



moulton niguel water district

**AMENDED
BOARD OF DIRECTORS' MEETING
MOULTON NIGUEL WATER DISTRICT
27500 La Paz Road, Laguna Niguel
April 20, 2017
6:00 PM
Approximate Meeting Time: 2 Hours**

1. CALL MEETING TO ORDER:

2. PLEDGE OF ALLEGIANCE:

3. PUBLIC COMMENTS:

Persons wishing to address the Board of Directors on matters not listed on the Agenda may do so at this time. "Request To Be Heard" forms are available at the entrance to the Board Room. Comments are limited to five minutes unless further time is granted by the Presiding Officer. Submit form to the Recording Secretary prior to the beginning of the meeting.

Those wishing to address the Board of Directors on any item listed on the Agenda should submit a "Request To Be Heard" form to the Recording Secretary before the Presiding Officer announces that agenda item. Your name will be called to speak at that time.

CONSENT CALENDAR ITEMS:(Items on the Consent Calendar have been discussed at the regularly scheduled Engineering/Operations and Finance/IT Board meetings)

Consent items: Unless the General Manager or the Board requests that an item be removed from the Consent Calendar, all items will be acted upon as a whole and by one vote. Requests for discussion of any specific item should be made to the Presiding Officer in conjunction with the discussion of the consent motion.

4. MINUTES OF THE MARCH 16, 2017 REGULAR BOARD OF DIRECTORS' MEETING

5. MINUTES OF THE MARCH 29, 2017 SPECIAL BOARD OF DIRECTORS' MEETING

6. PROFESSIONAL SERVICES AGREEMENT FOR PASEO DE VALENCIA LIFT STATION REHABILITATION

It is recommended that the Board of Directors approve the Professional Services Agreement for engineering services with CivilSource in the amount of \$119,130; authorize the General Manager or designee to execute the contract and approve amendments up to 10% of the contract value.

7. FATS, OILS, AND GREASE (FOG) CONSULTING SERVICES

It is recommended that the Board of Directors approve the Agreement for FOG Consulting Services with Environmental Compliance Inspection Services (ECIS) for an amount not-to-exceed \$390,000 and a 3-year contract term with an option of two (2) one-year extensions; and authorize the General Manager or designees to execute the agreement.

8. CONSULTING SERVICES FOR COMMUNICATIONS LICENSE PROGRAM

It is recommended that the Board of Directors approve the Agreement for Communications License Program Consulting Services with ATS Communications for an amount not-to-exceed \$300,000 and a 3-year contract term with an option of two (2) one-year extensions; and authorize the General Manager or designee to execute the agreement.

9. PROCESSING GOVERNMENT CLAIMS (RESOLUTION 17-__)

It is recommended that the Board of Directors approve the Resolution entitled, "Authorizing the General Manager to Settle, Approve, or Reject Claims Against the District up to Certain Dollar Amounts".

10. GRANT ADMINISTRATION SERVICES

It is recommended that the Board of Directors authorize staff to execute the professional services agreements with Nossaman and West Yost for grant administration services.

11. DISTRICT E-MAIL POLICY

It is recommended that the Board of Directors approve the District E-Mail Policy (POL A-2).

12. ON-CALL CONSTRUCTION SUPPORT SERVICES

It is recommended that the Board of Directors authorize the General Manager or designee to execute one-year Construction Support Services Agreements with Paulus Engineering, Inc., Shoffeitt Pipeline, Inc., and T.E. Roberts, Inc. for total not-to-exceed agreement amounts of \$150,000 each, with the option to renew for two additional one-year terms.

GENERAL MANAGER MATTERS:(Brief general updates on District matters and/or brief general updates from staff - Informational purposes only.)

13. ADOPTION OF RESOLUTION IN SUPPORT OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES' POLICY STATEMENT ON BAY-DELTA FLOW REQUIREMENTS (RESOLUTION 17-__)

It is recommended that the Board of Director's approve the resolution entitled, "Support of the Association of California Water Agencies' Policy Statement on Bay-Delta Flow Requirements".

FINANCE & INFORMATION TECHNOLOGY MATTERS:

14. RESCINDING WATER SHORTAGE CONTINGENCY PLAN STAGE 1 (RESOLUTION 17- —)

It is recommended that the Board of Directors approve the resolution entitled, “Rescinding Water Shortage Stage 1.”

