



moulton niguel water district

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

March 12, 2020

A Regular Meeting of the Board of Directors of the Moulton Niguel Water District was held at the District offices, 26880 Aliso Viejo Pkwy, Suite 150, Aliso Viejo, California, at 5:00 PM on March 12, 2020. There were present and participating:

DIRECTORS

Duane Cave	Vice President
Richard Fiore	Director
Donald Froelich	Vice President
Kelly Jennings	Director
Gary Kurtz	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
Matt Collings	Assistant General Manager
Rod Woods	Director of Engineering
Drew Atwater	Director of Finance & Water Resources
Gina Hillary	Director of Human Resources
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Trevor Agrelius	MNWD
Matthew Brown	MNWD
Todd Dmytryshyn	MNWD
Mark Mountford	MNWD
Sherry Wanninger	CAC Member
Jayson Schmidt	Chandler Asset Management

1. CALL MEETING TO ORDER:

The meeting was called to order by Duane Cave at 5:02 p.m.

CLOSED SESSION:

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 27500 La Paz Road, Laguna Niguel, CA
Agency Negotiator: Joone Lopez, General Manager
Negotiating Parties: TBD – Initial review of offers
Under Negotiation: Price and terms of payment for a potential sale or lease

The Board entered closed session at 5:03 p.m. and exited at 5:56 p.m.

OPEN SESSION - 6:00 PM

3. REPORT OUT OF CLOSED SESSION:

The Board entered open session at 6:05 p.m. Jeff Ferre stated that there was no reportable action.

4. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Kelly Jennings.

5. PUBLIC COMMENTS:

None.

PRESENTATION ITEMS:

6. QUARTERLY INVESTMENT REPORT - CHANDLER ASSET MANAGEMENT

Jayson Schmidt from Chandler Asset Management provided the quarterly investment report.

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

7. MINUTES OF THE FEBRUARY 13, 2020 SPECIAL BOARD OF DIRECTORS MEETING

8. MINUTES OF THE FEBRUARY 27, 2020 BOARD OF DIRECTORS MEETING

9. AMENDMENT NO. 2 TO THE SPOILS REMOVAL SERVICE AGREEMENT

It is recommended that the Board of Directors approve Amendment No. 2 to the Spoils Removal Service Agreement with Goodwin Enterprises, Inc. for an amount not-to-exceed \$125,000 for a total contract amount of \$509,000; and authorize the General Manager or Assistant General Manager to execute the Amendment.

10. AMENDMENT NO. 3 TO DIVERSION AGREEMENT WITH COUNTY OF ORANGE

It is recommended that the Board of Directors approve Amendment No. 3 to the Diversion Agreement subject to non-substantive changes approved by the General Manager and Legal Counsel; and authorize the General Manager or Assistant General Manager to execute the Amendment.

11. CONSTRUCTION CONTRACT TIME EXTENSION FOR PASEO DE VALENCIA LIFT STATION REHABILITATION

It is recommended that the Board of Directors approve a construction contract time extension through August 31, 2020 to SS Mechanical; and authorize the Director of Engineering to execute the extension.

12. AMENDMENT NO. 9 TO THE SANTIAGO AQUEDUCT COMMISSION JOINT POWERS AGREEMENT

It is recommended that the Board of Directors approve Amendment No. 9 to the Santiago Aqueduct Commission Joint Powers Agreement; and authorize the General Manager or Assistant General Manager to execute the Amendment.

13. COMMENT LETTER ON NOTICE OF PREPARATION OF ENVIRONMENTAL IMPACT REPORT FOR THE DELTA CONVEYANCE PROJECT

It is recommended that the Board of Directors authorize the General Manager to sign and submit the attached comment letter to the California Department of Water Resources supporting the implementation of the Delta Conveyance Project.

MOTION DULY MADE BY GARY KURTZ AND SECONDED BY DONALD FROELICH, ITEMS 7 THRU 13 WERE APPROVED AS PRESENTED. 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:

14. CONSTRUCTION CONTRACT AWARD FOR REGIONAL LIFT STATION ENHANCEMENTS

It is recommended that the Board of Directors award the construction services contract to Pacific Hydrotech Corporation in the amount of \$4,035,546; authorize the General Manager or Assistant General Manager to execute the contract; and to approve change orders up to 10% of the contract value.

Rod Woods presented the construction contract award for Regional Lift Station Enhancements.

MOTION DULY MADE BY RICHARD FIORE AND SECONDED BY DUANE CAVE, ITEM 14 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

15. AGREEMENTS FOR ON-CALL PROFESSIONAL ENGINEERING CONSULTING SERVICES

It is recommended that the Board of Directors approve the Agreements for On-Call Professional Engineering Services with Black & Veatch, Brown & Caldwell, Dudek, and Tetra Tech, each with a total not-to-exceed value of \$1,500,000 and a 3-year contract term; and authorize the General Manager or Assistant General Manager to execute the agreements.

Rod Woods presented the Agreements for On-Call Professional Engineering Consulting Services.

MOTION DULY MADE BY DUANE CAVE AND SECONDED BY GARY KURTZ, ITEM 15 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

16. AGREEMENTS FOR ON-CALL CONSTRUCTION MANAGEMENT AND INSPECTION SUPPORT SERVICES

It is recommended that the Board of Directors approve the Agreements for On-Call Construction Management and Inspection Support Services with Butier Engineering, MWH Constructors, and Wallace & Associates, each with a total not-to-exceed value of \$800,000 and a 3-year contract term; and authorize the General Manager or Assistant General Manager to execute the agreements.

Rod Woods presented the Agreements for On-Call Construction Management and Inspection Support Services.

MOTION DULY MADE BY DONALD FROELICH AND SECONDED BY GARY KURTZ, ITEM 16 WAS APPROVED AS PRESENTED. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, KELLY JENNINGS, GARY KURTZ, BILL MOORHEAD, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.

INFORMATION ITEMS:

17. MONTHLY FINANCIAL REPORT

Trevor Agrelius presented the Monthly Financial Report.

18. WATER EFFICIENCY ANNUAL REVIEW

Drew Atwater provided the Water Efficiency Annual Review.

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

Joone Lopez provided the Board with an update on what precautions staff and the District is taking in response to the recent outbreak of COVID-19. Joone also stated that the District is receiving an award for CS Week.

Todd Dmytryshyn provided an update on the pipeline replacements project at I-5 and Oso Creek.

19. PIPELINE REPLACEMENTS AT I-5 AND OSO CREEK PROJECT UPDATE

Todd Dmytryshyn provided an update on the pipeline replacements project at I-5 and Oso Creek.

PRESIDENT'S REPORT:

No report.

BOARD REPORTS:

Don Froelich stated that he attended the MWDOC meeting.

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 7:42 p.m.

Respectfully submitted,



Paige Gulck
Board Secretary