

Meeting of the Board of Directors

December 14, 2016

A meeting of the Board of Directors of the Massachusetts Water Resources Authority was held on December 14, 2016 at the Authority headquarters in Charlestown. Vice-Chairman Carroll presided. Present from the Board were Messrs. Blackmon, Cotter, Vitale, Walsh, Flanagan and Foti; Messrs. Beaton, Pappastergion, Pena and Ms. Wolowicz were absent. Among those present from the Authority staff were Frederick Laskey, Executive Director, Steven Remsberg, General Counsel, Michael Hornbrook, Chief Operating Officer, Thomas Durkin, Director of Finance, Michele Gillen, Director of Administration, John Vetere, Deputy Chief Operating Officer, Ria Convery, Assistant Secretary and Linda D'Addario, Acting Assistant to the Board. The meeting was called to order at 1:00 p.m.

APPROVAL OF MINUTES

Upon a motion duly made and seconded, it was

Voted to approve the minutes of the Board of Directors' meeting of November 16, 2016, as presented and filed with the records of the meeting.

REPORT OF THE CHAIRMAN

Vice-Chairman Carroll recognized Linda D'Addario for filling in for Bonnie Hale and preparing the Proposed Votes and Fred Laskey also recognized Kathleen Garcia for helping out with the preparation of the Board meeting materials.

REPORT OF THE EXECUTIVE DIRECTOR

Mr. Laskey reported on various matters, including: Bonnie Hale, Assistant to the Board, is recovering well; Newton and Quincy are taking advantage of the zero-interest Lead Service Line Removal Load Program and other communities have expressed interest;

MWRA is on track to meet new Public Records Law Requirements by January 1, 2017; the MWRA Advisory Board held a successful forum on Metropolitan Tunnel Redundancy; the Deer Island Treatment Plant will be running on CTGs while NStar investigates the location of the cross-harbor cable; and the January Board of Directors' meeting has been rescheduled to January 18, 2017, and will be designated as the Annual Meeting of the Board of Directors.

APPROVALS

Approval of the Transmittal of the FY18 Proposed Capital Improvement Program to the MWRA Advisory Board

Upon a motion duly made and seconded, it was

Voted to approve the transmittal of the FY18 Proposed Capital Improvement Program to the MWRA Advisory Board for its 60 day review and comment period.

Memorandum of Understanding and Financial Assistance Agreement with the City of Cambridge for the Implementation of CSO Control Projects, Amendment 13 and Progress of Cambridge Implemented CSO Projects and Financial Assistance through March 2017

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 13 to the Memorandum of Understanding and Financial Assistance Agreement with the City of Cambridge for the Implementation of CSO Control Projects, increasing the award amount by \$1,509,899 from \$98,668,856 to \$100,178,755 and extending the term of the agreement by six months from December 31, 2017 to June 30, 2018.

Financial Assistance Agreement with BWSC for Implementation of CSO Projects, Amendment 16

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 16 to the Financial Assistance Agreement with Boston Water

and Sewer Commission for Implementation of CSO Control Projects, extending the term of the agreement of six months from December 31, 2016, to June 30, 2017, with no increase to the award amount.

Water Supply Continuation Agreements – Southborough, Stoughton, Wakefield and Worcester

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to execute ten-year Water Supply Continuation Agreements with Southborough, Stoughton, Wakefield and Worcester substantially in the form presented and filed with the records of the meeting.

PCR Amendment – December 2016

Upon a motion duly made and seconded, it was

Voted to approve an amendment to the Position Control Register, as presented and filed with the records of the meeting.

Appointment of Program Manager Security/Safety

Upon a motion duly made and seconded, it was

Voted to approve the Executive Director's recommendation to appoint Mr. Joseph Bibbo to the position of Program Manager, Security/Safety (Unit 9, Grade 29), at an annual salary of \$106,994.68 to be effective on the date designated by the Executive Director.

CONTRACT AWARDS

Janitorial Services at the Chelsea Facility: S.J. Services, Inc., Contract WRA-4302Q

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to approve the award of Contract WRA-4302Q, Janitorial Services at the Chelsea Facility, to S.J. Services, Inc., and to authorize the Executive Director, on behalf of

the Authority, to execute said contract in an amount not to exceed \$381,324 for a term of three years.

Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and Unmanned Stations: Woodard & Curran, Inc., Contract S559

Upon a motion duly made and seconded, it was

Voted to approve the award of Contract S559 for Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and the Unmanned Stations, to the lowest responsible and eligible bidder Woodard & Curran, Inc., and to authorize the Executive Director, on behalf of the Authority, to jointly execute said contract, along with the Boston Water and Sewer Commission (BWSC), for a contract service fee amount of \$3,919,812 (of which MWRA will pay \$1,058,349.24 (27%) and BWSC will pay \$2,861,462.76 (73%), plus a funding allowance amount of \$780,000 for corrective maintenance and minor repairs to process equipment (which includes \$180,000 for MWRA and \$600,000 for BWSC), for a total contract amount not to exceed \$4,699,812, and a term of three years, from March 1, 2017 through March 2, 2020, with options, subject to future Board approval, to extend the term for up to two additional years.

