

VOTE EXTRACTS
JUNE 26, 2024 BOARD OF DIRECTORS' MEETING

I. APPROVAL OF MINUTES

Voted: to approve the minutes of the Board of Directors' May 22, 2024 meeting as presented and filed with the records of the meeting.

VI. BOARD ACTIONS

A. APPROVALS

1. Final FY2025 Capital Improvement Program (CIP) (ref AF&A B.1)

Voted: to approve the FY25 Final Capital Improvement Program (CIP) with planned spending of \$347.9 million, including \$252.4 million in project spending and \$95.5 million in community assistance loan programs.

2. Final FY2025 Current Expense Budget (CEB) (AF&A B.2)

Voted: to adopt the Final FY25 Current Expense Budget (CEB) set forth in Attachment A of the June 26, 2024 Staff Summary presented and filed with the records of the meeting with current revenue and expense of \$900,622,003.

Further, voted: to adopt the Final FY25 Operating Budget (Trustee's Budget), set forth in Attachment B of the June 26, 2024 Staff Summary presented and filed with the records of this meeting.

3. Final FY2025 Water and Sewer Assessments (AF&A B.3)

Voted: to adopt the following effective July 1, 2024:

1) Water system assessments of \$311,379,328 and sewer system assessments of \$544,108,672 for FY25;

2) FY25 sewer assessments of \$500,000 for the Town of Clinton and \$501,935 for the Lancaster Sewer District;

3) FY25 charge to the City of Worcester of \$233,026 representing approximately 7.9% of the direct operating expenses for the Clinton Wastewater Treatment Plant;

4) FY25 water assessments of \$4,088,633 for the City of Chicopee, \$755,970 for South Hadley Fire District #1, and \$857,930 for the Town of Wilbraham;

5) Wholesale water rate of \$4,991.08 per million gallons; and,

6) Retail sewer rate of \$8,310.71 per million gallons,

all as further detailed in the June 26, 2024 Staff Summary presented and filed with the records of the meeting.

4. Defeasance of Future Debt Service (ref. AF&A B.4)
Voted: to authorize the Executive Director or his designee, on behalf of the Authority, to enter into, execute and deliver all necessary agreements and other instruments and to take such other actions necessary to effectuate the redemption and defeasance of an aggregate principal amount of \$22,665,000 of outstanding MWRA senior bonds including to cause the escrow of cash and/or securities in an amount necessary to fund such redemption and defeasance, in order to reduce the debt service requirement by \$27,360,750 in the FY25 through FY30 timeframe.
5. Surplus Water Easement of the Abandoned Mystic Water Mains (AF&A B.5)
Voted: to declare as surplus to the Authority's water system construction, maintenance, or operation needs and purposes a certain portion of an existing Commonwealth of Massachusetts water easement under the care, custody and control of the Authority located on a parcel of land with an address of 58 Main Street, Somerville, as shown on Attachment A of the June 26, 2024 Staff Summary presented and filed with the records of this meeting, and to return it to the control of the Massachusetts Division of Capital Asset Management and Maintenance ("DCAMM") in accordance with Section 9(c) of Chapter 372 of the Acts of 1984, as amended ("Enabling Act").
6. Amendments to MWRA regulations for Sewer Use (360 CMR 10.000) (ref. V.1)
Voted: to authorize the adoption of amendments to MWRA's Regulations for Sewer Use (360 CMR 10.000), as summarized in the June 26, 2024 Staff Summary presented and filed with the records of this meeting, by publication in the Code of Massachusetts Regulations.
7. Annual Renewal of Wastewater Advisory Committee (WAC) Contract (WW A.1)
Voted: to authorize the Executive Director, on behalf of the Authority, to execute a contract with the Wastewater Advisory Committee for a term of one year, from July 1, 2024 to June 30, 2025, for a total contract cost of \$87,374, substantially in the form attached to the June 26, 2024 Staff Summary presented and filed with the records of this meeting.
8. Approval of Revisions to the Lead Service Line Replacement Program Guidelines (ref. V.3)
Voted: to approve the revised guidelines for the Lead Service Line Replacement Program as outlined in the June 26, 2024 Staff Summary presented and filed with the records of this meeting.
9. Annual Renewal of Water Supply Citizens Committee (WSCAC) Contract (ref. W B.1)
Voted: to authorize the Executive Director, on behalf of the Authority, to execute a contract with the Water Supply Citizens Advisory Committee for a one-year period beginning July 1, 2024 to June 30, 2025, with a total contract cost of \$125,043, substantially in the form attached to the June 26, 2024 Staff Summary presented and filed with the records of this meeting.

