

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

November 9, 2020

*Due to COVID-19, this meeting will be conducted as a teleconference pursuant to the provisions of the Governor's Executive Orders N-25-20 and N-29-20, which suspend certain requirements of the Ralph M. Brown Act. Members of the public may not attend this meeting in person.*

Participation by members of the Board of Directors will be from remote locations. Public access and participation will only be available telephonically/electronically.

To virtually attend the meeting and to be able to view any presentations or additional materials provided at the meeting, please join online via Webex using the link and information below:

Via Web:

<https://irwd.my.webex.com/irwd.my/j.php?MTID=m0350710f5ce09b3519da9c24c3f3f6a7>

Meeting Number (Access Code): 126 800 8980

Meeting Password: tkSd89MvyC8 (85738968 from phones and video systems)

After joining the meeting, in order to ensure all persons can participate and observe the meeting, please select the "Call in" option and use a telephone to access the audio for the meeting by using the call-in information and attendee identification number provided.

*As courtesy to the other participants, please mute your phone when you are not speaking.*

**PLEASE NOTE:** Participants joining the meeting will be placed into the WebEx lobby when the Board enters closed session. Participants who remain in the "lobby" will automatically be returned to the open session of the Board once the closed session has concluded. Participants who join the meeting while the Board is in closed session will receive a notice that the meeting has been locked. They will be able to join the meeting once the closed session has concluded.

**CALL TO ORDER**      5:00 p.m.

**ROLL CALL**              Directors Reinhart, LaMar, Swan, and Withers, and President Matheis

**PUBLIC COMMENT NOTICE**

If you wish to address the Board of Directors on any item, please submit a request to speak via the "chat" feature available when joining the meeting virtually. Remarks are limited to three minutes per speaker on each subject. You may also submit a public comment in advance of the meeting by emailing [comments@irwd.com](mailto:comments@irwd.com) before 12:00 p.m. on Monday, November 9, 2020.

**ALL VOTES SHALL BE TAKEN BY A ROLL CALL VOTE.**

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**COMMUNICATIONS TO THE BOARD**

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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).

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**PRESENTATIONS**

**Next Resolution No. 2020-19**

3. IRWD'S 2020 AND 2021 FEDERAL ADVOCACY

IRWD's consultants Kadash & Associates, LLC will present and discuss with the Board the District's 2020 and 2021 Federal Advocacy.

4. IRWD'S 2020 AND 2021 STATE ADVOCACY

IRWD's consultants from The Oñate Group, Quintana, Watts & Hartmann which has organized as Resolute, and Cliff Moriyama Consulting will present and discuss with the Board the District's 2020 and 2021 State Advocacy.

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**CONSENT CALENDAR**

**Items 5-10**

5. BOARD MEETING MINUTES

Recommendation: That the minutes of the October 26, 2020 Regular Board meeting be approved as presented.

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

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

7. 2020 LEGISLATIVE AND REGULATORY UPDATE

Recommendation: Receive and file.

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**CONSENT CALENDAR**

**Items 5-10**

8. CULVER DRIVE DOMESTIC WATER PIPELINE RELOCATION

Recommendation: That the Board accept construction of the Culver Drive Domestic Water Pipeline Relocation, Project 07170, 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.

9. PROPOSED IRWD 2021 INVESTMENT POLICY

Recommendation: That the Board approve the proposed IRWD 2021 Investment Policy and adopt a resolution approving an investment policy and authorizing the Treasurer and Assistant Treasurers to invest and reinvest funds of the District and of each of its improvement districts and to sell and exchange securities.

Reso. No. 2020-

10. REVISIONS TO IRWD'S CONFLICT OF INTEREST CODE

Recommendation: That the Board rescind Resolution No. 2018-28 and adopt a revised Conflict of Interest Code for IRWD.

Reso. No. 2020-

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**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.

11. General Manager's Report

12. Directors' Comments

13. Receive oral update(s) from District liaison(s) regarding communities within IRWD's service area and provide information on relevant community events.

14. Closed Sessions

1) CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9 (d)(4): initiation of litigation. (One (1) potential case).

2) CLOSED SESSION: Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Designated Representative: President Matheis

Unrepresented Employee: Paul Cook

15. Open Session

16. Adjourn.

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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 above-named Board in connection with a matter subject to discussion or consideration at an open meeting of the Board 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 electronically via the Webex meeting noted. Upon request, the District will provide for written agenda materials in appropriate alternative formats, and reasonable disability-related modification or accommodation to enable individuals with disabilities to participate in and provide comments at public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, or alternative format requested at least two days before the meeting. Requests should be emailed to [comments@irwd.com](mailto:comments@irwd.com). Requests made by mail must be received at least two days before the meeting. Requests will be granted whenever possible and resolved in favor of accessibility.

November 9, 2020  
Prepared and  
submitted by: L. Bonkowski  
Approved by: Paul A. Cook



CONSENT CALENDAR

BOARD MEETING MINUTES

SUMMARY:

Provided are the minutes of the October 26, 2020 Regular Board meeting for approval.

FISCAL IMPACTS:

None.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

Not applicable.

RECOMMENDATION:

THAT THE MINUTES OF THE OCTOBER 26, 2020 REGULAR BOARD MEETING BE APPROVED AS PRESENTED.

LIST OF EXHIBITS:

Exhibit "A" – October 26, 2020 Minutes

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## EXHIBIT “A”

### MINUTES OF REGULAR MEETING – October 26, 2020

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 Matheis on October 26, 2020 via teleconference pursuant to the provisions of the Governor’s Executive Orders N-25-20 and N-29-20 due to COVID-19. Members of the public did not attend this meeting in person.

Directors Present: Reinhart, Swan, Withers, LaMar and Matheis.

Directors Absent: None.

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

WRITTEN AND ORAL COMMUNICATIONS: None.

### PRESENTATION

#### MICHELSON WATER RECYCLING PLANT BIOSOLIDS AND ENERGY RECOVERY FACILITIES OPERATIONS UPDATE

Using a PowerPoint presentation, Senior Engineer Toland provided an update on the transition from construction / start-up to operations. Using a chart, Mr. Toland explained the operating portions of the facilities while continuing to support the contractor with remaining startup and commissioning activities. He said that staff has been operating the thickening centrifuges and digesters, focusing on the sludge maturation process in the digesters. Initially, staff introduced sludge to the digesters for a few hours per day; as the sludge continued to mature, staff has increased the sludge feed to nearly 24 hours per day. The digesters are now in full operation, and biogas is being produced. Staff is delivering the biogas to the flare until the microturbines are brought online later this year. In the coming months, he said that staff and the contractor will complete commissioning activities for the dewatering centrifuges, microturbines, and the dryer.

Director of Recycling Operations Zepeda provided a process overview describing the ancillary support systems including gas treatment, microturbines and flare along with the odor control system. He further reviewed the eventual byproduct of Class A and Class B pellet material. He reviewed various targets for marketing the pellets including bulk agriculture and horticulture for fertilizer use, soil blenders, and as an energy source. He further reviewed the customer requirements for the product, schedule and project cost. Following discussion by the Board members and staff, it was noted that further discussion of the gasification of the pellets along with marketing will be discussed at a future Engineering and Operations Committee meeting.

## CONSENT CALENDAR

Director Swan asked that Item No. 6 be moved to the Action Calendar for discussion. There being no objections, this item was placed on the Action Calendar. On MOTION by Matheis, seconded by Reinhart, and unanimously carried by a roll call vote (5-0) Withers, Matheis, Reinhart, Swan, and LaMar voting aye, and 0 noes, CONSENT CALENDAR ITEMS 4, 5 AND 7 WERE APPROVED AS FOLLOWS:

### 4. BOARD MEETING MINUTES

Recommendation: That the minutes of the October 12, 2020 Regular Board meeting be approved as presented.

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

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

### 7. SEPTEMBER 2020 TREASURY REPORT

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 September 2020 Summary of Payroll ACH payments in the total amount of \$2,125,589, and approve the September 2020 accounts payable Disbursement Summary of warrants 411399 through 412074, Workers' Compensation distributions, wire transfers, payroll withholding distributions and voided checks in the total amount of \$16,965,031.

## ACTION CALENDAR

### IRWD STRATEGIC MEASURES

Following Director of Human Resources Roney and Director of Water Quality and Regulatory Compliance Colston answers in response to Director Swan's inquiry relative to the two odor complaints and OSHA recordable items, on MOTION by Swan, seconded by Matheis, and unanimously carried by a roll call vote (5-0) Withers, Matheis, Reinhart, Swan, and LaMar voting aye, and 0 noes, THE IRWD STRATEGIC MEASURES WERE RECEIVED AND FILED.

### INTRODUCTION OF PRETREATMENT ORDINANCE FOR FACILITIES TRIBUTARY TO SOUTH ORANGE COUNTY WASTEWATER AUTHORITY

Using a PowerPoint presentation, Director of Water Quality and Regulatory Compliance Colston reported that as a result of SOCWA's recent pretreatment program audit conducted by the San Diego Regional Water Quality Control Board in December 2018, SOCWA was required to amend its own pretreatment ordinance, and therefore IRWD must amend its companion ordinance to maintain consistency. Mr. Colston said that IRWD staff worked cooperatively with



SOCWA staff to incorporate the required changes to IRWD's Pretreatment Ordinance. He said that the proposed changes to the Ordinance include: 1) updating and adding definitions; 2) adding references to the requirement Enforcement Response Plan; 3) Clarifying self-monitoring and reporting language; and 4) correcting typographical errors and updating the Ordinance numbers and dates. He said that this Ordinance will repeal Ordinance No. 2015-1 and amend regulations for discharges to sewerage facilities of IRWD that are tributary to SOCWA. He further said that adoption of an ordinance is a two-step process that requires: 1) a first reading and introduction, and 2) a second reading and adoption, tentatively scheduled for November 23, 2020.

Director Reinhart said that this item was reviewed by the Engineering and Operations Committee on October 20, 2020. On MOTION by Reinhart, seconded by LaMar, and unanimously carried by a roll call vote (5-0) Withers, Matheis, Reinhart, Swan, and LaMar voting aye, and 0 noes, THE BOARD APPROVED THE INTRODUCTION OF AN ORDINANCE AMENDING PRETREATMENT REGULATIONS FOR DISCHARGES TO SEWERAGE FACILITIES TRIBUTARY TO THE SOUTH ORANGE COUNTY WASTEWATER AUTHORITY AND REPEALING ORDINANCE NO. 2015-1, WAIVED THE READING OF THE ORDINANCE IN ITS ENTIRETY, SET A SECOND READING ON THE ORDINANCE FOR THE BOARD'S REGULAR MEETING ON NOVEMBER 23, 2020, DIRECTED THE GENERAL COUNSEL TO PREPARE A SUMMARY OF THE ORDINANCE FOR PUBLICATION, AND ORDERED PUBLICATION OF THE REQUIRED PUBLIC NOTICES.

#### MICHELSON WATER RECYCLING PLANT PRIMARY CLARIFIERS 1-5 COVERS REPLACEMENT CONSTRUCTION AWARD

The Michelson Water Recycling Plant (MWRP) Primary Clarifiers 1-5 Covers Replacement project will replace the aluminum covers for Primary Clarifiers 1-5, influent and effluent channels, and two junction boxes. The project will also perform structural repairs to the influent and effluent channels and Primary Sludge Pumps Gallery. On MOTION by Swan, seconded by Matheis, and unanimously carried by a roll call vote (5-0) Withers, Matheis, Reinhart, Swan, and LaMar voting aye, and 0 noes, THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH GSE CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$840,300 FOR THE MICHELSON WATER RECYCLING PLANT PRIMARY CLARIFIERS 1-5 COVERS REPLACEMENT, PROJECT 11599.

#### GENERAL MANAGER'S REPORT

General Manager Cook provided an update on today's Silverado and Blue Ridge Fires. He said that the nearby Rattlesnake reservoir and its complex were well protected with the nearby fire station staff at the site.

Mr. Cook said that Ms. Leticia Clark was appointed to the Santa Ana Regional Water Quality Board, and that today the District sent a congratulatory letter to her.

DIRECTORS' COMMENTS

Director Withers reported on his attendance at his regular meetings including an Orange County Sanitation District Board meeting and an Urban Water Institute Informative discussion.

Director LaMar reported on ACWA meetings, an Urban Water Institute Informative discussion, an OCBC Economic forecast conference, and a Riverside County Water Task Force meeting.

Director Swan reported on his attendance at MWDOC meetings, an OCBC Economic Forecast conference, a WACO Planning meeting, an OCWA lunch meeting, and a UCI Water Quality Forum, and noted upcoming meetings including a UCI Water Dialogue meeting, ISDOC meeting, and an OCSD event.

Director Reinhart reported on an OCWD Water Issues Committee meeting and a MWDOC Administration and Finance Committee meeting.

Director Matheis said that she attended several virtual meetings.

ADJOURNMENT

President Matheis adjourned the meeting at 6:52 p.m.

APPROVED and SIGNED this 9th day of November 2020.

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President, IRVINE RANCH WATER DISTRICT

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Secretary IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

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Claire Hervey Collins, General Counsel  
Hanson Bridgett LLP

November 9, 2020  
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, the following events and meetings require approval by the Board of Directors:

Steven LaMar

November 12 Southern California Water Coalition: Annual Event & Awards Presentation

Mary Aileen Matheis

November 3 Orange County Business Council Virtual Election Day Program  
November 12 Southern California Water Coalition: Annual Event & Awards Presentation

Douglas Reinhart

November 12 Southern California Water Coalition: Annual Event & Awards Presentation

Peer Swan

October 21 Orange County Water Association’s Monthly Industry Insight Meeting  
October 22 Water UCI Panel Discussion on the Links between COVID-19 and our Water Systems  
October 27 Water UCI’s Virtual Overview of the California Water Resilience Portfolio  
November 12 Southern California Water Coalition: Annual Event & Awards Presentation

John Withers

November 3 Orange County Business Council Virtual Election Day Program  
November 12 Southern California Water Coalition: Annual Event & Awards Presentation

RECOMMENDATION:

THAT THE BOARD RATIFY/APPROVE THE MEETINGS AND EVENTS FOR MARY AILEEN MATHEIS, DOUGLAS REINHART, PEER SWAN, STEVE LAMAR AND JOHN WITHERS AS DESCRIBED HEREIN.

LIST OF EXHIBITS:

None.

