



**LAS VIRGENES MUNICIPAL WATER DISTRICT**  
**4232 Las Virgenes Road, Calabasas, CA 91302**

**AGENDA**  
**REGULAR MEETING**  
**December 1, 2020, 9:00 AM**

Public Participation for Meetings of Las Virgenes Municipal Water District Board of Directors in Response to COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 17, 2020, Governor Newsom issued Executive Order N-29-20 (superseding the Brown Act-related provisions of Executive Order N-25-20 issued on March 12, 2020), which allows a local legislative body to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. Pursuant to Executive Order N-29-20, please be advised that members of the Las Virgenes Municipal Water District will participate in meetings telephonically.

**PUBLIC PARTICIPATION:** Pursuant to Executive N-29-20 and given the current health concerns, members of the public can access meetings live on-line, with audio and limited video, at [www.LVMWD.com/LiveStream](http://www.LVMWD.com/LiveStream). In addition, members of the public can submit comments electronically for consideration by sending them to [www.LVMWD.com/LiveStream](http://www.LVMWD.com/LiveStream). To ensure distribution to the members of the Las Virgenes Municipal Water District Board of Directors prior to consideration of the agenda, please submit comments 24 hours prior to the day of the meeting. Those comments, as well as any comments received during the meeting, will be distributed to the members of the Board of Directors and will be made part of the official public record of the meeting. Contact Josie Guzman, Executive Assistant/Clerk of the Board, at (818) 251-2123 or [jguzman@lvmwd.com](mailto:jguzman@lvmwd.com) with any questions.

**ACCESSIBILITY:** If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, in order to observe and/or offer public comment may request such reasonable modification, accommodation, aid, or service by contacting the Executive Assistant/Clerk of the Board by telephone at (818) 251-2123 or via email to [jguzman@lvmwd.com](mailto:jguzman@lvmwd.com) no later than 9:00 AM on the day before the scheduled meeting.

Members of the public wishing to address the Board of Directors are advised that a statement of Public Comment Protocols is available from the Clerk of the Board. Prior to speaking, each speaker is asked to review these protocols, complete a speakers' card, and hand it to the Clerk of the Board. Speakers will be recognized in the order the cards are received. A live webcast of the meeting will be available at LVMWD.com. Also, a web-based version of the speaker card is available for those who would like to submit written comments electronically or request to make public comment by telephone during the meeting.

The Public Comments agenda item is presented to allow the public to address the Board on matters not on the agenda. The public may also present comments on matters on the agenda; speakers for agendized items will be recognized at the time the item is called up for discussion.

Materials prepared by the District in connection with the subject matter on the agenda are available for public inspection at 4232 Las Virgenes Road, Calabasas, CA 91302. Materials prepared by the District and distributed to the Board during this meeting are available for public inspection at the meeting or as soon thereafter as possible. Materials presented to the Board by the public will be maintained as part of the records of these proceedings and are available upon request to the Clerk of the Board.

---

## **PLEDGE OF ALLEGIANCE**

### **1 CALL TO ORDER AND ROLL CALL**

### **2 APPROVAL OF AGENDA**

### **3 PUBLIC COMMENTS**

Members of the public may now address the Board of Directors **ON MATTERS NOT APPEARING ON THE AGENDA**, but within the jurisdiction of the Board. No action shall be taken on any matter not appearing on the agenda unless authorized by Subdivision (b) of Government Code Section 54954.2

### **4 CONSENT CALENDAR**

Matters listed under the Consent Calendar are considered to be routine, non-controversial and normally approved with one motion. If discussion is requested by a member of the Board on any Consent Calendar item, or if a member of the public wishes to comment on an item, that item will be removed from the Consent Calendar for separate action.

#### **A List of Demands: December 1, 2020 (Pg. 5)**

Receive and File

#### **B Minutes: Special Meeting of November 10, 2020, and Regular Meeting of November 17, 2020 (Pg. 12)**

Approve

**C Water Supply Conditions Update (Pg. 29)**

Receive and File

**D Response to Coronavirus (COVID-19) Pandemic: Continuation of Emergency (Pg. 31)**

Approve the continuation of an emergency declaration for response to the coronavirus (COVID-19) pandemic.

**5 ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS**

**A Legislative and Regulatory Updates (Pg. 33)**

**6 TREASURER**

**7 BOARD OF DIRECTORS**

**A Nomination of Officers: President, Vice-President, Secretary and Treasurer (Pg. 35)**

Accept nominations for directors to serve two-year terms as President, Vice-President, Secretary and Treasurer of the Board.

**8 FINANCE AND ADMINISTRATION**

**A Upgrade TPx and ACC Internet Connections to 500Mbps (Pg. 37)**

Accept the proposal from TPx Communications and authorize the General Manager to execute a five-year agreement, in the annual amount of \$85,211.88 plus applicable taxes and fees; and accept the proposal from ACC Business and authorize the General Manager to execute a three-year agreement, in the annual amount of \$20,448 plus applicable taxes and fees, for telecommunications services including 500Mbps Internet connectivity.

**9 INFORMATION ITEMS**

**10 NON-ACTION ITEMS**

**A Organization Reports**

**B Director's Reports on Outside Meetings**

**C General Manager Reports**

(1) General Business

(2) Follow-Up Items

**D Director's Comments**

**11 FUTURE AGENDA ITEMS**

12 **PUBLIC COMMENTS**

Members of the public may now address the Board of Directors **ON MATTERS NOT APPEARING ON THE AGENDA**, but within the jurisdiction of the Board. No action shall be taken on any matter not appearing on the agenda unless authorized by Subdivision (b) of Government Code Section 54954.2

13 **ADJOURNMENT**

Pursuant to Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and applicable federal rules and regulations, requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting, should be made to the Executive Assistant/Clerk of the Board in advance of the meeting to ensure availability of the requested service or accommodation. Notices, agendas, and public documents related to the Board meetings can be made available in appropriate alternative format upon request.

## LAS VIRGENES MUNICIPAL WATER DISTRICT

To: LYNDA LO-HILL, TREASURER

Payments for Board Meeting of : December 1, 2020

Deputy Treasurer has verified that all checks and wire transfers were issued in conformance with LVMWD Administrative Code Section 2-6.203.

Wells Fargo Bank A/C No. 4806-994448

Checks Nos. 86330 through 86359 were issued less voids/stop payments in the total amount of \$ 262,023.45

**Payments through wire transfers as follows:**

	\$	-
Sub-Total Wires	\$	-
Total Payments	\$	262,023.45

(Reference is hereby to these demands on file in the District's Check Register and by this reference the same is incorporated herein and made a part hereof.)

**CHECK LISTING FOR BOARD MEETING  
12/01/20**

**Check No.  
86330 thru 86359  
11/17/20**

Company Name	Company No.	Amount	Total
Potable Water Operations	101	3,123.85	3,123.85
Recycled Water Operations	102		-
Sanitation Operations	130	745.00	745.00
Potable Water Construction	201		-
Water Conservation Construction	203		-
Sani- Construction	230		-
Potable Water Replacement	301	203,633.17	203,633.17
Reclaimed Water Replace	302		-
Sanitation Replacement	330		-
Internal Service	701	31,361.85	31,361.85
JPA Operations	751	22,618.31	22,618.31
JPA Construction	752		-
JPA Replacement	754	541.27	541.27
<b>Total Printed</b>		<b>262,023.45</b>	<b>262,023.45</b>
<b>Voided Checks/payment stopped:</b>			
		-	-
<b>Total Voids</b>		-	-
<b>Net Total</b>		<b>262,023.45</b>	<b>262,023.45</b>

Batch Number - 283659

Bank Account - 00146807 Cash-General

Payment		Address	Name	Payment Stub Message	Document		Key		Amount	Invoice
Number	Date	Number			Ty	Number	Item	Co		Number
86330	11/17/20	8680	ADS, LLC	OCT'20 FLOW MNTG	PV	172723	001	00701	745.00	22085.22-1020
				OCT'20 FLOW MNTG	PV	172723	002	00701	2,235.00	22085.22-1020
				Payment Amount					2,980.00	
86331	11/17/20	2383	AMERICAN WATER WORKS ASSOC	2021 MEMBERSHIP DUE	PV	172756	001	00701	4,394.00	7001849897
				Payment Amount					4,394.00	
86332	11/17/20	9631	AT&T LONG DISTANCE	LONG DIST 10/1~11/1/20	PV	172768	001	00701	3.87	806368136/110 420
				LONG DIST 10/1~11/1/20	PV	172768	002	00701	.36	806368136/110 420
				LONG DIST 10/1~11/1/20	PV	172768	003	00701	11.07	806368136/110 420
				LONG DIST 10/1~11/1/20	PV	172768	004	00701	.01-	806368136/110 420
				Payment Amount					15.29	
86333	11/17/20	16253	AT&T MOBILITY	WIRELESS SRV 10/4~11/3/20	PV	172767	001	00101	43.23	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	002	00101	157.47	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	003	00101	27.11	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	004	00101	298.68	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	005	00101	43.96	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	006	00101	86.46	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	007	00101	27.24	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	008	00101	38.80	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	009	00101	213.41	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	010	00101	131.09	992789332X111 12020
				WIRELESS SRV 10/4~11/3/20	PV	172767	011	00101	35.23	992789332X111 12020
				WIRELESS SRV	PV	172767	012	00101	71.29	992789332X111

Batch Number - 283659

Bank Account - 00146807 Cash-General

Payment		Address	Name	Payment Stub Message	Document	Key		Amount	Invoice
Number	Date	Number			Ty	Number	Itm Co		Number
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	013 00101	43.23	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	014 00101	595.08	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	015 00101	28.40	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	016 00101	30.08	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	017 00101	43.23	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	018 00101	1,001.21	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	019 00101	43.23	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	020 00101	71.55	992789332X111
				10/4~11/3/20					12020
				WIRELESS SRV	PV	172767	021 00101	71.09	992789332X111
				10/4~11/3/20					12020
				Payment Amount				3,101.07	
86334	11/17/20	18080	BOOT BARN INC.	SAFETY FOOTWEAR-A.T	PV	172759	001 00701	225.00	INV00073945
				Payment Amount				225.00	
86335	11/17/20	6674	ALAN BURSTEEN	RFND OVER PAYMENT	PV	172769	001 00101	1,765.77	024312
				Payment Amount				1,765.77	
86336	11/17/20	2964	CA DEPARTMENT OF TAX&FEE ADMINISTRATIO N	SALES/USE TAX - OCT'20	PV	172770	001 00701	1,340.00	97-817885/103 120
				Payment Amount				1,340.00	
86337	11/17/20	18739	CALIFORNIA HAZARDOUS SERVICES, INC.	FUEL SYSTEM CERT SRV 5/20	PV	172750	001 00701	6,520.85	66249
				JULY'20 SITE VISIT	PV	172751	001 00701	105.00	66186
				AUG'20 SITE VISIT	PV	172752	001 00701	105.00	66331
				SEP'20 SITE VISIT	PV	172753	001 00701	105.00	66439



Batch Number - 283659

Bank Account - 00146807 Cash-General

Payment Number	Date	Address Number	Name	Payment Stub Message	Document		Key		Amount	Invoice Number
					Ty	Number	Itm	Co		
				OCT'20 SITE VISIT	PV	172754	001	00701	105.00	66528
				NOV'20 SITE VISIT	PV	172764	001	00701	105.00	66659
				Payment Amount					7,045.85	
86338	11/17/20	5405	CALOLYMPIC SAFETY	SUNSCREEN	PV	172724	001	00701	127.50	389687
				TOWLETTES	PV	172725	001	00701	1,248.38	389686
				GLOVES/CLEANI NG WIPES						
				Payment Amount					1,375.88	
86339	11/17/20	18111	ELECSYS INTERNATIONAL CORPORATION	OCT'20 MTR DVC MAINT	PV	172721	001	00701	310.00	SIP-E124980
				Payment Amount					310.00	
86340	11/17/20	21492	ELK GROVE AUTO GROUP	'20 RAM TRUCK V/N 9897	PV	172749	001	00701	31,342.12	21568
				Payment Amount					31,342.12	
86341	11/17/20	2658	FEDERAL EXPRESS CORP	3 PACKAGES DEL-OCT'20	PV	172761	001	00701	100.10	7-173-54269
				Payment Amount					100.10	
86342	11/17/20	2705	HACH COMPANY	REG-CLAROS SMIT/KH 10/20~29	PV	172763	001	00701	300.00	12184420
		Alt Payee	6442	HACH COMPANY 2207 COLLECTIONS CENTER DR CHICAGO IL 60693						
				Payment Amount					300.00	
86343	11/17/20	20856	INTERNATIONAL PRINTING & TYPESETTING INC	MAILING LABELS	PV	172746	001	00701	727.96	22447
				Payment Amount					727.96	
86344	11/17/20	2365	MSO TECHNOLOGIES	P/E 9/30-PLC PRGM MOD-WLK	PV	172720	001	00701	900.00	6738
				Payment Amount					900.00	
86345	11/17/20	20581	PERFECT FIT ERGONOMICS LLC	2 ERGONOMIC CHAIRS	PV	172758	001	00701	896.81	2006
				Payment Amount					896.81	
86346	11/17/20	8484	PRAXAIR	CYNDR RENT	PV	172771	001	00101	197.10	99645365

Batch Number - 283659

Bank Account - 00146807 Cash-General

Payment Number	Date	Address Number	Name	Payment Stub Message	Document Ty	Key ltm	Key Co	Amount	Invoice Number
			DISTRIBUTION, INC	9/20~10/20					
		Alt Payee 8898	PRAXAIR DISTRIBUTION INC. DEPT. LA 21511 PASADENA CA 91185-1511						
				Payment Amount				197.10	
86347	11/17/20	21594	RECYCLED WOOD PRODUCTS	130 YDS WOODCHIPS	PV	172727	001 00701	1,545.70	200680
				130 YDS WOODCHIPS	PV	172728	001 00701	1,545.70	200796
				130 YDS WOODCHIPS	PV	172729	001 00701	1,545.70	200893
				130 YDS WOODCHIPS	PV	172730	001 00701	1,545.70	201066
				Payment Amount				6,182.80	
86348	11/17/20	5766	SAWYER PETROLEUM	676 GAL DIESEL-RLV/FA RM	PV	172748	001 00701	1,387.40	V159904
				Payment Amount				1,387.40	
86349	11/17/20	2958	SOUTHERN CALIFORNIA GAS CO	WLK P/S 10/1~11/1/20	PV	172773	001 00101	15.29	9400/110120
				Payment Amount				15.29	
86350	11/17/20	20648	STANTEC CONSULTING SERVICES INC.	P/E 6/26 TWRF COMP STDY	PV	172775	001 00701	459.90	1676966
				P/E 10/30 TWRF COMP STDY	PV	172776	001 00701	81.37	1723647
				Payment Amount				541.27	
86351	11/17/20	14479	STEPHEN'S VIDEO PRODUCTIONS	VIDEO SRV-JPA MTG-OCT'20	PV	172716	001 00701	500.00	10-27-20
				VIDEO SRV-LV MTGS-OCT'20	PV	172717	001 00701	1,000.00	10-28-20
				Payment Amount				1,500.00	
86352	11/17/20	17645	TORO ENTERPRISES INC.	PMT#1-JIM BRDG MAIN	PV	172777	001 00701	181,359.00	10708/PMT#1
				RTN#1-JIM	PD	172778	001 00301	9,067.95-	10708/RTN#1

