

DIVISION 1
Patrick O'Dowd
Director

DIVISION 2
Anthony Bianco
Director

DIVISION 3
John Powell
President

DIVISION 4
Peter G. Nelson
Director

DIVISION 5
Castulo Estrada
Vice President



CVWD's Coachella Office
Forbes Auditorium

51-501 Tyler Street
Coachella

www.cvwd.org

**OFFICIAL MINUTES
REGULAR MEETING OF THE
COACHELLA VALLEY WATER DISTRICT
BOARD OF DIRECTORS**

February 27, 2018

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

The regular meeting of the Board of Directors of the Coachella Valley Water District was called to order by President John Powell at 5:00 P.M., Tuesday, February 27, 2018, at the office of the District in Coachella, California. President Powell led the Pledge of Allegiance.

2. TELECONFERENCE (prior to open session at 6:00 PM)

It was explained that Director O'Dowd will be participating in the meeting via teleconference from : 25 N Street Northwest, Washington, D.C. TELEPHONE: (218-895-2966). Brown Act procedures for the notice of the meeting were followed and roll call votes were taken for all action items.

3. ROLL CALL

Present: President John P. Powell, Jr.
Vice President Cástulo R. Estrada
Director Anthony Bianco
Director G. Patrick O'Dowd (*Teleconferenced in at 6:00PM*)
Director Peter Nelson

Absent: None

Staff Present: Jim Barrett, General Manager
Jeff Ferre, General Counsel
Sylvia Bermudez, Clerk of the Board

5:00 P.M. CLOSED SESSION**4. CLOSED SESSION AGENDA**

- A. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Pursuant to Government Code § 54956.9 (a) Name of Case: Agua Caliente Band of Cahuilla Indians v. Coachella Valley Water District, et al., Case No. EDCV 13-883 JGB

5. RECONVENE

- A. Report out of Closed Session
President Powell reconvened the meeting back into Open Session and announced there were no reportable actions

6:00 P.M. OPEN SESSION**TELECONFERENCE -**

President Powell announced Director Patrick O'Dowd would be participating via teleconference pursuant to California Government Code Section 54953, and would be participating from: 25 N Street Northwest, Washington, D.C. TELEPHONE: (218-895-2966)

6. PUBLIC COMMENT

No public comment received.

7. APPROVAL OF THE CONSENT CALENDAR

Item 7H was pulled for discussion by Clerk of the Board, Sylvia Bermudez.

On a motion by Director Nelson, seconded by Director Estrada, the Board approved the remainder of the Consent Calendar.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, O'Dowd, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

- A. Approved minutes of the February 13, 2018 Coachella Valley Water District Board of Directors Meeting.
- B. Accepted and Filed General Manager's Report of Authorizations, Executions, and Acceptances of Documents during the month of January 2018.
- C. Accepted and Filed the General Manager's Report of Activities during the month of January 2018.
- D. Accepted and Filed the Secretary's Record of Written Instruments Accepted and Recorded during the month of January 2018.
- E. Approved and authorized the General Manager to execute Task Order No. 24 with Lee and RO, Inc. in the amount of \$4,308 to provide additional engineering design services for the WRP 2 Improvement

Project and approved additional expenditures, for a total request of \$9,308.

- F. Approved Resolution No. 2018-08, authorizing the execution and delivery of a Joint Community Facilities Agreement between CVWD, City of Rancho Mirage, and Pulte Homes relating to City of Rancho Mirage Communities Facilities District Nos. 4A, 4B and 4C (Del Webb Project).
- G. Approved payment of the National Water Resource Association Municipal Caucus dues for 2018, in the amount of \$500.
- H. (**PULLED**) Approve Resolutions updating personnel changes for CVWD investment and banking transactions.
- I. Approved and Authorized the General Manager to Execute Task Order No. 1 to Professional Engineering Services Agreement with Krieger & Stewart, Inc. in the amount of \$215,000 for the Bermuda Dunes Country Club Non-Potable Water Golf Course Connection Project and approved additional expenditures for a total request of \$250,000.
- J. Approved and authorized the General Manager to execute Task Order No. 1 to Michael Baker International in the amount of \$120,025, for Engineering Design Services for the Salton Sea Communities Water Main Replacement Project, Phase 1 and approved additional expenditures, for a total request of \$171,000.