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November 9, 2020  
Prepared and  
submitted by: C. Compton  
Approved by: Paul A. Cook



## CONSENT CALENDAR

### 2020 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 State Legislature has recessed and will reconvene to begin the 2021-2022 legislative session on December 7, 2020. Congress has recessed until after the November 2 election. At this time, the United State Senate is schedule to return from its recess on November 9, 2020, and the United States House of Representatives is scheduled to return on November 16.

A copy of the 2020 Legislative Matrix is provided as Exhibit “A”. Links to the bills discussed below are included within each discussion, unless a separate exhibit is noted.

#### 2020 State Legislative Update:

##### *Legislation Related to Fees on Residential Housing Developments:*

One of the prominent topics of discussion during the 2019 legislative year was the lack of affordable housing in California. At the end of the 2019 legislative year, the discussion on housing affordability turned to the fees assessed on new housing developments. The discussion on fees was spurred by a report issued by the University of California, Berkeley’s Turner Center— the “Residential Impact Fees In California: Current Practices and Policy Considerations to Improve Implementation of Fees Governed by the Mitigation Fee Act,” (the “Turner Study”).

After the release of the Turner Study, Assemblymember Timothy Grayson (D-Concord) amended [AB 1484](#) to propose a number of changes to the laws governing fees charged to new housing developments, including connection fees. At the time, staff engaged with IRWD’s associations and industry partners to seeks the removal of connections fees from the scope of AB 1484; however, the 2019 legislative year ended before Assemblymember Grayson could work on AB 1484 further.

Over the 2019 fall legislative recess, Assemblymember Grayson held a series of roundtables throughout the state to gather information on the fees charged on new residential housing developments. Following that effort, on February 24, 2020, Assemblymember Grayson, in conjunction with Assemblymembers David Chiu (D-San Francisco), Rob Bonta (D-Oakland),

Todd Gloria (D-San Diego), and Jesse Gabriel (D-San Fernando Valley) held a press conference announcing a package of eight bills meant to address development fees on housing developments. Several of the eight bills would have impacted connection fees. Those eight bills did not move forward in 2020.

Over the past month, Assemblymember Grayson restarted discussions on the fees assessed on new housing development, including connections fees. He has put together a stakeholder working group to discuss proposals regarding these fees and how they are set. During the last stakeholder working group meeting, it was announced that the Turner Center was preparing to release a new report on development impact fees and the other fees charged to new housing developments. The focus of the new report is said to be on the nexus studies uses to justify the amount of the fees charged.

Once Assemblymember Grayson called together the new round of stakeholder meetings, staff engaged with IRWD's associations and industry partners to again seek the removal of connections fees from the scope of the Assemblymember's proposals. Staff will provide an update to the Committee on any new developments related to connection fees, the new Turner Center report, and Assemblymember Grayson's proposals.

#### 2020 State Regulatory Update:

The following is a list of some of the State regulations and agency reports staff is monitoring, tracking or planning to engage in over the next three to 12 months. As the next drafts of the regulations or report are released for public review and comment, staff will engage, as appropriate. On November 4, 2020, staff provided an oral update to the Water Resources Policy and Communications Committee on new developments related to these regulations. The pending regulations and reports actively being tracked include:

- California Air Resources Board's Advanced Clean Fleets Regulations;
- California Air Resources Board's Air Toxics "Hot Spot"/Criteria Pollutant and Toxics Emissions Reporting Regulations;
- California Air Resources Board's Heavy-Duty Vehicle Inspection and Maintenance Program;
- Department of Water Resources (DWR) and the State Board's implementation of the ["Making Water Conservation a California Way of Life"](#) legislation;
- Implementation of Executive Order [EO-N-82-2020](#) requiring 30 percent of the state's land and coastal waters to be conserved by 2030;
- Implementation of the Governor's Water Resiliency Portfolio;
- State Board's development of a "Cross Connection Policy Handbook;"
- State Board's Electronic Annual Report;
- State Board's Safe and Affordable Funding for Equity and Resilience (SFER) Drinking Water Program;
- State Board's [water loss performance standards regulations](#);

- State Board’s “Water Quality Control Plan for Inland Surface Waters, Enclosed Bays, and Estuaries of California” and draft “Toxicity Provisions;” and
- Updates to the Plumbing Code.

2020 Federal Update:

IRWD’s federal advocacy efforts in 2020 continue to largely focus on seeking federal funding for the Kern Fan Groundwater Storage Project and advocating for an increased funding authorization for the federal Water Storage Program. As the nation’s attention has shifted to COVID-19, staff and the District’s advocates have been tracking the federal legislation dealing with the coronavirus. Staff also continues to track federal legislation related to infrastructure funding. Staff updated the Committee on these efforts and on the ongoing efforts related to positioning the Kern Fan Groundwater Storage Project for federal funding this year.

Other State and Federal Legislative Updates:

In addition to updates on new developments, staff also discussed planning for the 2021 Legislative Year with the Committee:

FISCAL IMPACTS:

Not applicable.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Water Resources Policy and Communications Committee on November 4, 2020.

RECOMMENDATION:

RECEIVE AND FILE.

LIST OF EXHIBITS:

Exhibit “A” – IRWD Legislative Matrix

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**EXHIBIT “A”**  
**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
<b><u>AB 69</u></b> Ting (D)	Help Homeowners Add New Housing Program	WATCH	Requires the Treasurer to develop the Help Homeowners Add New Housing Program with the purpose of assisting homeowners in qualifying for loans to construct additional housing units on their property, including accessory dwelling units and junior accessory	09/28/2020 - Vetoed by GOVERNOR.
<b><u>AB 134</u></b> 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 co	06/13/2019 - To SENATE Committees on ENVIRONMENTAL QUALITY and NATURAL RESOURCES AND WATER.
<b><u>AB 196</u></b> Gonzalez (D)	Workers' Compensation: Coronavirus		Defines injury for certain employees who are employed in an occupation or industry deemed essential except as specified, or who are subsequently deemed essential, to include coronavirus disease that develops or manifests itself during a period of employe	09/01/2020 - In SENATE. From third reading. To Inactive File.
<b><u>AB 202</u></b> 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 benef	04/24/2019 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<b><u>AB 235</u></b> Mayes (R)	Endangered Species: Petitions: Takings		Requires the Fish and Game Commission to accept a petition for consideration concurrent with a taking if the Commission finds that the petition provides sufficient information to indicate that the petitioned action may be warranted and if a preponderance	07/02/2020 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.
<b><u>AB 254</u></b> 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	07/09/2019 - In SENATE Committee on HEALTH: Not heard.

**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
			reuse of the water for prerinse purposes and a written disclosure noti	
<b><u>AB 292</u></b> 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 Water Resources Control Board to adopt uniform water recyccli	08/30/2019 - In SENATE. From third reading. To Inactive File.
<b><u>AB 352</u></b> Garcia E (D)	Wildfire Prevention, Safe Drinking Water	SUPPORT IF AMENDED	Enacts the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$3,920,000,000 pursuant to the State General Obligati	08/14/2019 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;08/14/2019 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<b><u>AB 402</u></b> 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	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 418</u></b> 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	08/30/2020 - In SENATE. From third reading. To Inactive File.
<b><u>AB 464</u></b> Garcia (D)	State Global Warming Solutions Act		Defines district under the State Global Warming Solutions Act to mean an air pollution control or an air quality management district. Specifies that the contribution of natural sources under the Act includes contribution from catastrophic wildfires. Requi	07/09/2020 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;07/09/2020 - In SENATE. Read second time and

**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
				amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<b><u>AB 685</u></b> Reyes (D)	COVID 19: Imminent Hazard to Employees: Exposure		Authorizes the Division of Occupational Safety and Health, when, in its opinion, a place of employment, operation, or process, or any part thereof, exposes workers to the risk of infection with severe acute respiratory syndrome, also known as coronavirus,	09/17/2020 - Chaptered by Secretary of State. Chapter No. 2020-84
<b><u>AB 722</u></b> Bigelow (R)	Water: Dams: Fees		Limits the total annual fee for a dam operated by certain irrigation districts to no more than 20% of the fees assessed pursuant to the schedule of fees.	06/25/2019 - In SENATE Committee on NATURAL RESOURCES AND WATER: Heard, remains in Committee.
<b><u>AB 727</u></b> Flora (R)	Dams and Reservoirs: Exclusions		Specifies that a structure owned or operated by a public entity may have the principal purpose of impounding water for agricultural use for the purposes of an exclusion from being considered a dam, provided the structure is a certain height.	05/16/2019 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<b><u>AB 740</u></b> Burke (D)	Electricity: Microgrids		Requires the Public Utilities Commission to ensure that the standards established to facilitate the commercialization of microgrids for distribution customers of large electrical corporations do not impose a size cap on microgrid projects with specified c	07/02/2020 - In SENATE. Senate Rule 29.10 suspended.;07/02/2020 - Re-referred to SENATE Committee on RULES.;07/02/2020 - Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<b><u>AB 787</u></b> Gipson (D)	Elections: Vote Registration		Requires a county or a city and county that operates a jail facility to allow organizations to conduct in-person voter registration activities, including, but not limited to, the provision of vote-by-mail applications, in each county jail facility. Requir	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 828</u></b> Ting (D)	Moratorium on Foreclosures and Unlawful Detainer Action	WATCH	Prohibits a party from submitting to a county recorder any instrument, paper, or notice that constitutes a notice of default, a notice of sale, or a trustee's deed upon sale for residential real property during the above-specified declared state of emerge	07/28/2020 - From SENATE Committee on JUDICIARY with author's amendments.;07/28/2020 - In SENATE. Read second time and

**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
				amended. Re-referred to Committee on JUDICIARY.
<b><u>AB 831</u></b> Grayson (D)	Planning and Zoning: Housing: Development Applications		Provides that if an application for a public improvement is submitted to a local government, the local government shall consider the application based upon any objective standards specified in any state or local laws that were in effect when the original	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-194
<b><u>AB 933</u></b> Petrie-Norris (D)	Ecosystem Resilience: Watershed Protection		Requires the Department of Conservation, to the extent funds are available, to establish and administer the Ecosystem Resilience Program to fund watershed coordinator positions, and other necessary costs, throughout the state for the purpose of achieving	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 953</u></b> Ting (D)	Land Use: Accessory Dwelling Units		Deems a permit application for the creation of an accessory dwelling unit or junior accessory dwelling unit approved if the local agency has not acted upon the completed application within 60 days. Requires ministerial approval of an application for a bui	06/23/2020 - To SENATE Committee on GOVERNANCE AND FINANCE.
<b><u>AB 955</u></b> Gipson (D)	Water Replenishment Districts: Water System Needs		Authorizes a water replenishment district, pursuant to an agreement with the State Water Resources Control Board, to offer to conduct a needs assessment program for water systems serving disadvantaged communities within the district. Makes a water system'	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 992</u></b> Mullin (D)	Open Meetings: Local Agencies: Social Media		Allows a member to engage in separate conversations or communications outside of a meeting authorized by the Ralph M. Brown Act with any other person using an internet based social media platform to answer questions, provide information to the public, or	09/18/2020 - Chaptered by Secretary of State. Chapter No. 2020-89
<b><u>AB 1035</u></b> Ramos (D)	COVID 19 Emergency: Small Businesses		Exempts a small business with a certain number of employees from liability for an injury or illness to a person due to coronavirus based on a claim that the person contracted	06/25/2020 - From SENATE Committee on JUDICIARY with author's amendments.;06/25/2020 - In SENATE. Read second time and

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			coronavirus while at that small business, or due to the actions of that small bu	amended. Re-referred to Committee on JUDICIARY.
<b><u>AB 1063</u></b> Petrie-Norris (D)	Planning and Zoning Law: Site Substitutes		Requires the Department of Housing and Community Development, in making an evaluation of a proposed or adopted housing element, to allow a city or county to identify adequate sites by a variety of methods. Authorizes the Department to allow a city or coun	07/02/2020 - In SENATE. Senate Rule 29.10 suspended.;07/02/2020 - Re-referred to SENATE Committee on RULES.;07/02/2020 - Re-referred to SENATE Committee on HOUSING.
<b><u>AB 1217</u></b> Mullin (D)	Electioneering and Issue Lobbying Communications		Requires a person who, makes payments of \$10,000 dollars or more for "electioneering communications" or "issue lobbying communications" to make specified disclosures in connection with those communications.	08/14/2019 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;08/14/2019 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<b><u>AB 1415</u></b> 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 un	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 1436</u></b> Chiu (D)	Tenancy: Rental Payment Default: Mortgages: COVID 19		Authorizes a mortgage servicer or lienholder to limit a requested forbearance. Authorizes the mortgage servicer or lienholder to count any forbearance already provided to the borrower between a specified start date and the date of a mobilehome borrower's	08/20/2020 - From SENATE Committee on APPROPRIATIONS: Do pass.;08/20/2020 - In SENATE Committee on APPROPRIATIONS: Reconsideration granted.;08/20/2020 - From SENATE Committee on APPROPRIATIONS: Do pass to Committee on RULES

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<b><u>AB 1484</u></b> Grayson (D)	Mitigation Fee Act: Housing Developments	OPPOSE UNLESS AMENDED	Prohibits a local agency from imposing a housing impact requirement adopted by the local agency on a housing development project, as defined, unless specified requirements are satisfied by the local agency, including that the housing impact requirement be	09/09/2019 - In SENATE. Read second time. To third reading.;09/09/2019 - In SENATE. Senate Rule 29.10(b) suspended.;09/09/2019 - Re-referred to SENATE Committee on RULES.
<b><u>AB 1552</u></b> Ramos (D)	Commercial Insurance: Coverage for COVID 19		Creates specified rebuttable presumptions affecting the burden of proof in a case in which the insured alleges that the business interruption was due to the COVID 19 pandemic and occurred during the period of the state of emergency declared by the Governo	07/02/2020 - Re-referred to SENATE Committee on INSURANCE.
<b><u>AB 1567</u></b> Aguiar-Curry (D)	Organic Waste: Scoping Plan		Requires the Strategic Growth Council , in consultation with stakeholders and relevant permitting agencies, to prepare and submit to the Legislature a report that provides a scoping plan for the state to meet its organic waste, climate change, and air qua	06/23/2020 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<b><u>AB 1672</u></b> Bloom (D)	Solid Waste: Premoistened Nonwoven Disposable Wipes	SUPPORT	Requires certain premoistened nonwoven disposal wipes manufactured on or after a specified date to be labeled clearly and conspicuously with the phrase Do Not Flush and a related symbol. Prohibits a covered entity from making a representation about the fl	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 1703</u></b> Bloom (D)	Sale of Residential Rental Properties		Requires the owner of a to take various actions before offering the residential real property for sale to any purchaser. Exempts certain transfers of a residential real property from its provisions, including, among others, a transfer between spouses, dom	07/14/2020 - From SENATE Committee on JUDICIARY with author's amendments.;07/14/2020 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
<b><u>AB 1720</u></b> Carrillo (D)	Long-duration Energy Storage: Procurement		Prohibits the San Diego County Water Authority from prequalifying or shortlisting or awarding a contract to perform any portion of a long-duration energy storage project, except as provided.	08/03/2020 - In SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Not heard.

