

Minutes of the Regular Meeting of the Board of Directors of the Santa Clarita Valley Water Agency – August 17, 2021

A regular meeting of the Board of Directors of the Santa Clarita Valley Water Agency was held via teleconference at 6:30 PM on Tuesday, August 17, 2021. A copy of the Agenda is inserted in the Minute Book of the Agency preceding these minutes.

DIRECTORS PRESENT: Kathye Armitage, B. J. Atkins, Beth Braunstein, Ed Colley, William Cooper, Jeff Ford, Jerry Gladbach, R. J. Kelly, Gary Martin, Dan Mortensen, Piotr Orzechowski and Lynne Plambeck via teleconference.

DIRECTORS ABSENT: None.

Also present via teleconference: General Manager Matthew Stone, General Counsel Joe Byrne, Board Secretary April Jacobs, Chief Financial and Administrative Officer Eric Campbell, Director of Operations and Maintenance Mike Alvord, Director of Tech Services Cris Perez, Director of Water Resources Dirk Marks, Communications Manager Kathie Martin, GIS Manager Jose Huerta, Principal Engineer Jason Yim, Senior Engineers Shadi Bader and Jim Leserman, Associate Engineer Elizabeth Sobczak, Senior Management Analyst Kim Grass, Executive Assistant Leticia Quintero, Administrative Technician Terri Bell, Accounting Tech II Kyle Arnold, and members of the public.

President Martin called the meeting to order at 6:30 PM. A quorum was present.

Upon motion of Director Cooper, seconded by Vice President Mortensen and carried, the Board approved the Agenda, pulling Item 5.2 approval of the Decoro Drive Pavement Repair for a future meeting by the following roll call votes (Item 4):

Director Armitage	Yes	Director Atkins	Yes
Director Braunstein	Yes	Director Colley	Yes
Director Cooper	Yes	Director Ford	Yes
Vice President Gladbach	Yes	Director Kelly	Yes
President Martin	Yes	Vice President Mortensen	Yes
Director Orzechowski	Yes	Director Plambeck	Yes

Upon motion of Director Armitage, seconded by Director Cooper and carried, the Board approved the Consent Calendar excluding Item 5.2, which was pulled from the Agenda, by the following roll call votes (Item 5):

Director Armitage	Yes	Director Atkins	Yes
Director Braunstein	Yes	Director Colley	Yes
Director Cooper	Yes	Director Ford	Yes
Vice President Gladbach	Yes	Director Kelly	Yes
President Martin	Yes	Vice President Mortensen	Yes
Director Orzechowski	Yes	Director Plambeck	Yes

Upon motion of Director Ford, seconded by Director Orzechowski and carried, the Board authorized the General Manager to procure IX resin for the N Wells PFAS Treatment Facility in an amount not to exceed \$1,847,860 by the following roll call votes (Item 6.1):

Director Armitage	Yes	Director Atkins	Yes
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Director Braunstein	Yes	Director Colley	Yes
Director Cooper	Yes	Director Ford	Yes
Vice President Gladbach	Yes	Director Kelly	Yes
President Martin	Yes	Vice President Mortensen	Yes
Director Orzechowski	Yes	Director Plambeck	Yes

General Manager's Report on Activities, Projects and Programs (Item 7).

The General Manager reported on the following:

He and Steve Cole recently met with City staff to brief them on PFAS treatment projects that are under design or in the planning process.

He then informed the Board there was a mainline break at Valencia Marketplace which required an emergency repair on August 16, 2021. He stated that consistent with the authority granted to the General Manager in Section 5.2 of the Purchasing Policy, he determined that, based on the reasons and detail described below, there was an emergency that required immediate action and it was necessary to dispense with public bidding requirements.

Details of the break are as follows:

On Monday, August 16, 2021 at approximately 6:00 PM, a 14" PVC mainline ruptured in the Valencia Marketplace parking lot generally in front of the Bed Bath and Beyond store. Staff isolated the leak quickly with only one fire hydrant being impacted. Fire protection (sprinkler systems) for the stores comes from a pipeline in an alley behind the stores, so no issues with building fire protection. Over 80 parking spaces are estimated to be impacted with damage and debris. The mainline was repaired in the early morning hours of August 17, 2021. Due to the impact on the Shopping Center with this lot closure, we are expediting paving and concrete work in order to minimize the duration of closure. We expect paving repair work to be completed within the week assuming no delays in materials.

