

**MASSACHUSETTS WATER RESOURCES AUTHORITY**

Meeting of the Board of Directors

December 15, 2021

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A meeting of the Massachusetts Water Resources Authority (“MWRA”) Board of Directors was held on December 15, 2021. The meeting was conducted virtually, pursuant to Chapter 20 of the Acts of 2021, An Act Relative to Extending Certain COVID-19 Measures Adopted During the State of Emergency. Chair Theoharides presided remotely. Also participating remotely from the Board were Messrs. Cook, Flanagan, Foti, Pappastergion, Peña, Vitale, J. Walsh, and P. Walsh. Mr. Carroll and Ms. Wolowicz were absent.

MWRA staff in attendance virtually included Frederick Laskey, Executive Director; Carolyn Francisco Murphy, General Counsel; David Coppes, Chief Operating Officer; Carolyn Fiore, Deputy Chief Operating Officer; Thomas Durkin, Director of Finance; Michele Gillen, Director of Administration; Kathy Murtagh, Director, Tunnel Redundancy; Andrea Murphy, Director, Human Resources; Paula Weadick, MIS Director; Matt Horan, Deputy Director of Finance/Treasurer; Doug Rice, Director, Procurement; Gary Cacace, Director, Security; Stephen Estes-Smargiassi, Director, Planning and Sustainability; John Colbert, Chief Engineer; Rebecca Weidman, Director, Environmental and Regulatory Affairs; Cori Barrett, Director, Construction; and Assistant Secretaries Ria Convery and Kristin MacDougall. Vandana Rao, Executive Office of Environmental Affairs (EEA), and Joseph Favaloro, MWRA Advisory Board, were also in attendance virtually.

Board Secretary Pappastergion temporarily served as Chair while MWRA staff worked to resolve a technical issue with Secretary Theoharides’ virtual meeting connection. Acting Chair Pappastergion called the meeting to order at 1:17pm. MWRA General Counsel Francisco Murphy took roll call of Board Members in attendance. The Acting Chair announced that except for Executive Session, the meeting was open to the public virtually, via a link posted on MWRA’s website ([www.mwra.com](http://www.mwra.com)). He added that the meeting would be recorded, and that the agenda and meeting materials were available on MWRA’s website. He also announced that the meeting would move into Executive Session after the Executive Director’s report, and that the Open Session would resume after the adjournment of Executive Session.

All motions were individually made and presented for discussion and deliberation. MWRA General Counsel Francisco Murphy explained that all motions would be individually presented and given an opportunity for discussion and deliberation; further, that after discussion and deliberation, any Board member could request an individual roll call vote on that motion, where Board Members could vote affirmatively or in the negative, or abstain from voting. She also said that if no request for an individual vote were made or concerns raised, the motion would advance for an omnibus roll call vote at the conclusion of all the presentations.

**APPROVAL OF OCTOBER 20, 2021 MINUTES**

A motion was duly made and seconded to approve the minutes of the Board of Directors’ meeting of October 20, 2021. Acting Chair Pappastergion called for any questions, discussion, or objections. Hearing none, he referred the motion to an omnibus roll call vote. (ref. I)

### REPORT OF THE EXECUTIVE DIRECTOR

MWRA Executive Director Fred Laskey reported that, consistent with statewide trends, MWRA continued to see rising numbers of COVID-19 cases among its staff (33 from November 1, 2021 through December 15, 2021). He noted that the MWRA cases were mostly contracted through outside contacts, and that staff was working diligently to minimize the ongoing pandemic's impacts on employees and operations. He briefly updated Board members on MWRA's Biobot wastewater COVID-19 tracking data. Next, Mr. Laskey announced that MWRA had executed a successful bond deal, in which approximately \$750 million in bonds were issued with a low interest rate. He said that the high demand for MWRA's green bonds was driven in part by interest in "ESG," or environmental, social and governance factors. He noted that MWRA was the fifth largest municipal green bond issuer in the United States and the top issuer in Massachusetts. He thanked Board members for their support and encouragement regarding green bonds, and commended MWRA finance staff for their contributions to the deal. Mr. Laskey then invited Mr. Pappastergion to speak on behalf of the MWRA Advisory Board.

