

Exhibit "A"

MINUTES OF REGULAR MEETING –DECEMBER 12, 2022

The regular meeting of the Board of Directors of the Irvine Ranch Water District (IRWD) was called to order at 5:00 p.m. by President LaMar on December 12, 2022 at the District offices, 15600 Sand Canyon Avenue, Irvine.

Directors Present: LaMar, McLaughlin, Reinhart, Swan, and Withers.

Directors Absent: None.

Written and Oral Communications: None.

Also Present: General Manager Cook, Executive Director of Operations Chambers, Executive Director of Finance and Administration Clary, Executive Director of Technical Services Burton, Executive Director of Water Policy Weghorst, Director of Treasury and Risk Management Jacobson, Director of Strategic Communications and Advocacy / Deputy General Counsel Compton, Director of Water Resources Sanchez, Director of Human Resources Mitcham, Director of Maintenance Manning, Director of Information Services Kaneshiro, Secretary Bonkowski, General Counsel Collins, Consultant Newell, Legislative Consultants, and members of the staff and public.

PRESENTATION

General Manager Cook presented Barbara Mourant a Proclamation commending her 15 years of service to the District in the General Manager's office.

WORKSHOP

REVIEW OF 2022 ADVOCACY ACTIVITIES AND 2023 LEGISLATIVE AND REGULATORY ISSUES PLANNING

Following a review of the 2022 advocacy activities and 2023 legislative and regulatory issues presented by the District's legislative consultants, Director Withers reported that this item was reviewed by the Water Resources Policy and Communications Committee on December 8, 2022, and on MOTION by Withers, seconded by McLaughlin and unanimously carried, THE BOARD RECEIVED AND FILED THE "INITIAL 2023 LEGISLATIVE AND REGULATORY RESOURCE ALLOCATION PLAN" AND THE "LEGISLATIVE / REGULATORY ISSUES AND ACTIVITIES OF HIGH CONCERN TO IRWD IN 2023."

CONSENT CALENDAR

Prior to voting, Legal Counsel Collins left the dais as item No. 10 relates to 2023 General Counsel services with her firm. On MOTION by Reinhart, seconded by McLaughlin and unanimously carried, CONSENT CALENDAR ITEMS 6 THROUGH 10 WERE APPROVED AS FOLLOWS:

CONSENT CALENDAR (Continued)

6. BOARD MEETING MINUTES

Recommendation: That the minutes of the November 28, 2022 Regular Board meeting be approved as presented.

7. FISCAL YEAR 2021-22 ANNUAL COMPREHENSIVE FINANCIAL REPORT

Recommendation: That the Board approve the FY 2021-22 Annual Comprehensive Financial Report.

8. 2022 GENERAL DISTRICT ELECTION RESULTS

Recommendation: That the Board adopt the following resolution by title declaring results of November 8, 2022 General District Election.

RESOLUTION NO. 2022-19

RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE
RANCH WATER DISTRICT DECLARING RESULTS OF
NOVEMBER 8, 2022 GENERAL DISTRICT ELECTION

9. AUTHORIZATION FOR PURCHASING BACKHOES

Recommendation: That the Board authorize the General Manager to execute a contract with Coastline Equipment Company in the amount of \$309,858 for the replacement of two backhoe loaders.

10. IRWD GENERAL COUNSEL CONTRACT FOR 2023

Recommendation: That the Board authorize the General Manager to execute a Professional Services Agreement with Hanson Bridgett LLP for general counsel legal services focused on municipal law, transactional and non-complex issues, and rate-setting with a term of January 1, 2023, to December 31, 2023, and a not-to-exceed value of \$1,155,000.

ACTION CALENDAR

Legal Counsel Collins returned to the dais.

TURTLE ROCK ZONE 3 RESERVOIR CHLORAMINE BOOSTER STATION
BUDGET INCREASE AND CONSTRUCTION AWARD

Executive Director of Technical Services Burton reported that this project includes the installation of a chloramine booster station at the Turtle Rock Zone 3 Reservoir and Zone 3 to 4 Pump Station site to improve water quality and reduce nitrification events by maintaining proper chlorine residual and mixing in the reservoir. Mr. Burton said that construction of these improvements will replace the existing in-pipe chloramine injection facility at the Turtle Rock Zone 1 to 3 Pump Station that has had operational issues due to chemical precipitation in the

injection line. The scope of work for this project includes a new chloramine booster station building with chemical storage and dosing facilities, reservoir mixing system, and miscellaneous site improvements.

Mr. Burton said that in April 2021, Lee & Ro was retained to design the new facilities and site improvements. He said that the new chemical building will be constructed within District property, adjacent to the Turtle Rock Zone 3 to 4 Pump Station, and the site improvements include modifying the existing block wall to incorporate the new building, widening the driveway, and replacing the existing chain link access gate with a new ornamental steel gate to provide better access for chemical deliveries and to improve the aesthetics of the facility. A new stairway will also be constructed to allow staff to access the reservoir roof from the Chloramine Booster Station building. The existing concrete access road to the reservoir will be widened and realigned to improve maintenance access.

Mr. Burton said that staff coordinated extensively with the Turtle Rock Crest Homeowners Association (HOA) throughout the design process to ensure that the new building roof and block wall will match the existing pump station wall and the aesthetics of the community as this project was proposed several years ago and it was put on hold due to various issues with the HOA.

