

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

3 In Re: Monthly Board Meeting of the Commission

4 DATE: June 23, 2010
5 TIME: 11:00 a.m.
6 PLACE: Narragansett Bay Commission
Corporate Office Building
One Service Road
Providence, RI 02905

7 PRESENT:

- 8 Vincent Mesolella, Chairman
- Raymond Marshall, Secretary–Executive Director
- 9 Robert Andrade, Treasurer
- Joseph DeAngelis, Esquire
- 10 Richard Burroughs
- Bruce Campbell
- 11 Michael DiChiro
- Jonathan K. Farnum
- 12 Ronald Leone
- Joseph Kimball
- 13 Alan Nathan
- Michael Salvatore
- 14 Richard Worrell

15 ALSO PRESENT:

- 16 Al Andrade, NBC
- 17 Katie Archambault, NBC
- Rich Bernier, NBC
- 18 Kerry Britt, NBC
- Francie Brown, NBC
- 19 Bill Beaudry, NBC
- David Brouillard, NBC
- 20 Diane Buerger, NBC
- Sal Caparelli, NBC
- 21 Clara Casimiro, NBC
- Sam Celone, NBC
- 22 Amy Chabot, NBC
- Anamaria Clarkin, NBC
- 23 Christine Comeau, NBC
- Jamie Cook, NBC
- 24 Stephen Cote
- Harold Gadon, CAC

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1 ALSO PRESENT, cont.

- 2 Linda George, Senate Fiscal
Karen Giebink, NBC
- 3 Angelina Glater, NBC
Ron Goodinson, NBC
- 4 Jennifer Harrington, NBC
Amanda Henry, NBC
- 5 Laurie Horridge, NBC
Rene Ims, NBC
- 6 Brian Lalli, NBC
Stephen Lallo, NBC
- 7 Joe LaPlante, NBC
Anthony J. Lena, NBC
- 8 Pamela Luey, NBC
Jane Luu, NBC
- 9 Joanne Maceroni, NBC
Cheryl Manger, NBC
- 10 Mario Martone, NBC
John Motta, NBC
- 11 Karen Musumeci, NBC
Cheryl A. Pescarino, NBC
- 12 Joe Pratt, Louis Berger Group
Vincent F. Ragosta, Jr., NBC
- 13 Joyce Ranger, NBC
Christine Roberts, NBC
- 14 Joseph Roberts, NBC
Deborah Samson, NBC
- 15 John Schupp, NBC
Robin Simoes, NBC
- 16 Thomas Uva, NBC
Catherine Walker, NBC
- 17 Barry Wenskowicz, NBC
John Zuba, NBC

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1 (MONTHLY BOARD MEETING COMMENCED AT 11:05 A.M.)

2 CHAIRMAN MESOLELLA: Good morning, everyone,

3 and thank you very much for coming this morning. Now

4 that we can recognize a quorum, we can begin the

5 meeting. We'll begin to call to order the meeting of

6 the Narragansett Bay Commission, June 23, 2010 meeting

7 to order at 11:05.

8 The first order of business is Approval of the

9 Previous Minutes of May 19, 2010. Have all of our

10 members had an opportunity to review the previous

11 minutes, and if so, are there any comments, questions or

12 corrections? Comments, questions or corrections on the

13 previous minutes, any of our members?

14 THE COMMISSION: (No response)

15 COMMISSIONER SALVADORE: Move approval, Mr.

16 Chairman.

17 CHAIRMAN MESOLELLA: We have a motion to

18 approve the previous minutes as presented.

19 COMMISSIONER FARNUM: Second.

20 COMMISSIONER KIMBALL: Second.

21 CHAIRMAN MESOLELLA: Seconded by
22 Commissioner Farnum, Commissioner Kimball. All those
23 that are in favor will say aye.

24 THE COMMISSION: Aye.

25 CHAIRMAN MESOLELLA: Are there any opposed?

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1 THE COMMISSION: (No response)

2 CHAIRMAN MESOLELLA: There are none opposed,
3 and the motion carries.

4 (MOTION PASSED UNANIMOUSLY)

5 CHAIRMAN MESOLELLA: The next order of
6 business is Old Business. Is there any old business to
7 come before the Commission? Old business of any nature
8 by any of our members. Old business.

9 THE COMMISSION: (No response)

10 CHAIRMAN MESOLELLA: Hearing none, moving
11 right along, the next order of business is Item Number
12 4, Acknowledgement of Awards, Item A, Employee
13 Excellence Awards for 2009. Presenting would be the
14 Operations & Engineering Department. Presenting would
15 be Paul Nordstrom. Paul, please.

16 RAYMOND MARSHALL: We have three awards in
17 Operations & Engineering. Only one of the employees is
18 able to be here today, so I'll have Paul go from there.

19 MR. NORDSTROM: There's a cliché in sports
20 that there's no Iron Team. In the Operations Division,
21 we have winners from Field's Point, Bucklin Point and
22 Interceptor Maintenance, and I can say from personal
23 experience that all three recipients epitomize what it
24 means to be teamwork. They've been here when things
25 have been bad; they've been here when things have been

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1 good, but one thing you can be sure of, when we have
2 problems in anything that requires the betterment of the
3 facility, these people step forward. From Field's
4 Point, the recipient is Steve Cote.

5 RAYMOND MARSHALL: Steve, are you in the
6 room?

7 PUBLIC VOICE: He's on his way.

8 MR. NORDSTROM: He has to make it through
9 the crowd.

10 RAYMOND MARSHALL: All his coworkers are
11 here.

12 COMMISSIONER SALVADORE: What's the award
13 for, promptness?

14 MR. NORDSTROM: Dedication.

15 RAYMOND MARSHALL: Well, while we're waiting
16 for Steve to show up, one thing that I would like to

17 acknowledge that occurred at Field's Point is the
18 Narragansett Water Pollution Control Association has
19 awarded Field's Point the award for the most efficient
20 large secondary wastewater treatment plant in the State
21 of Rhode Island.

