



moulton niguel water district

BOARD OF DIRECTORS' MEETING MOULTON NIGUEL WATER DISTRICT

27500 La Paz Road, Laguna Niguel

July 11, 2019

6:00 PM

Approximate Meeting Time: 1 Hour

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 Administrative and Technical Committee 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 JUNE 13, 2019 BOARD OF DIRECTORS MEETING

5. MINUTES OF THE JUNE 19, 2019 SPECIAL BOARD OF DIRECTORS MEETING

ADMINISTRATIVE MATTERS:

6. ADOPT-A-CHANNEL PROGRAM PARTICIPATION

It is recommended that the Board of Directors approve participation in the Adopt-a-Channel program with OC Public Works and OC Conservation Corps.

LEGAL MATTERS:

7. **PUBLIC HEARING AND ANNUAL ADOPTION OF RESOLUTION FOR COLLECTION OF 2019-20 WASTEWATER SERVICE CHARGES AND RATES FOR LAGUNA SUR/MONARCH POINT REORGANIZATION AREA ON PROPERTY TAX BILL (RESOLUTION 19-__)**

RECOMMENDED ACTIONS:

1. Conduct a Public Hearing on Fiscal Year 2019-20 Report for the Laguna Sur/Monarch Point Reorganization Area Tax Roll Collection Process – Staff/Legal Counsel enters Proof of Hearing Publication and Posting for the Record. Board President Opens The Hearing, Calls for Public Comments, receives any comments or protests, and closes the Hearing.
2. At the Conclusion of the Public Hearing, and after consideration by the Board, it is recommended that the Board adopt a resolution entitled, “Adopting Report of Annual Wastewater Service Charges to be Collected via Property Tax Statements on Tax Roll for the Period Commencing July 1, 2019.”

INFORMATION ITEMS:

8. MONTHLY FINANCIAL REPORT
9. MULTI-HAZARD MITIGATION PLAN UPDATE
10. DANISH WATER TECHNOLOGY ALLIANCE UPDATE
11. LEGISLATIVE UPDATE

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

BOARD REPORTS:

PRESIDENT'S REPORT:

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

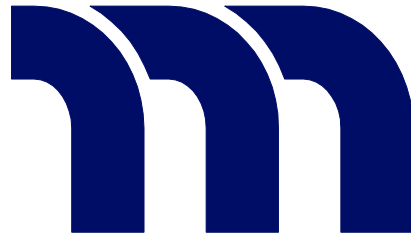
LATE ITEMS: (Appropriate Findings to be Made)

- 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**

June 13, 2019

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 5:00 PM on June 13, 2019. There were present and participating:

DIRECTORS

Duane Cave	Vice President
Richard Fiore	Director
Donald Froelich	Vice President
Kelly Jennings	Director
Gary Kurtz	Director (via teleconference)
Bill Moorhead	Director
Brian Probolsky	President

Also present and participating were:

STAFF MEMBERS, LEGAL COUNSEL, AND MEMBERS OF THE PUBLIC

Joone Lopez	General Manager
Matt Collings	Assistant General Manager
Rod Woods	Director of Engineering
Drew Atwater	Director of Finance & Water Resources
Gina Hillary	Director of Human Resources
Todd Novacek	Director of Operations
Jose Solorio	Government Affairs Officer
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Matthew Brown	MNWD
Johnathan Cruz	MNWD

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Todd Dmytryshyn	MNWD
Jesus Garibay Jr.	MNWD
Medha Patel	MNWD
Karen Pearson	MNWD
Genevieve Ramirez	MNWD
Lindsey Stuvick	MNWD
Ruben Smith	Alvarado Smith
Sherry Wanninger	CAC Member
Roger Faubel	Faubel Public Affairs

1. **CALL MEETING TO ORDER:**

The meeting is called to order by Brian Probolsky at 5:04 p.m.

CLOSED SESSION:

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9

Two potential cases

The Board entered closed session at 5:05 p.m.

OPEN SESSION – 6:00 PM

3. **REPORT OUT OF CLOSED SESSION:**

The Board returned to open session. Jeff Ferre stated that there was no reportable action.

4. **PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Richard Fiore.

5. **PUBLIC COMMENTS:**

None.

CONSENT CALENDAR ITEMS:(Items on the Consent Calendar have been discussed at the regularly scheduled Administrative and Technical Committee meetings) (ROLL CALL VOTE)

6. **MINUTES OF THE MAY 9, 2019 BOARD OF DIRECTORS MEETING**

7. MINUTES OF THE MAY 23, 2019 SPECIAL BOARD OF DIRECTORS MEETING

8. CONSTRUCTION CONTRACT AWARD FOR PLANT 3A WATER SYSTEM IMPROVEMENTS

It is recommended that the Board of Directors award the construction services contract to Pacific Hydrotech Corporation in the amount of \$99,298; authorize the General Manager or Assistant General Manager to execute the contract; and to approve change orders up to 10% of the contract value.

9. DELIVERY AND SUPPLY OF SODIUM HYPOCHLORITE FOR PLANT 3A

It is recommended that the Board of Directors authorize the General Manager or Assistant General Manager to execute a contract services agreement amendment between SOCWA, other public entities, and Olin for the delivery and supply of sodium hypochlorite to Plant 3A.

10. DELIVERY AND SUPPLY OF FERRIC CHLORIDE FOR PLANT 3A

It is recommended that the Board of Directors authorize the General Manager or Assistant General Manager to execute a contract services agreement amendment between SOCWA, other public entities, and Miles Chemical for the delivery and supply of ferric chloride to Plant 3A.

11. DELIVERY AND SUPPLY OF POLYMER FOR PLANT 3A

It is recommended that the Board of Directors authorize the General Manager or Assistant General Manager to execute a contract services agreement between SOCWA, other public entities, and Polydyne Inc. for the delivery and supply of polymer to Plant 3A.

13. GEOTECHNICAL TESTING AND INSPECTION SERVICES

It is recommended that the Board of Directors approve the Professional Services Agreement with LGC Geotechnical, Inc. for a not-to-exceed amount of \$200,000; authorize the General Manager or Assistant General Manager to execute the agreement; and to approve amendments up to 20% of the contract value.

14. MATERIALS TESTING AND INSPECTION SERVICES

It is recommended that the Board of Directors approve the Professional Services Agreement with Koury Engineering, Inc. for a not-to-exceed amount of \$150,000; authorize the General Manager or Assistant General Manager to execute the agreement; and to approve amendments up to 10% of the contract value.

**15. ANNUAL GANN APPROPRIATIONS LIMIT FOR FISCAL YEAR 2019-20
(RESOLUTION 19-11)**

It is recommended that the Board of Directors approve the resolution entitled “Approving its Appropriations Limit for Fiscal Year 2019-20 and Finding Compliance with Article XIII B of the Constitution of the State of California.”

**16. GENERAL OBLIGATION BOND TAX RATES FOR FISCAL YEAR 2019-20
(RESOLUTION 19-12)**

It is recommended that the Board of Directors approve the resolution entitled “Setting Tax Rate for Outstanding General Obligation Bonds of Improvement District No. 7 for Fiscal Year 2019-20.”

**17. SELECTION OF THE ANNUAL LUMP SUM PREPAYMENT OPTION FOR
UNFUNDED ACCRUED LIABILITY TO CALPERS FOR FISCAL YEAR 2019-20**

It is recommended that the Board of Directors elect the annual lump sum prepayment option to pay for the unfunded accrued liability to CalPERS for Fiscal Year 2019-20.

18. OFFICE EQUIPMENT PURCHASE

It is recommended that the Board of Directors approve the purchase of office equipment from Green Cube, Inc. for a not-to-exceed amount of \$140,227.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY DONALD FROELICH. CONSENT ITEMS 6,7,8,9,10,11,13,14,15,16,17, AND 18 WERE APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING ‘AYE’.

**12. AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT FOR
PROJECT MANAGEMENT SERVICES**

It is recommended that the Board of Directors approve Amendment No. 1 to the Professional Services Agreement with Newport Real Estate Services, Inc. in the amount of \$221,000 for a total contract amount of \$441,000; authorize the General Manager or Assistant General Manager to execute the amendment; and to approve amendments up to 10% of the total contract value.

This item was pulled from consent. Discussion ensued regarding the agreement.

MOTION DULY MADE BY DONALD FROELICH AND SECONDED BY BILL MOORHEAD. ITEM 12 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE,

RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, 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.)

Joone Lopez stated that the District received a thank you letter from the CORO fellows for hosting them and providing a tour on May 30, 2019. Joone also stated that the District received an award for Technology Innovation at the Government Technology's Special District Awards program and reminded the Board of the Water Forum being held at UC Irvine on June 14, 2019.

ADMINISTRATIVE MATTERS: (ROLL CALL VOTE)

19. FISCAL YEAR 2019-20 PROPOSED BUDGET (RESOLUTION 19-13)

It is recommended that the Board of Directors approve the resolution entitled, "Approving a Budget Appropriation and Adopting the Operations and Maintenance Budget and Capital Improvement Program Budget for Fiscal Year 2019-20".

Joone Lopez provided a brief introduction to the item. Discussion ensued regarding the item.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY KELLY JENNINGS. ITEM 19 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

20. DEBT MANAGEMENT POLICY

It is recommended that the Board of Directors approve the existing Debt Management Policy.

Matt Collings provided details on the item.

MOTION DULY MADE BY RICHARD FIORE AND SECONDED BY DUANE CAVE. ITEM 20 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

21. RESERVE POLICY

It is recommended that the Board of Directors approve the existing Reserve Policy.

Matt Collings provided information on the item.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY RICHARD FIORE. ITEM 21 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

22. CAPITALIZATION AND SURPLUS POLICY

It is recommended that the Board of Directors approve the revised Capitalization and Surplus policy.

Matt Collings provided details on the item.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY DONALD FROELICH. ITEM 22 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

23. INVESTMENT POLICY

It is recommended that the Board of Directors approve the revised Investment Policy.

Matt Collings provided information on the item.

MOTION DULY MADE BY DONALD FROELICH AND SECONDED BY KELLY JENNINGS. ITEM 23 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

24. PURCHASING POLICY

It is recommended that the Board of Directors approve the revised Purchasing policy.

Matt Collings provided details on the item.

MOTION DULY MADE BY DONALD FROELICH AND SECONDED BY GARY KURTZ. ITEM 24 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE,

RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

25. FEDERAL GRANT MANAGEMENT POLICY

It is recommended that the Board of Directors approve the Federal Grant Management policy.

Matt Collings provided information on the item. Discussion ensued regarding the item.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY KELLY JENNINGS. ITEM 25 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

26. AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT FOR PUBLIC AFFAIRS SERVICES

It is recommended that the Board of Directors approve Amendment No. 1 to the Professional Services Agreement with Faubel Public Affairs to extend the term through June 30, 2021 and increase the contract \$192,000; and authorize the General Manager or Assistant General Manager to execute the agreement.

Discussion ensued regarding the item.

MOTION DULY MADE BY BRIAN PROBOLSKY AND SECONDED BY RICHARD FIORE. ITEM 26 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

27. WATER DATA CONSORTIUM PARTICIPATION

It is recommended that the Board of Directors approve participation in the Water Data Consortium and contribute \$50,000 toward the startup of the new non-profit.

Joone Lopez provided information on the item.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY RICHARD FIORE. ITEM 27 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

TECHNICAL MATTERS:

28. ON-CALL SERVICE AGREEMENT FOR MANHOLE REHABILITATION PROGRAM

It is recommended that the Board of Directors award the On-Call Service Agreement for Manhole Rehabilitation Services to Ayala Engineering for a total not-to-exceed amount \$1,500,000 over a five-year period; and authorize the General Manager or Assistant General Manager to execute the agreement.

Matt Collings provided details on the item. Discussion ensued regarding the term of the agreement.

A MOTION WAS MADE BY DUANE CAVE AND SECONDED BY DONALD FROELICH, TO AWARD THE ON-CALL SERVICE AGREEMENT FOR MANHOLE REHABILITATION SERVICES TO AYALA ENGINEERING FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$1,500,000 OVER A FIVE-YEAR PERIOD WITH A CHANGE TO THE TERM TO REFLECT A TERM FROM JULY 1, 2019 THROUGH JUNE 30, 2022 WITH THE RIGHT OF THE DISTRICT TO RENEW THE TERM FOR TWO ADDITIONAL ONE-YEAR TERMS; AND TO AUTHORIZE THE GENERAL OR ASSISTANT GENERAL MANAGER TO EXECUTE THE AGREEMENT. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

29. LABORATORY SERVICES FOR PLANT 3A

It is recommended that the Board of Directors authorize the General Manager or Assistant General Manager to execute a contract services agreement for chemical testing and laboratory services with Sierra Analytical Labs, Inc. in the amount of \$540,000 for a three-year term.

Matt Collings provided information on the item. Discussion ensued regarding the item.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY BILL MOORHEAD. ITEM 29 WAS APPROVED AS PRESENTED. A ROLL CALL VOTE WAS TAKEN, AND THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

30. WATER RELIABILITY UPDATE

Drew Atwater provided the water reliability update.

PRESIDENT'S REPORT:

Brian Probolsky stated that he attended the Red Cross Heroes event and the Special Districts Summit.

BOARD REPORTS:

Richard Fiore stated that he attended the CORO Fellows tour and the Orange County Water Summit.

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.

ADJOURNMENT:

The meeting was adjourned at 7:21p.m.

Respectfully submitted,

Tim Bonita
Recording Secretary



moulton niguel water district

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

June 19, 2019

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 5:30 PM on June 19, 2019. There were present and participating:

DIRECTORS

Duane Cave	Vice President
Richard Fiore	Director
Donald Froelich	Vice President
Kelly Jennings	Director
Bill Moorhead	Director
Brian Probolsky	President

Also present and participating were:

STAFF MEMBERS, LEGAL COUNSEL, AND MEMBERS OF THE PUBLIC

Joone Lopez	General Manager
Rod Woods	Director of Engineering
Drew Atwater	Director of Finance & Water Resources
Gina Hillary	Director of Human Resources
Todd Novacek	Director of Operations
Jose Solorio	Government Affairs Officer
Ruben Duran	Best, Best, & Krieger (Co-General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Matt Brown	MNWD
Johnathan Cruz	MNWD
Shavonne Mays	MNWD
Medha Patel	MNWD
Lindsey Stuvick	MNWD

#5.

