



**Regular Meeting
Governing Board of Sweetwater Authority
AGENDA**

Wednesday, February 12, 2025

5:00 p.m.

**Sweetwater Authority
505 Garrett Avenue
Chula Vista, CA 91910**

Notice: This meeting will be held at the above date, time, and location, and Sweetwater Authority Board members and members of the public may attend in person. Some Sweetwater Authority Board members may attend and participate in the meeting virtually pursuant to the Brown Act (Gov. Code § 54953). As a convenience to the public, the Sweetwater Authority provides a call-in option and internet-based option for members of the public to virtually observe and provide public comments at its meetings. Additional details on in-person and virtual public participation are below. Please note that, in the event of a disruption in the call-in option or internet-based option, the meeting will continue unless otherwise required by law, such as when a Director is attending the meeting virtually pursuant to certain provisions of the Brown Act.

To join via Zoom Webinar from a computer, tablet, or smartphone, click on the link below:

<https://zoom.us/j/83420757494>

To join this meeting via telephone, please dial:

1-669-900-6833 or 1-253-215-8782

Meeting ID: 834 2075 7494

The Zoom Webinar link and telephone number will be active approximately 15 minutes prior to the meeting start time.

If you are unable to access the meeting using this call-in information, please contact the Assistant Board Secretary at (619) 409-6704 for assistance.

INSTRUCTIONS FOR PUBLIC COMMENT

Members of the public may address the Board regarding items not appearing on the posted agenda, which are within the subject matter jurisdiction of the Governing Board, and on agenda items. Speakers are asked to state name, address, and topic, and to observe a time limit of three (3) minutes each. Public comment on a single topic is limited to twenty (20) minutes. (Note: Written comments will no longer be read aloud during the meeting.)

Making Public Comment for Those Attending In-Person:

Anyone desiring to address the Governing Board regarding non-agenda items or an item listed on the

agenda is asked to fill out a speaker's slip and present it to the Board Chair or the Secretary. Request to Speak forms are available at the Speaker's podium and at www.sweetwater.org/speakerform.

Making Public Comment for Those Not Attending In-Person:

The Chair will inquire if there are any comments from the public regarding non-agenda items and any items listed on the agenda prior to Board discussion. Members of the public may request to speak and make comments as follows:

- Via Zoom Webinar, click on "Raise Hand" button. This will notify the moderator that you wish to speak during Oral Communication or during a specific item on the agenda.
- Via phone, you can raise your hand by pressing *9 to notify the moderator that you wish to speak during the current item.

Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the Board Secretary at (619) 4096703 at least forty-eight (48) hours before the meeting, if possible.

UNDERSTANDING THE MEETING AGENDA

Opportunity for Public Comment Opportunity for members of the public to address the Board on items not appearing on the posted agenda, which are within the subject matter jurisdiction of the Governing Board (Government Code Section 54954.6)

Action Calendar Agenda Items on the Action Agenda call for discussion and action by the Board. All items are placed on the Agenda so that the Board may discuss and take action on the item if the Board is so inclined, including items listed for information.

Consent Calendar Items Items to be acted upon without discussion, unless a request is made by a member of the Board, the Staff, or the Public to discuss a particular item, including items listed for information. All consent calendar items are approved by a single motion.

Reports and Informational Items Items placed on the Agenda to allow the persons designated to provide information to the Board and the Public. There is no action called for in these items. The Board may engage in discussion on any report upon which specific subject matter is identified on the Agenda, but may not take any action other than to place the matter on a future Agenda.

Directors' Comments Directors' comments are comments by Directors concerning Authority business that may be of interest to the Board. Directors' comments are placed on the Agenda to enable individual Board members to convey information to the Board and the Public. There is no discussion or action taken on comments made by Board members.

Closed Session At any time during the regular session, the Governing Board may adjourn to closed session to consider litigation, personnel matters, or to discuss with legal counsel matters within the attorney-client privilege. (Government Code Section 54954.5.)

Pages

1. Call Meeting to Order and Roll Call
2. Pledge of Allegiance to the Flag
3. Opportunity for Public Comment

4. Chair's Presentation 6

ACTION CALENDAR AGENDA

5. Items to be Added, Withdrawn, or Reordered on the Agenda 9

6. Approval of Minutes - Regular Board Meeting of January 22, 2025 9

7. Consent Calendar Items 17

7.1 Consideration to Authorize the General Manager to Execute a Contract with WSP USA, Inc. to Complete an Update to the Seismic Evaluation of Sweetwater Dam Outlet Tower and Conduit Study 17
(Engineering and Operations Committee Meeting of 2/3/25)

Recommendation: Authorize the General Manager to execute a contract with WSP USA, Inc. for an update to the seismic evaluation of Sweetwater Dam Outlet Tower and Conduit for a not-to-exceed amount of \$286,378.

