

MINUTES OF MEETING  
BOARD OF DIRECTORS, ORANGE COUNTY WATER DISTRICT  
December 2, 2020, 5:30 p.m.

President Sarmiento called to order the December 2, 2020 regular meeting of the Orange County Water District Board of Directors at 5:30 p.m. Following the Pledge of Allegiance to the Flag, the District Secretary called the roll and reported a quorum as follows. Due to the Governor's Executive Order N-25-20, members of the Board participated via Zoom webinar from remote locations. Public access was also provided via Zoom webinar.

Directors

Denis Bilodeau  
Jordan Brandman  
Cathy Green  
Dina Nguyen  
Kelly Rowe  
Vicente Sarmiento  
Stephen Sheldon  
Tri Ta  
Roger Yoh  
Ahmad Zahra

Staff

Michael R. Markus, General Manager  
Jeremy Jungreis, General Counsel  
Janice Durant, District Secretary

VISITOR PARTICIPATION

Mr. Mike Elliott noted that tonight's Agenda packet contains information regarding a \$5,000 payment to CalDesal for membership dues for 2021. He noted this organization appears to be a promotional organization for Poseidon and requested OCWD's position in this regard.

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Director Nguyen, seconded by Director Green and carried [10-0] as follows:

Ayes: Bilodeau, Brandman, Green, Nguyen, Rowe, Sarmiento, Sheldon, Ta, Yoh, Zahra

1. Approval of Cash Disbursements

MOTION NO. 20-122  
APPROVING CASH DISBURSEMENTS

Payment of bills for the period of November 12, 2020 through November 18, 2020 in the total amount of \$12,761,177.12 is ratified and approved.

2. Approval of Minutes of Board Meeting

MOTION NO. 20-123  
APPROVING MINUTES OF BOARD MEETING

The minutes of the Board of Directors meeting held November 4, 2020 are approved as presented.

3. Director's Compensation

MOTION NO. 20-124  
AUTHORIZING PUBLICATION OF NOTICE OF PUBLIC HEARING TO CONSIDER  
INCREASING DIRECTOR'S COMPENSATION

As required by law, publication of a Notice of Public Hearing is authorized for a hearing to be held January 6, 2021 to consider increasing Director's compensation from \$300 to \$315 per day of service, up to a maximum of ten days per month, commencing March 8, 2021.

4. Resolution Commemorating the Retirement of EOCWD General Manager Lisa Ohlund

RESOLUTION NO. 20-12-157  
HONORING LISA OHLUND FOR 38 YEARS OF SERVICE  
IN THE WATER INDUSTRY

WHEREAS, Lisa Ohlund's professional experience in the water industry spans 38 years and began as an administrative manager at the Encina Wastewater Authority. She went on to become the assistant general manager for the South East Regional Reclamation Authority and then started her own consulting company, Ohlund Management & Technical Services. She spent the last 11 years as general manager of the East Orange County Water District; and

WHEREAS, Lisa has been a strong supporter of the Orange County Water District and its efforts to develop new local water supply projects to help ensure Orange County's residents and businesses have an adequate water supply; and

WHEREAS, in Lisa's prior job as a consultant she provided an analysis and recommendations for the District regarding the staffing levels necessary to operate and maintain the Groundwater Replenishment System; and

WHEREAS, Lisa is a respected leader in the Orange County water community who actively participated in the monthly Orange County Water District Groundwater Producers meetings and provided insightful comments and direction regarding groundwater management issues and policies; and

WHEREAS, Lisa's ability to focus on future trends, regulations and key indicators have allowed her to provide strategic comments, recommendations and decisions to water and wastewater agencies to put them in the best position to meet the future needs of their rate payers; and

WHEREAS, Lisa was an executive board member and past chair of the Urban Water Institute, a nonprofit education organization that provided non-partisan information to the water resource industry; and

WHEREAS, During her career as a consultant, Lisa prepared numerous reports, studies and assessments for local water agencies including the city of Newport Beach, Orange County Sanitation District, West Basin Municipal Water District, Serrano Water District, Santa Ana Watershed Project Authority, and others; and

WHEREAS, Lisa leaves the East Orange County Water District with a well-run, financed and respected utilities department that includes a professional staff capable of continuing the successful operations of water and sewer services well into the future.

