

**MINUTES OF THE FORMAL BOARD OF DIRECTORS' MEETING
APRIL 22, 2010**

WATER PLANNING COMMITTEE

CALL TO ORDER/ROLL CALL

Chair Saunders called the Water Planning Committee to order at 9:05 a.m. Committee members present were Vice Chair Ferguson, Directors Dailey, Lewinger, Linden, McMillan, Muir, Steiner, and Watton. Vice Chair Petty and Committee members Lewis, Martin, and Parker were absent. Other Board members present were Directors Arant, Blackburn, Bond, Dion, Hogan, Jungreis, McIntosh, Pocklington, Saxod, Smith, Tu, Wight, and K. Williams. At that time, there was a quorum of the full Board and the meeting was conducted as a meeting of the Board; however, only Committee members participated in the vote.

Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Manager Kerl, Assistant General Manager Cushman, Director of Water Resources Weinberg, Water Resources Manager Yamada, MWD Program Westford, Principal Water Resources Specialist Frieauf, and Water Resources Specialist Dobalian.

ADDITIONS TO AGENDA

There were no additions to the agenda.

PUBLIC COMMENT

There were no members of the public who wished to address the Committee.

CHAIR'S REPORT

There was no chair's report.

DIRECTORS' COMMENTS

There were no Directors' comments.

I. CONSENT CALENDAR

There were no consent items.

II. ACTION/DISCUSSION

Chair Saunders requested item #1-B be taken out of order.

1. Drought Management Plan.
1-B Water Supply conditions.

Ms. Dobalian briefed the Board on current supply conditions including snow and reservoir conditions, Feather River average water year runoff at Orville, Colorado River conditions, local precipitation from July 2009 thru April 22, 2010, storage in major local reservoirs that received runoff, and purchase of unused MWD allocation.

1-A Metropolitan Water District of Southern California's 2010 Water Supply update.

Ms. Westford reported on MWD's 2010 Water Supply that included background information, considerations for WSAP continuation, 2010 Water Supply Outlook, storage draws by SWP allocation WSAP Level 2, and impact of withdrawals to San Diego region.

2. Coordination of Regional Surface Water Storage Reservoirs.
Staff recommendation: Direct staff to work with member agencies that own and operate local reservoirs and use existing local agency operations as a base line to identify and integrate strategic opportunities to maximize and optimize Water Authority and local agency storage for long term carryover and seasonal peak aqueduct demand management purposes and incorporate appropriate actions in the updates of the 2010 Urban Water Management Plan and 2012 Water Facilities Master Plan.

Mr. Weinberg presented to the Board the following revised staff recommendation:

“Direct staff to work with member agencies that own and operate local reservoirs and use existing local agency operations as a base line to identify and integrate strategic opportunities to maximize and optimize Water Authority and local agency storage for long term carryover and seasonal peak aqueduct demand management purposes and incorporate appropriate actions in the updated 2012 Water Facilities Master Plan.”

Mr. Weinberg presented an overview to the Board and provided information on current efforts to coordinate Water Authority and member agency storage volumes and reservoir operations.

Director Steiner moved, Director Lewinger seconded, and the motion passed unanimously to adopt the revised staff recommendation.

3. Approve Proposed Procedures for Implementation of San Diego County Water Authority's Annexation Policy #2: Protection of Member Agency Supply Reliability.
Staff recommendation: Approve the proposed Procedures for implementation of San Diego County Water Authority's Annexation Policy #2: Protection of Member Agency Supply Reliability.

Ms. Frieauf presented to the Board an overview of activities associated with development procedures for implementation of Annexation Policy #2, items considered in preparation of proposed procedures, main components of proposed procedures, the process of making a determination of adverse effect, a summary of proposed guidelines for agency utilizing offset project, and additional issues identified by the Workgroup.

Mr. Ted Griswold, representing the Sycuan Indian Band addressed the Board.

Director Watton moved, Director Steiner seconded, and the motion passed unanimously.

