



1. A. **CALL TO ORDER:** Vice Chair Vierra called the meeting to order at 3:01 p.m.  
PRESENT: Director Lane, Director DeHart, Vice Chair Vierra  
ABSENT: Chair Soiseth
- B. **SALUTE TO THE FLAG**
2. **RECOGNITION, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS:** None
3. A. **SPECIAL BRIEFINGS:** None
- B. **STAFF UPDATES:**
  1. Interim General Manager Michael Brinton provided an update of items discussed at recent Technical Advisory Committee (TAC) meetings, including:
    - Participated in Executive Technical Advisory Committee (TAC) and TAC Meetings
    - Completed November and December Program Management Status Reports
    - Prepared Project cash flow and cost allocation tool spreadsheets
    - Prepared Task Map between Phase 1 and Phase 2 tasks
    - Prepared TID Cost Allocation Memo
    - Developed cost information for various potential initial Water Treatment Plant capacity and expansion scenarios
    - Updated General Manager RFP and issued GM solicitation
    - Continued communications with DFA staff, SRWA interim legal counsel, and TID staff on SRWA/TID lease agreement and operations
    - Reviewed funding opportunities, updated funding opportunities log, and prepared funding memo for TAC
    - Met with Division of Financial Assistance to discuss SRF funding
    - Drafted “Pledge of Revenue” resolutions for cities
    - Responded to Wet Well Project CM inquiries
    - Reviewed Wet Well CM addendum
    - Discussed pinch point with TID and prepared figure
    - Reviewed Stanislaus County pavement restoration text in Measure L and reviewed complete list of affected roads provided by the County Public Works Department
    - Discussed watershed sanitary survey with MID
    - Coordinated with Gary Nazareno on temporary construction easement agreement
    - Reviewed geotechnical drilling information and coordinated with TID on encroachment permit
    - Reviewed aerial survey information for Finished Water Transmission Mains
    - Coordinated Phase 1 ESA effort for Turlock Finished Water Transmission Mains
    - Completed review of administrative draft EIR and screen check draft EIR
    - Provided responses to supplemental questions from CDFW regarding Lake & Streambed Alteration Agreement (LSAA)
    - Prepared public draft EIR (DEIR) for final TAC review

- Compiled EIR comments, identified issues to be resolved, and moderated conference call to resolve those issues
- Published DEIR with State Clearinghouse, distributed copies to agencies, and began public review period
- Prepared DEIR presentation for public comment at February 22 Board meeting
- Conducted site visits to obtain photographs for revised aesthetic analysis and updated information on elderberry shrub locations
- Responded to questions from Central Valley RWQCB on LSAA application, and received notice of complete application
- Submitted 401 water quality certification to Central Valley RWQCB
- Continued revising Low Impact Habitat Conservation Plan (HCP) for submittal to U.S. Fish and Wildlife Service

2. Kellie Jacobs-Hunter, Interim Finance Director, provided a summary of activity for the current fiscal year through February 21, 2018.

**C. CONSULTANT UPDATES:**

1. Lindsay Smith of West Yost Associates provided a project status update including the following:
  - Prepared Cost Sharing Agreement between SRWA, Ceres, Turlock and TID for Wet Well Construction
  - Moving forward with construction of the Wet Well Project Element
  - Showed images of infiltration gallery and wet well
  - Information on the existing infiltration gallery
  - Information on the wet well design
  - Completed DEIR of the Project in January for Public Review and Comment
  - Continuing to move forward on critical path items (among others):
    - Performed aerial photography of both treated water transmission alignments
    - TAC met with Trussell Technologies to begin the pre-design effort for the Water Treatment Plant
    - Recruitment of General Manager; four candidates are scheduled to be interviewed by Executive TAC on March 16
    - Preparation of design-build procurement documents

**D. PUBLIC PARTICIPATION:** None

**4. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

**5. CONSENT CALENDAR:**

**Action:** Motion by Director DeHart, second by Director Lane, adopting the consent calendar and approving the minutes of the Special Meeting of December 14, 2017. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

## 6. PUBLIC HEARINGS:

- A. Debra Lilly received public comment on the Surface Water Supply Project Draft Environmental Impact Report.