NOW, THEREFORE, BE IT RESOLVED: The Board of Directors of the Orange County Water District wishes to honor and congratulate Lisa Ohlund for her dedication and successful leadership at the East Orange County Water District and wishes her great health, happiness and success in her retirement.

5. Resolution Commemorating Retirement of MWDOC Assistant General Manager  
Karl Seckel

RESOLUTION NO. 21-12-158  
HONORING KARL SECKEL FOR 40 YEARS OF SERVICE  
IN THE WATER INDUSTRY

WHEREAS, Karl Seckel's professional experience in the water industry spans over 40 years and began as a consultant for Boyle Engineering before he was hired to work at the Municipal Water District of Orange County; and

WHEREAS, Karl coordinates water supply planning and operations with the Municipal Water District of Orange County's 28 member agencies who have come to greatly value Karl's knowledge and recommendations; and

WHEREAS, Karl is an esteemed water expert in Orange County who has tirelessly worked to improve the water supply reliability for the residents of Orange County; and

WHEREAS, Karl has been a steadfast supporter of the Orange County Water District (OCWD) and its efforts to develop new local water supply projects to help ensure Orange County's residents and businesses have an adequate water supply; and

WHEREAS, Karl has worked closely with OCWD staff and board members to coordinate operations, imported water purchases and the development of new programs and projects; and

WHEREAS, During Karl's employment at the Municipal Water District of Orange County he assisted OCWD in numerous endeavors including: the development of a Conjunctive Use Storage Program with the Metropolitan Water District of Southern California (MWD) that provides for the storage of up to 66,000 acre-feet of excess imported water in the Orange County

Groundwater Basin managed by OCWD; receipt of an \$86 million MWD Local Resources Program operating subsidy for the Groundwater Replenishment System; the execution of a 100,000 acre-feet MWD Cyclic Storage Program Agreement which allows MWD to pre-deliver replenishment water to OCWD for payment at a later date; the creation of the South Orange County Emergency Services Agreement that provides water to south county agencies during times of emergency; and the development of a Supplemental Storage Program with MWD which provided a temporary location for MWD to store excess imported water supplies; and

WHEREAS, Karl has been elected to the Municipal Water District of Orange County Board, Division 4, where he will utilize his vast knowledge and expertise to advance policies and programs that provide a reliable, high-quality water supply for the ratepayers of Orange County; and

WHEREAS, Karl is a graduate of the University of Maryland and holds bachelor's and master's degrees in civil engineering. He is also a registered Professional Engineer in the State of California.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Orange County Water District wishes to honor and congratulate Karl Seckel for his dedication to the water industry and wishes him great health, happiness and success in his retirement and as a board member with the Municipal Water District of Orange County.

ITEM RECOMMENDED FOR APPROVAL AT PROPERTY MANAGEMENT COMMITTEE MEETING HELD NOVEMBER 20

6. City of Newport Beach Request to Extend Term of Lease Agreement for Use of Seawater Intake Pipeline for Water Transmission Purposes

RESOLUTION NO. 20-12-159  
APPROVING RENEWED LEASE AGREEMENT WITH OF CITY OF NEWPORT BEACH  
LEASE FOR USE OF SEAWATER INTAKE PIPELINE FOR  
WATER TRANSMISSION PURPOSES

WHEREAS, OCWD owns a pipeline extending from Water Factory 21 to the Pacific Ocean in Huntington Beach, constructed for the former OCWD seawater desalting facility; and

WHEREAS, pursuant to Resolution No. R90-9-201 adopted September 19, 1990, OCWD approved execution of a 25-year Lease Agreement with City of Newport beach to utilize an unused portion of such seawater intake pipeline to convey groundwater from the City's wells in Fountain Valley to its water facilities in Newport Beach, for a fee of \$1.00 per year; and

WHEREAS, the Property Management Committee of this Board has recommended renewal of such lease for an additional 25 year-period through September 22, 2047, for a fee of \$1.00 per year;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby approve extension of the aforementioned lease agreement as outlined herein; and, upon approval as to form by District General Counsel, its execution by the District officers is authorized.

