

The Narragansett Bay Commission
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Vincent J. Mesolella
Chairman

Raymond J. Marshall, P.E.
Executive Director



OFFICIAL MINUTES OF:

Meeting of:	CEO Committee Meeting
Date:	December 20, 2011
Time:	9:00 a.m.

MEMBERS PRESENT:

Michael Salvadore, CEO Chairman
Robert Andrade
Jonathan Farnum
John MacQueen
Vincent J. Mesolella
Al Montanari
Angelo Rotella
Leo Thompson
Richard Worrell

MEMBERS ABSENT:

STAFF AND GUESTS PRESENT:

Raymond J. Marshall, Executive Director
Tom Uva, NBC
Joe Pratt, Louis Berger Group
Rich Bernier, NBC
Karen Musumeci, NBC
Linda George, RI Senate Policy Office
Kathryn Kelly, NBC
Jason Galego, NBC
Joseph Roberts, NBC
Keith Zuidema., NBC

Paul Nordstrom, NBC
Tom Brueckner, NBC
Sherri Arnold, NBC
Josh Geragotellis, NBC
Pam Duckworth, NBC
Laurie Horridge, NBC
Dan Smith, NBC

1. Call to Order

Recognizing a quorum, CEO Chairman Salvadore called the December 20, 2011 Construction/Engineering/Operations (CEO) Committee Meeting to order at 9:15 a.m.

2. Approval of Minutes – November 2, 2011 CEO Committee

Chairman Salvatore asked for a motion to approve the November 2, 2011 CEO Committee Meeting minutes as written.

Commissioner Farnum moved to approve the minutes of the November 2, 2011 CEO Committee as amended. Commissioners Thompson and Montanari seconded the motion. The vote taken by the CEO Committee was unanimous. The motion carries.

3. Items for Action

- A. Review and Approval of Resolution 2011:44;** Authorization to Award Contract 306.00C-Floatables Control Project-Outfalls 205, 219 and 220 to John Rocchio Corporation (\$4,202,036)

Mr. Marshall advised that three bids for construction Contract 306.00C CSO Floatables Control Project – Outfalls 205, 219 and 220 were received by the Commission’s Procurement Section on November 17, 2011. The contractors and their bids are:

John Rocchio Corporation	\$4,202,036
Digregorio, Inc.	\$4,493,642
Cardi Corporation (non-responsive)	\$5,911,000

This contract is the seventh contract to be bid under the DEM mandated Phase II CSO Program. It entails modifications to our existing Regulator 205 in Central Avenue, a new floatable control structure for Outfalls 219 and 220 off of Esten Avenue, replacement of approx. 650 feet of interceptor in Esten Avenue and lining of approximately 1070 feet of interceptor in Moshassuck Street. All work is in Pawtucket.

John Rocchio Corporation (Rocchio) submitted the low bid of \$4,202,036. This bid is 6.5% lower than the second low bid. Rocchio has completed a number of projects for the Commission and is presently working on Contract 303.05C – OF 027.

As with all projects of this size and complexity there will be ancillary costs associated with the project including but not limited to: advertising, printing, police details, specialty engineering consultants (maximum contract ceiling of \$20,000), material/soil testing firm and staff time associated with contract inspection and administration.

Louis Berger Group (LBG) has evaluated the qualifications and the bid proposal of the low bidder and has checked references for the purpose of establishing the firm’s capability to successfully complete this construction project. LBG has recommended that the Commission award the Contract for the construction of Contract 306.00C CSO Floatables Control Project – Outfalls 205, 219 and 220 to John Rocchio Corporation of Smithfield, RI because LBG has determined that John Rocchio Corporation is the lowest, responsive, responsible bidder.

We respectfully request your approval of Resolution 2011:44 to John Rocchio Corporation for a cost not to exceed \$4,202,036 subject to the approval of the Contractor’s MBE/WBE plan and EEO requirements by the Rhode Island Department of Administration.

Commissioner Montanari made a motion to approve Resolution 2011:44; Authorization to Award Contract 306.00C-Floatables Control Project-Outfalls 205, 219 and 220 to John Rocchio Corporation. Commissioner Worrell seconded the motion and the vote taken by the CEO Committee was unanimous. The motion carries.

B. Review and Approval of Resolution 2011:45; Authorization to Acquire Property and/or Temporary Easements through Condemnation or Negotiation for Contract 306.00C Floatables Control Facilities

Mr. Marshall advised that the NBC is about to undertake construction of Floatables Control Facilities in Pawtucket as required by our Consent Agreement with RIDEM. The NBC will need to acquire one permanent and one temporary easement from Cooley Manufacturing Company in Pawtucket in order to complete the work. The project has been bid and award of the contract is expected at the December 2011 Board Meeting. Construction is expected to begin in March of 2012.

