

**MINUTES
REGULAR MEETING OF THE BOARD
OF DIRECTORS OF ELSINORE VALLEY
MUNICIPAL WATER DISTRICT
THURSDAY, OCTOBER 22, 2020**

The Regular Meeting of the Board of Directors of Elsinore Valley Municipal Water District was held via teleconference, through a call-in number clearly noted on the meeting Agenda, posted in accordance with the Brown Act.

Directors Present

Andy Morris, President
Phil Williams, Vice President
Harvey Ryan
Darcy M. Burke
Jared McBride

Staff Present

Greg Thomas, General Manager
Steve Anderson, Legal Counsel
Terese Quintanar, District Secretary/Administrative Services Supervisor
Ganesh Krishnamurthy, Assistant General Manager – Eng. and Operations
Robert Hartwig, Assistant General Manager – Business Services
Christy Gonzalez, Deputy Board Secretary/Executive Assistant
Christina Ramirez, Executive Assistant
Margie Armstrong, Director of Strategic Programs
Jase Warner, Director of Operations
Jason Dafforn, Director of Engineering and Water Resources
Greg Morrison, Government Relations Officer
Jennifer Dancho, Director of Human Resources
Tim Collie, Water Operations Manager
Parag Kalaria, Water Resources Manager
Scott Thompson, Accounting Manager
David Smith, Maintenance Manager
Matt Bates, Engineering Manager
Shawnelle Morelos, Principal Engineer, Capital Projects
Nelson Nuezca, Principal Engineer, Capital Projects
Christina Henry, Community Relations Manager
Bonnie Woodrome, Community Affairs Supervisor
Kaitlyn Wu, Community Affairs Specialist
Haley Munson, Water Efficiency Specialist
Leah Skor, Records Management Coordinator
Isabel Casteran, Safety Officer
Serena Johns, Sr. Management Analyst, Grant Administration

Others Present

Judy Zulfiqar
Public

CALL TO ORDER

The meeting was called to order by President Morris at 4:16 p.m.

APPROVAL OF AGENDA

A motion was made by Director Williams, seconded by Director Ryan, and carried unanimously to approve the Agenda as presented.

PUBLIC COMMENTS

The meeting was opened to public comments on the teleconference and in the room and there were none.

Item I.0 - CONSENT CALENDAR

Resolution Nos. 20-10-01 and 20-10-02

Minute Order #5573

- A. APPROVAL OF:
1. Minutes of the Regular Board Meeting of October 8, 2020
 2. Demands
 3. Proposed Formation of Horsethief Canyon Community Facilities District (CFD) 2020-1 (*Reso Nos. 20-10-01 and 20-10-02*)
 4. Amendment 3 to the Professional Services Agreement with GHD, Inc. for Computerized Maintenance Management System (CMMS) Software Evaluation Services (*MO #5573*)

Director Williams pulled Consent Calendar Item A.3. Proposed Formation of Horsethief Canyon Community Facilities District (CFD) 2020-1, for comment.

A motion was made by Director Burke, seconded by Director Ryan, and carried unanimously to:

1. Approve the Consent Calendar non-pulled items.

Director Williams commented that the Horsethief Canyon CFD was started back in 2010, and has gone through several different General Managers, many staff members and developers. He expressed his pleasure in seeing the community reach final buildout and that he wholeheartedly supports it.

A motion was made by Director Williams, seconded by Director Ryan, and carried unanimously to:

1. Approve the Consent Calendar Item A.3. Proposed Formation of Horsethief Canyon Community Facilities District (CFD) 2020-1.

Item II.0 BUSINESS ITEMS**Item II. A American Water Works Association Award Recognition**

Mr. Warner reported that EVMWD was recently recognized by the California-Nevada American Water Works Association (CA-NV AWWA) for the Operator's Meritorious Service Awards that annually recognizes individuals at the Section level who have demonstrated consistent and outstanding contributions to plant operations and/or maintenance to the distribution system and/or special acts not directly related to water treatment, but which demonstrate dedication to the public beyond normal operating responsibilities.

Mr. Collie presented Chuck Pollock with the Distribution Operator of the Year Award. Mr. Pollock has been in the industry for 34 years, with over 11 years at EVMWD. He was nominated on the ability to control system demands on emergency response, ability to work with the public and other agencies, training of other operators, and knowledge of the system operations.

He then presented Bill Leonard with Treatment Operator of the Year Award. Mr. Leonard has been in the industry for 29 years, with over 22 years at EVMWD. He was nominated on compliance with public health standards, contribution to plant maintenance, training of other operators, and emergency response demands.

President Morris congratulated them and commented that their service to EVMWD is very much appreciated.

Item II. B Consider Approval of a Public Works Contract with J & L Constructors Inc. for the Relocation of the 6-Inch Watermain Along State Highway 74 Project

Minute Order #5574

Mr. Dafforn reported that Caltrans is in the process of preparing bid documents for widening Highway 74 (Ortega Highway) between the Orange County/Riverside County line to Monte Vista Street. The total length of Caltrans' roadway widening project is approximately 6 miles.

