



**MINUTES OF THE
REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE EAST ORANGE COUNTY WATER DISTRICT (EOCWD)**

August 18, 2022

Call to Order. A Regular Meeting of the Board of Directors of the East Orange County Water District was called to order by President DOUGLASS DAVERT at 5:00 p.m. on Thursday, August 18, 2022, with Director JOHN SEARS leading the Pledge of Allegiance. Pursuant to Government Code Section 54953(e), and related findings of the Board of Directors, public attendance was facilitated via video and teleconference, and there was no public location for attending this board meeting in-person. JEFFREY HOSKINSON, Secretary, recorded the minutes of the meeting.

The following Directors attended the meeting: Directors RICHARD BELL, DOUGLASS DAVERT, GEORGE MURDOCH, JOHN SEARS, and MARILYN THOMS.

Also present were:

DAVID YOUNGBLOOD	General Manager
JEFF SMYTH	Engineering Manager
JERRY MENDZER	Operations Manager
JULIAN DE LA O SOLIS	Administrative Assistant
JEFF HOSKINSON	District Secretary and Legal Counsel
JOHN LEWIS	Lewis Consulting
CHRISTOPHER DEAL	Best, Best & Krieger (videoconference)

Other staff and members of the public may have attended via video- or teleconference that are not listed above.

State of Emergency Virtual Meeting Findings.

ACTION TAKEN: The Board, on motion from SEARS, seconded by MURDOCH, by unanimous vote renewed for an additional 30 days its prior Government Code section 54953(e) findings, authorizing the continued use of emergency teleconferencing procedures for all District meetings as (1) the State of Emergency declared by Governor Newsom on March 4, 2020, relative to the COVID-19 emergency, remains in effect; and (2) Orange County public health officials continue to recommend measures to promote social distancing in connection with such emergency, and the Board finds that the provision of a physical location for the District's meetings, in light of the existing rate of community transmission and the small meeting space available to the District, would present imminent risks to the health and safety of attendees.



Addition of Items Arising After Posting of Agenda Requiring Immediate Action.
(Requires 2/3 vote or unanimous vote if less than 2/3 of members are present).

ACTION TAKEN: None

Public Communications to the Board. No public comments were presented, and no e-mail communications for public comment received.

Consent Calendar. The Board, on motion from BELL, seconded by THOMS, approved the Consent Calendar items by unanimous roll-call vote, as follows:

5. **Minutes:** THE MINUTES OF THE JUNE 16, 2022 REGULAR MEETING OF THE BOARD WERE APPROVED AS SUBMITTED;
6. **Schedules of Disbursements:** THE BOARD APPROVED THE SCHEDULES OF DISBURSEMENTS AS SUBMITTED;
7. **General Manager's Report:** THE BOARD RECEIVED AND FILED THE GENERAL MANAGER'S REPORT;
8. **Financial Statements:** THE BOARD RECEIVED AND FILED THE FINANCIAL STATEMENTS;
9. **Wholesale and Retail Water Usage Report:** THE BOARD RECEIVED AND FILED THE WHOLESALE AND RETAIL WATER USAGE REPORT;
10. **Equipment Surplus:** THE BOARD APPROVED THE SURPLUS AND DISPOSAL OF EQUIPMENT AS PRESENTED;
11. **Conference and Meeting Request:** THE BOARD AUTHORIZED ATTENDANCE AT THE ORANGE COUNTY WATER SUMMIT AS DESIRED.

**** THE BOARD HEARD ITEM NO. 17 OUT OF ORDER**

Miscellaneous Items.

18. Monthly Legislative & Outreach Report. Hon. John Lewis, of Lewis Consulting, provided an oral highlight of his monthly report, discussing responses to the Orange County Grand Jury by the Municipal Water District of Orange County ("MWDOC"), an overview of election projections; and an update on the Colorado River drought and Lake Mead.

ACTION TAKEN: The Board, on motion by SEARS, seconded by BELL, by unanimous roll-call vote elected to receive and file the Monthly Legislative and Outreach Report.

**** THE BOARD RETURNED TO THE BALANCE OF THE AGENDA AS AGENDIZED**

Matters for Consideration.

12. Circula Panorama Pipeline Design Award. General Manager Youngblood introduced the item, including an overview of the District's plans and considered projects at the Vista Panorama Reservoir. General Manager Youngblood and Engineering Manager Smyth detailed the current consideration of a secondary feedline for the neighborhood, and the desire to authorize a design for such project. Director BELL indicated that the design proposal had been discussed at the Engineering Committee.