1. CALL MEETING TO ORDER

The meeting was called to order by Brian Probolsky at 5:31p.m.

2. PUBLIC COMMENTS

None. The Pledge of Allegiance was led by Bill Moorhead.

DISCUSSION/ACTION ITEMS

3. MINUTES OF THE MAY 1, 2019 SPECIAL BOARD OF DIRECTORS MEETING

Duane Cave asked that the minutes be updated to reflect the correct titles for President and Vice Presidents.

A MOTION WAS MADE BY DUANE CAVE AND SECONDED BY BILL MOORHEAD, TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF MAY 1, 2019 WITH A REVISION TO CORRECTLY STATE THE TITLES OF THE CURRENT BOARD OFFICERS. ITEM 3 WAS APPROVED AS AMENDED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, BILL MOORHEAD, AND BRIAN PROBOLSKY VOTING 'AYE'.

4. ADOPTION OF RESOLUTION HONORING MR. ROBERT R. (BOB) HILL (RESOLUTION 19-14)

It is recommended that the Board of Directors approved the resolution entitled, "Honoring Mr. Robert R. (Bob) Hill."

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY KELLY JENNINGS. ITEM 4 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, BILL MOORHEAD, AND BRIAN PROBOLSKY VOTING 'AYE'.

INFORMATION ITEMS

5. WATER EFFICIENCY PROGRAMS UPDATE

Lindsey Stuvick gave an update on the District's Water Use Efficiency Program.

6. SMART WATERSHED NETWORK UPDATE

Drew Atwater provided an update on the Smart Watershed Network.

7. CALIFORNIA DATA COLLABORATIVE UPDATE

Drew Atwater provided an update on the California Data Collaborative.

8. MONTHLY FINANCIAL REPORT

Trevor Agrelius provided the Monthly Financial Report.

ADJOURNMENT

The meeting was adjourned at 6:47 p.m.

Respectfully submitted,

Tim Bonita
Recording Secretary

DRAFT



moulton niguel water district

STAFF REPORT

TO: Board of Directors **MEETING DATE:** July 11, 2019

FROM: Drew Atwater, Director of Finance and Water Resources
Genevieve Ramirez, Marketing and Social Media Coordinator

SUBJECT: Adopt-a-Channel Program Participation

SUMMARY:

Issue: Moulton Niguel Water District has the opportunity to participate in the County of Orange Adopt-a-Channel program as part of its ongoing efforts to partner with local agencies on reducing urban runoff throughout our service area.

Recommendation: It is recommended that the Board of Directors approve participation in the Adopt-a-Channel program with OC Public Works and Orange County Conservation Corps (OCCC).

Fiscal Impact: Participation is proposed to be funded through the Water Efficiency Fund (Fund 6). The District’s proposed commitment is \$11,287 for FY 2019-20. Adequate funds are included in the FY 2019-20 budget for Fund 6.

Reviewed by Committee: Not reviewed by committee.

Reviewed by Legal: Yes

BACKGROUND:

MNWD had a significant role in developing the “Urban Runoff Reduction Partnership”, a collaborative partnership with OC Public Works, OC Coastkeeper, Laguna Bluebelt Coalition, the cities of Aliso Viejo, Dana Point, Laguna Hills, Laguna Niguel, and Mission Viejo to help protect local creeks, watersheds, and beaches from pollution caused by overwatering and urban runoff.

During the initial 18 months of collaboration since the signing of the MOU, the partnership successfully applied for MWD’s Future Supply Action Program and utilized our existing outreach and water efficiency programs to help encourage the adoption of efficient watering practices to reduce overwatering and improve the

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Adopt-a-Channel Program Participation

July 11, 2019

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quality of local creeks and beaches from reduced urban runoff. The District was also awarded the Governor's Environmental and Economic Leadership Award for its collaborative efforts to protect the watershed. Through this partnership, the District was informed of an opportunity to participate in County of Orange's Adopt-a-Channel program for the Norco Channel near Regional Park.

DISCUSSION:

The Adopt-a-Channel program is a great opportunity to highlight the District's ongoing investments to help the future health of our waterways by ensuring that it remains clean and healthy for our customers and California residents. Along with controlling stormwater runoff, these channels also collect trash and debris that end up in our local storm drains, many of which empty into our creeks and eventually into the ocean.

Adoptions provide the opportunity to positively impact our waterways by further improving water quality and reducing urban runoff in our channels and creeks, providing a healthier habitat for wildlife and helping to ensure that our beaches are clean and safe to swim in. Channel adoption includes the following activities:

- Inspection of the adopted site on a routine basis
- Collection of trash and debris from the adopted site for pick-up by OC Public Works
- Painting over graffiti
- Identification of household hazardous waste for pick-up by OC Public Works
- Identification of other issues/challenges observed within the channel and notification of such to OC Public Works

Staff recommends a sponsored adoption, in which the District funds work by the OCCC to perform adoption tasks. The OCCC serves young adults through employment, training and educational programs that benefit the community through conservation-related projects. Having a sponsored adoption aligns with the Board of Directors adopted Future Leaders Of Water Initiative (FLOW), which seeks to inspire a new generation of water champions and spark the development of new programs and opportunities for the community to ensure that responsible water use is not just a practice during years of drought, but a daily way of life.

The commitment entails an initial minimum one-year commitment to an Adoption Site which can be renewed for two successive years without entering into the formal application process. Successful Adoptions may be extended for longer periods at the discretion of OC Public Works.

Recognizing the potential benefits and partnerships through adopting a channel and creating a partnership with OCCC is a unique opportunity for greater involvement in reducing urban runoff while creating Future Leaders of Water. Staff is recommending that the Board approve participation in the Adopt-a-Channel program.

Attachment: AAC Guidance Manual

OC Public Works

Integrity, Accountability, Service, Trust



Adopt A Channel Guidance Manual



October 2014



ocpublicworks.com

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Key Terminology

The following are defined terms used within this Manual and will be found capitalized throughout:

“Adopter” is an individual or Organization that has been issued an Encroachment Permit for Adoption by the District; this includes both Volunteer Adoptions and Sponsored Adoptions.

“Adoption” is an activity approved by an Encroachment Permit from OC Public Works allowing community stewardship of a section of District Channel including trash removal and graffiti abatement.

“Adoption Site” is a section of District Channel that has been adopted.

“Applicant” is an individual or Organization who has submitted an Application for participation in the Program, or a Contractor who has submitted an Application on behalf of an individual or Organization for participation in the Program.

“Area Inspector” is the OC Public Works/Operations & Maintenance Area Inspector who is responsible for the Adoption Site. The Area Inspector (or his/her designee) performs reviews of Adoption Sites, conducts Safety Orientations, and monitors performance of Adopter.

“Channel” is a District flood control facility including flood control channels, retention basins, and trash and debris booms.

“Contractor” is the OC Public Works-approved maintenance service provider who has been hired by a Sponsor to perform Adoption tasks at a Sponsor’s Adoption Site.

“Contractor’s Crew Leader” is the person responsible for supervising work being performed by the Contractor at the Adoption Site.

“Director” is the Director of OC Public Works.

“Displaced Adopter Status” is a preferential waiting list placement status given to an Adopter who is forced to give up their Adoption Site because of construction or other circumstance.

“District” means the Orange County Flood Control District.

“Encroachment Permit” is the permit, including any Provisions, issued to the Adopter by the District authorizing Adoption and the performance of Adoption tasks at the Adoption Site.

“Encroachment Permit Application” is the application which is required in order to obtain an Encroachment Permit from the District.

“Graffiti Abatement Inspector” is the OC Public Works/Operations & Maintenance inspector who is responsible for graffiti abatement within the Channels. The Graffiti Abatement Inspector

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(or his/her designee) performs reviews of Adoption Sites, determines paint color and turnaround time for graffiti removal, and monitors performance of the Adopter.

“Organization” is a business, agency, association, society, club, or a group of individuals joined by a common purpose. Organizations do not need to have a charter, bylaws, or other governing instrument in order to participate in the Program.

“Permit Period” is the length of time for which an Encroachment Permit for Adoption is valid, typically one year.

“Primary Contact” is the individual designated to be the point of contact for OC Public Works regarding an Adoption. This is the Volunteer Site Captain in the case of a Volunteer Adoption and the Contractor’s Crew Leader in the case of a Sponsored Adoption. An alternate contact may be provided by an Adopter.

“Program” is the Adopt A Channel Program administered by OC Public Works.

“Program Application” is the Application that is submitted to the Program Coordinator in order to request the Adoption of a section of District Channel.

“Program Coordinator” is the OC Public Works/OC Environmental Resource staff member responsible for administering the Program.

“Program Sign” is the sign placed at the Adoption Site, including a Recognition Panel, for the purpose of recognizing Adoption under the Program.

“Provisions” are those items included in the Encroachment Permit which establish specific guidelines associated with the Adoption.

“Recognition Panel” is the white, rectangular portion of the Program Sign where the Adopter’s name or logo is displayed.

“Safety Orientation” is the safety training session given to the Primary Contact and other Adopter designees by the Area Inspector prior to beginning Adoption tasks and as deemed necessary by the Area Inspector .

“Sponsor” is an Adopter who has hired a Contractor to perform Adoption tasks.

“Sponsored Adoption” is an Adoption where the Adopter has hired an approved Contractor to perform Adoption tasks.

“Successive Permit” is a new Permit issued upon expiration of an existing Encroachment Permit to the same Adopter at the same Adoption Site.

“Volunteer Adoption” is an Adoption where the Adopter performs Adoption tasks using the Adopter’s own forces.

“Volunteer Site Captain” is the Volunteer Adoption designee who is responsible for supervising work being performed at the Adoption Site.

1.0 Purpose of the Program

The Orange County Flood Control District (District), through OC Public Works, operates and maintains more than 380 miles of regional and sub-regional flood control channels in Orange County. These Channels provide a vital service protecting life and property by conveying stormwater runoff to prevent flooding of nearby communities. Along with controlling stormwater runoff, these Channels also collect trash and debris and may be subject to graffiti.

The objectives of the Program are to improve the physical appearance of these Channels, enhance the environment by removing trash and debris, and increase an awareness of and a commitment to keeping our waterways clean and healthy. Adoptions provide community stewardship of these important resources and in return, Adopters are recognized for their contributions through signage and other means.

2.0 Adoption Tasks

Adoption tasks can include the following:

- **Trash and Debris Removal:** removing trash and debris on an as-needed basis. The frequency of trash and debris removal is based on the length of time it takes to accumulate excess at the Adoption Site. At a minimum, weekly inspections of the Adoption Site shall be performed, and trash and debris removed on an as-needed basis.
- **Graffiti Abatement:** painting over graffiti on an as-needed basis. Turnaround time for graffiti removal is based on the location of the Adoption Site. For example, a highly visible location will require more frequent attention than a structure in a less visible location. Paint color and turnaround time for graffiti removal shall be determined by the OC Public Works Graffiti Abatement Inspector.

Unless special arrangements are made with OC Public Works, the Adopter shall furnish all labor and materials needed to successfully perform the Adoption tasks. However, an Adoption by a non-profit Organization may be eligible for the supply of litter bags and other cleanup supplies, paint, and/or the removal of filled litter bags by OC Public Works. Adopters are allowed to collect California Refund Value beverage containers from the Adoption Site and turn these items in to a recycling center for the benefit their Organization.

3.0 Participation Options

An Adopter may choose one of the following two Adoption formats:

1. A Volunteer Adoption where the Adopter performs Adoption tasks using the Adopter's own forces. An example of a Volunteer Adoption might be a non-profit

organization asking for volunteers to assist in a regularly-scheduled clean-up of the Adoption Site.

2. A Sponsored Adoption where the Adopter has hired an approved Contractor to perform Adoption tasks. An example of a Sponsored Adoption might be a business that pays for the services of a County-approved contractor to conduct the regularly-scheduled clean-up of the Adoption Site.

4.0 Eligibility Requirements

The Program is open to individuals or Organizations. Adopters must meet minimum liability insurance requirements in order to be issued an Encroachment Permit. Organizations choosing Volunteer Adoptions but which are unable to meet the minimum liability insurance requirements will require the completion of daily liability waiver forms by their volunteers. For more information regarding minimum liability insurance requirements, please see **Attachment A** of this manual.

5.0 Recognition

Adopters will be recognized by the display of their name or logo on a Program Sign posted at the Adoption Site. Each Adopter will be issued a minimum of one sign per Adoption Site however, depending on size and access additional signs may be available on a case by case basis and at the discretion of OC Public Works. A Program Sign's primary purpose is to serve as an educational tool bringing recognition to the importance of protecting our local waterways. Its secondary purpose is to identify the Adopter and their contribution to the Program; not to advertise the Adopter's services, products, or location or initiate a public discourse. Adopters may also choose to dedicate the Adoption to honor or memorialize an individual or individuals. In such cases, the name of the individual or individuals will appear on the Program Sign, in lieu of the Adopter's name. Program Signs will be placed at locations within the Adoption Site that are visible to the public. Placement of the Program Signs will be discussed between OC Public Works and the Adopter. However, final sign design and placement of a Program Sign are at the discretion of OC Public Works.

Program Signs are provided, installed, and maintained by OC Public Works for each Adoption Site at no cost to the Adopter. OC Public Works will replace or repair damaged or vandalized Program Signs and/or Recognition Panels, as needed. More information on Program Signs can be found in **Attachment B** of this manual.

Each Adopter will also be recognized on the Adopt A Channel Website throughout the Permit Period of their Adoption.

