



**Regular Meeting of the Metro Commission
and Metro Wastewater JPA**

AGENDA

**Thursday, September 7, 2017
12:00 p.m.**

**9192 Topaz Way (PUD MOC II) Auditorium
San Diego, California**

"The Metro JPA's mission is to create an equitable partnership with the San Diego City Council and Mayor on regional wastewater issues. Through stakeholder collaboration, open dialogue, and data analysis, the partnership seeks to ensure fair rates for participating agencies, concern for the environment, and regionally balanced decisions."

Note: Any member of the Public may address the Metro Commission/Metro Wastewater JPA on any Agenda Item. Please complete a Speaker Slip and submit it to the Administrative Assistant or Chairperson prior to the start of the meeting if possible, or in advance of the specific item being called. Comments are limited to three (3) minutes per individual.

Documentation
Included

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. PUBLIC COMMENT
Persons speaking during Public Comment may address the Metro Commission/ Metro Wastewater JPA on any subject matter within the jurisdiction of the Metro Commission and/or Metro Wastewater JPA that is not listed as an agenda item. Comments are limited to three (3) minutes. Please complete a Speaker Slip and submit it prior to the start of the meeting.
- X 4. **ACTION** – CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF [April 6, 2017](#) and [June 1, 2017](#) (**Attachment**)
5. **INFORMATION:** UPDATE FROM CITY OF SAN DIEGO ON SECONDARY EQUIVALENCY LEGISLATION

6. **ACTION:** CONSIDERATION AND POSSIBLE ACTION ON ESTABLISHING A METRO JPA PURE WATER AD HOC COMMITTEE, THE PURPOSE OF WHICH IS:
 - * EXPLORING THE FEASIBILITY OF A METRO JPA DRIEN LOBBYING EFFORT FOR A LEGISLATIVE FIX FOR SECONDARY
 - * MONITORING THE INITIAL PHASE OF PURE WATER AS IT MOVES AHEAD
- X 7 **ACTION:** CONSIDERATION AND POSSIBLE ACTION ON ADOPTION OF RESOLUTION AMENDING METRO JPA BYLAWS TO INCLUDE A PROCESS FOR THE NOMINATION OF THE CHAIR AND VICE CHAIR (**Attachment**) (Paula de Sousa Mills)
- X 8. METRO TAC UPDATE/REPORT (**Attachment**) (Greg Humora)
- X 9. POINT LOMA PERMIT RENEWAL UPDATE (**Attachment**) (Greg Humora)
10. PURE WATER PROGRAM UPDATE (Standing Item) (Halla Razak}
11. IROC UPDATE (Ed Spriggs)
12. FINANCE COMMITTEE (John Mullin)
13. REPORT OF GENERAL COUNSEL (Paula de Sousa Mills)
14. PROPOSED AGENDA ITEMS FOR THE NEXT METRO COMMISSION/METRO WASTEWATER JPA MEETING **October 5, 2017**
15. METRO COMMISSIONERS' AND JPA BOARD MEMBERS' COMMENTS
16. ADJOURNMENT OF METRO COMMISSION AND METRO WASTEWATER JPA MEETING

The Metro Commission and/or Metro Wastewater JPA may take action on any item listed in this Agenda whether or not it is listed "For Action."

Materials provided to the Metro Commission and/or Metro Wastewater JPA related to any open-session item on this agenda are available for public review by contacting L. Peoples at (619) 548-2934 during normal business hours.

***In compliance with the
AMERICANS WITH DISABILITIES ACT***

The Metro Commission/Metro Wastewater JPA requests individuals who require alternative agenda format or special accommodations to access, attend, and/or participate in the Metro Commission/Metro Wastewater JPA meetings, contact E. Patino at (858) 292.6321, at least forty-eight hours in advance of the meetings.