Batch Number - 283659

Bank Account - 00146807 Cash-General

Payment		Address	Name	Payment Stub Message	Document	Key		Amount	Invoice
Number	Date	Number			Ty	Number	Itm Co		Number
				BRDG MAIN					
				Payment Amount				172,291.05	
86353	11/17/20	19135	TRANSUNION RISK & ALTERNATIVE DATA SOLUT	BAD DBT SRV - OCT'20	PV	172765	001 00701	246.00	974571-202010 -1
				Payment Amount				246.00	
86354	11/17/20	8764	UNITED IMAGING	12 OFFICE CHAIRS-FLD C/S	PV	172722	001 00701	1,143.05	1200741
				Payment Amount				1,143.05	
86355	11/17/20	20935	US METRO GROUP, INC.	JNTRL SRV-OCT'20	PV	172745	001 00701	8,771.00	102894
				JNTRL SRV-OCT'20	PV	172745	003 00701	2,468.27	102894
				JNTRL SRV-OCT'20	PV	172745	005 00701	202.46	102894
				Payment Amount				11,441.73	
86356	11/17/20	2780	VALLEY NEWS GROUP	LEGALAD WLFP BLDG REPAIRS	PV	172760	001 00701	320.00	10-20, 29
				Payment Amount				320.00	
86357	11/17/20	21295	VERTICAL ELEVATOR SOLUTIONS, INC.	OCT'20 ELEV SRV	PV	172715	001 00701	290.00	8475
				Payment Amount				290.00	
86358	11/17/20	19685	W. LITTEN INC.	SPRYFLD 10/19~10/24	PV	172718	001 00701	3,357.67	20052
				SPRYFLD 10/26~10/29	PV	172726	001 00701	2,503.56	20053
				SPRYFLD SRV-11/5/~11/ 7/20	PV	172772	001 00701	3,728.75	20054
				Payment Amount				9,589.98	
86359	11/17/20	8514	WEST COAST IRRIGATION	SPRAYFIELD PIPE GASKETS	PV	172766	001 00751	57.92	10273
				Payment Amount				57.92	
				Total Amount of Payments Written				262,023.44	
				Total Number of Payments Written				30	



**LAS VIRGENES MUNICIPAL WATER DISTRICT**  
 4232 Las Virgenes Road, Calabasas CA 91302

**MINUTES**  
**SPECIAL MEETING**

9:00 AM

November 10, 2020

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag was led by Sanjay Gaur.

**1. CALL TO ORDER AND ROLL CALL**

The meeting was called to order at **9:00 a.m.** by Board President Lewitt via teleconference in the Board Room at Las Virgenes Municipal Water District headquarters at 4232 Las Virgenes Road, Calabasas, CA 91302. The meeting was conducted via teleconference pursuant to the provisions of the Governor's Executive Order, N-29-20, which suspended certain requirements of the Ralph M. Brown Act to support social distancing guidelines associated with response to the coronavirus (COVID-19) outbreak. Josie Guzman, Clerk of the Board, conducted the roll call.

Present: Directors Charles Caspary, Jay Lewitt, Lynda Lo-Hill, Len Polan, and Lee Renger

Absent: None

Staff Present: David Pedersen, General Manager  
 Joe McDermott, Director of Engineering and External Affairs  
 Don Patterson, Director of Finance and Administration  
 John Zhao, Director of Facilities and Operations  
 Josie Guzman, Clerk of the Board  
 Keith Lemieux, District Counsel

**2. APPROVAL OF AGENDA**

Director Polan moved to approve the agenda. Motion seconded by Director Caspary.

Motion carried unanimously by roll call vote.

**3. PUBLIC COMMENTS**

None.

**4. FINANCE AND ADMINISTRATION**

**A 2020 Rate Study: Cost of Service Analysis and Proposed Rates**

**Review and provide feedback on the draft cost of services analysis and proposed rates to support the District's operational needs for calendar years 2021 through 2025.**

General Manager David Pedersen provided introductory remarks. He stated that after receiving feedback from the Board, staff would begin public outreach efforts and the Proposition 218 process. He noted that all of the materials related to the 2020 Rate Study were available on the District's website.

Don Patterson, Director of Finance and Administration, presented the Cost of Services and Proposed Rates for 2021 through 2025, including the Board's guiding principles, previous actions for rate setting, and baseline comparison of the District's rates with neighboring communities.

Sanjay Gaur, representing Raftelis Financial Consultants, Inc. (Raftelis), provided a PowerPoint presentation on the draft cost of service analysis and proposed rates based on selected scenarios for potable water, recycled water, and sanitation. He reviewed the three major components of a water bill, including the monthly readiness to serve charge, elevation charge, and commodity charge. He also reviewed the residential tier definition; proposed commercial tier definition; Metropolitan Water District of Southern California (MWD) pass-through cost derivation; cost of service variable charge component; Scenarios 1 and 2 revenue adjustment options; customer impact scenarios; and residential monthly water bill scenarios with MWD pass-through for 2021 for efficient, average, and excessive water use customers.

General Manager David Pedersen responded to a question regarding bill impacts to excessive water users by stating that the Board established a policy related to wasteful water use that exceeds double a customer's water budget, and penalties would be applied on a volumetric basis.

A discussion ensued regarding informing the ratepayers of the proposed rate increases in dollar terms versus percentages.

Board President Lewitt inquired regarding the percentage of customers who use less than eight hundred cubic feet (HCF) and less than 10 HCF of potable water per month. Michael Hicks, representing Raftelis, indicated that he would tabulate the figures and provide a response later during the meeting.

Mr. Gaur reviewed the commercial monthly water bill scenarios with MWD pass-through for 2021.

A discussion ensued regarding providing outreach to commercial customers regarding water conservation measures.

Mr. Hicks responded to Board President Lewitt's question regarding the percentage of efficient customers by stating that 24 percent of residential customers fall within the 8 to 10 HCF range. Board President Lewitt asked that Raftelis add another column to specify the customer category.

Mr. Patterson responded to a question regarding the projection for energy pricing to set the elevation charge by stating that Southern California Edison was proposing an increase of approximately nine percent for 2021, which would lower the elevation charge by six percent.

General Manager David Pedersen responded to a question regarding the District's expenses for water conservation by stating that the District would be investing \$250,000 per year over the coming two years for the Weather-based Irrigation Controller Program. He stated that this program could transition to little or no District investment by providing the available MWD rebate for those devices.

Mr. Gaur presented Option 2 for potable water rates with a 2.5 percent increase in Year 1, followed by a six percent annual increase through 2025.

Mr. Patterson noted that staff would develop an online calculator on the District's website so that customers could enter their actual water usage and determine the impact to their bill.

Mr. Gaur presented Option 1 for potable water rates with a five percent annual increase for Fiscal Years 2021 through 2025.

General Manager David Pedersen recommended the Board consider Option 2 for the potable water rate adjustment, which could soften the impact to ratepayers in the first year. However, he stated that a case could be made for a more level rate plan given that Option 2 would require a larger increase for the following four years due to softening the rate increase in the first year.

The Board discussed a preference for Option 1 for potable water rates with a five percent annual rate increase for each fiscal year to keep the rate adjustment consistent.

Mr. Gaur presented the proposed change in methodology for an annual eight percent adjustment for recycled water rates and making the cost of service for potable water and recycled water independent from each other. He reviewed the cost of service fixed charge components and set fixed charge recovery to match potable water at 52 percent with no revenue adjustments. He noted that the recycled water fixed charge would decrease; however, it would translate to a higher commodity rate that would then encourage conservation. He reviewed the rate components, including base power, water supply, and

peaking costs. He also reviewed the cost of service variable charge components with no revenue adjustments, proposed recycled water rates, and recycled water rate impacts to customers in 2021.

Mr. Gaur reviewed the cost of service methodology for sanitation with simple revenue adjustments. He noted that Option 1 included a 2.5 percent increase in Fiscal Year 2021 and annual 4.5 percent increases in Fiscal Years 2022 through 2025. He also noted that Option 2 included a 3.75 percent annual increase in Fiscal Years 2021 through 2025. He recommended the Board revisit the cost of service once the Pure Water Project Las Virgenes-Triunfo was online.

Board President Lewitt asked Mr. Gaur to bring back the percentage of customers in each billing category based on the number of people in the household.

General Manager David Pedersen stated that the Pure Water Project Las Virgenes-Triunfo would be a major capital investment that would affect the Sanitation Enterprise in the next 10-year period. He also stated that expenses would begin to be required in the next five years for the project. He stated that staff proposed the 3.75 percent increase anticipating future investment needs, and staff believed the District could continue a stable course for the Sanitation Enterprise at or near this level long-term.

Director Polan expressed an interest in receiving data on how much a bill would increase for customers categorized as efficient.

Mr. Patterson summarized that Raftelis would move forward with the cost of service report for each of the enterprises with a five percent annual increase over the five-year period for potable water, a 3.75 percent annual increase over the five-year period for sanitation, and an eight percent annual increase over the five-year period for recycled water.

Joe McDermott, Director of Engineering and External Affairs, responded to a question regarding outreach efforts to customers on making changes to their water budgets due to the changes in the number of people living in a household during the COVID-19 pandemic with students and young adults moving back home. He stated that although the District's focus was on water conservation, there could be opportunities to outreach to customers on how to request an adjustment to their water budget.

Board President Lewitt suggested that staff include a banner on the District's website or customers' bills to inform them of the opportunity to request adjustments to their water budgets for changes in the number of people in their household. Mr. McDermott responded that this information could be added to the Frequently Asked Questions.

Mr. Patterson reviewed the process steps for the various elements of the rate study. He stated that staff would bring back a recommendation to the Board on December 15, 2020, to consider approving the Cost of Service Study and set the public hearing. He also stated that staff would hold public workshops in January 2021 and schedule a public hearing for February 2, 2021, with the rates becoming effective on March 1, 2021.

Board President Lewitt suggested beginning the rate study process earlier next time. He also suggested messaging ratepayers via email beginning in December since more people were staying home.

5. **ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at **10:50 a.m.**



---

Jay Lewitt, President  
Board of Directors  
Las Virgenes Municipal Water District

ATTEST:

---

Charles Caspary, Secretary  
Board of Directors  
Las Virgenes Municipal Water District

(SEAL)



**LAS VIRGENES MUNICIPAL WATER DISTRICT**  
4232 Las Virgenes Road, Calabasas CA 91302

**MINUTES**  
**REGULAR MEETING**

---

9:00 AM

November 17, 2020

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag was led by Michael Hart.

**1. CALL TO ORDER AND ROLL CALL**

The meeting was called to order at **9:00 a.m.** by Board President Lewitt via teleconference in the Board Room at Las Virgenes Municipal Water District headquarters at 4232 Las Virgenes Road, Calabasas, CA 91302. The meeting was conducted via teleconference pursuant to the provisions of the Governor's Executive Order, N-29-20, which suspended certain requirements of the Ralph M. Brown Act to support social distancing guidelines associated with response to the coronavirus (COVID-19) outbreak. Josie Guzman, Clerk of the Board, conducted the roll call.

Present: Directors Charles Caspary, Jay Lewitt, Lynda Lo-Hill, Len Polan, and Lee Renger

Absent: None

Staff Present: David Pedersen, General Manager  
Joe McDermott, Director of Engineering and External Affairs  
Don Patterson, Director of Finance and Administration  
John Zhao, Director of Facilities and Operations  
Josie Guzman, Clerk of the Board  
Wayne Lemieux, District Counsel

**2. APPROVAL OF AGENDA**

Director Caspary moved to approve the agenda. Motion seconded by Director Polan.

Motion carried unanimously by roll call vote.

### **3. PUBLIC COMMENTS**

John Zhao introduced new employee Anthony Throckmorton, Electrician, who was hired on August 10, 2020. Mr. Throckmorton stated that he was excited to work for the District.

### **4. CONSENT CALENDAR**

**A List of Demands: November 17, 2020: Receive and file**

**B Minutes Regular Meeting of November 3, 2020**

**C Directors' Per Diem – October 2020: Ratify**

**D Monthly Cash and Investment Report: September**

**Receive and file the Monthly Cash and Investment Report for September 2020.**

**E Financial Review: First Quarter of Fiscal Year 2020-21**

**Receive and file the financial review for the first quarter of Fiscal Year 2020-21.**

**F Fiscal year 2021-22 Proposed Sanitation Rate for Consolidated Sewer Maintenance District: Topanga Tax Zone**

**Approve a monthly billing rate of \$54.50 per Equivalent Residential Unit for the Consolidated Sewer Maintenance District, Topanga Tax Zone, for Fiscal Year 2021-22.**

**G Tract No. 53138 (Deerlake Ranch): Approval of Scope Change**

**Authorize the Director of Engineering and External Affairs to execute Scope Change No. 4 with Envicom Corporation, in the amount of \$5,596, to provide additional support for responses to the public comments received for the environmental document for Tract No. 53138, Deerlake Ranch.**

**H Conforming Update to Las Virgenes Municipal Water District Code: Miscellaneous Fees and Penalties**

**Pass, approve, and adopt proposed Resolution No. 2584, codifying new or updated miscellaneous fees and penalties.**

**RESOLUTION NO. 2584**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT AMENDING RESOLUTION NO. 2468 (ADMINISTRATIVE CODE)**

## **AS IT RELATES TO FEES AND PENALTIES**

(Reference is hereby made to Resolution No. 2584 on file in the District's Resolution Book, and by this reference the same is incorporated herein.)

### **I Resolution of Intent for Continuation of Potable Water Standby Charge**

**Pass, approve, and adopt proposed Resolution No. 2585, a Resolution of Intent for continuing the Standby Charge pursuant to the Municipal Water District Law of 1911; order notification for those properties that changed ownership since the last Standby Charge Assessment; order publication of a Notice of Public Hearing in a newspaper of general circulation once a week for a two-week period; and set a public hearing on the matter for 9:00 a.m. on January 5, 2021.**

### **RESOLUTION NO. 2585**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT INITIATING PROCEEDINGS FOR THE CONTINUATION OF THE ATER AVAILABILTIY OR STANDBY CHARGE FOR THE FISCAL YEAR COMMENCIND JULY 1, 2021.**

(Reference is hereby made to Resolution No. 2585 on file in the District's Resolution Book, and by this reference the same is incorporated herein.)

Director Lo-Hill moved to approve the Consent Calendar. Motion seconded by Director Renger. Motion carried unanimously by roll call vote.

## **5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS**

### **A MWD Representative Report**

Glen Peterson, MWD Representative, reported that the MWD Board tabled action to authorize an agreement with the Southern Nevada Water Authority to support the development of the Regional Recycled Water Program. He also reported that the MWD Board approved contracts related to the Prestressed Concrete Cylinder Pipe Rehabilitation Program; moved up the schedule for the Calabasas Feeder Rehabilitation Project; approved a change order in the amount of \$150,000 to cover the cost of federal steel tariffs for rubber-lined butterfly valves at the F. E. Weymouth Water Treatment Plant; approved an amendment to the Regional Recycled Water Program Agreement with the County Sanitation District No. 2 of Los Angeles County; authorized an agreement with Securitas to provide security services for a maximum period of five years for \$55 million; authorized an increase of \$500,000 to the agreement with the architect for master planning activities in support of the District Housing and Property Improvement Program; entered into a contract with outside legal counsel to conduct an independent review of allegations of systemic Equal Employment Opportunity related discrimination, harassment, and retaliation and related concerns; and elected Director Judy Abdo to serve a second term as Board Secretary, effective January 1, 2021. He responded to

questions regarding the Prestressed Concrete Cylinder Pipe Rehabilitation Program and the Calabasas Feeder Rehabilitation Project schedule.

