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September 15, 2011

Mr. Timothy J. Brown  
General Manager/Chief Engineer  
Kent County Water Authority  
P.O. Box 192  
West Warwick, RI 02893

Re: Board Meeting Minutes of July 21, 2011

Dear Mr. Brown:

Enclosed you will find the original Board meeting minutes of July 21, 2011 to be kept in the vault with the other original minutes.

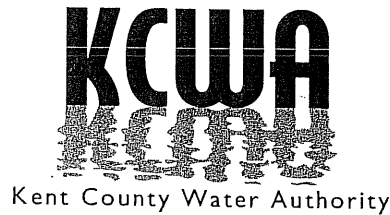
If you have any further questions, please feel free to contact me.

Very truly yours,

Joseph J. McGair

JJM:maf  
Enc.

# Agenda



# Agenda

BOARD MEETING AGENDA  
July 21, 2011 – 3:30 P.M.  
OFFICES OF KENT COUNTY WATER AUTHORITY

Approval - Minutes of Meeting: Board Meeting – June 16, 2011

Guests: 3:30 p.m. High Service Requests:  
▪ Hopkins Hill Commerce Park, D'Amico Engineering  
▪ McDonalds, New London Turnpike

4:00 p.m. Tarbox Toyota, John Revens, Jr.

Legal Counsel: Legal Matters

Director of Finance Report: Cash Report June 2011  
Closing May 2011

Point of Personal Privilege & Communication:

General Manager/Chief Engineer's Report:

Old Business:

New Business: Policy: Dress, Appearance & Grooming Standards, Approval  
Proposal Meter Reading Equipment, Award  
Bid, Mishnock Treatment Plant, Award  
East Greenwich Request, Special Duty Hydrant, KCWA Assistance  
Bond Refinancing Review, Action to Proceed  
PWSB Docket 4070, Compliance Filing, Conservation

Capital Projects: CIP-1C Mishnock Well Treatment Plant (Award)  
CIP-1B Mishnock Transmission (Design Status, FUNDING)  
CIP-7b Read School House Road Tank (NATGUN Settlement)  
CIP-7c, 7d, 8a Read School House Water Main (Closeout)

Infrastructure Projects IFR 2006B & 2007 (Closeout)  
IFR 2009A (Closeout)  
IFR 2009B (Construction Ongoing)  
Quaker Lane P. S. Design (Status)  
IFR 2010 Design  
Tech Park Storage Tank Painting (Remediation Status)  
SCADA Upgrade, Needs For Future

## Petrarca and Mcgair

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**From:** Open Meetings Admin [openMeetings@sos.ri.gov]  
**Sent:** Thursday, July 14, 2011 9:54 AM  
**To:** jjm@petrarcamcgair.com; openMeetings@sos.ri.gov  
**Subject:** SOS Open Meetings : Meeting Notice

July 14, 2011

This is your electronic confirmation for the electronic filing of meeting notice for the Kent County Water Authority. The meeting notice filed is for the meeting on: July 21, 2011 3:30:00 pm.

This notice was electronically filed on the Secretary of State Open Meetings Website on: July 14, 2011 09:53:51 am.

Please retain this message as your official proof of electronic filing.

Sincerely,

The Open Meetings Team at  
Office of Secretary of State A. Ralph Mollis State House Room 38 Providence, RI 02903  
(401) 222-2357  
(401) 222-1404  
TTY: 711  
[openmeetings@sos.ri.gov](mailto:openmeetings@sos.ri.gov)  
[sos.ri.gov](http://sos.ri.gov)

## Petrarca and Mcgair

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**From:** Open Meetings Admin [openMeetings@sos.ri.gov]  
**Sent:** Friday, August 19, 2011 1:20 PM  
**To:** jjm@petrarcamcgair.com; openMeetings@sos.ri.gov  
**Subject:** SOS Open Meetings : Meeting Minutes

August 19, 2011

This is your electronic confirmation for the electronic filing of meeting minutes for the Kent County Water Authority. The meeting minutes filed are in for the meeting held on: July 21, 2011 15:30:00.

This notice was electronically filed on the Secretary of State Open Meetings Website on: August 19, 2011 01:20:17 pm.

Please retain this message as your official proof of electronic filing.

Sincerely,

The Open Meetings Team at  
Office of Secretary of State A. Ralph Mollis State House Room 38 Providence, RI 02903  
(401) 222-2357  
(401) 222-1404  
TTY: 711  
[openmeetings@sos.ri.gov](mailto:openmeetings@sos.ri.gov)  
[sos.ri.gov](http://sos.ri.gov)

# KENT COUNTY WATER AUTHORITY

## BOARD MEETING MINUTES

July 21, 2011

The Board of Directors of the Kent County Water Authority held its monthly meeting in the Joseph D. Richard Board Room at the office of the Authority on July 21, 2011.

Chairman, Robert B. Boyer opened the meeting at 3:30 p.m. Board Members, Mr. Gallucci, Mr. Masterson and Mr. Inman were present together with the General Manager, Timothy J. Brown, Technical Service Director, John R. Duchesneau and Legal Counsel, Joseph J. McGair and other interested parties. Board Member Masterson led the group in the pledge of allegiance. Board Member Giorgio was delayed due to business issues.

The minutes of the Board meeting of June 16, 2011 were moved for approval by Board Member Masterson and seconded by Board Member Gallucci and were unanimously approved by the members in attendance

### **Guests:**

### **High Service Requests**

#### **Hopkins Hill Commerce Park, D'Amico Engineering**

David D'Amico, PE appeared before the Board representing D & D Irrigation Co. who will be moving to West Greenwich. The owner, Donald Labrioli was not available. The General Manager stated that this is project approved for Butler Builders and was to be a daycare facility and warehouse and main is already installed. John R. Duchesneau stated that the plans have been in review. The General Manager stated that water demands are miniscule and it was moved by Board Member Inman and seconded by Board Member Masterson to conditionally approve the request for water supply to service the commercial site with the following conditions in lieu of a moratorium:

1. The Kent County Water Authority (KCWA) is not a guarantor of water supply for this or any other approval and KCWA can only supply water reasonably available to it and therefore any applicant/customer of KCWA understands that any third party commitments made by a applicant/customer are subject to the reasonable availability of water supply and limits of the existing infrastructure to support service.

2. A deficient condition associated with accelerated

commercial and residential development exists in the area serviced by the KCWA, the KCWA is in the process of planning for additional water supply and therefore delays or diminution in service may occur if the water supply is unavailable or unable to produce water sufficient to service the customers of KCWA.

3. Ventures, commitments or agreements are at the applicant's sole risk if supply or existing infrastructure is found to be insufficient to support service. The applicant may afford the Authority with system improvements to facilitate adequate service.

