

**SWEETWATER AUTHORITY GOVERNING BOARD
MINUTES OF THE REGULAR MEETING**

May 26, 2021

The Governing Board of Sweetwater Authority held a Regular meeting on Wednesday, May 26, 2021. Pursuant to Governor Newsom's Executive Orders N-29-20 and 33-20, this meeting was held via teleconference. Chair Martinez called the meeting to order at 6:01 p.m.

*(*Note: After calling the meeting to order, Chair Martinez established for the record that all Directors were able to hear the proceedings, that all members of the Board were able to hear the Directors participating by teleconference clearly, and that all votes would be taken by a roll call vote pursuant to the provisions of the Brown Act. Chair Martinez further established for the record the process by which public comments would be received by the Board, which process was also described in the Agenda for the meeting.)*

- **Roll Call**

Directors Present: *Josie Calderon-Scott (6:05 p.m.), *Steve Castaneda (6:10 p.m.), Hector Martinez, Jose Preciado, Mona Rios, and Alejandra Sotelo-Solis.

Directors Absent: Paulina Martinez-Perez

Management, Staff, and Others Present: Interim General Manager Jennifer Sabine, Legal Counsel Paula de Sousa, and Board Secretary Ligia Perez. Staff Members: Director of Water Quality Justin Brazil, Administrative Assistant Michael Garcia, Director of Engineering Ron Mosher, and Director of Finance Rich Stevenson. Others Present: Barry Willis of San Diego LAFCO, and Shawn Koom of HDR, Inc.

- **Pledge of Allegiance to the Flag**

- **Opportunity for Public Comment** (Government Code Section 54954.3)

Barry Willis, LAFCO Board Member, introduced himself and provided his contact information to the Board.

(Note: Director Calderon-Scott entered the meeting at 6:05 p.m.)

- **Chair's Presentation**

Comments from the Public Regarding Agency Staff

ACTION CALENDAR AGENDA

1. Items to be Added, Withdrawn, or Reordered on the Agenda

Per Interim General Manager Sabine's request, the Governing Board concurred to move agenda item 6 from the Consent Calendar to Action and Discussion Items, before agenda item 9.

2. Approval of Minutes
 - A. Regular Board Meeting of May 12, 2021
 - B. Special Board Meeting of May 17, 2021

Director Preciado made a motion, seconded by Director Sotelo-Solis, that the Governing Board approve the minutes of the Regular Board meeting of May 12, 2021, and the Special Board meeting of May 17, 2021. The motion carried unanimously, with Directors Castaneda and Martinez-Perez absent.

(Note: Director Castaneda entered the meeting at 6:10 p.m.)

Consent Calendar Items

Director Castaneda recused himself from consideration of Agenda Item 3 (approval of San Diego Gas & Electric Demands and Warrants – check numbers 155477, 155525, and 155582) due to his contract with Sempra Energy, parent company of SDG&E, which Director Castaneda disclosed on the record.

Director Preciado made a motion, seconded by Director Rios, that the Governing Board approve items 3 through 5, 7, and 8. The motion carried unanimously, with Director Martinez-Perez absent.

3. Approval of San Diego Gas & Electric Demands and Warrants – Check numbers 155477, 155525, and 155582
4. Approval of Demands and Warrants (excludes the San Diego Gas & Electric Demands and Warrants) – April 2021
5. Request for Input on Annual Requirement Contracts for Waterworks Fittings (Operations Committee Meeting of 5/19/21)
Recommendation: Direct staff to issue the Annual Requirement Contracts for Waterworks Fittings RFQ as presented.
7. Consideration to Select a Consultant for the Design of Loveland Dam's Valve Replacement Project (Operations Committee Meeting of 5/19/21)
Recommendation: Direct staff to assign the design of Loveland Dam's valve replacement project to the Authority's As-needed Dam Consultant, GEI Consultants, Inc. after obtaining a cost-proposal from the consultant and negotiating a Scope of Work and fee for design.
8. Consideration to Adopt Resolution 21-09, Amending and Adopting Local Guidelines for Implementing the 2021 California Environmental Quality Act (Operations Committee Meeting of 5/19/21)

Recommendation: Adopt Resolution 21-09, Amending and Adopting Local Guidelines for Implementing the 2021 California Environmental Quality Act.

RESOLUTION 21-09

RESOLUTION OF THE GOVERNING BOARD OF SWEETWATER AUTHORITY AMENDING AND ADOPTING LOCAL GUIDELINES FOR IMPLEMENTING THE 2021 CALIFORNIA ENVIRONMENTAL QUALITY ACT (PUB. RESOURCES CODE §§ 21000 ET SEQ.)

was passed and adopted by the following vote to wit:

Ayes: Directors Calderon-Scott, Castaneda, Martinez, Preciado, Rios, and Sotelo-Solis
Noes: None
Absent: Director Martinez-Perez
Abstain: None

ITEM PULLED FROM CONSENT CALENDAR

6. Consideration to Award Annual Contracts for Water Treatment Chemicals (Operations Committee Meeting of 5/19/21)

Recommendation: Award the contracts to the lowest responsive bidders.

