



PALMDALE WATER DISTRICT
A CENTURY OF SERVICE

April 26, 2018

BOARD OF DIRECTORS

ROBERT E. ALVARADO
Division 1

JOE ESTES
Division 2

MARCO HENRIQUEZ
Division 3

KATHY MAC LAREN
Division 4

VINCENT DINO
Division 5

DENNIS LaMOREAUX
General Manager

ALESHIRE & WYNDER LLP
Attorneys



**AGENDA FOR A SPECIAL MEETING
OF THE BOARD OF DIRECTORS
OF THE PALMDALE WATER DISTRICT
to be held at the District's office at 2029 East Avenue Q, Palmdale
THURSDAY, MAY 3, 2018
6:00 p.m.**

NOTES: To comply with the Americans with Disabilities Act, to participate in any Board meeting please contact Dawn Deans at 661-947-4111 x1003 at least 48 hours prior to a Board meeting to inform us of your needs and to determine if accommodation is feasible.

Additionally, an interpreter will be made available to assist the public in making **comments** under Agenda Item No. 4 and any action items where public input is offered during the meeting if requested at least 48 hours before the meeting. Please call Dawn Deans at 661-947-4111 x1003 with your request. (PWD Rules and Regulations Section 4.03.1 (c))

Adicionalmente, un intérprete estará disponible para ayudar al público a hacer **comentarios** bajo la sección No. 4 en la agenda y cualquier elemento de acción donde se ofrece comentarios al público durante la reunión, siempre y cuando se solicite con 48 horas de anticipación de la junta directiva. Por favor de llamar Dawn Deans al 661-947-4111 x1003 con su solicitud. (PWD reglas y reglamentos sección 4.03.1 (c))

Agenda item materials, as well as materials related to agenda items submitted after distribution of the agenda packets, are available for public review at the District's office located at 2029 East Avenue Q, Palmdale (Government Code Section 54957.5). Please call Dawn Deans at 661-947-4111 x1003 for public review of materials.

PUBLIC COMMENT GUIDELINES: The prescribed time limit per speaker is three-minutes. Please refrain from public displays or outbursts such as unsolicited applause, comments, or cheering. Any disruptive activities that substantially interfere with the ability of the District to carry out its meeting will not be permitted and offenders will be requested to leave the meeting. (PWD Rules and Regulations, Appendix DD, Sec. IV.A.)

Each item on the agenda shall be deemed to include any appropriate motion, resolution, or ordinance to take action on any item.

- 1) Pledge of Allegiance.
- 2) Roll Call.
- 3) Adoption of Agenda.

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- 4) Action Items – Action Calendar (The public shall have an opportunity to comment on any action item as each item is considered by the Board of Directors prior to action being taken.)
 - 4.1) Consideration and possible action on Resolution No. 18-4 being a Resolution of the Board of Directors of the Palmdale Water District Approving Waiver of the District's Bid Procurement and Change Order Policy for Constructing the Grade Control Structure in Littlerock Reservoir. (No Budget Impact – General Manager LaMoreaux/Finance Committee)
- 5) Public comments on closed session agenda matters.
- 6) Closed session under Government Code §54957:
 - 6.1) Public Employee Performance Evaluation: General Legal Counsel
 - 6.2) Public Employee Performance Evaluation: General Manager
- 7) Public report of any action taken in closed session.
- 8) Board members' requests for future agenda items.
- 9) Adjournment.



DENNIS D. LaMOREAUX,
General Manager

DDL/dd

P A L M D A L E W A T E R D I S T R I C T
B O A R D M E M O R A N D U M

DATE: April 26, 2018 **May 3, 2018**
TO: BOARD OF DIRECTORS **Special Board Meeting**
FROM: Mr. Dennis D. LaMoreaux, General Manager
RE: ***AGENDA ITEM NO. 4.1 – CONSIDERATION AND POSSIBLE ACTION ON RESOLUTION NO. 18-4 BEING A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT APPROVING WAIVER OF THE DISTRICT’S BID PROCUREMENT AND CHANGE ORDER POLICY FOR CONSTRUCTING THE GRADE CONTROL STRUCTURE IN LITTLEROCK RESERVOIR. (NO BUDGET IMPACT – GENERAL MANAGER LaMOREAUX/FINANCE COMMITTEE)***

Recommendation:

Staff recommends the Board approve Resolution No. 18-4 being a Resolution of the Board of Directors of the Palmdale Water District Approving Waiver of the District’s Bid Procurement and Change Order Policy for Constructing the Grade Control Structure in Littlerock Reservoir.

