

MINUTES OF MEETING  
BOARD OF DIRECTORS, ORANGE COUNTY WATER DISTRICT  
March 2, 2022, 5:30 p.m.

President Sheldon called to order the March 2, 2022 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 continuing state of emergency declared by the Governor related to preventing the spread of COVID-19 and pursuant to Government Code Section 54953(e), members of the Board participated via Zoom webinar from remote locations. Public access was also provided via Zoom webinar.

Directors

Denis Bilodeau  
Cathy Green  
Nelida Mendoza  
Dina Nguyen  
Kelly Rowe  
Stephen Sheldon  
Harry Sidhu  
Tri Ta  
Bruce Whitaker  
Roger Yoh

Staff

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

VISITOR PARTICIPATION

There were no visitors wishing to address the Board at today's meeting.

CONSENT CALENDAR

The Consent Calendar was then approved upon motion by Director Green, seconded by Director Rowe and carried [9-0] as follows:

Ayes: Bilodeau, Green, Nguyen, Rowe, Sheldon, Sidhu, Ta, Whitaker, Yoh  
Absent: Mendoza

1. Approval of Cash Disbursements

MOTION NO. 22-20  
APPROVING CASH DISBURSEMENTS

Payment of bills for the period of February 10, 2022 through February 23, 2022 in the total amount of \$7,028,012.18 is ratified and approved.

2. Approval of Minutes of Board Meetings

MOTION NO. 22-21  
APPROVING MINUTES OF BOARD OF DIRECTORS MEETINGS

The Minutes of the Board of Directors meetings held February 2, 2022 are hereby approved as presented.

3. Continuation of Virtual/Teleconference Meetings Per Assembly Bill 361

RESOLUTION NO. 22-3-19  
RELYING ON GOVERNOR NEWSOM'S MARCH 4, 2020 PROCLAMATION OF  
A STATE OF EMERGENCY, AND  
AUTHORIZING VIRTUAL BOARD AND COMMITTEE MEETINGS  
PURSUANT TO AB 361

WHEREAS, the Orange County Water District of Orange County ("District") is committed to preserving public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of the District's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend and participate in the Agency's meetings; and

WHEREAS, starting in March 2020, in response to the spread of COVID-19 in the State of California, the Governor issued a number of executive orders aimed at containing the COVID-19 virus; and

WHEREAS, among other things, these orders waived certain requirements of the Brown Act to allow legislative bodies to meet virtually; and

WHEREAS, pursuant to the Governor's executive orders, the District has been holding virtual meetings during the pandemic in the interest of protecting the health and safety of the public, District staff and Directors; and

WHEREAS, the Governor's executive orders related to the suspension of certain provisions of the Brown Act expired on September 30, 2021; and

WHEREAS, on September 16, 2021, the Governor signed AB 361, – Government Code Section 54953(e), which allows legislative bodies to meet virtually provided there is a state of emergency declared by the Governor, and the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, a state of emergency has been proclaimed related to COVID-19 by the Governor of California as of March 4, 2020, and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees;

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE ORANGE COUNTY WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1: Remote Teleconference Meetings: Consistent with the provisions of Government Code Section 54953(e), the Board of Directors finds and determines that (1) a state of emergency related to COVID-19 is currently in effect, and (2) due to the COVID-19 emergency, meeting in person would present imminent risks to the health and safety of attendees; and, based on the foregoing facts, findings and determinations, the Board authorizes staff to conduct remote teleconference meetings of the Board of Directors, including Committee meetings, per the provisions of Government Code Section 54953(e).

Section 2: Effective Date of Resolution. This Resolution shall take effect upon adoption and shall be effective for 30 days unless earlier extended by a majority vote of the Board of Directors.

