

GREATER LAWRENCE SANITARY DISTRICT  
MINUTES OF A REGULAR MEETING

HELD ON  
APRIL 25, 2018

A Regular Meeting of the Greater Lawrence Sanitary District Commission was held on Wednesday evening, April 25, 2018 in the Atty. Max Goldstein Conference Room.

Mr. Connors, Chairman, called the meeting to order at 5:00PM. The roll was called:

Members present: Thomas Connors, Chairman  
Raymond DiFiore, Vice Chairman  
Christopher Cronin  
Joseph R. Quartarone, Treasurer  
Carlos Jaquez  
Brian Peña  
Jim Stanford

Also present:  
Cheri R. Cousens, Executive Director  
Laurie Elliott, Finance Director  
Glen Wilson, Operations Manager  
Sonny Campagna, Maintenance Manager  
Richard Weare, Capital Projects Manager  
Atty. Mark Ford, Legal Counsel  
Anne-Marie Doherty, Clerk

**PAYMENT OF INVOICES**

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to approve the payment of the Invoices as indicated on Warrant #0418I in the amount of \$103,440.32.*

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to approve the payment of the Invoices as indicated on Warrant #0418 U in the amount of \$247,490.74.*

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to approve the payment of the Invoices as indicated on Warrant #0418GF in the amount of \$116,005.44.*

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to approve the payment of the Invoices as indicated on Warrant #0418GF2 in the amount of 209,449.59.*

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to approve the payment of the Invoices as indicated on Warrant #0418CAP in the amount of \$576,964.84.*

*Warrants are on file with the GLSD*

**APPROVAL OF MINUTES FROM THE FEBRUARY 28, 2018 REGULAR BOARD MEETING**

*Upon a motion made by Mr. Chris Cronin and seconded by Mr. Jaquez, the members unanimously voted to accept the minutes of the February 28, 2018 regular meeting.*

**APPROVAL OF MINUTES FROM THE MARCH 28, 2018 REGULAR BOARD MEETING**

*Upon a motion made by Mr. DiFiore and seconded by Mr. Chris Cronin, the members unanimously voted to accept the minutes of the March 28, 2018 regular meeting.*

**DISCUSSION AND VOTE OF BOARD APPOINTMENT TO THE GLSD EMPLOYEE RETIREMENT SYSTEM**

Ms. Elliott noted that she typically serves on this Board by virtue of the Board's vote.

*Upon a motion made by Mr. Quartarone and seconded by Mr. DiFiore, the members unanimously voted to appoint Ms. Elliott to the GLSD Employee Retirement System retroactive to December 1, 2017.*

**UPDATE ON RIVERSIDE PUMP STATION PROJECT WITH CDM SMITH**

Ms. Cousens told the Board that this project is now 82% complete. She noted that a Grundfos email indicated that they were working on that modeling that had been mentioned at the last Board meeting. Results would be expected in one week. Also, she had reached out to them about the possibility of testing Pump #4 if it was determined to refurbish it. The price to do this is approximately \$82,000. She assumed that the Board would not be interested in pursuing this and she does not recommend spending money on this. She said that it would be to their benefit to prove that their pump is doing what it is supposed to be doing.

Ms. Cousens anticipated Mr. Storrs from CDM Smith to make a presentation to the Board, however, he is delayed by traffic and should be arriving at any time.

Mr. Connors suggested moving ahead with items on the agenda and returning to the presentation when Mr. Storrs arrives.

All agreed.

**EXECUTIVE DIRECTOR'S REPORT**

Ms. Cousens told the Board that the front gate would be repaired to working order on Monday. The gate will be shut 24/7 and the Board and employees have been provided with access cards. Currently it is closed at night but open all day long for people to come in and out. She said they now felt that the infrastructure needed to be protected and they have had situations when people have been coming into the property and not signing in at the front office. There is also an intercom system for visitors to request entry at the gate if needed. A camera has also been installed.

Mr. Chris Cronin asked how many people come in to the facility on a daily basis.

Ms. Cousens stated that besides the employees, cards are being issued to the contractor and the workers. As far as customers go, approximately 5 people.

Mr. Jaquez asked if non-vendor, non-GLSD related people come on to the property.

Ms. Cousens stated that there are times when dog walkers come on to the property.

Moving on, Ms. Cousens told the members that the RFQP for the heat drying facility is complete and she is waiting for the finalized contract. It should be put out to bid within two weeks.