10. June 2024 PCR Amendments (ref. P&C B.1)

Voted: to approve amendments to the Position Control Register (PCR) as presented and filed with the records of this meeting.

11. Extension of Employment Contract for Kathleen Murtagh, Director of Tunnel Redundancy (ref. P&C B.2)

Voted: that the Board of Directors adopt the Executive Director's performance rating of Excellent for Kathleen M. Murtagh, Director of the Tunnel Redundancy Program, for FY24 and extend the term of her employment agreement to June 3, 2027.

B. CONTRACT AWARDS

1. West Roxbury Tunnel Inspection: Black Dog Divers, Inc., Contract 6898 (ref. WW B.1)

Voted: to approve the award of Contract 6898, West Roxbury Tunnel Inspection, Sections 637 & 637A, to the lowest responsive bidder, Black Dog Divers, Inc. and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$1,656,930 for a contract term of 365 calendar days from the Notice to Proceed.

C. CONTRACT AMENDMENTS/CHANGE ORDERS

1. Maximo Lawson Interface Enhancements: Starboard Consulting, LLC, Contract 7649, Amendment #4 (ref. AF&A C.1)

Voted: that the Executive Director, on behalf of the Authority, approve Amendment 4 to Contract 7649, Maximo Lawson Interface Enhancements, with Starboard Consulting, LLC, to extend the contract term by three months from June 26, 2024 to September 26, 2024 at no additional cost to the Authority.

2. Agency-Wide Technical Assistance Consulting Services: Hazen and Sawyer, P.C., Contract 7990, Amendment 1 (ref. WW C.1)

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Amendment 1 to Contract 7990, Agency-Wide Technical Assistance Consulting Services, with Hazen and Sawyer, P.C., increasing the contract amount by \$1,500,000, from \$3,000,000 to \$4,500,000, and extending the contract term by twelve months from January 9, 2025 to January 9, 2026.

3. Agency-Wide Technical Assistance Consulting Services: Kleinfelder Northeast, Inc., Contract 7991, Amendment 1 (ref. WW.C.2)

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Amendment 1 to Contract 7991, Agency-Wide Technical Assistance Consulting Services, with Kleinfelder Northeast, Inc., increasing the contract amount by \$1,500,000, from \$3,000,000 to \$4,500,000, and extending the contract term by twelve months from December 21, 2024 to December 21, 2025.

4. Nut Island Headworks Odor Control and HVAC Improvements: Walsh Construction Co. II, LLC, Contract 7548, Change Order 18 (ref. WW C.3)

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Change Order 18 to Contract 7548, Nut Island Headworks Odor Control and HVAC Improvements, with Walsh Construction Company II, LLC for a not-to-exceed amount of \$236,982.08, increasing the contract amount from \$61,433,487.56 to \$61,670,469.64 with no increase in contract term.

Further, voted: to authorize the Executive Director to approve additional change orders as may be needed to Contract 7548 in an amount not to exceed the aggregate of \$200,000, in accordance with the Management Policies and Procedures of the Board of Directors.

5. Dam Safety Compliance and Consulting, GZA GeoEnvironmental, Contract 7614, Amendment 3 (ref. W C.1)

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Amendment 3 to Contract 7614, Dam Safety Compliance and Consulting Services - Repairs, Design and Engineering Services During Construction, with GZA GeoEnvironmental, Inc. in the amount of \$101,769.97, increasing the contract amount from \$481,041.54 to \$582,811.51 and increasing the contract term by 15 months from July 21, 2024 to October 21, 2026.

VII. **OTHER BUSINESS (BOARD ACTION)**

1. Review and Extension of Contract for Frederick A. Laskey, Executive Director

Voted: That the performance of Frederick A. Laskey, MWRA Executive Director, for Fiscal Year 2024 be rated as Excellent;

Further, voted: to extend the term of the Executive Director's employment agreement and his appointment as the Executive Director by 1 year, through June 30, 2029; and,

Further, voted: to increase the Executive Director's current salary by 5% effective July 1, 2024.