



MINUTES OF THE  
REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF THE EAST ORANGE COUNTY WATER DISTRICT (EOCWD)

November 18, 2021

**Call to Order.** A Regular Meeting of the Board of Directors of the East Orange County Water District was called to order by President DOUGLASS S. DAVERT at 5:02 p.m. on Thursday, November 18, 2021, with President DAVERT leading the Pledge of Allegiance. Pursuant to Government Code Section 54953(e), and related findings of the Board of Directors, there was no public location for attending this board meeting in-person. JEFFREY HOSKINSON, Secretary, recorded the minutes of the meeting.

The following Directors attended the meeting in-person: Directors RICHARD BELL, DOUGLASS DAVERT, JOHN DULEBOHN, GEORGE MURDOCH, and JOHN SEARS.

Also present, in-person or via videoconference, were:

DAVID YOUNGBLOOD	General Manager
JERRY MENDZER	Operations Manager
JEFF SMYTH	Engineering Manager
SYLVIA PRADO	Administrative Assistant
JEFF HOSKINSON	District Secretary and Legal Counsel
ANDREW BISHOP	Cooperative Strategies (video)
CINDY BYERRUM	Eide Bailly (video)
DAVID SOLDANI	Atkinson, Andelson, Loya, Ruud & Romo (video)
GARY BINGER	Quanta Construction (video)
STEVE FRIEDMAN	HDR (video)
JOHN LEWIS	Lewis Consulting (video)
CORINE PETERSON	Public
PATRICK LENAHAM	Public
MYRON YEAGER	Public
FILIP PEJCINOVIC	Public

There was no in-person public attendance due to COVID-19 restrictions. Other members of the public attended via videoconference who are not listed.

**Addition of Items Arising After Posting of Agenda Requiring Immediate Action.**  
(Requires 2/3 vote or unanimous vote if less than 2/3 of members are present).

**ACTION TAKEN:** None.

**Public Communications to the Board.**

The Board received several public comments concerning the District’s Vista Panorama site. Corrine Peterson expressed concern over water quality issues stemming from the Vista Panorama Reservoir based on prior presentations from the District relative to its

replacement project, wanting an update on the progress of such project. Ms. Peterson also expressed concerns of the noise coming from the AT&T cellular equipment on the site, believing that the carriers have doubled the size of their equipment on the site. Ms. Peterson commented on the unsightly nature of the site, and inquired as to the status of the project that was going to provide a sound barrier and parking area in front.

Myron Yeager also expressed concerns over the Vista Panorama site, and noted the District's prior presentation as to upgrades on the site. Mr. Yeager expressed concerns over the age of the tank built in the 1920s, the new electric generator, and the stability and cleanliness of the tank.

Patrick Lanaham also provided comments along with his wife relative to the Vista Panorama site. Mr. Lanaham expressed concerns over the noise from the cellular facilities, and sought an update on the project previously presented to the neighbors that was going to include cosmetic upgrades. Mr. Lanaham commented on the excessive noise from the site. Mr. Lanaham compared to aesthetic improvements at a site near Foothill High School, where improvements had been made to improve the aesthetics of that site.

The other Vista Panorama comments were supported by a member of the public, identified as JP.

President DAVERT commented on limitations on the ability of the Board to comment, but did mention that the improvement are still planned. President DAVERT and on the nature of the AT&T cellular equipment on the site without District's permission. President DAVERT asked staff to reach out to the Vista Panorama neighbors.

Filip Pejcinovic, a student from California State University, Fullerton, commented that he was attending the meeting for viewing, and thanked the Board.

Bill Tran provided some comments on the Vista Panorama site, raising similar issues relative to unsightliness and noise. His main interest is that the prior promises will be honored. For Mr. Tran, his property is next to the water tank. He desired a wall between the two properties.