Ms. Cousens provided a sewer rate sheet by community for the members. It goes from lowest to highest. She reviewed the sheet for the members. She noted that this District is one of the more affordable districts providing wastewater treatment in the State.

Mr. Jaquez stated that he would be interested to see what populations are served by these facilities since that would make a big impact on the average users cost per community.

Ms. Cousens stated that, for example, the Charles River Pollution Control District is a much more expensive treatment facility to run due to nutrient removal processes but they do not have CSO's to address.

Ms. Cousens stated that she has received a response from National Grid regarding the letter asking them how much a third line would cost to service the Main Plant and the Riverside Pump Station. She received an email on April 2<sup>nd</sup> that indicated that for \$60,000 National Grid would continue to look into it. If the District decides to go forward with the project, National Grid would credit the \$60,000 and if the District does not go forward with the project, National Grid would keep it.

Mr. Connors stated that it was time to contact the State Representatives.

Ms. Cousens stated that she would update the Board in Executive Session regarding the Massachusetts DEP meeting.

Ms. Cousens told the members that the District experienced a CSO event on April 16, 2018. Other communities had CSO events as well. She noted that she had copies of the Eagle Tribune

articles from last Thursday and Friday. She said that all the Selectmen from North Andover were added to the CSO notification list.

Mr. Quartarone noted that the community credits were voted on at the last meeting. The next day he received an email from the Lawrence Mayor's Office with a press release that indicated that Mayor Rivera would be going before the City Council looking for \$150,000 to install security cameras throughout the City. He said that if the District had not voted to send the money back to the communities it might have had an impact. He noted that it is sometimes not known what is going on with the mayors and town managers and in this case, for Lawrence it proved to be a benefit.

Ms. Cousens told the Board that she attended, along with Mr. Peña and Mr. Jaquez, the Lawrence Municipal Vulnerability Preparedness Working Session at the Reliefs Inn in Lawrence and found both sessions to be very interesting. She met many of the public safety officials such as fire chiefs, police chiefs and the like. She said that, as a group, they decided that the most important issues were in regards to the environment, socioeconomic and infrastructure. Under the environment umbrella, GLSD CSO's were brought to the surface as a major concern. She looks at this as a positive because there is up to \$400,000 in grant money to help look into these problems. Also, she noted that this information is going to be brought to the State to prioritize projects that may receive funding in the future.

#### **UPDATE ON RIVERSIDE PUMP STATION PROJECT WITH CDM SMITH**

Mr. Lee Storrs, CDM Smith Construction Coordinator on both the Riverside Project and the CHP Project was now available to present an update of this agenda item via a slide presentation that is attached to these minutes. He noted that at the last Board meeting, an update was provided by Mr. Storrs, Mr. Michael Walsh and Mr. Richard Lof, Principal Mechanical Engineer of CDM Smith and Mr. Jerry Szofer, Technical Sales Manager, Grundfos.

Mr. Storrs proceeded with the slide presentation. He started with an overview of the current conditions of the Pumping Station. He said that the rehabilitation of the pumps is approximately 20% of the overall cost. He said that a good portion of the project was updating a lot of the electrical work and also controls improvements, etc. He showed the new primary feeder lines and the new switchgear in the slide. He said this is 100% complete. He continued to describe the pictures on the slides.

Discussion ensued regarding the gate repair.

Ms. Cousens stated that the riggers are ready and the District is going out to bid for another gate.

Mr. Jaquez asked how much it would cost to place isolation valves in all the pumps.

Mr. Storrs stated it would be very expensive and he was not sure if it would be much of a benefit.

Mr. Connors asked if it would be fair to say that the District is looking at four months down the road.

Mr. Wilson stated it might have to wait until perhaps late June or July.

Mr. Weare explained the process further. He said that early morning hours in the summertime experience the lowest flows and are needed to shut down the pumping station for this repair work.

Mr. Campagna estimated that time to do the initial piece would be approximately 6 hours.

Mr. Weare stated that the first operation would be below the valve and the piping to the pump would be taken apart. This could be done during the day while the pump station is operational.

Mr. Storrs continued. The next slide summarized the current standings cost wise. He said to date there has been just under \$200,000 in change orders. He reviewed the payments to date that include the completed electrical work. The total of payments to date equals \$6.5 million dollars. The remaining work to be done, assuming they proceed, would cost approximately \$1.5 million dollars.