22 It's an award that they give on an annual basis to
23 whoever does the best job of treating the wastewater
24 that they're responsible for, and I'm proud to say that
25 the staff at Field's Point put themselves in a position

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1 to win this award this year. So, I'd like Rich
2 Williams, and is Paul Derosier here?

3 THE PUBLIC: (No response)

4 RAYMOND MARSHALL: Paul's not here. Rich,
5 do you want to come up and accept the award, please?

6 (AWARD PRESENTATION)

7 RAYMOND MARSHALL: You're going to have your
8 picture taken with the Chairman and I, so grab this
9 plaque, and congratulations. Thank you. Good job.

10 MR. NORDSTROM: Steve came to us by kind of
11 a roundabout route. He has his Bachelor's degree in
12 microbiology from URI. He spent umpteen years as a
13 shellfisherman and came to work for us in the '80s.
14 He's actually applied all these different knowledge

15 bases to help us within the plant. He has an innate
16 curiosity on how to fix problems within the plant,
17 whether it be problems that we're having in a chlorine
18 area and the number of problems that we have throughout
19 the plant.

20 He also has been instrumental in trying to get the
21 operators to understand how the facility works. He
22 posts numbers outside the computer room and tries to
23 make everybody actively involved, so for that, Steve is
24 the recipient for the Excellence Award.

25 Congratulations.

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1 (AWARD PRESENTATION)

2 CHAIRMAN MESOLELLA: The next award is to be
3 given by the Administration & Finance. Karen is
4 presenting.

5 MS. GIEBINK: This year I'm pleased to award
6 the Excellence Award for the Administration & Finance
7 Division to Jim Golden. Jim is a seasoned developer in
8 the IT Group, and he is the lead on the Oracle,
9 implementations and upgrades; and that's a really
10 complicated function, and he deals a lot with the users
11 on acceptance testing it can be at times a very bumpy
12 and frustrating expletive rendering process, and Jim

13 handles it pretty much like this. He's calm, cool and
14 collected, and he stays there until a solution is
15 reached.
16 He's always available. You can even access him on
17 the golf course, and I speak for all of us that when I
18 say that we appreciate your commitment, hard work and
19 dedication, especially every two weeks when you have to
20 troubleshoot payroll. So, thank you, Jim.

21 (AWARD PRESENTATION)

22 CHAIRMAN MESOLELLA: The next presentation
23 is for the Employee of the Year.

24 RAYMOND MARSHALL: We're going to have Karen
25 make that presentation.

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1 MS. GIEBINK: All right, great. It's
2 exciting to be able to award Employee of the Year to
3 many employees, in fact, the entire Customer Service
4 Department as well as Joe Roberts, the Solutions
5 Architect in IT.

6 RAYMOND MARSHALL: What we're going to do
7 is, if you could just, everyone from Customer Service
8 and Joe, if you could just stay there after Karen gets
9 through speaking. She'll tell you why they won the
10 award, then the three of us will move down to the other

11 end of the table; and we'll all gather around for one
12 group picture because Rafael's going to hang from the
13 ceiling or something to make sure he gets us all in the
14 picture. Go ahead, Karen.

15 MS. GIEBINK: I'm very proud of the Customer
16 Service Department. They're awesome, and they were able
17 to implement monthly billing, which was absolutely huge;
18 and it really meant a lot to the Commission, and the
19 bottom line cash flow, and it's hard to believe that we
20 were actually able to do, with in-house talent, mainly
21 Joe Roberts as well as the -- rep from the IT Department
22 rewrite the entire Customer Service application in
23 inhouse, which is just really unbelievable.
24 The implementation went really smoothly. They all
25 worked together. The Field Investigators, Customer

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1 Service Reps, Fiscal Clerks, they had to handle nearly
2 double the call volumes in the months following
3 implementation. Not all of those were calls from happy
4 customers, and they really just pulled it off
5 remarkably. So, thank you very much. It's awesome.

6 CHAIRMAN MESOLELLA: With regard to Customer
7 Service, my name is on the bill, so as Chairman, I do
8 receive numerous phone calls from people who had

9 experience with our Customer Service.
10 I will tell you that many of the calls I receive are
11 previously irate customers who are still not happy, but
12 have asserted that our customer representatives are so
13 courteous and professional that they had to call and
14 comment on the way they had been treated. They never
15 thought that they would receive such treatment at the
16 hands of a public agency, and I received numerous calls,
17 numerous letters. I've been remiss in remitting those
18 to the staff for publication, but I would just like to
19 say that I do get those calls very frequently and always
20 very complementary to our Customer Service, and truly,
21 on behalf of myself and the Board, we appreciate your
22 service to the Commission. Thank you. We're going to
23 do this here?

24 RAYMOND MARSHALL: Can I have the Customer
25 Service staff up here, please, and Joe Roberts?

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1 (AWARD PRESENTATION)

2 CHAIRMAN MESOLELLA: The next and final
3 order of business under Employee Excellence Awards is a
4 Resolution for Appreciation for one of our long-retiring
5 employees, Cindy Walters, that the Chair of Finance will
6 please read.

7 COMMISSIONER ANDRADE: Mr. Chairman,
8 Whereas, Cindy Walters joined Narragansett Bay
9 Commission on March 4, 1984 as a chemist, and
10 Whereas she was promoted several times in her tenure
11 at the Commission to reach the position of Laboratory
12 Manager in 1988, and
13 Whereas Cindy was instrumental in ensuring the
14 production of high quality analytical data through the
15 use of the most accurate, reliable and sophisticated
16 measures so that the Commission would comply with all
17 Federal and State regulations working with the Rhode
18 Island Department of Health and the Rhode Island
19 Department of Environmental Management, and
20 Whereas under Cindy's leadership, the Narragansett
21 Bay Commission laboratory became one of the most
22 respected and highest-performing facilities in the
23 region and the nation, and
24 Whereas she volunteered her time as Chair of the
25 Commission's Equal Employment Opportunity Affirmative

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1 Action Committee and oversaw the production of two very
2 popular ethnic cookbooks,
3 Now and therefore, be it resolved that the
4 Narragansett Bay Commission shall extend its significant

5 congratulations to Cindy on her retirement and its
6 sincere appreciation for her service on behalf of the
7 State of Rhode Island and the ratepayers of the
8 Narragansett Bay Commission. Presented the 23rd of
9 June by the Chairman and the Executive Director. Thank
10 you.

