



**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**

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

51-501 Tyler Street  
Coachella

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

**November 27, 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, November 27, 2018, 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 Anthony Bianco  
Director G. Patrick O'Dowd  
Director Peter Nelson

*Absent:* None

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

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

In accordance with the section 54954.2 of the Government Code additions to the agenda require a two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, which makes the determination that there is a need to take action, and the need to take action arose after the posting of the Agenda.

- A. No items 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**

Director Powell pulled items 5A and 5G;

On a motion by Director Nelson, second by Director O'Dowd, the Board approved the remainder of the Consent Calendar.

**Approved by the following vote:**

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

**NOES:** None

**ABSENT:** None

**Motion Passed: 5-0**

- A. **PULLED** - Approve minutes of the November 11, 2018 regular meeting of the Coachella Valley Water District Board of Directors
- B. Accepted and filed the General Manager's Report of Authorizations, Executions, and Acceptances of Documents during the month of October 2018.
- C. Accepted and filed the General Manager's Report of Activities during the month of October 2018
- D. Accepted and filed the Secretary's Report of Written Instruments Accepted and Recorded during the month of October 2018
- E. Approved and authorized the General Manager to execute a Professional Services Agreement for Triennial Stormwater Hydrology and Hydraulics Review Services (2018-2021)
- F. Approved and authorized the purchase of computer equipment to continue the District's annual computer replacement program, new computers for the EOC/Technology Center and additional computer equipment requested by different departments at an estimated total cost of \$132,000 including 5% for contingency funds
- G. **PULLED** - Approve the Memorandum of Understanding between ACVWDM and CVWD

**6. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR****5.A. Approve minutes of the November 11, 2018 regular meeting of the Coachella Valley Water District Board of Directors**

Director Powell asked for a correction to item 9C of the November 11, 2018 minutes in regard to an editing change.

On a motion by Director Powell, second by Director O'Dowd, the board approved the November 11, 2018 with the editing revision.

**Approved by the following vote:**

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

**NOES:** None

**ABSENT:** None

**Motion Passed:** 5-0

**5.G.** Approve the Memorandum of Understanding (MOU) between ACWDM and CVWD

Following a presentation by Robert Cheng, Assistant General Manager, the Board discussed the MOU between ACWDM and CVWD. Staff clarified that policy sections were removed from this particular document to avoid the need to reopen the MOU to address any future policy changes. It was explained that such policies are already located stand alone policy documents.

On a motion by Director Powell, second by Director Nelson, the Board approved the Memorandum of Understanding (MOU) between ACWDM and CVWD.

**Approved by the following vote:**

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

**NOES:** None

**ABSENT:** None

**Motion Passed:** 5-0

**7. PRESENTATIONS AND RECOGNITIONS**

- A. Centennial Recognition
  - i Presentation of Centennial Proclamation to CVWD by City of La Quinta Mayor Linda Evans
  - ii Presentation of Centennial Proclamation to CVWD by the Stephanie Sobotka, Ellen Way and Nancy Lauritzen of the Coachella Valley Chapter of California Women for Agriculture.

**8. INFORMATIONAL REPORTS**

- A. Written Communications – none included
- B. Informational Reports to the Board
  - i Coachella Valley Water District Fiscal 2019 Budget vs. Actual Report for the Quarter Ending September 30, 2018, presentation by Geoffrey Kiehl, Director of Finance
  - ii Strategic Planning Update FY 2019, Q1 (July-Sept 2018), presentation by Robert Cheng, Assistant General Manager

**9. ACTION ITEMS**

- A. Authorize the General Manager to execute a construction contract with Facility Solutions Group (FSG) for the Water Reclamation Plant No. 10 (WRP 10) Lighting Project.

Following a presentation by Donnell Wilcox, Senior Engineer and various other staff members, the Board discussed a construction contract for Water Reclamation Plant No. 10 (WRP 10) Lighting Project.

On a motion by Director O'Dowd, second by Director Estrada, the Board approved the following:

- Authorized the General Manager to execute a construction contract with Facility Solutions Group, (FSG) in the amount of \$356,345 for the Water Reclamation Plant No. 10 (WRP 10) Lighting Project, Specification 2018-81 (Project)
- Approved the following additional expenditures, for a total cost of \$386,345:
  - CVWD Project Management - \$2,500
  - CVWD Construction Inspection - \$2,500 – *Inspection Services for this Project will be provided by CVWD inspection staff and/or CVWD's on-call inspection firms (MWH Constructors and Wallace & Associates). If an on-call inspection firm is used, a Task Order will be executed and issued in substantially the same form and content as the attached task order*
  - Project Contingency - \$25,000

**Approved by the following vote:**

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

**NOES:** None

**ABSENT:** None

**Motion Passed: 5-0**

## 10. ORDINANCES FOR ADOPTION

- A. Amend Working Rules and Regulations Ordinance 1425.10, to add the job title of Budget and Grants Manager SRN S31 (\$8,907-12,330) to the ASSET Position Classifications.

