

MINUTES OF MEETING  
BOARD OF DIRECTORS, ORANGE COUNTY WATER DISTRICT  
June 2, 2021, 5:30 p.m.

President Sheldon called to order the June 2, 2021 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  
Nelida Mendoza  
Dina Nguyen  
Kelly Rowe  
Stephen Sheldon  
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 tonight's meeting.

CONSENT CALENDAR

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

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

1. Approval of Cash Disbursements

MOTION NO. 21-52  
APPROVING CASH DISBURSEMENTS

Payment of bills for the period May 13, 2021 through May 26, 2021 in the total amount of \$18,072,607.84 is ratified and approved.

2. Approval of Minutes of Board Meetings

MOTION NO. 21-53  
APPROVING MINUTES OF BOARD OF DIRECTORS MEETING

The Minutes of the Board of Directors meetings held May 5 and May 12, 2021 are hereby approved as presented.

3. Execution of Proposition 1 Integrated Regional Water Management Implementation Grant Sub-Agreement with Santa Ana Watershed Project Authority

RESOLUTION NO. 21-6-83  
APPROVING PROPOSITION 1 INTEGRATED REGIONAL WATER MANAGEMENT IMPLEMENTATION GRANT SUB-AGREEMENT WITH SAWPA

RESOLVED, that the Proposition 1 Integrated Regional Water Management Implementation Grant Sub-Agreement Between Santa Ana Watershed Project Authority and OCWD for the GWRS Final Expansion Project is approved; and, upon approval as to form by District General Counsel, its execution by the District officers is authorized.

4. Agreement to Tetra Tech for 2021 Prado Basin Aerial Imagery

RESOLUTION NO. 21-6-84  
APPROVING COST SHARING AGREEMENT WITH CHINO BASIN WATERMASTER AND INLAND EMPIRE UTILITIES AGENCY FOR AERIAL IMAGERY OF PRADO BASIN; AND AUTHORIZING AGREEMENT TO TETRA TECH FOR 2021 PRADO BASIN AERIAL IMAGERY

WHEREAS, OCWD periodically collects aerial photographs of Prado Basin to assist with assessment of vegetation health; and

WHEREAS, to reduce the cost of obtaining aerial photographs, the District staff has recommended entering into an agreement with Chino Basin Watermaster and Inland Empire Utilities Agency to share the costs of such aerial photography; and

WHEREAS, staff further recommends entering into a contract to Tetra Tech to collect the aerial photographs for the amount not-to-exceed \$23,945, of which OCWD's portion will not exceed \$14,945;

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

Section 1: A cost share agreement with Inland Empire Utilities Agency and Chino Basin Watermaster for aerial imagery as outlined herein; and, subject to approval as to form by the District's General Counsel, its execution by the District officers is authorized.

Section 2: An agreement with Tetra Tech is approved in the amount not-to-exceed \$23,945 for aerial imaging of Prado Basin; and, subject to approval as to form by the District's General Counsel, its execution by the District officers is authorized.

5. City of Garden Grove PFAS Water Treatment Plants: Evoqua Water Technologies LLC Agreement

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RESOLUTION NO. 21-6-85

APPROVING AGREEMENT TO EVOQUA WATER TECHNOLOGIES, LLC FOR ION-EXCHANGE RESIN MEDIA AND INSTALLATION AT GARDEN GROVE PFAS TREATMENT PLANT PROJECT (WELLS 21, 23, 28, 29, AND 30)

WHEREAS, pursuant to Resolution No. 21-2-32 adopted February 17, 2021, the OCWD Board awarded Contract No. GG-2020-1 to Pacific Hydrotech Corporation for the Garden Grove Wells 21, 23, 28, 29, and 30 PFAS Water Treatment Plant project; and

WHEREAS, the District staff has recommended execution of an Agreement with Evoqua Water Technologies, LLC for an amount not to exceed \$2,820,598 for Ion-Exchange Resin Media and Installation required for the such Garden Grove PFAS Water Treatment Plant Project;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby approve an Agreement with Evoqua Water Technologies, LLC as outlined herein; and , subject to approval as to form by the District's General Counsel, its execution by the District officers is authorized.

MATTER FOR CONSIDERATION

6. United States Bureau of Reclamation – Water Smart Program

General Manager Markus advised that the US Bureau of Reclamation has proposed changes to the eligibility and criteria for receiving grants via its WaterSMART program, noting that the new draft guidelines are included in tonight's Board packet. He stated that staff has several concerns and recommends that OCWD comment on the new draft guidelines prior to the June 4, 2021 deadline. Mr. Markus stated that a letter stating staff's comments was distributed to the OCWD Board earlier today and requests that the Bureau of Reclamation's revisions to the evaluation criteria should include the following: 1) Each of the three categories should have the same 50% match; 2) No one category receives all or a majority of the funding; 3) Prioritizes projects that provide the greatest new water supply benefits to the greatest number of people; and 4) Funding criteria comports with the statutory intent of WaterSMART and is not unduly influenced by other policy priorities. After discussion, the Board took the following action.

MOTION NO. 21-54  
APPROVING TRANSMITTAL OF LETTER COMMENTING ON PROPOSED  
WATERSMART ELIGIBILITY AND EVALUATION CRITERIA TO US RECLAMATION  
UNITED STATES BUREAU OF RECLAMATION – WATER SMART PROGRAM

Upon motion by Director seconded by Director and carried [10-0], transmittal of the OCWD letter commenting on the new proposed WaterSMART eligibility and evaluation criteria to the US Bureau of Reclamation is hereby authorized.

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

INFORMATIONAL ITEMS

7. Update on Research & Development (R&D) Activities

Director of Research Megan Plumlee provided an in-depth overview of the R&D activities.

8. PFAS Update

Jason Dadakis gave a brief update on regulatory issues. Director of Engineering Chris Olsen reviewed the status of the PFAS treatment facilities construction and design activities.

9. Santa Ana Watershed Project Authority Activities

Director Whitaker provided a brief update on SAWPA activities.

10. Committee Reports/Meeting Reports

There were no reports on Committee meetings. Director Ta advised that he attended the

RECESS TO CLOSED SESSION

The Board recessed to Closed Session at as follows:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –  
[Government Code Section 54956.9(a)] – One case:  
OCWD v. 3M Company Superior Court Case No.: 30-2020-01172419-CU-PL-CXC

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 announced that no reportable action took place in Closed Session.

ADJOURNMENT

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

*Stephen R. Sheldon*

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Stephen R. Sheldon, President

*Janice Durant*

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Janice Durant, District Secretary