#### MATTER FOR CONSIDERATION

7. Contract No. GG-2020-1, Garden Grove Wells 19, 21, 23, 28, 29, and 30 PFAS Water Treatment Plants

Principal Engineer Ryan Bouley presented the Engineer's Report for the Garden Grove PFAS Water Treatment Plant Project which includes Wells No. 19, 21, 23, 28, 29 and 30. He stated that due to site constraints at the Garden Grove Wells sites, Ion Exchange (IX) treatment has been selected as the treatment method, noting that Well 19 will be excluded from the Project at this time pending further evaluation by City staff of the condition of the well during Fiscal Year 2021-22. He advised that review of the Garden Grove Wells treatment plants is underway at the State Division of Drinking Water (DDW) in preparation for issuance of an amendment to the City's Domestic Water Supply Permit. Mr. Bouley noted the total Project budget excluding construction of Well 19 is estimated at 26,207,000. The Board then took the following action.

Upon motion by Director Brandman, seconded by Director Rowe, the following resolution was unanimously adopted [10-0].

Ayes: Bilodeau, Brandman, Green, Nguyen, Rowe, Sarmiento, Sheldon, Ta, Yoh, Zahra

#### RESOLUTION NO. 20-12-160

APPROVING ENGINEER'S REPORT FOR GARDEN GROVE PFAS WATER TREATMENT PLANTS (WELLS 19, 21, 23, 28, 29, AND 30), DETERMING PROJECT FEASIBLE NECESSARY AND BENEFICIAL TO THE LANDS OF THE DISRICT, AUTHORIZING FILING OF CATEGORICAL EXEMPTION, AUTHORIZING PUBLICATION OF RFP TO PROCURE AND INSTALL ION EXCHANGE RESIN MEDIA FOR PFAS TREATMENT PLANTS, AND AUTHORIZING PUBLICATION OF NOTICE INVITING BIDS FOR CONTRACT NO. GARDEN GROVE-2020-1, GARDEN GROVE WELLS 21, 23, 28, 29, AND 30 PFAS WATER TREATMENT PLANTS

WHEREAS, the District staff has presented and recommended approval of the Engineer's Report for the City of Garden Grove Wells 19, 21, 23, 28, 29, and 30 PFAS Water Treatment Plant Projects to evaluate the need, benefits, and cost of constructing a Per-and Polyfluoroalkyl Substances (PFAS) treatment systems for the aforementioned Garden Grove wells; and

WHEREAS, based upon the Conclusions and Recommendations reached in the aforementioned Engineer's Report, the District staff has recommended that the Board determine the PFAS Water Treatment Plants project feasible, necessary and beneficial to the lands of the District and declare the Project duly instituted; and

WHEREAS, the proposed Treatment Plant Projects will consist of Garden Grove Wells Nos. 21, 23, 28, 29, and 30 and will include the design, permitting, construction, and operation of the PFAS removal systems for the Garden Grove Wells in accordance with the District PFAS policy to remove PFOA and PFOS to less than 2 ppt (the current non-detect limit); and

WHEREAS, Garden Grove Well No. 19 will be excluded from the Projects at this time pending further evaluation by City staff of the condition of the well during Fiscal Year 2021-2022; and

WHEREAS, due to the site constraints at the Garden Grove well sites, Ion Exchange treatment has been selected as the treatment method to ensure the groundwater supplied by the Garden Grove Wells can be served to the City in compliance with PFAS regulations; and

WHEREAS, staff has determined that the Garden Grove PFAS Treatment Plants project is consistent with the California Environmental Quality Act (CEQA) Categorical Exemption for New Construction or Conversion of Small Structures (Class 3) because it consists of the construction and operation of a limited number of new, small facilities or structures; and