4. Memorandum of Understanding with the Marine Corps Base Camp Pendleton for Planning Activities related to the Camp Pendleton Seawater Desalination Project.
Staff recommendation: Approve a Memorandum of Understanding (MOU) between the Water Authority and Marine Corps Base Camp Pendleton for the performance of planning activities for the Camp Pendleton Seawater Desalination Project.

Mr. Yamada presented to the Board and summarized the Camp Pendleton's unique coastal site, benefits to the Marine Corp, project background, feasibility study key findings, proposed planning/technical studies, MOU provisions, field investigations and surveys, and the timetable schedules for completion of tasks. He then referred the Board to the pick up packet item regarding the strikeout redline MOU and the signed MOU by Colonel, U.S. Marine Corp Commanding Officer, N.F. Marano.

Director Steiner moved, Vice Chair Ferguson seconded, and the motion passed unanimously.

III. INFORMATION

The following Information items were noted and filed:

1. Fiscal Year 2010 Water Supply Allocations monitoring.
2. Water Resources report.

IV. CLOSED SESSION

There were no Closed Session items.

V. ADJOURNMENT

There being no further business to come before the Water Planning Committee, Chair Saunders adjourned the meeting at 10:35 a.m.

LEGISLATION, CONSERVATION AND OUTREACH COMMITTEE **CALL TO ORDER/ROLL CALL**

Chair Dailey called the Legislation, Conservation and Outreach Committee to order at 10:47 a.m. Committee members present were Chair Dailey, Vice Chair Saxod, and Directors Arant, Blackburn, Dion, Hilliker, Jungreis, Muir, Tu, Watton, H. Williams, and K. Williams. Committee members absent were Vice Chair Morrison and Directors Croucher and Mudd. Also present were Directors Bond, Ferguson, Hogan, Knutson, Lewinger, Linden, McIntosh, McMillan, Pocklington, Price, Saunders, Smith, Steiner, and Wornham. At that time, there was a quorum of the full Board and the meeting was conducted as a meeting of the Board; however, only Committee members participated in the vote. Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Kerl and Belock, Assistant General

Manager Cushman, Director of Public Affairs Foster, Government Affairs Manager Volberg, and Water Conservation Program Executive Rose.

ADDITIONS TO AGENDA

There were no additions to the agenda.

PUBLIC COMMENT

There were no members of the public who wished to address the Legislative, Conservation and Outreach Committee.

CHAIR'S REPORT

Chair Dailey announced that the San Diego Greater Science Fair winners would receive their awards at the Board meeting at 3 p.m.

DIRECTORS' COMMENTS

There were no Directors' Comments.

I. CONSENT CALENDAR

1. Professional services contract to A&N Technical Services, Inc., Aquacraft, Inc., and Winzler & Kelly for as-needed water conservation program evaluation and planning services.

Staff recommendation: Award three individual three-year professional services contracts with two-year extension options in the amount of \$305,000 to A&N Technical Services, Inc.; \$161,000 to Aquacraft, Inc.; and \$170,000 to Winzler & Kelly for a not-to-exceed total of \$636,000 to provide as-needed water conservation program evaluation and planning services.

Director Saxod moved, Director Tu seconded to discuss the item. Director McMillan requested a breakdown of the amount saved using devices versus pricing. Director Muir asked if an evaluation could be done by staff. Mr. Rose responded that staff did not have the expertise on grants needed to make evaluations. Ms. Stapleton said that the Board is advised when a grant is received.

Directors Saxod and Tu encouraged the involvement of member agencies in the evaluation process. Mr. Rose said member agencies would be consulted if the Water Authority considered changing its programs.

Chair Dailey called for the question and the motion passed to accept staff recommendation to award three individual three-year professional services contracts with two-year extension options as noted above. Director Arant abstained.

II. ACTION/DISCUSSION

1. Legislative Issues
 - 1-A Report by Carpi and Clay.

Legislative Advocate Carpi reported on issues in Sacramento and Washington, D.C.

