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Satisfying our Community's  
Water Needs

**MINUTES OF THE BOARD OF DIRECTORS  
MESA WATER DISTRICT  
Thursday, June 10, 2021  
1965 Placentia Avenue, Costa Mesa, CA 92627  
3:30 p.m. Adjourned Regular Board 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 Bockmiller led the Pledge of Allegiance.

**Directors Present**

Marice H. DePasquale, President  
Shawn Dewane, Vice President *(left at 4:10 p.m.)*  
Jim Atkinson, Director  
Fred R. Bockmiller, P.E., Director  
James R. Fidler, Director

**Directors Absent**

None

**Staff Present**

Paul E. Shoenberger, P.E., General Manager  
Phil Lauri, P.E., Assistant General Manager  
Denise Garcia, Administrative Services Manager/  
District Secretary  
Wendy Duncan, Records Management Specialist/  
Assistant District Secretary *(teleconference)*  
Marwan Khalifa, CPA, MBA, Chief Financial Officer/  
District Treasurer *(teleconference)*  
Stacie Sheek, Customer Services Manager *(teleconference)*  
Tracy Manning, Water Operations Manager *(teleconference)*  
Stacy Taylor, Water Policy Manager *(teleconference)*  
Andrew D. Wiesner, P.E., Principal Engineer  
Celeste Carrillo, Public Affairs Coordinator *(teleconference)*  
Rob Anslow, Partner, Atkinson, Andelson, Loya, Ruud & Romo

**Others Present**

Jonathan Aparicio, IT Support Engineer, T2 Technology Group  
Sarina Sriboonlue, P.E. Senior Water Engineer, Arcadis U.S.,  
Inc. *(teleconference)*  
Wendy Wiles, Partner, Atkinson, Andelson, Loya, Ruud &  
Romo

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

### **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.

1. Approve minutes of regular Board meeting of May 13, 2021.
2. Board Schedule:
  - Conferences, Seminars, and Meetings
  - Board Calendar
3. Approve the Fiscal Year 2022 attendance at Conferences, Seminars, Meetings, and Events.
4. Authorize President Marice H. DePasquale to vote her conscience in the California Special Districts Association Board of Directors Election, Southern Network, Seat A and direct her to cast Mesa Water District's electronic ballot.

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

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

### **MOTION**

Motion by Director Bockmiller, second by Vice President Dewane, to approve Items 1 – 4 of the Consent Calendar. Motion passed 5 – 0.

### **PRESENTATION AND DISCUSSION ITEMS:**

None.

### **ACTION ITEMS:**

5. PUBLIC HEARING: ORDINANCE NO. 32 – WATER SHORTAGE RESPONSE  
ORDINANCE:

President DePasquale announced the Public Hearing was now opened for the purpose of receiving comments regarding Ordinance No. 32 – Water Shortage Response Ordinance.

District Secretary Garcia reported that public notices were posted at Mesa Water District's office, website, and Costa Mesa City Hall. Additionally, legal advertisements were published in the Daily Pilot on May 27, 2021 and June 3, 2021.

President DePasquale opened the floor to the Board. Comments were offered.

District Secretary Garcia reported that the District had not received any written or verbal comments regarding Ordinance No. 32.

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

General Manager Shoenberger provided a brief overview of the topic and introduced Principal Engineer Wiesner who proceeded with a presentation that highlighted the following:

- Background
- Determination of Water Supply Shortage
- Ordinance No. 32 – State and Mesa Water Mandated
- 2020 Water Shortage
  - Level 1, 10% Reduction
  - Level 2, 20% Reduction
  - Level 3, 30% Reduction
  - Level 4, 40% Reduction
  - Level 5, 50% Reduction
  - Level 6, >50% Reduction
- Penalties, Violations, and Enforcement
- Recommendation
- Mesa Water Mandated - Removed

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

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

President DePasquale declared the public comments segment closed.

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

## MOTION

Motion by Director Bockmiller, second by Director Atkinson, to adopt Ordinance No. 32 (with modifications) Making Findings, Adopting the Mesa Water District Water Shortage Response Ordinance Rescinding Ordinance No. 26 and Taking Related Actions. Motion passed 5 – 0, by the following roll call vote:

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

## 6. PUBLIC HEARING: 2020 URBAN WATER MANAGEMENT PLAN:

President DePasquale announced the Public Hearing was now opened for the purpose of receiving comments regarding the 2020 Urban Water Management Plan (UWMP).