6.0 Program Application

Any individual or Organization who wishes to participate in the Program should visit the [Adopt A Channel Website](#). In order to identify a potential Adoption Site, the Applicant should go to

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the [Program Maps](#) link where a map of the District's approximately 380 miles of flood control Channels can be viewed. If interested in a particular Adoption Site, the Applicant can use the map to determine if the location is potentially eligible for Adoption. At this time, only those channels indicated as "concrete lined" are available for Adoption with a minimum Adoption Site of 0.5 miles. (Plans are underway with the intent of making channels identified as "earthen" available for adoption at a later date.) Final determination of whether a location is an eligible Adoption Site will be made by the Program Coordinator and communicated back to the Applicant.

The next step is to complete a Program Application which can be found on the [Adopt A Channel Website](#) and is also include as **Attachment C** of this manual. The completed Program Application may be submitted via the web site, by email, or by facsimile transmission. A Contractor may submit an Application on behalf of an Adopter. For more information or for questions in filling out the Program Application, contact the Program Coordinator listed on the web site.

Upon receipt of the Program Application, the Program Coordinator will review the Application and contact the Applicant with any questions or concerns regarding its content. The Program Coordinator will:

- Determine if the proposed Adoption Site has already been adopted. Adoption Sites are offered on a first-come, first-served basis based on the date that a completed Application is received by the Program Coordinator. If a requested Adoption Site is already adopted or is under construction, the Applicant will be notified and may be placed on a waiting list for the Adoption Site or may request another Adoption Site.
- Determine whether or not the Site is eligible for Adoption based on access, presence/absence of sensitive habitat, and other considerations.
- The Program Coordinator will notify the Applicant as to the acceptance or rejection of the Program Application within 45 calendar days of the Program Application's submission date. If the Application was submitted by a Contractor, a copy of the notification will be sent to both the Contractor and the Sponsor.

7.0 Encroachment Permit

Upon acceptance of the Program Application, the Applicant will be required to complete an Encroachment Permit Application. In order for a Contractor to complete the Encroachment Permit Application on behalf of a Sponsor, the Contractor must include a notarized Letter of Authorization from the Sponsor. Instructions for filling out the Encroachment Permit Application can be found in **Attachment D** of this manual. Upon approval of the Encroachment Permit Application, OC Public Works will issue a "no fee" Encroachment Permit to the Adopter which will be valid for one year and will include the following:

- Name and contact information of the Adopter

- The exact location of the Adoption Site by reference of Channel name, ID number (provided by the Program Coordinator), facility stationing for reference, and cross streets (if applicable)
- Any access restrictions
- A description of the Adoption tasks to be performed (trash and debris removal and/or graffiti abatement)
- Relevant insurance requirements and/or the manner in which the Adopter will meet these requirements
- Other Provisions relevant to the Adoption

The Encroachment Permit must be signed by the Adopter and a Safety Orientation must be scheduled with the Area Inspector before work can begin (see **Section 8.0** below).

Encroachment Permit Provisions are subject to modification or abrogation upon notice by OC Public Works at any time. For example:

- If the litter removal frequency specified on the Adopter's Encroachment Permit is not adequate to keep the site clean, the frequency may be increased.
- If construction occurs in a portion of an Adoption Site, the Area Inspector will decide if it is safe and practical for the Adopter to continue work in the portion not under construction. If so, the beginning and/or ending points of the Adoption Site may be modified and noted in the current Encroachment Permit. If not, the Encroachment Permit may be suspended (see below for information on Displaced Adopters.)

The Director may deny an Encroachment Permit if the Adopter is, at any time, found not to be in compliance with Title 9, Division 2 of the Orange County Code of Ordinances regarding encroachment onto District facilities. Relevant sections of the ordinance can be found in **Attachment E** of this manual. Encroachment Permits may not be transferred to another party without the consent of OC Public Works which would include an amendment of the Encroachment Permit.

Displaced Adopter

An Adopter in good standing (see **Section 9.0** below) who has had an Encroachment Permit canceled or suspended due to necessary construction at or near the Adoption site, or due to a change in site classification, will be given Displaced Adopter Status. A Displaced Adopter is allowed to choose one of the following options:

- Allow the Encroachment Permit to be canceled with no further action;
- Select an alternative Adoption Site by amending or applying for a new permit; or
- Be placed on a waiting list until the canceled or suspended Adoption Site is available for re-Adoption. When conditions allow or construction is complete, a new site review will be performed by the Program Coordinator. If the site remains adoptable, the Encroachment Permit's suspension is lifted. If the Encroachment Permit expired during the suspension, the Encroachment Permit will be renewed. If the site is no longer

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adoptable, the suspended Encroachment Permit will be canceled and the Adopter notified.

Permit Period

An initial minimum one year commitment to an Adoption Site is required which can be renewed for two successive years without entering into the formal application process. Successful Adoptions may be extended for longer periods at the discretion of OC Public Works. Following the one year commitment, an Adopter may cancel its Encroachment Permit at any time without consequence from OC Public Works by contacting the Program Coordinator.

Permit Renewal

Provided the Adopter has satisfactorily met the terms of the existing Encroachment Permit and the Adoption Site remains suitable for Adoption, an Encroachment Permit can be renewed for an additional year. The Adopter also has the option to notify the Program Coordinator at the end of the one year period that it does not wish to renew the Encroachment Permit.

If the Adopter in a Volunteer Adoption has not satisfactorily met the terms of the existing Encroachment Permit based on review by the Area Inspector or the Program Coordinator, an Encroachment Permit will not be renewed.

If the Contractor associated with a Sponsored Adoption has not satisfactorily met the terms of the existing Encroachment Permit based on review by the Area Inspector or the Program Coordinator, the Sponsor will be required to hire a different Contractor in order to renew the existing Encroachment Permit.

If construction is scheduled in an existing Adoption Site during a subsequent Permit Period, OC Public Works will determine if it will be safe and practical for the Adopter to still work in the Adoption Site. If it is, a new Encroachment Permit will reflect any modified provisions related to the scheduled construction. If it is not safe or practical, the entire site will be classified as not adoptable and the Adopter, if satisfactorily meeting the terms of the existing Encroachment Permit, will be granted Displaced Adopter Status.

Notwithstanding the above, OC Public Works reserves the right to establish a limit to the number of Encroachment Permit renewals and is under no obligation to renew an existing Encroachment Permit even with satisfactory performance.

8.0 Safety

A Safety Orientation will be provided by the Area Inspector at the approved Adoption Site prior to beginning any work associated with the Adoption. The purpose of the orientation is to ensure that the Volunteer Site Captain or the Contractor's Crew Leader, at a minimum, understands the requirements set forth in the Encroachment Permit and the importance of appropriate safe practices. Since each Adoption Site is different, information specific to each site will be discussed, and therefore the Safety Orientation is mandatory for the Volunteer Site Captain or the

Contractor's Crew Leader for each Adoption Site. Alternates and other representatives of the Adopter are encouraged to attend.

The Volunteer Site Captain or Contractor's Crew Leader must contact the Area Inspector to schedule the Safety Orientation. Contact information for the Area Inspector will be provided at the time the Encroachment Permit is issued.

A Safety Orientation is required in each of the following situations:

- When a new Encroachment Permit is issued;
- When a new Volunteer Site Captain or Contractor's Crew Leader is designated during the Permit Period (the Safety Orientation must be conducted by the Area Inspector and cannot be conducted by the previous Volunteer Site Captain or Contractor's Crew Leader);
- After construction resulting in an Encroachment Permit's suspension (a new Safety Orientation is required before the Encroachment Permit's suspension can be lifted); or
- At the request of an Area Inspector (the Area Inspector may request a corrective Safety Orientation at any time during the Permit Period if an Adoption is found to be in violation of Encroachment Permit provisions related to safety).

Upon renewal of an existing Encroachment Permit, a Safety Orientation is not required if the Safety Orientation form on file from the previous Permit Period is signed by the same Volunteer Site Captain or Contractor's Crew Leader designated for the successive Permit Period. It is the responsibility of the Site Captain or Contractor's Crew Leader to notify the Program Coordinator of any changes to the assignment of a new Site Captain or Contractor's Crew Leader.

9.0 Performance Monitoring

Performing work under an Encroachment Permit constitutes acceptance by the Adopter of all Provisions listed in the Encroachment Permit as well as conformance with Title 9, Division 2 of the Orange County Code of Ordinances (**Attachment E**). An Adopter's performance is monitored by the Area Inspector to ensure compliance with the Encroachment Permit and to determine whether or not the quality of work performed is satisfactory. If an Encroachment Permit violation occurs, OC Public Works shall take one of the following actions.

Informal Verbal Warning

An informal verbal warning is instructive in nature and is intended to correct work performance problems and encourage safe performance of the Adoption tasks. The violation(s) and any corrective action required will be clearly communicated to the Adopter by the Program Coordinator or Area Inspector and documented for future reference.

- Volunteer Adoptions: Verbal contact is made with the Volunteer Site Captain to point out the violation(s).

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- Sponsored Adoptions: Verbal contact is made with the Contractor's Crew Leader to point out the violation(s). A Sponsor is not contacted when its Contractor receives an informal verbal warning.

Formal Written Warning

A formal written warning is admonitory in nature and informs the Adopter that an Encroachment Permit can be revoked if the violation(s) continue. The violation(s) and any corrective action required will be clearly communicated in writing (including electronic means) to the Adopter by the Program Coordinator or Area Inspector and documented for future reference.

- Volunteer Adoptions: A warning letter is sent to the Adopter's Primary Contact identifying the violation(s) which occurred and setting a deadline by which the violation(s) must be corrected.
- Sponsored Adoptions: A warning letter is sent to the Sponsor's Primary Contact identifying the violation(s) committed by the Sponsor's Contractor and setting a deadline by which the Contractor must correct the violation(s). The Contractor's Crew Leader is copied on the warning letter.

Revoking an Encroachment Permit

OC Public Works will revoke an Encroachment Permit under the following circumstances:

- An Encroachment Permit is revoked if a third formal written warning is issued. The three warnings need not be for the same violation.
- OC Public Works may immediately revoke the Encroachment Permit of an Adopter whose workers act with a deliberate disregard for their own safety, the safety of OC Public Works employees, or the safety of the public.

Disqualification from Future Participation

If a Volunteer Adopter has three Encroachment Permits revoked, the Organization associated with the Adoption will be disqualified from any future participation in the Program. If a Contractor has three Encroachment Permits revoked, all of the Contractor's Encroachment Permits, regardless of the Sponsor, are revoked and the Contractor is disqualified from any future participation in the Program. If a Sponsor's Encroachment Permit is revoked as a result of disqualification of the Sponsor's Contractor, the Sponsor is not disqualified from future participation in the Program. The Sponsor must choose a different Contractor within 30 days of the previous Contractor's disqualification in order to maintain the existing Adoption.

10.0 Contact Information

Questions regarding the Program may be answered by visiting the [Adopt A Channel Website](#) or contacting the Program Coordinator at (714) 955-0600.

Attachment A
County of Orange Insurance Requirements

#6.

Minimum Liability Insurance Requirements

The following documents identify the minimum insurance requirements needed to qualify as a Sponsored Adopter in the Program. The policy or policies of insurance must be issued by an insurer with a minimum rating of A- (Secure A.M. Best's Rating) and VIII (Financial Size Category as determined by the most current edition of the Best's Key Rating Guide/Property-Casualty/United States or ambest.com). It is preferred, but not mandatory, that the insurer be licensed to do business in the state of California (California Admitted Carrier). If the insurance carrier does not have an A.M. Best Rating of A-/VIII, the CEO/Office of Risk Management retains the right to approve or reject a carrier after a review of the company's performance and financial ratings.

COUNTY OF ORANGE
INSURANCE REQUIREMENTS
PERMITTEES

Page A
County/Flood

Permittees shall be required to provide the County of Orange with verification of General Liability insurance with a minimum limit per occurrence of One Million Dollars (\$1,000,000). The policy of insurance must be issued by an insurer licensed to do business in the state of California (California Admitted Carrier) and have a minimum rating of A- (Secure A.M. Best's Rating) and VIII (Financial Size Category as determined by the most current edition of the **Best's Key Rating Guide/Property-Casualty/United States** or **ambest.com**. If the insurance carrier is not an admitted carrier in the state of California and does not have an A.M. Best rating of A-/VIII, the CEO/Office of Risk Management retains the right to approve or reject a carrier after a review of the company's performance and financial ratings.

The insurance certificate as well as an Additional Insured Primary Endorsement shall name the County of Orange, Orange County Flood Control District and the State of California as additional insureds, and shall state that such insurance shall be primary and non-contributing with any insurance or self-insurance maintained by the County of Orange, Orange County Flood Control District and the State of California. Permittee must give the County of Orange thirty (30) days written notice prior to cancellation of coverage (see No. 3 below).

=====
Certificate of Insurance and Endorsement:

1. The certificate holder shall be County of Orange, County Property Permits, P.O. Box 4048, Santa Ana, CA 92702-4048.
2. Additional insured shall be specifically spelled out in the Description of Operations section of the certificate as well as on the Additional Insured Primary Endorsement. The Additional Insured coverage shall be provided using ISO form CG 20 12 05 09 or a form at least as broad. For events or works within County roads, County Flood Control areas, the additional insured shall be: **COUNTY OF ORANGE, ORANGE COUNTY FLOOD CONTROL DISTRICT AND THE STATE OF CALIFORNIA OR AS REQUIRED BY WRITTEN AGREEMENT. This endorsement shall also contain the following wording:**

"It is agreed that any insurance or self-insurance maintained by the County of Orange, Orange County Flood Control District and the State of California shall apply in excess of, and not contribute with, insurance provided by this policy".

NAMING THE COUNTY OF ORANGE, ORANGE COUNTY FLOOD CONTROL DISTRICT AND THE STATE OF CALIFORNIA AS ADDITIONAL INSUREDS AND PROVIDING PRIMARY AND NON-CONTRIBUTORY WORDING ON THE CERTIFICATE ONLY IS NOT ACCEPTABLE AND YOUR INSURANCE WILL BE REJECTED. THERE ARE ABSOLUTELY NO EXCEPTIONS TO THIS POLICY.

