



*Dedicated to
Satisfying our Community's
Water Needs*

**MINUTES OF THE BOARD OF DIRECTORS
MESA WATER DISTRICT
Wednesday, September 27, 2023
1965 Placentia Avenue, Costa Mesa, CA 92627
4:30 p.m. Regular Board Meeting**

CALL TO ORDER

The meeting of the Board of Directors was called to order at 4:30 p.m. by President Dewane.

PLEDGE OF ALLEGIANCE

Director Fisler led the Pledge of Allegiance.

Directors Present

Shawn Dewane, President
Marice H. DePasquale, Vice President *(left at 5:25 p.m.)*
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, Chief Administrative Officer/
District Secretary
Marwan Khalifa, CPA, MBA, Chief Financial Officer/
District Treasurer
Tracy Manning, Chief Operating Officer
Andrew D. Wiesner, P.E., District Engineer
Stacy Taylor, Water Policy Manager
Tyler Jernigan, Assistant Water Operations Manager
Kurt Lind, District Business Administrator
Karyn Igar, Senior Civil Engineer
Rob Anslow, Partner, Atkinson, Andelson, Loya, Ruud & Romo

Others Present

Joseph M. Berg, Director of Water Use Efficiency, Municipal Water District of Orange County (MWDOC)
David Mitchell, Partner, M.Cubed
David Bolland, Water Use Efficiency Regulatory Consultant, Dave Bolland and Associates
Emily Owens-Bennett, P.E., BCEE, Drinking Water Lead, Trussell Technologies, Inc.
David Spencer, P.E., Water Asset Management Lead, HDR, Inc.

PUBLIC COMMENTS

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

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

ITEMS TO BE ADDED, REMOVED, OR REORDERED ON THE AGENDA

General Manager Shoenberger reported there were no items to be added, removed, or reordered on the agenda.

Vice President DePasquale requested to take Action Items 10 and 11 before the Presentation Items. There were no objections.

CONSENT CALENDAR ITEMS:

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 Accounts Paid Listing.
5. Receive and file the Monthly Financial Reports.
6. Receive and file the Outreach Update.

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

MOTION

Motion by Director Bockmiller, second by Vice President DePasquale, to approve Items 1 – 6 of the Consent Calendar. Motion passed 5 – 0.

ACTION ITEMS:

ITEM 10 - POLICY FOR THE DISPLAY OF FLAGS:

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

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to adopt Resolution No. 1583 Adopting a Policy for the Display of Flags at District Facilities. Motion passed 5 – 0, by the following roll call vote:

AYES:	DIRECTORS	Atkinson, Bockmiller, Fisler, DePasquale, Dewane
NOES:	DIRECTORS	None
ABSTAIN:	DIRECTORS	None
ABSENT:	DIRECTORS	None

ITEM 11 - GENERAL LEGAL COUNSEL SERVICES:

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

MOTION

Motion by Director Bockmiller, second by Vice President DePasquale, to:

- a. Amend the General Legal Counsel Services agreement with Atkinson, Andelson, Loya, Ruud & Romo to revise the fee schedule, effective October 1, 2023; remove the billing cap for attendance at regular meetings of the Board of Directors; and remove

- language from the agreement regarding participation in the Association of California Water Agencies Legal Affairs Committee and CalWater PAC meetings; and
- b. Direct staff to retain, within the General Manager's authority, the firm of Burke, Williams & Sorensen, LLP, to participate and engage in said meetings on behalf of Mesa Water District.

Motion passed 5 – 0.

PRESENTATION AND DISCUSSION ITEMS:

7. PROPOSED REGULATION – *MAKING WATER CONSERVATION A CALIFORNIA WAY OF LIFE:*

Water Policy Manager Taylor provided a review of the topic and introduced M.Cubed Partner David Mitchell who provided a presentation that highlighted the following:

- Review of the Water Board's Standardized Regulatory Impact Analysis (SRIA)
- Our Findings:
 - Costs
 - Baseline
 - Bottom-Line

Mr. Mitchell responded to questions from the Board and they thanked him for the presentation.

8. LEAD AND COPPER RULE REVISIONS INVENTORY:

Assistant Water Operations Manager Jernigan provided a review of the topic and introduced Trussell Technologies, Inc. Drinking Water Lead Emily Owens-Bennett who provided a presentation that highlighted the following:

- USEPA Lead and Copper Rule Revisions (LCRR)
- LCRR Inventory Requirements
- LCRR Inventory
- LCRR Inventory To-Date
- Records Review
- Field Verification
- Action Plan
- Next Steps

Ms. Owens-Bennett responded to questions from the Board and they thanked her for the presentation.

9. PIPELINE INTEGRITY PROGRAM UPDATE:

Senior Civil Engineer Igar provided a review of the topic and introduced HDR, Inc. Water Asset Management Lead David Spencer who provided a presentation that highlighted the following:

- Pipeline Integrity Program History
- Leak Detection
- Systematic Break Data Collection

- Resolution No. 1525 – Replacement of Assets
- Exposed Pipe Testing
- Updated 100-Year Replacement Cost Curve
- Resolution No. 1525 – Replacement of Assets (continued)
- Planning for FY 2024

Senior Civil Engineer Igar and Mr. Spencer responded to questions from the Board and they thanked them for the presentation.

ACTION ITEMS:

10. POLICY FOR THE DISPLAY OF FLAGS:

This item was taken earlier in the agenda.

11. GENERAL LEGAL COUNSEL SERVICES:

This item was taken earlier in the agenda.

REPORTS:

12. REPORT OF THE GENERAL MANAGER:

- August Key Indicators Report

GM Shoenberger reported that ACWA/JPIA has, on behalf of and in coordination with Mesa Water, settled a lawsuit filed against Mesa Water by Bryan Gonzalez for a personal injury claim previously discussed with the Board in Closed Session on January 25, 2023, for a settlement amount of \$20,000. Such settlement vacates a trial date of April 29, 2024. A copy of the fully executed Settlement Agreement will be on file with Mesa Water's District Secretary for public review upon request.

13. DIRECTORS' REPORTS AND COMMENTS

INFORMATION ITEMS:

14. FEDERAL ADVOCACY UPDATE

15. STATE ADVOCACY UPDATE

16. ORANGE COUNTY UPDATE

Mesa Water Regular Board Meeting of September 27, 2023

President Dewane adjourned the meeting at 6:07 p.m. to a Regular Board Meeting scheduled for Wednesday, October 11, 2023 at 4:30 p.m.

Approved:

DocuSigned by:
Shawn Dewane
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Shawn Dewane, President

DocuSigned by:
Denise Garcia
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Denise Garcia, District Secretary

Recording Secretary: Sharon D. Brimer