

DIVISION 1
John Aguilar
Director



DIVISION 2
Anthony Bianco
Director

Steve Robbins
Administration Building
Board Chambers

DIVISION 3
John Powell
President

OFFICIAL MINUTES
REGULAR MEETING OF THE
COACHELLA VALLEY WATER
DISTRICT
BOARD OF DIRECTORS

75515 Hovley Ln.
East Palm Desert

DIVISION 4
Peter G. Nelson
Director

www.cvwd.org

DIVISION 5
Castulo Estrada
Vice President

September 28, 2021

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

President Powell called the regular meeting of the Board of Directors of the Coachella Valley Water District to order at 8:00 a.m., Tuesday, September 28, 2021 at the office of the District in Palm Desert, California. Pledge of Allegiance was led by President Powell.

2. ROLL CALL

Present: President John P. Powell, Jr
Vice President Cástulo R. Estrada
Director John Aguilar
Director Anthony Bianco
Director Peter Nelson

Absent: None

Staff Present: Jim Barrett, General Manager
Jeff Ferre, Counsel
Sylvia M. Bermudez, Clerk of the Board

3. ADDITIONS/DELETIONS/ADJUSTMENTS TO THE AGENDA

In accordance with the section 54954.2 of the Government Code additions to the agenda require a two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, which makes the determination that there is a need to take action, and the need to take action arose after the posting of the Agenda.

- A. No items were removed or continued from the Agenda
- B. No emergency items added to the Agenda
- C. No changes to the order of the Agenda

4. PUBLIC COMMENT

No public comment received.

5. APPROVAL OF THE CONSENT CALENDAR

Consent calendar items are expected to be routine and to be acted upon by the Board of Directors at one time without discussion. If any Board member requests that an item be removed from the consent calendar, it will be removed so that it may be acted upon separately.

- A. Approve minutes of the September 14, 2021 Coachella Valley Water District Board of Directors meeting
- B. **ITEM PULLED FOR DISCUSSION** - Accept and file General Manager's Report of Activities August 2021
- C. Accept and file General Manager's Report of Authorizations, Executions, and Acceptance of Documents during the month of August 2021
- D. Accept and file the Secretary's Report of Written Instruments Accepted and Recorded during the month of August 2021
- E. Approve and authorize the General Manager to execute the Professional Service Agreements with MWH Constructors, Wallace & Associates Consulting, and Dudek to provide On-Call Biennial Construction Inspections Services for the period from October 16, 2021 to October 16, 2023
- F. Approve and authorize the General Manager to execute Task Order No. 7 to the Professional Services Agreement with Todd Groundwater, in the amount of \$109,648 to prepare the Indio Subbasin Annual Report for Water Year 2020/2021 in Accordance with the Sustainable Groundwater Management Act
- G. Approve and authorize the General Manager to execute Task Order No. 6 to the Professional Services Agreement with Todd Groundwater in the amount of \$107,489 to Complete Additional Scenario Development and Public Outreach for the 2022 Indio Subbasin Alternative Plan Update
- H. Approve and authorize the General Manager to apply for financial assistance and sign necessary documents with USBR for the Mid-Canal Reservoir Project, and approve Authorization Resolution Nos. 2021-37, and 2021-38

On a motion by Director Bianco second by Director Nelson, the Board approved the consent calendar, with exception of 5B- pulled for discussion.

Approved by the following roll call vote:

AYES: Powell, Bianco, Aguilar, Nelson

NOES: None

ABSENT: Estrada (due to technical difficulties)

Motion Passed: 4-0

6. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR

5. B. **Accept and file General Manager's Report of Activities August 2021.**

Following a presentation by Katie Evans, Director of Communication and Conservation, the board discussed the Conservation section of the GM Report.

On a motion by Director Powell second by Director Aguilar, the Board approved accepted and filed the General Manager's Report of Activities for August 2021.

Approved by the following roll call vote:

AYES: Powell, Bianco, Aguilar, Nelson

NOES: None

ABSENT: Estrada (due to technical difficulties)

Motion Passed: 4-0

7. **PRESENTATIONS AND RECOGNITIONS**

Board President John Powell Jr., and General Manager Jim Barrett recognized the following staff members.

Anniversaries

- Michael Jimenez, Field Service Representative, 20 years (not attending)
- Ron Alexander, Operations Manager, 20 years
- Ricardo Esquivel, Domestic Water Serviceworker III, 20 years (not attending)

Retirements

- Bobby Delgado, Water Treatment Operator II, 35 years, (not attending)
- Abelardo "Abel" Zabalza, Mechanical Technician II, 20 years

8. **INFORMATIONAL REPORTS**

A. Written Communications Received – on file.

B. Informational Reports to the Board

- i Update on the Developer Fee Cost of Service Study for the Water System Backup Facilities Charge, presentation by Carrie Oliphant, Director of Engineering.