3. Permittee shall notify County in writing within thirty (30) days of any policy cancellation and ten (10) days for non-payment of premium and provide a copy of the cancellation notice to County. Failure to provide written notice of cancellation may constitute a material breach of the Permit, upon which the County may suspend or terminate this Permit.
4. The certificate shall show the name of the insured, the expiration date of the policy, the coverage provided, the limits of insurance, declare any deductible or self-insured retention (SIR), and specify the name of the insurance company and NAIC number providing coverage.

Attached you will find a sample of an Additional Insured Endorsement with the required primary non-contributory language. A separate endorsement can be submitted for the primary non-contributory requirement providing coverage at least as broad.

Should you require any further clarification or desire additional information, please contact County Property Permits at (714) 667-8888.

County/Flood (8/13)

ACORD		CERTIFICATE OF LIABILITY INSURANCE			DATE (MM/DD/YY)	
PRODUCER <div style="text-align: center;"><u>SAMPLE CERTIFICATE</u></div> Insurance Agency Name & Address		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.				
INSURED Insured's name & address		COMPANIES AFFORDING COVERAGE				
		COMPANY A Insurance Company and NAIC#				
		COMPANY B				
		COMPANY C				
COMPANY D						
COVERAGES						
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN. THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED TO PAY CLAIMS.						
CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A	GENERAL LIABILITY	ABC 123456	1/1/2013	1/1/2014	GENERAL AGGREGATE	\$
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OP AGG	\$
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				PERSONAL & ADV INJURY	\$
	<input type="checkbox"/> OWNER'S & CONT PROT				EACH OCCURRENCE	\$ 1,000,000
					FIRE DAMAGE (Any one fire)	\$
					MED EXP (Any one person)	\$
A	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT	\$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE	\$
	<input type="checkbox"/> HIRED AUTOS					
<input type="checkbox"/> NON-OWNED AUTO						
A	EXCESS LIABILITY				EACH OCCURRENCE	
	<input type="checkbox"/> UMBRELLA FORM				AGGREGATE	
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM					
B	WORKMAN'S COMPENSATION AND EMPLOYER'S LIABILITY				STATUTORY LIMITS	\$
	<input type="checkbox"/> THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE:				EACH ACCIDENT	\$
	<input type="checkbox"/> INCL				DISEASE - POLICY LIMIT	\$
	<input type="checkbox"/> EXCL				DISEASE - EACH EMPLOYEE	\$
OTHER						
DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS						
Name the County of Orange, Orange County Flood District and the State of California as Additional Insureds with primary non-contributory coverage by endorsement(s). See items 2 and 4 on page A of County of Orange Insurance Requirements Permitees.						
CERTIFICATE HOLDER				CANCELLATION		
COUNTY OF ORANGE COUNTY PROPERTY PERMITS P.O. BOX 4048 SANTA ANA, CA 92702-4048				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.		
				AUTHORIZED REPRESENTATIVE		

POLICY NUMBER: ABC 123456

COMMERCIAL GENERAL LIABILITY
CG 20 12 07 98

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED –
STATE OR POLITICAL SUBDIVISIONS – PERMITS**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

<p>State Or Political Subdivision:</p> <p>County of Orange, Orange County Flood Control District and the State of California</p> <p>Or</p> <p>As required by written agreement</p>

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

Section II – Who Is An Insured is amended to include as an insured any state or political subdivision shown in the Schedule, subject to the following provisions:

1. This insurance applies only with respect to operations performed by you or on your behalf for which the state or political subdivision has issued a permit.
2. This insurance does not apply to:
 - a. "Bodily injury," "property damage" or "personal and advertising injury" arising out of operations performed for the state or municipality, or
 - b. "Bodily injury" or "property damage" included within the "products-completed operations hazard".

It is agreed that any insurance or self-insurance maintained by the County of Orange, Orange County Flood Control District and the State of California shall apply in excess of, and not contribute with, insurance provided by this policy.

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Excess Volunteer Liability Insurance

Those Volunteer Adopters not able to meet the minimum insurance requirements may qualify for coverage under the County's Excess Volunteer Liability Insurance. If this is the case, all volunteers registered as "County" volunteers and coordinated through a Volunteer Adoption, but not a Sponsored Adoption, are provided with excess volunteer liability insurance at a limit of \$1,000,000 per occurrence (subject to an annual aggregate). This policy provides protection if the volunteers are liable for bodily injury or property damage arising out of the performance of their duties. This coverage is in excess of and noncontributing with any other valid and collectible insurance the volunteer may have.

Coverage through the County's Excess Volunteer Liability program is restricted to participants who are registered as "County" volunteers even though they may be coordinated by a Volunteer Adopter. It is the Volunteer Site Captain's responsibility to register any and all volunteers prior to conducting work. It is OC Public Works' responsibility to verify registration and track these volunteers to ensure that they are covered by the excess liability insurance and that statistical information required to calculate the County's annual premium, is compiled.

Sponsored Adoptions do not qualify for coverage under the County's Volunteer Excess Accident/Liability Insurance.

Attachment B

Program Signs

#6.

Purpose

OC Public Works will recognize participation in the Program by displaying the Adopter's name on a Program Sign. A Program Sign's primary purpose is to serve as an educational tool bringing recognition to the importance of protecting our local waterways. Its secondary purpose is to identify the Adopter and their contribution to the Program; not to advertise the Adopter's services, products, or location or initiate a public discourse.

Recognition Panels

Standard Recognition Panel

OC Public Works provides a standard Recognition Panel at no cost to the Adopter. A standard Recognition Panel displays the Adopter's name in black lettering, using a standard font. An Adopter may choose to provide OC Public Works with artwork containing its name in a different font however final design is up to the discretion of OC Public Works.

- Standard Recognition Panel with logo

The logo of an Organization or business can be used in the Recognition Panel. (A Recognition Panel for an individual may not display a logo.) The Adopter must prepare the logo artwork and provide it to OC Public Works.

In all circumstances, the final appearance and content of Recognition Panels is solely determined by OC Public Works. All Recognition Panels must be compliant with the standards set forth below:

- Recognition Panels shall display one of the following:
 - The name and/or logo of the Organization listed on the Application;
 - The name of the individual(s) or family name listed on the Application; or
 - The words, "In Memory of," plus the name of the individual(s) in whose memory the Adoption is being made, as listed on the Application.
- Recognition Panels shall not display:
 - Graphics or borders that are not part of a logo.
 - Wording or a logo that is considered offensive or sexually explicit.
 - Adopter names or logos that violate the law.
 - Any form of advertising, including street, email, and Internet addresses, directions, telephone numbers, dates, slogans, products, or services. This includes words in a logo that are not part of the Adopter's name.

Program Sign Maintenance

The following guidelines apply to sign maintenance:

- OC Public Works will replace or repair damaged or vandalized Program Signs and/or Recognition Panels as needed. However, maintenance, repair, and/or replacement of a warning sign or a regulatory sign has priority over the repair and/or replacement of a Program Sign. A person caught vandalizing a Program Sign or Recognition Panel will be prosecuted to the full extent of the law.

- A Program Sign at a location about to undergo construction will be removed and stored by OC Public Works. After the construction is complete and a site review has determined that the Adoption Site is still adoptable, OC Public Works will reinstall the Program Sign.
- OC Public Works will only change or modify a Recognition Panel in good condition following the renewal of an existing Encroaching Permit and only if the Adopter is actively using a new logo. If the Adopter wishes to modify their Recognition Panel prior to the expiration of the existing Encroachment Permit, they may do so at their own expense.
- Anytime a Recognition Panel is replaced, the new panel must be compliant with the Recognition Panel design rules below.
- A Program Sign that is altered or decorated by an Adopter or a Contractor will be removed and the Adopter's Encroachment Permit may be canceled

Recognition Panel Design Rules

Logos

Organizations may display logos on their Recognition Panels. Logos containing words other than the Organization name are not permitted under any circumstance.

Decorative Type

Only logos can contain stylized lettering. Otherwise, individual and organization names must be displayed in standard lettering (such as Helvetica or Arial). Lettering must be either all capitals or all upper and lower case.

Use of Colors

Colors are permitted, however, the use of red, orange, or yellow (or any combination thereof) for logos and lettering shall not exceed 30% of the panel. Fluorescent, neon, reflective, or 'day glow' colors may not be used. Unless part of a logo, Organization names must be in a single color.

50% White Background

The area covered by the name and/or the logo cannot exceed 50% of the panel. In other words, at least 50% of the panel must retain its reflective white background. The panel design must allow for white margins on all four sides of the panel. A 1-inch margin is required on small Program Signs and a 2-inch margin is required on large Program Signs. Margin area is counted toward the 50% white background requirement but white lettering is not.

Same-Named Entities

If necessary to distinguish an Organization from another with the same name, the panel may display a community name. If there is more than one same-named business in a community, the business' street name may be displayed instead of the community name. If an Organization can be uniquely identified by a number, such as a club or post number, it may display either the number or the community name but not both.

#6.

Dedications

Only the words, "In Memory of..." or "In Honor of..." plus an individual's name(s) are permitted.

Web-Based Entities

Only entities that operate exclusively on the Internet and whose legal Organization name is the same as appears in their Internet domain name are permitted to display their domain name on a Recognition Panel.

Although there is advertising value inherent in Program Signs, they are not a forum for advertising or public discourse. Their purpose is to recognize who is providing the Adoption service, not what services they provide, what products they sell, or where they are located. Therefore only the name and/or logo of the Adopter may be displayed.

In all circumstances, the items to be displayed on Recognition Panels are solely determined by OC Public Works.



Attachment C
Program Application



SPONSORED ADOPTION

APPLICANT INFORMATION

Date of Application:				
Name of Organization Seeking to Adopt:				
Address		City		State/Zip
Email				Tel
Has the Organization Previously Adopted a Channel?				
Yes		No		
If Yes, Provide Dates and Location(s):				

CONTRACTOR INFORMATION

Name of Contractor:				
Primary Contact Name:				
Address		City		State/Zip
Email				Tel
Contractor Contact Information				
Address		City		State/Zip
Email				Tel
Filing on behalf of the Sponsoring Organization?				
Yes		No		
Does the Contractor Have Previous Adopt A Channel Experience?				
Yes		No		
If Yes, Provide Dates, Location(s) and a Brief Description of Activities:				

ADOPTION SITE INFORMATION

Channel Name and/or Location Requested for Adoption: [Please refer to the Adopt A Channel Maps for potential locations and cross streets]	
Please Provide Any Additional Information Pertaining to the Proposed Channel Adoption Site:	

Continued on Next Page >>>



PROGRAM SIGN RECOGNITION PANEL

Provide Organization Name As You Would Like It to Appear on the Recognition Panel:
Provide Description of Logo or Insert Image, if Available:
Provide Wording for Dedication (e.g. In memory of...), if Applicable:



APPLICATION FORMS MAY BE SUBMITTED TO OC PUBLIC WORKS VIA ONE OF THE FOLLOWING:

EMAIL: ocadoptachannel@ocpw.ocgov.com
MAIL: OC Public Works
 Attn: Adopt A Channel Application
 2301 N. Glassell St., Orange, CA 92865
FAX: (714) 955-0639

If you need assistance or have questions while completing this form, please call us at (714) 955-0600.

FOR OFFICIAL USE ONLY

Date Received		Status	
Notes			

2301 N. Glassell St., Orange, CA 92865 | T 714.955.0600 F 714. 955.0639 | ocadoptachannel@ocpw.ocgov.com



VOLUNTEER ADOPTION

APPLICANT INFORMATION

Date of Application:				
Name of Organization Seeking to Adopt:				
Address		City		State/Zip
Email				Tel
Has the Organization Previously Adopted a Channel?				
Yes		No		
If Yes, Provide Dates and Location(s):				

ADOPTION SITE INFORMATION

Channel Name and/or Location Requested for Adoption: [Please refer to the Adopt A Channel Maps for potential locations and cross streets]
Please Provide Any Additional Information Pertaining to the Proposed Channel Adoption Site:

PROGRAM SIGN RECOGNITION PANEL

Provide Organization Name As You Would Like It to Appear on the Recognition Panel:
Provide Description of Logo or Insert Image, if Available:
Provide Wording for Dedication (e.g. In memory of...), if Applicable:



Continued on Next Page >>>

2301 N. Glassell St., Orange, CA 92865 | T 714.955.0600 F 714.955.0639 | ocadoptachannel@ocpw.ocgov.com



APPLICATION FORMS MAY BE SUBMITTED TO OC PUBLIC WORKS VIA ONE OF THE FOLLOWING:

EMAIL: ocadoptachannel@ocpw.ocgov.com
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FAX: (714) 955-0639

If you need assistance or have questions while completing this form, please call us at (714) 955-0600.

EXAMPLE

FOR OFFICIAL USE ONLY

Date Received		Status	
Notes			

2301 N. Glassell St., Orange, CA 92865 | T 714.955.0600 F 714.955.0639 | ocadoptachannel@ocpw.ocgov.com

Attachment D
Instructions for Completing the
Encroachment Permit Application

The following information is provided to assist the Applicant in filling out the Encroachment Permit Application; a sample of an Encroachment Permit Application also follows.

Type of Permit

- Check the box labeled “Flood Encroachment”.
- Also check the box labeled “Other” and indicate “Adopt A Channel Program” in the space provided.

Project Information

- Enter the Channel name/ID which was provided by the Program Coordinator during the Program Application process and the city in which the Adoption Site is located.
- Enter the nearest cross street to the Adoption Site, if available.
- Enter the Thomas Guide page and grid numbers, if available.
- “Project Job Description” should state that Adoption Tasks will be carried out in accordance with the Adopt A Channel Guidance Manual.
- Identify in the field marked “Current Related Permits” any other Program Encroachment Permits currently held.

Contact Information

- Indicate the name and address of the individual or Organization responsible for the Adoption in the “Owner Name/ Address” fields.
 - An Organization must apply using the Organization’s complete name. Use of a corporate indicator, such as Inc., Co., etc., is optional.
 - An individual must apply using his or her legal first and last name. Use of a middle name or initial is optional.
- The “Contractor” fields pertain only to Sponsored Adoptions in which the Adopter has hired a County-approved Contractor to carry out Adoption tasks. (For Volunteer Adoptions, state “Volunteer Adoption” in the “Contractor” field.)
- In the “Agent/Contact Person” state the name of the Volunteer Site Captain (in the case of a Volunteer Adoption) or Contractor’s Crew Leader (in the case of a Sponsored Adoption) as the primary point of contact for the subject Adoption. The Agent/Contact Person must be 21 years of age or older. For Organizations such as fraternities, sororities or other student organizations, the Agent/Contact Person must be a faculty member or administrator of the affiliated school.
- The “Engineer” fields are not applicable to the Program and may be left blank or inserted with NA.