Mr. Storrs stated that at the last meeting, one of the things discussed was the pump manufacturer performing a computational fluid dynamics model for the wet well areas. He said they have been told that they are currently running the model and something should be ready soon. He cautioned that the model would tell that there is a problem if there is a problem, however it would not show how to fix the problem. He also noted that Pump #1 was tested against a closed valve to see how much pressure it could develop without any flow going to it. It came up a little bit low. It was brought up to about 80% speed. If it were at 100% it should have been able to produce 148 feet ahead and it produced about 136 feet ahead. Similarly, they had tested with both Pump #1 and Pump #2 running and they produced about 90 mgd. The hope was to reach 104 mgd. He continued to describe the testing and the results. He said that with regards to the Long Term Control Plan, peak flows of 135 mgd would equate to approximately 4.6 events happening per year and if 165 mgd was achieved it would decrease to approximately 4.2 events per year. If Pump #3 and #4 are rehabbed, CDM Smith estimates that approximately 146 mgd would be achieved with ~ 4.45 events per year.

Mr. Connors stated that with looking at the long-term situation with regards to that, he asked if Mr. Storrs was basing the figures solely on what the past has been as opposed to what the future may look like i.e., that the CSO events are going to occur more often because of weather, etc. He asked if that had been taken into consideration.

Mr. Storrs stated that was a valid assumption as it was based upon past events and weather

Ms. Cousens stated that it is based upon a certain size storm that may be happening more often. Mr. Storrs stated that if more climate issues occur, the number of CSO events per year could change.

Mr. Chris Cronin asked if we were still investigating what it would take to get to design capacity.

Mr. Storrs stated that is being looked at to a certain extent and if it is determined by the model that the wet well is the problem, the next step would be to model how the configuration of the wet well could be modified.

Mr. Connors told Mr. Chris Cronin that at some point this needed to be discussed.

Mr. Connors stated that based upon everything they have heard at this meeting and previous meetings; they have to discuss credits sometime down the road. He said it makes no sense to stop the project and then deal with this situation.

Mr. Storrs stated that they need to get on record with Grundfos.

Mr. Connors stated that the District is already on record with them.

Mr. Storrs stated that letters have been sent.

Mr. Connors stated that they are aware that acceptance was conditional.

Mr. Chris Cronin stated that the disappointing part is that the idea was to increase the capacity over what the District had in place and the small pumps are not producing what was designed.

Mr. Storrs stated the bigger pump is not performing as designed either. He said that when the smaller pumps were tested they were not on the curve before they were rehabilitated. They had only expected that when the small pumps were rehabilitated they were only going to get about the same capacity. Conversely the large pumps were on the curve and the expectation was that the impeller could be made larger and more capacity could be gained. However, the impeller was made larger but the capacity was not increased.

Mr. Storrs stated that he would be happy to walk the members through the options and the pros and cons. He said that the first option would be to finish the project as designed and also put Grundfos on notice that they were supposed to put the impellers in and test them to assure that they were demonstrating the design points that they said they could meet. They are not meeting that so remedies are to be pursued. He said that there are benefits to the project. He said that the equipment is 40 years old especially the electrical gear which was very dated and was due to be replaced. That has taken place. They could finish out the rest of the project, i.e., to get the two remaining drives in and complete the project but not do anything further on the two remaining impeller assemblies. He said that the only benefit would be that they would be rehabbed but new additional capacity is not gained. He said that the work could also be stopped at this point. He said two pumps would then be under automatic controls and two that are not and one small pump has variable speed and the other would not.

Ms. Cousens stated that Grundfos are due \$207,000 according to recent pay schedules. She asked where the credit would come from.

Mr. Storrs stated that Ms. Cousens was referring to the leverage.

Mr. Connors stated that he was assuming that is CDM Smith's responsibility to negotiate and explain the justification for any credit.

Mr. Storrs stated that would be part of the work to be done. If the CFD model comes out with the wet well configuration being the problem and not the pumps there will be discussion to be had. He noted that a while back, discussion had taken place about pulling one of the pumps and having it tested.

Mr. Jaquez stated that we have gotten 12% mgd and the \$207,000 of the total cost is 12% as well.

Mr. Chris Cronin stated that was a good argument. He said he continues to be disappointed that we had wanted to be able to run this Plant on the smaller pumps and now we cannot.

Mr. Storrs stated that originally we had anticipated about 95% of the time being able to run with just one small pump. That number would decrease.

Mr. Chris Cronin felt that CDM Smith should investigate getting the credit. He said with the limited dollars left he did not feel that anything would be gained by stopping now.

Mr. Weare noted that currently the project is on hold.

Mr. Cronin felt that Option #1 should be taken to finish the project.

Mr. DiFiore felt that there was no other choice.