**\*\*\* The Board heard Item 14 out of order, taking the item following Public Comments**

**14. Monthly Legislative & Outreach Report.** President DAVERT introduced Hon. John Lewis for his report. Mr. Lewis indicated that he would allow his written report to stand, and provided a brief update on the County redistricting process that was consuming the Board of Supervisors. Mr. Lewis mentioned Tustin and North Tustin's locations in the current maps, and indicated that comments could still be submitted. Mr. Lewis indicated that the County had started with 14 maps, and have narrowed down to 2 maps.

**\*\*\* The Board returned to the balance of the Agenda in order.**

**Public Hearing on Elections By-Division.** President DAVERT opened the public hearing on By-Division Voting Divisions at 5:23 pm. President DAVERT provided a brief overview of the process, and indicated that the Board would once again seek public comment on the proposed maps. Mr. Andrew Bishop of Cooperative Strategies provided a presentation on the process and current maps, discussing Scenarios 1, 2, and 3. Vice-President DULEBOHN inquired as to the El Modena islands in the draft maps. Director BELL expressed an initial preference for Scenario 2.

President DAVERT called for public comment. Filip Pejcinovic requested to see Scenario 1 from the presentation. No additional public comment was provided.

President DAVERT respectfully disagreed with Director BELL, suggesting that Scenario 1 better kept existing communities together and more fairly balanced the communities keeping the southern communities together. President DAVERT indicated that Scenario 3 ran by a neighbor's fence, and would not make sense.

Director DULEBOHN agreed with President DAVERT, and indicated that his comment on the islands was that it if they could be used to adjust balance is necessary. Director SEARS expressed support for Scenario 1. Director MURDOCH inquired as to Scenarios 1 and 2, and President DAVERT indicated that in his view Scenario 2 would dilute the population south of the 5-Freeway.

Board expressed an ultimate consensus for Scenario 1. General Counsel Hoskinson indicated that Scenario 1 would then be brought back for one additional hearing and Board consideration at its next meeting.

President DAVERT closed the Public Hearing at 5:36 pm.

**Consent Calendar.** The Board, on motion from MURDOCH, seconded by BELL, approved the Consent Calendar items by unanimous roll-call vote, as follows:

1. **Minutes:** THE MINUTES OF THE OCTOBER 21, 2021 REGULAR MEETING OF THE BOARD WERE APPROVED AS SUBMITTED;
2. **Schedules of Disbursements:** THE BOARD APPROVED THE SCHEDULES OF DISBURSEMENTS AS SUBMITTED;
3. **Report on Investments/Ratification of Investment Activity:** THE BOARD RATIFIED AND APPROVED THE SCHEDULE OF INVESTMENTS;
4. **General Manager's Report:** THE BOARD RECEIVED AND FILED THE GENERAL MANAGER'S REPORT;
5. **Financial Statements:** THE BOARD RECEIVED AND FILED THE FINANCIAL STATEMENTS;
6. **Wholesale and Retail Water Usage Report October 2021:** THE BOARD RECEIVED AND FILED THE WHOLESALE AND RETAIL WATER USAGE REPORT;

**7. WaterSmart Grant Resolution:** THE BOARD APPROVED RESOLUTION NO. 916 SUPPORTING THE DISTRICT'S WATERSMART GRANT APPLICATION;

**8. Newport Reservoir Notice of Exemption:** THE BOARD DETERMINED THAT THE PROJECT PROJECT IS CATEGORICALLY EXEMPT; APPROVED THE PROJECT; AND AUTHORIZED THE POSTING OF THE NOTICE OF EXEMPTION;

**9. Water Infrastructure Act of 2022:** THE BOARD APPROVED RESOLUTION NO. 917 SUPPORTING THE 2022 WATER INFRASTRUCTURE FUNDING ACT; and

**10. PFAS Legislation Support:** THE BOARD APPROVED RESOLUTION NO. 918 AND AUTHORIZED STAFF TO SUBMIT LETTERS TO OUR ELECTED OFFICIALS.

**Matters for Consideration.**

**11. ID1 CRA Project No. 1 Construction Management Services.** General Manager Youngblood introduced the item and Butier Engineering, thereafter turning the presentation over the Engineering Manager Jeff Smyth. Mr. Smyth provided an overview of Butier Engineering and their relationship with the City of Tustin. Director BELL indicated the Engineering and Operations Committee support of the contract.

