



**SAWPA COMMISSION
REGULAR MEETING MINUTES
JANUARY 3, 2017**

COMMISSIONERS PRESENT Thomas P. Evans, Chair, Western Municipal Water District
Ronald W. Sullivan, Secretary-Treasurer, Eastern Municipal Water District
Phil Anthony, Orange County Water District
Jasmin A. Hall, Alternate, Inland Empire Utilities Agency
Steve Copelan, Alternate, San Bernardino Valley Municipal Water District

COMMISSIONERS ABSENT None.

**ALTERNATE COMMISSIONERS
PRESENT; NON-VOTING** None.

STAFF PRESENT Celeste Cantú, Rich Haller, Larry McKenney, Mark Norton, Karen Williams, Dean Unger, David Ruhl, Nicole Weideman, Kelly Berry

The Regular Commission Meeting of the Santa Ana Watershed Project Authority was called to order at 9:30 a.m. by Chair Evans 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

At the request of Commissioner Sullivan, Agenda Item No. 4.B. was pulled from the Consent Calendar for consideration after Closed Session.

A. APPROVAL OF MEETING MINUTES: OCTOBER 18, 2016

Recommendation: Approve as posted.

MOVED, approve the October 18, 2016 meeting minutes.

Result:	Adopted (Unanimously; 5-0)
Motion/Second:	Anthony/Sullivan
Ayes:	Anthony, Copelan, Evans, Hall, Sullivan
Nays:	None
Abstentions:	None
Absent:	None

5. WORKSHOP DISCUSSION AGENDA

A. PROP 84 STATUS REPORT AND BUDGET UPDATE – ALL ROUNDS

Nicole Weideman gave an oral report, noting a detailed presentation would be provided during the January 17, 2017 meeting. Weideman has completed the 90-day site visits for Rounds 1 and 2 and some Drought Round projects. She will be transitioning from 90-day to quarterly site visits into the future.

This item was for informational purposes; no action was taken on Agenda Item No. 5.A.

6. INFORMATIONAL REPORTS

Recommendation: Receive and file the following oral/written reports/updates.

A. UPDATE ON PROJECT AGREEMENT 22 COMMITTEE ACTIVITIES (CM#2017.2)

Mark Norton provided an oral overview of the memo provided in the agenda packet.

B. UPDATE ON PROJECT AGREEMENT 23 COMMITTEE ACTIVITIES (CM#2017.3)

Mark Norton provided an oral overview of the memo provided in the agenda packet. A change in the PA 23 Committee structure will be brought back to the Commission at a future meeting. Chair Evans requested a presentation of the SARCCUP project schedule be given to the Commission on a quarterly basis.

C. STATUS REPORT AND UPDATE – 2017 OWOW CONFERENCE

Celeste Cantú provided an oral status report and update on the May 25, 2017 OWOW Conference, which will be held at the Ontario Convention Center. The Conference format will be similar to past events: Morning and afternoon sessions; an exhibitors' room and a main room for presentations. The conference theme will be: Working Together to Make a Finite Resource Infinite.

D. CHAIR'S COMMENTS/REPORT

Chair Evans noted this was his last meeting serving as Chair of the Commission, which he has enjoyed. Commission officers will be elected at the January 17, 2017 meeting. There was a brief discussion about officer election and rotation.

E. COMMISSIONERS' COMMENTS

There were no Commissioners' comments.

F. COMMISSIONERS' REQUEST FOR FUTURE AGENDA ITEMS

There were no requests for future agenda items, other than those set forth under Agenda Item No. 8.

7. CLOSED SESSION

Larry McKenney noted the Commission would discuss Agenda Item No. 7.A., with no action anticipated. At 9:46 a.m., Chair Evans recessed the meeting to Closed Session. 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 Evans resumed Open Session at 10:54 a.m. There was no reportable action.

The Commission next considered Agenda Item No. 4.B.

B. REACH V REHABILITATION AND IMPROVEMENT PROJECT – PHASE I (CM#2017.1)

Larry McKenney reviewed the August 2, 2016 Commission Memo on this matter, reiterating the factors utilized in originally determining the existence of an emergency condition as well as subsequent determinations since that time. McKenney stated conditions constituting an emergency on August 2, 2016 still exist. Chair Evans called for a motion. Commissioner Sullivan moved the Commission find that no emergency currently exists. Commissioner Anthony seconded the motion, and a roll call vote was taken.

MOVED, find that the unfinished condition of the Reach V Rehabilitation and Improvement Project (the Project) after the termination for cause of the Project contractor does not continue to be an emergency that requires immediate action per the Commission’s prior action on August 2, 2016.

Result:	Adopted (Passed; 3-2)
Motion/Second:	Sullivan/Anthony
Ayes:	Anthony, Copelan, Sullivan
Nays:	Evans, Hall
Abstentions:	None
Absent:	None

8. NEW BUSINESS

A. REACH V REHABILITATION AND IMPROVEMENT PROJECT – PHASE I (CM#2017.4)

In light of the action taken on Agenda Item No. 4.B., Chair Evans asked Larry McKenney whether or not Agenda Item No. 8.A. should be considered by the Commission. McKenney recommended against the Commission approving a no-bid contract without a determination that an emergency condition exists. Celeste Cantú voiced concern regarding the vulnerabilities now facing SAWPA.. A discussion ensued regarding a path forward; it was the consensus of the Commission a future agenda item be brought forward for discussion and consideration, including pipeline condition and cause of the original break.

9. ADJOURNMENT

There being no further business for review, Chair Evans adjourned the meeting at 11:05 a.m.

Approved at a Regular Meeting of the Santa Ana Watershed Project Authority Commission on Tuesday, January 17, 2017.


Susan Lien Lengville, Chair

Attest:

Kelly Berry/CMC
Clerk of the Board