**C Presentation by Magellan Advisors, LLC, on Broadband Planning for Ventura County's Future: Collaborative Development of a Regional Network**

This item was presented out of sequence.

Jory Wolf, representing Magellan Advisors, LLC, presented a map of the concept for building a broadband network throughout the County of Ventura, which would be comprised of fiber and wireless networks. He stated that the concept would be to provide aerial and in-ground fiber network in the County of Ventura to improve economic development, quality of life, distance learning, telework, telehealth, and other Internet applications for businesses, residents, anchor institutions, and government. He also stated that the County of Ventura was funding the collaborative project, and his company was working with all of the cities and utilities in the County of Ventura, the Association of Water Agencies of Ventura County, water districts, and cities outside of Ventura County including Westlake Village, Agoura Hills, and Santa Clarita. He stated that the goal would be to connect a network with city facilities, county facilities, fire stations, hospitals, police stations, colleges, universities, and school districts. He noted that applications would be submitted for grant funding, the network would be built over three to five years, and there would be opportunities for joint build. He stated that the concept would be to lower the cost to build by inviting service providers to join and build with them, lease the assets from them, consider a private-public partnership to market, operate, and maintain the public assets once they are built, and possibly lease some of the public assets to areas that do not have adequate broadband. He noted that AT&T announced it would be abandoning its DSL network, which would cause a lack of service in underserved areas. He responded to a question regarding whether there was a successful model of this approach in California by stating that the South Bay Regional Fiber Network would be launching virtually that morning, and would connect 15 cities in the South Bay, four county facilities, two Caltrans facilities, and two Los Angeles County Metro facilities. He also responded to a question regarding benefits to District customers by stating that businesses would have more robust broadband from 200 megabytes down and 11 megabytes up to 10 gigabytes down and up. He also responded to a question regarding security measures by stating that there would be a higher level of service through a Class 1 network with Class 1 security, and it would be managed by service providers who would have very strict mandates for security, service, and reliability. He also responded to a question regarding the cost per unit by stating that a household would pay approximately \$80 per month for one gigabyte down and one gigabyte up compared to approximately \$70 per month for 200 megabytes down and 11 megabytes up. He also responded to a question regarding benefits to the District in joining the collaborative effort by stating that benefits could include better pricing, better resiliency and backup, most of the conduit would be underground and protected from wind and fire, and would provide better Internet connectivity. He also stated that District customers would have better access to the District's databases, including real time monitoring of water consumption.

Mr. Wolf concluded his presentation and stated that if the District were interested in participating it would be valuable to know where the District's facilities and underground

or aerial assets were located so that they would be able to partner with the District and use some of the District's assets. He also stated that it would be useful to know where the District might have capital projects and construction where they could pay their incremental share of the construction to place conduit and fiber underground. He responded to a question regarding a timeframe for the District to provide a response by stating that they are putting together a Request for Information for the service providers, and they would need this information in two weeks should the District want to share its assets as being available. He stated that it was not necessary for the District to be part of the RFI release, and the District could continue conversations and provide a response in one month.

## **B Presentation by Michael Hart on a Proposal for a Memorial Park at the Rancho Las Virgenes Farm Sprayfields**

Michael Hart provided a video presentation on a proposal for a Memorial Park at the Rancho Las Virgenes Farm Sprayfields. He suggested that the sprayfields could provide a natural or green burial site, which could produce revenue for the Pure Water Project Las Virgenes-Triunfo. He stated that a natural memorial park would protect, preserve, and enhance the landscape and open space in the Santa Monica Mountains; provide public access to nature; and create services and jobs. He also stated that his proposal could be a cooperative effort between the District and the City of Calabasas. He explained that a natural memorial park included natural burial as one use and uses environmentally friendly burial methods. He stated that trees, natural stones, and other materials would be used in place of elaborate headstones, graves would be mapped using a global positioning system, and every burial site would be marked with an identifying device. He shared estimated revenue and expense assumptions, and suggested that a memorial park could bring \$5 million in revenue during the first year. He responded to a question regarding whether any special legislation would be required by stating that the District might consider partnering with the City of Calabasas and address state regulations, traffic, noise, and opposition from neighbors.

Wayne Lemieux, District Counsel, responded to a request for comment by stating that the District only had the powers granted to it by legislation as a special district, which would not include operating a cemetery either alone or in concert with another entity. He stated that any change would require legislation.

A discussion ensued regarding the natural memorial park being used for cremation only, dedication of land in perpetuity, amount of parkland in Calabasas for public use, water conservation, and involvement by the U.S. Environmental Protection Agency (EPA).

Mr. Lemieux noted that the sprayfields included deed restrictions, which were separate from EPA grant conditions for use of the property to allow human remains to be placed on land that was acquired with EPA grant funds. He stated that the EPA would need to be approached to review deed restrictions to allow burials on the site.

Board President Lewitt informed Mr. Hart that staff would follow-up with him regarding his proposal.

#### **D Legislative and Regulatory Updates**

Joe McDermott, Director of Engineering and External Affairs, stated that not much action was expected at the federal level during the lame duck session. He noted that the stakeholders were scheduled to meet in December regarding negotiations with the South Coast Air Quality Management District (SCAQMD) on the proposal to change its rules dealing with exceeding emergency generator runtime limits during a Public Safety Power Shutoff (PSPS) event and testing and maintenance.

#### **E Water Supply Conditions Update**

No additional report was provided.

### **6. TREASURER**

Director Lo-Hill stated that the Treasurer's report was in order.

### **7. BOARD OF DIRECTORS**

#### **A Response to Coronavirus (COVID-19) Pandemic: Continuation of Emergency**

**Approve the continuation of an emergency declaration for response to the coronavirus (COVID-19) pandemic.**

Ursula Bosson, Customer Service Manager, presented the report. She noted that staff contacted 10 property owners to inform them of their tenants' past due accounts, and the property owners agreed to contact their tenants to request that they pay their past due balances.

Director Polan moved to approve Item 7A. Motion seconded by Director Lo-Hill. Motion carried unanimously by roll call vote.

### **8. FACILITIES AND OPERATIONS**

#### **A Proposed Organizational Changes for Facilities and Operations Department**

**Approve the elimination of one limited-term Water Reclamation Plant Operator I/II position (Salary Grade 42/62), effective December 31, 2020; retitling of a Laboratory Supervisor position (M88) to a Water Quality Supervisor position (M88); and addition of one limited-term Water Distribution Operator I/II position (Salary Grade 32/42)**

John Zhao, Director of Facilities and Operations, presented the report.

Director Caspary moved to approve Item 8A. Motion seconded by Director Lo-Hill.

Mr. Zhao responded to a question regarding the ability to attract the most qualified applicants for the proposed limited term Water Distribution Operator I/II position by stating that the position would be advertised as a permanent position. He explained that for budgeting purposes the position would be for a limited term, and the position would be eliminated once a vacancy became available within the Construction Crew.

Motion carried unanimously by roll call vote.

## **9. FINANCE AND ADMINISTRATION**

### **A Proposed Insurance Provider Plan Renewals: Approve.**

**Accept the proposal from MetLife and authorize the General Manager to execute a two-year contract, in the amount of 4161,556 for the first year with up to a 5% increase for the second year, for employee dental insurance; and accept the proposal from Anthem Blue Cross and authorize the General Manager to execute a one-year contract, in the amount of \$74,337, for employee life and accidental death and dismemberment insurance, short- and long-term disability coverage and an Employee Assistance Program.**

Sherri Paniagua, Human Resources Manager, presented the report.

Director Caspary moved to approve Item 9A. Motion seconded by Director Renger. Motion carried unanimously by roll call vote.

### **B Claim by Evelyn Hicks**

**Deny the claim by Evelyn Hicks.**

General Manager David Pedersen presented the report.

Director Renger moved to deny the claim by Evelyn Hicks. Motion seconded by Director Polan. Motion carried unanimously by roll call vote.

### **C Claim by Joe Spano**

**Deny the claim by Joe Spano**

General Manager David Pedersen presented the report.

Director Lo-Hill moved to deny the claim by Joe Spano. Motion seconded by Director Renger.

A discussion ensued regarding staff's investigation of the water heater's recirculation pump.



Motion carried unanimously by roll call vote.

**10. ENGINEERING AND EXTERNAL AFFAIRS**

**A Stationary Emergency Generators for Critical Potable Water Pump Stations Project: Approval of Scope Change**

**Authorize the General Manager to execute Scope Change No. 1 with Hamner and Jewel, in the amount of \$16,780, to provide additional property acquisition services for the Stationary Emergency Generator for Critical Potable Water Pump Stations Project.**

Eric Schlageter, Principal Engineer, presented the report.

Director Caspary moved to approve Item 10A. Motion seconded by Director Lo-Hill. Motion carried unanimously by roll call vote.

**B Twin Lakes Pump Station Pipeline Project: Approval of Scope Change**

**Authorize the General Manager to execute Scope Change No. 2 with Kennedy/Jenks Consultants, Inc., in the amount of \$56,305, to provide for additional professional services for the Twin Lakes Pump Station Pipeline Project.**

Eric Schlageter, Principal Engineer, presented the report.

Director Caspary moved to approve Item 10B. Motion seconded by Director Renger. Motion carried unanimously by roll call vote.

**11. INFORMATION ITEMS**

**A Claim by Ronda Onesto**

**12. NON-ACTION ITEMS**

**A Organization Reports**

None.

**B Director's Reports on Outside Meetings**

Director Polan reported that he attended the virtual Southern California Water Coalition's (SCWA) Annual Event on November 12th, where General Manager David Pedersen received the first annual Kathy Cole Award.

Director Lo-Hill reported that she also attended the virtual SCWA's Annual Event, and congratulated General Manager David Pedersen on receiving his award. She also reported that she attended the Tap-in 2020 event on November 12th and acknowledged

staff on their efforts. She noted that she attended the virtual MWD Board meeting in October, where the Board received statistics related to the rebound effect for water usage after a drought. She noted that Australia experienced a 40 percent rebound three years after a drought, Northern California experienced a 45 percent rebound over six years, and Southern California experienced a 19 percent rebound after six years. She stated that the finding showed positive changes that Southern California customers were asked to make. She asked the Board to consider allowing her to attend Colorado State University's Water in the West Symposium later in the week.

Director Caspar moved to approve Director Lynda Lo-Hill's attendance and per diem compensation to attend University of Colorado's Water in the West Symposium. Motion seconded by Director Polan. Motion carried unanimously by roll call vote.

Board President Lewitt acknowledged General Manager David Pedersen on receiving the SCWC Kathy Cole Award and read the award announcement. General Manager David Pedersen thanked the Board for their support.

### **C General Manager Reports**

#### (1) General Business

General Manager David Pedersen reported that the Malibu Creek discharge prohibition period ended on November 15th.

#### (2) Follow-Up Items

General Manager David Pedersen stated that staff would bring back a report at the December 1, 2020 Board meeting regarding the financial impacts to the District due to the COVID-19 pandemic, including the survey response to the State Water Resources Control Board. He also stated that staff would bring back a report at the January 5, 2021 Board meeting regarding the District's collection policy and practices, along with a review of the effectiveness of the same. He also stated that staff would bring back an Information Item at the December 7, 2020 JPA Board meeting regarding the theoretical and actual efficiency of the advanced treatment process for the Pure Water Project Las Virgenes-Triunfo, including the amount of energy needed and the ability to recapture energy on the downstream side of the reverse osmosis process.

### **D Directors' Comments**

None.

## **13. FUTURE AGENDA ITEMS**

Director Lo-Hill moved for a report on the District's efforts to remind customers that their sanitation billing is based on the number of people in the household and to provide them with the opportunity to update their information with the District. Motion seconded by Board President Lewitt.

**14. PUBLIC COMMENTS**

None.

**15. CLOSED SESSION**

**A Conference with District Counsel – Potential Litigation (Government Code Section 54956.9(b), Significant Exposure to Litigation): One case**

**In the opinion of District Counsel, disclosure of the identity of the litigants would be prejudicial to the District.**

The Board recessed to Closed Session at **11:04 a.m.** and reconvened to Open Session at **11:12 a.m.**

Wayne Lemieux, District Counsel, announced that the Board received a report in Closed Session, and there was no reportable action taken.

**16. OPEN SESSION AND ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at **11:12 a.m.**

---

Jay Lewitt, President  
Board of Directors  
Las Virgenes Municipal Water District

ATTEST:

---

Charles Caspary, Secretary  
Board of Directors  
Las Virgenes Municipal Water District

(SEAL)

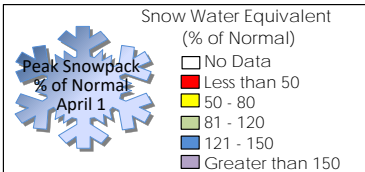
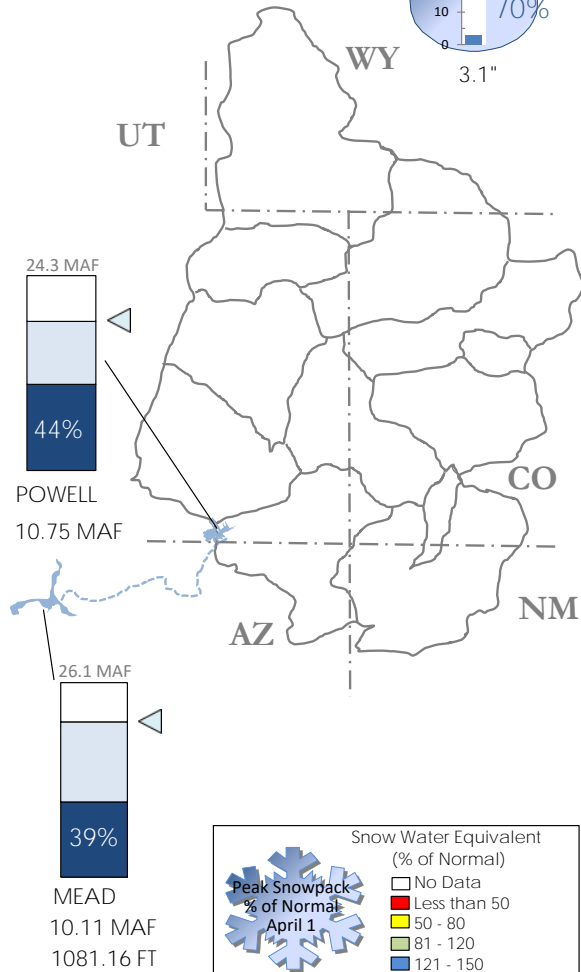
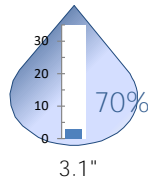


