



A G E N D A

**BOARD OF DIRECTORS
PLACER COUNTY WATER AGENCY**

**Thursday, March 19, 2020
2:00 PM, Regular Meeting**

**Placer County Water Agency Business Center
American River Room
144 Ferguson Road
Auburn, California**

Members of the Board of Directors:

ROBERT DUGAN, District 4
Chairman of the Board

GRAY ALLEN, District 1
PRIMO SANTINI, District 2

MIKE LEE, District 3
JOSHUA ALPINE, Vice-Chair, District 5

A. CALL TO ORDER:

1. Roll Call
2. Pledge of Allegiance
3. Announcements, introductions and recognitions

B. PUBLIC COMMENT:

This is the time for any member of the public to address the Board of Directors on any matter not on the agenda that is within the subject matter jurisdiction of the Agency. Members of the public are requested to come to the podium and use the microphone. Comments shall be limited to five minutes per person, or such other time limit as may be imposed by the Chair, in order to enable the Board to complete its agenda within a reasonable period of time.

C. REPORTS BY DEPARTMENT HEADS

D. AGENDA CHANGES AND REVIEW

E. CONSENT CALENDAR:

All items listed under the consent calendar are considered to be routine and may be approved by one motion.

Action:

1. Consider approving February 20, 2020, Minutes.

2. Consider the following for the Foresthill Pacific Gas and Electric Company (PG&E) Power Resiliency Zone Project:
 - a. Declare the project exempt from the California Environmental Quality Act and authorize the Clerk to the Board to file a Notice of Exemption with the County;
 - b. Adopt **Resolution No. 20 - ___ Authorizing the Chair of the Board to execute an Easement Deed** granting an exclusive easement and two non-exclusive easements to PG&E for an extension of their substation located adjacent to the Agency's property at 23815 Carpenters Way, Foresthill, California, assessor parcel number 007-030-033-000.

Information, Receive and File:

3. Treasurer's Investment Report for month ended February 29, 2020.
4. Check Register 20-06 expenses disbursed.
5. Board of Directors' expenses for February 2020.

F. AGREEMENTS AND CONTRACTS:

Items listed below include award of bid proposals, new contracts, sole source contracts and agreements, amendments to existing construction contracts and professional services agreements, and various change orders, and may be approved by one motion or some combination thereof.

Action:

1. Consider approving Amendment No. Two to the General Services Agreement with Trimark Associates to upgrade the existing California Independent System Operator revenue meters located at all PCWA Hydroelectric Powerhouses to revise the hourly rates to be effective as of March 19, 2020.
2. Consider authorizing the Clerk to the Board to file a Notice of Completion for the Foothill Water Treatment Plant 30-inch Water Line Repair Project, Contract No. 2019-03, with Lorang Brothers Construction, Inc.
3. Consider approving Professional Services Agreement for the Duncan Creek Diversion Dam Modification Design Project with Northwest Hydraulic Consultants, Inc. in an amount not to exceed \$900,000 for the Middle Fork American River Project.
4. Consider approving the following for Amendment No. Three to the On-Call Vehicular Traffic Control Services Agreement with Statewide Traffic Safety and Signs, Inc.:
 - a. Exercise the third optional extension as per the original agreement, extending the time to perform services through April 5, 2021, and;
 - b. Increase the annual not-to-exceed amount from \$60,000 to \$100,000 per year.
5. Consider approving Amendment No. Three to the 2018 Written Safety Programs, Training, and Support Services agreement with Forensic Analytical Consulting Services adding \$100,000 to the existing \$30,000 amount increasing the annual not-to-exceed total to \$130,000.
6. Consider approving water service application for Facilities Agreement 2745, Whitney Ranch Parkway Station 129+00 - 163+00, Rocklin, 31.5 Units of Capacity.

G. WATER:

1. Consider approving Amendment No. One to Facilities Agreement No. 2629, Castle City Water Consolidation Project with the Caritas Corporation for the installation of treated water infrastructure in Newcastle with 54.78 equivalent dwelling units.

