

Jennifer Lopez
Glen Acosta
Fernando Paludi
Mark Toy
Lisa Ohlund
Dick Ackerman
Kristy Khachigian
John Lewis
Peter Whittingham
Charles Luas
John Earl

South Coast Water District
Trabuco Canyon Water District
Trabuco Canyon Water District
Yorba Linda Water District
Ohlund Management & Technical Services
Ackerman Consulting
KK Consulting

PUBLIC PARTICIPATION/PUBLIC COMMENT

President Yoo Schneider announced that 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. Ms. Yoo Schneider asked whether any member of the public had any comments on items that are not on the agenda.

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

No items were distributed.

EMPLOYEE SERVICE AWARD

President Yoo Schneider presented an award to Interim General Manager Harvey De La Torre for fifteen years of service to the District.

PRESENTATION ITEM

Legal Counsel Joe Byrne provided an overview of the terms, conditions, available options, and requirements of AB 2449 (the new Brown Act law regarding Board member remote meeting attendance).

CONSENT CALENDAR

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

Director Seckel asked that the word “two” be removed from the third paragraph on page three of the Joint Planning Committee minutes.

Director Crane asked that the voting correctly reflect his name as voting (January 4, 2023 Workshop minutes).

Upon MOTION by Director Seckel, seconded by Director Thomas, and carried (7-0) the Board approved Consent Calendar items (with the suggested changes), by the following roll call vote:

AYES:	Directors Nederhood, Dick, McVicker, Seckel, Crane, Thomas and Yoo Schneider
NOES :	None
ABSENT:	None
ABSTAIN:	None

MINUTES

The following minutes were approved.

- January 4, 2023 Workshop Board Meeting
- January 11, 2023 Special Board Meeting
- January 18, 2023 Regular Board Meeting

COMMITTEE MEETING REPORTS

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

Planning & Operations Committee Meeting:	January 3, 2023
Administration & Finance Committee Meeting:	January 11, 2023
Executive Committee Meeting:	January 18, 2023
MWDOC/OCWD Joint Planning Committee:	January 25, 2023

TREASURER'S REPORTS

The following items were ratified and approved as presented.

- MWDOC Revenue/Cash Receipt Register as of January 31, 2023
- Disbursement Registers (January/February)

The following items were received and filed as presented.

- Summary of Cash and Investment and Portfolio Master Summary Report (Cash and Investment Report) as of December 31, 2022

- PARS Monthly Statement (OPEB Trust)

FINANCIAL REPORT

The following items were received and filed as presented.

- Combined Financial Statements and Budget Comparative for the Period Ending December 31, 2022

Quarterly Budget Review

AUTHORIZATION FOR STAFF TO ATTEND AMERICAN WATER WORKS ASSOCIATION SUSTAINABLE WATER MANAGEMENT CONFERENCE APRIL 16-19, 2023, MINNEAPOLIS, MN

The Board authorized attendance at the American Water Works Association (AWWA) Sustainable Water Management Conference April 16-19, 2023 in Minneapolis, Minnesota.

AUTHORIZE CONTRACT FOR INFORMATION TECHNOLOGY (IT) CONSULTANT FOR IT SUPPORT SERVICES

The Board authorized the Interim General Manager to enter into a contract with Accent Computer Solutions, Inc, to provide IT support services, as outlined, in the amount of \$97,279 for a one-year term with an option to renew (less the startup cost).

EXTENSION OF CONTRACT WITH STETSON ENGINEERING FOR CONSUMER CONFIDENCE REPORTS

The Board approved Option #1 to adopt a Third Amendment to the agreement with Stetson Engineering to gather, prepare, and package Consumer Confidence Report data (CCRs) for MWDOC Member Agencies and the three OC Cities for an additional three years; ending December 31, 2025.

CONTINUATION OF REMOTE MEETINGS PURSUANT TO AB 361 AND REQUIRED FINDINGS

The Board voted to continue virtual meetings pursuant to AB 361 for an additional 30 days based on the findings that (1) it has reconsidered the circumstances of the state of emergency for COVID-19, and (2) state and local officials continue to impose or recommend measures to promote social distancing.

- END CONSENT CALENDAR -

ACTION CALENDAR

CALL FOR NOMINATIONS AND CONCURRING RESOLUTIONS - ACWA/JPIA EXECUTIVE COMMITTEE

Upon MOTION by Director Seckel, seconded by Director Thomas, and carried (7-0), the Board adopted RESOLUTION NO. 2134 Concurring in the nomination of Fred Bockmiller (Mesa Water) in his candidacy for reelection to the Association of California Water Agencies Joint Powers Insurance Authority (ACWA/JPIA) Executive Committee. RESOLUTION NO. 2134 was adopted by the following roll call vote:

- AYES: Directors Nederhood, Dick, McVicker, Seckel, Crane, Thomas & Yoo
Schneider
- NOES: None
- ABSENT: None

ABSTAIN: None

PROPOSAL TO REVISE THE DISTRICT’S HOLIDAY SCHEDULE

President Yoo Schneider advised that the proposal to add Martin Luther King, Jr. Day to the District’s holiday schedule was before the Board for consideration.