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<b><u>AB 1751</u></b> Chiu (D)	Water and Sewer System Corporations		Authorizes a water or sewer system corporation to file an application and obtain approval from the Public Utilities Commission through an order authorizing the water or sewer system corporation to consolidate with a public water system or certain state sm	08/30/2019 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 1808</u></b> Cervantes (D)	Public Contracts: Goods and Services		Requires bidding on public works contracts, would authorize a state or local agency to use the above-described procedures for the purchase, or purchase and installation, of carpet, resilient flooring, or synthetic turf if the installation work is not perf	06/19/2019 - Re-referred to SENATE Committees on GOVERNANCE AND FINANCE and GOVERNMENTAL ORGANIZATION.
<b><u>AB 1850</u></b> Gonzalez (D)	Worker Classification		Deletes the provision that relates to the exemptions of bona fide business to business contracting relationship in relation to individual workers. Revises the criteria of the relationship between a referral agency and a service provider, including requiri	07/02/2020 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<b><u>AB 1928</u></b> Kiley (R)	Employment Standards: Independent Contractors		Repeals existing provisions for determining when workers are employees or independent contractors, and instead requires a determination of whether a person is an employee or an independent contractor to be based on the specific multifactor test set forth	02/14/2020 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.
<b><u>AB 1947</u></b> Kalra (D)	Employment Violation Complaints: Requirements: Time		Extends the period of time within which people who believe they have been discharged or otherwise discriminated against in violation of the Labor Code may file complaints to within one year after the occurrence of the violations.	09/30/2020 - Signed by GOVERNOR.;09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-344
<b><u>AB 2060</u></b> Holden (D)	Drinking Water: Pipes and Fittings: Lead Content		Defines lead free for purposes of conveying or dispensing water for human consumption, to mean does not leach more than one microgram of lead under certain tests and meeting a specified certification when used with respect to certain endpoint devices. Imp	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.

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<b><u>AB 2107</u></b> Rodriguez (D)	Local Government: Securitized Obligation Notes		Extends the authorization for a special district to issue securitized limited obligation notes for the acquisition or improvement of land, facilities, or equipment.	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-213
<b><u>AB 2151</u></b> Gallagher (R)	Political Reform Act: Online Filing Disclosure		Requires a local government agency to post on its internet website, within seventy two hours of the applicable filing deadline, a copy of any specified statement, report, or other document filed with that agency in paper format.	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-214
<b><u>AB 2178</u></b> Levine (D)	Emergency Services		Includes a deenergization, defined as a planned public safety power shutoff, within those conditions constituting a state of emergency and a local emergency under the Emergency Services Act.	07/08/2020 - From SENATE Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;07/08/2020 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNMENTAL ORGANIZATION.
<b><u>AB 2210</u></b> Aguiar-Curry (D)	Contractors: Violations: Disciplinary Actions		Authorizes disciplinary action against a contractor for violations of specified regulations regarding tree work, including maintenance or removal, without regard to whether death or serious injury to an employee resulted. Requires the Registrar appointed	09/24/2020 - Signed by GOVERNOR.;09/24/2020 - Chaptered by Secretary of State. Chapter No. 2020-128
<b><u>AB 2213</u></b> Limon (D)	Office of Emergency Services: Planning Guidance		Requires the OES and California Volunteers, in coordination with Voluntary Organizations Active in Disaster, to develop planning guidance to identify volunteers and donation management resources that could assist in responding to or recovering from disast	09/18/2020 - Chaptered by Secretary of State. Chapter No. 2020-98
<b><u>AB 2231</u></b> Kalra (D)	Public Works		Provides that a public subsidy is de minimis if it is less than a specified amount and 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 sp	09/30/2020 - Signed by GOVERNOR.;09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-346



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<b><u>AB 2257</u></b> Gonzalez (D)	Worker Classification		Exempts certain occupations in connection with creating, marketing, promoting, or distributing sound recordings or musical compositions from the application of the ABC test for worker classification. Creates an exemption for business to business relations	09/04/2020 - *****To GOVERNOR.;09/04/2020 - Signed by GOVERNOR.;09/04/2020 - Chaptered by Secretary of State. Chapter No. 2020-38
<b><u>AB 2296</u></b> Quirk (D)	State Water Resources Control Board: Delegation		Authorizes the State Water Resources Control Board to delegate partial responsibility for the Safe Drinking Water Act's administration and enforcement by means of a local primacy delegation agreement. Authorizes the Board, for counties that have not been	09/29/2020 - Vetoes by GOVERNOR.
<b><u>AB 2311</u></b> Low (D)	Public Contracts: Skilled and Trained Workforce		Requires a public entity, when the use of a skilled and trained workforce to complete a contract or project is required pursuant to existing law, to include in all bid documents and construction contracts a notice that the project is subject to the skill	09/30/2020 - Signed by GOVERNOR.;09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-347
<b><u>AB 2323</u></b> Friedman (D)	California Environmental Quality Act: Exemptions		Requires that a project is undertaken and is consistent with either a specific plan prepared pursuant to specific provisions of law or a community plan for which an EIR has been certified within the preceding fifteen years in order to be exempt. Requires	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 2333</u></b> Quirk (D)	Waste: Releases: Remedial Action: Local Oversight		Authorizes a responsible party to request the local officer to oversee the remedial action only if the release is not being overseen by the Department of Toxic Substances or regional water quality control board. Authorizes the local officer to agree to ov	07/08/2020 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;07/08/2020 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<b><u>AB 2371</u></b> Friedman (D)	Climate Change: Office and Planning and Research		Requires the Office of Planning and Research to convene a climate science advisory team of distinguished scientists to advise on climate planning and adaptation efforts in the state and to provide input to improve climate adaptation and hazard mitigation	07/08/2020 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;07/08/2020 - In SENATE. Read second time and

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				amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<b><u>AB 2467</u></b> Levine (D)	Political Reform Act: Misuse of Funds		Amends the Political Reform Act. Prohibits a state or local government agency from expending public money for a public communication that clearly identifies a candidate or ballot measure.	05/04/2020 - From ASSEMBLY Committee on ELECTIONS AND REDISTRICTING with author's amendments.;05/04/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS AND REDISTRICTING.
<b><u>AB 2473</u></b> Cooper (D)	Public Investment Funds		Exempts from disclosure under California Public Records Act specified records regarding an internally managed private loan made directly by a public investment fund, including quarterly and annual financial statements of the borrower or its constituent ow	08/05/2020 - In SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Not heard.
<b><u>AB 2504</u></b> Nazarian (D)	Capital Access Loan Program		Expands the definition of a qualified residential property owner for purposes of the seismic retrofitting program under the Capital Access Loan Program to include a homeowners' association that owns a residential building that is a qualified building, and	05/04/2020 - From ASSEMBLY Committee on BANKING AND FINANCE with author's amendments.;05/04/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on BANKING AND FINANCE.
<b><u>AB 2519</u></b> Wood (D)	Conservation Projects: Grants: Advance Payments		Requires, to the extent not in conflict with any other law, the Natural Resources Agency, the conservancy, the department, and the board, when awarding grants for conservation projects, as defined, to provide an advance payment of up to a certain percent	07/02/2020 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<b><u>AB 2560</u></b> Quirk (D)	Water Quality: Notification Levels and Response Levels	SUPPORT	Amends the Safe Drinking Water Act. Requires a public water system to provide prescribed notices within a certain number of days after it is informed of a confirmed detection of a contaminant found in drinking water in excess of a maximum contaminant leve	09/30/2020 - Signed by GOVERNOR.;09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-350

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<b><u>AB 2621</u></b> Mullin (D)	Climate Adaptation Action Plans		Authorizes eligible agencies to establish and participate in a regional climate network to prepare a regional climate adaptation action plan for certain region. Requires the Office of Planning and Research to develop guidelines establishing how a regional	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 2765</u></b> O'Donnell (D)	Public Works: Prevailing Wages		Expands the definition of public works, for the purposes of provisions relating to the prevailing rate of per diem wages, to also include any construction, alteration, demolition, installation, or repair work done under private contract on a project for a	09/30/2020 - Signed by GOVERNOR.;09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-355
<b><u>AB 2800</u></b> Quirk (D)	Climate Safe Infrastructure Working Group		Extends provisions relating to the Climate Safe Infrastructure Working Group, whose purpose it is to exam how to integrate scientific data concerning projected climate change impacts into state infrastructure engineering, including oversight, investment,	09/24/2020 - Signed by GOVERNOR.;09/24/2020 - Chaptered by Secretary of State. Chapter No. 2020-118
<b><u>AB 2843</u></b> Chu (D)	Local Employer Affordable Housing Fees		Requires a city, county, or city and county to collect an additional annual fee from any applicant for a local business license in an amount depending on the number of employees employed by the business, as specified.	03/05/2020 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
<b><u>AB 2849</u></b> Chau (D)	Proposition 65: Enforcement		Amends the Safe Drinking Water and Toxic Enforcement Act. Revises the definition of person in the course of doing business to include a person employing fewer than ten employees on terms and conditions as that person states in writing to a person giving n	06/23/2020 - To SENATE Committee on ENVIRONMENTAL QUALITY.
<b><u>AB 2887</u></b> Bonta (D)	Statewide Emergencies: Mitigation		Adds provisions relating to states of emergency, including the coronavirus pandemic. Provides for school meal distribution. Provides a moratorium on rent collection from small businesses. Requires zero interest rate loans for small businesses and nonprofi	05/08/2020 - In ASSEMBLY. Suspend Assembly Rule 96.;05/08/2020 - Re-referred to ASSEMBLY Committee on BUDGET.

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<b><u>AB 2967</u></b> O'Donnell (D)	Public Employees Retirement System: Contracting		Deletes provisions of the Public Employees' Retirement Law that generally authorize a public agency contracting with the Public Employees' Retirement System to make all or part of its employees members of the system. Prohibits exclusions of groups of empl	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-223
<b><u>AB 2968</u></b> Rodriguez (D)	Country Emergency Plans: Best Practices	SEEK AMENDMENTS	Requires the Office of Emergency Services to establish best practices for counties developing and updating a county emergency plan. Requires the Office to establish a review process for a county to request the Office to review a county's emergency plan.	09/29/2020 - Chaptered by Secretary of State. Chapter No. 2020-257
<b><u>AB 2992</u></b> Weber (D)	Employment Practices: Leave Time		Prohibits an employer from discharging, or discriminating or retaliating against, an employee who is a victim of crime or abuse for taking time off from work to obtain or attempt to obtain relief, as prescribed. Prohibits an employer from taking action ag	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-224
<b><u>AB 2999</u></b> Low (D)	Employees: Bereavement Leave		Enacts the Bereavement Leave Act. Requires an employer with a specified number of employees to grant an employee up to ten business days of unpaid bereavement leave upon the death of a spouse, child, parent, sibling, grandparent, grandchild, or domestic p	07/14/2020 - From SENATE Committee on JUDICIARY with author's amendments.;07/14/2020 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
<b><u>AB 3030</u></b> Kalra (D)	Resource Conservation: Land and Ocean Conservation	OPPOSE	Declares it to be the goals of the state to protect thirty percent of land areas and waters, to help advance the protection thirty percent of the nation's oceans, and to support regional, national, and international efforts to protect at least thirty perc	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>AB 3074</u></b> Friedman (D)	Fire Prevention: Wildfire Risk: Defensible Space		Relates to defensible space. Requires each local agency having jurisdiction of property upon which conditions that are regulated by specified defensible space provisions apply and, contingent upon an appropriation by the Legislature in the annual Budget A	09/29/2020 - Chaptered by Secretary of State. Chapter No. 2020-259

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<b><u>AB 3088</u></b> Chiu (D)	Tenancy: Rental and Mortgage Payments: COVID 19	WATCH	Creates the Tenant, Homeowner, and Small Landlord Relief and Stabilization Act to apply specified protections to a first lien mortgage or deed of trust that is secured by residential real property that is occupied by a tenant, contains no more than four d	08/31/2020 - Enrolled.;08/31/2020 - *****To GOVERNOR.;08/31/2020 - Signed by GOVERNOR.;08/31/2020 - Chaptered by Secretary of State. Chapter No. 2020-37
<b><u>AB 3164</u></b> Friedman (D)	Fire Prevention: Wildland Urban Interface		Requires the Department of Forestry and Fire Protection to develop a wildland urban interface wildfire risk model to determine the risk for a community or parcel within a local responsibility area or state responsibility. Requires the Department to establ	09/29/2020 - Vetoed by GOVERNOR.
<b><u>AB 3216</u></b> Kalra (D)	Unemployment: Rehiring and Retention: Emergency		Requires an employer to offer its laid off employees specified information about job positions that become available for which the laid off employees are qualified, and to offer positions to those employees based on a preference system. Defines the term l	09/30/2020 - Vetoed by GOVERNOR.
<b><u>AB 3256</u></b> Garcia E (D)	Bond Act	SUPPORT IF AMENDED	Enacts the Economic Recovery, Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act, which, if approved by the voters, would authorize the issuance of bonds in a specified amount to finance projects for an economic r	06/04/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on RULES.
<b><u>AB 3267</u></b> Smith C (D)	Office of Emergency Services: State Emergency Plan		Requires the Office of Emergency Services to coordinate with representatives of the access and functional needs population when the office updates the State Emergency Plan. Requires the Office to complete an after action report within a certain number of	09/29/2020 - Chaptered by Secretary of State. Chapter No. 2020-260
<b><u>AB 3279</u></b> Friedman (D)	California Environmental Quality Act		Repeals certain obsolete and duplicative provisions from the California Environmental Quality Act. Authorizes a public agency in certain proceedings to deny a request of a plaintiff or	08/20/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.

