



MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

Sachi A. Hamai, Executive Officer-
Clerk of the Board of Supervisors
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Director of Public Works

At its meeting held July 5, 2006, the Board took the following action:

73-E

The following item was called up for consideration:

The Director of Public Works' recommendation to rescind the actions taken by the Board on June 20, 2006, Board Order No. 89, for Project ID No. WMD0000050, Dominguez Gap Spreading Grounds, Dominguez Gap Wetlands, City of Long Beach (4), which: a) implicitly found the lowest bidder to be nonresponsive, and b) awarded the contract to the next lowest bidder with an active C27 license; and reject all bids received on June 1, 2006 for the project.

Patrick DeChellis, Deputy Director, Department of Public Works, responded to questions addressed by the Board. Donald E. Bradley, attorney representing Griffith Company, and Fred Sourdi, representing Environmental Construction, Inc., also addressed the Board.

After discussion, on motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, unanimously carried, the Board referred the Director of Public Works' aforementioned recommendation to Closed Session pursuant to subdivision (b)(1) of Government Code Section 54956.9, to confer with legal counsel regarding significant exposure to litigation (one case).

Following Closed Session, in Open Session, Supervisor Knabe made a motion to approve the Director of Public Works' aforementioned recommendation. Said motion failed to carry by the following vote: Ayes: Supervisors Yaroslavsky and Knabe; Noes: Supervisor Antonovich; Abstentions: Supervisor Burke (Supervisor Molina being absent).

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73-E (Continued)

On motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, unanimously carried (Supervisor Molina being absent), the Board recessed until 3:00 p.m. to give County Counsel an opportunity to review Robert's Rules of Order for the correct procedure for reconsideration of an action which failed to be approved on a roll call vote.

After reconvening to Open Session, with all Supervisors in attendance, Raymond G. Fortner, Jr., County Counsel, reported that in accordance with Robert's Rules of Order, the motion under discussion may not be renewed within the same session except by motion for reconsideration. The motion for reconsideration could be made only by a member who actually voted on the prevailing side. In this instance the prevailing side was the "No" vote, and only Supervisor Antonovich voted "No," making him the only member who could move for reconsideration. County Counsel also reported that the Rules specifically provide that at a subsequent session of the Board, the recommendation may be reintroduced by any member of the Board.

Jamie Angus, representing Griffith Company, responded to questions posed by the Board.

After discussion, Supervisor Antonovich made no request to reconsider the foregoing motion; and the Board took no further action in relation to the Director of Public Works' attached recommendation.

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Attachment

Copies distributed:
Each Supervisor
Chief Administrative Officer
County Counsel