PRESIDENT'S REPORT:

BOARD REPORTS:

CLOSED SESSION:

15. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9

Receipt of claim: MARK & CANDICE HARGAN

FUTURE AGENDA ITEMS (Any items added under this section are for discussion at future meetings only.):

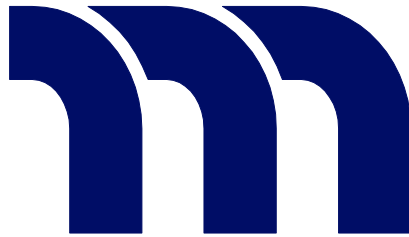
LATE ITEMS: (Appropriate Findings to be Made)

- a. Need to take immediate action; and
- b. Need for action came to District’s attention after Agenda Posting. [Requires 2/3 vote (5 members) or unanimous vote if less than 2/3 are present]

ADJOURNMENT:

The Board of Directors’ Meeting Room is wheelchair accessible. If you require any special disability related accommodations (i.e., access to an amplified sound system, etc.), please contact the Moulton Niguel Water District Secretary’s office at (949) 831-2500 at least forty-eight (48) hours prior to the scheduled meeting. This agenda can be obtained in alternate format upon written request to the Moulton Niguel Water District Secretary at least forty-eight (48) hours prior to the scheduled meeting.

Agenda exhibits and other writings that are disclosable public records distributed to all, or a majority of, the members of the Moulton Niguel Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection at the District Office, 27500 La Paz Road, Laguna Niguel, CA (“District Office”). If such writings are distributed to members of the Board less than seventy-two (72) hours prior to the meeting, they will be available in the reception area of the District Office at the same time as they are distributed except that, if such writings are distributed immediately prior to, or during the meeting, they will be available in the Board meeting room and on the District website at www.mnwd.com.



moulton niguel water district

DRAFT
MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
MOULTON NIGUEL WATER DISTRICT

March 16, 2017

A Regular Meeting of the Board of Directors of the Moulton Niguel Water District was held at the District offices, 27500 La Paz Road, Laguna Niguel, California, at 6:00 PM on March 16, 2017. There were present and participating:

DIRECTORS

Duane Cave	Director
Scott Colton	Vice President
Richard Fiore	Director
Donald Froelich	President
Gary Kurtz	Director
Larry Lizotte	Director
Brian Probolsky	Vice President

Also present and participating were:

STAFF MEMBERS, LEGAL COUNSEL, AND MEMBERS OF THE PUBLIC

Joone Lopez	General Manager
Matt Collings	Assistant General Manager
Gina Hillary	Director of Human Resources
Drew Atwater	Director of Planning
Jake Vollebregt	Director of Regional & Legal Affairs
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	MNWD
Trevor Agrelius	MNWD
Johnathan Cruz	MNWD
Medha Patel	MNWD
Lindsey Stuvick	MNWD
Rod Woods	MNWD

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1. CALL MEETING TO ORDER:

The meeting was called to order by Donald Froelich at 6:00 p.m.

2. PLEDGE OF ALLEGIANCE:

CLOSED SESSION:

11. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9

Receipt of claim: MARK & CANDICE HARGAN

Prior to public comments President Froelich called upon Legal Counsel who requested that Item 11 for Closed Session be pulled from the agenda. It was explained that the District's insurance carrier requested that the item be pulled in order to provide the insurance carrier with additional time to investigate the claim of Mark and Candice Hargan. Legal Counsel stated that the claim would be brought back for Board consideration at a future meeting. Without objection, Item 11 was pulled from the agenda.

3. PUBLIC COMMENTS:

None.

CONSENT CALENDAR ITEMS:(Items on the Consent Calendar have been discussed at the regularly scheduled Engineering/Operations and Finance/IT Board meetings)

4. MINUTES OF THE FEBRUARY 8, 2017 SPECIAL BOARD OF DIRECTORS' MEETING

5. MINUTES OF THE FEBRUARY 16, 2017 REGULAR BOARD OF DIRECTORS' MEETING.

6. MINUTES OF THE FEBRUARY 17, 2017 SPECIAL BOARD OF DIRECTORS' MEETING

7. VALVE REPLACEMENT MATERIAL PURCHASE FOR FISCAL YEAR 2016-17

It is recommended that the Board of Directors authorize the purchase of new valves and associated materials from C. Wells Pipeline Materials, Inc. for an amount of \$200,078.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY LARRY LIZOTTE,

CONSENT ITEMS 4 THROUGH 7 WERE APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, LARRY LIZOTTE, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

ENGINEERING & OPERATIONS MATTERS:

8. ON-CALL PROFESSIONAL ENGINEERING SERVICES AGREEMENTS

It is recommended that the Board of Directors approve the Agreements for On-Call Professional Engineering Services with AKM Consulting Engineers, Inc., Dudek, LEE & RO, Inc., and Tetra Tech, each with a total not-to-exceed value of \$1,000,000 and a 3-year contract term; and authorize the General Manager or designee to execute the agreements.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY SCOTT COLTON, ITEM 8 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, LARRY LIZOTTE, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

