

**SANTA ROSA BOARD OF PUBLIC UTILITIES MEETING MINUTES
THURSDAY, DECEMBER 16, 2010
CITY HALL COUNCIL CHAMBER, 100 SANTA ROSA AVENUE
REGULAR MEETING**

1:30 p.m. Mayor's Conference Room

CONSENT ITEMS

ROLL CALL

Present (6) Chairman Dowd, Vice Chair Gale, Board Members Galvin, Holt, Meechan and Swinth

Chairman Dowd requested a motion to adjourn the meeting in the Mayor's Conference room and reconvene in the Council Chamber. Board Member Holt moved a motion, seconded by Vice Chair Gale and carried unanimously. AYES (6) NO (0) ABSENT (0) ABSTAIN (0)

Adjourn and reconvene in the City Council Chamber at approximately 1:35 p.m.

STATEMENTS OF ABSTENTION BY BOARD MEMBERS

Vice Chair Gale stated that he would be abstaining from the approval of the minutes because he was absent from that meeting. Board Member Meechan stated that he would be abstaining from the approval of the minutes because he was absent from that meeting as well. Board Member Galvin stated that he would be abstaining from agenda item 7.1 because one of his clients is a subcontractor on the project and involved in litigation with the general contractor.

MINUTES APPROVAL

Board member Galvin moved approval of the minutes for November 4, 2010 as corrected. The motion was seconded by Board Member Swinth and carried unanimously. AYES (4) NO (0) ABSENT (0) ABSTAIN (2) Gale, Meechan

PRESENTATION – PG & E REBATE

Glen Wright, Deputy Director Water Resources acknowledged Tasha Wright for her work on securing solar for the West College Facility that generated rebates for three components of the project. Jeff Horack, Senior Account Manager – PG&E was in attendance to present a rebate check in the amount of \$307,907.00 to the Utilities Department and Board of Public Utilities.

6.1 MASTER PROFESSIONAL SERVICES AGREEMENT AWARD – LAGUNA WASTEWATER TREATMENT PLANT CONDITION ASSESSMENT SERVICES

Board Member Galvin reported that he attended the second Review Panel meeting when staff reviewed the proposals that were received from three different consultants. He added that the Panel did an excellent job reviewing, gathering additional information for clarification and that it's appropriate for Carollo Engineers to be awarded the contract.

MOTION:

Board Member Galvin moved a motion to award a Master Professional Services Agreement to Carollo Engineers of Walnut Creek, CA, for Laguna Treatment Plant Condition Assessment Services, in the total amount not to exceed \$200,000. The motion was seconded by Vice Chair Gale and carried unanimously. AYES (6) NO (0) ABSENT (0) ABSTAIN (0)

REPORT ITEMS

At 1:46 p.m., Board Member Galvin left the dais.

7.1 WEST COLLEGE FACILITIES, PHASE 3 – INCREASE IN CONTINGENCY

Glen Wright, Deputy Director Water Resources provided a brief overview of the project costs to date and the increase in contingency approved in January 2010. Mr. Wright indicated that staff has been negotiating with the contractor to come to an agreement on an amount that would cover a combination of unforeseen conditions, City requested changes and design changes to the plan details. He explained that a settlement had been reached with the contractor that includes the contractor agreeing to waive all and any potential or future claims associated with this project. Mr. Wright added that funds for the increase in contingency were available in the project account.

Dave Cantor, Project Manager with Winzler

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and Kelly stated that he concurred with Mr. Wright's summary and was directly involved with the details of each change order, maintained an accurate accounting of those change orders, and feels that a 15% contingency on a project of this size is appropriate.

Chairman Dowd added that Mr. Wright kept him informed through the process and supports the settlement. Vice Chair Gale stated that he was also kept informed and added that it would not be beneficial to take this through a claims process and supports the settlement that has been reached.

