

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

3550 E. Philadelphia Street, Suite 170, Ontario, CA 91761
OTHER TELECONFERENCE LOCATIONS LISTED BELOW

May 4, 2023 • 2:00 p.m.
NOTICE AND AGENDA

*All documents available for public review are on file with the Authority's
Secretary located at 3550 E. Philadelphia Street, Suite 170, Ontario, CA 91761*

Public access is also available via remote teleconference:
<https://us02web.zoom.us/j/81962934481?pwd=VXJGeXBDSXpPV2orTXUwSUZ3c0cydz09>

Dial-in #: (669) 900 6833 Meeting ID: 819 6293 4481 Passcode: 148345

CALL TO ORDER

ROLL CALL

PUBLIC COMMENT

Members of the public may address the Board of Directors on any item that is within the jurisdiction of the Chino Basin Desalter Authority; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) of Section 54954.2 of the Government Code.

Under the provisions of the Brown Act, the CDA Board is prohibited from taking action on non-agendized matters. However, Board Members may respond briefly or refer the communication to staff. The CDA Board may also request the Secretary to calendar an item related to your communication at a future CDA Board meeting.

ADDITIONS TO THE AGENDA

In accordance with Section 54954.2 of the Government Code (Brown Act), additions to the agenda require two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

ACTION ITEMS

Prior to action of the CDA Board, any member of the public will have the opportunity to address the CDA Board on any item listed on the agenda.

- 1. MINUTES OF FEBRUARY 2, 2023 SPECIAL BOARD MEETING**
- 2. AMENDMENT NO 1 CHINO II DESALTER PELLET SLURRY PUMPS AND ASSOCIATED PIPING PROJECT DESIGN SERVICES CONTRACT**
Report By: Thomas O'Neill, CDA General Manager/CEO

Staff Recommendation:

1. Approve Amendment No. 1 to the Professional Services Agreement with Carollo Engineers for design of the Pellet Slurry Pumps and Associated Piping Project in the not-to-exceed amount of \$58,555; and

2. Authorize the General Manager/CEO to finalize and execute the Agreement and approve authorized expenditures up to a not-to-exceed total of \$193,555.
3. Find that this item is not a project pursuant to the California Environmental Quality Act.

3. ADOPTION OF FISCAL YEAR 2023/24 CAPITAL AND O&M BUDGET

Report By: Michael Chung, CFO/Treasurer

Staff Recommendation:

1. Approve the adoption of the proposed Fiscal Year 2023/24 Capital and O&M Budget in accordance with the Authority's Joint Powers Authority Agreement.
2. Find that this item is not a project pursuant to the California Environmental Quality Act.

4. CONSIDERATION OF RESOLUTION 2023-03, FINDING CONSTRUCTION OF IMPROVEMENTS TO WELL II-1 ARE FOR THE PRODUCTION, GENERATION, STORAGE, TREATMENT OR TRANSMISSION OF WATER, AND THEREFORE DO NOT REQUIRE COMPLIANCE WITH CITY OF EASTVALE BUILDING ORDINANCES PURSUANT TO GOV. CODE SECTION 53091(D)

Report By: Allison E. Burns, CDA Deputy General Counsel

Staff Recommendation:

1. Approve Resolution 2023-03, finding that construction of improvements to Well II-1 are for the production, generation, storage, treatment or transmission of water, and therefore do not require compliance with city of Eastvale building ordinances pursuant to Gov. Code section 53091(d).
2. Find that this item is not a project pursuant to the California Environmental Quality Act.

INFORMATION ITEMS

5. QUARTERLY OPERATIONS REPORT

Report By: Thomas O'Neill, CDA General Manager/CEO

STAFF COMMENTS

- i. Deputy CDA General Counsel, Allison Burns
- ii. CDA CFO/Treasurer, Michael Chung
- iii. CDA General Manager/CEO, Thomas O'Neill

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).

6. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: CDA vs. Leatherwood Construction et al. San Bernardino County Superior Court Case No.: CIVSB2303103

**7. IN ACCORDANCE WITH GOVERNMENT CODE, SECTION 54957(B): PUBLIC
EMPLOYEE PERFORMANCE EVALUATION.
(TITLE: GENERAL MANAGER/CEO)**

DIRECTOR COMMENTS

ADJOURN

One or more committee members will participate from the meeting location(s) listed below:

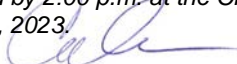
10530 54th Street, Mira Loma, CA 91752

Each teleconference location is accessible to the public and the public will be given the opportunity to address the committee at each teleconference location. Public comments will be taken on the agenda items at the time the specified item is raised.

Any person with a disability who requires accommodations in order to participate in this meeting or for package materials in an alternative format should telephone Executive Assistant Casey Costa at (909) 218-3730, at least 48 hours prior to the meeting in order to make a request for a disability-related modification or accommodation. All accommodation requests will be handled swiftly and resolving all doubts in favor of access. Copies of records provided to Board Members which relate to any agenda item to be discussed in open session may be obtained from Chino Basin Desalter Authority at 3550 Philadelphia Street, Suite 170, Ontario, CA 91761.

Declaration of Posting

I, Casey Costa, Executive Assistant to the Chino Basin Desalter Authority, hereby certify that a copy of this agenda has been posted by 2:00 p.m. at the Chino Basin Desalter Authority's main office, 3550 Philadelphia Street, Suite 170, Ontario, CA on May 1, 2023.



Casey Costa, Executive Assistant