

**ACTION MINUTES OF
BOARD OF PUBLIC UTILITIES COMMISSIONERS
CITY OF TULARE**

July 18, 2019

A regular meeting of the Board of Public Utilities of the City of Tulare was held on Thursday, July 18, 2019 at 4:00 p.m. in the Tulare Public Library & Council Chamber, 491 North “M” Street.

BPU PRESENT: Howard Stroman, Chris Harrell, Ray Fonseca, Renee Soto

BPU ABSENT: Thomas Griesbach

STAFF PRESENT: Rob Hunt, Megan Dodd, Michael Miller, Darlene Thompson, Trisha Whitfield, Nick Bartsch, Tim Doyle, Andrew Bettencourt, Steve Bonville, Melissa Hermann

I. CALL TO ORDER

President Pro Tem Stroman called the regular meeting to order at 4:01 p.m.

II. PLEDGE OF ALLEGIANCE AND INVOCATION

President Pro Tem Stroman led the Pledge of Allegiance and gave an invocation.

III. ELECTION OF NEW BOARD PRESIDENT AND VICE PRESIDENT

Following discussion, it was moved by Board Member Stroman, seconded by Board Member Fonseca, and unanimously carried to elect Board Member Harrell as Board President. It was moved by Board Member Soto, seconded by Board Member Fonseca, and unanimously carried to elect Board Member Stroman as Board Vice President.

IV. CITIZEN COMMENTS

President Harrell requested those who wish to speak on matters not on the agenda within the jurisdiction of the Board, or to address or request a matter be pulled from the Consent Calendar to do so at this time. He further stated comments related to General Business matters would be heard at the time that matter is addressed on the agenda.

There were no citizen comments.

V. COMMUNICATIONS

There were no communications.

VI. CONSENT CALENDAR

It was moved by Vice President Stroman, seconded by Board Member Soto, and carried 4 to 0 (Board Member Griesbach absent) that the items on the Consent Calendar be approved as presented with the exception of item 3.

- (1) **Approve minutes of June 20, 2019 regular meeting.**
- (2) **Receive the Water System Development Program update.**
- (3) **Receive the Public Works performance reports for June 2019.** Vice President Stroman pulled this item to inquire about the six wells offline. Public Works Director Trisha Whitfield provided a response thereto. It was moved by Vice President Stroman, seconded by Board Member Soto, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.
- (4) **Accept the Financial Status Report for the period of July 1, 2018 through June 30, 2019.**

VII. GENERAL BUSINESS

- (1) **Authorize the City Manager to approve a contract change order for the Sequencing Batch Reactor (SBR) Inspection and Maintenance Services to B.R. Frost Company, Inc. of Huntington Beach in the amount of \$19,848.20 for the additional repairs to SBR basin #2.** Public Works Director Trisha Whitfield provided a report for the Board's review and consideration. Questions posed by the Board were responded to by Ms. Whitfield. It was moved by Vice President Stroman, seconded by Board Member Fonseca, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.
- (2) **Review and authorize the City Manager, or designee, to sign the Consent to Assignment authorizing the Assignment and Assumption Agreement between Harvest Power California, LLC to USA Waste of California, Inc., subject only to minor conforming or clarifying changes acceptable to the City Attorney.** Public Works Director Trisha Whitfield provided a report for the Board's review and consideration. Questions posed by the Board were responded to by Ms. Whitfield. It was moved by Board Member Fonseca, seconded by Board Member Soto, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.
- (3) **Review and authorize the City Manager, or designee, to enter into an Irrevocable License for Right of Access, Indemnification, and Release Agreement with Tulare City School District for the lease of property at Well 34, subject only to minor conforming or clarifying changes acceptable to the City Attorney.** Public Works Director Trisha Whitfield provided a report for the Board's review and consideration. Questions posed by the Board were responded to by Ms. Whitfield. Following discussion, it was moved by Board Member Soto, seconded by Vice President Stroman, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.

- (4) **Review and authorize the City Manager, or designee, to execute a contract change order in the amount of \$261,310.78 with W. M. Lyles Co. and increase the contingency amount by 10% (\$26,131.08) for the Splitter Boxes Bypass Project (WW0022) for repair of damaged pipelines and modification in scope of work.** Project Manager Jim Funk provided a report for the Board's review and consideration. Questions posed by the Board were responded to by Mr. Funk. Following discussion, it was moved by Vice President Stroman, seconded by Board Member Fonseca, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.
- (5) **Authorize the City Manager to complete and execute the documents necessary to purchase property generally described as a portion of APN 164-040-017 in the amount of \$50,000.00 for use as a City well site; Project WT0038 – New Well 4-5, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager.** Project Manager Jim Funk provided a report for the Board's review and consideration. With no discussion, it was moved by Board Member Fonseca, seconded by Board Member Soto, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.
- (6) **Review and authorize the City Manager, or designee, to issue a City Purchase Order in the amount of \$2,959,808.98 for the purchase of up to eighteen (18) AqueoUSvets Granular Activated Charcoal (GAC) vessels and appurtenances for the Group 2 and 3 wells as part of the TCP Mitigation Project (WT0032).** Project Manager Jim Funk provided a report for the Board's review and consideration. Questions posed by the Board were responded to by Mr. Funk. Brandon Stipe from Provost & Pritchard provided additional information. Following discussion, it was moved by Vice President Stroman, seconded by Board Member Fonseca, and carried 4 to 0 (Board Member Griesbach absent) to approve the item as presented.

VIII. ITEMS OF INTEREST

Items of interest were discussed amongst the Board and staff.

IX. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

President Harrell adjourned to Closed Session at 5:20 p.m.

- (1) **54956.8 Conference with Real Property Negotiators**
Property: A portion of APN 184-150-002 near Well 35 located at the southeast corner of Bardsley and Mooney
Under Negotiation: Price, terms and conditions
Negotiating Parties: Rob Hunt, Trisha Whitfield, Steve Bonville

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X. RECONVENE FROM CLOSED SESSION

President Harrell reconvened from Closed Session at 5:53 p.m.

XI. CLOSED SESSION REPORT (if any)

President Harrell advised there was no reportable action.

XII. ADJOURNMENT

President Harrell adjourned the regular meeting at 5:53 p.m.

President of the Board of Public Utilities
Commissioners of the City of Tulare

ATTEST:

Secretary of the Board of
Public Utilities Commissioners