11 (AWARD PRESENTATION)

12 MS. WALTERS: I want to say something. It
13 was the greatest 26 years. You guys are a great group.
14 Even though I'm retired, I think about you sometimes,
15 but I do. I miss you guys. It's nice to get back
16 occasionally and to see you, and I can't talk anymore,
17 anyway. Thank you for everything you gave me.

18 (AWARD PRESENTATION)

19 CHAIRMAN MESOLELLA: Next order of business,
20 Item Number 5, Executive Director's Report. Do you have
21 a report for us, Mr. Secretary?

22 RAYMOND MARSHALL: There's only one item I'd
23 like to bring to the Board's attention --

24 CHAIRMAN MESOLELLA: Proceed.

25 RAYMOND MARSHALL: -- and that is, we have a

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1 potential problem under Route 6 in Johnston, almost at
2 the Johnston/Providence line, basically, in the area of

3 the Manton Heights Housing Project, Marino Park. A foot
4 bridge in that area of Route 6. We have a 36-inch sewer
5 that its well over 100 years old. There's a connection
6 that comes in from the housing project that connects
7 into our interceptor. It's all under Route 6.

8 When they built the highway, they just built right
9 over the pipe. We didn't own it at that time, so it's a
10 good 17 feet deep. There is some settlement occurring
11 on the edge of the roadway where the breakdown lane and
12 the first lane of travel is. We repaired it about three
13 weeks ago, and we investigated why it was happening.
14 It's being caused by separation of joints in the housing
15 authority's sewer pipe that connects to ours.

16 We have notified the City of Providence. They have
17 said it's not their problem. We notified the Housing
18 Authority. They have said it's not their problem. We
19 have notified DOT, and they said, this is definitely a
20 problem, and so we are trying to get this resolved as
21 quickly as possible.

22 We are in a position, however, that if the city is
23 just walking away from this, we feel we have to step in
24 and do something on an emergency basis. So, if that
25 soil continues to fall into their pipe and gets into our

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1 pipe, it's going to block our pipe. We could have a
2 collapse of our pipe and of the roadway. This could get
3 very ugly very quickly. So, we're pushing hard to have
4 the city step up. If they do not, then we're going to
5 act on an emergency basis to resolve the problem and
6 then send them the bill.

7 CHAIRMAN MESOLELLA: Which we're very
8 hopeful to collect.

9 RAYMOND MARSHALL: But the cost for doing
10 nothing is probably far greater than the cost for
11 solving the problem. That's the only report I have.

12 COMMISSIONER SALVADORE: Where is that in
13 relation to the stream?

14 RAYMOND MARSHALL: To the stream, it is
15 toward the Providence side of the stream.

16 CHAIRMAN MESOLELLA: Any questions? This is
17 for your information at this time, so we'll keep the
18 Board informed as we go. Does that conclude your
19 report, Mr. Secretary?

20 RAYMOND MARSHALL: Yes, sir.

21 CHAIRMAN MESOLELLA: Moving right along,
22 Committee Reports and Action Items Resulting. First
23 committee reporting is the CEO Committee. Commissioner
24 Salvadore, do you have a report?

25 COMMISSIONER SALVADORE: Yes, I do, Mr.

1 Chairman.

2 CHAIRMAN MESOLELLA: Proceed.

3 COMMISSIONER SALVADORE: We met earlier this

4 morning. We only have one item for the Board of

5 Commissioners today, and that is, Review and Approval of

6 Resolution 2010:17, Award of Contract 303.1RS-CSO

7 Phase II, Construction Related Services, and Mr.

8 Chairman, CEO recommends passage.

9 CHAIRMAN MESOLELLA: There's a motion to

10 approve Resolution 2010:17 303.1RS-CSO Phase II. Is

11 there a second?

12 COMMISSIONER FARNUM: Second.

13 CHAIRMAN MESOLELLA: Commissioner Farnum

14 seconds the motion. Discussion on the motion.

15 Commissioner Burroughs.

16 COMMISSIONER BURROUGHS: Is there any

17 possibility of getting a quick rundown of what the eight

18 construction projects are?

19 RAYMOND MARSHALL: Sure. They are two long

20 interceptors, one up along the Seekonk River and one up

21 along the Woonasquatucket River. Seekonk starts just on

22 the other side of the Providence River, at the base of

23 the hurricane barrier. It runs up toward Butler

24 Hospital, up along the Seekonk River. The other is the

25 Woonasquatucket area, in that area. It starts about at

1 the Rhode Island Blood Bank where the tunnel left off
2 and will run up along the Woonasquatucket into
3 Olneyville up to almost the Button Hole Golf Course.
4 Those are the two biggest jobs.

5 There are five sewer separation contracts. Those are
6 located in the area around North Main Street, Miriam
7 Hospital and Hope Street. We've divided those up so
8 that we don't interfere with traffic too much in that
9 portion of the city.

10 And then there's a wetlands treatment facility up in
11 Cumberland, excuse me, up in Central Falls, in the area
12 of Higginson Field, so those are the contracts that
13 we're planning on constructing. The first one will go
14 out to bid we believe sometime in August, and we hope to
15 bring that to you for award in September. That's a
16 sewer separation job to the east of Miriam Hospital.
17 It's tributary to Hope Street, and that will be the
18 first of the eight contracts; and the entire
19 construction period will span about six years.

20 COMMISSIONER BURROUGHS: Thank you.

21 CHAIRMAN MESOLELLA: Commissioner Worrell.

22 COMMISSIONER WORRELL: There are going to be
23 eight distinct and separate contracts, correct?

24 RAYMOND MARSHALL: So, that theoretically,
25 we could end up with eight different contractors.

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1 RAYMOND MARSHALL: That's correct.

2 COMMISSIONER WORRELL: Do you have any sense
3 of whether it's likely that all eight will go to one
4 contractor or maybe two or three? Can you help us a
5 little bit understand that?

