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1                   **STATE OF RHODE ISLAND AND PROVIDENCE**  
**PLANTATIONS**

2                   **NARRAGANSETT BAY COMMISSION**

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5                   **IN RE:                   :**

6                   **MONTHLY BOARD MEETING   :**

7                   \*\*\*\*\*

8

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10                   **DATE: SEPTEMBER 29, 2004**

**TIME: 11:00 A.M.**

11                   **PLACE: ONE SERVICE ROAD**  
**PROVIDENCE, RI**

12

**13 BOARD MEMBERS PRESENT:**

**14 VINCENT J. MESOLELLA, CHAIRMAN  
ANGELO S. ROTELLA, VICE CHAIRMAN**

**15 PAUL PINAULT, SECRETARY  
ROBERT P. ANDRADE, TREASURER**

**16 MICHAEL A. SALVADORE  
THOMAS E. PERKINS, JR.**

**17 BRUCE D. CAMPBELL  
AL MONTANARI**

**18 REP. JOHN J. McCAULEY, JR.  
JOHN B. GUISTI**

**19 LAURIE KIJAK  
SEN. MICHAEL McCAFFREY**

**20 JOHN MacQUEEN  
RICHARD OSTER**

**21 DR. ISADORE RAMOS  
THOMAS LAZIEH**

**22 JOSEPH D'ANGELIS, ESQUIRE**

**23 RHODE ISLAND COURT REPORTING  
25 SEA VIEW AVENUE**

**24 EAST PROVIDENCE, RHODE ISLAND  
(401) 437-3366**

**RHODE ISLAND COURT REPORTING (401) 437-3366**

1           **(Meeting opened at 11:00 A.M.)**

2           **MR. CHAIRMAN: Good morning,**  
3           **everyone. Welcome back. I hope everyone had a**  
4           **great summer. Having said that, recognizing a**  
5           **quorum, we will call the meeting of Wednesday,**  
6           **September 29 of the Narragansett Bay Commission**  
7           **to order. First order of business: Approval of**  
8           **the previous minutes. Have all of our members**  
9           **had an opportunity to review the previous**  
10          **minutes, and if so, are there any comments,**  
11          **questions, or changes to the previous minutes?**

12           **MR. LAZIEH: Motion to approve as**

13       **accepted.**

14                   **MR. CHAIRMAN: We have a motion to**

15       **approve the previous --**

16                   **MR. OSTER: I second that.**

17                   **MR. CHAIRMAN: Second by**

18       **Commissioner Oster. Discussion on the previous**

19       **minutes? Hearing none. All those that are in**

20       **favor will say "aye." Are there any opposed?**

21       **There are none opposed, and the motion carries.**

22                   **Third order of business is old business. Is**

23       **there any old business to come before the**

24       **Commission today? Any old business? Hearing**

**1 none. Moving right along to Item No. 4 which is**  
**2 a Resolution of Appreciation for the service of**  
**3 former Commissioner Steve Moretti. We have a**  
**4 resolution. I would ask Vice Chair Rotella to**  
**5 please read for the benefit of the Commission and**  
**6 our guests.**

**7 MR. ROTELLA: Thank you, Mr.**  
**8 Chairman. We have a Resolution of Appreciation,**

9 and it reads:

10 "Whereas, Steven Moretti was appointed by

11 the Mayor of Central Falls,

12 Rhode Island, to the Board of the Narragansett

13 Bay Commission on September 15, 1995, and

14 Whereas, he has shown great support for the

15 Narragansett Bay Commission in its mission to

16 play a leadership role in the protection and

17 enhancement of Narragansett Bay and its

18 tributaries by providing safe and reliable

19 wastewater collection and treatment services to

20 its customers at a reasonable cost, and

21 Whereas, he served on the Narragansett Bay

22 **Commission's Rules & Regulations Committee and**  
23 **has advocated for clean water through a variety**  
24 **of initiatives,**

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1 **Now therefore be it resolved that the**  
2 **Narragansett Bay Commission shall extend its**  
3 **sincere appreciation to Steven Moretti for his**  
4 **service on behalf of the State of Rhode Island**  
5 **and the ratepayers of the Narragansett Bay**  
6 **Commission.**

7 **Presented on September 29, 2004."**

8 **MR. CHAIRMAN: Steve, are you**

9 here? Let's give this Resolution, please. On  
10 behalf of the Commission, I present this  
11 resolution.

12 MR. MORETTI: Firstly, I'd like to  
13 thank the Chairman, Vice Chairman, and Members of  
14 the Commission. I also want to thank Mr. Pinault  
15 and his staff, who have been outstanding through  
16 the years. When I came in, someone had asked me  
17 how many years I was on the Board, and I said  
18 three or four, and now I realize it was nine  
19 years.