Applicable to...

The three sections at the top of page 2 of the Encroachment Permit Application are not applicable (NA) to the Program.

#6.

Additional Information

- The name of the individual or Organization and how it should appear on the Recognition Sign should be stated here. In cases where the Adopter chooses to dedicate the Adoption to an individual(s), enter "In Honor/Memory of <Individual's Name>."
- Provide other information pertinent to the subject Adoption provided by the Program Coordinator.

Declaration

- Print the name and provide the signature of the adopting individual or the Organization's representative.



County Property Permit Application

300 N. Flower Street
Santa Ana, CA 92703

714.667.8888

714.667.8885

County of Orange

Today's Date: _____

Permit #: _____

TYPE OF PERMIT

- ROAD ENCROACHMENT
- FLOOD ENCROACHMENT
- JWA ENCROACHMENT
- LARGE EVENTS
- BUS, BENCH, AND SHELTER
- OC WASTE & RECYCLING
- FILMING/PHOTOGRAPHY
- UTILITIES
- TRANSPORTATION
- SUNSET BEACH PARKING
- EMERGENCY
- OTHER ADOPT A CHANNEL

PROJECT INFORMATION

Location/Address of Project Work: Name of Channel and/or County Facility ID (if known); City
Address City Zip

Nearest Cross Street: Thomas Guide Assessor Parcel Number/Tract/Lot: Not Applicable
Page/Grid #: _____

Project Job Description: For example: "Remove trash and perform graffiti abatement activities within the Channel as part of the Countywide Adopt A Channel Program.

Current Related Permits: If you already have an encroachment permit for a different Adoption Site, please reference the Permit # here.

Facility: Channel Name of previously adopted site. / Channel ID _____ / Flood Road
Name Number Type

CONTACT INFORMATION

OWNER NAME: Name of your Organization / _____ / _____
Name Phone Number Email

Owner Address: _____
Address City Zip

CONTRACTOR: Only necessary for Sponsored Adopt! / _____ / _____
Name License # Email

Contractor Address: _____ Phone Number: _____

Agent/Contact Person*: _____ Affiliation: _____

Phone Number: _____ Fax: _____ Email: _____

ENGINEER: Not applicable. / Not applicable. / Not applicable.
Name License # Email

Engineer Address: Not applicable. Phone Number: _____

*If different than must sign & certify that they want this agent to serve as the contact for this application. This includes, but not limited to, contact for all plan check correction and questions related to the application.

Applicable to Filming Permits ONLY

EVENT NAME (TITLE) Not applicable.

Event Information: _____ / _____ / _____ / _____ / _____
Dates Exact Hours Total Days # of Personnel # of Vehicles

Location Manager: _____ Phone: _____

Production Type: Still Photography Motion/ Video Photography

Applicable to Sunset Beach Parking Permits ONLY:

Number of Parking Tags Requested: Not applicable.
(Max of 5 Total Parking Tags = 1 Master + 4 Additional)

Applicable to Utility Permits ONLY:

Invoice Billing Information: Not applicable. / _____ / _____
Name Address

_____ / _____ / _____
City State Zip

Utility Type Wet Dry

Additional Information:

ADDITIONAL INFORMATION: Any other information you would like to share such as anticipated frequency of cleanups, agency web site, contractor's website, etc.

DECLARATION:

I declare to the best of my knowledge that the information I have presented on this form and attached materials is true and correct. I also understand that additional data and information may be required prior to final approval of this application and that insufficient information / documents may delay the plan review process.

A non-refundable filing fee is required at the time of application and will be applied to the balance of any additional fees required by Board Resolution 94-300.
 Upon receipt of the above, staff will coordinate the review of your submittal. You will be advised of revisions, additional fees, surety deposits/bond amounts, insurance requirements and other items required to permit issuance.
 Upon completion of the permitted use, PERMITTEE is responsible for initiating the refund of surety deposit (if applicable) by calling the assigned Inspector for final sign-off. Refunds are processed within 6-8 weeks after sign-off by the Inspector.

Please Note: Requests may be mailed to: County Property Permits P.O. Box 4048, Santa Ana, CA. 92702 OR faxed to: (714) 667-8885 Monday thru Friday 7:30 AM to 5:00 PM

Print Name	Signature	Date
------------	-----------	------

STAFF USE ONLY:

PCRA: Yes No

APPLICATION COMPLETE - COUNTY PROPERTY PERMIT /CUSTOMER CARE STAFF NAME (per related checklist) _____ INITIAL _____ DATE _____

Attachment E

Orange County Code of Ordinances Title 9, Division 2
(Relevant Sections)

Sec. 9-2-30. Compliance with terms of encroachment permit.

Any act done under the authority of a written encroachment permit, issued pursuant to the provisions of section 9-2-40, shall be done in accordance with the applicable provisions of section 9-2-40 and section 9-2-50, and the terms and conditions of such permit.

(Ord. No. 98-1, § 1, 2-3-98)

Sec. 9-2-40. Issuance of an encroachment permit.

- a) Encroachment permits may be issued pursuant to County procedures for encroachment permits described in the Orange County Encroachment Permit Manual maintained by the Orange County Public Facilities and Resources Department.
- b) The Permit Issuing Officer shall receive all applications for encroachment permits and shall provide all application forms as are necessary for the convenience of the public and the economic and efficient administration of the permit process.

(Ord. No. 98-1, § 1, 2-3-98)

Sec. 9-2-50. Encroachment permit fee and contents.

- a) The Board of Supervisors shall annually provide by resolution the amount of each fee to be charged for each application or encroachment permit or both. Such fee shall be payable in accordance with the resolution and shall not be refundable.
- b) The encroachment permit shall contain:
 - (1)The date of issuance;
 - (2)Date of expiration;
 - (3)A description of the type of encroachment;
 - (4)The location or locations of the encroachment;
 - (5)The signature of the issuing officer; and,
 - (6)Such other matters the Permit Issuing Officer deems appropriate.

(Ord. No. 98-1, § 1, 2-3-98)

Sec. 9-2-60. Duration of encroachment permit.

The Director shall establish durations for encroachment permits as described in the Orange County Encroachment Permit Manual approved and maintained by the Director of the Orange County Public Facilities and Resources Department*, unless otherwise provided by resolution by the Board of Supervisors

(Ord. No. 98-1, § 1, 2-3-98)

Sec. 9-2-70. Conditions for denial of an encroachment permit.

The Director shall deny the application for an encroachment permit if he finds:

- a) The encroachment will be detrimental to the use of the District property for flood control purposes, or any other purpose as defined in the Orange County Flood Control Act, or be detrimental to the public safety, public health, public morals, or public order.
- b) The applicant has made any false or misleading statements in his application.
- c) The applicant does not fulfill the specific requirements for such permit as set forth in section 9-2-40.

(Ord. No. 98-1, § 1, 2-3-98)

Sec. 9-2-80. Encroachment permit not transferable.

No encroachment permit shall be transferable to any person nor to any location other than that described on the encroachment permit.

(Ord. No. 98-1, § 1, 2-3-98)

* “Public Facilities and Resources Department” is now known as “OC Public Works”.

To review the entire ordinance, please click on the following link: [Title 9, Division 2 \(Encroachments\)](#).



moulton niguel water district

STAFF REPORT

TO: Board of Directors **MEETING DATE:** July 11, 2019

FROM: Drew Atwater, Director of Finance & Water Resources
Johnathan Cruz, Financial Planning Manager

SUBJECT: Laguna Sur Wastewater Rates

SUMMARY:

Issue: The wastewater service charges and usage rates for Laguna Sur/Monarch Point/The Overlook at Laguna Apartment Homes properties need to be added to the tax roll for fiscal year 2019-20.

Recommendation: It is recommended that the Board of Directors approve the resolution entitled, "Adopting Report of Annual Wastewater Service Charges to be Collected via Property Tax Statements on Tax Roll for the Period Commencing July 1, 2019 (Laguna Sur/Monarch Point LAFCO Reorganization RO96-05)."

Fiscal Impact: Revenues collected cover the cost of wastewater service assessed by South Coast Water District on Moulton Niguel Water District for residences in the Laguna Sur Community.

Reviewed by Committee: Not reviewed by committee.

Reviewed by Legal: Yes

BACKGROUND:

In April 1997, the Laguna Sur/Monarch Point Reorganization Area was detached from South Coast Water District (SCWD) and annexed into Moulton Niguel Water District (MNWD). SCWD continues to provide wastewater service to the Reorganization Area through a contract with MNWD. As part of the terms and conditions of the reorganization, MNWD continues the prior SCWD practice of collecting wastewater service charges and rates on the tax roll, and then sends the revenues to SCWD.

#7.

Laguna Sur Wastewater Rates

July 11, 2019

Page 2 of 2

DISCUSSION:

On June 27, 2016, the Board of Directors approved the rates adopted by SCWD for wastewater services spanning five consecutive years. Fiscal year 2019-20 is the fourth of five years of new SCWD's rates pursuant to its Proposition 218 Notice. On June 23, 2019 and June 30, 2019, Section 6066 notices were published in the legal section of the OC Register consistent with the Health and Safety Code. Attached is a resolution to continue collection of the wastewater service charges and rates for the Reorganization Area on the property tax bills for 410 customers that reside in the applicable area. As part of the approval process, MNWD is required to notice a public hearing and adopt the assessment, absent a majority protest to the tax roll collection procedure. The proposed charges and rates are consistent with those adopted by SCWD and then MNWD June 27, 2016, pursuant to a Proposition 218 hearing process.

Attachment: Resolution entitled, "Adopting Report of Annual Wastewater Charges to be Collected via Property Tax Statements on Tax Roll for the Period Commencing July 1, 2019 (Laguna Sur/Monarch Point LFCO Reorganization RO96-05)."

RESOLUTION NO. 19-___

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MOULTON NIGUEL WATER DISTRICT
ADOPTING REPORT OF ANNUAL WASTEWATER SERVICE
CHARGES TO BE COLLECTED VIA PROPERTY TAX STATEMENTS
ON TAX ROLL FOR THE PERIOD COMMENCING JULY 1, 2019**

(LAGUNA SUR/MONARCH POINT LAFCO REORGANIZATION RO96-05)

WHEREAS, the Moulton Niguel Water District (MNWD or District) is a California Water District organized and existing under the California Water District Law (California Water Code Section 34000 *et seq.*), and all of the land within the boundaries of said District are located in the County of Orange, State of California;

WHEREAS, pursuant to Orange County Local Agency Formation Commission (LAFCO) Reorganization RO96-05, certain real property commonly known as the Laguna Sur/Monarch Point area (“Property”) was detached from South Coast Water District (SCWD) and annexed to Moulton Niguel Water District (MNWD), subject to the terms and conditions approved by LAFCO for Reorganization RO96-05. Reference is made to the map and legal description depicting the boundaries of the Property under Reorganization RO96-05 attached to LAFCO’s Certificate of Completion recorded on April 30, 1997;

WHEREAS, included within the terms and conditions of Reorganization RO96-05 is the requirement that SCWD continue to provide for wastewater collection, conveyance, treatment and disposal services to the Property, and annually furnish MNWD with SCWD’s authorized wastewater service charges (“Reorganization Wastewater Service Charges”) in sufficient time for MNWD to arrange for the continued collection of such charges on the tax roll;

WHEREAS, after individual notice to property owners of parcels within the Property, a public hearing pursuant to Health and Safety Code Section 5473, *et seq.*, and adoption of Ordinance No. 180 entitled “An Ordinance of the Board of Directors of South Coast Water District Establishing Method for Billing Sewer Service Charges for the Fiscal Year Commencing July 1, 1995,” on July 25, 1995, as thereafter supplemented by SCWD Ordinance Nos. 186 and 188 and subsequent ordinances and resolutions, SCWD approved the Reorganization Wastewater Service Charges to be collected from parcels within the Property via the property tax statements on the tax roll, and the District thereafter provided for the collection of the Reorganization Wastewater Service Charges, as revised from time to time by SCWD, via the property tax statements on the tax roll;

WHEREAS, SCWD most recently revised the Reorganization Wastewater Service Charges for the Property for years 2019-20 in June, 2016 (“2016 SCWD Rate Revisions”);

WHEREAS, MNWD adopted Ordinance No. 16-01 authorizing the 2016 SCWD Rate Revisions for the Property;

#7.

WHEREAS, a report (“Report”) has been filed with the District Secretary containing a description of such parcels and the corresponding Reorganization Wastewater Service Charges to be collected effective July 1, 2019, which Report is attached hereto as Exhibit A and incorporated herein by this reference;

WHEREAS, pursuant to Health and Safety Code Section 5473.1, the filing of the Report and notice of public hearing thereon was duly noticed as required by law by publication once each week for two successive weeks in the *Orange County Register*, a newspaper of general circulation, printed and published in the Property boundaries, such hearing to be held on July 11, 2019, at 6:00 p.m. (or as soon thereafter as practicable) at the Board Meeting Room located at 27500 La Paz Road, Laguna Niguel, California 92677;

WHEREAS, at the time set, the duly noticed public hearing was held and all persons interested were given an opportunity to be heard concerning the Report and to submit any objections or protests to the Report; and

WHEREAS, the Board finds it in MNWD’s best interest to collect the Reorganization Wastewater Service Charges in accordance with the 2016 SCWD Rate Revisions on the tax roll via the property tax statements.

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

Section 1. The Recital clauses and findings set forth above are incorporated herein.

Section 2. The Board hereby determines that protests to the Report were not made by the owners of a majority of separate parcels of the Property described in the Report.

