

VOTE EXTRACTS
JULY 16, 2008 BOARD OF DIRECTORS' MEETING
(Subject to final Board approval of meeting minutes)

I. APPROVAL OF MINUTES

Voted to approve the minutes of the Board of Directors' meeting of June 30, 2008, as presented and filed with the records of the meeting.

II. REPORT OF THE CHAIR

III. REPORT OF THE EXECUTIVE DIRECTOR

IV. BOARD ACTIONS

A. Approvals

1. Redirection of FY08 and FY09 Other Post Employment Benefits (OPEB) Funding to Address Unfunded Pension Liability (ref. A&F B.1)

Voted to approve the transfer of \$13,691,514.00, which includes the allocation of \$6,592,618.00 budgeted in FY09 and the \$7,098,896.00 reserve collected in FY08, to the MWRA Pension Fund to reduce the current 17-year funding schedule; and further, to approve the allocation of \$1,098,770.00 budgeted in FY09 to the Operating Reserve.

- ~~2. FY09 Current Expense Budget (REVISED) (ref. A&F B.2) – and -~~
- ~~3. FY09 Water and Sewer Assessments (REVISED) (ref. A&F B.3) –~~

[withdrawn]

4. Memorandum of Understanding and Financial Assistance Agreement between MWRA and the City of Cambridge for Implementation of CSO Control Projects, Amendment 8, and MWRA Financial Assistance through December 2008 (ref. WW A.1)

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 8 to the *Memorandum of Understanding and Financial Assistance Agreement with the City of Cambridge for Implementation of CSO Control Projects*, increasing the award amount by \$38,386,000.00, from \$21,635,000.00 to \$60,021,000.00 and extending the term of the agreement by 96 months, from December 31, 2007 to December 31, 2015.

5. Memorandum of Understanding and Financial Assistance Agreement between MWRA and BWSC for the Implementation of CSO Control Projects, Amendment 10; Progress of BWSC-Implemented CSO Projects and Projected Financial Assistance through December 2008 (ref. WW A.2)

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 10 to the *Memorandum of Understanding and Financial Assistance Agreement between MWRA and BWSC for the Implementation of CSO Control Projects*, increasing the financial award amount by \$9,899,000.00, from \$268,777,000.00 to \$278,676,000.00, with no change to the term of the agreements.

6. July PCR Amendments – FY09 (ref. P A.1)

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

7. Appointment of Manager, Wastewater Operations (ref. P A.2)

Voted to approve the Executive Director's recommendation to appoint Mr. Charles B. Ryan to the position of Manager, Wastewater Operations (Non-Union, Grade 14) at an annual salary of \$107,800.00 effective July 19, 2008.

8. Appointment of Senior Program Manager, Metro Trades (ref. P A.3)

Voted to approve the Executive Director's recommendation to appoint Mr. Kevin R. Coughlin to the position of Senior Program Manager, Metro Trades, Field Operations Department (Unit 9, Grade 30), at an annual salary of \$101,636.00 effective July 19, 2008.

9. Appointment of Director, Construction (ref. P A.4)

Voted to approve the Executive Director's recommendation to appoint Mr. Anandan Navanandan to the position of Director, Construction in the Operations Division (Non-Union, Grade 16) at an annual salary of \$117,175.00 to be effective on the date designated by the Executive Director.

10. Appointment of Assistant Director, Construction (ref. P A.5)

Voted to approve the Executive Director's recommendation to appoint Ms. Corinne M. Barrett to the position of Assistant Director, Construction in the Operations Division (Non-Union, Grade 14) at an annual salary of \$112,118.00 to be effective on the date designated by the Executive Director.

11. FY09 Non-Union Compensation (ref. P A.6)

Voted to take the following actions in MWRA's FY09 Non-Union Compensation Program: (1) Authorize the Executive Director to implement a 3.0% across-the-board compensation adjustment effective July 1, 2008 for non-union managers; and (2) approve a revision to the Non-Union salary ranges for FY09, as presented in Attachment A and filed with the records of the meeting.

B. Contract Awards

1. Remarketing Agent for the 1999 Series B and 2002 Series D Variable Rate Demand Bonds (ref. A&F C.1)

Voted to authorize the Executive Director, pursuant to the twenty-fourth and thirty-ninth Supplemental Resolutions, to approve the recommendation of the Selection Committee of a firm or firms to provide remarketing services for the 1999 Series B and 2002 Series D Variable Rate Demand Bonds and to award a successor contract. This authorization will be exercised only in the event that UBS Securities resigns from its obligation to remarket these bonds before the Board of Directors next meets in September and is contingent upon the Executive Director having notified the Board no less than seven days prior to award.

2. Technical Assistance Consulting Services: Earth Tech, Inc, Contract 7070, and Green International Affiliates, Inc., Contract 7242 (ref. WW B.1)

Voted to approve the recommendation of the Consultant Selection Committee to select Earth Tech, Inc. and Green International Affiliates, Inc. to provide technical assistance consulting services and to authorize the Executive Director, on behalf of the Authority, to execute Contract 7070 with Earth Tech, Inc. in an amount not to exceed \$750,000.00 and Contract 7242 with Green International Affiliates, Inc. in an amount not to exceed \$750,000.00, each for terms of two years from the Notice to Proceed.

