

**AGENDA
IRVINE RANCH WATER DISTRICT
BOARD OF DIRECTORS
REGULAR MEETING**

August 12, 2019

PLEDGE OF ALLEGIANCE

CALL TO ORDER

5:00 p.m., Board Room, District Office
15600 Sand Canyon Avenue, Irvine, California

ROLL CALL

Directors Reinhart, Matheis, Swan, and Withers and President LaMar

NOTICE

If you wish to address the Board on any item, including Consent Calendar items, please file your name with the Secretary. Forms are provided on the lobby table. Remarks are limited to three minutes per speaker on each subject. Consent Calendar items will be acted upon by one motion, without discussion, unless a request is made for specific items to be removed from the Calendar for separate action.

COMMUNICATIONS TO THE BOARD

1. A. Written:

B. Oral:

2. **ITEMS RECEIVED TOO LATE TO BE AGENDIZED**

Recommendation: Determine the need to discuss and/or take immediate action on item(s).

PRESENTATIONS

Resolution No. 2019-26

3. **RESOLUTION OF COMMENDATION FOR STEVE MALLOY**

Recommendation: That the Board adopt a resolution commending Steve Malloy for over 40 years of dedicated service to the District.

Reso. No. 2019-

4. **IRWD HEADQUARTERS SUCCULENT GARDEN DESIGN AWARDS**

Victor Zamora, Tropical Plaza Nursery, will present awards that Tropical Plaza Nursery received from the California Landscape Contractors Association for its design and construction of the IRWD Headquarters Succulent Garden.

CONSENT CALENDAR

Resolution No. 2019-26

Items 5-12

5. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Mary Aileen Matheis, Douglas Reinhart, Steven LaMar and John Withers, as described.

6. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the July 22, 2019 Regular Board meeting be approved as presented.

7. ACWA COMMITTEE NOMINATIONS AND REGION 10 ELECTION FOR 2020-2021 TERM

Recommendation: That the Board authorize the District to submit the Association of California Water Agencies Committee Consideration form for Board and staff committee appointments for the 2020-2021 term, and that the Board support the candidates as selected by the ACWA Region 10 Nominating Committee and authorize the General Manager to sign the Region 10 Board Ballot for the 2020-2021 term.

8. 2019 LEGISLATIVE AND REGULATORY UPDATE

Recommendation: Receive and file.

9. RENEWAL OF GROUP MEDICAL, DENTAL, VISION, AND TERM LIFE INSURANCE FOR CALENDAR YEAR 2020

Recommendation: That the Board authorize staff to continue the District's health insurance coverage with CalPERS with changes in District and employee contribution rates as outlined in the exhibit provided, continue the District's dental insurance coverage with ACWA/JPIA with no change in premium rates, continue the District's vision insurance coverage with EyeMed with no change in premium rates, continue the District's Term Life and AD&D coverage with Reliance Standard with no change in premium rates, and offer voluntary Delta Dental and EyeMed buy-up plans for employee purchase for the calendar year 2020.

CONSENT CALENDAR - Continued

Items 5-12

10. SAND CANYON PROFESSIONAL CENTER PHASE II – PROFESSIONAL SERVICES VARIANCE NO. 5

Recommendation: That the Board authorize the General Manager to execute Professional Services Variance No. 5 in the amount of \$21,700 with Ware Malcomb for additional architectural services for Project No. 06210.

11. LAGUNA CANYON ROAD AND QUAIL HILL PARKWAY CATHODIC PROTECTION FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the Laguna Canyon Road and Quail Hill Parkway Cathodic Protection Projects 05016 and 10541, authorize the General Manager to file a Notice of Completion; and authorize the payment of the retention 35 days after the date of recording the Notice of Completion.

12. VAULT LIDS REPLACEMENT FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the Vault Lid Replacement Projects 06121, 06123 and 07116, authorize the General Manager to file a Notice of Completion, and authorize the payment of the retention 35 days after the date of recording the Notice of Completion.

ACTION CALENDAR

13. METER READING AND ELECTRONIC BILLING CONTRACT VARIANCES

Recommendation: That the Board authorize the General Manager to execute a variance to the agreement with Fiserv Solutions, LLC in the amount of \$197,000 for electronic billing services and to the Alexander's Contract Services agreement in the amount of \$394,000 for professional meter reading services.

14. 2019 WATER USE EFFICIENCY OUTREACH CAMPAIGN

Recommendation: That the Board authorize the General Manager to execute a Professional Services Agreement with Sukle Advertising & Design in the amount of \$214,500 for implementation of the 2019 water use efficiency campaign.

OTHER BUSINESS

Pursuant to Government Code Section 54954.2, members of the Board of Directors or staff may ask questions for clarification, make brief announcements, and make brief reports on his/her own activities. The Board or a Board member may provide a reference to staff or other resources for factual information, request staff to report back at a subsequent meeting concerning any matter, or direct staff to place a matter of business on a future agenda. Such matters may be brought up under the General Manager's Report or Directors' Comments.

15. General Manager's Report
16. Directors' Comments
17. Receive oral update(s) from District liaison(s) regarding communities within IRWD's service area and provide information on relevant community events.
18. Adjourn

Availability of agenda materials: Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the Irvine Ranch Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection in the District's office, 15600 Sand Canyon Avenue, Irvine, California ("District Office"). If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during, the meeting, they will be available at the entrance to the Board of Directors Room of the District Office. The Irvine Ranch Water District Board Room is wheelchair accessible. If you require any special disability-related accommodations (e.g., access to an amplified sound system, etc.), please contact the District Secretary at (949) 453-5300 during business hours at least seventy-two (72) hours prior to the scheduled meeting. This agenda can be obtained in alternative format upon written request to the District Secretary at least seventy-two (72) hours prior to the scheduled meeting.

August 12, 2019
Prepared and
submitted by: K. Burton
Approved by: Paul A. Cook



PRESENTATION

RESOLUTION COMMENDING STEVEN MALLOY FOR HIS
DEDICATED SERVICE TO THE IRVINE RANCH WATER DISTRICT

SUMMARY:

As Mr. Steve Malloy will be retiring from IRWD, staff will present a resolution at the meeting to commend him for over 40 years of dedicated service to the District.

FISCAL IMPACTS:

None.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

Not applicable.

RECOMMENDATION:

THAT THE BOARD ADOPT THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2019-

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT, ORANGE COUNTY,
CALIFORNIA COMMENDING MR. STEVEN MALLOY
FOR OVER 40 YEARS OF DEDICATED AND LOCAL SERVICE TO THE
IRVINE RANCH WATER DISTRICT

LIST OF EXHIBITS:

Exhibit "A" – Resolution

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EXHIBIT "A"

RESOLUTION NO. 2019-26

RESOLUTION OF THE BOARD OF DIRECTORS
OF IRVINE RANCH WATER DISTRICT COMMENDING
STEVEN MALLOY FOR HIS DEDICATED AND
LOYAL SERVICE TO THE DISTRICT

WHEREAS, Steve began his career with the Irvine Ranch Water District on February 7, 1979 as an Assistant Engineer and was promoted to Associate Engineer in February 1981, to Engineer in February 1982, to Senior Engineer in August 1988, to Principal Engineer in August 1989, and to Engineering Manager in July 2019; and

WHEREAS, Steve, who is one of the longest-tenured employees at IRWD, has provided the District with over 40 years of dedicated, loyal, enthusiastic, and spirited service. He is especially known for his exceptional technical problem-solving capabilities and his ability to explain complex issues in a simple and understandable manner; and

WHEREAS, Steve has contributed tremendous value to planning studies, design, construction, and successful project startups and is recognized for leading the Capital Projects group for over 20 years, overseeing capital projects stretching from the Newport Coast to the foothill communities and consistently enforcing District standards and ensuring high quality facilities; and

WHEREAS, Steve has been an important team player in nearly every domestic water, recycled water and sewage facility within IRWD including pump stations, lift stations, reservoirs, hundreds of miles of pipelines, the Dyer Road Wellfield, the Irvine Desalter Project, the Deep Aquifer Treatment System, the Michelson Water Recycling Plant Expansions, improvements to the Los Alisos Water Recycling Plant, and the Michelson Water Recycling Plant Biosolids and Energy Recovery Facilities; and

WHEREAS, Steve is recognized for his insightful planning, project management, and detailed construction management ability, thus enhancing the District's reputation within the local engineering and construction industry; and

WHEREAS, Steve dedicated himself to negotiating favorable outcomes for the District in agreements with other agencies and organizations; and

WHEREAS, Steve is recognized for mentoring past and current IRWD engineers and interns over the years, participating in the interviewing, selection and training processes, and providing leadership, guidance and instruction that positively affected their professional development; and

WHEREAS, Steve's professional affiliations include the American Membrane Technology Association, American Society of Civil Engineers and the Orange County Water Association, with special honors presented in 2007 when he was recognized by the Orange County branch of the American Society of Civil Engineers as Government Engineer of the Year; and

WHEREAS, Steve tirelessly participates in the multi-day “Bike MS” events and has helped raise awareness about multiple sclerosis at the District and within the water industry; and

WHEREAS, Steve has dedicated his life and career to serve the best interests of the District and the communities it serves; and

WHEREAS, all employees who know Steve will genuinely miss him.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Irvine Ranch Water District commends Steve for his long and loyal service, and his dedication that he has rendered to IRWD which stands as an example to all employees. On this occasion the Board extends the best wishes to Steve in his retirement.

SIGNED and APPROVED this 12th day of August 2019.

President, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

Secretary, IRVINE RANCH WATER DISTRICT

August 12, 2019
Prepared and
submitted by: K. Swan
Approved by: Paul A. Cook



CONSENT CALENDAR

RATIFY/APPROVE BOARD OF DIRECTORS'
ATTENDANCE AT MEETINGS AND EVENTS

SUMMARY:

Pursuant to Resolution 2006-29 adopted on August 28, 2006, approval of attendance of the following events and meetings are required by the Board of Directors.

Events/Meetings

Steven LaMar

| | |
|--------------|--|
| July 1 | Meetings with Orange County Legislators in Sacramento |
| July 18 | San Diego Water Authority Luncheon Presentation with State Officials |
| September 25 | Monthly Discussion of District Activities with the General Manager |

Mary Aileen Matheis

| | |
|---------------|--|
| August 21 | Orange County Water Association's Monthly Meeting & Luncheon, Irvine |
| August 22 | OC Forum's Future Cities—Essential Elements for Building & Maintaining a World-Class Quality of Life, Irvine |
| October 16-17 | 2019 ACWA Regulatory Summit, Sacramento |

Doug Reinhart

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|---------|--|
| July 19 | Southern California Water Coalition's Quarterly Meeting & Luncheon, Carlsbad |
|---------|--|

John Withers

| | |
|-----------|--|
| July 29 | Water Education Foundation Keynote Presentation, Long Beach |
| August 21 | Orange County Water Association's Monthly Meeting & Luncheon, Irvine |
| August 22 | OC Forum's Future Cities—Essential Elements for Building & Maintaining a World-Class Quality of Life, Irvine |

RECOMMENDATION:

THAT THE BOARD RATIFY/APPROVE THE MEETINGS AND EVENTS FOR STEVEN LAMAR, MARY AILEEN MATHEIS, DOUG REINHART, AND JOHN WITHERS AS DESCRIBED HEREIN.

LIST OF EXHIBITS:

None.

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August 12, 2019
Prepared and
submitted by: L. Bonkowski
Approved by: Paul A. Cook



CONSENT CALENDAR

MINUTES OF BOARD MEETING

SUMMARY:

Provided are the minutes of the July 22, 2019 Regular Board meeting for approval.

FISCAL IMPACTS:

None.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

Not applicable.

RECOMMENDATION:

THAT THE MINUTES OF THE JULY 22, 2019 REGULAR BOARD MEETING BE APPROVED AS PRESENTED.

LIST OF EXHIBITS:

Exhibit "A" – July 22, 2019 Minutes of Regular Board Meeting

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EXHIBIT "A"

MINUTES OF REGULAR MEETING – JULY 22, 2019

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 July 22, 2019 in the District office, 15600 Sand Canyon Avenue, Irvine, California.

Directors Present: Reinhart, Matheis, Withers and LaMar.

Directors Absent: Swan.

Also Present: General Manager Cook, Executive Director of Finance and Administration Clary, Executive Director of Technical Services Burton, Executive Director of Water Policy Weghorst, Executive Director of Operations Chambers, Director of Public Affairs Beeman, Director of Human Resources Roney, General Counsel Collins, Director of Water Operations Zepeda, Director of Water Quality and Regulatory Compliance Colston, Director of Water Operations Roberts, Director of Treasury and Risk Management Jacobson, Director of Water Resources Sanchez, Director of Maintenance Mykitta, Government Relations Officer/Deputy General Counsel Compton, Secretary Bonkowski, and members of staff and the public.

WRITTEN COMMUNICATIONS: None.

ORAL COMMUNICATIONS: None.

ITEMS TOO LATE TO BE AGENDIZED: None.

PUBLIC HEARING

SEWER CHARGES IN THE IRWD NEWPORT NORTH AREA

President LaMar declared it to be the time and place for the hearing on the sewer charge report for the Newport North area, and declared the hearing open. He asked the Secretary to report the manner by which the Notice of Hearing was given.

Secretary Bonkowski said that the report was filed with the Secretary on July 5, 2019, and notice of this hearing was published in the Newport Beach-Costa Mesa Daily Pilot on July 6 and July 13, 2019, and posted in the District office on July 5, 2019. She then presented an Affidavit of Posting and the Proof of Publication for the Board to receive and file.

On MOTION by Matheis, seconded by Reinhart, THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY WAS RECEIVED AND FILED.

President LaMar asked the Secretary whether there have been any written communications. Secretary Bonkowski said that there was none.

President LaMar asked legal counsel to describe the nature of the proceeding.

PUBLIC HEARING (CONTINUED)

Legal Counsel Collins said that a public hearing on the sewer charges report is an annual requirement of the Health and Safety Code, Section 5473, in order to collect the sewer charges on the tax roll, and this hearing provides the public an opportunity to comment as well as protest or correct the report.

President LaMar asked whether there was anyone present who wished to address the Board concerning the proposed collection of sewer charges on the tax roll. There was no one who wished to be heard.

President LaMar asked whether there are any comments or questions from members of the Board of Directors. There were none. He then asked for a motion to close the hearing. On MOTION by Matheis, seconded and unanimously carried, **THE HEARING WAS CLOSED AND THE FOLLOWING RESOLUTION WAS ADOPTED BY TITLE:**

RESOLUTION NO. 2019-24

**RESOLUTION OF THE BOARD OF DIRECTORS
OF IRVINE RANCH WATER DISTRICT ADOPTING THE
SEWER CHARGE REPORT AND AUTHORIZING COLLECTION OF SEWER CHARGES
ON THE TAX ROLL FOR THE IRWD NEWPORT NORTH AREA**

CONSENT CALENDAR

Director Reinhart asked that Item No. 8, 2019 LEGISLATIVE AND REGULATORY UPDATE, be placed on the Action Calendar for discussion. There being no objection, this item was moved accordingly. On MOTION by Matheis, seconded and unanimously carried, **CONSENT CALENDAR ITEMS 4 THROUGH 7 AND 9 THROUGH 12 WERE APPROVED AS FOLLOWS:**

4. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Steve LaMar, Mary Aileen Matheis, Doug Reinhart, Peer Swan, and John Withers, as described.

5. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the July 8, 2019 Regular Board meeting be approved as presented.

6. MAY 2019 TREASURY REPORTS

Recommendation: That the Board receive and file the Treasurer's Investment Summary Report, the Summary of Fixed and Variable Rate Debt, and Disclosure Report of Reimbursements to Board members and staff; approve the June 2019 Summary of Payroll ACH payments in the total amount of \$2,014,590 and approve the June 2019 accounts payable Disbursement Summary of warrants 399226 through 400140, Workers' Compensation distributions, wire transfers, payroll withholding distributions and voided checks in the total amount of \$18,886,468.

CONSENT CALENDAR

7. IRVINE RANCH WATER DISTRICT STRATEGIC MEASURES DASHBOARD

Recommendation: Receive and file.

9. 2018-19 ORANGE COUNTY GRAND JURY REPORT RESPONSE TO “RE-OPENING TO IRVINE LAKE – A WIN-WIN FOR TAXPAYERS AND OUTDOOR ENTHUSIASTS”

Recommendation: That the Board authorize the General Manager to provide the Presiding Judge of the Superior Court with the proposed response to Finding F4, Finding F5, Finding F6, Recommendation R4, and Recommendation R5 of the 2018-2019 Orange County Grand Jury report entitled “*Re-Opening Irvine Lake – A Win-Win for Taxpayers and Outdoor Enthusiasts.*”

10. IRWD 2019 PROJECT MANUAL

Recommendation: That the Board adopt the following resolution by title subject to non-substantive changes:

RESOLUTION NO. 2019 -25

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT RESCINDING
RESOLUTION NO. 2015-6 AND REVISING STANDARD FORM
CONSTRUCTION CONTRACT DOCUMENTS

11. 2019 VAULT LID REPLACEMENT CONSULTANT SELECTION

Recommendation: That the Board authorize the General Manager to execute a Professional Services Agreement in the amount \$137,867 with RCE Consultants to provide engineering services for the 2019 Vault Rehabilitation, Project 10542.

12. FIRST AMENDMENT OF AMENDED AND RESTATED ENERGY MANAGEMENT SERVICES AGREEMENT WITH HYBRID-ELECTRIC

Recommendation: That the Board authorize the General Manager to execute the First Amendment of Amended and Restated Energy Management Services Agreement (DRES Portfolio B) with Hybrid-Electric Building Technologies West Los Angeles 1, LLC, (as assignee of Hybrid-Electric Building Technologies West Los Angeles 2, LLC, a Delaware Limited Liability Company.)

ACTION CALENDAR

2019 LEGISLATIVE AND REGULATORY UPDATE

Director Reinhart asked that key bills be summarized to include IRWD goals and what is to be achieved from these bills. President LaMar suggested that these updates be included in the General Manager’s Weekly Report to the Board. There being no further discussion, on MOTION by Matheis, seconded by Withers and unanimously carried, THE BOARD ADOPTED A “WATCH” POSITION ON AB 217 (GARCIA).

ACTION CALENDAR (CONTINUED)

CONSTRUCTION INSPECTION SERVICES AGREEMENT

General Manager Cook reported that the current construction inspection workload for capital, development and operational improvement projects continues to exceed a level that can be supported by the District's inspection staff of eight staff inspectors and five consultant inspectors who are currently responsible for inspection, field coordination, documentation and record drawing preparation for over 530 projects throughout the District. He said that based on currently active and upcoming construction projects planned by the major developers including Irvine Company, FivePoint Communities, Lennar and the City of Tustin, staff anticipates the need for continued consultant field inspection support for a period of up to two years.

Mr. Cook said that NV5 is currently providing two experienced inspectors under its contract who have worked well within the District's inspection group and have demonstrated the ability to inspect and coordinate multiple projects simultaneously. As funds for the current agreement with NV5 will be expended by August 2019, staff requests a new Professional Services Agreement for continued inspection services.

On MOTION by Reinhart, seconded by Matheis, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH NV5 IN THE AMOUNT OF \$1,332,800 FOR CONSTRUCTION INSPECTION SERVICES FOR TWO INSPECTORS FOR A TWO-YEAR PERIOD.**

2019 SHORT-TERM WATER EXCHANGE PROGRAM WITH CENTRAL COAST WATER AUTHORITY

Using a PowerPoint presentation, Ms. Natalie Palacio highlighted the agreement terms with Carpinteria Valley Water District (CVWD) through the Central Coast Water Authority including: 1) a 2-for-1 exchange of 700 acre-feet of State Water Project water from Carpinteria Valley Water District (CVWD); 2) delivery prior to the end of 2019; 3) CVWD's share would be returned by the sixth year; 4) losses and variable would be shared equally; and 5) that the recharge and recovery priorities would be coordinated with other IRWD water banking programs. She further reviewed the projected deliveries to IRWD's water bank, and reviewed the annual recharge capacities.

Director Reinhart reported that this item was reviewed and approved by the Supply Reliability Programs Committee on November 15, 2018. On MOTION by Reinhart, seconded by Matheis and unanimously carried, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE THE LETTER AGREEMENT FOR A 2019 SHORT-TERM WATER EXCHANGE PROGRAM WITH CENTRAL COAST WATER AUTHORITY SUBJECT TO SUBSTANTIVE CHANGES APPROVED BY THE SUPPLY RELIABILITY PROGRAMS COMMITTEE AND SPECIAL LEGAL COUNSEL.**

ACTION CALENDAR (CONTINUED)

SYPHON RESERVOIR IMPROVEMENTS PROJECT GEOTECHNICAL INVESTIGATION SERVICES CONSULTANT SELECTION

Executive Director of Technical Services Burton reported that the proposed geotechnical investigation will provide for a comprehensive site characterization program to adequately document and characterize the geologic and geotechnical conditions at the site. Mr. Burton said that the proposed investigation will evaluate the dam foundation and abutments to determine the appropriate excavation depths and requirements for dam seepage control measures, evaluate the characteristics of potential dam construction materials that could be extracted from borrow areas on the project site, and verify the location and historical activity of the previously documented inactive Center Valley Fault that is believed to be located at or near the reservoir site.

