



moulton niguel water district

AMENDED
BOARD OF DIRECTORS' MEETING
MOULTON NIGUEL WATER DISTRICT
27500 La Paz Road, Laguna Niguel
March 15, 2018
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.

PRESENTATION ITEMS:

4. Crown Valley and Aliso Creek Pipelines Emergency Repairs

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.

5. **MINUTES OF THE FEBRUARY 8, 2018 SPECIAL BOARD OF DIRECTORS' MEETING**

6. **MINUTES OF THE FEBRUARY 12, 2018 SPECIAL BOARD OF DIRECTORS' MEETING**

7. **MINUTES OF THE FEBRUARY 15, 2018 REGULAR BOARD OF DIRECTORS' MEETING**

8. **CONSTRUCTION CONTRACT AWARD FOR THE GOLDEN LANTERN RESERVOIR ROOF-WALL JOINT SEAL**

It is recommended that the Board of Directors award the construction services contract to Schuler Constructors in the amount of \$307,000; authorize the General Manager or Assistant General Manager to execute the contract; and approve change orders up to 10% of the contract value.

9. AMENDMENT NO. 1 FOR THE REGIONAL LIFT STATION ENHANCEMENTS

It is recommended that the Board of Directors approve Amendment No. 1 to Task Order No. 3 of the As-Needed Engineering Services Agreement with Tetra Tech in the amount of \$167,200 for a new total not-to-exceed amount of \$198,800; authorize the General Manager or Assistant General Manager to execute the amendment; and to approve amendments up to 10% of the total task order value.

10. AMENDMENT NO. 1 FOR THE REGIONAL LIFT STATION FORCE MAIN REPLACEMENTS

It is recommended that the Board of Directors approve Amendment No. 1 to the Professional Services Agreement with Tetra Tech, Inc. in the amount of \$179,000; authorize the General Manager or Assistant General Manager to execute the amendment; and to approve amendments up to 10% of the total contract value.

11. CALTRANS I-5 WIDENING – PROPERTY ACQUISITION FROM DISTRICT

It is recommended that the Board of Directors authorize the Board President to execute the Right-of-Way Contract and Grant Deed with Caltrans.

12. WATER UCI INDUSTRY-UNIVERSITY COOPERATIVE RESEARCH CENTER (IUCRC) (RESOLUTION 18-___)

It is recommended that the Board of Directors approve the resolution entitled, “Authorizing Contributions to the Water UCI Industry-University Cooperative Research Center (IUCRC)”.

ENGINEERING & OPERATIONS MATTERS:

13. CONSTRUCTION CONTRACT AWARD FOR PASEO DE VALENCIA LIFT STATION REHABILITATION

It is recommended that the Board of Directors award the construction services contract to SS Mechanical in the amount of \$775,435; and authorize the General Manager or Assistant General Manager to execute the contract; and approve change orders up to 10% of the contract value.

FINANCE & INFORMATION TECHNOLOGY MATTERS:

14. Municipal Water District of Orange County Budget Update

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

15. ADOPTION OF RESOLUTION IN SUPPORT OF DIRECTOR DUANE D. CAVE’S CANDIDACY FOR THE ORANGE COUNTY LOCAL AGENCY FORMATION COMMISSION (OCLAFCO) (RESOLUTION 18-___)

It is recommended that the Board of Directors approve the resolution entitled, "Support of Director Duane D. Cave's Candidacy for the Orange County Local Agency Formation Commission (OCLAFCO)."

PRESIDENT'S REPORT:

BOARD REPORTS:

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

February 8, 2018

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 10:30 AM on February 8, 2018. 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 (arrived at 10:34 a.m.)

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
Trevor Agrelius	MNWD
Matt Brown	MNWD
Medha Patel	MNWD
Jeffrey Dunn	Best, Best, & Krieger
Doug Chotkevys	Chotkevys Consulting
Roger Faubel	Faubel Public Affairs
Jose Solorio	Nossaman, LLP

#5.

1. CALL MEETING TO ORDER

The meeting was called to order by Donald Froelich at 10:30 a.m.

2. PUBLIC COMMENTS

None.

CLOSED SESSION

3. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of case: SOCWA, City of Laguna Beach, South Coast Water District and Emerald Bay Service District v. Moulton Niguel Water District

Case number 30-2017-00923143-CU-BC-CJC

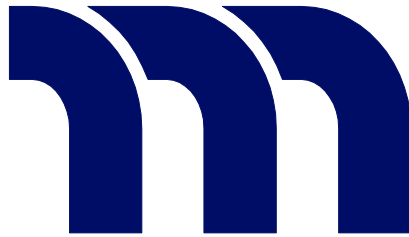
The Board entered closed session at 10:31 a.m. and exited at 12:47 p.m. Jeffrey Dunn stated that there was no reportable action.