Mr. Connors stated that the members are saying to move forward with this and continue negotiations.

All agreed.

## **UPDATE ON ORGANICS TO ENERGY PROJECT WITH CDM SMITH**

### ***Discussion and Vote on Change Order No. 9 Attachment A (on file with the GLSD)***

Ms. Cousens told the members that this project is 94% complete and that yesterday, a very productive meeting was held with the Plumbing and Gas Inspectors from North Andover, PJ Dionne, CDM Smith, herself, Mr. Weare, and Methuen Construction. She felt that it was a very important meeting to have since they are all on the same page as far as how the plumbing work is going to get finished and how the oversight and the communication will be handled. She said that a lot lies with the local inspectors and their expectations on how things move forward. She said for example, what testing they want to see, when they want to get called, what they want to be involved with, what they do not need to be involved with, etc.

Ms. Cousens turned it over to Mr. Weare and Mr. Storrs to go over the details of the change order.

Mr. Storrs stated that at the last meeting pricing had been received for the first item. He said it is a work in progress related to scopes. He referred to the summary page. He said that the contractor submits the potential change orders and it was #74A in an approximate amount of \$590,000. He said that CDM Smith felt that the price that had been received was not reasonable and it was recommended that they proceed on a Time and Material basis.

Mr. Connors asked if that what was the vote said.

Mr. Storrs stated that he did not know what the vote was but said that he knew what the Change Order said.

Mr. Connors stated that he was not under the impression that this was based on a Time and Material basis.

Mr. Storrs stated that the change order indicated that it was on a Time and Material basis.

Mr. Jaquez stated that the amount was \$545,896 and Change Order #9 indicates \$349,367.

Mr. Weare provided Mr. Connors with a copy of the subject Change Order.

Mr. Connors stated he misunderstood what T & M meant.

Mr. Storrs stated that was their recommendation however nine times out of ten they would not recommend basing it on Time and Material.

Mr. Connors agreed.

Mr. Storrs stated that the contractor is given a scope for the change order work and the contractor provides a cost with a breakdown. CDM Smith at that time reviews it to make sure it is reasonable and may do an independent cost estimate. Then they negotiate with the contractor to come up with the best price and then in turn recommend it to the District. In this particular instance, the subcontractor was not willing to negotiate and CDM Smith did not feel that the pricing was reasonable. Consequently, CDM Smith recommended that this go forward on a Time and Material basis.

Mr. Connors stated that CDM Smith has one possibly two people onsite so how is the time calculated in a reasonable way. He asked if CDM Smith knew how many hours this should take to do.

Mr. Storrs stated that a cost estimate has been done on a portion of it. The \$545,896 figure was provided to install five or six vents per machine outside the building. CDM Smith had come up with a significantly lower number. Thus, the reason they did not feel the number was reasonable. He noted that the number is coming from the subcontractor. He said it was a

significant disparity. There is an inspector onsite and an assistant inspector onsite and the assistant inspector's job is to "birddog" and watch the plumbers for this time and materials. At the end of each day, the subcontractor details the manpower and materials used. The chief Resident Engineer for CDM Smith reviews it the following morning. The Board had made it specific at the last meeting that they would not be paying for training, etc.

Mr. Weare also visits the site on a daily basis. He said that they are moving forward. He has had conversations with the foreman. He said that there is a game plan that he is happy with.

Mr. Chris Cronin asked Mr. Storrs if the previous quote was estimated at \$540,000.

Mr. Storrs answered yes. However, it now looks closer to \$349,000. He said that the slips that were received to date are not at the \$350,000 mark.

Mr. Weare stated that what was presented last month and totaled \$545,896 included two items of work. One of those items has been taken out. It was very expensive and it was to run a gas line and the valving over to a water heater since there is a restroom and eyewash stations. Thus, CDM Smith instructed them to take it out and they will look into putting in an electrical water heater. So that amount dropped that \$545,000 down to \$485,000.

Mr. Storrs stated that it was not just the  $\frac{3}{4}$  inch line.

Mr. Storrs continued. He stated that Change Order #9 indicates the revised amount for the first item. Regarding the second item, the natural gas line needed to have a check valve and a plug valve on each of the lines going to the co-gen units. The price from the contractor for those and the price shown on the Change Order are recommended as a lump sum basis. The next item, PCO #112 Interim T & M Funding for All Gas Work by Plumber Outside of the Cogeneration Room was priced. He said that there are other miscellaneous items that still need to be completed related to the gas work. This item is indicated on a Time and Materials basis and the interim amount is \$100,000. He explained the work that needs to be done.