4. The applicant shall file a formal application with the necessary design drawings, flow calculations, including computer hydraulic modeling to fully evaluate this project supply availability and the potential impact on the existing public water supply system. The applicant/customer understands that any undetected error in any calculation or drawing or an increase or change in demand as proposed, which materially affects the ability to supply water to the site, will be the responsibility of the applicant/customer and not the KCWA.

5. Only conservation-wise plumbing fixtures are to be installed including but not limited to low flow shower heads, low flow toilets and low flow aerators on faucets.

6. If irrigation systems are installed, they must be supplied by a private well. Xeriscape landscaping technique and/or proper planting bed (high water holding capacity) soil preparation shall be employed throughout the project.

And it was unanimously voted with the Board Members present:

VOTED: To conditionally approve the request for water supply to service the commercial site with the following conditions in lieu of a moratorium:

1. The Kent County Water Authority (KCWA) is not a guarantor of water supply for this or any other approval and KCWA can only supply water reasonably available to it and therefore any applicant/customer of KCWA understands that any third party commitments made by a applicant/customer are subject to the reasonable availability of water supply and limits of the existing infrastructure to support service.
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3. Ventures, commitments or agreements are at the applicant's sole risk if supply or existing infrastructure is found to be insufficient to support service. The applicant may afford the Authority with system improvements to facilitate adequate service.
4. The applicant shall file a formal application with the necessary design drawings, flow calculations, including computer hydraulic modeling to fully evaluate this project supply availability and the potential impact on the existing public water supply system. The applicant/customer understands that any undetected error in any calculation or drawing or an increase or change in demand as proposed, which materially affects the ability to supply water to the site, will be the responsibility of the applicant/customer and not the KCWA.
5. Only conservation-wise plumbing fixtures are to be installed including but not limited to low flow shower heads, low flow toilets and low flow aerators on faucets.
6. If irrigation systems are installed, they must be supplied by a private well. Xeriscape landscaping technique and/or proper planting bed (high water holding capacity) soil preparation shall be employed throughout the project.

### **McDonalds, New London Turnpike**

The General Manager stated this was previously approved for a Dunkin Donuts with a 2 inch service. It had not been activated and the proposed McDonalds could use the service.

It was moved by Board Member Masterson and seconded by Board Member Inman to conditionally approve the request for water supply to service the commercial site with the following conditions in lieu of a moratorium:

1. The Kent County Water Authority (KCWA) is not a guarantor of water supply for this or any other approval and KCWA can only supply water reasonably available to it and therefore any applicant/customer of KCWA understands that any third party commitments made by a applicant/customer are subject to the reasonable availability of water supply and limits of the existing infrastructure to support service.

2. A deficient condition associated with accelerated commercial and residential development exists in the area serviced by the KCWA, the KCWA is in the process of planning for additional water supply and therefore delays or diminution in service may occur if the water supply is unavailable or unable to produce water sufficient to service the customers of KCWA.

3. Ventures, commitments or agreements are at the applicant's sole risk if supply or existing infrastructure is found to be insufficient to support service. The applicant may afford the Authority with system improvements to facilitate adequate service.

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6. If irrigation systems are installed, they must be supplied by a private well. Xeriscape landscaping technique and/or proper planting bed (high water holding capacity) soil preparation shall be employed throughout the project.

And it was unanimously voted with the Board Members present:

VOTED: To conditionally approve the request for water supply to service the commercial site with the following conditions in lieu of a moratorium:

5. The Kent County Water Authority (KCWA) is not a guarantor of water supply for this or any other approval and



KCWA can only supply water reasonably available to it and therefore any applicant/customer of KCWA understands that any third party commitments made by a applicant/customer are subject to the reasonable availability of water supply and limits of the existing infrastructure to support service.

6. A deficient condition associated with accelerated commercial and residential development exists in the area serviced by the KCWA, the KCWA is in the process of planning for additional water supply and therefore delays or diminution in service may occur if the water supply is unavailable or unable to produce water sufficient to service the customers of KCWA.
7. Ventures, commitments or agreements are at the applicant's sole risk if supply or existing infrastructure is found to be insufficient to support service. The applicant may afford the Authority with system improvements to facilitate adequate service.
8. The applicant shall file a formal application with the necessary design drawings, flow calculations, including computer hydraulic modeling to fully evaluate this project supply availability and the potential impact on the existing public water supply system. The applicant/customer understands that any undetected error in any calculation or drawing or an increase or change in demand as proposed, which materially affects the ability to supply water to the site, will be the responsibility of the applicant/customer and not the KCWA.
6. Only conservation-wise plumbing fixtures are to be installed including but not limited to low flow shower heads, low flow toilets and low flow aerators on faucets.
7. If irrigation systems are installed, they must be supplied by a private well. Xeriscape landscaping technique and/or proper planting bed (high water holding capacity) soil preparation shall be employed throughout the project.

Tarbox Toyota, John Revens, Jr.

John C. Revens, Jr., Esq. appeared before the Board and stated that Tarbox

Toyota is interested in moving the Toyota dealership to the new site in North Kingstown and will need a service connection and North Kingstown amended its ordinance (groundwater and zoning) as evidenced attached as "A" and "B".

He stated that they want to submit an application for water service for Tarbox and to Allie's Donuts and just want permission to apply for Kent County Water Authority water. The General Manager stated that the issue is North Kingstown, as it can't be serviced by Providence Water Supply Board water service. Kent County Water Authority has another source, its well field on the Hunt River. In case of a future problem, the applicant is aware that water could cease. It was the sense of the Board that the application for Kent County Water Authority supply may be filed.

