

MINUTES OF REGULAR MEETING – MAY 14, 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 May 14, 2018 in the District office, 15600 Sand Canyon Avenue, Irvine, California.

Directors Present: Reinhart, Withers, Matheis, Swan, and LaMar.

Directors Absent: None.

Also Present: General Manager Cook, Executive Director of Water Policy Weghorst, Executive Director of Finance and Administration Clary, Executive Director of Engineering and Water Quality Burton, Director of Water Resources Sanchez, Director of Treasury and Risk Management Jacobson, Director of Water Operations Zepeda, Director of Water Operations Roberts, Director of Human Resources Roney, Government Relations Officer Compton, Legal Counsel Collins, Secretary Bonkowski, Assistant Secretary Swan, Principal Engineer Akiyoshi, Public Affairs Manager Fabris, Manager of Strategic Planning and Analysis Smithson, Principle Engineer Cortez, Consultant Bruce Newell, Mr. Joseph Baquerizo. Ms. Deborah Diep, Mr. Paul Matheis, Mr. Jeff Neemann, Mr. Charles Busslinger, and members of the public.

WRITTEN COMMUNICATIONS: None.

ORAL COMMUNICATIONS: None.

PRESENTATION

RESOLUTION RECOGNIZING MARY AILEEN MATHEIS FOR HER 30 YEARS OF SERVICE AS A DIRECTOR OF THE BOARD OF IRWD

General Manager Cook read and presented Director Matheis with a resolution recognizing her service to the District. Following comments from the other Board members highlighting her contribution to the District, on MOTION by Swan, seconded and unanimously carried, THE FOLLOWING RESOLUTION WAS ADOPTED BY TITLE:

RESOLUTION 2018-12

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT,
ORANGE COUNTY, CALIFORNIA, RECOGNIZING
MARY AILEEN MATHEIS FOR HER 30 YEARS OF SERVICE
AS A DIRECTOR OF THE BOARD

PUBLIC HEARING

General Manager Cook reported that staff has compiled proposed changes to the District's Rules and Regulations for Water, Sewer, Recycled Water, and Natural Treatment System Service. Mr.

Cook said that staff recommends that the resolution be introduced for First Reading and read by title only, that further reading of the resolution be waived, and that the Secretary be directed to place the resolution on the agenda for the May 29, 2018 meeting of the Board of Directors for a second reading, hearing and adoption.

President Reinhart declared this to be the time and place for the hearing on the resolution. He asked the Secretary to report the manner by which the Notice of Hearing was given.

Secretary Bonkowski said that the Notice of this hearing was published in the Orange County Register on April 29, 2018 and posted on the bulletin Board in the District office on April 27, 2018. She then presented an Affidavit of Posting and Proof of Publication for the Board to receive and file.

On MOTION by Swan, seconded and unanimously carried, THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY WAS RECEIVED AND FILED.

President Reinhart inquired of the Secretary whether there have been any written communications. Secretary Bonkowski said there were none.

President Reinhart requested a report from the Executive Director of Finance and Administration. Executive Director of Finance and Administration Clary said that formatting and presentation changes are included and some wording and definitions have been updated to promote consistent and conforming nomenclature throughout the document. She said that the primary focus on this update targeted the prohibition of tampering or diversion of District sources and assets and updating the District's water supply shortage levels and the many sections influenced by these topics. She further said that the clarifications and revisions to the Rules and Regulations are summarized in Exhibit "B" of the write-up.

President Reinhart inquired whether anyone is present who wishes to address the Board concerning the amended resolution. There were none.

President Reinhart inquired whether there are any comments or questions from members of the Board of Directors. There were none.

President Reinhart asked for a motion to close the hearing, that the resolution be read by title only by the Secretary, that further reading of the resolution be waived, and that the Secretary be directed to place the resolution on the agenda for the May 29, 2018 meeting of the Board of Directors for a second reading, hearing and adoption.

