

**LAS VIRGENES – TRIUNFO
JOINT POWERS AUTHORITY
MINUTES
REGULAR MEETING**

5:00 PM

September 5, 2023

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Leon Shapiro.

1. CALL TO ORDER AND ROLL CALL

The meeting was called to order at **5:00 p.m.** by Chair Jane Nye in the Board Room at Las Virgenes Municipal Water District headquarters at 4232 Las Virgenes Road, Calabasas, CA 91302. Josie Guzman, Clerk of the Board, conducted the roll call.

Present: Directors Burns (arrived at 5:07 p.m.), Caspary, Coradeschi, Lewitt, Nye, Orkney, Shapiro, Tjulander, and Wall
Absent: Director Polan

2. APPROVAL OF AGENDA

Director Shapiro moved to approve the agenda. Motion seconded by Director Tjulander. Motion carried 8-0 by the following vote:

AYES: Caspary, Coradeschi, Lewitt, Nye, Orkney, Shapiro, Tjulander, Wall
NOES: None
ABSTAIN: None
ABSENT: Burns, Polan

3. PUBLIC COMMENTS

None.

4. CONSENT CALENDAR

A Minutes: Regular Meeting of August 7, 2023: Approve

B Tapia WRF 003 Outfall Rehabilitation Project: Authorization of

Additional Environmental Support

Authorize the Administering Agent/General Manager to approve Scope Change No. 3, in the amount of \$18,266, for Rincon Consultants, Inc., to provide additional environmental support for the Tapia WRF 003 Outfall Rehabilitation Project.

Director Caspary moved to approve the Consent Calendar. Motion seconded by Director Orkney. Motion carried 8-0 by the following vote:

AYES: Caspary, Coradeschi, Lewitt, Nye, Orkney, Shapiro, Tjulander, Wall

NOES: None

ABSTAIN: None

ABSENT: Burns, Polan

5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Pure Water Project Las Virgenes-Triunfo: Update

Oliver Slosser, Engineering Program Manager, presented the report. He responded to questions regarding the 1211 wastewater change petition application to the State Water Resources Control Board for an amendment to the discharge limits to Malibu Creek.

B State and Federal Legislative Update

Ana Schwab, federal lobbyist for the JPA with Best Best & Krieger LLP (BBK), accompanied by Samantha Sabol, reported that Senator Alex Padilla would be leading a hearing for the Senate Committee on Environment and Public Works on the Safe Drinking Water State Revolving Fund. She noted that Congress would have until September 30th to adopt the appropriations bills.

Director Burns arrived at 5:07 p.m.

Syrus Devers, state lobbyist for the JPA with Syrus Devers Advocacy, provided an update regarding AB 1484 (Zbur) Temporary Public Employees, and AB 1594 (Garcia) Medium and Heavy Duty Zero Emissions Vehicles Public Agency Utilities. He stated that water bond bills AB 1567 (Garcia) and SB 867 (Allen) would be placed on the November 2024 ballot. He also stated that the text of AB 755 (Papan) Water, Public Entity, Water Usage Demand Analysis was amended. He responded to a question regarding AB 234 (Bauer-Kahan) Microparticles by stating that the JPA expressed support for this bill. He also responded to a question regarding AB 1572 (Friedman) Potable Water Non-functional Turf by stating that this bill would affect municipal non-functional turf and homeowners' associations common areas. He also responded to a question regarding SB 389 (Allen) State Water Resources Control Board Water Investigation of Rights by stating that the forfeiture provisions

were removed from the bill. He also responded to a question regarding SB 676 (Allen) Local Ordinances and Regulations Drought Tolerant Landscaping by stating that this bill was now being used for a different purpose.

C Per- and Polyfluoroalkyl Substances (PFAS): Policy Update and Communication Strategies

Ana Schwab, federal lobbyist for the JPA with Best Best & Krieger LLP (BBK), provided a PowerPoint presentation on actions being taken nationwide on PFAS and legal liabilities, including most commonly known PFAs; U.S. Environmental Protection Agency (EPA) Roadmap; EPA Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) rules and Superfund law; questions and concerns regarding proposed rules; Maximum Contaminant Level Goal (MCLG) and Maximum Contaminant Level (MCL); Safe Drinking Water Act MCLs for six PFAS chains; perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS) limits across states; hazard index; and public water system requirements under the proposed National Primary Drinking Water Regulation.

A discussion ensued regarding the ability to test for PFAS levels, lack of science, treatment and disposal methods to implement regulations, concerns with potential impacts to the Pure Water Project Las Virgenes-Triunfo and brine disposal, and concerns with potential impacts to ratepayers.

Ms. Schwab continued the PowerPoint presentation, including monitoring requirements under the proposed rule.

Administering Agent/General Manager David Pedersen discussed the use of reverse osmosis in the Advanced Water Purification Facility to remove PFAS, issues concerning brine removal, and unknown environmental impacts due to PFAS. He noted that there were no PFOA or PFOS detected in Metropolitan Water District of Southern California's (MWD) water supplies; however, they have detected one form of PFAS which is on the list of potential compounds to be regulated.

Ms. Schwab continued the PowerPoint presentation, including impacts of proposed PFAS MCL's, concerns regarding proposed rules, and 3M and Dupont's PFAS liability.

Mike McNutt, Public Affairs and Communications Manager, provided a PowerPoint presentation regarding PFAS communication strategies, proposed action items including developing talking point for the Board, and the availability of a podcast episode regarding constituents of emerging concern and PFAS.

6. ACTION ITEMS

A Climate Action and Adaptation Plan (CAAP): Draft

Review and comment on the draft Climate Action and Adaptation Plan (CAAP).

Joe McDermott, Director of Engineering and External Affairs, presented the report and a PowerPoint presentation. He responded to questions regarding the potential use of floating solar array to reduce the amount of evaporation from water storage facilities, making the CAAP more JPA-centric, and ensuring delineation of Triunfo Water & Sanitation District boundaries on the maps.

Eric Vaughn, representing Rincon Consultants, responded to questions regarding adding "Oak Park" and the names of unincorporated areas to the maps.

7. BOARD COMMENTS

Director Shapiro noted that the quarterly tour of the Tapia Water Reclamation Facility had recently resumed after four years, which was attended by approximately 24 people. He commended Riki Clark, Public Affairs Associate II, for leading the tour.

Director Lewitt acknowledged Ana Schwab on her PFAS presentation and for organizing the Israeli Trade Delegation visit earlier in the day.

8. ADMINISTERING AGENT/GENERAL MANAGER REPORT

Administering Agent/General Manager David Pedersen stated that it was exciting to resume the wastewater tours, and staff would bring back additional information at the next meeting. He reported that flow in Malibu Creek measured 4.6 cubic feet per second (CFS), and four inches of rain was recorded during Tropical Storm Hilary. He stated that the wastewater system performed well during the storm. He also stated that staff inspected the dam and reservoir for damage following the Ojai earthquake.

9. FUTURE AGENDA ITEMS

None.

10. PUBLIC COMMENTS

None.

11. ADJOURNMENT

Seeing no further business to come before the Board, the meeting was duly adjourned at **7:12 p.m.**

Jane Nye

Jane Nye, Chair

ATTEST:

Jay Lewitt

Jay Lewitt, Vice Chair