

1 STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
2 NARRAGANSETT BAY COMMISSION

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3

4 IN RE: MONTHLY BOARD MEETING OF THE COMMISSION

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6

7 DATE: NOVEMBER 15, 2006

TIME: 11:00 A.M.

8

NARRAGANSETT BAY COMMISSION

CORPORATE OFFICE BUILDING

9

ONE SERVICE ROAD

PROVIDENCE, RI 02905

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MEMBERS PRESENT:

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VINCENT MESOLELLA, CHAIRMAN

14

PAUL PINAULT, EXECUTIVE DIRECTOR

MICHAEL SALVADORE

15

THOMAS LAZIEH

R. DAVID CRUISE

16

JOHN MACQUEEN

LEO THOMPSON

17

ALAN NATHAN

JONATHAN FARNUM

18

BRUCE CAMPBELL

PATRICK CAINE

19

JOE KIMBALL

MIKE DiCHIRO

20

AL MONTANARI

ROBERT ANDRADE

21

RICHARD WORRELL

JOSEPH D'ANGELIS, ESQUIRE

22

23

RHODE ISLAND COURT REPORTING

747 NORTH MAIN STREET

24

PROVIDENCE, RI 02904

(401) 437-3366

1 (COMMENCED AT 11:03 A.M.)

2 THE CHAIRMAN: Good morning,
3 everyone, guests, commissioners. We will call
4 today's meeting, Wednesday, November 15, 2006
5 Board of Commissioners to order at 11:03. Welcome
6 everyone.

7 The first order of business, approval of
8 the previous minutes. Have all of our members had
9 an opportunity to review the previous minutes?
10 And if so, are there any comments, questions or
11 corrections on the previous minutes? Comments,
12 questions or corrections?

13 MR. LAZIEH: I make a motion to
14 approve the minutes.

15 THE CHAIRMAN: We have a motion
16 from Commissioner Lazieh to approve the previous
17 minutes.

18 MR. SALVADORE: Second.

19 MR. CAINE: Second.

20 MR. MONTANARI: Second.

21 THE CHAIRMAN: Seconded by
22 Commissioners Salvadore, Caine, and Montanari.
23 Discussion? Hearing none, all of those that are
24 in favor will say aye. Are there any opposed?

1 There are none opposed and the motion carries.

2 Next order of business, Item No. 3, Old
3 Business. Is there any old business to come
4 before the commission today? Old business?

5 Hearing none, moving right along, next
6 order of business is Item No. 4, which is the
7 presentation of Narragansett Bay Commission's
8 Annual Employees' Award. For purposes of
9 beginning the process, I'll call on our Executive
10 Director, Paul Pinault. Paul.

11 MR. PINAULT: Thank you,
12 Mr. Chairman. As you know, for years we've had
13 the Employee Excellence Awards and it's probably
14 one of the highlights for the year for me. You
15 know we have a great staff, and probably one of
16 the most difficult things we have every year is
17 for the directors to select who qualifies for the
18 excellence award from that division.

19 We used to do this at the Employee
20 Picnic, and I think this is probably the third
21 year we've moved it into the boardroom, which I
22 think it's good for the board to see and meet the
23 employees and hear their accomplishments, and also
24 vice versa, for the staff to see the board in

1 action.

2 But the Excellence Awards are presented
3 to one employee in the Executive Division, up to
4 two employees in Administration and Finance, and
5 Policy, Planning and Regulation, and up to three
6 employees in the Operations Division.

7 And this award distinguishes these
8 particular employees who stand out among their
9 colleagues, demonstrating excellence in their job
10 performance. And these particular awards are for
11 fiscal year 2006, which is for the period July 1,
12 '05 through June 30, '06.

13 I would like to call Ray Marshall, the
14 Deputy Director, forward for the Executive
15 Division award.

16 MR. MARSHALL: The Executive
17 Division, the Excellence Award this year goes to
18 our Chief Environmental Engineer, Phil Albert.
19 Phil, can you please come up here?

20 The reason we selected Phil is, among
21 other reasons, with nearly 40 years in the
22 wastewater field, Phil is a wealth of information
23 here at NBC. If you need new technology, a new
24 piece of equipment, some detailed analysis done,

1 Phil is always the guy that we go to for that type
2 of assignment.

3 In addition, he's had some outstanding
4 accomplishments working with the staff over at
5 Bucklin Point, with the contractors, the
6 subcontractors, and the manufacturers of the
7 equipment that was just installed to maximize the
8 facilities that we just spent 70 million dollars
9 on and have the very level of nitrogen level that
10 we need to accomplish. Phil is just dogged in his
11 determination to make things work right and to
12 make sure all the T's are crossed and the I's are
13 dotted.

14 In addition, he's been the in-house
15 coordinator on the Asset Management Program, which
16 is a significant management effort that we have
17 underway that will help us as we move into the
18 future with our capital planning. And he's been
19 our point man working with the Department of
20 Transportation and National Grid on the many
21 construction projects that we have all together,
22 so that there's a minimized amount of conflict
23 when we actually get out there in the field.

24 And lastly, he was the person who

1 pushed, applied for, and followed up on an
2 application process for rebates with National Grid
3 that resulted in \$285,000 in rebates on the
4 equipment that we installed at Bucklin Point
5 because of its low energy use. So, for all of
6 those reasons, I want you to help me congratulate
7 Phil Albert on this award.

8 MR. PINAULT: I'd like to ask
9 Karen to come up for Administration and Finance.

10 MS. GIEBINK: This year it's my
11 privilege and honor to award the Employee
12 Excellence Award for A & F to Brenda Smith.

13 Brenda has more than 20 years of
14 experience in Human Resources, even though she
15 doesn't look it. Her knowledge and experience and
16 attitude make her an invaluable employee to NBC.
17 She's an excellent resource to both managers and
18 employees, and she always is very willing to go
19 out of her way to find whatever information or
20 answer anyone needs.

