

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS
MUNICIPAL WATER DISTRICT OF ORANGE COUNTY
June 17, 2020**

At 8:30 a.m., President Tamaribuchi called to order the Regular Meeting of the Municipal Water District of Orange County, via the Zoom Webinar application (pursuant to the Governor's Executive Order due to the spread of the COVID-19 virus, the meeting was conducted via Zoom). Secretary Goldsby called the roll.

MWDOC DIRECTORS

Brett R. Barbre (arr. at 8:39)
Larry Dick
Joan Finnegan
Bob McVicker
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
Harvey De La Torre, Associate General Manager
Melissa Baum-Haley, Prin. Water Resources Analyst
Cathy Harris, Director of H.R. & Administration
Damon Micalizzi, Director of Public Affairs
Heather Baez, Government Affairs Manager
Chris Lingad, Associate Engineer
Kevin Hostert, Water Resources Analyst
Charles Busslinger, Principal Engineer
Hilary Chumpitazi, Accounting Manager
Alex Heide, Water Resource Analyst

ALSO PRESENT

Linda Ackerman
Larry McKenney
Mark Monin
Jose Vergara
Dennis Cafferty
Ken Vecchiarelli
Doug Reinhart
Peer Swan
Jim Atkinson
Paul Shoenberger
Stacy Taylor
Kelly Rowe
Alicia Dunkin
Chuck Gibson
Saundra Jacobs
Justin McCusker
Greg Mills
Jerry Vilander
Fernando Paludi
Brooke Jones

MWDOC/MET Director
MWDOC/MET Director
El Toro Water District
El Toro Water District
El Toro Water District
Golden State Water Company
Irvine Ranch Water District
Irvine Ranch Water District
Mesa Water
Mesa Water
Mesa Water
Orange County Water District
Orange County Water District
Santa Margarita Water District
Santa Margarita Water District
Santa Margarita Water District
Serrano Water District
Serrano Water District
Trabuco Canyon Water District
Yorba Linda Water District

Al Nederhood
Pasquale Talarico
Rupert Barnett
Mike Elliott

Yorba Linda Water District
Yorba Linda Water District
Orange County CoastKeepers
Citizens Infrastructure Advisory Board

PUBLIC PARTICIPATION/PUBLIC COMMENT

President Tamaribuchi 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. Tamaribuchi asked whether there were any comments on other items which would be heard at this time.

No Public Comments were received, however President Tamaribuchi announced several Zoom meeting protocols with respect to comments to ensure smooth meeting progress.

ITEMS RECEIVED TOO LATE TO BE AGENDIZED

No items were received.

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

President Tamaribuchi inquired as to whether there were any items distributed to the Board less than 72 hours prior to the meeting.

General Manager Hunter advised that the coalition letter in support of Greg Mills to the CSDA Board was distributed to the Board and made available to the public.

INTRODUCTION OF NEW EMPLOYEE

Associate General Manager, Harvey De La Torre, introduced MWDOC’s new Water Resources Analyst, Alex Heide to the Board.

(Director Barbre arrived at 8:39 a.m.)

RECOGNITION OF DIRECTOR BRETT R. BARBRE

President Tamaribuchi commented that Director Barbre would be resigning from the MWDOC Board in June, and as a result, he wished to recognize Director Barbre for his twenty years of service to MWDOC. President Tamaribuchi then presented Director Barbre with a Resolution honoring and commemorating his service to the District.

General Manager Hunter then announced that Certificates of Recognition honoring Director Barbre were received from State Senators Caballero, Chang, and Moorlach, State Assembly members Friedman, Chen and Choi, and Congress Members Correa and Lowenthal.

Director of Public Affairs, Damon Micalizzi then presented a gift from the District to Director Barbre.

Following the presentations, the Board members and several audience members commended and thanked Director Barbre for his service to MWDOC and assistance to the agencies.

CONSENT CALENDAR

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

Director Thomas requested Item No. 10 (Ratify the MET Director Selection Committee Appointments by President Tamaribuchi) from the Consent Calendar for further discussion.

Upon MOTION by Director Finnegan, seconded by Director Thomas, and carried (7-0) the Board approved the balance of the Consent Calendar items, by the following roll call vote:

- AYES: Directors Barbre, Dick, Finnegan, McVicker, Yoo Schneider, Tamaribuchi & Thomas
- NOES: None
- ABSENT: None
- ABSTAIN: None

MINUTES

The following minutes were approved.