This mainline has had breaks in the past and is targeted for replacement. Our engineering section is finalizing design in preparation for sending out bids with work expected this Fiscal Year.

Lastly, he updated the Board on the COVID-19 situation in LA County, ongoing precautionary measures for Agency operations, and upcoming precautionary measures under consideration for the return to live Board and Committee meetings in October 2021.

Committee Meeting Recap Report for Informational Purposes Only (Item 8).

There were no comments on the recap report.

President's Report (Item 9).

The President updated the Board on upcoming meetings, events and Board reminders.

President Martin announced that he has set up an Ad Hoc Committee to discuss Boardroom Technology and remote public participation. The Ad Hoc Committee will consist of the following Directors: Vice President Gladbach, Directors Armitage, Cooper, Orzechowski (Chair) and Plambeck as well as members of the SCV staff.

AB 1234 Written and Verbal Reports (Item 10).

Written reports were submitted by Vice Presidents Gladbach and Mortensen which were included in the Board packet. Additional written reports were submitted by President Martin which were posted on the SCV Water website and are part of the record.

Director Atkins reported that he attended the SCWC Stormwater Workshop Webinar held on August 10, 2021.

Director Cooper reported that he attended a one-on-one virtual meeting with General Manager Stone on August 16, 2021.

There were no other AB 1234 Reports.

Director Reports (Item 11).

Both Items 11.1 and 11.2 were presented by Vice President Gladbach.

Upon motion of Vice President Gladbach, seconded by Director Atkins and carried, the Board approved Resolution No. SCV-229 supporting the nomination of Pamela Tobin for the position of ACWA President by the following roll call votes (Item 11.1):

Director Armitage	Yes	Director Atkins	Yes
Director Braunstein	Yes	Director Colley	Yes
Director Cooper	Yes	Director Ford	Yes
Vice President Gladbach	Yes	Director Kelly	Yes
President Martin	Yes	Vice President Mortensen	Yes
Director Orzechowski	Yes	Director Plambeck	Yes

RESOLUTION NO. SCV-229

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA CLARITA VALLEY WATER AGENCY
SUPPORTING PAMELA TOBIN AS A CANDIDATE
FOR THE POSITION OF ACWA PRESIDENT**

<https://yourscvwater.com/wp-content/uploads/2021/08/SCV-Water-Approved-Resolution-081721-Resolution-SCV-229.pdf>

Upon motion of Vice President Gladbach, seconded by Director Cooper and carried, the Board approved Resolution No. SCV-230 supporting the nomination of Cathy Green for the position of ACWA Vice President by the following roll call votes (Item 11.2):

Director Armitage	Yes	Director Atkins	Yes
Director Braunstein	Yes	Director Colley	Yes
Director Cooper	Yes	Director Ford	Yes
Vice President Gladbach	Yes	Director Kelly	Yes
President Martin	Yes	Vice President Mortensen	Yes
Director Orzechowski	Yes	Director Plambeck	Yes

RESOLUTION NO. SCV-230

**RESOLUTION OF SANTA CLARITA VALLEY WATER AGENCY
BOARD OF DIRECTORS TO SUPPORT ORANGE COUNTY
WATER DISTRICT (OCWD) FIRST VICE PRESIDENT
CATHY GREEN AS A CANDIDATE FOR
THE OFFICE OF ACWA VICE PRESIDENT**

<https://yourscvwater.com/wp-content/uploads/2021/08/SCV-Water-Approved-Resolution-081721-Resolution-SCV-230.pdf>

There were no other Director reports.

The Board went into Closed Session at 7:53 PM (Item 12).

The Board was instructed to disconnect from the current call and redial in on a separate teleconference line that was provided to them. President Martin instructed the public members and staff who wanted to stay on the call, to stay on the current teleconference line and once Closed Session has ended, the Board will reconvene for Closed Session announcements and the conclusion of the meeting.

President Martin reconvened the Open Session at 8:24 PM.

Joe Byrne, Esq., reported that there were no actions taken in Closed Session that were reportable under the Ralph M. Brown Act (Item 13).

Director Requests for Approval for Event Attendance (Item 14).

There were no Director requests for event attendance.

Director Requests for Future Agenda Items (Item 15).

Vice President Mortensen requested that staff give an assessment of the risk involved with the sewer pipe in the river at the same time we receive the presentation on the Spring Canyon CFD or a limited presentation since the two are related.

Director Armitage requested that the next safety presentation include how we are training our employees on heat illness prevention and what precautions are in place.