## **LEGAL MATTERS**

### **GTECH**

The hearing date was held on April 27, 2009 and the DPUC issued a Division Order on May 20, 2009 which states that the Complaint filed by GTECH Corporation on July 22, 2008 against Kent County Water Authority is hereby denied and dismissed. The deadline for GTECH to file an appeal is June 20, 2009. GTECH filed an appeal on June 19, 2009 in the Providence County Superior Court to the Decision of the Division of Public Utilities and Carriers of May 20, 2009 which ruled in favor of Kent County Water Authority. Kent County Water Authority answered the complaint on June 29, 2009 and Legal Counsel will engage in that portion of this continuing litigation. The parties have filed a consent order with the Court for the schedule of the briefs. GTECH brief was received on October 2, 2009 and Kent County Water Authority brief is due November 16, 2009. Kent County Water Authority filed their brief on November 16, 2009. GTECH did not file a reply brief and it is now up for order by the Court. Legal Counsel filed a Motion to Assign to a Judge and the assignment motion was scheduled for February 25, 2010 and was ordered on even date. The matter has been assigned to Judge Vogel, but no hearing date has been set. Legal Counsel requested that the Clerk of the Court schedule a hearing to conclude this matter and a conference with Judge Vogel was held on August 24, 2010 who stated that the Court will be rendering a decision and will give the parties notice. On November 18, 2010 Legal Counsel received the Decision from Judge Vogel which found that Kent County Water Authority Rules and Regulations precluding master metering for separately owned parcels of realty was correct and the decision of the Public Utilities Commission affirming the Kent County Water Authority Rules and Regulations was upheld. The deadline for GTECH to appeal this decision was December 20, 2010. GTECH did not file an appeal. The General Manager and Legal Counsel met with GTECH representative on January 24, 2011 and the matter will be resolved in the spring with full compliance to the Rules and Regulations. The staff met on April 20, 2011 and it is moving in the right direction and resolution is on-going and plans came in yesterday. An approvals letter was sent out to the Engineers for GTECH on May 24, 2011 giving them six (6) months to accomplish the same.

GTECH Corporation informed Mr. Duscheneau via email on June 6, 2011 that to comply with the KCWA ten (10) day confirmation requirement after approval letter that GTECH started construction and it is in progress.

#### Harris Mills

The company has gone into receivership. Kent County Water Authority is owed \$3,676.58. Legal Counsel will monitor for proof of claim filing. A permanent receiver was appointed. A proof of claim prepared and forwarded to the General Manager for signature on September 17, 2008 and will be filed in the Kent County Superior Court and sent to the receiver. Proof of Claim was filed and sent to Receiver on September 19, 2008. The proof of claim deadline was December 1, 2008. Legal counsel will continue to monitor for payment on claim. As of May 12, 2009, there has been no change in status. Petition to sell was filed by Receiver in Kent County Superior Court on June 5, 2009. Offer to property made which will allow for partial payment of claims. Legal Counsel will monitor progress of sale.

There has been no further progress regarding the sale of the Harris Mill complex in the receivership matter. Legal Counsel to contact the Receiver for a status report. New offers to purchase have come in which could allow Kent County Water Authority claim in this matter to be paid out of the receivership proceeds. As of September 14, 2009 the previous offer did not materialize. A new offer is being pursued. Legal Counsel will continue to monitor the progress of the sale. The receivership case is in the Supreme Court. On October 1, 2010 the Court approved the sale of the property and the allowed disbursements including payment of Kent County Water Authority bill. This office will continue to monitor payment. On May 13, 2011 Legal Counsel sent a letter to Counsel for potential buyer inquiring as to the status of the sale. Legal Counsel followed up with counsel for Buyer on June 14, 2011 regarding response to May 13, 2011 correspondence. On July 18, 2011 Legal Counsel was informed by Buyer's Counsel that the sale is on hold pending resolution of Supreme Court Appeals in receivership case.

#### Hope Mill Village Associates

The company is in receivership. Kent County Water Authority is owed \$1,632.44. Legal Counsel to prepare and file Proof of Claim. Proof of Claim was prepared and was forwarded to the General Manager for signatures. Proof of Claim was filed in Kent County Superior Court and was sent to the receiver on August 28, 2008 and as of this date this case is still pending. Hope Mill filed Chapter 11 Bankruptcy on August 20, 2008. Kent County Water Authority was not listed as a creditor. The proof of claim was prepared and signed by the General Manager on November 14, 2008 and was filed with the Bankruptcy Court on November 18, 2008. The proof of claim filing deadline was the end of November, 2008. Pursuant to the plan of reorganization filed by Debtor on November 22, 2008, Kent County Water Authority will be paid in full upon

confirmation of the plan by the Bankruptcy Court and Legal Counsel will continue to monitor. As of February 17, 2009 the Court has not scheduled a hearing for confirmation of plan. Debtor will be filing an Amended Plan in March 2009. Legal Counsel will continue to monitor. As of July 16, 2009 the Debtor has not filed an Amended Plan.

The Bankruptcy Court hearing was to be held on August 19, 2009 regarding a motion filed by Hope Mill to convert Chapter 11 to Chapter 7. Legal counsel will monitor the hearing and how the disposition of the hearing will affect the claim of Kent County Water Authority. The hearing was held on December 17, 2009. Assets purchased pursuant to Asset Purchase Agreement. Kent County Water Authority charges to be paid pursuant to Asset Purchase Agreement. Legal Counsel will follow up regarding timetable of payment to Kent County Water Authority. Legal Counsel spoke with Attorney DeAngelis on February 17, 2010 for status on payment to Kent County Water Authority.

Legal Counsel spoke with Attorney DeAngelis on May 13, 2010 and Mr. DeAngelis stated that a final closing has yet to be scheduled, but should be scheduled in the near future. There has been no progress on scheduling a closing as of July 18, 2011.

#### West Greenwich Technology Tank/Rockwood

This matter may be in litigation in that Rockwood Corporation had failed to take any steps and continually denied Kent County Water Authority efforts to take any steps in the painting issues inside of the tank and on February 16, 2009 their surety, Lincoln General Insurance Company, denied the claim as well. The matter was reviewed between the General Manager and Legal Counsel. Rockwood sent a proposal to Legal Counsel on March 31, 2009 and the General Manager weighed the same and a response was sent to Rockwood on April 24, 2009. On May 2, 2009 Rockwood sent another proposal and the General Manager responded to the same on May 8, 2009 requesting a written remedial plan proposal within ten days. On May 8, 2009 Rockwood responded by asking the General Manager to reconsider his position. On May 12, 2009 the General Manager sent correspondence to Rockwood stating the Authority will await Rockwood comments to KCWA letter of May 8, 2009. On May 13, 2009 Rockwood provided an additional response to the KCWA letter of May 8, 2009 with questions. On May 13, 2009 the General Manager sent correspondence agreeing to provide Rockwood with more time to complete a plan of remediation for an additional 10 days. On May 14, 2009, Rockwood sent a response and the General Manager, Merithew and Rockwood to have an informal meeting to work out details. The meeting took place and the Authority is monitoring the efforts of Rockwood to remedy the situation. The tank was recently dry inspected and the vendor remediated the same. Kent County Water Authority is awaiting final inspection of the tank with respect to the remediation. Rockwood has performed work at the site and it is necessary to have a final inspection after the tank has been filled. The tank has been filled and inspection is

moving forward. This has been concluded. However, inspection followed which disclosed that there were more paint issues. On July 22, 2010, Legal Counsel notified the Bonding Company regarding action to correct. This will be further discussed by the General Manager in IFR projects. This matter is being discussed which may include litigation and KCWA is awaiting final restoration plans from the vendor. On March 16, 2011 and March 17, 2011, the General Manager received email communications from Rockwood requesting KCWA response to Rockwood performing its February 18th proposal on March 21, 2011. Further, the email stated that Mr. Northrop is no longer with Lincoln and provided an alternate contact for forwarding of the claim of KCWA.

