



MINUTES OF THE
REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE EAST ORANGE COUNTY WATER DISTRICT (EOCWD)

August 20, 2020

1. **Call to Order.** A Regular Meeting of the Board of Directors of the East Orange County Water District was called to order by Board Director JOHN DULEBOHN at 5:00 p.m. on Thursday, August 20, 2020, with Director DULEBOHN leading the Pledge of Allegiance. Pursuant to California Governor’s Executive Order No. N-29-20, there was no public location for attending this board meeting in person. JEFF HOSKINSON, Secretary, recorded the minutes of the meeting, attending via videoconference.

The following Directors attended the meeting, pursuant to Executive Order N-29-20, via videoconference: RICHARD BELL, DOUGLASS DAVERT, JOHN DULEBOHN, and GEORGE MURDOCH. Director SEARS was absent at the beginning of the meeting, joining where otherwise noted in the minutes.

Also present were:

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| LISA OHLUND | General Manager (In-Person) |
| JERRY MENDZER | Operations Manager (In-Person) |
| JEFF SMYTH | Engineering Manager (In-Person) |
| SYLVIA PRADO | District Administrative Assistant (In-Person) |
| LAURA LOEWEN | Management Assistant (Videoconference) |
| MATTHEW PLUMMER | Water Operator III (Videoconference) |
| JEFF HOSKINSON | District Secretary and Legal Counsel (Videoconference) |
| MARILYN THOMS | Consultant / Hazard Mitigation Committee (Videoconference) |
| THOM BROZ | Hazard Mitigation Committee (Videoconference) |
| JANE RICE | Hazard Mitigation Committee (Videoconference) |
| KEVIN RICE | Hazard Mitigation Committee (Videoconference) |
| HON. JOHN LEWIS | Lewis Consulting (Videoconference) |

2. **Public Communications to the Board.** None presented, and Sylvia Prado confirmed that no public comments were received via e-mail.

3. **Addition of Items Arising After Posting of Agenda Requiring Immediate Action.** (Requires 2/3 vote or unanimous vote if less than 2/3 of members are present)

ACTION TAKEN: None.

4. Consent Calendar.

After pulling Item 4(B) for separate discussion, the Board, on motion by BELL, seconded by DULEBOHN, approved, the balance of the Consent Calendar by roll call vote, with BELL, DULEBOHN, MURDOCH, and DAVERT voting aye, 0 nays, with SEARS absent.

- A. Minutes: THE MINUTES OF THE JULY 16, 2020 REGULAR MEETING OF THE BOARD WERE APPROVED AS SUBMITTED;**
- C. Organizational Change Request – Reclassification of Management Analyst and Administrative Assistant Positions: THE BOARD APPROVED THE RECLASSIFICATION OF THE PART-TIME MANAGEMENT ANALYST TO A FULL-TIME MANAGEMENT ANALYST AND RECLASSIFICATION OF A FULL-TIME ADMINISTRATIVE ASSISTANT TO A PART-TIME ADMINISTRATIVE ASSISTANT;**
- D. Request to Cancel October 15, 2020 Board Meeting: THE BOARD APPROVED THE REQUEST TO CANCEL THE OCTOBER 20, 2020 REGULAR MEETING OF THE BOARD OF DIRECTORS, WHICH SHALL BE ADJOURNED TO THE REGULARLY SCHEDULED NOVEMBER 19, 2020 MEETING;**
- E. Resolution No. 883 - WaterSMART Grant Application Resolution for VanderWerff Well Construction Project: THE BOARD APPROVED RESOLUTION NO. 883 ENTITLED, ‘RESOLUTION OF THE BOARD OF DIRECTORS OF THE EAST ORANGE COUNTY WATER DISTRICT AUTHORIZING PARTICIPATION IN UNITED STATES BUREAU OF RECLAMATION’S WATERSMART DROUGHT RESPONSE GRANT PROGRAM FOR THE RETAIL ZONE VANDERWERFF WELL CONSTRUCTION PROJECT, AND MAKING RELEVANT FINDINGS AND AUTHORIZATIONS FOR SUCH PURPOSES’;**
- F. Equipment and Material Surplus Declaration: THE BOARD APPROVED THAT THE ASSETS INCLUDED IN THE LIST AS PRESENTED BE DESIGNATED AS SURPLUS AND THAT STAFF BE DIRECTED TO DISPOSE OF SAID ITEMS IN AN ENVIRONMENTALLY AND FISCALLY RESPONSIBLE MANNER;**
- G. Resolution No. 884 – Modification of Employer Payment of Employee Contribution to Public Employee’s Retirement System: THE BOARD APPROVED RESOLUTION NO. 884 ENTITLED, “RESOLUTION OF THE BOARD OF DIRECTORS OF EAST ORANGE COUNTY WATER DISTRICT MODIFYING EMPLOYER PAYMENT OF EMPLOYEE CONTRIBUTION TO PUBLIC EMPLOYEES’ RETIREMENT SYSTEM”;**
- H. COVID-19 Status Report: THE BOARD RECEIVED AND FILED THE REPORT;**
- I. Per- and Poly-Fluoroalkyl Substances (“PFAS”) Status Report: THE BOARD RECEIVED AND FILED THE REPORT.**

**** NOTE: Director SEARS entered the meeting during the discussion on Item 4(B).**

The Board then separately considered Item 4(B), as follows:

B. General Manager's Report. Ms. Ohlund requested the item pulled so that she could provide special recognition to the Laura Loewen for her service to the District, highlighting the programs developed, including the Safety Program, FOG Program, and Permit Program.

