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Satisfying our Community's  
Water Needs

**MINUTES OF THE BOARD OF DIRECTORS  
MESA WATER DISTRICT  
Tuesday, May 24, 2022  
1965 Placentia Avenue, Costa Mesa, CA 92627  
3:30 p.m. Adjourned Regular Board Meeting**

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**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 Bockmiller led the Pledge of Allegiance.

Directors Present Marice H. DePasquale, President *(left at 5:04 p.m.)*  
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  
Stacie Sheek, Customer Services Manager  
Tracy Manning, Water Operations Manager  
Stacy Taylor, Water Policy Manager  
Kurt Lind, Business Administrator  
Celeste Carrillo, Public Affairs Coordinator  
Kaitlyn Norris, Public Affairs Specialist  
Mark Pelka, P.E., Senior Civil Engineer  
Dustin Burnside, Water Operations Supervisor

Others Present Ralph Zarumba, Managing Director, Black & Veatch Global  
Advisory  
Jorge M. Villalobos, Consultant, Black & Veatch Global  
Advisory  
Andre Mura, Partner, Gibbs Law Group LLP  
Steven Tindall, Partner, Gibbs Law Group LLP

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

### **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 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 2022 Third Quarter Financial Update.

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

### **MOTION**

Motion by Director Bockmiller, second by Director Atkinson, to approve Items 1 – 11 of the Consent Calendar. Motion passed 5 – 0.

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

#### **12. COMMUNITY CHOICE AGREEMENTS:**

GM Shoenberger provided an overview of the topic and introduced Black & Veatch Global Advisory Managing Director Ralph Zarumba and Consultant Jorge Villalobos who proceeded with a presentation that highlighted the following:

- Status of Community Choice Aggregation (CCA) in California
- Southern California Edison CCAs
- Roles and Responsibilities in Community Choice Aggregation
- Review of Services Provided by SCE
- SCE and CCA Joint Rate Comparison Publication
- Initial Analysis of SCE vs. CCA Rates
- Some Issues with Rates
- Surcharges
- Results of Rate Comparison
- Initial Results of Rate Comparison

Discussion ensued amongst the Board.

Messrs. Zarumba and Villalobos responded to questions from the Board and they thanked them for the presentation.

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

**MOTION**

Motion by Director Bockmiller, second by Director Atkinson, that Mesa Water District not participate in any Community Choice Aggregation program and that in any action regarding purchasing electricity, the District be bound to seek the lowest cost for electricity based on Mesa Water's actual use profile. Motion passed 5 – 0.

**13. CUSTOMER ANNIVERSARY PROGRAM:**

GM Shoenberger provided an overview of the topic and introduced Public Affairs Coordinator Carrillo who proceeded with a presentation that highlighted the following:

- New Customer Welcome Program
- Customer Anniversary Program

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

**ACTION ITEMS:**

None.

**REPORTS:**

14. REPORT OF THE GENERAL MANAGER

15. DIRECTORS' REPORTS AND COMMENTS

**INFORMATION ITEMS:**

16. OTHER (NO ENCLOSURE)

**RECESS**

President DePasquale declared a recess at 4:46 p.m.

The Board meeting reconvened at 4:51 p.m.

**CLOSED SESSION:**

President DePasquale announced that the Board was going into Closed Session at 4:51 p.m.

17. CONFERENCE WITH SPECIAL LEGAL COUNSEL – EXISTING LITIGATION:  
Pursuant to California Government Code Sections 54956.9 (a) and 54957.1 (a) (2) - based on existing facts and circumstances, the Board is meeting with Special Legal Counsel.

Number of Cases: 1

The Board returned to Open Session at 5:29 p.m.


District Secretary Garcia announced that the Board conducted one Closed Session with the General Manager, District Secretary, Chief Financial Officer, Water Policy Manager, and Special Legal Counsel pursuant to California Government Code Sections 54956.9 (a) and 54957.1 (a) (2). The Board received information and the following action was taken:

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to appear and file briefing as an amicus curiae in *Patz et al. v. City of San Diego*, D080308 (Cal. App.) in support of Patz et al. Motion passed 4 – 1, with President DePasquale absent.

Acting President Dewane adjourned the meeting at 5:30 p.m. to a Regular Board Meeting scheduled for Wednesday, June 8, 2022 at 4:30 p.m.

Approved:

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Marice H. DePasquale, President

DocuSigned by:  
  
E61DD5296C8E4B5  
Denise Garcia, District Secretary

Recording Secretary: Sharon D. Brimer