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			petitioner to prepare the record of proceedings, in which case the pub	
<b><u>ACA 3</u></b> 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	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.
<b><u>ACA 10</u></b> Bonta (D)	Personal Rights: Right To Housing		Declares that the fundamental human right to housing exists in this state. Declares that this right is exclusively enforceable by a public right of action. Specifies that it is the shared obligation of state and local jurisdictions to respect, protect, an	05/11/2020 - From ASSEMBLY Committee on ELECTIONS AND REDISTRICTING with author's amendments.;05/11/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS AND REDISTRICTING.
<b><u>ACR 179</u></b> Voepel (R)	Special Districts Week	SUPPORT	Proclaims the week of May 17, 2020, to May 23, 2020, to be Special Districts Week.	03/12/2020 - To ASSEMBLY Committee on RULES.
<b><u>SB 9</u></b> Durazo (D)	Surplus Property: Sale Procedures		Expands the definition of exempt surplus land to include, thereby exempting from certain surplus land disposal procedures, surplus land for which a local agency has entered into an exclusive negotiation agreement before a specified date for a housing deve	09/02/2020 - In SENATE. From Unfinished Business. To Inactive File.
<b><u>SB 43</u></b> 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 th	07/08/2019 - In ASSEMBLY Committee on REVENUE AND TAXATION: Failed passage.;07/08/2019 - In ASSEMBLY Committee on REVENUE AND TAXATION: Reconsideration granted.
<b><u>SB 45</u></b> Allen (D)	Wildfire Prevention, Drinking Water, Drought, and Flood	SUPPORT IF AMENDED	Enacts the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act, which, if approved by the voters, would authorize the issuance of bonds to the State	01/29/2020 - In SENATE. Read third time, urgency clause adopted. Passed SENATE. *****To ASSEMBLY.

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			General Obligation Bond Law to finance projects for a wildfire pr	
<b><u>SB 55</u></b> Jackson (D)	CEQA: Housing and Land Use		Exempts from the requirements of the California Environmental Quality Act emergency shelters or supportive housing projects meeting certain requirements. Establishes additional requirements for agency responses to petitions under CEQA. Requires the submis	07/27/2020 - From ASSEMBLY Committee on PUBLIC SAFETY with author's amendments.;07/27/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.;07/27/2020 - In ASSEMBLY. Suspend Assembly Rule 96.;07/27/2020 - Re-referr
<b><u>SB 69</u></b> 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	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 166</u></b> 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 ons	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 204</u></b> 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	06/06/2019 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<b><u>SB 216</u></b> Galgiani (D)	Carl Moyer Memorial Air Quality Standards Attainment		Adds as an eligible project under the Carl Moyer Memorial Air Quality Standards Attainment Program, a used heavy-duty truck exchange. Requires the state board to hold a public workshop on the heavy-duty truck exchange and develop a plan to help air pollut	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

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<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
<b><u>SB 226</u></b> 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 wildfir	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 287</u></b> 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	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 414</u></b> 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 pub	08/20/2020 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 474</u></b> Stern (D)	Very High Fire Hazard Severity Zone	SEEK AMENDMENTS	Prohibits the creation or approval of a new development in a very high fire hazard severity zone or a state responsibility area.	06/29/2020 - Re-referred to ASSEMBLY Committee on LOCAL GOVERNMENT.
<b><u>SB 535</u></b> 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 fir	08/30/2019 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 559</u></b> Hurtado (D)	Department of Water Resources: Friant Kern Canal		Requires the Department of Water Resources to report to the Legislature, no later than a specified date, on federal funding approved by the US Congress to the Friant Water Authority or other government agency to restore the capacity of the Friant Kern Can	09/28/2020 - Vetoed by GOVERNOR.
<b><u>SB 668</u></b> Rubio (D)	Fire Hydrants: Water Suppliers: Regulations		Imposes requirements upon an urban water supplier to review and revise its disaster preparedness plan. Requires the Office of	08/25/2020 - In ASSEMBLY. Assembly Rule 78



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<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
			Emergency Services to establish emergency response and recovery plans in coordination with urban water suppliers. Requires an urb	suspended.;08/25/2020 - In ASSEMBLY. From Inactive File. To third reading.;08/25/2020 - In ASSEMBLY. Read third time and amended. To third reading.
<b>SB 749</b> Durazo (D)	State Public Records Act: Trade Secrets		Provides that specified records of a private industry employer that are prepared, owned, used, or retained by a public agency are not trade secrets and are public records, including certain records relating to employment terms and conditions of employees	08/25/2020 - In ASSEMBLY. From Inactive File. To third reading.
<b>SB 774</b> Stern (D)	Electricity: Microgrids		Requires each electrical corporation to collaborate with certain entities in its service territory to identify locations where sources of back-up electricity may provide increased electrical distribution grid resiliency. Authorizes electrical corporations	06/06/2019 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<b>SB 794</b> Jackson (D)	Emergency Services: Telecommunications		Expands provisions authorizing a city to enter into an agreement to access contact information of resident account holders through the records of a public utility. Permits the telephone numbers and email addresses of elderly or disabled social services cl	08/03/2020 - In ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION: Failed passage.;08/03/2020 - In ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION: Reconsideration granted.
<b>SB 795</b> Beall (D)	Economic Development: Housing: Climate Change		Makes funds available in each fiscal year for the purpose of providing emergency economic recovery and development, climate change, and disaster response. Requires the Controller to allocate a portion of those funds among various housing programs administ	08/20/2020 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b>SB 801</b> Glazer (D)	Electrical Corporations: Wildfire Mitigation Plans		Requires an electrical corporation to deploy backup electrical resources for the operation of qualifying medical devices or provide financial assistance for backup electrical resources to a customer receiving a medical baseline allowance, if the customer	07/27/2020 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;07/27/2020 - In ASSEMBLY. Read second time and

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				amended. Re-referred to Committee on UTILITIES AND ENERGY.
<b><u>SB 862</u></b> Dodd (D)	Planned Power Outage: Public Safety		Includes a deenergization event within a sudden and severe energy shortage constituting a state of emergency and a local emergency. Requires an electrical corporation to coordinate with local governments in its service territory to identify sites within t	06/29/2020 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<b><u>SB 865</u></b> Hill (D)	Excavations: Subsurface Installations		Provides that the Underground Facilities Safe Excavation Board is also known as the Dig Safe Board. Requires an excavator to notify the regional notification center within a specified number of hours of discovering or causing damage. Subjects any operator	09/29/2020 - Chaptered by Secretary of State. Chapter No. 2020-307
<b><u>SB 939</u></b> Wiener (D)	Emergencies: Coronavirus: Evictions		Prohibits a commercial landlord from serving a specified notice of eviction on a commercial tenant under a certain number of days after the state of emergency proclaimed by the Governor on March 4, 2020, is lifted and if specified criteria apply. Defines	06/18/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 943</u></b> Chang (R)	Paid Family Leave: Coronavirus		Authorizes wage replacement benefits to specified workers who take time off work to care for a child or other family member, including a child with disabilities, for whom the employee is responsible for providing care, if that person's school or place of	06/18/2020 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 952</u></b> Nielsen (R)	Sales and Use Tax: Exemptions: Backup Electrical		Provides an exemption from sales and use tax laws with respect to the sale of, or the storage, use, or consumption of, a backup electrical generator, if that backup electrical generator is purchased for use exclusively in powering a critical facility by a	06/29/2020 - To ASSEMBLY Committee on REVENUE AND TAXATION.
<b><u>SB 974</u></b> Hurtado (D)	Environmental Quality Act: Water Systems		Exempts from CEQA certain projects consisting solely of the installation, repair, or reconstruction of water infrastructure that primarily benefit a small disadvantaged community water system or a state small water system by improving those systems' water	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-234

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<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
<b><u>SB 998</u></b> Moorlach (R)	Local Government: Investments		Amends the Joint Exercise of Powers Act. Authorizes a joint powers authority to establish the terms and conditions pursuant to which agencies may participate and invest in pool shares. Specifies that a federally recognized Indian tribe is eligible to part	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-235
<b><u>SB 1044</u></b> Allen (D)	Firefighting Equipment and Foam: PFAS Chemicals		Requires any person, including a manufacturer, that sells firefighter personal protective equipment to any person to provide a written notice to the purchaser at the time of sale, if the firefighter personal protective equipment contains perfluoroalkyl an	09/29/2020 - Chaptered by Secretary of State. Chapter No. 2020-308
<b><u>SB 1099</u></b> Dodd (D)	Emergency Backup Generators: Critical Facilities	SUPPORT	Requires an air district without a specified rule on emergency backup generators that adopts such a rule to include in the provisions that allow the operator of a critical facility to use a permitted emergency backup generator in exceedance of the applica	07/27/2020 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;07/27/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<b><u>SB 1100</u></b> Atkins (D)	Coastal Resources: Sea Level Rise		Includes, as part of the procedures the California Coastal Commission is required to adopt, recommendations and guidelines for the identification, assessment, minimization, and mitigation of sea level rise within each local coastal program. Deletes the ti	05/12/2020 - In SENATE. 2nd & 3rd Committee referral withdrawn by rule.
<b><u>SB 1159</u></b> Hill (D)	Workers Compensation: Coronavirus: Critical Workers		Amends existing law relating to the workers' compensation system. Defines injury for an employee to include illness or death resulting from coronavirus disease. Allows for a presumption of injury for all employees whose fellow employees at their place of	09/17/2020 - Chaptered by Secretary of State. Chapter No. 2020-85
<b><u>SB 1185</u></b> Moorlach (R)	Emergency Backup Generators: Deenergization Events		Authorizes an air district to adopt a rule to specify that hours for usage due to the loss of normal electrical service during a deenergization event by a permitted natural-gas-powered	07/27/2020 - From ASSEMBLY Committee on NATURAL RESOURCES with author's

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			emergency backup generator that is either federally compliant or state	amendments.;07/27/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<b><u>SB 1190</u></b> Durazo (D)	Tenancy: Termination		Authorizes a tenant to terminate their tenancy without penalty because an immediate family member was the victim of a crime. Expands the list of eligible crimes to include, among others, a crime that caused bodily injury or death. Authorizes a tenant to a	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-205
<b><u>SB 1215</u></b> Stern (D)	Electricity: Microgrids		Requires the Public Utilities Commission, in consultation with the Office of Emergency Services, to create a database of critical facilities and critical infrastructure, and related circuits, that are located in tier 2 or tier 3 high fire threat districts	07/27/2020 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;07/27/2020 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<b><u>SB 1285</u></b> Nielsen (R)	Navigable Waters: Hazardous, Medical, Or Human Waste		Make it a misdemeanor to place, deposit, or dump hazardous, medical, or human waste in or upon the navigable waters of this state, or to place, deposit, or load it upon a vessel, with intent that it be dumped or deposited in or upon the navigable waters o	08/04/2020 - In ASSEMBLY Committee on HEALTH: Not heard.
<b><u>SB 1312</u></b> McGuire (D)	Electrical Corporations: Deenergization		Requires the Public Utilities Commission to revise Electric Tariff Rule 20 to additionally authorize and fund the undergrounding of electrical infrastructure within high fire threat areas for purposes of wildfire mitigation. Requires an electrical corpora	06/29/2020 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<b><u>SB 1383</u></b> Jackson (D)	Unlawful Employment Practice: Family Rights Act		Makes it an unlawful employment practice for any employer to refuse to grant a request by an employee to take up to twelve workweeks of unpaid protected leave during any twelve month period to bond with a new child of the employee or to care for themself	09/17/2020 - Chaptered by Secretary of State. Chapter No. 2020-86

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<b><u>SB 1386</u></b> Moorlach (R)	Local Government: Assessments, Fees, and Charges		Specifies that hydrants are part of the system of public improvements included in the definition of water for purposes of the Proposition 218 Omnibus Implementation Act. Specifies that the fees or charges for property related water service imposed or incr	09/28/2020 - Chaptered by Secretary of State. Chapter No. 2020-240
<b><u>SB 1400</u></b> Umberg (D)	Accessory Dwelling Unit Construction Bond Act		Enacts the Accessory Dwelling Unit Construction Bond Act. Authorizes the issuance of bonds to finance the Accessory Dwelling Unit Construction Program. Authorizes the Department of Housing and Community Development to enter into a contract under that prog	04/08/2020 - From SENATE Committee on RULES with author's amendments.;04/08/2020 - In SENATE. Read second time and amended. Re-referred to Committee on RULES.
<b><u>SB 1410</u></b> Caballero (D)	COVID 19 Emergency: Tenancies		Authorizes an owner of real property and a tenant to sign and execute a tenant owner COVID 19 eviction relief agreement. Stays any eviction action where a party to the eviction action produces a signed COVID 19 eviction relief agreement.	08/20/2020 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<b><u>SB 1473</u></b> Governance and Finance Cmt	Local Government Omnibus Act		Exempts the proposed sale or lease of certain subdivision interests from certain reporting requirements. Specifies that this exemption only applies with respect to specified provisions relating to the filing of a report with the Bureau of Real Estate and	09/30/2020 - Chaptered by Secretary of State. Chapter No. 2020-371
<b><u>HR 2</u></b> DeFazio (D)	Invest in America Act		Provides for the Invest in America Act.	07/01/2020 - In HOUSE. HA 824 Amendments en bloc offered by Representative DeFazio.;07/01/2020 - In HOUSE. HA 824. Representative DeFazio amendment agreed to on HOUSE floor.;07/01/2020 - In HOUSE. HA 825 Amendments en bloc offered by Representative W
<b><u>HR 535</u></b> Dingell D (D)	Hazardous Substances Designation		Requires the Administrator of the Environmental Protection Agency to designate per- and polyfluoroalkyl substances as	01/13/2020 - In SENATE. Read second time.;01/13/2020 - To SENATE

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<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
			hazardous substances under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980.	Committee on ENVIRONMENT AND PUBLIC WORKS.
<b><u>HR 1162</u></b> Napolitano (D)	Water Recycling and Reuse Projects Grant Program	SUPPORT	Establishes a grant program for the funding of water recycling and reuse projects.	03/11/2020 - Subcommittee on WATER, POWER AND OCEANS discharged.;03/11/2020 - In HOUSE Committee on NATURAL RESOURCES: Consideration and mark-up session held.;03/11/2020 - In HOUSE Committee on NATURAL RESOURCES: Ordered to be reported as amended.
<b><u>HR 1417</u></b> 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.
<b><u>HR 1567</u></b> 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 t	03/07/2019 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT.
<b><u>HR 1764</u></b> 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.
<b><u>HR 1976</u></b> 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.
<b><u>HR 2377</u></b> 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	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 -

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			drinking water regulation for total per- and polyfluoroalkyl substances.	Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2500</u></b> Smith A (D)	National Defense Authorization Act for Fiscal Year 2020		Provides for the National Defense Authorization Act for specified Fiscal Year.	08/11/2020 - In SENATE. Read second time. Placed on Legislative Calendar under General Orders.
<b><u>HR 2533</u></b> Pallone (D)	Community Water Systems Contamination		Assists community water systems affected by perfluoroalkyl substances (PFAS) contamination.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2566</u></b> 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).	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2570</u></b> Rouda (D)	Water Treatment Costs		Ensures that polluters pay ongoing water treatment costs associated with contamination from perfluoroalkyl and polyfluoroalkyl substances.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2577</u></b> 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.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2591</u></b> Khanna (D)	Polyfluoroalkyl Substance Waste Prohibition		Prohibits the waste incineration of per- and polyfluoroalkyl substances.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b><u>HR 2596</u></b> 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.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 -

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				Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2600</b> Dean (D)	Per and Polyfluoroalkyl Substances Regulation		Regulates per- and polyfluoroalkyl substances under the Toxic Substances Control Act.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2605</b> 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	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2608</b> Maloney S (D)	Toxic Substances Testing		Requires the testing of perfluoroalkyl and polyfluoroalkyl substances under the Toxic Substances Control Act.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2626</b> 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.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2638</b> 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.	09/26/2019 - Subcommittee on ENVIRONMENT consideration and mark-up session held.;09/26/2019 - Forwarded by Subcommittee on ENVIRONMENT to full committee.
<b>HR 2800</b> 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.
<b>HR 6395</b> Smith A (D)	Military Activity Appropriations		Authorizes appropriations for fiscal year 2021 for military activities of the Department of Defense and for military	08/05/2020 - In SENATE. Read second time. Placed on Legislative Calendar under General Orders.