21 Brenda's days are incredibly busy. She
22 has the honor and privilege of being responsible
23 for NBC's Workers' Comp. Program and FMLA, and
24 coordinating that with ADA and union contracts and

1 nonunion rolls and regulations.

2 She's also involved in administration of
3 NBC's multiple benefits programs and retirement
4 plans, including open enrollment and wellness.
5 She manages the random drug and alcohol testing
6 programs. And one of her key functions is making
7 sure that we're in compliance with federal and
8 state laws.

9 One of Brenda's gifts is her compassion
10 when dealing with employees and their families in
11 difficult situations. And I'm impressed when I
12 pop down into HR with how well she handles
13 complicated and sensitive personnel matters and
14 really balances the needs of both NBC and the
15 employee. And I think that's really one of her
16 finest attributes.

17 Despite the fact that she is constantly
18 interrupted and her phone rings nonstop, she
19 always keeps her composure and has a positive
20 attitude. She's a pleasure to work with and we're
21 lucky to have her here at NBC.

22 MR. PINAULT: I'll call Tom Uva,
23 Policy, Planning and Regulation.

24 MR. UVA: Good morning. Thank you

1 for attending today. Every year my managers make
2 recommendations to me on who they would like to
3 see get an Excellence Award and this is always one
4 of the toughest decisions that the director has to
5 make, but it's always one of the most fun
6 decisions we get to make.

7 Our first Employee Excellence Award in
8 the Division of Planning, Policy and Regulation is
9 presented to Cheryl Manger, laboratory chemist.
10 Cheryl is a critical member of our highly
11 technical laboratory team.

12 She's been able to bring new
13 technological equipment online in the laboratory
14 in a very short period of time, equipment that
15 she's never had any experience in dealing with.
16 She's optimized the performance of our new
17 state-of-the-art nutrient analyzer and new
18 state-of-the-art cyanide analyzing equipment,
19 allowing our laboratory to achieve a detection
20 level that has been unheard of in the past for the
21 NBC.

22 Although Cheryl is very modest about her
23 strong chemical background, her professionalism
24 and high quality of work is evident in the highly

1 accurate sample results she delivers for the
2 laboratory every day. Cheryl is a team player
3 with an excellent attendance record who always
4 displays professionalism in the high qualities
5 that we like to see from all NBC employees.
6 Congratulations, Cheryl.

7 The next person for our Environmental
8 Excellence Award is presented to a monitoring
9 technician in our Environmental Monitoring and
10 Data Analysis section, Jeffrey Tortorella. Jeff
11 is always positive and always take the initiative
12 to volunteer for overtime, new duties, and to
13 learn new and highly technical equipment used by
14 our monitoring staff.

15 His boating experience has been
16 invaluable to the NBC. He was a great resource in
17 designing the new equipment layout for the new
18 research vessel, RV Monitor, that we acquired last
19 year.

20 Jeff recently captained the NBC boat to
21 assist the URI Graduate School of Oceanography
22 researchers in recovering sophisticated monitoring
23 equipment from the bottom of Narragansett Bay, the
24 equipment that URI researchers were unable to

1 recover on a previous attempt.

2 He has routinely worked late to
3 accomplish sampling tasks in the most inclement
4 weather situations and he never declined an
5 opportunity to work extra hours to get the job
6 done, even working late on the night of his
7 surprise bachelor party to conduct quarterly plant
8 storm water monitoring required by the DEM.

9 He has worked throughout the night on
10 several occasions captaining the NBC research
11 vessel, Monitor, as part of our NBC monitoring
12 project that we're doing, actually Bay modeling
13 project, that we're doing with the URI Graduate
14 School of Oceanography.

15 On one occasion during the past year,
16 he's assisted the Interceptor Maintenance
17 Department, manning our rubber ducky inflatable
18 boat when our pump station was flooded out in
19 heavy rainstorms. During that occasion, the local
20 fire department asked his assistance when a postal
21 truck drove into the flood waters and became
22 stranded.

23 Jeff motored the inflatable raft out to
24 rescue the female postal delivery person, however,

1 she too was like Jeff and was dedicated and
2 wouldn't leave the mail in the truck unattended.

3 Jeff is a team player that truly loves
4 his job at the NBC and always proclaims to his
5 staff and supervisors that he loves his job and he
6 has the best job in the world. This is evidenced
7 by the fact that he has a perfect attendance
8 record and is never late to perform his duties.
9 Jeff, congratulations.

10 MR. PINAULT: Paul Nordstrom,
11 Director of Operations.

12 MR. NORDSTROM: First, I'd like to
13 start off by congratulating all of the winners.
14 In the Operations Division, we have three
15 recipients. And while I could go on and ad lib
16 and talk about all their attributes, it probably
17 would be appropriate for me to read from the
18 recommendations from their coworkers, because I
19 think that that, in itself, speaks highly of how
20 they're perceived in their own element.

21 The first recipient for the Excellence
22 Award in Operations is for René Ims. And I've got
23 to tell you, knowing her, she's hating every
24 second of this. I'll really lay it on for her.

1 René has worked at the Narragansett Bay
2 Commission's wastewater treatment facility at
3 Field's Point for seven years. She began her
4 tenure as a temporary clerk and is currently the
5 operations and maintenance clerk. René's
6 excellent organizational skills are top notch.

7 She organizes the Operations budget,
8 initiates purchase requests, tracks monthly
9 purchases, and pays bills for both the Field's
10 Point and Bucklin Point plants.

11 Additionally, it was René who developed
12 the format presently used to track capital
13 purchases throughout the NBC. Through this tool
14 which she developed, she tracks the timely
15 purchase of these large ticket items for both
16 facilities.