C. Reports to be Filed

- i Receive and File the Coachella Valley Water District Fiscal Year 2021 Budget vs. Actual Report for the Quarter Ending June 30, 2021.

On a motion by Director Bianco second by Director Aguilar, the Board approved and filed the Coachella Valley Water District FY 2021 Budget v Actual Report for the quarter ending June 30, 2021.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0.

9. ACTION ITEMS

A. **Adopt the 2021 Coachella Valley Water District Climate Action and Adaptation Plan and approve Resolution No. 2021-39.**

Following a presentation by William Patterson, Environmental Supervisor, the Board discussed the 2021 Coachella Valley Water District Climate Action and Adaptation Plan.

On a motion by Director Aguilar second by Director Powell, the Board approved Resolution No. 2021-39, adopting the 2021 Coachella Valley Water District Climate Action and Adaptation Plan.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

B. **Approve Reimbursement Resolution No. 2021-40 for the Domestic (Drinking Water), Sanitation, and Stormwater Fund for various Capital Projects.**

Following a presentation by Karrie Swaine, Controller, the Board discussed a reimbursement resolution for the Domestic (Drinking Water), Sanitation, and Stormwater Fund for various Capital Projects.

On a motion by Director Bianco second by Director Aguilar, the Board approved Reimbursement Resolution No. 2021-40 for the Domestic (Drinking Water), Sanitation, and Stormwater Fund for various Capital Projects

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

C. **Approve and authorize the Solicitation of Bids for the Construction of Madison Club – Avenue 54 Meter Connection Project, Specification No. 2020-73.**

Following a presentation by Carrie Oliphant, Director of Engineering, the Board discussed the Solicitation of Bids for the

Construction of Madison Club – Avenue 54 Meter Connection Project, Specification No. 2020-73.

On a motion by Director Nelson second by Director Aguilar, the Board approved and authorized the Solicitation of Bids for the Construction of Madison Club – Avenue 54 Meter Connection Project, Specification No. 2020-73.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

D. **Approve and authorize the Solicitation of Bids for the Demolition of the Coachella Campus Reservoir (Coachella Water Tower) No. 6858 Project, Specification No. 2021-23.**

Prior to consideration of this matter, President Powell announced that he would be recusing himself since he has a real property interest in property located in proximity to the property subject to this project. President Powell then left the dais and the Boardroom during consideration of this matter.

Following a presentation by Dan Ruiz, Engineer Manager, the Board discussed the Solicitation of Bids for the Demolition of the Coachella Campus Reservoir No. 6858 Project, Specification No. 2021-23.

On a motion by Director Nelson second by Director Bianco, the Board approved and authorized the Solicitation of Bids for the Demolition of the Coachella Campus Reservoir “Water Tower” No. 6858 Project, Specification No. 2021-23.

Approved by the following roll call vote:

AYES: Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT/RECUSED: Powell

Motion Passed: 4-0

E. **Authorize the Sewer Flow Transfer Agreement Negotiations with the Valley Sanitary District for the Stonewater Development.**

Following a presentation by Elmer Alex, Assistant Director of Engineering, the Board discussed the Sewer Flow Transfer Agreement Negotiations with the Valley Sanitary District for the Stonewater Development.

On a motion by Director Bianco second by Director Nelson, the Board approved and authorized the Sewer Flow Transfer

Agreement Negotiations with the Valley Sanitary District for the Stonewater Development.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

10. BOARD COMMENTS AND REPORTS

A. Board Member General Comments

- Director Nelson commented on the Irrigation Rules and Regulations, as it relates to the air gap requirement as a preventive measure against quagga contamination from private reservoirs; also thanked Assistant General Manager, Dan Charlton and his staff for working with and providing CVWD customers with great service.
- Director Bianco recognized and thanked staff for their efforts in assisting customers.
- Director Estrada recognized and thanked staff for their efforts in assisting customers.
- Directors Aguilar and Powell had no report.

