

## MINUTES OF REGULAR MEETING – JUNE 10, 2024

The regular meeting of the Board of Directors of the Irvine Ranch Water District (IRWD) was called to order by President Reinhart at 5:00 p.m. on June 10, 2024 at the District offices, 15600 Sand Canyon Avenue, Irvine.

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

Directors Absent: Swan.

Also Present: General Manager Cook, Executive Director of Technical Services Burton, Executive Director of Operations Chambers, Executive Director of Water Policy Weghorst, Director of Water Resources Sanchez, Director of Human Resources Mitcham, Director of Maintenance Manning, Recycling Operations Zepeda, Director of Information Technology Kaneshiro, Director of Water Quality and Regulatory Compliance Colston, Recycled Water Development Manager Tettermer, Director of Strategic Communications and Advocacy / Deputy General Counsel Compton, Controller Lin, Director of Safety and Security Choi, General Counsel Collins, Secretary Swan, and members of the staff and public.

Oral and Written Communications: None.

Items too late to be agendaized: General Manager Cook announced that an item was received from the County of Orange regarding the Strawberry Farms Golf Club after hours on Friday evening, requiring the Board's approval.

General Counsel Collins read into the record, per Government Code Section 54954.2(b)(2), the Board can take action on matters not in the published agenda “upon a determination **by a two-thirds vote of the members of the legislative body present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present**, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted as specified in subdivision (a).”

There is a need to take immediate action because the County is presently negotiating the lease extension and has indicated to IRWD that it intends to take action on the Counteroffer and Letter of Interest next week. The IRWD Board meeting agenda was posted on Thursday afternoon, and staff was not notified of the need to sign the concurrence to the counteroffer until after 5:37pm on Friday, June 7.

If the Board agrees to take action tonight, it will need to conduct two votes. The first vote is to make a unanimous vote that there is a need to take immediate action and that the need for action came to the attention of IRWD after the agenda was posted and after working hours on Friday.

If that vote carries, then the Board will consider whether to pass the recommended motion. This item will be heard as Agenda Item No. 13A.

On motion by LaMar, and seconded by Withers, the Board unanimously voted that there is a need to take immediate action and the item was added to the action calendar as Item No. 13A.

PRESENTATION – PROCLAMATION

General Manager Cook presented Recycled Water Development Manager Tettemer a Proclamation for his 20 years of service to the District.

CONSENT CALENDAR

President Reinhart requested that items 7 and 9 be moved to the Action Calendar for discussion. On MOTION by McLaughlin, seconded by Withers and unanimously carried, CONSENT CALENDAR ITEMS 5, 6, 8, 10, AND 11 WERE APPROVED AS FOLLOWS:

5. BOARD MEETING MINUTES

Recommendation: That the minutes of the May 28, 2024 Adjourned Regular Board meeting be approved as presented.

6. REGISTRAR OF VOTERS INFORMATION REQUEST AND CANDIDATE STATEMENT WORD LIMIT FOR THE ELECTION OF THE BOARD OF DIRECTORS

Recommendation: That the Board authorize the District Secretary to file the “Transmittal of Election Information” form for each general election confirming IRWD’s political and division boundaries, providing the Registrar of Voters with the requested information, selecting a 200-word limit for Candidate Statements of Qualifications, and indicating that IRWD will not pay for the Statements of Qualifications.

8. ADOPTION OF REVISED SCHEDULE OF POSITIONS AND SALARY RATE CHANGES FOR FISCAL YEAR 2024-25

Recommendation: That the Board adopt the following resolution by superseding Resolution 2024-6 and adopting a revised Schedule of Positions and Salary Rate Ranges for the General Unit, Non-Exempt Supervisor Unit, and for Managers, Exempt Supervisors, Confidential, and Exempt Employees.

RESOLUTION NO. 2024-8

RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT, SUPERSEDING RESOLUTION NO. 2024-6 AND ADOPTING A REVISED SCHEDULE OF POSITIONS AND SALARY RATE RANGES

10. VENDOR EXPENDITURE COMMITMENTS GREATER THAN \$200,000 FOR FY 2024-25

Recommendation: That the Board approve the list of vendor expenditure commitments greater than \$200,000 for FY 2024-25.

11. ANNUAL WATER SUPPLY AND DEMAND ASSESSMENT FOR FISCAL YEAR 2024-25

Recommendation: That the Board approve IRWD’s Annual Water Supply and Demand Assessment for FY 2024-25 for submittal to the California Department of Water Resources.

## ACTION CALENDAR

### 7. 2024 LEGISLATIVE AND REGULATORY UPDATE

Director of Strategic Communications and Advocacy / Deputy General Counsel Compton provided answers to President Reinhart's questions regarding the assembly and senate bills. On a MOTION by LaMar and seconded by Withers and unanimously carried, THE BOARD ADOPTED A "WATCH" POSITION ON AB 2079 (BENNETT) AND AB 2729 (PATTERSON) AND AN "OPPOSE UNLESS AMENDED" POSITION ON SB 1255 (DURAZO).