Interim General Manager Sabine informed the Board that the Authority received notification from Brenntag Pacific, Inc. that it is unable to honor its bid for Fluorosilicic Acid 23-25% due to a supply shortage. The only other bidder for Fluorosilicic Acid 23-25% was from DuBois Chemicals, Inc. in the amount of \$49,200.

Director Rios made a motion, seconded by Director Preciado, that the Governing Board award contracts to the lowest responsive bidders as follows: \$243,100 to Nalco Company LLC., Los Alamitos, CA, for Cationic Polymer; \$157,500 to Brenntag Pacific, Inc., Santa Fe Springs, CA (\$10,200 for Ammonium Sulfate, \$138,300 for Sodium Hydroxide 50%, \$5,100 for Aluminum Sulfate, and \$3,900 for Citric Acid); \$49,200 to DuBois Chemicals Inc., Cincinnati, OH, for Fluorosilicic Acid 23-25%; \$134,800 to JCI Jones Chemicals, Inc., Torrance, CA, (\$56,000 for Ton Cylinders of Chlorine and \$78,800 for Sodium Hypochlorite 12.5%); \$85,900 to California Water Technologies, Santa Fe Springs, CA, for Ferric Chloride 43%; \$18,600 to Hill Brothers Chemical Co., Brea, CA for Aqua Ammonia 19.0%; \$38,900 to Univar Solutions USA, Inc, Kent, WA (\$30,200 for Liquid Ammonium Sulfate 40% and \$8,700 for Sodium Fluoride); \$67,600 to Pencco, Inc., San Felipe, TX for Ferrous Chloride 33%; \$8,100 to Carbon Activated Corp., Compton, CA for Activated Carbon Powder; and \$132,500 to Evoqua Water Tech LLC., Sarasota, FL for Sodium Chlorite 31%. **The motion carried unanimously, with Director Martinez-Perez absent.**

Action and Discussion Items

9. Consideration to Select a Consultant for On-call SCADA System Integration Professional Services (Consultant Selection Committee Meeting of 5/11/21)
Recommendation: Defer to the Governing Board.

Director Castaneda made a motion, seconded by Director Rios, that the Governing Board select Enterprise Automation as the On-call SCADA System Integration Professional Services consultant. The motion carried with Directors Calderon-Scott, Castaneda, Preciado, Rios, and Sotelo-Solis in favor, Chair Martinez opposing, and Director Martinez-Perez absent.

10. Consideration of the 2021 Draft Capacity Fee Study (Finance and Personnel Committee Meeting of 5/19/21)
Recommendation: Accept the 2021 Capacity Fee Study and direct staff to add the Capacity Fee of \$5,490 to the Authority's Supplement to the Rates and Rules to be effective on July 1, 2021.

Director Preciado made a motion, seconded by Director Castaneda, that the Governing Board accept the 2021 Capacity Fee Study and direct staff to add the Capacity Fee of \$5,490 to the Authority's Supplement to the Rates and Rules to be effective on July 1, 2021. The motion carried unanimously, with Director Martinez-Perez absent.

11. Consideration to Approve an Easement Quitclaim – 123 Minot Avenue, Chula Vista (A.P.N. 566-330-60-00) (Operations Committee Meeting of 5/19/21)
Recommendation: Approve the quitclaim request of the Sweetwater Water Corporation easement, with the owner paying all costs associated with processing the quitclaim.

Prior to consideration of Agenda Item 11, Chair Martinez noted his recusal for the record, that as a trustee of the trust that owns the property under consideration, he has an ownership interest in the property.

(Note: Chair Martinez left the meeting at 7:29 p.m.)

Director Preciado made a motion, seconded by Director Castaneda, that the Governing Board approve the quitclaim request of the Sweetwater Water Corporation easement, with the owner paying all costs associated with processing the quitclaim. The motion carried unanimously, with Chair Martinez recused, and Director Martinez-Perez absent.

12. Old and Unfinished Business

- A. Consideration of Follow-up Information Requested at the May 17, 2021 FY 2021-22 Budget Workshop

(Note: Chair Martinez entered the meeting at 7:31 p.m.)

No action was required by the Governing Board.

- B. Review of Board Policies and Procedures – Policy 518

Director Castaneda made a motion, seconded by Director Preciado, that the Governing Board approve the proposed changes as presented. The motion carried unanimously, with Director Martinez-Perez absent.