Alternative Options:

There is no alternative option.

Impact of Taking No Action:

Construction of the grade control structure in Littlerock Reservoir will be delayed until next year if Resolution No. 18-4 is not approved.

Background:

Approvals have been obtained to construct the grade control structure in Littlerock Reservoir. Financing for this construction is expected to be secured by the end of June.

The District’s normal bidding process can take several months to complete and would result in an award of contract for this work in late fall. With the District’s bid policy waived, staff can negotiate a construction agreement with a contractor to have in place by the end of June. This will coincide with the timing for having financing secured and will ensure construction can begin well before the rainy season begins and prevent any further delays in this project.

Strategic Plan Initiative/Mission Statement:

This item is under Strategic Initiative No. 1 – Water Resource Reliability.
This item directly relates to the District’s Mission Statement.

Budget:

Adoption of Resolution No. 18-4 will have no impact on the budget.

Supporting Documents:

- Resolution No. 18-4

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
PALMDALE WATER DISTRICT APPROVING WAIVER OF
DISTRICT BID PROCUREMENT AND CHANGE ORDER POLICY FOR
CONSTRUCTING THE GRADE CONTROL STRUCTURE IN LITTLEROCK RESERVOIR
RESOLUTION NO. 18-4**

WHEREAS, the Board of Directors of the Palmdale Water District (“District”) has previously adopted a Bid Procurement and Change Order Policy, as fully set forth in Appendix M of the District’s Rules and Regulations; and

WHEREAS, the District’s Bid Procurement and Change Order Policy generally requires solicitation of bids for any project the District undertakes which has an estimated cost in excess of \$25,000, and the subsequent letting of any contract for such a project to the lowest responsible bidder; and

WHEREAS, Section VI of the District’s Bid Procurement and Change Order Policy provides that notwithstanding that policy, all contracts for projects the District undertakes may be made or entered into upon such terms and conditions and in such manner as the Board of Directors determines is in the best interest of the District; and

WHEREAS, the grade control structure at Littlerock Reservoir must be constructed prior to sediment removal from the Reservoir, and construction must occur in the immediate future to avoid additional costs and further delays of the sediment removal; and

WHEREAS, due to the timing and urgent nature of the construction of the grade control structure, obtaining competitive bids for this work will cause the District to delay construction of the grade control structure potentially for an additional year leading to additional environmental studies and costs and continued decreased water storage capacity in Littlerock Reservoir; and

WHEREAS, the District is seeking a proposal from a potential contractor for performing the construction of the grade control structure at Littlerock Reservoir.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT DOES HEREBY RESOLVE that it is in the District’s best interest to proceed with consideration of a proposal for performing the construction of the grade control structure at Littlerock Reservoir without further compliance with the District’s Bid Procurement and Change Order Policy relative to the required solicitation of multiple bids as set forth in that policy, and in that regard waives that aspect of that policy as to the construction of the grade control structure at Littlerock Reservoir.

PASSED AND ADOPTED by the Board of Directors of the Palmdale Water District this 3rd day of May, 2018.

Vincent Dino, President, Board of Directors

ATTEST:

Joe Estes, Secretary, Board of Directors

CERTIFICATION

The undersigned, duly appointed Secretary of the Board of Directors of Palmdale Water District hereby certifies that the foregoing Resolution No. 18-4 was duly and regularly adopted by the Board of Directors at its regular meeting on May 3, 2018 and that said Resolution has not been rescinded or amended since its adoption and is now in full force and effect.

Dated: _____

Joe Estes, Secretary,
Board of Directors