Section 3. The Board hereby adopts the Report attached as Exhibit A to this Resolution containing a description of the parcels comprising the Property for which the Reorganization Wastewater Service Charges shall be collected via property tax statements on the tax roll and containing the amount of the charges for each parcel effective July 1, 2019, computed in conformity with the schedule of rates and charges approved by the Board pursuant to MNWD Ordinance No. 16-01, which ordinance adopted the SCWD 2016 Rate Revisions, as described above in the Recitals.

Section 4. The Secretary is hereby authorized and directed to endorse on the Report a statement that the Report was adopted by this Board of Directors on July 11, 2019, and to take whatever other action is required by the County of Orange Auditor-Controller (or other County officers) in regard thereto.

Section 5. The Secretary is hereby authorized and directed to file a copy of the Report with the County of Orange Auditor-Controller (or such other County officers as may request same).

Section 6. The County of Orange Auditor-Controller (and such other County officers as required) be, and hereby is, ordered and directed to add the Reorganization Wastewater Service Charges to the 2019-2020 secured tax roll in accordance with the Report.

Section 7. The Secretary shall cause a copy of this Resolution and the Report, in either written or electronic form, to be filed with the County of Orange Auditor-Controller (or such County officers as required) on or before August 9, 2019, or such other date as permitted by the County officers.

ADOPTED, SIGNED and APPROVED this 11th day of July 2019.

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

#7.

Exhibit A

**Report of Assessor Parcels – Reorganization Wastewater Service Charges Fiscal Year
2019-20**

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
658-281-07	31665 Isle Vista	\$ -	\$ 1,234.32	\$ 1,234.32
658-211-06	6 SAINT TROPEZ	\$ 843.00	\$ -	\$ 843.00
658-211-07	8 SAINT TROPEZ	\$ 843.00	\$ -	\$ 843.00
658-211-08	10 SAINT TROPEZ	\$ 843.00	\$ -	\$ 843.00
658-231-03	22704 TALAVERA DR	\$ -	\$ 183.48	\$ 183.48
658-231-04	31034 ANTIBES	\$ -	\$ 1,084.20	\$ 1,084.20
658-241-09	33 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-241-16	31341 MARSEILLE	\$ -	\$ 1,117.56	\$ 1,117.56
658-241-18	102 CALAIS ST	\$ 44,000.00	\$ 5,499.54	\$ 49,499.54
658-251-02	31 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-03	29 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-04	27 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-05	25 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-06	23 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-07	21 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-12	3 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-13	1 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-16	2 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-17	4 LE CONTE	\$ 676.00	\$ -	\$ 676.00
658-251-20	10 LE CONTE	\$ 676.00	\$ -	\$ 676.00
658-251-23	16 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-26	20 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-27	22 LE CONTE	\$ 843.00	\$ -	\$ 843.00
658-251-29	Cannes (Guardhouse)	\$ -	\$ 1,476.18	\$ 1,476.18
658-281-03	31662 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-281-04	31701 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-281-05	31691 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-281-06	31681 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-291-01	31782 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-291-02	22832 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-04	22812 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-05	22802 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-06	22792 MISTY SEA DR	\$ 736.00	\$ -	\$ 736.00
658-291-07	22782 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-08	22772 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-09	22762 MISTY SEA DR	\$ 843.00	\$ -	\$ 843.00
658-291-10	22761 MISTY SEA DR	\$ 676.00	\$ -	\$ 676.00
658-291-12	22772 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-13	22782 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-14	22792 CHANNEL VIEW	\$ 676.00	\$ -	\$ 676.00
658-291-15	22802 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-17	22832 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-18	22825 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-19	22805 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-20	22791 CHANNEL VIEW	\$ 736.00	\$ -	\$ 736.00
658-291-21	22781 CHANNEL VIEW	\$ 843.00	\$ -	\$ 843.00
658-291-22	31711 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-291-23	31731 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-301-01	22832 SKYVIEW WAY	\$ 736.00	\$ -	\$ 736.00
658-301-02	22822 SKYVIEW WAY	\$ 843.00	\$ -	\$ 843.00
658-301-03	22812 SKYVIEW WAY	\$ 736.00	\$ -	\$ 736.00
658-301-04	22802 SKYVIEW WAY	\$ 676.00	\$ -	\$ 676.00
658-301-05	22792 SKYVIEW WAY	\$ 843.00	\$ -	\$ 843.00
658-301-06	22782 SKYVIEW WAY	\$ 843.00	\$ -	\$ 843.00
658-301-07	22772 SKYVIEW WAY	\$ 676.00	\$ -	\$ 676.00
658-301-08	22762 SKYVIEW WAY	\$ 843.00	\$ -	\$ 843.00
658-301-09	22762 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-10	22772 AZURE SEA	\$ 676.00	\$ -	\$ 676.00

#7.

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
658-301-11	22782 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-12	22792 AZURE SEA	\$ 736.00	\$ -	\$ 736.00
658-301-13	22802 AZURE SEA	\$ 736.00	\$ -	\$ 736.00
658-301-14	22812 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-15	22822 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-16	22842 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-17	22852 AZURE SEA	\$ 843.00	\$ -	\$ 843.00
658-301-18	22803 SEAWAY DR	\$ 843.00	\$ -	\$ 843.00
658-301-19	22802 SEAWAY DR	\$ 843.00	\$ -	\$ 843.00
658-301-20	22812 SEAWAY DR	\$ 676.00	\$ -	\$ 676.00
658-301-21	22822 SEAWAY DR	\$ 843.00	\$ -	\$ 843.00
658-301-23	22842 SEA WAY DR	\$ 843.00	\$ -	\$ 843.00
658-301-24	22852 SEAWAY DR	\$ 676.00	\$ -	\$ 676.00
658-301-25	22862 SEAWAY DR	\$ 843.00	\$ -	\$ 843.00
658-301-26	22882 OCEANBREEZE WAY	\$ 736.00	\$ -	\$ 736.00
658-301-27	22892 OCEANBREEZE WAY	\$ 843.00	\$ -	\$ 843.00
658-301-28	22902 OCEANBREEZE WAY	\$ 843.00	\$ -	\$ 843.00
658-301-29	22912 OCEANBREEZE WAY	\$ 736.00	\$ -	\$ 736.00
658-301-30	31732 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-301-31	31762 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-01	31962 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-321-02	31972 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-03	31992 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-04	32002 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-05	32012 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-06	32022 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-07	32026 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-321-08	32032 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-09	32036 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-10	32042 ISLE VISTA	\$ 736.00	\$ -	\$ 736.00
658-321-11	32045 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-15	32041 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-16	32035 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-17	32031 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-18	32025 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-19	32021 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-20	32011 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-21	32001 ISLE VISTA	\$ 676.00	\$ -	\$ 676.00
658-321-22	31991 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-23	31981 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-321-24	31971 ISLE VISTA	\$ 843.00	\$ -	\$ 843.00
658-332-02	31526 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-03	31542 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-08	31552 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-09	31562 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-10	31572 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-11	31582 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-20	31655 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-21	31651 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-22	31645 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-23	31641 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-24	31631 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-25	31621 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-28	31601 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-29	31591 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-30	31581 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-31	31571 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-32	31561 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
658-332-33	31551 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-34	31545 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-35	31541 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-36	31531 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-37	31521 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-38	31511 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-39	22632 OCEAN WAY	\$ 843.00	\$ -	\$ 843.00
658-332-40	22616 OCEAN WAY	\$ 736.00	\$ -	\$ 736.00
658-332-41	22592 OCEAN WAY	\$ 736.00	\$ -	\$ 736.00
658-332-42	22602 OCEAN WAY	\$ 736.00	\$ -	\$ 736.00
658-332-57	22701 LAS BRISAS CIR	\$ 676.00	\$ -	\$ 676.00
658-332-58	31616 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-59	31602 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-60	22721 LAS BRISAS CIR	\$ 736.00	\$ -	\$ 736.00
658-332-61	31516 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-62	22711 LAS BRISAS CIR	\$ 736.00	\$ -	\$ 736.00
658-332-63	22731 LAS BRISAS CIR	\$ 736.00	\$ -	\$ 736.00
658-332-65	31586 SEA SHADOWS WAY	\$ 843.00	\$ -	\$ 843.00
658-332-66	31592 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-332-67	31606 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-68	31612 SEA SHADOWS WAY	\$ 736.00	\$ -	\$ 736.00
658-332-69	22732 LAS BRISAS CIR	\$ 736.00	\$ -	\$ 736.00
658-332-70	31632 SEA SHADOWS WAY	\$ 676.00	\$ -	\$ 676.00
658-341-01	31862 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-02	31872 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-03	31882 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-04	31902 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-05	31912 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-06	31932 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-07	31982 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-08	31981 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-09	31971 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-10	31961 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-11	31951 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-12	31941 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-13	31921 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-14	31911 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-15	31891 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-17	31871 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-18	31861 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
658-341-20	31821 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-21	31811 MONARCH CREST	\$ 843.00	\$ -	\$ 843.00
658-341-22	31791 MONARCH CREST	\$ 736.00	\$ -	\$ 736.00
939-870-25	1 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-26	3 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-27	5 ANTIBES	\$ 843.00	\$ -	\$ 843.00
939-870-28	7 ANTIBES	\$ 843.00	\$ -	\$ 843.00
939-870-29	9 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-30	11 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-31	13 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-32	15 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-33	17 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-34	19 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-35	21 ANTIBES	\$ 843.00	\$ -	\$ 843.00
939-870-36	23 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-37	25 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-38	27 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-39	29 ANTIBES	\$ 676.00	\$ -	\$ 676.00

#7.

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
939-870-40	31 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-41	33 ANTIBES	\$ 843.00	\$ -	\$ 843.00
939-870-42	35 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-43	34 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-44	32 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-45	30 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-46	28 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-47	26 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-48	24 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-49	22 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-50	20 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-51	18 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-52	16 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-53	14 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-54	12 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-55	10 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-56	8 ANTIBES	\$ 843.00	\$ -	\$ 843.00
939-870-57	6 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-58	4 ANTIBES	\$ 676.00	\$ -	\$ 676.00
939-870-59	2 ANTIBES	\$ 736.00	\$ -	\$ 736.00
939-870-60	14 SAINT TROPEZ	\$ 736.00	\$ -	\$ 736.00
939-870-61	16 SAINT TROPEZ	\$ 736.00	\$ -	\$ 736.00
939-870-62	18 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-63	20 SAINT TROPEZ	\$ 843.00	\$ -	\$ 843.00
939-870-64	22 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-65	24 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-66	26 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-67	28 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-68	30 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-69	32 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-70	34 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-71	36 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-72	38 SAINT TROPEZ	\$ 736.00	\$ -	\$ 736.00
939-870-73	40 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-74	42 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-75	44 SAINT TROPEZ	\$ 736.00	\$ -	\$ 736.00
939-870-76	46 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-77	48 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-78	50 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-79	52 SAINT TROPEZ	\$ 676.00	\$ -	\$ 676.00
939-870-80	54 SAINT TROPEZ	\$ 736.00	\$ -	\$ 736.00
939-870-81	1 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-870-82	3 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-870-83	5 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-84	7 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-85	9 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-870-86	11 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-87	13 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-88	15 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-89	17 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-870-90	19 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-91	21 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-92	23 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-93	25 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-94	27 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-95	29 SAINT RAPHAEL	\$ 843.00	\$ -	\$ 843.00
939-870-96	31 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-97	33 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
939-870-98	35 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-870-99	37 SAINT RAPHAEL	\$ 676.00	\$ -	\$ 676.00
939-871-00	39 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-871-01	41 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-871-02	43 SAINT RAPHAEL	\$ 736.00	\$ -	\$ 736.00
939-871-03	1 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-04	3 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-05	5 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-06	7 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-07	9 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-08	11 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-09	13 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-10	15 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-11	17 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-12	19 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-13	21 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-14	26 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-15	24 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-16	22 NICE	\$ 843.00	\$ -	\$ 843.00
939-871-17	20 NICE	\$ 843.00	\$ -	\$ 843.00
939-871-18	18 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-19	16 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-20	14 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-21	12 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-22	10 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-23	8 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-24	6 NICE	\$ 736.00	\$ -	\$ 736.00
939-871-25	4 NICE	\$ 676.00	\$ -	\$ 676.00
939-871-26	2 NICE	\$ 843.00	\$ -	\$ 843.00
939-871-27	15 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-28	13 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-29	11 CAVALIER	\$ 843.00	\$ -	\$ 843.00
939-871-30	9 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-31	7 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-32	5 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-33	3 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-34	1 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-35	2 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-36	4 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-37	6 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-38	8 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-39	10 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-40	12 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-41	14 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-42	16 CAVALIER	\$ 736.00	\$ -	\$ 736.00
939-871-43	18 CAVALIER	\$ 676.00	\$ -	\$ 676.00
939-871-44	1 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-45	3 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-46	5 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-47	7 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-48	9 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-49	11 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-50	13 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-51	15 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-52	17 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-53	19 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-54	21 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-55	23 MARSEILLE	\$ 676.00	\$ -	\$ 676.00

#7.