# Water Supply Conditions Report

As of: 11/19/2020

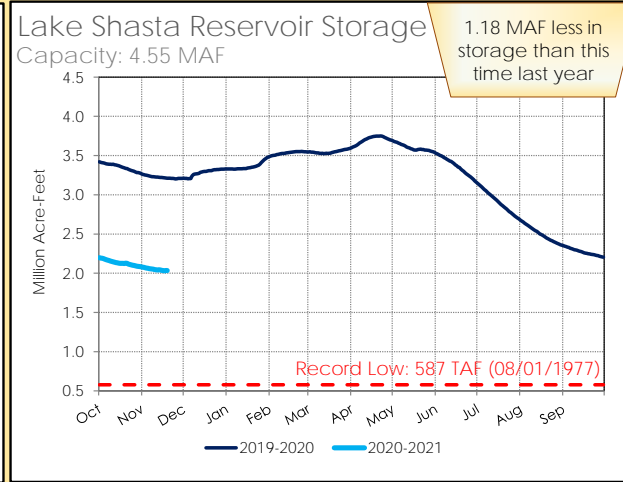
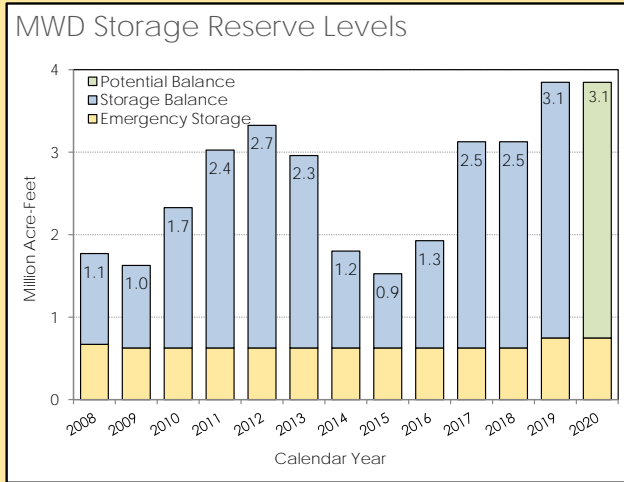
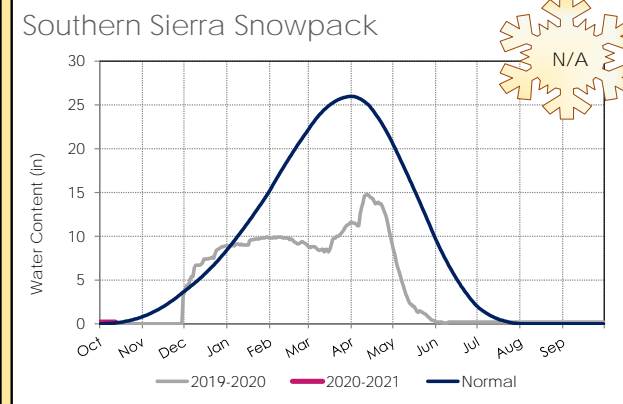
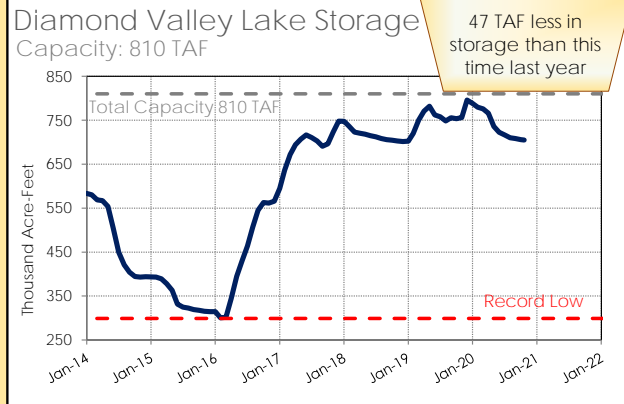


2020 Colorado River  
829,000 AF  
Projected CRA Diversions



Turn page for more CRA Data

Flip Over for SWP Data



This report is produced by the Water Resource Management Group and contains information from various federal, state, and local agencies. The Metropolitan Water District of Southern California cannot guarantee the accuracy or completeness of this information. Readers should refer to the relevant state, federal, and local agencies for additional or for the most up to date water supply information. Reservoirs, lakes, aqueducts, maps, watersheds, and all other visual representations on this report are not drawn to scale.

<http://www.mwdh2o.com/WSCR>

This report is best printed double sided on legal size paper (8.5" x 14") and folded in quarters. Questions? Email [mferreira@mwdh2o.com](mailto:mferreira@mwdh2o.com)

# ITEM 4C

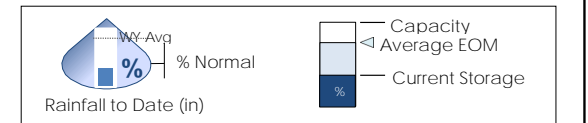
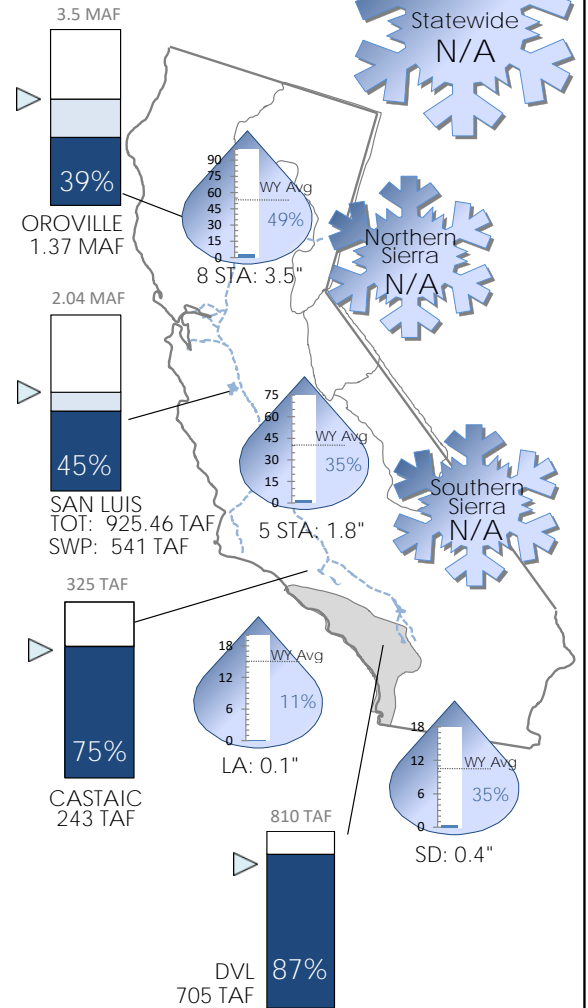


# Water Supply Conditions Report

As of: 11/19/2020

## 2020 SWP Allocation

382,300 AF  
20% of Table A



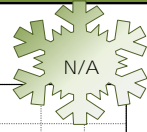
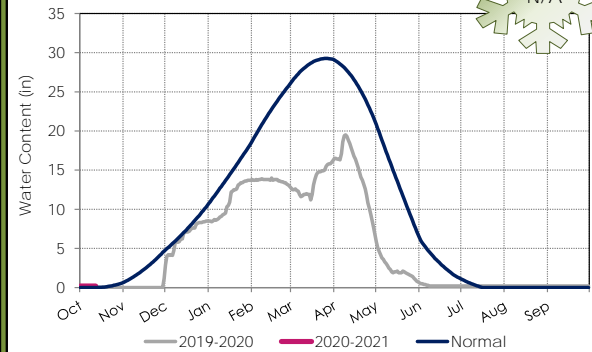
Flip Over for CRA Data

Turn page for more SWP Data

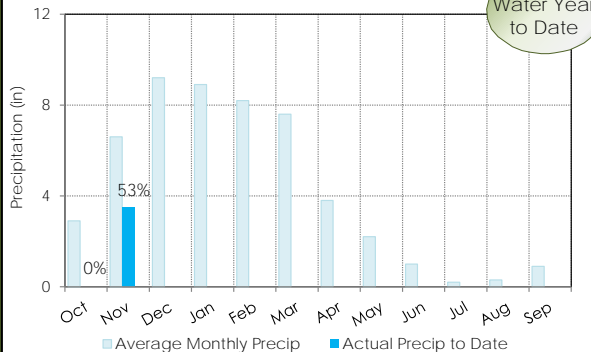
As of: 11/19/2020

# State Water Project Resources

## Northern Sierra Snowpack

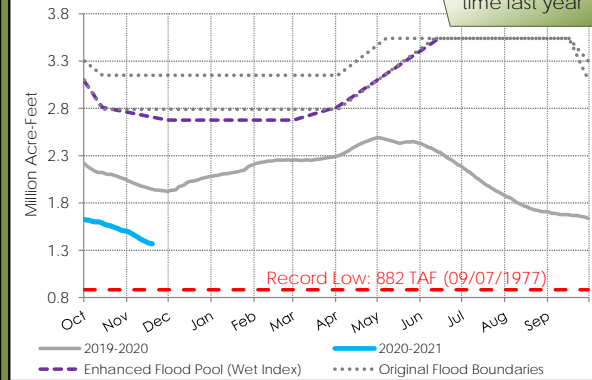


## 8 Station Index Precip



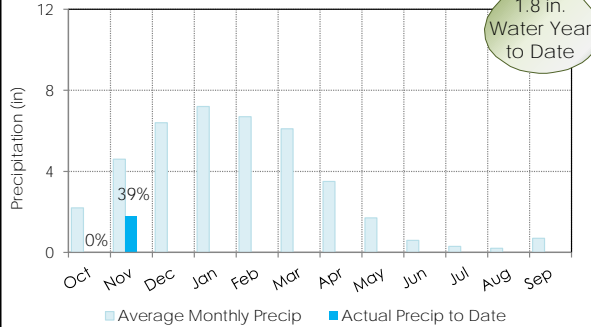
3.5 in.  
Water Year to Date

## Oroville Reservoir Storage



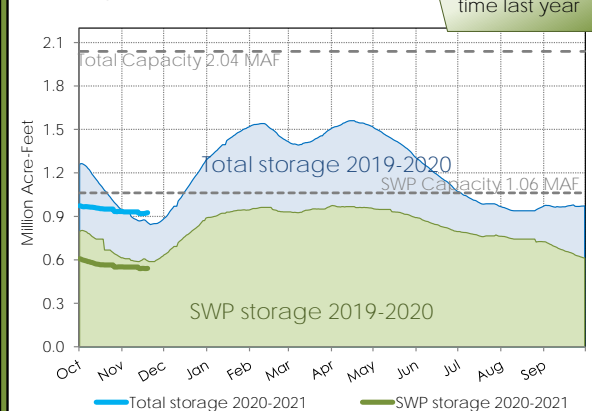
574 TAF less in storage than this time last year

## 5 Station Index Precip



1.8 in.  
Water Year to Date

## San Luis Reservoir Storage



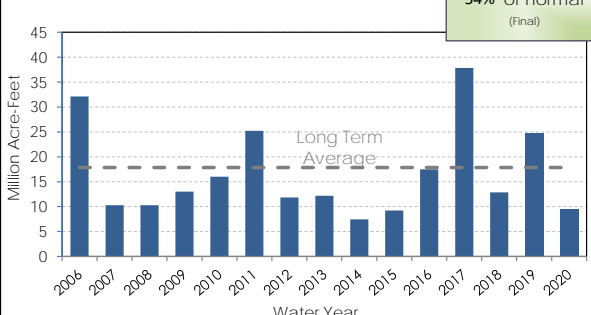
47 TAF less in SWP storage than this time last year

## Other SWP Contract Supplies

Calendar Year 2020

Carryover	Transfer Supplies
330,766 AF	5,000 (est.) AF

## Sacramento River Runoff

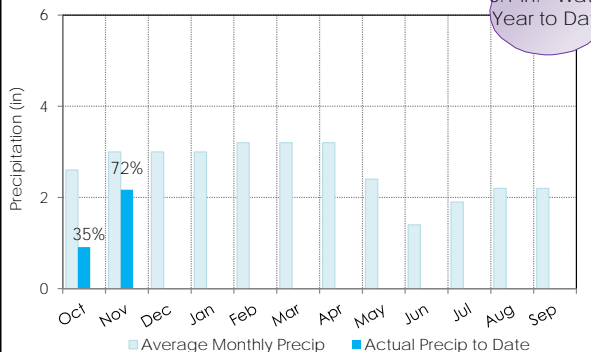


WY 2020  
54% of normal  
(Final)

# Colorado River Resources

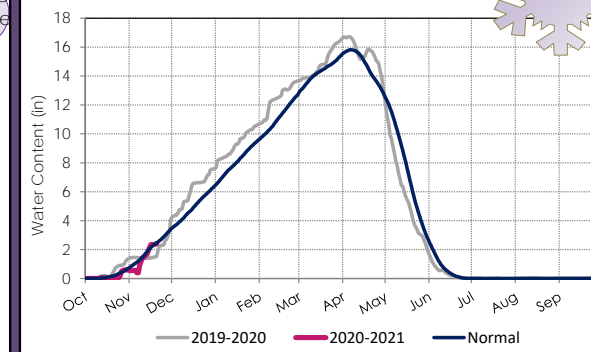
As of: 11/19/2020

## Upper Colorado Basin Precip

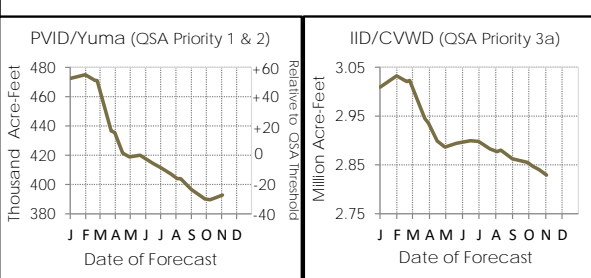


3.1 in.  
Water Year to Date

## Upper Colorado Basin Snowpack



## 2020 Colorado River Ag Use

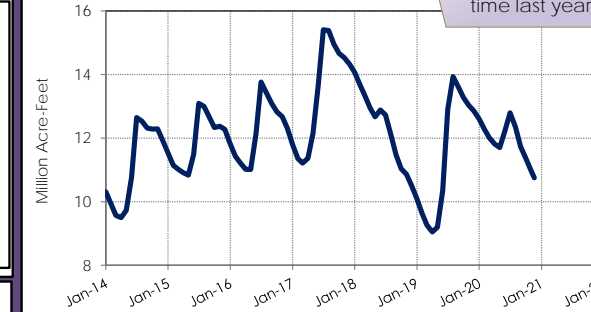


## Lake Mead Shortage/Surplus Outlook

	2021	2022	2023	2024	2025
Shortage	0%	23%	44%	49%	53%
Surplus	0%	0%	4%	7%	11%

Likelihood based on results from the August 2020 CRSS model run. Includes DCP Contributions.

