

MINUTES OF MEETING
BOARD OF DIRECTORS, ORANGE COUNTY WATER DISTRICT
August 21, 2024 5:30 p.m.

President Green called to order the August 21, 2024 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. Public access was also provided via Zoom webinar.

Directors

Valerie Amezcua
Denis Bilodeau
Cathy Green
Dina Nguyen
Natalie Meeks
Stephen Sheldon (arrived @ 5:35 p.m.)
Van Tran
Erik Weigand
Bruce Whitaker
Roger Yoh

Staff

John Kennedy, General Manager
Jeremy Jungreis, General Counsel
Christina Fuller, District Secretary

VISITOR PARTICIPATION

There were no visitors wishing to address the Board at this meeting.

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Director Meeks, seconded by Director Amezcua and carried [9-0] as follows,

Ayes: Amezcua, Bilodeau, Green, Meeks, Nguyen, Tran, Weigand, Whitaker, Yoh
Absent: Sheldon

1. Approval of Cash Disbursements

MOTION NO. 24-77
APPROVING CASH DISBURSEMENTS

Payment of bills for the period of August 1, 2024 through August 14, 2024 in the total amount of \$17,154,107.16 is ratified and approved.

2. Minutes of Board of Directors Meetings held July 17 and August 7, 2024

MOTION NO. 24-78
APPROVING MINUTES OF BOARD OF DIRECTORS MEETINGS

The Minutes of the Board of Directors meetings held July 17 and August 7, 2024 are hereby approved as presented.

3. Ratification of Job Classification and Salary Range Adjustment

MOTION NO. 24-79

APPROVING RATIFICATION OF JOB CLASSIFICATION AND SALARY RANGE ADJUSTMENT

Renaming and modifying the existing LIMS-QA/QC Administrator job classification to a LIMS Administrator job classification at salary grade R-19 is hereby approved.

ITEMS RECOMMENDED FOR APPROVAL AT COMMUNICATIONS AND LEGISLATIVE LIAISON COMMITTEE MEETING HELD AUGUST 8

4. State Legislative Update

RESOLUTION NO. 24-8-93

ADOPTING POSITIONS ON STATE LEGISLATION

RESOLVED, that the following positions on legislation are hereby adopted.

Bill Number/Short Title/Author	Position Recommendation:
SB 1255 (Durazo, D- Los Angeles) Public water systems: needs analysis: water rate assistance program	Oppose Unless Amended

5. Federal Legislative Update

RESOLUTION NO. 24-8-94

ADOPTING POSITIONS ON FEDERAL LEGISLATION

RESOLVED, that the following positions on legislation are hereby adopted.

Bill Number/Author	Position Recommendation:
S. 4673 Senator Kyrsten Sinema (I-AZ) and Senator John Cornyn (R-TX) Special District Grant Accessibility Act	Support
No bill number yet/ Senator Alex Padilla (D-CA) Improving Atmospheric River Forecasts Act	Support

6. State Legislative Advocacy Services

RESOLUTION NO. 24-8-95

APPROVING RENEWAL OF CONTRACTS FOR STATE LEGISLATIVE ADVOCACY SERVICES

RESOLVED, that renewal of the following agreements are hereby approved for state legislative advocacy services, and, upon approval as to form by District General Counsel, execution of such agreements by the District officers is authorized:

- 1) Edelstein Gilbert Robson and Smith for an amount not to exceed \$8,000 per month for state legislative advocacy services from August 2024 through August 2026; and

- 2) Joe A. Gonsalves and Son for an amount not to exceed \$8,000 per month for state legislative advocacy services from August 2024 through August 2026.

7. Federal Legislative Advocacy Services

RESOLUTION NO. 24-8-96
APPROVING RENEWAL OF CONTRACTS FOR
FEDERAL LEGISLATIVE ADVOCACY SERVICES

RESOLVED, that renewal of an agreement for federal legislative advocacy services to ENS Resources is hereby authorized for an amount not to exceed \$8,000 per month from August 2024 through August 2026, and, upon approval as to form by District General Counsel, execution of such agreements by the District officers is authorized.