17 In addition, her close scrutiny of these
18 bills have resulted in significant saving for the
19 NBC on many occasions. René uses her
20 communication and mediation skills to handle the
21 most difficult customer service situations.

22 She also serves as secretary of the
23 Field's Point Safety Committee. She is a true joy
24 to work with. Congratulations, René, on this well

1 received award.

2 Again, reading from the recommendations
3 from coworkers, the second recipient from the
4 Operations and Engineering Division is Bill
5 Badger, process monitor at Bucklin Point. Bill
6 has been a loyal, conscientious and caring
7 employee of the NBC for over 18 years.

8 During this time, he's made several
9 contributions to the NBC, including training new
10 employees to work safely in sometimes harsh
11 situations which includes power outages, extreme
12 weather events, and equipment malfunctions.

13 His compassion towards his fellow
14 employees has always been commendable and his
15 openness to share his knowledge is admirable.
16 Bill demonstrates leadership as a process monitor,
17 a responsibility that he handles extremely well as
18 a team leader and true professional. His
19 extensive training and knowledge of the facility
20 gives him the confidence to deal with all
21 situations.

22 The NBC Bucklin Point facility has faced
23 many changes over the past 18 years, including new
24 management and an extensive new construction

1 project that was just completed.

2 During the construction stage, employees
3 from Operation were asked to express their ideas
4 and thoughts into the proposed plan for our new
5 plant by the construction engineers. Among those
6 employees, Bill's ideas were about the safety and
7 efficient operation for his fellow operators, and
8 the engineers listened.

9 When Bill is not working, he is a
10 dedicated family man with a wife and three sons.
11 He loves his Red Sox, regardless of their
12 standings, and he loves to play golf. Bill enjoys
13 spending time on weekends with his grandchildren
14 and family. Congratulations, Bill.

15 Our third award goes to Jack Fascitelli,
16 control systems technician. Jack has also been
17 with us a while. He joined NBC 17 years ago with
18 a philosophy to always leave his work area in
19 better than he found it. His performance in the
20 past 17 years has shown that he's not only a
21 philosopher, but also an achiever.

22 And within the Operations Division, he's
23 been here long enough that as far as I know, he's
24 the first repeat recipient, having won the award

1 back in 1993 when he was an operator.

2 Because of his plant knowledge, his
3 inquisitive nature and his operational knowledge
4 of computers, Jack has been immensely valuable as
5 the NBC has become a fully automated 21st century
6 agency. He has created his own niche, developing
7 the computer screens and control strategies which
8 have allowed for the automation of additional
9 plant equipment. In addition to his technical
10 skills, Jack has also impressed us as a supervisor
11 and decision maker on the times he has stepped in
12 to supervise the various shifts.

13 Now, Jack has joined in on one of NBC's
14 newest and most important challenges, asset
15 management. His work on this will be essential to
16 the NBC on the agency-wide Asset Management
17 Program. For all those reasons, as well as his
18 excellent work attitude and exemplary attendance,
19 I am pleased to award Jack the Employee Excellence
20 Award.

21 MR. PINAULT: One more award.
22 Last, but not least, the Employee of the Year.
23 The Employee of the Year is presented to one
24 Commission employee who has exhibited outstanding

1 work performance, serving as a role model for
2 years. The Employee of the Year for fiscal year
3 2006 is Cecille Antonelli, Human Resources
4 Manager.

5 Three years ago Cecille won an
6 Excellence Award in the Administration & Finance
7 Division. It was very well deserved, but Cecille,
8 being the modest person that she is, wasn't too
9 thrilled about being singled out for an award.
10 Cecille, I'm sorry to tell you that we're doing it
11 again today.

12 Cecille began working at the NBC at the
13 Field's Point plant, working directly for Carmine
14 Goneconte, which is a chore in itself, as René can
15 attest.

16 Thanks to her excellent performance and
17 her impeccable work ethic, she was promoted in a
18 position to the Accounting Department. Having
19 worked so well in this position, she was promoted
20 to Human Resource Manager. Under her management,
21 the Human Resource section has flourished. No
22 longer is anyone hesitant to contact her for
23 information on just about anything.

24 One of her fellow employees says,

1 "Cecille always makes you feel comfortable and
2 assured that her door is always open." We all
3 think that Cecille truly exemplifies the values we
4 respect and admire at the NBC; therefore, we all
5 commend her with the Employee of the Year Award.

6 THE CHAIRMAN: I am certain that
7 the executive director thinks that the award
8 ceremony has concluded, but today, today, I would
9 like to inform our guests and employee that as
10 they probably know, in the past, there has been a
11 Chairman's Award which is presented to an
12 outstanding employee or staffer who exemplifies
13 all the qualities that are bestowed on
14 Narragansett Bay Commission through all of your
15 efforts.

16 Unfortunately, today, we have no
17 candidate to receive that award; however, hence
18 forth, there will be a new award, beginning today,
19 that will be called the Board of Commissioners
20 Award. Now, prior to today, commissioners had no
21 active role in selecting an individual to receive
22 such an award. So today we're going to begin a
23 process whereby the Board of Commissioners, at any
24 time during the course of a year, this is not an

1 annual award.

2 Any time that an individual they feel,
3 any of the commissioners feel is deserving of such
4 an award, they can make such a nomination who will
5 be referred to a yet to be named committee for
6 consideration and then voted on by the entire
7 board for recognition of that individual.

8 However, today, the chairman has taken
9 the liberty to nominate an individual who he feels
10 is qualified to receive such recognition. And I
11 would just like to, before I make that nomination,
12 read some of the achievements of the recipient.

13 This recipient worked for the
14 Narragansett Bay Commission since 1982, when he
15 was hired as assistant director for Construction
16 and Grants. He became a deputy director in 1988
17 and advanced to the position of executive director
18 in 1991.