Mr. Pappastergion announced that the MWRA Advisory Board was proposing the creation of a joint task force that would include Board members, community representatives, and staff of the Advisory Board and MWRA. He said that the goal of the task force would be to maximize the use of federal infrastructure funds by identifying projects that would promote community and regional benefits. He noted that MWRA and the Advisory Board shared a history of successful collaboration. He encouraged Board members to support the task force and to participate in its implementation.

(Chair Theoharides joined the meeting during the Executive Director's report.)

Mr. Laskey noted that the MWRA Board's Annual Meeting was planned for January 2022. Finally, he announced the upcoming retirement of Mr. Godfrey Ezeigwe, Financial and Administrative Manager. Mr. Laskey thanked Mr. Ezeigwe for his service and presented him with a commemorative plaque on behalf of MWRA staff. (ref. III)

### REPORT OF THE CHAIR

Chair Theoharides announced that Governor Baker had signed American Rescue Act (ARPA) legislation, which included \$100 million for water and sewer infrastructure. (ref. II)

### EXECUTIVE SESSION

Chair Theoharides requested that the Board move into Executive Session to discuss litigation, security and collective bargaining since open session may have a detrimental effect on the bargaining and litigation position of the Authority. She announced that the Board would return to Open Session after the conclusion of Executive Session. A motion was duly made and seconded to enter Executive Session, and to resume Open Session after Executive Session adjournment.

Ms. Francisco Murphy reminded Board members that under the Open Meeting Law members who are participating remotely in Executive Session must state that no person is present or able to hear the discussion at their remote location. A response of "yes" to the Roll Call to enter

Executive Session when their name is called would also be deemed their statement that no other person is present or able to hear the session discussion.

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

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Theoharides		
Cook		
Flanagan		
Foti		
Pappastergion		
Peña		
Vitale		
J. Walsh		
P. Walsh		

Voted: to enter Executive Session, and to resume Open Session after Executive Session adjournment.

The Board moved to Executive Session to discuss litigation, security, and collective bargaining, since discussing such in Open Session could have a detrimental effect upon the bargaining and litigation position of the Authority.

\*\*\* EXECUTIVE SESSION \*\*\*

The meeting entered Executive Session at 1:28pm and adjourned at 2:03pm.

\*\*\* CONTINUATION OF OPEN SESSION \*\*\*

Open Session resumed at 2:04pm. Chair Theoharides presided.

#### ADMINISTRATION, FINANCE AND AUDIT

##### Information

##### Delegated Authority Report – October and November 2001

Committee Chair Vitale invited questions or comments from Board Members.

Board Member Jack Walsh asked MWRA staff for an estimated return of investment for Nut Island interior lighting. MWRA Chief Operating Officer David Coppes explained that after factoring in a National Grid rebate, staff expected that the return of investment would be realized in approximately seven years.

Board Member Vitale asked MWRA staff if multiple Hewlett Packard supply contracts could have been combined for greater savings. Mr. Coppes and MWRA MIS Director Paula Weadick explained that the contracts were grouped by the geographic locations of receiving facilities to increase supplier competition and reduce shipping costs. Mr. Coppes added that staff had historically achieved greater overall cost savings by using this bidding method for similar procurements.

Hearing no further questions or discussion, Committee Chair Vitale proceeded to the next agenda item. (ref. V A.1)

#### FY2022 Financial Update and Summary as of December 2021

MWRA Director of Finance Thomas Durkin summarized financial results for fiscal year 2022 as of December 2021. He reported that the fiscal year was progressing as expected, and that MWRA was \$13.8 million (4%) under budget. He explained that direct expenses were \$8.7 million under budget, including \$5.6 million in underspending for wages and salaries. He said that indirect expenses were underspent by \$400,000 (1.7%), primarily due to underspending for watershed protection reimbursement and offset by \$167,000 from the annual true-up for the operation and maintenance of the HEEC cable. Mr. Durkin then reported that capital finance was 2.5% under budget due to lower than expected interest rates for variable rate bonds. He added that rising interest rates were expected to impact MWRA budgets. Finally, Mr. Durkin noted that MWRA staff was preparing future presentations on the FY2023 Capital Improvement Program and Current Expense Budget.

There was general discussion about interest rates and their potential impacts on MWRA budgets; challenges in the recruitment and retention of staff due in part to the ongoing pandemic; and, MHC modules, which are programs used to print checks and other remittances.