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			construction, prescribes military personnel strengths for such fiscal year.	
<b><u>HR 7073</u></b> Garamendi (D)	Municipal Liquidity Facility Special Districts		Amends the Social Security Act, includes special districts in the coronavirus relief fund, directs the Secretary to include special districts as an eligible issuer under the Municipal Liquidity Facility.	06/01/2020 - INTRODUCED.;06/01/2020 - To HOUSE Committee on OVERSIGHT AND REFORM.;06/01/2020 - To HOUSE Committee on FINANCIAL SERVICES.
<b><u>HR 7575</u></b> DeFazio (D)	Water Resources Development Act		Provides for the Water Resources Development Act.	07/29/2020 - In HOUSE. Rules Suspended. Discharged from all committees.;07/29/2020 - In HOUSE. Amended on HOUSE floor.;07/29/2020 - In HOUSE. Passed HOUSE. *****To SENATE.
<b><u>HR 7612</u></b> McCollum (D)	Interior and Environment Appropriations		Provides for the Department of the Interior, Environment, and Related Agencies Appropriations Act, 2021.	07/14/2020 - INTRODUCED.;07/14/2020 - In HOUSE. Placed on HOUSE Union Calendar.
<b><u>HR 8041</u></b> Harder (D)	Snow Water Supply Forecasting Program	SUPPORT	Establishes a Snow Water Supply Forecasting Program within the Department of the Interior.	08/14/2020 - INTRODUCED.;08/14/2020 - To HOUSE Committee on NATURAL RESOURCES.
<b><u>HR 8166</u></b> Cox (D)	Western Water Storage Infrastructure Act	SUPPORT	Provides for the Western Water Storage Infrastructure Act.	09/04/2020 - INTRODUCED.;09/04/2020 - To HOUSE Committee on NATURAL RESOURCES.
<b><u>HR 8217</u></b> Garamendi (D)	Water Infrastructure Finance Loans Maturity Date		Amends the Water Infrastructure Finance and Innovation Act with respect to the final maturity date of certain loans.	09/14/2020 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT.

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<b><u>S 611</u></b> 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.
<b><u>S 638</u></b> 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.
<b><u>S 675</u></b> 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 t	03/06/2019 - INTRODUCED.;03/06/2019 - In SENATE. Read second time.;03/06/2019 - To SENATE Committee on ARMED SERVICES.
<b><u>S 950</u></b> 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.
<b><u>S 1251</u></b> 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.
<b><u>S 1372</u></b> 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)	05/08/2019 - INTRODUCED.;05/08/2019 - In SENATE. Read second time.;05/08/2019 - To SENATE

**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
			contamination in drinking, surface, and ground water and land surface and sub	Committee on ENVIRONMENT AND PUBLIC WORKS.
<b><u>S 1473</u></b> 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.
<b><u>S 1507</u></b> 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
<b><u>S 1932</u></b> Gardner (R)	Reclamation States Water Infrastructure Support	SUPPORT	Supports water infrastructure in Reclamation States.	07/18/2019 - Subcommittee on WATER AND POWER hearings held.
<b><u>S 3227</u></b> Sanders (I)	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.	01/28/2020 - INTRODUCED.;01/28/2020 - In SENATE. Read second time.;01/28/2020 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.
<b><u>S 3590</u></b> Barrasso (R)	Safe Drinking Water Act Provisions Reauthorization		Amends the Safe Drinking Water Act, reauthorize certain provisions.	10/23/2020 - IN SENATE. Written report filed.
<b><u>S 3591</u></b> Barrasso (R)	Water Conservation and Development		Provides for improvements to the rivers and harbors of the United States, provides for the conservation and development of water and related resources, provides for water pollution control activities.	05/11/2020 - From SENATE Committee on ENERGY & NATURAL RESOURCES: Reported by Senator Barrasso with an amend. in the nature of a sub.;05/11/2020 - In


**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

Bill No. Author	Title	IRWD Position	Summary/Effects	Status
				SENATE. Placed on SENATE Legislative Calendar under General Orders.
<b><u>S 3944</u></b> Udall T (D)	Plastic Products Production Reduction		Amends the Solid Waste Disposal Act, reduces the production and use of certain single use plastic products and packaging, improves the responsibility of producers in the design, collection, reuse, recycling, and disposal of their consumer products and pac	06/11/2020 - INTRODUCED.;06/11/2020 - In SENATE. Read second time.;06/11/2020 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.
<b><u>S 4049</u></b> Inhofe (R)	National Defense Authorization Act for Fiscal Year 2021		Provides for the National Defense Authorization Act for Fiscal Year 2021.	07/23/2020 - In SENATE. SA 2080 agreed to on SENATE floor.;07/23/2020 - In SENATE. SA 2301 agreed to on SENATE floor.;07/23/2020 - In SENATE. Cloture motion on the bill invoked.;07/23/2020 - In SENATE. Amended on SENATE floor.;07/23/2020 - In SENATE.
<b><u>S 4129</u></b> Wicker (R)	Advance Refunding Bonds Reinstatement		Amends the Internal Revenue Code of 1986, reinstate advance refunding bonds.	07/01/2020 - INTRODUCED.;07/01/2020 - In SENATE. Read second time.;07/01/2020 - To SENATE Committee on FINANCE.
<b><u>S 4203</u></b> Wicker (R)	American Infrastructure bonds Credit		Amends the Internal Revenue Code, provides a credit to issuers of American Infrastructure bonds.	07/02/2020 - INTRODUCED.;07/02/2020 - In SENATE. Read second time.;07/02/2020 - To SENATE Committee on FINANCE.
<b><u>S 4308</u></b> Sinema (D)	Coronavirus Relief Fund Special Districts Inclusion		Amends the Social Security Act, includes special districts in the coronavirus relief fund, directs the Secretary to include special districts as an eligible issuer under the Municipal Liquidity Facility.	07/23/2020 - INTRODUCED.;07/23/2020 - In SENATE. Read second time.;07/23/2020 - To SENATE Committee on FINANCE.

**IRWD 2020 LEGISLATIVE MATRIX**  
**Updated 10/27/2020**

<b>Bill No. Author</b>	<b>Title</b>	<b>IRWD Position</b>	<b>Summary/Effects</b>	<b>Status</b>
<b><u>S 4431</u></b> Feinstein (D)	Wildfire Preparedness and Response	SUPPORT	Increases wildfire preparedness and response throughout the United States.	09/16/2020 - Subcommittee on PUBLIC LANDS, FORESTS, AND MINING hearings held.
<b><u>S 4530</u></b> Feinstein (D)	Snow Water Supply Forecasting Program	SUPPORT	Establishes a Snow Water Supply Forecasting Program within the Department of the Interior.	08/13/2020 - INTRODUCED.;08/13/2020 - In SENATE. Read second time.;08/13/2020 - To SENATE Committee on ENERGY AND NATURAL RESOURCES.
<b><u>S 4681</u></b> Udall T (D)	Plastic Pellet Pollution Limitations		Requires the Administrator of the Environmental Protection Agency to promulgate certain limitations with respect to preproduction plastic pellet pollution.	09/24/2020 - INTRODUCED.;09/24/2020 - In SENATE. Read second time.;09/24/2020 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

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November 9, 2020  
Prepared by: R. Burk / M. Cortez  
Submitted by: K. Burton  
Approved by: Paul A. Cook 

CONSENT CALENDAR

CULVER DRIVE DOMESTIC WATER PIPELINE RELOCATION  
FINAL ACCEPTANCE

SUMMARY:

The Culver Drive Domestic Water Pipeline Relocation project is complete. IRWD’s contractor L&S Construction, Inc. completed the required work. The project has received final inspection and staff recommends Final Acceptance of this project.

BACKGROUND:

The City of Irvine is completing construction of the University Drive and Culver Drive street improvement projects. During the City of Irvine’s construction of the street widening of northbound Culver Drive at University Drive, the City’s contractor discovered IRWD’s 12-inch domestic water pipeline to be extremely shallow and in conflict with the proposed right-turn lane improvements. Due to issues between the City and its contractor, the City requested the pipeline relocation be completed as an IRWD project. The new 12-inch pipeline was installed under the existing culvert storm drain utilizing a bore and jack operation.

Stantec completed the design in May 2020, and L&S was awarded the construction contract on July 14, 2020. L&S mobilized at the end of August 2020 and completed construction of all improvements on October 16, 2020. The following list summarizes the project:

Project Title:	Culver Drive Domestic Water Pipeline Relocation
Project No.:	07170
Design Engineer:	Stantec Consulting Services, Inc.
Construction Management by:	IRWD Staff
Contractor:	L&S Construction, Inc.
Original Contract Cost:	\$333,000.00
Final Contract Cost:	\$382,405.21
Original Contract Days:	120
Final Contract Days:	134
Final Change Order Approved On:	October 15, 2020

A Contract Change Order Summary is provided as Exhibit “A”.

FISCAL IMPACTS:

Project 07170 is included in the FY 2020-21 Capital Budget. The existing budget is sufficient to fund the final payment for the project.

ENVIRONMENTAL COMPLIANCE:

This project is subject to the California Environmental Quality Act (CEQA). In conformance with the California Code of Regulations Title 14, Chapter 3, Article 7, a Mitigated Negative Declaration, SCH # 2014031052, was certified on August 26, 2014, by the City of Irvine, lead agency responsible for CEQA compliance.

COMMITTEE STATUS:

This item was not reviewed by a Committee.

RECOMMENDATION:

THAT THE BOARD ACCEPT CONSTRUCTION OF THE CULVER DRIVE DOMESTIC WATER PIPELINE RELOCATION, PROJECT 07170, 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:

Exhibit "A" – Contract Change Order Summary



EXHIBIT "A"

Culver Drive Domestic Water Pipeline Relocation  
PR 07170

Contract Change Order Summary

Contractor: L&S Construction, Inc.  
Design Engineer: Stantec Consulting Services, Inc.

Change Order	Description	Category	Initiated by (IRWD or L&S)	Contract Amount					Contract Days			
				Change Order Line Item Amount	Change Order Amount	Previous Change Orders	Cumulative Total of Change Orders	Cumulative % of Original Contract Amount	Revised Contract Amount	Change Order Days	Previous Change Orders	Cum. Total C.O. days
1	1.1 Approved by Executive Director of Technical Services on 9/14/20 Additional work to replace two existing 12-inch domestic water valves adjacent to the storm drain culvert crossing	A	IRWD	\$ 16,000.00	\$16,000.00	\$0.00	\$16,000.00	4.80%	\$349,000.00	2	0	2
2	2.1 Approved by Executive Director of Technical Services on 10/6/20 Additional work to pothole and locate existing unmarked utility lines not shown on plans 2.2 Additional work to break out and remove existing / abandoned utility encasement not shown on plans 2.3 Non-compensatory contract time extension to resolve existing utility conflicts and allow IRWD to install a high-line to Mason Regional Park site prior to being able to shutdown the waterline	B B B, C	L&S L&S L&S	\$ 1,759.00 \$ 2,204.00 \$ -	\$3,963.00	\$16,000.00	\$19,963.00	5.99%	\$352,963.00	10 0.5 0.5 9	2	12
3	3.1 Approved by Executive Director of Technical Services on 10/15/20 Additional work to remove water and mud from bore pit and re-establish grade due to school's broken irrigation water valve flooding out the bore pit 3.2 Additional asphalt removal and replacement. Plan called for 6-inch removal and 7-inch replacement. Site conditions required average of 12-inch removal and 13-inch replacement. 3.3 Stand-by time (four hours) while issue of pipe restraints being too large for 20-inch casing was being resolved 3.4 Additional overtime cost on 10/2/20 and 10/3/20 to expedite work schedule per District's request to meet City's schedule requirements	D B, C C A	L&S L&S L&S IRWD	\$ 9,862.77 \$ 11,649.73 \$ 3,961.71 \$ 3,968.00	\$29,442.21	\$19,963.00	\$49,405.21	14.84%	\$382,405.21	2 1 0 1 0	12	14

Category	Total Amount	% of Original Contract
A - District Convenience/Initiation - Project Related	\$ 19,968.00	6.00%
B - Differing Site Conditions	\$ 9,787.87	2.94%
C - Design Oversight	\$ 9,786.58	2.94%
D - Contractor Convenience/Initiation	\$ 9,862.77	2.96%
TOTAL (A + B + C + D)	\$ 49,405.21	14.84%

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November 9, 2020  
Prepared by: J. Davis/T. Fournier  
Submitted by: R. Jacobson/C. Clary  
Approved by: Paul A. Cook



## CONSENT CALENDAR

### PROPOSED IRWD 2021 INVESTMENT POLICY

#### SUMMARY:

Each year, IRWD is required to adopt an Investment Policy. Changes to the policy from year-to-year are required to conform to any amendments to the California Government Code governing investment of public funds. During 2020, there were no significant changes to the Government Code and the proposed policy for 2021 has no significant changes from the policy adopted for 2020. Staff recommends the Board approve the proposed IRWD investment policy for 2021.