20 I've served on many Boards; and this, by  
21 far, is the most productive, the one that I

- 22 believe best serves the residents of the state of**
- 23 Rhode Island, professionals through and through.**
- 24 The staff is outstanding. Questions/issues**

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**5**

- 1 always been responded to in a very, very, very**
- 2 quick and timely fashion, and I thoroughly**
- 3 enjoyed my time here.**
- 4 I think in the nine years this was the first**

5 time I was on time and I had a suit. I thought  
6 there may be a photo-op. I was a little  
7 concerned because my replacement not only took my  
8 chair, but he took my cup. He said he washed it.  
9 I'm looking for it. I can't find my cup, and  
10 that's the only problem I've had on this Board  
11 the last nine years. We have a very, very, very  
12 nice Board. They're outstanding.

13 MR. ROTELLA: Hang on. Before you  
14 leave --

15 MR. MORETTI: I got my cup. I got  
16 my cup. Thank you, everyone. I appreciate it.

17 MR. CHAIRMAN: I want to hold the

18 cup. How about this, huh? Another one? All

19 set?

20 MR. MORETTI: Thank you, everyone.

21 Have a great day.

22 MR. CHAIRMAN: Okay. Moving right

23 along. Item No. 5 which is the Executive

24 Director's Report. Do you have a report for us

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1 today, Mr. Secretary?

2 MR. PINAULT: Yes, I do,

3 Mr. Chairman.

4 MR. CHAIRMAN: Proceed.

5 MR. PINAULT: It's been a long,

6 cool, wet summer, but we got through it. Both

7 plants have operated well. We mentioned at the

8 CEO that the Bucklin Point Rehab, the first

9 phase, is scheduled to start up tomorrow morning;

10 but with the heavy rains yesterday and today, we

11 put it off a couple of days.

12 The treatment results for August are on the

13 bottom of Page 2. On the Financials, with 16.6

14 percent of the fiscal year past, we've spent

15 about 13.3 percent of the budget, so we're under  
16 spending. Personnel is at 249 out of 281 through  
17 August.

18 Over all, construction is going well. The  
19 Main Spine Tunnel is behind schedule. We  
20 discussed that at CEO; and if any of you would  
21 like to stay, we've got some pretty good photos  
22 to show you of the project. We're about 45, 4600  
23 feet in. We're up Allens Avenue just past the  
24 Sea Plane Diner. The whole tunnel is 16,000

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1 feet, so we're over 25 percent complete on that,  
2 but we are behind schedule. Hopefully we'll make  
3 some of that up.

4 The other contracts are listed in my report.

5 We finished up the Iannuccilli job on Allens  
6 Avenue a few weeks ago. We finished up the Davol  
7 Square job, and we're progressing on the others.

8 As far as other highlights, the nitrogen  
9 removal, we're wrapping up the study at Field's  
10 Point with the Hydroxyl System. Hopefully, we'll  
11 have an idea and make some decisions on how to

12 proceed with removing the nutrients at Field's

13 Point.

14 We had a very successful river cleanup on

15 September 3. Over 150 students from Providence

16 College participated, and we'll talk about that a

17 little later.

18 Other than that, I received a call from

19 Senator Jack Reed last week. It looks like we're

20 in for another million-dollar grant. The House

21 of Representatives has us in for a

22 quarter-million. Senator Reed got it up to a

23 million dollars in the Senate Appropriations.

24 It's going to Conference Committee soon; and with

**1 that, we've already received 8 million over the**  
**2 last four years that will bring it up to \$9**  
**3 million in federal grants.**

**4 Those are the highlights, Mr. Chairman. I**  
**5 know a number of Commissioners have to leave**  
**6 early today, so if they have any questions, I'm**  
**7 available to answer them.**

**8 MR. CHAIRMAN: Questions for the**

9 Executive Director? Are there any questions for  
10 the Executive Director pursuant to his report  
11 today? Hearing none. Moving right along to  
12 Committee Reports and Action Items Resulting.  
13 The first one is the Joint Long-Range Planning  
14 and Finances Committee. Mr. Chairman, do you  
15 have a report for us today?

