

MINUTES OF REGULAR MEETING – OCTOBER 8, 2018

The regular meeting of the Board of Directors of the Irvine Ranch Water District (IRWD) was called to order at 5:00 p.m. by President Reinhart on October 8, 2018 in the District office, 15600 Sand Canyon Avenue, Irvine, California.

Directors Present: Reinhart, Matheis, Swan, Withers (arrived at 5:08 p.m.) and LaMar.

Directors Absent: None.

Also Present: General Manager Cook, Executive of Engineering and Water Quality Burton, Executive Director of Water Policy Weghorst, Executive Director of Operations Chambers, Director of Water Recycling Operations Zepeda, Director of Water Resources Sanchez, Director of Water Operations Roberts, Director of Public Affairs Beeman, Director of Human Resources Roney, Public Affairs Manager Fabris, Legal Counsel Collins, Secretary Bonkowski, Assistant Secretary Swan, Government Relations Officer Compton, Principal Engineer Cortez, and members of the public.

WRITTEN COMMUNICATIONS: None.

ORAL COMMUNICATIONS: None.

ITEMS TOO LATE TO BE AGENDIZED: None.

CONSENT CALENDAR

On MOTION by LaMar, seconded by Matheis, and carried (Reinhart, LaMar, Swan, Matheis voting aye, and Withers absent), CONSENT CALENDAR ITEMS 3 THROUGH 8 WERE APPROVED AS FOLLOWS:

3. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Mary Aileen Matheis, Doug Reinhart, Steve LaMar, Peer Swan and John Withers, as described.

4. MINUTES OF REGULAR BOARD MEETING

Recommendation: That the minutes of the September 24, 2018 Regular Board Meeting be approved as presented.

5. 2018 LEGISLATIVE AND REGULATORY UPDATE

Recommendation: Receive and file.

CONSENT CALENDAR (CONTINUED)

6. ELECTION OF THE INDEPENDENT SPECIAL DISTRICTS OF ORANGE COUNTY 2019-2020 OFFICERS

Recommendation: That the Board authorize staff to cast IRWD's ballot in favor of Saundra Jacobs (Santa Margarita Water District) for President and Mark Monin (El Toro Water District) for First Vice President as officers of the Independent Special Districts of Orange County for the 2019-2020 term no later than the October 23, 2018, deadline.

7. NEWPORT COAST ZONE 4-2 PRESSURE REGULATING VALVE MODIFICATION CONSTRUCTION AWARD

Recommendation: That the Board authorize a budget increase in the amount of \$41,400, from \$187,100 to \$228,500, for Project 05410 and authorize the General Manager to execute a construction contract with Leed Electric, Inc. in the amount of \$129,208 for the Newport Coast Zone 4-2 PRV Modification, Project 05410.

8. ROCKFIELD ZONE 4-3 AUTOMATED VALVE CONSTRUCTION AWARD

Recommendation: That the Board authorize a budget increase in the amount of \$409,400, from \$187,100 to \$596,500, for Project 07750 and authorize the General Manager to execute a construction contract with Paulus Engineering, Inc. in the amount of \$361,196 for the Rockfield Zone 4-3 Automated Valve, Project 07750.

ACTION CALENDAR

IRVINE INDUSTRIAL COMPLEX EAST ZONE A TO B PUMP STATION UPGRADES CONSULTANT SELECTION AND CONSTRUCTION AWARD

Executive Director of Engineering and Water Quality Burton reported the Recycled Water Distribution System Analysis describes how IRWD's non-potable water distribution system has undergone significant changes in operations, demands, and facility planning over the past several years. During the design phase, staff identified the need for additional improvements at the pump station to replace equipment that has reached the end of its service life. These improvements include replacement of the pump station control panel, motor control center including two new variable frequency drives, and four existing pump motors. With the addition of the new pump, the site electrical service will also be replaced to accommodate the increased electrical load at the facility.

Mr. Burton reported that Lee & Ro performed all elements of the project design including civil, mechanical, structural, electrical, and instrumentation. Staff requested Lee & Ro to submit a proposal for engineering support services during construction. The proposal includes services for submittal reviews, responses to contractor questions, site visits, record drawings, energy control procedures, and construction coordination and engineering support commensurate with the requirements of the project. He said that staff reviewed Lee & Ro's proposal and recommends that a Professional Services Agreement with Lee & Ro be executed.

Mr. Burton said that the project was advertised for construction bids to a select list of 12 contractors including ARB, Archer Western Contractors, Cushman Contracting Corporation, Gateway Pacific Contractors, GSE Construction Company, Olsson Construction, Pacific Hydrotech Corporation, Pascal & Ludwig Constructors, RC Foster Corporation, Schuler Constructors, SS Mechanical Corporation, and Stanek Constructors. The bid opening was held on September 27, 2018 with bids received from Gateway Pacific Contractors, Pacific Hydrotech Corporation, Pascal & Ludwig Constructors, and RC Foster Corporation. RC Foster Corporation is the apparent low bidder with a bid amount of \$1,471,500. The engineer's estimate was \$1,602,000.