Metro JPA 2017 Meeting Schedule

January 5, 2017	February 2, 2017	March 2, 2017
April 6, 2017	May 4, 2017	June 1, 2017
July 6, 2017	August 3, 2017	September 7, 2017
October 5, 2017	November 2, 2017	December 7, 2017

September 7, 2017

Metro Commission/Metro
Wastewater JPA Regular
Meeting Agenda

Attachment 4
Action Minutes
of April 6, 2017
and
June 1, 2017



**Regular Meeting of the Metro Commission
and Metro Wastewater JPA**

**9192 Topaz Way (MOC II) Auditorium
San Diego, California**

**April 6, 2017
DRAFT Minutes**

Chairman Jones called the meeting to order at 12:02 p.m. A quorum of the Metro Wastewater JPA and Metro Commission was declared, and the following representatives were present:

1. ROLL CALL

<u>Agencies</u>	<u>Representatives</u>		<u>Alternate</u>
City of Chula Vista	Steve Padilla	X	
City of Coronado	Richard Bailey		(No representative)
City of Del Mar	Sherryl Parks	X	Eric Minicilli
City of El Cajon	Ben Kalasho	X	
City of Imperial Beach	Ed Spriggs	X	
City of La Mesa	Bill Baber	X	
Lemon Grove San District	Jerry Jones	X	
City of National City	Jerry Cano	X	Albert Mendivil
City of Poway	John Mullin	X	
County of San Diego	Dianne Jacob		(No representative)
Otay Water District	Mark Robak		(No representative)
Padre Dam MWD	Jim Peasley	X	
Metro TAC Chair	Greg Humora	X	

Others present: Metro JPA General Counsel Paula de Sousa Mills, Assistant General Counsel Steve Martin and Andre Monette of BBK Law; Metro JPA Secretary Lori Anne Peoples; Scott Tulloch – NV5; Rick Hopkins– City of Chula Vista; Bill Sandke and Ed Walton – City of Coronado; Eric Minicilli – City of Del Mar; Yazmin Arellano and Dennis Davies – City of El Cajon; Kuna Muthusamy - National City; Allen Carlisle, Al Lau and Augie Scalzetti - Padre Dam MWD; Mike Obermiller – City of Poway; Halla Razak, John Helminski, Seth Gates, Edgar Patino, Raina Amen, Lee Ann Jones-Santos - City of San Diego Public Utilities; Tom Zeleny – Chief Deputy City Attorney - City of San Diego

2. PLEDGE OF ALLEGIANCE TO THE FLAG

Vice Chair Peasley led the pledge.

Chair Jones announced changes to the agenda being that the City of San Diego has requested Item 8 be pulled and be brought back to the next meeting and that the Metro Commission/Metro Wastewater JPA will hear Item 10 after Item 19 Closed Session.

3. PUBLIC COMMENT

None.

4. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF March 2, 2017**

Chair Jones noted corrections to the minutes on page 4, paragraph 5 and sentence 15 should read Secondary without Equivalency, and line 20 should read Mr. Marco Gonzalez. Also on page 5, paragraph 7, 2nd sentence, Secondary should have Equivalency after it.

ACTION: Upon motion by Chair Jones, seconded by Commissioner Mullin, the minutes were approved as corrected by unanimous vote.

5. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPOINT MEMBERS TO THE FINANCE COMMITTEE, DISCUSSION ON FINANCE COMMITTEE ROLE AND MEETING LOCATION AND SCHEDULE**

Chair Jones introduced the item noting that there has been a problem in getting a quorum. The committee has operated with an alternate in the past to achieve a quorum, but that presents a potential Brown Act issue per General Counsel. Secondly, there have been some concerns expressed with the time and location of the meeting. He also wanted to confirm that the appointees to the committee can meet their obligation and be present and to offer a different time and place for the meetings such as meeting in Lemon Grove at a noon time. He also suggested consideration of possibly reducing the committee to 4 members from the current 5 plus an alternate, the meetings are getting to a point of being crucial and attendance is necessary of the appointees.

General Counsel de Sousa Mills spoke to the potential Brown Act issue stating there was potential for serial meetings due to absences which could create a full meeting of the board that was not agenized in accordance with law, so she hoped the alternate was not needed and that everyone on the committee would place the meetings on their calendar knowing they might be cancelled, but planning on attending if they are held.