ITEMS RECOMMENDED FOR APPROVAL AT WATER ISSUES COMMITTEE MEETING HELD AUGUST 14

8. Amendment to Agreement with Aqueous Vets for Pressure Vessel Systems Piping Modification

RESOLUTION NO. 24-8-97
APPROVING AMENDMENT TO AGREEMENT WITH AQUEOUS VETS FOR PFAS TREATMENT
PRESSURE VESSEL SYSTEMS TUBING MODIFICATION

WHEREAS, pursuant to Resolution No. 20-5-56 adopted May 6, 2020, as subsequently amended, OCWD authorized issuance of Agreement No. 1422 to Aqueous Vets for the purchase of PFAS treatment pressure vessel systems; and

WHEREAS, the Water Issues Committee of this Board has recommended issuance of Amendment No. 8 to such Agreement with Aqueous Vets for an amount not to exceed 11,496 to include interconnecting piping modifications at each of the vessels in the train at the City of Orange Well 28 site;

NOW, THEREFORE, the Board of Directors of the Orange County Water District does hereby approve issuance of Amendment No. 8 to Agreement No. 1422 with Aqueous Vets as outlined herein; and, upon approval as to form by District General Counsel, its execution by the District officers is authorized.

9. Agreement to Separation Processes Inc. for Technical Support on the GWRS Microfiltration and Reverse Osmosis Operations (MF/RO)

RESOLUTION NO. 24-8-98
AUTHORIZING ISSUANCE OF AGREEMENT TO SEPARATION PROCESSES FOR
CONSULTING SERVICES FOR GWRS MF/RO MEMBRANE PROCESSES

RESOLVED, that issuance of an Agreement is authorized to Separation Processes Inc. for an amount not to exceed \$125,000 to provide consulting services on a time and material basis for the GWRS microfiltration/reverse osmosis (MF/RO) membrane processes through August 31, 2025; and upon approval as to form by District General Counsel, its execution by the District officers is authorized.

10. Renewal of Annual Software Support for GWRS Process Control System

RESOLUTION NO. 24-8-99

APPROVING AGREEMENT WITH CALTROL (EMERSON'S LIMITED BUSINESS PARTNER) FOR ANNUAL SOFTWARE SUPPORT FOR GWRS PROCESS CONTROL SYSTEM

RESOLVED, that issuance of an Agreement is authorized to Caltrol (Emerson's Limited business Partner) in the amount of \$390,281 for annual software support for the GWRS Process Control System with a total for first year of \$78,933.

11. Professional Services Agreement with Rovisys to Perform a Comprehensive Cybersecurity Assessment of the Field Headquarters Supervisory Control and Data Acquisition System

RESOLUTION NO. 24-8-100

APPROVING AGREEMENT WITH ROVISYS TO PERFORM A COMPREHENSIVE CYBERSECURITY ASSESSMENT OF THE FIELD HEADQUARTERS SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM

RESOLVED, that issuance of an Agreement is authorized to Rovisys for an amount not-to-exceed \$47,218.00 to provide OT network infrastructures compliance with AWWA (American Water Works Association) standards compliance against Cyber threats.

12. Purchase Order to Promochrom Technologies Ltd for Two Spe-03 Units for the Philip L. Anthony Water Quality Laboratory

RESOLUTION NO. 24-8-101

APPROVING PURCHASE ORDER TO PROMOCHROM TECHNOLOGIES LTD FOR TWO SPE-03 UNITS FOR THE PHILIP L. ANTHONY WATER QUALITY LABORATORY

RESOLVED, that issuance of a Purchase Order is authorized to PromoChrom Technologies, Ltd. in the total amount of \$89,997 for the purchase of two SPE-03 Solid Phase Extractors.

