

VOTE EXTRACTS
DECEMBER 16, 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 November 18, 2009, as presented and filed with the records of the meeting.

IV. BOARD ACTIONS

A. Approvals

1. Proposed Fiscal Year 2011 Capital Improvement Program (ref. A&F B.1)

Voted to approve the transmittal of the Proposed Fiscal Year 2011 Capital Improvement Program to the MWRA Advisory Board for its 60-day review and comment period.

2. Appointment of Proxy for Fore River Railroad Corporation (ref. A&F B.2)

Voted that the Board of Directors, as holder of all voting rights of the issued and outstanding stock of the Fore River Railroad Corporation, vote to appoint Kathy Soni with the power of substitution to vote as proxy at the next annual meeting and any special meeting of the stockholders for the Fore River Railroad Corporation in accordance with the form of proxy presented and filed with the records of the meeting. Further, to direct the proxy to elect the following Board members: Joel A. Barrera, Michele S. Gillen, Lisa R. Grollman, Michael J. Hornbrook, Frederick A. Laskey, Rachel C. Madden, Elizabeth A. Murray, Steven A. Remsberg, John P. Vetere and John J. Walsh.

3. GIC Benefit Changes (ref. P B.1)

Voted to approve the participation by the Executive Director in matters affecting changes to the Authority's two flexible spending accounts, including efforts to have those plans administered by a vendor contracted by the Group Insurance Commission, under the provisions of section 6 of G.L. C. 268A based upon the Board's determination that any financial interest which the Executive Director may have, as either a current or future participant in these plans, is not so substantial as to be deemed likely to affect the integrity of the services which the Commonwealth may expect from the Executive Director.

4. December PCR Amendment – FY10 (ref. P B.2)

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

5. Appointment of Associate General Counsel, Law Division (ref. P B.3)

Voted to approve the Executive Director's recommendation to appoint Mr. John W. Bishop, Jr. to the position of Associate General Counsel in the Law Division (Non-Union, Grade 15), at an annual salary of \$114,448.00 to be effective on the date designated by the Executive Director.

6. Appointment of Construction Coordinator, Construction Dept., Operations Division (ref. P B.4)

Voted to approve the Executive Director's recommendation to appoint Mr. Mohammad M. Falsafi to the position of Construction Coordinator in the Construction Department, Operations Division (Unit 9, Grade 30), at an annual salary of \$85,267.00 to be effective December 19, 2009.

7. Extension of Employment Contract, Senior Laboratory Technician, Department of Laboratory Services, Southborough (ref. P B.5)

Voted to approve the extension of the employment contract for Ms. Heather Slater, Senior Laboratory Technician, Department of Laboratory Services, Southborough, for a period of one year, from December 26, 2009 to December 25, 2010 at the current hourly rate of \$19.00, for an annual compensation not to exceed \$39,520.00.

8. Extension of Employment Contract, Messenger/Courier, Support Services (ref. P B.6)

Voted to approve the extension of the employment contract for Mr. Lee Maxwell, Messenger/Courier, Support Services Division, for a period of one year from January 1, 2010 to December 31, 2010 at an hourly rate of \$16.00, for an annual compensation not to exceed \$33,280.00.

B. Contract Awards

- ~~1. Braintree-Weymouth Relief Facilities: Rehabilitation of Section 624: Contractor TBD, Contract 5310 (ref. WW A.1) [withdrawn]~~

2. 1.5-Megawatt Wind Turbine Generator at DeLauri Pump Station, Charlestown: Lumus Construction, Contract 7302 (ref. WW A.2)

Voted to approve the award of Contract No. 7302, Furnish, Design and Install a 1.5-Megawatt Wind Turbine Generator, DeLauri Pump Station, to the lowest eligible and responsible bidder, Lumus Construction Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the lump sum design and installation bid amount of \$4,686,500.00 for a term of 546 calendar days from the Notice to Proceed.