6 RAYMOND MARSHALL: I'll be real
7 conservative, I don't believe one contractor will get
8 all eight contracts, and I don't believe we'll get eight
9 different contractors. It will be some combination of,
10 there will probably be some repetition, but there might
11 be three or four contractors in total that will end up,
12 but that's about as close as I can get to it. It all
13 depends on the bidding climate out there and what else
14 is going on.

15 COMMISSIONER WORRELL: Thank you.

16 CHAIRMAN MESOLELLA: Commissioner Carlino.

17 COMMISSIONER CARLINO: How many contractors
18 do we have, construction contractors on our list? We
19 probably have an approved list; is that correct?

20 RAYMOND MARSHALL: No, we do not have an
21 approved list.

22 COMMISSIONER CARLINO: So, you just put it
23 out to bid.

24 CHAIRMAN MESOLELLA: The lowest, qualified
25 responsive bidder.

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1 COMMISSIONER CARLINO: Thank you.

2 CHAIRMAN MESOLELLA: Further discussion on
3 Resolution 2010:17.

4 THE COMMISSION: (No response)

5 CHAIRMAN MESOLELLA: Further discussion.

6 THE COMMISSION: (No response)

7 CHAIRMAN MESOLELLA: Hearing none, all of
8 those that are in favor will say aye.

9 THE COMMISSION: Aye.

10 CHAIRMAN MESOLELLA: Are there any opposed?

11 THE COMMISSION: (No response)

12 CHAIRMAN MESOLELLA: There are none opposed,
13 and the motion carries.

14 (MOTION PASSED UNANIMOUSLY)

15 CHAIRMAN MESOLELLA: Further report,
16 Commissioner Salvadore?

17 COMMISSIONER SALVADORE: We have no further
18 report, Mr. Chairman.

19 CHAIRMAN MESOLELLA: Thank you very much.

20 Moving right along, the next committee reporting is the
21 Finance Committee. Commissioner Andrade, do you have a
22 report?

23 COMMISSIONER ANDRADE: Yes, I do, Mr.
24 Chairman.

25 CHAIRMAN MESOLELLA: Proceed.

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1 COMMISSIONER ANDRADE: There are a number of
2 resolutions this morning. First is Resolution 2010:18,
3 Narragansett Bay Commission's FY 2011 Operating Budget,
4 and I believe Karen is going to give a brief review of
5 the budget.

6 MS. GIEBINK: I believe many of you were
7 here for the Finance Committee presentation, so I am
8 really going to try to be brief. I actually am going to
9 start, you have a small presentation binder, I believe,
10 and there's also a larger budget document, which I would
11 encourage you to read this on your own at some point in
12 time. There's a lot of really good useful information
13 in the budget document. Karen has those hard copies
14 available. I'd also like to quickly acknowledge Francie
15 Brown and Ana Maria Clarkin who were instrumental in
16 preparing the budget.
17 In an interest of time, I would like to start on

18 Page 12 of the presentation with an overview of Fiscal
19 Year 2011 Operating Budget, and you can see the total
20 budget is 81.3 million, which is less than the prior
21 year which was 82.9 million.

22 On Page 13, there's a summary of the projected
23 revenues. We also reviewed this in some detail. We are
24 projecting budget revenues of 75.7 million, for user
25 fees, which is lower than the budget for the prior year.

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1 Total Operating Revenues are 77.3 million,
2 Non-Operating Revenues are 4 million, for total revenues
3 of 81.3 million and that user fee figure does reflect a
4 rate increase already approved by the PUC effective on
5 July 1, 2010.

6 Page 14 of the report shows the key long-term
7 guidelines. It also shows the Strategic Plan goals
8 which are what we use to guide our resource allocation
9 when we prepare the budget.

10 Page 15 shows a summary of the adjustments and
11 reductions that were made to the original budget
12 submittal so that we achieved a balanced budget, and
13 primarily, we are concerned with the Operations &
14 Maintenance budget. Our goal was a figure of 36.3
15 million, the original request was for 37.4 million, so

16 we were responsible for cutting 1.1 million, and you can
17 see those adjustments are detailed on Page 15.
18 Page 16 shows the significant changes. Overall, it's
19 a 1.7 percent reduction in Operations & Maintenance
20 costs, which I think is great and shows that we're being
21 sensitive to the economics of NBC service area.
22 With respect to Personnel, the budget is 3.1 percent
23 less than the prior year, O&M costs are .1 percent
24 higher, total Professional Services are 1.6 percent
25 lower, so the total O&M is 1.7 percent lower.

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1 Personnel costs are, some of the details are provided
2 on Page 17. Overall, we were able to reduce the budget
3 because we did not include COLA's for the union
4 employees, and there are no merit increase budgeted for
5 non-union employees employees. There are also a number
6 of savings associated with the benefits as well as
7 savings that were achieved from a change in the health
8 insurance provider.
9 Page 18 highlights some of the significant changes in
10 Operating Supplies and Expenses. I'll go through them
11 individually on the subsequent pages. On Page 19 you
12 can see Field's Point Dry Tonnage. We're projecting, a
13 decrease in the dry ton production for the budget Fiscal

14 Year 2011, so the total budget amount is 3.3 million,
15 which is combined with a reduced amount projected for
16 Bucklin Point for dry ton production as well. So,
17 overall, it's \$302,000 lower than the prior year.

18 Electricity, the total expense budgeted is \$317,000
19 higher than the prior year. Overall, we're projecting a
20 decrease in usage but an increase in the supply rate,
21 that offsets the lower usage.

22 Page 22 shows the gas usage and Therms. Page 23
23 shows chemical usage of hypochlorite, and on Page 24
24 bisulfite use is also shown. On Page 25, there's a
25 highlight of the Bucklin Point Management Contract.

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1 We're looking at a total budget amount of 2.1 million
2 for the Bucklin Point Management Contract.

3 And on Page 26, there's a chart that shows the
4 Operating Capital. You can see that the Operating
5 Capital budget by division in fiscal year 2011 is
6 actually higher than the prior years, but this is funded
7 through a carry forward so it and it doesn't really
8 impact the O&M budget.