Mr. Connors stated that \$100,000 will not be \$100,000 and it may be more.

Mr. Storrs agreed.

Mr. Connors stated that he is having a difficult time since Mr. Storrs is presenting a change order with Mr. Weare that does not have true figures.

Mr. Chris Cronin agreed. He asked what the total estimate is. He said that they might not make the same decisions knowing the whole package.

Mr. Storrs stated that the District is owed a credit from Methuen Construction. Negotiations need to take place.

Mr. Connors stated that he finds it unacceptable that they could be presented with a change order without that number. He said that CDM Smith has a role to play. He said that now this will have to be put off for another period of time.

Mr. Storrs stated that if they had received the numbers they were comfortable with they would have brought them to the Board. He said he understood the difficult position that the Board is in but if he is not getting good numbers he will not recommend them to the Board.

Mr. Connors stated that he was also concerned that he is reading that CDM Smith is looking for additional money from the District because the project has been extended. He felt that the project had stopped.

Mr. Storrs stated that they had not stopped the project. The plumbers are onsite and performing the testing and concurrently installing these vent lines based upon the \$275,000 that was authorized.

Mr. Weare stated that the intent of adding the interim amount for the outside work is so that it could proceed.

Mr. Connors agreed. However, in a normal situation he would make the same decision. He is hearing now that these numbers are being given to patronize the Board.

Mr. Storrs stated that the real motivation is to keep the work moving forward.

Discussion ensued.

Mr. Connors asked how much of this work has to do with the State Plumbing Board.  
Mr. Storrs stated that the venting was not related to the State Plumbing but the retesting is.

Mr. Jaquez asked what percentage of this number is related to the State Plumbing Board.

Mr. Storrs stated that it would be approximately half.

Mr. Connors stated that being said, what is wrong with the theory that Methuen Construction owes the District that half.

Mr. Storrs stated that was the number that they wanted to negotiate with them. He noted that there is a difference in Labor Rates, etc. He said they need to sit down and discuss this with them further.

Atty. Ford stated that they also had said that they could do the work themselves.

Mr. Weare felt that Mr. Storrs has some good ammunition for the negotiations based on yesterday's meeting.

Mr. Stanford stated that he did not think any part of this that is palatable. The original construction contract was \$25 million and the total project value.

Mr. Storrs stated that it is approximately \$30,800,000.

Mr. Stanford asked if there was a contingency amount with this \$30,800,000 and what was the amount.

Mr. Storrs stated that there is and the amount is \$1,285,000. With this change order, they will be at the 5% at 94% complete.

Mr. Stanford stated that there is no expectation that this is the final number.

Mr. Connors stated what number is at the 5%.

Ms. Cousens stated that change orders that have been approved to date.

Mr. Weare stated that the amount is \$967,000 (Change Orders 1-8).

Mr. Connors stated that does not include the \$349,000 before them tonight.

Mr. Chris Cronin asked what the contingency amount.

Mr. Storrs stated that it is 5%.

Mr. Chris Cronin stated that there is 6% left to finish the project.

Mr. Connors stated the remaining 6% is where the issues lie. He said that there could easily be another 2-3% in change orders with that remaining work.

Mr. Stanford asked how that would be paid for.

Ms. Cousens stated that in the loan National Grid's interconnection cost was estimated to be over \$400,000. The cost actually came in at \$115,000. Thus there is almost \$300,000 left in that line item. However, after that the District has expended all of the monies from the Clean Water Trust loan

Mr. Quartarone stated that when this project commenced it sounded like a great thing and the District was going to be a frontrunner. He said that he has also heard that other entities have been getting involved in this type of project as well. He asked what was the exact dollar spent so far.

Ms. Cousens stated approximately \$20 million dollars.

Mr. Quartarone asked what would the District be paying in the future. He asked if it was worth continuing.

Mr. Connors stated that the project is 96% complete. He would say that a rough estimate would be \$31 million. He said that the District would likely be spending another million dollars before it is done.

Mr. Quartarone stated that the District needed to know what it going to be spent. He said this is a big problem in consideration of the unknown. He said that if the District is going to be spending a significant amount more than perhaps it should be reevaluated.

Ms. Elliott stated that the District would still owe the debt on what is spent.

Mr. Connors asked if the \$31 million includes the allowance for the change orders as well.

Mr. Weare stated yes.

Mr. Connors stated that would mean another \$500,000 would be needed.