Mr. Burton said to accomplish these goals, the work will involve a combination of exploratory test pits, soil borings, and geophysical surveys to characterize the subsurface conditions of the soil at each exploratory location. Prior to the start of these activities, the reservoir will be drained to allow the reservoir bottom to dry out so that the borings, test pits, and trenches can be implemented more easily. The exploration locations were selected based on the location of the proposed reservoir improvements, access considerations, and the desire to avoid environmentally sensitive areas. The results of the investigation will inform the ongoing environmental documentation process and the future final design phase of the proposed Syphon Reservoir Improvement project.

Mr. Burton said that staff received proposals from AECOM Technical Services, GEI Consultants, the team of GeoPentech/NMG Geotechnical, and the team of Kleinfelder/Stantec, and that each firm presented unique project approaches and creative engineering solutions for achieving the project objectives, but AECOM's approach to completing the project exceeded that presented by the other firms. AECOM outlined a focused and detailed work plan for completing the geotechnical investigation and presented an innovative approach to sequencing the investigation to ensure completion within the project schedule constraints. AECOM also established a superior depth and knowledge of managing and implementing complex geotechnical investigations for reservoir projects.

Mr. Burton said that the Syphon Reservoir Improvements, Project 03808, is included in the FY 2019-20 Capital Budget as a flagged project, and that staff is requesting an additional Expenditure Authorization in the amount of \$2,500,000 to fund the geotechnical investigative work.

Director Reinhart said that this item was reviewed and approved by the Engineering and Operations Committee on July 16, 2019. Following discussion, on MOTION by Reinhart, seconded by Matheis, and unanimously carried, **THE BOARD APPROVED AN EXPENDITURE AUTHORIZATION IN THE AMOUNT OF \$2,500,000 AND AUTHORIZED THE GENERAL MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. IN THE AMOUNT OF \$2,388,838 FOR GEOTECHNICAL INVESTIGATION SERVICES FOR THE SYPHON RESERVOIR IMPROVEMENTS, PROJECT 03808.**

ACTION CALENDAR (CONTINUED)

JOINT POWERS AUTHORITY AGREEMENT FOR THE KERN FAN GROUNDWATER STORAGE PROJECT

Using a PowerPoint presentation, Director of Water Resources Sanchez reported that the California Water Commission administers Proposition 1 Water Quality, Supply and Infrastructure Project grant funding and dedicated \$2.6 billion in funding for eligible water storage projects providing public benefit which funds a maximum of 50% of capital costs.

Ms. Sanchez reviewed the Kern Fan Groundwater Storage Project highlights, which include: 1) new conveyance from the California aqueduct; 2) 1,050 acres of recharge basins; 3) 12 recovery wells; 4) storage of water otherwise lost to the ocean; and 5) improving flexibility in operation of the State's water system. She then reviewed the key agreement provisions which include: 1) a 30-year term or as required by grant conditions; 2) Rosedale Rio Bravo Storage District (Rosedale) to operate, maintain and repair Kern Fan Project facilities; 3) grant funding will be applied to eligible capital costs with other costs equally funded by IRWD and Rosedale; 4) 100,000 acre-feet per year of recharge capacity, 50,000 acre-feet of recovery capacity and up to 500 cfs of conveyance; 5) 100,000 acre-feet of water storage capacity will be allocated to the Water Storage Investment Program's ecosystem account; 6) first priority access to own respective capacity with second priority access to each other's unused capacity; 7) IRWD and Rosedale to equally fund acquisition and recharge of unallocated State Water Project Article 21 water when available until ecosystem account is full; 8) once the ecosystem account is full, IRWD and Rosedale may fill their accounts with other available water; 9) Kern River Flood water deliveries; 10) governance authority; 11) disposition of property; and 12) indemnification.

Director Reinhart said that this item was reviewed with the Supply Reliability Programs Committee at multiple meetings, most recently on July 18, 2019, and thanked Director Matheis for attending in Director Swan's absence. Following discussion, on MOTION by Reinhart, seconded by Matheis and unanimously carried, **THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE THE JOINT POWERS AGREEMENT BETWEEN ROSEDALE-RIO BRAVO WATER STORAGE DISTRICT AND IRVINE RANCH WATER DISTRICT CREATING THE KERN FAN JOINT POWERS AUTHORITY TO DEVELOP AND ADMINISTER A KERN FAN GROUNDWATER STORAGE PROJECT SUBJECT TO NON-SUBSTANTIVE CHANGES AND THE GENERAL MANAGER'S DETERMINATION THAT REASONABLE ASSURANCES ARE IN PLACE THAT NECESSARY AGREEMENTS WITH THE STATE OF CALIFORNIA RELATED TO THE KERN FAN PROJECT ARE FEASIBLE.**

GENERAL MANAGER'S REPORT

General Manager Cook reported that staff will be participating with OCWD on a planning study on the PFAS issue. Additionally, he said that this item will be discussed at the August 8, 2019, Strategic Planning Workshop.

DIRECTORS' COMMENTS

Director Reinhart made a correction on his meetings noting that he did attend the July 3, 2019 OCWD Board meeting. He further reported that he attended an OCWD Water Issues Meeting, a MWDOC Administration and Finance Committee meeting, a WACO monthly meeting, a MWDOC Board meeting and a Southern California Water Coalition Quarterly lunch meeting in Carlsbad.

Director Withers reported that he will be attending an OCSD Board meeting this Wednesday as well as an OCSD Centrifuge Facility Ribbon Cutting this Saturday.

Director Matheis reported on her attendance at an IRWD briefing with Councilmember Farrah Khan and her staff, and a community leaders briefing this morning with Congressman Harley Rouda.

Director LaMar reported on his attendance at ACWA's first resiliency workshop, an ACWA Steering Committee meeting, a San Diego Water Authority luncheon meeting, and a Southern California Wafer Coalition Board and lunch meeting.

COMMUNITY UPDATES: None.

ADJOURNMENT

President LaMar adjourned in the Board meeting in memory of Mr. Irv Pickler, a past City of Anaheim council member, past OCWD Board member, and a decorated World War II veteran.

APPROVED and SIGNED this 12th day of August, 2019.

President, IRVINE RANCH WATER DISTRICT

Secretary IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

Claire Hervey Collins, Legal Counsel
Lewis Brisbois

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August 12, 2019
Prepared and
submitted by: C. Compton
Approved by: Paul A. Cook



CONSENT CALENDAR

ACWA COMMITTEE NOMINATIONS AND REGION 10 ELECTION
FOR THE 2020-2021 TERM

SUMMARY:

IRWD is an active participant in the Association of California Water Agencies (ACWA) with a high level of participation in various ACWA standing committees. ACWA is now accepting committee nominees for the 2020-2021 term. The Board and staff have confirmed their interest in participating on ACWA committees during the 2020-2021 term. Following the Board's approval, staff will submit the completed Committee Consideration Form to ACWA prior to the September 30, 2019, deadline.

In addition, ACWA is holding elections for its Region 10 officers and Board members for the 2020-2021 term. The Region 10 Board represents and serves the ACWA members of Orange and San Diego Counties. Staff, after discussing the election with the Water Resources and Policy Committee, recommends that the Board support the candidates as selected by the ACWA Region 10 Nominating Committee and authorize the General Manager to sign the Region 10 Board Ballot for the 2020-2021 term.

BACKGROUND:

ACWA Committee Nomination Process:

IRWD has received information from ACWA requesting committee appointment nominations for its standing committees for the 2020-2021 term. A copy of the information is attached as Exhibit "A".

Below are current IRWD representatives serving on ACWA committees:

| ACWA Committee/Subcommittee | Current IRWD Participant: |
|------------------------------------|----------------------------------|
| Agriculture Committee | None. |
| Business Development Committee | None. |
| Communications Committee | Beth Beeman |
| Energy Committee | Peer Swan |
| Federal Affairs Committee | None. |
| Finance Committee | Cheryl Clary |
| Groundwater Committee | Doug Reinhart |

| | |
|-----------------------------|---------------------|
| Legal Affairs Committee | Mary Aileen Matheis |
| Local Government Committee | None. |
| Membership Committee | None. |
| State Legislative Committee | None. |
| Water Management Committee | None. |
| Water Quality Committee | Lars Oldewage |

Attached as Exhibit “B” is a nomination consideration form with potential IRWD nominees for the 2020-2021 term. Staff recommends that IRWD submit the Committee Consideration Form to ACWA signed by the General Manager prior to the September 30, 2019, deadline.

ACWA Region 10 Election:

Every two years ACWA holds elections for each of its Region Boards. The Region 10 Nominating Committee has recommended a slate of candidates for the 2020-2021 Region 10 officers and Board members and ACWA is now in the process of holding the election for these positions. Region 10’s rules and regulations require that:

- The Region 10 Chair and Vice Chair be from different counties;
- At least one of the Chair or Vice Chair positions be an elected/appointed director from a member agency; and
- Region 10 Board membership alternates every two years with three region Board members from one county and two from the other. The county from which the Chair comes from shall have two region Board members and the county from which the Vice Chair comes from shall have three region Board members.

During the 2020-2021 term, the Chair and two region Board members shall be from San Diego County, and the Vice Chair and three region Board members from Orange County.

The Nomination Committee has recommended the following slate:

Chair: DeAna Verbeke, Board Member, Helix Water District

Vice Chair: Cathy Green, Director, Orange County Water District

Board Members:

- Jim Atkinson, Director, Mesa Water District
- Chuck T. Gibson, Board Member, Santa Margarita Water District
- Betty Evans, Director/Vice President, Vallecitos Water District
- Shauna Lorange, Department Director, City of San Diego Public Utilities
- George Murdoch, Director, East Orange County Water District

Individual Board candidates may also be selected on the Region 10 Board Ballot, which is provided in Exhibit “C”.

After discussing this matter with the Water Resources Policy and Communications Committee on August 1, 2019, staff recommends the Board support the slate of candidates as selected by the ACWA Region 10 Nominating Committee and authorize the General Manager to sign the Region 10 Board Ballot for the 2020-2021 term. Each member agency’s ballot must be received by September 30, 2019, if it is to be counted.

FISCAL IMPACTS:

The District will be responsible for all costs associated with representative participation on ACWA committees.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Water Resources Policy and Communications Committee on August 1, 2019.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE THE DISTRICT TO SUBMIT THE ASSOCIATION OF CALIFORNIA WATER AGENCIES COMMITTEE CONSIDERATION FORM FOR BOARD AND STAFF COMMITTEE APPOINTMENTS FOR THE 2020-2021 TERM, AND THAT THE BOARD SUPPORT THE CANDIDATES AS SELECTED BY THE ACWA REGION 10 NOMINATING COMMITTEE AND AUTHORIZE THE GENERAL MANAGER TO SIGN THE REGION 10 BOARD BALLOT FOR THE 2020-2021 TERM.

LIST OF EXHIBITS:

- Exhibit “A” – ACWA Committee Appointment Nominations Information
- Exhibit “B” – ACWA Committee Consideration Form
- Exhibit “C” – ACWA Region 10 Election Ballot

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2019 ACWA Committee Appointment Process Timeline 2020-2021 Term

- July 17:** **COMMITTEE CONSIDERATION FORMS EMAILED**
- Email Agency General Managers and Board Presidents:
 - List of agency staff and directors who currently serve on an ACWA Committee
 - Committee Composition
 - Committee Consideration Form
 - 2020-2021 Committee Timeline
- July 24:** **EMAIL NOTIFICATION TO CURRENT COMMITTEE MEMBERS**
- Current committee members notified that committee process has began
 - All current committee members **MUST** submit a Committee Consideration Form to be considered for reappointment
- September 30:** **COMPLETED CONSIDERATION FORM DEADLINE**
- All committee consideration forms **due by September 30**
 - Any consideration forms submitted after September 30 will be added to the waiting list and considered after ACWA President makes the initial committee appointments for the term
- October 25:** **ACWA REGION CHAIR AND VICE CHAIR CONFERENCE CALL**
- ACWA staff will hold a conference call with newly elected Region Chair and Vice Chairs to review 2020-2021 Committee recommendation process
 - Consideration forms compiled and submitted to incoming Region Chair and Vice Chair
- November 15:** **CHAIR AND VICE CHAIRS RECOMMENDATION DEADLINE**
- No Region recommendations will be accepted after November 15
- December 5:** **RECOMMENDATIONS GIVEN TO ACWA PRESIDENT**
- Incoming ACWA President will receive Region Chair and Vice Chairs recommendations along with all consideration forms at ACWA Fall Conference
- December 16:** **ACWA PRESIDENT APPOINTS MEMBERS OF COMMITTEES**
- Incoming ACWA President submits all appointments to ACWA Staff
- December 31:** **ACWA WILL NOTIFY COMMITTEE MEMBERS OF APPOINTMENTS**
- Letters emailed to members who have been appointed to serve on a committee for the 2020-2021 term
 - Letters emailed notifying those who were not appointed to a committee

ACWA COMMITTEE COMPOSITION

COMMITTEE

LIAISON

Agriculture Committee – Standing/Unlimited

Meetings: 2-3 times a year

The Agriculture Committee makes recommendations to the Board of Directors, State Legislative Committee, Federal Affairs Committee or other committees, as appropriate, regarding agricultural issues affecting the interests of ACWA and its members. This newly-formed committee is currently being assembled.

Adam Borchard
Regulatory Advocate
adamb@acwa.com

Business Development Committee – Standing/Unlimited

Meetings: 2 times a year

The Business Development Committee develops and recommends to the Board of Directors programs and activities to be provided or administered by the association that generate non-dues revenue and provide a service or benefit to association members.

Paula Currie
Director of Business
Development & Events
paulac@acwa.com

Communications Committee – Standing/Limited (40 maximum)

Meetings: 4 times a year

The Communications Committee develops and recommends to the Board of Directors and ACWA staff regarding communications and public affairs programs. The committee promotes sound public information and education programs and practices among member agencies. It prepares and distributes materials for use by member agencies in their local outreach efforts. It also provides input and guidance to ACWA's Communications Department.

Heather Engel
Director of
Communications
heathere@acwa.com

Energy Committee – Standing/Unlimited

Meetings: 2 times a year

The Energy Committee recommends policies and program to the Board of Directors, the State Legislative Committee and the Federal Affairs Committee as appropriate.

Chelsea Haines
Regulatory Advocate II
chelseah@acwa.com

Federal Affairs Committee – Standing/Limited (5 Per Region)

Meetings: 2 times a year

The Federal Affairs Committee coordinates with other ACWA committees regarding input on federal issues before both Congress and the federal administrative branches.

David Reynolds
Director of Federal
Affairs
direyns@sso.org

Finance Committee – Standing/Limited (2 Per Region – 1 Region Chair or Vice Chair; 1 with financial experience)

Meetings: 4-5 times a year

The Finance Committee makes recommendations to the Board of Directors regarding annual budgets, investment strategies, annual audits and auditor selection, dues formula and schedule, and other financial matters.

Fili Gonzales
Director of Finance &
Business Services
filig@acwa.com

Groundwater Committee – Standing/Unlimited

Meetings: 4 times a year

The Groundwater Committee makes recommendations to the Board of Directors on groundwater policy issues. The committee also monitors state and federal regulations and legislation affecting the quality and management of groundwater, conducts studies and gathers data on groundwater issues, develops policies regarding groundwater management and coordinates with other committees on groundwater issues.

Dave Bolland
Director of State
Regulatory Relations
daveb@acwa.com

Legal Affairs Committee – Standing/Limited (45 Maximum)

Meetings: 2-3 times a year

The Legal Affairs Committee acts on requests for assistance on legal matters of significance to ACWA member agencies. It also reviews proposed ACWA bylaw revisions and works with staff to produce publications to assist member agencies in complying with state and federal laws. The committee files amicus curiae filing on important cases, comments on proposed regulations and guidelines of state agencies such as the Fair Political Practices Commission and monitors and engages in water rights waters of interest to member agencies.

**The committee shall be composed of between 34 and 44 attorneys, each of whom shall be, or act as, counsel for a member of the Association.*

Kris Anderson
Legislative Advocate I
krisa@acwa.com

Local Government Committee – Standing/Limited (3 Per Region)

Meetings: 4 times a year

The Local Government Committee makes recommendations to the Board of Directors and the State Legislative Committee on local government matters affecting water agencies, including planning issues, local government organization, and finance. The committee also gathers and disseminates information on the value of special districts, and shares information promoting excellence in local government service delivery.

Adam Quiñonez
*Director of State
Legislative Relations*
adamq@acwa.com

Membership Committee – Standing/unlimited

Meetings: 2 times a year

The Membership Committee makes recommendations to the Board of Directors regarding membership policies, eligibility and applications for membership. The committee assists staff in developing membership recruitment and retention programs and reviews and makes recommendations to the Finance Committee regarding an equitable dues structure.

Tiffany Giammona
*Director of Member
Outreach &
Engagement*
tiffanyg@acwa.com

State Legislative Committee – Standing/Limited (4 Per Region)

Meetings: 10-12 times a year

The State Legislative Committee reviews relevant introduced and amended legislation, and develop positions and provide recommendations to the Board of Directors on ballot measures and other major statewide policy issues. The committee also works with staff amendments to bills and provides director for staff on legislative matters.

Adam Quiñonez
*Director of State
Legislative Relations*
adamq@acwa.com

Water Management Committee – Standing/Limited (4 Per Region)

Meetings: 4 times a year

The Water Management Committee makes recommendations to the Board of Directors on policy and programs related to water management. The committee reviews and recommendation positions on legislation and regulations as requested by other committees. The committee also assists in gathering and disseminating information regarding agricultural and urban water management, water conservation and water use efficiency, development and use of water resources, wastewater treatment and water recycling and reuse.

Dave Bolland
*Director of State
Regulatory Relations*
daveb@acwa.com

Water Quality Committee – Standing/Unlimited

Meetings: 4 times a year

The Water Quality Committee makes recommendations to the Board of Directors, the State Legislative Committee and the Federal Affairs Committee on policy and program regarding water quality issues. The committee promotes cost-effective state and federal water quality regulations and provides a forum for members to work together to develop and present unified comments on water quality regulations. The committee also develops and recommends positions and testimony on water quality regulatory issues.

Adam Borchard
Regulatory Advocate
adamb@acwa.com

PLEASE PRINT LEGIBLY

| | |
|--|-------------------|
| Agency Name (DO NOT use acronyms or abbreviations) | Phone |
| Agency Address | City, State & Zip |

BELOW PLEASE LIST ALL THOSE INTERESTED IN BEING ON ACWA COMMITTEES FOR YOUR AGENCY. FOR ADDITIONAL RECOMMENDATIONS PLEASE FILL OUT ANOTHER FORM.

**If an individual is not an agency employee or director, please indicate company affiliation.*

| | | |
|----------------------|----------------------|----------------------|
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |

Signature (Agency/District General Manager or Board President signature required) Title Date

QUESTIONS?

Contact Business Services Specialist Petra Rice at petrar@acwa.com or (916) 441-4545

910 K Street, Suite 100
Sacramento, CA 95814
www.acwa.com

PLEASE PRINT LEGIBLY

| | |
|---|---------------------------------------|
| Agency Name (DO NOT use acronyms or abbreviations) Irvine Ranch Water District | Phone (949) 453-5338 |
| Agency Address 15600 Sand Canyon Ave. | City, State & Zip Irvine, CA 92618 |

BELOW PLEASE LIST ALL THOSE INTERESTED IN BEING ON ACWA COMMITTEES FOR YOUR AGENCY. FOR ADDITIONAL RECOMMENDATIONS PLEASE FILL OUT ANOTHER FORM.

**If an individual is not an agency employee or director, please indicate company affiliation.*

| | | |
|---|---|--------------------------------------|
| Name Doug Reinhart | Title/Company* Board Member | Email Address reinhart@irwd.com |
| Committee 1st Choice Groundwater Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Mary Aileen Matheis | Title/Company* Board Member | Email Address matheis@irwd.com |
| Committee 1st Choice Local Government Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Peer Swan | Title/Company* Board Member | Email Address pswan@ix.netcom.com |
| Committee 1st Choice Energy Committee | Committee 2nd Choice Water Management Committee | Committee 3rd Choice |
| Name Beth Beeman | Title/Company* Director of Public Affairs | Email Address beeman@irwd.com |
| Committee 1st Choice Communications Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Cheryl Clary | Title/Company* ED of Finance and Administration | Email Address |
| Committee 1st Choice Finance Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Christine Compton | Title/Company* Gov't Relations Officer/Deputy GC | Email Address compton@irwd.com |
| Committee 1st Choice State Legislative Committee | Committee 2nd Choice Federal Affairs Committee | Committee 3rd Choice |

Signature (Agency/District General Manager or Board President signature required) _____ Title _____ Date _____

QUESTIONS?

