

**MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
MUNICIPAL WATER DISTRICT OF ORANGE COUNTY  
December 19, 2018**

At 8:30 a.m., President Barbre called to order the Regular Meeting of the Municipal Water District of Orange County in the Board Room at the District facilities located in Fountain Valley. Director Yoo Schneider led the Pledge of Allegiance and Secretary Goldsby called the roll.

**MWDOC DIRECTORS**

Brett R. Barbre  
Larry Dick  
Joan Finnegan (absent)  
Wayne Osborne  
Sat Tamaribuchi  
Jeffery M. Thomas  
Megan Yoo Schneider

**STAFF**

Robert Hunter, General Manager  
Karl Seckel, Assistant General Manager  
Joe Byrne, Legal Counsel  
Maribeth Goldsby, Board Secretary  
Charles Busslinger, Principal Engineer  
Tiffany Baca, Public Affairs Manager  
Melissa Baum-Haley, Sr. Water Resources Analyst  
Kelly Hubbard, WEROC Programs Manager  
Harvey De La Torre, Associate General Manager  
Sarah Wilson, Public Affairs Specialist

**ALSO PRESENT**

Linda Ackerman  
Larry McKenney  
Jose Vergara  
Kathryn Freshley  
Paul Weghorst  
Kelly Rowe  
John Kennedy  
Dennis Erdman  
Rick Shintaku  
Brooke Jones  
Ray Hiemstra  
Mandy Sackett

MWDO MET Director  
MWDOC MET Director  
El Toro Water District  
El Toro Water District  
Irvine Ranch Water District  
Orange County Water District  
Orange County Water District  
South Coast Water District  
South Coast Water District  
Yorba Linda Water District  
OC CoastKeepers  
Surfrider Foundation

**PUBLIC PARTICIPATION/PUBLIC COMMENT**

President Barbre announced members of the public wishing to comment on agenda items could do so after the item has been discussed by the Board and requested members of the public identify themselves when called on. Mr. Barbre asked whether there were any comments on other items which would be heard at this time.

No public comments were received.

**ITEMS RECEIVED TOO LATE TO BE AGENDIZED**

No items were received.

**ITEMS DISTRIBUTED TO THE BOARD LESS THAN 72 HOURS PRIOR TO MEETING**

President Barbre inquired as to whether there were any items distributed to the Board less than 72 hours prior to the meeting. No items were distributed.

**CONSENT CALENDAR**

President Barbre stated all matters under the Consent Calendar would be approved by one MOTION unless a Director wished to consider an item separately.

Upon MOTION by Director Thomas, seconded by Director Yoo Schneider, and carried (6-0), the Board approved the Consent Calendar items as follows. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

**MINUTES**

The following minutes were approved.

- November 7, 2018 Workshop Board Meeting
- November 21, 2018 Regular Board Meeting

**COMMITTEE MEETING REPORTS**

The following Committee Meeting reports were received and filed as presented.

- Planning & Operations Committee Meeting: November 13, 2018
- Administration & Finance Committee Meeting: November 14, 2018
- Public Affairs & Legislation Committee Meeting: November 19, 2018
- Executive Committee Meeting: November 20, 2018

**TREASURER'S REPORTS**

The following items were ratified and approved as presented.

- MWDOC Revenue/Cash Receipt Register as of November 30, 2018
- MWDOC Disbursement Registers (November/December)

The following items were received and filed as presented.

- MWDOC Summary of Cash and Investment and Portfolio Master Summary Report (Cash and Investment report) as of October 31, 2018
- PARS Monthly Statement (OPEB Trust)
- Water Use Efficiency Projects Cash Flow

**FINANCIAL REPORT**

The following items were received and filed as presented.

Combined Financial Statements and Budget Comparative for the period ending October 31, 2018

**NOVEMBER 2018 ELECTION CERTIFICATES**

The Board received and filed the Certificate of Election for Brett R. Barbre (Division 1), and the Certificates of Appointment In Lieu of Election for Larry D. Dick (Division 2), and Satoru Tamaribuchi (Division 5).

**2018 WATER RELIABILITY FOLLOW-UP ANALYSES WITH CDM-SMITH**

The Board: (1) acknowledged the nature of these two authorization requests as sole source requests for work by CDM-Smith because CDM-Smith has completed the prior work on the OC Water Reliability Study, (2) authorized the General Manager to enter into an Agreement with CDM-Smith for "As Needed Water Resources Planning Assistance" at a cost not to exceed \$65,000, and (3) acknowledged an additional authorization under the General Manager's authority for assistance from CDM-Smith to conduct additional work and provide assistance to MWDOC staff in developing recommended terms and conditions for the Strand Ranch Extraordinary Water Supply analysis at a cost not to exceed \$16,640, with such terms and conditions to be shared with the Board and the member agencies.