## Lake Powell Storage

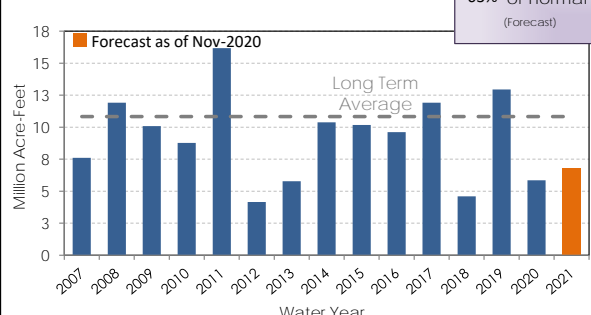


## Projected Lake Mead ICS

Calendar Year 2020

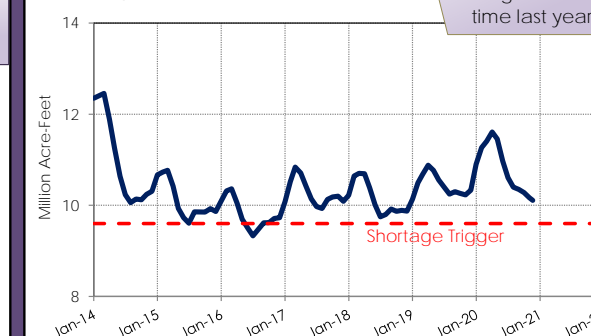
Put (+)/Take(-)  
+ 360,000 AF

## Powell Unregulated Inflow



WY 2021  
63% of normal  
(Forecast)

## Lake Mead Storage





December 1, 2020 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

**Subject : Response to Coronavirus (COVID-19) Pandemic: Continuation of Emergency**

**SUMMARY:**

On March 24, 2020, the Board adopted Resolution No. 2572, declaring a state of emergency for the District's service area due to the coronavirus (COVID-19) pandemic and authorizing actions to support the response and recovery effort. On April 21, 2020, the Board adopted Resolution No. 2574, amending and reenacting the declaration of a local state of emergency and authorizing interest-free flexible payments plans for up to 24 months. On May 19, 2020, the Board adopted Resolution No. 2576, amending and reenacting the declaration of a local state of emergency and authorizing a waiver of service initiation fees for commercial customers who temporarily closed their accounts due to hardships associated with COVID-19. Subsequently, on June 16, 2020, the Board adopted Resolution No. 2578, amending and reenacting the declaration of a local state of emergency and authorizing a partial credit to commercial hotel customers for fixed sewer charges for the months of April and May 2020 with a maximum 50 percent reduction of the charges.

Section 2-6.402 of the Las Virgenes Municipal Water District Code requires that once the Board has declared an emergency, it must determine by a 4/5's vote at each subsequent regular Board meeting whether to continue or terminate the authorization for emergency. Staff recommends that the emergency declaration be continued.

**RECOMMENDATION(S):**

Approve the continuation of an emergency declaration for response to the coronavirus (COVID-19) pandemic.

**FISCAL IMPACT:**

No

**ITEM BUDGETED:**

No

**DISCUSSION:**

Resolution Nos. 2572, 2574, 2576, and 2578 authorized and directed the General Manager to temporarily grant relief to District customers, as follows:

- Avoid shutting off water service for non-payment;
- Discontinue the issuance of door tags and associated fees for non-payment;
- Waive late charges for past due water and wastewater bills; and
- Authorize interest-free flexible payment plans for up to 24 months.
- Authorize waiving service initiation fees for commercial customers who temporarily closed their accounts due to hardship associated with COVID-19
- Authorize a partial credit to commercial hotel customers for fixed sewer charges for the months of April and May 2020 with a maximum 50 percent reduction of the charges.

At the Board meeting, staff will provide a comprehensive update on the District's response to the coronavirus (COVID-19) pandemic, including the following items:

- Response actions taken to-date;
- Effectiveness of the above-described actions;
- Feedback received from customers; and
- Billing and financial metrics.

**GOALS:**

Provide Safe and Quality Water with Reliable Services

Prepared by: David W. Pedersen, General Manager



**Pedersen, David**

---

**From:** gwolffe@yorkeengr.com  
**Sent:** Wednesday, November 25, 2020 11:03 AM  
**To:** Pedersen, David  
**Subject:** South Coast AQMD Proposed Amended Rules 1110.2, 1470, & 1472 - Working Group Meeting #1




---

**Proposed Amended Rule 1110.2 - Emissions from Gaseous- and Liquid-Fueled Engines, Proposed Amended Rule 1470 - Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Engines, and Proposed Amended Rule 1472 - Requirements for Facilities with Multiple Stationary Emergency Standby Diesel-Fueled Internal Combustion Engines**

**Working Group Meeting #1**

**Thursday, December 10, 2020  
1:00 PM**

**\*\* REMOTE ACCESS ONLY \*\***

Remote access information and presentation will be sent at a later date

---

*South Coast Air Quality Management District (South Coast AQMD) staff recognizes the challenges business and other stakeholders are experiencing with COVID-19. Consistent with Governor Newsom's Executive Order N-29-20 (March 18, 2020), the working group meetings will only be conducted via video conferencing (Zoom) and by telephone. If you have general questions or concerns about these meetings or their format, please contact Jillian Wong at [jwong1@aqmd.gov](mailto:jwong1@aqmd.gov) or (909) 396-3176.*

*To ensure that we are practicing safe social distancing, the working group meetings will be conducted via Zoom which can be accessed via your computer or smart phone. Alternatively, stakeholders can phone in to participate. We understand that this is not the same as a face to face working group meeting, however, staff will take the time to listen to comments from all stakeholders, as your comments are important. We*

*appreciate your understanding during these uncertain times and look forward to your participation.*

South Coast AQMD staff invites you to attend the first Working Group Meeting for Proposed Amended Rule (PAR) 1110.2 - Emissions from Gaseous- and Liquid-Fueled Engines, PAR 1470 - Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines, and PAR 1472 - Requirements for Facilities with Multiple Stationary Emergency Standby Diesel-Fueled Internal Combustion Engines. The Working Group Meeting will provide stakeholders an opportunity to work with South Coast AQMD staff on proposed amended rule provisions and to discuss key issues or concerns early in the rule development process.

A copy of the presentation and remote access information will be provided in a subsequent notice.

For more information, please contact:

Tiffani To  
Assistant Air Quality Specialist  
(909) 396-2738  
[tto@aqmd.gov](mailto:tto@aqmd.gov)

---

***Americans with Disabilities Act and Language Accessibility***

Disability and language-related accommodations can be requested to allow participation in the Working Group Meeting. In addition, documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact Celia Diamond at (909) 396-3567 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to [cdiamond@aqmd.gov](mailto:cdiamond@aqmd.gov).

*To forward this notice, please do not use your email forward function; instead, please use the following [Forward to a Friend](#) link to forward this notice to 10 email addresses at once.*

This email was sent to dpedersen@lvmwd.com from the [Rule 1110.2 Team](#).  
[South Coast AQMD](#) | 21865 Copley Drive | Diamond Bar, CA 91765 | 1.800.CUT.SMOG (288-7664)

[Manage Subscription](#) | [Unsubscribe from List](#) | [View Text Version](#)



December 1, 2020 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

---

**Subject : Nomination of Officers: President, Vice-President, Secretary and Treasurer**

---

**SUMMARY:**

On November 15, 2018, the Board adopted Resolution No. 2543, revising Section 2-2.104 of the Las Virgenes Municipal Water District Code to provide a two-step process for election of Board Officers. The updated process involves nominations at the first meeting in December and elections at the second meeting in December, or as soon thereafter as may be convenient. Staff proposes that the Board accept nominations for President, Vice-President, Secretary and Treasurer.

**RECOMMENDATION(S):**

Accept nominations for directors to serve two-year terms as President, Vice-President, Secretary and Treasurer of the Board.

**FISCAL IMPACT:**

No

**ITEM BUDGETED:**

No

**FINANCIAL IMPACT:**

There is no financial impact of this action.

**DISCUSSION:**

Staff will agendize an item for election of Board Officers on December 15, 2020.

Prepared by: David W. Pedersen, General Manager



December 1, 2020 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Finance & Administration

**Subject : Upgrade TPx and ACC Internet Connections to 500Mbps**

**SUMMARY:**

The District utilizes Multiprotocol Label Switching (MPLS) technology, provided by TelePacific (TPx) Communications, for its Wide Area Network (WAN) telecommunications connecting five Supervisory Control and Data Acquisition (SCADA) locations and the District's four major facilities. The District has also contracted with TPx for a 100Mbps Internet connection, as well as a 46-Channel Primary Rate Interface (PRI) service for the phone system at the District's Headquarters. A redundant Internet link of 100Mbps along with 26 unique external/public Internet Protocol (IP) addresses are provided through a contract with ACC Business, a division of AT&T Corporation. With the increased demands on the District's network due to telecommuting and implementation of cloud-based solutions, staff recommends increasing the bandwidth of the District's primary and redundant Internet connections from 100Mbps to 500Mbps, while retaining the 26 unique external/public IP addresses.

**RECOMMENDATION(S):**

Accept the proposal from TPx Communications and authorize the General Manager to execute a five-year agreement, in the annual amount of \$85,211.88 plus applicable taxes and fees; and accept the proposal from ACC Business and authorize the General Manager to execute a three-year agreement, in the annual amount of \$20,448 plus applicable taxes and fees, for telecommunications services including 500Mbps Internet connectivity.

**FISCAL IMPACT:**

Yes

**ITEM BUDGETED:**

Yes

**FINANCIAL IMPACT:**

The total annual cost of this action over the District's current rates is \$40,187.88, exclusive of taxes and fees. Sufficient funds are available in the adopted Fiscal Year 2020-21 Budget.

**DISCUSSION:**

The District utilizes Multiprotocol Label Switching (MPLS) technology, provided by TelePacific (TPx) Communications, for its Wide Area Network (WAN) telecommunications connecting five Supervisory Control and Data Acquisition (SCADA) locations and four major facilities. These locations include the following facilities: Lift Station No. 1, Lift Station No. 2, Cornell Pump Station, Stunt Road Pump Station, LV-2 Pump Station, District Headquarters, Westlake Filtration Plant, Tapia Water Reclamation Facility and the Rancho Las Virgenes Composting Facility. TPx also provides a 46-Channel Primary Rate Interface (PRI) service for the District's Headquarters phone system. The District has also contracted with TPx for its primary 100Mbps Internet connection. A redundant Internet link of 100Mbps, along with 26 unique external/public Internet Protocol (IP) addresses, is provided by ACC.

On September 25, 2018, the Board accepted a proposal from TPx Communications and authorized the General Manager to execute a five-year agreement, in the annual amount of \$53,748.24 plus any applicable taxes and fees, to provide bundled telecommunication services to the District's nine major facilities, together with existing Internet and phone services.

On March 24, 2020, the Board accepted a proposal from ACC Business and authorized the General Manager to execute a three-year agreement for a monthly rate of \$884 to provide external/public Internet addresses and a 100 Mbps redundant Internet connection and allocated \$2,850 to pay the remaining monthly fees until execution of the new contract for a total cost of \$34,674.

With the COVID-19 pandemic, most of the District's staff is working remotely and connecting to the District's technology resources through a Virtual Private Network (VPN). Also, the District's new Enterprise Resource Planning (ERP) system is cloud-based and requires an increase in bandwidth to accommodate the higher traffic. With the increased demand for bandwidth, coupled with the District's implementation of more and more cloud-based software systems, staff solicited a bid from TPx to provide the existing services along with upgrading the District's Internet connection to 500Mbps. This services would be provided through a new five-year agreement to replace two existing contracts and place all TPx-related services under one contract. Along with this action, staff also solicited a bid from ACC to increase the redundant Internet connection to 500Mbps, while retaining the 26 unique external/public Internet addresses. The Internet speed upgrades will support the future expansion of the District's cloud-based systems, provide the necessary speed for the current remote workforce and allow for future District growth into cloud computing. Since the District has existing contracts in place for these services, staff recommends upgrading at this time with the current providers and soliciting proposals at the conclusion of the five-year period.

**GOALS:**

Provide Excellent Service That Exceeds Customer Expectations

Prepared by: Michael McIntyre, Network and SCADA Analyst

**ATTACHMENTS:**

ACC LOA

TPx Contract

ACC Contract

CUSTOMER LETTER OF AUTHORITY

Please be advised that we, Las Virgenes Municipal Water District ("Customer"), are interested in learning about and potentially purchasing certain products and services from AT&T Corp. d/b/a ACC Business and its affiliates ("ACC Business"), and hereby authorize Carrier Consulting ("SP") and such other entities or persons named below ("Others Named") to act on our behalf with respect to the matters described herein.

By this Customer Letter of Authority ("Letter"), SP and Others Named are authorized non-exclusively to operate as our representative in dealings between us and ACC Business in connection with the marketing, sale and purchase of telecommunications, data, and information services. This authorization includes, but is not limited to, the ability to present pricing and contracts, negotiate and order services on our behalf, as well as the ability to obtain our customer proprietary network information ("CPNI"). Notwithstanding the foregoing authorization, neither SP nor Others Named is authorized to execute any contracts on our behalf.

We understand that it is ACC Business's legal duty to protect the confidentiality of our CPNI. CPNI is defined under federal law and includes information that relates to the quantity, technical configuration, type, destination, location, and amount of use of a telecommunications service subscribed to by a customer of a telecommunications carrier, and that it is made available to the carrier by the customer solely by virtue of the carrier-customer relationship. In order to explore the purchase of telecommunications products and services from ACC Business, we hereby authorize ACC Business to use our CPNI, share our CPNI with SP and Others Named, and/or provide SP and Others Named with access to our CPNI on file with ACC Business. We further grant ACC Business permission to provide SP and Others Named access to all information relating to our accounts and to make changes to our accounts via orders for all services provided by ACC Business. We acknowledge and agree that any unauthorized disclosure of CPNI by SP and/or Others Named will not result in us having any right or remedy against ACC Business. We also understand and agree that, in order to determine service eligibility and communicate eligibility to SP and Others Named, ACC Business may initiate a credit check and/or access our existing credit information on file with ACC Business.

I understand and agree that the signature, or electronic signature, set forth below constitutes Customer's agreement under this Letter and all applicable tariffs. By signing below, I represent that I have the authority to bind the Customer hereunder. For all legal purposes, an electronic Letter will be deemed an original "writing" in accordance with any applicable state law governing electronic signatures, writings and/or records, and the admissibility thereof will not be contested under any applicable best evidence rule or otherwise. This Letter will become effective on 9/25/2020

and will remain valid for a period of three (3) years unless revoked in writing by Customer, SP, and Others Named or ACC Business. Written revocation notices must specify the SPs and Others Named name and be received by ACC Business, Attn: Customer Care, 400 West Avenue, Rochester, NY 14611-2538

CUSTOMER: Las Virgenes Municipal Water District

SIGNATURE:

PRINTED NAME: Michael McIntyre

TITLE:

ADDRESS: 4232 Las Virgenes Rd
ADDRESS: (SUITE)
CITY: Calabasas
STATE: CA
ZIP: 91302

EMAIL ADDRESS: mmcintyre@lvmwd.com
PHONE NUMBER: 8182511200

SOLUTION PROVIDER COMPANY:

SOLUTION PROVIDER SALES REP:

STREET/CITY/ STATE/ZIP:

EMAIL ADDRESS/ PHONE NUMBER:

SOLUTION PROVIDER ID (SPID): A0000741

OTHERS NAMED/SUB-AGENT

COMPANY NAME: Carrier Consulting

REP NAME: Jonathen Marder

STREET/CITY/ STATE/ZIP: 531 Main St #650, El Segundo CA 90245

EMAIL ADDRESS/ PHONE NUMBER:

SUB AGENT SP ID: EL002450





## Service Agreement

### LAS VIRGENES MUNICIPAL WATER DISTRICT

TPx Communications will provide Customer with the specified type and amount of Services at the rates, and terms and conditions listed below and on the Rate Schedule(s) that follow, and Customer shall accept and pay for Services under the Terms and Conditions to which Customer agreed on the Telecommunications Account Agreement (TAA)/Master Service Agreement (MSA) and any related Addendums that follow that govern this Service Agreement, including any changes to Total Monthly Recurring Charges up to five percent (5%) and/or Total Non-Recurring Charges up to five percent (5%) for Services and Equipment specified on this Service Agreement. For any Access, MSx, and/or UCx Service listed below that is being added to Services currently provided to Customer at the below referenced Service Location, a new Service Term (as provided in the Term Length below) shall apply to any such Service.