- 1-B Adopt positions on various state and federal bills.
Staff recommendation: Adopt positions of: Support on HR 4225 (Costa), AB 1677 (Caballero), AB 2277 (Fletcher), and SB 1478 (Natural Resources & Water Committee); Support, if amended, on SB 1469 (Simitian); and Oppose on AB 2422 (T. Berryhill).

Mr. Volberg provided a presentation including an overview of each of the above bills and a summary of staff recommendations.

Director Tu moved, Director Saxod seconded and the motion passed unanimously to adopt positions of Support on HR 4225 (Costa), AB 1677 (Caballero), AB 2277 (Fletcher), and SB 1478 (Natural Resources & Water Committee); Support, if amended, on SB 1469 (Simitian); and Oppose on AB 2422 (T. Berryhill).

Director Steiner requested that staff look at AB 1995 (de la Torre) and AB 1664 (Swanson). Mr. Volberg said those bills were being evaluated and tracked by staff.

III. INFORMATION

1. Water Conservation Garden report.

Director Tu stated that the Conservation Garden hosted a booth at the San Diego Earth Day event on April 18, the Gardening Festival was scheduled for April 24, 2010 and a landscape contest would be hosted on May 8. She encouraged everyone to become a Garden partner.

The following items were received and filed:

2. Government relations update.
3. Status report on legislation and legislative positions.

IV. ADJOURNMENT

There being no further business to come before the Legislation, Conservation and Outreach Committee, Chair Dailey adjourned the meeting at 11:11 a.m.

ENGINEERING AND OPERATIONS COMMITTEE **CALL TO ORDER/ROLL CALL**

Chair Arant called the Engineering and Operations Committee to order at 11:16 a.m. Committee members present were Chair Arant, Vice Chair Smith, Directors Ferguson, Hogan, Jungreis, Knutson, McIntosh, Pocklington, and Saunders. Director Wornham arrived at 11:20 a.m. Directors absent were Bowersox, Morrison, and Mudd. Other Board members present were Directors Blackburn, Bond, Dailey, Dion, Hilliker, Lewinger, Linden, McMillan, Muir, Price, Saxod, Steiner, Watton, H. Williams, and K. Williams. At that time, there was a quorum of the full Board and the meeting was conducted as a meeting of the Board; however, only Committee members participated in the vote.

Staff present was General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Director of Engineering Stift, Acting Director of Right of Way Busch, Director of Operations and Maintenance Eaton, Engineer PE Wallace, Senior Engineer Kavanagh, and Senior Engineer Conner. General Manager Stapleton arrived at 11:30 a.m.

ADDITIONS TO AGENDA

There were no additions to the agenda.

PUBLIC COMMENT

Members of the public addressing the Committee under Action/Discussion agenda item 1-A spoke when the item was presented on the agenda.

CHAIR'S REPORT

Chair Arant reminded the Board of the upcoming 2010 Engineering and Operations Tour scheduled for May 12, 2010.

I. CONSENT CALENDAR

1. Professional services contracts for as-needed structural engineering services.
Staff recommendation: Authorize the General Manager to award two separate three-year professional services contracts in the amount not-to-exceed \$250,000 each to Simon Wong Engineering and Tetra Tech for as-needed structural engineering services.

Director Knutson moved to approve the consent calendar, Director Ferguson seconded, Director Saunders abstained and the motion passed unanimously.

II. ACTION/DISCUSSION

1. San Vicente Dam Raise projects.
 - 1-A Construction contract for the San Vicente Dam Raise Package 3 – Roller Compacted Concrete Dams and Appurtenant Facilities project.
Staff recommendation: Approve Shimmick Construction Company Inc./Obayashi Corporation A Joint Venture's substitution of pipe manufacturer and supplemental bid information, and authorize the General Manager to award a construction contract to Shimmick/Obayashi in the amount of \$140,206,050 for the San Vicente Dam Raise Package 3 – Roller Compacted Concrete Dams and Appurtenant Facilities.