Contact Business Services Specialist Petra Rice
at petrar@acwa.com or (916) 441-4545

910 K Street, Suite 100
Sacramento, CA 95814
www.acwa.com

PLEASE PRINT LEGIBLY

| | |
|---|---------------------------------------|
| Agency Name (DO NOT use acronyms or abbreviations) Irvine Ranch Water District | Phone (949) 453-5338 |
| Agency Address 15600 Sand Canyon Ave. | City, State & Zip Irvine, CA 92618 |

BELOW PLEASE LIST ALL THOSE INTERESTED IN BEING ON ACWA COMMITTEES FOR YOUR AGENCY. FOR ADDITIONAL RECOMMENDATIONS PLEASE FILL OUT ANOTHER FORM.

**If an individual is not an agency employee or director, please indicate company affiliation.*

| | | |
|--|---|---|
| Name Fiona Sanchez | Title/Company* Director of Water Resources | Email Address sanchezf@irwd.com |
| Committee 1st Choice Water Management Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Jim Colston | Title/Company* Director of Water Quality | Email Address colston@irwd.com |
| Committee 1st Choice Water Quality Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name Claire Hervey Collins | Title/Company* Lewis Brisbois Bisgaard & Smith | Email Address claire.collins@lewisbrisbois.com |
| Committee 1st Choice Legal Affairs Committee | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |
| Name | Title/Company* | Email Address |
| Committee 1st Choice | Committee 2nd Choice | Committee 3rd Choice |

Signature (Agency/District General Manager or Board President signature required) _____ Title _____ Date _____

QUESTIONS?

Contact Business Services Specialist Petra Rice at petrar@acwa.com or (916) 441-4545

910 K Street, Suite 100
Sacramento, CA 95814
www.acwa.com

OFFICIAL

REGION 10 Board Ballot

CLEAR FORM



Association of California Water Agencies

Please return completed
ballot by September 30, 2019

E-mail: regionelections@acwa.com
Mail: ACWA
910 K Street, Suite 100
Sacramento, CA 95814

General Voting Instructions:

- 1 You may either vote for the slate recommended by the Region 10 Nominating Committee or vote for individual region board members (please note rules & regulations for specific qualifications). Mark the appropriate box to indicate your decision.
- 2 Complete your agency information. The authorized representative is determined by your agency in accordance with your agency's policies and procedures.

Region 10 Rules & Regulations:

The chair and vice chair shall be from different counties. The 2020-2021 Term shall consist of a Chair and 2 Board Members from San Diego County and a Vice Chair and 3 Board Members from Orange County. At least one of the chair or vice chair positions must be an elected/appointed director from a member agency.

1

Nominating Committee's Recommended Slate

- I concur with the Region 10 Nominating Committee's recommended slate below.

CHAIR: DeAna Verbeke, Board Member, Helix Water District (San Diego County)

VICE CHAIR: Cathy Green, Director, Orange County Water District (Orange County)

BOARD MEMBERS:

- **Jim Atkinson**, Director, Mesa Water District (Orange County)
- **Betty Evans**, Director/Vice President, Vallecitos Water District (San Diego County)
- **Charles T. Gibson**, Board Member, Santa Margarita Water District (Orange County)
- **Shauna Lorange**, Department Director, City of San Diego Public Utilities (San Diego County)
- **George Murdoch**, Director, East Orange County Water District (Orange County)

Individual Board Candidate Nominations

(See Rules & Regulations before selecting)

- I do not concur with the Region 10 Nominating Committee's recommended slate. I will vote for individual candidates below as indicated.

CANDIDATES FOR CHAIR: (CHOOSE ONE)

- Shauna Lorange**, Dept. Director, City of San Diego Public Utilities (San Diego County)
- DeAna Verbeke**, Board Member, Helix Water District (San Diego County)

CANDIDATES FOR VICE CHAIR: (CHOOSE ONE)

- Betty Evans**, Director/Vice President, Vallecitos Water District (San Diego County)
- Cathy Green**, Director, Orange County Water District (Orange County)
- Shauna Lorange**, Dept. Director, City of San Diego Public Utilities (San Diego County)

CANDIDATES FOR BOARD MEMBERS: (MAX OF 5 CHOICES)

- Jim Atkinson**, Director, Mesa Water District (Orange County)
- Betty Evans**, Director/Vice President, Vallecitos Water District (San Diego County)
- Charles T. Gibson**, Board Member, Santa Margarita Water District (Orange County)
- Cathy Green**, Director, Orange County Water District (Orange County)
- Hayden Hamilton**, Director, Rainbow Municipal Water District (San Diego County)
- Shauna Lorange**, Dept. Director, City of San Diego Public Utilities (San Diego County)
- Mark Monin**, Vice President, El Toro Water District (Orange County)
- George Murdoch**, Director, East Orange County Water District (Orange County)
- Peer Swan**, Board Director, Irvine Ranch Water District (Orange County)
- Richard L. Vasquez**, Vice President, Board of Directors, Division 2, Vista Irrigation District (San Diego County)
- DeAna Verbeke**, Board Member, Helix Water District (San Diego County)

2

AGENCY NAME

AUTHORIZED REPRESENTATIVE

DATE

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August 12, 2019
Prepared and
submitted by: C. Compton
Approved by: Paul A. Cook



CONSENT CALENDAR

2019 LEGISLATIVE AND REGULATORY UPDATE

SUMMARY:

This report provides an update on the 2019-2020 legislative session and IRWD priorities. As legislation and regulations develop, staff will provide updates and recommendations to the Water Resources Policy and Communications Committee and the Board, as appropriate.

Staff recommends that the Board receive and file the report.

BACKGROUND:

The California State Assembly and Senate will return from summer recess on August 12, 2019. With one month left in the first year of the 2019-2020 Regular Legislative Session after the Legislature returns, fiscal committees have until August 30 to meet and report bills to the floor. The last day for each house to pass bills in this year is September 13, which is the day the interim legislative recess begins. The Governor has until October 13 to sign or veto legislation passed by the Legislature this session. The 2019-2020 Regular Legislative Session will resume on January 6, 2020.

A copy of the 2019 Legislative Matrix is attached as Exhibit “A”. Exhibit “B” is the 2019 Legislative Update Report Links to Bill Texts, which contains links to the bills discussed below.

2019 State Legislative Update:

AB 1486 (Ting, D-San Francisco) – Surplus Land:

AB 1486 would revise the rules related to local agencies’ disposal of surplus land. Specifically, the bill would revise the definition of “surplus land” within the Government Code and would restrict local agencies’ ability to dispose of surplus land. Under AB 1486, prior to a local agency conducting negotiations to dispose of real property it owns, the local agency must issue a written notice of availability to low- and moderate-income housing providers. This means that prior to negotiating the sale of any property owned by a local agency, a local agency would need to offer the property for housing.

AB 1486 was a reintroduction of a bill Assemblymember Ting ran last year, but this bill has been amended several times as it has moved through the legislative process. A broad coalition of local agencies opposes this bill because it expands the lands which would be subject to the Surplus Land Act, limits the actions a local agency can take when negotiating to dispose of surplus land, and would levy a 50 percent penalty based on the sale price of any land sold in violation of the Surplus Land Act.

Of particular concern to IRWD and the coalition is the definition of “surplus land” and “use” contained in the bill. The bill currently defines surplus land as:

“[L]and owned in fee simple by any local agency for which the local agency’s governing body takes formal action in a regular public meeting declaring that the land is surplus and is not necessary for the agency’s use. Land shall be declared either “surplus land” or “exempt surplus land” before a local agency may take any action to dispose of it...Exclusive negotiating agreements or other agreements or contracts for land held in the Community Redevelopment Property Trust Fund shall be subject to this article. Nothing in this article shall be interpreted to require a local agency to dispose of land that is determined to be surplus. Nothing in this article prevents a local agency from obtaining fair market value for the sale or lease of the surplus land consistent with Section 54226.”

In conjunction with the “surplus land” definition, the bill defines agency use. The largest concern with the “use” definition currently included in the bill is that it excludes commercial uses or activities, including nongovernmental retail, entertainment, or office development, and property held or disposed of for the sole purpose of investment or generation of revenue.

Because the bill has the potential to impact IRWD’s investment and real property transactions, IRWD currently has an “oppose unless amended” position on AB 1486. Staff continues its work to obtain amendments to AB 1486, which will mitigation its impact on the District. Staff will provide an update on any new developments related to this bill.

2019 State Regulatory Update:

Staff continues to track, monitor, and engage in a number of regulations and State agency actions of interest to IRWD. As the next drafts of the regulations or reports are released for public review and comment, staff will engage, as appropriate. Staff will provide an oral update to the Committee on the developments related to regulations of interest to the District, including:

- California Water Plan Update 2018;
- Governor’s Executive Order on a Water Resiliency Portfolio;
- Implementation of the “Making Water Conservation a California Way of Life” Legislation;
- State Board Water Resources Control Board’s (State Board) Monthly Reporting Regulation; and
- State Board’s Water Loss Performance Standards Regulations.

FISCAL IMPACTS:

Not applicable.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Water Resources Policy and Communications Committee on August 1, 2019.

RECOMMENDATION:

RECEIVE AND FILE.

LIST OF EXHIBITS:

Exhibit "A" – IRWD Legislative Matrix

Exhibit "B" – 2019 Legislative Update Report Links to Bill Texts

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EXHIBIT "A"
IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|-----------------------------|--|--------------------------|---|--|
| AB 5 Gonzalez (D) | Independent Contractors | | States the intent of the Legislature to codify the decision in the case of Dynamex Operations West, Inc. v. Superior Court of Los Angeles and clarify its application. Provides that the factors of the ABC test be applied in order to determine the status of a worker as an employee or independent contractor for all provisions of the Labor Code and the Unemployment Insurance Code. | 07/11/2019 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| AB 11 Chiu (D) | Community Redevelopment Law | | Requires the Director of Finance to adjust the percentage of General Fund revenues appropriated for school districts and community college districts for computing the minimum amount of revenues that the state is required to appropriate for the support thereto in a manner that ensures that the division of taxes authorized by the Community Redevelopment Law have no net fiscal impact upon the total amount of the General Fund revenue and local property tax revenue allocated to such. | 04/24/2019 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS. |
| AB 38 Wood (D) | Fire Safety: Low-Cost Retrofits | | Requires the Natural Resources Agency to review the regional capacity of each county that contains a very high fire hazard severity zone to improve forest health, fire resilience, and safety. Requires the seller of any property located in a high fire hazard severity zone to provide a disclosure notice to the buyer relating to fire hardening improvements on the property. Establishes the Fire Hardened Homes Revolving Loan and Rebate Fund to pay for costs of fire hardening. | 07/09/2019 - From SENATE Committee on GOVERNMENTAL ORGANIZATION: Do pass to Committee on APPROPRIATIONS. |
| AB 59 Kalra (D) | Elections: Polling Places: University Campuses | | Directs a county elections official conducting an all-mailed ballot election to consider vote center location on a public or private university or college campus. Expands the definition of "public building" for purposes of that provision to include buildings owned or controlled by community college districts, the California State University, and the University of California, and it would also clarify that the University of California is encouraged, but not required, to comply with such a request. | 07/02/2019 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Do pass to Committee on APPROPRIATIONS. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|-------------------------------------|--|------------------|---|--|
| <u>AB 60</u> Friedman (D) | Water Conservation: Water Meters: Accuracy Standards | | Requires the State Energy Resources Conservation and Development Commission to adopt regulations setting standards for the accuracy of water meters. Prohibits any water meter manufactured on or after the effective date of those regulations from being sold or offered for sale in the state, or installed by a water purveyor, unless it is certified by the manufacturer to be in compliance with those standards. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 64</u> Fong (R) | State Project Audits | | Requires the California State Auditor to examine and audit a state contract involving the expenditure of public funds in excess of \$500,000,000 entered into by a state agency, board, commission, or department within one year of the date of final payment under the contract. | 04/04/2019 - To ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.;04/04/2019 - From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW with author's amendments.;04/04/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW. |
| <u>AB 68</u> Ting (D) | Land Use: Accessory Dwelling Units | WATCH | Requires ministerial approval of an application for a building permit within a residential or mixed use zone to create one accessory dwelling unit and one junior accessory dwelling unit per lot with a proposed or existing single family dwelling, a detached, new construction single story accessory dwelling unit, multiple accessory dwelling units, and not more than two accessory dwelling units on a lot, under certain conditions and requirements. | 07/10/2019 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 69</u> Ting (D) | Land Use: Accessory Dwelling Units | WATCH | Requires the department to propose small home building standards governing accessory dwelling units smaller than 800 square feet, junior accessory dwelling units, and detached dwelling units smaller than 800 square feet, as specified, and to submit the small | 07/01/2019 - In SENATE Committee on APPROPRIATIONS: To Suspense File. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|--------------------------------------|---------------------------------------|--------------------------|--|--|
| | | | home building standards to the California Building Standards Commission for adoption on or before a specified date. | |
| <u>AB 71</u> Melendez (R) | Independent Contractors and Employees | | Requires a determination of whether a person is an employee or an independent contractor to be based on a specific multifactor test, including whether the person to whom the service is rendered has the right to control the manner and means of accomplishing the result desired. | 02/25/2019 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;02/25/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT. |
| <u>AB 100</u> Budget Cmt | Drinking Water | WATCH | Establishes the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and the long terms. Authorizes the state board to provide for the deposit into the fund of federal contributions, voluntary contributions, gifts, grants, and bequests and would continuously appropriate the moneys in the fund to the state board for grants, loans, contracts, or services to assist eligible recipients. | 06/24/2019 - From SENATE Committee on BUDGET AND FISCAL REVIEW: Do pass.;06/24/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 134</u> Bloom (D) | Safe Drinking Water Restoration | WATCH | Requires each regional engineer to arrange for a prescribed comprehensive assessment of each failed water system in the region of the drinking water regional office to be completed. Requires the board, upon adoption of an assessment of funding need, to convey to each regional engineer a list of at-risk water systems in that region and additional information. Requires the board by a specified date of each year to review the assessment of funding need and to prioritize the public water systems. | 06/13/2019 - To SENATE Committees on ENVIRONMENTAL QUALITY and NATURAL RESOURCES AND WATER. |
| <u>AB 196</u> Gonzalez (D) | Paid Family Leave | | Revises the formula for determining benefits available pursuant to the family temporary disability insurance program for periods of disability by redefining the weekly benefit amount. | 06/06/2019 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|---|--|--------------------------|--|--|
| <u>AB 202</u> Mathis (R) | Endangered Species: Conservation: Safe Harbor Program | | Extends the operation of the California State Safe Harbor Agreement Program Act indefinitely, which encourages landowners to manage their lands voluntarily, by means of state safe harbor agreements approved by the Department of Fish and Wildlife, to benefit endangered, threatened, or candidate species. | 04/24/2019 - To SENATE Committee on NATURAL RESOURCES AND WATER. |
| <u>AB 217</u> Burke (D) | Income Taxation: Credits: Exclusions | WATCH | Allows a refundable young child tax credit against the taxes imposed under the Personal Income Tax Law, for each taxable year beginning on or after January 1, 2019, in an amount equal to \$1,176 multiplied by the earned income tax credit adjustment factor, not to exceed \$1,000 per each qualified taxpayer per taxable year. | 06/18/2019 - In ASSEMBLY. Read second time. To third reading. |
| <u>AB 223</u> Stone (D) | California Safe Drinking Water Act: Microplastics | | Requires the State Water Resources Control Board, to the extent possible, and where feasible and cost effective, to work with the State Department of Public Health in complying with requirements to adopt a standard methodology to be used in the testing of drinking water for microplastics and requirements for 4 years of testing and reporting of microplastics in drinking water. | 02/04/2019 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS. |
| <u>AB 254</u> Quirk-Silva (D) | Warewashing Machines: Water Reuse | | Authorizes water from a warewashing machine at a retail food business to be reused on the same warewashing machine, for prerinse purposes only, if an attendant is onsite to control the reuse of the water for prerinse purposes and a written disclosure notice is posted. | 07/09/2019 - In SENATE Committee on HEALTH: Not heard. |
| <u>AB 274</u> Mathis (R) | Water Treatment Facility: Grant | | Appropriates a specified sum to the state Water Resources Board for the purpose of water treatment. Requires the Board to grant a specified sum to a specified joint powers authority for a water treatment facility to be operated by a joint powers authority. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 292</u> Quirk (D) | Recycled Water: Raw Water and Groundwater Augmentation | SUPPORT | Eliminates the definition of direct potable reuse and instead substitutes the term groundwater augmentation for indirect potable reuse for groundwater recharge in definitions. Requires the State | 07/09/2019 - From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS. |

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| | | | Water Resources Control Board to adopt uniform water recycling criteria for raw water augmentation. | |
| <u>AB 305</u> Nazarian (D) | Public Facilities: Water Agencies: Rate Reduction Bonds | | Expands the definition of a publicly owned utility to include certain utilities furnishing wastewater service to a certain number of customers. Authorizes an authority to issue rate reduction bonds to finance or refinance water or wastewater utility projects. Eliminates specified duties of the Pollution Control Financing Authority under certain circumstances. | 07/02/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 314</u> Bonta (D) | Public Employment: Labor Relations: Release Time | | Prescribes requirements relating to release time that would apply to all of the public employers and employees subject to specified labor relations laws. Repeals the provisions relating to release time in those acts. Requires these public employers to grant a reasonable number of employee representatives of the exclusive representative reasonable time off without loss of compensation or other benefits for specified activities. | 07/08/2019 - In SENATE Committee on APPROPRIATIONS: To Suspend File. |
| <u>AB 322</u> Gallagher (R) | Political Reform Act: Online Filing System | | Requires a local government agency to post on its internet website a copy of any specified statement, report, or other document filed with that agency in paper format. Requires that the statement, report, or other document be made available for four years from the date of the election associated with the filing. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Not heard. |
| <u>AB 382</u> Mathis (R) | Integrated Regional Water Management Plans: Grants | | Requires the Department of Water Resources to include in any criteria, used to select a project or program for grant funding, a criterion that provides a preference for a regional water management group undertaking a project improving upper watershed health upstream and outside of the defined geographical area covered by the group's plan. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 400</u> Lackey (R) | State Mandates | | Amends existing law which authorizes a local agency or school district, by February 15, to file an annual reimbursement claim detailing state-mandated costs. Extends that date to March 1. | 02/28/2019 - To ASSEMBLY Committee on LOCAL GOVERNMENT. |

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| <u>AB 402</u> Quirk (D) | Water Resources Control Board: Local Primacy Delegation | OPPOSE UNLESS AMENDED | Authorizes the State Water Resources Control Board to delegate partial responsibility for the Safe Drinking Water Act's enforcement by means of a local primacy delegation agreement. Includes enforcement costs as costs covered by the annual Drinking Water Surveillance Program grant. Authorizes any local primacy agency, with the approval of the State Water Resources Control Board, to elect to participate in a funding stabilization program. | 07/03/2019 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 405</u> Rubio (D) | Sales and Use Taxes: Exemption: Water Treatment | | Exempts from the Sales and Use Tax Law the gross receipts from the sale in this state of, and the storage, use, or other consumption in this state of, chemicals used by a city, county, public utility, and sanitation district to treat water, recycled water, or wastewater regardless of whether those chemicals or other agents become a component part thereof and regardless of whether the treatment takes place before or after the delivery to consumers. | 05/16/2019 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 418</u> Kalra (D) | Evidentiary Privileges: Union Agent-Worker Privilege | | Establishes a privilege between a union agent and a represented employee or represented former employee to refuse to disclose any confidential communication between the employee or former employee and the union agent made while the union agent was acting in the union agent's representative capacity, except as specified. | 07/05/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 435</u> Fong (R) | High-speed Rail Bonds: Water | | Provides that no further bonds shall be sold for high-speed rail purposes pursuant to the Safe, Reliable High-speed Passenger Train Bond Act for the 21st Century, except as specifically provided with respect to an existing appropriation for high-speed rail purposes for early improvement projects in the Phase I blended system. | 03/19/2019 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/19/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION. |
| <u>AB 441</u> Eggman (D) | Water: Underground Storage | | Provides that any diversion of water to underground storage constitutes a diversion of water for beneficial use for which an appropriation may be made if the diverted water is put to beneficial use. Provides that the forfeiture periods of a water right do not | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |

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| | | | include any period when the water is being used in the aquifer or storage area or is being held in underground storage for later application to beneficial use. | |
| <u>AB 448</u> Garcia E (D) | Water Rights: Stockponds | | Provides that the owner of a stockpond built prior to a specified date, that does not have a capacity greater than ten acre feet, may obtain a right to appropriate water for the principal purpose of watering livestock if that person files a claim for a water right with the State Water Resources Control Board accompanied by a fee not later than a certain date, with certain exceptions. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 454</u> Kalra (D) | Migratory Birds: Migratory Bird Protection Act | | Makes unlawful the taking or possession of any migratory nongame bird designated in the Migratory Bird Treaty Act before a specified date, any additional migratory nongame bird that may be designated in the Migratory Bird Treaty Act after that date, or any part of those migratory nongame birds, except as provided by rules and regulations adopted by the United States Secretary of the Interior under the Migratory Bird Treaty Act. | 07/09/2019 - From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 456</u> Chiu (D) | Public Contracts: Claim Resolution | | Removes the repeal date of a claim resolution process applicable to any claim by a contractor in connection with a public works project against a public entity, thereby making this claim resolution process operative indefinitely. | 06/24/2019 - In SENATE Committee on APPROPRIATIONS: To Suspense File. |
| <u>AB 487</u> Gallagher (R) | Department of Water Resources: Dams and Reservoirs | | Authorizes that a penalty plus interest may be imposed for fees received more than 30 days after the July 1 required date of payment in any year. | 07/12/2019 - Chaptered by Secretary of State. Chapter No. 2019-89 |
| <u>AB 508</u> Chu (D) | Drinking Water: Consolidation of Service: Wells | | Authorizes consolidation or extension of service by a water system, if a disadvantaged community, in whole or in part, is reliant on domestic wells that consistently fail to provide an adequate supply of safe drinking water. Requires the State Water Resources Control Board to hold at least one public meeting at the initiation of this process in a place as close as feasible to the affected areas. | 07/10/2019 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS. |

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| <u>AB 510</u> Cooley (D) | Local Government Records: Destruction of Records | SUPPORT | Exempts the head of a department of a county or city, or the head of a special district from recording retention requirements if the county, city, or special district adopts a records retention policy governing recordings of routine video monitoring and recordings of telephone and radio communications. | 02/21/2019 - To ASSEMBLY Committee on LOCAL GOVERNMENT. |
| <u>AB 520</u> Kalra (D) | Public Works: Public Subsidy | | Amends existing law relating to prevailing wages for workers employed on public works. Provides that a public subsidy is de minimis if it is both less than a specified amount and less than certain percentage of the total project cost. Specifies that these provisions do not apply to a project that was advertised for bid, or a contract that was awarded before a specified date. | 06/25/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 533</u> Holden (D) | Income Tax: Exclusion: Turf Removal Water Conservation | SUPPORT | Extends the operative date of the provisions excluding from gross income specified amounts received in a turf removal water conservation program to taxable years beginning before a specified date. Requires the Department of Finance to include an analysis of these exclusions in its annual tax expenditure report provided to the Legislature and further provides that taxpayer information collected pursuant to this requirement is subject to the limitation on the collection and use of that information. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Not heard. |
| <u>AB 557</u> Wood (D) | Atmospheric Rivers: Research and Forecasting Program | | Appropriates \$9,250,000 from the General Fund to the Department of Water Resources in the 2019-20 fiscal year to operate the Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 587</u> Friedman (D) | Accessory Dwelling Units: Sale or Separate Conveyance | | Authorizes a local agency to allow, by ordinance, an accessory dwelling unit that was created to be sold or conveyed separately from the primary residence to a qualified buyer if certain conditions are met. Provides that those conditions include that the property was built or developed by a qualified nonprofit corporation that is | 06/25/2019 - In SENATE. Read second time and amended. To third reading. |

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| | | | receiving the welfare exemption, and a recorded contract exists between the qualified buyer and the qualified nonprofit corporation. | |
| <u>AB 600</u> Chu (D) | Local Government: Disadvantaged Communities | | Provides that an application to annex a contiguous disadvantaged community is not required if a local agency formation commission finds that a majority of the registered voters within the affected disadvantaged unincorporated community would prefer to address the service deficiencies through an extraterritorial service extension. | 06/24/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 616</u> Patterson (R) | California Forest Carbon Plan: Reports | | Requires the Department of Forestry and Fire Protection, in collaboration with the Natural Resources Agency and California Environmental Protection Agency, to prepare and submit to the Legislature and appropriate legislative policy and budget committees, on or before January 1, 2021, and by January 1 of each year thereafter, until January 1, 2024. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 626</u> Quirk-Silva (D) | Conflicts of Interest | | Prohibits an officer or employee from being deemed interested in a contract, as described above, if the interest is that of an engineer, geologist, architect, landscape architect, land surveyor, or planner, performing specified services on a project, including preliminary design and preconstruction services, when proposing to perform services on a subsequent portion or phase of the project, if the work product for prior phases is publicly available. | 05/30/2019 - In ASSEMBLY. From third reading. To Inactive File. |
| <u>AB 636</u> Gray (D) | State Water Resources Control Board: Objectives | | Prohibits the State Water Resources Control Board from implementing water quality objectives for which the state board makes a certain finding relating to environmental quality until it has submitted the water quality objectives and a statement of that finding to the appropriate policy committees of the Legislature and each committee has held a hearing on these matters. | 03/14/2019 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS. |

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| <u>AB 637</u> Gray (D) | Disadvantaged Communities: Drinking Water | | Requires the State Water Resources Control Board, before taking an action that significantly impacts drinking water, to use existing information to identify impacted disadvantaged communities and to seek to reduce impacts to those communities. Requires the Board to ensure that disadvantaged communities are provided an opportunity to participate in the public process for a decision that significantly impacts drinking water by holding a public hearing in or near an impacted community. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 638</u> Gray (D) | Dept. of Water Resources: Water Storage: Climate Change | | Requires the Department of water Resources, as part of the update to the California Water Plan every 5 years, to identify water storage facilities vulnerable to climate change impacts and the mitigation strategies for anticipated adverse impacts. Requires the department to provide a copy of this information to the appropriate policy committees of the Legislature and to the Natural Resources Agency and the Office of Planning and Research for specified climate adaptation planning functions. | 07/11/2019 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| <u>AB 654</u> Rubio (D) | Public Records: Utility Customers: Personal Information | | Authorizes a local agency to disclose the name, utility usage data, and home address of utility customers to an officer or employee of another governmental agency when the disclosure is not necessary for the performance of the other governmental agency's official duties but is to be used for scientific, educational, or research purposes, and the requesting agency receiving the disclosed material agrees to maintain it as confidential in accordance with specified criteria. | 02/28/2019 - To ASSEMBLY Committee on JUDICIARY. |
| <u>AB 658</u> Arambula (D) | Water Rights: Water Management | | Authorizes a groundwater sustainability agency or local agency to apply for, and the State water Resources Control Board to issue, a conditional temporary permit for diversion of surface water to underground storage for beneficial use that advances the sustainability goal of a groundwater basin. | 07/11/2019 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |

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| <u>AB 756</u> Garcia (D) | Public Water Systems: Perfluoroalkyl Substances | | Authorizes the State Water Resources Control Board to order a public water system to monitor for perfluoroalkyl substances and polyfluoroalkyl substances. Requires a community water system or a nontransient noncommunity water system, upon a detection of these substances, to report that detection. | 07/19/2019 - *****To GOVERNOR. |
| <u>AB 782</u> Berman (D) | Environmental Quality Act: Exemption: Land Transfers | | Exempts from the California Environmental Quality Act the acquisition, sale, or other transfer of interest in land by a public agency for certain purposes, or the granting or acceptance of funding by a public agency for those purposes. | 07/01/2019 - In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence. |
| <u>AB 834</u> Quirk (D) | Safe Recreational Water Use: Standards | | Requires the state Water Resources Control Board to establish a Freshwater and Estuarine Harmful Algal Bloom Program to protect water quality and public health from algal blooms. Requires the board in consultation with specified entities to coordinate immediate and long-term algal bloom even incident response and conduct and support algal bloom field assessment and ambient monitoring at the state, regional, watershed, and site-specific waterbody scales. | 07/03/2019 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 835</u> Quirk (D) | Safe Recreational Water Use: Harmful Algal Blooms | | Requires the State Water Resources Control Board by regulation and in consultation with the State Department of Public Health, local health officers, California Native American tribes, as defined, and the public, to establish, maintain, and amend as necessary, minimum standards for the safety of freshwater recreational bodies as related to harmful algal blooms, as it determines are reasonably necessary for the protection of the public health and safety. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 841</u> Ting (D) | Drinking Water: Contaminants | | Requires the Office of Environmental Health Hazard Assessment to adopt and complete a work plan within prescribed timeframes to assess which substances in the class of perfluoroalkyl and polyfluoroalkyl substances should be identified as a potential risk to human health. | 06/19/2019 - In SENATE Committee on ENVIRONMENTAL QUALITY: Not heard. |

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| <u>AB 849</u> Bonta (D) | Elections: City and County Redistricting | | Requires the governing body of each local jurisdiction to adopt new district boundaries after each federal decennial census, with exceptions. Specifies redistricting criteria and deadlines for the adoption of new boundaries by the governing body. Specifies hearing procedures that would allow the public to provide input on the placement of boundaries and on proposed boundary maps. | 07/10/2019 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 868</u> Bigelow (R) | Electric Utilities: Wildfire Mitigation Plans | | Requires each election corporation that deenergize portions of of the electrical grid as a wildfire mitigation measure to adopt protocols for when deenergization will be undertaken, protocols for providing notice and other steps to be taken to minimize any adverse effects from deenergization, and protocols for restoring electrical service following a deenergization. Requires such utilities to maintain a web site devoted to public safety as it relates to the utility services provided by the utility. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 881</u> Bloom (D) | Accessory Dwelling Units | | Requires a local agency to designate areas where accessory dwelling units may be permitted based on the adequacy of water and sewer services and the impact of accessory dwelling units on traffic flow and public safety. | 07/08/2019 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| <u>AB 931</u> Boerner Horvath (D) | Local Boards and Commissions | | Requires, in a city with a population of 50,000 or more, a board or commission with a certain number of nonelected and nonsalaried members to have a specified minimum number of members meet the definition of a woman, and would require no less than 50 percent of all members of the boards and commissions of the city to meet the definition of a woman. | 07/09/2019 - From SENATE Committee on JUDICIARY: Do pass as amended to Committee on APPROPRIATIONS. |
| <u>AB 937</u> Rivas R (D) | Waste Discharge Requirements: Produced Water | | Authorizes a regional board to approve a waste discharge requirement for the use or reuse of produced water from an oil and gas operation for agricultural purpose or for groundwater recharge, only if, after a public hearing, it finds that the California Council on Science and Technology has reviewed the best available independent scientific evidence and has found the use will not pose | 03/04/2019 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS. |

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| | | | a significant risk to the public from contaminants in the produced water. | |
| <u>AB 945</u> McCarty (D) | Local Government: Financial Affairs: Surplus Funds | | Authorizes a local agency to invest and deposit the agency's surplus funds in deposits at specified types of financial institutions whether those investments are in certificates of deposit or another form. Increases the percentage of funds that can be so invested by a city, district, or other local agency that does not pool money in deposits or investments with other local agencies with a different governing body. | 07/05/2019 - In SENATE. From Special Consent Calendar. To third reading. |
| <u>AB 961</u> Reyes (D) | Energy Programs and Projects: Nonenergy Benefits | | Requires the commission to establish common definitions of nonenergy benefits and attempt to determine consistent values for use in all distributed energy resource programs, meaningfully consider producing nonenergy benefits in distributed energy resource programs and projects, incorporate nonenergy benefits in distributed energy resource programs and projects in environmental and social justice communities and track the nonenergy benefits produced in distributed energy resource programs. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 992</u> Mullin (D) | Open Meetings: Local Agencies: Social Media | | Provides that the Ralph M. Brown Act does not apply to the participation, as defined, in an internet- based social media platform, as defined, by a majority of the members of a legislative body, provides that a majority of the members do not discuss among themselves the business o a specific nature that is within subject matter jurisdiction of the legislative body. | 05/01/2019 - In ASSEMBLY Committee on LOCAL GOVERNMENT: Failed passage.;05/01/2019 - In ASSEMBLY Committee on LOCAL GOVERNMENT: Reconsideration granted. |
| <u>AB 1013</u> Oberholte (R) | State Agencies: Grant Applications | | Prohibits a state agency from selecting as an evaluator of a grant application a person who, within the five-year period preceding receipt of that application, was a representative, member, or staff member of an organization or person that is applying to receiver grant funding from that state agency. | 07/05/2019 - In SENATE. From Special Consent Calendar. To third reading. |

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| <u>AB 1035</u> Mayes (R) | Personal Information: Data Breaches | | Requires a person or business that owns or licenses computerized data that includes personal information to disclose any breach of the security of the system in the most expedient time possible and without unreasonable delay. Requires an agency that was the source of a security breach to offer, in the notice of the breach, appropriate identity theft prevention and mitigation services at no cost to potential or actual victims of the breach. | 05/23/2019 - From SENATE Committee on JUDICIARY with author's amendments.;05/23/2019 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY. |
| <u>AB 1045</u> Chen (R) | Public Works: Prevailing Wages | | Increase the threshold to require the payment of a prevailing rate of per diem wages. | 03/19/2019 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/19/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT. |
| <u>AB 1054</u> Holden (D) | Public Utilities: Wildfires and Employee Protection | | Establishes the State Wildfire Safety Advisory Board. Requires the Public Utilities Commission and the Office of Energy Infrastructure Safety to enter into a memorandum of understanding with the Commission to cooperatively develop consistent approaches and share data related to electric infrastructure safety, and to share results from various safety activities, including relevant inspections and regulatory development. | 07/11/2019 - *****To GOVERNOR.;07/12/2019 - Signed by GOVERNOR.;07/12/2019 - Chaptered by Secretary of State. Chapter No. 2019-79 |
| <u>AB 1093</u> Rubio (D) | Municipal Separate Storm Sewer Systems | | Requires the State Water Resources Control Board to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. Requires the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation. | 07/01/2019 - In SENATE Committee on APPROPRIATIONS: To Suspense File. |

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| <u>AB 1130</u> Levine (D) | Personal Information: Data Breaches | | Revises the definition of personal information to add specified unique biometric data and tax identification numbers, passport numbers, military identification numbers, and unique identification numbers issued on a government document in addition to those for driver's licenses and State identification cards to these provisions. | 07/02/2019 - From SENATE Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 1151</u> Daly (D) | Fire Damages: Civil Actions: Pecuniary Damages | | Provides that in a civil action seeking damages caused by a fire, pecuniary damages must be quantifiable and not unreasonable in relation to the prefire fair market value of the damaged property or the prefire market value of similar property. Provides that these provisions are not intended to limit or change the ability of a public agency to recover costs arising from a fire, as provided in other specified provisions of law. | 03/28/2019 - To ASSEMBLY Committees on JUDICIARY and NATURAL RESOURCES.;03/28/2019 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;03/28/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY. |
| <u>AB 1180</u> Friedman (D) | Water: Recycled Water | SUPPORT | Requires the State Water Resources Control Board to administer provisions under the California Safe Drinking Water Act relating to the regulation of drinking water to protect the public health. Requires the state board to adopt standards for the backflow protection and cross-connection control through the adoption of a policy handbook. | 06/24/2019 - In SENATE Committee on APPROPRIATIONS: To Suspense File. |
| <u>AB 1194</u> Frazier (D) | Sacramento-San Joaquin Delta | | Increases the membership of the Delta Stewardship Council to 13 members, including 11 voting members and 2 nonvoting members. | 04/09/2019 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Held in committee. |
| <u>AB 1204</u> Rubio (D) | Public Water Systems: Primary Water Standards | SUPPORT | Relates to the California Safe Drinking Water Act. Requires the adoption or amendment of a primary drinking water standard for a contaminant in drinking water not regulated by a federal primary drinking water standard or that is more stringent than a federal primary drinking water standard to take effect 3 years after the date on which the state board adopts or amends the primary drinking water standard. | 03/11/2019 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS. |

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| <u>AB 1212</u> Levine (D) | Public Employees' Retirement: Pension Fund | | Requires a state agency that is responsible for infrastructure projects to produce a list of priority infrastructure projects for funding consideration by the retirement boards, as described, and to provide it to them. Requires a state agency also to provide further project information to a board upon request. | 06/26/2019 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 1220</u> Garcia (D) | Metropolitan Water Districts | | Relates to the Metropolitan Water Districts Act. Prohibits a member public agency from having fewer than the number of representatives it had as of a certain date. | 07/10/2019 - *****To GOVERNOR.;07/10/2019 - Signed by GOVERNOR.;07/10/2019 - Chaptered by Secretary of State. Chapter No. 2019-71 |
| <u>AB 1224</u> Gray (D) | Disability Insurance: Paid Family Leave Program | | Authorizes up to a certain period of temporary disability benefits in a specified period, but would limit each disability benefit period to a certain length of temporary disability benefits. Provides for the deposit of additional contributions in, and authorizes an increase in disbursements from, the Unemployment Compensation Disability Fund. Makes an appropriation. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 1241</u> Quirk-Silva (D) | Contracts Between Public and Private Entities | | Requires an agency that contracts with a person or private entity that owns or licenses an electronic database that contains the personal information of individuals for the purpose of hiring and training specified individuals, to do so only if the contract requires the person or private entity to comply with the requirements for disclosure and maintenance of personal information that are applicable to an agency pursuant to the Information Practices Act. | 03/11/2019 - To ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION. |
| <u>AB 1323</u> Stone (D) | Public Utilities Information: Confidentiality | | Relates to the Public Utilities Act. Requires the information to be open to the public inspection unless federal or state law or an order of the commission based on a specified finding requires the information to be closed to inspection, or the withholding of that information is ordered by the commission, a commissioner, or an administrative law judge in the course of a hearing or proceeding. | 04/02/2019 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;04/02/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY. |

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| <u>AB 1347</u> Boerner Horvath (D) | Electricity: Renewable Energy | | Establishes the policy of the state that eligible renewable energy resources and zero carbon resources supply a percentage of all retail sales of electricity to state and local government buildings by a certain date, and to all the State end use customers by a certain date. | 03/11/2019 - To ASSEMBLY Committees on UTILITIES AND ENERGY and NATURAL RESOURCES. |
| <u>AB 1375</u> Bigelow (R) | Disaster Relief: Dead and Dying Tree Removal | | Provides that the state share for removal of dead and dying trees in connection with the Governor's Proclamation of a State of Emergency issued on October 30, 2015, is not more than a certain percentage of total eligible costs. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 1381</u> Salas (D) | Safe Drinking Water Plan | | Requires the State Water Resources Control Board, in its Safe Drinking Water Plan, to identify public water systems that fail to deliver water that meets all applicable standards under the Safe Drinking Water Act, specified areas in which persons have limited access to, or ability to pay for, safe and affordable drinking water, and strategies to address the changing needs of current and future populations. Requires the plan to include a publicly accessible map that identifies such areas. | 03/18/2019 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.;03/18/2019 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/18/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS. |
| <u>AB 1389</u> Eggman (D) | Special Districts: Organization: Revenue Loss | | Authorizes the local agency formation commission to propose, as part of the review and approval of a proposal for the establishment of new or different functions or class of services, or the divestiture of the power to provide particular functions or class of services, that the special district, to mitigate any loss of property taxes, franchise fees, and other revenues to any other affected local agency, provide payments to the affected local agency. | 03/14/2019 - To ASSEMBLY Committee on LOCAL GOVERNMENT. |
| <u>AB 1414</u> Friedman (D) | Urban Retail Water Suppliers: Reporting | | Requires each urban retail water supplier to submit a completed and validated water loss audit report as prescribed by the Department of Water Resources. Requires on or before a certain date, and on or before a certain day of each year thereafter, each urban retail water | 06/25/2019 - In SENATE. Read second time. To third reading. |

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| | | | supplier to submit a completed and validated water loss audit report for the previous calendar year or previous fiscal year. | |
| <u>AB 1415</u> Friedman (D) | Department of Water Resources: Reporting | | Requires the department to impose a civil penalty on an entity that fails to file with the department a specified report or plan by the deadline required for that particular report or plan. Authorizes the department to reduce or waive the civil penalty under certain circumstances. | 07/09/2019 - From SENATE Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 1432</u> Dahle (R) | Water Shortage Emergencies: Declarations: Wildfires | | Authorizes a public water supplier to declare a water shortage emergency condition without holding a public hearing in the event of a wildfire. | 06/26/2019 - Signed by GOVERNOR.;06/26/2019 - Chaptered by Secretary of State. Chapter No. 2019-19 |
| <u>AB 1439</u> Melendez (R) | Policy for Water Quality Control | | Makes nonsubstantive changes to the Porter-Cologne Water Quality Control Act. | 02/22/2019 - INTRODUCED. |
| <u>AB 1445</u> Gloria (D) | Climate Change: Emergency Declaration and Policy | | Declares that it is the policy of the State of California to restore an optimal safe climate and to provide maximum protection from climate change to all people and species, globally, including the most vulnerable. | 02/22/2019 - INTRODUCED. |
| <u>AB 1484</u> Grayson (D) | Mitigation Fee Act: Housing Developments | | Requires each city, county, or city and county to post on its internet website the type and amount of each fee imposed on a housing development project. Requires each city, county, or city and county to include the location on its internet website of all fees imposed upon a housing development project in the list of information provided to a development project applicant that was developed pursuant to certain provisions. | 07/10/2019 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass as amended to Committee on APPROPRIATIONS. |
| <u>AB 1486</u> Ting (D) | Surplus Land | OPPOSE UNLESS AMENDED | Expands the definition of local agency to include sewer, water, utility, and local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state, and any instrumentality thereof, that is empowered to acquire and | 07/03/2019 - Withdrawn from SENATE Committee on GOVERNANCE AND FINANCE.;07/03/2019 - Re-referred to SENATE Committee on APPROPRIATIONS. |

