do.

MR. SCALI: So most likely we should just withdraw this application, and then come back when you're ready.

MS. DUFFY: That's fine. Or, we can just continue it because they might decide within a month; right, to keep this?

MR. SCALI: You can't talk from the audience because we can't get it on the record here.

MS. DUFFY: Instead of withdrawing it, can't we just continue it because they might decide within the month that underground is too much and then we'll just be submitting the same one. So can we continue it for one month instead of withdrawing it?

MR. SCALI: That's why I asked the question whether they're still considering it or not.

MS. DUFFY: The next one is not until June 18.

MR. SCALI: Motion to continue.

MR. FERMANDES: Seconded.

MR. SCALI: Moved, seconded. All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Before I forget, motion to accept the minutes from our last meeting in April. That's moved.

MR. FERNANDES: Second.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Any other Cambridge residents here? No. Back to Page 1.

MR. SCALI: Continued from April 16, Light Tower for Frost Street and Roseland. Light Tower? Any word from Light Tower?

MR. FERNANDES: No. I haven't heard from them. I think they're still --

MR. SCALI: Still thinking about it?

MR. FERNANDES: No. They're still waiting for Verizon and NStar for an agreement.

MR. SCALI: Do you want to continue this again?

MR. FERNANDES: Yes.

MR. SCALI: Motion to continue.

Moved.

MR. FERNANDES: Yes.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Still waiting on Verizon and NStar.

MR. SCALI: Next is from April 16,
Next G. Next G?

MS. LINT: Didn't hear from them
either.

MR. SCALI: They're still waiting for
repairs to this location. Withdrawn?

MR. FERNANDES: Probably continued.
This is on the guy poles and they're still trying
to work that out with NStar.

MR. SCALI: Motion to continue.

MR. DWYER: Yes, second.

MR. SCALI: All in favor?

MR. FERNANDES: Yes.

MR. DWYER: Yes.

MR. SCALI: Bottom of Page 1,
continued from April 16, Next G. Still not here.
Motion to continue. Moved.

MR. FERNANDES: Second.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Top of Page 2, CCG from April 16. This is for Broadway waiting on the Verizon agreement.

MS. BALEGNO: And I have them all for the first three petitions.

MR. SCALI: Okay.

MS. BALEGNO: This is for I think the first one, and this is for the second and third.

MR. SCALI: The first agreement here shows Broadway, Broadway manhole and Ware Street and Harvard Street. Any questions on that agreement, the Verizon agreement?

MR. FERNANDES: No. I'm all set with that.

MR. SCALI: Any conditions or questions?

MR. DWYER: No questions. The conditions would be that on Broadway right near Ellery where the Public Works -- the City has a major reconstruction project that's going to happen pretty soon. You need to get coordination with the DPW and it needs to start ASAP with the engineering

department.

MR. SCALI: This is on the first one here?

MR. DWYER: Yes.

MR. SCALI: Coordination with Public Works Department.

MR. DWYER: And the following would be follow-up with the permit process and the conditions that come with that.

MR. SCALI: Permit processing conditions. Anything else? Pleasure of the Commissioners?

MR. FERNANDES: I'm fine with that.

MR. DWYER: Fine.

MR. SCALI: On the first one, motion to approve with coordination with Public Works permitting process and conditions. That's moved.

MR. FERNANDES: Second.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Yes

MR. SCALI: With regard to the second application, again, CCG Communications for Broadway. We have a Verizon agreement on this trench, leasing with conduit. That one is on Broadway, 206 feet of duct, Manhole 115A to Manhole 448. Everything seems in order. Comments?

MR. DWYER: It will have the same conditions because it's close enough to the project site on Ellery Street, and also given the work going on at the high school, we need to definitely coordinate all that work with Public Works.

MR. SCALI: Coordination with Public Works, permit processing conditions. Any comments? Motion.

MR. FERNANDES: Moved.

MR. SCALI: Seconded.