9. AMENDMENT TO THE ON-CALL ASPHALT AND CONCRETE REPAIR SERVICES AGREEMENT

It is recommended that the Board of Directors approve Amendment No. 1 to the On-Call Asphalt and Concrete Repair Services Agreement with A & Y Company, Inc. for an amount of \$500,000 for a total contract not-to-exceed value of \$2,000,000; and authorize the General Manager or designee to execute Amendment No. 1.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY SCOTT COLTON, ITEM 9 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, LARRY LIZOTTE, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

GENERAL MANAGER MATTERS:(Brief general updates on District matters and/or brief general updates from staff - Informational purposes only.)

10. ADOPTION OF RESOLUTION IN SUPPORT OF CALIFORNIA WATER FIX AND CALIFORNIA ECO RESTORE (RESOLUTION 17-__)

It is recommended that the Board of Directors approve the resolution entitled, "Support of California Water Fix and California Eco Restore".

Jake Vollebregt provided information on the California Water Fix and California Eco Restore. Discussion ensued regarding the resolution. Brian Probolsky requested that

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staff remove all references to “sea level”.

Revised Recommendation: It is recommended that the Board of Directors approve the resolution entitled, “Support of California Water Fix and California Eco Restore” with the deletion of all references to “sea level”.

MOTION DULY MADE BY DIRECTOR KURTZ, AND SECONDED BY DIRECTOR COLTON, ADOPTION OF THE RESOLUTION IN SUPPORT OF CALIFORNIA WATER FIX AND CALIFORNIA ECO RESTORE WAS APPROVED AS REVISED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, LARRY LIZOTTE, AND BRIAN PROBOLSKY ALL VOTING ‘AYE’.

Jake Vollebregt provided a brief summary of the February 27 – March 3, 2017 ACWA DC trip.

Drew Atwater provided information on the grant that the District was awarded in conjunction with the University of California, Davis to conduct a study focusing on energy water intensity at the District. UC Davis was the lead agency applying for the grant but the District receives several benefits from the work being done, including a support software that will help the District operate more energy efficiently.

PRESIDENT'S REPORT:

Don Froelich passed out the Director's Assignment's for Fiscal Year 2017-19.

BOARD REPORTS:

Duane Cave stated that he attended the February 27 – March 3, 2017 ACWA DC conference. It was a great trip and very educational. Duane also attended the March 10, 2017 South Orange County Economic Report. It was very informational.

Scott Colton stated that he also attended the February 27 – March 3, 2017 ACWA DC conference. It was a great experience.

Brian Probolsky reported that he attended the March 9, 2017 San Juan Capistrano State of the City Address.

FUTURE AGENDA ITEMS (Any items added under this section are for discussion at future meetings only.):

None.

LATE ITEMS: (Appropriate Findings to be Made)

Staff has none.

ADJOURNMENT:

The meeting was adjourned at 6:36 p.m.

Respectfully submitted,

Tim Bonita
Recording Secretary

DRAFT



moulton niguel water district

DRAFT
MINUTES OF THE SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
MOULTON NIGUEL WATER DISTRICT

March 29, 2017

A Special Meeting of the Board of Directors of the Moulton Niguel Water District was held at the District offices, 27500 La Paz Road, Laguna Niguel, California, at 8:00 AM on March 29, 2017. There were present and participating:

DIRECTORS

Duane Cave	Director
Scott Colton	Vice President
Richard Fiore	Director
Donald Froelich	President
Gary Kurtz	Director
Larry Lizotte	Director

Also present and participating were:

STAFF MEMBERS, LEGAL COUNSEL, AND MEMBERS OF THE PUBLIC

Joone Lopez	General Manager
Matt Collings	Assistant General Manager
Drew Atwater	Director of Planning
Jake Vollebregt	Director of Regional & Legal Affairs
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Rod Woods	MNWD
Jeffrey Dunn	Best, Best, & Krieger
Doug Chotkevys	Chotkevys Consulting
Roger Faubel	Faubel Public Affairs

1. CALL MEETING TO ORDER

The meeting was called to order by Donald Froelich at 8:00 a.m.

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2. PUBLIC COMMENTS

None.

CLOSED SESSION

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation and initiation of litigation pursuant to paragraphs (2) and (4) of subdivision (d) of Government Code Section 54956.9

One potential case

The Board entered closed session at 8:01 a.m. and exited at 8:47 a.m. Don Froelich stated that there was no reportable action.

ADJOURNMENT

The meeting was adjourned at 8:48 a.m.

