

MASSACHUSETTS WATER RESOURCES AUTHORITY

Meeting of the Board of Directors

January 15, 2020

A meeting of the Board of Directors of the Massachusetts Water Resources Authority was held on January 15, 2020 at the Authority headquarters in Charlestown. Vice Chair Carroll presided. Present from the Board were Ms. Wolowicz and Messrs. Cook, Cotter, Foti, Pappastergion, Peña, Vitale and Walsh. Chair Theoharides and Mr. Flanagan were absent. Among those present from the Authority staff were Frederick Laskey, Executive Director, Carolyn Francisco Murphy, General Counsel, David Coppes, Chief Operating Officer, Carolyn Fiore, Deputy Chief Operating Officer, Thomas Durkin, Director of Finance, Michele Gillen, Director of Administration, Kathleen Murtagh, Director of Tunnel Redundancy and Assistant Secretaries Ria Convery and Kristin MacDougall. Vandana Rao, EEA, was also in attendance. The meeting was called to order at 1:08 p.m.

APPROVAL OF NOVEMBER 20, 2019 MINUTES

Upon a motion duly made and seconded, it was

Voted: to approve the minutes of the Board of Directors' meeting of November 20, 2019 as presented and filed with the records of the meeting.

REPORT OF THE EXECUTIVE DIRECTOR

Mr. Laskey noted that MWRA will participate in the Massachusetts Municipal Association trade show on January 24 and 25, 2020. He reported that MWRA reached a new record single day low for water usage on December 25, 2019. He also updated the Board on the HEEC Cable Project, PFAS monitoring and CSO Control court reporting. He also announced that MWRA's Hatchery Pipeline and Hydro project received a Silver Award from the American Council of Engineering Companies. Finally, he reminded Board members that the Annual Meeting of the Board will be held at the February 19, 2020 Board of Directors meeting.

APPROVALS

PCR Amendments – January 2020

Upon a motion duly made and seconded, it was

Voted: to approve amendments to the Position Control Register (PCR) as presented, effective on a date determined by the Executive Director. (ref. P&C A.1)\

Appointment of Business Systems Analyst III, MIS Department

Upon a motion duly made and seconded, it was

Voted: to approve the appointment of Mr. John Rothermel to the position of Business Systems Analyst III (Unit 6, Grade 12), in the MIS Department, at an annual salary of \$117,748.43, commencing on a date to be determined by the Executive Director. (ref. P&C A.2)

Appointment of Manager of Metering and Monitoring, Operations

Upon a motion duly made and seconded, it was

Voted: to approve the appointment of Mr. Michael Greeley to the position of Manager of Metering and Monitoring (Non-Union, Grade 14), in the SCADA, Metering and Monitoring Department, at an annual salary of \$133,000, commencing on a date to be determined by the Executive Director. (ref. P&C A.3)

Appointment of Associate General Counsel

Upon a motion duly made and seconded, it was

Voted: to approve the appointment of Angela D. Atchue to the position of Associate General Counsel, Law Division (Non-Union, Grade 15) at an annual salary of \$139,900, commencing on a date to be determined by the Executive Director. (ref. P&C A.4)

Transmittal of the FY21 Proposed Capital Improvement Program to the MWRA Advisory Board

Upon a motion duly made and seconded, it was

Voted: to approve the transmittal of the FY21 Proposed Capital Improvement Program to the Advisory Board for its 60-day review and comment period. (ref. AF&A B.1)

CONTRACT AWARDS

Janitorial Services at the Deer Island Treatment Plant: Star Building Services, Inc. Bid WRA-4775

Upon a motion duly made and seconded, it was

Voted: to approve the award of Contract WRA-4775, Janitorial Services at the Deer Island Treatment Plant to Star Building Services, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in an amount not to exceed \$1,589,300, for a contract term of three years. (ref. WW A.1)

Supply and Delivery of Hydrogen Peroxide to the Deer Island Treatment Plant, Brenntag Northeast, LLC, Bid WRA-4784

Upon a motion duly made and seconded, it was

Voted: to approve the award of Purchase Order Contract WRA-4784, for the supply and delivery of hydrogen peroxide to the Deer Island Treatment Plant to the lowest responsive bidder, Brenntag Northeast, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute said purchase order contract in an amount not to exceed \$1,734,300 for a period of two years, from April 1, 2020 through March 31, 2022. (ref. WW A.2)

Nut Island Headworks Odor Control and HVAC Improvements, Walsh Construction Company II, LLC, Contract 7548

Upon a motion duly made and seconded, it was

Voted: to approve the award of Contract 7548, Nut Island Headworks Odor Control and HVAC Improvements, to the lowest responsible and eligible bidder, Walsh Construction Company II, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of \$57,565,399, for a contract term of 1,034 calendar days from the Notice to Proceed. (ref. WW A.3)

Wachusett Dam Bastion Improvements, Design and Engineering Services During Construction, Kleinfelder Northeast, Inc, Contract 7333