16 MR. ANDRADE: Yes, I do, Mr.  
17 Chairman.

18 MR. CHAIRMAN: Proceed.

19 MR. ANDRADE: A number of items  
20 were approved by the Committee, and the first  
21 item is the Resolution 2004:24, Authority to

**22 Approve the Comprehensive Annual Financial Report**  
**23 for Fiscal Year Ended June 30, 2004. That report**  
**24 was mailed to all of the Commissioners. It was**

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**1 reviewed in detail by the auditors, Batchelor,**  
**2 Frechette, McCrory, Michael & Company. If any**  
**3 Commissioner would like, we can go through it**  
**4 again; but if not, I would move for approval of**  
**5 the resolution.**

6 MR. CHAIRMAN: All right. Can we  
7 have a motion to approve the resolution?

8 MR. GUISTI: So moved.

9 MR. CHAIRMAN: Have a second?

10 DR. RAMOS: Second.

11 MR. CHAIRMAN: I take it, just to  
12 suffice to say, there was no Management letter?  
13 Clean bill of health?

14 MR. ANDRADE: That's in the  
15 report.

16 MR. CHAIRMAN: Is there any  
17 necessity to go through the entire report again?  
18 Hearing none. We have a motion and a second to

19 approve Resolution 2004:24, Financial Reports for  
20 fiscal year ending June 30, 2004. Everyone in  
21 favor will say "aye." Anyone opposed? There are  
22 none opposed, and the motion carries, and thank  
23 you, Paul, and thank you, Mr. Chairman, for your  
24 report. Item B, review and approval of

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1 Resolution 2004:25.

2 MR. ANDRADE: The Committee

3 approved that resolution this morning, and we're  
4 trying for PUC approval. It's the authority to  
5 borrow an amount not to exceed  
6 \$40 million and to issue an amount not to exceed  
7 \$40 million in Revenue Bonds, which would be  
8 State Revolving Fund Pool Loan No. 8. I'm not  
9 sure if Paul knows more?

10 MR. PINAULT: Every year we borrow  
11 from the Clean Water Authority loans for  
12 approximately 40 million, so that's what we're  
13 asking for. It appears that the blended rate  
14 will be -- half of it will be at 0 percent  
15 interest, and the other half will be at the

16 subsidized rate, which is one-third off the  
17 market. The projects to be funded are listed on  
18 the September 16 Memo. Most of the money is  
19 going to the CSO Phase I. Also, some money will  
20 be wrapping up the Bucklin Point Upgrade and then  
21 distributed between several other projects.

22 MR. ANDRADE: I'd like to move  
23 approval of Resolution 2004:25, Mr. Chairman.

24 MR. CHAIRMAN: Motion.

1           **MS. KIJAK: Second.**

2           **MR. CHAIRMAN: We have a second.**

3           **Is there discussion? Discussion on the motion?**

4           **All of those in favor of Resolution 2004:25 will**

5           **say "aye." Any opposed? There are none opposed,**

6           **and the motion carries. Good report.**

7           **MR. ANDRADE: Mr. Chairman, the**

8           **next resolution is 2004:26, Authorization for the**

9           **Restructuring and Amendments of the Narragansett**

10          **Bay Commission's Clean Water Revenue Bonds, 2001**

11          **Series; and as this was explained, this is a**

12          **win-win. I would ask the Executive Director to**

13 give some details on that, please?

14 MR. PINAULT: We borrowed money

15 from the Clean Water Authority several years ago,

16 and they've asked that we agree to restructuring

17 the debt with what they call a wrap-around. This

18 will result in a savings to us of about a million

19 dollars over the life of the loan, and it will

20 also be able to let them leverage additional

21 funds for their 0 percent Interest Program, which

22 we will also benefit from. So our recommendation

23 is to authorize Resolution 2004:26, so we can

24 restructure the debt and save some money.

**1 MR. ANDRADE: I'll make that**

**2 motion.**

**3 MR. CHAIRMAN: We have a motion to**

**4 approve Resolution 2004:26. Second?**

**5 MR. GUISTI: Second.**

**6 MR. CHAIRMAN: Second by**

**7 Commissioner Guisti. Discussion? Further**

**8 discussion on the motion? Hearing none. All of**

**9 those that are in favor will say "aye." Are**

10 there any opposed? There are none opposed, and  
11 the motion carries. Further reports?

12 **MR. ANDRADE: Yes, Mr. Chairman.**

13 **The next Resolution 2004:27 is the Authorization**  
14 **to File a Compliance Filing for Rate Relief**  
15 **Related to Debt Service with the Rhode Island**  
16 **Public Utilities Commission.**

17 **MR. PINAULT: As stated in the**  
18 **memo from Karen dated September 16, when the Bay**  
19 **Commission filed in November of 2003 in Docket**  
20 **3483, we had two options for financing our**  
21 **Capital Plan. The first was open market bonds,**  
22 **or tax-exempt commercial paper using the**

**23 variable-rate-debt obligation.**

**24 The VRDO Program would result in lower rate**

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**1 impacts but required a multi-year rate approval,**

**2 which was previously accepted; and this**

**3 resolution serves to authorize us to file a**

**4 compliance filing with an effective date of July**

**5 1, 2005, and this would be to generate sufficient**

**6 revenue to support our borrowing through fiscal**

7 year 2006 for our Capital Project.

