

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

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5:00 PM

August 7, 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, Coradeschi, Lewitt, Nye, Orkney, Polan, Shapiro, Tjulander, and Wall  
Absent: Director Caspary

**2. APPROVAL OF AGENDA**

Director Wall moved to approve the agenda. Motion seconded by Director Orkney. Motion carried 9-0 by the following vote:

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

**3. PUBLIC COMMENTS**

None.

**4. CONSENT CALENDAR**

**A Minutes: Special Meeting of July 10, 2023: Approve**

Director Polan moved to approve the Consent Calendar. Motion seconded by

Director Shapiro. Motion carried 9-0 by the following vote:

AYES: Burns, Coradeschi, Lewitt, Nye, Orkney, Polan, Shapiro, Tjulander, Wall

NOES: None

ABSTAIN: None

ABSENT: Caspary

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

### **A State and Federal Legislative Update**

Ana Schwab, federal lobbyist for the JPA with Best Best & Krieger LLP (BBK), reported that there was a possibility there would be a temporary federal government shutdown in October due to the House of Representatives not having approved appropriations bills. She noted that the House of Representatives capped the spending limits at Fiscal Year 2022 levels, which was far below the agreed upon spending limits for Fiscal Years 2024 and 2025. She stated that a continuing resolution would need to be adopted to fund the federal government from October to mid-December, and a temporary federal government shutdown would delay grants from the U.S. Environmental Protection Agency and U.S. Bureau of Reclamation.

Lowry Crook, federal lobbyist for the JPA with BBK, reported that several other pieces of legislation that expire on September 30th would be competing for time and attention, including the Farm Bill and reauthorization of the Federal Aviation Administration.

Ms. Schwab stated that BBK was monitoring the availability of U.S. Bureau of Reclamation Title XVI grants. She reported that over the past few months, the Senate Committee on Environment and Public Works developed draft legislation on per- and polyfluoroalkyl substances (PFAS). She stated BBK submitted comments regarding consideration of a complete product ban, reconsideration of the deadline on the PFAS maximum contaminant levels (MCLs), and consideration of language to protect water and wastewater districts on PFAS cleanup.

Syrus Devers, state lobbyist for the JPA with Syrus Devers Advocacy LLC, reported that water rights bills AB 460 (Bauer-Kahan) and AB 1337 (Wicks) were no longer moving forward, and SB 389 (Allen) was no longer receiving much opposition following the amendments made. He noted that the State Legislature was on summer recess and would reconvene on August 14th.

### **B Pure Water Project Las Virgenes-Triunfo: Update**

Oliver Slosser, Engineering Program Manager, presented the report. He noted that efforts were progressing to reconvene the Independent Advisory Panel and on the issuance of the Request for Proposal for the dye tracer study in Las Virgenes

Reservoir. He also noted that the WaterReuse Los Angeles Chapter would meet in the LVMWD Board Room on August 8th. He responded to questions regarding securing financing to ensure cash flow for the Progress Design-Build Procurement, the Request for Proposals for a dye tracer study to validate the reservoir model calibration, the plan to convey brine through the reverse osmosis concentrate pipeline, and the implementation of preformed monochloramine dosing prior to membrane filtration to decrease fouling at the Pure Water Demonstration Facility.

**6. ACTION ITEMS**

**A Proposed Formation of Las Virgenes – Triunfo Public Financing Authority**

**Review and provide feedback on the proposed Joint Exercise of Powers Agreement between Las Virgenes Municipal Water District and Triunfo Water & Sanitation District to form the Las Virgenes – Triunfo Public Financing Authority.**

Don Patterson, Director of Finance and Administration, provided introductory remarks.

Brian Forbath, Bond Counsel representing Stradling Yocca Carlson & Roth, provided a PowerPoint presentation regarding the establishment of the proposed new joint powers financing authority. He responded to a question regarding how the Public Financing Authority could assist either District in future joint or separate financings. agency.

Director Orkney moved to approve Item 6A. Motion seconded by Director Burns. Motion carried 9-0 by the following vote:

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

**7. BOARD COMMENTS**

Director Burns reported that he asked Lindsay Leahy, Water Utilities Director from the City of Oceanside, regarding her availability to provide a presentation on how the Oceanside Pure Water Project was completed in 18 months.

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

Administering Agent/General Manager David Pedersen reported that Ana Schwab, federal lobbyist for the JPA, would provide a thorough update at the next JPA Board Meeting regarding proposed PFAS regulations, drinking water standards,

and liability issues. He also reported that flow in Malibu Creek measured 9.7 cubic feet per second (CFS), and the average flow per month to the Tapia Water Reclamation Facility was measuring 8.3 million gallons per day (MGD). He also reported that a recycled water main leak occurred in Calabasas south of the 101 Freeway, and demand for compost had increased. He stated that staff was working with the Regional Water Quality Control Board (Regional Board) regarding the time service order issued for the concentration of chloride in the discharge to the Los Angeles River. He noted that the standard reflected in the National Pollution Discharge Elimination System (NPDES) permit was inconsistent with the basin plan, and the chloride discharge levels were not in compliance with the lower standard. He stated that staff had been working with the Regional Board on a solution to this issue, and the previous Regional Board Executive Director committed to a regulatory fix recognizing that chloride levels are higher in the water supply due to drought conditions and the impact of salt from the State Water Project. He also stated that the Regional Board initiated the process to prepare a Site-specific Objective to increase the regulatory standard.

John Zhao, Director Facilities and Operations, responded to a question regarding the chloride discharge levels by stating that discharge was measuring close to 190 milligrams per liter (mg/L) and the standard was 150 mg/L prior to the regulatory fix.

A discussion ensued regarding promoting BBK's PFAS presentation to the community.

## **9. FUTURE AGENDA ITEMS**

None.

## **10. INFORMATION ITEMS**

### **A RWQCB Settlement Offer R4-2023-0291: Acceptance of Conditional Resolution and Waiver of Right to Hearing**

Administering Agent/General Manager David Pedersen responded to a question regarding the Regional Board's assessment of penalties by stating that the Regional Board issued a Notice of Violation and Settlement Offer, and the Clean Water Act required the Regional Board to assess mandatory minimum penalties. He also stated that most of the exceedances were for parameters outside of the JPA's control and for items that are not removed by the treatment process.

John Zhao, Director of Facilities and Operations, stated that all treatment plants in the state were subject to mandatory penalties for exceedances. He noted that the Tapia Water Reclamation Facility was designed to remove biochemical oxygen demands (BODs) and disinfect viruses and bacteria, and the Advanced Water Purification Facility would be designed to remove BODs.

**B Rancho Distribution Screw Conveyor No. 1: Purchase Order**

**11. PUBLIC COMMENTS**

None.

**12. ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at **5:47 p.m.**

*Jane Nye*

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Jane Nye, Chair

ATTEST:

*Jay Lewitt*

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Jay Lewitt, Vice Chair