Hearing no further questions or discussion, Mr. Vitale proceeded to the next agenda item. (ref. V A.2)

#### Contract Awards

##### Maximo Software Maintenance and Support: IBM Corporation, State Contract ITS55

A motion was duly made and seconded to approve the award of a purchase order contract for one year of Maximo software maintenance and support to IBM Corporation and to authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$375,881.49 for a period of one year, from January 1, 2022 through December 31, 2022, under State Contract ITS55.

Ms. Weadick summarized the uses of Maximo Computerized Maintenance Management System and Enterprise Asset Management System, including asset life cycle and maintenance activity management; materials management; work orders; and, work schedule prioritization. She added that the proposed contract was for an annual maintenance renewal, and that the cost fell within a typical range.

There was brief discussion about a minor typographical error in the Staff Summary. Ms. Weadick assured Board members that the error would be corrected for the record.

Board Member Jack Walsh asked if IBM was a sole source for Maximo maintenance. Ms. Weadick explained that IBM provided the best available support for Maximo because it owned the code and offered direct access to bug fixes. There was general discussion about the procurement process. MWRA Director of Procurement Doug Rice noted that this procurement was under a statewide contract, which offered considerable buying and negotiating power. Mr. Jack Wash asked staff to provide a statewide vs. individual contract price comparison when presenting future Maximo annual maintenance contracts.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. V B.1)

Dental Insurance: Dental Service of Massachusetts, Inc., d/b/a Delta Dental of Massachusetts, Contract A631

A motion was duly made and seconded to approve the recommendation of the Consultant Selection Committee to select Dental Service of Massachusetts, Inc. d/b/a Delta Dental of Massachusetts to provide dental insurance to eligible employees and to authorize the Executive Director, on behalf of the Authority, to execute a contract with Dental Service of Massachusetts, Inc. d/b/a Delta Dental of Massachusetts for an amount not to exceed \$289,000, for a contract term of twelve months with three options to renew for a period of twelve months each, subject to further Board approval.

MWRA Director of Human Resources Andrea Murphy summarized the proposed contract for dental insurance. She noted that Delta Dental of Massachusetts was MWRA's current provider, that MWRA staff was satisfied with their services, and that there was no cost increase over last year.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. V B.2)

Contract Amendments/Change Orders

Security Guard Services for Various MWRA Facilities: Universal Protection Service, LLC d/b/a/ Allied Universal Security Services, Contract EXE-041, Amendment 1

A motion was duly made and seconded to authorize the Executive Director, on behalf of the Authority, to execute Amendment 1 to Contract EXE-041, Security Guard Service for Various MWRA Facilities, with Universal Protection Service, LLC d/b/a Allied Universal Security Services, exercising the first option to renew, increasing the contract amount by \$2,115,112.20, from \$6,849,216.00 to an amount not to exceed \$8,964,328.20, and extending the contract term by 365 calendar days from February 6, 2022 to February 6, 2023.

MWRA Director of Security Gary Cacace summarized the scope of the current contract with Allied Universal Security Services, including a 24-7 uniformed security presence at three critical

locations, business hour staffing at the Charlestown Navy Yard, and 24-hour staffing at the Chelsea command center. He noted that the current vendor provided a high level of service and was familiar with MWRA's systems, locations, procedures, and personnel.

Chair Theoharides asked if there was any discussion or objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. V C.1)

## WASTEWATER POLICY AND OVERSIGHT

### Information

#### Cottage Farm CSO Facility: Facility Improvements and PCB Removal/Abatement

MWRA Chief Operating Officer Dave Coppes presented a summary to inform Board Members of upcoming work to rehabilitate the Cottage Farm Combined Sewer Overflow (CSO) Facility, including a polychlorinated biphenyls (PCBs) abatement plan. He noted that the facility's components were over fifty years old and reaching the end of their useful lives. Mr. Coppes then explained that the rehab work would trigger a regulatory requirement to perform PCB abatement at the entire facility. Next, Mr. Coppes described MWRA's intention to work with the US EPA to file a phased PCB abatement plan with a priority of replacing the facility's pump engines as soon as possible, then moving to a second phase of construction that would include a full facility PCB abatement and equipment replacement. He added that MWRA staff would update Board members as the plan developed.