9 Budgeted Operating Capital by Type of Expenditure is
10 shown on the chart below. Pages 27 and 28 show a
11 line-by-line detail of all of the Operating Capital

12 Outlays that is budgeted for the next fiscal year.
13 Page 29 shows Debt Service, and you can see that
14 overall, we're projecting a debt service level of 1.9
15 million less than what was budgeted in 2010; and that's
16 the result of the fact that we were able to receive
17 approximately 57 million in ARRA funds that had a
18 significant principal forgiveness portion. We also plan
19 on borrowing 30 million dollars from Clean Water next
20 year.

21 At the bottom of the page is the CIP, which was
22 presented by an A & F staff member at the last meeting.
23 It shows that we do have significant CIP on the horizon.
24 On Page 30 that information is shown in a graph. You
25 can see the light blue portions reflect the CSO Phase II

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1 facilities you can see the construction will really
2 start to peak in Fiscal Years 2013 to 2015. The
3 nitrogen removal is currently underway. That's the blue
4 portion there.

5 The bottom chart shows preliminary rate projections,
6 and it's interesting to note that the green represents
7 the rate increase, the portion of the rate increase that
8 was required to support more debt, and the maroon
9 represents what was required as a result of consumption

10 shortfall, and the blue represents what was required to
11 support operations, so you can see we've really been
12 able to keep operating costs low, but we have had to
13 increase rates to support that as well as to adjust for
14 a decline in consumption.

15 Page 31 shows that despite all of this debt service
16 needed to support the Capital Program, our rates are
17 competitive. The average for Rhode Island cities and
18 towns in 2009 was 401 dollars, NBC service area, same
19 time period was 410 dollars. The MWRA completes the
20 survey of major U.S. cities that have a similar service
21 structure to NBC, and you can see that we are
22 considerably below the average, so that's the good news,
23 and that concludes my presentation. I'll be willing to
24 answer any questions.

25 COMMISSIONER ANDRADE: Mr. Chairman, with

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1 complements to the staff for both the preparation and
2 presentation of the budget, I would like to make a
3 motion to approve Resolution 2010:18.

4 CHAIRMAN MESOLELLA: We have a motion to
5 approve Resolution 2010:18. Seconded by...

6 COMMISSIONER DiCHIRO: Second.

7 COMMISSIONER SALVADORE: Second.

8 COMMISSIONER NATHAN: Second.

9 COMMISSIONER CARLINO: Second.

10 COMMISSIONER LEONE: Second.

11 CHAIRMAN MESOLELLA: Seconded by

12 Commissioner DiChiro, Commissioner Alan Nathan,

13 Commissioner Carlino, I believe, and Commissioner Leone.

14 Is there further discussion with regard to the Operating

15 Budget as presented?

16 THE COMMISSION: (No response)

17 CHAIRMAN MESOLELLA: Before we take the

18 vote, I would just, again, like to thank, on behalf of

19 the Commission, Leah Foster, Francie Brown, Sherri

20 Arnold and Ana Clarkin. The production of this document

21 involves a lot of hours, a lot of work and a lot of

22 commitment, and on behalf of the Board, I would like to

23 express our gratitude to you, and thank you. Having

24 said that, all in favor will say aye.

25 THE COMMISSION: Aye.

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1 CHAIRMAN MESOLELLA: Are there any opposed?

2 THE COMMISSION: (No response)

3 CHAIRMAN MESOLELLA: There are none opposed,

4 and that motion carries.

5 (MOTION PASSED UNANIMOUSLY)

6 CHAIRMAN MESOLELLA: Further report,
7 Chairman Andrade.

8 COMMISSIONER ANDRADE: Yes, Mr. Chairman.
9 The next Resolution 2010:19 is a Recommendation for the
10 Use of Environmental Enforcement Funds to be used at the
11 Children's Museum, and I would move passage of the
12 resolution.

13 CHAIRMAN MESOLELLA: We have a motion to
14 approve Resolution 2010:19, Use of Environmental
15 Enforcement Funds. Is there a second?

16 COMMISSIONER SALVADORE: Second.

17 COMMISSIONER FARNUM: Second.

18 CHAIRMAN MESOLELLA: Commissioner Farnum and
19 Commissioner Salvadore seconds the motion. Commissioner
20 Kimball?

21 COMMISSIONER KIMBALL: Do I need to recuse
22 myself?

23 CHAIRMAN MESOLELLA: Yes. Commissioner
24 Kimball recuses himself from the vote.

25 (COMMISSIONER KIMBALL RECUSING FROM VOTE)

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1 CHAIRMAN MESOLELLA: Discussion on the
2 Resolution.

3 THE COMMISSION: (No response)

4 CHAIRMAN MESOLELLA: Hearing none, all of
5 those that are in favor will say aye.

6 THE COMMISSION: Aye.

7 CHAIRMAN MESOLELLA: Are there any opposed?

8 THE COMMISSION: (No response)

9 CHAIRMAN MESOLELLA: There are none opposed,
10 and the motion carries.

11 (MOTION PASSED/RECUSAL COMMISSIONER KIMBALL)

12 CHAIRMAN MESOLELLA: Further report.

13 COMMISSIONER ANDRADE: Yes, Mr. Chairman,
14 Resolution 2010:20 is an additional Recommendation for
15 the Use of Environmental Enforcement Funds. These are
16 in support of Save The Bay, and I move approval of the
17 Resolution.

18 CHAIRMAN MESOLELLA: Chairman Andrade moves
19 approval of Resolution 2010:20, Use of Environmental
20 Enforcement Funds. Is there a second?

21 COMMISSIONER SALVADORE: Second.

22 COMMISSIONER FARNUM: Second.

23 CHAIRMAN MESOLELLA: Commissioner Farnum,
24 Commissioner Salvadore. Commissioner Nathan?

25 COMMISSIONER NATHAN: I want to recuse

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1 myself from this.