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| | | | hold real property, thereby requiring these entities to comply with requirements for the disposal of surplus land. | |
| <u>AB 1503</u> Burke (D) | Distributed Energy and Microgrids: Policies: Report | | Requires in the report that the PUC also describe workforce opportunities in the areas of distributed energy and microgrids, including emerging energy jobs and professions and the costs and benefits to the ratepayers. Requires the PUC to collaborate with the Labor and Workforce Development Agency in the development of this section of the report. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. |
| <u>AB 1574</u> Mullin (D) | Lobbying Expenditures | | Requires reports regarding lobbying expenditures to be filed on a monthly basis. | 04/24/2019 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File. |
| <u>AB 1588</u> Gloria (D) | Drinking Water and Wastewater Operator Certification | SUPPORT | Requires the State Water Resources Control Board to evaluate opportunities to issue a water treatment operator certificate or water distribution operator certificate by reciprocity, or a wastewater certificate by examination waiver, to persons who performed duties comparable to those duties while serving in the United States military. | 07/09/2019 - From SENATE Committee on VETERANS AFFAIRS: Do pass to Committee on APPROPRIATIONS. |
| <u>AB 1640</u> Boerner Horvath (D) | Local Government Finance: Budget Reserves. | | Requires a local government by September 1, 2020, and annually thereafter, to submit a written report to the State Controller's office on how it plans to spend any of its budget reserves, as defined, on specified priorities over a 5-year fiscal period, including, among others, mental and behavioral health services and affordable housing. | 03/18/2019 - To ASSEMBLY Committee on LOCAL GOVERNMENT. |
| <u>AB 1672</u> Bloom (D) | Solid Waste: Flushable Products | SUPPORT | Prohibits a covered entity, as defined, from labeling a covered product as safe to flush, safe for sewer systems, or safe for septic systems, unless the product is a flushable wipe that meets certain performance standards. Requires nonflushable products to be labeled clearly and conspicuously to communicate that they should not be flushed. | 05/16/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Not heard. |

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| <u>AB 1768</u> Carrillo (D) | Prevailing Wage: Public Works | | Expands the definition of public works to include work conducted during site assessment or feasibility studies. Specifies that preconstruction work, including design, site assessment, feasibility studies, and land surveying, is deemed to be part of a public work, regardless of whether any further construction work is conducted. | 07/02/2019 - In SENATE. Read second time. To third reading. |
| <u>AB 1819</u> Judiciary Cmt | Public Records Inspection: Use of Requester's Equipment | | Grants a requester of a public record the right to use the requester's equipment, without being charged any fees or costs, to photograph or otherwise copy or reproduce any record upon inspection and on the premises of the agency, unless the means of copy or reproduction would result in damage to the record, or unauthorized access to a computer system or secured network of the agency. | 07/02/2019 - From SENATE Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS. |
| <u>ACA 3</u> Mathis (R) | Clean Water for All Act | WATCH | Requires not less than a certain percent of specified state revenues to be set apart for the payment of principal and interest on bonds authorized pursuant to the Water Quality, Supply, and Infrastructure Improvement Act. Relates to water supply, delivery, and quality projects administered by the Department of Water Resources and water quality projects administered by the State Water Resources Control Board. | 04/30/2019 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Failed passage.;04/30/2019 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Reconsideration granted. |
| <u>ACR 89</u> Cooley (D) | Special Districts Week | SUPPORT | Proclaims September 22, 2019, to September 28, 2019, to be Special Districts Week. | 07/03/2019 - From SENATE Committee on RULES: Ordered to third reading.;07/03/2019 - In SENATE. Ordered to third reading. |
| <u>SB 1</u> Atkins (D) | Environmental, Public Health, and Workers Defense Act | | Enacts the California Environmental, Public Health, and Workers Defense Act, which prohibits a state or local agency from amending or revising its rules to be less stringent than the federal baseline standards pertaining to environmental protection. | 07/09/2019 - From ASSEMBLY Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 13</u> Wieckowski (D) | Accessory Dwelling Units | WATCH | Amends the Planning and Zoning Law. Authorizes the creation of accessory dwelling units in areas zoned to allow single family or multifamily dwelling residential use. Prohibits a local agency from requiring the replacement of parking spaces if a garage, carport, or | 07/10/2019 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass as amended to Committee on APPROPRIATIONS. |

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| | | | covered parking is demolished to construct an accessory dwelling unit. Prohibits a local agency from requiring occupancy of either the primary or the accessory dwelling unit. | |
| SB 19 Dodd (D) | Water Resources: Stream Gages | | Requires the Department of Water Resources and the State Water Resources Control Board, upon an appropriation of funds by the Legislature, to develop a plan to deploy a network of stream gages that includes a determination of funding needs and opportunities for modernizing and reactivating existing gages and deploying new gages. | 07/03/2019 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File. |
| SB 43 Allen (D) | Carbon Intensity and Pricing: Retail Products | | Requires the state board, no later than January 1, 2022, to submit a report to the Legislature on the findings from a study, as specified, to determine the feasibility and practicality of assessing the carbon intensity of all retail products subject to the tax imposed pursuant to the Sales and Use Tax Law, so that the total carbon equivalent emissions associated with such retail products can be quantified. | 07/08/2019 - In ASSEMBLY Committee on REVENUE AND TAXATION: Failed passage.;07/08/2019 - In ASSEMBLY Committee on REVENUE AND TAXATION: Reconsideration granted. |
| SB 44 Skinner (D) | Medium and Heavy Duty Vehicles: Comprehensive Strategy | | Requires the State Air Resources Board, in consultation with certain entities, to update the mobile source strategy to include a comprehensive strategy for the deployment of medium- and heavy-duty vehicles in the state for the purpose of bringing the state into compliance with federal ambient air quality standards and reducing motor vehicle greenhouse gas emissions from the medium- and heavy-duty vehicle sector. Requires the board to recommend reasonable and achievable goals for reducing emissions. | 07/08/2019 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS. |
| SB 45 Allen (D) | Wildfire, Drought, and Flood Protection Bond Act 2020 | | Enacts the Wildfire, Drought, and Flood Protection Bond Act of 2020, which, if approved by voters, authorizes the issuance of bonds to finance projects to restore fire damaged areas, reduce wildfire risk, create healthy forests and watersheds, reduce climate impacts on urban areas and vulnerable populations, protect water supply and water quality, protect rivers, lakes, and streams, reduce | 04/24/2019 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS. |

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| | | | flood risk, protect fish and wildlife from climate impacts, and protect coastal lands and resources. | |
| SB 46 Jackson (D) | Emergency Services: Telecommunications | | Amends the Emergency Services Act. Requires a local government that enters into an agreement to access information of resident accountholders to, upon receipt of that information, notify residents that they have been entered into the public emergency warning system. | 05/16/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee. |
| SB 69 Wiener (D) | Ocean Resiliency Act | | Requires the Department of Fish and Wildlife to develop and implement a plan, in collaboration with specified scientists, experts, and representatives, as part of its fish hatchery operations for the improvement of the survival of hatchery-produced salmon, and the increased contribution of the hatchery program to commercial and recreational salmon fisheries. | 07/11/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| SB 101 Budget and Fiscal Review Cmt | Drinking Water | | Establishes the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and the long terms. Prohibits a person from operating a public water system unless the person first submits an application to the state board and receives a permit to operate the system. | 06/24/2019 - From ASSEMBLY Committee on BUDGET with author's amendments.;06/24/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUDGET. |
| SB 128 Beall (D) | Public Contracts: Best Value Construction Contracting | | Authorizes the County of Santa Clara and the County of Monterey to utilize a specified pilot program and extends the operation of certain provisions. Requires the Board of Supervisors of a participating county to submit a report that contains certain information about the projects awarded using the best value construction contracting procedures. | 07/10/2019 - From ASSEMBLY Committee on APPROPRIATIONS with author's amendments.;07/10/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| SB 133 Galgiani (D) | Wildfires: Detection | | States the intent of the Legislature to enact legislation to create and fund a program for installing remote infrared cameras that can help in detecting wildfires. | 01/24/2019 - To SENATE Committee on RULES. |

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| SB 134 Hertzberg (D) | Water Conservation: Water Losses | SUPPORT | Prohibits the board from issuing an information order, written notice, or conservation order to an urban retail water supplier that does not meet its urban water use objective if the board determines the urban retail water supplier is not meeting its urban water use objective solely because the volume of water loss exceeds the urban retail water supplier's standard for water loss and the board is taking enforcement action against the urban retail water supplier for not meeting the performance standards. | 06/18/2019 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS. |
| SB 139 Allen (D) | Independent Redistricting Commissions | | Requires certain counties to establish an independent redistricting commission to adopt the county's supervisorial districts after each federal census. Requires these commissions to take steps to encourage county residents to participate in the redistricting process. Specifies certain procedures for a commission's hearing process relating to notice, the number of hearings, and translation of hearings. Requires the county to provide for reasonable funding and staffing of the commission. | 07/03/2019 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS. |
| SB 166 Wiener (D) | Process Water Treatment Systems: Breweries | | Requires the State Water Resources Control Board, in consultation with the State Department of Public Health, Food and Drug Branch, to adopt regulations for microbiological, chemical, and physical water quality and treatment requirements for voluntary onsite treatment and reuse of process water in breweries. Requires the Food and Drug Branch to consult with the State Board before requiring termination of a process water treatment system. | 07/05/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| SB 190 Dodd (D) | Fire Safety: Building Standards: Defensible Space | | Requires the Office of the State Fire Marshal to develop a model defensible space program. Requires the Office to make available on their website a Wildland Urban Interface Fire Safety Building Standards Compliance training manual for the training of local building officials, builders, and firefighters. | 07/11/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| SB 200 Monning (D) | Drinking Water | SUPPORT | Establishes the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and | 07/24/2019 - Signed by GOVERNOR.;07/24/2019 - Chaptered |

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| | | | affordable supply of safe drinking water in both the near and the long terms. Authorizes the state board to provide for the deposit into the fund of certain moneys and would continuously appropriate the moneys in the fund to the state board for grants, loans, contracts, or services to assist eligible recipients. | by Secretary of State. Chapter No. 2019-120 |
| <u>SB 204</u> Dodd (D) | State Water Project: Contracts | WATCH | Requires the Department of Water Resources to provide at least 10 days' notice to the Joint Legislative Budget Committee and relevant policy and fiscal committees of the Legislature before holding public sessions to negotiate any potential amendment of a long-term water supply contract that is of projectwide significance with substantially similar terms intended to be offered to all contractors, or that would permanently transfer a contractual water amount between contractors. | 06/06/2019 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE. |
| <u>SB 209</u> Dodd (D) | Wildfire Warning Center: Fire-Weather Monitoring | | Establishes in the state government the California Wildfire Warning Center. Provides for representatives from the Public Utilities Commission, the Office of Emergency Services, the Department of Forestry and Fire Protection, 2 county fire chiefs, a representative of an electrical corporation, and a representative of a local publicly owned electric utility. | 07/10/2019 - From ASSEMBLY Committee on UTILITIES AND ENERGY: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 210</u> Leyva (D) | Heavy-Duty Vehicle Inspection and Maintenance Program | | Requires the state board, in consultation with the bureau and other specified entities, to implement a pilot program that develops and demonstrates technologies that show potential for readily bringing heavy-duty vehicles into an inspection and maintenance program. Requires the state board, no later than 2 years after the completion of the pilot program, to develop and implement a Heavy-duty Vehicle Inspection and Maintenance Program for nongasoline heavy-duty onroad motor vehicles. | 07/08/2019 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 212</u> Allen (D) | Elections: Local Voting Methods | | Authorizes a city, county, or local educational agency to conduct an election using ranked choice voting, in which voters rank the candidates for office in order of preference. Specifies the | 07/09/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |

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| | | | procedures for conducting an election using ranked choice voting as it applies to both a single seat election and a multiseat election. | |
| <u>SB 226</u> Nielsen (R) | Watershed Restoration: Wildfires: Grant Program | | Requires the Natural Resources Agency to develop and implement a watershed restoration grant program for purposes of awarding grants to private property land owners to assist them with watershed restoration on watersheds that have been affected by wildfire. Requires the agency to provide technical resources to the private property land owners seeking assistance with watershed restoration. | 07/03/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| <u>SB 287</u> Nielsen (R) | Commission on State Mandates: Test Claims: Filing Date | | Relates to the filing date on test claims for the Commission on State Mandates. Specifies that for purposes of filing a test claim based on the date of incurring increased costs, "within 12 months" means by June 30 of the fiscal year following the fiscal year in which increased costs were first incurred by the test claimant. | 06/26/2019 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. |
| <u>SB 307</u> Roth (D) | Water Conveyance: Use of Facility with Unused Capacity | WATCH | Prohibits a transferor of water from using a water conveyance facility that has unused capacity to transfer water from a groundwater basin underlying desert lands that is in the vicinity of specified federal lands or state lands to outside of the groundwater basin unless the State Lands Commission finds no adverse affect to the natural or cultural resources of those federal or state lands. Requires a transferor of water to submit an application to the Commission. | 07/18/2019 - Enrolled. |
| <u>SB 332</u> Hertzberg (D) | Wastewater Treatment: Recycled Water | OPPOSE UNLESS AMENDED | Declares that the discharge of treated wastewater from ocean outfalls is a waste and unreasonable use of water. Requires each wastewater treatment facility that discharges through an ocean outfall and affiliated water suppliers to reduce the facility's annual flow as compared to the average annual dry weather wastewater discharge baseline volume. Provides a penalty for failing to submit a plan or report addressing the progress toward meeting the annual flow reduction deadlines. | 05/16/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee. |

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| SB 335 Hurtado (D) | Provision of Sewer Service: Onsite Treatment System | | Authorizes the property owner of an affected residence to opt out of the provision of sewer service for a maximum of 5 years if the adequate onsite sewage treatment system was installed no more than 5 years prior to the issuance of the order. | 02/28/2019 - To SENATE Committees on ENVIRONMENTAL QUALITY and GOVERNANCE AND FINANCE. |
| SB 341 Morrell (R) | Public Employment and Retirement | | Requires the Board of Administration of the Public Employees' Retirement System to report a calculation of liabilities based on a discount rate equal to the yield on a 10-year United States Treasury note in the year prior to the report. Requires the Teacher's Retirement Board to provide a description of the discount rate the board uses for reporting liabilities, a calculation of liabilities based on a discount rate that is 2% below the long-term rate of return. | 03/27/2019 - In ASSEMBLY Committee on LABOR AND EMPLOYMENT: Failed passage.;03/27/2019 - In SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Reconsideration granted. |
| SB 414 Caballero (D) | Small System Water Authority Act of 2019 | SUPPORT | Creates the Small System Water Authority Act of 2019 and states legislative findings and declarations relating to authorizing the creation of small system water authorities that will have powers to absorb, improve, and competently operate noncompliant public water systems. | 07/10/2019 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS. |
| SB 454 Caballero (D) | Water Resources Control Board: Administrative Hearings | | Requires the State Water Resources Control Board to assess filing fees for the filing of briefing papers or motions in a hearing conducted by the Office. Requires filing fees or monetary penalties to be deposited in the Water Rights Hearings Office Fund. | 05/16/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee. |
| SB 474 Stern (D) | Habitat Conservation Fund | | Relates to the State Wildlife Protection Act of 1990. Establishes the Wildlife Protection Subaccount in the Habitat Conservation Fund and would require the Controller, if an appropriation is made for this purpose in any fiscal year, to transfer \$30,000,000 from the General Fund to the subaccount, less any amount transferred from specified accounts and funds, to be expended by the board for the acquisition, enhancement, or restoration of wildlife habitat. | 06/06/2019 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE. |

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| <u>SB 487</u> Caballero (D) | Department Of Water Resources: Aerial Snow Survey | | Requires, to the extent an appropriation is made for these purposes, the department's California snow survey program to conduct aerial surveys of the snowpack and conduct supporting forecasts of runoff volume and timing for the watersheds of the Sierra Nevada and Cascade Range and the Klamath-trinity Mountains, including areas that drain or supply water to major reservoirs and lakes. | 07/02/2019 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 518</u> Wieckowski (D) | Civil Actions: Settlement Offers | | Exempts from provisions any action to enforce the California Public Records Act. | 07/03/2019 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. |
| <u>SB 535</u> Moorlach (R) | Greenhouse Gases: Wildfires and Forest Fires | | Requires the report to include information, if feasible, regarding the greenhouse gas, criteria air pollutant, and short-lived climate pollutant emissions from wildfires and forest fires, an assessment of the increased severity of wildfires and forest fires from the impacts of climate change, and a calculation of the increase in the emissions of criteria air pollutants, greenhouse gases, and short-lived climate pollutants based on the increased severity of wildfires and forest fires assessed. | 06/27/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| <u>SB 559</u> Hurtado (D) | California Water Commission: Grant: Friant-kern Canal | | Appropriates funds to the Department of Water Resources for the purposes of restoring the Friant-kern Canal to its full capacity. Requires the grant to be part of a comprehensive solution to groundwater sustainability and subsidence in the San Joaquin Valley and would require the joint powers authority to demonstrate a funding match of at least 35% from user fees, local sources, federal funding, or a combination of these sources. | 07/03/2019 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |
| <u>SB 608</u> Glazer (D) | Architects and Landscape Architects | | Amends existing law that requires applicants to furnish their fingerprints for purposes of conducting criminal history record checks. Adds the State Architects Board and the Landscape Architects Technical Committee to the list of designated agencies subject to such requirement. Provides that the Board has the authority to obtain and review criminal offender record information to determine whether an applicant is subject to denial of a license. | 07/09/2019 - From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS. |

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| <u>SB 615</u> Hueso (D) | Public Records: Disclosure | | Permits any person to institute proceedings for injunctive or declarative relief or a writ of mandate in any court of competent jurisdiction to enforce their right to inspect or to receive a copy of any public record or class of public records covered by the California Public Records Act. Requires a person to meet and confer in good faith with the agency in an attempt to informally resolve each issue. | 03/14/2019 - To SENATE Committee on JUDICIARY. |
| <u>SB 629</u> McGuire (D) | Air Districts: Hearing Boards: Notice Requirements | | Relates to the Ralph M. Brown Act. Requires a hearing board to send a notice of hearing not less than a specified number of hours before the hearing to any person who requests the notice. | 05/30/2019 - To ASSEMBLY Committee on NATURAL RESOURCES. |
| <u>SB 641</u> Allen (D) | Special Elections | | Changes the period of time in which a special election may be conducted for consolidation purposes to within 200 days following the proclamation. | 06/24/2019 - In ASSEMBLY. Read second time. To third reading. |
| <u>SB 646</u> Morrell (R) | Local Agency Utility Services: Service Extensions | | Revises the definition of fee to mean a fee for the physical facilities necessary to make a water connection or sewer connection, and that the estimated reasonable cost of labor and materials for installation of those facilities bears a fair or reasonable relationship to the payor's burdens on, or benefits received from, the water connection or sewer connection. | 07/10/2019 - Signed by GOVERNOR.;07/10/2019 - Chaptered by Secretary of State. Chapter No. 2019-78 |
| <u>SB 668</u> Rubio (D) | Fire Hydrants: Water Suppliers: Regulations | | Imposes certain requirements upon an urban water supplier in statute. Requires the Office of Emergency Services to establish emergency response and recovery plans in coordination with urban water suppliers. Requires an urban water supplier to review and revise its disaster preparedness plan every 5 years. | 06/26/2019 - From ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 669</u> Caballero (D) | Water Quality: Safe Drinking Water Fund | | Establishes the Safe Drinking Water Fund in the State Treasury. Provides that moneys in the fund are continuously appropriated to the state board. Requires the state board to administer the fund to assist community water systems in disadvantaged communities that | 05/16/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee. |