MR. FERNANDES: Yes.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: That's with Public Works coordination and permit processing conditions.

MR. SCALI: The third item for CCG.

MS. BALEGNO: That should also be on that license.

MR. SCALI: The Harvard Street?

MS. BALEGNO: Yeah.

MR. SCALI: That was on the first one, The Harvard Street rental. Comments? The same conditions?

MR. DWYER: Yes.

MR. SCALI: Coordination with Public Works, permit process and conditions.

MR. DWYER: This has the excavation tied into it?

MS. BALEGNO: Yes, and that's with Next G.

MR. DWYER: This just covers the --

MS. BALEGNO: That covers the conduit lease. It's the Verizon manhole on the corner.

MR. DWYER: It's running down Broadway, and then Broadway toward Trowbridge, and then from Trowbridge toward Harvard is the conduit lease?

MS. BALEGNO: Yes, that's from Next G, and the one we discussed last month.

MR. DWYER: Your excavation is on Harvard Street?

MS. BALEGNO: Yes.

MR. DWYER: Into Ware Street?

MS. BALEGNO: It's not into Ware Street. It's between those two manholes. We're breaking into an existing conduit there.

MR. DWYER: So the 270.6 feet is again, leasing conduit?

MS. BALEGNO: In between those two manholes, it will be our own conduit.

MR. DWYER: Running from Harvard Street onto Ware Street is your conduit?

MS. BALEGON: From Harvard Street onto Ware, those are two Verizon manholes. So we're leasing that conduit from that Verizon manhole on Harvard street. We'll be breaking into conduit right there and continuing to the Next G manhole.

MR. DWYER: That's the only excavation you have?

MS. BALEGNO: Yes.

MR. DWYER: We're fine with it.

I'm fine with what needs to get done.

MR. FERNANDES: Do we have an agreement from Next G?

MS. BALEGNO: Yeah. We went over that last month I think. I think Tony Adams was here and sat down with us.

MR. SCALI: Is that the one that they redacted all the information out of.

MS. BALEGNO: Yes, that's right.

MR. SCALI: They redacted all the private information, so-called private information which wasn't all that private really.

MR. DWYER: Was that Light Tower or was that Next G?

MR. SCALI: That was Next G. Pleasure of the Commissioners? Motion.

MR. DWYER: Follow the permit process, and SPOF, all the specifications and conditions.

MR. SCALI: Permit processing conditions, SPOF, coordinate with Public Works

scheduling. Motion to approve. Moved.

MR. FERNANDES: Seconded.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes

MR. SCALI: New application for CCG Communications. Ability to break out of Verizon manhole in vicinity of Davis Street. Trench 390 feet from breakout, southwesterly down Davis toward Harvard, continuing southeasterly on Harvard toward Portland, and across Portland onto private. One four-inch conduit for placement of CCG fiber optic cable.

This is a new application.

MS. BALEGNO: Yes.

MR. SCALI: Notification to abutters?

MS. BALEGNO: Yes.

MR. SCALI: The purpose of this particular trenching?

MS. BALEGNO: To service a customer at 200 Technology Square. Basically we've kind of exhausted every other option, which is why we're petitioning to break the street. They looked into the Verizon conduit in the area. It's completely full. Once we get onto the private property at 200 Technology Square, we're going through the back of a parking garage into 200 Technology Square, and

it's all conduit. So there's no digging other than this.

MR. SCALI: Who is your customer?

MS. BALEGNO: I think it's Pfizer.

And we're licensed in that manhole on Davis Street.

MR. SCALI: Condition of that street?

MR. DWYER: I saw the plan once.

I can't seem to find it now. Thank you. We're okay to go ahead with -- how much excavation is there?

MS. BALEGNO: Approximately 290.

MR. DWYER: I see it. Is that going right across Portland Street?

MS. BALEGNO: It is. It's cutting right across it.

MR. SCALI: This will be a busy trench.

