

**SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
CHINO BASIN DESALTER AUTHORITY**

MINUTES

February 1, 2018

The Special Meeting of the Board of Directors of the Chino Basin Desalter Authority was held at the City of Ontario, 303 E. "B" Street, Ontario, CA, on the above date. The meeting was called to order at 2:00 p.m. by Greg Newton, City of Norco.

Directors Present:

Greg Newton, City of Norco, Chair
Robert Stockton, Western Municipal Water District, Vice Chair
Tom Haughey, City of Chino, Secretary
Peter Rogers, City of Chino Hills
Jim Bowman, City of Ontario
Jasmin Hall, Inland Empire Utilities Agency
Betty Anderson, Jurupa Community Services District
J. Arnold Rodriguez, Santa Ana River Water Company

Directors Absent:

None

Others Present:

Michael Chung, CDA CFO/Treasurer
Todd Minten, CDA Operations Manager
Allison Burns, CDA Deputy General Counsel
Jose Garcia, CDA Principal Accountant
Casey Costa, CDA Executive Assistant
Dave Crosley, City of Chino
Tom O'Neill, City of Ontario
Todd Corbin, Jurupa Community Services District
Derek Kawaii, Western Municipal Water District
Sam Gershon, Albert A. Webb Associates
Joseph Blum, Butier Engineering, Inc.
Cindy Miller, Hazen & Sawyer

FLAG SALUTE

The Pledge of Allegiance was led by Director Hall/Inland Empire Utilities Agency

PUBLIC COMMENT ON NON-AGENDA ITEMS

There was no public comment.

ACTION ITEMS

1. MINUTES OF JANUARY 4, 2018 REGULAR BOARD MEETING

Motion: *It was moved by Director Bowman/Ontario and seconded by Director Rogers/Chino Hills to approve Action Item 1.*

Motion carried:

Ayes: T. Haughey/Chino, P. Rogers/Chino Hills, G. Newton/Norco, J. Bowman/Ontario, J.A. Rodriguez/SARWC, R. Stockton/MMWD

Noes: None

Absent: B. Anderson/JCSD

Abstained: None

2. SOUTH ARCHIBALD PLUME PROJECT: CONSULTANT SELECTION FOR DESIGN OF CHINO WELL FIELDS II SYSTEM EXPANSION PIPELINES

Motion: *It was moved by Director Rodriguez/SARWC and seconded by Director Anderson/JCSD to approve a professional services agreement with Albert A. Webb Associate for engineering and design and construction management inspection services.*

Motion carried:

Ayes: T. Haughey/Chino, P. Rogers/Chino Hills, G. Newton/Norco, J. Bowman/Ontario, B. Anderson/JCSD, J.A. Rodriguez/SARWC

Noes: R. Stockton/MMWD

Absent: None

Abstained: None

3. CONSIDERATION AND POSSIBLE ACTION ON UTILITY AGREEMENT NO. 23711 AND LETTER OF UNDERSTANDING REGARDING UTILITY AGREEMENT FOR THE CDA/JCSD 30" PRODUCT WATERLINE MODIFICATIONS ASSOCIATED WITH THE COUNTY OF RIVERSIDE – INTERSTATE 15/LIMONITE AVENUE INTERCHANGE PROJECT.

Staff recommendation:

1. Approve and authorize the General Manager/CEO to execute the Letter of Understanding regarding the Utility Agreement, subject to minor changes by CDA Legal Counsel, which clarifies and provides additional information with respect to the Utility Agreement; and
2. Approve and authorize the General Manager/CEO to execute Utility Agreement No. 23711, subject to minor changes by CDA Legal Counsel.

Motion: *It was moved by Director Bowman/Ontario and seconded by Director Rogers/Chino Hills to approve Action Item 3.*

Motion carried:

Ayes: T. Haughey/Chino, P. Rogers/Chino Hills, G. Newton/Norco, J. Bowman/Ontario, B. Anderson/JCSD, J.A. Rodriguez/SARWC, R. Stockton/MMWD

Noes: None

Absent: None

Abstained: None

Staff Comments:

- (i) CDA Deputy General Counsel Allison Burns had no comments.
- (ii) CDA CFO/Treasurer, Michael Chung had no comments.
- (iii) CDA General Manager/CEO, Curtis Paxton was not present.

CLOSED SESSION

The Authority may adjourn to a Closed Session to consider litigation matters, personnel matters, or other matters as provided for in the Ralph M. Brown Act (Section 54950 et seq., of the Government Code).

**4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:
SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE
SECTION 54956.9(D)(2)**

(TWO POTENTIAL CASES)

**5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:
CONSIDERATION OF INITIATION OF LITIGATION PURSUANT TO GOVERNMENT
CODE SECTION 54956.9(D)(4)**

(ONE POTENTIAL CASE)

The Board recessed into Closed Session at 2:03 p.m. and reconvened at 2:05 p.m.

Deputy General Counsel Burns reported that there was no reportable action.

DIRECTOR COMMENTS

There were no comments.

ADJOURNMENT – There being no further business to come before the Board, the meeting was adjourned at 2:07 p.m.



Secretary of the Board of Directors/cc