

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

---

5:00 PM

November 7, 2016

**PLEDGE OF ALLEGIANCE**

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

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

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

Present: Director(s): Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, and Wall.

Absent: Director(s): Peterson.

**2. APPROVAL OF AGENDA**

Director Renger moved to approve the agenda as presented. Motion seconded by Director Wall. Motion carried by the following vote:

AYES: Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, Wall

NOES: None

ABSENT: Peterson

ABSTAIN: None

**3. PUBLIC COMMENTS**

None.

**4. CONSENT CALENDAR**

**A Minutes: Special Meeting of October 5, 2016**

Director Iceland moved to approve the Consent Calendar as presented. Motion

seconded by Director Renger. Motion carried by the following vote:

AYES: Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, Wall

NOES: None

ABSENT: Peterson

ABSTAIN: None

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

**A TMDL Implementation Plan Update**

Administering Agent/General Manager David Pedersen provided an update on the Los Angeles Regional Water Quality Control Board's (Regional Board) draft 2013 Implementation Plan for the Malibu Creek Nutrients Total Maximum Daily Load (TMDL) and the Malibu Creek and Lagoon Sedimentation and Nutrients TMDL to Address Benthic Community Impairments. He noted that the JPA previously submitted written comments for the Regional Board's consideration, including the timeframe for short and long-term actions the JPA would take in order to implement the TMDL. He stated that the Regional Board prescribed a five-year timeframe for complying with the summer TMDL limits and a 13.5-year timeframe for the long-term strategy for winter compliance for the Pure Water Project. He noted that the 13.5 year timeframe would not begin until final adoption of the basin plan amendment incorporating the TMDL Implementation Plan, which would not be completed for 9 to 12 months. He also noted that the final outstanding issue was winter wet weather compliance addressing large storm events, receiving large peak flows into the treatment plant, and the ability to discharge to the creek. He stated that the Regional Board agreed to a mass-based limit rather than a concentration-based limit that would apply anytime there are flows from Tapia exceeding 11 million gallons per day (mgd) over a 24-hour period. He also stated that the Regional Board had addressed the JPA's comments to staff's satisfaction. He noted that staff would attend the Regional Board's hearing on November 10th, and staff would comment in support of the implementation plan, ask the Regional Board to adopt the plan as written, explain why the timeframe of 13.5 years for winter compliance makes sense, and explain the JPA's ultimate plan for the Pure Water Project Las Virgenes-Triunfo.

**6. ACTION ITEMS**

**A 2017 JPA Board Meeting Calendar**

**Review the 2017 JPA Board Meeting Calendar, make any scheduling adjustments, and select a date and time for a special Board workshop to discuss institutional issues related to the Pure Water Project Las Virgenes-Triunfo.**

Administering Agent/General Manager David Pedersen presented the report. He suggested the Board schedule a special meeting on January 19, 2017, at 5:00 p.m., for a workshop to discuss institutional issues related to the Pure Water Project Las Virgenes-Triunfo.

Director Orkney suggested canceling the July 3, 2017 regular meeting due to the proximity of the Independence Day holiday, and scheduling a special meeting on July 10, 2017.

Director Orkney moved to approve the 2017 JPA Board Meeting calendar as amended by scheduling a special meeting on January 19, 2017 for the workshop, cancelling the July 3, 2017 regular meeting, and scheduling a special meeting on July 10, 2017. Motion seconded by Director Renger. Motion carried by the following vote:

AYES: Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, Wall

NOES: None

ABSENT: Peterson

ABSTAIN: None

#### **B Tapia Chemical Building Roof Replacement Project: Award**

**Accept the proposal from L&L Roofing and authorize the Administering Agent/General Manager to execute a contractual services agreement, in the amount of \$55,000, for the Tapia Chemical Building Roof Replacement Project.**

Administering Agent/General Manager David Pedersen presented the report.

Director McReynolds moved to approve Item 6B. Motion seconded by Director Lewitt.

Director of Facilities and Operations David Lippman responded to a question regarding to the type of insulation that would be installed by stating that he would follow-up with the contractor and report back to the Board.

Motion carried by the following vote:

AYES: Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, Wall

NOES: None

ABSENT: Peterson

ABSTAIN: None

**C Digester 1 Rehabilitation Project: Award of Design Contract**

**Accept the proposal from Pacific Advanced Civil Engineering, Inc., and authorize the Administering Agent/General Manager to execute a professional services agreement, in the amount of \$53,694, for design of the Digester No. 1 Rehabilitation Project.**

Administering Agent/General Manager David Pedersen presented the report. He responded to questions related to the tank concrete material and the possibility of translating design services for Digester No. 2.

Director of Facilities and Operations David Lippman responded to questions related to the project timeline, the extent of damage to Digester No. 1, and replacing the instrumentation in case of failure.

Director Renger moved to approve Item 6C. Motion seconded by Director Polan. Motion carried by the following vote:

AYES: Caspary, Iceland, Lewitt, McReynolds, Orkney, Paule, Polan, Renger, Wall

NOES: None

ABSENT: Peterson

ABSTAIN: None

**7. BOARD COMMENTS**

Director Orkney commended Las Virgenes Municipal Water District on its representation of *Little Drop*. She reported that she participated in the Thousand Oaks Street Faire and stated that she was impressed by the Advanced Placement (AP) Government and Political Science students who visited her booth. She suggested the JPA look into reaching out to the AP classes.

**8. ADMINISTERING AGENT/GENERAL MANAGER REPORT**

Administering Agent/General Manager David Pedersen reported that he, Triunfo Sanitation District Manager Mark Norris, and Director of Facilities and Operations David Lippman met with Ventura County Supervisor Linda Parks and staff from the Ventura County Watershed Protection District to discuss the potential of a low flow diversion in lieu of the County's biofiltration project in Oak Park. He noted that one area of concern would be the ability to dispose of brine to Calleguas Municipal Water District's (Calleguas) Salinity Management Pipeline. He suggested exploring this option further with Calleguas. He stated that staff was also approached by other municipalities for similar low flow diversions, and an item would be presented on a future agenda for Board discussion.

9. **FUTURE AGENDA ITEMS**

None.

10. **INFORMATION ITEMS**

A **18-inch Recycled Water Pipeline Joint Bonding Repair Project: Final Acceptance**

11. **PUBLIC COMMENTS**

None.

12. **CLOSED SESSION**

A **Conference with District Counsel – Existing Litigation (Government Code Section 54956.9(a)):**

1. Las Virgenes - Triunfo Joint Powers Authority v. United States Environmental Protection Agency and Heal the Bay, Inc. v. Lisa P. Jackson (TMDL cases)
2. Las Virgenes – Triunfo Joint Powers Authority v. United States Environmental protection Agency (FOIA case)

The Board recessed to Closed Session at **5:34 p.m.** and reconvened to Open Session at **6:00 p.m.**

Authority Counsel Wayne Lemieux reported that during the Closed Session the Board received a report regarding the Ninth Circuit's oral arguments heard earlier in the day related to Heal the Bay, Inc., et al v. United States Environmental Protection Agency et al.

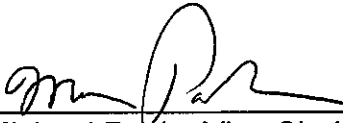
13. **ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at **6:00 p.m.**

  
\_\_\_\_\_  
Glen Peterson, Chair



ATTEST:

  
\_\_\_\_\_  
Michael Paule, Vice Chair