2 CHAIRMAN MESOLELLA: Let the record reflect
3 that Commissioner Nathan recuses himself from the
4 preceding vote.

5 (COMMISSIONER NATHAN RECUSING FROM VOTE)

6 CHAIRMAN MESOLELLA: Discussion on the
7 matter. Discussion.

8 THE COMMISSION: (No response)

9 CHAIRMAN MESOLELLA: Hearing none, all of
10 those that are in favor will say aye.

11 THE COMMISSION: Aye.

12 CHAIRMAN MESOLELLA: Are there any opposed?

13 THE COMMISSION: (No response)

14 CHAIRMAN MESOLELLA: There are none opposed,
15 and the motion carries.

16 (MOTION PASSED/RECUSAL COMMISSIONER NATHAN)

17 CHAIRMAN MESOLELLA: Further report,
18 Chairman Andrade.

19 COMMISSIONER ANDRADE: Yes, Mr. Chairman.
20 Resolution 2010:21 is a Memorandum of Understanding with
21 the Rhode Island Resource Recovery Corporation and the
22 Town of Johnston, and I know the Secretary wanted to
23 give some information on that.

24 RAYMOND MARSHALL: Yes. I'll be very brief.
25 This is the project that I mentioned to you at our last

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1 meeting. It involves the Town of Johnston's Resource
2 Recovery and the Bay Commission. They approached us,
3 that is the Town and Resource Recovery, and asked us if
4 we'd be willing to accept their flow which now goes to
5 Cranston, and probably twice as much flow that will come
6 to us in the future.

7 We investigated the matter and told them that we
8 could accept the flow with some minor modifications to
9 our system, which we will undertake over the next
10 several years, and as long as they were willing to build
11 all the facilities out to their location to get that
12 flow into our system and meet all the permitting and
13 pretreatment requirements that we require any of the
14 users to meet, and they have indicated that they are
15 more than willing to do that.

16 The Town of Johnston, the Town Council has approved
17 it, the Mayor has signed it, Resource Recovery has
18 approved it, their Executive Director has signed off as
19 has the Governor. So, all that we require now to put
20 this plan into place is the approval of this Board, and
21 it will result in about \$700,000 per year of new user
22 fees to the Bay Commission initially, and over a million
23 dollars per year in the order of 5 or 6 years down the
24 road.

25 So, it's a great new source of revenue that we were

1 ready to accept and to deal with because this Board
2 authorized us to do the facilities plan for Johnston and
3 work with Johnston 2 years ago, and that kind of
4 foresight results in this kind of a project in a
5 windfall, if you will, that otherwise would have been
6 unavailable to us. So, thank you for approving it 2
7 years ago.

8 COMMISSIONER ANDRADE: I'd like to make a
9 motion to approve Resolution 2010:21.

10 CHAIRMAN MESOLELLA: We have a motion.

11 COMMISSIONER SALVADORE: Second.

12 COMMISSIONER KIMBALL: Second.

13 CHAIRMAN MESOLELLA: Second Commissioner
14 Kimball, Commissioner Salvadore. Further discussion on
15 the matter.

16 THE COMMISSION: (No response)

17 CHAIRMAN MESOLELLA: Further discussion on
18 Resolution 2010:21.

19 THE COMMISSION: (No response)

20 CHAIRMAN MESOLELLA: Hearing none, all of
21 those that are in favor will say aye.

22 THE COMMISSION: Aye.

23 CHAIRMAN MESOLELLA: Are there any opposed?

24 THE COMMISSION: (No response)

25 CHAIRMAN MESOLELLA: There are none opposed,

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1 and the motion carries.

2 (MOTION PASSED UNANIMOUSLY)

3 CHAIRMAN MESOLELLA: I'm thrilled to death

4 that our expansion plan is finally taking hold this

5 Board had tremendous foresight in moving forward with

6 support of the recommendations to go forward with the

7 Johnston's Facilities Plan, and I couldn't be happier

8 tonight. Further report, Commissioner Andrade.

9 COMMISSIONER ANDRADE: That concludes the

10 report of the committee, Mr. Chairman.

11 CHAIRMAN MESOLELLA: Terrific. Moving right

12 along to the Personnel Committee, the Chair would like

13 to recommend that we ask the Board to go into Executive

14 Session to that extent. Commissioner Andrade.

15 COMMISSIONER ANDRADE: Mr. Chairman, I'd

16 like to recommend that the Board enter into Executive

17 Session pursuant to 42-46-5(a)(2) to discuss the

18 following matter, which is currently in negotiations and

19 discussions stage, and that is the Collective Bargaining

20 discussions.

21 CHAIRMAN MESOLELLA: We have a motion to go

22 into Executive Session offered by Commissioner Andrade.

23 Is there a second?

24 COMMISSIONER KIMBALL: Second.

25 COMMISSIONER DiCHIRO: Second.

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1 CHAIRMAN MESOLELLA: Commissioner Kimball,

2 Commissioner DiChiro. All in favor will say aye.

3 THE COMMISSION: Aye.

4 CHAIRMAN MESOLELLA: Any opposed?

5 THE COMMISSION: (No response)

6 CHAIRMAN MESOLELLA: None are opposed, and

7 the motion carries.

8 (MOTION PASSED UNANIMOUSLY)

9 (BRIEF PAUSE/EXECUTIVE SESSION)

10 (RE-COMMENCED MONTHLY BOARD MEETING AT 11:50 A.M.)

11 CHAIRMAN MESOLELLA: We can ask our guests

12 at this time to return.

13 (PUBLIC IS NOW IN ATTENDANCE)

14 CHAIRMAN MESOLELLA: I would like to thank

15 our guests for their indulgence. At this time, the

16 Chair will accept a motion to have the minutes of the

17 Executive Session remain sealed.

18 COMMISSIONER DiCHIRO: So moved.

19 COMMISSIONER SALVADORE: Second.

20 COMMISSIONER KIMBALL: Second.

21 CHAIRMAN MESOLELLA: Commissioner DiChiro,
22 seconded by Commissioner Salvatore and Commissioner
23 Kimball. All of those in favor will say aye.