Mr. Stift gave a presentation on the background of the project before giving the floor to Ms. Kavanagh who gave a presentation that included information on the following: bid results, bid protest, bid evaluation, and a revised staff recommendation as follows:

Reject all bid protests – Ratify Shimmick Construction Company Inc./Obayashi Corporation A Joint Venture’s substitution of pipe manufacturer and supplemental bid information – Authorize the General Manager to award a construction contract to Shimmick/Obayashi in the amount of \$140,206,050 for the San Vicente Dam Raise Package 3 – Roller Compacted Concrete Dam and Appurtenant Facilities.

Members of the public addressing the Committee under Action/Discussion agenda item 1-A were as follows: Thomas Palffy, Hunt Ortmann, Legal Counsel for Kiewit Pacific Company and James Moye, Legal Counsel for Shimmick/Obayashi.

Paul Camaur, Adam Zagorski and Brad Fales all with Shimmick/Obayashi submitted speaker request forms but declined any further comment following Mr. Moye’s statements.

Following a few questions and comments from the Committee, Director Pocklington made a motion to call for the question, Director Ferguson seconded and the motion to call for the question passed unanimously.

Director Wornham moved to approve the revised staff recommendation, Vice Chair Smith seconded, and the motion passed unanimously.

Chair Arant complimented the Engineering Department on their fine work in bringing in very favorable bids and structuring the bid package in such a way as to make it very resistant to potential bid challenges. He stated that their outstanding work had saved the Water Authority and the region's rate payers literally tens of millions of dollars on this very important project.

1-B CLOSED SESSION:

Conference with Legal Counsel – Significant threat of litigation
Government Code §54956.9(b) – San Vicente Dam Raise bid award

Mr. Hentschke stated his office had reviewed the bid protest process and had consulted with staff and special counsel and the Board was free to move forward in implementing the revised staff recommendation and a Closed Session would not be necessary if that were the case.

1-C Professional services contract to GEI Consultants, Inc. for Package 4-San Vicente Bypass Pipeline project.

Staff recommendation: Authorize the General Manager to award a professional services contract for \$2,257,000 to GEI Consultants, Inc., for design of the San Vicente Bypass Pipeline project.

Mr. Conner provided a presentation, following a few questions, Director Saunders moved to approve staff recommendation, Director Ferguson seconded, and the motion passed unanimously.

III. INFORMATION

There were no information items on the agenda.

IV. ADJOURNMENT

There being no further business to come before the Engineering and Operations Committee, Chair Arant adjourned the meeting at 11:47 a.m.

ADMINISTRATIVE AND FINANCE COMMITTEE **CALL TO ORDER/ROLL CALL**

Chair Williams called the Administrative and Finance Committee meeting to order at 1:00 p.m. Committee members present were Chair K. Williams, Vice Chairs Hogan and Price, Directors Bond, Dion, Hilliker, Pocklington, Smith, Steiner, Wight, H. Williams, and Wornham. There were no Committee members absent. At that time, there was a full quorum of the Board, and the meeting was conducted as a meeting of the Board, however, only committee members participated in the vote. Also present were Directors Arant, Blackburn, Croucher, Dailey, Ferguson, Jungreis, Johnson, Lewinger, Linden, McIntosh, McMillan, Petty, Saunders, Saxod, and Tu. Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Director of Administrative Services Young, Director of Finance Sandler, Controller Wade, and Purchasing Manager Troche.

ADDITIONS TO AGENDA

There were no additions to the agenda.

PUBLIC COMMENT

There were no members of the public who wished to address the committee.

CHAIR'S REPORT

There was no chair report.

DIRECTORS' COMMENTS

There were no comments.

I. CONSENT CALENDAR

1. Treasurer's report.
Staff recommendation: Note and file monthly Treasurer's report.

2. Application for grant funding under the Bureau of Reclamation Water SMART Program: Water and Energy Efficiency Grants for FY2010.
Staff recommendation: Adopt Resolution 2010-____ authorizing and directing the General Manager to apply for Water and Energy Efficiency grant funding and to commit the Water Authority to the financial and legal obligations associated with the receipt of grant funds.

Director Dion moved, seconded by Vice Chair Price, and the motion passed unanimously to approve the consent calendar.