H. POWER:

1. Consider approving Change Order No. One for reduction in scope of Middle Fork Project Penstock Coupling Repair Project, Construction Contract No. 2019-04, decreasing the contract in the amount of \$156,093 from \$1,376,403 for a new contract total of \$1,220,310.
2. Consider approving \$426,762 of funding for 2020 Forest Service Collection Agreements pursuant to the following Modifications:
 - a. Modification 002 to the Technical Services Collection Agreement whereby it is agreed that remaining 2019 funds will be applied to the 2020 agreements; and for the Agency to provide \$26,405 to the Eldorado National Forest (ENF) and \$11,788 to the Tahoe National Forest (TNF) for a total amount of \$38,193 for 2020;
 - b. Modification 002 to the Rehabilitation and Enhancement of Recreational Facilities Collection Agreement whereby it is agreed that the remaining 2019 funds will be applied to the 2020 agreements; and for the Agency to provide \$3,642 to the ENF and \$116,150 to the TNF for a total amount of \$119,792 for 2020;
 - c. Modification 002 to the General Operations and Maintenance of Middle Fork American River Project Recreational Facilities Collection Agreement whereby it is agreed that the remaining 2019 funds will be applied to the 2020 agreements; and for the Agency to provide \$121,849 to the TNF and \$146,928 to the ENF for a total amount of \$268,777 for 2020.

I. REMARKS/REPORTS BY DIRECTORS

In accordance with Government Code 54954.2(a), Directors may make brief announcements or brief reports on their own activities. They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda.

J. REMARKS/REPORTS BY LEGAL COUNSEL

K. REMARKS/REPORTS BY GENERAL MANAGER

L. ADJOURNMENT

THE NEXT RESOLUTION NUMBER IS 20-17.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk to the Board at (530) 823-4860. Notification by Wednesday noon preceding the meeting will enable the Agency to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADA Title II]

In accordance with Government Code Section 54954.2(a) this notice and agenda were posted in the Agency's outdoor bulletin board at the Placer County Water Agency Business Center at 144 Ferguson Road, Auburn, California, on or before March 13, 2020.

Any writing that is a public record under the Public Records Act that relates to an agenda item for an open session of the Board meeting that is distributed less than 72 hours prior to the meeting will be made available for public inspection at the time the writing is distributed to any Board members. Also, any such writing will be available for public inspection at the Agency's office located at 144 Ferguson Road, Auburn, California, during normal business hours.

Schedule of Upcoming Board Meetings

Thursday, April 2, 2020, 2:00 p.m. – Regular Board of Directors' meeting at Placer County Water Agency Business Center, 144 Ferguson Road, Auburn, California.

Thursday, April 16, 2020, 2:00 p.m. – Regular Board of Directors' meeting at Placer County Water Agency Business Center, 144 Ferguson Road, Auburn, California.

AGENDA ADDENDUM
BOARD OF DIRECTORS
PLACER COUNTY WATER AGENCY

Thursday, March 19, 2020
2:00 PM
Regular Meeting

144 Ferguson Road, Auburn, California

Availability of Teleconferencing for Meeting

Due to the ongoing threat of COVID-19, on March 12, 2020, the Governor of the State of California issue Executive Order (EO) N-25-20. EO N-25-20 waives certain requirements of the Ralph M. Brown Act (Brown Act), which imposes certain requirements on local public agencies with respect to public meetings. Specifically, EO N-25-20 waives the requirement that the local public agency notice each teleconference location from which a board member will be participating, that each teleconference location accessible to the public, that the public be able to address the agency from each teleconference location, that the agenda be posted at each teleconference location, and that a quorum of the board participate in locations within the boundary of the agency. EO N-25-20 requires a public agency to allow the public to participate via teleconference and also requires the agency to provide at least one publicly accessible location for the public to observe and offer public comment at the public meeting.

The purpose of this Addendum is to inform the public that, pursuant to EO N-25-20, teleconferencing is available for the March 19, 2020, meeting of the PCWA.

In accordance with EO N-25-20, the public may participate in the March 19, 2020 meeting in two ways:

1) By Teleconference.

To participate by teleconference, use the following call-in information:

Dial 1-866-256-6981 US Toll Free

Passcode: 8826700#

If you experience any difficulty accessing the teleconference line, please call (530) 823-4860 and someone will assist you.

2) By participating at our regular meeting location at the PCWA Business Center, American River Room, 144 Ferguson Road, Auburn, California.

In accordance with Government Code Section 54954.2(a) this notice and addendum were posted in the Agency's outdoor bulletin board at the Placer County Water Agency Business Center at 144 Ferguson Road, Auburn, California, on or before March 13, 2020.