Commissioner Baber stated he would prefer a noon meeting and did not have a problem with meeting at that time in Kearny Mesa or Lemon Grove. Vice Chair Peasley stated he would support a noon meeting as well. Commissioner Parks inquired as to whether teleconferencing was available. General Counsel de Sousa Mills stated teleconferencing was available as long as the need was known in advance of the meeting at the time the agenda was posted where the person would be teleconferencing from, all actions of the committee at that point would need to be taken with a voice vote, and it needs to be a place that is publically accessible. The problem is we usually don't know until the last minute where they are going to be and where they are going to teleconference from. Commissioner Mullin stated he did not find the time or place to be an issue as he reserves that time for the meeting. In terms of the Brown Act issue, he defers to staff on that.

Chair Jones stated he wanted to bring this topic before the full commission in case any of the members were unable to serve but he would defer the discussion for setting of the meeting time and location to the committee at their next meeting which would be held at the current location on Wednesday, April 26th at 8:30 am at the current location 9192 Topaz Way, San Diego. Chair Jones stated he would prefer and received verbal concurrence from the other committee members, that the meeting to be at 9:00.

6. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO CREATE AN AD HOC COMMITTEE ON AMENDMENTS TO THE METRO JPA BYLAWS TO ESTABLISH A NOMINATION COMMITTEE**

Chair Jones introduced the item. General Counsel de Sousa Mills stated that at the last meeting there was a desire to have put in the Bylaws, a formal nomination process for

the Chair and Vice Chair of the JPA. There has not formally been one, but the last time around an Ad Hoc Committee was created, and if this is something the JPA would like to do and have as part of its process and have on a bi-annual basis, this is something that should be formalized and added to the Bylaws.

ACTION: Motion by Vice Chair Peasley, seconded by Chair Jones, General Counsel to draft amendments to the Metro JPA Bylaws to establish a nomination committee for the Chair and Vice Chair positions and bring them back to be reviewed by the full JPA at a future meeting. Motion carried unanimously.

7. ACTION: CONSIDERATION AND POSSIBLE ACTION TO PUMP STATION 2 POWER RELIABILITY & SURGE PROTECTION PROJECT

City of San Diego staff provided a brief overview of their PowerPoint presentation.

Chair Jones inquired as to whether the pumps could be repurposed in the future to which the City responded yes.

ACTION: Motion by Vice Chair Peasley, seconded by Commissioner Baber, to approve the project. Motion carried by unanimous vote.

The City of San Diego pulled the Item 8 from the agenda.

8. ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE AGREEMENT WITH CH2M HILL ENGINEERS, INC. FOR DESIGN ENGINEERING SERVICES FOR THE NORTH CITY METROPOLITAN BIOSOLIDS CENTER (MBC) IMPROVEMENTS

9. ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE METRO COMMISSION/METRO WASTEWATER JPA MID YEAR BUDGET REVIEW

MetroTAC Chair Humora stated this item had been presented to the MetroTAC and was approved. This year the bills were cut in half due to financial reserves.

ACTION: Motion by Commissioner Padilla, seconded by Commissioner Mendivil, for approval. Motion carried by unanimous vote.

Item 10 was heard after Item 19

10. ACTION: CONSIDERATION AND POSSIBLE ACTION ON CHANGE IN METRO JPA/METRO COMMISSION SUPPORT POSITION REGARDING POINT LOMA WASTEWATER TREATMENT PLANT NPDES MODIFIED PERMIT RENEWAL IN LIGHT OF RECENT REVISIONS TO THE DRAFT TENTATIVE ORDER ON THE MODIFIED PERMIT (REVISION POSTED TO RWQCB WEBSITE ON MARCH 29, 2017 AT 4:29 P.M.)

General Counsel de Sousa Mills stated that this item was continued from the last meeting to allow the JPA members to discuss and review the item with their staff as to whether or not the Metro Commission/Metro Wastewater JPA wanted to change its previous position on the Point Loma Waiver.

