

MINUTES

BOARD OF DIRECTORS PLACER COUNTY WATER AGENCY

Thursday, October 7, 2004
3:00 Regular Meeting

A. CALL TO ORDER

Chair Wollan called the regular meeting of the Placer County Water Agency to order at 3:03 p.m. in the Board of Supervisors Chambers, Placer County Administrative Center, 175 Fulweiler Avenue, Auburn, California. Chair Wollan led the Pledge of Allegiance.

Board Directors present:	Alex Ferreira, Lowell Jarvis, Chair Otis Wollan
Board Directors absent:	Pauline Roccucci, Mike Lee (arrived at 4:00 p.m.)
Agency personnel Present:	DAVID BRENINGER, General Manager; ED TIEDEMANN, General Counsel, CHERI SPRUNCK, Agency Secretary/Clerk to the Board; BEVERLY BELL, Administrative Aide; BRENDA LINDLEY, Typist Clerk II, GINNY BORKOWSKI, Deputy Director of Customer Services; MIKE COOPER, Director of Administrative Services; BRIAN MARTIN, Director of Technical Services; EINAR MASICH, Director of Strategic Affairs; MIKE NICHOL, Director of Field Services; JOSEPH PARKER, Director of Financial Services; MAL TOY, Director of Resource Development

B. PUBLIC COMMENT: None

C. REPORTS BY DEPARTMENT HEADS/AGENDA CHANGES AND REVIEW

Director of Resource Development introduced his new staff, Administrative Aide Beverly Bell and Typist Clerk II Brenda Lindley, who will help with the FERC Relicense Project. He provided a handout that went to five key Relicense agencies with a description of the project and a timeline. General Manager commented on the new staff positions and that the new Administrative Aide will be serving as backup for the Clerk to the Board. General Manager reported on the Agency's new electronic document imaging program and that it is user friendly and will provide helpful information to the public. Director of Field Services gave an update on the canal outage. He also reported on a constituent's concern about the Antelope canal potentially washing out. Request for additional funds will be made and the canal gunited. Director of Technical Services reported on the Glenbrook Mobile Estates need for an optional water supply because of MTBE in their well. (Handout provided) Inquiry and response followed.

Closed item K1 removed from the agenda.

D. CONSENT CALENDAR:

1. Approval of September 2, 2004, minutes.

2. Approval of Warrant Register No. 04-19.
3. Approval of budget transfers, as recommended by the Director of Financial Services. **None at this time.**
4. Approval of matters related to the Board of Directors as follows:
 - a. Expenses for previous months;
 - b. Anticipated expenses in excess of \$500; and
 - c. Anticipated costs of transportation, lodging, and associated fees for travel outside the State of California to be paid by the Agency.
5. Approve **Resolution No. 04-35** declaring certain items to be surplus property and no longer necessary for Agency use; and authorizing sale thereof.
6. Adoption **Resolution No. 04-36** to initiate proceedings for the annexation of land, the Flowers Properties, to PCWA's Zone 1 and setting a public hearing on December 2, 2004, at 3:00 p.m.
7. Approve the following for the Ophir Road property purchase – Foothill WTP Phase 2:
 - a. Authorize staff to execute all escrow documents;
 - b. Payment in the amount of \$110,206 plus escrow fees into escrow with Placer Title Company
8. Approve the following for the Val Verde/Dick Cook Pipeline Pressure Reducing Station property purchase:
 - a. Authorize staff to execute all escrow documents;
 - b. Payment in the amount of \$1,150 plus escrow fees into escrow with Placer Title Company.
9. Approve the following for the Sunset Industrial Tank and Pump Station property purchase:
 - a. Authorize staff to execute all escrow documents;
 - b. Payment in the amount of \$960,498 plus escrow fees into escrow with Placer Title Company.

Motion by Director Ferreira approving Consent Calendar items 1, 2, 3, 4, 5, 6, 7, 8, and 9; motion seconded by Director Jarvis and adopted by unanimous vote of directors present on roll call.

E. BIDS AND CONTRACTS:

1. Approve Amendment No. One to the Engineering Services Contract with Meyer Control Corporation for additional programming for the Stoneridge Pump Station PLC Modifications Project in an amount not to exceed \$14,500.
2. Approve Amendment No. Four to the Engineering Services Contract with A T.E.E.M. Electrical Engineering for additional electrical engineering for the Foothill WTP 28 MGD Expansion Project, Contract #99-08, in an amount not to exceed \$5,000.
3. Approve Amendment No. Three to the Engineering Services Contract with JSP Automation for inspection services for the SCADA System Upgrade Project, Contract #2003-04, in an amount not to exceed \$124,600.
4. Approve Amendment No. One to the Engineering Services Contract with Domenichelli & Associates for additional design work for the Bowman WTP Filter Gallery Enclosure Project, in an amount not to exceed \$19,936.
5. Approve Agreement with the Gold Country Training Consortium for 2004-05 in the amount of \$2,862.
6. Approve Financial Consulting Agreement with Montague DeRose and Associates.