**Discussion:** Debra Lilly reported on the California Environmental Quality Act and the purpose of California's Environmental Regulations. Debra Lilly gave an overview of the proposed project, the project purpose and project facilities, including resources with significant impacts. Alternatives to the proposed project were presented, including moving the plant to the Ceres terminal tank site or relocating the plant to the Stanislaus River in Riverbank. Other environmental activities were presented, included environmental permits for the infiltration gallery testing project, low effect habitat conservation plan and potential for State Revolving Fund participation. The SRWA Board received public comments on the proposed project as required by CEQA, and final public comments are to be received through March 8, 2018, at 5pm. A response to the comments will be submitted in the Final EIR, and a 10-day agency review of comments and responses will be provided. Public comments must be received in writing, email or orally. Debra Lilly asked that comments be submitted to: [surfacewatersupply-DEIR-comments@horizonh2o.com](mailto:surfacewatersupply-DEIR-comments@horizonh2o.com).

Vice Chair Vierra opened public participation.

Citizen Milt Trieweler stated he had previously submitted comments for the Infiltration Gallery and wanted to know if those comments were still valid.

Debra Lilly answered that the Infiltration Gallery was a separate project and comments about the Surface Water Supply Project should be submitted as instructed.

Rhonda Lucas, general counsel from Modesto Irrigation District (MID), thanked staff for extending the comment period for MID's review and submittal. MID is concerned with their joint water rights that will be affected by the Surface Water Supply Project.

Vice Chair Vierra closed public participation.

## 7. SCHEDULED MATTERS:

- A. Interim General Manager Michael Brinton requested to approve the Raw Water Pump Station Phase 1 Project Construction Funding Agreement to fund the Raw Water Pump Station, Phase 1 Construction Project for the Stanislaus Regional Water Authority Regional Surface Water Supply Project, and grant the Interim General Manager the authority to sign any documents related to the Raw Water Pump Station Phase 1 Project Construction Funding Agreement.

### **Discussion:**

Vice Chair Vierra opened public participation. There being no public response, Vice Chair Vierra closed public participation.

**Action:** Motion by Director DeHart, second by Director Lane, approving the Raw Water Pump Station Phase 1 Project Construction Funding Agreement to fund the Raw Water Pump Station, Phase 1 Construction Project for the Stanislaus Regional

Water Authority Regional Surface Water Supply Project, and granting the Interim General Manager the authority to sign any documents related to the Raw Water Pump Station Phase 1 Project Construction Funding Agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

- B. Interim General Manager Michael Brinton requested to approve an agreement with C. Overaa Construction for the construction of the Raw Water Pump Station, Phase 1 Construction Project in the amount of \$6,634,000 and authorize the Interim General Manager to sign any related documents, and approve change orders in an amount not to exceed \$150,000 for a single change order or \$400,000 for a cumulative change order, and appropriate \$7,297,400 to account number 950-53-552.51801\_001 “SRWA Wet Well Construction - Construction Contract” for the construction agreement to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement.

**Discussion:**

Vice Chair Vierra opened public participation. There being no public response, Vice Chair Vierra closed public participation.

**Action:** Motion by Director DeHart, second by Director Lane, approving an agreement with C. Overaa Construction for the construction of the Raw Water Pump Station, Phase 1 Construction Project in the amount of \$6,634,000. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

**Action:** Resolution 2018-001 authorizing the Interim General Manager to sign any related documents, and approve change orders in an amount not to exceed \$150,000 for a single change order or \$400,000 for a cumulative change order, and appropriating \$7,297,400 to account number 950-53-552.51801\_001 “SRWA Wet Well Construction - Construction Contract” for the construction agreement to be funded via contributions from SRWA participating agencies as outline in the Raw Water Pump Station Phase I Funding Agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

- C. Interim General Manager Michael Brinton requested to approve an agreement with Horizon Water and Environment for Phase 2 CEQA/NEPA/Permitting Support Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project in an amount not to exceed \$278,663, and appropriate \$278,663 to account number 950-53-552.51801\_005 “SRWA Wet Well Construction Environmental Services” for Phase 2 CEQA/NEPA/Permitting Support Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project to be funded via contributions from

SRWA participating agencies as outline in the Raw Water Pump Station Phase I Funding Agreement.