Respectfully submitted,

Tim Bonita
Recording Secretary

RESOLUTION 17-___

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MOULTON NIGUEL WATER DISTRICT
AUTHORIZING THE GENERAL MANAGER TO SETTLE, APPROVE, OR REJECT
CLAIMS AGAINST THE DISTRICT UP TO CERTAIN DOLLAR AMOUNTS**

WHEREAS, current policies/practices of the Moulton Niguel Water District (“District”) require that all claims against the District be processed by the Board of Directors (“Board”) after the claim has been presented to the Board; and

WHEREAS, Section 935.4 of the Government Code provides that the legislative body of a special district may authorize an employee of the local public entity to perform claims presentment functions of the governing body of the public entity; and

WHEREAS, Section 935.4 of the Government Code of the State of California allows the Board to delegate authority to review, reject, settle, or otherwise resolve all claims which do not exceed fifty thousand dollars (\$50,000); and

WHEREAS, the Board desires to delegate authority to the General Manager to approve or compromise claims against the District of an amount up to fifteen thousand dollars (\$15,000), and to reject claims against the District of an amount up to fifteen thousand dollars (\$15,000); and

NOW, THEREFORE, the Board of Directors of Moulton Niguel Water District does hereby **RESOLVE, DETERMINE, and ORDER** as follows:

Section 1. Incorporation of Recitals.

The Board of Directors hereby finds that all of the foregoing recitals are true and correct and are hereby incorporated and adopted as findings of the Board of Directors as if fully set forth herein.

Section 2. Delegation of Authority to the General Manager.

The Board hereby delegates authority to the General Manager to approve, compromise, settle, resolve or otherwise approve payment on claims against the District of an amount up to fifteen thousand dollars (\$15,000). The Board hereby delegates authority to the General Manager to reject, return, reject leave to file, or otherwise deny payment on claims against the District of an amount up to fifteen thousand dollars (\$15,000).

Section 3. Severability.

If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

#9.

ADOPTED, SIGNED and APPROVED this 20th day of April, 2017.

MOULTON NIGUEL WATER DISTRICT

President/Vice President
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

Secretary/Assistant Secretary
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

RESOLUTION NO. 17-__

**RESOLUTION OF THE BOARD OF DIRECTORS OF
MOULTON NIGUEL WATER DISTRICT
IN SUPPORT OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES'
POLICY STATEMENT ON BAY-DELTA FLOW REQUIREMENTS**

WHEREAS, California is facing a defining moment in water policy that will be substantially impacted by the State Water Resources Control Board's approach to water quality objectives under the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta; and

WHEREAS, the State Water Board has the responsibility for updating the Bay-Delta Plan in a manner that establishes water quality objectives that ensure the reasonable protection of all beneficial uses of water in a way that is consistent with the coequal goals of improving water supply reliability and protecting, restoring and enhancing the Delta ecosystem and with respect to the commitments made in the California Water Action Plan; and

WHEREAS, the State Water Board staff's current proposal, which focuses singularly on an "unimpaired flow" approach, is irreconcilable with a policy of coequal goals of improving both water supply reliability and ecosystem health; it is also inconsistent with the broader water policy objectives of the Brown Administration; and

WHEREAS, the ACWA Board of Directors has unanimously adopted a strong policy statement calls for a better approach that can more effectively achieve ecological objectives while maintaining water supply reliability. The statement calls on the State Water Board to set aside its "unimpaired flow" approach and heed Gov. Jerry Brown's call for negotiated agreements, which have been successful on many rivers and tributaries in California.

WHEREAS, the ACWA statement notes that to be successful, the state's flow policy must be consistent with the principles of collaboration, comprehensive solutions, science, functional flows, economic considerations, consistency with state policy, and leadership; and

WHEREAS, California's local urban and agricultural water managers are united in their vision for a future that includes a vibrant California economy as well as healthy ecosystems and fish populations, and believe that vision is best achieved through a comprehensive, collaborative approaches;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of Moulton Niguel Water District hereby supports ACWA's Policy Statement on Bay-Delta Flows and encourages the State Water Resources Control Board to embrace the approach articulated in ACWA's policy statement.

#13.

ADOPTED, SIGNED and APPROVED this 16th day of February, 2017.