WHEREAS, in this regard and in accordance with CEQA guidelines, the District staff has recommended filing of a Categorical Exemption for the Garden Grove Wells Nos. 19, 21, 23, 28, 29, and 30 PFAS Water Treatment Plants Project; and

WHEREAS, the District staff has recommended publication of a Request for Proposals to Procure and Install Ion Exchange Resin Media for Garden Grove Wells 21, 23, 28, 29 and 30; and

WHEREAS, the District staff has further recommended publication of a Notice Inviting Bids for construction of Contract No. GG-2020-1, Garden Grove Wells 21,23 28, 29, and 30 Water Treatment Plants;

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

Section 1: The Engineer's Report for the Garden Grove Wells 19, 21, 23, 28, 29, 30, and 31 PFAS Water Treatment Plant Projects is approved and the Project is hereby determined feasible, necessary and beneficial to the lands of the District and is declared duly instituted.

Section 2: Filing of a Categorical Exemption is authorized for the Garden Grove Wells 19, 21, 23, 28, 29, 30, and 31 PFAS Water Treatment Plants project in compliance with CEQA guidelines.

Section 3: Publication of a Request for Proposals is authorized to Procure and Install Ion Exchange Resin Media for the Garden Grove Wells 21, 23, 28, 29, and 30 PFAS Treatment Plants; and

Section 4: Publication of a Notice Inviting Bids for Contract No. Garden Grove-2020-1, Garden Grove Wells 21, 23, 28, 29, and 30 PFAS Water Treatment Plants is authorized.

8. Contract No. YLWD-2020-1, Yorba Linda Water District PFAS Water Treatment Plant:

Director of Engineering Chris Olsen presented the Engineer's Report for the Yorba Linda Water District PFAS Water Treatment Plant Project which includes 10 wells (1, 5, 7, 10, 12, 18, 19, 20, 21 and future 22) and is estimated to cost 24,200,000. He stated that due to site constraints at the YLWD Wells sites, Ion Exchange (IX) treatment has been selected as the treatment method, noting the number of vessels and required support systems needed for IX allows for less area to be occupied by the treatment plant than would be required for Granular Activated Carbon (GAC), Nanofiltration (NF), or Reverse Osmosis (RO). After discussion, the Board took the following action.

Upon motion by Director Yoh, seconded by Director Sheldon, the following resolution was unanimously adopted [10-0].

Ayes: Bilodeau, Brandman, Green, Nguyen, Rowe, Sarmiento, Sheldon, Ta, Yoh, Zahra

RESOLUTION NO. 20-12-161

APPROVING ENGINEER'S REPORT FOR YORBA LINDA WATER DISTRICT PFAS WATER TREATMENT PLANT; DETERMINING PROJECT FEASIBLE NECESSARY AND BENEFICIAL TO THE LANDS OF THE DISTRICT, AUTHORIZING FILING OF CATEGORICAL EXEMPTION FOR PROJECT, AUTHORIZING PUBLICATION OF RFP TO PROCURE AND INSTALL ION EXCHANGE RESIN MEDIA, AND AUTHORIZING PUBLICATION OF NOTICE INVITING BIDS FOR CONTRACT NO. YLWD-2020-1, YLWD PFAS WATER TREATMENT PLANT

WHEREAS, the District staff has presented and recommended approval of the Engineer's Report for the Yorba Linda Water District (YLWD) Water Treatment Plant to evaluate the need, benefits, and cost of constructing a Per- and Polyfluoroalkyl Substances (PFAS) treatment system for YLWD's production wells, namely, Wells No. 1, 5, 7, 10, 12, 18, 19, 20, 21 and future 22 specifically to remove perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS); and

WHEREAS, based upon the Conclusions and Recommendations reached in such Engineer's Report, the District staff has recommended that the Board determine the YLWD PFAS Water Treatment Plant project feasible, necessary and beneficial to the lands of the District and declare the Project duly instituted; and

