

VOTE EXTRACTS
MARCH 12, 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 February 13, 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. Surplus Sewer Easement, Meadow Lane, Wakefield (ref. A&F B.1)

Voted to authorize the Executive Director, on behalf of the Authority, to declare a portion of an existing Commonwealth of Massachusetts sewer easement, under the care and control of the Authority and located in the Town of Wakefield, as shown on a plan presented and filed with the records of the meeting as Attachment A, as surplus to the construction, maintenance or operational needs of the waterworks and sewer systems, and to return it to the control of the Division of Capital Asset Management in accordance with Section 9(c) of Chapter 372 of the Acts of 1984, as clarified by Chapter 159 of the Acts of 2000.

2. Water Easement Acquisition, Saugus (ref. A&F B.2)

Voted to authorize the Executive Director, on behalf of the Authority, to accept a grant of easement for Section 70 of MWRA's Northern High Service Water Pipeline in Saugus from the Commonwealth of Massachusetts by and through its Division of Capital Asset Management.

3. Amendment to the 54th Supplemental Resolution (ref. A&F B.3)

Voted to adopt an amendment to the fifty-fourth Supplemental Resolution authorizing the issuance of up to \$1,300,000,000.00 of Massachusetts Water Resources Authority Subordinated General Revenue Bonds (2008 Series A) and the supporting issuance resolution.

4. CSO Annual Progress Report 2007 (ref. WW B.1)

Voted to authorize staff to submit the *Combined Sewer Overflow Annual Progress Report 2007* to the Federal District Court by March 15, 2008, in compliance with Schedule Seven of the Boston Harbor Case.

5. Renewal of Stoughton and Southborough Water Supply Continuation Agreements (ref. W B.1)

Voted to authorize the Executive Director, on behalf of the Authority, to execute ten-year Water Supply Continuation Agreements with the Town of Stoughton and the Town of Southborough, substantially in the form presented as Attachments 1 and 2 and filed with the records of the meeting.

6. March PCR Amendments – FY08 (ref. P A.1)

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

7. Appointment of Manager, Engineering Services, Deer Island Treatment Plant (ref. P A.2)

Voted to approve the Executive Director's recommendation to appoint Richard J. Adams to the position of Manager, Engineering Services, Deer Island Treatment Plant (Non-Union Grade 15) at an annual salary of \$109,073.00 to be effective March 15, 2008.

8. Appointment of Budget Manager, Finance Division (ref. P A.3)

Voted to approve the Executive Director's recommendation to appoint David Whelan to the position of Budget Manager in the Rates and Budget Department, Finance Division, (Non-Union Grade 14) at an annual salary of \$101,500.00 to be effective on the date designated by the Executive Director.

B. Contract Awards

1. Disclosure Counsel Services: Greenberg Traurig, LLP, Contract F190 (ref. A&F C.1)

Voted to approve the recommendation of the Consultant Selection Committee to select Greenberg Traurig, LLP to provide Disclosure Counsel Services and to authorize the Executive Director, on behalf of the Authority, to execute Contract F190 with Greenberg Traurig, LLP in an amount not to exceed \$602,662.00 for a term from the date indicated in the Notice to Proceed to June 30, 2012.

2. Standby Bond Purchase Agreements for Variable Rate Demand Bonds (ref. A&F C.2)

Voted to approve the recommendation of the Consultant Selection Committee to select each of the following four firms to provide Standby Bond Purchase Agreements for MWRA's Variable Rate Demand Obligations and to authorize the Executive Director, on behalf of the Authority, to execute said contracts in the amounts indicated below, each for a term up to three years from the Notice to Proceed:

Contract F191	Bank of America	\$475,300.00
Contract F191A	JP Morgan Chase Bank	\$600,000.00
Contract F191B	Dexia Local Credit	\$1,125,000.00
Contract F191C	Bank of Nova Scotia	\$450,000.00.

3. Technical Assistance Consulting Services - Surveying: Greenman-Pederson, Inc., Contract 587TA (ref. WW C.1)

Voted to approve the recommendation of the Consultant Selection Committee to select Greenman-Pederson, Inc. to provide surveying technical assistance consulting services and to authorize the Executive Director, on behalf of the Authority, to execute Contract 587TA with Greenman-Pederson, Inc. in an amount not to exceed \$150,000.00 for a term of three years, and to authorize a Notice to Proceed for the first year in an amount not to exceed \$50,000.00. Further, to authorize the Executive Director, on behalf of the Authority, to approve separate Notices to Proceed, if recommended by staff, to commence the second and third years of Contract 587TA for the same yearly not-to-exceed amounts.

4. Hypochlorite Tanks No. 2 and No. 4 Relining, Deer Island Treatment Plant: R. Zoppo Corporation, Contract 6849 (ref. WW C.2)

Voted to approve the award of Contract No. 6849, Hypochlorite Tanks No. 2 and No. 4 Relining, Deer Island Treatment Plant, to the lowest eligible and responsible bidder, R. Zoppo Corporation, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$2,232,300.00 for a term of 243 calendar days from the Notice to Proceed.

5. Three-Year, Sole-Source Extended Warranty, Service and Maintenance Agreement for the Process Instrumentation and Control System at the Deer Island Treatment Plant: ABB Automation, Inc. (ref. WW C.3)

Voted to approve the renewal of a sole-source extended warranty, service and maintenance contract for the Process Instrumentation and Control System at the Deer Island Treatment Plant, with ABB Automation, Inc. and authorize the Executive Director, on behalf of the Authority, to execute said contract in the amount of \$1,319,453.74 for a term of three years, from July 1, 2008 through June 30, 2011.

6. University Avenue Water Main: P. Gioioso & Sons, Inc., Contract 6445
(ref. W C.1)

Voted to approve the award of Contract No. 6445, University Avenue Water Main, to the lowest eligible and responsible bidder, P. Gioioso & Sons, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$6,171,900.00 for a term of 260 calendar days from the Notice to Proceed.

7. Water Tank Intrusion Alarms: Fischbach & Moore Electrical Group, LLC, Contract 6760Q (ref. W C.2)

Voted to approve the award of Contract No. 6760Q, Water Tank Intrusion Alarms, to the lowest eligible and responsible bidder, Fischbach & Moore Electrical Group, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$811,985.00 for a term of 426 calendar days from the Notice to Proceed.

C. Contract Amendments/Change Orders

1. North Dorchester Bay CSO Storage Tunnel: Shank/Balfour Beatty/Barletta JV, Contract 6244, Change Order 7 (ref. WW D.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order No. 7 to increase the amount of Contract No. 6244 with Shank/Balfour Beatty/Barletta JV, North Dorchester Bay CSO Storage Tunnel, for a lump sum amount of \$449,442.00.

Voted to authorize the Executive Director to approve additional change orders as may be needed to Contract No. 6244 in amounts not to exceed the aggregate of \$250,000.00 and 180 calendar days, in accordance with the Management Policies of the Board of Directors.

2. Chicopee Valley Aqueduct Pipeline Redundancy Project: Tighe & Bond, Inc., Contract 6527, Amendment 6 (ref. W D.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 6 to increase the amount of Contract No. 6527 with Tighe & Bond, Inc., Chicopee Valley Aqueduct Pipeline Redundancy Project, in the amount of \$67,000.00 and to extend the time for completion by eight months to December 13, 2008.