MOULTON NIGUEL WATER DISTRICT

President/Vice President
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

Secretary/Assistant Secretary
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

RESOLUTION NO. 17-__**RESOLUTION OF THE BOARD OF DIRECTORS OF
MOULTON NIGUEL WATER DISTRICT
RESCINDING WATER SHORTAGE STAGE 1**

WHEREAS, California Constitution article X, section 2 and California Water Code section 100 provides that because of conditions prevailing in the State of California (the “State”), it is the declared policy of the State that the general welfare requires that the water resources of the State shall be put to beneficial use to the fullest extent of which they are capable, the waste or unreasonable use of water shall be prevented, and the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and the public welfare; and

WHEREAS, pursuant to California Water Code section 106, it is the declared policy of the State that the use of water for domestic use is the highest use of water and that the next highest use is for irrigation; and

WHEREAS, pursuant to California Water Code section 375, the Moulton Niguel Water District (the “District”) is authorized to adopt and enforce a water conservation program to reduce the quantity of water used by persons within its jurisdiction for the purpose of conserving the water supplies of the District; and

WHEREAS, Governor Brown proclaimed a condition of statewide drought and called upon local agencies to take aggressive, immediate action to reduce water consumption locally and regionally; and

WHEREAS, pursuant to Ordinance No. 15-01 the District is authorized to declare water shortage stages; and

WHEREAS, on May 1, 2015, the Board adopted Resolution No. 15-16, which declared Water Shortage Stages 1 and 2 as said stages are set forth in Ordinance No. 15-01. As a result, beginning June 1, 2015, the voluntary water shortage response measures in Water Shortage Stage 1 and the mandatory water shortage response measures, reductions in water use, and penalties during a Water Shortage Stage 2 went into effect within the District; and

WHEREAS, on September 17, 2015, the Board adopted Resolution No. 15-26, which declared that continuing October 30, 2015, Water Shortage Stage 2 shall remain in effect within the District through February 28, 2016. As a result, along with the voluntary measures, the mandatory water shortage response measures, reductions in water use, and penalties during a Water Shortage Stage 2 continued to be in effect.

WHEREAS, on January 21, 2016, the Board adopted Resolution No. 16-02, which declared that continuing March 1, 2016, Water Shortage Stages 1 and 2 shall remain in effect within the District through June 30, 2016. As a result, along with the voluntary measures, the

#14.

mandatory water shortage response measures, reductions in water use, and penalties during a Water Shortage Stage 2 continued to be in effect.

WHEREAS, on June 16, 2016, the Board adopted Resolution No. 16-10, which declared that continuing July 1, 2016, Water Shortage Stages 1 and 2 shall remain in effect within the District through October 31, 2016. As a result, along with the voluntary measures, the mandatory water shortage response measures, reductions in water use, and penalties during a Water Shortage Stage 2 continued to be in effect.

WHEREAS, on September 15, 2016, the Board adopted Resolution No. 16-15, which declared that continuing November 1, 2016, Water Shortage Stages 1 and 2 shall remain in effect within the District through February 28, 2017. As a result, along with the voluntary measures, the mandatory water shortage response measures, reductions in water use, and penalties during a Water Shortage Stage 2 continued to be in effect.

WHEREAS, on February 16, 2017, the Board adopted Resolution No. 17-4, which declared that continuing March 1, 2017, Water Shortage Stage 1 shall remain in effect within the District through June 30, 2017

WHEREAS, because of the prevailing conditions in the State, and the Governor's declaration of the end of the statewide drought emergency on April 7, 2017, the District hereby finds and determines that it is necessary and appropriate for the District to rescind Water Shortage Stage 1.

NOW, THEREFORE, the Board of Directors of the Moulton Niguel Water District does hereby **RESOLVE, DETERMINE, AND ORDER** as follows:

Section 1. **Water Shortage Stage 1.** Pursuant to Ordinance No. 15-01, the Board hereby declares and finds that Water Shortage Stage 1 is hereby rescinded as of the effective date of this Resolution. Said Water Shortage Stage 1 went into effect March 1, 2017, pursuant to Resolution No. 17-4, and was to remain in effect through June 30, 2017. Therefore, as of the date of adoption of this Resolution, Water Shortage Stage 1 shall no longer be in effect.

Section 3. **Severability.** If any provision, section, subsection, sentence, clause or phrase or sections of this Resolution, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the invalidity of the remaining portions of this Resolution shall not be affected, it being the intent of the Board of Directors in adopting this Resolution that no portions, provisions, or regulations contained herein shall become inoperative, or fail by reason of the unconstitutionality of any other provision hereof, and all provisions of this Resolution are declared to be severable for that purpose.

Section 4. **Effective.** This Resolution shall be effective immediately upon adoption.

ADOPTED, SIGNED and APPROVED this 20th day of April, 2017.

MOULTON NIGUEL WATER DISTRICT

President/Vice President
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

Secretary/Assistant Secretary
MOULTON NIGUEL WATER DISTRICT
and of the Board of Directors thereof