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| | | | are chronically noncompliant relative to the federal and state drinking water standards and do not have the financial capacity to pay for operation and maintenance costs comply with those standards. | |
| <u>SB 732</u> Allen (D) | South Coast Air Quality Management District | WATCH | Authorizes the South Coast District Board to impose a transactions and use tax within the boundaries of the south coast district. | 05/13/2019 - In SENATE Committee on APPROPRIATIONS: Not heard. |
| <u>SB 762</u> Jones (R) | Groundwater Storage | | Makes a nonsubstantive change in provisions relating to groundwater storage. | 03/14/2019 - To SENATE Committee on RULES. |
| <u>SB 779</u> Nat Resour & Water Cmt | Appropriation of Water: Change of Point of Diversion | | Authorizes the State Water Resources Control Board, after a hearing, to change provisions or conditions for permits and licenses to appropriate water. Authorizes an applicant, permittee, or licensee to initiate the making of a minor change to an application, permit, or license without requiring the filing of a petition for change if the board makes specified findings, including that the change does not have the potential to adversely affect the water supply of other legal users of water. | 07/02/2019 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS. |
| <u>SB 780</u> Governance and Finance Cmt | Local Government Omnibus Act | | Requires the Secretary of State and each county clerk to establish and maintain an indexed Registry of Public Agencies containing a specified statement of facts about the agency. | 07/10/2019 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS. |
| <u>HR 535</u> Dingell D (D) | Hazardous Substances Designation | | Requires the Administrator of the Environmental Protection Agency to designate per- and polyfluoroalkyl substances as hazardous substances under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980. | 02/07/2019 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on RAILROADS, PIPELINES & HAZARDOUS MATERIALS. |
| <u>HR 1162</u> Napolitano (D) | Water Recycling and Reuse Projects Grant Program | SUPPORT | Establishes a grant program for the funding of water recycling and reuse projects. | 06/13/2019 - Subcommittee on WATER, POWER AND OCEANS hearings held. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|--|---|--------------------------|---|--|
| <u>HR 1417</u> Lawrence (D) | Water and Sewer Infrastructure Trust Fund | | Establishes a trust fund to provide for adequate funding for water and sewer infrastructure. | 03/27/2019 - In HOUSE Committee on AGRICULTURE: Referred to Subcommittee on CONSERVATION AND FORESTRY. |
| <u>HR 1567</u> Lujan (D) | Water Contamination From Military Installations | | Authorizes the Department of Defense to temporarily provide water uncontaminated with perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS) for agricultural purposes to areas affected by contamination from military installations, authorizes the Secretary of the Air Force to acquire real property to extend the contiguous geographic footprint of any Air Force base that has shown signs of contamination from PFOA and PFOS due to activities on the base. | 03/07/2019 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT. |
| <u>HR 1764</u> Garamendi (D) | Federal Water Pollution Control Permitting Terms | SUPPORT | Amends the Federal Water Pollution Control Act with respect to permitting terms. | 03/15/2019 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT. |
| <u>HR 1976</u> Kildee (D) | Perfluorinated Compounds Survey | | Requires the Director of the United States Geological Survey to perform a nationwide survey of perfluorinated compounds. | 06/13/2019 - Subcommittee on WATER, POWER AND OCEANS hearings held. |
| <u>HR 2377</u> Boyle B (D) | Drinking Water Maximum Contaminant Level | | Amends the Safe Drinking Water Act, requires the Administrator of the Environmental Protection Agency to publish a maximum contaminant level goal and promulgate a national primary drinking water regulation for total per- and polyfluoroalkyl substances. | 04/29/2019 - INTRODUCED.;04/29/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2500</u> Smith A (D) | National Defense Authorization Act for Fiscal Year 2020 | | Provides for the National Defense Authorization Act for specified Fiscal Year. | 07/12/2019 - In HOUSE. Passed HOUSE. *****To SENATE. |
| <u>HR 2533</u> Pallone (D) | Community Water Systems Contamination | | Assists community water systems affected by perfluoroalkyl substances (PFAS) contamination. | 05/07/2019 - INTRODUCED.;05/07/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|--|---|--------------------------|---|--|
| <u>HR 2566</u> Soto (D) | Environmental Protection Agency Safer Choice Standard | | Requires the Administrator of the Environmental Protection Agency to revise the Safer Choice Standard to provide for a Safer Choice label for pots, pans, and cooking utensils that do not contain polyfluoroalkyl substances (PFAS). | 05/07/2019 - INTRODUCED.;05/07/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2570</u> Rouda (D) | Water Treatment Costs | | Ensures that polluters pay ongoing water treatment costs associated with contamination from perfluoroalkyl and polyfluoroalkyl substances. | 05/09/2019 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT. |
| <u>HR 2577</u> Delgado (D) | Toxics Release Inventory Inclusion | | Amends the Emergency Planning and Community Right-To-Know Act of 1986, includes per- and polyfluoroalkyl substances on the Toxics Release Inventory. | 05/08/2019 - INTRODUCED.;05/08/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2591</u> Khanna (D) | Polyfluoroalkyl Substance Waste Prohibition | | Prohibits the waste incineration of per- and polyfluoroalkyl substances. | 05/08/2019 - INTRODUCED.;05/08/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2596</u> Kuster (D) | Polyfluoroalkyl Substances Manufacturing and Processing | | Amends the Toxic Substances Control Act with respect to manufacturing and processing notices for per- and polyfluoroalkyl substances. | 05/08/2019 - INTRODUCED.;05/08/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2600</u> Dean (D) | Per and Polyfluoroalkyl Substances Regulation | | Regulates per- and polyfluoroalkyl substances under the Toxic Substances Control Act. | 05/08/2019 - INTRODUCED.;05/08/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2605</u> Stevens (D) | Hazardous Air Pollutants Classification | | Directs the Administrator of the Environmental Protection Agency to issue a final rule adding as a class all perfluoroalkyl and polyfluoroalkyl substances with at least one fully fluorinated carbon atom to the list of hazardous air pollutants under section 112(b) of the Clean Air Act (42 U.S.C. 7412(b)). | 05/08/2019 - INTRODUCED.;05/08/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2608</u> Maloney S (D) | Toxic Substances Testing | | Requires the testing of perfluoroalkyl and polyfluoroalkyl substances under the Toxic Substances Control Act. | 05/09/2019 - INTRODUCED.;05/09/2019 - To |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|---------------------------------------|--|--------------------------|---|--|
| | | | | HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2626</u> Upton (R) | Water Contamination Remediation Agreements | | Encourages Federal agencies to expeditiously enter into or amend cooperative agreements with States for removal and remedial actions to address PFAS contamination in drinking, surface, and ground water and land surface and subsurface strata. | 06/26/2019 - Subcommittee on WATER RESOURCES AND ENVIRONMENT discharged.;06/26/2019 - In HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE: Consideration and mark-up session held.;06/26/2019 - In HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE: Ordered to be reported. |
| <u>HR 2638</u> Fletcher (D) | Firefighting Foam Use | | Directs the Administrator of the Environmental Protection Agency to issue guidance on minimizing the use of firefighting foam containing PFAS. | 05/09/2019 - INTRODUCED.;05/09/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>HR 2800</u> Slotkin (D) | Drinking Water Substance Monitoring | | Amends the Safe Drinking Water Act, requires continued and expanded monitoring of perfluoroalkyl and polyfluoroalkyl substances in drinking water. | 05/16/2019 - INTRODUCED.;05/16/2019 - To HOUSE Committee on ENERGY AND COMMERCE. |
| <u>S 611</u> Sanders (I) | Water and Sewer Infrastructure Funding | | Provides adequate funding for water and sewer infrastructure. | 02/28/2019 - INTRODUCED.;02/28/2019 - In SENATE. Read second time.;02/28/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |
| <u>S 638</u> Carper (D) | Hazardous Substances Designation | | Requires the Administrator of the Environmental Protection Agency to designate per- and polyfluoroalkyl substances as hazardous substances under the Comprehensive Environmental Response, Compensation, Liability Act of 1980. | 02/28/2019 - INTRODUCED.;02/28/2019 - In SENATE. Read second time.;02/28/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|---------------------------------|---|--------------------------|---|--|
| S 675 Udall T (D) | Water Contamination From Military Installations | | Authorizes the Department of Defense to temporarily provide water uncontaminated with perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS) for agricultural purposes to areas affected by contamination from military installations, authorizes the Secretary of the Air Force to acquire real property to extend the contiguous geographic footprint of any Air Force base that has shown signs of contamination from PFOA and PFOS due to activities on the base. | 03/06/2019 - INTRODUCED.;03/06/2019 - In SENATE. Read second time.;03/06/2019 - To SENATE Committee on ARMED SERVICES. |
| S 950 Stabenow (D) | Perfluorinated Compounds Survey | | Requires the Director of the United States Geological Survey to perform a nationwide survey of perfluorinated compounds. | 03/28/2019 - INTRODUCED.;03/28/2019 - In SENATE. Read second time.;03/28/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |
| S 1251 Shaheen (D) | Emerging Contaminants Public Health Response Assistance | | Improves coordinate interagency Federal actions, provides assistance to States for responding to public health challenges posed by emerging contaminants. | 04/30/2019 - INTRODUCED.;04/30/2019 - In SENATE. Read second time.;04/30/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |
| S 1372 Stabenow (D) | Water Contamination Remediation Agreements | | Encourages Federal agencies to expeditiously enter into or amend cooperative agreements with States for removal and remedial actions to address polyfluoroalkyl substances (PFAS) contamination in drinking, surface, and ground water and land surface and subsurface strata. | 05/08/2019 - INTRODUCED.;05/08/2019 - In SENATE. Read second time.;05/08/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |
| S 1473 Gillibrand (D) | Drinking Water Maximum Contaminant Levels | | Amends the Safe Drinking Water Act, requires the Administrator of the Environmental Protection Agency to set maximum contaminant levels for certain chemicals. | 05/15/2019 - INTRODUCED.;05/15/2019 - In SENATE. Read second time.;05/15/2019 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS. |

IRWD 2019 LEGISLATIVE MATRIX
Updated 07/26/2019

| Bill No. Author | Title | IRWD Position | Summary/Effects | Status |
|--|---|--------------------------|---|---|
| <u>S 1507</u> Capito (R) | Toxics Release Inventory Inclusion | | Includes certain perfluoroalkyl and polyfluoroalkyl substances in the toxics release inventory. | 06/19/2019 - In SENATE Committee on ENVIRONMENT AND PUBLIC WORKS: Ordered to be reported with an amendment in the nature of a substitute.;06/19/2019 - From SENATE Committee on ENVIRONMENT AND PUBLIC WORKS: Reported by Sen. Barrasso with an amend. in the nature of a substitute.;06/19/2019 - In SENATE. Placed on SENATE Legislative Calendar under General Orders. |
| <u>S 1790</u> Inhofe (R) | National Defense Authorization Act for Fiscal Year 2020 | | Provides for the National Defense Authorization Act for Fiscal Year 2020. | 06/27/2019 - In SENATE. Amendment SA 883 proposed by Senator Udall.;06/28/2019 - In SENATE. SA 883 failed on SENATE floor. |
| <u>S 1932</u> Gardner(R)/ Feinstein (D) | Drought Resiliency and Water Supply Infrastructure Act | SUPPORT | Reclamation States Water Infrastructure Support | 06/20/2019 – To SENATE Committee on ENERGY AND NATURAL RESORUCES |

Exhibit “B”

2019 Legislative Update Report:
Links to Bill & Regulatory Texts
(as of July 26, 2019)

| Bill Number/Version Date | Link to Bill Text |
|---------------------------------|---|
| AB 1486 (Ting), as amended | http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB1486 |

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August 12, 2019
Prepared by: G. Montejano
Submitted by: J. Roney
Approved by: Paul A. Cook



CONSENT CALENDAR

RENEWAL OF GROUP MEDICAL, DENTAL, VISION, AND TERM LIFE INSURANCE FOR CALENDAR YEAR 2020

SUMMARY:

CalPERS Health Benefits Services has notified participating agencies of premium rates for the 2020 plan year beginning January 1, 2020. ACWA/JPIA has negotiated rates for dental insurance coverage with Delta Dental for the plan year beginning January 1, 2020 which results in no change in the premiums for IRWD's current dental plan, DPO Plan A. EyeMed will extend a third year rate guarantee which results in no change in premiums for IRWD's current vision plan. Reliance Standard will extend a fourth year rate guarantee which results in no change in premiums for IRWD's current Term Life and Accidental Death and Dismemberment (AD&D) plan.

ACWA/JPIA and EyeMed have offered IRWD voluntary buy-up plans for both dental and vision insurance, respectively, to provide employees an option to purchase a higher level of dental and/or vision insurance coverage. Staff recommends that the Board authorize staff to:

- Continue health insurance coverage with CalPERS for the calendar year 2020 with changes in District and employee contribution rates;
- Extend IRWD's existing contracts with ACWA/JPIA for Delta Dental DPO Plan A and EyeMed for vision insurance for coverage in calendar year 2020;
- Offer a voluntary buy-up Delta Dental plan from ACWA/JPIA for employee purchase; and
- Offer a voluntary buy-up vision insurance plan from EyeMed for employee purchase.

BACKGROUND:

CalPERS Medical Insurance Renewal Information:

IRWD currently utilizes the CalPERS medical insurance program to provide medical insurance coverage for employees. Each year, in advance of the annual insurance benefit open enrollment period, the District receives the premium rates for each health insurance plan for the upcoming calendar year. The health care rate and plan changes for 2020 include an overall average premium increase of 4.65%. For the 2020 calendar year, CalPERS has notified IRWD of premium rate changes for each of the specific plans from which IRWD employees may choose.

This year CalPERS also announced a new regional premium structure with a new three-region model that will go into effect for public agency and school employers that contract with CalPERS for health insurance. IRWD is located in Region 2, made up of Fresno, Imperial, Inyo, Kern, Kings, Madera, Orange, San Diego, San Luis Obispo, Santa Barbara, Tulare and Ventura counties. The majority of IRWD employees are located in Region 2 and Region 3, which includes San Bernardino, Los Angeles, and Riverside counties. The premiums rates for CalPERS health insurance plans for the 2020 calendar year, for Regions 2 and 3, are shown in Exhibit "A".

Dental Coverage:

IRWD's current employee dental insurance coverage is provided by Delta Dental Plan of California through ACWA/JPIA. IRWD currently contracts through ACWA/JPIA for the DPO Plan A with child and adult orthodontic coverage as an add-on. The ACWA/JPIA negotiated rates with Delta Dental for calendar year 2019, and premiums for the 2020 DPO Plan A with child and adult orthodontic coverage, will remain unchanged from 2019 rates.

IRWD's current monthly rates are \$35.36 for "employee only" coverage, \$69.99 for "employee plus+1" coverage and \$128.10 for "family" coverage. These premium rates include the ACWA/JPIA administration fee of \$2.24 per enrollee per month.

For the 2020 coverage year, ACWA/JPIA is also offering IRWD a Delta Dental voluntary employee purchase buy-up plan as an additional dental insurance option for District staff. This voluntary plan will provide enhanced dental benefits for employees who choose to purchase this plan. The cost of the buy-up plan to the employee is recommended to be the difference between the premium cost the District currently pays for dental coverage and the cost of the buy-up plan premiums. The buy-up plan provides 100% coverage for exams, x-rays and cleanings, up from 85% (in-network) and 80% (out-of-network) for the District-paid plan and increases the per person maximum annual coverage to \$2000, up from \$1500 for the District-paid plan. The employee costs for the buy-up plan are shown in Exhibit "B".

Vision Coverage:

IRWD's current employee vision insurance coverage is provided by EyeMed. IRWD negotiated rates with EyeMed for calendar year 2019, and premiums for the 2020 vision plan will remain unchanged from 2019 rates. IRWD's current monthly rates are \$8.69 for "employee only" coverage, \$16.52 for "employee plus+1" coverage and \$24.23 for "family" coverage.

For the 2020 coverage year, EyeMed is offering the District a voluntary employee purchase buy-up plan as an additional vision insurance plan option for District staff. This voluntary plan will provide enhanced vision benefits for employees who choose to purchase this plan. The cost of the buy-up plan to the employee is recommended to be the difference between the premium cost the District currently pays for vision coverage and the cost of the buy-up plan premiums. The buy-up plan removes the \$10 exam co-pay that is present in the District-paid plan and provides for 40% greater coverage for frames and 30% greater coverage for contact lenses than the District-paid plan. The employee costs for the buy-up plan are shown in Exhibit "C".

Term Life and AD&D Insurance Coverage:

IRWD's current employee Term Life and AD&D insurance coverage is provided by Reliance Standard. IRWD negotiated rates with Reliance Standard in 2017, which included a rate guarantee through December 2019. Reliance Standard has agreed to continue the rate guarantee for the 2020 plan year. Premium rates remain unchanged from the 2017 rates.

Open Enrollment Process for 2020:

The CalPERS 2020 health insurance open enrollment period is scheduled for September 9, 2019 through October 4, 2019. Staff will conduct employee open enrollment informational meetings in mid- to late-August. Health insurance plan representatives have been invited to attend the IRWD Employee Health and Wellness Fairs which will be held at the Michelson Operations Center on September 4, 2019, and at the Sand Canyon Headquarters facility on September 16, 2019.

Employer Health Insurance Contribution Rates:

IRWD has a long-standing practice of calculating the employer and employee contribution rates for health insurance premiums based on rates of the Preferred Provider Organization (PPO) plan offered which had the highest enrollment in the prior renewal year. The rates for that plan are then used to calculate the maximum District contribution rates for all plans offered.

In 2019, the year prior to this 2020 renewal, the PPO plan offered with the highest enrollment was the PERS Choice-PPO – Other Southern California Region (OSC) plan. The premium for this plan will increase 2.1% for the 2020 renewal, resulting in an increase to the District's maximum contribution rates, to align with the higher 2020 PERS Choice-PPO plan premiums.

CalPERS Administrative Fees and Reserves:

On June 26, 2019, the CalPERS administrative fee was set at 0.27 percent for fiscal year dating July 1, 2019 to June 30, 2020. The administrative fee yielded an increase from the prior year of 0.23%. The administrative fee is calculated on total active and retired gross health premiums and billed to contracting agencies monthly. While CalPERS can also charge up to 4% for a contingency reserve fund, a contingency fee has not been assessed since 1985. For 2020, IRWD has not been notified of any contingency reserve fees.

FISCAL IMPACTS:

Continuation of the CalPERS medical insurance plans will result in total projected expenses for FY 2019-20 of \$6,331,988, approximately 93.4% of the \$6,775,227 budgeted for this item. Actual District medical insurance expenses for FY 2018-19 was \$5,910,302, which represents a 7.2% (\$421,686) increase over 2018-19 budget for this item due to a smaller vacancy factor than what was projected for the FY 2018-19 fiscal year.

Renewal of the ACWA/JPIA for Delta Dental DPO Plan A will result in no change in premium rates. Annual dental insurance premium rates for FY 2019-20 will be approximately \$438,000, which is 88% of the amount budgeted of \$498,798.

Renewal of the EyeMed Vision plan will result in no change in premium rates. Annual vision insurance premium rates for FY 2019-20 will be approximately \$87,000, which is 95% of the budgeted amount of \$90,932.

Renewal of Reliance Standard Term Life and AD&D plan will result in no change in premium rates. Annual Term Life and AD&D insurance premium rates for FY 2019-20 will be approximately \$344,000, which is 96% of the budgeted amount of \$354,212.

ENVIRONMENTAL IMPACTS:

This item is not a project as defined in the California Environmental Quality Act Code of Regulations, Title 14, Chapter 3, Section 15378.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on August 6, 2019.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE STAFF TO CONTINUE THE DISTRICT'S HEALTH INSURANCE COVERAGE WITH CALPERS WITH CHANGES IN DISTRICT AND EMPLOYEE CONTRIBUTION RATES AS OUTLINED IN THE EXHIBIT PROVIDED, CONTINUE THE DISTRICT'S DENTAL INSURANCE COVERAGE WITH ACWC/JPIA WITH NO CHANGE IN PREMIUM RATES, CONTINUE THE DISTRICT'S VISION INSURANCE COVERAGE WITH EYEMED WITH NO CHANGE IN PREMIUM RATES, CONTINUE THE DISTRICT'S TERM LIFE AND AD&D COVERAGE WITH RELIANCE STANDARD WITH NO CHANGE IN PREMIUM RATES, AND OFFER VOLUNTARY DELTA DENTAL AND EYEMED BUY-UP PLANS FOR EMPLOYEE PURCHASE FOR THE CALENDAR YEAR 2020.

