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Satisfying our Community's
Water Needs*

**MINUTES OF THE BOARD OF DIRECTORS
MESA WATER DISTRICT
Thursday, September 8, 2016
1965 Placentia Avenue, Costa Mesa, CA 92627
6:00 p.m. Regular Board Meeting**

CALL TO ORDER

The meeting of the Board of Directors was called to order on September 8, 2016 at 6:00 p.m. by President Dewane at the District Office Boardroom, located at 1965 Placentia Avenue, Costa Mesa, California.

PLEDGE OF ALLEGIANCE

Director Atkinson led the Pledge of Allegiance.

Directors Present

Shawn Dewane, President
Ethan Temianka, Vice President
Jim Atkinson, Director
Fred R. Bockmiller, Director

Directors Absent

James R. Fisler, Director

Staff Present

Paul E. Shoenberger, P.E., General Manager
Coleen L. Monteleone, Assistant General Manager/
District Secretary
Phil Lauri, P.E., Assistant General Manager
Andrew Hamilton, Chief Financial Officer
Stacie Sheek, Customer Services Manager
Cynthia Ragland, Interim Public Affairs Manager
Denise Garcia, Executive Assistant to the General Manager/
Assistant District Secretary
Rob Anslow, Attorney, Bowie, Arneson, Wiles & Giannone

Others Present

Louis C. Klein, Attorney, Foley & Mansfield
Christine Parker, Member of the Public

PUBLIC COMMENTS

President Dewane asked for public comments on non-agendized items. There were no comments and President Dewane proceeded with the meeting.

ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA

General Manager Shoenberger offered there were no items to be added, withdrawn, or reordered on the agenda.

CONSENT CALENDAR ITEMS:

1. Approve minutes of special Board meeting of July 21, 2016.
2. Approve minutes of special Board meeting of July 28, 2016.
3. Approve minutes of regular Board meeting of August 11, 2016.
4. Approve minutes of special Board meeting of August 15, 2016.
5. Approve minutes of special Board meeting of August 25, 2016.
6. Approve attendance considerations (additions, changes, deletions).
7. Board Schedule:
 - Conferences, Seminars, and Meetings
 - Board Calendar
 - Upcoming Community Outreach Events
8. Declare certain property as surplus and authorize the General Manager to dispose of the property within the established rules and regulations set forth by Resolution No. 1463.
9. Approve a contract change order to Arcadis U.S., Inc. for as-needed services related to the Special Districts Shared Efficiencies project in the amount of \$50,000.
10. Approve a contract change order for an additional \$22,770 for MEI-Charlton Lab for additional sample preparation and evaluation of additional pipeline samples.
11. Award a contract to Gladstone International, Inc. for Communications Consulting Services for an amount not to exceed \$38,000.
12. Approve termination of the Social Media Services contract with Communications LAB; and direct staff to begin a new competitive Request for Proposals process for Social Media Services.

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

MOTION

Motion by Director Atkinson, second by Director Bockmiller, to approve Items 1 – 12 of the Consent Calendar. Motion passed 4-0-1, with Director Fisler absent.

PRESENTATIONS AND DISCUSSION ITEMS:

13. BOARD WORKSHOP PLANNING:

General Manager Shoenberger stated the next Board workshop is scheduled for Friday, October 21, 2016 and will be held at the Mesa Water® Reliability Facility.

The five proposed topics are:

- Regional Water Issues
- Special Districts Shared Efficiencies Project Update
- Staffing Plan
- General Manager’s Performance Evaluation
- Legislative Platform Update

Shoenberger offered that on September 6, 2016, the Executive Committee reviewed the workshop topics and recommends removing *Special Districts Shared Efficiencies Project Update* from the Board workshop agenda, until after the upcoming election.

Vice President Temianka recommended adding the topic *Educational Outreach Program* in order to review the information that is being presented to students. Staff will provide a summary of the program to the Board prior to the workshop.

The Board concurred with the recommended changes.

ACTION ITEMS:

14. GENERAL LEGAL COUNSEL SERVICES:

General Manager Shoenberger introduced the item noting that Mesa Water sent a Request for Proposal (RFP) to eleven firms inviting them to submit proposals to serve as the District's contracted General Legal Counsel (Counsel). Eight of the eleven law firms responded. After ranking the proposals, staff recommends interviews with the following four firms (listed in alphabetical order):

- Aleshire & Wynder, LLP
- Bowie, Arneson, Wiles & Giannone
- Meyers Nave
- Rutan & Tucker, LLP

MOTION

Motion by Vice President Temianka, second by Director Atkinson, to interview the four firms as recommended by staff. Motion passed 4-0-1, with Director Fisler absent.

The agenda was reordered to take Item 16 - Report of the General Manager. There were no objections.

Item 16 – REPORT OF THE GENERAL MANAGER

- August Key Indicators Report
- Other (no enclosure)

15. CLOSED SESSION:

President Dewane announced that the Board was going into Closed Session at 6:30 p.m.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

Pursuant to Government Code Section 54956.9 (a)

Case: Irvine Ranch Water District v. OCWD, et al. – Superior Court Case No. 30-2016-00858584-CU-WM-CJC

The Board returned to Open Session at 6:56 p.m.

Assistant General Manager Monteleone announced the Board conducted one Closed Session with the General Manager, Assistant General Managers, and Special Legal Counsel pursuant to California Government Code Section 54956.9 (a). The Board received information and there is no other announcement.

REPORTS:

16. REPORT OF THE GENERAL MANAGER
- August Key Indicators Report
 - Other (no enclosure)

This item was taken prior to the Closed Session.

17. DIRECTORS' REPORTS AND COMMENTS

INFORMATION ITEMS:

18. DIRECTORS' REPORTS (AB 1234) PER CA GOVERNMENT CODE SECTION 53232.3 (D)
19. OTHER (NO ENCLOSURE)

President Dewane adjourned the Board of Directors' meeting at 6:57 p.m. to a Regular Board Meeting scheduled for Thursday, October 13, 2016, at 6:00 p.m.

Approved: 

Shawn Dewane, President



Coleen L. Monteleone, District Secretary

Recording Secretary: Sharon D. Brimer