

# MINUTES

## BOARD OF DIRECTORS PLACER COUNTY WATER AGENCY

Wednesday, October 13, 2010  
2:00 p.m., Adjourned Meeting

Board Members Present: CHAIRMAN ALEX FERREIRA, GRAY ALLEN, LOWELL JARVIS, and MICHAEL LEE

Board Members Absent: BEN MAVY

Agency Personnel Present Who Spoke: VALERIE LORD, Assistant General Manager and Director of Administrative Services; JANET GOLDSMITH, General Counsel, JIM WIEZEL, Legal Counsel, CHERI SPRUNCK, Agency Secretary/Clerk to the Board;

### A. CALL TO ORDER

Chairman Ferreira called the adjourned meeting of the Placer County Water Agency Board of Directors to order at 2:05 p.m. in the American River Room, Placer County Water Agency Business Center, 144 Ferguson Road, Auburn, California.

1. Roll call
2. Pledge of Allegiance

Led by Director Lee

### B. PUBLIC COMMENT:

No member of the public commented.

### C. REPORTS BY DEPARTMENT HEADS

No reports received.

### D. AGENDA CHANGES AND REVIEW

There were no agenda changes.

### E. CLOSED SESSION

With all members present, as heretofore designated, the meeting adjourned to closed session at 2:06 p.m. to consider the following:

1. **Conference with legal counsel – anticipated litigation** – Pursuant to Subdivision (b) of Section 54956.9 of the Government Code.  
*Potential Case:* Sacramento Prestige Gunite, Inc., Hardway Concrete, Dees-Hennessy, Inc., and ABC Ready-Mix

F. REPORT FROM CLOSED SESSION

The Board returned at 2:20 p.m. No reportable action taken.

G. GENERAL ITEMS

1. Continue appeal process on formal bid for Canal Gunite Services, Contract #P-10-06.

Legal Counsel, Jim Wiezel, recommended rejecting all bids

Director Allen moved to accept Legal Counsel's recommendation to reject all bids; motion seconded by Director Jarvis and adopted by unanimous vote of Directors present.

Mr. Wiezel noted the item will be put out for rebid as a public works contract in accordance with the Agency public works contract document. The Agency has the authority under Section 21321 of the Public Contract Code to have this work done as needed in the interim, by force account—that is, on the basis of time and materials. If Agency staff makes the decision to do that, they will be in contact with one or more of the bidders as needed and may solicit formal quotes for the work on that basis.

Board comment followed.

H. REPORTS BY DIRECTORS:

No reports received.

I. REPORTS BY LEGAL COUNSEL

No reports received.

J. REPORTS BY GENERAL MANAGER

No reports received.

K. ADJOURNMENT

At 2:23 p.m. Director Allen made a motion to adjourn; motion seconded by Director Lee and adopted by unanimous vote of directors present.

ATTEST:

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Cheri Sprunck, Clerk to the Board  
Placer County Water Agency