

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

**MINUTES  
May 7, 2020**

The Regular Meeting of the Board of Directors of the Chino Basin Desalter Authority was held via teleconference and videoconference on the above date. The meeting was called to order at 2:00 p.m. by Director Haughey, City of Chino.

**Directors Present:**

Tom Haughey, City of Chino - Chair  
Betty Anderson, Jurupa Community Services District – Vice Chair  
Jim Bowman, City of Ontario - Secretary  
Bob Stockton, Western Municipal Water District  
Kati Parker, Inland Empire Utilities Agency  
Peter Rogers, City of Chino Hills  
Greg Newton, City of Norco

**Directors Absent:**

Vicki Rupe, Santa Ana River Water Company

**Others Present:**

Thomas O'Neill, CDA General Manager/CEO  
Todd Minten, CDA Operations Manager  
Jose Garcia, CDA Principal Accountant  
Michael Chung, CDA CFO/Treasurer  
Casey Costa, CDA Executive Assistant  
Allison Burns, CDA Deputy General Counsel  
Shivaji Deshmukh, Inland Empire Utilities Agency  
Chris Bonadurer, City of Ontario  
Nicole Escalante, City of Ontario  
Derek Kawaii, Western Municipal Water District  
Mary Hambel, Hazen & Sawyer  
Cindy Miller, Hazen & Sawyer

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

There were no public comments.

## **ACTION ITEMS**

### **1. MINUTES OF APRIL 2, 2020 REGULAR BOARD MEETING**

***Motion:*** It was moved by Director Anderson/Jurupa Community Services District and seconded by Director Rogers/City of Chino Hills to approve Action Item 1

***Motion carried:***

**Ayes:** Tom Haughey, City of Chino  
Peter Rogers, City of Chino Hills  
Betty Anderson, Jurupa Community Services District  
Greg Newton, City of Norco  
Jim Bowman, City of Ontario  
Don Galleano, Western Municipal Water District

**Noes:** None

**Absent:** Vicki Rupe, Santa River Water Company

**Abstained:** None

### **2. PHASE 3 EXPANSION PROJECT: COST RECONCILIATION**

Report By: Mary Hambel/Hazen & Sawyer

**Staff Recommendation:**

1. Approve the cost reconciliation for the Phase 3 Expansion Project, excepting the active projects Well II-12 and CRF Follow-on Projects.
2. Authorize the General Manager/CEO to close-out the completed component projects and return/collect balances owed to/from the Sponsors from the Phase 3 Expansion account.

Mary Hambel/Hazen & Sawyer reviewed the recommendation to approve the cost reconciliation for the Phase 3 Expansion Project. She reviewed the primary project components, costs, grant funding, capital cost participation, sponsor deposit summary and reconciliation summary. There were no questions or comments.

***Motion:*** It was moved by Director Galleano/Western Municipal Water District and seconded by Director Bowman/City of Ontario to approve Action Item 2

***Motion carried:***

**Ayes:** Tom Haughey, City of Chino  
Peter Rogers, City of Chino Hills  
Betty Anderson, Jurupa Community Services District  
Greg Newton, City of Norco  
Jim Bowman, City of Ontario  
Don Galleano, Western Municipal Water District

**Noes:** None

**Absent:** Vicki Rupe, Santa River Water Company

**Abstained:** None

**3. SOUTH ARCHIBALD PLUME CLEANUP PROJECT: PURCHASE AND SALE AGREEMENT WITH LESSO MALL DEVELOPMENT LIMITED FOR EASEMENT FOR PHASE 2 PIPELINE**

Report By: Cindy Miller, South Archibald Plume Program Manager

**Staff Recommendation:**

1. Authorize the General Manager to execute a Purchase and Sale Agreement at the Purchase Price of \$139,860.41 with Lesso Mall Development Limited for an easement for construction of a portion of the Phase 2 Raw Water Pipeline along Bellegrave Avenue east of the Interstate-15 crossing.

Cindy Miller/Hazen & Sawyer reviewed the recommendation to authorize the General Manager to execute a Purchase and Sale Agreement with Lesso Mall Development to purchase a 14' utility easement and acquire a temporary construction easement to access the property adjacent to Bellegrave Avenue east of I-15 for construction of Phase 2 Raw Water Pipeline connecting the VOC wells to the Chino II Desalter.