MOTION:

Vice Chair Gale moved a motion to authorize an increase in the construction contingency account for the West College Facilities Phase 3 by 2.35% for a total project contingency of 15.35%. The motion was seconded by Board Member Swinth and carried unanimously. AYES (6) NO (0) ABSENT (0) ABSTAIN (0)

At 2:05 p.m., Board Member Galvin returned to the dais for the remainder of the meeting.
7.2 WATER SUPPLY UPDATE

Glen Wright, Deputy Director Water Resources reported that Lake Sonoma is currently at 224,018 acre feet measuring 91.4% of the water supply pool and 59% of total capacity. Inflow is 220 cubic feet per second (cfs) and outflow is at 118 cfs. Lake Mendocino is currently at 72,131 acre feet measuring 103% of the water supply pool and 59% of total capacity. Inflow is 375 cfs and outflow is 366 cfs. Lake Pillsbury has 55,044 acre feet measuring 73.4% of total capacity and releasing approximately 971 cfs. At Van Arsdale there are 665 cfs going to the Eel River and 210 cfs going to Potter Valley. The flows at Hacienda Bridge are at 2540 cfs.

He then stated that on December 7, 2010 the Board of Supervisors authorized the Sonoma Permit and Resource Management Department to be the monitoring entity for all groundwater basins in Sonoma County except the Kenwood Valley Basin and the Petaluma Valley basin. This was in reaction to the California Statewide Groundwater Monitoring

Program (CASGEM) which requires the Department of Water Resources (DWR) to monitor all groundwater basins in the State of California. This was an unfunded mandate that the State gave the DWR which in turn went to all Counties requiring them to monitor all basins and then report to the DWR. If Counties do not comply, they will be ineligible for State Revolving Fund Grants. He explained the process that may be used for Santa Rosa to gather the necessary data.

Mr. Wright then read an email from the Water Agency reporting that the Mirabel Dam has been deflated and the Water Agency's video monitoring has ended for 2010 and that 2508 Chinook salmon had been counted. He then announced that Dan Muelrath, Water Conservation Program Coordinator has been elected to the Board of Directors for the California Urban Water Conservation Council. He will be serving on the statewide Board with eight other water agencies from throughout California.

8. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Brenda Adelman, Russian River Watershed Protection Committee wished the Board a very happy holiday season and thanked them for all the good work the Board is doing.

9. REFERRALS

10. WRITTEN COMMUNICATION (And Possible Board Action) - NONE

11. SUBCOMMITTEE REPORTS

Vice Chair Gale reported that the Steering Team met on December 9th and continue to do good work. They have provided some interesting final input to Director Ferris. The Board will be receiving the final report in January. The Budget Subcommittee will be meeting in January which will be the first meeting to begin looking at the budget that will be coming before the Board later in the year.

12. BOARD MEMBER REPORTS

Board Member Swinth reported that she

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attended the Public Hearing for the Biological Opinion overview that was on Monday at the Board of Supervisor Chambers. Council Member Gorin and Jennifer Burke, Senior Water Resources Planner were also in attendance. It was a great opportunity to get a better overview of what the Biological Opinion is and the pressures on the Board of Supervisors and encouraged others to attend next year.

Richard Dowd

Chairman Dowd reported that the Mayor had his Boards/Commissions Chair luncheon yesterday and announced that the new BPU member appointments should be completed by next week. New members would take their seat on February 7th. He then asked that Mr. Ferris prepare to schedule the new member orientation for the incoming members.

Gina Perez

13. DIRECTORS REPORT

Miles Ferris, Director of Utilities reported that there were two main breaks and 10 new meters last week. He spoke about home sales statistics that indicated more sales coming from foreclosures. Mr. Ferris acknowledged the Steering Team members for their work at creating three proposals for his review. The Oakmont Negotiating Team met this morning and while the meeting was positive there was nothing additional to report. Mr. Ferris reported that the departments highly skilled and licensed employees are starting to leave the City. Discussions with those employees indicate that mandatory time off seems to be the biggest driver for their decision to leave the organization.

14. ADJOURNMENT OF MEETING

At 2:26 p.m. the meeting was adjourned. The next regular meeting of the Board of Public Utilities will be held on Thursday, January 6, 2011 at approximately 1:30 p.m. in the Council Chamber, City Hall, 100 Santa Rosa Avenue, Santa Rosa.