

# MASSACHUSETTS WATER RESOURCES AUTHORITY

## Meeting of the Board of Directors

February 21, 2018

A meeting of the Board of Directors of the Massachusetts Water Resources Authority was held on February 21, 2018 at the Authority headquarters in Charlestown. Vice-Chair Carroll presided at the outset. Present from the Board were Messrs. Blackmon, Flanagan, Foti, Pappastergion, Vitale and Walsh; Chairman Beaton joined the meeting in progress. Ms. Wolowicz and Messrs. Cotter and Peña were absent. Among those present from the Authority staff were Frederick Laskey, Executive Director, Steven Remsberg, General Counsel, Michael Hornbrook, Chief Operating Officer, Thomas Durkin, Director of Finance, Michele Gillen, Director of Administration, and Bonnie Hale, Assistant Secretary. The meeting was called to order at 1:00 p.m.

### APPROVAL OF MINUTES

Upon a motion duly made and seconded, it was

Voted to approve the minutes of the Board of Directors' meeting of January 17, 2018, as presented and filed with the records of the meeting.

### REPORT OF THE EXECUTIVE DIRECTOR

#### Presentation of 2017 Extraordinary Service Awards

Mr. Laskey presented Extraordinary Service Awards to individual employees and project teams that went above and beyond their routine responsibilities in service to the MWRA. Nominations submitted by employees were reviewed by the Employee Recognition Committee, which chose the winners. Award recipients included Bill Hanley, Paul Porter, Michael Patenaude, Richard Sudanowicz, Jerry Sheehan, and Alejandro Alvarez, as well as numerous members of the Deer Island Valve Replacement Team. (Details and a list of contributing employees are on file with the records of the meeting.)

(Chairman Beaton joined the meeting.)

Mr. Laskey and Board members congratulated Chief Operating Officer Michael J. Hornbrook on his upcoming retirement after 29 years at MWRA, reviewed the many major projects completed during his tenure, presented him with commendations from Governor Baker and the State Senate, and thanked him for his exemplary service to the MWRA. Staff and audience members joined them in a hearty standing ovation for Mr. Hornbrook.

(Mr. Foti left the meeting.)

## BOARD ACTIONS

### APPROVALS

#### Local Water System Assistance Program – Water Loan Program Guidelines Revision for the City of Peabody

Upon a motion duly made and seconded, it was

Voted to approve a one-time exemption to the Program Guidelines for the Local Water System Assistance Program to waive the annual allocation restriction for the City of Peabody to allow the City to borrow up to its entire \$2,756,000 MWRA water loan allocation, contingent upon a Peabody City Council water bond authorization to meet this request.

#### Approval of the Affirmative Action Plan

Upon a motion duly made and seconded, it was

Voted to approve the Massachusetts Water Resources Authority's Affirmative Action Plan effective for a one-year period from January 1, 2018 through December 31, 2018.

PCR Amendments – February 2018

Upon a motion duly made and seconded, it was

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

Appointment of Chief Operating Officer

Upon a motion duly made and seconded, it was

Voted to approve the Executive Director's recommendation to appoint Mr. David W. Coppes to the position of Chief Operating Officer (Non-Union, Grade 18) at an annual salary of \$180,612, commencing on a date to be determined by the Executive Director. Mr. Coppes will also be paid a \$700 per month (taxable) car allowance in lieu of an MWRA vehicle.

Appointment of Senior Program Manager, Energy, Deer Island Treatment Plant

Upon a motion duly made and seconded, it was

Voted to approve the Executive Director's recommendation to appoint Mr. John Dunn to the position of Senior Program Manager, Energy, Deer Island (Unit 9, Grade 30) at an annual salary of \$126,607.94, commencing on a date to be determined by the Executive Director.

Appointment of Director, Toxic Reduction and Control

Upon a motion duly made and seconded, it was

Voted to approve the Executive Director's recommendation to appoint Ms. Rebecca M. Weidman to the position of Director, Toxic Reduction and Control (Non-Union, Grade 15) in the Operations Division, at an annual salary of \$135,553, commencing on a date to be determined by the Executive Director.

Transmittal of the FY2019 Proposed Current Expense Budget to the MWRA Advisory Board

Upon a motion duly made and seconded, it was

Voted to approve transmittal of the FY19 Proposed Current Expense Budget to the MWRA Advisory Board for its 60 day review and comment period.

