

I hereby certify that the following agenda was posted at least 72 hours prior to the time of the meeting so noticed below at 24251 Los Alisos Boulevard, Lake Forest, California.



A handwritten signature in black ink, appearing to read "D. P. Cafferty", is written over a horizontal line.

DENNIS P. CAFFERTY, Secretary
of the El Toro Water District and
the Board of Directors thereof

AGENDA

EL TORO WATER DISTRICT

REGULAR MEETING OF THE BOARD OF DIRECTORS

FINANCE AND INSURANCE COMMITTEE MEETING AND ENGINEERING COMMITTEE MEETING

November 22, 2021

7:30 a.m.

Members of the public who wish to comment on any item within the jurisdiction of the District or on any item on the agenda, attend the meeting in person at the District's office or may observe and address the Meeting by joining at this link: <https://us02web.zoom.us/j/81901985340> (Meeting ID: 819 0198 5340).

Members of the public who wish only to listen to the telephonic meeting may dial in at the following numbers (669) 900-6833 or (346) 248-7799 with the same Meeting ID noted above. Please be advised the Meeting is being recorded.

CALL TO ORDER – President Gaskins

PLEDGE OF ALLEGIANCE – Vice President Freshley

ORAL COMMUNICATIONS/PUBLIC COMMENTS

Members of the public may address the Board at this time or they may reserve this opportunity with regard to an item on the agenda until said item is discussed by the Board. Comments on other items will be heard at the times set aside for “COMMENTS REGARDING NON-AGENDA ENGINEERING COMMITTEE ITEMS” or for “COMMENTS REGARDING NON-AGENDA FIC ITEMS.” The public may identify themselves when called on and limit their comments to three minutes.

ITEMS RECEIVED TOO LATE TO BE AGENDIZED

Determine need and take action to agendize item(s) which arose subsequent to the posting of the Agenda. (ROLL CALL VOTE: Adoption of this recommendation requires a two-thirds vote of the Board members present, or, if less than two-thirds of the Board members are present, a unanimous vote of those members present.)

FINANCE AND INSURANCE COMMITTEE MEETING

CALL MEETING TO ORDER – Director Havens

1. Consent Calendar

(All matters under the Consent Calendar will be approved by one motion unless a Board member or a member of the public requests separate action or discussion on a specific item)

- a. Consider approving the minutes of the October 25, 2021 Finance and Insurance Committee meeting (Minutes Included)

Recommended Action: The Board will be requested to approve the subject minutes.

APPROVAL OF ITEMS REMOVED FROM TODAY’S FINANCE AND INSURANCE COMMITTEE CONSENT CALENDAR

The Board will discuss items removed from today’s Finance and Insurance Committee Consent Calendar requiring further discussion.

Recommended Action: The Board will be requested to approve the items removed from today’s Finance and Insurance Committee Consent Calendar.

2. Quarterly Review of the District’s 401(k) Retirement Savings Plan (Reference Material Included)

A HighMark representative will review and comment on the investment performance of the District’s 401(k) Retirement Savings Plan.

FINANCIAL INFORMATION ITEMS

3. **Tiered Water Usage and Revenue Tracking** (Reference Material Included)

Staff will review and comment on monthly and year to date Tiered Water Usage and Revenue tracking.

4. **Update on Financing Plan for Near-term Future Capital Projects**
(Reference Material Included)

Staff will provide an update on the status of the financing plan for upcoming large capital projects.

5. **Update on the Implementation of the Springbrook Software System**

Staff will provide an update on the status of the implementation of the Springbrook Software System.

FINANCIAL ACTION ITEMS

6. **Financial Package - Authorization to Approve Bills for Consideration dated November 22, 2021 and Receive and File Financial Statements as of October 31, 2021** (Reference Material Included)

The Board will consider approving the Bills for Consideration dated November 22, 2021 and Receive and File Financial Statements as of October 31, 2021.

Recommended Action: Staff recommends that the Board 1) approve, ratify and confirm payment of those bills as set forth in the schedule of bills for consideration dated November 22, 2021, and 2) receive and file the Financial Statements for the period ending October 31, 2021.

COMMENTS REGARDING NON-AGENDA FIC ITEMS

CLOSE FINANCE AND INSURANCE COMMITTEE MEETING

ENGINEERING COMMITTEE

CALL MEETING TO ORDER – Director Vergara

7. Consent Calendar

(All matters under the Consent Calendar will be approved by one motion unless a Board member or a member of the public requests separate action or discussion on a specific item)

- a. Consider approving the minutes of the October 25, 2021 Engineering Committee meeting. (Minutes Included)

Recommended Action: The Board will be requested to approve the subject minutes.

