

**DIVISION 1**  
*Patrick O’Dowd*  
*Director*



**CVWD's Coachella  
Office Forbes  
Auditorium**

**DIVISION 2**  
*Anthony Bianco*  
*Director*

**OFFICIAL MINUTES**

**51501 Tyler Street  
Coachella**

**DIVISION 3**  
*John Powell*  
**President**

**REGULAR MEETING OF THE  
COACHELLA VALLEY WATER DISTRICT**

**www.cvwd.org**

**DIVISION 4**  
*Peter G. Nelson*  
*Director*

**BOARD OF DIRECTORS**

**July 25, 2017**

**DIVISION 5**  
*Castulo Estrada*  
**Vice President**

**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, July 25, 2017, at the office of the District in Coachella, 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 Peter Nelson (arrived at approximately 8:11 AM)

*Absent:* Director Anthony Bianco

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

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

- A. No item(s) to be removed or continued from the Agenda
- B. No emergency Item(s) to be added to the Agenda
- C. No changes to the order of the Agenda

**4. PUBLIC COMMENT**

No public comment received.

**5. APPROVAL OF THE CONSENT CALENDAR**

On a motion by Director O'Dowd, seconded by Director Estrada, the Board approved the Consent Calendar items 5A through 5I, as presented.

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

**NOES:** None

**ABSENT:** Bianco, Nelson

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

- A. MINUTES - July 11, 2017, Regular Meeting of the Coachella Valley Water District Board of Directors
- B. Accepted and filed the General Manager's Report of Activities during the month of June 2017
- C. Accepted and filed the General Manager's Report of Authorizations during the month of June 2017
- D. Accepted and filed the Secretary's Report of Written Instruments Accepted and Recorded during the month of June 2017
- E. Adopted Resolution No. 2017-24, a resolution authorizing the transfer of delinquent Irrigation Water Availability Charges to the Riverside County tax roll Fiscal Year 2017-2018.
- F. Authorized the transfer of assessor parcel numbers that have delinquent and unpaid domestic water charges, sewer service charges and irrigation water charges to the Fiscal Year 2017-2018 tax rolls and authorized staff to file the necessary documents with the Counties of Riverside and Imperial; and approved Resolution Nos: 2017-25 (Imperial County), 2017-26 (Riverside County) and 2017-27 (Riverside County), to transfer of delinquent and unpaid domestic water, sewer service and irrigation water charges.
- G. Adopted Resolution Nos. 2017-28 (Imperial County) and 2017-29 (Riverside County) transferring sewer service charges to Riverside County and Imperial County tax rolls for Fiscal Year 2017-2018 and authorized staff to file the documents with respective Counties, on or before August 15, 2017.
- H. Approved and authorized the purchase of the vehicles and equipment for a total cost of \$1,194,143 and authorized the disposal of 13 fleet units through public auction.
- I. Authorized the General Manager to execute an amendment to consulting contract with RMC, in the amount of \$289,684 for completion of a Coachella Valley IRWM Plan Update and Stormwater Resources Plan.

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

No items pulled from Consent Calendar for discussion.

**7. PRESENTATIONS AND RECOGNITIONS****A. Employee Recognitions**

President Powell and General Manager Barrett, recognized the following employee:

**Retirement**

- Patti Reyes, Planning & Special Programs Manager, 30 years

**8. PUBLIC HEARING****A. Conduct a Public Hearing to consider the Domestic Water Service and Sewage and Waste Service Availability Assessment for Fiscal Year 2017-2018.**

Eric Salazar, Assistant Billing Supervisor, provided a presentation on the proposed Domestic Water Service; and Sewage and Waste Service Availability Assessments for FY 2017-18. President Powell opened the public hearing to receive public input concerning the proposed resolutions for Imperial and Riverside Counties fixing rates of taxation for the Domestic Water Service; and Sewage and Waste Service Availability Assessment for FY 2017-18.

Prior to the receipt of public comment, President Powell, Clerk of the Board Bermudez, and General Counsel Ferre, provided information regarding the notice and hearing procedures which have been followed in accordance with the law. There was no public input received or written comments submitted.