WHEREAS, due to the site constraints at the YLWD well sites, Ion Exchange treatment has been selected as the treatment method to ensure the groundwater supplied by YLWD can be served to the City in compliance with PFAS regulations; and

WHEREAS, staff has determined that the YLWD project is consistent with the California Environmental Quality Act (CEQA) Categorical Exemption for New Construction or Conversion of Small Structures (Class 3) because it consists of the construction and operation of a limited number of new, small facilities or structures; and

WHEREAS, in this regard and in accordance with CEQA guidelines, the District staff has recommended filing of a Categorical Exemption for the aforementioned 10 YLWD Wells included PFAS Water Treatment Plant Project; and

WHEREAS, the District staff has recommended publication of a Request for Proposals to Procure and Install Ion Exchange Resin Media for the YLWD PFAS Water Treatment Plant Project;

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

Section 1: The Engineer's Report for the YLWD PFAS Water Treatment Plant Project is approved and the Project is hereby determined feasible, necessary and beneficial to the lands of the District and such project is declared duly instituted.

Section 2: Filing of a Categorical Exemption is authorized for the YLWD PFAS Water Treatment Plant Project as outlined herein in compliance with CEQA guidelines.

Section 3: Publication of a Request for Proposals is authorized to Procure and Install Ion Exchange Resin Media for the YLWD PFAS Water Treatment Plant Project.

Section 4: Publication of a Notice Inviting Bids for Contract No. YLWD-2020-1, PFAS Water Treatment Plant, is authorized.

#### INFORMATIONAL ITEMS

##### 9. PFAS Update

Health and Regulatory Director Jason Dadakis updated the Board on recent PFAS regulatory activities noting that all required monitoring testing for the Groundwater Producers (GWP) for the current 4<sup>th</sup> quarter of 2020 is complete. He stated staff is following up with GWP's with new detections. Mr. Dadakis reported that staff has been advised to anticipate an additional set of statewide monitoring orders from the Division of Drinking Water for facilities in close proximity to Department of Defense facilities and that GWPs should anticipate receiving these new orders within the next month or two with the first required monitoring in the second quarter of 2021. Mr. Dadakis stated that the State has not provided an update on the status of the draft public health goals for PFOA and PFAS.

##### 10. Santa Ana Watershed Project Authorities Activities

Director Rowe reported on the December 1 SAWPA Commission meeting and advised that SAWPA is considering including siting for cloud seeding generators in next year's budget.

##### 11. Committee/Conference/Meeting Reports

The Board reported on attendance at the November 20 Property Management Committee meeting, noting the Action Agenda was included in tonight's Board packet.



VERBAL REPORTS

There were no verbal reports given.

RECESS TO CLOSED SESSION

The Board adjourned to Closed Session at 6:10 p.m. as follows:

CONFERENCE WITH LABOR NEGOTIATORS

[Government Code Section 54957.6]

OCWD designated representative: Stephanie Dosier

⊙ Employee Organization: Orange County Employee Association: and

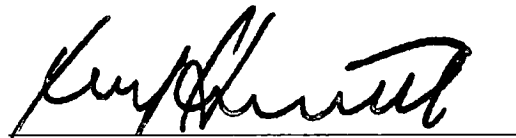
⊙ Non-Represented Employees (Confidential and Management)

RECONVENE IN OPEN SESSION

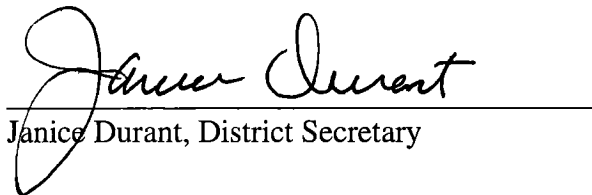
The Board reconvened in Open Session at 7:00 p.m. whereupon General Counsel Jungreis advised that no reportable action was taken in Closed Session.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 7:00 p.m.



Vicente Sarmiento, President



Janice Durant, District Secretary