



*Dedicated to
Satisfying our Community's
Water Needs*

**AGENDA
MESA WATER DISTRICT
EXECUTIVE COMMITTEE MEETING
TUESDAY, JUNE 4, 2019 AT 12:00 PM
UPSTAIRS CONFERENCE ROOM**

Committee Members: Shawn Dewane, President
Marice H. DePasquale, Vice President
Paul E. Shoenberger, P.E., General Manager
Denise Garcia, Administrative Services Manager

PUBLIC COMMENTS

Non-Agendized Matters: Members of the public are invited to address the Board on matters which are not on the Agenda. Each speaker is limited to three minutes. The Board will set aside thirty (30) minutes for public comments.

Agendized Matters: Members of the public may comment on Agenda items before action is taken, or after the Board has discussed the item. Each speaker is limited to three minutes.

CONSENT CALENDAR ITEMS:

Approve all matters under the Consent Calendar by one motion unless a Board member, staff, or a member of the public requests a separate action.

1. Committee Policy & Resolution Review

ACTION ITEMS:

Items recommended for approval at this meeting may be agendized for approval at a future Board meeting.

2. Proclamation Honoring James Ferryman
3. Attendance at Conferences, Seminars, Meetings, and Events
4. General Legal Services

PRESENTATION AND DISCUSSION ITEMS:

5. Basin Storage and Transfers
6. Board Workshop Facilitator

REPORTS:

7. Future Agenda Topics and Conference Schedule
8. Report of the General Manager
9. Directors' Reports and Comments



INFORMATION ITEMS:

10. Other (no enclosure)

In compliance with California law and the Americans with Disabilities Act, if you need disability-related modifications or accommodations, including auxiliary aids or services in order to participate in the meeting, or if you need the agenda provided in an alternative format, please contact the District Secretary at (949) 631-1206. Notification 48 hours prior to the meeting will enable Mesa Water District (Mesa Water) to make reasonable arrangements to accommodate your requests.

Members of the public desiring to make verbal comments utilizing a translator to present their comments into English shall be provided reasonable time accommodations that are consistent with California law.

Agenda materials that are public records, which have been distributed to a majority of the Mesa Water Board of Directors (Board), will be available for public inspection at the District Boardroom, 1965 Placentia Avenue, Costa Mesa, CA and on Mesa Water's website at www.MesaWater.org. If materials are distributed to the Board less than 72 hours prior or during the meeting, the materials will be available at the time of the meeting.

ADJOURNMENT



COMMITTEE POLICY & RESOLUTION REVIEW

EXECUTIVE COMMITTEE

Policy Assignments for 2019

Policy Name	Resolution No.	Date Adopted	Revision Schedule	Last Reviewed
Board Meeting Procedures	1509	02/08/18	Review and update as needed	02/08/18
Compensation and Expense Reimbursement	Ordinance No. 29	02/14/19	Review and update as needed	02/14/19
Conflict of Interest Reporting	1516	12/13/18	Biennial review and as needed to reflect changes in law and current staff positions	12/13/18
Delegation of Authority to General Manager	1507	01/18/18	Review and update as needed	01/18/18
Division Boundaries Revisions	1445	11/14/13	Reviewed every 10 years after census	11/14/13
Health Insurance Benefits for Directors	1342	03/27/07	Review and update as needed	03/27/07
Policy for Public Records	1521	03/14/19	Review and update as needed	03/14/19
Protocols of the Board	1479	07/14/16	Review and update as needed	07/14/16
Records Retention Policy	1515	09/13/18	Review and update as needed	09/13/18
Retirement Events	1400	08/24/10	Review and update as needed	08/24/10
Rules and Regulations for Employees	1473	05/19/16	Review and update as needed	05/19/16



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MEMORANDUM

TO: Executive Committee
FROM: Stacy Taylor, External Affairs Manager
DATE: June 4, 2019
SUBJECT: Proclamation Honoring James Ferryman

RECOMMENDATION

Recommend that the Board of Directors approve a proclamation honoring James Ferryman for his 30 years of dedicated service and commitment to the Orange County Sanitation District.