**ACTION TAKEN:** On motion by BELL, seconded by DULEBOHN, the Board by unanimous roll-call vote approved the award of a contract in the amount of \$170,840 to Butier Engineering for construction management and inspection services for the ID1 CRA Project No. 1.

**12. Director Compensation Ordinance.** General Manager Youngblood introduced the item in terms of Director Compensation that has not changed since 2007. Mr. Youngblood provided an overview of the survey he took on surrounding agencies relative to Director compensation. Mr. Youngblood put together a resolution based on the language he found in his survey. Mr. Youngblood indicated that the \$195 per meeting was arbitrary for discussion purposes, but the maximum rate would be \$212 per meeting. Mr. Youngblood discussed the provisions in the draft Ordinance.

Director SEARS discussed proposed changes he had to the proposed Ordinance. Director BELL expressed a desire for Urban Water Institute Board meeting to be listed. The Board thereafter discussed the ordinance and provisions. Vice-President DULEBOHN indicated his view that it is a bad time to change the rate. The Board discussed potential rates and meeting caps. The Board discussed a consensus to see a revised Ordinance returned to the Board for formal consideration with a rate of \$175 per meeting, with a maximum of 10 meetings per month, with language modifications consistent with the Board's discussion.

**ACTION TAKEN:** No formal action taken.



**Miscellaneous Items.**

**13. Directors' reports on meetings attended at District expense (Government Code Section 53232.3) and Directors' comments.** The Directors reported attendance as set forth in the agenda, as follows:

**President DAVERT**

10/8 EOCWD Strategic Plan One-On-One Meeting with Ed Means\*\*  
10/13 OC LAFCO Commission Meeting\*\*  
10/15 13th Annual OC Water Summit\*\*  
10/21 EOCWD Regular Board Meeting\*\*

**Vice President DULEBOHN**

10/7 EOCWD Strategic Plan One-On-One Meeting with Ed Means\*  
10/14 Engineering & Operations Committee\*  
10/15 13th Annual OC Water Summit\*  
10/21 EOCWD Regular Board Meeting\*

**Director BELL**

10/6 MWDOC Workshop Board Meeting  
10/7 EOCWD Strategic Plan One-On-One Meeting with Ed Means\*  
10/14 EOCWD Engineering & Operations Committee\*  
10/15 13th Annual OC Water Summit\*  
10/21 EOCWD Regular Board Meeting\*

**Director MURDOCH**

10/8 EOCWD Strategic Plan One-On-One Meeting with Ed Means\*  
10/15 13th Annual OC Water Summit\*\*  
10/21 EOCWD Regular Board Meeting\*  
10/29 ACWA State Legislative Committee Meeting\*\*

**Director SEARS**

10/1 Water Advisory Committee of Orange County (WACO) Meeting\*  
10/7 Foothill Communities Association Meeting\*  
10/7 EOCWD Strategic Plan One-On-One Meeting with Ed Means\*  
10/12 North Tustin Fire Safe Council Meeting  
10/15 13th Annual OC Water Summit\*  
10/21 EOCWD Regular Board Meeting\*

\*Meetings attended at District expense.

\*\*Declines Payment for meetings attended at District expense

Director SEARS added that he attended the Tustin Community Foundation Annual Mayor's Breakfast at Salvation Army, and that EOCWD was mentioned when he was introduced. Director BELL indicated he attended the OCWD meeting, and inquired if well contract was approved. Mr. Youngblood confirmed it was approved.



**Adjournment.**

The Board adjourned the meeting at 6:29 p.m. to the next Regular Meeting of the Board of Directors on **Thursday, December 16, 2021**, at 5:00 p.m., both held on-line pursuant to Government Code Section 54953(e) and, as applicable, in the offices of the East Orange County Water District, 185 N. McPherson Road, Orange, California.

Respectfully submitted,



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Jeffrey A. Hoskinson