#### BACKGROUND:

Staff annually submits an Investment Policy to the Board of Directors for approval. The annual submittal generally incorporates any amendments to investment-related Government Code sections, policy objectives, delegation of authority and a detailed schedule of authorized investments. The proposed IRWD 2021 Investment Policy and related resolution are provided as Exhibits “A” and “B”, respectively. During 2020, there were no significant amendments to the Government Code section relating to authorized investments for local agencies, and therefore the 2021 proposed policy is generally the same as the 2020 Investment Policy.

As specified in the Government Code, the Board’s delegation of authority to the Treasurer and Assistant Treasurers to manage the District’s investment program is limited to a one-year period, renewable annually. The recommended 2021 Investment Policy includes continuation of this annual delegation of authority to the Treasurer and Assistant Treasurers.

Given the conservative nature of the State codes and the IRWD Board’s additional restrictions, staff believes the authorized investments in the recommended 2021 Investment Policy are sufficiently limited to ensure appropriate investment security while retaining some degree of flexibility to take advantage of changing market opportunities. Additionally, the recommended policy provides authority for the Finance and Personnel Committee to further restrict, but not liberalize, authorized investments. Any liberalization of authorized investments would first require the approval of the Board of Directors.

#### FISCAL IMPACTS:

None.

#### ENVIRONMENTAL COMPLIANCE:

This activity is categorically exempt from the California Environmental Quality Act (CEQA) as authorized under the California Code of Regulations, Title 14, Chapter 3, Sections 15301 and 15302.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on November 3, 2020.

RECOMMENDATION:

That the Board approve the proposed IRWD 2021 Investment Policy and adopt the following resolution by title:

RESOLUTION NO. 2020-

RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
IRVINE RANCH WATER DISTRICT APPROVING AN INVESTMENT  
POLICY AND AUTHORIZING THE TREASURER AND ASSISTANT  
TREASURERS TO INVEST AND REINVEST FUNDS OF THE  
DISTRICT AND OF EACH OF ITS IMPROVEMENT DISTRICTS  
AND TO SELL AND EXCHANGE SECURITIES

LIST OF EXHIBITS:

Exhibit "A" – Proposed IRWD 2021 Investment Policy

Exhibit "B" – Resolution adopting IRWD 2021 Investment Policy

**IRVINE RANCH WATER DISTRICT**

**Draft 2021 INVESTMENT POLICY**

**Introduction:**

This investment policy is intended to establish a clear understanding of the District’s authorized investment activities for members of the public, the Board of Directors of the Irvine Ranch Water District (the “District”), District management, and outside investment professionals.

**Policy:**

It is the policy of the District to invest its funds in a prudent and professional manner which will provide maximum security of principal while meeting required cash flow demands and conforming to all State statutes governing the investment of public funds, the District’s investment policies, and prudent cash management principles.

**Scope:**

This investment policy applies to all District funds that are under the direct oversight of the Board of Directors. The investment of any bond proceeds or related funds will also be made in accordance with this investment policy.

**Standard of Care:**

The Board of Directors and those persons authorized to make investment decisions on behalf of the District are trustees of public funds. The standard of care to be used in all investment transactions shall be the “prudent investor” standard set forth in California Government Code Section 53600.3, which states:

“When investing, reinvesting, purchasing, acquiring, exchanging, selling, or managing public funds, a trustee shall act with care, skill, prudence, and diligence under the circumstances then prevailing, including, but not limited to, the general economic conditions and the anticipated needs of the agency, that a prudent person acting in a like capacity and familiarity with those matters would use in the conduct of funds of a like character and with like aims, to safeguard the principal and maintain the liquidity needs of the agency.”

Officers and employees of the District involved in the investment process shall refrain from personal business activities that could conflict with proper execution of the investment program or could impair their ability to make impartial investment decisions. “Designated employees” of the District involved in the investment of District funds, which includes the Treasurer and Assistant

Treasurer(s), shall disclose all information at the times and in the manner required by the District's Conflict of Interest Code.

**Objectives:**

The primary objectives of the District's investment activities, in priority order, are as follows:

1. **Safety:** Safety of principal is the foremost objective of the investment program. Investments of the District shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. Accordingly, diversification by issuer, type, and maturity of securities will be made to avoid or minimize potential losses on individual securities.
  
2. **Liquidity:** The District's investment portfolio will remain sufficiently liquid to enable the District to meet all operating and capital cash requirements. To the extent required, this liquidity will be maintained through the purchase of securities with active secondary or resale markets and with short-term maturities so as to minimize market risk on the market price of the securities.
  
3. **Yield:** The District's investment portfolio shall be designed with the objective of attaining the highest rate of return commensurate with the above requirements for the preservation of capital and the maintenance of adequate liquidity.

**Delegation of Authority:**

In accordance with Government Code Sections 53607 and 53608, the Board of Directors hereby delegates to the District's Treasurer and Assistant Treasurer(s) the authority to manage the District's investment program and to provide for the safekeeping of securities. This delegated authority is effective for the 2021 calendar year (Resolution 2020-  ).

**Authorized Investments:**

The District is authorized to invest its funds pursuant to the following laws:

California Government Code:

- Section 53600 *et seq.* - General investments
- Section 16429.1 - Local Agency Investment Fund (LAIF)
- Section 53684 - Orange County Treasury Pool (not currently authorized by the Board of Directors)
- Section 5920 *et seq.* - Public finance contracts

California Water Code:

- Section 35912 - Real estate

The language of the Investment Policy will conform to the statutory requirements as the statutes change over time.

The Treasurer and Assistant Treasurer(s) are authorized to invest District funds in accordance with these laws, subject to certain restrictions imposed by the District's Board of Directors. These authorized investments and restrictions are shown in Exhibit "A".

Whenever practical, a competitive process shall be used for the purchase and sale of securities.

The Treasurer and Assistant Treasurer(s) are authorized to invest in securities with terms or remaining maturities in excess of five years as part of the District's investment program, but no such investments are to be made without the concurrence of the Finance and Personnel Committee.

**Authorized Financial Institutions:**

Only financial institutions designated as "primary dealers" by the Federal Reserve Bank of New York, or other dealers that qualify under Securities and Exchange Commission Rule 15C3-1 (uniform net capital rule), are authorized to provide investment services to the District. The Treasurer may limit the number of dealers authorized to provide such services.

A copy of the District's annual investment policy shall be provided to each institution authorized by the Treasurer to provide services to the District. Prior to providing investment services, such financial institution shall acknowledge in writing that it has received the District's investment policy and that all persons handling the District's account have reviewed the policy.

All authorized financial institutions are required to send the District unaudited quarterly and audited annual financial statements or provide electronic access to the financial statements.

**Safekeeping and Custody:**

All security transactions entered into by the District shall be conducted on a delivery-versus-payment (DVP) basis. All securities owned by the District shall be delivered to the District by book entry, physical delivery, or a third party custodial agreement. Any third party custodian shall be designated by the Treasurer, and all securities held by such custodian, including book entry and physical securities, shall be held in a manner that clearly establishes the District's right of ownership. The District's custodial agent shall meet the requirements of Government Code Section 53608. The District's deposits with LAIF or any other authorized investment pool shall be evidenced by the standard reporting requirements of LAIF or the investment pool.

## **Reporting:**

The Treasurer shall file a monthly report with the Board of Directors at a public meeting that shows the status of the District's cash and securities, and all related investment transactions that occurred during the month. The status report shall also be filed with the District's General Manager and will include at least the following information:

- Type of investment
- Original cost
- Issuing institution
- Market value, including source
- Par amount
- Maturity date
- Coupon and/or yield

In addition, the status report shall include the portfolio's rate of return for the month, the average weighted life of the portfolio, a statement regarding the portfolio's compliance with the District's investment policy, and a statement regarding the District's ability to meet expenditure requirements over the following six months. (California Government Code Sections 53607 and 53646.)

The Treasurer shall also file a quarterly report with the Board of Directors at a public meeting with respect to the District's real estate investments and any related transactions which occurred during such quarter. The real estate report will be structured to comply as closely as possible with the information requirements of California Government Code Section 53646.

## **Investment Policy Adoption and Amendments:**

The Treasurer shall submit an investment policy at least annually to the Board of Directors at a public meeting. (California Government Code Section 53646.) The policy shall be effective for the calendar year specified. If the Board of Directors does not approve an investment policy for any calendar year, then the investment policy for the previous calendar year shall remain in effect until a new policy is approved.

The District's Finance and Personnel Committee is authorized to make changes in the investment policy from time to time as may be necessary, provided that such changes may only be more restrictive in nature. Any changes that would liberalize the investment policy shall be approved by the Board of Directors before becoming effective. Any changes in the investment policy by the Finance and Personnel Committee shall be reported to the Board of Directors at its next regular meeting.



**Exhibit A**  
**Authorized Investments and Restrictions**

INVESTMENT TYPE	DESCRIPTION	RESTRICTIONS
California State and Local Agency Bonds, Notes and Warrants	Registered state warrants, treasury notes or bonds. Any bonds, notes, warrants or other evidences of indebtedness of any local agency in California.	Limited to securities approved by the Finance and Personnel Committee.
U.S. Treasury and Agency Obligations	U.S. Treasury notes, bonds, bills or certificates of indebtedness, or those for which the full faith and credit of the United States are pledged for the payment of principal and interest. Also federal agency or U.S. government sponsored enterprise obligations, participations, or other instruments.	No additional restrictions.
Registered treasury notes or bonds of California or other 49 United States	Registered treasury notes or bonds of any of the other 49 United States in addition to California, including bonds payable solely out of the revenues from a revenue-producing property owned, controlled, or operated by a state or by a department, board, agency, or authority of any of the other 49 United States, in addition to California.	Limited to states and/or agencies approved by the Finance and Personnel Committee.
Banker's Acceptances	Must be eligible for discount at the Federal Reserve Bank. May not exceed 180 days maturity or 40% of local agency funds. No more than 30% of local agency funds may be invested in banker's acceptances of any one commercial bank.	Limited to domestic and foreign banks approved by the Finance and Personnel Committee.
U.S. Dollar Denominated Senior Unsecured Unsubordinated Obligations	Permits United States dollar-denominated senior unsecured unsubordinated obligations issued or unconditionally guaranteed by the International Bank for Reconstruction and Development, International Finance Corporation, or Inter-American Development Bank, with a maximum remaining maturity of five years or less, and eligible for purchase and sale within the United States. Must be rated "AA" or its equivalent or better by a nationally recognized statistical rating organization ("NRSRO"). Limited to 30% of local agency funds.	Limited to securities approved by the Finance and Personnel Committee.

Commercial Paper	<p>Must be of “prime” quality of the highest ranking or of the highest letter and number rating as provided for by an NRSRO. Issuers must be organized and operating in the United States as a general corporation, have assets exceeding \$500 million, and has debt other than commercial paper, if any, that is rated “A” or its equivalent or better by an NRSRO. May not exceed 270 days maturity. Local agencies, that have less than \$100 million of investment assets <u>under management</u>, may invest no more than 25% of their moneys in eligible commercial paper. Local agencies that have \$100 million or more <u>of investment assets under management</u> may invest up to 40% percent of their moneys in eligible commercial paper. A local agency may invest no more than 10% of its total investment <u>assets in the commercial paper and the medium-term notes of</u> any single issuer.</p>	Limited to corporations approved by the Finance and Personnel Committee.
Negotiable Certificates of Deposit	<p>Issued by national or state-chartered banks, savings associations, federal associations, state or federal credit unions, or <u>by a federally-licensed or state-licensed branches</u> of a foreign bank. Specified restrictions on credit unions for conflicts of interest. Limited to 30% of local agency funds.</p>	Limited to domestic and foreign banks and thrift institutions approved by the Finance and Personnel Committee.
Repurchase and Reverse Repurchase Agreements	<p>Repurchase agreements are limited to a term of one year or less, and securities underlying the agreement shall be valued at 102% or greater of the funds borrowed against the securities, with the value adjusted at least quarterly. Reverse repurchase agreements, including securities lending agreements, are limited to 20% of the base portfolio value and to terms of 92 days or less unless a minimum earning or spread for the entire term is guaranteed in writing. Securities being sold on reverse must be owned by the agency for at least 30 days prior to sale. Reverse repurchase agreements shall be made with primary dealers of the Federal Reserve Bank of New York, or nationally and state</p>	All reverse repurchase agreements must have the prior approval of the Finance and Personnel Committee.

	chartered banks with a significant banking relationship with the local agency.	
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Medium Term Notes	All debt securities issued by U.S. organized and operating corporations or depository institutions licensed by the U.S. or any state and operating within the U.S. Notes must be rated “A” or its equivalent or better by an NRSRO. May not exceed five years maturity, 30% of local agency funds, and no more than 10% <u>of its total investment assets in the commercial paper and the medium-term notes of</u> any single issuer.	For depository institutions, same as shown under Negotiable Certificates of Deposit. For corporations, limited to those approved by the Finance and Personnel Committee.
Shares of Beneficial Interest	Issued by diversified management companies investing in securities and obligations as authorized by Cal. Gov. Code §53601(l). Companies shall have the highest ranking or highest letter and numerical rating assigned by not less than two NRSROs, or shall have a registered and experienced investment advisor. Purchase price shall not include any commissions. Limited to 20% of funds of which no more than 10% may be with any one fund.	No additional restrictions.
Collateralized Negotiable Securities	Notes, bonds or obligations secured by a valid first priority security interest in securities specified in Cal. Gov. Code §53651. <u>(Cal. Gov. Code §53601(n).)</u> Collateral to be placed by delivery or book-entry into the custody of a trust company or trust department of a bank not affiliated with the issuer. Security interest perfected in accordance with Uniform Commercial Code or applicable federal regulations. Collateral requirements are the same as required to secure bank deposits made by local agencies as specified in Cal. Gov. Code §53652.	No investment in collateralized negotiable securities shall be made without the prior approval of the Finance and Personnel Committee.
Collateralized Mortgage Obligations and Asset-Backed Securities	Mortgage pass-through security, collateralized mortgage obligation, mortgage-backed or other pay-through bond, equipment lease-backed certificate, consumer receivable pass-through certificate, or consumer receivable-backed bond. Securities must have an “AA” rating or its equivalent as rated by an NRSRO, must have a maximum remaining maturity of	No investment in collateralized mortgage obligations or asset-backed securities shall be made without the prior approval of the Finance and Personnel Committee.