Federal, State and Local Taxes and Other Charges will be applied in accordance with the definitions stated at [www.tpx.com/rates](http://www.tpx.com/rates).

The term for service(s) being ordered is 60 months. ("Term")

Customer Requested Due Date: 11/27/2020

RS ID	Title	Address	Non-Recurring	Recurring
681896	731 MALIBU CANYON RD, CALABASAS CA	731 Malibu Canyon Rd, Calabasas, CA 91302-2144	\$0.00	\$951.00
681886	1129 STUNT RD, CALABASAS CA	1129 Stunt Rd, Calabasas, CA 91302	\$0.00	\$200.00
681855	4232 LAS VIRGENES RD LBBY, CALABASAS CA	4232 Las Virgenes Rd Lbby, Calabasas, CA 91302-3594	\$3,850.00	\$2,712.12
681890	23589 CALABASAS RD, CALABASAS CA	23589 Calabasas Rd, Calabasas, CA 91302	\$0.00	\$182.87
681891	24303 CALABASAS RD, CALABASAS CA	24303 Calabasas Rd, Calabasas, CA 91302	\$0.00	\$166.87
681888	4815 EL CANON AVE, CALABASAS CA	4815 El Canon Ave, Calabasas, CA 91302	\$0.00	\$200.00
681894	3700 LAS VIRGENES RD, CALABASAS CA	3700 Las Virgenes Rd, Calabasas, CA 91302-2951	\$0.00	\$1,216.85
681892	28955 AGOURA RD, AGOURA HILLS CA	28955 Agoura Rd, Agoura Hills, CA 91301	\$0.00	\$200.00
681893	32601 TORCHWOOD PL, Thousand Oaks CA	32601 Torchwood Pl, Thousand Oaks, CA 91361-5554	\$0.00	\$1,196.85
<b>Sub Totals</b>			<b>\$3,850.00</b>	<b>\$7,026.56</b>

#### Installment Payment

Amount of Non-Recurring charges included in Installment Payments (60 months) (\$3,850.00)  
 Estimated Monthly Installment Payments \$74.43

<b>Total Non-Recurring Charges</b>	<b>\$0.00</b>
<b>Total Monthly Recurring Charges</b>	<b>\$7,100.99</b>

Equipment Addendum - Single Payment Purchase, Rental and/or Customer Provided Equipment set for at [www.tpx.com/Equipment-Addendum.pdf](http://www.tpx.com/Equipment-Addendum.pdf)

MSx Service Addendum set forth at [www.tpx.com/MSx-Service.pdf](http://www.tpx.com/MSx-Service.pdf)

Agreed by: Customer Signature

Date

Customer Name (Print)

Title

Sales Representative Name

Phone

Agreed by: Authorized TPx Representative Signature

Date



**Rate Schedule #681896**  
**731 MALIBU CANYON RD, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

**Good through:** 11/18/2020

**Address:** 731 Malibu Canyon Rd, Calabasas, CA 91302-2144

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2119595-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
50M Port		1	\$738.50	-	xNet	-	\$738.50
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$338.50)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$338.50)</b>
50M Tier 2 Access (ICB Code: null)		1	\$1,730.09	-	xNet	-	\$1,730.09
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$1,279.09)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$1,279.09)</b>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$50.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$50.00)</b>
Tier D Equipment		1	\$59.00	-	xNet	-	\$59.00
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$59.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$59.00)</b>
						<b>\$0.00</b>	<b>\$951.00</b>



**Rate Schedule #681886**  
**1129 STUNT RD, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

*Address:* 1129 Stunt Rd, Calabasas, CA 91302

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2119596-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$2.86)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$2.86)</i>
1.5M Tier 2 Access		1	\$143.69	-	xNet	-	\$143.69
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$93.69)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$93.69)</i>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$100.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$100.00)</i>
Tier A Equipment		1	\$19.00	-	xNet	-	\$19.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$19.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$19.00)</i>
						<b>\$0.00</b>	<b>\$200.00</b>



**Rate Schedule #681855**  
**4232 LAS VIRGENES RD LBBY, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

**Address:** 4232 Las Virgenes Rd Lbby, Calabasas, CA 91302-3594

The term for Service(s) being ordered is 60 months ("Term").

<b>MSx WAN (Install) PQE Code: Not Specified</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
MSx WAN Optimum		1	\$0.00	-	MSx	-	\$0.00
Multi Services Router 1000		1	\$3,850.00	-	xNet	\$3,850.00	-
Inbound Internet Failover - Block of 8 (5 usable)		1	\$25.00	-	MSx	-	\$25.00
Inbound Internet Failover - Non Recurring Charge		1	\$50.00	-	xNet	\$50.00	-
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$50.00)</b>	<b>-</b>	<b>xNet</b>	<b>(\$50.00)</b>	<b>-</b>
MSx WAN - Optimum 1000M		1	\$480.00	-	MSx	-	\$480.00
MSR - Install Included with Voice/Data		1	\$250.00	-	MSx	\$250.00	-
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$250.00)</b>	<b>-</b>	<b>MSx</b>	<b>(\$250.00)</b>	<b>-</b>
HSIA		1	\$0.00	-	MSx	-	\$0.00
SmartVoice - Related Voice Service		1	\$0.00	-	MSx	-	\$0.00
CPC/ OTT		1	\$0.00	-	MSx	-	\$0.00
						<b>\$3,850.00</b>	<b>\$505.00</b>
<b>UCx SmartVoice (Install)</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
Abbreviated Dialing		1	\$0.00	-	xNet	-	\$0.00
Block of 100 DID's (sequential numbers)		3	\$25.00	-	xNet	-	\$75.00
Block of 100 DID's (sequential numbers) – Setup Charge		3	\$100.00	-	xNet	\$300.00	-
<b>Non-Standard Discount</b>		<b>3</b>	<b>(\$100.00)</b>	<b>-</b>	<b>xNet</b>	<b>(\$300.00)</b>	<b>-</b>
Call Paths - SmartVoice		46	\$16.00	-	xNet	-	\$736.00
<b>Non-Standard Discount</b>		<b>46</b>	<b>(\$8.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$368.00)</b>
PRI SmartVoice		1	\$0.00	-	xNet	-	\$0.00
TPx Voice & Data Circuit		1	\$0.00	-	xNet	-	\$0.00
Tier H Equipment		1	\$179.00	-	xNet	-	\$179.00
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$179.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$179.00)</b>
Caller ID (Inbound - Name & Number)		1	\$0.00	-	xNet	-	\$0.00
Calling Line ID Delivery Blocking or Un-Blocking per Call		1	\$0.00	-	xNet	-	\$0.00
DIDs		1	\$0.15	-	xNet	-	\$0.15

DIDs - Setup Fee	1	\$1.00	-	xNet	\$1.00	-	
<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$1.00)</b>	<b>-</b>	<b>xNet</b>	<b>(\$1.00)</b>	<b>-</b>	
E911	1	\$4.95	-	xNet	-	\$4.95	
End User Connection Charge (EUCC)	46	\$2.37	-	xNet	-	\$109.02	
Free Directory Assistance Listing	1	\$0.00	-	xNet	-	\$0.00	
G.711 Codec	1	\$0.00	-	xNet	-	\$0.00	
LD Usage	1	\$0.0290	\$0.0290	-	-	-	
Outbound Calling Line ID (Name & Number)	1	\$0.00	-	xNet	-	\$0.00	
UCx Client	5	\$3.00	-	xNet	-	\$15.00	
UCx Client - Setup Fee	5	\$3.00	-	xNet	\$15.00	-	
<b>Non-Standard Discount</b>	<b>5</b>	<b>(\$3.00)</b>	<b>-</b>	<b>xNet</b>	<b>(\$15.00)</b>	<b>-</b>	
UCx SmartVoice Usage Bundle -- 2,500 Minutes Domestic Outbound Usage Included	1	\$0.00	-	xNet	-	\$0.00	
					<b>\$0.00</b>	<b>\$572.12</b>	
<b>Internet Services - HSIA (Install)</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
	HSIA 500 x 500 Mbps (ICB Code: BQ_CD)	1	\$1,635.00	-	xNet	-	\$1,635.00
						<b>\$0.00</b>	<b>\$1,635.00</b>



**Rate Schedule #681890**  
**23589 CALABASAS RD, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

**Address:** 23589 Calabasas Rd, Calabasas, CA 91302

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2123234-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$52.86)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$52.86)</i>
1.5M Tier 1 Access		1	\$112.04	-	xNet	-	\$112.04
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$29.17)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$29.17)</i>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$100.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$100.00)</i>
Tier A Equipment		1	\$19.00	-	xNet	-	\$19.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$19.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$19.00)</i>
						<b>\$0.00</b>	<b>\$182.87</b>



**Rate Schedule #681891**  
**24303 CALABASAS RD, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

**Address:** 24303 Calabasas Rd, Calabasas, CA 91302

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2123233-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$52.86)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$52.86)</i>
1.5M Tier 1 Access		1	\$112.04	-	xNet	-	\$112.04
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$45.17)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$45.17)</i>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$100.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$100.00)</i>
Tier A Equipment		1	\$19.00	-	xNet	-	\$19.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$19.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$19.00)</i>
						<b>\$0.00</b>	<b>\$166.87</b>



**Rate Schedule #681888**  
**4815 EL CANON AVE, CALABASAS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

**Address:** 4815 El Canon Ave, Calabasas, CA 91302

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2119598-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$52.86)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$52.86)</i>
1.5M Tier 2 Access		1	\$143.69	-	xNet	-	\$143.69
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$43.69)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$43.69)</i>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$100.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$100.00)</i>
Tier A Equipment		1	\$19.00	-	xNet	-	\$19.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$19.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$19.00)</i>
						<b>\$0.00</b>	<b>\$200.00</b>





Rate Schedule #681894  
3700 LAS VIRGENES RD, CALABASAS CA

Quote ID: 368644  
10/19/2020

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

**Good through:** 11/18/2020

**Address:** 3700 Las Virgenes Rd, Calabasas, CA 91302-2951

The term for Service(s) being ordered is 60 months ("Term").

<b>SmartVoice Business Lines / 2095892-SVX-BSL (Renewal)</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
	1000 T-Pack Minute Bundle	2	\$40.00	-	xNet	-	\$80.00
	Abbreviated Dialing	1	\$0.00	-	xNet	-	\$0.00
	Call Forward Not Reachable	5	\$0.00	-	xNet	-	\$0.00
	Call Paths - Business Lines SmartVoice	5	\$16.00	-	xNet	-	\$80.00
	<b>Non-Standard Discount</b>	<b>5</b>	<b>(\$8.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$40.00)</b>
	Tier Z Equipment	1	\$0.00	-	xNet	-	\$0.00
	Caller ID (Inbound - Name & Number)	1	\$0.00	-	xNet	-	\$0.00
	End User Connection Charge (EUCC)	5	\$2.37	-	xNet	-	\$11.85
	Feature Package 1 (per SV BL)	5	\$0.00	-	xNet	-	\$0.00
	Includes Call Forward Variable, Call Hold, Call Transfer, 3-Way Call	5	\$0.00	-	xNet	-	\$0.00
	Outbound Calling Line ID (Name & Number)	1	\$0.00	-	xNet	-	\$0.00
						<b>\$0.00</b>	<b>\$131.85</b>
<b>zz TPx Data Only Service zz / 2095897-DAT (Renewal)</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
	Data Only Service	1	\$0.00	-	xNet	-	\$0.00
	1.5M Port	1	\$102.86	-	xNet	-	\$102.86
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$2.86)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$2.86)</b>
	1.5M Tier 3 Access	1	\$175.34	-	xNet	-	\$175.34
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$44.34)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$44.34)</b>
	Internet	1	\$100.00	-	xNet	-	\$100.00
	IPv4 - IP Address - 4 (Included)	1	\$0.00	-	xNet	-	\$0.00
						<b>\$0.00</b>	<b>\$331.00</b>
<b>zz TPx Data Only Service zz / 2119599-DAT (Renewal)</b>	<b>Description</b>	<b>Qty</b>	<b>Each</b>	<b>Usage</b>	<b>Type</b>	<b>NRC</b>	<b>MRC</b>
	Data Only Service	1	\$0.00	-	xNet	-	\$0.00
	20M Port	1	\$527.50	-	xNet	-	\$527.50
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$427.50)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$427.50)</b>
	20M Tier 2 Access (ICB Code: null)	1	\$1,300.25	-	xNet	-	\$1,300.25
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$746.25)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$746.25)</b>
	OneNet	1	\$150.00	-	xNet	-	\$150.00
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$50.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$50.00)</b>
	Tier D Equipment	1	\$59.00	-	xNet	-	\$59.00
	<b>Non-Standard Discount</b>	<b>1</b>	<b>(\$59.00)</b>	<b>-</b>	<b>xNet</b>	<b>-</b>	<b>(\$59.00)</b>
						<b>\$0.00</b>	<b>\$754.00</b>



**Rate Schedule #681892**  
**28955 AGOURA RD, AGOURA HILLS CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

*Good through:* 11/18/2020

**Address:** 28955 Agoura Rd, Agoura Hills, CA 91301

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2119597-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$52.86)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$52.86)</i>
1.5M Tier 2 Access		1	\$143.69	-	xNet	-	\$143.69
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$43.69)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$43.69)</i>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$100.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$100.00)</i>
Tier A Equipment		1	\$19.00	-	xNet	-	\$19.00
<i>Non-Standard Discount</i>		<i>1</i>	<i>(\$19.00)</i>	<i>-</i>	<i>xNet</i>	<i>-</i>	<i>(\$19.00)</i>
						<b>\$0.00</b>	<b>\$200.00</b>



**Rate Schedule #681893**  
**32601 TORCHWOOD PL, Thousand Oaks CA**

**Quote ID: 368644**  
**10/19/2020**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

**Good through:** 11/18/2020

**Address:** 32601 Torchwood Pl, Thousand Oaks, CA 91361-5554

The term for Service(s) being ordered is 60 months ("Term").

