

MINUTES OF THE SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF
EAST ORANGE COUNTY WATER DISTRICT

October 8, 2019

1. Call to Order. A Special Meeting of the Board of Directors of the East Orange County Water District (EOCWD) was called to order by DOUGLASS DAVERT, President of the Board of Directors, at 5:01 p.m. on Tuesday, October 8, 2019, at the DISTRICT OFFICE, located at 185 N. McPherson Road, Orange, California, with Director JOHN DULEBOHN leading the Pledge of Allegiance. District Secretary JEFFREY A. HOSKINSON recorded the minutes of the meeting.

The following Directors were present: DOUGLASS DAVERT, JOHN DULEBOHN, GEORGE MURDOCH, and JOHN SEARS. RICHARD BELL was absent from this Special Meeting.

Also present, in addition to members of the public, were:

LISA OHLUND	General Manager
SYLVIA PRADO	District Administrative Assistant
JERRY MENDZER	Operations Manager
JEFFREY HOSKINSON	District Secretary and Legal Counsel
JAVIER MIER	Public

2. Public Communications to the Board. The Board recognized customer and homeowner Javier Mier, who commented on the impacts of EOCWD's Shadyridge Sewer Spill on his family and property. Mr. Mier commended EOCWD staff, including Jerry Mendzer, of his handling of the situation, and criticized the lack of response from EOCWD's insurance carrier, ACWA-JPIA.

3. Closed Session. President DAVERT, as part of the Open Session discussion, indicated that the Closed Session Item 3(A), was to discuss potential/anticipation litigation relative to the Mier/Shadyridge Sewer Spill.

- A. Conference with Legal Counsel – Anticipated Litigation (Govt. Code § 54956.9(2)) Significant exposure to litigation: 1 case.
- B. OPEN SESSION: Report out of Closed Session: The Board reported that it met in Closed Session regarding the Mier/Shadyridge Sewer Spill, wherein the Board granted, by unanimous vote of all members present, General Manager Lisa Ohlund authority to assist in the settlement of damages from such spill for an undisclosed amount and to provide sufficient authority to support the commencement of repairs and resolution of the matter, including specific authority to sign or support a contract in an amount not-to-exceed \$190,000 immediately to commence repairs for construction, for purposes of settlement, with recovery to be offset from insurance and/or litigation with involved parties.

5. **Adjournment.**

ACTION TAKEN:

The meeting was adjourned at 5:59 p.m. to the next scheduled Regular Meeting to be held at 5:00 p.m. on Thursday, November 21, 2019, at the Offices of the East Orange County Water District, 185 N. McPherson Road, Orange, California.

Respectfully submitted,

Jeffrey A. Hoskinson