

VOTE EXTRACTS
JANUARY 14, 2009 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 December 17, 2008, as presented and filed with the records of the meeting.

II. REPORT OF THE CHAIR

III. REPORT OF THE EXECUTIVE DIRECTOR

A. In Memoriam: Brian M. Leahy

Voted that when the January 14, 2009 Board of Directors meeting adjourns, it will be in honor of the memory of Brian M. Leahy.

B. 2009-2010 Legislative Agenda

Voted to submit as part of the 2009-2010 MWRA legislative agenda as a placeholder "An Act Relative to GIC Dental and Vision Insurance Coverage for Some MWRA Employees."

IV. BOARD ACTIONS

A. Approvals

1. Approval of the Proposed FY09 Amended Current Expense Budget
(ref. A&F B.1)

Voted to approve the FY09 Amended Current Expense Budget, contingent upon the Advisory Board vote scheduled for January 15, 2009.

2. Approval of Lease Amendment in Marlborough for Warehouse Storage Space (SDCO St. Martin) (ref. A&F B.2)

Voted to authorize the Executive Director, on behalf of the Authority, to execute a four-year lease amendment with a one-year extension option to the existing lease agreement between MWRA and SDCO St. Martin for approximately 14,368 square feet of warehouse and records storage space at 34 St. Martin Drive, Marlborough at a rate of \$5.50/sf the first year (annual cost \$79,024); \$5.75/sf the second year (annual cost \$82,616), \$6.00/sf the third year (annual cost of \$86,208), \$6.25/sf the fourth year (annual cost \$89,800) and \$6.50/sf in the extension option year (annual cost \$93,392) for a total amount not to exceed \$432,000.00.

3. Memorandum of Understanding and Financial Assistance Agreement Between MWRA and BWSC for the Implementation of CSO Control Projects, Amendment 11 (ref. WW A.1)

Voted to authorize the Executive Director, on behalf of the Authority, to execute Amendment 11 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 \$59,642,000.00, from \$278,676,000.00 to \$338,318,000.00, with no change in the term of the agreements.

4. January 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.

5. Appointment of Director of Public Affairs (ref. P A.2)

Voted to approve the Executive Director's recommendation to appoint Mr. Michael C. Morris to the position of Director, Public Affairs (Non-Union, Grade 16) at an annual salary of \$119,381.00 to be effective on the date designated by the Executive Director.

B. Contract Awards

1. West Roxbury Tunnel, Design and ESDC/RI: Stantec Consulting Services, Inc., Contract 6897 (ref. WW B.1)

Voted to approve the recommendation of the Consultant Selection Committee to select Stantec Consulting Services, Inc. to provide design, engineering services during construction and resident inspection services for the West Roxbury Tunnel project and to authorize the Executive Director, on behalf of the Authority, to execute a contract with Stantec Consulting Services, Inc. in an amount not to exceed \$4,853,484.00 for a term of 2,646 calendar days from the Notice to Proceed.

2. Primary and Secondary Clarifier Rehabilitation: Daniel O'Connell's Sons, Inc., Contract 6899 (ref. WW B.2)

Voted to approve the award of Contract No. 6899, Primary and Secondary Clarifier Rehabilitation, to the lowest eligible and responsible bidder, Daniel O'Connell's Sons, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$59,377,664.00 for a term of 1095 calendar days from the Notice to Proceed.

3. Wachusett Dam Face and Soil PCB Abatement: TMC Services, Inc., Contract 7221 (ref. W B.1)

Voted to approve the award of Contract No. 7221, Wachusett Dam Face and Soil PCB Abatement, to the lowest eligible and responsible bidder, TMC Services, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$2,441,000.00 for a term of 365 calendar days from the Notice to Proceed.

C. Contract Amendments/Change Orders

1. North Dorchester Bay CSO Facilities: Fay, Spofford & Thorndike, LLC, Contract 7013, Amendment 3 (ref. WW C.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 3 to increase the amount of Contract No. 7013 with Fay, Spofford & Thorndike, LLC, North Dorchester Bay CSO Facilities, in the amount of \$367,000.00 with no increase in contract term.

2. Quabbin and Wachusett Dam and Spillway Improvements: GZA GeoEnvironmental, Inc., Contract 7019, Amendment 5 (ref. W C.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 5 to increase the amount of Contract No. 7019 with GZA GeoEnvironmental, Inc., Quabbin and Wachusett Dam and Spillway Improvements, in the amount of \$163,628.00, reallocating funds within the contract from completed or deleted tasks, and to extend the term by four months to May 17, 2010.

3. Cosgrove Intake and Shaft A PCB Removal: P. J. Spillane Co., Inc., Contract 7209, 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. 7209 with P. J. Spillane Co., Inc., Cosgrove Intake and Shaft A PCB Removal, for a lump sum amount of \$82,301.50 with no increase in contract term.

4. Northern Intermediate High Assessment and Concept Plan: Fay, Spofford & Thorndike, LLC, Contract 6954, Amendment 4 (ref. W C.3)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 4 to extend the term of Contract No. 6954 with Fay, Spofford & Thorndike, LLC, Northern Intermediate High Assessment and Concept Plan, by 365 calendar days to February 3, 2010, with no increase in contract amount.

5. Southern Extra High Distribution Storage and Redundancy Plan: SEA Consultants, Inc., Contract 6452, Amendment 2 (ref. W C.4)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 2 to extend the term of Contract No. 6452 with SEA Consultants, Inc., Southern Extra High Distribution Storage and Redundancy Plan, by 12 months to February 28, 2010, with no increase in contract amount.