Upon a motion duly made and seconded, it was

Voted: to approve the recommendation of the Consultant Selection Committee to award Contract 7333, Wachusett Dam Bastion Improvements, Design and Engineering Services During Construction, to Kleinfelder Northeast, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the amount of \$768,274.74 for a contract term of 45 months from the Notice to Proceed. (ref. W B.1)

Bond Counsel Services: Greenberg Traurig, LLP, Contract F253

Upon a motion duly made and seconded, it was

Voted: to approve the recommendation of the Consultant Selection Committee to award Contract F253 to Greenberg Traurig LLP for Bond Counsel Services and to authorize the Executive Director, on behalf of the Authority, to execute contract F253 in an amount not to exceed \$1,558,800 and for a term of four years from the Notice to Proceed. (ref. AF&A C.1)

Deer Island Demand Response Services: Direct Energy Business Marketing, LLC, Contract S590

Upon a motion duly made and seconded, it was

Voted: to approve the award of Contract S590, Deer Island Demand Response Services, to Direct Energy Business Marketing, LLC, and to authorize the Executive Director, on behalf of the Authority, to execute said contract in the bid amount of five percent of the revenue received from ISO New England for a four-year term from June 1, 2020 through May 31, 2024. (ref. AF&A C.2)

Janitorial Services at the Chelsea Facility: Star Building Services, Inc., Bid WRA- 4776

Upon a motion duly made and seconded, it was

Voted: to approve the award of Contract WRA-4776, Janitorial Services at the Chelsea Facility, to Star Building Services, Inc., and to authorize the Executive Director, on behalf of the Authority, to execute said contract in an amount not to exceed \$583,884, for a contract term of three years. (ref. AF&A C.3)

CONTRACT AMENDMENTS/CHANGE ORDERS

Nut Island Headworks Odor Control and HVAC Improvements: Inspections, Evaluations, Design, Construction Administration Engineering Services, Hazen and Sawyer, P.C. Contract 7517, Amendment 1

Upon a motion duly made and seconded, it was

Voted: (with Mr. Foti opposed): to authorize the Executive Director, on behalf of the Authority, to approve Amendment 1 to Contract 7517, Nut Island Headworks Odor Control and HVAC Improvements Inspections, Evaluations, Design, Construction Administration and Resident Engineering Services, with Hazen and Sawyer, P.C., to increase the contract amount by \$1,542,925.00 from \$5,736,900.77 to \$7,279,825.77 and increase the contract term by 700 days from December 28, 2021 to November 28, 2023. Mr. Foti noted that his opposition to the amendment was not a reflection on the consultant. (ref. WW B.1)

Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and the Unmanned Stations: Woodard & Curran, Inc., Contract S559, Amendment 2

Upon a motion duly made and seconded, it was

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Amendment 2 to Contract S559, Management, Operation and Maintenance of the Union Park Pump Station/CSO Facility and the Unmanned Stations, with Woodard & Curran, Inc., and to execute said Amendment jointly with Boston Water and Sewer Commission in the amount of \$3,385,389.03, of which MWRA shall be responsible for \$895,854.94 and Boston Water and Sewer Commission shall be responsible for \$2,489,534.09, for a total not to exceed amount of \$4,801,706.00 to \$8,187,095.04, and to increase the contract term by 730 calendar days, from March 2, 2020 to March 2, 2022. (ref. WW B.2)

Remote Headworks and Deer Island Shafts Study, Mott MacDonald, LLC, Contract 7237, Amendment 2

Upon a motion duly made and seconded, it was

Voted: to authorize the Executive Director, on behalf of the Authority, to approve Amendment 2 to Contract 7237, Remote Head Works and Deer Island Shafts Study,

with Mott MacDonald, LLC, to modify the scope of work in the existing contract and extend the contract term by 5 months, from January 24, 2020 to June 24, 2020, with no increase in the contract amount. (ref. WW B.3)

EXECUTIVE SESSION

Vice Chair Carroll announced that the Board would enter Executive Session to discuss real estate, collective bargaining (all units), litigation and security, since discussion in open session may have a detrimental effect upon the bargaining and litigating position of the Authority. It was moved to enter Executive Session to discuss real estate, collective bargaining, litigation and security and thereafter to return to open session solely for the purpose of adjournment.

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

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Carroll		
		Cook
Cotter		
Foti		
Pappastergion		
Peña		
Vitale		
Walsh		
Wolowicz		

Voted: to enter Executive Session for the purpose of discussing real estate, collective bargaining (all units), litigation and security and thereafter to return to open session solely for the purpose of adjournment. (Mr. Cook left the meeting.)

* * * *

EXECUTIVE SESSION

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The meeting adjourned at 2:09 p.m.

Approved: February 19, 2020

Attest:



Andrew M. Pappastergion, Secretary

Documents used for this meeting, referenced above, can be found here:

<http://www.mwra.com/monthly/bod/boardmaterials/2020/o-2020-01-15.pdf>