19 As executive director, he acted as the
20 chief operating officer and was responsible for
21 the administration and management and the
22 direction of affairs and the business activities
23 of the state's largest wastewater treatment
24 facility.

1 During his leadership, the Narragansett
2 Bay Commission acquired the state's second largest
3 wastewater treatment facility, the Bucklin Point
4 facility, in 1992. Field's Point Wastewater
5 Treatment Facility was selected by the United
6 States Environmental Protection agency as the best
7 operated and maintained large secondary facility
8 in the country for 1995 and the winner of the
9 National Excellence Award.

10 He served as secretary to the
11 Narragansett Bay Commission's 23 members, not an
12 easy task, especially with the current chairman.
13 Served as president of the National Association of
14 Clean Water Agency, now NACWA, Board of Directors,
15 now chairs the Wastewater Infrastructure Funding
16 Task Force.

17 He holds a master's degree in
18 Environmental Engineering from Northeastern
19 University and a bachelor's degree in Civil
20 Engineering from the University of Massachusetts
21 at Dartmouth, a registered professional engineer
22 in the state of Rhode Island. Named Engineer of
23 the Year by the Rhode Island Society of
24 Professional Engineers in 1995.

1 He's the recipient of the Chairman's
2 Award by the Narragansett Bay Commission in 1998.
3 He's a member of the board of directors of UMass
4 Dartmouth, 1992 to 2002, and a member of the board
5 of directors of Pawtucket Credit Union.

6 I know that this mystery man is all
7 known to you, but he's especially known to me.
8 I've had the pleasure and honor to serve with him
9 for 28 years, and the last 15 years as chairman.
10 He has earned the respect and admiration of
11 friends and staff and commissions alike.

12 And today, it is with great pride and a
13 privilege for me to offer the first Board of
14 Commissioners Award for Recognition to the mystery
15 man, Paul Pinault. I would also like to take this
16 opportunity to recognize his wife Gail, his son
17 Christopher, and Mr. and Mrs. Pinault who are with
18 us today.

19 I want to thank you so much for putting
20 up with me and my calls in the middle of the
21 night, Gail, and thank you for lending us this
22 fine gentleman. We love him. Okay. If I could
23 just ask the award winners and families to step
24 outside for a photo opportunity, it would really

1 be appreciated. And thank you very much,
2 everyone, friends and family, for coming today.

3 Getting back onto the agenda, I would
4 like to just also, in the emotion of the matter, I
5 forgot to recognize Paul's other son Andrew.
6 Where is he? Handsome devil. Sorry. Flew all
7 the way in from Nevada to be here with us today.

8 Okay. Moving right along, I know some
9 of our commissioners are on a schedule, so the
10 next order of business is the Executive Director's
11 Report. Mr. Secretary, do you have a report for
12 us today?

13 MR. PINAULT: Yes, I do, Mr. Chairman.

14 THE CHAIRMAN: Then proceed.

15 MR. PINAULT: First of all, I'd
16 like to thank the board for this award. It means
17 a lot. My monthly report is in your packet. I'll
18 be very brief due to the hour, but basically for
19 the month of October, both plants ran extremely
20 well as you can see on the first page.

21 On the third page under Interceptor
22 Maintenance Activities, we note that there were no
23 dry weather overflow events for the month for the
24 third month in a row which is a good thing, even

1 though we have our wet weather.

2 Pages 8 and 9, the summary of
3 construction, the main spine tunnel is 95 percent
4 complete percent complete and on schedule. The
5 tunnel pumping station is 17 percent complete, on
6 schedule. Going to page 10, top of page 10.

7 We did open bids on the Hartford,
8 Sheridan, Oxford and Vandewater Street Sewer
9 Repair Project. The bids had a big spread. The
10 low bidder has asked to withdraw, seeing that he
11 made a mistake in his bid. And staff is
12 evaluating that now, and we'll make a
13 recommendation at the December 13th meeting on how
14 to proceed with that.

15 Top of page 11, Finance. As Karen
16 mentioned, there's a Finance Committee. With 33
17 percent of the fiscal year having gone by, we're
18 spending at a rate of 30 percent, below budget.
19 Shows Personnel, 243 positions filled. And the
20 attachments are there, monthly financial
21 statements, all of the project schedules and all
22 of the change order logs. So if anyone has any
23 questions, they can feel free to contact me.

24 THE CHAIRMAN: Are there any

1 questions regarding the executive director's
2 report? Hearing none, moving right along.

3 Next item, the committee reports and
4 action items resulting. The first committee
5 reporting is the Finance Committee. Do you have
6 a -- Commissioner Andrade, do you have a report?

7 MR. ANDRADE: Yes, I do,
8 Mr. Chairman.

9 THE CHAIRMAN: Proceed.

10 MR. ANDRADE: The Finance
11 Committee had two items for action, two
12 resolutions which were explained in detail by
13 Karen, so I'll just motion the motion to approve
14 the first one, which is review and approval of
15 Resolution 2006:39, Adoption and operation of the
16 Maintenance Reserve Fund.

17 And I would imagine if there were any
18 questions, they could be asked about after the
19 motion, Mr. Chairman. So I would like to make
20 that motion.

21 THE CHAIRMAN: Motion to approve
22 Resolution 2006:39, Adoption and operation of
23 Maintenance Reserve Fund/Policy.

24 MR. DiCHIRO: Second.

1 THE CHAIRMAN: We have a second by
2 Commissioner DiChiro. Discussion? Further
3 discussion? Hearing none, all of those in favor
4 will say aye. Are there any opposed? There are
5 none opposed and the motion carries. Next?

6 MR. ANDRADE: Next item was the
7 review and approval of Resolution 2006:40,
8 Authorization to change the provider of trustee
9 services. Again, I'd like to make that motion to
10 approve that, Mr. Chairman.

