



BOARD OF DIRECTORS REGULAR MEETING STUDY SESSION MINUTES

Thursday, December 16, 2021, at 3:00 PM
Via Teleconference – No Live Attendance

CALL TO ORDER

President Wright called the meeting to order at 3:00 PM

ROLL CALL

BOARD MEMBERS PRESENT

President Nancy Wright, Vice President Russ Martin, Director Randy Duncan, Director Steve Grasha
Director Ivan Sewell

STAFF MEMBERS PRESENT

Wallum, Macy, Kettenacker, Friend, Scott, Ceja, Lucas, Hoffert, Petee, Pelton

RULES OF PROCEDURE

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 general public input

COVID-19 UPDATE

Mr. Wallum gave a brief COVID-19 Update. MSWD Offices remain closed to the public.

EMPLOYEE RECOGNITION

HUMAN RESOURCES REPORT

This item will be acknowledged on Monday.

ACTION ITEMS**RESOLUTION 2021-19- 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 DECEMBER 19, 2021 – JANUARY 19, 2021, PURSUANT TO PROVISIONS OF THE RALPH M. BROWN ACT**

The Board approved Resolution 2021-19, continuing teleconferencing meetings for the period of December 19, 2021 - January 19, 2022.

Monthly routine item to continue conducting Board Meetings via remote teleconference. The Board acted on this item today.

Motion made by Director Grasha, Seconded by Director Sewell.

Voting Yea: President Wright, Vice President Martin, Director Duncan, Director Grasha, Director Sewell

PUBLIC HEARING - RESOLUTION 2021-21 ADOPTION OF THE GROUNDWATER SUSTAINABILITY PLAN FOR THE SAN GORGONIO PASS SUBBASIN

It is recommended to adopt Resolution 2021-21, adopting the San Gorgonio Pass Groundwater Sustainability Plan in Compliance with the Sustainable Groundwater Management Act.

Mr. Wallum noted this item is no longer a public hearing for MSWD. The public hearing will take place at San Gorgonio on January 11, 2022. Our representative, Arden Wallum, will be present at this meeting for voting purposes. Mr. Ledbetter gave a general background on this plan.

PUBLIC HEARING - RESOLUTION 2021- 22 ADOPTION OF THE SUSTAINABLE GROUNDWATER MANAGEMENT ACT 2022 MISSION CREEK SUBBASIN ALTERNATIVE PLAN UPDATE

It is recommended to adopt Resolution No. 2021-22 adopting the 2022 Mission Creek Subbasin Alternative Plan Update in compliance with the Sustainable Groundwater Management Act.

Mr. Ledbetter presented on this item. MSWD is a member of the management committee for this plan, along with DWA and CVWD. He gave a general background on this plan.

PUBLIC HEARING #1 - REDISTRICTING

Process and Public Input for Adjustment of Division Boundaries.

Misty Calder and David Ely will present at Monday's meeting.

RESOLUTION NO. 2021-18 AMENDING RESOLUTION NO. 2020-21; REVISIONS TO MISSION SPRINGS WATER DISTRICT PERSONNEL RULES AND REGULATIONS

It is recommended to adopt Resolution No. 2021-18 providing for the revisions to Mission Springs Water District Personnel Rules and Regulations.

Oriana Hoffert presented the proposed changes to the MSWD personnel rules and regulations.

SECOND AMENDMENT TO CONTRACT AGREEMENT WITH OPERATIONAL TECHNICAL SERVICES FOR TEMPORARY STAFFING – WASTEWATER TREATMENT PLANT OPERATOR

It is recommended to authorize the General Manager to amend the contract with Operational Technical Services to provide temporary wastewater treatment plant operator staffing for a not to exceed amount of \$120,000.

Mr. Macy explained it is necessary to increase the cost of this contract. OTS provides highly skilled operators that are licensed and have the talent, expertise, and experience and certifications to quickly fill our temporary staffing requirements.