STRATEGIC PLAN

Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

None.

DISCUSSION

Director James Ferryman of the Costa Mesa Sanitary District (CMSD) will be honored -- on Wednesday, June 26, 2019, at 6:00 p.m. -- for his 30 years of service on the Orange County Sanitation District (OCSD) Board of Directors, where he also served as Chairman from 2006 to 2008, and as Vice Chairman from 2004 to 2006. Mesa Water District's Director Fisler will present the proclamation to Director Ferryman at OCSD on June 26th.

Director Ferryman is a long-time public servant who served on the CMSD Board since 1988, where he currently serves as President (having also served as CMSD Board President from 1994-1998, and in 2005). Director Ferryman also has a long history of community involvement, including as past President of the Newport-Mesa Unified School District in 1998, and he was chosen as the Costa Mesa Chamber of Commerce's "Man of the Year" in 1992.

Throughout his career, Director Ferryman has been a leader in environmental protection service, and he currently serves as Chairman of the National Water Research Institute. He is also on the Executive Board of the Santa Ana River Flood Protection Agency.

A graduate of Costa Mesa High School, Director Ferryman earned his Bachelor of Science in Industrial Management from San Jose State University, where he also played football. Director Ferryman is a successful businessman in residential, commercial, and investment real estate, where he is currently the President of the Howard James Company.

FINANCIAL IMPACT

None.

ATTACHMENTS

Attachment A: Draft Proclamation

A Celebration to Honor the Leadership of James Ferryman

Whereas, James Ferryman has served on the Board of Directors of the Orange County Sanitation District (OCSD), as a representative of the Costa Mesa Sanitary District, for 30 years, including his service as Chairperson from 2006 to 2008, and as Vice Chairperson from 2004 to 2006; and

Whereas, with his long-standing service to OCSD, Director Ferryman has overseen the completion and commissioning of the initial Groundwater Replenishment System (GWRS), the world's largest water purification plant, which provides safe, reliable, high-quality, and locally controlled drought-resilient water to Orange County residents; and,

Whereas, Director Ferryman provided guidance to move forward with the GWRS final expansion, to be online in 2023, thus increasing the GWRS water production from 100 million gallons per day to about 130 million gallons per day; and

Whereas, with his leadership, Director Ferryman, guaranteed the successful upgrade of OCSD's facilities to full secondary treatment to ensure the highest quality of water is released into the ocean and for the GWRS; and

Whereas, Director Ferryman has also served on numerous OCSD committees and represented OCSD with the California Association of Sanitation Agencies, California Special Districts Association, and the Orange County Council of Governments.

NOW THEREFORE, BE IT RESOLVED that the Board of Directors of Mesa Water District hereby recognizes and honors you for your 30 years of dedicated service and commitment to the Orange County Sanitation District.

Shawn Dewane, President

Marice H. DePasquale, Vice President

June 13, 2019

Jim Atkinson, Director

Fred R. Bockmiller, P.E., Director

James R. Fisler, Director



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MEMORANDUM

TO: Executive Committee
FROM: Paul E. Shoenberger, P.E., General Manager
DATE: June 4, 2019
SUBJECT: Attendance at Conferences, Seminars, Meetings, and Events

RECOMMENDATION

Recommend that the Board of Directors approve the Fiscal Year 2020 attendance at Conferences, Seminars, Meetings, and Events.

STRATEGIC PLAN

- Goal #1: Provide a safe, abundant, and reliable water supply.
- Goal #2: Practice perpetual infrastructure renewal and improvement.
- Goal #3: Be financially responsible and transparent.
- Goal #4: Increase public awareness about Mesa Water® and about water.
- Goal #5: Attract and retain skilled employees.
- Goal #6: Provide outstanding customer service.
- Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

None.

