

PURISSIMA HILLS WATER DISTRICT

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

SEPTEMBER 17, 2009

1. **CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE:** President Solomon called the special meeting of the Board of Directors to order at 11:00 a.m.

Directors Present: President Ernest Solomon and Directors Robert N. Anderson, Brian Holtz, and Stephen A. Jordan. Vice President Gary C. Waldeck participated in the meeting by teleconference from Waikoloa, Hawaii, pursuant to Government Code Section 54953. The procedural requirements of Code Section 54953 had been satisfied and no members of the public were present with Director Waldeck.

Staff Present: Patrick D. Walter, General Manager; Joubin Pakpour and Brandon Laurie, Engineers; and Lucy E. Xavier, District Secretary.

The Pledge of Allegiance was recited.

2. **COMMENTS FROM THE PUBLIC:** No public was present.

3. **ZONE 2.5, PHASE II, PROJECT:**

A. **Resolution 2009-10—Authorizing the Award of Contract to Stoloski & Gonzalez, Inc.** The Engineer reviewed his memo of September 14, 2009, which included a bid tabulation and analysis. He noted that the bid opening for the project had occurred on September 10 and a total of 10 bids (out of 13 eligible bidders) had been received. The apparent low bidder for the project was Stoloski & Gonzalez, Inc. (S&G) with a bid of \$1,085,459, which is 40.9% below the Engineer's Estimate.

The Engineer noted that all required proposal documents had been submitted, with one minor irregularity. S&G had not acknowledged receipt of Addenda 1 and 2 and did not include copies of the two addenda in their proposal. S&G said that this omission had been a clerical error. After review, legal counsel concluded that this discrepancy be waived as a minor irregularity pursuant to the terms of the contract documents and applicable law.

The Engineer said that, after checking S&G's references, he had concluded that the contractor has the requisite experience and trustworthiness to complete the project and recommended that the project be awarded to Stoloski & Gonzalez, Inc.

After discussion, it was moved by Director Anderson, seconded by Director Jordan, that Resolution 2009-10, attached hereto, authorizing an award of contract for the construction of the Zone 2.5, Phase II, Project to Stoloski & Gonzalez, Inc. at a total cost of \$1,085,459, be adopted. Motion carried—roll call vote.

Ayes: Directors Anderson, Holtz, Jordan, Solomon, and Waldeck
Noes: None
Absent: None

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The Engineer noted that Brandon Laurie of his firm, and District employee, Pat Gillin, will be the inspectors on the Project.

4. **ADJOURNMENT:** The meeting was adjourned at 11:20 a.m. to reconvene at the next regular meeting on October 14, 2009, at 6:30 p.m., at the District's office.

Respectfully submitted

Lucy E. Xavier
Lucy E. Xavier, District Secretary

Approved: *Ernest Solomon*
Ernest Solomon, President