11 THE CHAIRMAN: We have a motion to
12 approve Resolution 2006:40, Authorization to
13 change the provider of trustee services.

14 MR. LAZIEH: Second.

15 THE CHAIRMAN: Seconded by
16 Commissioner Lazieh. Discussion on the matter?
17 Is there discussion on this matter? Hearing none,
18 all of those that are in favor will say aye. Are
19 any opposed? There are none opposed and that
20 motion carries. Do you have further business,
21 Mr. Chairman?

22 MR. ANDRADE: No further reports
23 from the committee, Mr. Chairman.

24 THE CHAIRMAN: Hearing none, next

1 committee reporting is the Construction,
2 Engineering and Operations Committee.
3 Commissioner Salvadore, do you have a report
4 today?

5 MR. SALVADORE: Thank you,
6 Mr. Chairman. We met this morning at 9:30. We
7 have two items for the commissioners' review. One
8 is not on your agenda, which I will discuss and
9 explain later.

10 The first is review and approval of
11 Resolution 2006:41, Authority to advertise for
12 bids on Contract 907.00C for laboratory heating,
13 ventilation and air conditioning improvements. We
14 recommend passage, Mr. Chairman.

15 THE CHAIRMAN: We have a motion,
16 pass Resolution 2006:41, Authority to advertise
17 for bids, Contract 907.00C for laboratory HVAC
18 improvements; is there a second?

19 MR. MACQUEEN: Second.

20 MR. ANDRADE: Second.

21 MR. MONTANARI: Second.

22 THE CHAIRMAN: Second Commissioner
23 MacQueen, Commissioner Andrade and Commissioner
24 Montanari. Further discussion on the motion?

1 MR. WORRELL: By way of a
2 question, the estimated construction cost is 1.6
3 million; who is it that made this estimate?

4 THE CHAIRMAN: Design engineer.

5 MR. WORRELL: Design engineers.

6 MR. PINAULT: The engineers that
7 designed the plans and specifications, part of
8 their scope is to give us an estimate of what they
9 think it is going to cost. And now we go out to
10 bid and we'll find out exactly what it will cost,
11 based on the bidding process.

12 THE CHAIRMAN: It's just an order
13 of magnitude.

14 MR. WORRELL: These are outside
15 engineers that we bring in?

16 MR. PINAULT: Yes.

17 MR. WORRELL: Can you tell me the
18 name of the engineering firm?

19 MR. PINAULT: Yes. As noted in
20 the Resolution, in January of '05 we went out for
21 qualifications and proposals, and CDM was hired to
22 design the HVAC improvements for the lab because
23 they had the most expertise and the best proposal.

24 MR. WORRELL: Okay. Thank you.

1 THE CHAIRMAN: We have a motion,
2 we had a second, we had some discussion; further
3 discussion? Further discussion? Hearing none,
4 all of those that are in favor will say aye. Are
5 there any opposed? There are none opposed and the
6 motion carries. Commissioner Salvadore, you have
7 a second motion?

8 MR. SALVADORE: Mr. Chairman and
9 members of the Board of Commissioners, for
10 25 years we've been going through this exercise of
11 coming to the board and asking for authority to
12 advertise for bids.

13 We do advertise for the bids and
14 ultimately when we get the bid, then we're back to
15 the board again for the authority to accept or
16 deny the bids.

17 The Construction Engineering and
18 Operations Committee is asking this Board of
19 Commissioners to allow us to circumvent that
20 authority to advertise. I mean, it's really --
21 it's very simple. We're still coming back to the
22 board for the authority to award the bid.

23 The authority to advertise for bids, if
24 we were to eliminate that would certainly speed up

1 the process and the work that we have to do. So
2 Commissioner Andrade, if you would please put that
3 motion into words, we would greatly appreciate
4 that.

5 MR. ANDRADE: Yes, Commissioner.
6 I'd like to make a motion that the Board of
7 Commissioners CEO Committee no longer is required
8 to approve a resolution to advertise for bids and
9 that that resolution is passed by the Board of
10 Commissioners.

11 THE CHAIRMAN: Thank you. Okay.
12 We have a motion to eliminate the process of
13 asking for authority to advertise for bids. It's
14 redundant and it's really unnecessary and it
15 occasionally costs us time and delay. So it's a
16 redundant process, so we have a motion to
17 eliminate this process.

18 MR. MONTANARI: Second.

19 THE CHAIRMAN: It's seconded by
20 Commissioner Montanari, is there any discussion on
21 this motion? Commissioner Worrel.

22 MR. WORRELL: There must been some
23 pros in favor of why you did it for 25 years;
24 could you comment on that?

1 THE CHAIRMAN: It is just a
2 process that was initiated some 25 years ago
3 through a committee process where staff would just
4 come and ask for authority to advertise for bids.

5 But the process is such that even when
6 you receive the bid, it stills need a formal board
7 action and board review and it just seems to be
8 unnecessary and redundant. So just in the essence
9 of time, we just thought we'd eliminate it. It
10 becomes a staff activity. They can advertise a
11 project for a bid.

12 And you raised an issue a little earlier
13 regards where do these estimates come from?
14 They're educated guesses. They're devised either
15 by outside vendors or in-house vendors. This
16 would even assist in that process as well by
17 getting an order of magnitude for future
18 contracts. Any contract that needs to be awarded
19 still needs to come before the board for approval.
20 Commissioner Campbell.

21 MR. CAMPBELL: Do you think
22 there's any value in having that early knowledge
23 of bids going out? Maybe somebody has some
24 comments?

1 THE CHAIRMAN: I think most of
2 what you're seeing by authority to advertise by
3 bids, my guess is most of it is contained within
4 the CIP Program anyway. There might be something
5 that extraneous to that that might come up, but
6 most of what you see is already contained in the
7 five-year capital improvement program. So I'm
8 sure that if you look at all of the authority to
9 advertise that we've gone through.