- 4. Authorization Resolution to Apply for Round 2 of Proposition 1 Integrated Regional Water Management Implementation Grant Program

RESOLUTION NO. 22-3-20

DESIGNATING AN AUTHORIZED REPRESENTATIVE TO SUBMIT A GRANT PROPOSAL AND TO EXECUTE AN AGREEMENT WITH THE STATE OF CALIFORNIA FOR A ROUND 2 IRWM IMPLEMENTATION GRANT

WHEREAS, Orange County Water District proposes to implement the Orange County Regional Per and Polyfluoroalkyl Substances Groundwater Treatment Program: Cities of Garden Grove and Santa Ana Projects; and

WHEREAS, Orange County Water District has the legal authority and is authorized to enter into a grant funding agreement with the State of California; and

WHEREAS, Orange County Water District intends to submit a grant proposal for Round 2 of Proposition 1 Integrated Regional Water Management (IRWM) Implementation Grant Program administered by the California Department of Water Resources; and

THEREFORE, BE IT RESOLVED by the Board of Directors of the Orange County Water District as follows:

Section 1: That proposal be made to the California Department of Water Resources to obtain a Round 2 IRWM Implementation Grant pursuant to the Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Water Code § 79700 et seq.), and to enter into an agreement to receive a grant for the Orange County Regional Per and Polyfluoroalkyl Substances Groundwater Treatment Program: Cities of Garden Grove and Santa Ana Projects.

Section 2: The Orange County Water District General Manager, or designee, is hereby authorized and directed to prepare the necessary data, conduct investigations, file such proposal, and execute a grant agreement with California Department of Water Resources, and any amendment(s) thereto.

5. Concur in Nomination of San Juan Water District Director Pam Tobin to ACWA JPIA Executive Committee

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RESOLUTION NO. 22-3-21  
CONCURRING IN NOMINATION OF PAM TOBIN TO THE EXECUTIVE COMMITTEE  
OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES/  
JOINT POWERS INSURANCE AUTHORITY (ACWA/JPIA)

WHEREAS, this District is a member district of ACWA/JPIA; and

WHEREAS, the Bylaws of the ACWA/JPIA provide that in order for a nomination to be made to ACWA/JPIA's Executive Committee, three member districts must concur with the nominating district; and

WHEREAS, another ACWA/JPIA member district, San Juan Water District, has requested that this district concur in its nomination of its member of the ACWA/JPIA Board of Directors to the Executive Committee of the ACWA/JPIA;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Orange County Water District that this District concurs with the nomination of Pam Tobin of San Juan Water District to the Executive Committee of ACWA/JPIA.

BE IT FURTHER RESOLVED that the District Secretary is hereby directed to transmit a certified copy of this resolution to the ACWA/JPIA at P.O. Box 619082, Roseville, CA 95661-9082.

INFORMATIONAL ITEMS

6. Proposed Fiscal Year 2022-23 Budget

District Treasurer/Chief Financial Officer Randy Fick reviewed the fiscal year 2022-23 proposed budget in the total amount of \$302.4 million. He advised that the General Fund budget of \$85.2 million contains \$4 million for PFAS Treatment O&M costs for Producers and an increased headcount for 3 new water production employees due to the GWRSFE. Mr. Fick stated that the water budget is proposed at \$8.2 million and includes 3,000 af of water purchases for the Alamos Barrier. He reviewed the projects included in the CIP budget of \$146,612,157 and presented the remaining budget components. He stated that next fiscal year's budget is based on an increased Replenishment Assessment of \$544/acre-foot and a Basin Production Percentage of 77%.

7. PFAS Update

Director of Engineering Chris Olsen provided an overview of PFAS design and construction activities.

8. Santa Ana Watershed Project Activities

There was no discussion of this item.

9. Committee/Conference/Meeting Reports

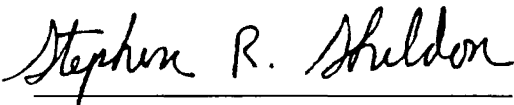
President Sheldon noted that there were no Committee meetings to report.

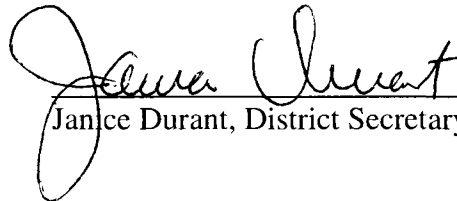
VERBAL REPORTS

General Manager Markus advised that he met with Joaquin Esquivel, the Chair of the State Water Resources Control Board, and gave him a tour of the PFAS treatment sites.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 6:09 p.m.

  
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Stephen R. Sheldon, President

  
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Janice Durant, District Secretary