MR. FERNANDES: Is this in the street or the sidewalk?

MS. BALEGNO: This is a street and then once it crosses Portland, we're going to either take out one slab of sidewalk, if absolutely

necessary. There's a mulch bed right there, so we were going to try to bore under it, if at all possible, just so we don't touch the sidewalk. But if we do it end up touching the sidewalk we're ready to replace it.

MR. DWYER: Public Works will have discretion on exactly where the trench will end up. We'll try to keep it away from any trees and what not. We're okay with this just as far as they follow specifications and permit conditions.

MR. FERNANDES: We also have construction there, new housing.

MS. BALEGNO: On Portland?

MR. FERNANDES: On Davis, Davis at Harvard.

MR. DWYER: So we can coordinate that. Those folks come to our Monday morning meetings too, so we can also coordinate that. I can help you coordinate that as far as getting things together.

MR. SCALI: Any more comments?
Anybody from the public want to be heard? No

hands. Motion to approve. Moved.

MR. DWYER: Yes.

MR. SCALI: Seconded?

MR. FERNANDES: Yes.

MR. SCALI: That's with coordination of Public Works, discretion on the scheduling; and then discretion as to where the actual trenching will be, the trees, and sidewalk; and also the permit process. All in favor?

MR. FERNANDES: Yes.

MR. DWYER: Yes

MR. SCALI: Top of Page 3, April 16 continued for Comcast, 3 Wendell, extending underground conduit to existing pole to sidewalk, five feet to private property at 3 Wendell, placing PVC schedule 40 conduit, five feet in public way to private property line.

You paid your petition fee?

MR. VATALARO: I did, if you can believe that.

MR. SCALI: You have a copy of the check stub?

MR. VATALARO: The check stub.

MR. SCALI: So this is to extend.

MR. VATALARO: It's for the new Leslie University dorm on the corner of Mass. Ave. and Wendell.

MR. SCALI: Going across the sidewalk five feet.

MR. VATALARO: I believe they're already done some excavation there. I think we were late for this one. NStar already applied for it a while back but they came in through Mass. Ave.

MR. FERNANDES: NStar applied.

I think we needed Verizon and Comcast; right?

MR. DESROSES: Verizon is all set.

We already came from Mass. Ave. all through there.

MR. VATALARO: I think they are responsible for replacing -- I know the sidewalk is all torn up right now. I don't know who's responsible for it.

MR. DWYER: The developer is.

MR. SCALI: So there's nothing there right now to worry about?

MR. DWYER: Right.

MR. SCALI: Anybody from the public want to be heard? No hands. Conditions?

MR. DWYER: Follow specs and the permit process.

MR. SCALI: Specs and permits.

Mr. Fernandes, any concerns?

MR. FERNANDES: Question for NStar: Are you feeding from this pole to that building?

MS. DUFFY: I think we came off of Mass. Ave. I can look at the sketch when I go

back. I don't have it with me. Do you want me to send you the sketch?

MR. FERNANDES: Yes. There's too many pipes on this pole.

MS. DUFFY: I'm almost positive we were on Mass. Ave.

MR. SCALI: So you think they're already on that pole?

MR. FERNANDES: Yeah. I want to continue it.

MR. SCALI: So who else is on there do you think? Everyone is on there and they shouldn't be.

MR. FERNANDES: Right.

MR. VATALARO: I know there is a new pipe, but I don't know if it's temporary service or permanent service.

MR. FERNANDES: It's not temporary because it's not there yet.

MR. VATALARO: There is a new pipe there.

MR. FERNANDES: Exactly.

MR. SCALI: For the building he's saying; right?

MR. FERNANDES: Yeah. But we wouldn't do that for a temp service. I don't know what they're doing. I'll continue it and I'll find out exactly what NStar is doing. If they're feeding from Mass. Ave. then they should remove the piping that they did on Wendell.

MR. VATALARO: Fair enough.

MR. SCALI: Motion then to continue.
Moved.

