

**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*

75515 Hovley Ln. East  
Palm Desert

[www.cvwd.org](http://www.cvwd.org)

April 10, 2018

**1. CALL TO ORDER/PLEDGE OF ALLEGIANCE**

President John Powell called the regular meeting of the Board of Directors of the Coachella Valley Water District to order at 8:00 a.m., Tuesday, April 10, 2018, at the office of the District in Palm Desert, California. President Powell led the Pledge of Allegiance

**2. TELECONFERENCE -** Director O'Dowd will be participating via teleconference from: 400 North Capitol Street NW, Suite 357, Washington, DC 20001 TELEPHONE: (202-434-4784)

**3. ROLL CALL**

*Present:* President John P. Powell, Jr.  
Vice President Cástulo R. Estrada; arrived at 8:05 AM;  
left at 9:20 AM  
Director Anthony Bianco  
Director G. Patrick O'Dowd (via teleconference till  
11:20 AM)  
Director Peter Nelson

*Absent:* None

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

**4. ADDITIONS/DELETIONS/ADJUSTMENTS TO THE AGENDA**

- A. No items removed or continued from the Agenda
- B. No emergency Items added to the Agenda
- C. Changes to the order of the Agenda; moved item 10c as the first action item.

**5. PUBLIC COMMENT**

No public comment received.

**6. APPROVAL OF THE CONSENT CALENDAR**

On a motion by Director Nelson, seconded by Director Bianco, approved the Consent Calendar with a correction to a date referenced in item 6A Minutes of March 27, 2018.

*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 March 27, 2018 Coachella Valley Water District Board of Directors Meeting as corrected.
- B. Approved and Authorized the General Manager to Execute the First Amendment to Nonpotable Water Agreement for Casa Blanca Homeowners Association
- C. Approved and Authorized a Consulting Agreement with SCIPAR, Inc. for Assistance with Device Driver Development and SCADA Development Support.

**7. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR**

No items pulled for discussion.

**8. PRESENTATIONS AND RECOGNITIONS**

- A. 100 Year Acknowledgements
  - i Centennial Presentation to Coachella Valley Water District by Allen Monroe, President and CEO of The Living Desert
- B. Employee Recognitions  
President Powell announced the following employees were not present to receive their awards but congratulated them on their retirement and thanked them for their service to CVWD.

***Retirements***

- Mark Woods - Electronic Supervisor, 34 years
- Wally Grunnet - Mechanical Supervisor, 21 years

**9. INFORMATIONAL REPORTS**

- A. Written Communications – on file
- B. Informational Reports to the Board
  - i Presentation of Single Audit Report for Fiscal 2017 by Teri Vorster, Acting Finance Director.

**10. ACTION ITEMS**

- A. Award Construction Contract for the Coachella Canal Wasteway No.1 Improvements Project, Specification 2018-11.

Prior to the presentation of this item, Director Bianco announced he had a conflict and would be recusing himself from participation on this item. Director Bianco stated that he is an employee of Anthony Vineyards and the beneficiary of the Bianco Trust, which owns the business and property interests of Anthony Vineyards. Anthony Vineyards owns property, which is adjacent to the proposed project, and said property could benefit from the facility to be installed. Following the announcement, Director Bianco left the Boardroom. Following a presentation by David Wilson, Engineer Manager, the Board discussed the awarding of the construction contract for the Coachella Canal Wasteway No. 1 Improvements Project.

On a motion by Director Nelson, seconded by Director O'Dowd, approved the following actions:

- Rejected the March 12, 2018 bid protest submitted on behalf of Bosco Constructor's Inc., (Bosco) and, waived the minor deviation in the apparent lowest bid
- Approved awarding of a construction contract to Mamco, Inc., dba Alabassi (Alabassi), as the lowest responsive bidder, in the amount of \$6,525,555, to complete the Coachella Canal Wasteway No. Improvements Project, Specification No. 2018-11.

***Approved by the following roll call vote:***

**AYES:** Powell, O'Dowd, Nelson

**NOES:** None

**ABSENT:** Estrada, Bianco (recused)

**Motion Passed: 3-0-2**

- B. Approve awarding and authorize the replacement of servers in the amount of \$206,076.06 from GovConnection.