Committee Chair Flanagan asked if there was any discussion or objections. Hearing none, he proceeded to the next agenda item. (ref. VI A.1)

#### Prison Point CSO Facility Improvements: Contract 7462 Update

Mr. Coppes updated Board members on the status of MWRA Contract 7462, Prison Point CSO Facility Improvements, which had been awarded to Barletta Heavy Division, Inc. ("Barletta"), as approved by the Board of Directors, on September 15, 2021. Mr. Coppes reported that after the Notice to Proceed was issued on October 29, 2021, Barletta notified MWRA that the electrical and plumbing filed subcontractors would not execute their contracts due to their inability to maintain their original bid prices, citing supply chain and inflation issues. He said that MWRA staff contacted the other subcontractors; none of the five electrical subcontractors was willing to hold their bid price, and one plumbing subcontractor had agreed to hold their bid price for the as-bid duration. Mr. Coppes then explained that Barletta had proposed a change order with an 18-20 month time extension, at an added cost of over \$5.3 million (13.5%), with a potential for further cost increases. He said that moving forward with this contract would require negotiations with Barletta as well as the design engineer at a potentially higher cost. Finally, Mr. Coppes advised Board members that MWRA staff was reassessing this project and considering whether to cancel the contract and rebid in smaller construction packages.

There was general discussion about the potential contract price increases, MWRA's discussions with Barletta and the subcontractors, and the project's scope, detailed work sequence and close timeframes.

Board Member Foti asked for clarification on whether Barletta had provided evidence to support their claims of supply chain issues and inflation. Ms. Francisco Murphy explained that price escalation and anticipated delays in the procurement of electrical equipment were key factors in Barletta's request for higher cost and time estimates. Mr. Foti expressed concern that Barletta could not guarantee against additional cost increases. Board Member Vitale advised MWRA staff that the Boston Water and Sewer Commission (BWSC) had similarly broken a larger contract into smaller packages when the bid price came in much higher than the Engineer's Estimate; the result was a greater aggregate cost than that of the original contract. He added that delaying the work could also lead to higher costs, and that BWSC's Legal team required contractors to lock in prices.

There was general discussion about the project scope and the original contract's bid and award timeline.

Committee Chair Flanagan asked if there was further discussion or any objections. Hearing none, he proceeded to the next agenda item. (ref. VI A.2)

#### Contract Awards

##### Screw Pump Replacement, Phase 1, Clinton Treatment Plant, IPC Lydon, LLC Contract 7704

A motion was duly made and seconded to approve the award of Contract 7704, Screw Pump Replacement, Phase 1 at the Clinton Wastewater Treatment Plant, to the lowest responsible and eligible bidder, IPC Lydon, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$3,452,985, for a contract term of 540 calendar days from the Notice to Proceed.

MWRA Deer Island Treatment Plant Director Dave Duest presented an overview of the proposed project, including the function of the Clinton Treatment Plant's screw pumps and the need for their replacement. He explained that the three existing pumps were over 30 years old and beyond their useful lives. He added that two pumps were inoperable; MWRA was using the one remaining pump and two centrifugal pumps to maintain plant capacity, with a portable diesel pump as backup. Finally, Mr. Duest said that the new pumps' drives would be more efficient and potentially eligible for incentive funding from National Grid.

Chair Theoharides asked if there was if there was any discussion or objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VI B.1)

#### Contract Amendments/Change Orders

##### Gravity Thickener Upgrade, Deer Island Treatment Plant: Walsh Construction Company II, LLC, Contract 7428, Change Order 17

A motion was duly made and seconded to authorize the Executive Director, on behalf of the Authority, to approve Change Order 17 to Contract 7428, Gravity Thickener Upgrade, Deer Island Treatment Plant, with Walsh Construction Company II, LLC, for a lump sum amount of \$244,289.11, increasing the contract amount from \$19,979,541.22 to \$20,223,830.33, with no increase in contract term.

Mr. Duest presented the reasons for the proposed amendment to increase the contract price by \$244,289.11 with no increase in contract term. He explained that the upgrade project was funded through reimbursement issued by the Massachusetts Emergency Management Agency (MEMA) in response to damage sustained during a snow-related State of Emergency in January 2015.