Director Dick expressed concern with adding an additional holiday, noting that the floating holiday currently on the schedule could be used for Martin Luth King, Jr. Day.

Upon MOTION by Director Crane, seconded by Director Nederhood, and carried (6-1), the Board approved adding Martin Luther King, Jr. Day (third Monday in January) to the District’s holiday schedule, by the following roll call vote:

AYES:	Directors Nederhood, McVicker, Seckel, Crane, Thomas and Yoo Schneider
NOES:	Director Dick
ABSENT:	None
ABSTAIN:	None

INFORMATION CALENDAR

GENERAL MANAGER'S REPORT, FEBRUARY 2023

Interim General Manager De La Torre advised that the full General Manager’s report was included in the Board packet. He highlighted the MET Board retreat, noting that a full report would be provided to the Board in March.

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 Nederhood advised that he attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive, Committee meetings, as well as the Workshop and Regular Board meetings, two MET Board meetings, the WACO and WACO Planning meetings, and the ISDOC luncheon. He noted that he met with staff and worked on an Executive Summary for the Water Supply Report.

Director Dick stated that he attended all of the regularly scheduled MWDOC meetings, except the Planning & Operations Committee meeting (Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), the Water Policy dinner, the regularly scheduled MET Board and Committee meetings, the MET Finance, Audit, Insurance and Real Property Committee pre-meeting, the South Orange County Economic Coalition meeting, a meeting with Directors Crane and Tamaribuchi, the

ISDOC Executive Committee meeting, the MET Caucus, the Special MET Board meeting, the MET Board retreat, and two receptions for Adan Ortega.

Director McVicker reported that he attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop Board meeting and Regular Board meetings), the MET Committee meetings, the ISDOC Executive Committee and ISDOC luncheon meetings, the South Orange County Economic Coalition meeting, the WACO meeting, the Water Policy dinner, the MET Board retreat, and the OCBC Infrastructure Committee meeting.

Director Seckel advised that he attended the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), the regularly scheduled MET Board and Committee meetings, his MET swearing in event, the Adan Ortega reception, the MET Board retreat, MET's new director orientation, and the MET and MWDOC Caucus meetings. He noted that he gave a presentation to the Leisure World Leadership Group.

Director Crane reported on attending the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), the MET Board retreat, a meeting with Directors Dick and Tamaribuchi, a meeting with a MNWD Director, and the Colorado River inspection trip.

Director Thomas stated that he attended the regularly scheduled MWDOC meetings, (the Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), the Adan Ortega reception, the WACO meeting, and the MET Board and Committee meetings.

Director Yoo Schneider advised that she attended all of the regularly scheduled MWDOC meetings (Planning & Operations, Administration & Finance, MWDOC/OCWD Joint Planning, and Executive Committee meetings, as well as the Workshop and Regular Board meetings), the Laguna Beach County Water District Board and Commission meetings, the SMWD Board and Committee meetings, SCWD Board meeting, and the Water Environment Federation's (WEF) Circular Water Economy Advisory meeting.

a. REQUESTS FOR FUTURE AGENDA TOPICS

Director Nederhood requested an update on the MET/SDCWA litigation matters be provided to the Board at an upcoming meeting.

CLOSED SESSION ITEMS

At 9:26 a.m., Legal Counsel Byrne announced that the Board would adjourn to closed session to discuss the following matters:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: Interim General Manager
Government Code Section 54957

CONFERENCE WITH LABOR NEGOTIATORS

District Designated Representatives: Joseph Byrne, Legal Counsel

Unrepresented Employee: Interim General Manager

Government Code Section 54957.6

RECONVENE FROM CLOSED SESSION

At 9:58 a.m., the Board reconvened and Legal Counsel Byrne advised that no reportable action was taken in closed session.

CONSIDER EMPLOYMENT CONTRACT FOR INTERIM GENERAL MANAGER

Legal Counsel Byrne summarized a potential MOTION for the Board to enter into an employment contract with Interim General Manager Harvey De La Torre, to include an auto allowance of \$750 per month, a salary of \$290,000 per year (retroactive to January 1, 2023), a vacation cap of 400 hours, and if not selected as General Manager, he would return to his position of Assistant General Manager, incorporating the FY 2023-24 salary pool increases to his salary.

Upon MOTION by Director McVicker, seconded by Director Crane, and carried (7-0), the Board authorized Legal Counsel to draft a contract with Interim General Manager Harvey De La Torre, as described above. Such action was taken by the following roll call vote:

- AYES: Directors Nederhood, Dick, McVicker, Seckel, Crane, Thomas & Yoo
Schneider
- NOES: None
- ABSENT: None
- ABSTAIN: None

ADJOURNMENT

There being no further business to come before the Board, President Yoo Schneider adjourned the meeting at 10:00 a.m.

Respectfully submitted,

Maribeth Goldsby, Secretary