AGENDA ADDENDUM
BOARD OF DIRECTORS
PLACER COUNTY WATER AGENCY

Thursday, March 19, 2020
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ADMINISTRATION:

1. Consider adopting **Resolution 20-__** declaring the existence of an emergency and authorizing the Agency to make necessary purchases and enter into contracts without advertising for or inviting bids.

In accordance with Government Code Section 54954.2(a) this notice and addendum were posted in the Agency's outdoor bulletin board at the Placer County Water Agency Business Center at 144 Ferguson Road, Auburn, California, on or before 2:00 p.m. on March 16, 2020.



MEMORANDUM

TO: Board of Directors

FROM: Andrew Fecko, General Manager

DATE: March 16, 2020

RE: Resolution to Declare Emergency

RECOMMENDATION:

Adopt Resolution 20-___ declaring the existence of an emergency and authorizing the Agency to make necessary purchases and enter into contracts without advertising for or inviting bids.

ATTACHMENTS:

Description	Upload Date	Type
Resolution	3/16/2020	Resolution

RESOLUTION 20-__ OF THE BOARD OF DIRECTORS OF THE
PLACER COUNTY WATER AGENCY
DECLARING THE EXISTENCE OF AN EMERGENCY AND AUTHORIZING THE AGENCY TO MAKE
NECESSARY PURCHASES AND ENTER INTO CONTRACTS WITHOUT ADVERTISING FOR OR
INVITING BIDS

A. WHEREAS, due to the public threats resulting from the spread of COVID-19, on March 13, 2020, the President of the United States of America declared a national emergency beginning March 1, 2020 ; and

B. WHEREAS, on March 4, 2020, the Governor of the State of California issued a Proclamation of a State of Emergency due to the public threats resulting from the spread of COVID-19; and

C. WHEREAS, the ongoing threat of the spread of COVID-19 has resulted in an emergency situation that requires immediate action to protect PCWA's ability to provide critical public services, including the continued production of safe drinking water for PCWA's customers and the people of Placer County; and

D. WHEREAS, Public Contract Code sections 21322 & 22050 and the Agency's Procurement Policy section 3077, et seq., under specific circumstances, authorize the Agency to make purchases and enter into contracts without complying with otherwise applicable competitive bidding requirements in cases of significant emergencies; and

E. WHEREAS, it is necessary to allow PCWA's General Manager to authorize purchases and enter into contracts without adherence to the competitive bidding requirements otherwise applicable to Agency action to allow for the protection of public health.

BE IT RESOLVED that: (1) The recitals stated above are true and correct and are incorporated herein; (2) An emergency situation exists generally and within the meaning of Public Contract Code sections 21322 and 22050 and section 3077, et seq., of the Agency Procurement Policy, as of March 1, 2020, with respect to the threats posed by COVID-19; (3) It is crucial that the Agency be allowed to make purchases and contract outside of the competitive bidding requirements otherwise applicable to Agency actions in order to protect public health and safety and to permit the continued operation or service of the Agency; (4) The Agency, without advertising for or inviting bids, may make purchases and enter into contracts to procure the necessary equipment and services in order to respond to the continued threat of COVID-19 and to maintain operations; (5) The Agency's General Manager is authorized to make purchases and enter into necessary contracts, and execute all necessary documents for the purpose of procuring any good and/or services necessary to protect PCWA staff and the public health in response to the continued threat of COVID-19; (6) The Agency's General Manager is hereby authorized to take any action to ensure the continued operation of critical Agency facilities and to ensure business continuity, consistent with state and federal law; and (7) All acts undertaken by the General Manager in furtherance of the authority granted by and through this resolution are hereby ratified and affirmed; (8) The emergency declared by and through this resolution grants emergency authority to the General Manager until the State and federal declarations of emergency related to COVID-19 are vacated or otherwise rescinded, upon which the emergency authority given to the General Manager by and through this resolution will be hereby terminated.

This resolution was duly adopted at a meeting of the Board of Directors of the Placer County Water Agency held on March 19, 2020, by the following vote on roll call:

AYES:

NOES:

ABSTAINED:

ABSENT:

Signed and approved by me after its adoption this 19th day of March, 2020.

Robert Dugan, Chair of the Board
Placer County Water Agency

ATTEST:

Lori Young
Clerk to the Board