- May 6, 2020 Workshop Board Meeting
- May 20, 2020 Regular Board Meeting
- May 20, 2020 Special Board Meeting

COMMITTEE MEETING REPORTS

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

- Planning & Operations Committee Meeting: May 4, 2020
- Administration & Finance Committee Meeting: May 13, 2020
- Public Affairs & Legislation Committee Meeting: May 18, 2020
- Executive Committee Meeting: May 21, 2020
- MWDOC/OCWD Joint Planning Committee Meeting: April 22, 2020

TREASURER'S REPORTS

The following items were ratified and approved as presented.

- MWDOC Revenue/Cash Receipt Register as of May 31, 2020
- MWDOC Disbursement Registers (May/June)

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 April 30, 2020

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 April 30, 2020

LANDSCAPE DESIGN AND MAINTENANCE ASSISTANCE PROGRAMS

The Board authorized the General Manager to increase funding for the Landscape Design and Landscape Maintenance Assistance Programs, using a combination of grant awards and contributions from Metropolitan, in an amount not to exceed \$420,000, through June 30, 2023.

AERIAL IMAGERY ACQUISITION AND ANALYSIS

The Board authorized the General Manager to enter into Participation Agreements not to exceed \$100,000 in total with: (1) Southern California Association of Governments (SCAG)/Orange County Council of Governments (OCCOG) to purchase high-resolution aerial imagery of Orange County (\$50,000); and (2) Santa Ana Watershed Authority (SAWPA) for landscape area data analysis and measurement of irrigated area and development of water budgets by parcel (\$50,000).

OPERATIONAL AREA AGREEMENT

The Board (1) Approve the 2020 Orange County Operational Area Agreement with the County of Orange and Political Subdivisions; and (2) Authorize the General Manager to execute the 2020 Orange County Operational Area Agreement with the County of Orange and Political Subdivisions by completing and submitting the signature page.

APPROVAL OF AMP CAPACITY FLOW WAIVERS FOR YORBA LINDA WD AND EOCWD DUE TO PFAS IMPACTS TO WELLS

The Board approved/granted the AMP capacity flow waivers as presented.

ANNUAL APPROVAL OF DISTRICT SALARY SCHEDULE

The Board approved the proposed Salary Schedule, effective July 1, 2020; adjusting the District Salary Ranges by 3.07%, as approved during the budget process.

- END CONSENT CALENDAR -

ITEMS PULLED FROM CONSENT CALENDAR FOR FURTHER DISCUSSION**RATIFY THE MET DIRECTOR SELECTION COMMITTEE APPOINTMENTS BY PRESIDENT TAMARIBUCHI**

It was noted that although not required (under Section 1500(A)(2) of the Administrative Code), the Board preferred to ratify President Tamaribuchi's appointment of a MET Director Selection Committee.

Director Dick made a MOTION, which was seconded by Director Thomas, to ratify the MET Director Selection Committee consisting of Directors Dick (Chair), Finnegan, McKenney, and Ackerman.

Director Barbre expressed concern, noting that pursuant to the terms of said Administrative Code section, the Committee should consist of MWDOC Board members only (not MET Directors). He also referenced the MET Directors' geographic location, noting that it would be best to have areas of residency/representation considered and that because he was from north Orange County, his replacement should also be from north Orange County; he suggested appointing Director Robert McVicker.

Director Barbre then made a SUBSTITUTE MOTION to deny the appointment of a MET Director Selection Committee, and appoint Director Robert McVicker as MWDOC MET Director. Said SUBSTITUTE MOTION was seconded by Director Thomas.

Legal Counsel Byrne advised that the Board should not take action on the appointment of a MET Director because it is not properly described for action on the Agenda. The Agenda only described action to approve the appointment of the selection committee, and therefore that is the only action that should be taken. He advised that if the Board wants to take action to appoint a MET Director it should do so at a later meeting with the proper agenda description. Director Barbre stated that he thought the agenda description was sufficiently germane and disagreed that action could not be taken because of the Brown Act. Legal Counsel disagreed.

Discussion ensued regarding various qualifications for the MET Directors, whether geographical location should be considered, and the need to select the most qualified candidate.

President Tamaribuchi noted his belief that some of Director Barbre's comments were divisive and he believed it prudent to continue with a MET Director Selection Committee (as that has been MWDOC's historical practice). Directors Dick, Yoo Schneider, and McVicker concurred with Director Tamaribuchi.