DISCUSSION

For the Committee's review and consideration, the following Proposed List of attendance considerations is based on Director attendance over the past four years and is in accordance with Ordinance No. 29, adopted February 14, 2019:

1. Mesa Water Events, Meetings, and Trainings :
 - a. Board of Directors meetings
 - b. Legally required training
 - c. Mesa Water Director meetings with the General Manager or staff
 - d. Mesa Water Director meetings with other Mesa Water Directors
 - e. Mesa Water Director meetings with rate payers (residential or business)
 - f. Presentation of resolutions and proclamations
 - g. Various employee events
 - h. Various public outreach events
 - i. Water Issues Study Group meetings
 - j. Water Use Efficiency events/workshops
2. Conferences, Functions, Meetings, Programs, Seminars, Summits, and Symposiums of the following Agencies, Organizations, and/or Representatives Concerning or Relating to Water, Governmental or Environmental Matters or Issues:
 - a. Activist and Community Groups
 - b. American Membrane Technology Associations
 - c. American Water Works Association



- d. American Water Works Association California-Nevada Section
- e. Association of California Cities Orange County
- f. Association of California Water Agencies
- g. Association of California Water Agencies Joint Powers Insurance Authority
- h. The Bond Buyer
- i. CalDesal
- j. California Association Local Agency Formation Commissions
- k. California Data Collaborative
- l. [California Joint Powers Authority](#)
- m. California Joint Powers Insurance Authority
- n. California Municipal Treasurers Association
- o. California Special Districts Association
- p. California State Water Resources Control Board
- q. California Water Policy
- r. Chapman University
- s. City of Costa Mesa
- t. City of Newport Beach
- u. C.J. Segerstrom and Sons, LLC
- v. Colorado River Water Users Association
- w. Costa Mesa Chamber of Commerce
- x. Costa Mesa Historical Society
- y. Costa Mesa Foundation
- z. Costa Mesa Sanitary District
- aa. Costa Mesa-Newport Harbor Lions Club
- bb. Costa Mesans for Responsible Government
- cc. Environmental Nature Center
- dd. Federal, State, and Local Elected Officials
- ee. Foundation for Cross-Connection Control & Hydraulic Research
- ff. Global Water Intel
- gg. Green Technology
- hh. Harvard Senior Executives in State and Local Government Curriculum
- ii. Independent Special Districts of Orange County
- jj. Institute for Conservation Research and Education
- kk. Law Seminars International
- ll. Homeowners Associations
- mm. Metropolitan Water District of Southern California
- nn. [Mountain Counties Water Resources Association](#)
- oo. Municipal Water District of Orange County
- pp. National Water Quality Monitoring Council
- qq. National Water Resources Association
- rr. Neighborhood Community Associations
- ss. Newport Beach Chamber of Commerce
- tt. Newport-Mesa Unified School District
- uu. Orange County Business Council
- vv. Orange County Council of Governments
- ww. Orange County Fair and Event Center
- xx. Orange County Forum



- yy. Orange County Local Agency Formation Commission
- zz. Orange County Water Association
- aaa. Orange County Water District
- bbb. Other Government Agencies
- ccc. Public Utility Elected Officials
- ddd. Public-Private Partnership Conference (P3C)
- eee. Residents For Responsible Desalination
- fff. Santa Ana Watershed Project Authority
- ggg. Save Our Youth
- hhh. [Skytop Strategies](#)
- iii. South Coast Metro Alliance
- jjj. South Coast Plaza
- kkk. Southern California Water Coalition
- lll. Southwest Membrane Operator Association
- mmm. [Stanford University Hoover Institution Summer Policy Boot Camp \(HISPBC\)](#)
- aaa. Taxpayers Groups
- bbb. University of California, Irvine
- ccc. Urban Water Institute, Inc.
- ddd. Vanguard University
- eee. Water Advisory Committee of Orange County
- fff. [Water Environment Federation's Technical Exhibition and Conference \(WEFTEC\)](#)
- ggg. Water Research Foundation
- hhh. WateReuse
- iii. WaterNow Alliance
- jjj. [Wharton Executive Education](#)
- iii. Youth Employment Service

FINANCIAL IMPACT

The costs associated with Director attendance at the events listed above have been budgeted for Fiscal Year 2020.