7. Approve amended contracts for various independent contractors with Eldon Cotton, Marie Davis, Ed Horton, and Art Rangel.
8. Approve a revision of the total contract amount in Tom Johnson Contract, Task Order 2004-1 to 2004-5 in the increased amount of \$10,000 (the total amount was previously listed incorrectly as \$210,000 when it should have been \$220,000).
9. Regarding phase 2 of the Agency's Integrated Regional Water Management Plan for western Placer County:
 - a. Approve budget transfer of \$158,000
 - b. Approve Task Order #2 with Brown & Caldwell in the amount of \$148,000

Motion by Director Jarvis approving Bids and Contracts items 1, 2, 3, 4, 5, 6, 7, 8, and 9; motion seconded by Director Ferreira and adopted by unanimous vote of directors present.

F. WATER AVAILABILITY AND REQUESTS FOR NEW WATER SERVICE

1. Consider status on matters affecting water availability and service.

Director of Strategic Affairs reported that the De LaSalle project developer had submitted to the Agency for review a draft description of a water supply plan for the project that they intended to use as part of their project description in their soon to be released Notice of Preparation of an EIR. The draft project description noted the intent to begin their development with groundwater with later conversion to surface water as their primary water supply source. Director of Strategic Affairs indicated that the Agency has serious concerns with this approach, but that positive discussions are ongoing, triggered in part by sharing a draft letter to the County that the Agency would be compelled to send if the draft project description remained unchanged. He indicated that he would keep the Board apprised of developments on this issue. No action taken.

2. Zone 1 water supply information and requests.
 - a. Applications for Water Service – Conditional Raw Water Commitments
 - b. Applications for Water Service – Treated Water Commitments
 - i. Pipeline Extension Agreements (PLX)
 - 2152
 - ii. Other agreements
 - iii. Single Connections (In fill)

Director Lee arrived at 4:00 p.m. Director of Technical Services reported on water service requests. Motion by Director Jarvis approving water service applications in the total amount of 19 acre feet; motion seconded by Director Ferreira and adopted by unanimous vote of directors present.

3. Requests for responses from Agency - **None at this time**
 - a. SB 221 (tentative map)
 - b. SB 610 (environmental process)
 - c. Other

G. GENERAL ITEMS

1. Consider support of California Proposition 1A on the November 2, 2004, State ballot (support recommended by ACWA and other local government associations). Adopt **Resolution 04-37**.

General Manager reported on California Proposition 1A. Motion by Director Lee adopting Resolution 04-37; motion seconded by Director Ferreira and adopted by unanimous vote of directors present on roll call.

2. Consider changing the process related to Board action of the Warrant (Check) Register.

Director of Financial Services reported. Motion by Director Lee to change the Board action process of the Warrant (Check) Register; motion seconded by Director Ferreira and adopted by unanimous vote of directors present.

H. REPORTS BY DIRECTORS:

Director Ferreira asked for a report on the CALFED (Pombo/Feinstein) Bill. General Manager stated that PCWA staff and consultants worked on the CALFED funding bill wording over a year ago and that the bill was approved October 6, 2004.

I. REPORTS BY LEGAL COUNSEL: None

J. REPORTS BY GENERAL MANAGER

General Manager reported on budget--the loss of revenue to the State, PERS is hitting harder on the amount the employer has to pay – 15% for pension funds, health care costs have increased in 2005, adjustment on wages are coming up; insurance is going up, and fuel costs to pump water and drive the fleet are going up. The water budget is being carefully reviewed because we may struggle to keep things status quo. Discussion, inquiry, and response followed.

K. CLOSED SESSION

With all members present as heretofore designated, the meeting adjourned to closed session at 4:31 p.m. to consider the following:

1. ~~**Conferences with legal counsel – existing litigation**~~ – Pursuant to Subdivision (a) of Section 54956.9 of the Government Code. ~~*Name of Cases: (a) F & H Construction, Inc. v. PCWA, et al., Placer County Superior Court Case No. S-CV-17007; and (b) Azteca Construction v. PCWA, Sacramento County Superior Court Case No. 04A500120.*~~ **Removed from agenda.**
2. **Conference with legal counsel – anticipated litigation; significant exposure to litigation** – pursuant to Subdivision (b) of Section 54956.9 of the Government Code
Number of Potential cases: One--potential litigation involving maintenance and operation of Middle Fork Tunnel and Surge Shaft
3. **Public Employee Performance Evaluation** – pursuant to Section 54957 of the Government Code
Position Title: General Manager

L. REPORT FROM CLOSED SESSION

No action taken on item K2. On item K.3 final evaluation and letter will be finalized and put into the General Manager's personnel file.

M. ADJOURNMENT:

Meeting adjourned at 5:05 p.m. until Thursday, October 21, 2004, 8:15 a.m., meeting at the PCWA Business Center.

ATTEST:

Cheri Sprunck, Clerk to the Board
Placer County Water Agency