

**LAVWMA**  
**Livermore-Amador Valley Water Management Agency**  
**Minutes**

**Special Meeting of Board of Directors**  
**Wednesday, September 8, 2021**

**Due to Shelter in Place Orders, this was a web meeting available to participants and the public through the following link: <https://us02web.zoom.us/j/81364327563>**

**6:00 p.m.**

**1. Call to Order**

Chair Ann Marie Johnson called the meeting to order at 6:00 p.m.

**2. Pledge of Allegiance**

The Pledge of Allegiance was recited.

**3. Roll Call**

Board Members Present: Chair Ann Marie Johnson; Vice Chair Julie Testa; and Directors Valerie Arkin, Gina Bonanno, Bob Carling, and Arun Goel

Board Members Absent: None

Staff Present: General Counsel Clare Gibson, General Manager Chuck Weir, Treasurer Carol Atwood, DSRSD, Jeff Carson, DSRSD Operations Director, and Christina Lawrence, Jarvis, Fay, & Gibson, LLP

Staff Absent: None

Others Present: None

Introductions

General Manager Weir introduced Clare Gibson, filling in for Alexandra Barnhill, and Christina Lawrence, who was actively involved in the development of the pump purchase bid packet as well as the bids that were submitted. Board members welcomed both of them.

**4. Order of Agenda**

There were no changes to the order of the agenda.

**5. Comments from the Public**

There were no comments from the public.

**6. Consent Calendar**

a. Minutes of the August 18, 2021 LAVWMA Board Meetings

**Director Carling motioned, seconded by Director Arkin, to approve Consent Calendar Item No. 6.a.**

There were no comments from the public. The Motion passed unanimously (6 – 0) by a roll call vote.

**7. Authorization for the General Manager to Award a Contract for the Purchase of three Vertical Turbine Pumps**

General Manager Weir noted that the Board had approved awarding the pump purchase project to Trillium Pumps USA and that a Notice of Potential Award (NPA) was issued to them on August 23, 2021. The NPA included the contract from the bid packet with a requirement to sign the contract within ten days. The contract was structured to allow for up to 275 days for delivery of the pumps. On August 25, 2021 Trillium sent an email indicating they could not accept the award.

Mr. Weir then described various options for the Board to consider, including rejecting all bids and authorizing the General Manager to negotiate an agreement with the lowest bidders at terms that were mutually acceptable to both parties. Another option discussed was to continue with the bidding process and award the project to the third low bidder, Peerless Pump / Muni Quip as the lowest responsible, responsive bidder. The second low bidder, Xylem/Goulds submitted their bid after the deadline so theirs was automatically rejected. Several Board members spoke on the options and felt that Trillium had lost its chance at the project. Board members stated that the project should be offered to Peerless Pump / MuniQuip. The General Manager Weir and General Counsel Gibson stated that was an acceptable approach.

**Director Carling motioned, seconded by Director Goel, to reject the bids from Trillium Pumps USA and Xylem/Goulds as nonresponsive, and to award the contract to Peerless Pumps / MuniQuip.**

There were no comments from the public. The Motion passed unanimously (6 – 0) by a roll call vote.

**8. Matters From/For Board Members**


There were no matters from the Board.

**9. Next Regular Board Meeting, Wednesday, November 17, 2021 at 6:00 p.m.** Unless the Governor's order allowing remote meetings is extended or modified, the meeting will be held at the City of Pleasanton Council Chambers.

**10. Order of Adjournment to Wednesday, July 21, 2021, 6:00 p.m.**

There being no further action, Chair Johnson adjourned the meeting at 6:27 p.m.

Minutes Approved by the Board September 29, 2021.

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Charles V. Weir  
General Manager