MR. FERNANDES: Seconded.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. VATALARO: Thank you.

MR. SCALI: Having a tough time with this one.

MR. SCALI: NStar, new petition for Maple Avenue, easterly, 300 feet northeast of Broadway, a distance of five feet of conduit. Hello again.

MS. DUFFY: Hello.

MR. SCALI: This one is --

MS. DUFFY: Overhead to underground service relocation. I'm not sure about Verizon or Comcast on this one.

MR. SCALI: Anybody have any contact with Maple Ave.?

MR. VATALARO: I have not.

MR. SCALI: It looks like a very short dig here. Are others on the pole?

MR. FERNANDES: The conduits are already in.

MR. SCALI: The conduits are already in, in the street?

MR. FERNANDES: Yes.

MR. SCALI: So they're already moved.

MR. FERNANDES: Have you been in contact with Verizon?

MR. DWYER: No.

MR. FERNANDES: We'll continue it then.

MR. SCALI: The conduit that's there, the five foot conduit is there, you're saying?

MR. FERNANDES: Yes.

MR. SCALI: So did the customer put it in? The developer put it in; you don't know?

MR. FERNANDES: Yeah.

MR. SCALI: Don't we have a process for fining people who do that?

MR. FERNANDES: Triple fee.

MR. SCALI: Motion to continue to see if Verizon and Comcast need to get in there, and to check and see who placed the conduit in there already.

MR. FERNANDES: There's enough conduit for all of you, so I assume they want everything underground.

MR. SCALI: If it's already in there, they're going to be paying some fines. Moved.

MR. DWYER: Seconded.

MR. SCALI: All in favor?

MR. FERNANDES: Yes.

MR. DWYER: Yes.

MR. SCALI: Make a note of that,
Mrs. Lint, to make sure you find out.

MR. SCALI: NStar, new petition for Farrar Street, northerly 57 feet west of Holden, six feet of conduit.

MS. DUFFY: And Verizon is right below it.

MR. SCALI: Verizon, new petition, Farrar Street, Verizon pole northerly four feet to cross sidewalk to 41 Holden.

MS. DUFFY: And they don't need Comcast.

MR. SCALI: How did that work? I'm just curious as to how that all got to you that quickly.

MS. DUFFY: That I knew that?

MR. SCALI: Yes.

MS. DUFFY: The electrician has been calling me every day.

MR. SCALI: Then someone is doing their job out there by letting you know. That's good.

Questions?

MR. DWYER: Same conditions we usually

have.

MR. SCALI: Permits and conditions.
Mr. Fernandes, concerns?

MR. FERNANDES: I'm all set.

MR. SCALI: Mr. Fernandes is happy.
Anybody from the public? No hands. Motion to
approve with conditions and permits. Moved.

MR. DWYER: Yes.

MR. FERNANDES: Second.

MR. SCALI: All in favor?

MR. FERNANDES: Yes.

MR. DWYER: Yes.

MR. SCALI: And that's for the Verizon
one as well, Commissioners?

MR. FERNANDES: Yes.

MR. SCALI: Motion. Moved, seconded.
All in favor?

MR. FERNANDES: Yes.

MR. DWYER: Yes.

MR. SCALI: Yes.

MR. SCALI: Top of Page 4, New
Petition for NStar for Second Street, southwesterly
at Binney and Second, 43 feet of conduit.

MS. DUFFY: This is for the City of
Cambridge.

MR. SCALI: Who?

MS. DUFFY: See the street light
control box?

MR. SCALI: Something you want, Mr.
Fernandes?

MR. FERNANDES: That's for traffic
signals.

MR. SCALI: Are you okay with this?

MR. DWYER: We're okay with this work.

MR. SCALI: Motion to approve. Moved.

MR. FERNANDES: Moved.

MR. SCALI: Seconded.

MR. DWYER: Yes.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: New petition for NStar for Mass. Avenue, southwesterly 145 feet southeast of Main, 31 feet of conduit.