Chair Jones stated that the last position taken was to support the waiver at the 15 mgd original provisions which have now changed to 30 mgd. The language has changed several times. His own concerns on where they were going with the 30 mgd were that any provisions of the Pure Water Permit be tied to Secondary Equivalency as since it has not been secured, there are construction costs that would be enforceable provisions under the new permit. The original permit meant pretty minimal investment not only from City of San Diego wastewater rate payers, but also the PAs rate payers in terms of making that 15 mgd goal happen. It recognized infrastructure already existing, investments already made by wastewater rate payers and only included planning in the

enforceable provisions on the water side. 30 mgd changed all of this and added \$400 million dollars in cost and moved the timeline up, condensed the process that would span 2 permits into 1 without the guarantees of Secondary Equivalency. The question then became whether this was a water project or a joint water/wastewater project. If the 30 mgd and the \$400 million dollars in construction become enforceable provisions, then we are really being tied to a water project without any benefit to wastewater ratepayers unless we are guaranteed Secondary Equivalency, which we don't have. So the issue is at some point, we lost our off ramp which in the cooperative agreement with the environmentalists we had until 2019, if we didn't have it by 2019 then that agreement became null and void and we could make other decisions at that point. The 30 mgd eliminated those off ramps. So when we went to the RWQCB the first time, we supported the 15 mgd to recognize investments we already made and to preserve those off ramps. With that said, what we have before us now is that the 30 mgd is going to happen. We want to be more a part of that process and with the latest language as of yesterday afternoon; it appears we would retain that off ramp in case we didn't get Secondary Equivalency. He then inquired of San Diego, based on the language he saw which read "the Cities compliance with the effluent limitations and discharge specifications contained in the tentative order does not depend upon the City meeting the milestones set forth in this implementation schedule", how enforceable is this and I presume that the City like me sees this as the off ramp previously spoken about.

Ms. Razak stated that from the last meeting where they learned about the meeting JPA members held with the RWQCB, they took that under advisement and held discussions with the Counsel of the Regional Board. The Counsel at the time insured the City that the original language was in fact protective of the off ramp and they saw it exactly as Tom Zeleny saw it but they continued discussion and decided it makes more sense to make it as clear as possible that the off ramp does exist so they could protect our collective rate payers. The language that is currently out is exactly the conversation they had, so San Diego is quite pleased with the language.

Chair Jones stated he too was pleased with the language and opened the topic up for discussion.

Vice Chair Peasley thanked the City of San Diego for reaching out to the RWQCB following the last JPA meeting and working out the language as of yesterday and thanked the RWQCB staff as well for accommodating the request that the City made. It went a long way to alleviating his concerns as well. He put on record that he supported the 15 mgd at the original schedule and his Board did as well and this preserves the off ramp and he knows that Ms. Razak had assured him and others as well that the City would pursue the opportunity to have Secondary Equivalency in place and he trusted this was true and at this point in time suggested the JPA consider staying on the original support for 15 mgd and not change anything at this particular point and time. He feels that way for a lot of reasons and most of them have to do with dollars.

Chair Jones stated that what they have before them is do they want to stand on their original support of the original permit application at 15 mgd or acknowledge the changes that have been made and go from there.

Commissioner Spriggs inquired of Ms. Razak as to the pursuit of Secondary Equivalency and the probabilities of achieving it by way of regulation or preferably legislation stating this is still a question that haunts him. One, why is San Diego so confident that they can go all out for 30 mgd including all the costs associated when the problem of Secondary Equivalency has still not been resolved and may come back to haunt us? Second, in light of administration and possibly changes in approach to environmental issues, is there a strategy in play now to pursue with the EPA and others, another shot at Secondary Equivalency?

Ms. Razak stated she would answer the second question first, yes they are vigorously pursuing this, they are waiting for the new administration to get an office and get situated with the EPA and they are in fact moving forward to starting to have conversations with

the EPA on the administrative options and also pursue the legislative options as well. It was never really envisioned that they were able to secure Secondary Equivalency in the first year of moving forward, it was always envisioned that it would take more than one year and they are on track moving in that direction. It is very difficult right now to predict exactly what is going to happen. It is not only in water or clean water aspects but all kinds of issues that have to deal with Federal laws are right now, there is some uncertainty. They are working through it and have a very capable lobbyist assisting them in this regard. In response to the agreement that they have with the Environmentalists, when they all sat down together the JPA and Environmental Partners, they took a very systematic approach moving forward. The 15 mgd at the time was their guess as to what made sense. As everyone knows, when they went back and looked at the actual details and the cost savings and so on, it became evident that doing 30 all at once will in fact save about a quarter of a billion dollars to all of our rate payers. It changes the timing, she understands that, but this is why the City is proceeding down this course. As you know the San Diego Council and Mayor are quite supportive of this direction as well.

