

**MINUTES OF THE MEETING OF THE
NEW YORK CITY WATER BOARD
February 24, 2017**

A meeting of the New York City Water Board (the “Board”) was held on February 24, 2017 starting at approximately 8:30 a.m. in Spector Hall at 22 Reade Street, New York, New York 10007. A roll call of the Board’s members was conducted, and the following members of the Board were present for the meeting:

Alfonso Carney,

Adam Freed,

Jonathan Goldin, and

Arlene Shaw

constituting a quorum. Mr. Carney chaired the meeting, and Albert Rodriguez served as Secretary of the meeting.

Approval of the Minutes

The first item on the agenda was approval of the minutes of the Board’s previous meeting held on October 14, 2016. There being no discussion, upon motion duly made and seconded, the minutes of the meeting held on October 14, 2016 were unanimously adopted.

Appointment of Executive Director

The next item on the agenda was the appointment of Joseph Murin as Executive Director of the New York City Water Board. Chair Carney led the ensuing discussion and noted Mr. Murin’s extensive experience with the New York City Department of Environmental Protection (“DEP”), most recently as Chief Financial Officer, and expressed that the Board was looking forward to working with Mr. Murin. Chair Carney also lauded Omar Nazem for his service as Acting Executive Director.

There being no more discussion, upon motion duly made and seconded, the following resolution was unanimously adopted by the Board.

RESOLUTION

WHEREAS, pursuant to Section 1045-g(8) of the New York City Municipal Water Finance Authority Act, the New York City Water Board (the “Board”) is authorized to appoint such officers as it may require for the performance of its duties; and,

WHEREAS, Article II of the by-laws of the Board designates an Executive Director as an Officer of the Board and prescribes the duties and responsibilities of the Executive Director; and,

WHEREAS, Vincent Sapienza, Acting Commissioner of the Department of Environmental Protection, and Omar Nazem, Acting Executive Director of the Board, have proposed that Joseph Murin be appointed to serve as Executive Director of the Board; and,

WHEREAS, the Board has reviewed the background and experience of Joseph Murin and believes that he is qualified to serve as Executive Director; it is therefore,

RESOLVED, that Joseph Murin is hereby appointed Executive Director of the Board effective immediately.

Approval of Selection of Rate Consultants and Contract Authorization

The next item on the agenda was the approval of a rate consultant, pursuant to a joint request for proposals conducted by the Board with the Water Finance Authority. Board staff is recommending the award of a contract to Amawalk Consulting, whose principal, Ed Markus, has been involved with the Board on rate setting since 1985, with subcontracts to IBS Management & Consultancy Services and the Environmental Finance Center at the University of North Carolina.

Mr. Nazem explained that the recommended contractor, Amawalk, was selected pursuant to a competitive Request for Proposals (“RFP”) process. An RFP was issued, three

proposals were received, and interviews were conducted with all proposing teams. The evaluation committee recommended Amawalk as the proposer providing the best technical merit, the lower hourly rate, and the most realistic view of the likely total fees.

There being no further discussion, upon motion duly made and seconded, the following resolution was unanimously adopted:

WHEREAS, pursuant to Section 1045-g(8) of the New York City Municipal Water Finance Authority Act (the "Act"), the Board is authorized to enter into contracts and to retain private consultants on a contract basis for the purpose of obtaining professional or technical services to assist the Board in carrying out its responsibilities; and,

WHEREAS, the Board's primary duty under the Act is to establish and collect water and wastewater rates and charges in an amount sufficient to place the water supply and wastewater systems (the "System") of the City on a self-sustaining basis; and,

WHEREAS, the New York City Municipal Water Finance Authority (the "Authority") finances capital projects for the System through the issuance of bonds and notes; and,

WHEREAS, the Board and the Authority seek to procure the services of a qualified firm to serve as rate consultant to the Board and the Authority; and,

WHEREAS, on April 15, 2016, staff from the Board and the Authority jointly commenced a competitive solicitation process for said rate consulting services with a Request for Proposals ("RFP"), which was issued directly to 35 firms and advertised in the Minority Commerce Weekly and The City Record; and,

WHEREAS, , three technical proposals and cost proposals were received for consideration and review; and,

WHEREAS, a Technical Evaluation Committee ("the Committee"), consisting of qualified persons from the Board and the Authority, rated and ranked each technical proposal and statement of qualifications received in accordance with the criteria stated in the RFP; and,

WHEREAS, all three proposing teams were invited to interview with the Committee; and,

WHEREAS, the Committee determined that the proposal and presentation by Amawalk Consulting Group LLC (“Amawalk”) was the most highly-rated on technical approach and qualifications and, after consideration of the cost proposal, determined that its cost proposal was fair and reasonable; and,

WHEREAS, the Board has reviewed a memorandum dated February 17, 2017 from the Acting Executive Director and Treasurer of the Board, Omar A. Nazem, on behalf of the Committee, which summarizes the RFP and evaluation process and sets forth a recommendation that the Board authorize the Executive Director to enter into a contract with Amawalk to provide rate consulting services to the Board; and,

WHEREAS, in accordance with the Water Board’s Policy on the Procurement of Goods and Services, in particular, Section 4 (selection based on the best combination of technical merit and price) and Section 5.i (prior approval of contracts where the cumulative value exceeds \$100,000), the Board finds the selection of Amawalk appropriate; it is therefore

RESOLVED, that the Executive Director is hereby authorized and directed to execute an agreement with Amawalk to provide rate advisory services to the Board, for a five-year term, which may also include an option for two one-year extensions at the Board’s discretion, upon such terms and conditions as the Executive Director may deem reasonable and appropriate; and be it further

RESOLVED, that the total compensation for services performed for the initial five-year term of the agreement shall not exceed \$800,000 of Board funds.

Discussion of Financial Metrics

Next, Chair Carney asked if the Board members had any questions regarding Fiscal Year 2017 metrics. Responding to a question from Mr. Freed, Mr. Nazem agreed to provide the Board with a longer term trend analysis of water consumption in New York City and Upstate.

Executive Session

Pursuant to New York Public Officers Law, section 105 (d), and upon motion duly made and approved, the Board conducted an executive session to discuss certain current litigation matters. After the executive session, the Board reconvened publicly and reported it had taken no action during the executive session.

Adjournment

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was duly adjourned.

SECRETARY