APPROVAL OF ITEMS REMOVED FROM TODAY’S ENGINEERING COMMITTEE CONSENT CALENDAR

The Board will discuss items removed from today’s Engineering Committee Consent Calendar requiring further discussion.

Recommended Action: The Board will be requested to approve the items removed from today’s Engineering Committee Consent Calendar.

ENGINEERING ACTION ITEMS

8. R-2 Reservoir Interior Recoating Project (Reference Material Included)

Staff will review and comment on the construction bids submitted for the construction of the R-2 Reservoir Interior Recoating Project.

Recommended Action:

Staff recommends that the Board of Directors authorize the General Manager to enter into a contract with Associated Tank Constructors in the amount of \$646,000 for the construction of the R-2 Reservoir Interior Recoating Project. Staff further recommends that the Board authorize the General Manager to fund the project costs from the District’s Capital Reserves in accordance with the District’s adopted Capital Reserve Policy.

9. **Grit Chamber Rehabilitation Project** (Reference Material Included)

Staff will review and comment on the construction bids submitted for the construction of the Grit Chamber Rehabilitation Project.

Recommended Action:

Staff recommends that the Board of Directors authorize the General Manager to enter into a contract with S.S. Mechanical Construction Corp. in the amount of \$346,000 for the construction of the Grit Chamber Rehabilitation Project. Staff further recommends that the Board authorize the General Manager to fund the project costs from the District's Capital Reserves in accordance with the District's adopted Capital Reserve Policy.

10. **R-6 Floating Cover and Liner Replacement Project**

(Reference Material Included)

Staff will review and comment on the engineering design contract amendment proposal submitted by Hilts Consulting Group, Inc. to add scope to the existing design contract to incorporate design of the replacement of the existing R-6 liner.

Recommended Action:

Staff recommends that the Board of Directors authorize the District's General Manager to enter into a contract amendment with Hilts Consulting Group, Inc. in the amount of \$143,283 for engineering design services to incorporate the engineering design of the replacement of the existing R-6 Reservoir liner into the R-6 Reservoir Floating Cover Replacement Project. Staff also recommends that the Board authorize the General Manager to fund the project costs from the District's Capital Reserves in accordance with the District's adopted Capital Reserve Policy.

GENERAL INFORMATION ITEMS

11. **Phase III Recycled Water Distribution System Expansion Project**

(Reference Material Included)

Staff will provide an update on the analysis of options for a Phase III Recycled Water Distribution System Expansion Project

12. **El Toro Water District Capital Project Status Report**

(Reference Material Included)

Staff will review and comment on the El Toro Water District Capital Project Status Report.

13. Engineering Items Discussed at Various Conferences and Meetings
(Oral Report)

The Committee will discuss any pertinent Engineering items discussed at Conferences.

COMMENTS REGARDING NON-AGENDA ENGINEERING COMMITTEE ITEMS

CLOSE ENGINEERING COMMITTEE MEETING

ATTORNEY REPORT

CLOSED SESSION

At this time the Board will go into Closed Session as follows:

1. Pursuant to Government Code Section 54956.9 (d) (1) to consult with legal counsel and staff on a matter of pending litigation. *Kessner et al. v. City of Santa Clara, et al. (Santa Clara County Superior Court - Case No. 20 CV 364054).*
2. Pursuant to Government Code Section 54956.96 in order to receive, discuss, and/or take action concerning information obtained by the District's representative pertaining to a closed session of the South Orange County Wastewater Authority ("SOCWA"), a joint powers agency.
3. Pursuant to Government Code Section 54956.9 (d) (2) to consult with legal counsel and staff – Anticipated Litigation (one matter).
4. Pursuant to Government Code Section 54957(b)(1) to conduct the General Manager's annual performance evaluation.

REGULAR SESSION

REPORT ON CLOSED SESSION (Legal Counsel)

Mr. Granito will provide an oral report on the Closed Session.

14. General Manager Compensation

Board Action: The District's Board of Directors will discuss and consider granting the District's General Manager a compensation increase in the amount and form as determined by the Board.

ADJOURNMENT

The agenda material for this meeting is available to the public at the District's Administrative Office, which is located at 24251 Los Alisos Blvd., Lake Forest, Ca. 92630. If any additional material related to an open session agenda item is distributed to all or a majority of the board of directors after this agenda is posted, such material will be made available for immediate public inspection at the same location.

Request for Disability-Related Modifications or Accommodations

If you require any disability-related accommodation, including auxiliary aids or services, in order to participate in this public meeting, please telephone the District's Recording Secretary, Polly Welsch at (949) 837-7050, extension 225 at least forty-eight (48) hours prior to said meeting. If you prefer, your request may be submitted in writing to El Toro Water District, P.O. Box 4000, Laguna Hills, California 92654, Attention: Polly Welsch.