LIST OF EXHIBITS:

- Exhibit "A" – CalPERS 2019 and Recommended 2020 District and Employee Medical Premium Contribution Rates
- Exhibit "B" – Delta Dental Buy-up Plan Rates and Benefits
- Exhibit "C" – EyeMed Buy-up Plan Rates and Benefits

EXHIBIT 'A'

| Region 2 | Current Enrollment | 2019 Premium Rates | \$ Employee Contribution | % Employee Contribution | 2020 Premium Rates | \$ Employee Contribution | % Employee Contribution | Variance |
|--|--------------------|--------------------|--------------------------|-------------------------|--------------------|--------------------------|-------------------------|-------------|
| Blue Shield of California Access+ - OSC | | | | | | | | |
| Employee Only | 8 | \$760.04 | \$111.04 | 15% | \$909.87 | \$247.22 | 27% | |
| Employee + 1 Dependent | 7 | \$1,520.08 | \$222.08 | 15% | \$1,819.74 | \$494.44 | 27% | |
| Employee + Family | 18 | \$1,976.10 | \$288.70 | 15% | \$2,365.66 | \$642.76 | 27% | |
| | 33 | \$52,291 | \$7,639 | | \$62,599 | \$17,009 | | 19.7% |
| Anthem Select HMO - OSC | | | | | | | | |
| Employee Only | 4 | \$625.07 | \$0.00 | 0% | \$654.04 | \$0.00 | 0% | |
| Employee + 1 Dependent | 0 | \$1,250.14 | \$0.00 | 0% | \$1,308.08 | \$0.00 | 0% | |
| Employee + Family | 7 | \$1,825.18 | \$0.00 | 0% | \$1,700.50 | \$0.00 | 0% | |
| | 11 | \$13,877 | \$0 | | \$14,520 | \$0 | | 4.6% |
| Anthem Traditional HMO - OSC | | | | | | | | |
| Employee Only | 0 | \$830.89 | \$181.89 | 22% | \$934.95 | \$272.30 | 29% | |
| Employee + 1 Dependent | 0 | \$1,661.78 | \$363.78 | 22% | \$1,869.90 | \$544.60 | 29% | |
| Employee + Family | 0 | \$2,160.31 | \$472.91 | 22% | \$2,430.87 | \$707.97 | 29% | |
| | 0 | | \$0 | | \$0 | \$0 | | N/A |
| Kaiser Health Plan of California - OSC | | | | | | | | |
| Employee Only | 34 | \$628.63 | \$0.00 | 0% | \$645.24 | \$0.00 | 0% | |
| Employee + 1 Dependent | 22 | \$1,257.26 | \$0.00 | 0% | \$1,290.48 | \$0.00 | 0% | |
| Employee + Family | 91 | \$1,634.44 | \$0.00 | 0% | \$1,677.62 | \$0.00 | 0% | |
| | 137 | \$181,423 | \$0 | | \$186,216 | \$0 | | 2.6% |
| Health Net SmartCare - OSC | | | | | | | | |
| Employee Only | 2 | \$642.71 | \$0.00 | 0% | \$719.26 | \$56.61 | 8% | |
| Employee + 1 Dependent | 1 | \$1,285.42 | \$0.00 | 0% | \$1,438.52 | \$113.22 | 8% | |
| Employee + Family | 0 | \$1,671.05 | \$0.00 | 0% | \$1,870.08 | \$147.18 | 8% | |
| | 3 | \$2,571 | \$0 | | \$2,877 | \$226 | | 11.9% |
| PERS Select - OSC | | | | | | | | |
| Employee Only | 7 | \$462.71 | \$0.00 | 0% | \$451.54 | \$0.00 | 0% | |
| Employee + 1 Dependent | 4 | \$925.42 | \$0.00 | 0% | \$903.08 | \$0.00 | 0% | |
| Employee + Family | 14 | \$1,203.05 | \$0.00 | 0% | \$1,174.00 | \$0.00 | 0% | |
| | 25 | \$23,783 | \$0 | | \$23,209 | \$0 | | -2.4% |
| PERS Choice - OSC | | | | | | | | |
| Employee Only | 13 | \$721.11 | \$72.11 | 10% | \$736.28 | \$73.63 | 10% | |
| Employee + 1 Dependent | 20 | \$1,442.22 | \$144.22 | 10% | \$1,472.56 | \$147.26 | 10% | |
| Employee + Family | 23 | \$1,874.89 | \$187.49 | 10% | \$1,914.33 | \$191.43 | 10% | |
| | 56 | \$81,341 | \$8,134 | | \$83,052 | \$8,305 | | 2.1% |
| PERS Care - OSC | | | | | | | | |
| Employee Only | 3 | \$907.29 | \$258.29 | 28% | \$986.66 | \$324.01 | 33% | |
| Employee + 1 Dependent | 3 | \$1,814.58 | \$516.58 | 28% | \$1,973.32 | \$648.02 | 33% | |
| Employee + Family | 3 | \$2,358.95 | \$671.55 | 28% | \$2,565.32 | \$842.42 | 33% | |
| | 9 | \$15,242 | \$4,339 | | \$16,576 | \$5,443 | | 8.7% |
| Sharp - OSC | | | | | | | | |
| Employee Only | 1 | \$593.66 | \$0.00 | 0% | \$608.02 | \$0.00 | 0% | |
| Employee + 1 Dependent | 0 | \$1,187.32 | \$0.00 | 0% | \$1,212.04 | \$0.00 | 0% | |
| Employee + Family | 0 | \$1,543.52 | \$0.00 | 0% | \$1,675.65 | \$0.00 | 0% | |
| | 1 | \$594 | \$0 | | \$606 | \$0 | | 2.1% |
| UnitedHealthcare - OSC | | | | | | | | |
| Employee Only | 12 | \$846.65 | \$0.00 | 0% | \$871.60 | \$8.95 | 1% | |
| Employee + 1 Dependent | 5 | \$1,293.30 | \$0.00 | 0% | \$1,343.20 | \$17.90 | 1% | |
| Employee + Family | 12 | \$1,681.29 | \$0.00 | 0% | \$1,746.16 | \$23.26 | 1% | |
| | 29 | \$34,402 | \$0 | | \$35,729 | \$476 | | 3.9% |
| Region 3 | | | | | | | | |
| | Current Enrollment | 2019 Premium Rates | \$ Employee Contribution | % Employee Contribution | 2020 Premium Rates | \$ Employee Contribution | % Employee Contribution | Variance |
| Blue Shield of California Access+ - LA | | | | | | | | |
| Employee Only | 1 | \$669.75 | \$20.75 | 3% | \$813.17 | \$150.52 | 19% | |
| Employee + 1 Dependent | 1 | \$1,339.50 | \$41.50 | 3% | \$1,626.34 | \$301.04 | 19% | |
| Employee + Family | 4 | \$1,741.35 | \$53.95 | 3% | \$2,114.24 | \$391.34 | 19% | |
| | 6 | \$8,975 | \$278 | | \$10,896 | \$2,017 | | 21.4% |
| Blue Shield of California Trio - LA | | | | | | | | |
| Employee Only | 0 | | | | \$624.93 | \$0.00 | | <<new plan |
| Employee + 1 Dependent | 0 | | | | \$1,249.86 | \$0.00 | | |
| Employee + Family | 0 | | | | \$1,824.82 | \$0.00 | | |
| | 0 | | | | \$0 | \$0 | | N/A |
| Anthem Select HMO - LA | | | | | | | | |
| Employee Only | 0 | \$627.07 | \$0.00 | 0% | \$619.93 | \$0.00 | 0% | |
| Employee + 1 Dependent | 0 | \$1,254.14 | \$0.00 | 0% | \$1,239.86 | \$0.00 | 0% | |
| Employee + Family | 3 | \$1,630.38 | \$0.00 | 0% | \$1,611.82 | \$0.00 | 0% | |
| | 3 | \$4,891 | \$0 | | \$4,835 | \$0 | | -1.1% |
| Anthem Traditional HMO - LA | | | | | | | | |
| Employee Only | 0 | \$878.48 | \$229.48 | 26% | \$902.63 | \$239.98 | 27% | |
| Employee + 1 Dependent | 0 | \$1,756.96 | \$458.96 | 26% | \$1,805.26 | \$479.96 | 27% | |
| Employee + Family | 0 | \$2,284.05 | \$596.65 | 26% | \$2,346.84 | \$623.94 | 27% | |
| | 0 | \$0 | \$0 | | \$0 | \$0 | | N/A |
| Health Net SmartCare - LA | | | | | | | | |
| Employee Only | 1 | \$584.27 | \$0.00 | 0% | \$648.42 | \$0.00 | 0% | |
| Employee + 1 Dependent | 1 | \$1,168.54 | \$0.00 | 0% | \$1,296.84 | \$0.00 | 0% | |
| Employee + Family | 2 | \$1,519.10 | \$0.00 | 0% | \$1,695.89 | \$0.00 | 0% | |
| | 4 | \$4,791 | \$0 | | \$5,317 | \$0 | | 11.0% |
| Kaiser Health Plan of California - LA | | | | | | | | |
| Employee Only | 3 | \$618.64 | \$0.00 | 0% | \$664.39 | \$1.74 | 0% | |
| Employee + 1 Dependent | 3 | \$1,237.28 | \$0.00 | 0% | \$1,328.78 | \$3.48 | 0% | |
| Employee + Family | 7 | \$1,608.46 | \$0.00 | 0% | \$1,727.41 | \$4.51 | 0% | |
| | 13 | \$16,827 | \$0 | | \$18,071 | \$47 | | 7.4% |
| PERS Select - LA | | | | | | | | |
| Employee Only | 0 | \$420.77 | \$0.00 | 0% | \$435.74 | \$0.00 | 0% | |
| Employee + 1 Dependent | 0 | \$841.54 | \$0.00 | 0% | \$871.48 | \$0.00 | 0% | |
| Employee + Family | 1 | \$1,094.00 | \$0.00 | 0% | \$1,132.92 | \$0.00 | 0% | |
| | 1 | \$1,094 | \$0 | | \$1,133 | \$0 | | 3.6% |
| PERS Choice - LA | | | | | | | | |
| Employee Only | 1 | \$654.50 | \$5.50 | 1% | \$710.29 | \$47.64 | 7% | |
| Employee + 1 Dependent | 2 | \$1,309.00 | \$11.00 | 1% | \$1,420.58 | \$95.28 | 7% | |
| Employee + Family | 3 | \$1,701.70 | \$14.30 | 1% | \$1,846.75 | \$123.85 | 7% | |
| | 6 | \$8,378 | \$70 | | \$9,092 | \$610 | | 8.5% |
| PERS Care - LA | | | | | | | | |
| Employee Only | 0 | \$843.78 | \$194.78 | 23% | \$931.12 | \$268.47 | 29% | |
| Employee + 1 Dependent | 1 | \$1,687.56 | \$389.56 | 23% | \$1,862.24 | \$536.94 | 29% | |
| Employee + Family | 2 | \$2,193.83 | \$506.43 | 23% | \$2,420.91 | \$688.01 | 29% | |
| | 3 | \$6,075 | \$1,402 | | \$6,704 | \$1,933 | | 10.4% |
| UnitedHealthcare - LA | | | | | | | | |
| Employee Only | 2 | \$669.61 | \$20.61 | 3% | \$868.31 | \$5.66 | 1% | |
| Employee + 1 Dependent | 0 | \$1,339.22 | \$41.22 | 3% | \$1,336.62 | \$11.32 | 1% | |
| Employee + Family | 2 | \$1,740.99 | \$53.59 | 3% | \$1,737.61 | \$14.71 | 1% | |
| | 4 | \$4,821 | \$148 | | \$4,912 | \$41 | | -0.2% |
| Medical Annual Total | 344 | \$5,636,602 | \$264,145 | | \$5,934,941 | \$433,286 | | 5.4% |

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EXHIBIT "B"

DELTA DENTAL BASE AND BUY-UP OPTIONS

| Rates | DPPO Base | DPPO Buy Up | Var \$ | Var % |
|------------------------|-----------|-------------|---------|-------|
| Enrollee only | \$35.36 | \$56.18 | \$20.82 | 58.9% |
| Enrollee + 1 Dependent | \$69.99 | \$111.46 | \$41.47 | 59.3% |
| Family | \$128.10 | \$199.04 | \$70.94 | 55.4% |

| PLAN OPTION | ACWA PPO 3002 | | ACWA PPO 3007 (Buy-Up) | |
|--|--|----------------|--|----------------|
| | In Network | Out of Network | In Network | Out of Network |
| Deductible | \$25 per person / \$50 per family each calendar year | | \$25 per person / \$50 per family each calendar year | |
| Maximums | \$1,500 per person each calendar year (Diagnostic & Preventative counts toward deductible) | | \$2,000 per person each calendar year (Diagnostic & Preventative counts toward deductible) | |
| Orthodontic | \$2,000 Lifetime Maximum | | \$2,000 Lifetime Maximum | |
| Benefits and Covered Services | | | | |
| Diagnostic & Preventive Services (D & P) Exams, cleanings and x-rays | 85% | 80% | 100% | 100% |
| Basic Services Fillings, posterior composites and sealants | 80% | 80% | 85% | 80% |
| Endodontics (root canals) Covered Under Basic Services | 80% | 80% | 85% | 80% |
| Periodontics (gum treatment) Covered Under Basic Services | 80% | 80% | 85% | 80% |
| Oral Surgery Covered Under Basic Services | 80% | 80% | 85% | 80% |
| Major Services Crowns, inlays, onlays and cast restorations | 50% | 50% | 50% | 50% |
| Prosthodontics Bridges, dentures and implants | 50% | 50% | 50% | 50% |
| Orthodontic Benefits Adults and dependent children | 50% | 50% | 50% | 50% |

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EXHIBIT "C"

EYEMED BASE AND BUY-UP OPTIONS

| Rates | EyeMed Base | EyeMed Buy Up | Var \$ | Var % |
|------------------------|-------------|---------------|---------|-------|
| Enrollee only | \$8.69 | \$16.19 | \$7.50 | 86.3% |
| Enrollee + 1 Dependent | \$16.52 | \$30.79 | \$14.27 | 86.4% |
| Family | \$24.23 | \$45.16 | \$20.93 | 86.4% |

| Vision Care Services | Base Option Member Cost In-Network | Out-of-Network Reimbursement | Buy Up Option Member Cost In-Network | Out-of-Network Reimbursement |
|---|--|------------------------------|--|------------------------------|
| Exam with Dilatation as Necessary | \$10 Copay | \$35 | \$0 Copay | \$35 |
| Retinal Imaging Benefit | Up to \$39 | N/A | Up to \$39 | N/A |
| Exam Options: | | | | |
| Standard Contact Lens Fit and Follow-Up: | Up to \$40 | N/A | Up to \$40 | N/A |
| Premium Contact Lens Fit and Follow-Up: | 10% off Retail Price | N/A | 10% off Retail Price | N/A |
| Frames: (Any available frame at provider location) | \$0 Copay; \$140 Allowance, 20% off balance over \$140 | \$70 | \$0 Copay; \$200 Allowance, 20% off balance over \$200 | \$100 |
| Standard Plastic Lenses: | | | | |
| Single Vision | \$10 Copay | \$35 | \$10 Copay | \$35 |
| Bifocal | \$10 Copay | \$49 | \$10 Copay | \$49 |
| Trifocal | \$10 Copay | \$74 | \$10 Copay | \$74 |
| Lenticular | \$10 Copay | \$74 | \$10 Copay | \$74 |
| Standard Progressive Lens | \$10 Copay | \$95 | \$10 Copay | \$95 |
| Premium Progressive Lens | \$10 Copay, 80% of Charge less \$120 Allowance | \$95 | \$10 Copay, 80% of Charge less \$120 Allowance | \$95 |
| Lens Options: | | | | |
| UV Treatment | \$15 | N/A | \$15 | N/A |
| Tint (Solid and Gradient) | \$15 | N/A | \$15 | N/A |
| Standard Plastic Scratch Coating | \$15 | N/A | \$15 | N/A |
| Standard Polycarbonate - Adults | \$0 Copay | \$32 | \$0 Copay | \$32 |
| Standard Polycarbonate - Kids under 19 | \$0 Copay | \$32 | \$0 Copay | \$32 |
| Standard Anti-Reflective Coating | \$45 | N/A | \$45 | N/A |
| Polarized | 20% off Retail Price | N/A | 20% off Retail Price | N/A |
| Other Add-Ons | 20% off Retail Price | N/A | 20% off Retail Price | N/A |
| Contact Lenses (allowance includes materials only) | | | | |
| Conventional | \$0 Copay; \$155 allowance, 15% off balance over \$155 | \$124 | \$0 Copay; \$200 allowance, 15% off balance over \$200 | \$160 |
| Disposable | \$0 Copay; \$155 allowance, plus balance over \$155 | \$124 | \$0 Copay; \$200 allowance, plus balance over \$200 | \$160 |
| Medically Necessary | \$0 Copay, Paid-in-Full | \$210 | \$0 Copay, Paid-in-Full | \$210 |
| Laser Vision Correction Lasik or PRK from U.S. Laser Network | 15% off Retail Price or 5% off promotional price | N/A | 15% off Retail Price or 5% off promotional price | N/A |
| Amplifon Hearing Health Care | Hearing Health Care from Amplifon Hearing Health Care Network Members receive a 40% discount off hearing exams and a low price guarantee on discounted hearing aids. | N/A | Hearing Health Care from Amplifon Hearing Health Care Network Members receive a 40% discount off hearing exams and a low price guarantee on discounted hearing aids. | N/A |
| Additional Pairs Benefit: | Members also receive a 40% discount off complete pair eyeglass purchases and a 15% discount off conventional contact lenses once the funded benefit has been used. | N/A | Members also receive a 40% discount off complete pair eyeglass purchases and a 15% discount off conventional contact lenses once the funded benefit has been used. | N/A |
| Frequency: Examination Lenses or Contact Lenses Frame | Once every 12 months Once every 12 months Once every 12 months | | Once every 12 months Once every 12 months Once every 12 months | |

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August 12, 2019
Prepared by: R. Jacobson / T. Fournier
Submitted by: C. Clary
Approved by: Paul A. Cook



CONSENT CALENDAR

SAND CANYON PROFESSIONAL CENTER PHASE II PROFESSIONAL SERVICES VARIANCE NO. 5

SUMMARY:

The Sand Canyon Professional Center Phase II project includes construction of a 70,000-square-foot for-lease office building and a central outdoor area adjacent to the District's Sand Canyon Headquarters building. In December 2015, the District retained Ware Malcomb to provide architectural services for the project. This project is currently under construction. Staff recommends that the Board authorize the General Manager to execute a Professional Services Variance in the amount of \$21,700 with Ware Malcomb for additional architectural service for Project No. 06210.

BACKGROUND:

Phase II of the Sand Canyon Professional Center includes construction of an approximate 70,000-square-foot professional office building, related site work, and completion of a central outdoor area adjacent to the IRWD Headquarters facility. In December 2015, the District retained Ware Malcomb to serve as the project architect for the amount of \$419,000. Building plans were originally submitted to the City of Irvine in October 2016 and then resubmitted in April 2018. Following plan approval, construction commenced in January 2019. Previously approved variances included the following additional work:

Variance No. 1: Revisions and re-submittal of the building and landscape plans required by the City to comply with updated building codes (\$53,000);

Variance No. 2: Coordination with the City and the Irvine Company related to required lot line adjustments, Water Quality Management Plan and landscape architect revisions (\$15,148);

Variance No. 3: Additional engineering design revisions required by the City (\$32,000); and

Variance No. 4: Plan redesign of hardscape, landscape and irrigation to incorporate new EV charging stations installed in the District's parking area following plan approval (\$8,600).

Professional Services Agreement Variance No. 5:

Ware Malcomb has provided an "Add Service" request for additional site revisions in the amount of \$21,700, which include necessary modifications to architectural, plumbing, electrical and landscape plans including:

- Remove garden wall in the lobby area and fire bowl at building front entrance area;

- Modify outdoor lighting, including engineering for light pole foundations;
- Provide additional electrical and gas meters to the building, and power access to the outdoor counter area, various locations in the courtyard, and the rooftop deck;
- Relocate the primary gas meter to the northeast end of the building; and
- Relocate point of connection for recycled water.

The amount due for the additional design services is \$21,700. Staff and the District's construction manager, Newport Real Estate Services, have reviewed the variance request items and determined that the request is appropriate. Ware Malcomb's "Add Service" request is attached as Exhibit "A".

FISCAL IMPACTS:

In December 2015, the Board authorized the General Manager to award a Professional Services Agreement to Ware Malcomb for architectural services in the amount of \$419,000. The current variance request will bring the contract with Ware Malcomb to \$549,448 for architectural services for Project No. 06210.

ENVIRONMENTAL COMPLIANCE:

A Final Environmental Impact Report has been prepared, certified and the project approved by the County of Orange Environmental Management Agency in compliance with the California Environmental Quality Act (CEQA) of 1970 (as amended), codified at California Public Resources Code Sections 21000 et. seq., and the State CEQA Guidelines in the Code of Regulations, Title 14, Division 6, Chapter 3.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on August 6, 2019.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE THE GENERAL MANAGER TO EXECUTE PROFESSIONAL SERVICES VARIANCE NO. 5 IN THE AMOUNT OF \$21,700 WITH WARE MALCOMB FOR ADDITIONAL ARCHITECTURAL SERVICES FOR PROJECT NO. 06210.

