



**SAWPA COMMISSION
REGULAR MEETING MINUTES
JUNE 5, 2018**

COMMISSIONERS PRESENT

Susan Lien Longville, Chair, San Bernardino Valley Municipal Water District
Jasmin A. Hall, Secretary-Treasurer, Inland Empire Utilities Agency
Bruce Whitaker, Alternate, Orange County Water District
Thomas P. Evans, Western Municipal Water District
David J. Slawson, Alternate, Eastern Municipal Water District

COMMISSIONERS ABSENT

Ronald W. Sullivan, Vice Chair, Eastern Municipal Water District
Philip L. Anthony, Orange County Water District

**ALTERNATE COMMISSIONERS
PRESENT; NON-VOTING**

Steven Copelan, Alternate, San Bernardino Valley Municipal Water District

STAFF PRESENT

Rich Haller, Larry McKenney, Karen Williams, Mark Norton, Dean
Unger, David Ruhl, Carlos Quintero, Kelly Berry

The Regular Commission Meeting of the Santa Ana Watershed Project Authority was called to order at 9:30 a.m. by Chair Longville at the Santa Ana Watershed Project Authority, 11615 Sterling Avenue, Riverside, California.

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

Roll call was duly noted and recorded by the Clerk of the Board.

3. PUBLIC COMMENTS

There were no public comments.

4. CONSENT CALENDAR

A. APPROVAL OF MEETING MINUTES: MAY 15, 2018

Recommendation: Approve as posted.

B. TREASURER'S REPORT – APRIL 2018

Recommendation: Approve as posted.

MOVED, approve the Consent Calendar.

Result:	Adopted (Unanimously)
Motion/Second:	Evans/Hall
Ayes:	Evans, Hall, Longville, Slawson, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

5. NEW BUSINESS

A. CLOSED SESSION ATTENDANCE AND RECORDKEEPING POLICY (CM#2018.55)

Larry McKenney reviewed the materials provided in the agenda packet. Adoption of Resolution No. 2018-6 will ensure a well-defined process by which the Commission decides who attends closed sessions. In order to preserve privileges associated with closed sessions, the Commission always has the discretion to decide who is present during closed session and should only allow people reasonably necessary to attend; the proposed Resolution describes this process, including deciding who among SAWPA staff are reasonably necessary and any other third parties needed as consultants or experts, for which agreements containing confidentiality provisions would be utilized as has been done in the past. Commissioner Evans clarified this is not a blanket approval; other than the core group as referenced in Resolution No. 2018-6, attendance would be at the discretion of the Commission and decided prior to going into Closed Session.

MOVED, adopt Resolution No. 2018-6, establishing a policy regarding attendance in closed sessions and recordkeeping related to closed session deliberations, and supplementing Resolution No. 434 and Resolution No. 2012-10, previously adopted.

Result:	Adopted by Roll Call Vote (Unanimously)
Motion/Second:	Slawson/Longville
Ayes:	Evans, Hall, Longville, Slawson, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

B. PROJECT AGREEMENT 24 (CM#2018.56)

Rich Haller reviewed the PowerPoint presentation included in the agenda packet on pages 39-42 regarding the proposed Project Agreement 24 (PA 24). Haller noted this could be one of perhaps three future project agreements which will be brought before the Commission; future project agreements are anticipated to include the OWOW plan and SAWPA roundtables.

PA 24 would establish the PA 24 committee. The PA 24 Committee would then govern and direct matters relating to the Inland Empire Brine Line which in the past have been under the governance of the Commission – control of the Brine Line enterprise funds, the establishment of policy, budget and oversight of the brine line operations, maintenance, planning, administration, implementation, and improvement. It would also require a unanimous vote on matters relating to budget and operating decisions.

Haller reviewed the following aspects of the proposed PA 24, approval of which would reflect policy changes:

- PA 24 proposes simply to use the existing JPA provisions and allow committee representatives other than Commissioners to be appointed to the PA 24 Committee. Allowing committee representatives other than Commissioners or Alternate Commissioners might not be consistent with past views expressed by the Commission.
- Would require unanimous votes regarding Brine Line budget and operating decisions.
- Currently, neither SAWPA nor any project committee may exceed its approved budget. The proposed PA 24 would allow the PA 24 Committee to overrun its budget with a unanimous vote of the PA 24 Committee.

Chair Longville expressed her desire to first have her board consider and provide feedback relating to the agreement, noting that Alternate Commissioner Copelan is in agreement. Commissioner Evans concurred, suggesting SAWPA staff provide a presentation to each of the four member agency governing boards involved in PA 24 which should include historical data of actions taken by the Commission over the past five (5) years, including the monetary amounts thereof, and outline what the Commission would be delegating to the PA 24 committee if the Commission were to approve PA 24. Commissioner Evans expressed concern about potentially devolving the SAWPA Commission into numerous separate project agreements, and resulting confusion caused by separate agenda postings and conducting of separate public meetings with differing governing members. Staff was directed to provide the requested information to the Commissioner who would in turn take the matter to their respective Boards for consideration and feedback.

Agenda Item No. 5.B. was deferred to a future meeting by consensus of the Commission, and no action taken.

