

## MINUTES OF REGULAR MEETING – JANUARY 14, 2019

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 LaMar on January 14, 2019 in the District office, 15600 Sand Canyon Avenue, Irvine, California.

Directors Present: Reinhart, Matheis, Swan, Withers (arrived at 5:22 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, Executive Director of Finance and Administration Clary, Director of Water Recycling Operations Zepeda, Director of Water Resources Sanchez, Director of Public Affairs Beeman, Director of Water Quality Colston, Director of Treasury and Risk Management Jacobson, Legal Counsel Collins, Legal Counsel DeMayo, Secretary Bonkowski, Government Relations Officer Compton, Consultant Deborah Diep, staff and members of the public.

WRITTEN AND ORAL COMMUNICATIONS: None.

ITEMS TOO LATE TO BE AGENDIZED: None.

### PUBLIC HEARING

#### EVALUATING A CHANGE IN THE ELECTIONS PROCESS FOR THE IRVINE RANCH WATER DISTRICT BOARD OF DIRECTORS AND ESTABLISHING DIVISION BOUNDARIES

Pursuant to Elections Code section 10010, a fourth public hearing, and the second public hearing since drafting and publication of draft maps, is now being held after the drawing of draft maps. The first hearing after the drawing of draft maps was held on December 10, 2018. The purpose of both of these hearings is to invite and solicit public comments on the draft division maps, which have been published by the District on its website, and the potential sequence of elections for the directors from each division at different times to provide for staggered terms of office.

President LaMar declared that it is the time and place for a fourth hearing on evaluating a change in the elections process for the Irvine Ranch Water District Board of Directors and establishing division boundaries, and asked the Board Secretary to announce how the hearing was noticed.

Board Secretary Bonkowski said that the hearing was noticed by publication in the *Orange County Register* on Sunday, December 30, 2018; by publication in Spanish in the *Excelsior Unidos* on Friday, December 28, 2018; by publication in Korean in the *Korea Times* on Saturday, December 29, 2018; by publication in English and Traditional Chinese in the *World Journal* on Saturday, December 29, 2018, and Sunday, December 30, 2018; by publication in Farsi in *Haftah Bazaar* on Friday, January 4, 2019; by electronic posting in English, Farsi, Korean, Traditional Chinese, and Spanish on the IRWD website, through which the notice can be translated into approximately 20 languages; and by physical posting at IRWD's headquarters. She said that the four draft maps — Map A, Map B, Map C and

Map D — were published on IRWD’s website on November 29, 2018. She presented the Affidavits of Posting and Proof of Publication to the Board related to this hearing.

On MOTION by Swan, seconded by Matheis and carried (4-1) (Reinhart, LaMar, Swan and Matheis voting aye and Withers absent), the Board received and filed the Affidavits of Posting and Proof of Publication as presented by the Board Secretary.

President LaMar asked legal counsel to describe the nature of the proceedings, and to explain the purpose of the hearing.

Legal Counsel DeMayo described the nature of the proceedings, and explained the purpose of the hearing as being the opportunity to invite and solicit public comments on the draft division maps which have been published by the District on its website at least seven days prior to the hearing, and the potential sequence of elections for the directors from each division at different times to provide for staggered terms of office.

On MOTION by Swan, seconded and carried (4-1) (Reinhart, LaMar, Swan and Matheis voting aye and Withers absent), **THE PUBLIC HEARING WAS OPENED TO SOLICIT AND ACCEPT COMMENT ON THE PROPOSED MOVE TO BY-DIVISION ELECTIONS, THE COMPOSITION OF DIVISIONS, THE DRAFT DIVISION MAPS, AND SEQUENCE OF ELECTIONS.**

President LaMar requested that the Government Relations Officer provide a report to the Board regarding the draft division maps, and on any written comments received.

Government Relations Officer Compton provided a report to the Board regarding the draft division maps.

President LaMar inquired whether there is any person present who wished to provide comments on the proposed move to by-division elections, the composition of divisions, the draft maps, and the sequence of elections. There was no one who wished to be heard.

Using a PowerPoint presentation, Consultant Deborah Diep said that there were no additional comments from the public. She said she received two questions from the Board. She reviewed the plans and noted the population percentages for each. Director Withers arrived at 5:22 p.m. Following input from the Board, Ms. Deip said she will create two additional maps as requested. Director Swan further asked that Ms. Deip prepare an estimate of the population growth in specified areas in preparation for the 2020 Census. In response to Director Reinhart’s inquiry, Ms. Compton provided information on the schedule timeframe required for a change to the proposed by-division elections.