On MOTION by Swan, seconded and unanimously carried, THE HEARING WAS CLOSED, THE SECRETARY WAS DIRECTED TO READ THE RESOLUTION BY TITLE ONLY, FURTHER READING OF THE RESOLUTION WAS WAIVED, AND THE SECRETARY WAS DIRECTED TO PLACE THE RESOLUTION ON THE AGENDA FOR THE MAY 29, 2018 MEETING OF THE BOARD OF DIRECTORS FOR A SECOND READING, HEARING AND ADOPTION.

Secretary Bonkowski read the title of the proposed resolution as follows:

RESOLUTION RESCINDING RESOLUTION NO. 2015-23
AND ESTABLISHING REVISED RULES AND REGULATIONS
OF THE IRVINE RANCH WATER DISTRICT FOR WATER,
SEWER, RECYCLED WATER, AND NATURAL
TREATMENT SYSTEM SERVICE AND EXHIBIT "A" THERETO.

WORKSHOP

POPULATION CHARACTERISTICS OF IRVINE RANCH WATER DISTRICT'S SERVICE AREA

Using a PowerPoint presentation, Ms. Deborah Diep from the Center for Demographic Research, California State University, Fullerton, presented population and characteristics of IRWD's service area so that the Board and public can consider the information prior to Public Hearings on June 4, 2018 and June 18, 2018 to accept comments on the Composition of Divisions and the Sequence of Elections. Ms. Diep used data from the 2010 Federal Decennial census and using a pie chart showed that the population consists of 50.8% non-Hispanic White; 31.1% non-Hispanic Asian, 1.5% non-Hispanic Black or African-American, and 4.7% all other non-Hispanic races/ethnicities. Using boundary maps, she charted the percent share of these block groups. She also charted the 2016 citizen voting age population with the block group with boundary maps. She further gave examples of a 2010 population chart of 337,151 being divided into five divisions equaling 67,430 per each division and described redistricting criteria.

CONSENT CALENDAR

Director Reinhart asked that Item No. 9 be moved to the Action Calendar. There being no objections, Item No. 9 was moved accordingly. On MOTION by Swan, seconded and unanimously carried, CONSENT CALENDAR ITEMS 6, 7 AND 8 WERE APPROVED AS FOLLOWS:

6. 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.

7. MINUTES OF REGULAR BOARD MEETING

Recommendation: That the minutes of the April 23, 2018 Regular Board Meeting be approved as presented.

8. CANDIDATE STATEMENTS FOR 2018 GENERAL ELECTION

Recommendation: That the Board approve the District Secretary to authorize 200 words on the Candidate's Statement of Qualifications for the 2018 General Election and elect not to pay for these statements.

ACTION CALENDAR

IRVINE RANCH WATER DISTRICT STRATEGIC MEASURES

Following Director Reinhart's inquiry relative to the State Project strategic measure, on MOTION by Reinhart, seconded and unanimously carried, THE IRVINE RANCH WATER DISTRICT STRATEGIC MEASURES WERE RECEIVED AND FILED.

AB 1668 (FRIEDMAN) SB 606 (HERTZBERG): MAKING WATER CONSERVATION A CALIFORNIA WAY OF LIFE

Government Relations Officer Compton reported that AB 1668, authored by Assemblymember Laura Friedman (D-Glendale) and SB 606, authored by Senator Bob Hertzberg (D-Van Nuys), would implement "Making Water Conservation a California Way of Life." Ms. Compton said that over the past month, the authors, the Administration, and select members of the Legislature, which included Assemblymember Blanca Rubio (D-West Covina), continued to discuss the "Making Water Conservation a California Way of Life" legislation in an attempt to reach agreement on outstanding issues in order to move the legislation forward in May. She said that a deal was recently struck between these parties on final legislation that will be moved forward. The amendments reflected in the final legislation are consistent with many of IRWD's requested amendments.

Ms. Compton said that in light of the amendments, Assemblymember Rubio's office has asked that IRWD consider changing its position from "oppose unless amended" to "support." In recognition of the amendments made to the bills, Assemblymember Rubio's request, and the politics surrounding these bills, she said that staff recommends that IRWD change its position on AB 1668 and SB 606 from "oppose unless amended" to "support."