***Motion:*** *It was moved by Director Rogers/City of Chino Hills and seconded by Director Anderson/Jurupa Community Services District to approve Action Item 3 as presented, subject to non-substantive changes agreed to by the General Manager/CEO and General Counsel and authorize the executive of all documents necessary to close escrow.*

***Motion carried:***

**Ayes:** Tom Haughey, City of Chino  
Peter Rogers, City of Chino Hills  
Betty Anderson, Jurupa Community Services District  
Greg Newton, City of Norco  
Jim Bowman, City of Ontario  
Don Galleano, Western Municipal Water District

**Noes:** None

**Absent:** Vicki Rupe, Santa River Water Company

**Abstained:** None

**4. SOUTH ARCHIBALD PLUME CLEANUP PROJECT: CONSTRUCTION CONTRACT AWARD FOR CHINO II DESALTER AIR STRIPPER PROJECT**

Report By: Cindy Miller, South Archibald Plume Program Manager

**Staff Recommendation:**

1. Approve the contract award to the lowest responsive and responsible bidder Pascal and Ludwig for the Chino II Desalter Air Stripper Project in the not-to-exceed amount of \$2,506,000.
2. Authorize the General Manager/CEO to execute the contract and approve authorized expenditures up to a not-to-exceed total of \$2,800,000.

Cindy Miller/Hazen & Sawyer reviewed the recommendation to approve the award to Pascal & Ludwig for construction of the Chino II Desalter Air Stripper Project, a treatment component of the South Archibald Plume Project. The bid package was advertised on PlanetBids and two bids were received. Pascal and Ludwig was the low bidder. Three clerical omissions were noted in Pascal & Ludwig's bid package and CDA's legal counsel concluded that the omissions were inconsequential and could be waived. The low bidder was contacted and provided corrections to the items that were noted. There were no questions or comments.

***Motion:*** It was moved by Director Anderson/Jurupa Community Services District and seconded by Director Rogers/City of Chino Hills to approve Action Item 4

***Motion carried:***

**Ayes:** Tom Haughey, City of Chino  
Peter Rogers, City of Chino Hills  
Betty Anderson, Jurupa Community Services District  
Greg Newton, City of Norco  
Jim Bowman, City of Ontario  
Don Galleano, Western Municipal Water District

**Noes:** None

**Absent:** Vicki Rupe, Santa River Water Company

**Abstained:** None

**5. SOUTH ARCHIBALD PLUME CLEANUP PROJECT: RAW WATER PIPELINE PROJECT PHASE II CDASAP-19-12**

Report By: Cindy Miller, South Archibald Plume Program Manager

**Staff Recommendation:**

1. Approve the contract award to Gwinco Construction & Engineering, Inc. in the not-to-exceed amount of \$6,957,169.
2. Authorize the General Manager/CEO to execute the contract and approve authorized expenditures up to a not-to-exceed total of \$7,653,000.

Cindy Miller, Hazen & Sawyer reviewed the recommendation to award a contract to Gwinco Construction for the construction of Phase II Raw Water Pipeline Project which will convey water from VOC contaminated wells to the Chino II Desalter for treatment. The bid package was advertised on PlanetBids and 7 bids were received. Gwinco Construction was determined to be the lowest responsive bidder. There were no questions or comments.

**Motion:** *It was moved by Director Newton/City of Norco and seconded by Director Anderson/Jurupa Community Services District to approve Action Item 5*

**Motion carried:**

**Ayes:** Tom Haughey, City of Chino  
Peter Rogers, City of Chino Hills  
Betty Anderson, Jurupa Community Services District  
Greg Newton, City of Norco  
Jim Bowman, City of Ontario  
Don Galleano, Western Municipal Water District

**Noes:** None

**Absent:** Vicki Rupe, Santa River Water Company

**Abstained:** None

**INFORMATION ITEMS**

**6. FINAL REPORTING AND CLOSE-OUT OF COSTS OF EMERGENCY REPAIRS TO 30-INCH FIBERGLASS REINFORCED RO INFLUENT PIPELINE AT CHINO I DESALTER**

General Manager O'Neill reviewed the final close-out report for emergency services for a failure of the 30-inch Fiberglass Reinforced RO influent feed pipeline that occurred at Chino I on Tuesday, February 18, 2020. Final costs, including the 30" manifold and piping, installation, and engineering support totaled \$67,076

**STAFF COMMENTS**

- i. Deputy CDA General Counsel, Allison Burns had no comments.
- ii. CDA CFO/Treasurer, Michael Chung had no comments.
- iii. CDA General Manager/CEO, Thomas O'Neill reported that the move to the new administrative offices has been completed. He reported that Well II-12 drilling will begin as early as next week.

**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).*

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

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

The Board did not enter into Closed Session

**DIRECTOR COMMENTS**

There were no comments.

**ADJOURNMENT** – There being no further business to come before the Board, the meeting was adjourned at 2:26 p.m.

  
\_\_\_\_\_  
Secretary of the Board of Directors/cc