Director Matheis reported that the consultant selection recommendation was reviewed by the Engineering and Operations Committee on September 18, 2018. On MOTION by Matheis, seconded and carried (Reinhart, LaMar, Swan, Matheis voting aye, and Withers absent), THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH LEE & RO, INC. IN THE AMOUNT OF \$133,750 FOR ENGINEERING SUPPORT SERVICES DURING CONSTRUCTION AND AUTHORIZED THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH RC FOSTER CORPORATION IN THE AMOUNT OF \$1,471,500 FOR THE IRVINE INDUSTRIAL COMPLEX EAST ZONE A TO B PUMP STATION UPGRADES, PROJECT 06198.

AGREEMENT TO COST SHARE EARLY PLANNING ACTIVITIES FOR THE KERN FAN GROUNDWATER STORAGE PROJECT

IRWD and Rosedale-Rio Bravo Water Storage District (Rosedale) jointly submitted to the California Water Commission (CWC) a grant application for the proposed Kern Fan Groundwater Storage Project, and in July 2018, the CWC conditionally awarded \$67.5 million to the project. In order to facilitate the design, construction and operation of the project, IRWD and Rosedale intend to form a Joint Powers Authority (JPA). While the JPA agreement is being developed, staff and legal counsel have prepared an agreement that would require IRWD and Rosedale to cost share early project planning activities.

Director Reinhart reported that this item was reviewed in concept by the Supply Reliability Programs Committee. On MOTION by Swan, seconded and carried (Reinhart, LaMar, Swan, Matheis voting aye, and Withers absent), THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE THE AGREEMENT BETWEEN ROSEDALE-RIO BRAVO WATER STORAGE DISTRICT AND IRVINE RANCH WATER DISTRICT FOR COST SHARING EARLY PLANNING ACTIVITIES FOR THE KERN FAN GROUNDWATER STORAGE PROJECT, SUBJECT TO NON-SUBSTANTIVE CHANGES OR SUBSTANTIVE CHANGES APPROVED BY THE SUPPLY RELIABILITY PROGRAMS COMMITTEE.

GENERAL MANAGER'S REPORT

General Manager Cook reported on a meeting he held last week with the City of Newport Beach's new Water Manager, Mr. Mark Vukojevic.

Mr. Cook said that this week he will be meeting with the City of Irvine's new City Manager Mr. John Russo and its Assistant City Manager Ms. Marianna Marysheva.

He further said that next week Ms. Christine Compton, Director LaMar and he will be meeting with legislative staff in Washington, DC and will also be working on short listing new Federal Affairs Advocacy firms for the District.

DIRECTORS' COMMENTS

Director Matheis reported that she attended an Irvine Historical Society's evening event, an ISDOC Executive Committee meeting, an ACC-OC-Annual Ballot dinner event, and an MNWD 50th anniversary water recycling event.

Director Withers arrived at 5:08 p.m.

Director Swan reported on his attendance at an ACC-OC Annual Ballot dinner, an Irvine Historical Society's evening event, a Water Dialogue meeting, former MWDOC and IRWD Director Mr. Wayne Clark's funeral, a MWDOC MWD Planning meeting with Director Reinhart, Newport Chamber of Commerce meetings, and a WACO monthly meeting.

Director LaMar reported on his attendance at an ACWA Board budget workshop in Sacramento and noted the hiring of its new Executive Director Dave Eggerton, an ACWA Region 8 meeting in LaVerne, an ACC-OC Annual Ballot dinner, and a monthly WACO meeting.

Director Withers reported on his attendance at a California LAFCO conference in Yosemite.

Director Reinhart reported on his attendance at a South Orange County Agencies' Joint meeting, a monthly discussion on District Activities with the General Manager, a MWDOC Planning and Operations Committee meeting, a MWDOC Board meeting, and a SOCWA Board meeting.

COMMUNITY UPDATES

The District's consultant Bruce Newell provided an update on canyon activities noting a pre-fire meeting and a canyon league meeting.

CLOSED SESSION

President Reinhart said that the following Closed Sessions would be held this evening:

- 1) CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1): *Jaimie Davis v. John Robert Blank, et. al.*, Orange County Superior Court Case No. 30-2016-00880719-CU-OR-CJC;
- 2) CLOSED SESSION CONFERENCE WITH LABOR NEGOTIATORS – Pursuant to Government Code Section 54957.6
Designated Agency Representatives: Paul Cook and Jenny Roney
Employee Group: IBEW Local #47 General Unit Employees; and
- 3) CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1): *IRWD v. OCWD* Case No. 30-2016-00858584.

OPEN SESSION

Relative to the first Closed Session item, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1): *Jaimie Davis v. John Robert Blank, et. al.*, Orange County Superior Court Case No. 30-2016-00880719-CU-OR-CJC, on MOTION, seconded and unanimously carried, THE BOARD VOTED 5-0 TO AUTHORIZE THE GENERAL MANAGER TO EXECUTE THE PROPOSED SETTLEMENT AGREEMENT WITH MS. JAIMIE DAVIS. President Reinhart said that there was no action to report in open session on items Nos. 2 and 3.

ADJOURNMENT

There being no further business, President Reinhart adjourned the Board meeting.

APPROVED and SIGNED this 22nd day of October, 2018.

President, IRVINE RANCH WATER DISTRICT

Secretary, IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

Claire Hervey Collins, Legal Counsel
– Lewis Brisbois