

VALLEY CENTER MUNICIPAL WATER DISTRICT

Regular Board Meeting
Monday, March 7, 2016
Time: 2:00 P.M.
Place: Board Room
29300 Valley Center Road
Valley Center, CA 92082

The Valley Center Municipal Water District Board of Directors' meeting was called to order by President Broomell at 2:00 P.M.

ROLL CALL

Board members present were: Directors Broomell, Polito, Aleshire, Haskell and Ferro. Staff members present were: General Manager Arant, General Counsel de Sousa Mills, District Engineer Grabbe, Director of Operations Hoyle, Finance Director Pugh, IT Director Pilve, Accounting Manager Velasquez, Project Manager Williams and Executive Assistant Johnson. Spectators present were Robert DeLoach – DeLoach and Associates.

CONSENT CALENDAR

1. Upon motion by Polito, seconded by Ferro and unanimously carried, the following consent calendar items were approved:

- Minutes of the Board meeting held February 16, 2016
- Audit demand check numbers 143134 through 143309 for February 5, 2016 through February 25, 2016 and wire disbursements for February 2016
- Treasurer's Report for month ending January 31, 2016

ACTION AGENDA

2. Resolution Setting Public Hearing Date for Water Availability Charges:

Approval of a Resolution setting the date and schedule of assessments for a public hearing on June 6, 2016 at 2:00 p.m. to consider continuing the assessment of an annual \$10/acre, \$10/parcel minimum, water availability charge was requested by Accounting Manager Velasquez. The availability charge has been assessed on all parcels within the District since FY 1995-96 and is expected to generate \$585,000 to be used for ongoing capital improvements.

Upon motion by Polito, seconded by Haskell and unanimously carried, the following Resolution, entitled:

RESOLUTION NO. 2016-04

**RESOLUTION OF THE BOARD OF DIRECTORS OF
VALLEY CENTER MUNICIPAL WATER DISTRICT
SETTING FORTH A SCHEDULE OF WATER AVAILABILITY CHARGES
PROPOSED TO BE ESTABLISHED FOR ALL PROPERTY WITHIN
THE DISTRICT FOR 2016-2017, FIXING THE TIME AND PLACE
OF HEARING, AND GIVING NOTICE OF HEARING**

was adopted by the following vote, to wit:

AYES: Directors Broomell, Polito, Aleshire, Haskell and Ferro

NOES: None

ABSENT: None

3. Cool Valley Reservoir Liner/Cover Replacement – Approval of Amendment to Professional Services Agreement with Louis Berger Group, Inc.

The Louis Berger Group, Inc. (LBG) is currently under contract to prepare plans and specifications to be used by the District to solicit construction bids for the Cool Valley Reservoir Liner/Cover Project, reported Project Manager Williams. Under a separate task authorization, LBG is preparing an application to the State Water Resources Control Board for project financing through the Drinking Water State Revolving Fund loan program.

Several minor modifications to LBG's scope of work were authorized by staff to address design issues as they were discovered. Individually these were minor items; however, together they total \$31,650. The majority of this (\$17,090) is for conditions underneath the old cover that were unknown at the time of the original agreement. This includes design of the pipe vault grill, design of repairs at drain line, slide gate demo, additional design details for subdrain, and evaluation of the concrete liner. Additional scope items (\$6,190) included geomembrane liner seaming details, analysis of bi-directional valving on inlet/outlet piping, and engineering support during the bidding process. The remaining items (\$8,370) must be designed and submitted as part of the DWSRF application. These items include design of a rainwater removal system, concrete curbing, circulation system and an increased effort for preparation of the O&M manual.

Funds for the additional work are available in the project budget. The bid opening for this project is scheduled for April 26th with the award of contract following on May 16, 2016. The Notice to Proceed will follow approval of the loan authorization. Completion of construction is anticipated in late December. It was noted that delays in receiving the DWSRF loan authorization could delay the anticipated completion date.

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Staff recommended adoption of Resolution No. 2016-05, approving Amendment No. 1 to the existing agreement with Louis Berger Group, Inc. for the design of the Cool Valley Reservoir Liner/Cover Replacement Project for an additional \$31,650, increasing the total authorized amount to \$106,650.

Upon motion by Aleshire, seconded by Polito and unanimously carried, the following Resolution, entitled:

RESOLUTION NO. 2016-05

**RESOLUTION OF THE BOARD OF DIRECTORS OF
VALLEY CENTER MUNICIPAL WATER DISTRICT
APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES
AGREEMENT WITH LOUIS BERGER GROUP, INC. FOR THE
COOL VALLEY RESERVOIR COVER LINER PROJECT
[PROJECT NO. 01-5652.78]**

was adopted by the following vote, to wit:

AYES: Directors Broomell, Polito, Aleshire, Haskell and Ferro

NOES: None

ABSENT: None

Due to a possible conflict of interest with a participant in the Woods Valley Ranch Wastewater Expansion Project, President Broomell turned the meeting over to Vice President Polito and left the room for agenda item 4.

4. Woods Valley Ranch Wastewater Expansion Project – Approval of Amendment to Professional Services Agreement with HDR Engineering, Inc.