C. RISK SCIENCES GSA AND TO APPROVAL (CM#2018.58)

Rick Whetsel reviewed the PowerPoint presentation included in the agenda packet on pages 53-57 regarding the proposed agreements with Risk Sciences. Increased costs are within the approved budget and will be shared by the stakeholders that participate in the listed task forces. Commissioner Evans suggested perhaps SAWPA's involvement in these task force efforts and whether SAWPA ought continue to be involved should be considered by the Commission at a future date, and voiced concern that regulatory strategy and compliance expertise for multiple task force efforts is reliant on one consultant firm. Alternate Commissioners Whitaker and Slawson concurred with Commissioner Evans' comments.

MOVED, approve execution of the following documents:

- 1) General Services Agreement (GSA) with Risk Sciences to serve as regulatory strategist and compliance expert for a number of SAWPA Task Force efforts through December 2019;
- 2) Change Order No. RISK374-07 with Risk Sciences for a no cost time extension through December 2018 to serve as regulatory strategist and compliance expert for the Basin Monitoring Task Force;
- 3) Task Order No. RISK384-09 with Risk Sciences for an amount not-to-exceed \$49,340 for FY 2018-19 to serve as regulatory strategist and compliance expert for the Middle Santa Ana River Pathogen TMDL Task Force; and,
- 4) Task Order No. RISK386-10 with Risk Sciences for an amount not-to-exceed \$46,820 for FY 2018-19 to serve as regulatory strategist and compliance expert for the Regional Water Quality Monitoring Task Force.

Result:	Adopted (Unanimously)
Motion/Second:	Evans/Slawson
Ayes:	Evans, Hall, Longville, Slawson, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

D. MEMBERSHIP IN CALIFORNIA ASSOCIATION OF MUTUAL WATER COMPANIES (CAL MUTUALS) JOINT POWERS RISK AND INSURANCE MANAGEMENT AUTHORITY (JPRIMA) (CM#2018.57)

Karen Williams provided a PowerPoint presentation regarding a proposed three-year membership in the Joint Powers Risk and Insurance Management Authority (JPRIMA).

MOVED, approve SAWPA becoming a member of the Joint Powers Risk and Insurance Management Authority (JPRIMA) and authorize the General Manager to sign all required documentation.

Result:	Adopted (Unanimously)
Motion/Second:	Whitaker/Hall
Ayes:	Evans, Hall, Longville, Slawson, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

E. IT INFRASTRUCTURE REPLACEMENT (CM#2018.59)

Dean Unger reviewed the PowerPoint presentation contained in the agenda packet (pages 179-182) regarding upgraded IT infrastructure and servers for the Western States Contracting Alliance (WSCA) pricing of \$69,000.

MOVED, approve the previously budgeted upgrade of the IT Infrastructure which includes the purchase of 3 HP Servers and disk storage for Western States Contracting Alliance (WSCA) pricing of \$69,000.

Result:	Adopted (Unanimously)
Motion/Second:	Evans/Hall
Ayes:	Evans, Hall, Longville, Slawson, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

6. INFORMATIONAL REPORTS

The following oral/written reports/updates were received and filed.

A. MEETING ATTENDANCE REPORTS – COMMISSIONERS AND ALTERNATES

Commissioners and Alternate Commissioners provided an oral report relating to meetings attended during the month of May, 2018.

B. CITY OF BEAUMONT UPDATE (CM#2018.60)

Carlos Quintero provided a PowerPoint presentation regarding the City of Beaumont exploring alternatives to comply with the Regional Water Quality Control Board basin plan objectives related to Total Dissolved Solids.

C. SAWPA GENERAL MANAGERS MEETING NOTES

May 15, 2018

D. CHAIR’S COMMENTS/REPORT

Chair Longville asked Commissioners whether or not they wanted to hold the July 3, 2018 meeting; staff has indicated there are no pressing issues. It was the consensus of the Commission to cancel the July 3, 2018 Commission meeting.

E. COMMISSIONERS' COMMENTS

There were no further Commissioner comments.

F. COMMISSIONERS' REQUEST FOR FUTURE AGENDA ITEMS

There were no further requests for future agenda items.

7. CLOSED SESSION

Chair Longville recessed the meeting to Closed Session at 10:16 a.m. Designated personnel essential to the discussion of Agenda Item No. 7.A. were present during Closed Session.

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1)


Name of Case: Spiniello Companies v. Charles King Company, Inc., Santa Ana Watershed Project Authority, The Ohio Casualty Insurance Company (Superior Court of Los Angeles BC616589)

Chair Longville resumed Open Session at 10:37 a.m. There was no reportable action.

8. ADJOURNMENT

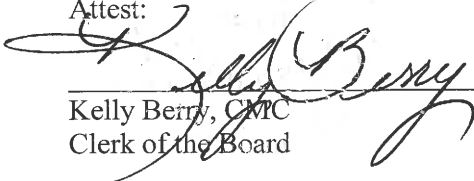
There being no further business for review, Chair Longville adjourned the meeting at 10:37 a.m.

Approved at a Regular Meeting of the Santa Ana Watershed Project Authority Commission on Tuesday, June 19, 2018.



Susan Lien Longville, Chair

Attest:



Kelly Berry, CMC
Clerk of the Board