II. ACTION/DISCUSSION

There were no action items this month.

III. INFORMATION

The following items were received and filed:

1. Report on purchase orders and contracts for goods and services above \$10,000 awarded between July 1, 2009 and March 31, 2010.

Chair Williams thanked Ms. Young and Mr. Troche for their hard work on the report, and pointed out a large number of the contracts for goods and services were competitively bid as indicated on the report.

2. Controller's report on monthly financial statements.
3. Board of Directors' first quarter 2010 payments and attendance.
4. Board calendar.

V. ADJOURNMENT

There being no further business to come before the Administrative and Finance Committee, Chair Williams adjourned the meeting at 1:02 p.m.

IMPORTED WATER COMMITTEE **CALL TO ORDER / ROLL CALL**

Chair McMillan called the Imported Water Committee to order at 1:10 p.m. Committee members present were Directors Blackburn, Bond, Croucher, Lewinger, Linden, McIntosh, Price, Saxod, and Wight. Directors Parker, Petty, and Tu were absent. Director Knutson arrived at 1:20 p.m. Also present were Directors Arant, Dailey, Dion, Ferguson, Hilliker, Hogan, Morrison, Muir, Pocklington, Smith, Steiner, Watton, H. Williams, K. Williams, and Wornham. At that time, there was a quorum of the Board and the meeting was conducted as a meeting of the Board; however, only committee members participated in the vote. Staff present included General Manager Stapleton, General Counsel Hentschke, Deputy General Manager Belock, Deputy General Manager Kerl, Assistant General Manager Cushman, Colorado River Program Director Razak, MWD Program Chief Chen, and others.

ADDITIONS TO AGENDA

There were no additions to the agenda.

PUBLIC COMMENT

There were no members of the public who wished to address the Committee.

CHAIR'S REPORT

Chair McMillan stated that the Department of Water Resources increased its water delivery allocation to 30 percent due to the above average content of the Sierra's snowpack. He discussed the Bureau of Reclamation's "kickoff" ceremony for the Yuma Desalting Plant Pilot Project and the Drop 2 storage reservoir project. He announced that the All-American Canal Lining Project was selected as one of the American Public Works Association's Public Works Project of the Year for 2010.

4-A Director's comments.

There were no Director's comments.

I. CONSENT CALENDAR

1. Authorize amendment to agreement regarding Water Authority proportionate share of funding for the Colorado River Board.
Staff recommendation: Authorize the General Manager to execute an amendment to the joint powers agreement extending the existing agency proportional funding shares.

Director Price made a motion, Director Bond seconded, and the motion passed unanimously.

II. ACTION/DISCUSSION

1. MWD Issues and Activities update.
 - 1-A Metropolitan Water District's Delegates report.

Ms. Chen gave a presentation on the MWD board's actions on its rates at its April board meeting. She stated that the board voted to adopt an overall average 7.5 percent rate increase for each calendar year in 2011 and 2012; and the budget adoption was postponed to the May meeting to allow staff to develop \$20 million in reductions for fiscal year 2011 so the 7.5 percent rate increase would fully recover costs. The delegates discussed the board's actions on the rates, stating that they voted no on all rate increase motions due to how MWD misallocated costs on its rate components; and that it was due to the collaboration with several other agencies interested in MWD budget cuts that drove the position for lower rates and a reduced budget. The delegates reported on other discussions and actions taken at the recent MWD board meetings.

2. Colorado River Programs.
 - 2-A Colorado River Board representative's report.

Director Knutson did not have comments.

2-B Colorado River Programs Quarterly report.

Ms. Razak discussed the environmental mitigation projects for the Coachella Canal Lining Project and the All American Canal Lining Project, as well as the binational cooperative process.

III. INFORMATION

The following items were noted and filed.

1. Bay-Delta Quarterly update.
2. Metropolitan Water District Program report.

The committee went into closed session at 1:34 p.m.