Ms. Ohlund also discussed issues related to recent Southern California Edison rolling blackouts. Ms. Ohlund recognized the efforts of Matt Plummer who managed and handled the blackouts and generator coordination with expertise in the absence of the Operations Manager Jerry Mendzer, who was out sick at the time.

ACTION TAKEN: The Board, on motion by MURDOCH, seconded by BELL, approved receiving and filing the General Manager's Report by roll call vote with BELL, DULEBOHN, MURDOCH, SEARS, and DAVERT voting aye, and 0 nays.

5. Action/Presentation Calendar.

A. Recognition of Hazard Mitigation Plan Steering Committee - Resolutions of Appreciation. Ms. Ohlund introduced the item, along with each of the members of the Hazard Mitigation Plan Steering Committee, explaining the extraordinary and dedicated effort the Committee made to get the report done during the Quarantine that enables the District to be among the first in line for potential grant funding. Ms. Ohlund discussed the scope of the Committee's effort, and a made presentation to each member.

ACTION TAKEN: The Board, on motion duly brought and seconded, approved the Resolutions of Appreciation recognizing the efforts of the Hazard Mitigation Plan Steering Committee by roll call vote with BELL, DULEBOHN, MURDOCH, SEARS, and DAVERT voting aye, and 0 nays.

B. Weed Abatement at Peters Canyon (6MG) Reservoir. Ms. Ohlund presented the item, providing a presentation to the Board relative to the cost savings and benefits received from utilizing goats for the clearance of brush around the Peters Canyon (6MG) Reservoir, saving roughly \$15,000.

ACTION TAKEN: No Action. Information Only.

6. Miscellaneous Matters.

A. Financial Matters

- i. Approval of schedules of disbursements**
- ii. Report on investments / ratification of investment activity**
- iii. Receipt and filing of financial statements (May 31, 2020)**

ACTION TAKEN: The Board, on motion by MURDOCH, seconded by DULEBOHN, approved the Schedule of Disbursements for Consideration, ratified and approved the Schedules of Investments, and received and filed the Financial Statements and Reports, by unanimous roll call vote, with BELL, DULEBOHN, MURDOCH, SEARS and DAVERT voting aye, 0 nays.

B. Wholesale and retail water usage report – July 2020.

ACTION TAKEN: The Board, on motion by SEARS, seconded by DULEBOHN, received and filed the wholesale and retail water usage report, by unanimous roll call vote, with BELL, DULEBOHN, MURDOCH, SEARS and DAVERT voting aye, 0 nays.

**** NOTE: The Board heard Item 6(D) before Item 6(C).**

D. Monthly Legislative & Outreach Report. Hon. John Lewis provided a report to the Board, including an update on the Santa Ana Airport, the Local Agency Formation Commission of Orange County (“LAFCO”), and Orange County Board of Supervisors (“BOS”). Mr. Lewis also referenced and discussed a PPIC Survey included within his report. Mr. Lewis also provided a COVID-19 update and a political update. Ms. Ohlund provided a brief expansion on the Orange County COVID-19 status.

**** NOTE: The Board returned to Item 6(C), before proceeding with the remainder of the Agenda.**

C. Directors’ reports on meetings attended at District expense (Government Code Section 53232.3) and Directors’ comments.

Vice-President BELL and Director DULEBOHN had no comments.

Director MURDOCH reported attendance at: (i) the Association of California Water Agencies (“ACWA”) Summer Conference on July 28-30, 2020, (ii) ACWA Board Meeting on August 10, 2020, (iii) and ACWA Water Quality Committee on August 11, 2020, (iv) ACWA State Legislation Committee on August 12, 2020, (v) ACWA Membership Committee Planning meeting on August 13, 2020, (vi) the ACWA Membership Committee meeting on August 19, 2020, (vii) ACWA Business Development Committee Meeting on August 19, 2020. Director MURDOCH also mentioned that he listened to the Hazard Mitigation Committee Presentation on August 10, 2020, and complimented the work done.

Director SEARS reported that he also reviewed the Hazard Mitigation Committee Presentation on August 4, 2020, and also that he attended (i) the Foothill Community

Association Board meeting on August 6, 2020; (ii) the Water Advisory Committee of Orange County (“WACO”) meeting on August 7, 2020; (iii) the North Tustin Fire Safe Council meeting on August 11, 2020; and (iv) the Administration and Finance Committee meeting on August 14, 2020.

President DAVERT reported attendance at (i) Hazard Mitigation Virtual Public Meeting on August 4, 2020 (ii) the Administration and Finance Committee meeting on July 14, 2020, (iii) a pre-agenda meeting with Ms. Ohlund and Vice-President BELL, (iv) ACCOC Water Conference on July 8th, and (v) the Santa Ana Regional Water Quality Control Board Meeting on July 30th.

7. Informational Items

A. General interest publications.

8. Closed Session

A. Conference with Legal Counsel – Anticipated Litigation - Government Code Section 54956.9(d)(4): *One (1) Potential Case*

B. Report Out: General Counsel Jeff Hoskinson reported that the Board met in Closed Session on Item 8(A) and took action in connection with the potential initiation of litigation, the particulars of which will be released to any person upon inquiry once the action has been formally commenced, unless doing so will jeopardize the District’s ability to effectuate service or jeopardize settlement negotiations. The Board took no other reportable action.

9. Adjournment.

The Board adjourned the meeting at 5:58 p.m. The scheduled date of the next Regular Meeting of the Board of Directors is **September 17, 2020**, at 5:00 p.m., in the offices of the East Orange County Water District, 185 N. McPherson Road, Orange, California.

Respectfully submitted,



Jeffrey A. Hoskinson