zz TPx Data Only Service zz / 2095588-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
1.5M Port		1	\$102.86	-	xNet	-	\$102.86
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$2.86)</b>	-	<b>xNet</b>	-	<b>(\$2.86)</b>
1.5M Tier 3 Access		1	\$175.34	-	xNet	-	\$175.34
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$64.34)</b>	-	<b>xNet</b>	-	<b>(\$64.34)</b>
Internet		1	\$100.00	-	xNet	-	\$100.00
IPv4 - IP Address - 4 (Included)		1	\$0.00	-	xNet	-	\$0.00
						<b>\$0.00</b>	<b>\$311.00</b>
SmartVoice Business Lines / 2095890-SVX-BSL (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
1000 T-Pack Minute Bundle		2	\$40.00	-	xNet	-	\$80.00
Abbreviated Dialing		1	\$0.00	-	xNet	-	\$0.00
Call Forward Not Reachable		5	\$0.00	-	xNet	-	\$0.00
Call Paths - Business Lines SmartVoice		5	\$16.00	-	xNet	-	\$80.00
<b>Non-Standard Discount</b>		<b>5</b>	<b>(\$8.00)</b>	-	<b>xNet</b>	-	<b>(\$40.00)</b>
Tier Z Equipment		1	\$0.00	-	xNet	-	\$0.00
Caller ID (Inbound - Name & Number)		1	\$0.00	-	xNet	-	\$0.00
End User Connection Charge (EUCC)		5	\$2.37	-	xNet	-	\$11.85
Feature Package 1 (per SV BL)		5	\$0.00	-	xNet	-	\$0.00
Includes Call Forward Variable, Call Hold, Call Transfer, 3-Way Call		5	\$0.00	-	xNet	-	\$0.00
Outbound Calling Line ID (Name & Number)		1	\$0.00	-	xNet	-	\$0.00
						<b>\$0.00</b>	<b>\$131.85</b>
zz TPx Data Only Service zz / 2119600-DAT (Renewal)	Description	Qty	Each	Usage	Type	NRC	MRC
Data Only Service		1	\$0.00	-	xNet	-	\$0.00
20M Port		1	\$527.50	-	xNet	-	\$527.50
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$227.50)</b>	-	<b>xNet</b>	-	<b>(\$227.50)</b>
20M Tier 2 Access (ICB Code: null)		1	\$1,300.25	-	xNet	-	\$1,300.25
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$946.25)</b>	-	<b>xNet</b>	-	<b>(\$946.25)</b>
OneNet		1	\$150.00	-	xNet	-	\$150.00
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$50.00)</b>	-	<b>xNet</b>	-	<b>(\$50.00)</b>
Tier D Equipment		1	\$59.00	-	xNet	-	\$59.00
<b>Non-Standard Discount</b>		<b>1</b>	<b>(\$59.00)</b>	-	<b>xNet</b>	-	<b>(\$59.00)</b>
						<b>\$0.00</b>	<b>\$754.00</b>

**INSTALLMENT PAYMENT DETAILS**

<b>Charge Description</b>	<b>Total Monthly Amount</b>	<b>Term</b>
Multi Services Router 1000	\$74.43	60
<b>Total of Monthly Payment Amounts</b>	<b>\$74.43</b>	

*Total of installment payments will be different from the NRC cash price.*

**NRCS NOT INCLUDED IN THE INSTALLMENT PAYMENT PLAN**

<b>Charge Description</b>	<b>Price</b>
<b>Total of opted-out NRC Amounts</b>	<b>\$0.00</b>

*Currently there are no opted-out NRCs.*



### Customer Contact Authority

TPx Communications has an obligation, and Customer has a right, under federal or state law to protect the confidentiality of your Customer Proprietary Network Information (CPNI). CPNI includes information relating to the quantity, technical configuration, type, destination, location and amount of use of the services Customer purchases from TPx. You can help prevent unauthorized access to that information by indicating below the parties authorized to access that information.

**Authority Roles**

**Primary Account Authority / Authorized Signee:** This user will have full access to all CPNI data related to network configuration and usage. This user will have full administrative access for the account which includes managing account settings, viewing invoices, making payments, initiating new orders, providing price change approvals, and overseeing trouble reports. *Only this user will be authorized to sign any Service Agreements or Equipment Addendums.* Only this user will be authorized to add "secondary" users to the authorized list.

**Alternate Primary Account Authority:** This user will have full access to all CPNI data related to network configuration and usage. This user will have partial administrative access for the account which includes managing account settings, making payments, initiating new orders, providing price change approvals, and overseeing trouble reports.

**Agent Contact:** This user will have access to CPNI data and for the account in accordance with their Authority Level which is to be determined by the Primary Account Authority / Authorized Signee.

**Voice Vendor:** This user will have access to CPNI data and for the account in accordance with their Authority Level which is to be determined by the Primary Account Authority / Authorized Signee.

**Data Vendor:** This user will have access to CPNI data and for the account in accordance with their Authority Level which is to be determined by the Primary Account Authority / Authorized Signee.

**Authority Levels**

**R/W/A (Read/Write/All)** Grants full authority to CPNI usage and network configuration data. Permits authority to request account information, view and remit payments, place and oversee orders, and initiate & manage trouble reports.

**R/W/B (Read/Write/Bill)** Grants authority to CPNI network configuration data in support of resolving billing related issues. Permits authority to view invoices, request invoice related changes on the account such as the billing address, and to view and remit payments.

**R/W/O (Read/Write/Orders)** Grants authority to CPNI network configuration data in support of order implementation. Permits authority to oversee all open orders against the account and to initiate orders against the account for existing service changes or ancillary service additions

**R/W/T (Read/Trouble)** Grants authority to CPNI network configuration data in support of resolving trouble on the account. Permits authority to report and look after trouble related to existing services on the account.

<b>PRIMAR. ACCOUNT AUTHORITY/ AUTHORIZED SIGNEE</b>				<input type="checkbox"/> Do not send marketing emails	
Name		Title			
Phone		Cell		Email	
Authority Level: RWA					
<b>ALTERNATE PRIMARY ACCOUNT AUTHORITY</b>				<input type="checkbox"/> Do not send marketing emails	
Name		Title			
Phone		Cell		Email	
Authority Level: RWA					
<b>AGENT CONTACT</b>			<b>COMPANY NAME</b>		
Name		Title			
Phone		Cell		Email	
Duration: <input type="checkbox"/> This installation only <input type="checkbox"/> Term of contract					
Authority Level: <input type="checkbox"/> RWA <input type="checkbox"/> RWB <input type="checkbox"/> RWO <input type="checkbox"/> RWT					
<b>VOICE VENDOR</b>			<b>COMPANY NAME</b>		
Name		Title			
Phone		Cell		Email	
Duration: <input type="checkbox"/> This installation only <input type="checkbox"/> Term of contract					
Authority Level: <input type="checkbox"/> RWA <input type="checkbox"/> RWB <input type="checkbox"/> RWO <input type="checkbox"/> RWT					
<b>DATA VENDOR</b>			<b>COMPANY NAME</b>		
Name		Title			
Phone		Cell		Email	
Duration: <input type="checkbox"/> This installation only <input type="checkbox"/> Term of contract					
Authority Level: <input type="checkbox"/> RWA <input type="checkbox"/> RWB <input type="checkbox"/> RWO <input type="checkbox"/> RWT					

*"I grant permission to TPx to provide access to CPNI to the authorized account contacts listed above subject to the designated authority level."*

LAS VIRGENES MUNICIPAL  
WATER DISTRICT  
**Company Legal Name**

**Authorized Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Printed Name:** \_\_\_\_\_ **Title:** \_\_\_\_\_

v052820



## Equipment Addendum - Installment Payment Purchase

This Equipment Addendum (this "Equipment Addendum") amends and modifies the Telecommunications Account Agreement (TAA) or Master Service Agreement (MSA) (referred to herein, as so amended and modified, as the "Agreement") between U.S. TelePacific Corp. d/b/a TPx Communications and/or its affiliated companies ("TPx") and Customer.

This Equipment Addendum governs devices supplied by TPx (devices collectively referred to herein as "Equipment"), and which said Equipment is used in conjunction with any of TPx's Services and is purchased by Customer from TPx via installment payment purchase.

### 1. EQUIPMENT ACQUISITION

Devices used in conjunction with any of TPx's Services (referred to herein as "Equipment") may be purchased by Customer from TPx via installment payment purchase option. Any Equipment governed by this Equipment Addendum will be described on the schedule substantially in the form of Exhibit I hereto delivered from time to time at the time of purchase (or other provisioning) thereof by TPx to Customer and authorized or otherwise confirmed by Customer (each, a "Delivered Equipment Schedule"). The terms of each Delivered Equipment Schedule shall be, and hereby are, fully incorporated by reference herein.

### 2. INSTALLMENT PAYMENT PURCHASED EQUIPMENT

- a. Installment payments will be added to each monthly invoice delivered to Customer under Section 2(e) of the Terms and Conditions Attachment to the Agreement, for the duration of the Initial Service Term, spread evenly over the total number of months contracted, in the amount(s) to be shown on the related Delivered Equipment Schedule(s).
- b. If, prior to the end of the Service Term, Services associated with any Equipment purchased via this Equipment Addendum are terminated for any reason, Customer shall remain liable for all remaining installment payments for the affected Equipment.
- c. Customer's obligations to make payments under any installment purchase of Equipment are separate and independent from Customer's obligations to make payments on the Services.
- d. Customer agrees that the right of TPx to receive installment payments relating to the Equipment purchased via this Equipment Addendum may be sold, transferred or otherwise assigned by TPx without consent.
- e. Credit Allowances. Credits granted by TPx for the interruption of services may not be applied to Equipment purchases or payments due or to become due under the Agreement (including this Equipment Addendum).
- f. Certain Waivers. Notwithstanding any provision contained in the Agreement (including this Equipment Addendum) to the contrary, it is agreed by the parties that:
  - i. Customer agrees not to assert any claim, set-off, recoupment, withholding or defense against TPx, any of its affiliates or its assignees or designees, that Customer may have against TPx, its affiliates or its assignees or designees, as applicable, in connection with the Agreement or any other agreement pursuant to which TPx (or any of its affiliates or designees) provides services to Customer or against the manufacturer of any equipment obtained under this Equipment Addendum;
  - ii. any assignee to which TPx shall assign its right to payments hereunder shall not have any obligation or responsibility to Customer pursuant to the Agreement (including this Equipment Addendum), and any such payment assignment shall not relieve TPx of any of its obligations hereunder and thereunder;
  - iii. CUSTOMER AGREES THAT ITS OBLIGATION TO MAKE ALL PAYMENTS WHEN DUE IN ACCORDANCE WITH THE AGREEMENT (INCLUDING THIS ADDENDUM) SHALL BE ABSOLUTE AND UNCONDITIONAL AND SHALL NOT BE SUBJECT TO ANY ABATEMENT, REDUCTION, SET-OFF, DEFENSE, COUNTERCLAIM, INTERRUPTION, DEFERMENT OR RECOUPMENT FOR ANY REASON WHATSOEVER;
  - iv. where Customer does not make any payments under the Agreement (including this Equipment Addendum) pursuant to any of the foregoing conditions, TPx, as service provider pursuant to the Agreement, shall have the right to terminate Customer's right to use and receive the software and any maintenance pursuant to the Agreement; and
  - v. any affiliates, assignees or designees of TPx, and any collateral agent, administrative agent, or subsequent receivables purchaser is an intended third party beneficiary of the Agreement (including this Equipment Addendum) and therefore entitled to enforce the terms of the Agreement (including this Equipment Addendum) directly against Customer. Customer agrees that notwithstanding anything in the Agreement (including this Equipment Addendum), TPx and its assignees may at any time and without notice further assign the payments owing hereunder, in whole or in part.
- g. Ownership of Equipment. As the owner of the Equipment, Customer is the beneficiary of any applicable warranty and is responsible for all taxes, insurance and risk of loss related to the Equipment.
- h. Acceptance. Customer acknowledges acceptance of the Equipment upon delivery.
- i. Equipment Purchase Cancellation. Customer may cancel an Equipment purchase within twenty-four (24) hours of signing this Equipment Addendum. Notification of order cancellation must be emailed to [billing@tpx.com](mailto:billing@tpx.com). Cancellation of orders after twenty-four (24) hours will result in an order cancellation charge equal to 10% of the total amount for Equipment purchased.

- j. Shipping Charges and Taxes. Customer is responsible for all delivery or shipping charges, installation charges, and applicable taxes.
- k. Warranty on Installment Purchase Payment Equipment.
  - i. Maintenance of Equipment. TPx will provide maintenance and support for Equipment purchased from TPx, including software updates and patches, for as long as Customer maintains its associated Service with TPx.
  - ii. TPx Replacement Obligation. For Equipment purchased from TPx, TPx will replace any failed devices for as long as Customer maintains its associated Service, Customer's account remains in good standing, TPx has reasonable access to replacement Equipment, and Customer returns the Equipment in accordance with the terms stated within the manufacturer warranty; provided that TPx and Customer agree that Customer's obligations to make payments on the Services, on the one hand, and Customer's obligations to make payments on the Equipment purchased through an installment purchase option, on the other hand, are separate and distinct obligations of Customer and are subject to Section 2(d) of this Equipment Addendum. The replacement item may be a new or reconditioned device of equal or comparable value. The TPx replacement obligation starts when Equipment is delivered to Customer, lasts for the duration Customer maintains an associated Service, and overlaps the manufacturer's warranty. It covers accidental damage, liquid damage, or any Equipment defect. Associated shipping and/or service order fees may apply.
    - (A) Exclusions. Lost or stolen Equipment, or Equipment that appears to be damaged by intent, gross negligence or willful or reckless treatment shall not be covered under any TPx's replacement obligation. **Additionally, phone accessories and headsets shall not be covered under any TPx's replacement obligation. MSx service(s) equipment replacement obligation terminates when the manufacturer no longer supports the equipment.**
    - (B) TPx's Sole Obligation. TPx's sole obligation with respect to Equipment is to repair the Equipment, deliver to Customer an equivalent replacement Equipment, or if neither of the two foregoing options is reasonably available, TPx may, in its sole discretion, refund to Customer the purchase price paid for the Equipment. Replacement Equipment may be new or reconditioned. The foregoing is Customer's sole remedy, and TPx's sole obligation, with regard to defective Equipment.
  - iii. Return / Exchange Policy for Purchased Equipment.
    - (A) Returns and Exchanges. Should it be necessary to return Equipment, Customer may return it for a refund or exchange, excluding any shipping charges and subject to a restocking fee of twenty-five (\$25.00) dollars per unit, within thirty (30) days after delivery. Defective Equipment may be repaired or exchanged for the same or equivalent model only, at TPx's discretion. All returned Equipment must be unregistered, in complete original manufacturer's packaging, same condition as sold, with all accessories, literature, instructions, documentation and blank warranty cards.
    - (B) Exclusions. No returns will be allowed on: phone accessories and headsets, network cabling, original manufacturer computers, computer products, or software once opened.
- l. If Customer fails to approve or reject the equipment and pricing information on the Delivered Equipment Schedule after three email requests, TPx will remove the Installment Payment option for the equipment listed on the Delivered Equipment Schedule, and the total equipment cost will be due immediately from Customer.

**3. HARDWARE CLAIMS POLICY FOR ALL EQUIPMENT PURCHASED FROM TPX**

Customer must inspect the Equipment carefully as to content and conditions upon receipt. All claims for damaged or missing items must be reported to TPx within two (2) business days of receipt of Equipment. In the event a package arrives damaged, it is the responsibility of Customer to contact TPx to inspect the package to assure full refund or replacement. All packaging must be retained until the problem is resolved.

