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Satisfying our Community's
Water Needs*

**MINUTES OF THE BOARD OF DIRECTORS
MESA WATER DISTRICT
Thursday, November 14, 2019
1965 Placentia Avenue, Costa Mesa, CA 92627
3:00 p.m. Special Board Meeting**

CALL TO ORDER

The meeting of the Board of Directors was called to order on November 14, 2019 at 3:09 p.m. by President Dewane at the District Office Boardroom, located at 1965 Placentia Avenue, Costa Mesa, California.

PLEDGE OF ALLEGIANCE

Vice President DePasquale led the Pledge of Allegiance.

Directors Present

Shawn Dewane, President
Marice H. DePasquale, 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
Stacie Sheek, Customer Service Manager
Syndie Ly, Human Resources Manager
Tracy Manning, Water Operations Manager
Kurt Lind, Business Administrator
Jeff Hoskinson, Partner, Atkinson, Andelson, Loya, Ruud &
Romo

Others Present

A. Patrick Munoz, Partner, Rutan & Tucker, LLP
Jennifer Farrell, Partner, Rutan & Tucker, LLP

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 REMOVED OR REORDERED ON THE AGENDA

General Manager Shoenberger recommended reordering the agenda to take Closed Session Item 8 prior to Item 1. There were no objections.

CLOSED SESSION:

President Dewane declared that the Board was going into Closed Session at 3:10 p.m.

ITEM 8 - CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION/ADJUDICATORY PROCEEDINGS:

Pursuant to California Government Code Section 54956.9 (d)(2) and 54954.5 (c) – based on existing facts and circumstances, the Board is meeting with Legal Counsel to review matters relating to legal proceedings presented to the California Political Practices Commission involving Mesa Water District.

The Board returned to Open Session at 3:52 p.m.

Attorney Munoz 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)(2) and 54954.5 (c). The Board received information and gave direction to staff and Special Legal Counsel. There was no further announcement.

RECESS

President Dewane declared a recess at 3:53 p.m.

The Board meeting reconvened at 3:56 p.m.

ACTION ITEMS:

1. CAPITAL IMPROVEMENT PROGRAM:

GM Shoenberger provided a brief overview of the topic and proceeded with a presentation that highlighted the following:

- Capital Improvement Program (CIP) Expenditures
- Key CIP Projects
- CIP Drivers and Impacts
- Proposed CIP Options
- Funding Options
- Recommendation

Discussion ensued amongst the Board.

Motion by Director Bockmiller to direct staff to proceed with Capital Improvement Program Project Option 1 with a moderate MWRF Outreach Center.

Director Bockmiller withdrew his motion.

MOTION

Motion by Vice President DePasquale, second by Director Bockmiller, to approve Capital Improvement Program Project Option 4 and direct staff to agendize financial funding options at a future meeting noting future capital financial costs may be adjusted. Motion passed 4-1, with Director Atkinson voting no.

RECESS

President Dewane declared a recess at 4:58 p.m.

The Board meeting reconvened at 5:10 p.m.

2. MESA WATER RELIABILITY FACILITY OUTREACH CENTER:

GM Shoenberger provided a brief overview of the topic and proceeded with a presentation that highlighted the following:

- Project Objectives
- Design Concepts 1 & 2: Site Plan
- Design Concept 1: Plans, Improvements, Findings and Recommendations, Multi-Purpose Room Renderings
- Design Concept 2: Plans, Improvements, Findings and Recommendations, Multi-Purpose Room Renderings
- Proposed MWRP Parking
- Design Concepts 1 & 2: Cost Estimate
- Funding Options
- Recommendation

MOTION

Motion by Director Bockmiller, second by President Dewane, to direct staff to proceed with Design Concept 2 (with entry) and include the following:

- a. Retain the matured existing landscape;
- b. Incorporate Leadership in Energy and Environmental Design and apply for certification;
- c. Install a Heating, Ventilation, and Air Conditioning system; and
- d. Replace the roof for the entire facility.

Motion passed 5-0.

3. ASSOCIATION OF CALIFORNIA WATER AGENCIES/JOINT POWERS INSURANCE AUTHORITY UPDATE:

Director Bockmiller provided a brief update of the item and answered questions from the Board.

No action was taken on this topic.

4. CALIFORNIA-UNITED WATER CONFERENCE SPONSORSHIP:

Director Atkinson provided a brief overview of the organization and conference.

Discussion ensued amongst the Board.

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to approve a sponsorship for the 2020 California-United Water Conference of \$5,000, to authorize the General

Manager to sign the California-United Water Memorandum of Agreement, and to eliminate Mesa Water's staff involvement with California-United Water. Motion passed 5-0.

REPORTS:

5. REPORT OF THE GENERAL MANAGER
6. DIRECTORS' REPORTS AND COMMENTS
7. OTHER (NO ENCLOSURE)

CLOSED SESSIONS:

8. CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION/ADJUDICATORY PROCEEDINGS:
Pursuant to California Government Code Section 54956.9 (d)(2) and 54954.5 (c) – based on existing facts and circumstances, the Board is meeting with Legal Counsel to review matters relating to legal proceedings presented to the California Political Practices Commission involving Mesa Water District.

Item 8 was taken earlier in the agenda.

President Dewane declared that the Board was going into Closed Session at 6:18 p.m.

9. PURSUANT TO GOVERNMENT CODE SECTION 54957.6:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: General Manager

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

District Secretary Garcia announced that the Board conducted one Closed Session with the General Manager and District Secretary pursuant to Government Code Section 54957.6. Action will be taken under Item 10.

ACTION ITEMS (CONT.):

10. ANNUAL PERFORMANCE EVALUATION FOR GENERAL MANAGER:

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to agendize this item at the December 12, 2019 Board meeting in order to amend the General Manager's contract.

President Dewane adjourned the meeting at 6:58 p.m. to a Regular Board Meeting scheduled for Thursday, December 12, 2019 at 6:00 p.m.

Approved:



Shawn Dewane, President



Denise Garcia, District Secretary

Sharon D. Brimer, Recording Secretary