	five years or less, and may not exceed 20% of surplus funds.	
Financial Futures and Options	Authorizes the investment in financial futures and financial option contracts in any of the investment categories contained in Cal. Gov. Code §53601.1	No investments in financial futures and financial option contracts are to be made without the prior approval of the Finance and Personnel Committee.
Prohibited Investments	A local agency shall not invest any funds in inverse floaters, range notes, <del>and</del> mortgage derived interest-only strips, or any security that could result in zero interest accrual if held to maturity. <u>However, a local agency may hold prohibited instruments until their maturity dates. Notwithstanding the prohibition above, a</u> local agency may invest in securities issued by, or backed by, the United States government that could result in zero- or negative-interest accrual if held to maturity, in the event of, and for the duration of, a period of negative market interest rates. A local agency may hold these instruments until their maturity dates. This section shall remain in effect only until January 1, 2026, and as of that date is repealed. (Cal. Gov. Code §53601.6.)	No additional restrictions.
Local Agency Investment Fund	Permits a local agency to deposit funds with the State Treasurer for the purpose of investment in securities prescribed in Cal. Gov. Code §§16429.1 <i>et seq.</i>	No additional restrictions.
Orange County Treasury Pool	Permits a local agency to deposit funds with the County Treasurer for investment in securities prescribed in Cal. Gov. Code §53635 or 53684.	No investments are to be made with the Orange County Treasury Pool without the prior approval of the Board.
Inactive Public Deposits	Deposits or contracts with Federal Reserve System banks insured by FDIC, savings associations or federal associations which are home loan bank members or insured by FSLIC, and state or federal credit unions. Specified restrictions on credit unions.	No inactive public deposits are to be made without the prior approval of the Finance and Personnel Committee.
Public Finance Contracts	Includes interest rate swap agreements, currency swap agreements, forward payment conversion agreements, futures, or index-based agreements to hedge payment, currency, rate, spread or similar exposure. Requires certain	The Board is authorized to approve the general parameters for swap transaction types, maximum notional amount(s) and maximum duration(s). The Finance and Personnel

	determinations by governing body. (Cal. Gov. Code §§5920 <i>et seq.</i> )	Committee shall structure specific parameters for individual transactions including notional amount, transaction timing, counterparty selection, index to be used and ISDA agreement approval. (Resolution 2003-36)
Real Estate Investments	Authorized to invest no more than 30% of the District's Replacement Fund in real estate located in Orange County. (Cal. Wat. Code §35912.)	Real estate investments shall be made in accordance with existing Board policies (Resolution 1990-30). All real estate investments must be individually approved by the Board.

EXHIBIT "B"

RESOLUTION NO. 2020-

RESOLUTION OF THE BOARD OF DIRECTORS OF THE IRVINE RANCH  
WATER DISTRICT APPROVING AN INVESTMENT POLICY AND  
AUTHORIZING THE TREASURER AND ASSISTANT TREASURERS TO  
INVEST AND REINVEST FUNDS OF THE DISTRICT AND OF EACH OF  
ITS IMPROVEMENT DISTRICTS AND TO SELL AND EXCHANGE  
SECURITIES

The Treasurer of the Irvine Ranch Water District ("District") is permitted by Section 53646 of the California Government Code to annually render to the Board of Directors (the "Board") a statement of investment policy, which the Board shall consider at a public meeting.

The Treasurer has presented an investment policy to the Board at a public meeting, in the form attached as Exhibit A ("2021 Investment Policy").

Section 53607 of the California Government Code permits the Board to annually delegate to the Treasurer of the District the Board's authority to invest or reinvest funds of the District or sell or exchange securities so purchased, allows renewal of the delegation of authority to the Treasurer by the Board on an annual basis, and establishes a requirement for monthly reporting of the transactions by the Treasurer to the Board.

Section 53608 of the California Government Code permits the Board to delegate to the Treasurer of the District the Board's authority to deposit for safekeeping with a federal or state association (as defined by Section 5102 of the California Financial Code), a trust company or a state or national bank in California or in any city designated as a reserve city by the Board of Governors of the Federal Reserve System, or with any Federal Reserve bank, the bonds, notes, bills, debentures, obligations, certificates of indebtedness, warrants or other evidences of indebtedness in which money of the District is invested.

Under Section 53635.2 of the California Government Code, funds of the District may be deposited with certain financial institutions.

Pursuant to Section V, Paragraph 8 of the District's Bylaws, the Board has appointed one or more Assistant Treasurers.

Resolution No. 2019-28 contains the Board's previous delegation of authority to the Treasurer and Assistant Treasurer(s) to invest or reinvest funds, sell or exchange securities, deposit investments for safekeeping, and deposit funds, and the Board intends by this resolution to renew that delegation of authority.

The Board of Directors of Irvine Ranch Water District therefore resolves as follows: Section 1. The 2021 Investment Policy of the District is approved in the form attached as Exhibit A, effective January 1, 2021, and will remain in effect until it is revoked or is superseded.

Section 2. The authority of the Board to invest or reinvest funds of the District and its improvement districts or to sell or exchange securities so purchased, subject to the requirements of the 2021 Investment Policy, is hereby delegated to each of the Treasurer and the Assistant Treasurer(s). Pursuant to California Government Code Section 53607, the Treasurer shall assume full responsibility for those transactions until this delegation is revoked or expires. This delegation is effective as of January 1, 2021, and will remain in effect until it is revoked or is superseded by a subsequent delegation.

Section 3. The authority of the Board to deposit for safekeeping with a federal or state association (as defined by Section 5102 of the California Financial Code), a trust company or a state or national bank in California or in any city designated as a reserve city by the Board of Governors of the Federal Reserve System, or with any Federal Reserve bank, the bonds, notes, bills, debentures, obligations, certificates of indebtedness, warrants or other evidences of instruments in which money of the District and its improvement districts is invested, subject to the requirements of the 2021 Investment Policy, is hereby delegated to each of the Treasurer and the Assistant Treasurer(s). This delegation is effective as of January 1, 2021, and will remain in effect until it is revoked or is superseded by a subsequent delegation.

Section 4. This resolution supersedes Resolution No. 2019-28.

ADOPTED, SIGNED AND APPROVED this 9<sup>th</sup> day of November 2020.

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

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Secretary  
IRVINE RANCH WATER DISTRICT  
and of the Board of Directors thereof

APPROVED AS TO FORM: HANSON BRIDGETT LLP

By: \_\_\_\_\_ Legal Counsel



November 9, 2020  
Prepared and  
submitted by: C. Compton  
Approved by: Paul A. Cook



## CONSENT CALENDAR

### REVISIONS TO IRWD'S CONFLICT OF INTEREST CODE

#### SUMMARY:

Staff and legal counsel have reviewed IRWD's Conflict of Interest Code and identified a need for changes that appropriately designates those persons who make or participate in the making of decisions at IRWD, as defined by the Fair Political Practices Commission (FPPC), and should be filing "Statements of Economic Interests" (i.e., FPPC Form 700) each year. Staff recommends the Board adopt a resolution rescinding Resolution No. 2018-28 and adopting a revised Conflict of Interest Code.

#### BACKGROUND:

The Political Reform Act requires that every local agency review its Conflict of Interest Code biennially and submit a notice to its code reviewing body that specifies if the code is accurate or if the code must be amended. The code reviewing body for California special districts is the board of supervisors for the county in which the special district is located. For IRWD, the code reviewing body is the Orange County Board of Supervisors.

In compliance with the Political Reform Act, staff has reviewed the District's Conflict of Interest Code and has identified a need for changes to the Conflict of Interest Code so that the code appropriately designates those persons that make or participate in the making of decisions at IRWD, as defined by the FPPC, and should be filing FPPC Form 700. The needed updates to the code include adding new positions, deleting positions, and revising titles of existing positions.

Staff recommends the Board adopt a resolution rescinding Resolution No. 2018-28 and adopting a revised Conflict of Interest Code. The proposed resolution is provided as Exhibit "A". A redline of the changes proposed to IRWD's Conflict of Interest Code is provided as Exhibit "B".

#### FISCAL IMPACTS:

None.

#### ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on November 3, 2020.

RECOMMENDATION:

That the Board adopt the following resolution by title:

RESOLUTION NO. 2020 -

RESOLUTION OF THE BOARD OF DIRECTORS OF  
IRVINE RANCH WATER DISTRICT RESCINDING RESOLUTION NO. 2018-28 AND  
ADOPTING A REVISED CONFLICT OF INTEREST CODE FOR THE DISTRICT

LIST OF EXHIBITS:

Exhibit "A" – Proposed Resolution Rescinding Resolution No. 2018-28 and Adopting a Revised  
Conflict of Interest Code

Exhibit "B" – Redline of IRWD's Conflict of Interest Code, as Proposed to be Amended

## EXHIBIT “A”

### RESOLUTION NO. 2020 -

#### RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT RESCINDING RESOLUTION NO. 2018-28 AND ADOPTING A REVISED CONFLICT OF INTEREST CODE FOR THE DISTRICT

In accordance with the provisions of Section 18730 of the regulations of the Fair Political Practices Commission (“FPPC”), contained in California Administrative Code Title 2, Section 18109, et seq., the Board of Directors of the Irvine Ranch Water District has adopted and amended from time to time a Conflict of Interest Code; and

The District’s Conflict of Interest Code contains the list of designated persons who must disclose certain categories of economic interests under the code. Additionally, the Conflict of Interest Code defines the types of economic interests that must be reported by designated person in the various reporting categories specified the Conflict of Interest Code; and

The Political Reform Act requires that every local agency review its conflict of interest code biennially and update it, if necessary. The District has reviewed its Conflict of Interest Code biennially to determine if an update is needed; and

By adoption of Resolution No. 2018-28 on November 12, 2018, this Board revised and readopted the District’s current Conflict of Interest Code; and

The District’s Conflict of Interest Code now needs to be updated so that the code appropriately designates those persons that make or participate in the making of decisions at IRWD, as defined by FPPC, and should be filing “Statements of Economic Interests” (i.e. FPPC Form 700). The revisions to the code include adding new positions, deleting positions that do not make or participate in the making of government decisions, and revising titles of existing positions;

NOW, THEREFORE, the Board of Directors of the Irvine Ranch Water District DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Resolution No. 2018-28 is rescinded in its entirety, effective upon approval of the “Conflict of Interest Code for the Irvine Ranch Water District,” which is included in Appendix “A” of this resolution, by the Orange County Board of Supervisors.

Section 2. The District Secretary is hereby authorized to file Appendix “A” and the other required documentation with the Orange County Board of Supervisors to request approval of the District’s Conflict of Interest Code, as proposed to be amended.

ADOPTED, SIGNED and APPROVED this 9th day of November, 2020.

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

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

APPROVED AS TO FORM:  
HANSON BRIDGETT LLP

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Legal Counsel

Exhibit "A"

**CONFLICT OF INTEREST CODE  
FOR  
THE IRVINE RANCH WATER DISTRICT**

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the FPPC to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the FPPC are hereby incorporated by reference. This regulation and Appendix "A-1" and "A-2", designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Irvine Ranch Water District ("District").

Individuals holding designated positions shall file their statements of economic interests with the District Secretary, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). Upon receipt of the statements for the members of the Board of Directors and the General Manager, the District Secretary shall make and retain copies and forward the originals to the Clerk of the Board for the Orange County Board of Supervisors. All other statements will be retained by the District Secretary.

**APPENDIX “A-1”**

**DESIGNATED PERSONS FOR DISCLOSURE PURPOSES  
PURSUANT TO THE CONFLICT OF INTEREST CODE FOR IRVINE RANCH WATER  
DISTRICT**

The persons occupying the following positions are “Designated Persons” because the positions they hold are positions within the District that involve the making of, or participate in the making of, District decisions which may foreseeably have a material financial effect on financial interests pursuant to the Political Reform Act, Government Code Section 87302, et seq.<sup>1</sup>

Pursuant to Government Code Section 87302, an investment, business position, interest in real property, or source of income held by the Designated Person is reportable if he or she by virtue of his or her position with the District makes or participates in the making of any decision that may foreseeably affect the business entity in which the investment or business position is held, the interest in real property, or the income or source of income.

District personnel “make a governmental decision” when he or she, acting within the authority of his or her office or position, authorizes or directs any action, votes, appoints a person, obligates or commits the District to any course of action, or enters into any contractual agreement on behalf of the District.

District personnel “participate in a governmental decision” when he or she, acting within the authority of his or her position, provides information, an opinion, or a recommendation for the purpose of affecting the decision without significant intervening substantive review.

Designated Persons must disclose the economic interests defined in the disclosure categories defined in Appendix “A-2” of this code, using the Form 700 schedules listed in the table below:

<u>Designated Persons</u>	<u>Disclosure Categories</u>	<u>Schedules Associated</u>
<u>Group I</u>		
Assistant District Secretary Controller District Secretary Executive Director General Legal Counsel General Manager Government Relations Officer/Deputy General Counsel Members, Board of Directors Treasurer/Director of Risk Management Treasury Analyst Treasury Manager	1-A, 2 and 3	All

<sup>1</sup> The persons holding the following positions are “public officials who manage public investments” within the meaning of that term as used in Government Code Section 87200 and are required to make full disclosure of all economic interests as required in Form 700: members of the Board of Directors, General Manager, Executive Director of Finance, Controller, Treasurer, and Treasury Manager.

<p style="text-align: center;"><u>Group II</u></p> <p>Manager of Risk &amp; Contracts Administration  Manager of Strategic Planning and Analysis  Principal Engineer</p>	1-B, 6, and 7	All
<p style="text-align: center;"><u>Group III</u></p> <p>Director <sup>2</sup>  Manager <sup>3</sup></p>	6 and 7	A-1, A-2, C, D and E
<p style="text-align: center;"><u>Group IV</u></p> <p>Administrative Assistant  Assistant Engineer  Associate Engineer  Automation Supervisor  Chief Plant Operator  Collection Systems Supervisor  Construction Inspection Supervisor  Construction Inspector I, II, III  Cross Connection Supervisor  Electrical Supervisor  Energy Analyst  Engineer  Environmental Compliance Specialist  Executive Assistant  Facilities Services Supervisors  Field Services Supervisor  Fleet Supervisor  Instrumentation Supervisor  Landscape Contracts Administrator  Management Analyst  Mechanical Services Supervisor  Operations Supervisor  Source Control Program Administrator  Recycled Water Project Specialist  Senior Construction Inspector  Senior Engineer  Senior Human Resources Analyst  Water Maintenance Supervisor  Water Resources Planner  Water Use Efficiency Analyst  Water Use Efficiency Supervisor</p>	6	D, E
<p style="text-align: center;"><u>Group VI</u></p> <p>Engineering Consultants <sup>4</sup></p>	1-B, 4 and 5	All
<p style="text-align: center;"><u>Group V</u></p> <p>Financial Consultants <sup>4</sup></p>	4 and 5	A-1, A-2, C, D and E

<sup>2</sup> District personnel that hold a “director” position should consider themselves in Group III unless their position is specifically list in Groups I or II.