ACTION TAKEN: The Board, on motion by BELL, seconded by THOMS, authorized the General Manager to award a Professional Services Contract to MKN & Associates, in the amount of \$252,214, for the design of the Circula Panorama Pipeline Project.

13. Barret Pump Station Construction. Mr. Smyth provided a background of the design efforts relative to the Barrett Booster Pump Station by MKN & Associates, and bids that were received relative to the construction.

ACTION TAKEN: The Board, on motion by SEARS, seconded by THOMS, (1) awarded a construction contract to Pacific Hydrotec in the amount of \$1,457,100, (2) awarded a professional services amendment to MKN & Associates in the amount of \$157,192 for additional services such as engineering, inspection, and management during construction, and (3) established a contingency budget of \$100,000 to be used at the discretion of the General Manager to address any unanticipated conditions for the construction of the Barrett Pump Station Replacement Project.

14. OC-70 Meter Resolution. General Manager Youngblood referred to his report, with respect to the approximate \$1.5 million returned by the Metropolitan Water District of Southern California ("Metropolitan") in connection with the OC-70 Meter, which was disbursed by EOCWD to its wholesale water customers, including \$215,000 to EOCWD.

ACTION TAKEN: None. Information Only

15. Orange County Grand Jury Report Response. President DAVERT introduced the item, relative to the June 22, 2022 Orange County Grand Jury report, entitled "Water in Orange County Need 'One Voice,'" with reference to the proposed reply requested by EOCWD, among other agencies, presented to the Board. Director SEARS indicated that the answers were well done.

ACTION TAKEN: The Board, on motion by MURDOCH, seconded by THOMS, by unanimous roll-call vote approved the response to the Grand Jury report as presented.



Miscellaneous Items.

16. Directors' reports on meetings attended at District expense (Government Code Section 53232.3) and Directors' comments. The Directors reported attendance as set forth in the agenda, as follows:

President Davert

6/8 OC LAFCO Commission Meeting
6/10 EOCWD Administrative & Finance Committee Meeting
6/16 EOCWD Regular Board Meeting
7/13 OC LAFCO Commission Meeting

Vice President Murdoch

6/3 ACWA Region 10 Workgroup
6/9 EOCWD Engineering & Operations Committee Meeting
6/16 EOCWD Regular Board Meeting
6/30 EOCWD Employee Recognition Luncheon
7/7 Meeting with Eric O'Donnell Legislative Update

Director Bell

6/9 EOCWD Engineering & Operations Committee Meeting
6/16 EOCWD Regular Board Meeting

Director Sears

6/2 Foothill Communities Association (FCA) Meeting
6/3 Water Advisory Committee of Orange County (WACO) Meeting
6/10 EOCWD Administrative & Finance Committee Meeting
6/16 EOCWD Regular Board Meeting
6/30 EOCWD Employee Recognition Luncheon
7/1 Water Advisory Committee of Orange County (WACO) Meeting
7/19 Annual Foothill Communities Association (FCA) Meeting

Director Thoms

6/16 EOCWD Regular Board Meeting

Vice-President MURDOCH and Director BELL provided summaries of presentations on Colorado River water and related comments. Director BELL commented on AB 157 and limitations on residential indoor water use. Director SEARS provided a brief summary relative to two Water Advisory Committee of Orange County ("WACO") meetings attended.

Closed Session.


- 1. Conference with Legal Counsel – Potential Litigation (Govt. Code § 54956.9(d)(4))
*AT&T and T-Mobile Communications (Vista Panorama)***
- 2. Conference with Legal Counsel - Existing Litigation (Govt Code § 54956.9(d)(1))
*Irvine Ranch Water District v. Orange County Water District, Case No. 30-2016-00858584-CU-WMCJC.***
- 3. Public Employee Performance Evaluation (Government Code § 54957)
Title: General Manager**

Report Out: The Board met in Closed Session on Closed Session Items 1 through 3, and took no reportable action.

Adjournment.

The Board adjourned the meeting at or around 5:53 p.m. to the next Regular Meeting of the Board of Directors on **Thursday, September 15, 2022**, at 5:00 p.m., to be held on-line pursuant to Government Code Section 54953(e) and, as applicable, in the offices of the East Orange County Water District, 185 N. McPherson Road, Orange, California.

Respectfully submitted,



Jeffrey A. Hoskinson