

MINUTES  
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE  
WESTERN MUNICIPAL WATER DISTRICT

January 18, 2017

**CALL TO ORDER / PLEDGE OF ALLEGIANCE**

The Regular Meeting of the Board of Directors of Western Municipal Water District was called to order at 9:30 a.m. and Director Lopez led the Pledge of Allegiance to the flag.

**Directors Present**

Tom Evans, Presiding  
Brenda Dennstedt, Vice President  
Robert Stockton, Secretary-Treasurer  
Donald D. Galleano  
S. R. "Al" Lopez

**Others Present**

John Rossi, General Manager  
Craig Miller, Deputy General Manager  
Kevin Mascaro, Director of Finance  
Greg Duecker, Director of Administration  
Tim Barr, Director of Water Resources  
Candi Judd, Director of Human Resources  
Paul Rugge, Director of Operations  
Derek Kawaii, Director of Engineering  
Ryan Shaw, Deputy Director of Water Resources  
Michele McKinney, Special Projects Coordinator  
Michael Hadley, Government Affairs Officer  
Rachel McGuire, Public Information Officer  
Jean Perry, Executive Assistant  
Steve Gustafsson, IT Specialist III  
Jeff Ferre, Best, Best and Krieger  
Michelle Diamond, Tetra Tech

**ORAL COMMUNICATIONS**

Any person may address the Board upon any subject within Western's jurisdiction, which is not on the agenda, at this time. However, any non-agenda matter that requires action will be referred to staff for a report and action at a subsequent Board meeting. Any person may also address the Board on any agenda matter at the time that matter is discussed, prior to Board Action.

There were no members of the public who wished to speak during Oral Communications.

With approval of the Board Closed Session Item 8-B was moved to this place on the agenda.

**M-6619 –  
Closed Session**

At 9:31 a.m. President Evans announced that the Board would go into Closed Session on Agenda Item 8-B.

- B) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9  
Name of case: Endangered Habitats League and Center For Biological Diversity  
v. U.S. Army Corps of Engineers; Case Number 2:16-cv-09178-MWF (Ex)

The Board came out of Closed Session and reconvened into Open Session at 9:45 a.m. Legal Counsel Jeff Ferre said that on Agenda Item 8-B there was action taken on a motion by Director Dennstedt, seconded by Director Lopez, on a 5-0 vote, to enter into an joint defense agreement with the San Bernardino Valley Municipal Water District, to file a motion to intervene in the case, and to authorize staff and legal counsel to work towards a resolution of the matter.

**M-6620 – Approval of Consent Calendar**

It was moved by Director Dennstedt, seconded by Director Stockton to approve the Consent Calendar. As a result, the following Consent Calendar items were approved:

- A) Approve Directors' Requests for Compensation
- B) Approve Regular Board Minutes, January 4, 2017
- C) Consider Approval of Water Rights Lease Agreement with Riverside Highlands Water Company for Calendar Year 2016.

Motion carried 5-0.

- END OF CONSENT CALENDAR -

**M-6621 – Consider Approval of an Amendment to the Memorandum of Agreement with Rancho California Water District Transferring Ownership of Santa Rosa Regional Resource Authority Wastewater**

General Manager John Rossi explained that this item is to amend the Memorandum of Agreement in order to provide for Rancho California Water District to take ownership of Western's 0.4 million gallons per day of recycled water flow capacity and releasing Western from an obligation to reimburse Rancho California Water District from \$2.4 million in capital costs. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Dennstedt, seconded by Director Galleano to authorize the General Manager to execute an Amendment to the Memorandum of Agreement in order to provide for the transfer of ownership of wastewater flows from the Santa Rosa Regional Resources Authority to Rancho California Water District. Motion carried 5-0.

**M-6622 – Confirm Western’s Representatives to Outside Organizations; and Receive and File Committee Appointments**

Following a full discussion and consideration of this matter by the Board, a motion was made by Director Galleano, seconded by Director Lopez to:

1. Confirm Western’s representatives to outside organizations for calendar year 2017, as outlined in the attached matrix.
2. Receive and file committee appointments made by the Board President to standing and ad hoc committees, as outlined in the attached matrix.

Motion carried 5-0.

**General Counsel Report**

Legal Counsel Jeff Ferre provided an update on the State Water Board emergency water conservation regulations.

**Staff Reports**

General Manager John Rossi reported on the following items:

- Deputy General Manager Craig Miller made a presentation on Water Supply Conditions.
- Director of Administration Greg Duecker made a presentation on Western’s Water-wise Garden: A New Vision.
- General Manager John Rossi reported that Western is working on an agreement with Jurupa Community Services District for the sale of Chino Basin Desalter water.
- General Manager John Rossi noted that Western is meeting with Riverside Public Utilities in regard to potential wheeling and water sale agreements.

With approval of the Board Closed Session Item 8-A, one potential case was moved to this place on the agenda.

**Closed Session**

At 10:24 a.m. Legal Counsel Jeff Ferre announced that the Board would go into Closed Session on Agenda Item 8-A, one of the potential cases.

- A) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph (2) and (4) of subdivision (d) of Government Code Section 54956.9  
Two potential cases

The Board came out of Closed Session and reconvened into Open Session at 10:45 a.m. General Manager John Rossi said that the Board went into closed session on one of the two potential cases under Agenda Item 8-A. There was action taken on a motion by Director Stockton, seconded by Director Dennstedt, on a 5-0 vote, to extend for 30 days the tolling agreement with Albert A. Webb Associates and C.H.J Incorporated. The Board did not go into closed session on the other potential case.

**SAWPA Report**

Director Evans reported that there was a special meeting held to discuss the future of the Inland Empire Reach V Improvement and Rehabilitation Project, noting that the Board approved moving forward with Weka Incorporated to complete the project.

Director Dennstedt provided a summary report of the regular commission meeting, noting that the rotation of the officers and committee appointments were confirmed.

**MWD Report**

Director Galleano provided a summary report of the meeting.

**CBWM Report**

Director Galleano said that there was nothing to report today.

**CDA Report**

President Lopez provided a summary of the meeting noting that a Letter of Understanding was approved with Specialty Minerals, Inc. for the disposal of pellets generated from the Concentrate Reduction Facility.

**WRCRWA Report**

Director Lopez said there was nothing to report today.

**WRCOG Report**

Director Dennstedt said there was nothing to report today.

**SRRRA Report**

Director Dennstedt said there was nothing to report today.

**Adjourn**

There being no further business to come before the Board, at 10:52 a.m. President Evans adjourned the Regular Board Meeting of Western Municipal Water District.

  
THOMAS P. EVANS  
President

  
ROBERT STOCKTON  
Secretary-Treasurer