

KENT COUNTY WATER AUTHORITY

MINUTES OF THE REGULAR MEETING  
OF THE BOARD

December 20, 2018

A meeting of the Board of Directors of the Kent County Water Authority was held on the 20<sup>th</sup> day of December 2018, at 3:30 p.m. at the offices of the Authority in West Warwick, RI, in the Joseph D. Richard Board Room.

Chairman Robert Boyer opened the meeting at 3:30 p.m. Board members Treasurer Joseph Gallucci, Russell Crossman, Frank Giorgio and Jefferey Giusti were all present together, along with the General Manager/Chief Engineer Timothy J. Brown, Legal Counsel Patrick J. Sullivan, Esq., Director of Technical Services John Duchesneau and Director of Finance and Administration Michael Lanfredi. Also in attendance was Treatment Manager/Water Project Engineer Dave Simmons. Mr. Giusti led the group in the pledge of allegiance.

**APPROVAL OF THE MINUTES**

The minutes of the regular board meeting held on November 15, 2018 were presented for approval. Mr. Giorgio moved, seconded by Mr. Crossman, to approve the minutes. The minutes were approved unanimously.

**Legal Matters**

Mr. Sullivan discussed the litigation entitled Conservation Law Foundation v. KCWA and Burrillville v. KCWA (PC2017-1037 and PC2017-1039). He discussed the progress of the case and the lack of developments since the last meeting. He again told the board that the case was heard and that he still awaits a decision. He said another justice took most of retired Judge Silverstein's cases.

He then discussed the CONE receivership. He said, similarly, that Judge Sara Taft Carter was recently assigned the case and that there was a hearing before her on the consent order between the receiver and the town of Coventry. He said the new judge promised that this receivership, dating back to 2011, would be closed out this calendar year. He said she scheduled two new court dates in January 2019.

## **Director of Finance Report:**

Mr. Lanfredi, Finance Director, explained and submitted the financial report. He reported on the Cash Receipts and Disbursements and Statement of Cash Location FY 2018-2019 as of November 2018 and Statement of Revenues, Expenditures, and Changes in Fund Balance as of November 2018, attached as exhibit "A", and a thorough discussion ensued with regard to the sales and revenue.

Chairman Boyer commented about a few good months of revenue.

Mr. Gallucci moved, seconded by Mr. Giorgio, 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.

Upon Motion duly made and seconded, it was unanimously,

VOTED: That the Cash Receipts and Disbursements and Statement of Cash Location FY 2018-2019 as of November 2018 and Statement of Revenues, Expenditures, and Changes in Fund Balance as of November 2018, attached as exhibit "A", be approved as presented and be incorporated herein and are made a part hereof.

## **Point of Personal Privilege and Communication**

Chairman Boyer commented on the workforce working well together and praised Mr. Brown and the administrative staff for the situation.

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

### **GENERAL:**

#### **Utility Conflict King Fisher & Osprey Drive, Coventry**

Mr. Brown indicated he thought it might be time for Mr. Sullivan to get involved. Mr. Crossman said he has made no progress with Mr. McGee. He said perhaps a meeting with the acting town manager would move the matter forward. Mr. Crossman said he would arrange that.

#### **Warwick RI Backflow Preventers, Coordination with Mr. Gallucci**

Mr. Brown said KCWA was waiting on Joe Blake from the city of Warwick for the installation of the preventers. Mr. Brown said it appears they are getting lip service from the city. He said that was the position of the school department but, now, the schools have begun the work. Mr. Gallucci said he would set up a meeting after the 1<sup>st</sup> of the year.

**Approval and Acceptance Proposals Water Meter replacement program; authorization to execute contract for services.**

Mr. Simmons made a presentation to the board relative to the new water meters. He explained the water meter solid state technology and showed the board the various types of meters that will be installed as part of the replacement program as approved in the last tariff. Mr. Giusti asked about leak detection.

Mr. Brown said the schedule appears to be a January 2019 purchase and a February and March, 2019 installation. Mr. Gallucci asked if there would be a rate increase or if new employees would be needed, and Mr. Brown said neither would occur as the project was already approved.

There was a general discussion about the different proposals and the budget allowed for the project. He said he would recommend Neptune Technologies for the meter purchase and for the technology. He said the RFP would go out in January 2019. Mr. Brown said the vote to purchase the meters would be put off until January 2019 as the agenda item was not specific enough to authorize the vote.

**INFRASTRUCTURE PROJECTS**

**IFR 2015A**

Mr. Brown reported that the project was complete and there was a need for a balancing change order. He said the contract amount decreased by \$426,602.07.

Mr. Guisti moved, seconded by Mr. Crossman.

Motion made, and duly seconded, to approve the balancing change order in the amount of \$426,602.07, it was unanimously

VOTED: That KCWA approve the balancing change order in the amount of \$426,602.07.

**IFR2015B**

Mr. Brown said the paving was done and the striping was scheduled for the day of the meeting. Only the final coat remains.

### **IFR 2016 Design – 3 Phase Project**

Mr. Brown updated the Board that this remains on hold for funding and was a three-phase project.

### **IFR 2018 Construction Bid Date, January 23, 2019**

Mr. Brown reported that this is scheduled for a bid opening date of January 23, 2019.

## **CAPITAL PROJECTS**

### **Water Main North/South Interconnection High Service Task Order \$7044.00**

Mr. Brown reported that the project is scheduled to be bid in January 2019.

### **Executive Session – 42-46-5 (a)(2) Relating to Litigation Pinga v KCWA 3SC-2018-01004** **Discussion and Action**

Mr. Giorgio moved and seconded by Mr. Crossman that the board move into executive session for discussion of litigation as set forth above pursuant to RIGL 42-46-4 and 42-46-5(a)(2)

Upon Motion duly made and seconded, it was unanimously, by roll call vote,

VOTED: That the board move into executive session for discussion of litigation as set forth above pursuant to RIGL 42-46-4 and 42-46-5(a)(2)

The board goes into executive session at 4:30 p.m.

The board resumes regular session.

Mr. Giorgio moved, seconded by Mr. Giusti, to seal the minutes of the executive session pursuant to RIGL 42-46-4 and 42-46-5.

Upon Motion duly made and seconded, it was unanimously, by roll call vote,

VOTED: That the board seal the minutes of the executive session pursuant to RIGL 42-46-4 and 42-46-5.

There being no further business before this meeting, on motion duly made by Mr. Giorgio, seconded by Mr. Crossman and carried, the meeting was adjourned at 5:00 p.m.

Dated: January 17, 2019

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Patrick J. Sullivan  
Legal Counsel