

MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF DIRECTORS
OF THE
EL TORO WATER DISTRICT
May 23, 2024

President Monin called the meeting of the Board of Directors of the ELTORO WATER DISTRICT to order at 7:30 a.m.

Vice President Gaskins led the Pledge of Allegiance to the flag.

Directors KAY HAVENS, MIKE GASKINS, MARK MONIN, FRED ADJARIAN, and KATHRYN FRESHLEY participated.

Also present were DENNIS P. CAFFERTY, General Manager, HANNAH FORD, Director of Engineering, VISHAV SHARMA, CFO, SCOTT HOPKINS, Operations Superintendent, JUDY CIMORELL, Director of Human Resources, VU CHU, Water Use Efficiency Analyst, GILBERT J. GRANITO, General Counsel, MIKE MIAZGA, IT Manager (Zoom), VICKI TANIOUS, Senior Accountant, (Zoom), CAROL MOORE (Zoom), POLLY WELSCH, Recording Secretary and MARISOL MELENDEZ, Recording Secretary.

Determination of a Quorum

Five Board members were present for the meeting, therefore a quorum was determined.

Oral Communications/Public Comments

There were no comments.

Items Received Too Late to be Agendized

President Monin asked if there were any items received too late to be agendized.

Mr. Cafferty replied no.

Consent Calendar

President Monin asked for a Motion.

Motion: Director Adjarian made a Motion, seconded by Director Havens to approve the Consent Calendar.

Roll Call Vote:

Director Adjarian	aye
Director Freshley	aye
Director Havens	aye
Vice President Gaskins	aye
President Monin	aye

Directors Reports for Meetings Attended

Vice President Gaskins stated that he attended the RRC meeting, the CAG meeting, the President/VP/GM meeting, the WACO meeting, the SOCWA Joint Board meeting, the ISDOC meeting, the MWDOC Board Meeting, the ACWA Spring Conference, the MWDOC Met Directors meeting, the Strategic Planning meeting, the regular ETWD Board meetings, and the Agenda Review meeting. He further stated he will be attending the SOCAG meeting this afternoon and the ETWD Special Board meeting next week.

Director Havens stated that she attended the MWDOC Met Directors Workshop, the SOCWA Special Joint meeting, the Third Landscape meeting, the WACO meeting, MNWD's Open House, the MWDOC P&O and A&F meetings, the MWDOC Board meeting, the WINS Conference, the University of California A&R Urban Forest

Symposium meeting, the regular ETWD Board Meetings, and will be attending the SOCAG meeting today and the ETWD Special Board Meeting next week.

Director Freshley stated that she attended the MWDOC P&O Committee meeting, the MWDOC Board Workshop, the SOCWA Special Board meeting, the SOCWA Finance Committee meeting, the LAFCO meeting, the WACO meeting, the Laguna Woods City Council meeting, the AI Ecosystems Seminar, the CAG meeting, ETWD's Regular Board meetings, and will be attending the ETWD Special Board Meeting next week.

Director Adjarian stated that he attended the MET/MWDOC Workshop, the WACO meeting, the CAG meeting, the SMWD Water Festival, ETWD's Regular Board meetings, and will be attending ETWD's Special Board meeting, and the WINS Summit meeting next week.

President Monin stated that he attended the MET/MWDOC meeting, the WACO Planning meeting, the ACWA Spring Conference, ETWD's Regular Board meetings, the Agenda Review meeting, ETWD's President/VP/GM meeting, the ISDOC Executive Committee meeting, the MWDOC Board meeting, TV-6, and will be attending OCCOG this afternoon, and ETWD's Special Board meeting next week.

General Manager Action Items

Transmittal of Election Information – Special District

Mr. Cafferty stated that every election cycle, ETWD has to provide information to the Registrar of Voters which includes the following information: 1. Whether or not the District will pay for Candidate's Statement of Qualifications and 2. Whether the District will allow 200 or 400 words to be used. Mr. Cafferty further stated that historically, the District has not paid for the Candidate's Statement of Qualifications and in the last

election cycle left the option open for the candidates to choose 200 or 400 words. Mr. Cafferty stated that the Transmittal of Election Form will now be submitted electronically instead of on paper.

Director Havens asked what the cost for this year will be. Ms. Welsch stated the Candidate Handbook will specify the cost when it becomes available in mid-July.

The members of the Board discussed whether the District will pay for the candidate's campaign statements and whether to authorize 200 or 400 words for the candidate's statements.

President Monin asked for a Motion.

Motion: Director Freshley made a Motion, seconded by Director Adjarian that the El Toro Water District will not pay for Statements of Qualification by candidates for the November 5, 2024 election, and that the number of words the District authorizes for said Statements shall be 400 words.