3. ESDC and Resident Engineering Inspection Services, Primary and Secondary Clarifier Rehabilitation Project: Camp Dresser & McKee, Inc., Contract 6965 (ref. WW B.2)

Voted to approve the recommendation of the Consultant Selection Committee to select Camp Dresser & McKee, Inc. to provide engineering services during construction and resident engineering services for the Deer Island Treatment Plant's Primary and Secondary Clarifier Rehabilitation Project, and to authorize the Executive Director, on behalf of the Authority, to execute Contract 6965 with Camp Dresser & McKee, Inc. in an amount not to exceed \$2,049,379.46 for a term of four years from the Notice to Proceed.

4. Concrete/Steel Restoration and Coating – Deer Island Treatment Plant: SOEP Painting Corporation, Contract S463 (ref. WW B.3)

Voted to approve the award of Contract No. S463, Concrete/Steel Restoration and Coating – Deer Island Treatment Plant, to the lowest eligible and responsible bidder, SOEP Painting Corporation, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$2,094,950.00 for a term of 365 days from the Notice to Proceed.

5. East Boston Branch Sewer Relief-MWRA Sewer Sections 255 and 256: Barletta Heavy Division, Inc., Contract 6257 (ref. WW B.4)

Voted to approve the award of Contract No. 6257, East Boston Branch Sewer Relief-MWRA Sewer Sections 255 and 256, to the lowest eligible and responsible bidder, Barletta Heavy Division, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$59,900,000.00 for a term of 730 calendar days from the Notice to Proceed.

6. One-Year Purchase Order Contract for the Supply and Delivery of Sodium Hypochlorite for the Carroll Water Treatment Plant and the Ware Disinfection Facility: Univar USA, Inc., Bid WRA-2885 (ref. W B.1)

Voted to approve the award of Contract WRA-2885, a one-year purchase order contract for the Supply and Delivery of Sodium Hypochlorite for the Carroll Water Treatment Plant and the Ware Disinfection Facility, to the lowest eligible and responsible bidder, Univar USA, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said purchase order contract in an amount not to exceed \$1,207,809.00.

7. One-Year Purchase Order Contract for the Supply and Delivery of Hydrofluorosilicic Acid for the John J. Carroll Water Treatment Plant: Solvay Fluorides, LLC, Contract WRA-2869 (ref. W B.2)

Voted to approve the award of Contract WRA-2869, a one-year purchase order contract for the Supply and Delivery of Hydrofluorosilicic Acid for the Carroll Water Treatment Plant, to the lowest eligible and responsible bidder, Solvay Fluorides, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said purchase order contract in an amount not to exceed \$1,078,264.00 from October 1, 2008 through September 30, 2009.

C. Contract Amendments/Change Orders

1. Cummingsville Branch Replacement Sewer: Fay, Spofford & Thorndike, Contract 6092, Amendment 6 (ref. WW C.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 6 to extend the term of Contract No. 6092 with Fay, Spofford & Thorndike, Inc., Cummingsville Branch Replacement Sewer, by 365 calendar days to September 1, 2009, with no increase in contract amount.

2. Construction Administration and Resident Inspection Services for the BOS019 CSO Storage Conduit: Fay, Spofford & Thorndike, Inc., Contract 7008, Amendment 2 (ref. WW C.2)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 2 to increase the amount of Contract No. 7008 with Fay, Spofford & Thorndike, Inc., Construction Administration and Resident Inspection Services for the BOS019 CSO Storage Conduit, in the amount of \$43,540.00, reallocating a portion of the available funds within the contract and extending the term by six months to October 19, 2008.

3. Southern Spine Distribution Mains Section 107 – Phase 1, P. Caliacco Corp., Contract 6845, Change Order 5 (ref. W C.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order No. 5 to increase the amount of Contract No. 6845 with P. Caliacco Corp., Southern Spine Distribution Mains Section 107 – Phase 1, in an amount not to exceed \$147,271.30.

Voted to authorize the Executive Director to approve additional change orders as may be needed to Contract No. 6845 in amounts not to exceed the aggregate of \$250,000 and 180 days, in accordance with the Management Policies of the Board of Directors.

4. Walnut Street and Fisher Hill Pipeline Rehabilitation, Phase I: J. D'Amico, Inc., Contract 6586, Change Order 4 (ref. W C.2)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order No. 4 to increase the amount of Contract No. 6586 with J. D'Amico, Inc., Walnut Street and Fisher Hill Pipeline Rehabilitation, Phase I, in an amount not to exceed \$190,000.00.

Voted to authorize the Executive Director to approve additional change orders as may be needed to Contract No. 6586 in amounts not to exceed the aggregate of \$250,000.00, in accordance with the Management Policies of the Board of Directors.