**WATER LOSS CONTROL SHARED SERVICES BUSINESS PLAN**

The Board adopted the Water Loss Control Shared Services Business Plan and authorized staff to plan for implementation of shared services in the Fiscal Year 2019-20 Budget, including (1) two water loss control staff to be funded through a combination of core and choice services (approximately 0.54 and 1.46 FTE respectively), and (2) MWDOC funding of initial equipment cost of approximately \$85,400.

**RESULTS OF MWDOC ADMINISTRATION BUILDING ELECTRICAL ASSESSMENT AND APPROVAL OF ELECTRICAL ENGINEERING SERVICES**

The Board authorized the General Manager to enter into a contract with OMB Electrical Engineers, Inc. to provide electrical engineering services for the MWDOC Administration Building at a fixed fee cost of \$9,500 plus an additional contingency budget of \$5,000 for outside electrical analysis work for a combined total of \$14,500.

**- END CONSENT CALENDAR -**

**ACTION CALENDAR**

**REORGANIZATION OF THE MWDOC BOARD OF DIRECTORS; ELECTION OF PRESIDENT AND VICE PRESIDENT**

Upon MOTION by Director Yoo Schneider, seconded by Director Dick, and carried (6-0), the Board opted to elect the President and Vice President by separate Resolutions. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

Director Thomas made a MOTION, which was seconded by Director Osborne, nominating Brett R. Barbre as President of the Board.

Director Yoo Schneider made a SUBSTITUTE MOTION, which was seconded by Director Tamaribuchi, nominating Jeffery Thomas as President. Director Thomas expressed appreciation for the nomination, but indicated he would withdraw his name from candidacy. Director Yoo Schneider withdrew her SUBSTITUTE MOTION.

Referencing the original MOTION, and by a vote of 5-0, the Board adopted RESOLUTION NO.2076 electing Brett R. Barbre as President of the Board for a one-year term, by the following roll call vote:

AYES:	Directors Barbre, Dick, Osborne, Tamaribuchi, and Thomas
NOES:	None
ABSENT:	Director Finnegan
ABSTAIN:	Director Yoo Schneider

Upon MOTION by Director Tamaribuchi, seconded by Director Thomas, and carried (6-0), the Board adopted RESOLUTION NO. 2077 electing Joan C. Finnegan as Vice President of the Board for a one-year term, by the following roll call vote:

AYES:	Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas
NOES:	None
ABSENT:	Director Finnegan
ABSTAIN:	None

**APPOINTMENT OF SECRETARY, TREASURER(S), AND LEGAL COUNSEL**

President Barbre announced that the proposal to appoint the District’s Secretary, Treasurer(s), and Legal Counsel was before the Board for consideration.

Upon MOTION by Director Dick, seconded by Director Thomas, and carried (6-0), the Board adopted RESOLUTION NO. 2078 appointing Maribeth Goldsby as Board Secretary, Hilary Chumpitazi as Treasurer, Robert Hunter as Deputy Treasurer, Mary Snow as Alternate Deputy Treasurer, Jeff Stalvey as Alternate Deputy Treasurer, Lina Gunawan as Alternate Deputy Treasurer, and Best, Best & Krieger and Joe Byrne as Legal Counsel, by the following roll call vote:

AYES: Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas  
 NOES: None  
 ABSENT: Director Finnegan  
 ABSTAIN: None

### **MWDOC LEGISLATIVE AND REGULATORY POLICY PRINCIPLES ANNUAL UPDATE**

Upon MOTION by Director Tamaribuchi, seconded by Director Yoo Schneider, and carried (6-0), the Board adopted the updated legislative policy principles for 2019. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

### **EXTENSION OF LOCAL ADVOCACY CONTRACT WITH LEWIS CONSULTING GROUP**

Upon MOTION by Director Dick, seconded by Director Thomas, and carried (6-0), the Board approved extending the local advocacy contract with Lewis Consulting Group. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

### **EXTENSION OF FEDERAL LEGISLATIVE ADVOCACY CONTRACT WITH JAMES C. BARKER, PC**

Upon MOTION by Director Thomas, seconded by Director Yoo Schneider, and carried (6-0), the Board approved the extension of the federal advocacy contract with James C. Barker, PC for 2019. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

### **EXTENSION OF STATE LEGISLATIVE CONTRACT WITH BEST, BEST & KRIEGER**

Upon MOTION by Director Dick, seconded by Director Osborne, and carried (6-0), the Board approved the extension to the state advocacy contract with Best, Best & Krieger for 2019, effective January 1, 2019 at the current rate of \$7500 per month for the period January 1, 2019 through June 30, 2019, and the rate of \$8,000 per month for the period July 1, 2019 through December 31, 2019. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

### **FINAL DRAFT OF THE 2018 ORANGE COUNTY WATER RELIABILITY STUDY**

Ms. Mandy Sackett of the Surfrider Foundation, addressed the Board and suggested that a technical memorandum (Huntington Beach Desalination Review of Sea Level Rise Hazards) be incorporated into the OC Reliability Study.