In an effort to ensure compliance with the Consent Agreement schedule, we would like the Board's authorization to acquire the property and easements needed for this project. This resolution authorizes the Executive Director, and the Chairman of the NBC Board of Commissioners to acquire the land and easements necessary for the successful completion of this project without further Board approval. Exercise of this authority will subsequently be reported to the Board as part of the Executive Director's monthly report.

The NBC will comply with all state laws and applicable NBC Rules and Regulations in acquiring these property rights, including but not limited to offering fair compensation for said acquisitions as established by appraisals obtained for that purpose.

It is recommended that the Board approve Resolution 2011:45: authorizing the Executive Director and the Chairman of the NBC Board of Commissioners to acquire land and easements necessary for the successful completion of Contract 306.00C – Floatables Control Facilities.

Commissioner Worrell asked that record show that he is friendly with the owner of,Cooley Manufacturing, that he is not a family member and he does not have any business relationship with him.

Commissioner Farnum made a motion to approve Resolution 2011:45; Authorization to Acquire Property and/or Temporary Easements through Condemnation or Negotiation for Contract 306.00C Floatables Control Contract. Commissioner Thompson seconded the motion and the vote taken by the CEO Committee was unanimous. The motion carries.

C. Review and Approval of Resolution 2011:46; Authorization to Amend Contract 09:305.01 for Easement Investigations and Improvements for the Blackstone Valley Interceptor in the Town of Cumberland (\$156,000)

Mr. Marshall advised that in November 2009, the Board passed Resolution 2009:34 authorizing NBC staff to enter into Contract 09:305.01 with VHB to conduct an evaluation of easements and access improvements needed for the Blackstone Valley Interceptor in Cumberland for a cost not to exceed \$108,000. As stated in the memo to the Board accompanying the Resolution, upon completion of this first phase evaluation, staff would seek authorization from the Board to amend the contract to complete the second phase of the work. The cost to complete the first phase was \$80,000.

VHB has completed the first phase of the work and is now ready to begin the second phase. This second phase will consist of the preparation of eighteen (18) new or revised easement plans and of twenty five (25) easement descriptions and project mapping for plans for easement clearing, two access roads and two stream crossings. The work will also include preparation of a Storm Water Pollution Prevention Plan and Wetlands Permit Application to RIDEM.

The estimated cost to complete the second phase work is \$167,500. It is recommended that a 10% contingency be added to the proposed cost for the second phase work for a total cost of \$184,000. Therefore, the total estimated cost for the first and second phases is estimated to be \$264,000. This amount requires an increase of \$156,000 in the authorized contract amount.

It is recommended that the Board approve Resolution 2011:46: authorizing NBC staff to enter into a contract amendment for Contract 09:305.01 to complete the second phase of work to prepare plans for revised easements and improved access to easements for the Blackstone Valley Interceptor in the Town of Cumberland for a total contract amount not to exceed \$264,000.

Commissioner MacQueen made a motion to approve Resolution 2011:46; Authorization to Amend Contract 09:305.01 for Easement Investigations and Improvements for the Blackstone Valley Interceptor in the Town of Cumberland (\$156,000). Commissioners Montanari and Farnum seconded the motion and the vote taken by the CEO Committee was unanimous. The motion carries.

D. Review and Approval of Resolution 2011:47; Authorization to Award Contract 303.03C-CSO Control Facilities Program Phase II-WCSOI Main (\$59,995,000)

Mr. Marshall stated that seven bids for construction Contract 303.03C CSO Control Facilities Program Phase II – WCSOI Main were received by the Commission’s Procurement Section on November 22, 2011. The contractors and their bids are:

Barletta Heavy/Shank/Balfour Beatty, JV	\$59,995,000
Michels Corporation	\$62,753,628
Northeast Remsco Construction	\$73,899,000
Super Excavators, Inc.	\$79,827,500
Cardi Corporation	\$85,034,000
The Shea Joint Venture	\$87,375,000
E. E. Cruz & Company	Non-responsive

The Engineer’s Estimate was for this project was \$90,000,000.

This contract is the eighth contract to be bid under the DEM mandated Phase II CSO Program. It entails construction of approximately 10,000 feet of 48” to 72” interceptor (micro tunneled), 2,500 feet of connecting conduits and sewers, 5 diversion structures, 4 junction structures, 22 manholes, a drop and vent shaft and 1,800 feet of 96” adit in rock , located in Providence.

Barletta Heavy/Shank/Balfour Beatty, JV (BHSBB) submitted the low bid of \$59,995,000. This bid is 4.4% lower than the second low bid. This is the first time that BHSBB has submitted a bid with the Commission as a joint venture. Both companies (Barletta Heavy Division and Shank/Balfour Beatty) have successfully completed contracts with the Commission during Phase I of the CSO Program.

As with all projects of this size and complexity there will be ancillary costs associated with the project including but not limited to: advertising, printing, police details, specialty engineering consultants (maximum contract ceiling of \$20,000), material/soil testing firm and staff time associated with contract inspection and administration.