10 MR. ANDRADE: I think the original
11 order, in order to order, we fell under State
12 purchasing. And before they could put a project
13 out to bid, I think they needed the board's
14 approval to sanction that they were doing the
15 right thing.

16 THE CHAIRMAN: I think that's
17 true. Further discussion, Commissioner Worrell?

18 MR. WORRELL: Have we got any
19 legal opinions whether we're still bound by that;
20 is that a legal requirement?

21 THE CHAIRMAN: We've been out of
22 the process for how many years?

23 MR. ANDRADE: Ten years.

24 THE CHAIRMAN: At least ten years.

1 MR. WORRELL: So we're not subject
2 to that State purchasing?

3 THE CHAIRMAN: Well, we're subject
4 to the process, but not to the State.

5 MR. WORRELL: We do our own
6 process?

7 THE CHAIRMAN: We don't go through
8 State purchasing any more. We do it in-house, but
9 we still observe the process for procurement that
10 the State does. Is that clear enough?

11 MR. PINAULT: I just wanted to
12 clarify, all this would be doing is eliminating
13 the approval to place an ad in the paper. And
14 what happens sometimes, obviously we don't have
15 meetings in July and August, and if we miss and we
16 have to delay a project 60 or 90 days before we
17 get the authority in September and we put it out
18 to bid for usually 30 days, analyze the bids,
19 bring it back to the board and committee for
20 review of the bids, make an award.

21 And then it's another 60 days before
22 they get their EEO approval, an MBE approval, get
23 their bonds, insurance. So, I mean it's a whole
24 process. It's a long process. So what

1 Commissioner Salvadore is saying just to eliminate
2 the approval, saying it's okay to put an ad in the
3 paper basically is all we're doing because the
4 board and the committee will still have the final
5 say as to who gets the contract.

6 And we follow the State procurement. We
7 have adopted rules and regs in conformance with
8 State procurement policies and procedures. We're
9 in full compliance. So hopefully, that answers
10 your question.

11 MR. SALVADORE: At our September
12 meeting, if you recollect after summer vacation,
13 we came back and we had at CEO, we had about 10 or
14 12 items. And we would have been in a better
15 position to move these things along, had we had
16 this in place. Nothing is really going to change.
17 We'll be back to you when it comes to the bidding
18 process. We're just looking for this authority to
19 speed things up a little bit.

20 THE CHAIRMAN: I think with
21 reference to Commission Campbell's concern,
22 perhaps it would be prudent that once staff goes
23 through the process of advertising for bids that
24 it be noticed so that we can report it at the

1 board meeting.

2 MR. PINAULT: It will be done in
3 the monthly report.

4 THE CHAIRMAN: Okay. So this way,
5 by way of notice, it will take care of your
6 concern, okay?

7 MR. CAINE: Mr. Chairman, if I
8 may, just a quick question? I think, it is
9 already contained, Paul, in the monthly report
10 anyway.

11 MR. PINAULT: In the monthly
12 report are the project schedules and it shows the
13 first time it was advertised for bid and it shows
14 the schedule date and the actual date, for every
15 project. And you get that every month.

16 MR. CAINE: That's what I thought.
17 It's in there anyway, so we know what's going on.

18 THE CHAIRMAN: Is there further
19 discussion on this matter? Further discussion?
20 We have a second by Commissioner Montanari and
21 Commissioner DiChiro, so further discussion?
22 Hearing none, all of those in favor will say aye.
23 Are there any opposed? There are none opposed and
24 the motion carries. Do you have a further report,

1 Commissioner Salvadore?

2 MR. SALVADORE: That concludes the
3 CEO report, Mr. Chairman.

4 THE CHAIRMAN: Thank you.

5 Personnel Committee?

6 MR. PINAULT: No report.

7 THE CHAIRMAN: Legislative
8 Committee?

9 MR. PINAULT: No report.

10 THE CHAIRMAN: Rules and
11 Regulations, Commissioner Lazieh.

12 MR. LAZIEH: Yes, Mr. Chairman,
13 thank you. The Rules and Regulations Committee
14 met earlier this morning at a time still to be
15 determined and acted on and approved Resolution
16 2006:42, Approval of amendments to Narragansett
17 Bay Commission's Rules and Regulations for use of
18 wastewater treatment facilities within the
19 Narragansett Bay Commission's district.

20 Those rules and regulations were
21 previously presented at a meeting of the Rules and
22 Regulations Committee on September 27th. They
23 were advertised. The public hearing was held on
24 October 30, 2006 and the public was invited to

1 present any further written comments up until
2 November 3rd.

3 As of this time, there has been no
4 comments or objections to the proposed rules and
5 regulations. The committee voted to approve, and
6 we so recommend to the full commission, approval
7 of the rules and regulations.

8 THE CHAIRMAN: Motion?

9 MR. LAZIEH: Motion to approve,
10 Mr. Chairman.

11 THE CHAIRMAN: We have a motion to
12 approve Resolution 2006:42, Amendments to the
13 rules and Regulations. Do I have a second?

14 MR. SALVADORE: I'll second that.

15 THE CHAIRMAN: We have a second by
16 Commissioner Salvadore. Discussion? Further
17 discussion? Hearing none, all of those that are
18 in favor will say aye. Are there any opposed?
19 There are none opposed and that motion carries.

20 MR. LAZIEH: There is no other
21 business before us.

22 THE CHAIRMAN: Thank you. Next
23 committee reporting is the Long-Range Planning
24 Committee, Commissioner Cruise. Do you want me

1 to?

2 MR. CRUISE: Yes, due to my
3 tardiness.

4 THE CHAIRMAN: Long-Range Planning
5 Committee met earlier today to review and approve
6 amendments to the Narragansett Bay Commission's
7 Strategic Plan.