On March 29, 2011 Legal Counsel sent correspondence to Mr. Northrop's successor, Paul Poppish pursuant to Mr. Law of Rockwood. After receiving no reply, Legal Counsel sent a follow up letter to Mr. Poppish on April 13, 2011. On May 16, 2011, Legal Counsel called Lincoln General and Mr. Poppish is no longer with the company and was directed to Mr. Bob Griffith and Legal Counsel spoke with him and was asked to send the correspondence to him which was accomplished on even date. No response was received from Mr. Griffith and Legal Counsel sent a follow up letter on June 9, 2011.

On July 14, 2011 Legal Counsel had a telephone conference with Bob Griffith from Lincoln General who stated that he would get something out to Legal Counsel the beginning of the week of July 18, 2011 and a letter was received on July 17, 2011 stating that he would discuss it with his insured and would respond thereafter.

#### Comptroller of the Currency

On October 16, 2008, Kent County Water Authority resolved to change the Trustee from US Bank to Bank of NY Mellon regarding 2001/2002/2004 bond issue trust administration to be effective January 23, 2009. That on October 17, 2008, Kent County Water Authority timely notified US Bank concerning the transfer of trusteeship. On approximately January 20, 2009, the US Bank announced that it would require \$6,650.00 as transfer fees to accomplish ownership to the Bank of NY Mellon. Additionally, the US Bank kept \$1,667.67 of fees that were previously unused. That in order for the closing and transfer to take place, Kent County Water Authority on January 22, 2009 paid the sum of \$6,650.00 under protest and stated its displeasure with the US Bank and thereby stating that it would not jeopardize its bondholders and therefore paid the same and also sent a copy to the Controller of the Currency. On March 4, 2009 the Controller of the Currency stated that the US Bank would be replying directly to Kent County Water Authority. On March 11, 2009 Kent County Water Authority received a response from US Bank which was totally unsatisfactory. On March 31, 2009, Kent County Water Authority notified the Controller of the Currency concerning the unsatisfactory response of US Bank dated March 11, 2009 and reiterated its position. On June 30, 2009 US Bank sent a check in the amount of \$1,666.67 and it was received by Legal Counsel on July 6, 2009, saying that the same was a bookkeeping error as exhibited on the check. That on July 7, 2009 Kent County Water Authority sent a letter to US Bank with a copy to the Controller of the Currency

that the amount for advance services paid was acknowledged and that Kent County Water Authority has not acknowledged its exception to extracting at the 11th hour ransom of \$6,650.00 on January 12, 2009 and it will continued pursuit of its claim with the Controller of the Currency. A follow up letter was sent to the Controller of the Currency on August 21, 2009 and will await a response. A follow up letter was sent on December 17, 2009. The General Manager received a response from the Comptroller of the Currency on January 8, 2010 and on January 11, 2010, Legal Counsel received a response letter from the Comptroller of the Currency which deemed that the complaint is still active. Legal Counsel has been monitoring the status via the website provided by the Comptroller and there is no updated status as of May 20, 2010 and Legal Counsel sent follow up letters on May 20, 2010, September 15, 2010, October 8, 2010 and November 17, 2010. In response to follow-up letters, status of claim via website has been changed to "Review in Process". Legal Counsel sent another follow up letter on February 16, 2011. Still awaiting reply which for this agency is glacial.

On July 18, 2011, Legal Counsel sent certified correspondence to John Walsh, Acting Controller of the Currency asking for guidance or a resolution to this matter. The letter included the ten unanswered letters.

#### Spectrum Properties, The Oaks, Coventry, Rhode Island

Legal Counsel for the developer forwarded on July 13, 2009 to Kent County Water Authority Legal Counsel for comment on the proposed form of easement deeds with respect to the residential subdivision. On July 29, 2009, Legal Counsel for Kent County Water Authority sent a response to Attorney William Landry setting forth comments to the proposed form of deeds. Legal Counsel received revised deeds from Attorney Landry on September 10, 2009 and they have been forwarded to the General Manager for review and have been approved by the General Manager. On September 24, 2009, Legal Counsel forwarded to Attorney Landry correspondence stating that the form of easement deed has been approved by Kent County Water Authority and for Attorney Landry to forward the original executed deeds to Kent County Water Authority for execution of acceptance. Legal Counsel has not received the deeds to date therefore Legal Counsel forwarded status inquiry correspondence to Attorney Landry on November 18, 2009. Attorney Landry replied to Legal Counsel on November 23, 2009 stating that the developer is in the midst of scheduling a final approval hearing with the Town and Attorney Landry will provide Legal Counsel for KCWA with the anticipated timetable for final approval and recording of the deeds upon Mr. Landry's receipt of this information.

Legal Counsel was pursuing Attorney Landry for status of his receipt of timetable for municipal approvals. Legal Counsel telephoned Attorney Landry and left a voicemail message as to status and subsequently forwarded correspondence to Attorney Landry on March 11, 2010. On May 11, 2010, Legal Counsel forwarded subsequent correspondence to Attorney Landry inquiring as to the status of the matter. The Developer contacted Legal Counsel directly and informed her that final approvals have not been received. Sanford J. Resnick, Esq. forwarded correspondence on September

17, 2010 to the Chairman informing of his representation of the developer and a request to appear before the Board to discuss inspection fees.

Mr. Resnick appeared at the May 19, 2011 Board Meeting and the staffs are working together with the Developer and Legal Counsel. Mr. Resnick will draft agreements with respect to flushing and constructing the water line.

#### DPUC: Mai Tai Investments Docket No.: D10-111

Mai Tai Investments of Coventry filed a complaint against Kent County Water Authority because of a billing dispute. The matter is new and Kent County Water Authority has responded with a data request and a hearing will be held thereafter. On September 23, 2010, Mr. Iacono requested an extension of 30 days to respond or object to KCWA data requests in order to seek counsel. This matter is on hold until Mr. Iacono retains counsel. On November 29, 2010 Legal Counsel for KCWA filed a Motion to Dismiss regarding no response. On December 7, 2010 Legal Counsel received an Objection to the Motion to Dismiss and Request for Additional Extension of Time to Respond to Data Requests which was filed by Mr. Iacono. On December 14, 2010 Legal Counsel filed an Objection and Motion to Strike in response to Mr. Iacono's Objection and Motion to Dismiss. Legal Counsel received an entry of appearance from Pavilonis, Esq. on which may be determinative of the motions.