<sup>3</sup> District personnel that hold a “manager” position should consider themselves in Group II unless their position is specifically list in Groups I or II.

<sup>4</sup>Consultants are included in the list of DESIGNATED PERSONS and must disclose pursuant to the disclosure categories specified, subject to the following limitation: The General Manager may determine in writing that a particular consultant, although a “designated person,” is hired to perform a range of duties that is limited in scope and thus that particular consultant is not required to fully comply with the disclosure requirements described in the Code. Such written determination must include a description of the consultant’s duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager’s determination is a public record and must be retained for public inspection in the same manner and location as this Conflict of Interest Code.

## APPENDIX “A-2”

### ECONOMIC INTERESTS THAT MUST BE REPORTED PURSUANT TO CONFLICT OF INTEREST CODE

**Category 1-A:** **Reportable Interests in real property** within Orange County, California and within 2 miles of District owned property outside of Orange County, California.

**Category 1-B:** **Reportable Interests in real property** within the District or within 2 miles from the jurisdictional boundaries of the District.

**Category 2:** **Reportable Interests in Suppliers**

Investments in or income, loans, gifts or travel payments from sources or business entities that could foreseeably (a) initiate an application, claim, appeal or request for action by IRWD; (b) bid on or enter into a written contract with IRWD; (c) seek a permit, license, variance or other entitlement from IRWD; (d) be subject to any inspection or regulatory action by IRWD; or (e) that manufacture, distribute, lease, retail, or sell items which are, which have been, or foreseeably could be utilized or procured by IRWD, including, but not limited to, any of the following:

1. Office equipment and supplies
2. Computer hardware and software
3. Printing, reproduction or photographic equipment or supplies
4. Periodicals, books, newspapers
5. Chemicals
6. Petroleum products
7. Motor vehicles and specialty vehicles, parts and supplies
8. Construction and maintenance equipment and supplies
9. Safety equipment and supplies
10. Food supplies
11. Water quality equipment and supplies
12. Cathodic protection equipment and supplies
13. Educational equipment and supplies
14. Medical supplies and informational materials
15. Landscape supplies
16. Pipes, valves, fittings, pumps, meters and similar items

**Category 3:** **Reportable Interests in Contractors/Consultants**

Investments in or income, loans, gifts or travel payments from sources or business entities which could foreseeably (a) initiate an application, claim, appeal or request for action by IRWD; (b) seek a permit, license, variance or other entitlement from IRWD; (c) be subject to any inspection or regulatory action by IRWD; or (d) bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD,



including, but not limited to, work or services related to any of the following:

1. Public utilities
2. Financial audit and accounting services
3. Insurance services
4. Construction and maintenance services
5. Transportation and lodging services
6. Security services
7. Banking, savings and loan services
8. Food services
9. Communication services
10. Water quality testing
11. Cathodic protection services
12. Engineering, architectural and construction inspection services
13. Employment and temporary help services
14. Educational and medical services
15. Landscape and topographical services
16. Equipment rentals or servicing
17. Real estate, appraisal and investment services
18. Consulting services in: legal, energy and power, soils testing, water treatment, data processing, computers, labor relations, employee training, advertising, design, audio visual, movie production, planning, water pricing and demand, economics, desalting, or environmental analysis
19. Printing and reproduction services

**Category 4: Reportable Consultants/Contractors Interests in Suppliers**

Investments in or income, loans, gifts or travel payments from sources or business entities that manufacture, distribute, lease, retail, or sell items which are or which foreseeably could be recommended or suggested by you in your capacity as a consultant to IRWD, including, but not limited to, the items listed under Category 2.

**Category 5: Reportable Consultants/Contractors Interests in Third-Party Consultants/Contractors**

Investments in or income, loans, gifts or travel payments from sources or business entities or business entities which bid for, contract or subcontract for, or consult in, the performance of work or services which are or which foreseeably could be recommended or suggested by you in your capacity as a consultant to IRWD, including, but not limited to, the items listed under Category 3.

**Category 6: Reportable Loans, Gifts and Travel Payments**

Loans, gifts and travel payments from sources or business entities that could foreseeably:

1. Initiate an application, claim, appeal or request for action by the IRWD division the employee works in;
2. Bid on or enter into a written contract with that would be evaluated, processed or managed by the IRWD division the employee works in;
3. Seek a permit, license, variance or other entitlement from the IRWD division the employee works in;
4. Be subject to any inspection or regulatory action by the IRWD division the employee works in;
5. Business entities which That manufacture, distribute, lease, retail, or sell items which are, which have been, or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 2
6. Bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 3.

**Category 7:**

**Reportable Investments in and Income**

Investments in and income from sources or business entities that could foreseeably:

1. Initiate an application, claim, appeal or request for action by the IRWD division the employee works in;
2. Bid on or enter into a written contract with that would be evaluated, processed or managed by the IRWD division the employee works in;
3. Seek a permit, license, variance or other entitlement from the IRWD division the employee works in;
4. Be subject to any inspection or regulatory action by the IRWD division the employee works in;
5. That manufacture, distribute, lease, retail, or sell items which are, which have been, or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 2
6. Bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 3.

Exhibit "B"

**CONFLICT OF INTEREST CODE  
FOR  
THE IRVINE RANCH WATER DISTRICT**

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the FPPC to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the FPPC are hereby incorporated by reference. This regulation and Appendix "A-1" and "A-2", designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Irvine Ranch Water District ("District").

Individuals holding designated positions shall file their statements of economic interests with the District Secretary, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). Upon receipt of the statements for the members of the Board of Directors and the General Manager, the District Secretary shall make and retain copies and forward the originals to the Clerk of the Board for the Orange County Board of Supervisors. All other statements will be retained by the District Secretary.

**APPENDIX “A-1”**

**DESIGNATED PERSONS FOR DISCLOSURE PURPOSES  
PURSUANT TO THE CONFLICT OF INTEREST CODE FOR IRVINE RANCH WATER  
DISTRICT**

The persons occupying the following positions are “Designated Persons” because the positions they hold are positions within the District that involve the making of, or participate in the making of, District decisions which may foreseeably have a material financial effect on financial interests pursuant to the Political Reform Act, Government Code Section 87302, et seq.<sup>1</sup>

Pursuant to Government Code Section 87302, an investment, business position, interest in real property, or source of income held by the Designated Person is reportable if he or she by virtue of his or her position with the District makes or participates in the making of any decision that may foreseeably affect the business entity in which the investment or business position is held, the interest in real property, or the income or source of income.

District personnel “make a governmental decision” when he or she, acting within the authority of his or her office or position, authorizes or directs any action, votes, appoints a person, obligates or commits the District to any course of action, or enters into any contractual agreement on behalf of the District.

District personnel “participate in a governmental decision” when he or she, acting within the authority of his or her position, provides information, an opinion, or a recommendation for the purpose of affecting the decision without significant intervening substantive review.

Designated Persons must disclose the economic interests defined in the disclosure categories defined in Appendix “A-2” of this code, using the Form 700 schedules listed in the table below:

<b><u>Designated Persons</u></b>	<b><u>Disclosure Categories</u></b>	<b><u>Schedules Associated</u></b>
<u>Group I</u> Assistant District Secretary Controller District Secretary Executive Director General Legal Counsel General Manager Government Relations Officer/Deputy General Counsel Members, Board of Directors Treasurer/Director of Risk Management Treasury Analyst Treasury Manager	1-A, 2 and 3	All
<u>Group II</u> Manager of Risk & Contracts Administration Manager of Strategic Planning and Analysis	1-B, 6, and 7	All

<sup>1</sup> The persons holding the following positions are “public officials who manage public investments” within the meaning of that term as used in Government Code Section 87200 and are required to make full disclosure of all economic interests as required in Form 700: members of the Board of Directors, General Manager, Executive Director of Finance, Controller, Treasurer, and Treasury Manager.

Principal Engineer		
<u>Group III</u>		
Director <sup>2</sup> Manager <sup>3</sup>	6 and 7	A-1, A-2, C, D and E
<u>Group IV</u>		
Administrative Assistant Assistant Engineer Associate Engineer Automation Supervisor Chief Plant Operator Collection Systems Supervisor Construction Inspection Supervisor Construction Inspector I, II, III Cross Connection Supervisor Electrical Supervisor Energy Analyst Engineer Environmental Compliance Specialist Executive Assistant Facilities Services Supervisors Field Services Supervisor Fleet Supervisor Instrumentation Supervisor Landscape Contracts Administrator Management Analyst Mechanical Services Supervisor Operations Supervisor Source Control Program Administrator Recycled Water Project Specialist Senior Construction Inspector Senior Engineer Senior Human Resources Analyst Water Maintenance Supervisor Water Resources Planner Water Use Efficiency Analyst Water Use Efficiency Supervisor	6	D, E
<u>Group VI</u>		
Engineering Consultants <sup>4</sup>	1-B, 4 and 5	All
<u>Group V</u>		
Financial Consultants <sup>4</sup>	4 and 5	A-1, A-2, C, D and E

<sup>2</sup> District personnel that hold a “director” position should consider themselves in Group III unless their position is specifically list in Groups I or II.

<sup>3</sup> District personnel that hold a “manager” position should consider themselves in Group III unless their position is specifically list in Groups I or II.

<sup>4</sup>Consultants are included in the list of DESIGNATED PERSONS and must disclose pursuant to the disclosure categories specified, subject to the following limitation: The General Manager may determine in writing that a particular consultant, although a “designated person,” is hired to perform a range of duties that is limited in scope and thus that particular consultant is not required to fully comply with the disclosure requirements described in the Code. Such written determination must include a description of the consultant’s duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager’s determination is a public record and must be retained for public inspection in the same manner and location as this Conflict of Interest Code.

## APPENDIX “A-2”

### ECONOMIC INTERESTS THAT MUST BE REPORTED PURSUANT TO CONFLICT OF INTEREST CODE

**Category 1-A:**        **Reportable Interests in real property** within Orange County, California and within 2 miles of District owned property outside of Orange County, California.

**Category 1-B:**        **Reportable Interests in real property** within the District or within 2 miles from the jurisdictional boundaries of the District.

**Category 2:**        **Reportable Interests in Suppliers**

Investments in or income, loans, gifts or travel payments from sources or business entities that could foreseeably (a) initiate an application, claim, appeal or request for action by IRWD; (b) bid on or enter into a written contract with IRWD; (c) seek a permit, license, variance or other entitlement from IRWD; (d) be subject to any inspection or regulatory action by IRWD; or (e) that manufacture, distribute, lease, retail, or sell items which are, which have been, or foreseeably could be utilized or procured by IRWD, including, but not limited to, any of the following:

1.        Office equipment and supplies
2.        Computer hardware and software
3.        Printing, reproduction or photographic equipment or supplies
4.        Periodicals, books, newspapers
5.        Chemicals
6.        Petroleum products
7.        Motor vehicles and specialty vehicles, parts and supplies
8.        Construction and maintenance equipment and supplies
9.        Safety equipment and supplies
10.       Food supplies
11.       Water quality equipment and supplies
12.       Cathodic protection equipment and supplies
13.       Educational equipment and supplies
14.       Medical supplies and informational materials
15.       Landscape supplies
16.       Pipes, valves, fittings, pumps, meters and similar items

**Category 3:**        **Reportable Interests in Contractors/Consultants**

Investments in or income, loans, gifts or travel payments from sources or business entities which could foreseeably (a) initiate an application, claim, appeal or request for action by IRWD; (b) seek a permit, license, variance or other entitlement from IRWD; (c) be subject to any inspection or regulatory action by IRWD; or (d) bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD,

including, but not limited to, work or services related to any of the following:

1. Public utilities
2. Financial audit and accounting services
3. Insurance services
4. Construction and maintenance services
5. Transportation and lodging services
6. Security services
7. Banking, savings and loan services
8. Food services
9. Communication services
10. Water quality testing
11. Cathodic protection services
12. Engineering, architectural and construction inspection services
13. Employment and temporary help services
14. Educational and medical services
15. Landscape and topographical services
16. Equipment rentals or servicing
17. Real estate, appraisal and investment services
18. Consulting services in: legal, energy and power, soils testing, water treatment, data processing, computers, labor relations, employee training, advertising, design, audio visual, movie production, planning, water pricing and demand, economics, desalting, or environmental analysis
19. Printing and reproduction services

**Category 4: Reportable Consultants/Contractors Interests in Suppliers**

Investments in or income, loans, gifts or travel payments from sources or business entities that manufacture, distribute, lease, retail, or sell items which are or which foreseeably could be recommended or suggested by you in your capacity as a consultant to IRWD, including, but not limited to, the items listed under Category 2.

**Category 5: Reportable Consultants/Contractors Interests in Third-Party Consultants/Contractors**

Investments in or income, loans, gifts or travel payments from sources or business entities or business entities which bid for, contract or subcontract for, or consult in, the performance of work or services which are or which foreseeably could be recommended or suggested by you in your capacity as a consultant to IRWD, including, but not limited to, the items listed under Category 3.

**Category 6: Reportable Loans, Gifts and Travel Payments**

Loans, gifts and travel payments from sources or business entities that could foreseeably:

1. Initiate an application, claim, appeal or request for action by the IRWD division the employee works in;
2. Bid on or enter into a written contract with that would be evaluated, processed or managed by the IRWD division the employee works in;
3. Seek a permit, license, variance or other entitlement from the IRWD division the employee works in;
4. Be subject to any inspection or regulatory action by the IRWD division the employee works in;
5. Business entities which That manufacture, distribute, lease, retail, or sell items which are, which have been, or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 2
6. Bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 3.

**Category 7:**

**Reportable Investments in and Income**

Investments in and income from sources or business entities that could foreseeably:

1. Initiate an application, claim, appeal or request for action by the IRWD division the employee works in;
2. Bid on or enter into a written contract with that would be evaluated, processed or managed by the IRWD division the employee works in;
3. Seek a permit, license, variance or other entitlement from the IRWD division the employee works in;
4. Be subject to any inspection or regulatory action by the IRWD division the employee works in;
5. That manufacture, distribute, lease, retail, or sell items which are, which have been, or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 2
6. Bid for, contract or subcontract for, or consult in, the performance of work or services which are, which have been or which foreseeably could be utilized or procured by IRWD department the employee works in, including, but not limited to, the items listed under Category 3.