Board Member Jack Wash asked for clarification on the additional labor and equipment required to remove foreign material in the digested sludge. Mr. Duest explained that the remnants of membrane from a prior project had resulted in a more laborious and costly membrane removal process than originally anticipated.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VI C.1)

## WATER POLICY AND OVERSIGHT

### Information

#### Update on Lead and Copper Rule Compliance – Fall 2021

MWRA Director of Planning and Sustainability Stephen Estes-Smargiassi presented an update on annual Lead and Copper Rule sampling for fully supplied MWRA communities. He reported that system wide, MWRA's 90<sup>th</sup> percentile results for the most recent round of sampling were 8.5 parts per billion (ppb), below the Lead Action Level of 15ppb. He also reported that five communities (Boston, Malden, Medford, Melrose, and Winthrop) had results above the Lead Action Level. Mr. Estes-Smargiassi noted that the US EPA required these five communities to perform lead education, mail a brochure to each customer, and replace lead service lines. He added that those activities were underway with MWRA assistance. Mr. Estes-Smargiassi noted that MWRA continued to offer zero interest loans to its customer communities for lead service line replacement since 2016 (\$28.2 million for 13 communities, through December 2021.) He then noted that the recently enacted federal Infrastructure Investment and Jobs Act included additional funding for lead service line replacement, and that MWRA staff was monitoring the development of program guidance. Finally, Mr. Estes-Smargiassi said that staff expected the US EPA to issue additional revisions to the Lead and Copper Rule, and that staff would brief Board members and customer communities on those revisions on a later date.

There was general discussion about potential changes to corrosion control requirements. Board Member Vitale commended MWRA staff for their assistance with BWSC's ongoing efforts to reduce tap water lead levels in the City of Boston.

Committee Chair Peña asked if there was further discussion or any objections. Hearing none, he proceeded to the next agenda item. (ref. VII A.1)

### Approvals

#### Memorandum of Agreement between MWRA and the City of Waltham: Section 101 Extension Water Main Project

A motion was duly made and seconded to authorize the Executive Director, on behalf of the Authority, to execute a Memorandum of Agreement with the City of Waltham, substantially in the



form presented and filed with the records of the meeting, related to reimbursement to MWRA for design and construction costs associated with the installation of City of Waltham local water, sewer sand drain lines and appurtenances.

MWRA Chief Engineer John Colbert presented a summary of the proposed Memorandum of Agreement with Waltham for reimbursement by the city to MWRA for costs associated with utility work.

Chair Theoharides asked if there was any discussion or objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VII B.1)

#### Renewal of City of Marlborough and Dedham-Westwood Water District Water Supply Continuation Agreements

A motion was duly made and seconded to authorize the Executive Director, on behalf of the Authority, to execute the ten-year Water Supply Continuation Agreements with the City of Marlborough and Dedham-Westwood Water District, substantially in the form presented and filed with the records of this meeting as Attachments A and B to the December 15th Staff Summary.

MWRA Director of Environmental and Regulatory Affairs Rebecca Weidman summarized the terms of new, ten-year water supply agreements with the City of Marlborough and the Dedham-Westwood Water District. She explained that the Dedham-Westwood Water District was not seeking additional supply from MWRA, and that Marlborough's agreement had been updated to reflect that the city was now meeting its entire water demand with MWRA's supply. She added that water rates were based on actual usage under the agreement.

Chair Theoharides asked if there was any discussion or objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VII B.2)

#### Contract Awards

##### Wachusett Dam Bastion Improvements: MAS Building & Bridge, Inc., Contract 7697

A motion was duly made and seconded to approve the award of Contract 7697, Wachusett Dam Bastion Improvements, to the lowest responsible and eligible bidder, MAS Building & Bridge, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$3,927,000, with a contract term of 456 calendar days from the Notice to Proceed.

Mr. Colbert presented a summary of the proposed project, including its location and purpose. He explained that the structural reconstruction work was needed to repair damage due to water infiltration, cracking walls, and roof damage.

Board Member Vitale requested more information about the accidental death of an MAS Building & Bridge, Inc. ("MAS") subcontractor's employee in 2015, as cited in the corresponding Staff Summary. Mr. Colbert explained the circumstances of the accident and noted that the subcontractor no longer worked for MAS.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VII C.1)

Purchase Order Contract for the Pre-purchase of Materials for the Northern Extra High Pressure Zone Improvements Section 63 (Lexington): Everett J. Prescott, Inc., Bid WRA-5044

A motion was duly made and seconded to approve the award of Purchase Order Contract WRA-5044, for the supply, handling, storage, and delivery of water main materials to support construction Contract 6522, Northern Extra High Pressure Zone Improvements Construction Package 1, Section 63 (Lexington), to the lowest responsible and eligible bidder, Everett J. Prescott, Inc., and authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$1,989,791.00 for a period of 407 calendar days from the Notice to Proceed.