8 We had a presentation by our deputy
9 director, Tom Uva, regarding changes on our
10 Strategic Plan, which resulted in more of an
11 updating and modernizing of the plan. Tom, is
12 there anything specific you would like to add?

13 MR. UVA: No, Mr. Chairman. The
14 plan was updated, some general housekeeping to
15 incorporate some new initiatives and update some
16 projects that were ongoing.

17 THE CHAIRMAN: The Strategic Plan
18 is contained within your packet. It's enjoyable
19 reading and I'd advise you to read it. So having
20 said that, the chair would move that we approve
21 Resolution 2006:43. I'm sorry, there's a motion
22 by Commissioner Cruise to approve Resolution 2006:43.

23 MR. LAZIEH: Second.

24 THE CHAIRMAN: Seconded by

1 Commissioner Lazieh. Discussion? Hearing none,
2 all of those that are in favor will say aye. Any
3 opposed? There are none opposed and the motion
4 carries. That concludes the business of the
5 Long-Range Planning Committee. Next, CAC Committee.
6 Harold.

7 MR. GADON: Thank you,
8 Mr. Chairman. Our CAC meeting was held on
9 November 8th with a quorum present. We were
10 honored to have Paul Pinault present for the last
11 CAC meeting he would attend.

12 Paul has been a strong supporter of the
13 CAC. We will miss him as all will. He did give
14 us a brief history of the CAC and how we worked
15 together for the benefit of all. As he left, we
16 gave him a well-deserved standing ovation.

17 We then discussed the staff reports in
18 addition to nitrogen limits, and also Greenwich
19 Bay, especially to the sewer tie-ins in Warwick to
20 eliminate septic systems. The more that is done
21 in other areas that have an effect on the
22 Narragansett Bay and the NBC, the better off we'll
23 all be.

24 Although Warwick is not in the NBC

1 district, processed water by our treatment plant
2 does flow by Warwick and we tend to get blamed for
3 all misfortunes occurring in the Bay. We also
4 discussed Big River Water Project that has been
5 stopped. This may be getting some more attention.

6 At our next meeting on December 6th, we
7 expect to have Karen enlighten us on her excellent
8 reports with regard to Finance. And we're anxious
9 to hear the next report.

10 THE CHAIRMAN: Thank you, Harold.

11 Before we move on to Item No. 8, which is the
12 Executive Director's Search Committee Report,
13 Personnel. It occurred to me when we concluded
14 the presentation of the Board of Commissioners'
15 Award that I preempted the board with regard to
16 the vote in the emotion of the process.

17 So, for the record, I would like to move
18 that the first Board of Commissioners' Award be
19 presented to Executive Director Paul Pinault.

20 MR. CAMPBELL: Second.

21 MR. ANDRADE: Second.

22 THE CHAIRMAN: Seconded by
23 Commissioner Campbell, Commissioner Andrade.

24 MR. ANDRADE: I'd like to make it

1 a unanimous second on that.

2 THE CHAIRMAN: We have a motion to
3 make the recommendation unanimous by the board of
4 directors, and once again -- let's take the vote.

5 All in favor will say aye; is there anybody
6 opposed? All right. No one is opposed. Thank
7 you very much. Paul, again, congratulations.

8 All right. Moving right along.
9 Personnel Committee. The Executive Director's
10 Search Committee. Commissioner Campbell.

11 MR. CAMPBELL: As chairman of the
12 Personnel Committee, I'd like to go through this
13 memo related to the recommendation of the
14 candidate and then we'll take a vote.

15 As you are all aware, at a special
16 meeting of the Board of Commissioners which was
17 held on August 22nd, Executive Director Paul
18 Pinault submitted his resignation to the board,
19 noting that he would be leaving the first of next
20 year.

21 At the meeting, Chairman Mesollella
22 appointed an Executive Director Search Committee
23 made up of members of the executive committee,
24 Chairman Mesollella, Vice-Chairman Rotella,

1 Treasurer Andrade, along with the chair of the
2 Personnel Committee, Bruce Campbell, and the chair
3 of the CEO Committee, Mike Salvadore.

4 It was agreed at that time that the
5 committee would meet on September 5th to discuss
6 the schedule and procedures for replacement of the
7 executive director.

8 At the September 5th meeting, the
9 committee agreed that it was imperative that they
10 expedite the process so a new executive director
11 could be selected to prior to the departure of
12 Paul Pinault so that there would be a period for
13 training and a smooth transition.

14 At the September 5th meeting, the job
15 description for the executive director was
16 reviewed, along with an advertisement for the
17 position and a schedule for the replacement
18 process.

19 The schedule called for placing
20 advertisements in the Sunday Providence Journal,
21 the Boston Globe on September 10, 2006, and
22 placing an add on the National Association of
23 Clean Water Agency's web site for a period of five
24 weeks with applications being received on Friday,

1 October 13, 2006.

2 THE CHAIRMAN: Hope that's not an
3 omen.

4 MR. CAMPBELL: We didn't make any
5 decisions on that part. The committee also agreed
6 to meet the week of October 16th to screen the
7 applicants received, to schedule interviews with
8 the short list of candidates.

9 The committee met on October 18th to
10 review all the applications and to select which
11 candidates would be interviewed and to select
12 dates for the proposed interviews.

13 Thirty-one applications were received
14 for the position by the deadline, seventeen from
15 Rhode Island, eight from Massachusetts, one from
16 New York, Nebraska, Missouri, Pennsylvania,
17 Virginia and Ontario, Canada. All of the
18 applications were reviewed, comparing the job
19 requirements and duties to the education and
20 experience of the applicant.

21 After selecting the candidates to be
22 interviewed, the committee agreed to conduct
23 interviews on November 3rd and November 6th.
24 During the next two-and-a-half weeks, members of

1 the committee, with the assistance of Paul
2 Pinault, prepared a list of standardized questions
3 to ask each of the applicants at the interviews.

