

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



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

Steve Robbins Administration
Building Board Chambers

75515 Hovley Ln. East
Palm Desert

www.cvwd.org

March 14, 2017

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 8:00 a.m., Tuesday, March 14, 2017, at the office of the District in Palm Desert, California. President Powell led the Pledge of Allegiance.

2. ROLL CALL

Present: President John P. Powell, Jr.
Vice President Cástulo R. Estrada
Director G. Patrick O'Dowd
Director Anthony Bianco
Director Peter Nelson

Absent: None

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

3. DISCUSSION OF THE AGENDA

- A. No item(s) removed or continued from the Agenda
- B. No additions were made to the Agenda
- C. No changes were made to the order of the Agenda

4. PUBLIC COMMENT

No public comment.

5. APPROVAL OF THE CONSENT CALENDAR

Consent Calendar items A, C, D, and K were pulled for discussion and approved separately.

On a motion by President Powell, seconded by Director Nelson, the Board approved the Consent Calendar by a 5-0

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

NOES: None

ABSENT: None

Motion Passed: 4-0-1

- A. (PULLED) MINUTES - February 28, 2017 Regular Meeting of the Coachella Valley Board of Directors.
- B. Authorize Change Order No. 1 to VISTAM, Inc. for Replacement of Transformers and Soft Starters for the Mid Valley Pump Station, in the amount of \$147,700 and approve a contingency in the amount of \$14,770, for a total requested authorization of \$162,470.
- C. (PULLED) Authorize the General Manager to execute Professional Service Agreements with Three Firms: ECORP Consulting Inc.; RINCON Consultants Inc.; and AMEC Foster Wheeler, for On-Call Environmental Consultant Services.
- D. (PULLED) Approve the extension of the contract with Proteus Consulting for Comprehensive Water Audits for Targeted Customers.
- E. Authorize the purchase of Solids Retention Time Control equipment to include total suspended solids (TSS) probes in the aeration basins for the three activated sludge plants at Water Reclamation Plant No. 10 (WRP10), estimated costs of \$92,401.85.
- F. Authorize the General Manager to execute Assignment and Assumption of Agreements with Consent to Assignments – Coachella Wind, LLC, and other related documents required for this wind production lease transaction.
- G. Authorize the purchase of a new 100kW Portable Emergency Standby Generator Set, in the amount of \$63,820.
- H. Authorize the purchase a New Scotchman Ironworker Machine from Hi-Line Industrial Saw and Supply Inc. in the amount of \$55,082.
- I. Authorize the General Manager to execute Cost Recovery Agreement with Bureau of Land Management for Morongo Creek Stormwater Channel and approve expenditures in the amount of \$11,572.24.
- J. Approve payment of 2017 NWRA Membership dues in the amount of \$2,000.
- K. (PULLED) Approval of Resolution No. 2017-11, A Resolution in support of AB 474, Garcia. Hazardous waste: spent brine solutions.
- L. Authorize the General Manager to execute Task Order No. 6 to Albert A.

Webb Associates for the Preparation of Master Site Plans for CVWD's Palm Desert and Coachella Campuses, in the amount of \$63,950 and approval of additional expenditures in the amount of \$18,050; for a total cost of \$82,000.

6. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR

5.

A. MINUTES - February 28, 2017 Regular Meeting of the Coachella Valley Board of Directors.

President Powell requested edits to the February 28, 2017 minutes; after discussion by the Board, on a motion by President Powell, seconded by Director Nelson, the Board unanimously approved the February 28, 2017 minutes.

AYES: Powell, Estrada, Bianco, Nelson

NOES: None

ABSTAINED: O'Dowd

Motion Passed: 4-0-1

C. Authorize the General Manager to execute Professional Service Agreements with Three Firms: ECORP Consulting Inc.; RINCON Consultants Inc.; and AMEC Foster Wheeler, for On-Call Environmental Consultant Services.

After discussion by the Board, on a motion by Director Nelson, seconded by Director O'Dowd, the Board unanimously approved and authorized the General Manager to execute Professional Services Agreements with three firms: ECORP Consulting Inc.; RINCON Consultants Inc.; and AMEC Foster Wheeler, for On-Call Environmental Consultant Services.

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

NOES: None

ABSENT: None

Motion Passed: 5-0

D. Approve the extension of the contract with Proteus Consulting for Comprehensive Water Audits for Targeted Customers.

After discussion from the Board, on a motion by Director Nelson, seconded by Director O'Dowd, the Board unanimously approved the extension of the contract with Proteus Consulting for Comprehensive Water Audits for Targeted Customers.

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

NOES: None

ABSENT: None

Motion Passed: 5-0

K. Approval of Resolution No. 2017-11, A Resolution in support of AB 474,

Garcia. Hazardous waste: spent brine solutions.

After discussion from the Board, on a motion by Director O'Dowd, seconded by Director Estrada, the Board unanimously approved Resolution No. 2017-12, in support of AB 474.

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

NOES: None

ABSENT: None

Motion Passed: 5-0

7. PRESENTATIONS AND RECOGNITIONS

- A. Presentation on the East Valley Coalition by Robert Wright, East Valley Coalition Manager, Riverside County Economic Development.
- B. Presentation and update on California Farm Water Coalition Activities, by Mike Wade, Executive Director, California Farm Water Coalition.

8. INFORMATIONAL REPORTS

- A. Written Communications – on file
- B. Informational Reports to the Board – None

9. ACTION ITEMS

- A. Authorize Sole Source Procurement of Tablet Chlorination Equipment to Replace Gas Chlorination Systems at Well and Booster Station Sites.