MS. DUFFY: This is the Salvation Army. It's housing that's going back there.

MR. SCALI: Is this that woman's shelter that's going in there?

MS. DUFFY: Just the Salvation Army. I'm not sure.

MR. SCALI: This is 31 feet of conduit on Mass. Avenue.

MR. DWYER: I don't think so.

MR. FERNANDES: This is between the fire station and Salvation Army. The manhole is just to the left of the fire station. It's in the sidewalk.

MR. SCALI: It's this little piece right here. Not this whole thing here.

MR. FERNANDES: It's this here.

MR. SCALI: That's a sidewalk?

MR. FERNANDES: No. This is a space between the fire station and the Salvation Army.

This is the sidewalk.

MR. SCALI: It's just this little piece right here then, the sidewalk portion. And then they go into private property.

MR. FERNANDES: Yeah.

MR. SCALI: Comments? Anybody from the public?

MR. DWYER: How far into the sidewalk is it, George?

MR. SCALI: It's just the little piece.

MR. DWYER: I didn't get a chance to look at this one.

MR. FERNANDES: Five feet, eight feet. It's off the travel path.

MR. DWYER: Would Verizon be doing this work? I'm sorry, Verizon. I don't know why I said that. Is it NStar?

MR. FERNANDES: NStar.

MR. DWYER: You don't know; right?

MR. FERNANDES: You're doing the work?

MS. DUFFY: We're doing the work.

MR. FERNANDES: Who owns that space they're going into?

MS. DUFFY: In between, I'm not sure.

MR. SCALI: This land right here?

MR. FERNANDES: Yes.

MS. BARROSO: It must be them. It says private property line.

MR. SCALI: It's got to be the Salvation Army's property.

MR. DWYER: I haven't heard anything about this one, this development here.

MR. SCALI: Do you need to look at it?

MR. DWYER: Yeah. I don't think it's any urgency right now; right?

MR. SCALI: How urgent is this, do you know?

MS. DUFFY: It says, "Due Date: 5/28," but I don't know if they've paid everything yet.

MR. FERNANDES: It's 5/28. I don't think you'll make that anyway. I don't know who owns this property.

MR. SCALI: Is it City property?

MR. FERNANDES: It could be.

MR. SCALI: So we need more time to
look at it.

MR. DWYER: We need more time.

MR. SCALI: Motion to continue, moved.
Seconded?

MR. FERNANDES: Yes.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Aye.

MR. SCALI: New petition for Verizon. This is for Appleton Street from existing Verizon pole, three feet across the sidewalk to 157 Brattle Street.

Good morning.

MR. DEBOLE: Good morning.

MR. SCALI: Who is this to serve?

MR. DEBOLE: It's to serve 157 Brattle Street.

MR. SCALI: What's the purpose?

MR. DEBOLE: They wanted to move the utility feed underground.

MR. SCALI: They're moving it underground?

MR. DEBOLE: Yes.

MR. FERNANDES: They're doing a renovation here.

MR. SCALI: Comments?

MR. DWYER: No. We're fine with it except for conditions, and permit, and SPOF.

MR. SCALI: Conditions, permits, SPOF. Any concerns Mr. Fernandes?

MR. FERNANDES: No.

MR. SCALI: Motion to approve. Moved.

MR. DWYER: Yes.

MR. SCALI: Seconded?

MR. DWYER: Yes.

MR. SCALI: All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: Any other business before the Commission today? Does anybody have any late petitions? No late petitions.

MR. DESROSES: Yes.

MR. SCALI: Do you have a comment?

MR. DWYER: Bill knows what I'm going to talk about.

MR. SCALI: Is this an emergency situation?

MR. DESROSES: Yes.

MR. SCALI: What is the urgency on this one?