Mr. Burton said that the project was advertised for construction bids in November 2022 to a select list of 21 mechanical contractors. He said that the bid opening was held with bids received from Pacific Hydrotech Corporation, RC Foster, Orion Construction, and GSE Construction Corporation, Inc. He said that Pacific Hydrotech Corporation is the apparent low bidder with a bid amount of \$2,881,680 which was below the Engineer's estimate of \$3,920,000. He further said that staff reviewed Pacific Hydrotech Corporation's bid and has determined that it is responsive.

Mr. Burton said that certain materials are routinely sole sourced on IRWD projects in order to match other products in use on a particular public improvement or in order to obtain a necessary item that is only available from one source. While most sole-sourced items are individually under \$35,000 and only require a single bid per the District's procurement policy, there are occasionally items that are of higher value. On this project, some of the higher value items were sole-sourced including submersible mixers sourced to Pax Water Technologies with an estimated value of \$141,570, and an Aqueous Ammonia System sourced to Superior Water Technologies with an estimated value of \$91,000. Director Swan left the Board room. On MOTION BY Withers, seconded by Reinhart and carried (Reinhart, Withers, McLaughlin and LaMar voting aye, and Swan absent) (4-0-1 vote), **THE BOARD AUTHORIZED A BUDGET INCREASE IN THE AMOUNT OF \$2,308,000, FROM \$1,705,000 TO \$4,013,000, AND AUTHORIZED THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH PACIFIC HYDROTECH CORPORATION IN THE AMOUNT OF \$2,881,680 FOR THE TURTLE ROCK ZONE 3 RESERVOIR CHLORAMINE BOOSTER STATION, PROJECT 11840.**

Director Swan returned to the Board room.

CONCEPTUAL TERMS FOR SPECIAL ACTIVITIES AGREEMENT WITH THE GROUNDWATER BANKING JOINT POWERS AUTHORITY

General Manager Cook reported that the Groundwater Banking Joint Powers Authority (GBJPA), a collaboration between the Irvine Ranch Water District and the Rosedale-Rio Bravo Water Storage District, is planning, designing, and preparing to construct the Kern Fan

Groundwater Storage Project in concurrent phases. Mr. Cook said that near-term activities will involve construction of recharge and recovery facilities on properties secured for the project in 2021. He said that the agreement that formed the GBJPA provides for the implementation of Special Activities Agreements approving independent operating projects or programs. He further said that the full project is operational, and a Special Activities Agreement between the GBJPA and its members is needed to ensure that IRWD has access to existing conveyance facilities to utilize its share of the recharge and recovery facilities to be constructed on the secured properties.

Director Reinhart said that this item was reviewed at the December 6, 2022 Water Supply Reliability Programs Committee meeting. On MOTION by Withers, seconded by Swan and unanimously carried, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A SPECIAL ACTIVITIES AGREEMENT WITH THE GROUNDWATER BANKING JOINT POWERS AUTHORITY AND ROSEDALE-RIO BRAVO WATER STORAGE DISTRICT FOR USE OF THE WEST ENOS AND STOCKDALE NORTH FACILITIES BASED ON THE TERMS PRESENTED, SUBJECT TO NON-SUBSTANTIVE CHANGES.**

ELECTION OF OFFICERS FOR 2023

General Manager Cook reported that the Bylaws of the District provide that the President and Vice President shall be elected by the Board from among its members with the term of office for one year, or until the election and qualification of their successors. Mr. Cook, acting as temporary Chairman conducted the election for President. Director LaMar asked to nominate a slate with Director McLaughlin as President and Director Reinhart as Vice President. No other nominations were made. On MOTION by LaMar, seconded by Withers, and carried (Withers, Reinhart, LaMar and McLaughlin voting aye, and Swan abstaining (4-0 vote), **DIRECTOR MCLAUGHLIN WAS ELECTED PRESIDENT AND DIRECTOR REINHART WAS ELECTED VICE PRESIDENT.**

GENERAL MANAGER'S REPORT

General Manager Cook reported that two weeks ago the District received the potable award for the Best Tasting Membrane Water in the Southwest Region by the Southwest Membrane Operators Association.

ORAL COMMUNICATIONS

Consultant Newell reported that the recent rain event did not cause any major problems in the canyons.

DIRECTORS' COMMENTS

Director Withers updated the Board on the selection process for a new General Manager for the OCSD and said that they were down to one final candidate. He further reported that he attended the meetings on the list.

Director Swan said he attended the meetings on the list along with a PPIC water summit, and a MWDOC Board Workshop with MWD Directors. He further said he will be attending a Colorado River Water Users Association conference in Las Vegas this week.

Director Reinhart said he attended the meetings on the list but was unable to attend the WACO meeting.

Director LaMar said that he attended the meetings on the list but was unable to attend the two California Council for Environmental and Economic Balance meetings.

Director McLaughlin said she attended a WACO meeting and noted that the meeting with Irvine Councilmember Tammy Kim was cancelled.

CLOSED SESSION

Legal Counsel Collins said that the following Closed Session would be held:

CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1): *IRWD v. OCWD, et al.*, Case No. 30-2016-00858584-CU-WM-CJC.

OPEN SESSION

Following the Closed Session, the meeting was reconvened with Directors LaMar, Reinhart, McLaughlin, Swan, and Withers present. General Counsel Collins reported that in closed session, the board authorized special counsel to pursue IRWD's appellate rights following entry of final judgment. The motion carried 4-1, with LaMar, Reinhart, McLaughlin and Withers voting yes, and Swan voting no.

ADJOURNMENT

There being no further business, President McLaughlin adjourned the meeting.

APPROVED and SIGNED this 9th day of January 2023.

President, IRVINE RANCH WATER DISTRICT

Secretary, IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

Claire Hervey Collins, General Counsel
Hanson Bridgett LLP

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