8. ADDITIONS/DELETIONS/ADJUSTMENTS TO THE AGENDA

- A. No Items removed or continued from the Agenda
- B. No Emergency Items added to the Agenda
- C. No Changes to the order of the Agenda

9. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR

7.H. Approve Resolutions updating personnel changes for CVWD investment and banking transactions.

Following a presentation by Sylvia Bermudez, Clerk of the Board, the Board discussed the three investment banking Resolutions for Wells Fargo and the additional resolution for US Bank.

On a motion by Director Nelson, seconded by Director Bianco, the Board approved the Resolutions.

- Resolution No. 2018-04, a Resolution of the Board of Directors of the Coachella Valley Water District Authorizing Investment of CVWD Monies in Riverside County Treasurer's Pooled Investment Fund
- Resolution No. 2018-05, a Resolution of the Board of Directors of the Coachella Valley Water District Designating Authorized Representatives to Sign Checks

- Resolution No. 2018-06, a Resolution of the Board of Directors of the Coachella Valley Water District Designating Authorized Representatives to the Transfer Funds
- Resolution No. 2018-07, a Resolution of the Board of Directors of Coachella Valley Water District Designating Authorized Representatives for US Bank Transactions
Approved by the following rollcall vote:
AYES: Powell, Estrada, Bianco, O'Dowd, Nelson
NOES: None
ABSENT: None
Motion Passed: 5-0

10. PRESENTATIONS AND RECOGNITIONS

- A. 100 Year Acknowledgements
 - i Supervisor V. Manuel Perez, County of Riverside, presented the Board with a proclamation in honor of CVWD's Centennial celebration.
 - ii Mayor Steven Hernandez, City of Coachella, presented the Board with a proclamation in honor of CVWD's Centennial celebration.

11. EMPLOYEE RECOGNITIONS

President Powell and General Manager Barrett recognized Kay Godbey, Director of Finance, on her retirement after 7 years of service with CVWD.

12. INFORMATIONAL REPORTS

- A. Written Communications – on file
- B. Informational Reports to the Board
 - i Fiscal 2018 Budget vs. Actual Report for the Quarter Ending December 31, 2017, presentation by Kay Godbey, Finance Director
 - ii Chromium-6 Reduction Demonstration Project and Drinking Water Regulation Update, presentation by Steve Bigley, Director of Environmental Services and Dan Ruiz, Engineer Manager.

13. ACTION ITEMS

- A. Construction Contract to J&J Brothers Construction Company dba Jones Bros Construction Company, as the lowest responsive bidder, in the amount of \$2,984,000 for the Irrigation Lateral 99.8-0.51 Improvement Project - Phase II, Specification No. 2017-13.
Following a presentation by David Wilson, Engineer Manager, the Board discussed a construction contract for the Irrigation Lateral 99.8-0.51 Improvement Project - Phase II, Specification No. 2017-13.

On a motion by Director Nelson, seconded by Director Estrada, the Board approved and authorized the General Manager to execute the

following:

- Construction Contract with J&J Brothers Construction Company *dba* Jones Bros Construction Company, as the lowest responsive bidder, in the amount of \$2,984,000 for the Irrigation Lateral 99.8-0.51 Improvement Project - Phase II, Specification No. 2017-13
- Professional services agreement with GEI Consultants in the amount of \$67,341 to provide engineering services during construction as the Engineer of Record,
- Task Order No. 24 with RMA Geoscience to provide geotechnical services during construction in the amount of \$32,660; and
- Approved additional expenditures for a total request of \$3,527,701:
 - CVWD Project Management \$15,000
 - CVWD Inspection \$108,000
 - Contingency \$320,000

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, O'Dowd, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

- B. Approve and Authorize the General Manager to Execute Task Order No. 2 to Professional Engineering Services Agreement with Krieger & Stewart, Inc. in the amount of \$450,000, for the NPW T-1 Pump Station Replacement Project, and approve additional expenditures, for a total request of \$550,000.