Mai Tai Investments forwarded to Legal Counsel response to the first set of data requests. On January 18, 2011 Legal Counsel sent out a Motion to Compel More Responsive Answers and a Motion to Dismiss regarding inadequate responses. This matter was scheduled before the DPUC on February 9, 2011 and discovery was ordered by the Hearing Officer to be completed by February 15, 2011 and a hearing was held on March 9, 2011 and briefs will be filed with a decision to be expected at the end of May or early June of 2011. On April 12, 2011 Legal Counsel received the Complainant's brief and Kent County Water Authority brief was filed on April 26, 2011. The Complainant's response to Kent County Water Brief was due on May 6, 2011 in that they did not ask the Hearing Officer for any additional time. A Decision was received on May 24, 2011 in favor of Mai Tai on the condition that they convert to master meter configuration within 90 days which is August 21, 2011 and if the same is not accomplished by Mai Tai then the Authority may return to DPUC for modification of the Decision.

#### Natgun

Counsel for Natgun corporation was to present another proposal for Kent County Water Authority to review and none has been received by Legal Counsel to date albeit the attorney for Natgun had asked Legal Counsel for time to provide a document in lieu of a release. The matter stands as Kent County Water Authority is aware that Natgun is litigating with Parkside which refuses to provide a release. Kent County Water Authority is protected due to the hold back on the contract.

**Director of Finance Report:**

The General Manager stated that the poor state of the economy continues to hamper the collection process and Kent County Water Authority is working very diligently on collections, however, the revenues are closely in line with the budget.

Joanne Gershkoff, Finance Director, explained and submitted the financial report and comparative balance sheets, statements of revenues, expenditures attached as "C" and cash receipts, disbursements ad FY 2010-2011 attached as "D" through June, 2011, and after thorough discussion with regard to the sales and revenue shortfalls. The restricted accounts were all funded for the period.

Board Member Gallucci moved and seconded by Board Member Inman to accept the reports and attach the same as an exhibit and that the same be incorporated by reference and be made a part of these minutes and it was unanimously,

VOTED: That the financial report, comparative balance sheet and statement of revenues, expenditure attached as "C" and cash receipts, disbursements and FY 2010-2011 attached as "D" through June, 2011 be approved as presented and be incorporated herein and are made a part hereof.

**Point of Personal Privilege and Communications:**

Board Member Gallucci commended the management staff that the Bond rating was upgraded from A to A+. All members joined in congratulating the General Manager and staff.

Board Member Masterson stated that there was no money for stimulus for Kent County Water Authority.

**GENERAL MANAGER/CHIEF ENGINEER'S REPORT**

**Old Business**

**New Business:**

**Policy: Dress Appearance & Grooming Standards, Approval**

The General Manager stated that the short form/long form of the policy for the review of the Board.

It was moved by Board Member Gallucci and seconded by Board Member Inman to hold this matter for further study and it was unanimously voted among the Board Members present:



VOTED: To hold this matter for further study.

Board Member Giorgio arrived at 4:10 p.m.

Proposal Meter Reading Equipment, Award

The General Manager stated there were two bids for meter reading equipment received and that it was the recommendation of the General Manager that Neptune Technology was the best and met the requirements of the contract documents and it was fair and reasonable as evidenced and attached as "E".

Board Member Gallucci asked about the meter readings being read by the Tower radio frequency. The General Manager stated that multiple towers would be very costly. The Chairman wanted to hear the benefits of such a proposal.

Board Member Inman and Board Member Giorgio both believe that the future is looming and the present needs to have this current technology.

The General Manager stated that he will have an information meter technology session for Board edification at the next meeting.

Bid, Mishnock Treatment Plant (Award)

The General Manager stated there were six bids for the Mishnock treatment plant and that it was the recommendation of the Engineer, Wright-Pierce to select Hart Engineering Corporation for the Mishnock Treatment plant as evidenced and attached as "F".

It was moved by Board Member Masterson and seconded by Board Member Gallucci to award the proposal for the Mishnock Treatment Plant to Hart Engineering Corporation in the amount of \$11,570.00 as evidenced and attached as "F" and it was unanimously,

VOTED: To award the proposal for the Mishnock Treatment Plant to Hart Engineering Corporation in the amount of \$11,570.00 as evidenced and attached as "F".

East Greenwich Request, Special Duty Hydrant, KCWA Assistance

The General Manager stated that the fire station on Frenchtown Road and East Greenwich requires a hydrant for fire training and assistance for the tap and the materials it cost.

It was moved by Board Member Masterson and seconded by Board Member Gallucci to approve the requested hydrant for East Greenwich for fire training with Kent County Water Authority Assistance and it was unanimously voted among the Board Members present,

VOTED: To approve the requested hydrant for East Greenwich for fire training with Kent County Water Authority Assistance.

Board Member Inman exited the meeting at 4:30 p.m.

#### Bond Refinancing Review, Action to Proceed

The General Manager stated that finance consultants stated that there are 4.7% (E) savings for refinance and the term would be approximately ten years remaining. The General Manager stated that calculations needed to be done and will need Bond Counsel and consultant for RFP and further stated need to have due diligence especially in regard to the A+ upgrade. It was the sense of the Board to proceed with Bond process of refinancing for Board approval.

#### PWSB Docket 4070, Compliance Filing, Conservation

The Providence Water Supply Board filed the conservation filing and the General Manager is concerned that summer usage will be at 120% over during summer water billing and will affect the summer billing. Kent County Water Authority will file testimony and protect Kent County Water Authority. It was the sense of the Board to proceed.

#### **CAPITAL PROJECTS:** **INFRASTRUCTURE PROJECTS**

All Capital Projects and Infrastructure Projects were addressed by the General Manager and described to the Board by the General Manager with general discussion following and are evidenced and attached as "G".

Board Member Gallucci made a Motion to adjourn, seconded by Board Member Giorgio and it was unanimously voted by the Board Members present,

VOTED: To adjourn the meeting at 4:35 p.m.

  
Secretary Pro Tempore

# **EXHIBIT A**

Kent County Water Board Meeting

July 21, 2011



# Town of North Kingstown

## Rhode Island

No. 27

### TOWN COUNCIL

Elizabeth S. Dolan  
*Council President*

Michael S. Bestwick  
*Council Member*

Charles E. Brennan, Jr.  
*Council Member*

Carol H. Hueston  
*Council Member*

Charles H. Stamm  
*Council Member*

May 23, 2011

At the Regular Meeting of the Town Council of the Town of North Kingstown held on May 23, 2011, following a Public Hearing, it was

**VOTED:** To adopt an Ordinance in Amendment of Section 21-186(c)(1) of the Code of Ordinances, Town of North Kingstown, entitled, "Groundwater Recharge and Wellhead Protection Overlay Districts".