Commissioner Spriggs stated he still finds it a little unclear; there is \$250 million, a small fraction of what it would cost to upgrade Point Loma to Secondary and with that risk outstanding, he was trying to get at Ms. Razaks' thought process there. Sure the City Council from a political standpoint, yes, particularly when facing long term drought, it is imperative that we move forward with Pure Water and Potable Reuse, but again from the standpoint of really protecting our rate payers, especially for elected officials involved in this process when you look at possible adverse consequences when you look at a change in policy regarding the next permit, it just strikes him that the balance of financial considerations here, the cost savings of \$250 million versus the potential risk still of 2 to 3 billion without having some crystal ball, about being able to get waivers indefinitely or being able to get Secondary Equivalency as a matter of law or regulation. There's got to be some thought process there involved in that calculation. This is what he is asking for but it does not seem that the financial considerations have been factored in to the process.

Ms. Razak stated that they have been looking very carefully at the risk profile of proceeding with this program and reminded those present that they have had multiple discussions with the EPA and received a very strong letter from the EPA Administrator during the previous administration where they were into protecting the environment kind of position that spoke very highly of the Pure Water Program and were very impressed with the quality of the testing being done and all the numbers. They would tell you right now that she is yet to find anyone at the EPA back then or probably now as well that would say looking at all the data of the testing and what was done and especially with the Pure Water and offloading quite a bit of the flows from Point Loma, that there will ever be any challenge with continuing to issue the waivers. However, they are not going to be sitting back and saying all is well, they are vigorously pursuing the Secondary Equivalency. So when speaking of the risk, the risk really is not a large risk and they have received quite a few assurances that they will get there. Additionally, they are continuing to look at technical ways to help as well, there are many efforts started recently and they will continue. The City of San Diego and the PUD are committed to do a project that serves both the wastewater and the water rate payers but since we are talking here about the wastewater, it will be the right investment for the wastewater customer. As you know, if we did not need to move in the direction of doing Pure Water, they would not have on the wastewater side with all the discussions of the previous waiver and the statements that were made and so on and so forth.

Commissioner Spriggs stated that this gets right at the heart of the JPA's issue because 3 or 4 years ago when they were talking about this, this Commission was very positive about the prospect, but the real driving consideration was minimizing the risk of having to go to Secondary.

Chair Jones responded to Commissioner Spriggs concerns and noted that the creation of the Pure Water Facilities Working Committee should assist with them and language is now in the permit that preserves the off ramp.

Commissioner Mullin asked a yes or no question of Ms. Razak, being looking at the changes since the last meeting, would the City of San Diego defend if an EIR Commissioner reads it has to be 30 mgd and not 15 mgd as it still seems to be an ambiguity and if challenged or sued to require implementation of 30 mgd, to which Ms. Razak responded yes, they would defend. Commissioner Mullin stated he feels the off ramp is critical and would support at 15 mgd.

Commissioner Padilla stated he agreed with the Chair and was glad to see the JPA and City of San Diego moving in the direction of the partnership envisioned. He then inquired as to whether it was the position of the City of San Diego, that the current language preserved the off ramp. Ms. Razak stated yes.

Vice Chair Peasley stated the Environmental Coalition has an agreement with the City of San Diego at 15 mgd and inquired as to what the Environmental Coalitions position was. Ms. Razak stated she did not know.

Ms. Razak stated the agreement has off ramps, the TO has off ramps, the only change is the tentative schedule reflects the Pure Water schedule.

Vice Chair Peasley suggested reaching out to the Environmental Coalition prior to the RWQCB meeting.

Commissioner Baber stated the language seemed to indicate the City committed to the Pure Water Program but the actual schedule is not enforceable.

Ms. Razak stated each has requirements, the schedule in the TO is the current schedule with room for delays etc. The City was told there is a definite off ramp for moving forward, which they need too as the Council and Mayor may decide not to continue with parts of the Pure Water Program.

