

MINUTES OF MEETING  
BOARD OF DIRECTORS, ORANGE COUNTY WATER DISTRICT  
December 16, 2015, 5:30 p.m.

President Dewane called to order the December 16, 2015 regular meeting of the Orange County Water District Board of Directors at 5:30 p.m. in the Boardroom at the District office. Following the Pledge of Allegiance to the Flag, the Secretary called the roll and reported a quorum as follows.

Directors

Philip Anthony  
Denis Bilodeau  
Jordan Brandman  
Shawn Dewane  
Jan Flory  
Cathy Green  
Dina Nguyen (not present)  
Roman Reyna (arrived 5:40 p.m.)  
Stephen Sheldon (not present)  
Roger Yoh (not present)

Staff

Michael Markus, General Manager  
Joel Kuperberg, General Counsel  
Judy-Rae Karlsen, Assistant District Secretary  
Gina Ayala, Paula Bouyounes, Bruce Dosier,  
Stephanie Dosier, Bill Dunivin, Randy Fick,  
Mark Greening, Bonnie Howard, Bill Hunt,  
John Kennedy, Nira Yamachika

Others:

Jim Atkinson, Paul Schoenberger, Ethan Temianka – Mesa Water District  
Marc Marcantonio, Robert Kiley – Yorba Linda Water District  
Jose Diaz – City of Orange  
Michael Grazzo - City of Buena Park  
Ken Vecchiarelli - Golden State Water Company  
Brian Ragland - City of Huntington Beach  
Richard Eglash - Brady  
Dick Wilson - City of Anaheim  
Kelly Rowe - Consultant  
Rob Hunter, Keith Lyon – Municipal Water District of Orange County  
Paul Rigali - Arent Fox  
Nabil Sabu - City of Santa Ana  
Steve Conklin - Irvine Ranch Water District  
Debbie Cook - Resident  
John Earl - Surf City Voice  
Hannah Hess - Representing Mimi Walters Office  
Alison Martin - Representing Ed Royce  
Caleb Shaffer, Nicole Moutoux, Bethany Dreyfus, Rachelle Thompson– U.S. Environmental Protection Agency

**PRESIDENT’S COMMENTS**

Director Green reported that Jordan Brandman was appointed Division 9 Director by the City of Anaheim and has taken his oath of office and is seated at the dais this evening. She requested that Item Received Too Late To Be Agendized be advanced on tonight’s agenda.

ITEM RECEIVED TOO LATE TO BE AGENDIZED

General Manager Mike Markus reiterated that the District was notified yesterday that the City of Anaheim appointed Jordan Brandman to replace Harry Sidhu on the OCWD Board. The following action was then taken adding this item to tonight's Agenda. Upon motion by Director Anthony, seconded by Director Dewane, the following resolution was adopted [6-0].

RESOLUTION NO. 15-12-171

DETERMINING NEED TO ADD ITEM RECEIVED TOO LATE TO BE AGENDIZED TO TONIGHT'S AGENDA: APPOINTMENT OF JORDAN BRANDMAN TO OCWD BOARD

WHEREAS, pursuant to Government Code Section 54954.2, the District posted the Agenda for its December 16, 2015 Board meeting at least 72 hours prior to the meeting, *to wit*, on December 11, 2015; and

WHEREAS, after posting of such Agenda, the Board was apprised of the appointment of Jordan Brandman to the OCWD to represent the City of Anaheim;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby determine the need to take immediate action to consider the within described matters during tonight's meeting.

Ayes: Anthony, Brandman, Bilodeau, Dewane, Flory, Green

Absent: Nguyen, Reyna Sheldon, Yoh

CEREMONIAL SWEARING IN OF JORDAN BRANDMAN

The Assistant District Secretary administered the ceremonial oath of office to newly appointed Director Jordan Brandman and the following action was taken.

MOTION NO. 15-170

DECLARING JORDAN BRANDMAN DULY APPOINTED

Upon motion duly made, seconded and carried [6-0], Jordan Brandman is declared a duly appointed member of the OCWD Board representing Division 9 (City of Anaheim) for the remainder of former Director Sidhu's four-year term expiring December 2, 2016.

Ayes: Anthony, Bilodeau, Brandman, Dewane, Flory, Green

Absent: Nguyen, Reyna, Sheldon, Yoh

Director Reyna arrived at 5:40 p.m.