President Powell closed the public hearing. Following a discussion of the matter, a motion was made by Director O'Dowd, seconded by Director Estrada, to adopt Resolution No. 2017-30, a resolution adopting the Domestic Water Service; and Sewage and Waste Service Availability Assessment rates for FY 2017-18 and to authorize transfer of assessments to Fiscal Year 2017-2018 county tax rolls for Riverside and Imperial Counties.

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

**NOES:** None

**ABSENT:** Bianco

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

**9. INFORMATIONAL REPORTS****A. Written Communications - No written communications submitted.**

**10. ACTION ITEMS**

- A. Approve and Authorize Payment of the Fiscal Year (FY) 2017-18 Assessment to the Salton Sea Authority, the amount of \$150,000.

Following a presentation by Dan Farris, Director of Operations, the Board discussed the FY 2017-18 Assessment to the Salton Sea Authority.

On a motion by Director O'Dowd, seconded by Director Estrada, the Board approved payment in the amount of \$150,000 for the FY 2017-18 Assessment to the Salton Sea Authority.

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

**NOES:** None

**ABSENT:** Bianco

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

- B. Authorize the General Manager to Execute Construction Contract with 5M Contracting, Inc., in the amount of \$244,500 for the WRP 9 Demolition Project, Specification No. 2016-47; and Approve \$45,000 in Additional Expenditures for a Total Cost of \$316,694.

Following a presentation by Armando Rodriguez, Engineering Manager, the Board discussed the construction contract with 5M Contracting, Inc. for the WRP 9 demolition project, specification no. 2016-47.

On a motion by Director Nelson, seconded by Director O'Dowd, the Board approved and authorized the General Manager to execute a Construction Contract with 5M Contracting, Inc., in the amount of \$244,500 for the WRP 9 Demolition Project, Specification No. 2016-47; and approved an additional \$45,000 in expenditures for a total cost of \$316,694.

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

**NOES:** None

**ABSENT:** Bianco

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

- C. Approve and Authorize the General Manager to sign a Special Irrigation System Installation Agreement with Jorge and Silvia Barajas for Colorado River Water Service to Property located outside of ID1 in accordance with the Guidelines.

Following a presentation by David Wilson, Engineering Manager the Board discussed a special irrigation system installation agreement with Jorge and Silvia Barajas.

On a motion by Director Powell, seconded by Director Estrada, the Board approved a special irrigation system installation agreement with Jorge and Silvia Barajas for Colorado River Water Service to property located outside ID1; directed and authorized staff to monitor water usage; and review in 12 months and approve an increase of 20% (if deemed necessary), based upon annual review.

**AYES:** Powell, Estrada, Nelson

**NOES:** O'Dowd

**ABSENT:** Bianco

**Motion Passed: 3-1-1**

- D. Approve and Authorize the General Manager to Execute Task Order No. 13 with Lee & Ro, Inc. in the amount of \$131,124 for Irrigation Lateral 123.45-1.3-2.2 & Irrigation Lateral 119.64-2.6; and Approve \$48,419 in Additional Expenditures, for a total cost of \$179,543.

Following a presentation by David Wilson, Engineering Manager the Board discussed Task Order No. 13 with Lee & Ro for Irrigation lateral 123.45-1.3-2.2 and irrigation lateral 119.64-2.6.

On a motion by Director Nelson, seconded by Director O'Dowd, the Board approved and authorized the General Manager to execute Task Order No. 13, with Lee & Ro, in the amount of \$131,124 for Irrigation lateral 123.45-1.3-2.2 & Irrigation Lateral 119.64-2.6; and approved an additional \$48,419 in expenditures, for a total cost of \$179,543.

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

**NOES:** None

**ABSENT:** Powell, Bianco

**Motion Passed: 3-0-2 (Powell recused from item)**

- E. Approve and Authorize the General Manager to Execute Task Order No. 28 to Krieger & Stewart Consultants for Engineering Services for the Consolidation of the Galindo Mobile Home Park Water Systems, in the amount of \$69,000 and \$26,000 of Additional Expenditures, for a Total Request of \$95,000.

Following a presentation by Dan Ruiz, Engineering Manager the Board discussed Task Order No. 28 to Krieger & Stewart Consultants for engineering services for consolidation of the Galindo Mobile Home Park Systems.

On a motion by Director Nelson, seconded by Director Estrada, the Board approved and authorized the General Manager to execute Task Order No. 28 to Krieger & Steward Consultants for engineering services for the consolidation of the Galindo Mobile Home Park Water Systems, in the amount of \$69,000 and an additional \$26,000 in expenditures, for a total cost of \$95,000.