Chief Deputy City Attorney Zeleny stated if someone were to bring a lawsuit the City of San Diego would defend it.

Commissioner Spriggs raised concerns with some of the language not being as clear as it should be, the meaning being subjective.

Chief Deputy City Attorney Zeleny stated he and the City were satisfied with the language and if it was ambiguous, the court would look at all the documents and see all of the revisions made throughout.

Ms. Razak stated they were moving forward conditioned on the Mayor and Council approval with the additional off ramps.

Commissioner Baber inquired as to whether the JPA position put in the record is what is needed.

General Counsel de Sousa Mills stated that the JPA issues would be different. The JPA could take no action, reaffirm the prior action or submit comments to further supplement.

Chair Jones stated if the JPA went to the RWQCB and say they wanted 15 mgd is not practical, so he thinks it is important to preserve the permit items and it is important to state the JP supports the off ramps Pure Water special provisions not be de coupled from Secondary Equivalency, and show support of the City of San Diego addressing concerns.

Commissioner Baber requested we put the position in the record with additional language.

General Counsel de Sousa Mills deferred to Assistant General Counsels Steve Martin and Andre Monette to work with the Metro leadership to craft language appropriately phrased and characterized.

Commissioner Padilla stated that the JPA has created a pretty substantial record and discussion should be around conditional support and showing good faith, not threatening the Environmental Coalition.

General Counsel de Sousa Mills stated perhaps a position of support with understanding of XYZ.

Commissioner Mullin reiterated the JPA supported in the first place based on the cooperative agreement.

Vice Chair Peasley stated he agreed and thought a stronger position was needed if staying status quo. He suggested the JPA support the Pure Water Project with 3 conditions, the off ramp, better to stay where we are, and don't muddy the waters changing now.

Commissioner Padilla stated he felt we should focus on the discretionary review at the RWQCB and how it effects our agreement with the City of San Diego.

Chair Jones stated that while we prefer the original plan at 15 mgd, it is unrealistic, and we are willing to work and support the City of San Diego on their 30 mgd provided the off ramps are maintained in the permit and the construction schedules are not enforceable.

Chief Deputy City Attorney Zeleny stated that Page 16 speaks to concerns regarding having to pay for Secondary.

Commissioner Spriggs stated that Page F48 provides the definition of Secondary Equivalency.

Andre Monette of BBK stated that the terms of the permit allow for off ramps.

Chair Jones suggested putting under special requirements the acknowledgement of 30mgd; City of San Diego addressed our concerns and we need to acknowledge that.

Commissioner Mullin stated it appears the consensus agrees with Commissioner Padilla to support staying with decisions and off ramp with the Chair and General Counsel to craft a presentation.

Commissioner Padilla requested inclusion of the requirement that language be included.

ACTION: Motion by Commissioner Padilla, seconded by Commissioner Baber, to reiterate the preference of 15 mgd, recognize the City of San Diego is going forward with 30 mgd, preserve the off ramps and keep the Pure Water Project tied to Secondary, 30 mgd not an enforceable provision of the permit.

At 2:45 p.m. General Counsel de Sousa Mills announced and the Commission convened Closed Session.

At 2:55 p.m. the Commission reconvened and General Counsel de Sousa Mills stated that no reportable action was taken on this item.

11. METROTAC UPDATE/REPORT

MetroTAC Chair Humora stated that the TAC had approved the formation of a Pure Water Facilities Working Group which met on March 24th with John Helminski and City of San Diego staff for 3-4 productive hours assessing the Pure Water Facilities.

12. POINT LOMA PERMIT RENEWAL UPDATE

MetroTAC Chairman Humora stated that the Dashboard was attached and the main item was the permit which was scheduled for adoption at the RWB next Wednesday.

13. PURE WATER PROGRAM UPDATE

Ms. Razak stated they were working hard moving forward with design packages and working closely with the MetroTAC and JPA.