**4. LIMITATION OF LIABILITY**

**WITHOUT LIMITING ANY LIMITATION OF LIABILITY IN SUBSECTION (d) OF SECTION 5 OF THE TERMS AND CONDITIONS ATTACHMENT TO THE AGREEMENT, TPX LIABILITY IS LIMITED TO THE MONETARY VALUE OF THE EQUIPMENT PURCHASED.**

**SCHEDULE 1**

**Section A Customer Information**

**LAS VIRGENES MUNICIPAL WATER DISTRICT**

Company Legal Name (Individual if Sole Proprietorship)

Doing Business As (DBA) \_\_\_\_\_

Legal Composition: [ ] Corporation [ ] General Partnership [ ] LLP [ ] LLC [ ] Sole Proprietorship

State Organized \_\_\_\_\_

4232 Las Virgenes Rd Lbby



Calabasas, CA 91302  
Billing Address

**Section B Acceptance**

By signing below, the person signing on behalf of Customer personally represents and warrants to TPx that he or she has the authority and power to sign on behalf of Customer and bind Customer to the Agreement (including this Equipment Addendum). THE AGREEMENT INCLUDES AN ARBITRATION PROVISION WHICH REQUIRES THE BINDING ARBITRATION OF ANY AND ALL DISPUTES AND WAIVES CERTAIN RIGHTS TO JURY TRIALS AND/OR CLASS ACTIONS. The Agreement (including this Equipment Addendum) shall become a binding contract upon execution by Customer and acceptance by TPx.

**ELECTRONIC CONTRACTING AND SIGNATURE ACKNOWLEDGMENT.** To the extent that Customer executes the Agreement and/or the Equipment Addendum electronically, Customer agrees that (i) the Agreement (including this Equipment Addendum, as supplemented by each Delivered Equipment Schedule) is an electronic contract executed by Customer using Customer's electronic signature, (ii) Customer's electronic signature signifies Customer's intent to enter into the Agreement (including this Equipment Addendum, as supplemented by each Delivered Equipment Schedule) and that the Agreement (including this Equipment Addendum, as supplemented by each Delivered Equipment Schedule) be legally valid and enforceable in accordance with its terms to the same extent as if Customer had executed the Agreement (including this Equipment Addendum) using its written signature and (iii) the authoritative copy of the Agreement (including this Equipment Addendum, as supplemented by each Delivered Equipment Schedule) ("Authoritative Copy") shall be that electronic copy that resides in a document management system designated by TPx for the storage of authoritative copies of electronic records, which shall be deemed held by TPx in the ordinary course of business. Notwithstanding the foregoing, if the Authoritative Copy is converted by printing a paper copy which is marked by TPx as the original (the "Paper Contract"), then Customer acknowledges and agrees that (1) Customer's signing of the Agreement (including this Equipment Addendum) with Customer's electronic signature also constitutes issuance and delivery of such Paper Contract, (2) Customer's electronic signature associated with the Agreement (including this Equipment Addendum, as supplemented by each Delivered Equipment Schedule), when affixed to the Paper Contract, constitutes Customer's legally valid and binding signature on the Paper Contract and (3) subsequent to such conversion, Customer's obligations will be evidenced by the Paper Contract alone.

X \_\_\_\_\_  
 Agreed by: Customer Signature \_\_\_\_\_ Date \_\_\_\_\_  
 \_\_\_\_\_  
 Customer Name (Print) \_\_\_\_\_ Title \_\_\_\_\_  
 \_\_\_\_\_  
 Sales Representative Name \_\_\_\_\_ Phone \_\_\_\_\_

**Example of EXHIBIT I  
 [FORM OF] DELIVERED EQUIPMENT SCHEDULE  
To be completed upon delivery of equipment**

Reference is made to the Equipment Addendum (the "Equipment Addendum") relating to the Telecommunications Account Agreement (TAA) or Master Service Agreement (MSA) (referred to herein, as so amended and modified, as the "Agreement") between U.S. TelePacific Corp. d/b/a TPx Communications and/or its affiliated companies ("TPx") and [CUSTOMER] ("Customer"), which Equipment Addendum was executed and accepted by Customer on [DATE].

This schedule (this "Schedule") is a "Delivered Equipment Schedule" contemplated by the Equipment Addendum and shall be part of and subject to the Equipment Addendum for all purposes automatically and without further action by any person upon TPx's delivery of this Schedule together with the Equipment described below and Customer's authorization or other confirmation hereof in electronic form or otherwise.

TPx has provided Customer with the specified type and amount of Equipment at the prices and terms and conditions listed below, and Customer shall accept and pay for the Equipment under the Equipment Addendum as supplemented by this Schedule, the Agreement and any related Addendums that follow that govern this Schedule, the Equipment Addendum and the related Telecommunications Account Agreement (TAA)/Master Service Agreement (MSA).

Federal, State and Local Taxes and Other Charges will be applied in accordance with the definitions stated at [www.tpx.com/rates](http://www.tpx.com/rates).


The following Equipment will be purchased by Customer from TPx via installment purchase (as contemplated by clause (ii) under Section 1 of the Equipment Addendum):

Quantity	Item description	Price per unit	Total purchase amount/price	Number of installment payments	Amount of monthly payment (*)

(\*) As contemplated by Section 2(a) of the Equipment Addendum, installment payments will be added to each monthly invoice delivered to Customer under Section 2(e) of the Terms and Conditions Attachment to the Agreement (the "Terms and Conditions"). As

contemplated by Section 2(g) of the Terms and Conditions, each monthly invoice shall be due and payable upon presentation, and shall become past due after the Pay By Date printed on the invoice.

v091420

		ACC PS160	ACC SSE OTIS 170907	
For Administrative Use Only Master Agreement #: 3012798UA AT&T DEDICATED INTERNET SERVICE PRICING SCHEDULE				
<b>SECTION 1. ACC BUSINESS REPRESENTATION</b>				
Channel / Retention Manager		Solution Provider Channel ID #		A0000741
		Associate Solution Provider Channel ID #		EL002450
Solution Provider Order Contact Todd Mitter		Additional Solution Provider Order Contact		
Solution Provider Order Contact Email Address todd@carrierconsulting.com		Additional Solution Provider Order Contact Email		
Solution Provider Order Contact Phone # (310) 640-1920		Additional Solution Provider Order Contact Phone #		
<b>SECTION 2. ACCOUNT INFORMATION (All fields required)</b>				
I. Company Name Las Virgenes Municipal Water District		II. Billing Company Name Las Virgenes Municipal Water District		
Company Street	4232 Las Virgenes Rd		Billing Street 1	4232 Las Virgenes Rd
			Billing Street 2	
City	State	Zip Code	City	State
Calabasas	CA	91302	Calabasas	CA
Contact Person Michael McIntyre		Billing Contact Person JENNIFER CHEN		
Contact Email Address mmcintyre@lvmwd.com		Billing Contact Email Address ACCOUNTSPAYABLE@LVMWD.COM		
Phone # (818) 251-1200		Billing Contact Phone # (818) 251-2224		
<b>SECTION 3. ADI SERVICE LOCATION INFORMATION FOR SINGLE LOCATION</b>				
Demarc Company Name		Las Virgenes Municipal Water District		
On-Site Local Contact Name (LCON) (required)	Michael McIntyre		Alt LCON Contact Name (required)	IVO NKWENJI
LCON Phone # (required)	(818) 251-2100		Alt LCON Phone # (required)	(818) 251-2100
LCON Email Address (required)	mmcintyre@lvmwd.com		ALT LCON Email Address (required)	INKWENJI@LVMWD.COM
LCON Mobile Phone #			ALT LCON Mobile Phone #	
Street Demarc		Telephone # of nearest neighbor/business		
4232 Las Virgenes Rd		Primary Technical Customer Contact Name (required)		
Room & Floor	1ST FLOOR SERVER ROOM		Michael McIntyre	
		Primary Technical Customer Contact Phone # (required)		
		(818) 251-2100		
City	State	Zip Code	Primary Technical Customer Contact Email Address (required)	
Calabasas	CA	91302	mmcintyre@lvmwd.com	
Active phone number at Demarc location (required)		Dedicated Analog Phone # (required for Included CPE)		
No Toll Free	(818) 871-1500		(818) 871-9999	
Remarks: 500MB Mgd EaADI upgrade from 100Mb				
Is this site a Carrier Hotel/Data Center?		NO	If yes, who owns the Carrier Hotel/Data Center?	
			LSO NPA-NXX (INTERNAL USE ONLY)	
<b>SECTION 4A. ACCOUNT DETAIL INFORMATION</b>				
New Account:	NO	Existing Account:	YES	Account Number: 1201010
<b>SECTION 4B. BILLING OPTIONS</b>				
STANDARD BILLING (Single Account Billing)		YES		
CORPORATE BILLING <sup>†</sup> : \$6.50/mo. Administrative Fee <sup>†</sup> plus \$3.00/mo. each service location <sup>†</sup>		NO		
Billing Option: Standard - Single Location Billing (default)				
†Charges marked by <sup>†</sup> are not stabilized for the Term, are illustrative to reflect the current Service Guide rates and will vary in accordance with the corresponding charges set forth in the Service Guide.				

SECTION 4C. ORDER TYPE					
Order Type		Upgrade Port & Access			
Is this Order replacing or changing an existing ACC circuit? *				Yes	
*If yes, list existing circuit ID and details directly below (note: for multi-location orders, enter details for each site on ADIMultiloc sheet)					
Existing ACC circuit IDs (required):		Reason for replacement or change (Move, Upgrade/ Downgrade, Tech Migration, etc.):			
IUEC927936ATI		500MB Mgd EaADI upgrade from 100Mb			
SECTION 5A. PRICING SCHEDULE TERM AND PROMOTIONS					
Term: 3 Years		Promo Code(s):			
Other:					
SECTION 5B. SERVICE CHARGES & RATE PLANS (will be totaled for multiple locations)					
Applicable supporting documentation ( printout, quote letter and ICB) must be attached					
	PORT SPEED	Monthly Port Charges and Other Charges all Multi Locations	Total Number Selected	Monthly Port Charges and Other Charges Single Location	CPE Option/Install Charge Totals for a Single Location (No Tele-Install over 100Mbps)
Full T1	SELECT				SELECT ONE
Fractional + Full T3	SELECT				SELECT ONE
Ethernet	500 Mbps		1	\$779	Included CPE, Onsite Install \$1,500 (waived)
Hi-Cap Ethernet MBC (if applicable)	SELECT				SELECT ONE
Hi-Cap Incr Charge/mbps					
				Installation Charges	Amount Waived
Total Port Charges Single Location:			1	\$779	\$1,500
			Monthly Circuit Charges all Multi Locations	Total Number Selected	Monthly Charge Per Circuit Single Location
SECTION 5C. OPTIONAL SERVICES & CHARGES - SINGLE LOCATION					
IPv6/Dual Stack requested		* SELECT			
Domain Name used for service: (additional domains identified during technical interview)					
Primary. # of domains (up to 15 included per ADI port):			SELECT	(additional Primary DNS is \$100/month per 15 domains)	
Secondary. # of domains (up to 15 included per ADI port):			SELECT	(additional Secondary DNS is \$100/month per 15 domains)	
COS (Class of Service)				Monthly Charges	One-Time Install Charges (Waived)
COS (NxT1 ports require MLPPP)				SELECT	\$0
PNT (Private Network Transport)				Monthly Charges	One-Time Install Charges (Waived)
PNT (NxT1 ports require MLPPP)				SELECT	\$0
				Quantity	Monthly Charges
Type?				SELECT	0
Choke Router/Outbound Load Balancing?				SELECT	\$0
Redundant CPE (Cold Standby)?				SELECT	\$0
Single Location Optional Services Totals:			0	\$0	\$0
SECTION 5D. ONE-TIME MOVE CHARGES - SINGLE LOCATION					
Move Charges T1, NxT1, fractional T3, T3 & OCX.				SELECT	One-Time Move Charge
					\$0

<b>SECTION 5E. TOTAL ALL CHARGES</b>		<b>BILLED</b>	<b>WAIVED</b>
Total Single Location Monthly Port, Local Access, and Optional Service Charges:		<b>\$1,704</b>	
Total Single Location Non Recurring Port, Local Access, Optional Service, and Move Charges:		<b>\$0</b>	<b>\$1,500</b>
<b>SECTION 5F. MINIMUM PAYMENT AND MINIMUM RETENTION PERIOD</b>			
Portion of Monthly Service Fees Applicable to Minimum Payment Period 50%	Service Components All Service components	Minimum Payment Period Until end of Pricing Schedule Term, but not less than 12 months per component (from original activation date)	
The minimum retention period is 12 months for all service components			
<b>SECTION 6. TERMINATION</b>			
The Customer may terminate service without incurring Termination Charges prior to the end of the service term, provided the Customer is current in payment to ACC Business for services provided and replaces this Pricing Schedule with either:			
1) other domestic and/or international telecommunications services provided by ACC Business having a new revenue commitment equal to or greater than the revenue commitment set forth in this Pricing Schedule; or			
2) the same services provided by ACC Business having a new revenue commitment equal to or greater than the remaining revenue commitment of this Pricing Schedule.			
Additionally, ACC Business may terminate this Pricing Schedule in the event that (i) AT&T determines that Special Construction is necessary for ACC Business to provide the Service hereunder and (ii) Customer does not execute and return an AT&T Special Construction Pricing Schedule within the time period designated by ACC Business. ACC Business may also terminate this Pricing Schedule in the event that Customer orders On-Net access and no capacity is available. Customer will not incur any Termination Charges in the event that ACC Business exercises its right of termination under this paragraph.			
<b>SECTION 7. TAX EXEMPT INFORMATION</b>			
Tax Exempt: Certifications for all jurisdictions that apply must be attached: Applicable taxes will be applied to all invoices until supporting tax exempt documentation is provided.		<input type="checkbox"/>	
		Federal	NO
		State	NO
		County	NO
		City	NO
<b>SIGNATURE BELOW BY YOUR AUTHORIZED REPRESENTATIVE IS CUSTOMER'S CONSENT TO THE TERMS AND CONDITIONS OF THIS PRICING SCHEDULE</b>			
Customer acknowledges that the terms and conditions set forth in this ADI Pricing Schedule ("Pricing Schedule") apply to Service for the duration of the Service Period. Additional terms, conditions and charges can be viewed on the AT&T Service Guide ("Service Guide") located at <a href="http://serviceguidenew.att.com/">http://serviceguidenew.att.com/</a>			
Customer further acknowledges that it must comply with the terms of the Acceptable Use Policy located at <a href="http://www.att.com/aup/">http://www.att.com/aup/</a>			
When service is ordered for multiple locations of a Corporate Billed account the rates in the ADI Multi Location Worksheet apply.			
<b>NOTE:</b> AT&T Dedicated Internet as sold by ACC Business (ADI) (formerly known as ACC Business Managed Internet Service (MIS))			
<b>Customer</b>		<b>ACC Business</b>	
Name (Printed)	David W Pedersen	Name (Printed)	
Signature By (x)		Signature By (x)	
Date		Date	
Company	Las Virgenes Municipal Water District	Company	ACC Business
Title	General Manager	Title	Contract Specialist