Mr. Coppes presented a summary that described the reasons for pre-purchasing materials for the Northern Extra High Section 63 project. He explained that pre-purchase was expected to ameliorate supply chain concerns and accelerate the work schedule relative to the construction of a Town of Burlington pipeline.

There was general discussion about the risks, benefits, and historical precedent for materials pre-purchase.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VII C.2)

Contract Amendments/Change Orders

Quabbin Aqueduct Shaft 2 Repairs: Unified Contracting, Inc. Contract 7198, Change Order 1

A motion was duly made and seconded to authorize the Executive Director, on behalf of the Authority, to approve Change Order 1 to Contract 7198, Quabbin Aqueduct Shaft 2 Repairs, with Unified Contracting, Inc. for an amount not to exceed \$500,000, increasing the contract amount from \$789,000 to \$1,289,000, and extending the contract term by 110 calendar days, from March 12, 2022 to June 30, 2022. Further, to authorize the Executive Director to approve additional change orders as may be needed to Contract 7198 in an amount not to exceed the aggregate of \$250,000, in accordance with the Management Policies and Procedures of the Board of Directors.

MWRA Director of Construction Cori Barrett gave a presentation that summarized the reasons for the proposed change order for an amount not to exceed \$500,000, with a 110 calendar day extension. She explained that the concrete at Quabbin Shaft 2 was found to be more deteriorated than expected. She noted that very poor structural conditions, including the presence of old wooden timbers and deteriorating concrete, were discovered while performing the current repair project. Ms. Barrett said that that this change order would address related concerns about stability, internal stresses from water pressure.

Board Member Vitale commended the MWRA staff who prepared the presentation.

Chair Theoharides asked if there was further discussion or any objections. Hearing none, she advanced the motion to an omnibus roll call vote. (ref. VII D.1)

(Chair Theoharides left the meeting and Board Secretary Pappastergion served as Acting Chair.)

## PERSONNEL AND COMPENSATION

### Approvals

#### December PCR Amendments

A motion was duly made and seconded to approve amendments to the Position Control Register (PCR) as presented and filed with the records of the meeting.

MWRA Human Resources Director Andrea Murphy briefly summarized the four proposed PCR amendments, which included two title changes to two vacant positions and two salary adjustments for filled positions.

Acting Chair Pappastergion asked if there was any discussion or objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.1)

#### Appointment of Program Manager, Monitoring, TRAC

A motion was duly made and seconded to approve the appointment of Mr. Shawn Owen to the position of Program Manager, Monitoring (Unit 9, Grade 29) in the Toxic Reduction and Control department at the recommended salary of \$128,958.94 to be effective on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

Acting Chair Pappastergion asked if there was any discussion or objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.2)

#### Appointment of Manager, Operations Support

A motion was duly made and seconded to approve the appointment of Ms. Jeannie Teixeira to the position of Manager, Operations Support (Non-Union, Grade 14), in the Operations Division at the recommended annual salary of \$118,000, commencing on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

There was brief discussion about the qualifications of five internal candidates.

Acting Chair Pappastergion asked if there was further discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.3)

Appointment of Senior Program Manager, Operations Engineering

A motion was duly made and seconded to approve the appointment of Ms. Kristen Hall to the position of Senior Program Manager, Operations Engineering (Unit 9, Grade 30) in the Operations Engineering Department at the recommended annual salary of \$134,318.33 commencing on a date to be determined by the Executive Director.

MWRA Human Resources Director Andrea Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

Board Member Foti commended the proposed candidate's demonstrated work ethic.

Acting Chair Pappastergion asked if there was further discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.4)

Appointment of Senior Program Manager, Master Planning

A motion was duly made and seconded to approve the appointment of Michael O'Keefe to the position of Senior Program Manager, Master Planning (Unit 9, Grade 30) in the Planning and Sustainability Department at an annual salary of \$119,503.32 commencing on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

There was brief discussion about the selection process, the qualifications of internal candidates, and the proposed candidate's qualifications and work history.

