

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

March 15, 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 President Evans 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

Craig Miller, Deputy General Manager
Rod LeMond, Assistant General Manager/CFO
Kevin Mascaro, Director of Finance
Tim Barr, Director of Water Resources
Candi Judd, Director of Human Resources
Paul Rugge, Director of Operations
Derek Kawaii, Director of Engineering
Gary Miller, Deputy Director of Operations
Chris Fike, Deputy Director of Operations
Karly Gaynor, Water Planning and Policy Manager
Tom Thornton, Principal Engineer
Michele McKinney, Special Projects Coordinator
Rachel McGuire, Public Information Officer
Teri Patton, Senior Engineering Technician
Jean Perry, Executive Assistant
Steve Gustafsson, IT Specialist III
Jeff Ferre, Best, Best and Krieger
Matt Webb, Albert A. Webb Associates
Jim Manning, Albert A. Webb Associates
Kevin Higgins, KOA Corporation
Kathy Hoffer, Hillwood
John Perkins, Collins Collins Muir & Stewart/CHJ Incorporated

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.

M-6639 – Approval of Consent Calendar

It was moved by Director Lopez, seconded by Director Dennstedt 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, March 1, 2017
- C) Consider Adoption of Resolution 2980 Concurring in Nomination of Kathleen J. Tieg to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority
- D) Consider Adoption of Resolution 2981 Concurring in Nomination of Melody McDonald to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority
- E) Consider Approval to Quitclaim Easement and Abandon Pipeline Within a Portion of Suttles Drive
- F) Budget vs. Actual Report Through December 31, 2016

Motion carried 5-0.

- END OF CONSENT CALENDAR -

M-6640 – Add Closed Session Item 8-B to Agenda

Legal Counsel stated that pursuant to Government Code Section 54954.2(b)(2), there is a need to take immediate action and that need came to the attention of the District after the posting of the agenda. The matter was brought to the attention of the General Manager and is in connection with Western's role as Western-San Bernardino Watermaster. Further details will be provided in closed session, but due to confidentiality, this is as much detail as we can provide at this time. However, it is the recommendation of General Counsel that the Board add an item for closed session. Therefore, it is recommended that the Board adopt a motion to add the following closed session item:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9

One potential case

It was moved by Director Galleano, seconded by Director Stockton to add the Closed Session Item 8-B to the agenda. Motion carried 5-0.

With approval of the Board approved moving Agenda Item 5-C to this place on the agenda.

M-6641 – Consider Awarding the La Sierra Pipeline and Sterling Pump Station and Reservoir Construction Management Contract-Specification No. W-238A and W-238B to KOA Corporation

Deputy General Manager Craig Miller introduced Director of Engineering Derek Kawaii who provided the details of the La Sierra Pipeline and Sterling Pump Station and Reservoir Construction Management Contract Specification No. W-238A and W-238B. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Stockton, seconded by Director Lopez to:

1. Award the La Sierra Pipeline and Sterling Pump Station and Reservoir Construction Management base contract to KOA Corporation for the amount of \$1,689,850;
2. Award optional traffic engineer services and additional 15-week construction management services, in case pump station construction duration is extended, in the amount of \$209,150 (optional services shall not be executed without prior approval by staff); and
3. Authorize the General Manager to execute the professional services agreement with KOA Corporation for the total amount of \$1,899,000.

Motion carried 5-0.

With approval of the Board approved moving Agenda Item 5-E to this place on the agenda.

M-6642 – Consider Adoption of Resolution 2976 Approving a Water Supply Assessment for Veterans Industrial Park 215

Deputy General Manager Craig Miller introduced Water Planning and Policy Manager Karly Gaynor who made a presentation on the proposed adoption of Resolution 2976 for a Water Supply Assessment for the Veteran's Industrial Park 215. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Galleano, seconded by President Evans to adopt Resolution 2976 approving the Water Supply Assessment for the proposed Veteran's Industrial Park 215. Motion carried 5-0.

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

M-6643 – Closed Session

At 9:45 a.m. President Evans 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 10:30 a.m. General Manager John Rossi said that on Agenda Item 8-A there was a recommendation for the Board to consider a motion to extend the Tolling Agreement with Albert A. Webb Associates and C.H.J. Incorporated for 30 days to April 30, 2017, contingent upon their agreement. A motion was made by Director Galleano, seconded by Director Stockton to extend the Tolling Agreement for 30 days to April 30, 2017, contingent upon Albert A. Webb Associates and C.H.J. Incorporated agreement. Motion carried 5-0.