ATTACHMENTS

None.



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MEMORANDUM

TO: Executive Committee
FROM: Paul E. Shoenberger, P.E., General Manager
DATE: June 4, 2019
SUBJECT: General Legal Services

RECOMMENDATION

Recommend that the Board of Directors amend the General Legal Services contract with Atkinson, Andelson, Loya, Ruud & Romo to revise the fee schedule.

STRATEGIC PLAN

- Goal #1: Provide a safe, abundant, and reliable water supply.
- Goal #2: Practice perpetual infrastructure renewal and improvement.
- Goal #3: Be financially responsible and transparent.
- Goal #4: Increase public awareness about Mesa Water® and about water.
- Goal #5: Attract and retain skilled employees.
- Goal #6: Provide outstanding customer service.
- Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

At its June 23, 2009 meeting, the Board of Directors (Board) approved an approximate 7.5% increase in hourly rates for legal services to the firm of Bowie, Arneson, Wiles & Giannone.

At its August 14, 2014 meeting, the Board approved a request from Bowie, Arneson, Wiles & Giannone for adjustment of general legal services rates.

At its October 21, 2016 meeting, after an extensive selection process, the Board retained the firm of Bowie, Arneson, Wiles & Giannone as Mesa Water District's (Mesa Water®) General Legal Counsel Services and authorized the General Manager to sign a five-year contract, which included key staff provisions for the firm to follow.

At its December 19, 2017 meeting, the Engineering and Operations (E&O) Committee approved a general legal services contract agreement with Atkinson, Andelson, Loya, Ruud & Romo, effective January 1, 2018, on the same terms entered into with Bowie, Arneson, Wiles & Giannone in 2016.

At its October 18, 2018 meeting, the Finance Committee directed staff to agendaize the item, General Legal Services, at a future meeting.

DISCUSSION

Since January 1, 2018, Atkinson, Andelson, Loya, Ruud & Romo (AALRR) has represented Mesa Water as general legal counsel and in various legal roles.

On September 13, 2018, staff received correspondence from AALRR requesting the Board's consideration of a revised legal services fee schedule.



On April 22, 2019, staff received correspondence from AALRR again requesting the Board's consideration of a revised legal services fee schedule.

FINANCIAL IMPACT

In Fiscal Year 2019, \$134,855 has been spent to date with Atkinson, Andelson, Loya, Ruud & Romo.

ATTACHMENTS

Attachment A: Atkinson, Andelson, Loya, Ruud & Romo Correspondence Received 9/13/18

Attachment B: Atkinson, Andelson, Loya, Ruud & Romo Correspondence Received 4/22/19

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

A PROFESSIONAL LAW CORPORATION

ATTORNEYS AT LAW

20 PACIFICA, SUITE 1100
IRVINE, CALIFORNIA 92618-3371
(949) 453-4260

FAX (949) 453-4262
WWW.AALRR.COM

PLEASANTON
(925) 227-9200

RIVERSIDE
(951) 683-1122

SACRAMENTO
(916) 923-1200

SAN DIEGO
(858) 485-9526

OUR FILE NUMBER:
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RECEIVED
SEP 13 2018
ADMINISTRATIVE SERVICES

CERRITOS
(562) 653-3200

FRESNO
(559) 225-6700

MARIN
(628) 234-6200

PASADENA
(626) 583-8600

September 11, 2018

VIA U.S. MAIL

Board of Directors and
Mr. Paul Shoenberger, General Manager
Mesa Water District
1965 Placentia Ave.
Costa Mesa, CA 92627

Re: Mesa Water District - Request for Consideration Legal Services Revised Fee Schedule

Dear Members of the Board and Paul:

As you are hopefully aware, we are most appreciative of our long-standing opportunity, originally through the firm of Bowie, Arneson, Wiles & Giannone, and now with Atkinson, Andelson, Loya, Ruud & Romo, to provide legal services to Mesa Water District ("Mesa Water"). It has been our pleasure serving Mesa Water for so many years, and we look forward, at your pleasure, to continuing to do so well into the future.