Further, Louis Berger Group (LBG) has evaluated the qualifications and the bid proposal of the low bidder and has checked references for the purpose of establishing the firm's capability to successfully complete this construction project. LBG has recommended that the Commission award the Contract for the construction of Contract 303.03C - CSO Control Facilities Program Phase II – WCSOI Main to Barletta Heavy/Shank/Balfour Beatty, JV of Canton, Ma. because LBG has determined that Barletta Heavy/Shank/Balfour Beatty, JV is the lowest, responsive, responsible bidder.

We respectfully request your approval of the attached Resolution 2011:47 to Barletta Heavy/Shank/Shank/Balfour Beatty, JV for a cost not to exceed \$59,995,000 subject to the approval of the Contractor's MBE/WBE plan and EEO requirements by the Rhode Island Department of Administration.

There was discussion regarding the fact that most bidders for this type of work (as in Phase I) are not based in Rhode Island. Therefore there were questions from the Committee members about the possibility of Barletta Heavy/Shank/Balfour Beatty, JV of Canton Ma., utilizing Rhode Island contractors as was done in Phase I. Board Chairman Mesolella stated that although it is not a requirement it is our expectation that they will utilize local sub-contractors for the surface work.

Commissioner Thompson asked if it would be unreasonable to request that the awardee try to utilize RI contractors. Chairman Mesolella stated that he thought it would be appropriate to send a letter to Barletta Heavy/Shank/Balfour Beatty, JV to ask them to consider using local contractors to the greatest extent possible.

Commissioner Farnum made a motion to approve Resolution 2011:47; Authorization to Award Contract 303.03C-CSO Control Facilities Program Phase II-WCSOI Main (\$59,995,000). Commissioner MacQueen seconded the motion and the vote taken by the CEO Committee was unanimous. The motion carries.

E. Review and Approval of Resolution 2011:48; Authorization to Award Contract 303.13C-CSO Control Facilities Program Phase II-WCSOI Demolition (\$194,850)

Mr. Marshall advised that five bids for construction Contract 303.13C CSO Control Facilities Program Phase II – WCSOI Demolition were received by the Commission's Procurement Section on November 30, 2011. The contractors and their bids are:

A.A. Asbestos Abatement Co.	\$194,850
Pasquazzi Bros., Inc	\$241,000
J. R. Vinagro Corp.	\$259,629.11
McConnell Enterprises, Inc.	\$343,203
S & R Corp.	\$579,878

The Engineer's Estimate was for this project was \$500,000.

This contract is the ninth contract to be bid under the DEM mandated Phase II CSO Program. It entails demolition of buildings at 28 Tippecanoe Street, 12 Gennaro Place, 187 & 189 Valley Street and 29 Manton Avenue, located in Providence. These structures must be demolished for work being done under Contract 303.03C – WCSOI Main.

A.A. Asbestos Abatement Co. (AAAAC) submitted the low bid of \$194,850. This bid is 19% lower than the second low bid. AAAAC successfully completed the demolition of the Providence Animal Control Facility for the NBC last year.

As with all projects of this size and complexity there will be ancillary costs associated with the project including but not limited to: advertising, printing, police details, specialty engineering consultants (maximum contract ceiling of \$20,000), material/soil testing firm and staff time associated with contract inspection and administration.

Louis Berger Group (LBG) has evaluated the qualifications and the bid proposal of the low bidder and has checked references for the purpose of establishing the firm's capability to successfully complete this construction project. LBG has recommended that the Commission award the Contract for the construction of Contract 303.13C - CSO Control Facilities Program Phase II – WCSOI Demolition to A.A. Asbestos Abatement Co. of Johnston, RI. because LBG has determined that A.A. Asbestos Abatement Co. is the lowest, responsive, responsible bidder.

We respectfully request your approval of the attached Resolution 2011:48 to A.A. Asbestos Abatement Co. for a cost not to exceed \$194,850 subject to the approval of the Contractor's MBE/WBE plan and EEO requirements by the Rhode Island Department of Administration.

Commissioner MacQueen made a motion to approve Resolution 2011:48;. Commissioner Andrade seconded the motion and the vote taken by the CEO Committee was unanimous. The motion carries.

4. Other Business

Mr. Marshall advised that in addition to today's CEO items going before the full Board, Resolution 2011:40; Award of Contract 809.00C Bucklin Point Wastewater Treatment Facility Improvements which was approved at the CEO Committee's November 2, 2011 meeting will also be going before the full Board since there was not a quorum for the November 2, 2011 Board of Commissioners meeting.

5. Adjournment

A motion to adjourn was made by Commissioner Montanari, seconded by Commissioner Rotella and the CEO Committee meeting adjourned at 9:50 a.m.

Respectfully submitted,



Raymond J. Marshall, P.E.

Executive Director/Secretary