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
939-871-56	25 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-57	27 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-58	29 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-59	31 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-60	33 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-61	35 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-62	37 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-63	41 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-64	43 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-65	45 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-66	47 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-67	49 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-68	51 MARSEILLE	\$ 843.00	\$ -	\$ 843.00
939-871-69	53 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-70	55 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-71	57 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-72	59 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-73	61 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-74	63 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-75	65 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-76	67 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-77	29 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-78	27 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-79	25 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-80	23 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-81	21 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-82	19 SAINT MAXIME	\$ 736.00	\$ -	\$ 736.00
939-871-83	17 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-84	15 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-85	13 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-86	11 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-87	9 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-88	7 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-89	5 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-90	3 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-91	1 SAINT MAXIME	\$ 676.00	\$ -	\$ 676.00
939-871-92	71 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-93	73 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-94	75 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-95	77 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-871-96	79 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-97	81 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-98	83 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-871-99	85 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-00	87 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-01	89 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-02	91 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-03	42 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-04	44 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-05	46 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-06	48 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-07	50 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-08	52 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-09	54 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-10	56 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-11	58 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-12	60 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-13	62 MARSEILLE	\$ 676.00	\$ -	\$ 676.00

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
939-872-14	64 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-15	66 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-16	68 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-17	20 MARSEILLE	\$ 843.00	\$ -	\$ 843.00
939-872-18	22 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-19	24 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-20	26 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-21	28 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-22	30 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-23	32 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-24	34 MARSEILLE	\$ 676.00	\$ -	\$ 676.00
939-872-25	36 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-26	38 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-27	40 MARSEILLE	\$ 736.00	\$ -	\$ 736.00
939-872-28	15 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-29	13 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-30	11 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-31	9 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-32	3 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-33	1 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-34	2 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-35	4 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-36	6 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-37	8 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-38	10 MONTPELLIER	\$ 676.00	\$ -	\$ 676.00
939-872-39	12 MONTPELLIER	\$ 843.00	\$ -	\$ 843.00
939-872-40	14 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-41	16 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-42	18 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-43	20 MONTPELLIER	\$ 736.00	\$ -	\$ 736.00
939-872-44	2 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-45	4 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-46	6 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-47	8 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-48	10 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-49	12 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-50	14 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-51	16 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-52	18 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-53	20 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-54	22 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-55	24 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-56	26 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-57	32 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-58	34 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-59	36 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-60	38 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-61	40 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-62	42 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-63	44 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-64	41 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-65	39 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-66	37 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-67	35 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-68	33 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-69	31 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-70	29 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-71	27 TOULON	\$ 676.00	\$ -	\$ 676.00

#7.

Parcel.Number	Site.Address	Wastewater Capacity Charge	Wastewater Commodity Charge	Total Charges
939-872-72	25 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-73	23 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-74	21 TOULON	\$ 676.00	\$ -	\$ 676.00
939-872-75	19 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-76	15 TOULON	\$ 736.00	\$ -	\$ 736.00
939-872-77	11 TOULON	\$ 676.00	\$ -	\$ 676.00

MOULTON NIGUEL WATER DISTRICT
Summary of Financial Results
July 11, 2019

Year to date unaudited results of operations as of May 31, 2019, are summarized below.

Total operating revenues were \$58.4 million for the eleven months ended, which came in at 93% of the budget. Total operating expenses ended at \$64.0 million, which amounted to 82% of the approved budget. Total Net Income for the eleven months ended was \$8.1 million, up from \$3.8 million from this same period in the prior year.

The main driver for the additional net income this year is related to investment income. Investment income is at \$5.1 million this year, as compared to (\$0.1) million last year, an increase of \$5.2 million. The District records its investments at fair market value, and any increases or decreases in value are recorded as interest income (loss).

As we near the completion of Fiscal Year 2018-19, several individual lines have already exceeded their respective budget allocations. However, we anticipate both the General Fund and Water Efficiency Fund to be under budget at the end of the Fiscal Year. We also expect the District as a whole to be under budget. As of May 31, 2019, the General Fund Budget is at 84%, while the Water Efficiency Fund is at 62% of the approved budget. The overall actual results are within staff's expectations and are within the Ten-Year Cash Flow projections.

As noted in the Grant Administration detail, the District received notification that our application to the U.S. Bureau of Reclamation was among the highest rated applications, and that we can anticipate receiving the full \$1.5 million in funding for the full implementation of the District's AMI program. Over the past two fiscal years, the District has received \$2.0 million in grants.

The District currently has \$6.2 million available in the Water Efficiency Fund for new projects, rebate applications or additional programs. The remaining balance considers \$1.3 million in approved water efficiency program commitments and \$0.5 million for new radios as part of the Phase II AMI Project.

The District has a total of \$116.1 million in available Cash and Investments as of May 31, 2019, down approximately \$6.7 million from June 30, 2018. This change was anticipated in the Ten-Year Cash Flow and is related to executing the District's capital improvement program. So far in Fiscal Year 2018-19, \$22.1 million has been spent on the District's CIP program, and \$5.4 million has been spent on scheduled debt service payments.

Additionally, the District holds \$5.9 million invested in trustee accounts to satisfy covenants associated with outstanding debt issuances. The District is meeting its requirements to fund reserves associated with its debt issuances.

Based on the approved FY 18/19 Budget, the Board has established a target reserve level of \$67.6 million, and as of May 31, 2019, the District held \$72.1 million in reserves. Additionally, there is \$25.9 million available in the funds designated for capital projects.

Moulton Niguel Water District
All Funds - Budget Comparison Report
Year To Date Totals May 31, 2019

	1	2	3	=3-1	=1/3
Description	Fiscal Year to Date Actuals	Prior Fiscal Year to Date Actuals	Current Year Approved Budget	Current Year Budget Balance	% of Actuals to Budget
ALL FUNDS					
<u>Operating Revenues</u>					
Water Sales	\$ 26,127,045	\$ 26,311,836	\$ 29,719,565	\$ 3,592,519	88%
Recycled Water Sales	4,709,578	5,025,328	6,126,568	1,416,990	77%
Sewer Sales	23,279,409	20,532,579	22,677,534	(601,875)	103%
Water Efficiency	3,887,969	2,960,618	3,835,379	(52,590)	101%
Other Operating Income	434,392	441,182	643,065	208,673	68%
A Total Operating Revenue	58,438,393	55,271,543	63,002,110	4,563,717	93%
<u>Operating Expenses</u>					
Salaries	12,083,013	10,914,065	14,190,862	2,107,849	85%
PERs Employer Contributions	2,040,320	1,668,308	2,331,640	291,320	88%
Defined Contribution 401A	213,563	190,118	259,573	46,010	82%
Educational Courses	31,958	30,832	78,920	46,962	40%
Travel & Meetings	268,269	210,266	328,210	59,941	82%
Recruitment & Employee Relations	23,465	17,594	93,343	69,878	25%
General Services	340,094	304,885	488,149	148,055	70%
Annual Audit	23,468	38,085	54,000	30,532	43%
Member Agencies O&M	320,768	144,806	469,266	148,498	68%
Dues & Memberships ¹	195,715	144,436	160,899	(34,816)	122%
Election Expenses	101,675	-	135,000	33,325	75%
Consulting Services	2,032,264	1,552,163	2,467,200	434,936	82%
Equipment Rental	45,174	52,048	61,500	16,326	73%
District Fuel	264,826	220,815	260,000	(4,826)	102%
Insurance - District	322,060	391,823	507,850	185,790	63%
Insurance - Personnel	351,778	313,108	395,425	43,647	89%
Insurance - Benefits	3,496,880	3,350,335	3,753,749	256,869	93%
Legal Services - Personnel	23,090	4,082	50,000	26,910	46%
Legal Services - General	1,550,735	997,779	1,900,000	349,265	82%
District Office Supplies	688,427	576,101	703,975	15,548	98%
District Operating Supplies	591,609	346,198	597,904	6,295	99%
Repairs & Maintenance - Equipment	739,117	714,869	756,362	17,245	98%
Repairs & Maintenance - Facilities	4,346,879	3,400,060	4,245,831	(101,048)	102%
Safety Program & Compliance Requirements ²	403,074	276,067	324,725	(78,349)	124%
Wastewater Treatment	9,336,578	9,593,025	11,454,088	2,117,510	82%
Special Outside Assessments ³	141,070	177,048	114,500	(26,570)	123%
Utilities	1,912,859	2,153,629	2,359,573	446,714	81%
Water Purchases	20,972,582	23,475,259	26,303,491	5,330,909	80%
Meter / Vault Purchases	182,245	184,667	441,000	258,755	41%
Water Efficiency	936,421	778,344	2,750,000	1,813,579	34%
Other Operating Expenses	-	114	-	-	n/a
B Total Operating Expenses	63,979,976	62,220,930	78,037,035	14,057,059	82%
A-B Operating Income (Loss)	(5,541,583)	(6,949,387)	(15,034,925)	(9,493,342)	37%
<u>Non-Operating Revenues (Expenses)</u>					
Property Tax Revenue	28,815,630	27,595,986	28,194,179	(621,451)	102%
Investment Income ⁴	5,149,845	(71,127)	1,758,346	(3,391,499)	293%
Property Lease Income	1,624,230	1,660,245	1,732,671	108,441	94%
Interest Expense	(3,994,198)	(4,579,502)	(4,877,827)	(883,629)	82%
Misc. Non-Operating Income (Expense)	(112,016)	3,105,786	3,034,711	3,146,727	n/a
Capacity Fees	96,854	649,528	614,970	518,116	16%
Demand Offset Fees	36,047	-	65,000	28,953	55%
C Total Non-Operating Revenue (Expenses)	31,616,392	28,360,916	29,842,080	(1,774,312)	106%
A-B+C Change in All Funds	\$ 26,074,809	\$ 21,411,529	\$ 14,807,155	\$ (11,267,654)	
<u>Other Non Cash Expenses</u>					
Depreciation	17,943,835	17,615,088	-	(17,943,835)	n/a
D Total Change in Net Position	\$ 8,130,974	\$ 3,796,441	\$ 14,807,155	\$ 6,676,180	

Note: Totals may not sum due to rounding.

1. The District began working with the Building Industry Association to participate in the Water Forum this year.
2. The District spent approximately \$50k at Plant 3A after assuming operations March 1, 2019.
3. The SWRCB FY 18-19 fee was \$90k.
4. Investment income is comprised of realized income of \$3,141,398 and unrealized income of \$2,008,447.

**Moulton Niguel Water District
All Funds - Budget Comparison Report
Year To Date Totals May 31, 2019
Legal Services - General**

Firm	Water Use		Capital ⁶	Total
	General ⁵	Efficiency ⁵		
Alvarado Smith APC	\$ 638,355	\$ -	\$ -	\$ 638,355
Best Best & Krieger LLP	884,694	21,036	74,170	979,900
Downey Brand, Attorneys	-	6,650	-	6,650
Total	1,523,049	27,686	74,170	1,624,905
Budget Amount	1,880,000	20,000	-	1,900,000
Budget Balance	\$ 356,951	\$ (7,686)	n/a	\$ 349,265

Note: Totals may not sum due to rounding.

5. Legal Services - General on the previous page is made up of the General balance of \$1,523,049 and the \$27,686 Water Use Efficiency balance, for a total of \$1,550,735.

6. Capital legal services represent legal services rendered during construction and are capitalized by the District as part of the project. Each project has a separate budget for legal expenses and those individual budgets are not included as part of this schedule.

Consulting Services - Grant Administration

Firm	YTD	Overall
Nossaman LLP ⁷	\$ 30,250	\$ 68,750
West Yost Associates ⁸	58,914	139,909
Grants Received ⁹	(2,000,000)	(2,000,000)
Totals	\$ (1,910,836)	\$ (1,791,341)

7. Nossaman receives a fixed monthly retainer for general grant services, including identification, tracking, and administering of grants.

8. West Yost compiled the AMI WaterSmart final closeout documents and prepared documents for additional grant applications, including the AMI Phase II project, and two additional Cal OES grant applications.

9. The District has received two grants from the US Bureau of Reclamation, totalling \$1.8 million. Additionally, the District has received a \$0.2 million grant from MET.

Moulton Niguel Water District
General Fund - Budget Comparison Report
Year To Date Totals May 31, 2019

	1	2	=1-2	=2/1
Description	Approved Budget	Fiscal Year to Date Actuals	Budget Balance	% of Actuals to Budget
GENERAL FUND				
<u>Operating Revenues</u>				
Water Sales	\$ 29,719,565	\$ 26,127,045	\$ 3,592,520	88%
Recycled Water Sales	6,126,568	4,709,578	1,416,990	77%
Sewer Sales	22,677,534	23,279,409	(601,875)	103%
Other Operating Income	643,065	434,392	208,673	68%
A Total Operating Revenue	59,166,732	54,550,425	4,616,307	92%
<u>Operating Expenses</u>				
Salaries	13,164,836	11,277,919	1,886,917	86%
PERs Employer Contributions	2,204,117	1,915,152	288,965	87%
Defined Contribution 401A	240,620	199,224	41,396	83%
Educational Courses	76,420	30,899	45,521	40%
Travel & Meetings	299,710	240,005	59,705	80%
Recruitment & Employee Relations	93,343	23,465	69,878	25%
General Services	488,149	340,094	148,055	70%
Annual Audit	54,000	23,468	30,532	43%
Member Agencies O&M	469,266	320,768	148,498	68%
Dues & Memberships	134,415	178,038	(43,623)	132%
Election Expenses	135,000	101,675	33,325	75%
Consulting Services	1,567,200	1,076,436	490,764	69%
Equipment Rental	61,500	45,174	16,326	73%
District Fuel	260,000	264,826	(4,826)	102%
Insurance - District	507,850	322,060	185,790	63%
Insurance - Personnel	373,746	336,069	37,677	90%
Insurance - Benefits	3,433,156	3,297,014	136,142	96%
Legal Services - Personnel	50,000	23,090	26,910	46%
Legal Services - General	1,880,000	1,523,048	356,952	81%
District Office Supplies	511,475	470,676	40,799	92%
District Operating Supplies	597,904	588,899	9,005	98%
Repairs & Maintenance - Equipment	743,362	735,659	7,703	99%
Repairs & Maintenance - Facilities	4,245,831	4,346,879	(101,048)	102%
Safety Program & Compliance Requirements	322,975	401,696	(78,721)	124%
Wastewater Treatment	11,454,088	9,336,578	2,117,510	82%
Special Outside Assessments	114,500	141,070	(26,570)	123%
Utilities	2,359,573	1,912,859	446,713	81%
Water Purchases	26,303,491	20,972,582	5,330,909	80%
Meter / Vault Purchases	441,000	182,245	258,755	41%
B Total Operating Expenses	72,587,527	60,627,568	11,959,958	84%
A-B Operating Income (Loss)	(13,420,795)	(6,077,144)	(7,343,651)	45%
<u>Non-Operating Revenues (Expenses)</u>				
Property Tax Revenue	28,194,179	28,815,630	(621,451)	102%
Investment Income	1,667,272	3,169,275	(1,502,003)	190%
Property Lease Income	1,732,671	1,624,230	108,441	94%
Misc. Non-Operating Income (Expense)	250,812	(2,707,551)	2,958,363	n/a
C Total Non-Operating Revenue (Expenses)	31,844,934	30,901,584	943,350	97%
A-B+C Change in General Fund	\$ 18,424,139	\$ 24,824,440	\$ (6,400,301)	106%
<u>Other Non Cash Expenses</u>				
Depreciation	-	17,943,835	(17,943,835)	n/a
D Total Change in Net Position	\$ 18,424,139	\$ 6,880,606	\$ 11,543,534	

Note: Totals may not sum due to rounding.