IV. CLOSED SESSION

1. CLOSED SESSION:
Conference with Legal Counsel – Existing Litigation
Government Code §54956.9(a)
Name of case: QSA Judicial Council Coordination
Proceeding No. 4353
2. CLOSED SESSION:
Conference with Legal Counsel – Potential Litigation
Government Code §54956.9(b)

Mr. Hentschke stated that the actions taken in closed session were not reportable.

V. ADJOURNMENT

There being no further business to come before the Imported Water Committee, Chair McMillan adjourned the meeting at 3:15 p.m.

FORMAL BOARD OF DIRECTORS' MEETING OF APRIL 22, 2010

1. **CALL TO ORDER** Vice Chair Watton called the Formal Board of Directors' meeting to order at 3:22 p.m.
2. **SALUTE TO THE FLAG** Director Ferguson led the salute to the flag.

3. **ROLL CALL, DETERMINATION OF QUORUM**

Secretary Wornham called the roll. Directors present were Arant, Barrett, Blackburn, Bond, Croucher, Dailey, Dion, Ferguson, Hilliker, Hogan, Jungreis, Knutson, Lewinger, Linden, McIntosh, McMillan, Morrison, Muir, Pocklington, Price, Saunders, Saxod, Smith, Steiner, Watton, Wight, H. Williams, and Wornham. Directors absent were Bowersox, Lewis, Martin, Mudd, Parker, Petty, Tu, K. Williams and Representative Slater-Price.

3-A **Report on proxies received.** Director Bond was the proxy for Director Martin.

4. **ADDITIONS TO AGENDA** There were no additions to the agenda.

5. **APPROVAL OF MINUTES** Director Smith moved, Director Ferguson seconded, and the motion carried at 91.96% of the vote to approve the minutes of the Formal Board of Directors' meeting of March 25, 2010.

6. **OPPORTUNITY FOR MEMBERS OF THE PUBLIC WHO WISH TO ADDRESS THE BOARD ON MATTERS WITHIN THE BOARD'S JURISDICTION**

There were no members of the public that wished to speak.

7. **PRESENTATIONS AND PUBLIC HEARINGS**

7-A Presentation of Science Fair award winners.

Education Programs Supervisor Golakoff introduced the Science Fair award winners who provided a brief description of their projects.

8. **REPORTS BY CHAIRS**

8-A **Chair's report.** Vice Chair Watton announced Chair Lewis was not feeling well and stated the Board hoped he would be feeling better soon.

8-B **Report by Committee Chairs.**

Water Planning Committee. Director Saunders reviewed the meeting and the actions taken.

Legislation, Conservation and Outreach Committee. Director Dailey reviewed the meeting and the actions taken.

Engineering and Operations Committee. Director Arant reviewed the meeting and the actions taken.

Administrative and Finance Committee. Director Hogan reviewed the committee meeting and actions taken.

Imported Water Committee. Director McMillan reviewed the meeting and the action taken.

9. **CONSENT CALENDAR**

Director Croucher moved, Director Dailey seconded, and the motion carried at 91.96% of the vote to approve the consent calendar.

9- 1. Coordination of Regional Surface Water Storage Reservoirs.

The Board directed staff to work with member agencies that own and operate local reservoirs and use existing local agency operations as a base line to identify and integrate strategic opportunities to maximize and optimize Water Authority and local agency storage for long term carryover and seasonal peak aqueduct demand management purposes and incorporate appropriate actions in the updated 2012 Water Facilities Master Plan.

9- 2. Approve proposed procedures for implementation of San Diego County Water Authority's Annexation Policy #2: Protection of Member Agency Supply Reliability.

The Board approved the proposed procedures for implementation of San Diego County Water Authority's Annexation Policy #2: Protection of Member Agency Supply Reliability.

9- 3. Memorandum of Understanding with the Marine Corps Base Camp Pendleton for planning activities related to the Camp Pendleton Seawater Desalination Project.

The Board approved a Memorandum of Understanding between the Water Authority and Marine Corps Base Camp Pendleton for the performance of planning activities for the Camp Pendleton Seawater Desalination Project.