ADJOURNMENT

The meeting was adjourned at 12:48 p.m.

Respectfully submitted,

Paige Gulck
Board Secretary



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DRAFT

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

February 12, 2018

A Special Meeting of the Board of Directors of the Moulton Niguel Water District was held at the District offices, 26772 Avery Pkwy, Mission Viejo, CA 92692, California, at 9:00 AM on February 12, 2018. 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
Rod Woods	Director of Engineering
Todd Novacek	Director of Operations
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Matt Brown	MNWD
Jesus Garibay Jr.	MNWD
Ian Morgan	MNWD

#6.

Medha Patel
Mike Dunbar

MNWD
General Manager, Emerald Bay Service District

1. CALL MEETING TO ORDER

The meeting was called to order by Donald Froelich at 9:05 a.m.

2. PUBLIC COMMENTS

None.

DISCUSSION ITEMS

3. Long Range Planning Session

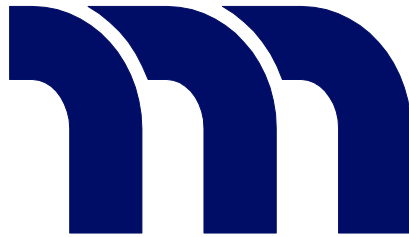
The Board of Directors discussed the District's goals and objectives for Fiscal Year 2017-18 and 2018-19.

ADJOURNMENT

The meeting was adjourned at 4:26 p.m.

Respectfully submitted,

Tim Bonita
Recording Secretary



moulton niguel water district

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

February 15, 2018

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 February 15, 2018. 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 (arrived at 6:07 p.m.)

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
Rod Woods	Director of Engineering
Todd Novacek	Director of Operations
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Matt Brown	MNWD
Johnathan Cruz	MNWD
Shavonne Mays	MNWD

#7.

Medha Patel	MNWD
Lindsey Stuvick	MNWD
Greg Clements	CAC Member
Bill Moorhead	CAC Member
Joan Salinger	Member of the Public

1. **CALL MEETING TO ORDER:**

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

2. **PLEDGE OF ALLEGIANCE:**

The pledge of allegiance was led by Donald Froelich.

3. **PUBLIC COMMENTS:**

Joan Salinger provided public comment.

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 JANUARY 18, 2018 REGULAR BOARD OF DIRECTORS' MEETING**

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY SCOTT COLTON, CONSENT ITEM 4 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, AND LARRY LIZOTTE ALL VOTING 'AYE'. DIRECTOR BRIAN PROBOLSKY WAS ABSENT.

ENGINEERING & OPERATIONS MATTERS:

5. **CONSTRUCTION CONTRACT AWARD FOR VAULT REMOVALS**

It is recommended that the Board of Directors award the construction services contract to Paulus Engineering, Inc. in the amount of \$973,000; authorize the General Manager or Assistant General Manager to execute the contract; and to approve change orders up to 10% of the contract value.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY GARY KURTZ, ITEM 5 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, AND LARRY LIZOTTE ALL VOTING 'AYE'. DIRECTOR BRIAN PROBOLSKY WAS ABSENT.

6. CONSTRUCTION CONTRACT AWARD FOR REHABILITATION OF THE ALISO HILLS RESERVOIR

It is recommended that the Board of Directors award the construction services contract to West Coast Industrial Coatings, Inc. in the amount of \$660,050; authorize the General Manager or Assistant General Manager to execute the contract; and to approve change orders up to 10% of the contract value.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY SCOTT COLTON, ITEM 6 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, SCOTT COLTON, RICHARD FIORE, DONALD FROELICH, GARY KURTZ, AND LARRY LIZOTTE ALL VOTING 'AYE'. DIRECTOR BRIAN PROBOLSKY WAS ABSENT.

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

7. Metropolitan Water District Budget Update

Brian Probolsky arrived at 6:07 p.m.

Drew Atwater provided an update on the Metropolitan Water District Budget.

Joone Lopez stated that the next Citizen's Advisory Committee meeting is Wednesday, February 21, 2018 at 9:00 a.m.

PRESIDENT'S REPORT:

No report.

BOARD REPORTS:

Duane Cave reported that he received a link through his Facebook that directed him to some videos that are on the District website. He commended staff for doing a great job with the short informational video clips.

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

None.

LATE ITEMS: (Appropriate Findings to be Made)

None.

#7.

ADJOURNMENT:

The meeting was adjourned at 6:23 p.m.

