

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS
OF THE MONTE VISTA WATER DISTRICT**

October 12, 2022

The Board of Directors (Board) meeting of the Monte Vista Water District (District) was conducted consistent with the provisions in California Government Code section 54953(e), as amended by Assembly Bill 361 (2021), and pursuant to District Resolution.

DIRECTORS PRESENT

Sandra Rose, President
G. Michael Milhiser, Vice President
Philip Erwin, Director
Tony Lopez, Director

DIRECTORS ABSENT

Manny Martinez, Board Auditor

STAFF PRESENT

Justin Scott-Coe, General Manager
Andrew Gagen, Legal Counsel
Stephanie Reimer, Assistant General Manager/Chief Financial Officer
Bill Schwartz, Director of Engineering, Operations, and Maintenance
Betty Conti, Human Resources and Risk Manager
Juan Ventura, Customer Service and Information Technology Manager
Kelley Donaldson, Community Affairs Manager
Leah Nazaroff, Accounting Manager
Michael Tse, Associate Engineer
Brandi Goodman-DeCoud, Executive Assistant II

OTHERS IN ATTENDANCE

None.

ITEM 1: CALL TO ORDER/FLAG SALUTE

President Rose called the meeting to order at 6:30 p.m.

President Rose led those assembled in the Flag Salute.

ITEM 2: ROLL CALL

Ms. Brandi Goodman-DeCoud called roll call and noted Board Auditor Martinez with an excused absence.

Mr. Andrew Gagen reminded Directors that any votes taken during the portion of the meeting when Board members or the public are participating remotely must be taken by roll call vote.

ITEM 3: PUBLIC COMMENT/OPEN FORUM

None.

ITEM 4: AGENDA CHANGES/ADDITIONS

Mr. Justin Scott-Coe stated that Mr. Michael Tse would be presenting on Item 6B and noted that there would be a closed session.

ITEM 5: CONSENT CALENDAR

Upon motion by Vice President Milhiser, seconded by Director Erwin and unanimously carried:

M22-10-01	
MOVED: Approve the Consent Calendar, as by roll call vote:	
A. Meeting Minutes of September 14, 2022: Approve as presented.	
B. Resolution 828-22: Re-Authorizing Remote Teleconference Meetings: Adopt Resolution 824-22, Re-Authorizing Remote Teleconference Meetings Pursuant to Brown Act Provisions.	
President Rose	aye
Vice President Milhiser	aye
Director Erwin	aye
Director Lopez	aye

ITEM 6: DISCUSSION AND/OR ACTION ITEMS

A. Enter into Contract with Aqueous Vets for Plants 27 & 34 Wellhead Treatment Projects

Mr. Bill Schwartz provided a brief update in support of staff’s recommendation. .

Director Erwin stated that the Engineering Committee met to discuss the item and it was recommended to the Board of Directors.

Upon motion by Director Lopez, seconded by Director Erwin and unanimously carried:

M22-10-02	
MOVED: 1) Authorize the Board President and General Manager to enter into a contract with Aqueous Vets for a not-to-exceed amount of \$2,655,240; 2) establish new Capital Improvement Project EN2023-02 – Plant 27 Wellhead Treatment Project; and 3) transfer \$663,810 from reserves into Capital Improvement Project EN2202-05 – Plant 34 Wellhead Treatment Project and \$1,991,430 from reserves into Project EN2023-02 – Plant 27 Wellhead Treatment Project, as by roll call vote.	
President Rose	aye
Vice President Milhiser	aye
Director Erwin	aye
Director Lopez	aye

B. Enter into a Contract for General Contractor Services for the Plant 34 Wellhead Treatment Project (EN2022-05)

Mr. Michael Tse provided a brief presentation in support of staff’s recommendation.

Director Erwin stated that the Engineering Committee met to discuss the item and it was recommended to the Board of Directors.

Upon motion by Director Erwin, seconded by Director Lopez and unanimously carried:

M22-10-03

MOVED: Consider authorizing the Board President and General Manager to enter into a contract for general contractor services to construct the Plant 34 Wellhead Treatment Project subject to the terms of the recommended proposal, as by roll call vote:

President Rose	aye
Vice President Milhiser	aye
Director Erwin	aye
Director Lopez	aye

C. Legislative and Regulatory Update

Ms. Kelley Donaldson provided a brief presentation on legislative and regulatory updates.

This item was received and filed.

ITEM 7: GENERAL MANAGER'S REPORT

In addition to the written report, Mr. Justin Scott-Coe briefed the Board on issues and activities of the past two weeks. Topics covered include the statewide drought emergency; Solve the Water Crisis public information campaign www.solvethewatercrisis.com; Adán Ortega elected as Chair of the Metropolitan Water District Board of Directors; City of Montclair Chamber Networking breakfast at OPARC at 8:30 a.m on October 13.; the District's Family and Friends Picnic; Association of County Water Agencies California Water Drought Planning Workshop on October 19 beginning at 3:00 p.m.; CalPERS Local Elected Officials Forum on November 2; Chino Basin Water Conservation District recognition of Margaret Hamilton on her retirement at their meeting on November 14 and the Board vacancies in Districts 2 and 3; Customer Service and Water Professionals Week activities; Monte Vista Gives Back program updates; and Ms. Stephanie Reimer highlighted the District receiving a Certificate of Recognition from Assemblymember Freddie Rodriguez on behalf of the California State Assembly and the 52nd Assembly District.

ITEM 8: INFORMATION ITEMS

Information items were included in the agenda packet.

ITEM 9: BOARD COMMENTS (including reports on conferences/meetings attended at District expense)

Vice President Milhiser noted his attendance at the San Bernardino State of the County on October 5 which was also attended by Board Auditor Martinez.

Director Erwin stated his desire to attend the Association of Water Agencies Fall Conference in November.

Director Lopez noted his attendance at the San Bernardino State of the County, City of Montclair Chamber Casino Night, and the upcoming Montclair Chamber Networking Breakfast on October 13.

President Rose noted her attendance at the California Special District Associations's Special District Leadership Academy in Napa.

ITEM 10: CLOSED SESSION

President Rose recessed the meeting to closed session at 7:26 p.m. to discuss:

- A. Conference with Legal Counsel – Existing Litigation (Gov. Code §54956.9[d][1])**
CBMWD v. City of Chino et al. (Superior Court of California, County of San Bernardino, Case Number RCV 51010)

B. Conference with Legal Counsel – Anticipated Litigation (Gov. Code §54956.9[d][2])

Number of Potential Cases: Three

C. Conference with Legal Counsel – Initiation of Litigation (Gov. Code §54956.9[d][4])

Number of Potential Cases: One

President Rose reconvened the meeting into open session at 7:52 p.m. Mr. Gagen announced there was no reportable action.

ITEM 11: ADJOURNMENT

Upon motion by Director Erwin, seconded by Vice President Milhiser and unanimously carried:

M22-10-04

MOVED: Approve to adjourn the meeting, as by roll call vote:

President Rose	aye
Vice President Milhiser	aye
Director Erwin	aye
Director Lopez	aye

There being no further business, President Rose adjourned the meeting at 7:53 p.m.

Respectfully submitted,



Justin M. Scott-Coe
General Manager/Secretary