

CALLEGUAS MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS MEETING
June 5, 2019

MINUTES

The regular meeting of the Board of Directors of Calleguas Municipal Water District was held at the District Office, 2100 Olsen Road, Thousand Oaks, California, on June 5, 2019.

The meeting was called to order by Thomas L. Slosson, President of the Board, at 5:02 p.m.

A. CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL

Directors Present: Thomas L. Slosson, President
Andres Santamaria, Vice President
Scott Quady, Treasurer
Andy Waters, Secretary
Steve Blois, Director

Staff Present: Eric Bergh, Interim General Manager/Manager of Resources
Tony Goff, Manager of Operations and Maintenance
Henry Graumlich, Manager of Strategic Planning
Kristine McCaffrey, Manager of Engineering
Dan Smith, Manager of Finance and Human Resources
Kara Wade, Clerk of the Board

Legal Counsel Present: Robert Cohen, Cohen & Burge, LLP, District Counsel

B. MINUTES

On a motion by Director Quady, seconded by Director Blois, the Board of Directors voted 4-0-1 to approve the May 15, 2019 minutes.

AYES: Directors Blois, Waters, Quady, Slosson

NOES: None

ABSTAIN: Director Santamaria

C. WRITTEN COMMUNICATION

None

D. ORAL COMMUNICATION

None

E. GENERAL MANAGER

1. May 2019 Monthly Status Report

The Board asked questions which the Interim General Manager and department managers answered. No action was taken.

F. FINANCE AND HUMAN RESOURCES

1. April 2019 Financial Statements

The Manager of Finance and Human Resources presented the financial statements. No action was taken.

2. First Quarter 2019 Capital Project Report

The Manager of Finance and Human Resources presented the report. No action was taken.

G. OPERATIONS AND MAINTENANCE

None

H. RESOURCES AND PUBLIC AFFAIRS

None

I. ENGINEERING AND CONSTRUCTION

1. Discussion regarding the use of an unlisted subcontractor for tree planting, irrigation, and maintenance on the Wellfield Emergency Generators, Project No. 494

The Manager of Engineering said that the Public Contract Code requires that contractors list in their bid all subcontractors that will perform more than ½ of 1 percent of the contractor's total bid amount. According to Section 4109 of the Public Contract Code, a contractor may only use a subcontractor that is not listed in their bid "in cases of public emergency or necessity, and then only after a finding reduced to writing as a public record of the awarding authority setting forth the facts constituting the emergency or necessity."

Since design was completed, numerous existing trees have died, fallen over, or been removed for safety reasons. Staff has received several calls from residents across Grimes Canyon Road to the east expressing concerns regarding the trees and visibility of Well No. 5 and the new building. To address these concerns, new native, drought, and pest resistant trees need to be planted to provide visual screening of Calleguas'

facilities from across Grimes Canyon Road. The tree planting, irrigation, and maintenance will be addressed in a forthcoming Change Order.

Since tree planting, irrigation, and maintenance were not anticipated, the contractor, Stronghold Engineering, does not have the expertise in-house to perform the work and a qualified landscaping subcontractor is needed. Although the final cost of the subcontracted work is not yet known, it is anticipated that the cost for the landscaping subcontractor (American Heritage Landscape LP of Canoga Park) may total more than ½ of 1 percent of the original contract amount (or \$94,013.99).

Staff recommends that the Board make a finding per Public Contract Code Section 4109 that the use of an unlisted subcontractor for tree planting, irrigation, and maintenance for the Wellfield Emergency Generators is a necessity.

On a motion by Director Blois, seconded by Director Waters, the Board of Directors voted 5-0 to make a determination pursuant to Public Contract Code Section 4109 that the use of an unlisted subcontractor for tree planting, irrigation, and maintenance for the Wellfield Emergency Generators is a necessity.

AYES: Directors Blois, Waters, Quady, Santamaria, Slosson
NOES: None

J. STRATEGIC PLANNING

None

K. DISTRICT COUNSEL

1. Discussion regarding approval of an increase in the hourly fee paid to Cohen & Burge

The Interim General Manager said that Cohen & Burge has served as District Counsel since June 5, 2013 and that Bob Cohen and his associates have done excellent work representing the District. Since July 1, 2017, Cohen & Burge has been paid at \$275 per hour, and staff recommends that starting on July 1, 2019, the hourly rate for Cohen & Burge be increased by \$10 to \$285, a 3.6% increase.

On a motion by Director Waters, seconded by Director Blois, the Board of Directors voted 5-0 to approve an increase in the hourly fee paid to Cohen & Burge.

AYES: Directors Blois, Waters, Quady, Santamaria, Slosson
NOES: None

L. BOARD OF DIRECTORS

1. Oral report on meetings attended by Board members

Board members provided oral reports on meetings attended at the expense of the District, pursuant to Government Code Section 53232.3(d). All expenses would be filed at the end of the month, accompanied by receipts.

2. Discussion regarding upcoming meetings to be attended by Board members

The Board discussed meetings they planned to attend.

3. Metropolitan update

The Manager of Strategic Planning provided a brief report on a recent meeting of the Special Committee on Bay-Delta that included an overview of a recent study of the effects of predators on salmon.

4. Discussion regarding Resolution No. 1969, Placing Steve Blois in nomination as a Member of the Association of California Water Agencies Region 8 Board of Directors

A RESOLUTION OF THE BOARD OF DIRECTORS
OF CALLEGUAS MUNICIPAL WATER DISTRICT
PLACING IN NOMINATION STEVE BLOIS AS A MEMBER
OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES
REGION 8 BOARD OF DIRECTORS

The Interim General Manager said that ACWA Region elections occur in odd-numbered years to elect officers of each region. As such, the Region 8 Nominating Committee recently issued a call for candidates for its 2020-21 Board. Director Blois, who currently serves as Region 8 Chair, has expressed interest in continuing to serve on the Board. A resolution of endorsement from the District is required in support of his candidacy.

On a motion by Director Santamaria, seconded by Director Quady, the Board of Directors voted 5-0 to adopt Resolution No. 1969. Resolution No. 1969 is attached and made part of these minutes.

AYES: Directors Blois, Waters, Quady, Santamaria, Slosson

NOES: None

M. CLOSED SESSION

None

N. OTHER BUSINESS

None

O. FUTURE AGENDA ITEMS

None

P. ADJOURNMENT

Director Slosson declared the meeting adjourned at 5:56 p.m.

Respectfully submitted,



Andy Waters, Board Secretary