14. IROC UPDATE

Commissioner Spriggs stated they had met on March 20th and heard a presentation on water/sewer main breakage and spillage. The City of San Diego is doing a good job responding. They also discussed action regarding a proposed independent consultant to assist with technical and budgetary matters; approved the IROC Work Plan and he was appointed to the Infrastructure and Operations Subcommittee.

15. FINANCE COMMITTEE

Finance Committee Chair Mullin stated that they had not met.

16. REPORT OF GENERAL COUNSEL

General Counsel de Sousa Mills stated that SB 496 was recently was gutted and amended to now address design professional liability. As amended it will, if passed, greatly limit design professional liability for the duty to defend. She wanted to make sure the PAs Legal Counsels are aware of it.

17. PROPOSED AGENDA ITEMS FOR THE NEXT REGULAR METRO COMMISSION/METRO WASTEWATER JPA MEETING OF APRIL 6, 2017

None.

18. METRO COMMISSIONERS' AND JPA BOARD MEMBERS' COMMENTS

None.

**19. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION INITIATION OF LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) SECTION 54956.9
NUMBER OF POTENTIAL CASES: 1**

At 12:38 p.m. General Counsel de Sousa Mills announced and the Commission convened Closed Session.

At 1:40 p.m. the Commission reconvened and General Counsel de Sousa Mills stated that no reportable action was taken on this item.

Item 10 was heard at this time

20. ADJOURNMENT

At 2:56 p.m., there being no further business, Commissioner Jones declared the meeting adjourned.

Recording Secretary



**Regular Meeting of the Metro Commission
and Metro Wastewater JPA**

**9192 Topaz Way (MOC II) Auditorium
San Diego, California**

**June 1, 2017
DRAFT Minutes**

Chairman Jones called the meeting to order at 12:05 p.m. A quorum of the Metro Wastewater JPA and Metro Commission was declared, and the following representatives were present:

1. ROLL CALL

<u>Agencies</u>	<u>Representatives</u>		<u>Alternate</u>
City of Chula Vista	Steve Padilla	X	(No representative)
City of Coronado	Richard Bailey		Whitney Benzian
City of Del Mar	Sherryl Parks	X	
City of El Cajon	Ben Kalasho	X	
City of Imperial Beach	Ed Spriggs		(No representative)
City of La Mesa	Bill Baber		
Lemon Grove San District	Jerry Jones	X	
City of National City	Jerry Cano		Albert Mendivil
City of Poway	John Mullin	X	
County of San Diego	Dianne Jacob		(No representative)
Otay Water District	Mark Robak	X	
Padre Dam MWD	Jim Peasley	X	
Metro TAC Chair	Greg Humora	X	

Others present: Metro JPA General Counsel Paula de Sousa Mills, BBK Law; Metro JPA Secretary Lori Anne Peoples; Roberto Yano – City of Chula Vista; Ed Walton – City of Coronado; Eric Minicilli – City of Del Mar; Yazmin Arellano – City of El Cajon; Mike James and Dexter Wilson – City of Lemon Grove; Kuna Muthusamy – City of National City; Robert Kennedy – Otay Water District; Karen Jassoy, Al Lau and Augie Scalzetti - Padre Dam MWD; Mike Obermiller – City of Poway; County of San Diego – Dan Brogadir; Edgar Patino, Seth Gates - City of San Diego Public Utilities; Tom Zeleny – Chief Deputy City Attorney – City of San Diego; Karyn Keese – The Keze Group, L. L. C.; Carmen Kasner and Scott Tulloch – NV5; Kevin Starkey - MGO

2. PLEDGE OF ALLEGIANCE TO THE FLAG

Commissioner Mullin led the pledge.

3. PUBLIC COMMENT

None

**4. ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES
OF THE REGULAR MEETING OF May 4, 2017**

Motion by Vice Chair Peasley, seconded by Commissioner Baber, the minutes of the May 4, 2017 meeting approved. Motion carried unanimously

5. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FYE 2015 CITY OF SAN DIEGO PUBLIC UTILITIES DEPARTMENT SCHEDULE OF ALLOCATION FOR BILLING TO METROPOLITAN WASTEWATER UTILITY AND INDEPENDENT AUDITORS REPORT (EXHIBIT E AUDIT)**

Karyn Keese provided a brief overview of the staff report. With the assistance of PUD audit staff, the FYE 2015 Pure Water Program costs have been identified and she has reviewed the detail of each task order. In addition, PUD financial staff (Lee Ann Jones-Santos) has provided written assurance that once the Pure Water Program cost allocation is complete that any required adjustments between water and wastewater costs will be made starting with the inception of the Program in FYE 2014 through the date of the audit adjustments. With the completion of these two tasks the FYE 2015 audit fieldwork is complete.