On MOTION by Matheis, seconded by Withers, and unanimously carried, **THE FOURTH PUBLIC HEARING WAS CLOSED AND THE BOARD AUTHORIZED STAFF TO DEVELOP ADDITIONAL MAPS AND AGENDIZE A FIFTH PUBLIC HEARING FOR MARCH 11, 2019 FOR THE BOARD OF DIRECTORS TO SOLICIT AND ACCEPT COMMENT ON THE PROPOSED MOVE TO BY-DIVISION ELECTIONS, THE COMPOSITION OF DIVISIONS, DRAFT DIVISION MAPS, AND SEQUENCE OF ELECTIONS.**

## CONSENT CALENDAR

Director Swan asked that No. 10 be moved to the Action Calendar for discussion. There being no objections, this item was moved accordingly. On MOTION by Reinhart, seconded by Matheis and unanimously carried, CONSENT CALENDAR ITEMS 4 THROUGH 9 WERE APPROVED AS FOLLOWS:

4. 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.

5. MINUTES OF BOARD MEETINGS

Recommendation: That the minutes of the December 3, 1018 Regular Board meeting, December 10, 2018 Regular Board meeting, December 10, 2018 Special Board meeting, and December 17, 2018 Special Board meeting be approved as presented.

6. 2018 GENERAL DISTRICT ELECTION RESULTS

Recommendation: That the Board adopt the following resolution declaring results of the November 6, 2018 General District Election.

### RESOLUTION NO. 2019-1

#### RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT DECLARING RESULTS OF NOVEMBER 6, 2018 GENERAL DISTRICT ELECTION

7. MEMORANDUM ON OFFICERS OF THE BOARD, COMMITTEE APPOINTMENTS AND OTHER ASSIGNMENTS

Recommendation: That the Board receive and file the memorandum dated January 14, 2019, entitled Officers of the Board, Committee Appointments and Other Assignments, approve attendance for the meetings and events for the Board's representation for Calendar year 2019 as delineated, and adopt the following resolution rescinding Resolution No. 2018-3 and revising the assignment of Directors to Committees of the Board.

### RESOLUTION NO. 2019-2

#### RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT RESCINDING RESOLUTION NO. 2018-3 AND REVISING THE ASSIGNMENT OF DIRECTORS TO COMMITTEES OF THE BOARD

## CONSENT CALENDAR (CONTINUED)

### 8. DOMESTIC WATER PIPELINE REPLACEMENT TO THE MICHELSON WATER RECYCLING PLANT AIR GAP FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the six-inch Domestic Water Pipeline Replacement to the Michelson Water Recycling Plant Air Gap, Project 07149, authorize the General Manager to file a Notice of Completion, and authorize the payment of the retention 35 days after the date of recording the Notice of Completion.

## ACTION CALENDAR

### MICHELSON WATER RECYCLING PLANT EQUIPMENT YARD ASPHALT REPLACEMENT CONTRACT AWARD

In response to Director Swan's inquiry, Facilities and Fleet Manager Dayer provided a summary of what is to be accomplished by replacing asphalt around the Michelson Water Recycling Plant equipment yard for this project. There being no further comments, on MOTION by Swan, seconded by Matheis and unanimously carried, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH SANDERS PAVING, INC. IN THE AMOUNT OF \$159,126.25 FOR REPLACEMENT OF APPROXIMATELY 45,150 SQUARE FEET OF ASPHALT AT THE MICHELSON WATER RECYCLING PLANT.**

### CANAL ALIGNMENT STUDY FOR THE KERN FAN GROUNDWATER STORAGE PROJECT

Using a PowerPoint presentation, Engineer Ray Bennett reviewed the Kern Fan Groundwater Storage project (Project) and benefits noting that IRWD and Rosedale jointly submitted an application to the California Water Commission (CWC) that requested \$86 million in grant funds for the Kern Fan Groundwater Storage Project through the Water Storage Investment Program (WSIP) of which they conditionally were awarded \$67.5 million in grant funding. The Project includes construction of up to 1,200 acres of spreading basins and up to 12 new extraction wells. Water will be conveyed from the California Aqueduct to the Project via a new turnout at the California Aqueduct and a new canal with up to 500 cubic feet per second conveyance capacity.