4 On November 3rd, the following
5 candidates were interviewed with all members of
6 the committee, that is the Selection Committee, in
7 attendance; Ray Marshall, Laurie Cullen, Eric
8 Schweizer, and Joseph Abbate. On November 6th,
9 the final candidate, Robert Game, was interviewed.

10 In addition to the five committee members,
11 Commissioner Thompson also sat in on this
12 interview.

13 After the interviews were completed, all
14 members of the committee deliberated to discuss
15 the strengths and weaknesses of each candidate.

16 After lengthy debate, the committee voted
17 unanimously to recommend Ray Marshall, Deputy
18 Director of the Narragansett Bay Commission to
19 replace Paul Pinault as our executive director.

20 Therefore, the members of the Executive
21 Director Search Committee, hereby request that the
22 board approve our proposed recommendation. And I
23 will move that we approve Ray Marshall to be the
24 next executive director.

1 THE CHAIRMAN: Thank you,
2 Commissioner Campbell. You've all heard the
3 recommendation of Commissioner Campbell, Chairman
4 of the Personnel Committee. He's explained to all
5 of the commissioners the process which was
6 undertaken by the Search Committee. We have a
7 motion to offer a position for executive director
8 to Ray Marshall, our current deputy director. The
9 motion needs a second.

10 MR. SALVADORE: I'll second it
11 with great pride.

12 THE CHAIRMAN: We have a second by
13 Commissioner Salvadore, Commissioner Thompson,
14 Commissioner Andrade, Commissioner Kimball,
15 Commissioner Montanari, Commissioner Cruise,
16 Commissioner MacQueen, Commissioner Lazieh,
17 Commissioner Worrell, Commissioner Nathan.
18 Further discussion on the nomination? Discussion
19 on the nomination for executive director? Hearing
20 none, all of those that are in favor will say aye.
21 Are there any opposed? There are none opposed.
22 The motion carries. Congratulations. You have
23 the floor.

24 MR. MARSHALL: If I need to say

1 it, I accept. I want to thank the Search
2 Committee for recommending me, for the board
3 voting me, I'd like to thank Paul for all the work
4 that Paul allowed me to participate in that put me
5 in a good position to make a good presentation
6 before you.

7 And with the great staff and supportive
8 board, I'm sure that we can continue the great
9 work that we've done under Paul's leadership. I
10 know I have big shoes to fill. And I'm going to
11 work as hard as I can and with all of you helping
12 me, hopefully we can approach what Paul has
13 accomplished. And thank you. And if there's
14 anything you need from me, just give me a call.
15 That's it.

16 THE CHAIRMAN: Thank you, Ray.

17 MR. CAMPBELL: Moving right along
18 as our chairman is wont to say. We have one other
19 item to consider here. It is our intent to have
20 Ray work closely with Paul prior to Paul's
21 departure so that we can ensure that there is a
22 smooth transition.

23 In addition, the committee is of the
24 opinion that it would be prudent for the NBC to

1 work out a contract arrangement with Paul so that
2 he is available to consult with us on an as needed
3 basis after he leaves.

4 We feel that there will be many times
5 when we will need to seek his advice and counsel;
6 therefore, we also recommend that the board give
7 authority to Chairman MESSOLLELLA to negotiate an
8 appropriate agreement with Paul PINAULT. And I
9 move that the board give the authority to the
10 chairman to negotiate with Paul.

11 THE CHAIRMAN: We have a motion.

12 MR. SALVADORE: Second.

13 MR. DiCHIRO: Second.

14 THE CHAIRMAN: And a second. We
15 have a motion and second. Discussion?

16 MR. LAZIEH: Lifelong
17 consultation?

18 THE CHAIRMAN: If I had my
19 druthers, yes. Further discussion? Hearing none,
20 all of those in favor say aye. Are there any
21 opposed? There are none opposed and the motion
22 carries. Congratulations, Ray, and thank you,
23 Paul. Moving right along. Executive Committee
24 report. We're at that time. The Executive

1 Committee has no report except to say that our
2 next meeting will be held on December 13th at
3 which time we'll have our traditional holiday
4 luncheon.

5 I would, for many reasons,
6 enthusiastically ask that as many commissioners be
7 present for this meeting as possible. And it's
8 always a wonderful event where we can have
9 additional time with each other just to chat for
10 the holiday. And that concludes the report.

11 Under Item No. 7, New Business, is there
12 any new business to come before the committee?
13 New business of any kind to come before the
14 Commission? Anyone? Hearing none, Commissioner.

15 MR. SALVADORE: Move to adjourn.

16 THE CHAIRMAN: We have a motion to
17 adjourn by Commissioner Salvatore.

18 MR. CAINE: Second.

19 MR. LAZIEH: Second.

20 MR. CAMPBELL: Second

21 THE CHAIRMAN: Seconded by
22 Commissioner Caine, Commissioner Lazieh, and
23 Commissioner Campbell. Any discussion on the
24 motion to adjourn? Hearing none, all in favor say

1 aye. Opposed. There are none. The motion
2 carries. We are adjourned. Thank you all very
3 much for attending today's meeting, and Happy
4 Thanksgiving.

5 (ADJOURNED AT 12:03 A.M.)

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CERTIFICATE

I, Claudia J. Read, Notary Public, do hereby
certify that I reported in shorthand the foregoing
proceedings, and that the foregoing transcript
contains a true, accurate, and complete record of
the proceedings at the above-entitled hearing.

IN WITNESS WHEREOF, I have hereunto set my
hand this 2nd day of December, 2006.

CLAUDIA J. READ, NOTARY PUBLIC/CERTIFIED COURT REPORTER
MY COMMISSION EXPIRES NOVEMBER 2, 2008.