Director Barbre then amended his SUBSTITUTE MOTION, which was seconded by Director Thomas, to deny the appointment of the MET Director Selection Committee, and to schedule a Special Board Meeting on Thursday, June 18, 2020 at 11:00 a.m. for the specific purpose of appointing a MET Director. Said amended SUBSTITUTE MOTION failed by a vote of 2-5; a roll call vote was taken as follows:

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

The Board then considered the original MOTION by Director Dick (seconded by Director Thomas), to ratify the MET Director Selection Committee appointments as presented by President Tamaribuchi, and said original MOTION was approved by a vote of (5-2); a roll call vote was taken as follows:

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

ACTION CALENDAR

CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA) SEAT C – SOUTHERN NETWORK ELECTION

Upon MOTION by Director Barbre, seconded by Director Dick, and carried (7-0), the Board voted to (1) support candidate Greg Mills (Director, Serrano Water District) for the CSDA Seat C (Southern Network), (2) authorize President Tamaribuchi, or his designee to cast the District’s online ballot for Mr. Mills; and (3) sign on to the coalition letter supporting Greg Mills’ nomination for the CSDA Seat C position. A roll call was taken as follows:

AYES: Directors Barbre, Dick, Finnegan, McVicker, Yoo Schneider, Tamaribuchi & Thomas
 NOES: None
 ABSENT: None
 ABSTAIN: None

Director Mills thanked the Board for their support.

EXTENSION OF CONSULTING CONTRACT WITH ACKERMAN CONSULTING

Upon MOTION by Director Yoo Schneider, seconded by Director Barbre, and carried (7-0), the Board authorized the extension of the contract with Ackerman Consulting for specialized services. A roll call was taken as follows:

AYES: Directors Barbre, Dick, Finnegan, McVicker, Yoo Schneider, Tamaribuchi & Thomas
 NOES: None
 ABSENT: None
 ABSTAIN: None

(Director Barbre left the meeting at 9:38 a.m.)

INFORMATION CALENDAR

GENERAL MANAGER'S REPORT, MAY 2020

General Manager Hunter advised that the General Manager's report was included in the Board packet. Mr. Hunter congratulated Director Barbre on his appointment as General Manager of the Yorba Linda Water District.

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 Dick advised that he attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, and the Workshop Board and Regular Board meetings), as well as the regularly scheduled MET Board and Committee meeting days, the Southern California Water Committee meeting, MET planning meeting, the MET Caucus, the ISDOC Executive Committee meeting, the OC Taxpayers Association meeting, and the WACO Planning and WACO meetings.

Director McVicker reported that he attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, as well as the Workshop Board and Regular Board meetings), the MET IRP Workshop and MET IRP Special Committee meetings, the California State Board regarding the Groundwater Act, the WACO Planning Committee and WACO meetings, and the MET Board and Committee meetings.

Director Finnegan reported on her attendance at all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, as well as the Workshop Board and Regular Board meetings), the ISDOC Executive Committee meeting, and the MET Director Selection Committee meeting.

Director Thomas stated that he attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, as well as the Workshop Board and Regular Board meetings), as well as the WACO meeting, several telephone conferences regarding the budget, and the SARWQCB meeting re Poseidon.

Director Yoo Schneider advised that she attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and

Executive Committee meetings, as well as the Workshop Board and Regular Board meetings), the SCWD Board meeting, the SMWD Board meeting, the SMWD Finance Committee meeting, the California Water Environmental Association meeting, the Water UCI Leadership Board meeting, the WACO meeting, the Workforce Diversity and Inclusion meeting with the Water Environment Federation, the National Science Federation's Drinking Water Additives Task Force meeting, the San Juan Basin Authority meeting, and additional member agency Board meetings.. She advised that Orange County's Women in Water program has launched a mentoring program.

Director Tamaribuchi reported on attending the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, Public Affairs & Legislation, and Executive Committee meetings, as well as the Workshop Board and Regular Board meetings), the MET IRP Committee meeting, MET's Water Planning & Stewardship Committee, Finance and Insurance, and Engineering & Operations Committee meetings, and the WACO meeting.

b. REQUESTS FOR FUTURE AGENDA TOPICS

No requests were made.

ADJOURNMENT

There being no further business to come before the Board, President Tamaribuchi adjourned the meeting at 9:42 a.m.

Respectfully submitted,

Maribeth Goldsby, Secretary