Acting Chair Pappastergion asked if there was further discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.5)

Appointment of Senior Staff Counsel for General Litigation

A motion was duly made and seconded to approve the appointment of Mr. Brian A. Schwartz to the position of Senior Staff Counsel, General Litigation, Law Division (Unit 6, Grade 13) at an annual salary of \$127,481.99, commencing on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

Acting Chair Pappastergion asked if there was discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.6)

Appointment of MBE/WBE Program Manager

A motion was duly made and seconded to approve the appointment of Mr. Kershny Gedeon to position of MBE/WBE Program Manager, (Grade 12, Unit 6) at an annual salary of \$84,625.06 commencing on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

Acting Chair Pappastergion asked if there was discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.7)

Appointment of Business Applications Manager, MIS, Administration

A motion was duly made and seconded to approve the appointment of Mr. Paul Fentross to the position of Business Applications Manager, MIS (Non-Union, Grade 14), at an annual salary of \$136,000.00 commencing on a date to be determined by the Executive Director.

Ms. Murphy summarized the proposed candidate's work history, experience, education, and qualifications.

There was brief discussion about the proposed candidate's qualifications and experience, and the job posting process.

Acting Chair Pappastergion asked if there was further discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VIII A.8)

Contract Amendments/Change Orders

Extension of Employment Contract Copy and Supply Clerk, Administration

A motion was duly made and seconded to approve the extension of an employment contract for Mr. Ward Merithew, Copy and Supply Clerk, Facilities Management Department, for a period of 12 months from January 1, 2022 to December 31, 2022, at the current hourly rate of \$15.76 per hour for an annual compensation not to exceed \$12,300.00.

Ms. Murphy summarized the proposed amendment to extend Mr. Merithew's contract.

There was brief discussion about the position's duties and salary.

Acting Chair Pappastergion asked if there was further discussion or any objections. Hearing none, he advanced the motion to an omnibus roll call vote. (ref. VII B.1)

OMNIBUS ROLL CALL VOTE

Acting Chair Pappastergion called for an omnibus roll call vote on the motions made and seconded.

An omnibus roll call vote was taken in which the members were recorded as follows:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Cook		
Flanagan		

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Foti		
Pappastergion		
Peña		
Vitale		
J. Walsh		
P. Walsh		

Voted: to approve the minutes of the Board of Directors' meeting of October 20, 2021 (ref.I);

Further, voted: to approve the award of a purchase order contract for one year of Maximo software maintenance and support to IBM Corporation and to authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$375,881.49 for a period of one year, from January 1, 2022 through December 31, 2022, under State Contract ITS55; (ref. V B.1)

Further, voted: to approve the recommendation of the Consultant Selection Committee to select Dental Service of Massachusetts, Inc. d/b/a Delta Dental of Massachusetts to provide dental insurance to eligible employees and to authorize the Executive Director, on behalf of the Authority, to execute a contract with Dental Service of Massachusetts, Inc. d/b/a Delta Dental of Massachusetts for an amount not to exceed \$289,000, for a contract term of twelve months with three options to renew for a period of twelve months each, subject to further Board approval; (ref. V B.2)

Further, voted: to authorize the Executive Director, on behalf of the Authority, to execute Amendment 1 to Contract EXE-041, Security Guard Service for Various MWRA Facilities, with Universal Protection Service, LLC d/b/a Allied Universal Security Services, exercising the first option to renew, increasing the contract amount by \$2,115,112.20, from \$6,849,216.00 to an amount not to exceed \$8,964,328.20, and extending the contract term by 365 calendar days from February 6, 2022 to February 6, 2023; (ref. V C.1)

Further, voted: to approve the award of Contract 7704, Screw Pump Replacement, Phase 1 at the Clinton Wastewater Treatment Plant, to the lowest responsible and eligible bidder, IPC Lydon, LLC and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$3,452,985, for a contract term of 540 calendar days from the Notice to Proceed; (ref. VI B.1)

Further, voted: to authorize the Executive Director, on behalf of the Authority, to approve Change Order 17 to Contract 7428, Gravity Thickener Upgrade, Deer Island Treatment Plant, with Walsh Construction Company II, LLC, for a lump sum amount of \$244,289.11, increasing the contract amount from \$19,979,541.22 to \$20,223,830.33, with no increase in contract term; (ref. VI C.1)

Further, voted: to authorize the Executive Director, on behalf of the Authority, to execute a Memorandum of Agreement with the City of Waltham, substantially in the form presented and filed with the records of the meeting, related to reimbursement to MWRA for design and construction costs associated with the installation of City of Waltham local water, sewer sand drain lines and appurtenances; (ref. VII B.1)