Jeannette Alyward  
Town Clerk

# **EXHIBIT B**

Kent County Water Board Meeting

July 21, 2011

**ORDINANCE NO. 11-10**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 21 OF THE CODE OF ORDINANCES, TOWN OF NORTH KINGSTOWN, ENTITLED, "ZONING"**

The Town Council of the Town of North Kingstown hereby ordains:

**SECTION 1.** That Section 21-186(c)(1) of the Code of Ordinances, Town of North Kingstown, entitled, " Groundwater recharge and wellhead protection overlay districts" is hereby amended to read as follows:

- (1) Zone 1 groundwater protection areas. Zone 1 includes a 1,750-foot radius circle around transient noncommunity water system wells located outside the water service area. The creation of a new water service areas shall automatically remove or modify to the correct zone any affected lots from the applicable groundwater protection area. The creation of new ~~town~~ water service areas and the construction of publicly town-serviced water lines in areas that fall into this category will automatically remove all lots ~~and abutting lots~~ within the 1750-foot radius circle around the transient noncommunity water system wells from the groundwater 1 designation and place said lots in a groundwater 2 designation, unless other such groundwater protection requirements from this chapter apply to keep said lots in the groundwater 1 protection zone.

**SECTION 2.** This Ordinance shall take effect upon passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

Adopted at the Town Council Meeting of May 23, 2011.

Jeannette Alyward  
Town Clerk

# **EXHIBIT C**

Kent County Water Board Meeting

July 21, 2011



Kent County Water Authority  
 STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

AS OF 05/2011

ACCOUNT DESCRIPTION	----- C U R R E N T M O N T H -----			----- Y E A R - T O - D A T E -----		
	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET
REVENUES						
1-4150 MERCHANDISING & JOBBING	417.00		-417.00	4587.00	3184.04	-1402.96
1-4160 M & J COSTS & EXPENSES	1500.00	1616.99	116.99	16500.00	20024.58	3524.58
1-4190 INTEREST & DIVIDEND INC.	2916.66	253.16	-2663.50	32083.26	74903.70	42820.44
1-4210 MISC. NON-OPER. INCOME					20210.75	20210.75
TOTALS FOR OTHER INCOME	4833.66	1870.15	-2963.51	53170.26	118323.07	65152.81
1-461A METERED SALES - GC	1134862.83	762582.17	-372280.66	12483491.13	13439915.33	956424.20
1-461B METERED SALES - IC	290093.66	125304.69	-164788.97	3191030.26	2985837.46	-205192.80
1-4620 PRIVATE FIRE PROTECTION				144336.00	141886.27	-2449.73
1-4630 PUBLIC FIRE PROTECTION				976663.50	974852.03	-1811.47
1-4640 SALES -PUBLIC AUTHORITIES	62229.08	24429.95	-37799.13	684519.88	673892.32	-10627.56
1-4660 SALES FOR RESALE				75000.00	107337.34	32337.34
1-4710 MISC. SERVICE REVENUE	14172.16	17855.30	3683.14	155893.76	166685.39	10791.63
1-4740 OTHER WATER REVENUES	3750.00	40390.31	36640.31	41250.00	78590.81	37340.81
TOTALS FOR OPERATING REVENUE ACCTS.	1505107.73	970562.42	-534545.31	17752184.53	18568996.95	816812.42
TOTALS FOR REVENUES	1509941.39	972432.57	-537508.82	17805354.79	18687320.02	881965.23
EXPENDITURES						
1-6010 OPERATION & LABOR EXP.	1250.00		1250.00	13750.00		13750.00
1-6020 PURCHASED WATER	375000.00	296647.37	78352.63	4125000.00	4315233.95	-190233.95
1-6140 MAINTENANCE OF WELLS	208.33		208.33	2291.63	196.50	2095.13
TOTALS FOR SOURCE OF SUPPLY EXPENSES	376458.33	296647.37	79810.96	4141041.63	4315430.45	-174388.82
1-6210 FUEL FOR PUMPING	125.00		125.00	1375.00	961.70	413.30
1-6230 POWER PURCHASED	39583.33	28584.26	10999.07	435416.63	393530.17	41886.46
1-624A PUMPING LABOR	4833.33	4512.09	321.24	53166.63	30343.15	22823.48
1-624B PUMPING EXPENSES	316.66	133.29	183.37	3483.26	3025.92	457.34

REPORT DATE 07/15/2011  
 SYSTEM DATE 07/15/2011  
 FILES ID Z

Kent County Water Authority  
 STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

PAGE 2  
 TIME 10:11:35  
 USER JOANNNG

AS OF 05/2011

ACCOUNT DESCRIPTION	----- C U R R E N T M O N T H -----			----- Y E A R - T O - D A T E -----		
	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET
1-6310						
MAINT STRUCT & IMPROVE	2916.66	1569.59	1347.07	32083.26	25146.34	6936.92
1-6330						
MAINT PUMPING EQUIPMENT	3166.66	2731.88	434.78	34833.26	34445.94	387.32
TOTALS FOR PUMPING EXPENSES	50941.64	37531.11	13410.53	560358.04	487453.22	72904.82
1-6410						
CHEMICALS	13750.00	17098.05	-3348.05	151250.00	154906.44	-3656.44
1-642A						
OPERATION LABOR	6333.33	5968.03	365.30	69666.63	69848.11	-181.48
1-642B						
OPERATION EXPENSES	2916.66	6251.00	-3334.34	32083.26	36674.92	-4591.66
1-6520						
MAINT WATER TREAT EQUIP	300.00		300.00	3300.00	1332.94	1967.06
TOTALS FOR WATER TREATMENT EXPENSES	23299.99	29317.08	-6017.09	256299.89	262762.41	-6462.52
1-662A						
T & D LABOR	1433.33		1433.33	15766.63	21105.06	-5338.43
1-662B						
T & D SUPPLIES & EXP	3083.33	6995.63	-3912.30	33916.63	60529.07	-26612.44
1-663A						
T & D METER LABOR	2833.33	3560.93	-727.60	31166.63	41848.09	-10681.46
1-663B						
T & D METER SUPP & EXP	1250.00		1250.00	13750.00	10957.35	2792.65
1-6650						
T & D MISC	1250.00		1250.00	13750.00	9361.95	4388.05
1-6710						
MAINT STRUCT & IMPROV	833.33		833.33	9166.63	5188.00	3978.63
1-6720						
MAINT RESERVOIR & STDPIPE	1166.66	4098.67	-2932.01	12833.26	14456.93	-1623.67
1-6730						
MAINT T & D MAINS	45833.33	67349.79	-21516.46	504166.63	556285.44	-52118.81
1-6750						
MAINT SERVICES	15166.66	7526.19	7640.47	166833.26	229527.11	-62693.85
1-6760						
MAINT METERS	8333.33	4292.13	4041.20	91666.63	64899.12	26767.51
1-6770						
MAINT HYDRANTS	8333.33	7333.33	1000.00	91666.63	79792.13	11874.50
1-6790						
TRANSFER TO CONSTRUCTION	-625.00		-625.00	-6875.00	-9278.67	2403.67
TOTALS FOR TRANS. & DISTR. EXPENSES	88891.63	101156.67	-12265.04	977807.93	1084671.58	-106863.65
1-902A						
METER READING LABOR	6500.00	7154.77	-654.77	71500.00	99354.59	-27854.59
1-902B						
METER READING SUPP & EXP					1861.98	-1861.98
1-903A						
CUSTOMER RECORDS LABOR	17833.00	14302.57	3530.43	196167.00	145484.12	50682.88
1-903B						
CUSTOMER RECORDS SUPP	6666.60	9788.85	-3122.25	73333.20	66588.85	6744.35