On MOTION by LaMar, seconded and unanimously carried, THE BOARD ADOPTED A "SUPPORT" POSITION ON AB 1668 (FRIEDMAN, D-GLENDALE) AND SB 606 (HERTZBERG, D- VAN NUYS).

MICHELSON FORCE MAIN IMPROVEMENTS CONSTRUCTION AWARD

General Manager Cook reported that a corrosion-induced leak was repaired on the Michelson sewer force main between the Michelson Lift Station and Riparian View in summer 2015. To minimize future corrosion-related leaks, this project will rehabilitate the force main with approximately 3,450 feet of cured-in-place pipe (CIPP).

Executive Director of Engineering and Water Quality Burton reported that Kleinfelder completed its design in February 2018 and the project was advertised for construction bidding to a select list of six pipeline and CIPP specialty contractors on March 1, 2018. Mr. Burton said that only one contractor submitted a bid at the bid opening on April 12, 2018. He said that Insituform Technologies' bid was in the amount of \$1,787,045; the engineer's estimate was \$1,696,250.

Mr. Burton said that after the bid opening, staff contacted three of the contractors that had purchased plans during the bid period, but did not submit bids. He said the reasons for not bidding included that their CIPP product is more specialized towards water pipe where the

working pressures are higher and the resins are certified for potable use which makes it harder to compete with low pressure sewage applications, that the project included construction of several vaults that were outside their core expertise, and restricted working hour constraints imposed by the City of Irvine for this very congested traffic area. The bid unit cost of \$208 per foot compares favorably to two other recent IRWD CIPP pressure pipe projects.

On MOTION by Withers, seconded and unanimously carried, THE BOARD AUTHORIZED A BUDGET INCREASE IN THE AMOUNT OF \$850,000, FROM \$1,367,300 TO \$2,217,300, FOR PROJECT 07097 AND AUTHORIZED THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH INSITUFORM TECHNOLOGIES, LLC IN THE AMOUNT OF \$1,787,045 FOR THE MICHELSON FORCE MAIN IMPROVEMENTS, PROJECT 07097.

GENERAL MANAGER'S REPORT

General Manager Cook reported on the District's staff assistance to the Orange County Fire Authority in Foothill Ranch last week relative to a trench failure while a contractor, Empire Grading, was performing work. He thanked Director of Operations Tom Roberts for his efforts.

DIRECTORS' COMMENTS

Director Withers reported on his attendance at an ACWA conference in Sacramento. He said that he will be attending an NWRI strategic planning session on May 22 and his last LAFCO meeting on June 13 after being a Commissioner for over 20 years.

Director Matheis reported that she, along with Director Swan, attended the Irvine Korean Festival and an ACWA conference in Sacramento.

Director Swan reported on his attendance at a California Water Dialogue meeting at MWD, a San Joaquin Wildlife Sanctuary Board meeting with Director Matheis, a MWDOC meeting with Director Reinhart relative to leasing Kern County Water supply, OCWD Board meetings, a WACO monthly meeting, an ACWA conference, and the Irvine Korean Festival.

Director LaMar reported on his attendance at a Natural Communities Coalition meeting, a WACO meeting and an ACWA conference.

Director Reinhart reported on his attendance at an OCSD Board meeting, a resident community tour, a MWDOC Board meeting, a SOCWA Board meeting, a MWDOC meeting with Director Swan, and an ACWA conference.

CLOSED SESSION

President Reinhart said that the following Closed Session listed on the agenda is not necessary this evening and will not be held:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (One potential case).

ADJOURNMENT

President Reinhart adjourned the meeting at 6:21 p.m.

APPROVED and SIGNED this 29th day of May, 2018.

President, IRVINE RANCH WATER DISTRICT

Secretary IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:
LEWIS BRISBOIS BISGAARD & SMITH, LLP

By: _____
District Counsel