The Board did not go into closed session on the other potential case.

M-6644 – Consider Approval to Designate Santa Ana Watershed Project Authority Project Agreement 23 Committee Alternate Representative

General Manager John Rossi explained that the Santa Ana Watershed Project Authority member agencies have indicated that they plan to designate representatives to the Project Agreement 23 (PA 23) Committee other than their general managers. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Galleano, seconded by President Evans to replace General Manager John Rossi with Director Brenda Dennstedt as Western's Alternate Representative to the PA23 Committee. Motion carried 5-0.

M-6645 – Consider Adoption of Resolution 2982 Regarding Appointments to the Western Riverside County Regional Wastewater Authority Board of Directors

General Manager John Rossi explained that the Western Riverside County Regional Wastewater Authority (WRCWRA) requires that any changes made to Western's representatives to the WRCRWA Board of Directors be formalized with a resolution approved by the Western Board of Directors. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Dennstedt, seconded by Director Galleano to adopt Resolution 2982 designating the following:

1. Director S. R. Al Lopez and Deputy General Manager Craig Miller shall serve as Representatives on WRCRWA's Board of Directors; and
2. Director Robert Stockton shall serve as the Alternate Representative on WRCRWA's Board of Directors.

Motion carried 5-0.

M-6646 – Consider Authorizing a Memorandum of Understanding with Jurupa Community Services District Providing for the Temporary Assignment of Water Produced from the Chino Basin Desalter Authority

Deputy General Manager Craig Miller introduced Director of Water Resources Tim Barr who made a presentation on the temporary assignment and purchase of

water produced from the Chino Desalters between Jurupa Community Services District and Western Municipal Water District. Following a full discussion and consideration of this matter by the Board, a motion was made by Director Galleano, seconded by Director Stockton to temporarily assign, deliver, and sell Western Municipal Water District's Chino Basin Desalter Authority water to Jurupa Community Services District. Motion carried 5-0.

General Counsel Report

Legal Counsel Jeff Ferre provided an update on a recent California Supreme Court ruling in regard to Public Records Act Requests and disclosure pertaining to private emails on private accounts of employee's and elected officials.

Staff Reports

General Manager John Rossi and staff reported on the following:

- Assistant General Manager/COO Jeff Sims provided an update on the Western Riverside County Regional Wastewater Authority Plant expansion.

SAWPA Report

Director Evans provided a summary report of the meeting.

MWD Report

Director Galleano provided an update of the recent meeting noting that there have been major improvements at the Lake Mathews Hydroelectric Plant.

CBWM Report

Director Galleano said there was nothing to report today.

CDA Report

Director Stockton provided a summary report of the meeting and updated the Board on the approval of a recent Change Order for construction of the Chino I Desalter Reliability Project.

WRCRWA Report

Director Lopez provided a summary report of the meeting.

WRCOG Report

Director Dennstedt provided a summary report of the meeting.

SRRRA Report

Director Dennstedt provided a summary report of the meeting. General Manager John Rossi provided an update of the recent State Revolving Fund Loan.

Directors' Reports

Director Lopez provided an update of his recent legislative meetings in Washington, D.C. and Sacramento.

Director Galleano discussed a recent newspaper article regarding Eastern Municipal Water District's installation of water bottle fill stations at community facilities.

Director Dennstedt attended a tour of the recently opened CarMax and Production Facility in Murrieta, noting that its opening has brought more than 300 jobs to Murrieta.

Closed Session

At 11:00 a.m. President Evans announced that the Board would go into Closed Session on the following matter, which was added to the agenda:

- B) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9
One potential case

The Board came out of Closed Session and reconvened into Open Session at 11:21 a.m. Legal Counsel Jeff Ferre said that for Agenda Item 8-B there was no reportable action.

Adjourn

There being no further business to come before the Board, at 11:22 a.m. President Evans adjourned the Regular Board Meeting of Western Municipal Water District.


THOMAS P. EVANS
President


ROBERT STOCKTON
Secretary-Treasurer