Roll Call Vote:

Director Adjarian	aye
Director Freshley	aye
Director Havens	aye
Vice President Gaskins	aye
President Monin	aye

Resolution No. 24-5-2 El Toro Water District Administrative Code

Mr. Cafferty stated that the Identity Theft Prevention Program had slight revisions. The policy statement describes the manner in which the District will deal with reporting incidents of fraud to the Board.

President Monin asked for a Motion.

Motion: President Monin made a Motion, seconded by Vice President Gaskins to adopt Resolution No. 24-5-2 which adopts the amended El Toro Water District Administrative Code.

Roll Call Vote

Director Adjarian	aye
Director Freshley	no
Director Havens	aye
Vice President Gaskins	aye
President Monin	aye

The Motion passed 4-1

Resolution No. 24-5-3 Second Amendment to the El Toro Water District Deferred

Compensation Plan

Mr. Cafferty stated that the District's deferred compensation plan currently does not explicitly allow employees to move funds from their 401k plan to the 457k plan. He further stated the proposed amendment will allow for the rollover from the participants other retirement plan(s) into the 457k plan and allow for employees to best plan for their future.

President Monin asked for a Motion.

Motion: President Monin made a Motion, seconded by Director Adjarian to adopt Resolution No. 24-5-3 which adopts the Second Amendment to the El Toro Water District Deferred Compensation Plan.

Roll Call Vote

Director Adjarian	aye
Director Freshley	aye
Director Havens	aye
Vice President Gaskins	aye
President Monin	aye

OC LAFCO Regular Special District Member Election

Mr. Cafferty stated that a vote needs to be taken despite Joe Muller withdrawing his candidacy in the OC LAFCO Regular Special District member seat election.

President Monin asked for a Motion.

Motion: President Monin made a Motion, seconded by Vice President Gaskins for President Monin to cast the Districts vote for Jim Fisler for the OC LAFCO Regular Special District Member Election.

Roll Call Vote

Director Adjarian	aye
Director Freshley	aye
Director Havens	aye
Vice President Gaskins	aye
President Monin	aye

General Manager Information Items

General Manager's Monthly Report

Mr. Cafferty noted the General Manager's Monthly Report is in the Board Package and asked for any questions. President Monin noted that there was an increase in Customer Service telephone calls which went from four hundred and thirteen last year to five-hundred and sixty in the current year. Mr. Cafferty stated activity often fluctuates but there is no particular reason for the increase.

Legislative Reports

Mr. Cafferty stated that the November ballot will potentially include the Climate Resiliency Bond and that ACWA is requesting support in investment for infrastructure. President Monin stated he was in favor of said bond. Mr. Cafferty also stated ACWA is asking for support on legislation related to Proposition 218 which would favor the District in instances of potential litigation. Mr. Cafferty further stated that AB 1827

would affirm the ability for agencies to use peak factors in rate setting methodology, which is a method the District currently supports.

Public Education and Outreach Report

There were no comments.

Water Use Efficiency Report

Mr. Chu provided an update on the Water Use Efficiency Report. Mr. Chu stated there was a decrease in total usage of approximately 6% for the month. Director Havens stated that she attended the Urban Forest Workshop where she learned the importance of tree planting their cooling benefits. Director Gaskins commended Director Havens for her involvement on this topic.

SOCWA Reports

Director Freshley stated that there are nine different agreements that MNWD's attorneys have drafted relative to the different relationships with neighboring agencies. Mr. Cafferty stated that among the several agreements, one of them included information related to MNWD obtaining ownership and operation of the Regional Plant but they will have to withdraw from SOCWA in order to do so. Some of the agreements are relevant to ETWD and may need further discussion in a separate meeting.

MWDOC Reports

There were no comments.

LAFCO

Director Freshley stated that the budget was approved with no issues. Director Freshley also stated there was discussion on the Second Amendment to Professional Consultant Services Agreement.

ISDOC

President Monin stated that CSDA mentioned a class that is available on Form 700. President Monin also stated that there was mention of the support letter for H.R. 7525.

WACO

President Monin stated that he attended a planning meeting yesterday and also mentioned the upcoming topics occurring in June and July.

COMMITTEE AND GENERAL INFORMATION

There were no comments.

Dates to Remember for May/June

There were no comments.

Comments Regarding Non-Agenda Items

Mr. Cafferty stated that the District will be participating in the WACO spotlight in the near future.

Mr. Cafferty stated he will be doing an agency presentation at the July MWDOC Board meeting.

Mr. Cafferty also stated he will be meeting with Terra Verde regarding potential future projects.

Attorney Report

There were no comments.

Adjournment

There being no further business to come before the Board, the meeting was adjourned at 8:57 a.m.

Respectfully submitted,



MARISOL MELENDEZ
Recording Secretary

APPROVED:



MARK MONIN, President of
the El Toro Water District and the
Board of Directors thereof



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