Moulton Niguel Water District
Water Efficiency Fund - Budget Comparison Report
Year To Date Totals May 31, 2019

	1	2	=1-2	=2/1
Description	Approved Budget	Fiscal Year to Date Actuals	Budget Balance	% of Actuals to Budget
WATER EFFICIENCY FUND				
<u>Projected Operating Revenue</u>				
Water Efficiency	\$ 3,835,379	\$ 3,887,969	\$ (52,590)	101%
A	3,835,379	3,887,969	(52,590)	101%
<u>Projected Operating Expenses</u>				
Labor	1,514,774	1,160,176	354,598	77%
Educational Courses	2,500	1,059	1,441	42%
Travel & Meetings	28,500	28,264	236	99%
Dues & Memberships	26,484	17,677	8,807	67%
Consulting Services	900,000	955,828	(55,828)	106%
Legal Services	20,000	27,686	(7,686)	138%
Conservation supplies	193,100	220,460	(27,360)	114%
Repairs and Maintenance - Equipment	13,000	3,459	9,541	27%
Safety Program & Compliance Requirements	-	1,378	(1,378)	n/a
Water Efficiency	2,750,000	936,421	1,813,579	34%
B	5,448,358	3,352,407	2,095,951	62%
A-B	(1,612,980)	535,561	(2,148,541)	-33%
<u>Projected Non-Operating Revenue</u>				
Demand offset fees	65,000	36,047	28,953	55%
Investment Income	91,074	225,453	(134,379)	248%
C	156,074	261,500	(105,426)	168%
A-B+C	\$ (1,456,906)	\$ 797,061	\$ (2,253,967)	

Note: Totals may not sum due to rounding.

Water Efficiency Available Net Position¹

Description	Approved Budget	Fiscal Year to Date Actuals	Budget Balance
Fund Net Position, Beginning of Year	\$ 7,191,459	\$ 7,191,459	\$ 7,191,459
Projected Change in Water Efficiency Fund	(1,456,906)	797,061	(2,253,967)
Project Commitments		\$ (1,288,225)	
Capital Spending	(950,000)	(479,134)	
Fund Net Position, Year To Date Totals May 31, 2019	\$ 4,784,553	\$ 6,221,161	

1. In addition to realized expenditures, including capital spending of \$479,134, there is approximately \$1,288,225 in project commitments, reducing the available WBBRS reserve balance to \$6,221,162.



MOULTON NIGUEL WATER DISTRICT
STATEMENT OF NET POSITION

	(Unaudited)	
	May 31, 2019	June 30, 2018
CURRENT ASSETS:		
Cash and investments ¹	\$ 24,173,362	\$ 42,456,222
Accounts receivables:		
Water and sanitation charges	3,571,654	4,114,801
Property taxes	-	280,221
Other accounts receivable	2,637,432	687,336
Interest receivable	652,848	825,763
Inventory	1,212,412	1,110,856
Prepaid expenses	951,288	562,137
TOTAL CURRENT ASSETS	33,198,996	50,037,336
NONCURRENT ASSETS:		
Investments ¹	91,966,816	80,422,057
Restricted cash and investments with fiscal agent	5,885,823	7,257,989
Retrofit loans receivable	491,754	506,303
Capital assets, net of accumulated depreciation	363,462,977	379,040,946
Capital assets not being depreciated:		
Land	1,091,910	1,091,910
Construction in progress ¹	27,210,162	7,455,835
TOTAL NONCURRENT ASSETS	490,109,442	475,775,041
TOTAL ASSETS	523,308,438	525,812,377
DEFERRED OUTFLOW OF RESOURCES:		
Deferred Charges on Refunding	423,649	527,664
Deferred Items related to Pension	6,316,056	6,316,056
Deferred Items related to OPEB	477,082	477,082
TOTAL DEFERRED OUTFLOW OF RESOURCES	7,216,787	7,320,802
TOTAL ASSETS AND DEFERRED OUTFLOW OF RESOURCES \$	530,525,225	\$ 533,133,179

1. Total cash and investments has changed (\$6,738,101) during this fiscal year. \$22,120,054 has been spent on capital projects and \$5,376,787 has been spent on debt service.

**MOULTON NIGUEL WATER DISTRICT
STATEMENT OF NET POSITION**

	(Unaudited)		
	May 31, 2019	June 30, 2018	
CURRENT LIABILITIES:			
Accounts payable	\$ 5,867,839	\$ 9,432,089	
Interest payable	810,725	1,694,354	
Compensated absences	900,177	746,465	
Current portion of long-term debt:			
Bonds payable ²	3,360,000	1,365,000	
Loans Payable	1,283,260	1,399,041	
Certificates of participation ²	-	1,805,000	
TOTAL CURRENT LIABILITIES	12,222,001	16,441,949	
LONG-TERM LIABILITIES			
Compensated absences	300,059	248,822	
Long-term debt:			
Bonds payable ²	57,170,000	11,925,000	
Loans payable	3,805,058	5,261,865	
Certificates of participation ²	-	60,000,000	
Net Pension Liability	20,711,604	20,711,604	
Net OPEB Liability	1,781,885	1,781,885	
TOTAL LONG-TERM LIABILITIES	83,768,606	99,929,176	
Bond Discount/Premium	11,179,361	1,537,769	
TOTAL LIABILITIES	107,169,968	117,908,894	
DEFERRED INFLOW OF RESOURCES:			
Deferred Items related to Pension	2,163,337	2,163,337	
Deferred items related to OPEB	19,083	19,083	
TOTAL DEFERRED INFLOW OF RESOURCES	2,182,420	2,182,420	
NET POSITION:			
Net investment in capital assets	315,391,020	304,822,680	
Restricted for capital projects	303,419	604,783	
Unrestricted	105,478,399	107,614,402	
TOTAL NET POSITION	421,172,837	413,041,865	
TOTAL LIABILITIES, DEFERRED INFLOW OF RESOURCES, AND NET POSITION	\$ 530,525,225	\$ 533,133,179	

Note: Totals may not sum due to rounding.

2. The District refunded the 2009 Certificates of Participation with the 2019 Revenue Refunding Bonds.

MOULTON NIGUEL WATER DISTRICT
RESTRICTED CASH AND INVESTMENTS WITH FISCAL AGENT
As of May 31, 2019

	Reserve Requirement	(Unaudited) Balance 5/31/2019	Over (Under) Requirement	Balance 6/30/2018	Outstanding Debt Balance 5/31/2019
Restricted Cash and Investments:					
2014 Consolidated Ref Bonds	\$ -	\$ 2	\$ 2	\$ 2	\$ 1,465,000
2015 Refunding Bonds	-	15	15	12	-
2015 Refunding Reserve	1,226,500	1,296,238	69,738	1,243,327	10,460,000
2019 Revenue Bonds Reserve ⁺	4,487,500	4,489,750	2,250	6,014,569	48,605,000
2019 Revenue Bonds	-	99,818	99,818	79	-
CIEDB Loans	-	-	-	-	551,499
SRF Loans	-	-	-	-	4,536,819
Total Restricted Trust Accounts	\$ 5,714,000	\$ 5,885,823	\$ 171,823	\$ 7,257,989	\$ 65,618,318

Note: Totals may not sum due to rounding.

⁺ The 2019 Revenue Bonds Refunded the 2009 Certificates of Participation.

FY	Payoff Schedule ¹			
	Principal*	Interest	Fees	Totals
2020	\$ 4,643,260	\$ 3,027,210	\$ 1,655	\$ 7,672,124
2021	3,297,912	2,880,057	1,119	6,179,088
2022	3,418,059	2,753,035	229	6,171,323
2023	3,354,087	2,620,508	-	5,974,595
2024	2,300,000	2,487,750	-	4,787,750
2025 ²	2,055,000	2,378,875	-	4,433,875
2026	2,155,000	2,273,625	-	4,428,625
2027	2,265,000	2,163,125	-	4,428,125
2028	2,380,000	2,046,100	-	4,426,100
2029	2,500,000	1,925,000	-	4,425,000
2030	2,620,000	1,797,000	-	4,417,000
2031	2,755,000	1,662,625	-	4,417,625
2032	2,890,000	1,521,500	-	4,411,500
2033	3,035,000	1,373,375	-	4,408,375
2034	3,185,000	1,217,875	-	4,402,875
2035	3,345,000	1,054,625	-	4,399,625
2036	3,515,000	883,125	-	4,398,125
2037	3,690,000	703,000	-	4,393,000
2038	3,875,000	513,875	-	4,388,875
2039	4,070,000	315,250	-	4,385,250
2040	4,270,000	106,750	-	4,376,750
	\$ 65,618,318	\$ 35,704,285	\$ 3,002	\$ 101,325,605

*Note: Total outstanding balance reconciles to balance as of the most recent audited fiscal year.

1. The District has made \$4,742,589 in principal payments to date this fiscal year.

2. Principal payments starting in FY 2025 all relate to the 2019 Revenue Refunding Bonds.

MOULTON NIGUEL WATER DISTRICT
NET POSITION
As of May 31, 2019

	Reserve Target	(Unaudited)		(Unaudited)
		Balance	Net Change	Balance
		5/31/2019		6/30/2018
Adopted Reserve Targets ¹				
Designated for Self Insurance Reserve	\$ 250,000	\$ 239,334	\$ (5,001)	\$ 244,335
Designated for Rate Stabilization	14,097,089	14,698,424	197,879	14,500,545
Designated for Emergency Reserves	35,300,000	35,300,000	-	35,300,000
Designated for Operating Reserves ²	17,963,332	21,843,271	4,953,789	16,889,482
Total Adopted Reserve Targets	\$ 67,610,421	\$ 72,081,030	\$ 5,146,668	\$ 66,934,362
	FY Capital			
	Budget ⁴			
Designated for Capital Projects ³				
Designated for Replacement and Refurbishment	\$ 43,107,654	\$ 6,445,539	\$ (10,373,229)	\$ 16,818,768
Designated for Water Supply Reliability	-	359,831	15,080	344,751
Designated for Planning and Construction	4,900,382	19,082,613	2,757,551	16,325,061
Total Designated for Capital Projects	\$ 48,008,036	\$ 25,887,982	\$ (7,600,598)	\$ 33,488,580
Other amounts				
Designated for Water Efficiency (WBBRS) ⁵		\$ 7,509,387	\$ 317,927	\$ 7,191,459
Restricted for Capital Facilities (Projects)		303,419	(301,365)	604,783
Net Investment in Capital Assets ⁶		315,391,020	10,568,340	304,822,680
Total Other amounts		\$ 323,203,825	\$ 10,584,902	\$ 312,618,923
Total Net Position		\$ 421,172,837	\$ 8,130,972	\$ 413,041,865

Note: Totals may not sum due to rounding.

1. Board designated balances represent available cash in that fund.
2. General Operating Reserves include the unrestricted, undesignated balance, and other general District accrued cash flows. This amount includes the remaining total cash balance of \$30,794,053.
3. Balances in the Capital Project Funds represent available and designated cash to fund identified CIP projects.
4. FY Budget also includes \$950,000 for capital expenses in Fund 6, bringing the total CIP budget to \$48,958,036.
5. In addition to realized expenditures, there is approximately \$1,288,225 in project commitments, reducing the available WBBRS reserve balance to \$6,221,162.
6. Net Investment in Capital Assets calculated as follows:

Total capital assets	\$ 391,765,049
Less capital related debt	(76,797,678)
Add deferred charges related to debt	423,649
Total Net Investment in Capital Assets	\$ 315,391,020

**MOULTON NIGUEL WATER DISTRICT
SUMMARY OF DISBURSEMENTS
FOR THE MONTH OF JUNE**

Summary of Disbursements in June:

General Fund Disbursements		5,413,562
<u>Restricted Fund Disbursements:</u>		
Water Efficiency Fund	270,301	
Replacement & Refurbishment Fund	1,585,320	
Water Supply Reliability Fund	12,428	
Planning & Construction Fund	414,048	
Total Disbursements for all Funds	\$ 7,695,658	

Detail of Major Expenditures in June:

1. Municipal Water District of Orange County (MWDOC)		
April Water Purchases 2009.6 AF	1,870,894	
April Readiness to Serve	103,757	
April Capacity Charge	27,463	
April Turf Removal, Smart Timer Rebates, and Rotating Nozzles	10,626	
April SCP and SAC Operation Surcharges	8,766	
May WaterSmart Residential Rebate Programs	8,400	
	2,029,905	
2. Ferreira Construction Co., Inc.		
C #2017006 2017/18 Valve Replacements, progress payments #2 & #3	366,539	
C #2016022 Camino Capistrano Yard Improvements, progress payments #3 & #4	290,662	
Emergency Water Services and Mainline Repairs at multiple locations	42,534	
	699,736	
3. Santa Margarita Water District (SMWD)		
Q2 & Q3'19 3A O&M Billing	530,619	
Q3'19 Allocation for Joint Owned Facilities	87,823	
	618,442	
4. Trautwein Construction Inc.		
C #2016007 Central Intertie Pipeline Improvements, progress payment #1		325,841
5. South Coast Water District - JRWSS		
Capital Billings through May 2019		219,347
6. South Coast Water District (SCWD)		
FY 2018/19 Semi-Annual Payment to LAFCO, 2nd Installment	184,697	
TR 12366 Agreement, June 2019 Sewer Sales	6,902	
	191,599	
7. Paulus Engineering, Inc.		
C #2014012 Hidden Hills Village Easement Rehabilitation, progress payment #2		129,910
8. J. Colon Coatings, Inc.		
C #2018019 Bear Brand No.2 Reservoir Rehabilitation, progress payment #1		105,407