13. New Business

- A. Consideration to Approve the South Bay Irrigation District FY 2021-22 Budget, pursuant to the Fund Transfer and Reimbursement Agreement between Sweetwater Authority and South Bay Irrigation District

Director Preciado made a motion, seconded by Director Castaneda, that the Governing Board approve the South Bay Irrigation District FY 2021-22 Budget. The motion carried unanimously, with Director Martinez-Perez absent.

- B. Consideration of Appointment of Nominee to the Citizens Advisory Committee

Director Preciado made a motion, seconded by Director Castaneda, that the Governing Board approve Director Martinez's nomination, Kevin O'Neil as Member for Division 4. The motion carried unanimously.

14. Approval of Directors' Attendance at Meetings and Future Agenda Items

- A. Per diem approval for Directors Castaneda and Martinez's tour with staff of Loveland Reservoir – May 24, 2021
- B. Per diem approval for Director Calderon-Scott's meeting with the Interim General Manager and Public Affairs Manager in preparation for the next Communications Committee meeting – May 25, 2021

Director Preciado made a motion, seconded by Director Rios, that the Governing Board approve per diem for Directors who wish to attend the CSDA 2021 Virtual Special Districts Legislative Days – May 18-19, 2021, and the Water Education Foundation Lower Colorado River Virtual Tour 2021 – May 20, 2021. The motion carried unanimously, with Director Martinez-Perez absent.

REPORTS AND INFORMATIONAL ITEMS

15. COVID-19 Pandemic Delayed Revenue Balance Dashboard

16. Committee Minutes

17. Informational Reports

- Monthly Financials – April 2021
- Revised Quarterly Report of Directors' Expenses – Third Quarter FY 2020-21

18. Report of Management

Interim General Manager Sabine reported on:

- Authority offices will be closed on Monday, May 31, in observance of Memorial Day;
- Previewed the agendas of the upcoming Finance and Personnel Committee, Operations Committee, and Communications Committee; and

- There will be a Special Joint Meeting of the Board and the Citizens Advisory Committee on June 8, 2021 at 5:00 p.m.

19. Report of Representatives to the San Diego County Water Authority (SDCWA)

Director Rios provided an update on topics being presented to and by the Administration and Finance Committee and the Engineering and Operations Committee; presentation of the FY 2022-23 Budget; and announced a new member to the SDCWA representing the City of San Diego.

Director Preciado reported on the upcoming performance evaluation of the General Manager and General Counsel; meeting topics of the Imported Water Committee including drought conditions affecting the region's water allocation from the State Water Project and impacts to the Lower Colorado River Basin; and the adoption of the Urban Water Management Plan.

20. Reports by Directors on Events Attended

A. ACWA Spring Virtual Conference – May 12-14, 2021

There was none.

B. CSDA Virtual Legislative Days, May 18-19, 2021

Director Martinez provided a report.

C. WEF Virtual Lower Colorado River Tour – May 20, 2021

Directors Preciado and Rios provided a report.

D. CSDA Quarterly Meeting – May 20, 2021

Directors Calderon-Scott, Castaneda, and Martinez provided a report.

E. Other Events Attended – There was none.

21. Directors' Comments

Director Preciado commented on enjoying participating in these meetings.

Vice Chair Sotelo-Solis encouraged getting the COVID-19 vaccine, and that she also enjoys participating in these meetings.

Director Castaneda also commented on his enjoyment of these meetings.

Chair Martinez commented that he is looking forward to in-person meetings.

CLOSED SESSION

At 8:20 p.m. the Board convened in closed session for:

- A. Public Employee Appointment pursuant to Government Code Section 54957:
Title: General Manager

There was no need for closed session on item:

- B. Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9 (d)(1):

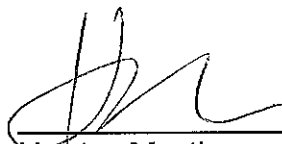
United States, et al. ex rel John Hendrix v. J-M Manufacturing Company Inc., and Formosa Plastics Corporation, U.S.A., Case No. ED CV06-00055-GW

There were no minutes taken, and the session was not audio-recorded.

Legal Counsel de Sousa reported that the Board came out of Closed Session at 8:54 p.m. and reconvened in open session at 8:55 p.m., with Directors Calderon-Scott, Castaneda, Martinez, Preciado, Rios, and Sotelo-Solis in attendance. There was no reportable action taken by the Governing Board.

22. Adjournment

With no further business before the Board, Chair Martinez adjourned the meeting at 8:56 p.m.



Hector Martinez, Chair

Attest:



Ligia Perez, Board Secretary