8 Based upon our last rate case when this memo

9 was prepared, the proposed increase, effective

10 July 1, would not exceed 15 percent, and that's

11 been revised. As Karen mentioned this morning,

12 it's going to be more on the order of 12 percent.

13 So our recommendation is to authorize Resolution

14 2004:27.

15 MR. ANDRADE: I'll make that

16 motion, Mr. Chairman.

17 MR. CHAIRMAN: Motion.

18 DR. RAMOS: Second.

19 MR. CHAIRMAN: Second by

20 **Mr. Ramos. Further discussion on Resolution**  
21 **2004:27? Further discussion? Hearing none. All**  
22 **of those that are in favor will say "aye." Are**  
23 **there any opposed? There are none opposed, and**  
24 **that motion carries. Good report.**

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1 **MR. ANDRADE: Mr. Chairman, the**  
2 **last resolution that the Committee approved and**  
3 **would like to submit to the full Board is**

4      **Resolution 2004:28, Recommendation for Use of**  
5      **Environmental Enforcement Funds.**

6                      **MR. PINAULT: The City of East**

7      **Providence where our Bucklin Point Facility is**  
8      **located, the fire department has been awarded a**  
9      **FEMA Grant totalling \$186,867 to train and equip**  
10     **fire fighters for HAZMAT technical training. In**  
11     **order to receive and secure that grant, at issue**  
12     **is to come up with \$25,000 in local matching**  
13     **funds.**

14                    **Because they respond to our facility**  
15     **whenever we have a spill or anything of that**  
16     **nature of chemicals, they have asked us and other**

17 people throughout the state who have HAZMAT  
18 facilities for a contribution to this \$25,000.  
19 They've asked us for a thousand dollars.  
20 We do have some money in our Environmental  
21 Enforcement Funds. That money can be used for  
22 education and training, and we've done this in  
23 the past with the Providence and Johnston Fire  
24 Departments, so we recommend a thousand dollars

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1 as part of Resolution 2004:28.

2 MR. ANDRADE: I make a motion, Mr.

3 Chairman.

4 MR. CHAIRMAN: We have a motion to

5 approve Resolution 2004:28.

6 MR. OSTER: Second.

7 MR. CHAIRMAN: Seconded by

8 Commissioner Oster. Discussion? Further

9 discussion? Hearing none. All those in favor

10 will say "aye." Any opposed? There are none

11 opposed, and the motion carries. Further

12 reports?

13 MR. ANDRADE: That completes the

14 report of the Joint Long-Range Planning/Finance  
15 Committee.

16 MR. CHAIRMAN: Thank you very  
17 much. Moving right along. The next committee  
18 reporting, CEO Committee. Commissioner Guisti.

19 MR. GUISTI: Yes, Mr. Chairman.  
20 We have two reports this morning. The first one  
21 is a discussion of Contract 02:304.07C, Concord  
22 Street Sewer Repair Project Emergency Change  
23 Order Requested No. 1 and No. 2; and, Paul, once  
24 again.

1           **MR. PINAULT: As I mentioned this**  
2           **morning at the CEO Committee, in accordance with**  
3           **our two-year request for approval and review for**  
4           **construction projects, which the Board adopted in**  
5           **May 2002, if we have an emergency or imminent**  
6           **danger to public health or the environment, the**  
7           **Chairman and the Executive Director are**  
8           **authorized to take whatever action is necessary**  
9           **to solve that problem.**

10           **Back in June, the Board authorized the**

11 **Concord Street Repair Project; and after that**

12 **contract was awarded, two things happened.**

13 **First of all, directly across the highway on**

14 **Route 95 from the Concord Street Project near the**

15 **Bonanza Bus Station, we have Cemetery Street.**

16 **There was a depression in the street which the**

17 **City of Providence kept filling in. It finally**

18 **came to our attention that it was over our line.**

19 **We went in and inspected it and found out that a**

20 **section of pipe was actually missing, and flow**

21 **was just running through an earthen area, and**

22 **that was what was causing the depression in the**

23 **street.**

**24 We went up and inspected the entire line,**

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**1 and it was in serious need of rehabilitation.**

**2 The Concord Street contractor, part of his**

**3 project was to line some of Concord Street, and**

**4 it appeared that a lining operation would do the**

**5 job without having to excavate Cemetery Street.**

**6 We brought them in and they gave us a price of**

**7 \$134,825 to rehabilitate the line, which our**

8 staff reviewed, and we felt this was extremely  
9 reasonable; and one of the reasons we were able  
10 to get the price so low is that they were just  
11 mobilizing across the highway. That first change  
12 is authorized.