B. Meetings and Conference Reports

- i September 15, 2021 Colorado River Board Meeting (Director's Nelson and Estrada)
- ii September 15, 2021 Six Agency Committee Meeting (Director Nelson and Estrada)
- iii September 22, 2021 Golf and Water Task Force Meeting (Director's Powell and Bianco)
- iv September 23, 2021 Salton Sea Authority Board of Directors Meeting (Director's Bianco and Estrada) *Estrada did not attend
- v September 27, 2021 California Agencies Preparation for the Lower Basin Meeting (Director Nelson)
- vi September 27, 2021 Environmental Assessment Committee (EAC) meeting (Director Estrada)
- vii September 27, 2021 Disadvantaged Communities Infrastructure Task Force Meeting (Director's Powell and Estrada)

Additional meetings reported

- viii September 3, 2021 Basin States meeting with the U.S. Dept. of the Interior regarding some Colorado problems with the Colorado River modeling (Director Nelson)
- ix September 3, 2021 CRB report out from Basin States Principals coordination call to California agencies (Director Nelson)
- x September 7, 2021 Panel call with Anne Castle re: upcoming Water Education Symposium (Director Nelson)

- xi September 8, 2021 Full Preview of the Roll-out of the 2 to 5 Year Study from Camille Touton, Deputy Commissioner, Bureau of Reclamation and Tanya Trujillo, Assistant Secretary for Water & Science at the U.S. Dept. of Interior (Director Nelson)
- xii September 9, 2021 Water Education Foundation Bay-Delta Virtual Tour 2021 (Director Nelson)
- xiii September 15, 2021 Meeting with the 29 Palms Tribe (Director Powell)
- xiv September 17, 2021 Basin States meeting with the U.S. Department of the Interior (Director Nelson)
- xv September 21, 2021 Meeting with the County of Riverside in regards to Avenue 70 Transmission Main Project (Director Estrada)
- xvi September 22, 2021 USBR Roll-out info calls of updated Colorado river system probabilistic projections (Director Nelson)
- xvii September 23, 2021 Meeting with Jackie Lopez regarding the Thousand Palms Levy (Director Powell)
- xviii September 23, 2021 Water Education Foundation's Colorado River Symposium panelist (Director Nelson)

C. Approval of per diem for meetings reported

On a motion by Director Bianco second by Director Nelson,
the Board approved per diem for the meetings reported.

Approved by the following roll call vote:

AYES: Powell, Estrada, Bianco, Aguilar, Nelson

NOES: None

ABSENT: None

Motion Passed: 5-0

11. STAFF REPORTS

- A. General Manager, Jim Barrett provided an update on COVID-19 data; also reported Human Resources in conjunction with Wellness Consultant Greg Wood, R.N., would be offering mandatory COVID-19 information sessions related to COVID-19 and vaccinations to all CVWD employees; also commented on a proposed vaccine policy for CVWD employees.
- B. Counsel, Jeff Ferre provided an update on AB 361.
- C. Departments – None
- D. Legislative Update – continued to 10/12 meeting

12. OASIS BOARD

Recusal and re-qualification procedures continue to be in place due to financial interests of Board members in connection with the Oasis project. The quorum of the Board that has been established may consider matters pertaining to the Oasis project with 2 Board members recused. The quorum and recused Board members are indicated below.

A. **Approve and authorize the General Manager to execute Irrigation Water Service Agreements with Bagdasarian Farms, LLC for the Oasis In-Lieu Recharge Project, Phase II (C02001).**

Following a presentation by Carrie Oliphant, Director of Engineering, the Oasis Board discussed Irrigation Water Service Agreements with Bagdasarian Farms, LLC for the Oasis In-Lieu Recharge Project, Phase II (C02001).

On a motion by Director Aguilar second by Director Powell, the Board approved and authorized the General Manager to execute Irrigation Water Service Agreements with Bagdasarian Farms, LLC for the Oasis In-Lieu Recharge Project, Phase II (C02001).

Approved by the following roll call vote:

AYES: Powell, Estrada, Aguilar

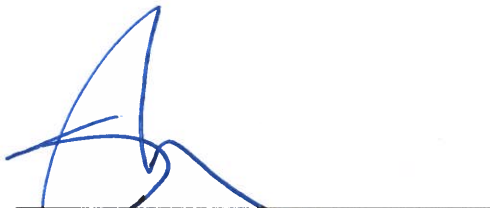
NOES: None

ABSENT/RECUSED: Bianco, Nelson


Motion Passed: 3-0

13. ADJOURNMENT

There being no further business before the Board, President Powell adjourned the regular meeting of the Coachella Valley Water District Board of Directors at 11:32 a.m. The next regular scheduled meeting will be on Tuesday, October 12, 2021 at 8:00 a.m.



Sylvia M. Bermudez, MMC
Clerk of the Board
Coachella Valley Water District



John Powell, Jr., Board President
Coachella Valley Water District