13. Contract No. EOCWD-2021-1: Authorize Notice of Completion, Ratify Change Orders, and Authorize Transfer

RESOLUTION NO. 24-8-102

ACCEPTING COMPLETION OF CONTRACT EOCWD-2021-1: EOCWD PFAS WATER TREATMENT PLANT

WHEREAS, the District staff has reported that Pascal & Ludwig has completed work under Contract No. EOCWD-2021-1: EOCWD PFAS Water Treatment Plant for Construction of the East Orange County Water District (EOCWD) PFAS Water Treatment Plant; and

WHEREAS, District staff has advised of issuance of Change Orders Nos. 19-21 for a total amount of \$69,104; and

WHEREAS, the Water Issues Committee of this Board has recommended that the District accept completion of said work and that a Notice of Completion be filed for recordation and the balance of payment be made, pursuant to the terms and conditions of such contract;

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

Section 1: Issuance of Change Orders Nos. 19-21 to such Contract is hereby ratified.

Section 2: Work under such Contract is accepted as complete, and the District staff is authorized and directed to execute a Notice of Completion and record said Notice in the Office of the County Recorder.

Section 3: General Manager is authorized to transfer the EOCWD PFAS Water Treatment Plant to East Orange County Water District effective the date of filing the Notice of Completion and quitclaim any property rights obtained for the project.

14. Contract No. SA-2021-1: Authorize Notice of Completion, Ratify Change Orders and Authorize Transfer

RESOLUTION NO. 24-8-103

ACCEPTING COMPLETION OF CONTRACT SA-2021-1: CITY OF SANTA ANA PFAS WATER TREATMENT PLANT WELL NO. 40

WHEREAS, the District staff has reported that Pacific Hydrotech has completed work under Contract No. SA-2021-1: for construction of City of Santa Ana PFAS Water Treatment Plant Well No. 40; and

WHEREAS, District staff has advised of issuance of Change Orders Nos. 1-2 for a total amount of \$191,394 and an increase of the overall project budget to \$5,844,342; and

WHEREAS, the Water Issues Committee of this Board has recommended that the District accept completion of said work and that a Notice of Completion be filed for recordation and the balance of payment be made, pursuant to the terms and conditions of such contract;

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

Section 1: Issuance of Change Orders Nos. 1-2 to such Contract is hereby ratified.

Section 2: Increase of overall project budget to \$5,844,342 is hereby ratified/approved.

Section 3: Work under such Contract is accepted as complete, and the District staff is authorized and directed to execute a Notice of Completion and record said Notice in the Office of the County Recorder.

Section 4: General Manager is authorized to transfer the City of Santa Ana PFAS Water Treatment Plant Well No. 40 to the City of Santa Ana effective the date of filing the Notice of Completion and quitclaim any property rights obtained for the project.

ITEMS RECOMMENDED FOR APPROVAL AT ADMINISTRATION FINANCE COMMITTEE MEETING HELD AUGUST 15

15. Monthly Cash Control Report

MOTION NO. 24-80
RECEIVING AND FILING THE MONTHLY CASH CONTROL REPORTS

The Summary Cash and Cash Equivalents Control Reports dated July 31, 2024 are hereby received and filed.

16. Investment Portfolio Holdings Reports

MOTION NO. 24-81
RECEIVING AND FILING INVESTMENT PORTFOLIO HOLDINGS REPORTS

The Investment Portfolio Holdings Reports dated July 31, 2024 are hereby received and filed.

17. Agreement to Nieves Landscape, Inc. for Landscape Maintenance Services at Warner Basin and Santiago Bike Trail

RESOLUTION NO. 24-8-104
APPROVING AGREEMENT WITH NIEVES LANDSCAPE, INC. FOR LANDSCAPE
MAINTENANCE SERVICES AT WARNER BASIN FRONTAGE AND ALONG THE
SANTIAGO BASIN BIKE TRAIL

RESOLVED, that issuance of an agreement with Nieves Landscape, Inc is authorized for a three-year term with an option to extend for an additional one year with General Manager approval for a total amount not to exceed \$432,740 for landscape maintenance services at Warner Basin frontage and along the Santiago Basin bike trail.