24 THE COMMISSION: Aye.

25 CHAIRMAN MESOLELLA: Are there any opposed?

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1 THE COMMISSION: (No response)

2 CHAIRMAN MESOLELLA: There are none opposed.

3 (MOTION PASSED UNANIMOUSLY)

4 CHAIRMAN MESOLELLA: We're back on the
5 regular agenda. Commissioner Andrade.

6 COMMISSIONER ANDRADE: I'd like to make a
7 motion to approve Resolution 2010:22 to give authority
8 to enter into Collective Bargaining Agreements with
9 Laborers' International Union of North America AFL-CIO
10 Local 1033 and Council 94, A.F.S.C.M.E. Locals 1010 and
11 2884.

12 CHAIRMAN MESOLELLA: We have a motion to
13 approve Resolution 2010:22.

14 COMMISSIONER FARNUM: Second.

15 COMMISSIONER LEONE: Second.

16 COMMISSIONER CARLINO: Second.

17 CHAIRMAN MESOLELLA: Seconded by

18 Commissioner Farnum, Commissioner Leone, Commissioner

19 Carlino. Discussion on the motion.

20 THE COMMISSION: (No response)

21 CHAIRMAN MESOLELLA: Further discussion on
22 the motion.

23 THE COMMISSION: (No response)

24 CHAIRMAN MESOLELLA: Hearing none, all of
25 those that are in favor will say aye.

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1 THE COMMISSION: Aye.

2 CHAIRMAN MESOLELLA: Are there any opposed?

3 THE COMMISSION: (No response)

4 CHAIRMAN MESOLELLA: There are none opposed,
5 and the motion carries. Thank you very much.

6 (MOTION PASSED/RECUSAL COMMISSIONER WORRELL)

7 COMMISSIONER ANDRADE: Mr. Chairman.

8 CHAIRMAN MESOLELLA: Further report?

9 COMMISSIONER ANDRADE: Would it be proper to
10 make a motion to seal the minutes of the Executive
11 Session?

12 CHAIRMAN MESOLELLA: I thought we did that.

13 COMMISSIONER ANDRADE: You did that, okay.

14 CHAIRMAN MESOLELLA: Thank you very much.

15 COMMISSIONER WORRELL: Excuse me, in which
16 case I should go on the record as having abstained or

17 recused myself from the recent vote of the Commission.

18 CHAIRMAN MESOLELLA: I think that's on the
19 record already. Thank you. Moving right along, next
20 Committee reporting are Rules and Regs, no report. Long
21 Range Planning, no report. The Citizens Advisory Group.
22 Harold, do you have a report for us today?

23 MR. GADON: Okay. Short report, Mr.
24 Chairman. As discussed with you, due to a conflicting
25 schedule, we did not meet last week, but we will resume

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1 our meetings in September. Thanks to our prominent
2 member, Howard Schacter, I have on his behalf brought
3 new outdoor water filters for each of you active outdoor
4 Commissioners which our Chairman will distribute.
5 Howard said he used it on the Pawtuxet River water,
6 which he enthusiastically drank.

7 Unfortunately, Howard is presently in the Miriam
8 Hospital after having a pacemaker and defibrillator
9 inserted. It had nothing to do with drinking the water.
10 Within the next month he is expected to make a full
11 recovery for his active lifestyle. If any of you wish
12 to respond to him, Jamie has the address, and I'm sure
13 he'd be much pleased to hear from you. Thank you.

14 CHAIRMAN MESOLELLA: Thank you. At this

15 time, the Chair would like to make a motion that the
16 Board adopt a Resolution to be drafted by Jamie Samons
17 wishing Howard a fast and speedy recovery. So, the
18 Chair will make the motion.

19 COMMISSIONER SALVADORE: Second.

20 COMMISSIONER KIMBALL: Second.

21 CHAIRMAN MESOLELLA: Seconded by, I'm sure,
22 Commissioner Kimball, Salvadore, the entire Commission.

23 All in favor will say aye.

24 THE COMMISSION: Aye.

25 CHAIRMAN MESOLELLA: Are there any opposed?

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1 THE COMMISSION: (No response)

2 CHAIRMAN MESOLELLA: There are none opposed,
3 and that motion carries.

4 (MOTION PASSED UNANIMOUSLY)

5 CHAIRMAN MESOLELLA: On behalf of Howard,
6 you may recall that, I think it was about a year ago, I
7 guess, about a year, Howard developed this bottle,
8 filter bottle, which we hope will eliminate the use of
9 plastics in bottled water. He's since improved it with
10 new packaging as well, and as Harold indicated earlier,
11 he took water directly out of the Pawtuxet River, as I
12 understand it, and filtered it through the new and

13 improved system, and it became drinking quality water.
14 So, Howard so graciously and generously has provided one
15 of these to each of our members.
16 I don't believe we're violating any finance conflict
17 of interest ethics rules by accepting this. I don't
18 know what the value is, but before you leave today, if
19 you just see Karen, she has a box there; and we have one
20 for each of our members. We wish Howard a very speedy
21 recovery.
22 Moving right along, the Executive Committee did not
23 meet. Ad Hoc Committee on Compensation I'm sure did not
24 meet. The Internal Ethics Committee did not meet.
25 Legislative Report, Joanne, do you have a report for us?

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1 MS. MACERONI: Briefly, Mr. Chairman. You
2 all have my Legislative Report in front of you. These
3 are the bills that did come out of the General Assembly,
4 but all but one have not been acted on as yet; so it
5 still is not a final report. The Governor could either
6 let them go into, become law with or without his
7 signature, or he can actually veto some of them; but
8 between Joe and I, we would be happy to answer any
9 questions regarding any of the legislation.

10 COMMISSIONER BURROUGHS: Which one was acted

11 on?

12 MS. MACERONI: 2851 Sub A which is the last
13 one on the back sheet, the Governor has, I think he has
14 10 days from the date that he receives the bill. A lot
15 of these bills weren't transmitted to him 'til the 16th
16 or the 17th, so he still has time to act on them. None
17 of them seem to be too controversial, but you never
18 know.