Mr. Ray Heimstra (OC CoastKeepers) noted that OC CoastKeepers previously submitted comments on the Study; he thanked the Board and staff on their efforts with respect to the OC Water Reliability Study.

Director Yoo Schneider commended staff and the consultant for producing an objective Study.

Upon MOTION by Director Dick, seconded by Director Yoo Schneider, and carried (6-0), the Board received and filed the final draft report for the 2018 Orange County Water Reliability Study.

It was noted that staff would incorporate any non-substantive changes in the process of compiling the final report for distribution. Directors Barbre, Dick, Osborne, Yoo Schneider, Tamaribuchi, and Thomas voted in favor; Director Finnegan was absent.

## **INFORMATION CALENDAR**

### **GENERAL MANAGER'S REPORT, DECEMBER 2018**

General Manager Hunter advised that the General Manager's report was included in the Board packet.

The Board received and filed the report as presented.

## **MWDOC GENERAL INFORMATION ITEMS**

### **a. BOARD OF DIRECTORS**

The Board members each reported on their attendance at the regular (and special) MWDOC Board and Committee meetings. In addition to these meetings, the following reports were made on conferences and meetings attended on behalf of the District.

Director Yoo Schneider reported on attending the Planning & Operations, Administration & Finance, and Public Affairs & Legislation Committee meetings, as well as the Workshop and Regular Board meetings, Elected Officials Forum, the Women in Water meeting, the ACWA Conference, the CCEEB meeting, a meeting with LBCWD Director/Councilmember Toni Iseman, a meeting with Emerald Bay Service District, a meeting with SCWD Director Green, and a meeting with a San Juan Capistrano Councilmember.

Director Thomas noted his attendance at the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), as well as the ACWA Conference, the Colorado River Water Users Association Conference, and the OC Water Summit Planning meetings.

Director Tamaribuchi noted his attendance at most of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, and Public Affairs & Legislation Committee meetings (except Executive Committee), as well as the Workshop and Regular Board meetings), as well as the ACWA Conference, and the CCEEB meeting.

Director Osborne advised that he attended the Planning & Operations and Public Affairs & Legislation Committee meetings, as well as the MWDOC Board meeting.

Director Dick reported on attending the following meetings for November and December: the Chamber of Commerce Legislative Committee meetings (two), the Planning & Operations, Administration & Finance, and Public Affairs & Legislation Committee meetings (for both November and December), the Workshop Board meeting, the South Orange County Economic Coalition, the MET Agricultural Committee meeting, the MWDOC MET Director meeting, the MET Caucus, the WACO Planning and WACO meetings, the MET Board and Committee meetings, a meeting with MET regarding inspection trip planning, a meeting with Kristy Khachigian (SDCWA), and a meeting to review the WACO Bylaws

Director Barbre advised that he submitted a written report to Secretary Goldsby. He noted that the written report included the following meetings in his capacity as MET Director: a meeting with Marty Hundley regarding MET Inspection Trips, the MWDOC MET Director caucus (early), the MET Caucus (at Inland Empire), the MET Committee and Board meetings, and a meeting with OCWD Director Tri Ta regarding MET inspection trips and infrastructure. In his capacity as MWDOC Director he attended the following meetings: the Workshop and Regular Board meetings, the Planning & Operations, Administration & Finance, and Public Affairs & Legislation Committee meetings, the OC Water Summit planning meetings (two), a legislative trip to Washington, DC, and an event honoring retiring Mayor Troy Edgar (Los Alamitos).

#### **B. REQUESTS FOR FUTURE AGENDA TOPICS**

Director Barbre suggested the Executive Committee discuss continued participation in organizations.

Director Yoo Schneider suggested Legal Counsel conduct a Brown Act refresher with the Board.

#### **CLOSED SESSION**

At 8:55 a.m., Legal Counsel Byrne announced that the Board would adjourn to closed session to conduct the performance evaluation of the General Manager (pursuant to Government Code 54957).

#### **RECONVENE**

The Board reconvened at 10:27 a.m., and Legal Counsel Byrne announced that no reportable action was taken in closed session.

#### **ADJOURNMENT**

There being no further business to come before the Board, President Barbre adjourned the meeting at 10:28 a.m.

Respectfully submitted,

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Maribeth Goldsby, Secretary