### 9. ADDENDUM TO AMENDED AND RESTATED LICENSE FOR USE OF THE IRWD SAN JOAQUIN MARSH PROPERTY

General Manager Cook answered President Reinhart's question regarding the extension the license for the IRWD Property for a longer duration than one year and will reevaluate the terms next year. On a MOTION by LaMar and seconded by Withers and unanimously carried, THE BOARD APPROVED ADDENDUM NO. 3 TO THE THIRD AMENDED AND RESTATED LICENSE BETWEEN IRVINE RANCH WATER DISTRICT AND THE SAN JOAQUIN WILDLIFE SANCTUARY, INC.

### 12. MID-CYCLE OPERATING AND NON-OPERATING BUDGET UPDATE FOR FISCAL YEAR 2024-25

Following presentation of a PowerPoint from Controller Lin, Director LaMar reported that this item was reviewed by the Finance and Personnel Committee. On MOTION by LaMar, seconded by Withers, and unanimously carried, THE BOARD RECEIVED AND FILED THE MID-CYCLE OPERATING AND NON-OPERATING BUDGET UPDATE.

### 13. WATER EFFICIENCY TACTICAL INCENTIVE FUNDING AUTHORIZATION

On a MOTION by LaMar and seconded by McLaughlin, and unanimously carried, THE BOARD AUTHORIZED THE GENERAL MANAGER TO ALLOCATE \$445,000 IN FUNDING TO THE FY 2024 25 REBATE PROGRAMS ADMINISTERED THROUGH THE WATER CONSERVATION PARTICIPATION AGREEMENT BETWEEN MWDOC AND IRWD; AND TO EXECUTE ADDENDA TO THE AGREEMENT, AS MAY BE NECESSARY, TO ALLOCATE FUNDS TO SPECIFIC PROGRAMS AND MODIFY DEVICE INCENTIVE LEVELS BASED ON CUSTOMER PARTICIPATION RATES AND REGIONAL PROGRAM FUNDING LEVELS

### 13A. STRAWBERRY FARMS GOLF CLUB LEASE – LETTER OF INTENT

General Manager Cook presented the letter of intent from the County of Orange. On MOTION by Withers, seconded by McLaughlin and unanimously carried, THE BOARD AUTHORIZED THE GENERAL MANAGER TO TAKE ALL ACTIONS NECESSARY TO EXTEND THE STRAWBERRY FARMS GOLF CLUB LEASE BY 15 YEARS, IN A MANNER THAT IS IN THE BEST INTEREST OF THE DISTRICT, INCLUDING CONCURRING WITH THE COUNTY'S COUNTEROFFER.

## OTHER BUSINESS

### 14. General Manager's Report

General Manager Cook reported that IRWD hosted the AWWA's World Bank International Delegation at Operations and provided a tour of the MWRP and Biosolids facility.

On Wednesday, Rich Mori will provide a tour of the Baker Water Treatment Plant for the AWWA ACE24 Conference and Cook will travel to Sacramento for the SB 366 Capitol Research Briefing.

### 15. Receive oral update(s) from District liaison(s) regarding communities within IRWD's service area and interests.

Consultant Newell was unable to attend, but relayed to General Manager Cook that all was well in the Canyons.

### 16. Directors' Comments and Meeting Reports

Director McLaughlin stated that she had nothing to report.

Director Withers reported on his participation in the monthly ISDOC Executive Committee meeting via teleconference and the monthly WACO Meeting via teleconference.

Director LaMar reported on his attendance at the CCEEB Board meeting in Sacramento, the MWDOC Board Workshop meeting with the MWD Directors, the monthly May WACO meeting, the ACWA Spring Conference in Sacramento, and the ACWA Board of Directors' meeting via teleconference.

President Reinhart reported on his participation in the MWDOC Planning and Operations Committee Meeting via teleconference, the MWDOC Workshop Board meeting with the MWD Directors via teleconference, the OCWD Board meeting via teleconference, and the monthly WACO meeting via teleconference.

### 17. CLOSED SESSION

President Reinhart convened the meeting into Closed Session at 5:46 p.m. and General Counsel Collins announcing the following:

#### A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Pursuant to Government Code Section 54956.8:

*Property:* Storage Rights and other District Real Property at Santiago Reservoir (Irvine Lake), adjacent to 4621 Santiago Canyon Road, Silverado Canyon, CA 92676.

*Agency negotiator:* Paul Cook, IRWD General Manager

*Negotiating parties:* Jerry Vilander, Serrano Water District General Manager

*Under negotiation:* Price and Terms of Payment

16. OPEN SESSION

Following the Closed Session, the meeting was reconvened in Open Session with Directors Withers, McLaughlin, LaMar, and President Reinhart present. General Counsel Collins announced that there was no action to report.

17. Adjournment

There being no further business, President Reinhart adjourned the meeting at 6:10 p.m.

APPROVED and SIGNED this 8th day of July 2024.

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President, IRVINE RANCH WATER DISTRICT

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Secretary, IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

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Claire Hervey Collins, General Counsel  
Hanson Bridgett LLP