13 When they went back to their job on Concord  
14 Street downstream of the old Colfax Grease Plant  
15 -- back about two or three years ago, 350 feet of  
16 pipe collapsed right at the entrance to the  
17 plant, and we had emergency replacement of that  
18 section. Then we inspected the next half mile  
19 downstream heading north past the power plant up  
20 along the little strip mall there on the highway

21 and saw the pipe was in serious condition and  
22 needed immediate rehabilitation and replacement.  
23 Our engineers felt that a portion of this could  
24 be relined and a portion would have to be

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18

1 replaced.

2 When we went in to clean and televise the  
3 line to get ready for the lining, they found that  
4 the pipe was in very poor shape. -- had come in.

5 We had showed photos of that this morning to the  
6 CEO Committee. So a decision was made to replace  
7 the line instead of relining it. The additional  
8 cost to replace instead of reline was an  
9 additional \$120,000, and that was also authorized  
10 because of the poor condition of the line.

11 Again, that was discussed in detail this morning  
12 at the CEO Committee.

13 In accordance with the procedures for  
14 emergencies, when we authorize a change like  
15 that, we are to notify the Board and accept this  
16 memo on September 15 to the entire Board before  
17 the packet even went out for the Commission

18 Meeting; and under the procedure, the Executive  
19 Director and Chairman have authority to authorize  
20 these changes with the understanding that we  
21 notify you immediately and accept it at the next  
22 meeting, and that's what we're doing here today.  
23 So it doesn't need any additional approval,  
24 although we are available to answer questions.

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1 MR. GUISTI: Any questions?

**2 MR. CHAIRMAN: Questions?**

**3 Comments? Okay. Further reports?**

**4 MR. GUISTI: Yes, Mr. Chairman.**

**5 Item B, Review and Approval of Resolution**

**6 2004:29, Authority to Increase the Authorized**

**7 Contract Amount for Contract 304.09D, Design of**

**8 Repair/Replacement of NBC's Burrington Street**

**9 Sewer and Grotto Brook Siphon.**

**10 MR. PINAULT: Back in May of 2002,**

**11 the Board authorized staff under Resolution**

**12 2002:13 to negotiate a contract with Fay,**

**13 Spofford & Thorndike, who was the selected firm**

**14 to provide design services for repair of the**

**15 Burrington Street and Grotto Brook Siphon in**  
**16 Providence for an amount not to exceed \$160,000.**

**17 The staff negotiated an initial contract of**  
**18 \$126,630. That was amended by 17,200 to do the**  
**19 necessary soil borings and field testing, which**  
**20 brought it up to 143,830.**

**21 Since that time, they've wrapped up the**  
**22 design, but they need additional compensation to**  
**23 cover their costs including the work to obtain**  
**24 the necessary CRMC permits and easements for the**

1 project, which are estimated to bring the total  
2 up to 177,530. This is 17,530 more than the  
3 initial estimate. We feel that the it is  
4 justified. The costs are reasonable, and we  
5 recommend approval of Resolution 2004:29.

6 MR. GUISTI: Chair, I would like  
7 to make a motion for Resolution 2004:29.

8 MR. CHAIRMAN: We have a motion.

9 MR. SALVADORE: Second.

10 MR. CHAIRMAN: We have a second.

11 MR. CHAIRMAN: Further discussion

12 on the motion? Further discussion on that  
13 motion? Hearing none. All of those in favor  
14 will say "aye." Are there any opposed? There  
15 are none opposed, and that motion carries.  
16 Further reports?

17 MR. GUISTI: That's the end of my  
18 report, Mr. Chairman.

19 MR. CHAIRMAN: Thank you very  
20 much. Moving right along. Further reports?  
21 Committee Reports. Personnel Committee?

22 MS. KIJAK: No report, Mr.  
23 Chairman.

24 MR. CHAIRMAN: No report.

**1 Legislative Committee, Mr. McCauley?**

**2 MR. McCAULEY: We did not meet,**

**3 Mr. Chairman. However, staff has prepared a**

**4 final report labeled "memo." Everyone has it for**

**5 issues that may pertain to the Commission.**

**6 MR. CHAIRMAN: Rules and**

**7 Regulations Committee. Okay, the Chairman**

**8 chaired that committee. We had a review of some**

9 issues regarding changes to our purchasing rules  
10 and regs and the discussion on permitting, and --  
11 for those people who are within the Commission's  
12 District. Everyone has these?