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

**NOES:** None

**ABSENT:** Bianco

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

F. Approve the Water Supply Assessment and Water Supply Verification for the Paradise Valley Specific Plan Project.

Following a presentation by Patti Reyes, Planning & Special Programs Manager the Board discussed the water supply assessment and water supply verification for the Paradise Valley Specific Plan Project.

Given the floor by President Powell the following members of the public, provided comment:

- Kim Lloyd
- Chris Clarke
- Frans Bigelow,
- Mark Jones,
- Paul Lin and
- Jim Brezack,

On a motion by Director O'Dowd, seconded by Director Powell, the Board approved the water supply assessment and water supply verification for the Paradise Valley Specific Plan Project.

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

**NOES:** None

**ABSENT:** Bianco

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

**11. BOARD COMMENTS AND REPORTS**

A. Board Member General Comments

- Director Nelson informed the Board that Mike Wade with the California Water Coalition on November 27<sup>th</sup> would like to schedule a meeting with CVWD and members from Australia to discuss tribal issues.
- Director O'Dowd reported Tim Quinn, Executive Director of ACWA, would be taking an extended leave of absence.

- Director Estrada reported on an upcoming roundtable discussion hosted by the Salton Sea Authority and Assemblymember Garcia, at 9:00 AM on Friday, July 28<sup>th</sup> at the Salton Sea Yacht Club; also informed the Board of the upcoming City of Coachella, State of the City Address on Thursday, July 27<sup>th</sup>.
- Director Powell reported on a news story about a La Quinta resident which appeared on CBS in regard to her property management company and outdoor spigots; also reported he has received calls on the Milo lawsuit notices sent to CVWD customers; and discussed SB 623, Monning. Water quality: Safe and Affordable Drinking Water Fund.

B. Meetings and Conference Reports

- i July 12, 2017 Salton Sea Management Program Status Community Workshop (Directors O'Dowd and Nelson)
- ii July 13, 2017 Desert Valleys Builders Association Public Officials Luncheon (Directors Powell, O'Dowd, Bianco and Estrada)
- iii July 17, 2017 Board Study Session (Directors Powell, Nelson and O'Dowd)
- iv July 18, 2017 Disadvantaged Communities Infrastructure Committee Meeting (Directors Powell and Estrada)
- v July 19, 2017 Desert Valleys Builders Association Public Works Group Luncheon (Director Powell)

**Additional meetings reported:**

- July 20 Meeting with Craig Kessler of Golf & Water Task Force (Director O'Dowd)
- July 20 Conference Call ACWA Region 9 Committee (Director O'Dowd)
- July 24 Interview with Jim Carlton of the Wall Street Journal (Director Powell)

C. Approval of per diem for meetings reported

On a motion by Director Nelson, seconded by Director Estrada, approved per diem for meetings reported.

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

**NOES:** None

**ABSENT:** Bianco

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

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

Director Nelson advised he would be unable to attend the 8/5 Oversight Board meeting.

**12. STAFF REPORTS**

- A. General Manager – no reports
- B. Counsel – no reports
- C. Departments – no reports

**13. CLOSED SESSION AGENDA**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Government Code Section 54956.9 (d)(2)

*Two Items of Discussion:*

Receipt of Claim – Travelers Insurance (Subrogation for Beverly Weagley)

Receipt of Claim – Arch Insurance (Subrogation for Gerardo Perez)

**14. RECONVENE**

- A. Report out of Closed Session  
President Powell reconvened the meeting back to open session.  
Counsel Jeff Ferre reported the following actions for item 13A:


On a motion by Director Nelson, seconded by Director O’Dowd, the board approved payment of \$18,860.56 to Travelers Insurance (subrogor for Richard and Beverly Weagley). **Motion passed 4-0.**

The Board on a motion by Director Nelson, seconded by Director Powell, the Board took action to deny the claim of Arch Insurance (subrogor for Tudor Ranch). **Motion passed 4-0.**

**15. ADJOURNMENT**

There being no further business before the Board of Directors, at this time, President Powell adjourned the meeting at 10:50 AM.

ATTEST:

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

  
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John P. Powell, President  
Coachella Valley Water District

