



BOARD OF DIRECTORS REGULAR MEETING STUDY SESSION MINUTES

Thursday, October 12, 2023 at 3:00 PM

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

CALL TO ORDER

President Martin called the meeting to order at 4:09 PM

ROLL CALL

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

STAFF MEMBERS PRESENT: Brian Macy, Marion Champion, Arturo Ceja, Danny Friend, Eric Weck,
Amanda Lucas, April Scott, Oriana Hoffert, Rachel Pust

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 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 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

EMPLOYEE RECOGNITION

HUMAN RESOURCES REPORT

This item will be fully acknowledged on Monday.

ACTION ITEMS

~~**ACTION ON THIS ITEM WILL OCCUR ON THURSDAY 10/12/2023 DURING THE STUDY SESSION
RESOLUTION 2023-22 ~ MSWD COMPREHENSIVE ENERGY AND SUSTAINABILITY UPGRADES – BANK
OF AMERICA INSTALLMENT SALE AGREEMENT**~~

~~It is recommended to adopt Resolution 2023-22, related to the MSWD Comprehensive Energy and Sustainability Upgrades Project, Installment Sale Agreement with Bank of America.~~

This item was pulled from the agenda.

AWARD OF WELL 34 REHABILITATION PROJECT TO LEGEND PUMP AND WELL SERVICE, INC., AND CONTRACT AMENDMENT FOR KYLE GROUNDWATER

It is recommended to authorize the Interim General Manager to take all necessary actions to award the Well 34 Rehabilitation project to Legend Pump and Well Services, Inc., in the amount of \$565,622 plus a 10% contingency for a total of \$622,228.20, and augment the project budget an additional \$219,000 for the cost of construction, inspection and labor compliance oversight and do all necessary to complete the project, and amend and increase the existing contract with Kyle Groundwater, Inc. in the amount of \$45,950, for a total of \$110,751.00 to provide hydrogeological services for the Well 34 Rehabilitation Project.

Eric Weck presented this item. He noted this item is amending a current contract with Kyle Groundwater and awarding a new contract with Legend Pump. On September 12, 2023, one bid was received from Legend Pump and Well Services, Inc., (Legend) in the amount of \$565,662.00 to perform well rehabilitation on Well 34. Work includes performing casing integrity surveys, chemical treatment, well redevelopment and well disinfection. From when Well 34 was originally constructed, it has not been able to produce the production rates desired. MSWD solicited bids for the Well 34 Rehabilitation project and received one bid from Legend. Staff also solicited a quote from Kyle Groundwater to perform hydrogeologic oversight as they are already performing hydrogeologic services for Well 35, which will ultimately be interconnected to Well 34 when both wells are rehabilitated. Both Well 34 and Well 35 are part of the Skyborne Development. Mr. Weck also pointed out that this work is fully reimbursable through the developer.

FIRST AMENDMENT TO CONTRACT AGREEMENT WITH WALTON MOTORS & CONTROLS, INC. FOR MOTOR REWIND/REPAIRS FOR WATER PRODUCTION WELL & BOOSTER PUMP MOTORS FOR 2023-2024

It is recommended to authorize the Interim General Manager to amend the contract agreement with Walton Motors & Controls, Inc., for the Motor Rewind/Repairs for Water Production Well and Booster Pump Motors for 2023-2024. The amendment would increase the contract amount by \$50,000 from \$50,000 to a not to exceed amount of \$100,000 and authorize the Interim General Manager to do all things necessary to complete the project.

Danny Friend presented the first amendment to this contract. The District contracted with Walton Motors & Controls, Inc. (Walton) in August 2023 for well and booster station motor testing and repair services. Unexpected motor failures at Well 24 and the Valley View Booster Station have depleted the contract budget, leaving approximately \$6,570 for the remainder of the contract term.

DISCUSSION ITEMS

NANCY WRIGHT REGIONAL WATER RECLAMATION FACILITY UPDATE

Terry Renner of TKE provided a construction update to the Board.

CRITICAL SERVICES CENTER AND ADMINISTRATIVE UPDATE

There is no update at this time.

BOARD OF DIRECTORS COMPENSATION

Marion Champion presented an overview of this item. Currently the Board is compensated \$100 per meeting/day of service for a maximum of 10 meetings per month as outlined in the Water Code Chapter 2 [20200-20207]. This was adopted by Ordinance in September of 2000 and has not been amended or updated since. According to the Water Code §20202; In any ordinance adopted pursuant to this chapter to increase the amount of compensation which may be received by members of the governing board of a water district above the amount of one hundred dollars (\$100) per day, the increase may not exceed an amount equal to 5 percent, for each calendar year following the operative date of the last adjustment, of the compensation which is received when the ordinance is adopted. No ordinance adopted pursuant to this chapter shall authorize compensation for more than a total of 10 days in any calendar month.

Ms. Champion showed a chart that displayed the Board compensation from other agencies in comparison to where we are now (lowest paid) to what is allowable (\$307.15) based on the last increase.

There was a discussion amongst the Board.

Jeff Bowman, DHS resident, former MSWD Board Member and current DWA Board Member, made comment. He is so glad the Board is having this conversation and gave words of support.

After discussion the Board stated they would like to see this come back to the Board for action.

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:

September 14, 2023 - Study Session
September 18, 2023 - Board Meeting

REGISTER OF DEMANDS

The register of demands totaling \$7,417,718.70

REPORTS**DIRECTOR'S REPORTS****GENERAL MANAGER'S REPORT**

Financial report will be given on Monday.

Marion Champion presented a public affairs update.

COMMENTS

DISTRICT COUNSEL COMMENTS

Mr. Pinkney announced a closed session for Monday.

DIRECTOR COMMENTS

Vice President Sewell congratulated Director Griffith on the great job he did with his comments at the State Water Resource Control Board public hearing on October 4th. He announced the Friends of the Library Book Sale taking place today until 7 pm and 10-5 pm on Saturday.

Director Duff thanked Marion Champion for telling the District's story so well.

ADJOURN

With no further business, President Martin adjourned the meeting at 5:09 PM

Respectfully,

Dori Petee
Executive Assistant