13 MR. PINAULT: I believe just Rules  
14 and Regs got them, but anyone who wants a copy,  
15 we can provide them with one. They're very  
16 thick.

17 MR. CHAIRMAN: If anybody would  
18 like to have these -- there were no real  
19 substantive changes to our rules and regulations,  
20 a lot of housekeeping; but they are available.  
21 The changes in the rules and regs are highlighted

**22 for easy reading.**

**23 Although it's pretty thick, if you wanted to**

**24 review them, it would probably take about 10 or**

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**1 15 minutes to see the highlighted areas and take**

**2 a look at them, and we will be filing --**

**3 advertising for a public hearing pursuant to the**

**4 Administrative Procedures with regard to the**

**5 adopting of the new rules and regulations, when**

6 Paul?

7 MR. PINAULT: Probably within the

8 next week. We needed at least a 20-day notice.

9 A public hearing will be held, and then we'll

10 come back to the Board probably at the November

11 Board Meeting with a recommendation on final

12 rules and regs.

13 MR. CHAIRMAN: Okay. So if

14 anybody would like a copy, see Jean-Marie.

15 Jean-Marie, you win. You win the contest. Okay.

16 And that completes the report. Moving right

17 along to the next committee reporting. If

18 there's any of the ad hocs for the rate increase?

19 MR. PERKINS: No report, Chairman.

20 MR. CHAIRMAN: No report. Okay.

21 Next committee, Citizens Advisory Committee. How  
22 are you?

23 MR. GADEN: I'm glad to see the

24 summer hasn't slowed you down, Mr. Chairman.

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1 You're keeping this meeting moving right along.

2 The CAC held its meeting September 22, with

3 a quorum present. In addition to the monthly  
4 reports, Paul Nordstrom gave an update on the  
5 development at Bucklin Point.

6 We did discuss the Open Space and Recreation  
7 and Bay and Watershed Protection Bond Question  
8 No. 8, which will be on the November ballot and  
9 are urging all to vote "yes" in support of its  
10 passage.

11 Ames Colt called from Sea Grant from URI,  
12 and gave us an update of water issues being  
13 studied at the URI Campus. Our next meeting is  
14 October 13.

15 MR. CHAIRMAN: Thank you, Harold.

16 Okay. Executive Committee. No report. The  
17 Chairman's Report, there's a couple of brief  
18 items.

19 First thing I'd like to do is clarify a  
20 story I think was in the paper, and it's been on  
21 the radio, and that's regarding an injury to one  
22 of the workers that was -- one of the tunnel  
23 workers -- I guess that was yesterday. I think  
24 the news of his injury was greatly exaggerated.

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1 It seems as though some mud or muck fell on his  
2 head; and the reason why he was taken out of the  
3 tunnel is because, I think, upon examination, he  
4 had a heart murmur, but there was no serious  
5 injury. The second injury was simply a routine  
6 laceration to the finger which was treated, and  
7 no serious injuries have occurred in the tunnel.  
8 Thank God.

9 Item No. 2: On Friday September 3, we did  
10 have another Woonasquatucket River cleanup, and  
11 we have a plaque. We'd like to award a plaque to  
12 the students at Providence College for assisting

13 in that; but before I do that, I want to pay  
14 particular thanks to our Commissioner Mike  
15 Salvadore. He's taken particular interest in  
16 this particular initiative. He is there  
17 faithfully. He's attended every single one.  
18 He's spent several thousands of dollars in film  
19 taking the photographs. He immediately remits  
20 the photographs to the Commission, and I want to  
21 thank him for his particular interest in this and  
22 for taking the time to come and photograph the  
23 event. It's truly appreciated.

24 So having said that, I hope they are here.

**1 We have Becki Woelfel and Megan Groia. Did I say  
2 that right?**

**3 MR. SALVADORE: Just to let you  
4 know, at this cleanup, we had 151 incoming  
5 Providence College Freshmen, 22 upperclassmen and  
6 group leaders. They removed two refrigerators,  
7 motorcycles, bicycles, pressure cookers, hundreds  
8 of tires, shopping carts and other debris from  
9 the river.**

