

The Narragansett Bay Commission
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Vincent J. Mesolella
Chairman

Paul Pinault, P.E.
Executive Director



OFFICIAL MINUTES OF:

Meeting of:	CEO Committee Meeting
Date:	September 29, 2004
Time:	9:30 a.m.

MEMBERS PRESENT

Vincent J. Mesolella, NBC Chairman
Angelo Rotella, Vice Chairman
Robert Andrade, Treasurer
Paul Pinault, Executive Director
John Giusti, CEO Chair
Tom Perkins
Michael Salvatore
Al Montanari
John MacQueen

MEMBERS ABSENT

STAFF AND GUESTS PRESENT

Jean-Marie Grossi, NBC,
Richard Bernier, NBC
Laurie Horridge, NBC
Paul Nordstrom, NBC
Brenda Smith, NBC
Leah Foster, NBC

Tom Brueckner, NBC
Karen Giebink, NBC
Ray Marshall, NBC
Jamie Samons, NBC
Diane Buerger, NBC

1. Call to Order

Recognizing a quorum, CEO Chair Giusti called the September 29, 2004 CEO Committee Meeting to order at 9:45 a.m.

2. Approval of Minutes – June 16, 2004

CEO Chair Giusti asked if all Committee members had a chance to review the minutes of the June 16, 2004 CEO Committee meeting. Commissioner Salvatore motioned to approve the June 16, 2004 minutes as written. Commissioner MacQueen seconded the motion, and the vote taken by the Committee was unanimous. The motion carries.

3. Items for Action

A. Discussion of Contract 02:304.07C, Concord Street Sewer Repair Project Emergency Change Order Request Nos. 1 and 2

Mr. Richard Bernier, NBC's Construction Manager, stated that in accordance with the current Change Order Request and Review and Approval Procedures for NBC Construction Projects as adopted at the May 15, 2002 Board of Commissioners Meeting, it was necessary for NBC staff to approve two Change Order Requests (COR) to Contract 02:304.07C, Concord Street Sewer Repair Project, which exceed the 5% limit established in the procedures.

Mr. Bernier noted that Contract 02:304.07C was awarded in June, 2004 and a Notice to Proceed was issued on August 5, 2004 to South Shore Utility Co. (SSU) at a cost of \$606,376.45 to replace 720' and line 1,515' of 18" sewer in Concord Street in Pawtucket. At approximately the same time, a problem was discovered with a 15" sewer, which we own in Cemetery Street in Providence. The 15" clay sewer pipe has a hole in the side of it and a void exists outside of the pipe. This void caused a depression in Cemetery Street, which had to be filled and covered with a steel plate. In order to address this serious problem aggressively and due to the fact that SSU was under contract with us, we asked them to review the situation. They assured us that the Cemetery Street pipe could be lined; and, because they were mobilizing for the nearby Concord Street contract in the near future, they could complete the repair at the same time. SSU submitted a price to complete the work, which was reviewed by our Construction Section, and the price was deemed to be fair and reasonable. The lining of Cemetery Street was added to Contract 01:304.07C as COR #1 for an increase cost of \$134,825.

As part of the original contract, Mr. Bernier stated that SSU mobilized on Concord Street and their first task was to televise the existing sewer and the clean it in preparation for lining. While televising the pipe, they discovered that because of accelerated corrosion, it was highly questionable whether the sewer could be lined. In fact, a couple of sections had collapsed since our last inspection. After several discussions with SSU, it was decided that a better solution to the problem was to replace the entire length of pipe (2,235' in lieu of the 720' in the Contract) and to not line any of it. It should be noted that we were also able to raise the vertical profile of the new interceptor, which resulted in a reduced cost per foot for installation. This work was added to the Contract as COR #2 for an estimated additional cost of \$120,000. The work began on September 10, 2004.

Mr. Bernier stated that in both cases, the NBC became aware of emergency situations and was obligated to react and correct the situation before they became health and safety issues. We were fortunate to have had a qualified contractor under contract who has been extremely cooperative, and as a result, fair and reasonable solutions were reached. In both cases, NBC staff negotiated unit prices, which were lower than those carried in SSU's bid. It was determined that if we waited for a Board meeting to address these two issues, we would have increased the costs and presented a greater risk that the collapsed pipe would cause flooding or illegal discharges.

B. Review and Approval of Resolution 2004:29, Authority to Increase the Authorized Contract Amount for Contract 304.09D, Design of Burrington Street Sewer and Grotto Brook Siphon

Mr. Pinault stated that in May 2002, the NBC Board approved Resolution 2002:13, authorizing staff to negotiate a contract with Fay, Spofford & Thorndike, Inc. (FST) to provide design services for repair of the Burrington Street Sewer and Grotto Brook Siphon in Providence for an amount not to exceed \$160,000. The contract was signed with FST on August 20, 2002 for

\$126,630. On October 30, 2003, the Contract was amended to allow for soil borings and testing that were not included in the original contract. The cost of this work was \$17,200, which increased the total contract amount to \$143,830.

Mr. Pinault noted that FST has now completed the final design plan for both sewers and is requesting additional compensation to cover actual costs incurred due to changes that had to be made to the draft design. Additional hours were needed to revised plans for the Grotto Brook Siphon when it was determined that the original recommended alternative of directional drilling was not the best construction approach. Therefore, the plans had to be revised to a “cut and cover” construction approach. This method will have more impact on the coastal marsh, necessitating a higher level of effort to prepare the CRMC permit. An additional easement plan may also need to be prepared for this approach.

Mr. Pinault explained that additional hours were also required to complete the Burrington Street sewer plan, because of additional coordination effort required in dealing with the Providence and Worcester Railroad and a design modification that resulted in an improved piping arrangement. The cost for this additional work is \$33,700, which would increase the contract amount to \$177,530. This is \$17,530 more than the original authorized amount. Therefore, it is recommended that the Board approve Resolution 2004:29 authorizing an increase of \$17,530 to the original authorized amount for Contract 304.09D, for a total contract amount of \$177,530.

After some discussion, Commissioner Montanari motioned to approve Resolution 2004:29, Authority to Increase the Authorized Contract Amount for Contract 304.09D, Design of Burrington Street Sewer and Grotto Brook Siphon. Commissioners’ MacQueen and Salvadore seconded the motion, and the vote taken by the CEO Committee was unanimous. The motion carries.

4. Other Business

None.

5. Adjournment

Commissioner Salvadore motioned to adjourn. Commissioner Montanari seconded the motion, and the meeting adjourned at 10:12 a.m.

Respectfully submitted,



Paul Pinault, *Secretary*