18. Ultraviolet Light (UV) Equipment Supply

RESOLUTION NO. 24-8-105
AUTHORIZING PURCHASE ORDER TO TROJAN TECHNOLOGIES
GROUP ULC FOR UV LAMPS

RESOLVED, that issuance of Purchase Order is authorized to Trojan Technologies Group ULC for the purchase of 1,080 UV lamps in the amount of \$265,259. including freight.

19. Amendment No.1 to Agreement with Lillestrand Leadership Consulting for Additional Staff Leadership Development

RESOLUTION NO. 24-8-106
APPROVING AMENDMENT TO AGREEMENT WITH LILLESTRAND LEADERSHIP
CONSULTING FOR ADDITIONAL STAFF LEADERSHIP DEVELOPMENT

RESOLVED, that issuance of an amendment to Agreement No. 1611 with Lillestrand Leadership Consulting is authorized for an amount not to exceed \$8,100 to incorporate one additional employee to join the recently approved FY24-25 program.

20. Water Emergency Response Organization of Orange County (WEROC) Funding Budget for 2024-25

MOTION NO. 24-82

APPROVING 2024-25 WEROC BUDGET AND AUTHORIZING PAYMENT OF OCWD'S SHARE

Approve the 2024-25 WEROC budget in the amount of \$601,615 and authorize payment of OCWD's share in the amount of \$150,404.

21. Actuarial Valuation of Retiree Medical Insurance Benefit Plan

MOTION NO. 24-83

RECEIVING AND FILING OCWD ACTUARIAL REPORT

The Orange County Water District actuarial report dated June 30, 2024, with a measurement date as of June 30, 2023, is hereby received and filed.

22. Proposed Audiovisual Replacements to the Boardroom, C2 and C3 Conference Rooms

MOTION NO. 24-84

DIRECTING STAFF TO DEVELOP AN RFP FOR AN AUDIOVISUAL CONTRACTOR TO REPLACE THE AUDIOVISUAL SYSTEMS IN THE BOARDROOM

Staff is hereby directed to develop a Request for Proposals (RFP) for an audiovisual contractor to replace the audiovisual systems in the Boardroom, to include the direct view LED (dvLED) video wall option, and in the C2 and C3 conference rooms.

INFORMATIONAL ITEMS

23. The Independent Special Districts of Orange County Call for Candidates

President Green stated that the Independent Special Districts of Orange County (ISDOC) is looking for candidates for the positions of President, First Vice President, Second Vice President, Third Vice President, Secretary, and Treasurer on the Executive Committee. She noted that the terms of office are for two years commencing January 1, 2025 and advised that if any Directors are interested, a letter of interest and a resolution authorizing candidacy must be submitted by September 13, 2024.

24. SAWPA Update

Director Whitaker provided an update on recent SAWPA activities.

21. Water Resources Summary

General Manager John Kennedy noted that the summary was contained in the packet.

22. Committee/Conference/Meeting Reports

The Board reported on attendance at the following Committee meetings, noting the Action Agendas were included in tonight's Board packet.

August 08 - Communications and Legislative Committee
August 14 - Water Issues Committee
August 15- Administration and Finance Issues Committee

23. Verbal Reports

President Green reported that she attended the following events: ACWA Region 9 Workforce Development, California Data Collaborative Conference and Building Industry Association Water Conference. Director Whitaker noted he was attending the Urban Water Institute Conference. Mr. Kennedy noted he will attend the Sustain Southern California Water Conference at UC Irvine on August 22.

RECESS TO CLOSED SESSION

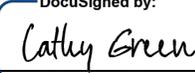
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, [Government Code Section 54956.9 (a),(d) – OCWD v. Sanmina Corp. (South Basin)

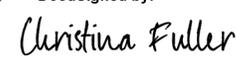
RECONVENE IN OPEN SESSION

The Board reconvened in Open Session whereupon General Counsel Jungreis advised in the case of *OCWD v. Sanmina Corp. (South Basin)*, the Board approved a settlement with Sanmina Corp. for 3.25 million dollars.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 6:08 p.m.

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 Cathy Green 9/19/2024
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 Cathy Green, President

DocuSigned by:

 Christina Fuller 9/19/2024
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 Christina Fuller, District Secretary