Respectfully submitted,

Tim Bonita
Recording Secretary

DRAFT

RESOLUTION NO. 18-__

RESOLUTION OF THE BOARD OF DIRECTORS OF THE MOULTON NIGUEL WATER DISTRICT AUTHORIZING CONTRIBUTIONS TO THE WATER UCI INDUSTRY-UNIVERSITY COOPERATIVE RESEARCH CENTER (IUCRC)

WHEREAS, the Moulton Niguel Water District (“District”) is organized and operates pursuant to California Water Code Section 34000, et seq. The District has the authority to provide water, recycled water, and wastewater treatment service to its customers; and

WHEREAS, the District has the authority to take measures for the conservation of water supplies including, but not limited to, imposing water use restrictions, providing conservation incentive programs, and securing water resources to meet current and future needs of its customers; and

WHEREAS, in order to further said purposes for the provision of water service and the conservation of water resources, the District desires to participate in the Water UCI Industry-University Cooperative Research Center; Water Resilience and Sustainability Center (“Center”) which is in the process of being formed by and among the following participants:

Participating Universities: University of California, Irvine, University of Nevada, Reno, and potentially Sacramento State University;

Potential Industry Partners: Moulton Niguel Water District, Orange County Water District, Irvine Ranch Water District, Municipal Water District Of Orange County, and the Santa Margarita Water District; and

WHEREAS, the potential research areas for the Center include, but are not limited to, the following:

- Reverse osmosis membrane research;
Potable water treatment optimization;
Potable reuse water quality monitoring technology;
Brine concentration and management;
Wetland treatment operations and design;
Natural treatment systems;
Emerging contaminant/pharmaceuticals related research;
Potential for direct potable reuse in Orange County;
Storm water capture and use;
Water use efficiency;
Water supply reliability; and
Unintended consequences of water use efficiency programs on recycled water quality; and

#12.

WHEREAS, the Board desires to participate in, and contribute to, the Center in accordance with the terms and conditions set forth in this Resolution.

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

SECTION 1. The Board hereby authorizes the payment of the membership fee which constitutes required funding from Industry Partners for participation in the Center. The amount paid by the District shall not exceed \$150,000, which shall be paid by the District to the Center in annual installments of \$30,000 over five (5) years.

SECTION 2. The Board hereby authorizes the General Manager, or his/her designee, to take any and all actions which may be necessary to join, and participate in, the Center and to implement the authority granted under this Resolution.

SECTION 3. In addition, the Board hereby authorizes the General Manager, or his/her designee, to determine in his/her reasonable discretion, whether to: (a) continue participation in the current and any subsequent phases of the Center; (b) suspend or terminate the District's participation in, and payment to, the Center; and/or (c) change the District's participation in, or payment to, the Center. Said decisions to continue, suspend, terminate or change the District's participation in the Center may be made on the basis of factors including, but not limited to, the following:

- (a) The ultimate number or composition of Participating Universities;
- (b) The ultimate number or composition of Industry Partners;
- (c) The research areas of the Center;
- (d) The amount of grant funding obtained by the Center including, but not limited to, NSF funding (need definition); and/or
- (e) The amount of funding provided by all Center participants.

SECTION 4. 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.

SECTION 5. The Recitals set forth above are incorporated herein and made an operative part of this Resolution.

ADOPTED, SIGNED and APPROVED this 15th day of March, 2018.

MOULTON NIGUEL WATER DISTRICT

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

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

RESOLUTION NO. 18- __

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MOULTON NIGUEL WATER DISTRICT
IN SUPPORT OF DIRECTOR DUANE D. CAVE’S CANDIDACY FOR THE
ORANGE COUNTY LOCAL AGENCY FORMATION COMMISSION (OCLAFCO)**

WHEREAS, Moulton Niguel Water District is a California Water District providing water, wastewater, and recycled water services to 170,000 residents in six cities in South Orange County; and

WHEREAS, Orange County Local Agency Formation Commission is currently accepting nominations for candidates for a regular member seat representing the independent special districts of Orange County;

WHEREAS, Duane D. Cave serves on the Moulton Niguel Water District Board of Directors and is Chair of the Board’s Community Relations/Citizens Advisory Committee Board;

WHEREAS, as the Commission reviews and considers constructive changes in governmental structure and boundaries through special studies, programs, and actions that resolve intergovernmental issues to promote the efficient delivery of services, it is critical for the Commission to be composed of responsive leaders who are diligent, inquisitive, and fair;

WHEREAS, Duane D. Cave exhibits all of these qualities, and has distinguished himself as an effective leader with an unwavering commitment to local decision-making, fiscal responsibility, and responsiveness and transparency in government;

NOW, THEREFORE, BE IT RESOLVED, Moulton Niguel Water District hereby nominates Director Duane D. Cave as a candidate for the Orange County Local Agency Formation Commission (OCLAFCO). Board members and staff are hereby authorized to take the appropriate steps to submit and support Duane D. Cave’s nomination on behalf of the District. The Board supports Duane D. Cave’s candidacy for this appointment, and we respectfully request the consideration and support of our fellow agencies’ presiding officers and general managers.

#15.

ADOPTED, SIGNED and APPROVED this 15th day of March, 2018.

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

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