MR. DESROSES: As Mr. Dwyer knows, Prospect Street is going to be real rebuilt soon, and they're going to be expanding the sidewalk. The sidewalk is about four or five feet wide now, and they're going to expand it and take one lane and make northbound on Prospect, one lane, and southbound one lane.

The manhole is right on the curb line. I had a contractor doing some service for us the last couple of weeks to see if we have any conduit

in that area. It came out this week, we don't, no space. So before they do the work, I would like to replace a couple of four inch on Prospect between Mass. Ave. and Bishop Allen.

MR. SCALI: You're looking to -- you don't have any conduit on that?

MR. DESROSES: We do, but they're all full. So before the City expands the sidewalk towards the street, so that mean our duct bank would be under the new sidewalk now, not on the street, after they're done.

MR. SCALI: The conduit will be under the new sidewalk?

MR. DESROSES: Yes.

MR. DWYER: So you want to put conduit just in case?

MR. DESROSES: What's that?

MR. DWYER: You want to place new conduit just in case.

MR. DESROSES: Just in case down the line we need to place something.

MR. SCALI: As opposed to digging up

your new sidewalk.

MR. DWYER: But just in case can be ten years from now, too. It could be two years but it could be ten years.

MR. DESROSES: Yeah, and it could be never.

MR. DWYER: We don't usually do that. It's not so much our practice.

MR. SCALI: What makes you think you're going to need it? Is there some request?

MR. DESROSES: There's no request but this is a very busy area. Four feet there goes to Bishop Allen, Essex Streets. So if we ever have to place fiber-optics for the new service in Cambridge, that's one place that -- I'm not saying that we're going to use in the next year or two. It could be 2015.

MR. DWYER: You may have to change out some of the old copper you may have and use those conduits if you're going to put new FIOS in there. It's always an option.

MR. DESROSES: But before we move the

copper we have to place the new fiber first.

MR. DWYER: Should we put a new water line in there just in case, or a new gas line too, just in case?

MR. SCALI: It's kind of difficult to determine what the future is going to bring, and to put an empty conduit in there. . .

MR. DESROSES: I know what you're saying, but I've been burned by that before, so I know what I'm talking about regarding that. Blanchard Street where they placed just in case, then three years later, I need to place something for -- Remember that?

MR. DWYER: I do.

MR. DESROSES: Church Street, we have no place for it. Just in case, but now we're having problem at 60 Church. So it happens.

MR. DWYER: It has.

MR. DESROSES: It has happened that after the City is done with the street, we realize that somebody is having a problem. We can't expect or anticipate the problem beforehand.

MR. SCALI: Which is what we tell them to do; to anticipate while they're doing construction.

MR. DWYER: The other utilities upgrade the existing services they have. They don't so much add to it. They upgrade their old pipe.

MR. DESROSES: The pipe is pretty hard to upgrade because we have CWD from 1917. You cannot upgrade it. You have to place a new one.

MR. SCALI: Where is your current conduit?

MR. DESROSES: Right below on the curb line.

MR. SCALI: It's there already.

MR. DWYER: Your existing line is right where you're showing?

MR. DESROSES: Yes.

MR. DWYER: So actually you want to add to that existing duct bank formation.

MR. FERNANDES: It's not a bad idea because if something happens they'll be excavating

the new sidewalk.

MR. DWYER: That could be defined as upgrading the system.

MR. SCALI: That's why I asked where your current conduit is now. If you're upgrading that conduit then instead of adding in another one that's just, you know. Does that make more sense to you Mr. Dwyer?

MR. DESROSES: We could try to repair but. . . Because what happen, I mean, if you go in that street right now, you see a bunch of little squares says "Visi, Visi." These are all (inaudible) area, so you're going to have many many many digs.

MR. DWYER: Are you going to be able to take care of all that before the City pays all kinds of money to redo Prospect Street, along with this upgrade.

MR. DESROSES: The City won't start until July, so if I do this in June, I'll be -- that's probably three days work with good traffic management.