1. Annual Reorganization of the Board of Directors

A) Election of Officers

The Board entertained nominations for Board officers. The following Directors were nominated by the Board:

Office of President: Cathy Green  
Office of First Vice President: Denis Bilodeau  
Office of Second Vice President: Philip Anthony

The following actions were then taken.

MOTION NO. 15- 171  
ELECTING CATHY GREEN PRESIDENT

Upon motion by Director Anthony, seconded by Director Flory and carried [7-0], Director Cathy Green is hereby nominated to the office of President of the Orange County Water District; and, the nominations are hereby closed and Director Green is elected President for the 2015-16 one-year term.

Ayes: Anthony, Bilodeau, Brandman, Dewane, Flory, Green, Reyna  
Absent: Nguyen, Sheldon, Yoh

MOTION NO. 15-172  
ELECTING DENIS BILODEAU FIRST VICE PRESIDENT

Upon motion by Director Anthony, seconded by Director Dewane and carried [7-0], Denis Bilodeau is hereby nominated to the office of First Vice President; and, the nominations are hereby closed and Director Bilodeau is elected First Vice President for the 2015-16 one-year term.

Ayes: Anthony, Bilodeau, Brandman, Dewane, Flory, Green, Reyna  
Absent: Nguyen, Sheldon, Yoh

MOTION NO. 15-173  
ELECTING PHILIP ANTHONY SECOND VICE PRESIDENT

Upon motion by Director Flory, seconded by Director Bilodeau and carried [7-0], Director Philip Anthony is hereby nominated to the office of Second Vice President; and, the nominations are hereby closed and Director Anthony is elected Second Vice President for the 2015-16 one-year term.

Ayes: Anthony, Bilodeau, Brandman, Dewane, Flory, Green, Reyna  
Absent: Nguyen, Sheldon, Yoh

B) Interim Reappointment of Committee and Agency Representatives

President Green indicated that she would make her decisions regarding Committee and outside agency appointments at the next Board meeting and urged the Directors to contact her with their requests for assignments.

2. Presentation of Service Awards

The Board presented service awards to the Board and staff.

VISITOR PARTICIPATION

Surf City Voice representative John Earl expressed support for video streaming of the District's public meetings and welcomed Director Jordan Brandman.

CONSENT CALENDAR

Director Dewane removed Item No. 6, *Warner Basin Landscaping Project*, and Director Anthony removed Item No. 18, *Orange County Water Summit* from the Consent Calendar. The balance of the Consent Calendar was then approved upon motion by Director Anthony, seconded by Director Flory and carried [6-0] with Director Brandman abstaining on all items.

Ayes: Anthony, Bilodeau, Dewane, Green, Flory, Reyna

Abstain: Brandman

Absent: Nguyen, Sheldon, Yoh

3. Approval of Cash Disbursements

MOTION NO. 15-174  
APPROVING CASH DISBURSEMENTS

Payment of bills for the period November 27, 2015 through December 9, 2015 in the total amount of \$8,029,507.22 is ratified and approved.

4. Approval of Minutes of Board Meeting

MOTION NO. 15-175  
APPROVING MINUTES OF BOARD MEETINGS

The minutes of the Board of Directors meeting held November 18, 2015 are approved as presented.

5. Limited-Term Employment Agreement with NWRI Executive Director

RESOLUTION NO. 15-12-172  
APPROVING RENEWAL OF LIMITED-TERM EMPLOYMENT AGREEMENT WITH  
NWRI EXECUTIVE DIRECTOR JEFFREY MOSHER

WHEREAS, Jeffrey Mosher has served as the Executive Director of the National Water Research Institute under a limited term contract since August 25, 2005; and

WHEREAS, the District staff has recommended approval of a renewed limited-term agreement with Jeffrey Mosher for an additional one-year term commencing October 15, 2015;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby approve renewal of the limited-term employment agreement with Jeffrey Mosher as outlined herein, and, upon approval as to form by District General Counsel, its execution by the District's officers is authorized.

6. Warner Basin Landscaping Project

This item was removed from the Consent Calendar and considered later in tonight's meeting.

