** AMENDED **

VALLEJO FLOOD AND WASTEWATER DISTRICT
REGULAR MEETING AGENDA

District Manager
Melissa Morton

DECEMBER 13, 2022
6:00 P.M.
VALLEJO CITY HALL COUNCIL CHAMBERS
555 SANTA CLARA STREET
VALLEJO CA 94590

NOTE: IF THE MEETING HAS NOT BEGUN AT 6:00 PM, IT MAY BE DUE TO THE VALLEJO CITY COUNCIL BEING IN SESSION PAST 6PM, AND THE VFWD MEETING WILL BEGIN FOLLOWING THEIR ADJOURNMENT.

Members of the public will be able to participate in-person or remotely via Zoom.

Members of the public interested in participating or observing remotely can join the Zoom webinar: https://ZoomClosed.CityOfVallejo.net

The meeting may also be viewed by tuning in locally on Comcast Channel 28, or click this link to find and follow the meeting livestreamed.

PUBLIC COMMENT: Members of the Public may provide public comments during the Board Meeting in person, via Zoom, or via phone, by dialing (669) 900-6833. For additional instructions on how to make public comment, please click here.

Members of the public shall have the opportunity to comment on any item listed on this notice before or during consideration of that item by emailing as defined above. No other items may be discussed during this meeting.

The District will use best efforts to respond to any requests for disability-related modifications or accommodations, aids or services. Such requests should be made to the Clerk of the Board's office no less than 48 hours prior to the meeting as required by Section 202 of the Americans with Disabilities Act of 1990 and the federal rules and regulations adopted in implementation thereof. Please contact our office at (707) 644-8949.

Any writings or documents related to an agenda item for the open session of this meeting are available for public inspection on our website at www.vallejowastewater.org.

1. CALL TO ORDER

2. ROLL CALL AND PLEDGE OF ALLEGIANCE

3. PRESENTATIONS AND COMMENDATIONS

A. Adopt and present a resolution recognizing Gustavo Silva, Associate Engineer, upon his retirement from the District after 23.5 years of service

4A. ADJOURN TO CLOSED SESSION

CLOSED SESSION: *May recess to consider matters of pending litigation (GC 54956.9), personnel (GC 54957), labor relations (GC 54957.6), and real property negotiations (GC 54956.8). Records are not available for public inspection*

A. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation – Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2): 1 Case

B. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation – Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2): 1 Case

4B. RECONVENE TO OPEN SESSION: *Report on action taken by the Board during Closed Session, if any, pursuant to California Government Code Section 54957*

5. COMMENTS ON CONSENT CALENDAR BY MEMBERS OF THE PUBLIC: *Members of the public wishing to address the Board on Consent Calendar Items are requested to follow the procedures noted here. Each speaker is limited to five minutes. Requests for removal of Consent Items received from the public are subject to approval by a majority vote of the Board of Trustees. Items removed from the Consent Calendar will be heard immediately after approval of the Consent Calendar and Agenda.*

6. CONSENT CALENDAR AND APPROVAL OF AGENDA: *All matters are approved under one motion unless requested to be removed for discussion by the Board, District Manager, or requested for removal by a member of the public, which requires approval by a majority vote of the Board.*

A. APPROVE MINUTES FROM THE REGULAR MEETING OF NOVEMBER 15, 2022.

PROPOSED ACTION
Approve the minutes from the regular meeting of November 15, 2022.

B. APPROVE DISBURSEMENTS REGISTER FOR DECEMBER 13, 2022

PROPOSED ACTION
Adopt a resolution approving the Disbursements Register for December 13, 2022.

C. RECEIVE MONTHLY INVESTMENT REPORT FOR OCTOBER 2022

PROPOSED ACTION
Receive the Monthly Investment Report for October 2022 as submitted.

D. RECEIVE FOURTH QUARTER BUDGET TO ACTUAL REPORT FOR FY 2021-22

PROPOSED ACTION
Receive the report as submitted.

E. ADOPT RESOLUTION APPROVING THE 2023 REGULAR MEETING SCHEDULE FOR THE BOARD OF TRUSTEES AND THE FINANCING CORPORATION

PROPOSED ACTION
Adopt a resolution approving the 2023 regular meeting schedule for the Board of Trustees and the Financing Corporation.

F. ADOPT RESOLUTION TO AMEND AGREEMENT #2105 FOR PROFESSIONAL SERVICES WITH HDR TO INCLUDE ENGINEERING SERVICES DURING CONSTRUCTION FOR THE MARE ISLAND PUMP STATION, 3W, EFFLUENT BYPASS PROJECT (POF016)

PROPOSED ACTION

Adopt a resolution authorizing the District Manager to amend Agreement #2105 for professional services with HDR Engineering, Inc. to include Engineering Services During Construction for the Mare Island Pump Station, 3W, 3W, Effluent Bypass Project (POF016) in the amount of $709,878 bringing the total contract amount to $3,263,358.

7. ACTION ITEM

A. AUTHORIZE THE WAIVER OF THE 180-DAY CALPERS WAITING PERIOD TO HIRE JENNIFER KAISER AS RETIRED ANNUITANT IN THE COMMUNITY OUTREACH SPECIALIST CLASSIFICATION

PROPOSED ACTION

Adopt a resolution to authorize the District Manager to waive the CalPERS 180-day waiting period to hire Jennifer Kaiser as a retired annuitant.

B. AMEND ORDINANCE NO. 2009-68 (NON-DOMESTIC SEWER USE ORDINANCE)

PROPOSED ACTION

Adopt Ordinance #2022-68 Amending the Non-Domestic Sewer Use Ordinance #2009-68.

C. ADOPT RESOLUTION TO REJECT BID PROTEST FROM RANGER PIPELINES, INC. AND AWARD CONSTRUCTION CONTRACT FOR MARE ISLAND PUMP STATION, 3W, EFFLUENT BYPASS (POF016) TO MYERS & SONS CONSTRUCTION, LLC IN THE AMOUNT OF $40,602,000 FOR BASE BID, BID ALTERNATE #1 AND BID ALTERNATE #2.

PROPOSED ACTION

Adopt a Resolution:

1. Rejecting the Bid Protest from Ranger Pipelines, Inc.
2. Awarding the construction contract for the MIPS, 3W, Effluent Bypass Project (POF016) to Myers and Sons LLC, of Sacramento, CA for the Base Bid, Bid Alternative 1, and Bid Alternative 2 in the amount of $40,602,000 and authorizing the District Manager to execute the construction contract and change orders up to a total amount not to exceed $43,850,160.

8. DISTRICT MANAGER'S REPORT

9. COMMUNITY FORUM: *Anyone wishing to address the Board on any matter for which another opportunity to speak is not provided on the agenda, and which is within the jurisdiction of the Board to resolve, may follow the procedures noted here. Pursuant to VFWD Rules of Procedure, Community Forum is limited to 15 minutes, with each speaker limited to **three minutes.***

10. REPORTS BY PRESIDING OFFICER AND TRUSTEES

11. ADJOURNMENT

I, Rachelle Canones, Assistant Clerk of the Board for the Vallejo Flood and Wastewater District declare that the foregoing agenda for the December 13, 2022, Regular Meeting was posted and available for review by the required time as prescribed by law at the District office located at 450 Ryder Street, Vallejo, California. This agenda is also available on the District website at www.vallejowastewater.org.