10           **We cleaned Water Place Park from Promenade**  
11           **to SanSouci Street to Delaine Street down in**  
12           **Olneyville. We also cleaned up -- they did some**  
13           **stencilling of the catch basin. They removed a**  
14           **total of 60 cubic yards. That's two dumpsters**  
15           **full of debris. The students returned on**  
16           **Saturday September 4 and did additional street**  
17           **and river cleaning, and I want to extend my**  
18           **sincere thanks and appreciation, and to**  
19           **demonstrate that, we have a plaque. Commissioner**  
20           **Rotella.**

21                   **MR. ROTELLA: This plaque is**  
22           **presented to the Providence College Urban Action**

**23 Program in appreciation for your support of the**

**24 Narragansett Bay Commission Chairman's River**

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**1 Restoration Initiative. Thank you for helping to**

**2 protect and restore the Woonasquatucket River,**

**3 the U.S. EPA American Heritage Designated River,**

**4 on September 3, 2004.**

**5 MR. CHAIRMAN: Okay. So Becky and**

**6 Megan. Thank you. Thank you very much. Come**

7 over here. Take a photograph. Look at the  
8 camera. Thank you. Thank you so much. We  
9 really appreciate it. Tom you've been doing a  
10 fabulous job on the river cleanup. I'm really  
11 proud. We have a lot to do, and we will have a  
12 presentation from you --

13 MR. UVA: December Board Meeting.

14 MR. CHAIRMAN: December Board

15 Meeting, talk about some of our future plans for

16 that initiative, and I'm extremely happy and

17 proud that the NBC has taken such an interest in

18 that.

19 MR. SALVADORE: Fantastic

20 progress.

21 MR. CHAIRMAN: Now if we can get

22 some further cooperation from some of the other

23 bureaucracies, we can move along a lot faster.

24 I would like to mention that we are still

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1 evaluating options for our Non-union Employees

2 Retirement Program I was hoping to have something

3 next month, but I don't know if we'll have

4 anything; but certainly by November, I'd like to  
5 present to the Board some options for our  
6 non-union employees, try to bring some parity to  
7 the retirement program, which our union employees  
8 are engaged in. Hopefully, we'll have a report  
9 for you -- if it's not October, it should be  
10 November. Is that right, Paul? Okay.

11 George Redmond, our friend and supporter for  
12 many, many years, he's ill and in the hospital.  
13 I don't know how serious the issues are, but we  
14 wish him well.

15 The next meeting is October 20. I think  
16 that's it. Oh, one last thing I want to report,

17 that is that the Narragansett Bay Commission has  
18 received numerous awards in the past. They  
19 continue to receive awards.

20 We have received, again, a Certificate of  
21 Achievement for Excellence in Financial Reporting  
22 from the Government Finance Offices Association.  
23 Pass that around. And I'd like to thank Karen  
24 Giebink and Leah Foster for all their efforts to

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1 demonstrate our excellence in that area of  
2 financial reporting. Anything else, Paul, that I  
3 missed?

4 MR. PINAULT: No, other than for  
5 the Commissioners who missed the slide show, the  
6 CSO Tunnel Construction. It takes about three or  
7 four minutes. If you want to stay, we'll show it  
8 again.

9 MR. CHAIRMAN: You know what? You  
10 should stay for this. It's really interesting.  
11 I don't think you'll be sorry. Having said that,  
12 New Business. Commissioner Montanari. Oh,  
13 you're leaving.

14                   **MR. PERKINS:** I read in the paper  
15                   where we gave the Providence City Fire Department  
16                   a million dollars for training and a new fire  
17                   truck.

18                   **MR. CHAIRMAN:** Yes.

19                   **MR. PERKINS:** What kind of fire  
20                   truck did they need for this tunnel project?

21                   **MR. CHAIRMAN:** There's been a  
22                   protracted discussion with the Providence Fire  
23                   Department over a period of maybe three years  
24                   since the -- since before the project began. It

1 seems as though that those communities throughout  
2 the country which have tunnel projects in their  
3 communities have formed an alliance with the  
4 local fire departments to provide them additional  
5 backup emergency services, and so on and so  
6 forth; and rather than hire fire fighters to be  
7 on the site constantly, we negotiated a situation  
8 where we provide them badly-needed equipment,  
9 which might be necessary in the event of a fire  
10 rescue. This is typical of matters -- contract

11 relationships with local fire departments  
12 throughout the country. Is it a regular fire  
13 truck?

14 MR. PINAULT: No. It's not a fire

15 -- it's an emergency response vehicle. So it has

16 -- I haven't seen it yet. It's at the fire

17 department. They have specialty equipment on

18 there for breathing apparatus, equipment to -- if

19 somebody was stuck down in the tunnel and they

20 had to rescue them -- if there was occasion to

21 get to them to bring them out.