**Discussion:**

Vice Chair Vierra opened public participation. There being no public response, Vice Chair Vierra closed public participation.

**Action:** Motion by Director Lane, second by Director DeHart, approving an agreement with Horizon Water and Environment for Phase 2 CEQA/NEPA/Permitting Support Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project in an amount not to exceed \$278,663. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

**Action:** **Resolution 2018-002** appropriating \$278,663 to account number 950-53-552.51801\_005 “SRWA Wet Well Construction Environmental Services” for Phase 2 CEQA/NEPA/Permitting Support Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

- D. Interim General Manager Michael Brinton requested to approve an agreement with Bartkiewicz, Kronick & Shanahan (BKS) for special legal services for Phase 2 of the proposed Regional Surface Water Supply Project (Project) and authorize the Interim General Manager to execute said agreement, and appropriate \$500,960 to account number 950-53-552.51801\_006 “SRWA Wet Well Construction Legal Services” to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement.

**Discussion:**

Vice Chair Vierra opened public participation.

Citizen Milt Trieweiler asked for more information on the scope of the legal services.

Interim General Manager Michael Brinton answered that legal services are needed to ensure the planning and development of Phase 2 of the Regional Surface Water Supply project has special counsel to provide advice and legal representation, representing the Authority in matters regarding the Project.

Vice Chair Vierra closed public participation.

**Action:** Motion by Director Lane, second by Director DeHart, approving an agreement with Bartkiewicz, Kronick & Shanahan (BKS) for special legal services for Phase 2 of the proposed Regional Surface Water Supply Project (Project) and authorizing

the Interim General Manager to execute said agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

**Action:** Resolution 2018-003 appropriating \$500,960 to account number 950-53-552.51801\_006 "SRWA Wet Well Construction Legal Services" to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

- E. Interim General Manager Michael Brinton requested to approve an agreement with Inferrera Construction Management Group, Inc. for Construction Management Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project in an amount not to exceed \$612,691, and appropriate \$612,691 to account number 950-53-552.51801\_002 "SRWA Wet Well Construction - Construction Management" to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement.

**Discussion:**

Vice Chair Vierra opened public participation. There being no public response, Vice Chair Vierra closed public participation.

**Action:** Motion by Director Lane, second by Director DeHart, approving an agreement with Inferrera Construction Management Group, Inc. for Construction Management Services for the Stanislaus Regional Water Authority Raw Water Pump Station, Phase 1 Construction Project in an amount not to exceed \$612,691. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

**Action:** Resolution 2018-004 appropriating \$612,691 to account number 950-53-552.51801\_002 "SRWA Wet Well Construction - Construction Management" to be funded via contributions from SRWA participating agencies as outlined in the Raw Water Pump Station Phase I Funding Agreement. Motion carried by the following vote:

Director Lane	Director DeHart	Vice Chair Vierra	Chair Soiseth
Yes	Yes	Yes	Absent

8. **MATTERS TOO LATE FOR THE AGENDA:** None

9. **BOARD ITEMS FOR FUTURE CONSIDERATION:** Director DeHart reported he will not be present for the Regular SRWA Board Meeting on March 22, 2018. Director Lane reported he will also not be present for the March meeting.

10. **BOARD COMMENTS:** None
11. **NEXT MEETING DATE:** March 22, 2018 Regular meeting (may be cancelled).
12. **CLOSED SESSION:** Adjourned to Closed Session 3:42 p.m. The meeting was called back to order at 3:52 p.m.

Legal Counsel Phaedra Norton reported she will be resigning from her appointment as legal counsel of the SRWA and that Richard P. Shanahan from Bartkiewicz, Kronick & Shanahan has been appointed interim general counsel for the SRWA effective March 1, 2018.

13. **ADJOURNMENT:** Motion by Director DeHart, second by Director Lane, to adjourn at 3:53 p.m. Motion carried 3/1.

*Respectfully submitted,*

  
Allison Martin, Board Secretary