



BOARD OF DIRECTORS REGULAR MEETING AGENDA

Monday, November 15, 2021 at 3:00 PM

Via Teleconference – No Live Attendance

NOTICE IS HEREBY GIVEN MISSION SPRINGS WATER DISTRICT BOARD MEETINGS WILL BE CONDUCTED PURSUANT TO THE GOVERNOR'S EXECUTIVE ORDER N-29-20 IN AN EFFORT TO PROTECT THE PUBLIC HEALTH AND PREVENT THE SPREAD OF COVID-19 (CORONAVIRUS). THE PUBLIC MAY ATTEND AND PARTICIPATE TELEPHONICALLY AS THERE WILL BE **NO PUBLIC LOCATION FOR ATTENDING IN PERSON**. THE AUDIO/VIDEO RECORDING OF THESE MEETINGS MAY BE POSTED TO THE MSWD WEBPAGE FOLLOWING THE MEETING.

THE PUBLIC MAY SUBMIT ANY COMMENTS ADDRESSING ITEMS BELOW BY EMAILING DPETEE@MSWD.ORG PRIOR TO THE START OF THE MEETING.

JOIN ZOOM MEETING:

<https://us02web.zoom.us/j/8220655340?from=addon>

DIAL BY PHONE:

+1 (408) 638-0968

Meeting ID: 822 065 5340

ACTION MAY BE TAKEN ON ANY ITEM LISTED ON THIS AGENDA

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. RULES OF PROCEDURE

5. PUBLIC INPUT

*This is the opportunity for members of the public to address the Board on matters within the Board's jurisdiction. **Please limit comments to three (3) minutes or less.** State law prohibits the Board from discussing or taking action on any item not listed on the agenda.*

6. COVID-19 UPDATE

EMPLOYEE RECOGNITION

7. HUMAN RESOURCES REPORT

ACTION ITEMS

- 8. RESOLUTION 2021-17 - A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MISSION SPRINGS WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDER N-09-21, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE MISSION SPRINGS WATER DISTRICT FOR THE PERIOD NOVEMBER 19, 2021 – DECEMBER 19, 2021, PURSUANT TO PROVISIONS OF THE RALPH M. BROWN ACT**

It is recommended to approve Resolution 2021-17, continuing teleconferencing meetings for the period of November 19, 2021 - December 19, 2021.

- 9. PROFESSIONAL SERVICES CONTRACT WITH TKE ENGINEERING FOR CONSTRUCTION MANAGEMENT AND INSPECTION OF THE REGIONAL WATER RECLAMATION FACILITY**

It is recommended to authorize the General Manager to execute a contract for a not to exceed amount of \$3,671,000 with TKE Engineering for Construction Management and inspection of the Regional Water Reclamation Facility.

- 10. THIRD AMENDMENT TO PUBLIC WATER SYSTEM IMPROVEMENT AND WATER SERVICE CONNECTION FEE CREDIT/REIMBURSEMENT AGREEMENT BETWEEN SKYBORNE VENTURES, LLC, AND MISSION SPRINGS WATER DISTRICT**

It is recommended to authorize the General Manager to execute the Third Amendment to Public Water System Improvement and Water Service Connection Fee Credit/Reimbursement Agreement between Skyborne Ventures, LLC, and Mission Springs Water District and file with the Official Records of Riverside County.

- 11. COST SHARE AGREEMENT FOR THE UNITED STATES GEOLOGICAL SURVEY LAND SUBSIDENCE STUDY IN THE MISSION CREEK SUBBASIN**

It is recommended to authorize the General Manager to enter into a Letter of Agreement with the Coachella Valley Water District (CVWD) and Desert Water Agency (DWA), for coordinating, developing, and cost sharing, on a Land Subsidence Study in the Mission Creek Subbasin by the United States Geological Survey.

DISCUSSION ITEMS

- 12. PRESENTATION/DISCUSSION WITH ASHLEY METZGER REGARDING REDISTRICTING PROCESS FOR DESERT WATER AGENCY (DWA)**

- 13. GROUNDWATER SUSTAINABILITY PLAN (GSP) UPDATE**

Mission Creek Subbasin and San Gorgonio Pass Subbasin

- 14. MSWD REGIONAL WATER RECLAMATION FACILITY UPDATE**

- 15. CRITICAL SERVICES CENTER AND ADMINISTRATION BUILDING UPDATE**

- 16. ACWA PRESIDENT AND VICE PRESIDENT ELECTIONS**

Discussion and direction to President Wright for voting purposes at the December ACWA/JPIA Conference.

17. DISTRICT HOLIDAY SCHEDULE

Discussion on the District's holiday schedule and possible closures.

CONSENT AGENDA

Consent agenda items are expected to be routine and non-controversial, to be acted upon by the Board at one time, without discussion. If a member would like an item to be handled separately, it will be removed from the Consent Agenda for separate action.

18. APPROVAL OF MINUTES

It is recommended to approve the minutes as follows:

October 14, 2021 - Study Session

October 18, 2021 - Board Meeting

19. REGISTER OF DEMANDS

The register of demands totaling \$1,665,500.52

REPORTS**20. DIRECTOR REPORTS****21. GENERAL MANAGERS REPORT**

Includes: Financial Report, Federal Update from Carpi & Clay, Wastewater and Water Production Tables and Public Affairs Information

COMMENTS**22. DISTRICT COUNSEL COMMENTS****23. DIRECTOR COMMENTS****CLOSED SESSION****24. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION**

pursuant to Government Code Section 54956.9(d)(1)

One Case: Case No. RIC 2003782

(George Padilla and Sharon Moreno vs. Mission Springs Water District)

25. CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION

pursuant to Government Code Section 54956.9(d)(2) and/or (3)

(One potential case related to a threat of litigation by Coachillin Holdings, LLC)

26. CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION

pursuant to Government Code Section 54956.9(d)(1)

One Case: (MSWD vs. Master Meter)

27. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION

pursuant to Government Code Section 54956.9(d)(1)

One Case: Case No. PSC 1600676
(Mission Springs Water District vs. Desert Water Agency)

28. REPORT ON ACTION TAKEN DURING CLOSED SESSION

29. ADJOURN

If you need special assistance to participate in this meeting, please contact the Executive Assistant at (760) 660-4403 at least 48 working hours prior to the meeting.

ANY DISCLOSABLE PUBLIC RECORDS RELATED TO AN OPEN SESSION ITEM ON A REGULAR MEETING AGENDA AND DISTRIBUTED BY MISSION SPRINGS WATER DISTRICT TO ALL OR A MAJORITY OF THE BOARD OF DIRECTORS LESS THAN 72 HOURS PRIOR TO THAT MEETING ARE AVAILABLE FOR PUBLIC INSPECTION AT THE DISTRICT OFFICE, 66575 SECOND STREET, DESERT HOT SPRINGS, CALIFORNIA DURING NORMAL BUSINESS HOURS AND MAY ALSO BE AVAILABLE ON THE DISTRICT'S WEBSITE AT <https://www.mswd.org/board.aspx>. NOTE: THE PROCEEDINGS MAY BE AUDIO AND VIDEO RECORDED.

CERTIFICATION OF POSTING

I certify that on or before November 12, 2021, a copy of the foregoing notice was posted near the regular meeting place of the Board of Directors of Mission Springs Water District at least 72 hours in advance of the meeting (Government Code Section 54954.2).



Arden Wallum
Secretary of the Board of Directors