19 CHAIRMAN MESOLELLA: Thank you, Joanne. The
20 next report is the Chairman's Report. The Chairman does
21 not have an extensive report, except to say that I had
22 the distinct honor and pleasure to attend the
23 Environmental Merit Award ceremony that was held last
24 week.
25 There were 22 recipients of Environmental Merit

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1 Award. That's a record for this year. Each of those
2 recipients had perfect compliance with their discharge
3 permit. We recognized those individuals that were
4 present with the Environmental Merit Award.
5 Subsequent to that, there was an article published in
6 the Business News Editorial that I wrote with regard to
7 our appreciation to those respective companies for their
8 concern and diligence in meeting discharge and exceeding

9 discharge permit requirements, and I was very happy to
10 attend that breakfast.

11 Also, again, I would like to thank the Board for
12 supporting our potential expansion initiative that we
13 embarked on two years ago with the Town of Johnston, in
14 assisting them in moving their facilities plan forward,
15 as you heard the Executive Director suggest in his
16 report that this could result in well over a million
17 dollars of additional revenue without any capital
18 expenditures, or very minor capital expenditures on
19 behalf of the NBC, and basically, is a windfall and
20 really a great way to kickoff our district expansion
21 initiative.

22 Having said that, we're not going to be meeting again
23 until September. I would like to take this opportunity
24 to wish everyone a happy and a healthy and safe summer
25 vacation, and I thank you for all your participation and

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1 coming today, especially. I'm glad we got a quorum to
2 get some very important business out of the way.
3 Commissioner Alan Nathan.

4 COMMISSIONER NATHAN: Previously, Tom Uva
5 had mentioned that the worst problem that Narragansett
6 Bay has is the Seekonk River. This is pollution coming

7 from Worcester, and the Federal EPA has now demanded
8 that they upgrade their system, so that will, if I
9 recall, we did win that battle.

10 CHAIRMAN MESOLELLA: Terrific, thank you.

11 So, that concludes the Chairman's Report, and moving
12 right along, New Business. Director Marshall, do you
13 have any new business?

14 RAYMOND MARSHALL: I have one item that I'd
15 like the full Board's approval on, only because the
16 Personnel Committee was not able to have a quorum this
17 morning, so I would like to just go directly to the
18 Board on it.

19 What it involves, it will involve freezing an
20 operator position, a Grade 4 position in Interceptor
21 Maintenance and creating an Interceptor Maintenance
22 position at a pay grade 3, so we're asking you to freeze
23 a higher level position and create a lower level
24 position because the senior person who was in that
25 higher position transferred to another section of the

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1 Bay Commission; and there's no one ready to move up to
2 that higher level, but we do need the additional body to
3 get out there and actually do the work.
4 So, this will actually be a savings in next year's

5 budget because it was budgeted as a Grade 4, and we're
6 asking you to freeze that 4 and create a 3, which is at
7 a lower level of pay, and I'm only asking you to do this
8 because we're going to be off for the summer; and they
9 need to fill that position to keep up with the demands
10 that they have out in the interceptor system.

11 CHAIRMAN MESOLELLA: So, the Chair will then
12 accept a recommendation to approve a change in the
13 organizational plans.

14 COMMISSIONER CAMPBELL: So moved.

15 COMMISSIONER KIMBALL: Second.

16 COMMISSIONER WORRELL: Second.

17 CHAIRMAN MESOLELLA: Commissioner Campbell
18 --, seconded by Commissioner Kimball, Commissioner
19 Worrell. Further discussion.

20 THE COMMISSION: (No response)

21 CHAIRMAN MESOLELLA: In such case, all those
22 in favor of approval will say aye.

23 THE COMMISSION: Aye.

24 CHAIRMAN MESOLELLA: All there any opposed?

25 THE COMMISSION: (No response)

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1 CHAIRMAN MESOLELLA: There are none opposed,
2 and that motion carries.

3 (MOTION PASSED UNANIMOUSLY)

4 RAYMOND MARSHALL: Thank you.

5 CHAIRMAN MESOLELLA: Under Other Business,
6 are there any matters under Other Business at all? Any
7 matters whatsoever?

8 THE COMMISSION: (No response)

9 CHAIRMAN MESOLELLA: Having said that,
10 before we move on to adjournment --

11 COMMISSIONER SALVADORE: Move to adjourn.

12 CHAIRMAN MESOLELLA: On discussion on
13 adjournment, I would just like to say that we have
14 prepared for you a luncheon today. It's being set on
15 the table for you. I invite you to stay.

16 Unfortunately, I'm catching a train in about 30
17 minutes, so I'm going to have to leave and will not be
18 able to join you for lunch, but please enjoy the
19 luncheon that we prepared for you; and again, thank you
20 very much. We have a motion to adjourn.

21 COMMISSIONER KIMBALL: Second.

22 COMMISSIONER LEONE: Second.

23 CHAIRMAN MESOLELLA: Seconded by
24 Commissioner Kimball and Commissioner Leone. All of
25 those that are in favor of adjournment will say aye.

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1 THE COMMISSION: Aye.

2 CHAIRMAN MESOLELLA: Are there any opposed?

3 THE COMMISSION: (No response)

4 CHAIRMAN MESOLELLA: There are none opposed,
5 the motion carries.

6 (MOTION PASSED UNANIMOUSLY)

7 CHAIRMAN MESOLELLA: The meeting is
8 adjourned, and thank you all very much for attending
9 today.

10 (MONTHLY BOARD MEETING CLOSED AT 12:00 NOON)

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1 CERTIFICATE

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4 I, Heather Marie Finger, do hereby certify
5 that the foregoing is a true, accurate, and complete
6 transcript of my notes taken at the above-entitled
7 hearing.

6

7 IN WITNESS WHEREOF, I hereunto set my hand
8 this 14th day of July 2010.

8

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HEATHER MARIE FINGER, CSR, NOTARY PUBLIC
MY COMMISSION EXPIRES 4/02/12

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23 DATE: June 23, 2010

24 IN RE: Monthly Board Meeting of the Commission

25 HEARING OF: Narragansett Bay Commission

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