22 Yesterday morning at 4:30 when that injured

23 worker went down, they had to send a crew down

**24      into the tunnel to put him in a basket and bring**

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**1      him back out. Fortunately, he was at the base of**  
**2      the shaft, so they didn't have to go almost a**  
**3      mile into the tunnel.**

**4            The city wanted initially \$3.6 million for**  
**5      equipment and training over the course of several**  
**6      years. We went up negotiating on just under a**  
**7      million dollars, which we felt was realistic for**

8 what they had to do as far as backup emergency  
9 response.

10 MR. CHAIRMAN: One of the reasons  
11 why we were able to mitigate that cost -- like  
12 the Director said, they had requested about \$3.6  
13 million; but we were able to encourage the union  
14 -- I hate to call them sand hogs -- to provide  
15 the training. They had the ability and expertise  
16 to provide that training inasmuch as they did the  
17 project in Boston. They were local, so they were  
18 able to provide that training. So we were able  
19 to mitigate that cost dramatically, less than  
20 one-third of the cost of what the request was.

21 So we're pretty proud to have them as a partner  
22 protecting the health and safety of our workers  
23 and --

24 MR. PINAULT: And employees.

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1 MR. CHAIRMAN: And employees. So  
2 hopefully, we'll be scheduling an event  
3 surrounding that truck soon. Mr. Lazieh.

4 MR. LAZIEH: Mr. Chairman,

5 realizing that is the first phase of this  
6 project, in subsequent phases is this going to be  
7 the norm, or is this going to take care of all  
8 the other phases?

9 MR. PINAULT: It will take care of  
10 all the phases in Providence.

11 MR. LAZIEH: Yeah, in Providence;  
12 but will there be other negotiations in other  
13 communities for the future?

14 MR. CHAIRMAN: Well, no one's  
15 called. Yeah. It doesn't mean that they won't.  
16 My guess is probably not. Inasmuch as main  
17 access -- all the main access, I think, is in

18 Providence. Wouldn't that be, Paul?

19 MR. PINAULT: Well, the third

20 phase if we build the second tunnel from

21 Providence to Pawtucket is about 10 to 12 years

22 away so --

23 MR. CHAIRMAN: That will be

24 somebody else's problem. Ask the next Chairman.

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1 All right. Okay. Anything else? Is there any

2 other commission, I mean?

3 MR. ANDRADE: Mr. Chairman, a

4 thought came to my mind during the Executive

5 Director's Report. When he mentioned the Bay

6 Commission had received over \$8 million from the

7 federal government, and I know that does not come

8 without a lot of work by the Chairman and,

9 especially, by the Executive Director in working

10 for these funds; and its all for the benefit of

11 our ratepayers, and I think that should be

12 acknowledged.

13 MR. CHAIRMAN: Thank you. I want

14 to give a lot of the credit due to Paul. He is

15 up there in the Lobby and having him on answers  
16 is great. And our Congressional Delegation,  
17 Republican and Democrat, have been very  
18 supportive of this agency and this project. So  
19 we thank them as well. Anything else?

20 MR. SALVADORE: Mr. Chairman, I am  
21 constantly fighting to try and stay organized,  
22 and I just wanted to say thank you for this  
23 little postal card. It really is a dynamite  
24 thing. I mean, it tells me the date of the

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1 meeting and the different committee meetings that  
2 I need to attend and their dates, and I just want  
3 to say, "Thank you".

4 MR. CHAIRMAN: Well, thank  
5 Jean-Marie. It's a great idea, and it was her  
6 idea. Okay. So further business?

7 MR. ROTELLA: Motion to adjourn.

8 MR. CHAIRMAN: We have a motion to  
9 adjourn.

10 MR. GUISTI: Second.

11 MR. CHAIRMAN: All right. Second.

**12 All those in favor say "aye." Any opposed? This**  
**13 meeting is adjourned. Thank everyone for coming**  
**14 today. We really appreciate it.**

**15 (Meeting adjourned at 11:37 A.M.)**

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**1                    C E R T I F I C A T E**

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**4**

**5            I, Shayla N. Fagnoli, Notary Public, do**

**6            hereby certify that I reported in shorthand the**

**7            foregoing proceedings, and that the foregoing**

**8            transcript contains a true, accurate, and**

9 complete record of the proceedings at the

10 above-entitled hearing.

11

12 IN WITNESS WHEREOF, I have hereunto set my

13 hand this 29th day of September, 2004.

14

15

16

17

18 SHAYLA N. FARGNOLI, NOTARY PUBLIC/COURT  
REPORTER

19 MY COMMISSION EXPIRES AUGUST 6, 2005.

20

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**24**

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