As Mesa Water is likely aware, we have all experienced increased costs of doing business. Additionally, the rates for our provision of legal services have not substantially increased in some time. In such light, we respectfully request that Mesa Water review and consider an adjustment to our current rate structure for legal services under our existing Agreement. We are respectfully requesting that the Board consider the following revised rates for legal services:

	<u>Existing Rates</u>	<u>Proposed Rates</u>
Partners	\$220.00 per hour	\$255.00 per hour
Senior Associates	\$185.00 per hour	\$235.00 per hour
Associates	\$175.00 per hour	\$225.00 per hour
Law Clerks	\$125.00 per hour	\$135.00 per hour
Paralegals	\$85.00 per hour	\$135.00 per hour

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

Mr. Paul Shoenberger, General Manager
Mesa Water District
September 11, 2018
Page 2

We are proposing that, if approved by the Board, that the new rates would be effective for services rendered on or after November 1, 2018.

We believe a comparison of these rates for general counsel services, as compared to those of similarly situated local water agencies, will show that our proposed rates remain competitive. For Mesa Water's information, this revised rate structure has been considered and approved by our other Orange County water district clients. We believe that our continued competitive rate structure, coupled with our prompt, personal, and quality responsiveness, provides Mesa Water with a solid value.

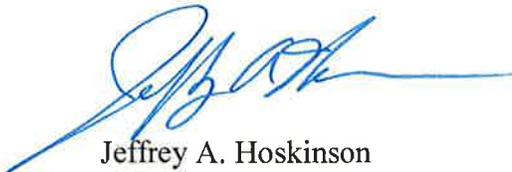
On behalf of the Firm, as well as personally, we would like to express to you our appreciation for the privilege of providing legal services to Mesa Water. If you have any questions, please do not hesitate to call us.

Sincerely,

ATKINSON, ANDELSON, LOYA, RUUD & ROMO



Robert E. Anslow



Jeffrey A. Hoskinson

REA:JAH:ad

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

A PROFESSIONAL LAW CORPORATION

ATTORNEYS AT LAW

20 PACIFICA, SUITE 1100
IRVINE, CALIFORNIA 92618-3371
(949) 453-4260

FAX (949) 453-4262
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CERRITOS
(562) 653-3200

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(559) 225-6700

MARIN
(628) 234-6200

PASADENA
(626) 583-8600

PLEASANTON
(925) 227-9200

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(951) 683-1122

SACRAMENTO
(916) 923-1200

SAN DIEGO
(858) 485-9526

OUR FILE NUMBER:
006315.00810
21243386.2

April 16, 2019

VIA U.S. MAIL

Mr. Paul Shoenberger, General Manager
Mesa Water District
1965 Placentia Ave.
Costa Mesa, CA 92627

ADMINISTRATIVE SERVICE

APR 22 2019

RECEIVED

Re: Mesa Water District - Request for Consideration Legal Services Revised Fee Schedule

Dear Paul:

As you are aware, we previously proposed a rate increase in September 2018 for Fiscal Year 2018/2019, as set forth below. This letter is provided as a friendly reminder, to further discussion on that request. We would be pleased to meet with you to answer any questions you may have, or provide any supporting documentation that you or Mesa Water District ("Mesa Water") might otherwise require as part of the consideration of this matter.