Approval of the Seventy-seventh Supplemental Resolution and Award of Direct Purchase Agreements

Upon a motion duly made and seconded, it was

Voted to approve the recommendation of the Selection Committee to award Direct Purchase Agreements in the principal amount not-to-exceed \$50,000,000 to U.S. Bank, N.A. and in the principal amount not-to-exceed \$50,610,000 to TD Bank, N.A.; and to adopt the Seventy-Seventh Supplemental Resolution authorizing the issuance of up to \$100,610,000 of Massachusetts Water Resources Authority Multimodal Subordinated General Revenue Refunding Bonds and the supporting Issuance Resolution.

Proposed Amendments to the Management Policies of the Board of Directors

Upon a motion duly made and seconded, it was

Voted to adopt amendments to the Management Policies of the Board of Directors to clarify the Executive Director's delegated authority when award is recommended to other than the lowest bidder, substantially in the form presented and filed with the records of the meeting.

CONTRACT AWARDS

Supply and Delivery of Hydrogen Peroxide to the Deer Island Treatment Plant: U.S. Peroxide, LLC, Bid WRA-4459

Upon a motion duly made and seconded, it was

Voted to approve the award of Purchase Order Contract WRA-4459, Supply and Delivery of Hydrogen Peroxide to the Deer Island Treatment Plant, to the lowest

eligible and responsible bidder, U.S. Peroxide, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$1,656,000 for a period of two years, from April 2, 2018 through March 31, 2020.

Community Leak Detection Survey Services: LDT Solutions, LLC, Contract W322; Vital Services, Contract W322A; Arthur Pyburn & Sons, Inc., Contract 322B; and Liston Utility Services, Contract 322C

Upon a motion duly made and seconded, it was

Voted to approve the recommendation of the Consultant Selection Committee to select four firms to provide leak detection survey task order services for MWRA's water communities, and to authorize the Executive Director, on behalf of the Authority, to execute four task order contracts, each for a not-to-exceed amount of \$350,000 and a term of three years from the date of Notice to Proceed, to the following firms: Contract W322, LDT Solutions, LLC, Comprehensive Listening Surveys; Contract W322A, Vital Services, Comprehensive Listening Surveys and Leak Correlation Surveys; Contract W322B, Arthur Pyburn & Sons, Incorporated, Leak Correlation Surveys; and Contract W322C, Liston Utility Services, Leak Correlation Surveys.

Workers' Compensation Legal Services: Tentindo, Kendall, Canniff & Keefe LLP, Contract A614

Upon a motion duly made and seconded, it was

Voted to approve the recommendation of the Consultant Selection Committee to select Tentindo, Kendall, Canniff & Keefe LLP to provide Workers' Compensation Legal Services and execute and deliver Contract A614 with Tentindo, Kendall, Canniff & Keefe LLP in an amount not to exceed \$350,000 for a term of three years from the Notice to Proceed.

Groundskeeping Services – Metropolitan Boston: C&W Services, Inc., Contract OP-365

Upon a motion duly made and seconded, it was

Voted to approve the award of Contract OP-365, Groundskeeping Services - Metropolitan Boston, to the lowest eligible and responsible bidder, C&W Facility Services, Inc., and authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$355,000 for a term of 730 calendar days from the Notice to Proceed.

CONTRACT AMENDMENTS/CHANGE ORDERS

Chelsea Creek Headworks Upgrade: BHD/BEC 2015, A Joint Venture, Contract 7161, Change Order 8

Upon a motion duly made and seconded, it was

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order 8 to increase the amount of Contract 7161 with BHD/BEC 2015, A Joint Venture, Chelsea Creek Headworks Upgrade, in an amount not to exceed \$937,267.00, with no increase in contract term; further, to authorize the Executive Director to approve additional change orders as may be needed to Contract 7161 in amounts not to exceed the aggregate of \$250,000, in accordance with the Management Policies and Procedures of the Board of Directors.

EXECUTIVE SESSION

It was moved to enter executive session to discuss litigation and real estate.

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

Yes

No

Abstain

Blackmon  
Carroll  
Flanagan  
Pappastergion  
Vitale  
Walsh  
Beaton

Voted to enter executive session for the purpose of discussing strategy with respect to litigation, and to consider the purchase, exchange, lease or value of real property, in that such discussion in open session may have a detrimental effect on the litigating and negotiating positions of the Authority.

It was stated that the meeting would return to open session solely for the consideration of adjournment.

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EXECUTIVE SESSION

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The meeting returned to open session at 1:50 p.m. and adjourned.

Approved: March 21, 2018

Attest:

  
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Andrew M. Pappastergion, Secretary