



*Dedicated to
Satisfying our Community's
Water Needs*

**MINUTES OF THE BOARD OF DIRECTORS
MESA WATER DISTRICT
Wednesday, July 26, 2023
1965 Placentia Avenue, Costa Mesa, CA 92627
4:30 p.m. Regular Board Meeting**

CALL TO ORDER

The meeting of the Board of Directors was called to order at 4:30 p.m. by Acting President DePasquale.

PLEDGE OF ALLEGIANCE

Director Bockmiller led the Pledge of Allegiance.

Directors Present

Marice H. DePasquale, Acting President/Vice President
Jim Atkinson, Director
Fred R. Bockmiller, P.E., Director
James R. Fisler, Director

Directors Absent

Shawn Dewane, President

Staff Present

Paul E. Shoenberger, P.E., General Manager
Denise Garcia, Chief Administrative Officer/
District Secretary
Marwan Khalifa, CPA, MBA, Chief Financial Officer/
District Treasurer
Tracy Manning, Chief Operating Officer
Andrew D. Wiesner, P.E., District Engineer
Stacy Taylor, Water Policy Manager
Kurt Lind, District Business Administrator
Celeste Carrillo, Senior Public Affairs Specialist
Rob Anslow, Partner, Atkinson, Andelson, Loya, Ruud & Romo

Others Present

None

PUBLIC COMMENTS

Acting President DePasquale asked for public comments on items not on the agenda.

There was no public present and Acting President DePasquale proceeded with the meeting.

ITEMS TO BE ADDED, REMOVED, OR REORDERED ON THE AGENDA

General Manager Shoenberger reported there were no items to be added, removed, or reordered on the agenda.

CONSENT CALENDAR ITEMS:

1. Approve minutes of regular Board meeting of June 28, 2023.
2. Receive and file the Developer Project Status Report.
3. Receive and file the Mesa Water and Other Agency Projects Status Report.

4. Receive and file the Water Quality Call Report.
5. Receive and file the Accounts Paid Listing.
6. Receive and file the Monthly Financial Reports.
7. Receive and file the Outreach Update.

MOTION

Motion by Director Atkinson, second by Director Fisler, to approve Items 1 – 7 of the Consent Calendar. Motion passed 4 – 1, with President Dewane absent.

PRESENTATION AND DISCUSSION ITEMS:

8. CAPITAL IMPROVEMENT PROGRAM RENEWAL QUARTERLY UPDATE:

District Engineer Wiesner provided a presentation that highlighted the following:

- Overview
- Wells Program
- Reservoirs Program
- Distribution Program
- Routine Planned Capital
- District Facilities Program
- Financial Summary
- CIPR Program Planned vs. Actual

Mr. Wiesner responded to questions from the Board and they thanked him for the presentation.

ACTION ITEMS:

9. ORANGE COUNTY GRAND JURY REPORT – *HISTORIC RAIN, YET DROUGHT REMAINS:*

MOTION

Motion by Director Fisler, second by Director Atkinson, to direct staff to respectfully decline to submit a response to the Orange County Grand Jury Report - *Historic Rain, Yet Drought Remains*. Motion passed 4 – 1 with President Dewane absent.

10. GRANT WRITING AND GRANT ADMINISTRATION SUPPORT SERVICES:

Water Policy Manager Taylor provided an overview of the topic and responded to questions from the Board.

The Board thanked Ms. Taylor for the information.

MOTION

Motion by Director Bockmiller, second by Director Atkinson, to award a one-year contract to Brown and Caldwell for an amount not to exceed \$100,000 to provide Grant Writing and Grant Administration Support Services. Motion passed 4 – 1, with President Dewane absent.

11. CLAIM OF DENNIS KONDO:

District Engineer Wiesner provided an overview of the topic.

MOTION

Motion by Director Atkinson, second by Director Fisler, to approve and settle the claim of Dennis Kondo for an amount not to exceed \$10,000. Motion passed 4 – 1, with President Dewane absent.

12. PUBLIC HEARING REGARDING THE PROPOSED COLLECTION OF A CAPITAL CHARGE BY WAY OF THE OFFICE OF THE ORANGE COUNTY TREASURER-TAX COLLECTOR:

Acting President DePasquale announced the Public Hearing was opened for the purpose of receiving comments regarding the Proposed Collection of a Capital Charge by Way of The Office of the Orange County Treasurer-Tax Collector.

District Secretary Garcia reported that a Notice of Public Hearing was posted at Mesa Water District's office and website, and at Costa Mesa City Hall. Legal advertisements were published in the *Daily Pilot* on July 13, 2023 and July 20, 2023.

Chief Financial Officer Khalifa provided an overview of the topic.

Acting President DePasquale opened the floor for discussion by the Board. Comments were offered.

CFO Khalifa and Attorney Anslow responded to questions from the Board.

Acting President DePasquale opened the floor for public comments. There were no members of the public present.

District Secretary Garcia reported that the District had not received any written or verbal comments.

Acting President DePasquale declared the public comments segment closed.

Acting President DePasquale opened the floor for discussion by the Board. Discussion ensued amongst the Board.

Acting President DePasquale declared the Public Hearing closed.

MOTION

Motion by Director Atkinson, second by Director Bockmiller, to adopt Resolution No. 1582 Determining Compliance with Procedural Requirements, Making Findings, Authorizing Collection of Mesa Water Fiscal Year 2023/24 Capital Charge by Way of The Office of The Orange County Treasurer-Tax Collector and County Property Tax Roll Process and Taking Related Actions. Motion passed 4 – 1, by the following roll call vote:

AYES:	DIRECTORS	Atkinson, Bockmiller, Fisler, DePasquale
NOES:	DIRECTORS	None
ABSTAIN:	DIRECTORS	None
ABSENT:	DIRECTORS	Dewane

REPORTS:

13. REPORT OF THE GENERAL MANAGER:
 - June Key Indicators Report
14. DIRECTORS' REPORTS AND COMMENTS

INFORMATION ITEMS:

15. ZERO USAGE ACCOUNTS
16. FEDERAL ADVOCACY UPDATE
17. STATE ADVOCACY UPDATE
18. ORANGE COUNTY UPDATE

RECESS

Acting President DePasquale declared a recess at 5:35 p.m.

The Board meeting reconvened at 5:40 p.m.

Acting President DePasquale announced the Board was going into Closed Session at 5:41 p.m.

CLOSED SESSION:

19. CONFERENCE WITH GENERAL LEGAL COUNSEL – EXISTING LITIGATION:
Pursuant to California Government Code Sections 54956.9(a) & (d)(1) and 54954.5(c)
Number of Cases: 1
Claim No. 23-0205

The Board returned to Open Session at 5:49 p.m.

District Secretary Garcia announced that the Board conducted one Closed Session with the General Manager, District Secretary, Chief Financial Officer, and General Legal Counsel pursuant to California Government Sections 54956.9(a) & (d)(1) and 54954.5(c). The Board received information and there was no further announcement.

Acting President DePasquale adjourned the meeting at 5:50 p.m. to a Regular Board Meeting scheduled for Wednesday, August 9, 2023 at 4:30 p.m.

Approved:

DocuSigned by:
Shawn Dewane
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Shawn Dewane, President

DocuSigned by:
Denise Garcia
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Denise Garcia, District Secretary

Recording Secretary: Sharon D. Brimer