Our request was that the Board consider the following revised rates for legal services:

	<u>Existing Rates</u>	<u>Proposed Rates</u>
Partners	\$220.00 per hour	\$255.00 per hour
Senior Associates	\$185.00 per hour	\$235.00 per hour
Associates	\$175.00 per hour	\$225.00 per hour
Law Clerks	\$125.00 per hour	\$135.00 per hour
Paralegals	\$85.00 per hour	\$135.00 per hour

We are proposing that, if approved by the Board, that the new rates would be effective for services rendered on or after June 1, 2018.

As previously stated, we believe a comparison of these rates for general counsel services, as compared to those of similarly situated local water agencies, will show that our proposed rates remain competitive. For Mesa Water's information, this revised rate structure has been considered and approved by our other Orange County water district clients, and have been in

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

Mr. Paul Shoenberger, General Manager
Mesa Water District
April 16, 2019
Page 2

effect for several months. We continue to believe that our continued competitive rate structure, coupled with our prompt, personal, and quality responsiveness, provides Mesa Water with a solid value.

As always, it has been a pleasure serving Mesa Water for so many years, and we look forward to continuing to do so well into the future. If you have any questions, please do not hesitate to call us.

Sincerely,

ATKINSON, ANDELSON, LOYA, RUUD & ROMO



Robert E. Anslow



Jeffrey A. Hoskinson

REA:JAH:ad



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MEMORANDUM

TO: Executive Committee
FROM: Paul E. Shoenberger, P.E., General Manager
DATE: June 4, 2019
SUBJECT: Basin Storage and Transfers

RECOMMENDATION

This item is provided for discussion only.

STRATEGIC PLAN

Goal #1: Provide a safe, abundant, and reliable water supply.
Goal #3: Be financially responsible and transparent.
Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

None.

DISCUSSION

Staff will provide a verbal update at the Executive Committee meeting.

FINANCIAL IMPACT

None.

ATTACHMENTS

None.



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MEMORANDUM

TO: Executive Committee
FROM: Paul E. Shoenberger, P.E., General Manager
DATE: June 4, 2019
SUBJECT: Board Workshop Facilitator

RECOMMENDATION

This item is provided for discussion only.

STRATEGIC PLAN

- Goal #1: Provide a safe, abundant, and reliable water supply.
- Goal #2: Practice perpetual infrastructure renewal and improvement.
- Goal #3: Be financially responsible and transparent.
- Goal #4: Increase public awareness about Mesa Water® and about water.
- Goal #5: Attract and retain skilled employees.
- Goal #6: Provide outstanding customer service.
- Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

At the March 7, 2019 workshop, the Board of Directors (Board) directed staff to engage an external facilitator at future Board workshops.

DISCUSSION

Using a facilitator at the biannual Board workshops was discussed at the March 7, 2019 Board workshop.

Staff will provide a verbal update at the Executive Committee meeting.

FINANCIAL IMPACT

There is no financial impact for the discussion of this matter.

ATTACHMENTS

None.



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MEMORANDUM

TO: Executive Committee
FROM: Paul E. Shoenberger, P.E., General Manager
DATE: June 4, 2019
SUBJECT: Future Agenda Topics and Conference Schedule

RECOMMENDATION

Review future agenda topics and conference schedule.

STRATEGIC PLAN

- Goal #1: Provide a safe, abundant, and reliable water supply.
- Goal #2: Practice perpetual infrastructure renewal and improvement.
- Goal #3: Be financially responsible and transparent.
- Goal #4: Increase public awareness about Mesa Water® and about water.
- Goal #5: Attract and retain skilled employees.
- Goal #6: Provide outstanding customer service.
- Goal #7: Actively participate in regional water issues.

PRIOR BOARD ACTION/DISCUSSION

None.

DISCUSSION

Staff will provide an updated future agenda topics and conference schedule at the Executive Committee meeting.

FINANCIAL IMPACT

None.

ATTACHMENTS

None.

REPORTS:

8. REPORT OF THE GENERAL MANAGER:

REPORTS:

9. DIRECTORS' REPORTS AND COMMENTS:

There are no support materials for this item.