Director Armitage also mentioned that the City of Santa Clarita's Annual River Rally is taking place on September 18, 2021. Each year, the River Rally brings at least 1,200 volunteers together to clean a portion of the Santa Clara River to help protect the endangered species that call it home, including the California red-legged frog and California condor. She stated that with COVID and the event being so close that this year would be too late but requested that next year the Board consider establishing a team to join the City of Santa Clarita's Annual River Rally event.

Director Atkins requested that we consider tours for the Directors of the different facilities we have, specifically the more vulnerable facilities or a series of presentations on those facilities.

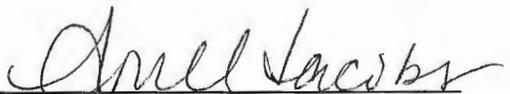
Director Braunstein requested that the Board receive a risk assessment presentation. She also requested that when presentations are given on specific locations that they include an exact location of where the facility/project is located.

Director Colley requested that the Board look at modifying the Purchasing Policy, giving the General Manager the authority to spend the Budget to purchase resin for PFAS.

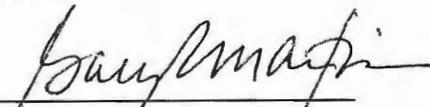
Director Colley would also like a tour of the facilities as he has requested in the past.

There were no other requests for future Agenda items.

The meeting was adjourned at 8:37 PM (Item 16).


April Jacobs, Board Secretary

ATTEST:


President of the Board



RESOLUTION NO. SCV- 231

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CLARITA VALLEY WATER AGENCY ADOPTING AN AMENDED CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974

WHEREAS, the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Santa Clarita Valley Water Agency ("SCVWA") and requires all public agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") for SCVWA in compliance with the Act which was amended December 18, 2018; and

WHEREAS, subject to changed circumstances within SCVWA have made it advisable and necessary pursuant to Sections 87306 and 87307 of the Act to amend and update SCVWA's Code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in SCVWA being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, notice of the time and place of a public meeting on, of consideration by the Board of Directors of, the proposed amended Code was provided each affected designated employee and publicly posted for review at the SCVWA Administration Building at 27234 Bouquet Canyon Road, Santa Clarita, California, establishing a 45-day comment period in compliance with Title 2, California Code of Regulations, Section 18750; and

WHEREAS, a public meeting was held upon the proposed amended Code at a regular meeting of the Board of Directors of SCVWA on September 7, 2021, at which all present were given an opportunity to be heard on the proposed amended Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Santa Clarita Valley Water Agency as follows:

- Section 1.** The Board of Directors does hereby adopt the proposed amended Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the Board Secretary and available to the public for inspection and copying during regular business hours.
- Section 2.** The said amended Code shall be submitted to the Fair Political Practices Commission for approval.
- Section 3.** The said amended Code shall become effective immediately after the Fair Political Practices Commission approves the proposed amended Code as submitted.

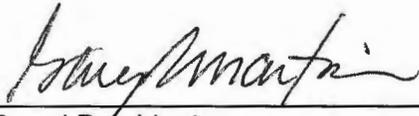
PASSED AND ADOPTED this 7th day of September, 2021, by the following vote:

AYES: Directors Armitage, Atkins, Colley, Cooper, Ford, Gladbach, Kelly, Martin, Mortensen, Orzechowski and Plambeck.

NOES: None.

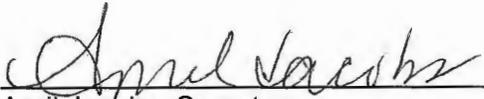
ABSTAIN: None.

ABSENT: Director Braunstein



Board President
Santa Clarita Valley Water Agency

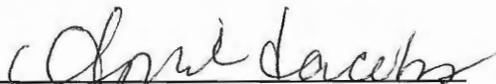
ATTEST:



April Jacobs, Secretary
Santa Clarita Valley Water Agency

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular meeting of the Board of Directors of said Agency held on September 7, 2021, the foregoing Resolution No. SCV-231 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: September 7, 2021



Secretary



RESOLUTION NO. SCV-232

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SANTA CLARITA VALLEY WATER AGENCY
APPROVING AN ACQUISITION FUNDING AGREEMENT
AMONG THE SANTA CLARITA VALLEY WATER AGENCY,
THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY
AND SPRING CANYON RECOVERY ACQUISITION LLC
AND TAKING OTHER ACTIONS RELATING THERETO**

