

VOTES EXTRACTS
MAY 16, 2012 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 April 11, 2012, as presented and filed with the records of the meeting.

IV.A. Approvals

1. Bond Defeasance of Future Debt Service (ref. AF&A B.1)

Voted to authorize the Executive Director or his designee, on behalf of the Authority, to enter into and execute all necessary agreements and other instruments to escrow cash and/or securities in an amount necessary to effectuate the redemption and defeasance of an aggregate principal amount of \$34,020,000 of outstanding MWRA senior bonds to maturity to reduce FY13 through FY16's debt service requirement by \$39,237,938.

2. Memorandum of Understanding and Financial Assistance Agreement with the Town of Brookline for Implementation of CSO Control Project, Amendment 3, and Progress of Town of Brookline-Implemented CSO Project and Projected Financial Assistance through July 2013 (ref. WW B.1)

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 3 to the *Memorandum of Understanding and Financial Assistance Agreement with the Town of Brookline for Implementation of CSO Control Project*, increasing the amount by \$1,944,184.00 and revising the language of the agreements in regard to the use of interest to fund eligible costs.

3. Changes in Existing Sick Time Payout Benefits for Executives Required by the Authority Accountability and Transparency Act (ref. P&C B.1)

Voted to approve a change in the sick time payout benefit at retirement for "executives" of the Authority by reducing from 30% to 25% the percentage of accumulated unused sick time that may be paid to such "executives" upon their retirement from MWRA in order that the benefit not exceed the level of benefit afforded to state employees, and further to designate the Executive Director, Chief Operating Officer, Chief Financial Officer and General Counsel as "executives" of the Authority under the Authority Accountability and Transparency Act and its regulations.

4. Renewal of Employment Contract, Part-Time Administrative Assistant at the Clinton Wastewater Treatment Plant (ref. P&C B.2)

Voted to approve the renewal of the part-time employment contract for Ms. Jane Densmore, Administrative Assistant, Clinton Wastewater Treatment Plant, for a period of one year from July 1, 2012 to June 30, 2013, increasing the hourly rate from \$21.00 to \$21.32, for an annual compensation not to exceed \$22,173.00.

5. Renewal of Employment Contract, Part-Time Principal Civil Engineer, Deer Island Treatment Plant (ref. P&C B.3)

Voted to approve the renewal of the part-time employment contract for Mr. William A. Haynes, Principal Civil Engineer, Deer Island Treatment Plant, for a period of one year, from June 1, 2012 to June 1, 2013, increasing the hourly rate from \$46.65 to \$47.35, for an annual compensation not to exceed \$55,400.00.

IV.B. Contract Awards

1. Primary and Secondary Clarifier W3H Flushing System, Deer Island Treatment Plant: Delta Control Engineers, Inc., d/b/a Harding and Smith, Contract 7374 (ref. WW C.1)

Voted to approve the award of Contract No. 7374, Primary and Secondary Clarifier W3H Flushing System, Deer Island Treatment Plant, to the lowest eligible and responsible bidder, Delta Control Engineers, Inc., d/b/a Harding & Smith, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$1,198,141.00 for a term of 365 calendar days from the Notice to Proceed.

IV.C. Contract Amendments/Change Orders

1. Renewable and Alternative Energy Portfolio Services: Nexant, Inc., Contract RPS-36, Amendment 2 (ref. AF&A C.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment 2 to Contract RPS-36, Renewable and Alternative Energy Portfolio Services, with Nexant, Inc., in accordance with the terms and conditions of an existing contract with the Commonwealth of Massachusetts, *Contract FAC68designatedDCAM*, for a share of revenue received from sales of MWRA's Class I Renewable Energy Certificates, in an amount not to exceed \$60,000.00 and extending the term by 477 calendar days to October 8, 2013.

2. Security Guard Services for Various MWRA Facilities: U. S. Security Associates, Inc., Contract EXE-025, Amendment 6 (ref. AF&A C.2)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 6 to increase the amount of Contract No. EXE-025 with U.S. Security Associates, Security Guard Services for Various MWRA Facilities, in the amount of \$2,487,086.79 and reallocating certain unexpended funds within the contract, and extending the term by 18 months to February 4, 2014.