



BOARD OF DIRECTORS REGULAR MEETING MINUTES

Monday, December 16, 2024 at 3:00 PM

66575 Second St, Desert Hot Springs, CA AND/OR Via Teleconference

CALL TO ORDER

President Sewell called the meeting to order at 3:00 P.M.

PLEDGE OF ALLEGIANCE

Led by Director Martin

SWEARING IN OF BOARD MEMBERS

Ivan Sewell, Russ Martin & Robert Griffith were sworn into office.

ROLL CALL

BOARD MEMBERS PRESENT: President Ivan Sewell, Vice President Robert Griffith, Director Russ Martin
Director Amber Duff, Director Ted Mayrhofen

STAFF MEMBERS PRESENT: Brian Macy, Marion Champion, Arturo Ceja, Eric Weck, Arturo Ceja, Oriana Hoffert, Will Whitten, Amanda Lucas, Ryan Goodner-Belli, Dori Petee

RULES OF PROCEDURE

Rules of Procedure were read by General Counsel John Pinkney.

All noticed meetings are conducted using Rosenberg's Rules of Order as a procedural guideline. Directors should refrain from responding directly to public comments at meetings of the Board. The Board President will refer matters raised during public comment to the General Manager for follow-up when appropriate. Occasionally, a prompt response may be offered when an obvious answer resolution is available provided this is done in compliance with the Brown Act. Directors should refrain from debating or making decisions in response to public comments. The President of the Board presides at all meetings and decides all points of order and procedure during meetings. The President is responsible for maintenance and decorum at all Board meetings. No person shall be allowed to speak who has not first been recognized by the President. All questions and remarks should be addressed to the President as the presiding officer. No member of the Board should speak more than once about any one subject until every other member on the Board wishing to speak on the subject shall have been given the opportunity to speak. No Board member shall interfere with the orderly progress of a Board meeting. In order to ensure the orderly progress of Board meetings the Board President regulates the amount of time to be dedicated to a particular agenda item."

PUBLIC INPUT

No public input

PRESENTATIONS

2025 MSWD CONSERVATION AND GROUNDWATER PROTECTION CALENDAR CONTEST WINNERS

Assistant General Manager Marion Champion presented the top three winners of the 2025 MSWD Conservation and Groundwater Protection Calendar Contest.

GOVERNMENT FINANCE OFFERS ASSOCIATION (GFOA) AWARD PRESENTATION

The Accounting team was presented with the GFOA Award.

EMPLOYEE RECOGNITION**HUMAN RESOURCES REPORT**

The Board acknowledged the following employees:

ANNIVERSARIES

Amanda Lucas

Contract Analyst

8 Years

CERTIFICATIONS/EDUCATIONAL ACCOMPLISHMENTS

Andy Grunnet

Wastewater Treatment Plant Operator Grade 5 Certification

ACTION ITEMS**RESOLUTION 2024-29 ~ UPDATING AND AMENDING ADMINISTRATIVE CODE TITLE 3 - PERSONNEL**

The Board adopted Resolution #2024-29, updating and amending title 3 - Personnel of the District's Administrative Code.

Motion made by Director Duff, Seconded by Vice President Griffith.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

BOARD ACCEPTANCE OF COST PROPOSAL FOR ACCESS CONTROL SYSTEM OF THE NANCY WRIGHT REGIONAL WASTEWATER RECLAMATION FACILITY

The General Manager was authorized to execute a contract with HCI Systems, Inc., for Access Control Systems, Inc., in the amount of \$89,581.00 for the Nancy Wright Regional Water Reclamation Facility and authorize the General Manager to do all things necessary to complete the project.

Motion made by Vice President Griffith, Seconded by President Sewell.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

APPROVE CHANGE ORDER NO. 1 WITH L.O. LYNCH QUALITY WELLS & PUMPS, INC., FOR ON-CALL WELL AND BOOSTER MAINTENANCE AND REPAIR SERVICES

The General Manager was authorized to approve Change Order No. 1 with L.O. Lynch Quality Wells & Pumps, Inc. for the On-Call Well and Booster Maintenance and Repair Services contract. The change order would increase the contract amount by \$355,990, from \$150,000 to a not-to-exceed amount of \$505,990, and authorize the General Manager to do all things necessary to complete the project.

Motion made by Vice President Griffith, Seconded by Director Mayrhofen.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

AWARD OF CONTRACT AGREEMENT WITH MDN WATER MANAGEMENT SERVICES INC. FOR ADMINISTRATIVE AND WATER MANAGEMENT SERVICES

The General Manager was authorized to enter into a contract agreement with MDN Water Management Services Inc. for Administrative and Water Management Services for one year, starting January 1, 2025, and ending December 31, 2025.

Motion made by Vice President Griffith, Seconded by Director Duff.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

ANNUAL REPORT OF CAPACITY FEES AND RELATED CAPITAL EXPENDITURES

The Board of Directors accepted the annual report of capacity fees and related expenditures as submitted.

Arturo Ceja, Director of Finance, gave a follow-up presentation on this item. He noted this report requires an engineering report that will be included the next time the Board reviews this report and expenditures.

Motion made by Director Martin, Seconded by Vice President Griffith.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

MSWD LEGISLATIVE PLATFORM FOR 2025-2026

The Board acknowledged receipt of the Legislative Platform for 2025-2026.