CONSENT CALENDAR ITEMS RECOMMENDED FOR APPROVAL AT WATER ISSUES  
COMMITTEE MEETING HELD DECEMBER 9

7. Purchase Order for Autosampler for High Performance Liquid Chromatography (HPLC)  
for the Advanced Water Quality Assurance Laboratory

RESOLUTION NO. 15-12-173  
AUTHORIZING PURCHASE ORDER FOR AUTOSAMPLER FOR HIGH  
PERFORMANCE LIQUID CHROMATOGRAPHY (HPLC)

RESOLVED, that issuance of a Purchase Order is authorized to Agilent Technologies for the amount of \$7,851 for Agilent 1260 Infinity Standard Autosampler for the existing High-Performance Liquid Chromatography (HPLC) Agilent 1200 instrument.

8. Amendment to Agreement with James Pike for Prado Vireo Monitoring

RESOLUTION NO. 15-12-174  
AUTHORIZING AMENDMENT TO AGREEMENT WITH JAMES PIKE FOR  
PRADO VIREO MONITORING

WHEREAS, pursuant to Resolution No. 12-12-146 adopted December 19, 2012, OCWD authorized issuance of Agreement No. 0637 to James Pike for vireo and wildlife monitoring and services in the Prado Basin for a three year period through 2015; and

WHEREAS, the Water Issues Committee of this Board has recommended issuance of Amendment No. 2 to such Agreement extending the termination date to December 31, 2017, and increasing the not to exceed reimbursement amount to \$126,000 over the two-year period;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby authorize issuance of the aforementioned Amendment No. 2 to Agreement No. 0637 as outlined herein; and, upon approval as to form by District General Counsel, its execution by the District officers is authorized.

9. Amendment to Agreement with Scheevel Engineering for Technical Support for Prado Dam Water Conservation

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RESOLUTION NO. 15-12-175

AUTHORIZING AMENDMENT TO AGREEMENT WITH SCHEEVEL ENGINEERING FOR TECHNICAL SUPPORT FOR PRADO DAM WATER CONSERVATION

WHEREAS, pursuant to Resolution No. 14-4-55 adopted April 16, 2014, OCWD authorized issuance of Agreement No. 1077 to Scheevel Engineering, LLC for engineering consulting services;

WHEREAS, the Water Issues Committee of this Board has recommended issuance of Amendment No. 1 to such Agreement for an amount not to exceed \$99,795 for technical support for increased water conservation at Prado Dam;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby authorize issuance of Amendment No. 1 to such agreement with Scheevel Engineering as outlined herein; and, upon approval as to form by District General Counsel, its execution by the District's officers is authorized.

10. North Basin Remediation Early Action

RESOLUTION NO. 15-12-176

APPROVING AGREEMENT WITH AECOM FOR DESIGN MODIFICATION OF EXTRACTION WELL EW-1 IN CONNECTION WITH NORTH BASIN REMEDIATION EARLY ACTION, AND AUTHORIZING PREPARATION OF GEOLOGISTS REPORT AND NECESSARY CEQA DOCUMENTS

WHEREAS, OCWD North Basin extraction well EW-1 was installed in 2008 to capture elevated concentrations of Volatile Organic Compounds (VOCs) in the northeast North Basin VOC plume area that area are migrating into the Principal Aquifer; and

WHEREAS, staff is moving forward in developing a project proposal to operate North Basin extraction well EW-1 capturing and preventing the further migration of the VOC plume in the vicinity of EW-1 which is both necessary and urgent to protect the Principal Aquifer;

WHEREAS, such project would entail installation of well appurtenances and piping necessary to deliver the captured VOC-contaminated water to the sanitary sewer for recycling at GWRS for a temporary period and include construction of a treatment plant to deliver potable-quality water to Fullerton's distribution system; and

WHEREAS, prior to proceeding with such project, staff recommends authorization to retain AECOM to provide engineering design services to modify the existing well EW-1 design to include a connection to the sanitary sewer; and

WHEREAS, staff recommends AECOM to conduct these engineering design services because of its experience with this project, as AECOM prepared the original North Basin Groundwater Protection Plan pipeline and treatment plant and well equipping design plans and the same AECOM staff will work on the EW-1 sewer tie-in plans; and

WHEREAS, staff further recommends preparation of the Geologist's/Engineer's Report for such project and the necessary California Environmental Quality Act (CEQA) documents evaluating environmental issues associated with the proposed project;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby resolve as follows:

Section 1: An Agreement with AECOM in the amount not to exceed \$42,796 for modification of the existing well EW-1 design to include a connection to the sanitary sewer is authorized; and, upon approval as to form by District General Counsel, its execution by the District officers is authorized.