Following a presentation by Heidi Keeran, Director of Human Resources, the Board discussed an amendment to the Working Rules and Regulations Ordinance No. 1425.10.

On a motion by Director Bianco, second by Director Estrada, the Board approved Ordinance No. 1425.11, an Ordinance Amending Working Rules and Regulations and adding the job title of Budget and Grants Manager, SRN S31, at a salary range of \$8,907 - \$12,330).

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

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

**NOES:** None

**ABSENT:** None

**Motion Passed: 5-0**

## 11. BOARD COMMENTS AND REPORTS

- A. Board Member General Comments
- Director Nelson congratulated staff on the successful Centennial celebration at the Living Desert; also, commented

on CVWD's canal water underrun. Director Nelson requested that a discussion take place at a future board meeting regarding current and potential policies to incentivize conversions from well water use to canal water use. Director O'Dowd commented on conservation opportunities; also, recognized Steve Grasha, newly elected MSWD Board member, who was present at the meeting.

- Director Bianco reported on the recent Mars landing.
- Director Estrada reported he will be attending a tour with Senator Monning and Assemblymember Garcia in Sacramento on December 4/5; and commented on Kevin Kelly, General Manager, at IID a happy retirement and thanked him for his participation on Salton Sea issues.
- Director Powell also commented on Kevin Kelly's retirement and wished him well; also, commented on the recent litigation regarding the IID and local farmers on allocation of water, and water rights.

B. Meetings and Conference Reports

- i October 23, 2018 Internal Control Project Interview (Director Nelson)
- ii October 29, 2018 Basin States DCP Check-in Call with Bureau of Reclamation (Director Nelson)
- iii October 30, 2018 City of Indio/CVWD Triannual Meeting (Director Nelson)
- iv November 2, 2018 ACWA Region 9 "Ensuring Water Reliability for our Future" Program (Director Nelson)
- v November 7, 2018 Meeting with California Agricultural Leadership DC Exchange Program participants (Director Nelson)
- vi November 14, 2018 Association of California Water Agencies (ACWA) Safe Drinking Water Funding Group Meeting (Director O'Dowd)
- vii November 14, 2018 Colorado River Board Meeting (Director Nelson)
- viii November 15, 2018 ACWA Regions 2 and 4 Program & Tour (Director O'Dowd)
- ix November 15, 2018 ACWA Business Development Committee Meeting (Director O'Dowd)
- x November 16, 2018 ACWA Executive Committee Meeting (Director O'Dowd)
- xi November 16, 2018 ACWA Board of Directors Meeting (Director O'Dowd)
- xii November 20, 2018 Basin States Principals DCP Check-in Call with Bureau of Reclamation (Director Nelson)

- xiii November 26, 2018 Study Session - Cal Waterfix JPA (all board members)

**Additional meetings reported:**

- November 26, 2018 Drought and Climate webinar (Director O'Dowd)

C. Approval of per diem for meetings reported

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

**Approved by the following vote:**

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

**NOES:** None

**ABSENT:** None

**Motion Passed: 5-0**

**12. STAFF REPORTS**

- A. General Manager, Jim Barrett reported on
- B. Counsel, Jeff Ferre reported on SB966, relating to the expansion of onsite gray water systems
- C. Departments – None

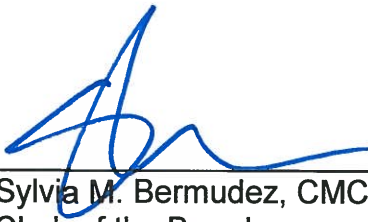
**13. CLOSED SESSION AGENDA**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9  
One (1) case
- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957  
Title: General Manager
- C. CONFERENCE WITH LABOR NEGOTIATORS - Pursuant to Government Code Section 54957.6 - Agency designated representative: President John Powell; Unrepresented employee: General Manager

**14. ADJOURNMENT**

It was reported that there was no reportable action out of the closed sessions. There being no further business to discuss, President Powell adjourned the November 27, 2018 Regular Meeting of the Coachella Valley Water District Board of Directors at 11:44 AM. The next regular meeting is scheduled for Tuesday, December 11, 2018, in Palm Desert.

  
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John P. Powell, President  
Coachella Valley Water District



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