ANNUAL REPORT OF CAPACITY FEES AND RELATED CAPITAL EXPENDITURES

It is recommended that the Board of Directors accept the annual report of capacity fees and related expenditures as submitted.

Mr. Wallum noted that pursuant to Government Code section 66006(b), gives us so much time to spend any of the money collected, as fees, on Capital Improvements. Mr. Ceja noted that we received a letter of support from the DVBA on these fees.

RESOLUTION 2021-20 - COMMENDING MARGE COOK, GROUNDWATER GUARDIANS' EXECUTIVE DIRECTOR FOR MISSION SPRINGS WATER DISTRICT

It is recommended to approve Resolution 2021-20, honoring Marge Cook for 24 years of service to MSWD.

President Wright noted she will read the Resolution into the record on Tuesday.

ELECTION OF OFFICERS FOR 2022

This will take place on Monday.

DISCUSSION ITEMS**CRITICAL SERVICES CENTER AND ADMINISTRATIVE BUILDING UPDATE**

Mr. Macy gave a brief update on the progress of the new building site plan. Staff expects final design by February.

MSWD REGIONAL WATER RECLAMATION FACILITY UPDATE

Mr. Ledbetter gave a brief project update. Biological surveys must be complete before we can break ground.

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:

November 10, 2021 - Study Session
November 15, 2021 - Board Meeting

REGISTER OF DEMANDS

The register of demands totaling \$1,577,391.98

2022 BOARD OF DIRECTORS MEETING SCHEDULE

REPORTS

DIRECTOR REPORTS

Director Sewell reported he attended the following events: 11/9 EVWS Tour, 11/29-12/2 ACWA Conference

GENERAL MANAGER'S REPORT

Aside from what was printed in the packet report, Mr. Wallum congratulated President Wright on her re-appointment on the Colorado River Regional Water Quality Control Board for region 7. He also noted a letter being prepared by the California Groundwater Coalition, regarding the Chrome 6 regulations.

Arturo Ceja gave the financial report for the period ending November 30, 2021.

Marion Champion gave the Public Outreach report.

COMMENTS

DISTRICT COUNSEL COMMENTS

Mr. Pinkney briefly summarized items his office has assisted the District with.

DIRECTOR COMMENTS

Director Sewell extended a congratulations to all participants of the Holiday Parade Float.

Vice President Martin echoed Director Sewell's comments and noted the high caliber of employees of the District.

Director Grasha noted he does not agree with (his words) the District's position with the letter on Chrome 6 standards. He claims the District is advocating to put more cancer-causing chemicals into the water because we can't afford to fix it. Mr. Wallum clarified that the District has not penned a letter to this effect, the California Groundwater Coalition is penning the letter and it has nothing to do with the affordability of treatment, rather the CEQUA analysis and speaks to the nature of what he thinks Director Grasha is supporting which is that we take a look at the seriousness of Chrome 6 and how it affects the drinking water.

Director Duncan congratulated President Wright on her recent re-appointment. He reminisced on past Holiday Parade floats. He noted he saw one of our trucks on the road and commented on the presentation of the truck.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION

pursuant to Government Code Section 54956.9(d)(2) and/or (3)

(One potential case related to a threat of litigation by Coachillin Holdings, LLC)

CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION

pursuant to Government Code Section 54956.9(d)(1)

One Case: Case No. RIC 2003782

(George Padilla and Sharon Moreno vs. Mission Springs Water District)

CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION

pursuant to Government Code Section 54956.9(d)(1)

One Case: (MSWD vs. Master Meter)

CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION

pursuant to Government Code Section 54956.9(d)(1)

One Case: Case No. PSC 1600676

(Mission Springs Water District vs. Desert Water Agency)

REPORT ON ACTION TAKEN DURING CLOSED SESSION

The Board met in closed session on the above listed items, there was no reportable action.

ADJOURN

With no further action, President Wright adjourned the meeting at 5:45 PM

Arden Wallum
Secretary of the Board of Directors