Further, voted: to authorize the Executive Director, on behalf of the Authority, to execute the ten-year Water Supply Continuation Agreements with the City of Marlborough and Dedham-Westwood Water District, substantially in the form presented and filed with the records of this meeting as Attachments A and B to the December 15th Staff Summary; (ref. VII B.2)

Further, voted: to approve the award of Contract 7697, Wachusett Dam Bastion Improvements, to the lowest responsible and eligible bidder, MAS Building & Bridge, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$3,927,000, with a contract term of 456 calendar days from the Notice to Proceed; (ref. VII C.1)

Further, voted: to approve the award of Purchase Order Contract WRA-5044, for the supply, handling, storage, and delivery of water main materials to support construction Contract 6522, Northern Extra High Pressure Zone Improvements Construction Package 1, Section 63 (Lexington), to the lowest responsible and eligible bidder, Everett J. Prescott, Inc., and authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$1,989,791.00 for a period of 407 calendar days from the Notice to Proceed; (ref. VII C.2)

Further, voted: to authorize the Executive Director, on behalf of the Authority, to approve Change Order 1 to Contract 7198, Quabbin Aqueduct Shaft 2 Repairs, with Unified Contracting, Inc. for an amount not to exceed \$500,000, increasing the contract amount from \$789,000 to \$1,289,000, and extending the contract term by 110 calendar days, from March 12, 2022 to June 30, 2022; further, voted: to authorize the Executive Director to approve additional change orders as may be needed to Contract 7198 in an amount not to exceed the aggregate of \$250,000, in accordance with the Management Policies and Procedures of the Board of Directors; (ref. VII D.1)

Further, voted: to approve amendments to the Position Control Register (PCR) as presented and filed with the records of the meeting; (ref. VIII A.1)

Further, voted: to approve the appointment of Mr. Shawn Owen to the position of Program Manager, Monitoring (Unit 9, Grade 29) in the Toxic Reduction and Control department at the recommended salary of \$128,958.94 to be effective on a date to be determined by the Executive Director; (ref. VIII A.2)

Further, voted: to approve the appointment of Ms. Jeannie Teixeira to the position of Manager, Operations Support (Non-Union, Grade 14), in the Operations Division at the recommended annual salary of \$118,000, commencing on a date to be determined by the Executive Director; (ref. VIII A.3)

Further, voted: to approve the appointment of Ms. Kristen Hall to the position of Senior Program Manager, Operations Engineering (Unit 9, Grade 30) in the Operations Engineering Department at the recommended annual salary of \$134,318.33 commencing on a date to be determined by the Executive Director; (ref. VIII A.4)

Further, voted: to approve the appointment of Michael O'Keefe to the position of Senior Program Manager, Master Planning (Unit 9, Grade 30) in the Planning and Sustainability Department at an annual salary of \$119,503.32, commencing on a date to be determined by the Executive Director; (ref. VIII A.5)

Further, voted: to approve the appointment of Mr. Brian A. Schwartz to the position of Senior Staff Counsel, General Litigation, Law Division (Unit 6, Grade 13) at an annual salary of \$127,481.99, commencing on a date to be determined by the Executive Director; (ref. VIII A.6)

Further, voted: to approve the appointment of Mr. Kershny Gedeon to position of MBE/WBE Program Manager, (Grade 12, Unit 6) at an annual salary of \$84,625.06 commencing on a date to be determined by the Executive Director; (ref. VIII A.7)

Further, voted: to approve the appointment of Mr. Paul Fentross to the position of Business Applications Manager, MIS (Non-Union, Grade 14), at an annual salary of \$136,000.00 commencing on a date to be determined by the Executive Director; (ref. VIII A.8) and,

Further, voted: to approve the extension of an employment contract for Mr. Ward Merithew, Copy and Supply Clerk, Facilities Management Department, for a period of 12 months from January 1, 2022 to December 31, 2022, at the current hourly rate of \$15.76 per hour for an annual compensation not to exceed \$12,300.00; (ref. VIII B.1)

#### CORRESPONDENCE TO THE BOARD

There was no correspondence to the Board.

#### OTHER BUSINESS

There was no other business.

#### ADJOURNMENT

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


<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Cook		
Flanagan		
Foti		
Pappastergion		
Peña		
Vitale		
J. Walsh		
P. Walsh		

Voted: to adjourn.

The meeting adjourned at 3:17pm.

Approved: January 19, 2021

Attest:

  
 \_\_\_\_\_ for  
 Andrew M. Pappastergion, Secretary