



Dedicated to
Satisfying our Community's
Water Needs

**MINUTES OF THE BOARD OF DIRECTORS
MESA WATER DISTRICT
Tuesday, August 24, 2021
1965 Placentia Avenue, Costa Mesa, CA 92627
3:30 p.m. Adjourned Regular Board Meeting**

BOARD OF DIRECTORS COMMITTEE MEETING

CALL TO ORDER The meeting of the Board of Directors was called to order at 3:30 p.m. by President DePasquale.

PLEDGE OF ALLEGIANCE Director Atkinson led the Pledge of Allegiance.

Directors Present Marice H. DePasquale President
Shawn Dewane, Vice President
Jim Atkinson, Director
Fred R. Bockmiller, P.E., Director
James R. Fisler, Director

Directors Absent None

Staff Present Paul E. Shoenberger, P.E., General Manager
Denise Garcia, Administrative Services Manager/
District Secretary
Marwan Khalifa, CPA, MBA, Chief Financial Officer/
District Treasurer
Stacy Taylor, Water Policy Manager
Andrew D. Wiesner, P.E. Principal Engineer
Celeste Carrillo, Public Affairs Coordinator
Kaitlyn Norris, Public Affairs Specialist
Rob Anslow, Partner, Atkinson, Andelson, Loya, Ruud & Romo

Others Present Tiffany Baca, Public Affairs Manager, Municipal Water District
of Orange County (MWDOC) *(teleconference)*
Brenda Deeley, CEO, Brenda Deeley PR, LLC *(teleconference)*
Wendy Wiles, Atkinson, Andelson, Loya, Ruud & Romo
Gregory J. Newmark, Principal, Meyers Nave *(teleconference)*

PUBLIC COMMENTS:

President DePasquale asked for public comments on items not on the agenda.

There were no comments and President DePasquale proceeded with the meeting.

ITEMS TO BE ADDED, REMOVED OR REORDERED ON THE AGENDA

General Manager Shoenberger recommended reordering the agenda to take Item 12 before the Consent Calendar. There were no objections.

ITEM 12 - MUNICIPAL WATER DISTRICT OF ORANGE COUNTY DROUGHT MESSAGING:

GM Shoenberger introduced MWDOC Public Affairs Manager Tiffany Baca who proceeded with a presentation that highlighted the following:

- OC Media/Tool Kit
- Message Development
- Key Messages
- Conservation vs. Water Use Efficiency
- MWDOC Media/Tool Kit
- OC Drought Campaign
- 2021 Individual and Societal Concerns
- Metropolitan Water District of Southern California's Summer Campaign
- Orange County Lifestyle

Discussion ensued amongst the Board.

Ms. Baca responded to questions from the Board and they thanked her for the presentation.

CONSENT CALENDAR ITEMS:

Approve all matters under the Consent Calendar by one motion unless a Board member, staff, or a member of the public requests a separate action.

Director Bockmiller pulled Item 9 for discussion. There were no objections.

1. Receive and file the Developer Project Status Report.
2. Receive and file the Mesa Water and Other Agency Projects Status Report.
3. Receive and file the Water Quality Call Report.
4. Receive and file the Water Operations Status Report.
5. Receive and file the Accounts Paid Listing.
6. Receive and file the Monthly Financial Reports.
7. Receive and file the Major Staff Projects.
8. Receive and file the State Advocacy Update.
9. Receive and file the Orange County Update.
10. Receive and file the Outreach Update.
11. Receive and file the Fiscal Year 2021 Fourth Quarter Financial Update.

President DePasquale asked for comments from the public. There were no comments.

MOTION

Motion by Director Atkinson, second by Vice President Dewane, to approve Items 1 – 8 and 10 – 11 of the Consent Calendar. Motion passed 5 – 0.

ITEM 9 – Receive and file the Orange County Update.

Water Policy Manager Taylor provided an Orange County Update.

Ms. Taylor responded to questions from the Board and they thanked her for the update.

Mesa Water Adjourned Regular Board Meeting August 24, 2021

President DePasquale asked for comments from the public. There were no comments.

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to approve Item 9 of the Consent Calendar. Motion passed 5 – 0.

PRESENTATION AND DISCUSSION ITEMS:

12. MUNICIPAL WATER DISTRICT OF ORANGE COUNTY DROUGHT MESSAGING:

Item taken earlier in the agenda.

13. CAPTIVE INSURANCE:

GM Shoenberger introduced Atkinson, Andelson, Loya, Ruud & Romo Attorney Rob Anslow who provided a brief overview of the topic.

Discussion ensued amongst the Board.

Attorney Anslow responded to questions from the Board and they thanked him for the information.

President DePasquale asked for comments from the public. There were no comments.

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to authorize the Board of Directors of the captive insurance company to consist of no less than five members of the Mesa Water District Board. Mesa Water Board members are not compelled to serve on the Board of Directors of the captive insurance company. Motion passed 5 – 0.

ACTION ITEMS:

None.

REPORTS:

14. REPORT OF THE GENERAL MANAGER

15. DIRECTORS' REPORTS AND COMMENTS

INFORMATION ITEMS:

16. CLAIM OF INTERINSURANCE EXCHANGE OF THE AUTOMOBILE CLUB

17. CLAIM OF KEN WAYTE

18. FISCAL YEAR 2021 ANNUAL SOLE SOURCE REPORT

19. OTHER (NO ENCLOSURE)

Mesa Water Adjourned Regular Board Meeting August 24, 2021

RECESS

President DePasquale declared a recess at 5:13 p.m.

The Board meeting reconvened at 5:15 p.m.

President DePasquale announced that the Board was going into Closed Session at 5:15 p.m.

CLOSED SESSIONS:

20. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

Pursuant to California Government Code Sections 54956.9 (d)(1) and 54954.5 (c)

Case: *Mesa Water District v. KDC, INC., dba KDC SYSTEMS, INC., dba DYNALECTRIC*
Orange County Superior Court Case No. 30-2016-00832860-CU-BC-CJC

The Board returned to Open Session at 5:27 p.m.

District Secretary Garcia announced that the Board conducted one Closed Session with the General Manager, District Secretary and General Legal Counsel pursuant to California Government Code Sections 54956.9 (d)(1) and 54954.5 (c). The Board received information and provided direction to General Legal Counsel and there was no further announcement.

President DePasquale announced that the Board was going into Closed Session at 5:28 p.m.

21. CONFERENCE WITH SPECIAL LEGAL COUNSEL – EXISTING LITIGATION:

Pursuant to California Government Code Section 54956.9 (d)(1)


Case: *Irvine Ranch Water District v. Orange County Water District and related cross-actions*


The Board returned to Open Session at 5:30 p.m.

District Secretary Garica announced that the Board conducted one Closed Session with the General Manager, District Secretary and Special Legal Counsel pursuant to California Government Code Section 54956.9 (d)(1). The Board received information and provided direction to staff and there was no further announcement.

President DePasquale adjourned the meeting at 5:32 p.m. to an Adjourned Regular Board Meeting scheduled for Thursday, August 26, 2021 at 3:30 p.m.

Approved:

DocuSigned by:

09E9E8581458426
Marice H. DePasquale, President

DocuSigned by:

F61DD5290C8E4B5
Denise Garcia, District Secretary

Recording Secretary: Sharon D. Brimer