Mr. Bennett noted that staff from IRWD, Rosedale and Dee Jasper and Associates (DJA) met to discuss the optimal location of project facilities, location of a new turnout from the California Aqueduct and possible alignments for the Project canal. He said that five possible alternatives for canal alignment were identified, including the alignment from the original application to the CWC. Prior to finalizing the canal alignment, it was agreed that a hydraulic study is needed to verify that the proposed California Aqueduct turnout location would not impact operations of the Cross Valley Canal. Rosedale, with IRWD's concurrence, has contracted with engineers at GEI to perform a hydraulic study for this purpose. The study will provide the information needed to evaluate canal alignment alternatives through a separate study.

Mr. Bennett said that DJA has prepared a scope of work to perform a planning level evaluation of up to three of the five canal alignments to be selected by Rosedale and IRWD. The total estimated cost for the evaluation is \$115,425 and includes four optional tasks. Staff has reviewed DJA's proposal and the negotiated costs are considered to be fair and reasonable.

Rosedale has reviewed DJA's proposal and is agreeable to the terms, pursuant to the cost sharing agreement. On December 11, 2018, Rosedale's Board of Directors approved the DJA proposal and Rosedale's 50% cost share for the planning-level evaluation.

Director Swan reported that this item was reviewed by the Supply Reliability Programs Committee on December 20, 2018. On MOTION by Swan, seconded and unanimously carried, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH DEE JASPAR AND ASSOCIATES, INC. IN THE AMOUNT OF \$115,425 TO PERFORM A PLANNING-LEVEL EVALUATION OF POTENTIAL CANAL ALIGNMENTS FOR THE KERN FAN GROUNDWATER STORAGE PROJECT.**

## OTHER BUSINESS

### GENERAL MANAGER'S REPORT

General Manager Cook reported on staff's preparations at MWRP and LAWRP for rain events this week and also said that the County of Orange is doing a good job cleaning out foliage and debris from the San Diego Creek near MWRP.

Mr. Cook reported on the recognition certificate received for sponsorship of the City of Irvine's Global Village Festival.

Mr. Cook introduced Mr. Jim Colston, the District's new Director of Water Quality, to the Board who formerly worked for the Orange County Sanitation District.

He further announced that a Southern California Water Coalition meeting is being held next Friday at the District, and invited the Board to attend.

### DIRECTORS' COMMENTS

Director Reinhart reported on his attendance at a SOCWA Board meeting and an OCWD Water Issues Committee meeting. He further noted a telephone conversation with Mr. Herb Nakasome of the Santa Ana River Flood Protection Agency relative to the Serrano Creek project which has been reactivated.

Director Withers reported on his first meeting with OCSD's General Manager Herberg relative to his new appointment to the Administration Headquarters' Committee, an NWRI Operations Committee meeting, a number of elected officials swearing-in events, and an ACC-OC City Leaders' reception.

Director Matheis reported on her attendance at an ISDOC meeting and an ACC-OC City Leaders' reception.

Director Swan commented on the recent Paradise fire, and thanked the employees who contributed to help. He reported on his attendance at a Newport Bay Executive Committee meeting, a presentation by Metropolitan Water District's General Manager Jeff Kightlinger at West Basin Municipal Water District, Newport Chamber of Commerce meetings, a WACO monthly event, a swearing-in for

Ms. Gloria Gray at MWD, a swearing-in of Orange County Supervisors, an ACC-OC elected officials event, and a MWDOC Committee meeting.

Director LaMar reported on his attendance at a National Water Research Institute planning event.

Director Reinhart suggested that staff provide a report to the Engineering and Operations Committee on lessons learned from the Santa Rosa and Paradise fires as well as other recent disasters, and include steps that the District could take to manage a major fire event.

DISTRICT LIAISON

The District's consultant Mr. Bruce Newell provided an update on the Inter-Canyon League.

ADJOURNMENT

There being no further business, President LaMar adjourned the meeting at 6:25 p.m.

APPROVED and SIGNED this 28th day of January, 2019.

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President, IRVINE RANCH WATER DISTRICT

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Secretary IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

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Claire Hervey Collins, Legal Counsel  
– Lewis Brisbois