The District owns and operates a 6-inch steel watermain along a short segment (approximately 960 linear feet) of the Project within Caltrans right-of-way, near the Monte Vista Street intersection. The existing watermain is currently less than two feet below existing grade and Caltrans is requiring the District relocate the waterline to meet current standards. Staff researched Caltrans request and determined that Caltrans has prior rights, and the District is responsible for the relocation.

This District was not made aware of Caltrans' widening projects until after the District's current fiscal year budget cycle was adopted. As a result, the funds for this project will be pulled from the Elsinore Water Replacement Program.

On March 20, 2020, the District awarded a Professional Services Agreement for Engineering Design Services to JIG Consultants under the General Manager's authority. Design was completed in August 2020.

The design includes relocating and upsizing the existing 6-inch watermain to comply with Caltrans and District standards. The new waterline will be a minimum depth of 42-inches below future grades (after Caltrans Project is complete) and upsized to 8-inch to meet District current standards. The horizontal and vertical alignment have been approved by Caltrans.

The Project was advertised for bid on August 21, 2020 via PlanetBids. The apparent lowest bid, El-Co Contractors, Inc. was deemed non-responsive due to an incomplete bid submission.

Staff performed a detailed review of the J & L Constructors Inc.'s bid documents and checked references. Based on staff's analysis, J & L Constructors Inc. is determined to be the lowest, responsive, and responsible bidder.

Staff presented this item at the October 5, 2020 Engineering and Operations Committee Meeting, and recommended award of a Public Works Contract with J & L Constructors Inc. in the amount of \$310,000.00 and the filing of a Notice of Exemption with the Riverside County Clerk's Office in the amount of \$50.00. This item, including overhead of \$17,771.00, staff time (45 hours) & fringe benefits of \$10,408.00, consultant staff time (inspection, surveying, geotechnical, and engineering services) of \$45,379.00, and costs incurred to date (including design and other costs as outlined in the attached fiscal impact) of \$51,993.00, totals \$435,601.00.

A motion was made by Director Williams, seconded by Director Burke, and carried unanimously to:

1. ***Approve a Public Works Contract with J & L Constructors Inc. in the amount of \$310,000.00;***
2. ***Approve the filing of a Notice of Exemption in the amount of \$50.00 with the Riverside County Clerk's Office;***
3. ***Authorize \$17,771.00 for overhead, \$10,408.00 for staff time, and \$45,379.00 for consultant staff time;***
4. ***Authorize \$51,993.00 for costs incurred to date to cover design and other costs;***
5. ***Authorize the total expenditure and a supplemental appropriation of funds in the amount of \$435,601.00 to the Capital Improvement Program 490, with funding provided from the Elsinore Water Replacement Program 318; and,***
6. ***Authorize the General Manager to execute the appropriate documents on behalf of EVMWD.***

Item II. C Consider Approval of a Public Works Contract with R.I.C. Construction Co., Inc. for the Cottonwood Hills Pump Station Generator Installation Project

Minute Order #5575

Cottonwood Hills Pump Station (Pump Station) is the primary water supply source for the Canyon Hills area. Due to the critical nature of the Pump Station, a permanent generator is necessary to ensure proper system reliability and redundancy.

The project includes installation of a new 400 KW permanently mounted standby emergency generator with new 1,000 gallon above ground fuel tank and all required electrical and instrumentation equipment. At maximum load, the generator will operate the Pump Station for up to 24 hours.

Under Infrastructure Engineering Corporation's Program Management Contract and Rockwell Construction Services On-Call Electrical Support Services contract, separate task orders were issued for support in developing the contract documents. Project costs to date total \$38,259.00. Those same contracts will be utilized to provide inspection support services and engineering design support throughout the construction of the project.

The Project was advertised for bid on July 28, 2020 via PlanetBids. On September 2, 2020, six (6) prequalified bidders submitted bids by the deadline. Staff performed a detailed review of the bid documents and checked references. Based on staff's analysis, R.I.C. Construction Co., Inc. is determined to be the lowest, responsive, and responsible bidder.

Staff presented this item at the October 5, 2020 Engineering and Operations Committee Meeting, and recommended award of a Public Works Contract with R.I.C. Construction Co., Inc. in the amount of \$316,446.00. This item, including overhead of \$16,819.00, staff time (55 hours) & fringe benefits of \$11,459.00, construction management and inspection services (99 hours) of \$15,840.00, and program management (25 hours) of \$4,100.00 totals \$364,664.00.

Responding to Director Williams, Mr. Dafforn commented that the project will be completed in approximately three months. He also clarified to Director Burke that the generator will be qualified for the highest tiered CARB rating with quite a bit of emission controls.