WHEREAS, the Santa Clarita Valley Water Agency (the "Agency") previously took action to become a member of the California Municipal Finance Authority (the "Authority"), and to authorize participation in the Authority's Bond Opportunities for Land Development ("BOLD") program, pursuant to which the Authority may form a community facilities district under the provisions of Chapter 2.5 (commencing with Section 53311) of Part 1 of Division 2 of Title 5 of the California Government Code, commonly known as the "Mello-Roos Community Facilities Act of 1982" (the "Act"), levy special taxes, and issue bonds, for the purpose of facilitating cost-effective financing for public infrastructure that developers are required by the Agency to construct; and

WHEREAS, Spring Canyon Recovery Acquisition LLC, a Delaware limited liability company (the "Developer"), is the owner and developer of certain real property within the Agency, and has applied for financing through the BOLD program; and

WHEREAS, the Developer has requested that the Authority conduct proceedings for the formation of a community facilities district (the "Community Facilities District"), pursuant to the Act, for the purpose, among others, of financing through the levy of special taxes and sale of bonds the design, construction and acquisition of public facilities which are necessary to meet increased demands placed upon the Agency as a result of the development of the property within the Community Facilities District; and

WHEREAS, pursuant to Sections 53316.2 through 53316.6 of the California Government Code, a community facilities district may finance facilities to be owned or operated by an entity other than the Authority that created the Community Facilities District, pursuant to a joint community facilities agreement if the legislative body of each entity adopts a resolution declaring that such a joint agreement would be beneficial to the residents of that entity; and

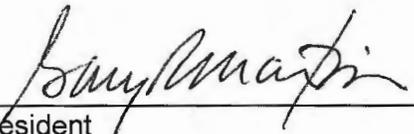
WHEREAS, there has been presented to the Board of Directors a form of Acquisition Funding Agreement by and among the Agency, the Authority, and the Developer, which also serves as a joint community facilities agreement under Sections 53316.2 through 53316.6 (the "Agreement"); and

WHEREAS, the Board of Directors has determined that the proposed Agreement will be beneficial to the residents of the Agency and the proposed community facilities district.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Santa Clarita Valley Water Agency as follows:

1. The Board of Directors of the Agency determines that the Agreement will be beneficial to the residents of the Agency and the proposed Community Facilities District.

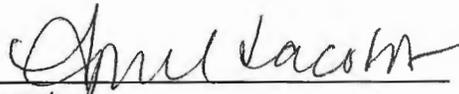
2. The Agreement is approved in the form submitted to the Board of Directors at the meeting at which this resolution is adopted and the President, General Manager, Assistant General Manager, or their designees, are authorized to execute and deliver the Agreement on behalf of the Agency, and the Secretary to the Board of Directors or her designee is authorized to attest thereto. The General Manager of the Agency, or his designee, is authorized to consent to such modifications of the Agreement as are determined by counsel to the Agency to be necessary, provided such revisions are not material.
3. This Resolution shall take effect immediately upon its adoption. The Secretary is hereby authorized and directed to transmit a certified copy of this resolution and the final, executed Agreement to the Developer and to CMFA.



President

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular meeting of the Board of Directors of said Agency held on September 7, 2021, the foregoing Resolution No. SCV-232 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: September 7, 2021



Secretary



RESOLUTION NO. SCV-234

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SANTA CLARITA VALLEY WATER AGENCY
ADJUSTING EMPLOYER'S CONTRIBUTION UNDER THE
PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT
EFFECTIVE JANUARY 1, 2022**

WHEREAS, Government Code Section 22892(a) provides that a local agency contracting under the Public Employees' Medical and Hospital Care Act shall adjust the amount of the employer's contribution at an amount not less than the amount required under Section 22892(b)(1) of the Act; and

WHEREAS, Santa Clarita Valley Water Agency hereinafter referred to as Special District is a contracting agency under Government Code Section 22920 for participation by members of the Board of Directors (medical group 700).

NOW, THEREFORE BE IT RESOLVED, that the employer's contribution for each employee or annuitant shall be the amount necessary to pay the cost of his/her enrollment, including the enrollment of his/her family members, in a health benefit plan, up to a maximum of 90% of the Anthem Traditional HMO for Region 3 per month, plus administrative fees and Contingency Reserve Fund Assessments; and

BE IT FURTHER RESOLVED, that Santa Clarita Valley Water Agency has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above.



President

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular meeting of the Board of Directors of said Agency held on September 7, 2021, the foregoing Resolution No. SCV-234 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: September 7, 2021



Secretary