MR. DWYER: You may end up doing this in the same timeframe as the contractors in there so you don't tie the street up any longer.

MR. DESROSES: After they remove the asphalt, I can rebuild it, or right before them, because that's probably three days, four days.

MR. DWYER: We're good.

MR. SCALI: Mr. Dwyer is rethinking now. If you're upgrading the current conduit, I guess that would be in keeping with our policy; right?

MR. DWYER: Yes, I think so. If that's what we need to do by ordinance, we're obligated to notify all the public utilities so they can upgrade their systems prior to any roadway reconstruction. We need a plan of what it entails.

MR. SCALI: More detail than this, obviously.

MR. DWYER: You do say two, four-inch conduit. Do you think that will be sufficient?

MR. DESROSES: Plenty.

MR. DWYER: We may also have the

discretion to see if that duct bank and the concrete around that duct bank is reliable and secure.

MR. DESROSES: The new one?

MR. DWYER: No, the old one. We don't want any issues or problems with that afterward, do we?

MR. DESROSES: No, because we'll take that down when replacing the new one. We won't have any issue as long as we compact the backfills. I mean, you put in the requirement for backfill either four below, gravel or whatever.

MR. SCALI: So is this an emergency, Mr. Dwyer, that we can vote on today?

MR. DWYER: Let's approve it today. And Verizon, for the most part, work with the City as far as coordination, permit issues, and SPOF regulations.

MR. FERNANDES: I would also like you to add conduit to this.

MR. DESROSES: See, he needs one. So now you can have to agree with that SPOF so he

needs one.

MR. FERNANDES: Now you can double the SPOF.

MR. SCALI: We didn't say that.

MR. DESROSES: How many will you need, George, one, four-inch?

MR. FERNANDES: One, four-inch.

MR. DWYER: Public Works may need one too.

MR. DESROSES: No problem. One, four-inch for you.

MS. LINT: Will we get an application for the next hearing?

MR. SCALI: You actually need an application and a new plan.

MR. DESROSES: I'm going to send an application.

MR. SCALI: We can approve it today but we still need to put it on the agenda next time.

MR. DESROSES: And the fee also.

MR. SCALI: Yes.

MR. DWYER: Make a note of how the City accommodates and tries to work together with Verizon, especially, with their needs and concerns.

MR. SCALI: Very accommodating.

MR. DWYER: We don't always get the credit from Verizon that we deserve.

MR. DESROSES: It's always mutual. I always respond to their needs too, trust me.

MR. SCALI: It's mutual respect.

MR. DWYER: It's our street.

MR. SCALI: Any other concerns?

MR. FERNANDES: No. We're good.

MR. SCALI: Because of the emergency of the street being rebuilt, then the --

MR. DWYER: The street has got to be reconstructed at the end of this construction season.

MR. SCALI: Motion then to approve this subject to a new application, plan, and fee being submitted; subject to coordination with Public Works, and SPOF, and permits. Moved.

MR. FERNANDES: Yes.

MR. SCALI: Seconded. All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

MR. SCALI: And that's also adding in another City conduit in that.

MR. DESROSES: Yes.

MR. DESROSES: Thank you.

MR. SCALI: Anything else before us?

Motion to adjourn. Moved.

MR. DWYER: Yes.

MR. SCALI: Seconded. All in favor?

MR. DWYER: Yes.

MR. FERNANDES: Yes.

(Whereupon, the proceeding was concluded at 10:57 a.m.)

CERTIFICATE

COMMONWEALTH OF MASSACHUSETTS
BRISTOL COUNTY, SS

I, Anne Ouellette, a Professional Court Reporter, the undersigned Notary Public certify that:

I am not related to any of the parties in this matter by blood or marriage and that I am in no way interested in the outcome of these matters.

I further certify that the Proceedings hereinbefore set forth is a true and accurate transcription of my record to the best of my knowledge, skill and ability.

In Witness Whereof, I have hereunto set my hand this 12th day of June 2009.

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