A motion was made by Director Ryan, seconded by Director Burke, and carried unanimously to:

- 1. Approve a Public Works Contract with R.I.C. Construction Co., Inc. in the amount of \$316,446.00;***
- 2. Authorize \$16,819.00 for overhead, \$11,459.00 for staff time, \$15,840.00 for construction management and inspection services, and \$4,100.00 for program management;***

3. ***Authorize the total expenditure in the amount of \$364,664.00 to the Capital Improvement Program 490, with funding provided from the Elsinore Water Replacement Program 318; and,***
4. ***Authorize the General Manager to execute the appropriate documents on behalf of EVMWD.***

Item III. A GENERAL MANAGER'S REPORT

Mr. Thomas reported that EVMWD's health protocols are in line with recommendations. He learned that the County is planning to stay in "Purple" through the end of the year, with the more restrictive mandates. Also, an update of the Flow Into Fall event will be provided at the next Study Session meeting. EVMWD participated in the Great Shakeout last week and staff went through a series of emergency scenarios, one of them being the startup of the CLWTP. It was a great exercise related to an emergency startup of a treatment plant. Another exercise is planned, and we may also coordinate efforts with the City of Lake Elsinore.

Greg Morrison reported that the sales tax, corporate tax and income tax coming into the State are much higher than expected. The Legislative Analyst's Office (LAO) is the source for information and will reveal the five-year projected outlook in the spring. We've only used about half of California's reserves and we've also heard from John Watts that the lame duck session could be heavy this year, as congress is anticipating reauthorization of the WIIN Act and WRDA. Also, the deficit on the Colorado river is 1.2M AF every year and it is something we will be looking at locally. The last stimulus package passed was \$2.2 trillion dollars and there was \$179 billion for local governments that could not be used for recovery of lost revenue due to COVID. The next stimulus will provide that, as well as funds for residents to pay their bills. There is a 48-hour deadline to come up with a decision.

Item III. B LEGAL COUNSEL'S REPORT

Steve Anderson reported on the prior report of the court of appeals decision involving the City of Santa Monica and the California Voting Rights Act, the first time a court sided with a public agency against a plaintiff brought lawsuit challenging how district lines are drawn. On Tuesday, the California Supreme Court decided to hear the case, so the court of appeal decision has been set aside.

Item III. C COMMITTEE REPORTS

Director Ryan reported on a ACWA Region 9 & 10 conference call, where an event featuring the Colorado River was discussed. Peter Fiske may be speaking on the salt issues in the Colorado River. He also reported on the CalDesal virtual conference he participated in, where Dr. Fiske spoke and was very knowledgeable about new technology. There were six resource projects that were discussed introducing new technology to extract salt from water.

Director Ryan also reported on the Finance and Administration Committee meeting he attended where alternative insurance program, Customer Service performance measures, and the Purchase Card Program was discussed. A pilot study was also discussed where EVMWD will partner with the school districts to put a 5G or LTE on our cell towers to support the students.

Director Burke reported on the Water Planning Committee meeting, where she learned that we have been able to utilize a lot more groundwater this year than in previous years, due to planning. She applauded staff for their efforts and relayed appreciation and asked for her appreciation to be shared. Cost of compliance was also discussed and that will be brought to the Board at a Study Session meeting. A letter from the Regional Water Quality Control Board was shared regarding PFOS and PFOA at the March Air Reserve Base. A Water Futures commodity video was shared and will also be shared with the entire Board. She reported on the Community Outreach Ad Hoc meeting and relayed good feedback about the Flow Into Fall event. She hopes we can continue this in the future. To conclude, she reported on an event she attended where MWD General Manager Jeff Kightlinger mentioned that there are many employees retiring. There is a need to remain competitive to keep the trained and able employees staffed. He also spoke of adaptability to climate change, and how we stay prepared. He reminded us that we are in the “forever” business.

Item IV.0 DIRECTORS' COMMENTS AND REQUESTS

Director McBride commented on seeing a portion of Flow Into Fall and that it turned out very good. He also recommended a podcast called Water Wars.

Director Williams complimented staff on their achievements; namely awards received.

President Morris also commented on the Flow Into Fall and the excellent garden tour, Regional Wastewater Reclamation Treatment Plant tour, and seeing installation of a water meter. He relayed kudos to staff.

Item V. CLOSED SESSION <i>Minute Order #5576-5577</i>

The Board adjourned to Closed Session at 5:05 p.m. to discuss:

- A. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to subdivision (d) of Section 54956.9 of the Government Code (1 or more potential cases)

The Board reconvened to open session at 5:51 p.m. and reported the following actions.

A motion was made by Director Williams, seconded by Director Burke, and carried unanimously to:

1. Authorize the General Manager to execute two Mills Gravity Line Capacity Purchase Agreements and a Lease Agreement with Western Municipal Water District for the Meeks and Daley Water Company Groundwater and San Bernardino Basin Area on behalf of EVWMD. *(MO #5576)*

A motion was made by Director Burke, seconded by Director Williams, and carried unanimously to:

1. Authorize the General Manager to execute the Settlement Agreement and Release between Canyon Lake Property Owners Association, EVMWD, City of Canyon Lake, and Glen E. Jackson Jr. and Carlene R Jackson Trustees of the Glen and Carlene Jackson Family Trust dated January 5, 2015 on behalf of EVMWD. *(MO #5577)*

Item VI.0 ADJOURNMENT

The meeting was adjourned at 5:52 p.m.

Andy Morris, President of the
Board of Directors of the
Elsinore Valley Municipal Water District

ATTEST:

Terese Quintanar, Board Secretary
to the Board of Directors of
Elsinore Valley Municipal Water District