After discussion of the item, on a motion by Director O'Dowd seconded by Director Estrada, the board unanimously approved and authorized the sole source procurement of tablet chlorination equipment to replace gas chlorination systems at Well and Booster Station Sites.

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

NOES: None

ABSENT: None

Motion Passed: 5-0

10. BOARD COMMENTS AND REPORTS

- A. Board Member General Comments
 - Nelson – Asked staff to research advantages/disadvantages about acquiring lands which CVWD leases for recharge facilities; also asked staff to include a reference number for CIP projects, listed on an agenda for Board consideration.
 - Bianco – Commented on the recent articles and news coverage of

the Agua Caliente lawsuit.

- Estrada – Commented on Assemblymember Garcia’s urge to Ag Community to apply for State Water Efficiency and Enhancement Program (SWEEP) grants; also asked the General Manager for clarification on MSWD’s letter relating to the groundwater basin JPA
- Powell – Commented on the District’s Water Gazette publication and commended staff for their work

B. Meetings and Conference Reports

- i February 8, 2017 to February 10, 2017 Urban Water Institute's Spring Conference (Director O'Dowd)
- ii February 10, 2017 Association of California Water Agencies State Legislative Committee Meeting (Director O'Dowd)
- iii February 13, 2017 Association of California Water Agencies Education Subcommittee Conference Call (Director O'Dowd)
- iv February 16, 2017 Desert Valley Builders Association/Desert Contractors Association Joint Mixer; and Prayer Meeting at North Shore Yacht Club (Director O'Dowd)
- v February 22, 2017 Association of California Water Agencies Chair/Vice Chair Webinar (Director O'Dowd)
- vi February 22, 2017 Golf and Water Task Force Meeting (Directors O'Dowd and Bianco)
- vii February 28, 2017 to March 2, 2017 Association of California Water Agencies DC 2017 Annual Washington DC Conference (Director O'Dowd)
- viii March 1, 2017 Public Finance Committee Meeting (Directors Powell and Nelson)
- ix March 2, 2017 Coral Mountain Academy National Read Across America Event (Director Estrada)
- x March 2, 2017 La Quinta State of the City Address (Director Nelson)
- xi March 3, 2017 Valley View Elementary School National Read Across America Event (Director Estrada)
- xii March 3, 2017 Association of California Water Agencies State Legislative Committee Meeting (Director O'Dowd)
- xiii March 3, 2017 Palm Desert State of the City Luncheon (Director Estrada)
- xiv March 3, 2017 Discussion with Director of Environmental Services Steve Bigley on Chromium-6 for WELL Water Infrastructure Panel (Director Estrada)
- xv March 6, 2017 Growers Meeting (Directors Powell)
- xvi March 7, 2017 Board Study Session (Directors Powell, Nelson, Bianco and Estrada)
- xvii March 9, 2017 Desert Valley Builders Association General

Membership Meeting (Director Powell)

- xviii March 10, 2017 Association of California Water Agencies
(Teleconference) Board of Directors Meeting (Director O'Dowd)

Additional Meetings reported:

- March 8, 2017 Agricultural Water Advisory Group (Powell, Bianco)
- March 9, 2017 Desert Valley Builders Association Meeting and Board of Directors Meeting (Powell)
- March 10, 2017 Meeting between CVWD and DWA to discuss Agua Caliente (Powell, Estrada)
- March 10, 2017 Greet & Meet Mixer with Speaker of the Assembly, Anthony Rendon (Estrada, Powell)
- March 10, 2017 Meeting with CVWD staff to discuss Chrom-6 issues; meeting with General Manager Barrett and Engineering staff (Estrada)
- March 10, 2017 Agua Caliente Water Rights Case Meeting (Estrada, Powell)

- C. Approval of per diem for meetings reported

On a motion by Director Nelson, seconded by Director O'Dowd, the Board unanimously approved per diems for meetings reported.

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

NOES: None

ABSENT: None

Motion Passed: 5-0

- D. Reports Oversight Boards of the Successor Agencies of the Redevelopment Agencies – None

11. STAFF REPORTS

- A. General Manager – Reported on the following: Water Counts Event on March 28th at the UCR Palm Desert campus; CSDA's call for nominations for Board of Directors are due by May 19th; response letter to Mission Springs Water District relating to the proposed CV Groundwater Basin JPA; and discussed CVWD vs non-CVWD committee meetings and need to ensure non-CVWD group meetings are clearly identified as such
- B. Counsel - Reported on the recent San Jose ruling by the California Supreme Court on agency emails on personal devices
- C. Departments - None

12. CLOSED SESSION AGENDA - 9:30 AM

- A. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION
Pursuant to Government Code subdivision (a) of Section 54956.9
Name of Case: Agua Caliente Band of Cahuilla Indians v. Coachella Valley Water District, et al., Case No. EDCV 13-883 JGB
- B. Sunset Ranch LLC, et al., v. CVWD, Riverside Superior Court, Palm Springs Branch Case No. PSC 1300334

13. RECONVENE

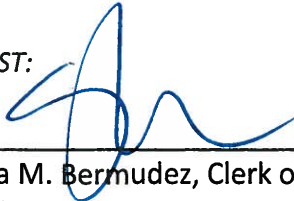
- A. Closed Session Report

President Powell reconvened the meeting into open session and reported that there was no reportable action on Item 12(A). Counsel Jeff Ferre, reported that there was no reportable action on Item 12(B).

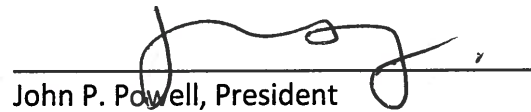
14. ADJOURNMENT

There being no further business before the Board, President Powell adjourned the meeting at 11:31 AM.

ATTEST:



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


John P. Powell, President
Coachella Valley Water District