Following a presentation by Luis Maciel, Director of Information Systems, the Board discussed the replacement of servers.

On a motion by Director Nelson, seconded by Director Bianco, the Board approved awarding of and authorization to purchase replacement servers from GovConnection in the amount of \$206,076.06.

***Approved by the following roll call vote:***

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

**NOES:** None

**ABSENT:** Estrada

**Motion Passed: 4-0-1**

- C. Establish Certain Revenue and Expense Parameters for Preparation of the Fiscal 2019 Budget and Rates.

Following a presentation by Teri Vorster, Acting Director of Finance and Thomas Rice, Acting Controller, the Board discussed the establishment of revenue and expense parameters for the preparation of the FY 2019 Budget Rates. The Board provided staff with direction regarding the

establishment of revenue and expense parameters for the FY 2019 budget rates and additional information to be brought back to the Board for further consideration.

## 11. BOARD COMMENTS AND REPORTS

### A. Board Member General Comments

- Directors Nelson, Bianco and O'Dowd had no report.
- President Powell commented on card from Robert Cheng, former AGM and commented on the atmospheric rivers.

### B. Meetings and Conference Reports

- i March 15, 2018 ACWA Business Development Committee Meeting (Director O'Dowd)
- ii March 28, 2018 Golf and Water Task Force Meeting (Director O'Dowd)
- iii March 29, 2018 Salton Sea Authority Board of Directors Meeting (Director O'Dowd)
- iv March 30, 2018 Association of California Water Agencies (ACWA) Executive Committee Meeting (Director O'Dowd)
- v March 30, 2018 ACWA Board of Directors Meeting (Director O'Dowd)
- vi March 30, 2018 Assemblymember Garcia's Press Conference on AB 2060 (Director Powell) \*\*Estrada will report at future meeting
- vii April 2, 2018 Growers' Meeting (Director Powell) \*\*Estrada will report at future meeting
- viii April 4, 2018 Meeting between General Manager Barrett and Director Powell regarding miscellaneous items
- ix April 5, 2018 to April 6, 2018 10th Annual Water Resources & Policy Initiatives Conference & Tour of the Salton Sea (Director O'Dowd)

#### **Additional Meetings Reported:**

- April 6, 2018 Colorado River Board Webinar (Director Nelson)

### C. Approval of per diem for meetings reported

On a motion by Director Bianco, seconded by Director Nelson, the Board approved per diem for meetings reported.

***Approved by the following roll call vote:***

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

**NOES:** None

**ABSENT:** Estrada

**Motion Passed: 4-0-1**

### D. Reports Oversight Boards of the Successor Agencies of the Redevelopment Agencies.

No meetings reported.

**12. STAFF REPORTS**

- A. General Manager, Jim Barrett reported on the ACWA Newsletter and the article highlighting CVWD's Centennial celebration.
- B. Counsel, Jeff Ferre reported on SB 998 which, as proposed, would set limitations on when and how service could be terminated due to nonpayment of a water bill.
- C. Departments
  - Dan Farris, Director of Operations, reported CVWD staff is working on a leak repair in the industrial area behind CVWD facilities; if a main line leak, it will require water be shut off to those businesses in the area for a period of about 4 hours.

**13. CLOSED SESSION AGENDA**

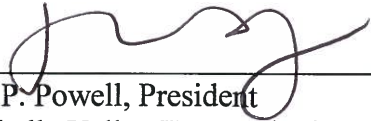
- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Government Code Section 54956.9 (2)(d) Receipt of Claim – Imperial Irrigation District. Received 03/16/2018
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9  
One potential case
- C. 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

**14. RECONVENE**

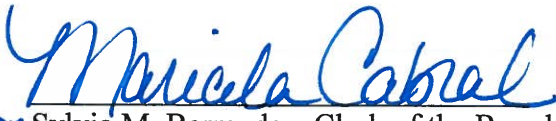
- A. Report out of Closed Session  
President Powell reconvened the meeting back into Open Session and announced there were no reportable actions.

**15. ADJOURNMENT**

There being no further business to discuss, President Powell adjourned the meeting at 11:46 AM.

  
\_\_\_\_\_  
John P. Powell, President  
Coachella Valley Water District

ATTEST:

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