Following a presentation by Armando Rodriguez, Engineer Manager, the Board discussed Task Order No. 2, with Krieger & Stewart, Inc., for the or the NPW T-1 Pump Station Replacement Project.

On a motion by Director Estrada, seconded by Director Nelson, approved and authorized the General Manager to Execute Task Order No. 2 to Professional Engineering Services Agreement with Krieger & Stewart, Inc. in the amount of \$450,000, for the NPW T-1 Pump Station Replacement Project, and approved \$100,000 in additional expenditures, for a total request of \$550,000.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, O'Dowd, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

14. BOARD COMMENTS AND REPORTS

- A. Board Member General Comments - Members of the Board thanked Finance Director Kay Godbey, for her time and service with CVWD and

congratulated her on her retirement; they also, commented on the positive news received during this meeting and their appreciation for the centennial proclamations from the County of Riverside and City of Coachella.

B. Meetings and Conference Reports

- I February 13, 2018 Speaking Engagement for CV Water Counts Academy Presentation - Agricultural Water Use in the Coachella Valley (Director Nelson)
- ii February 14, 2018 Colorado River Board Meeting (Director Nelson)
- iii February 15, 2018 Salton Sea Authority/State/Riverside County/CVWD Meeting - Planning for the North Lake (Directors O'Dowd and Estrada)
- Iv February 16, 2018 Ivy Palms Meeting (Directors O'Dowd and Bianco)
- V February 19, 2018 Speaking Engagement for Institute for Journalism and Natural Resources Tour (Director Powell)
- Vi February 20, 2018 Grants Oversight Committee Meeting (Director Estrada) ****did not attend**
- Vii February 20, 2018 Disadvantaged Communities Infrastructure Task Force Meeting (Directors Powell and Estrada)
- Viii February 20, 2018 Rancho Mirage Chamber of Commerce Monthly Mixer (Director O'Dowd) ****did not attend**
- Ix February 21, 2018 Pre-meeting before DWA/CVWD Coordination Meeting (Directors Powell and Estrada)
- X February 21, 2018 DWA/CVWD Coordination Meeting (Directors Powell and Estrada)
- Xi February 21, 2018 Coachella Valley Irrigated Lands Coalition (CVILC) Meeting (Director Powell)
- Xii February 22, 2018 Salton Sea Authority Board of Directors Meeting (Directors O'Dowd and Estrada)
- Xiii February 22, 2018 City of Cathedral City/CVWD Triannual Meeting (Directors Powell and O'Dowd)
- Xiv February 23, 2018 Grand Opening and Ribbon Cutting of First Segment of CV Link (Directors Nelson, Estrada) ****Powell did not attend**
- Xv February 26, 2018 California Farm Water Coalition Meeting (Director Nelson)

Additional meetings reported:

February 20, 2018 ACWA Region 9 Board Conference Call (Director

O'Dowd)

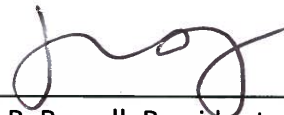
- C. Approval of per diem for meetings reported
On a motion by Director Bianco, seconded by Director Nelson, the Board approved per diem for meeting reported.
Approved by the following roll call vote:
AYES: Powell, Estrada, Bianco, O'Dowd, Nelson
NOES: None
ABSENT: None
Motion Passed: 5-0
- D. Reports Oversight Boards of the Successor Agencies of the Redevelopment Agencies
Director O'Dowd reported on the Rancho Mirage Oversight Board meeting and approval of the ROPS.

15. STAFF REPORTS

- A. General Manager, Jim Barrett thanked CVWD staff for all their work.
B. Counsel, Jeff Ferre reported on the recent court case which ruled that the State Water Resources Control Board exceeded its authority in issuing violation notices to holders of pre-1914 water rights.
C. Departments – None

16. ADJOURNMENT

There being no further business before the Board of Directors, at this time, President Powell adjourned the meeting at 7:46 PM. The next regular scheduled meeting will be held on Tuesday, March 13, 2018 at 8:00 AM at the Palm Desert office.



John P. Powell, President
Coachella Valley Water District

ATTEST:



Sylvia M. Bermudez, Clerk of the Board
Coachella Valley Water District