3. Loring Road Hydroelectric Project: Barletta Heavy Division, Inc., Contract 6974F (ref. W B.1)

Voted to approve the award of Contract No. 6974F, Loring Road Hydroelectric, to the lowest eligible and responsible bidder, Barletta Heavy Division, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$1,857,000.00 for a term of 475 calendar days from the Notice to Proceed.

4. Design and Installation of Ground Mounted Photovoltaic System, Carroll Water Treatment Plant: Nexamp, Inc./Florence Electric, JV, Contract 7304 (ref. W B.2)

Voted to approve the award of Contract No. 7304, Design and Installation of Ground Mounted Photovoltaic System, Carroll Water Treatment Plant, to the lowest eligible and responsible bidder, Nexamp, Inc./Florence Electric, JV, and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the lump sum amount of \$2,187,414.00 for a term of 547 calendar days from the Notice to Proceed

5. Upgrades to Quabbin Aqueduct and Winsor Power Station: Hatch Mott MacDonald, LLC, Contract 7114 (ref. W B.3)

Voted to approve the recommendation of the Consultant Selection Committee to select Hatch Mott MacDonald LLC to provide engineering design, construction administration and resident engineering services for Upgrades to Quabbin Aqueduct and Winsor Power Station, and to authorize the Executive Director, on behalf of the Authority, to execute Contract 7114 with Hatch Mott MacDonald, LLC in an amount not to exceed \$2,320,000.00 for a term of 66 months from the Notice to Proceed.

6. Hultman Aqueduct Interconnections Resident Engineering and Inspection Services: Dewberry-Goodkind, Inc., Contract 7082 (ref. W B.4)

Voted to approve the recommendation of the Consultant Selection Committee to select Dewberry-Goodkind, Inc. to provide resident engineering and inspection services for the Hultman Aqueduct Interconnections project, and to authorize the Executive Director, on behalf of the Authority, to execute a contract with Dewberry-Goodkind, Inc. in an amount not to exceed \$2,499,909.00 for a term of 60 months from the Notice to Proceed.

7. Southern Spine Distribution Mains Section 107 - Phase 2: RJV Construction Corporation, Inc., Contract 7099 (ref. W B.5)

Voted to approve the award of Contract No. 7099, Southern Spine Distribution Mains Section 107 - Phase 2, to the lowest eligible and responsible bidder, RJV Construction Corporation, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute and deliver said contract in the bid amount of \$14,565,000.00 for a term of 1,158 calendar days from the Notice to Proceed.

C. Contract Amendments/Change Orders

1. Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and the Unmanned Stations: Woodard & Curran, Inc., Contract S429, Amendment 1 (ref. WW B.1)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 1 to increase the amount of Contract No. S429 with Woodard & Curran, Inc., Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and the Unmanned Stations, and to jointly execute said amendment along with Boston Water and Sewer Commission, in an amount not to exceed \$2,724,000.00, of which MWRA will pay \$708,480.00 (27%) and BWSC will pay \$1,915,520.00 (73%) for the Annual Service Fee, and of which \$100,000.00 represents an allowance for MWRA use for corrective maintenance and repair of facility process equipment, and to increase the contract term by 730 calendar days to February 27, 2012.

2. Deer Island Treatment Plant Main Entrance Security Improvements: B.C. Construction Co., Inc., Contract 6760P, Change Order 3 (ref. WW B.2)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Change Order No. 3 to increase the amount of Contract No. 6760P with B.C. Construction Co., Inc., Deer Island Treatment Plant Main Entrance Security Improvements, for a lump sum amount of \$43,508.17.

3. Massachusetts Bay Modeling Services: University of Massachusetts at Dartmouth, Contract S426, Amendment 2 (ref. WW B.3)

Voted to authorize the Executive Director, on behalf of the Authority, to approve Amendment No. 2 to increase the amount of Contract No. S426 with University of Massachusetts at Dartmouth, Massachusetts Bay Modeling Services, in the amount of \$60,000.00 and to extend the contract term by one year to December 31, 2010.