LIST OF EXHIBITS:

Exhibit "A" – Ware Malcomb "Add Service" – Site Revisions

WARE MALCOMB

architecture | planning | interiors | branding | civil

Add Service #007 – Site Revisions, Bulletin 02

| | | | |
|-------------------|---|------------------------|-------------------------|
| Date: | 5/20/2019 06/18/19 r1 08/06/2019 r2 | Project Name: | IRWD Sand Canyon Office |
| To: | Rob Jacobson | Project No.: | IRV14-0175-02 |
| From: | Keith Bryant | Master Agreement Date: | 12/17/2015 |
| Proposed Add No.: | 007 | WM Project Manager: | Keith Bryant |

Reason for change:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Client request | <input type="checkbox"/> Omitted from original plan |
| <input type="checkbox"/> Budgeted item not shown on bid set | Other: |

General Description of Additional Services:

The following change has been requested:

1. Revise current set of Contract Documents (Bulletin 01, dated 2/25/2019) to incorporate Owner requested changes to the Site and Roof Deck. The Contract documents shall include drawings and specifications, as follows:
 - a. Remove garden wall in the Lobby at building the entrance. (Architectural, Plumbing, Electrical and Landscape)
 - b. Provide power at 4 locations on the site and two locations on the roof deck. (Architectural, Electrical and Landscape)
 - c. Provide hose bib at the roof deck. (Architectural and Plumbing)
 - d. LED Festoon string lighting to replace catenary lights. (No cost)
 - e. Provide power, transformer and controls at the outdoor counter. (Architectural, Structural, Electrical and Landscape)
 - f. Remove the water feature/fire bowl at the entry and remove the associated electrical and plumbing. (Architectural, Plumbing, Electrical and Landscape)
 - g. Relocate the gas meter to the north east end of the building. (Architectural and Plumbing)
 - h. Relocate point of connection for recycled water per IRWD's request. (Architectural, Plumbing and Landscape)

| | |
|-----------------|-------------|
| Basic Services: | \$16,700.00 |
|-----------------|-------------|

- | | |
|-------------------------------------|------------|
| 2. Reimbursable allowance extension | \$5,000.00 |
|-------------------------------------|------------|

This Additional Services proposal is intended to amend the above-referenced Master Agreement to include the additional services.

| | |
|---------------------------|--------------------|
| Proposed Add Service Fee: | \$21,700.00 |
|---------------------------|--------------------|

WARE MALCOMB

architecture | planning | interiors | branding | civil

Except as amended by this Additional Services proposal, the Master Agreement remains in full force and effect and is incorporated by reference. The signatory represents that he or she are fully authorized to enter into this Additional Services proposal.

WARE MALCOMB

By:



Keith Bryant
Project Architect

6/18/2019

Date

By: _____

Paul A. Cook
General Manager

Date

August 12, 2019
Prepared by: T. Bonkowski / M. Cortez
Submitted by: K. Burton
Approved by: Paul A. Cook 

CONSENT CALENDAR

LAGUNA CANYON ROAD AND QUAIL HILL PARKWAY CATHODIC PROTECTION
FINAL ACCEPTANCE

SUMMARY:

The Laguna Canyon Road and Quail Hill Parkway Cathodic Protection project is complete. IRWD's contractor CorrPro Companies, Inc. has completed the required work and all punch list items. The project has received final inspection and acceptance of construction is recommended.

BACKGROUND:

The major components of the work included installation of five deep anode beds, five rectifier cabinets including a concrete pad, conduits, insulating flange kits, removal of bond jumper wires, replacement of insulator test stations, coordination with Southern California Edison, testing and commissioning, and landscape work at nine locations along Laguna Canyon Road and Quail Hill Parkway. The work was performed within the right-of-way of the City of Irvine and within private property through easements.

| | |
|---------------------------------|---|
| Project Title: | Laguna Canyon Road and Quail Hill Parkway Cathodic Protection |
| Project Nos.: | 05156 and 10541 |
| Design Engineer: | Michael Baker International |
| Construction Management by: | IRWD Staff |
| Contractor: | CorrPro Companies, Inc. |
| Original Contract Cost: | \$1,085,918.98 |
| Final Contract Cost: | \$1,172,819.18 |
| Original Contract Days: | 135 |
| Final Contract Days: | 193 |
| Final Change Order Approved On: | July 24, 2019 |

FISCAL IMPACTS:

Projects 05156 and 10541 are included in the FY 2019-20 Capital Budget. The existing budgets are sufficient to fund the final payment for the project.

ENVIRONMENTAL COMPLIANCE:

This project is exempt from the California Environmental Quality Act (CEQA) as authorized under the California Code of Regulations, Title 14, Chapter 3, Section 15301, which provides exemption for minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. A Notice of Exemption for the project was filed with the County of Orange on May 26, 2017.

COMMITTEE STATUS:

This item was not reviewed by a Committee.

RECOMMENDATION:

THAT THE BOARD ACCEPT CONSTRUCTION OF THE LAGUNA CANYON ROAD AND QUAIL HILL PARKWAY CATHODIC PROTECTION PROJECTS 05156 AND 10541, AUTHORIZE THE GENERAL MANAGER TO FILE A NOTICE OF COMPLETION, AND AUTHORIZE THE PAYMENT OF THE RETENTION 35 DAYS AFTER THE DATE OF RECORDING THE NOTICE OF COMPLETION.

LIST OF EXHIBITS:

None.

August 12, 2019
Prepared by: T. Bonkowski / M. Cortez
Submitted by: K. Burton
Approved by: Paul A. Cook



CONSENT CALENDAR

VAULT LIDS REPLACEMENT FINAL ACCEPTANCE

SUMMARY:

The Vault Lids Replacement project is complete. IRWD's contractor Schuler Constructors, Inc. has completed the required work and all punch list items. The project has received final inspection and acceptance of construction is recommended.

BACKGROUND:

This project replaced 23 vault lids, several vault ladders and vault sections at 19 sites within IRWD's service area. The work also included the restoration of sidewalks and landscaping at each site to the existing condition to the satisfaction of IRWD and property owners. Due to the replacement of vault lids at additional sites, the contract time was extended based on the time required to process and approve the contractor's product submittals and the manufacturer's delivery time for the additional vault lids.

| | |
|---------------------------------|----------------------------|
| Project Title: | Vault Lids Replacement |
| Project Nos.: | 01621, 01623 and 07116 |
| Design Engineer: | Cho Design Associates |
| Construction Management by: | IRWD Staff |
| Contractor: | Schuler Constructors, Inc. |
| Original Contract Cost: | \$932,960 |
| Final Contract Cost: | \$1,120,245.31 |
| Original Contract Days: | 240 |
| Final Contract Days: | 408 |
| Final Change Order Approved On: | June 12, 2019 |

FISCAL IMPACTS:

Projects 06121, 01623 and 07116 are included in the FY 2019-20 Capital Budget. The existing budgets are sufficient to fund the final payment for the project.

ENVIRONMENTAL COMPLIANCE:

This project is exempt from the California Environmental Quality Act (CEQA) and in conformance with California Code of Regulations Title 14, Chapter 3, 15301 provides exemption for minor alterations of existing structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. A Notice of Exemption for the project was filed with the County of Orange on November 30, 2017.

COMMITTEE STATUS:

This item was not reviewed by a Committee.

RECOMMENDATION:

THAT THE BOARD ACCEPT CONSTRUCTION OF THE VAULT LIDS REPLACEMENT PROJECTS 06121, 06123 AND 07116, AUTHORIZE THE GENERAL MANAGER TO FILE A NOTICE OF COMPLETION, AND AUTHORIZE THE PAYMENT OF THE RETENTION 35 DAYS AFTER THE DATE OF RECORDING THE NOTICE OF COMPLETION.

LIST OF EXHIBITS:

None.

August 12, 2019
Prepared by: D. Cotton
Submitted by: T. Mossbarger / C. Clary
Approved by: Paul A. Cook



ACTION CALENDAR

METER READING AND ELECTRONIC BILLING CONTRACT VARIANCES

SUMMARY:

Two five-year Professional Services Agreements previously authorized by the Board are both in their final year and will exceed their authorized amounts in Fiscal Year 2019-20. Fiserv Solutions, LLC provides electronic billing (eBill) services for the distribution of customer bills in an electronic format and for on-line and on-demand electronic payments. Fiserv's original contract amount was for \$900,000 and a variance in the amount of \$197,000 is now needed to continue services through FY 2019-20. Alexander's Contract Services provides meter reading services of the vast majority of IRWD's customer meters. Alexander's original contract amount was for \$6,534,000 and a variance in the amount of \$394,000 is now needed to continue services through FY 2019-20. Staff recommends that the Board authorize the General Manager to execute a variance to the Fiserv agreement in the amount of \$197,000 and a variance to the Alexander's agreement in the amount of \$394,000.

BACKGROUND:

Variance for Fiserv Solutions, LLC:

In August 2015, the Board approved a five-year agreement with Fiserv in the amount of \$900,000 based on the number of eBill customers at that time. Since 2015, eBill enrollment and use of on-line and on-demand services has increased substantially. The original Board-approved agreement amount was based on enrollment of approximately 47,000 District customers, which was 43% of IRWD's 111,000 utility billing accounts. Enrollment has grown, with current enrollment at approximately 64,000, or 51%, of 125,000 utility billing accounts. The following is a summary of Fiserv's past and future expenditures anticipated through the end of the current five-year agreement:

| Fiserv's Expenditures over Five Years | |
|---------------------------------------|------------|
| Initial Contract Amount | \$ 900,000 |
| Expended Years 1 through 4 | 847,000 |
| Remaining Budget | 53,000 |
| Expected Budget for Year 5 | 250,000 |
| <i>Variance</i> | \$ 197,000 |

Staff recommends that the Board authorize the General Manager to execute a variance to the Fiserv agreement for \$197,000.

Variance for Alexander's Contract Services:

In July 2015, the Board approved a five-year contract for meter reading services with Alexander's in the amount of \$1,306,800 per year, for a total of approximately \$6,534,000. This original contract amount was based on the number of meters at that time. Meter reading services are provided at a fixed cost per meter. As IRWD's service area has continued to develop, the number of meters to be read has increased as well. The original agreement with Alexander's was based on approximately 109,000 meters; IRWD now has approximately 122,000 customer meters. The following is a summary of Alexander's past and future expenditures anticipated through the end of the five-year contract:

| Alexander's Expenditures over Five Years | |
|--|--------------|
| Initial Contract Amount | \$ 6,534,000 |
| Expended Years 1 through 4 | 5,496,000 |
| Remaining Budget | 1,038,000 |
| Expected Budget for Year 5 | 1,432,000 |
| <i>Variance:</i> | \$ 394,000 |

Staff recommends that the Board authorize the General Manager to execute a variance to the Alexander's agreement for \$394,000.

FISCAL IMPACTS:

These amounts are included in the FY 2019-20 Operating Budget. Staff intends to issue a Request for Proposal for meter reading services in the spring of 2020, well in advance of the expiration of the current agreement with Alexander's.

ENVIRONMENTAL COMPLIANCE:

This item is not a project as defined in the California Environmental Quality Act Code of Regulations, Title 14, Chapter 3, Section 15378.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on August 6, 2019.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE THE GENERAL MANAGER TO EXECUTE A VARIANCE TO THE AGREEMENT WITH FISERV SOLUTIONS, LLC IN THE AMOUNT OF \$197,000 FOR ELECTRONIC BILLING SERVICES AND TO THE ALEXANDER'S CONTRACT SERVICES AGREEMENT IN THE AMOUNT OF \$394,000 FOR PROFESSIONAL METER READING SERVICES.

LIST OF EXHIBITS:

None.

August 12, 2019
Prepared by: B. Beeman
Submitted by: P. Weghorst
Approved by: Paul A. Cook



ACTION CALENDAR

2019 WATER USE EFFICIENCY OUTREACH CAMPAIGN

SUMMARY:

Staff proposes a 2019 water use efficiency outreach campaign comprised of several small targeted customer outreach efforts to help sustain customer water use awareness and to thank customers for their continued vigilance in using water efficiently. The efforts will also assist staff in baseline customer outreach activities involving newsletters, social media and ongoing community outreach workshops and events. Staff recommends the Board authorize the General Manager to execute a Professional Services Agreement with Sukle Advertising & Design in the amount of \$214,500 for implementation of the 2019 water use efficiency outreach campaign.

BACKGROUND:

In 2017 and 2018, IRWD implemented a two-year water use efficiency outreach campaign focused on reducing outdoor watering among residential customers. The goal of the campaign was to sustain the water use reductions achieved during the 2016 drought and to seek additional savings by customers who have a history of exceeding their water budget. At the conclusion of these efforts, staff compiled water use statistics and determined that there was a small reduction in residential water use attributable to the 2018 campaign.

While the customer focus groups and surveys that were implemented each year during the two-year campaign indicated that IRWD's customers continue to consider outdoor water use efficiency important, these same studies concluded that customers are underestimating the proportion of water they are using outside. The studies also concluded that customers may believe they are being more efficient at using water than they actually are. This, coupled with message fatigue and a reduction in the urgency to save water as drought conditions have abated in California, has resulted in a challenging environment for affecting real change in residential customer water use habits.

Future Potential Water Efficiency Study:

In November 2018, the Board approved a Professional Services Agreement with EKI Environment & Water to conduct a study of IRWD's Future Potential Water Efficiency. This study will identify opportunities for future water savings. The results of this study are expected to be available in late September. The study results will be used to design targeted water efficiency programs and to inform associated future comprehensive outreach campaigns.

2019 Targeted Outreach Campaign:

While the results of the EKI water efficiency study are being developed and analyzed, staff recommends the implementation of several small targeted outreach efforts that will comprise a campaign to continue to sustain customer awareness and to assist staff in baseline outreach

activities involving newsletters, social media and ongoing community outreach workshops and events. To assist with the development and implementation of the campaign, staff recommends that IRWD execute a Professional Services Agreement with Suple Advertising & Design.

Outreach Campaign Scope of Work:

Suple proposes to implement the “Don’t Waste a Good Thing” campaign and to lead the development of several targeting outreach efforts. Suple will also develop a 2020 campaign plan as described in the scope of work provided as Exhibit “A”. The following table provides the total not-to-exceed costs for tasks that will be billed by Suple on a time and material basis.

Suple Scope of Work Tasks and Costs

| Task | Cost |
|--|------------------|
| Foundational Elements/Social Media Campaign | \$ 65,000 |
| Customer Thank You Campaign | \$ 10,000 |
| IRWD Branded Booth for Community Outreach Events | \$ 28,000 |
| Garden-Wise Campaign Outreach Program | \$ 42,500 |
| 2020 WUE Outreach Campaign Planning | \$ 40,000 |
| Account Leadership/Miscellaneous Hard Costs | \$ 29,000 |
| <i>Total:</i> | <i>\$214,500</i> |

FISCAL IMPACTS:

The cost of the water use 2019 water use efficiency campaign will be \$214,500. Funding for this effort is included in the FY 2019-20 operating budget.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Water Resources Policy and Communications Committee on August 1, 2019.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE THE GENERAL MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SUKLE ADVERTISING & DESIGN IN THE AMOUNT OF \$214,500 FOR IMPLEMENTATION OF THE 2019 WATER USE EFFICIENCY CAMPAIGN.

LIST OF EXHIBITS:

Exhibit “A” – Suple Advertising & Design Scope of Work

Exhibit "A"



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IRWD

2019 Plan / Scope of Work
DRAFT 7-17-19

SITUATION

Irvine Ranch Water District has approved a new tagline. "Don't waste a good thing" is the rallying cry that all IRWD customers can get behind. The tagline speaks to the quality of IRWD water, its inherent value and encourages water efficient behavior. It will be used to connect a variety of IRWD messages over time.

This plan outlines how we will begin to roll out the idea to the IRWD community in 2019, supplemented by other key initiatives.

Q3/Q4 2019

1. "DON'T WASTE A GOOD THING" LAUNCH

Foundational Elements

The tagline should be applied to all IRWD assets to create consistent messaging across all communication efforts. The agency will design each element and create art files. For some tactics, the agency will pass off art files to the client to apply the new tagline.

Deliverables include:

- IRWD logo/tagline lock up art files
- 2 to 3-page logo/tagline standards document
- Email signatures
- Redesign Pipeline customer newsletter template to be specific for WUE efforts incorporating "Don't waste a good thing" assets – includes updating the "Ask Juan" graphics
- IRWD vehicle design
- IRWD shirt design

Timing: 2-4 weeks

Budget: \$25,000

Social Media Campaign

This campaign will begin to seed the message of a "Don't waste a good thing" to your customers. It will consist of three social posts (a mix of static and animation) to be used organically and boosted by IRWD.

The ideas generated will be dual-purpose as they will be used to create other assets for IRWD like lobby signage and community TV static advertisements.

Deliverables include:

- "Don't waste a good thing" social ideas
- Design, writing and production of 3 Facebook posts
- 1-2 executions repurposed for lobby screens
- 1-2 static executions repurposed for the community TV channel
- 1-2 executions formatted to print banners (printing will be completed by IRWD)
- Translations for 1 static execution (to promote on the community TV channel) in Spanish, Korean and Chinese are included

Timing: 4-6 weeks

Budget: \$40,000

2. THANK YOU CAMPAIGN

Sukle will design a crafted note card that targets under-user residents with a thank you message for their continued vigilance in saving water. It will also introduce the “Don’t waste a good thing” message in a complementary way. These notecards will then be produced and mailed to the appropriate residents by IRWD. The physical card would be designed in English with translations provided so that they are able to live on the website.

Deliverables include:

- Design one crafted note card
- Translations in Spanish, Chinese and Korean

Timing: 2-4 weeks

Budget: \$10,000

3. COMMUNITY GRASSROOTS OUTREACH

IRWD Branded Booth

The agency will redesign the IRWD booth to incorporate the new tagline, “Don’t waste a good thing.” The agency will find a vendor to produce the booth or graphics and will provide production estimates. Upon approval the agency will create final artwork and work with the vendor to produce the materials. It is assumed that the booth will be similar in structure and size to the existing IRWD booth. Removeable graphics panels will be designed and translated into Spanish, Chinese and Korean. The range in budget is due to translations, production and possible graphics or imagery that would be needed as part of the design.

Deliverables include:

- A booth design
- Fabrication
- Removable graphics panels translated into Spanish, Chinese, Korean

Timing: 4-8 weeks

Budget: \$23,000-\$28,000

4. GARDEN-WISE CAMPAIGN OUTREACH

The agency will develop messaging and create a consistent look and feel for all elements of the IRWD Garden-Wise outreach materials.

Garden Workshop Promotion

The agency will concept, write and design assets that allow IRWD to promote Garden Workshops in the various communities of the IRWD service area. The promotion will consist of static posts that can be used on social media and for partner organizations on their multi-cultural websites. The agency will also design fresh graphics for various workshops in English on the RightScapeNow website.

Deliverables include:

- 2 static Facebook posts in English
- Provide 6 JPEGs (2 per language) of the static posts for partner organizations
- Translations in Spanish, Chinese and Korean
- 4 graphics for 4 different types of workshops (in English) on the RightScapeNow website

Timing: 4-6 weeks
Budget: \$22,500

Quarterly Garden-Wise eNewsletters

To keep customers engaged beyond the workshops, an eNewsletter would be created and offered to attendees.

The agency will design a Garden-Wise eNewsletter to inform and educate customers about water-wise gardening tips and tricks. The design would be consistent with the look and feel of the redesigned Pipeline WUE eNewsletter so they feel like a suite of templates. The agency will work with IRWD to develop content. The agency will design, write and produce the quarterly publication. It will be translated into Spanish, Chinese and Korean. IRWD would be responsible for deploying the eNewsletters.

Deliverables include:

- A template design
- Copy, images and design for Q4 newsletter
- Translations in Spanish, Chinese and Korean

Timing: 4-6 weeks
Budget: \$15,000 - \$20,000

5. 2020 PLANNING

Based on the findings of the IRWD water efficiency study being conducted, the agency will participate in a planning session with the client and consultants. This session will inform the initiatives for 2020. Based on the outcome of that discussion, the agency will create a written plan for 2020.

Deliverables include:

- Planning session attended by 3 members of the Agency team
- Written plan for 2020

Timing: Late September
Budget: \$40,000

6. 2019 ACCOUNT STEWARDSHIP

Account Stewardship

Account leadership entails all ongoing leadership that ensures your account is run as seamlessly and efficiently as possible. This often involves work that spans across multiple projects and initiatives and is critical to the overall success.

This include general account and campaign oversight and management functions that are not specific to any one component of the campaign(s), including regular status calls, budget/fiscal management and reconciliation, account onboarding discussions and learnings that impact multiple topics and projects.

Deliverables:

- Weekly project status meetings
- Monthly budget management and reconciliation, including the creation of a master budget document and monthly billing summary reports
- Review of any documentation, presentations, research reports

Timing: July-December 2019

Budget: \$24,000 (\$4,000/monthly based on July-Dec)

Miscellaneous Hard Costs & Travel

Estimated cost to cover travel, such as mileage, postage, long-distance charges and conference calls will be invoiced at cost, as incurred.

Budget: \$5,000

2019 PROPOSED BUDGET

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|--|------------------------------|
| “Don’t waste a good thing” Launch | |
| 2019 Foundational Elements | \$25,000 |
| Social Media Campaign | \$40,000 |
| Thank You Campaign | \$10,000 |
| Community Grassroots Outreach | |
| IRWD Branded Booth | \$23,000 - \$28,000 |
| Garden-Wise Campaign Outreach | |
| Garden Workshop Promotion | \$22,500 |
| Quarterly Garden-Wise eNewsletters | \$15,000 - \$20,000 |
| 2020 Planning | \$40,000 |
| Account Stewardship | |
| Account Leadership | \$24,000 |
| Miscellaneous Hard Costs | \$5,000 |
| Total: | \$204,500 - \$214,500 |