7.2 Consideration to Award a Contract for the Central Wheeler Tank Construction and System Improvements Project and Authorize Construction Related Services 221
(Engineering and Operations Committee Meeting of 2/3/25)

Recommendation: Authorize the General Manager to do the following: a) Award and execute a contract for the Central Wheeler Tank Construction and System Improvements Project with Canyon Springs Enterprises of Temecula, CA, for an amount of \$3,866,615; b) Allocate a five percent contingency fund in the amount of \$193,331 for the Canyon Springs Enterprises construction contract; c) Execute amendment no. 1 to the on-call construction management and inspection services contract with TKE Engineering, Inc. for an additional \$340,000, for an overall not-to-exceed amount of \$540,000; d) Approve a task order for TKE for construction management services for a not-to-exceed amount of \$375,360; e) Execute amendment no. 2 to the on-call civil engineering services contract with Ardurra for an additional \$50,000, for an overall not-to-exceed amount of \$450,000; f) Approve a task order for Ardurra for construction support services for a not-to-exceed amount of \$99,898; g) Approve a task order to Enterprise Automation for SCADA programming and configuration, for a not-to-exceed amount of \$50,000; h) Approve a task order to Rockwell Construction Services, LLC for SCADA construction management, for a not-to exceed amount of \$44,000; i) Execute amendment no. 1 to the on-call environmental consulting services contract with Dudek for an additional \$150,000, for an overall not-to-exceed amount of \$300,000; and j) Approve a task order to Dudek for Mitigation Monitoring and Reporting Program compliance for a not-to-exceed amount of \$183,183.

7.3 Consideration to Authorize the General Manager to Relinquish Water Facilities to the San Diego Unified Port District 275
(Engineering and Operations Committee Meeting of 2/3/25)

Recommendation: Authorize the General Manager to relinquish to the

San Diego Unified Port District: 75 linear feet of 16-inch and 700 linear feet of 8-inch asbestos cement water mains, including one fire hydrant, located on Lagoon Drive in the City of Chula Vista.

Action and Discussion Items

- 8. New Business**
- 8.1 Consideration to Approve Sponsorship for the Voice of San Diego's Off the Record: 20th Anniversary Celebration 298
- 9. Approval of Directors' Attendance at Meetings and Future Agenda Items**
- 9.1 Per diem approval for Directors who wish to attend the CMUA Annual Conference, Anaheim – April 6-8, 2025 302
- 10. Delayed Revenue Balance Dashboard 303**
- 11. Committee Minutes 304**
- 12. Report of Legal Counsel**
- 13. Report of Management**
- 14. Reports by Directors on Events Attended**
- 14.1 ACWA Foundation Retreat, Sacramento - January 27, 2025
- 14.2 San Diego Chapter CSDA Board Meeting - January 27, 2025
- 14.3 South County Economic Development Council Elected Officials Reception - January 28, 2025
- 14.4 South County Economic Development Council Meeting - February 4, 2025
- 14.5 CalDesal Annual Conference, Temecula - February 5-6, 2025
- 14.6 Other Events Attended
- 15. Directors' Comments**
- 16. Closed Session**
- 16.1 Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9 (d)(1):
In re: Aqueous Film-Forming Foams Products Liability Litigation, Settlement Agreement Between Public Water Agencies and 3M; U.S. Dist. Ct., D. S. Carolina, Case No. 2:18-mn-2873-RMG
- 16.2 Conference with Legal Counsel - Initiation of Litigation pursuant to Government Code Section 54956.9 (d)(4): One potential case
- 16.3 Conference with Legal Counsel - Anticipated Litigation – Significant Exposure to Litigation pursuant to Government Code Section 54956.9 (d)(2): One potential case
- 16.4 Public Employee Performance Evaluation pursuant to Government Code Section 54957:
Title: General Manager
- 16.5 Conference with Labor Negotiator pursuant to Government Code

Section 54957.6:

Agency Negotiators: Chair Manny Delgado and General Counsel Paula de Sousa

Unrepresented Employee: General Manager

16.6 Public Employee Performance Evaluation pursuant to Government Code Section 54957:

Title: Legal Counsel

16.7 Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9 (d)(1):

United States, et al. ex rel John Hendrix v. J-M Manufacturing Company Inc., and Formosa Plastics Corporation, U.S.A., Case No. ED CV06-00055-GW

17. Adjournment

This agenda was posted at least seventy-two (72) hours before the meeting in a location freely accessible to the Public on the exterior bulletin board at the main entrance to the Authority's office and it is also posted on the Authority's website at www.sweetwater.org. No action may be taken on any item not appearing on the posted agenda, except as provided by California Government Code Section 54954.2. Any writings or documents provided to a majority of the members of the Sweetwater Authority Governing Board regarding any item on this agenda will be made available for public inspection at the Authority Administration Office, located at 505 Garrett Avenue, Chula Vista, CA 91910, during normal business hours. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the Board Secretary at (619) 409-6703 at least forty-eight (48) hours before the meeting, if possible.

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