



BOARD OF DIRECTORS REGULAR MEETING STUDY SESSION MINUTES

Thursday, August 11, 2022, at 3:00 PM
Via Teleconference – No Live Attendance

CALL TO ORDER

President Martin called the meeting to order at 3:00 PM.

ROLL CALL

BOARD MEMBERS PRESENT: President Russ Martin, Vice President Nancy Wright
Director Randy Duncan, Director Ivan Sewell

BOARD MEMBERS ABSENT: Director Steve Grasha

STAFF MEMBERS PRESENT: Arden Wallum, Brian Macy, Kurt Kettenacker, Marion Champion, Arturo Ceja, Danny Friend, Bassam Alzammar, Jeff Nutter, David Weaver, Robert Lopez, Rita Huber, Lee Boyer, Oriana Hoffert, Dori Petee

RULES OF PROCEDURES

Rules of Procedure were ready by General Counsel, John Pinkney.

First all noticed meetings are conducted using Rosenberg's Rules of Order as procedural guidance. Directors should refrain from responding directly to public comment at meetings of the Board. 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 persons shall be allowed to speak who is 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 upon 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.

EMPLOYEE RECOGNITION

HUMAN RESOURCES REPORT

This item will be fully recognized on Monday, August 15, 2022.

ACTION ITEMS

RESOLUTION 2022-22- A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MISSION SPRINGS WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDER N-09-21, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE MISSION SPRINGS WATER DISTRICT FOR THE PERIOD AUGUST 23, 2022 – SEPTEMBER 21, 2022, PURSUANT TO PROVISIONS OF THE RALPH M. BROWN ACT

It is recommended to approve Resolution 2022-22, continuing teleconferencing meetings for the period of August 23, 2022 - September 21, 2022.

No discussion, routine monthly item.

PUBLIC HEARING - REPORT ON PUBLIC HEALTH GOALS

It is recommended to conduct a Public Hearing to receive public comment on the Public Health Report, then receive and file the report.

This item will be fully acknowledged during the Public Hearing on Monday, August 15, 2022.

FOURTH AMENDMENT TO PUBLIC WATER SYSTEM IMPROVEMENT AND WATER SERVICE CONNECTION FEE CREDIT/REIMBURSEMENT AGREEMENT BETWEEN SKYBORNE VENTURES, LLC, AND MISSION SPRINGS WATER DISTRICT

It is recommended to authorize the General Manager to execute the Fourth Amendment to Public Water System Improvement and Water Service Connection Fee Credit/Reimbursement Agreement between Skyborne Ventures, LLC, and Mission Springs Water District and file with the Official Records of Riverside County.

This Fourth Amendment addresses the completion of certain public water service improvements, specifically Well 36-C, for the 1530 Zone of the Project. Pursuant to the Third Amendment, Developer delivered a Well Work Deposit to District, satisfying all obligations of Developer to design, construct, equip, complete and connect Well 34-C, Well 35-C, and the Intertie. This Fourth Amendment allows in exchange for delivery of the Well 36-C, the deposit a total of \$5,000,000 at specified times which will satisfy the Developer's obligation for the design and construction of Well 36-C as set forth in the Agreement. As such, the District shall provide sufficient water and irrigation meters for the construction of up to four hundred sixty-eight (468) additional residential units within the phases of the Project known as Village 3 and Village 10. The total number of residential units provided for under the Agreement and this Fourth Amendment is eight hundred seventy-eight (878) units.

PROCESS TO FILL BOARD VACANCY

It is recommended to direct staff to notify the County Elections Official of a Board vacancy and to post notice of the vacancy inviting applicants to apply to fill the vacancy, with interviews to be conducted and appointment to be made to fill the Board vacancy on or after the September Board meeting.

Pursuant to the discussion held by the Board at last month's meeting, General Counsel noted the Board would like to move in the direction of appointing a Director to fill the vacancy created by Director Duncan's resignation. Mr. Pinkney relayed to the Board the steps the District needs to take to complete this process.

DISCUSSION ITEMS

MSWD REGIONAL WATER RECLAMATION FACILITY UPDATE

Mr. Ledbetter of TKE presented an update to the Board. He shared a daily time-lapse video to show the construction progress to date.

CRITICAL SERVICES CENTER AND ADMINISTRATION BUILDING UPDATE

Mr. Macy, Assistant General Manager presented an update to the Board.

CONSENT AGENDA

Consent agenda items are expected to be routine and non-controversial, to be acted upon by the Board at one time, without discussion. If a member would like an item to be handled separately, it will be removed from the Consent Agenda for separate action.

APPROVAL OF MINUTES

It is recommended to approve the minutes as follows:

July 14, 2022 - Study Session

July 18, 2022 - Board Meeting

REGISTER OF DEMANDS

The register of demands totaling \$3,471,660.68

REPORTS

DIRECTOR'S REPORTS

Vice President Wright reported she attended the following events: 7/9 CORBS Dinner, 7/26 ACWA Groundwater Committee Meeting, 7/26 RivCo Special Districts Meeting.

Director Duncan reported he attended the following events: 7/5 DWA Board Meeting, 7/12 SVWD Board Meeting, 7/19 DWA Board Meeting, 7/26 CVWD Board Meeting.

GENERAL MANAGER'S REPORT

Included with the General Managers Report are the following oral reports:

- A. Finance Report – No finance report during the audit.
- B. Public Affairs Update – This update will be given on Monday, August 15, 2022.

PRESENTATIONS

RECOGNITION OF OUTGOING BOARD MEMBER RANDY DUNCAN

This item will be fully acknowledged on Monday, August 15, 2022.

COMMENTS

DISTRICT COUNSEL COMMENTS

Mr. Pinkney announced closed session on the items listed below.

DIRECTOR COMMENTS

Vice President Wright noted a section of her Director Report she failed to report on.

CLOSED SESSION

ANNUAL PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title of Position: General Manager

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section (§54957.6)

Agency designated representatives: President Russ Martin or his designee

Unrepresented employee: General Manager

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Potential initiation of litigation

Pursuant to Government Code 54956.9(d)(4) (one potential case)

REPORT ON ACTION TAKEN DURING CLOSED SESSION

Mr. Pinkney the Board met in closed session on the items listed above, there was no reportable action taken on any item.

ADJOURN

With no further business, President Martin adjourned the meeting at 5:00 PM

Respectfully,

Arden Wallum
Secretary of the Board of Directors