An amendment to the Professional Services Agreement with HDR Engineering, Inc. to provide environmental mitigation monitoring and reporting for the Charlan Road Seasonal Storage Facility and South Village Wastewater Collection System, as part of the Woods Valley Ranch Wastewater Expansion Project, was requested by District Engineer Grabbe. HDR prepared the Environmental Impact Report (EIR) for the Expansion Project and is currently under contract to provide mitigation monitoring and reporting services for the Phase 2 Expansion. The proposed amendment will extend those services to the two construction contracts recently awarded (Charlan Road Seasonal Storage and the South Village Collection System).

Since the initial EIR, there have been four previous amendments to HDR's agreement: Amendment 1 for increasing the project participation area, Amendment 2 for a mitigation plan summary and estimated mitigation costs for the four proposed construction components, Amendment 3 to provide biological support for rare plants

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and burrowing owl breeding season surveys, and Amendment 4 to provide mitigation compliance monitoring relating to construction of the Phase 2 Expansion Project.

Two new amendments are being proposed:

Amendment 5, in the amount of \$118,000, for the Charlan Road Seasonal Storage Facility project component. The scope consists of review of CEQA documentation and preparation of a mitigation summary, preparation of a quarterly mitigation compliance matrix, preconstruction breeding bird surveys, permitting (if required), and sub-consultant costs for Paleontological and Cultural Resources Monitoring during three months of construction excavation.

Amendment 6, in the amount of \$169,130, for the South Village Wastewater Collection System component. This scope consists of review of CEQA documentation and preparation of a mitigation summary, preparation of a quarterly mitigation compliance matrix, general construction support, and sub-consultant costs for Paleontological and Cultural Resources Monitoring during five months of construction excavation.

Funding for the additional work is included in the State Revolving Fund Loan for the Expansion Project. Until the final loan amendment is in place, funding is available from deposits received from project participants.

Staff recommends adoption of Resolution No. 2016-06, approving Amendments 5 and 6 to the HDR Engineering, Inc. professional services agreement to provide the CEQA mitigation monitoring. This will bring their total contract authorization amount to \$576,365.50.

Upon motion by Aleshire, seconded by Haskell and unanimously carried, the following Resolution, entitled:

RESOLUTION NO. 2016-06

**RESOLUTION OF THE BOARD OF DIRECTORS OF
VALLEY CENTER MUNICIPAL WATER DISTRICT
APPROVING AMENDMENT NOS. 5 AND 6 TO THE PROFESSIONAL
SERVICES AGREEMENT WITH HDR ENGINEERING, INC. FOR MITIGATION
MONITORING OF THE SOUTH VILLAGE WASTEWATER COLLECTION
SYSTEM AND CHARLAN ROAD SEASONAL STORAGE FACILITY PROJECTS
[PROJECT NOS. 16-5656.61 and 16-5656.63]**

was adopted by the following vote, to wit:

AYES: Directors Polito, Aleshire, Haskell and Ferro

NOES: None

ABSENT: Broomell

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GENERAL MANAGER'S AGENDA

5. San Diego County Water Authority's Board of Directors' Meeting:

General Manager Arant reported on the following items from the SDCWA Board of Directors' Meeting of February 25th:

- The Water Authority finalized the contract for a new General Counsel. They have selected Mark Hattam, formally of the law firm Allen Matkins.

6. Miscellaneous:

- The January 2016 status report was submitted for review. Included is a new section on the Drought Response Program.
- The District's 36% mandatory cutback target has been achieved. Through January the cumulative conservation effort is at 37%. An application will be submitted to the State changing the District's target goal to 28% effective February 1, 2016. No changes to the current drought response program are expected.

BOARD OF DIRECTORS' AGENDA

7. Attendance at Meeting:

Director Aleshire reported that he attended an informational meeting on the Sustainable Groundwater Management Act (SGMA) held on March 3rd at the Pauma Valley Community Center. The goal of the meeting was to understand the requirements of the SGMA for the San Luis Rey Valley Groundwater Basin and to assemble groundwater managers to work on addressing the SGMA requirements. The formation of Groundwater Sustainability Agencies (GSAs) is required by June 30, 2017 with Plan completion by 2020. The San Luis Rey Basin starts past Warner Springs and extends through Oceanside on the coast. There can be more than one GSA per basin. Only a very small portion of Valley Center MWD is within the basin boundary. Once formed, the GSA(s) would need to determine governance, cost sharing options, public input options, and information gathering prior to plan preparation.

General Manager Arant conveyed that staff has attended meetings and will be monitoring the GSA efforts to the degree the District will be involved.

CLOSED SESSION

8. A closed session was called by President Broomell at 2:52 p.m. pursuant to:

- **Government Code §54957.6 – Conference with Labor Negotiators:**

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Agency Representative: Gary Arant, General Manager
Employee Organization: Valley Center MWD Employee Association

RECONVENE

9. The regular Board of Directors meeting reconvened at 4:12 p.m. There was no reportable action.

ADJOURNMENT

10. Upon motion by Aleshire, seconded by Haskell and unanimously carried, the regular meeting of the Board of Directors was adjourned at 4:12 p.m.

ATTEST:

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President

Secretary

Minutes approved at a regular meeting of the Board of Directors on 3/21/2016