Kent County Water Authority  
 STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

AS OF 05/2011

ACCOUNT DESCRIPTION	----- C U R R E N T M O N T H -----			----- Y E A R - T O - D A T E -----		
	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET	BUDGET	ACTUAL	ACTUAL OVER/ UNDER BUDGET
TOTALS FOR CUSTOMER ACCT. EXPENSES	30999.60	31246.19	-246.59	341000.20	313289.54	27710.66
1-9200 ADM & GENERAL SALARIES	31583.00	19058.99	12524.01	347417.00	265103.76	82313.24
1-9210 OFFICE SUPPLIES & EXP	11666.67	12072.15	-405.48	128333.33	122608.04	5725.29
1-9230 OUTSIDE SERVICES	10484.00	10768.91	-284.91	115316.00	85214.68	30101.32
1-9240 PROPERTY INSURANCE	16250.00		16250.00	178750.00	174287.35	4462.65
1-9250 INJURIES & DAMAGES					506.91	-506.91
1-9260 EMPLOYEE PENSION & BENEF	71666.66	53867.82	17798.84	788333.34	802744.05	-14410.71
1-9280 REGULATORY COMM EXP				86500.00	49643.22	36856.78
1-930B MISC GENERAL EXPENSE	1250.00		1250.00	43750.00	11264.21	32485.79
1-9300 MISC GENERAL EXPENSE		41640.00	-41640.00	51000.00	41640.00	9360.00
1-932A MAINT GENERAL PLANT	12500.00	3598.95	8901.05	137500.00	95452.10	42047.90
1-932B MAINT VEHICLES	10416.00	6917.00	3499.00	114584.00	130783.72	-16199.72
1-9330 UNASSIGNED TIME VAC HOL	19330.00		19330.00	210670.00	171985.45	38684.55
TOTALS FOR ADM. & GENERAL EXPENSES	185146.33	147923.82	37222.51	2202153.67	1951233.49	250920.18
1-4030 DEPRECIATION EXPENSE	96667.00	96666.67	.33	1063333.00	1063333.37	-.37
1-4080 TAXES OTHER THAN INCOME	15000.00	32846.54	-17846.54	165000.00	158281.40	6718.60
1-4270 INTEREST-LONG TERM DEBT	115657.00	123101.04	-7444.04	1272224.00	1354111.44	-81887.44
1-4280 AMORTIZATION OF DEBT DISC	5010.00	5010.00		55110.00	55110.00	
TOTALS FOR OTHER EXPENSES	232334.00	257624.25	-25290.25	2555667.00	2630836.21	-75169.21
TOTALS FOR EXPENDITURES	988071.52	901446.49	86625.03	11034328.36	11045676.90	-11348.54
EXCESS OF REVENUE OVER EXPENDITURES FOR general	521869.87	70986.08	-450883.79	6771026.43	7641643.12	870616.69

# **EXHIBIT D**

Kent County Water Board Meeting

July 21, 2011

# **EXHIBIT E**

Kent County Water Board Meeting

July 21, 2011

KENT COUNTY WATER AUTHORITY  
REQUEST FOR PROPOSAL  
TO PROVIDE  
COMPUTERIZED METER READING SYSTEM AND EQUIPMENT

PROPOSAL OPENING – JUNE 2, 2011

The Proposal Opening for computerized meter reading system and equipment was held at on June 2, 2011 at 10:00 a.m., per the requirements of the Proposal Invitation advertised in the Providence Journal on May 26, 2011. Attendance was a mandatory requirement at the pre-proposal conference to submit a Proposal.

Kent County Water Authority is seeking price proposals from qualified vendors and manufactures in the field of meter reading system technology with a proven reputation in water utility equipment to provide computerized meter reading system and equipment for the Kent County Water Authority. The Vendor or Manufacturer shall provide directly to the Kent County Water Authority, through their agents and assigns, a "Turnkey" computerized meter reading system solution including all equipment, professional installation, and training services pertaining to the operation, care, and maintenance. The Meter Reading System shall be compatible with the Authority's existing metering equipment and billing system. The meter reading system shall include all software, hardware, ancillary equipment and/or services necessary to produce a fully functional system that is integrated with the current billing system.

The following proposals were opened:

1. Neptune Technology Group, 5 Brookside Avenue, Danvers, MA 01923  
Steve Horn, Phone: 617-216-9656

- All 8 required copies received
- Pricing:

Meter Reading Handhelds	\$5,400.00 each
Charging cradles and related parts	\$ 1.00 each
Software	\$3,000.00 lump sum
Complete turnkey installation & integration services	\$ 1.00 lump sum
Training	\$3,000.00 lump sum
Probes for ARB V boxes and/or Touch Pads	\$ 900.00 each

2. Badger Meter, Inc. submitted a letter declining submittal of a proposal.
3. E. J. Prescott, 38 Albion Road, Lincoln, RI 02865  
Al D'Ambrosca, Phone: 401-333-1317

- All 8 required copies received

▪ Pricing:

Meter Reading Handhelds	\$ 10,800.00 each
Charging cradles and related parts	\$ 790.00 each
Software	\$ 4,800.00 lump sum
Complete turnkey installation & integration services	\$ 405,000.00 lump sum
Training	\$ N/C lump sum
Probes for ARB V boxes and/or Touch Pads	\$ 4,000.00 each

The Proposal Opening was closed at 10:10 a.m.