9- 4. Award professional services contract to A&N Technical Services Inc., Aquacraft Inc., and Winzler & Kelly for as-needed water conservation program evaluation and planning services.

The Board awarded three individual three-year professional services contracts with two-year extension options in the amount of \$305,000 to A&N Technical Services, \$161,000 to Aquacraft, and \$170,000 to Winzler & Kelly for a not-to-exceed total of \$636,000 to provide as-needed water conservation program evaluation and planning services.

Director Arant abstained.

9- 5. Adopt positions on various state and federal bills.

The Board adopted positions of Support on HR 4225 (Costa), AB 1677 (Caballero), AB 2277 (Fletcher), and SB 1478 (Natural Resources & Water Committee), Support, if amended, on SB 1469 (Simitian), and Oppose on AB 2422 (T. Berryhill).

- 9- 6. Professional services contracts for as-needed structural engineering services.
The Board authorized the General Manager to award two separate three-year professional services contracts in the amount not-to-exceed \$250,000 each to Simon Wong Engineering and Tetra Tech for as-needed structural engineering services.
Director Saunders abstained.
- 9- 7. Construction contract for the San Vicente Dam Raise Package 3 – Roller Compacted Concrete Dams and Appurtenant Facilities project.
The Board rejected all bid protests. The Board ratified Shimmick Construction Company Inc./Obayashi Corporation A Joint Venture’s substitution of pipe manufacturer and supplemental bid information. The Board authorized the General Manager to award a construction contract to Shimmick/Obayashi in the amount of \$140,206,050 for the San Vicente Dam Raise Package 3 – Roller Compacted Concrete Dams and Appurtenant Facilities.
- 9- 8. Professional services contract to GEI Consultants, Inc. for Package 4-San Vicente Bypass Pipeline project.
The Board authorized the General Manager to award a professional services contract for \$2,257,000 to GEI Consultants, Inc., for design of the San Vicente Bypass Pipeline project.
- 9- 9. Treasurer’s report.
The Board noted and filed the monthly Treasurer’s report.
- 9-10. Application for grant funding under the Bureau of Reclamation Water SMART Program: Water and Energy Efficiency Grants for FY2010.
The Board adopted **Resolution No. 2010-02** authorizing and directing the General Manager to apply for Water and Energy Efficiency grant funding and to commit the Water Authority to the financial and legal obligations associated with the receipt of grant funds.
- 9-11. Authorize amendment to agreement regarding Water Authority proportionate share of funding for the Colorado River Board.
The Board authorized the General Manager to execute an amendment to the joint powers agreement extending the existing agency proportional funding shares.

10. **ACTION/DISCUSSION**

There were no items under Action/Discussion.

11. **CLOSED SESSION(S)**

Mr. Hentschke stated there was no need for a Closed Session.

11-A **CLOSED SESSION:**

Conference with Legal Counsel – Existing Litigation

Government Code §54956.9(a)

Name of Case: QSA Judicial Council Coordination Proceeding No. 4353

11-B **CLOSED SESSION:**

Conference with Legal Counsel – Potential Litigation

Government Code §54956.9(b) – One Case

11-C **CLOSED SESSION:**

Conference with Legal Counsel – Significant threat of litigation

Government Code §54956.9(b) – San Vicente Dam Raise bid award

12. **Action following Closed Session if needed.**

No Action was needed.

13. **SPECIAL REPORTS**

13-A GENERAL MANAGER'S REPORT – No report was given.

13-B GENERAL COUNSEL'S REPORT – No report was given.

13-C SANDAG REPORT – Director Muir provided the report.

SANDAG BORDERS/REGIONAL PLANNING COMMITTEE – No report was given.

13-D AB 1234 COMPLIANCE REPORTS – No reports were given.

14. **OTHER COMMUNICATIONS - None.**

15. **ADJOURNMENT**

There being no further business to come before the Board, Vice Chair Watton adjourned the meeting at 3:41 p.m.

Mark W. Watton, Vice Chair

Thomas V. Wornham, Secretary

Doria F. Lore, Clerk of the Board