District Secretary Garcia reported that public notices were posted at Mesa Water District's office, website, and Costa Mesa City Hall. Additionally, legal advertisements were published in the Daily Pilot on May 27, 2021 and June 3, 2021.

President DePasquale opened the floor to the Board. Comments were offered.

District Secretary Garcia reported that the District had not received any written or verbal comments regarding the 2020 UWMP.

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

Principal Engineer Wiesner provided a presentation that highlighted the following:

- 2020 UWMP Background
- New Items in Mesa Water's 2020 UWMP
- Water Demand Basis
- Water Use and Supply Overview
- Key Findings of the 2020 UWMP
- Water Shortage Contingency Plan (WSCP)
- WSCP Overview
- Appendix K
- Addendum to 2015 UWMP
- Reduced Delta Reliance Reporting
- Department of Water Resources Issued Guidance on the Delta Plan Policy
- Presentation Summary
- Recommendation

GM Shoenberger and Mr. Wiesner responded to questions from the Board and they thanked Mr. Wiesner for the presentation.

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

President DePasquale declared the public comments segment closed.

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

## MOTION

Motion by Director Fisler, second by Vice President Dewane, to:

- a. Adopt Resolution No. 1541 Approving the Adoption of the 2020 Urban Water Management Plan;
- b. Adopt Resolution No. 1542 Approving the Adoption of the 2020 Water Shortage Contingency Plan; and
- c. Adopt Resolution No. 1543 Approving the Amendment to the 2015 Urban Water Management Plan.

Motion passed 5 – 0, by the following roll call vote:

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

## 7. ELECTRONIC SIGNATURE USE POLICY:

### MOTION

Motion by Director Bockmiller, second by Vice President Dewane, to adopt Resolution No. 1544 Adopting an Electronic Signature Use Policy. Motion passed 5 – 0, by the following roll call vote:

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

8. ASSOCIATION OF CALIFORNIA WATER AGENCIES BOARD OF DIRECTORS ELECTION:

MOTION

Motion by Director Atkinson, second by Director Fisler, to:

- a. Adopt Resolution No. 1545 to Support San Juan Water District President Pamela Tobin as a Candidate for the Office of Association of California Water Agencies President; and
- b. Adopt Resolution No. 1546 to Support Orange County Water District First Vice President Cathy Green as a Candidate for the Office of Association of California Water Agencies Vice President.

Motion passed 4 – 0, by the following roll call vote:

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

9. POTABLE AND RECYCLED WATER RATE STUDY:

MOTION

Motion by Director Atkinson, second by Director Fisler, to approve a contract to Raftelis Financial Consultants, Inc. for \$102,760 with an additional \$1,620 for potential optional services for a total amount not to exceed \$104,380 to provide a potable and recycled water rate study for the purpose of establishing water rate schedules for the next five years, and authorize the General Manager to execute the contract. Motion passed 4 – 0, with Vice President Dewane absent.

**REPORTS:**

10. REPORT OF THE GENERAL MANAGER:

- May Key Indicators Report
- Other (no enclosure)

11. DIRECTORS' REPORTS AND COMMENTS

**INFORMATION ITEMS:**

12. CUSTOMER SERVICE CALL TIMES

13. DIRECTORS' REPORTS (AB 1234) PER CA GOVERNMENT CODE SECTION 53232.3 (D)

14. OTHER (NO ENCLOSURE)

**RECESS**

President DePasquale declared a recess at 4:44 p.m.

The meeting reconvened at 4:49 p.m.

**CLOSED SESSION:**

President DePasquale announced the Board was going into Closed Session at 4:50 p.m.

15. 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

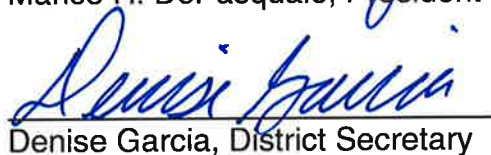
The Board returned to open session at 5:05 p.m.

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

President DePasquale adjourned the meeting at 5:07 p.m. to an Adjourned Regular Board Meeting scheduled for Tuesday, June 22, 2021 at 3:30 p.m.

Approved:

  
Marice H. DePasquale, President

  
Denise Garcia, District Secretary

Sharon D. Brimer, Recording Secretary