# **EXHIBIT F**

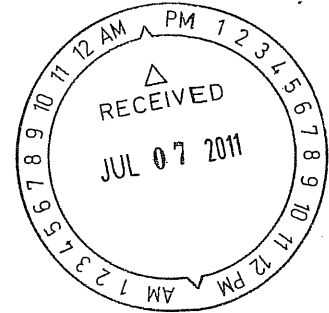
Kent County Water Board Meeting

July 21, 2011



July 6, 2011  
W-P Project No. 11054C

Mr. Timothy J. Brown, P.E.  
General Manager / Chief Engineer  
Kent County Water Authority  
1072 Main Street  
West Warwick, RI 02893-0192



Subject: **Mishnock Treatment Facility  
Evaluation of Bids**

Dear Mr. Brown:

Our office has reviewed the six (6) general contractor bids received on June 30, 2011 and have prepared the attached "tabulation of bids". Hart Engineering Corporation (Hart) of Cumberland, RI submitted the lowest bid.

The Bid Form submitted by Hart did however contain a \$40.00 error in the bottom line summation of the ten bid items. Each individual bid item was correctly calculated. The summation of individual bid items however was calculated to be \$11,570,000, a difference of \$40.00 from the correctly calculated summation of \$11,570,040.00. (Note: one other bidder had a similar forty dollars error.) In accordance with the Instructions to Bidders (Specification Section 00100) Article 14.01 C "discrepancies between the indicated sum and the correct sum would be resolved in favor of the correct sum". Therefore, the Total Base Bid by Hart would be Eleven Million, Five Hundred Seventy Thousand, Forty Dollars and Zero Cents (\$11,570,040.00). Regardless of the minor error, the bid submitted by Hart remains the lowest bid.

We have checked references of several Public Agencies of projects either ongoing or recently completed by Hart. The results of these reference checks consistently rated Hart from "good" to "excellent" in general performance (work quality, timeliness, responsiveness, etc.). These references indicated that Hart is capable of performing a project of this nature (treatment facility). We have also contacted Hart's banking institution, Citizens Bank. Citizens have confirmed that Hart has been a long-time client and maintains their accounts satisfactorily and appropriate to the Bank's standards.

*LF*

### BID TABULATION

#### Hart Engineering Corporation

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 9,369,720.00	\$ 9,369,720.00
2	GE/Zenon Syssem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 200.00	\$ 800.00
4	Ledge	50	\$ 100.00	\$ 5,000.00
5	Unsuitable Material	50	\$ 40.00	\$ 2,000.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 11,570,040.00

#### Carlin Contracting Co., Inc.

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 10,380,480.00	\$ 10,380,480.00
2	GE/Zenon Syssem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 2,000.00	\$ 8,000.00
4	Ledge	50	\$ 225.00	\$ 11,250.00
5	Unsuitable Material	50	\$ 75.00	\$ 3,750.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 12,596,000.00

#### Walsh Construction Company

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 10,640,000.00	\$ 10,640,000.00
2	GE/Zenon Syssem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 750.00	\$ 3,000.00
4	Ledge	50	\$ 35.00	\$ 1,750.00
5	Unsuitable Material	50	\$ 15.00	\$ 750.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 12,838,020.00

### BID TABULATION - CONTINUED

#### Waterline Industries Corporation

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 10,718,407.00	\$ 10,718,407.00
2	GE/Zenon Sysem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 500.00	\$ 2,000.00
4	Ledge	50	\$ 75.00	\$ 3,750.00
5	Unsuitable Material	50	\$ 20.00	\$ 1,000.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 12,917,677.00

#### Gilbane Building Company

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 10,759,787.00	\$ 10,759,787.00
2	GE/Zenon Sysem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 500.00	\$ 2,000.00
4	Ledge	50	\$ 75.00	\$ 3,750.00
5	Unsuitable Material	50	\$ 40.00	\$ 2,000.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 12,960,057.00

#### H.V. Collins

Bid Item	Description	Units	Unit Bid	Amount
1	WTF Complete	1	\$ 11,391,520.00	\$ 11,391,520.00
2	GE/Zenon Sysem	1	\$ 2,063,080.00	\$ 2,063,080.00
3	Test Pits	4	\$ 550.00	\$ 2,200.00
4	Ledge	50	\$ 220.00	\$ 11,000.00
5	Unsuitable Material	50	\$ 56.00	\$ 2,800.00
6	Utility Allowance	1	\$ 50,000.00	\$ 50,000.00
7	Testing Allowance	1	\$ 20,000.00	\$ 20,000.00
8	Furnishing Allowance	1	\$ 5,000.00	\$ 5,000.00
9	Permit Allowance	1	\$ 40,000.00	\$ 40,000.00
10	SCADA Fixed Price	1	\$ 14,440.00	\$ 14,440.00
TOTAL				\$ 13,600,040.00

# **EXHIBIT G**

Kent County Water Board Meeting

July 21, 2011

<b>PLANNING DOCUMENT \$25,000/YEAR ALLOCATION</b>	
<b>PROJECT</b>	<b>STATUS</b>
Water Supply System Management Plan WSSMP	Approved
Hunt River Interim Management & Action Plan	Removed
2008 CIP Program Plan	Approved
Clean Water Infrastructure Plan 2008	Approved
<b>UPDATED CIP PROJECTS BOND FUNDING</b>	
<b>PROJECT</b>	<b>STATUS</b>
Mishnock Well Field (new wells) CIP - 1A	Permitting Completed
Mishnock Transmission Mains CIP - 1B	Design Review, Funding will be critical to plant operation
Mishnock Treatment Plant CIP - 1C	Bid Award
East Greenwich Well Treatment Plant - CIP-2	Preliminary Design Report Completed
Clinton Avenue Pump Station Rehabilitation CIP - 7A	Completed
Read School House Road Tank CIP - 7B	Natgun Settlement
Read School House Road Main CIP 7c, 7d, 8a	Close out
<b>IFR FUNDED PROJECTS</b>	
<b>PROJECT</b>	<b>STATUS</b>
IFR 2005	Completed C. O. # 1 Asphalt Adjustment
IFR 2006 A	Closed out, Paving Issue West Warwick, Need Resolution
IFR 2006 B / IFR 2007	Close Out
IFR 2009 A & 2009 B	2009A - Closeout, 2009B, Construction Status
IFR 2010	Design Separation Underway
Prospect Street	Completed
PWSB 78" / Johnson Blvd. P.S. Modification	Completed
Greenwich Avenue Replacement	Completed
Hydraulic Tank Evaluation	Completed
Quaker P. S. Design	Review Design Options
Tech Park Tank Recoating	Status - Action Required
Tiogue Tank Re-Service	Completed
Hydrant Painting	On Going
SCADA Upgrade	Current equipment will not be supported for repair