Motion made by Director Martin, Seconded by Director Duff.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

PUBLIC RELATIONS COMMITTEE REPORT AND RECOMMENDATION FOR ACTION

The Board considered the recommendation from the Public Relations Committee and denied any further action or billing adjustments for 66626 12th Street (Caroline Ortel).

Vice President Griffith, the Chairman of the Public Relations Committee, provided a recap of the report from the Committee meeting. The committee recommends denying the appeal and any further action or billing adjustments.

Motion made by Director Duff, Seconded by Director Martin.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

ELECTION OF MSWD BOARD OFFICERS FOR 2025

It is recommended that a President and Vice President be nominated and elected for the 2025 year.

President Sewell turned over the proceedings to the District Executive Assistant. There was a call for nominations for President for the term ending December 31, 2025. Director Griffith nominated

Director Sewell for President, who accepted the nomination. There were no other nominations for this position. The Board voted unanimously to elect Director Sewell for President.

There was a call for nominations for Vice President for the term ending December 31, 2025. Director Sewell nominated Director Griffith, who accepted the nomination. There were no other nominations for Vice President. The Board voted unanimously to elect Director Griffith.

DISCUSSION ITEMS

CRITICAL SERVICES CENTER AND ADMINISTRATIVE BUILDING UPDATE

General Manager Macy provided a brief update. The City is currently reviewing the plans. Our architectural firm received the comments late last week and is reviewing them.

GROUNDWATER PROTECTION PROGRAM UPDATE

General Manager Macy provided a brief update. The District is still waiting on SCE to hold the poll so we can start construction. Mr. Macy offered additional information on the contract amendment extension and other clean-up items.

HEXAVALENT CHROMIUM COMPLIANCE PLAN UPDATE

Chad Siedel with Corona Environmental Consulting provided an update to the Board. He noted that the many variations of Hexavalent Chromium naturally occur in the Coachella Valley, predominantly driven by Serpentine Rock in the groundwater supplies' subsurface. Mr. Siedel spoke about the California Regulation and the Compliance Monitoring Schedule. The new regulation's effective date began on October 1, 2024, and the compliance deadline is October 1, 2026. Quarterly monitoring will begin on March 31, 2025.

CONSENT AGENDA

Motion made by Vice President Griffith, Seconded by Director Martin.

Voting Yea: President Sewell, Vice President Griffith, Director Martin, Director Duff, Director Mayrhofen

APPROVAL OF MINUTES

It is recommended to approve the minutes as follows:

November 14, 2024 - Study Session Minutes

November 18, 2024 - Board Meeting Minutes

REGISTER OF DEMANDS

The register of demands totaling \$2,560,383.45

2025 BOARD OF DIRECTORS MEETING SCHEDULE

BOARD COMPENSATION

It is recommended to consider Board compensation for the following meetings:

AWWA 2025 Webinar Subscription (20+ webinars), All Board Members

REPORTS

DIRECTOR'S REPORTS

Director Martin reported attending the following meetings and events: 11/2 Historical Society Speaker Series, 11/5 Realtors Presentation, 11/7 DVBA Legislative Meeting, 11/7 CSDA Riverside County Fall Meeting, 11/12 Bill Teague Retirement celebration, 11/12 DVBA, SCE & IID CV PowerTalk, 11/19 CVEP Economic Summit, 11/20 DVBA Mixer, 11/22 DVBA Golf Tournament

Director Mayrhofen reported attending the following meetings and events: 11/7 BIA Shots in the Dark, 11/12 DHS Planning Commission, 11/19 CVEP Economic Summit.

Director Duff reported attending the following meetings and events: the 11/7 CSDA Riverside County Fall Meeting, the 11/12 CVWD Board Meeting, the 11/14 CVAG ~ CVCC and CVES Meetings, and the 11/19 CVEP Economic Summit.

Vice President Griffith reported attending the following meetings and events: 11/5 DWA Board Meeting and 11/19 CVEP Economic Summit.

President Sewell reported attending the following meetings and events: 11/19 CVEP Economic Summit.

GENERAL MANAGER'S REPORT

Included in this report are the following oral reports:

A. Finance Report

Arturo Ceja presented the financial report for the period ending October 31, 2024.

B. Public Affairs Report

Marion Champion presented the Public Affairs Update for November/December 2024.

COMMENTS**DISTRICT COUNSEL COMMENTS**

General Counsel announced there would be two closed session items today.

DIRECTOR COMMENTS & REQUESTS**A. Director General Comments****B. Director Requests for Future Agenda Items****C. Director Requests for Future Meetings**

Director Mayrhofen noted that this is the completion of his second year of service and wished everyone a wonderful holiday.

Director Duff thanked the staff for their hard work over the last two years and for accommodating her voluminous requests. She also acknowledged our loss this year and wished everyone a wonderful holiday season.

President Sewell wished everyone a wonderful Christmas and New Year.

CLOSED SESSION**CONFERENCE WITH LEGAL COUNSEL REGARDING POTENTIAL INITIATION OF LITIGATION**

pursuant to Government Code Section 54956.9(d)(4) Two potential cases.

REPORT ON ACTION TAKEN DURING CLOSED SESSION

The Board met in closed session on the two items listed above. There was no reportable action on either item.

ADJOURN

With no further business, President Sewell adjourned the meeting at 5:17 P.M.

Respectfully submitted,

Dori Petee
Executive Assistant