Section 2: Preparation of the Geologist's report and the necessary CEQA documents for the aforementioned project is authorized.

CONSENT CALENDAR ITEMS RECOMMENDED FOR APPROVAL AT  
ADMINISTRATION AND FINANCE ISSUES MEETING HELD DECEMBER 10

11. Monthly Cash Control Report

MOTION NO. 15-176  
RECEIVING AND FILING CASH CONTROL REPORT

The Summary Cash and Cash Equivalents Control Report dated November 30, 2015 are hereby received and filed.

12. Purchase Order to WESTESCO for Auto Shop Brake Lathe Machine

RESOLUTION NO. 15-12-177  
RATIFYING PURCHASE ORDER TO WESTESCO FOR NEW BRAKE LATHE  
MACHINE IN THE AUTO SHOP

Issuance of a Purchase Order to WESTESCO for \$5,562 for new brake lathe machine in the Auto Shop is hereby ratified.

13. Agreement to Allison Mechanical, Inc., for Annual Maintenance of HVAC Equipment

RESOLUTION NO. 15-12-178  
APPROVING EXTENSION TO AGREEMENT WITH ALLISON MECHANICAL  
FOR HVAC MAINTENANCE

RESOLVED, that extension of the Agreement with Allison Mechanical, Inc., is approved for an amount not to exceed \$62,304 per year for a period of two years commencing January 1, 2016 for maintaining the HVAC equipment.

14. Agreement Extension with Utilquest for Underground Service Alert Services

RESOLUTION NO. 15-12-179  
AUTHORIZING EXTENSION OF AGREEMENT TO UTILIQUEST FOR UNDERGROUND  
SERVICE ALERT MONITORING SERVICES

RESOLVED, that extension of the agreement with Utilquest for an amount not to exceed \$74,000 per year for a two-year period to provide underground service alert monitoring services is hereby authorized.

15. Contractor Safety Program

RESOLUTION NO. 15-12-180  
ADOPTING CONTRACTOR SAFETY PROGRAM

WHEREAS, OCWD is committed to the safety of all employees, contractors, and subcontractors; and

WHEREAS, OCWD is required to adopt a Contractor Safety Program to comply with Cal OSHA's Multi-Employer Worksite Standards and the ACWA/JPIA Commitment to Excellence Program; and

WHEREAS, all future contractors hired by OCWD would be required to comply with the proposed Contractor Safety Program;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby adopt the Contractor Safety Program as presented and on file at the District office.



16. American Academy of Environmental Engineers and Scientist Patrons Program

MOTION NO, 15-177  
AUTHORIZING ANNUAL PARTICIPATION IN THE AMERICAN ACADEMY OF ENVIRONMENTAL ENGINEERS AND SCIENTIST PATRONS PROGRAM

Annual participation in the American Academy of Environmental Engineers and Scientist Patrons Program for \$6,000 is authorized.

17. Investment Portfolio Holdings Reports

MOTION NO. 15-178  
RECEIVING AND FILING INVESTMENT PORTFOLIO HOLDINGS REPORT

The Investment Portfolio Holdings Reports dated November 30, 2015 is hereby received and filed.

18. 9<sup>th</sup> Annual Orange County Water Summit

This item was removed from the Consent Calendar and considered later in tonight’s meeting.

ITEMS REMOVED FROM CONSENT CALENDAR FOR CONSIDERATION

6. Warner Basin Landscaping Project

Director Dewane requested that staff provide additional information about the landscape installation project at Warner Basin. Executive Director John Kennedy briefly described the project for installing drought tolerant landscaping at Warner Basin and advised that staff applied for and was awarded \$347,606 from Anaheim’s SoCal Water Smart Program for the replacement of turf along the frontage of the property at 4060 E. La Palma in Anaheim. He noted the project has already been designed; however, the contractor has not yet been determined, so staff is recommending the Board authorize the General Manager to execute an agreement as soon as the contractor has been selected. Director Bilodeau expressed his support for the project, noting the area surrounding Warner Basin is in dire need of landscaping. Following a brief discussion the Board then took the following action.