Sewer Sections 4, 5, 6 and 186 Study: Hazen and Sawyer, P.C., Contract 7423

Upon a motion duly made and seconded, it was

Voted to approve the recommendation of the Consultant Selection Committee to select Hazen and Sawyer, P.C. to provide consulting services to the Authority for the Sewer Sections 4, 5, 6, and 186 Study, and to and to authorize the Executive Director, on behalf of the Authority, to execute Contract 7423 in the amount of \$1,213,973.97, for a term of 15-months from the Notice to Proceed.

Janitorial Services at the Deer Island Treatment Plant: Star Building Services, Inc., Contract WRA-4303Q

Upon a motion duly made and seconded, it was

Voted to approve the award of Contract WRA-4303Q, Janitorial Services at the Deer Island Treatment Plant, to Star Building Services, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in an amount not to exceed \$1,479,655.10, for a term of three years.

Deer Island Treatment Plant Motor Control Center and Switchgear Replacement Design, Engineering Services During Construction, and Resident Engineering/Inspection Services: AECOM, Contract 7419

Upon a motion duly made and seconded, it was

Voted to approve the recommendation of the Consultant Selection Committee to select AECOM to provide preliminary design, final design, engineering services during construction and resident engineering/inspection services, for the Deer Island Treatment Plant Motor Control Center and Switchgear Replacement project, and to authorize the Executive Director, on behalf of the Authority, to execute said contract with AECOM in an amount not to exceed \$2,479,672 for a term of 65 months from the Notice to Proceed.

Personnel Dock Rehabilitation - Deer Island Treatment Plant: Coastal Marine Construction, Contract 7168

Upon a motion duly made and seconded, it was

Voted to approve the award of Contract 7168, Personnel Dock Rehabilitation at the Deer Island Treatment Plant to the lowest eligible and responsible bidder, Coastal Marine Construction LLC, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$1,294,524, for a term of 238 calendar days from the Notice to Proceed.

CONTRACT AMENDMENTS/CHANGE ORDERS

Assignment and Assumption of Contract EXE-033, Security Guard Services for Various MWRA Facilities, from AlliedBarton Security Services, Inc. to Universal Protection Service, LLC d/b/a Allied Universal Security; and Contract EXE-033, Amendment 1

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director on behalf of the Authority to approve the assignment of Contract EXE-033 entitled "Security Guard Services for Various MWRA Facilities" from AlliedBarton Security Services, Inc. to Universal Protection Service, LLC d/b/a Allied Universal Security Services, and to authorize the Executive Director, on behalf of the Authority to execute an Assignment and Assumption Agreement to effectuate such assignment; and further, to authorize the Executive Director, on behalf of the Authority, to execute Amendment 1 to Contract EXE-033, extending the term by 365 calendar days from February 6, 2017 to February 5, 2018 and increasing the contract price by an amount not to exceed \$1,727,852.95,

Wachusett Aqueduct Pumping Station Design, Construction Administration and Resident Inspection Services; Stantec Consulting Services, Inc. Contract 7156, Amendment 3

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment 3 to increase the amount of Contract 7156 with Stantec Consulting Services Inc., Wachusett Aqueduct Pumping Station Design, Construction Administration and Resident Inspection Services, in the amount of \$349,742.76, with no increase in the contract term.

Wachusett Aqueduct Pumping Station: BHD/BEC JV 2015, Joint Venture, Contract 7157, Change Order 5

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order 5 to Contract 7157, Wachusett Aqueduct Pumping Station, with BHD/BEC JV 2015, A Joint Venture, for a lump sum amount of \$328,039, with no increase in contract term. Further, to authorize the Executive Director to approve additional change orders as may be needed to Contract 7157 in amounts not to exceed the aggregate of \$250,000, in accordance with the Management Policies and Procedures of the Board of Directors.

OTHER BUSINESS – MWRA’s Climate Change Strategy

This item was referred to the full Board by the Administration, Finance and Audit Committee. Staff gave a presentation describing MWRA’s efforts and progress in adapting to the impacts of climate change and sea level rise, including the hardening of coastal facilities and measures taken to reduce greenhouse gas emissions.

EXECUTIVE SESSION

It was moved to enter executive session to discuss litigation and security.

Upon a motion duly made and seconded, it was, upon a roll call vote in which the members were recorded as follows:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Blackmon		
Cotter		
Flanagan		
Foti		
Vitale		
Walsh		
Carroll		

Voted to enter executive session for the purpose of discussing strategy with respect to litigation, in that such discussion may have a detrimental effect on the litigating position of the Authority, and to consider the deployment of security personnel or devices, or strategies with respect to security.

It was stated that the meeting would return to open session solely for the consideration of adjournment.

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E X E C U T I V E S E S S I O N

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The meeting returned to open session at 2:12 p.m. and adjourned.

Approved: January 18, 2017

Attest:

Joseph Foti, Secretary