Ms. Elliott stated that is presuming the District spent all the funds.

Mr. Stanford stated that there is \$300,000 available.

Mr. Stanford asked if that is in the project bid.

Mr. Storrs stated that it is part of the \$31 million.

Mr. Weare stated that there is a mechanism available that depends on how much the cost goes over the available funds. The Trust, with a vote of the Board, can increase the loan amount however Bond Counsel is needed. There is a cost associated with services by the the Bond Counsel again.

Ms. Elliott stated that the District used this mechanism for the Force Main project and there ended up being two loans for that project.

Mr. Connors stated to Atty. Ford that the Board needed to make a decision with regards to this change order before them. The Board also needs to adopt a policy with regards to how they would go forward with this. He asked Atty. Ford if this needed to be discussed in Executive Session.

Atty. Ford stated that if the Board is inclined to approve this in consideration of sending a message that the amounts were reduced. He felt that a motion could be made with the reservation of all rights and claims against all parties. He said that perhaps the number could be reduced once again.

Mr. Connors stated that if we assume that the scenario was playing out that the change orders keep coming back month after month. He said he was not sure if he wanted to have that discussion publically with CDM Smith and Methuen Construction.

Atty. Ford stated that this discussion could be done in Executive Session.

Mr. Quartarone stated that we are 96% complete but no one knows how much it would cost to finish it.

Mr. Connors asked Mr. Storrs and Mr. Weare about the \$349,000 and where would it leave us.

Mr. Weare stated that if the plumbers did not get involved with the gas work the work would be done. The whole problem is that the plumbers took over that work and are providing large estimates which cannot be recommended by CDM Smith. The plumbers have a position that the work can be done on a Time and Materials basis or else they would not do the work.

Mr. Connors stated that the District would get another plumber.

Mr. Weare stated that would be acceptable in the change order work however anything in the existing contract would result perhaps in a court matter.

Mr. Connors felt that an Executive Session was needed.

***Upon a motion made by Mr. Chris Cronin and seconded by Mr. DiFiore, upon a roll call, the members unanimously voted to enter into Executive Session for the purposes of discussing possible litigation.***

Upon returning to public session,

***A motion was made by Mr. Chris Cronin and seconded by Mr. Stanford to approve Change Order #9 in the amount of \$349,367.***

Discussion ensued.

Mr. Stanford stated that with reserving our rights to dispute the final number.

Atty. Ford stated that it would also be conditional upon having firm figures at the next meeting.

Mr. Chris Cronin asked if it would be appropriate to have a “not to exceed number.”

All agreed.

Mr. Pena stated that “not to exceed number” should at the very least be the original lump sum number.

All agreed on a “not to exceed number” of \$210,107.

Mr. Chris Cronin suggested that next month the Board be presented with a firm "not to exceed number" for the remainder of this additional related work for this portion of the project.

Mr. Connors stated that the only question he would have is that by voting is the Board committed to a specific number, i.e. the number that is in the change order.

Atty. Ford stated yes as far as the number in the change order.

Ms. Cousens stated that the change order can be approved but then a pay requisition that is recommended is given to the District and it goes on the warrant for approval again.

Mr. Cronin reiterated his request for a firm number be given at the next meeting.

Mr. Connors asked for clarification of the motion.

Ms. Doherty read the motion back to the members as follows.

*The motion was made by Mr. Chris Cronin and seconded by Mr. Stanford to approve Change Order #9 in the amount of \$349,367 with the Board reserving all rights to dispute the final number and next month there would be a "not to exceed number" for the remainder of this additional related work for this portion of the project.*

Per Mr. Pena's suggestion,

*Furthermore, the motion will not extend the substantial completion date.*

With no more discussion, the motion passed unanimously.

Mr. Connors asked Mr. Storrs about the costs of generators.

Mr. Storrs stated that he was not as familiar with that portion of the project.

Ms. Cousens stated that there would be a presentation at the next meeting regarding the cost analysis.

Mr. Connors suggested that Ms. Elliott be requested to provide information on overriding Proposition 2.5 if the number is over \$10 million dollars.

Ms. Cousens stated that with \$10 million dollar loan for 30 years would result in a repayment of \$333,000. This would definitely push the District over the 2.5% increase in the following years' budget.

## **BOARD BUSINESS**

There was no additional Board Business to discuss.

With no more items to be discussed,

*Upon a motion made by Mr. Chris Cronin and seconded by Mr. Stanford, the members unanimously voted to adjourn this meeting.*

Respectfully submitted;

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John Cronin, Secretary