Upon motion by Director Bilodeau, seconded by Director Anthony, the following resolution was unanimously adopted [7-0].

Ayes: Anthony, Brandman, Bilodeau, Dewane, Flory, Green, Reyna  
Absent: Nguyen, Sheldon, Yoh

RESOLUTION NO. 15-12-181  
AUTHORIZING EXECUTION BY THE GENERAL MANAGER OF AGREEMENT FOR WARNER BASIN LANDSCAPING PROJECT

RESOLVED, that the General Manager is authorized to execute an Agreement with a landscape contractor for an amount not to exceed \$600,000 for the Warner Basin landscaping project.

## 18. 9<sup>th</sup> Annual Orange County Water Summit

Mr. Markus reported the Orange County Water Summit ad hoc Committee encountered several obstacles in planning the 9<sup>th</sup> annual event. He advised that the Municipal Water District of Orange County (MWDOC) was lead agency this year and that event details are still in the early planning stages. MWDOC General Manager Rob Hunter stated there has been a significant amount of miscommunication about the planning for the annual event and that some of the obstacles would be sorted out as options are discussed and decided. Mr. Hunter stated the main theme for the upcoming Water Summit will focus on statewide water reliability and resilience - not just regional issues. There was a consensus of the Board to move forward with participating in the annual event and it was recommended that General Manager Markus meet with the Water Summit ad hoc Committee to assist with resolving issues. Discussion ensued and the Board took the following action

MOTION 15-179  
 DETERMINING TO MOVE FORWARD WITH EVENT PLANNING FOR THE  
 9<sup>TH</sup> ANNUAL ORANGE COUNTY WATER SUMMIT

Upon motion duly made and seconded and carried [7-0], staff is directed to move forward with planning the Orange County Water Summit and the General Manager and OCWD ad hoc Water Summit Committee are directed to resolve event planning issues with Municipal Water District of Orange County.

Ayes: Anthony, Brandman, Bilodeau, Dewane, Flory, Green, Reyna  
 Absent: Nguyen, Sheldon, Yoh

## 19. INFORMATIONAL ITEMS

### A. US Environmental Protection Agency Update Regarding North Basin Groundwater Remediation Program

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Mr. Markus reported that 400 stakeholders were invited to attend and participate in tonight's presentation by the United States Environmental Protection Agency (EPA) team on the North Basin Groundwater Remediation program. Director of Special Projects William Hunt introduced the EPA team: Caleb Shaffer, Rachelle Thompson, Bethany Dreyfus, and Nicole Moutoux. Each team member gave a brief presentation and addressed various aspects of the EPA remediation programs that included the following: An explanation of the process utilized in conducting preliminary investigations, the administrative process for settlement negotiations, the EPA coordination with state agencies, stakeholder participation, site inspections, setting goals to establish funding strategies, the process used for superfund designations, and a review of the national priorities listing process. Mr. Hunt advised the next steps would include meeting with other interested parties and scheduling community stakeholder events.

### B. Water Resources Summary

There was no discussion of this item.

C. Santa Ana Watershed Project Authority Activities

Director Anthony updated the Board on recent SAWPA activities.

D. Groundwater Producer Meeting Minutes – December 9, 2015

There was no discussion of this item.

E. Committee/Conference/Meeting Reports

The Board reported on the following Committee meetings and noted the Action Agendas were included in tonight's Board packet.

December 09 – Water Issues Committee

December 10 – Administration and Finance Issues Committee

20. VERBAL REPORTS


President Green welcomed Director Brandman and reported that she attended the Association of California Water Agencies (ACWA) Fall Conference in Indian Wells, CA and the Carlsbad Desalination Plant Dedication ceremony. Director Flory reported the City of Fullerton declared a Phase 3 water conservation action. Director Dewane reported that Mesa Water District has shut off all outdoor irrigation on government property and multi-tenant units. Director Bilodeau reported on his Radio France interview on water recycling. Mr. Markus reported on meetings with the U.S. Army Corps of Engineers on the planned deviation at Prado Dam.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 7:05 p.m.



Judy-Rae Karlsen, Assistant District Secretary

  
Cathy Green, President