Mike Starkey of MGO reviewed the audit detail and discussed the schedule of findings regarding the SRF Loan payment transaction. Seth Gates of City of San Diego PUD reviewed the City's response to this finding and discussed the corrective actions which had already been undertaken.

MetroTAC Chair Humora noted that Metro TAC had reviewed the FYE 2015 audit at their May meeting and unanimously accepted the audit.

Metro JPA Finance Chair Mullin stated that the Finance Committee had spent a considerable amount of time reviewing this and unanimously recommended the JPA accept the FYE 2015 audit.

Seth Gates stated that refund checks will be sent out by the end of FYE 2017 as well as billings to the PAs.

ACTION: Motion by Vice Chair Peasley, seconded by Commissioner Baber, for approval. Motion carried unanimously.

6. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FY 2018 PROPOSED CITY OF SAN DIEGO METRO WASTEWATER UTILITY BUDGET**

Seth Gates, City of San Diego PUD provided an overview of the report which included a brief PowerPoint presentation and financial budget document that reflected the department budget format including expenditures, revenues, positions etc.

Metro JPA Finance Chair Mullin stated that the Finance Committee had reviewed this item and recommended approval.

ACTION: Motion by Commissioner Mullin, seconded by Vice Chair Peasley to approve the item, the motion carried unanimously.

7. **FINANCE COMMITTEE:**

a. Minutes from the April 26, 2017 Finance Committee Meeting (Information only)

b. **ACTION: FY 2018 METRO WASTEWATER JPA BUDGET AND VARIOUS SERVICES AGREEMENTS**

The following items were discussed by the JPA together and action was taken on all items as part of one motion:

i. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FY 2018 METRO WASTEWATER JPA BUDGET**

Karyn Keese provided a brief overview of the establishment of the Metro JPA Finance Committee and their role. Karen Jassoy, Metro JPA Treasurer, provided a quick overview of the line items.

ii. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FOURTH AMENDMENT TO THE AGREEMENT WITH PADRE DAM MUNICIPAL WATER DISTRICT FOR TREASURER SERVICES FOR FY 2018**

Finance Committee Chair Mullin stated that this item covers the JPA's Treasurer Services with Karen Jassoy through Padre Dam.

iii. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FY 2018 CONTRACT WITH THE KEZE GROUP LLC FOR FINANCIAL SERVICES**

Finance Committee Chair Mullin stated that Karyn was the one who worked with San Diego staff on all of the auditing of expenditures to make sure the JPA members are only charged what is necessary.

iv. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FY 2018 CONTRACT WITH NV5 FOR ENGINEERING SERVICES**

Finance Committee Chair Mullin stated that this contract covered the assistance of Scott Tulloch.

v. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO:**

- i. APPROVE FY 2018 SCOPE FO WORK FOR CITY OF LEMON GROVE CONSULTANT WILSON ENGINEERING FOR ENGINEERING SUPPORT SERVICES
- II. DIRECT LEGAL COUNSEL TO PREPARE FY 18 REIMBURSEMENT AGREEMENT WITH CITY OF LEMON GROVE FOR WILSON ENGINEERING SERVICES
- III. AUTHORIZE CHAIR OR DESIGNEE TO EXECUTE REIMBURSEMENT AGREEMENT

MetroTAC Chair Humora stated Dexter Wilson; consultant for the Lemon Grove Sanitation District had been providing tremendous assistance throughout the waiver process and Pure Water program design review. The proposal is to keep Mr. Wilson by contracting through the Lemon Grove Sanitation District and they will bill the Metro JPA and the Metro JPA will reimburse him for his work. This item has been reviewed by the MetroTAC and the Finance Committee to come forward with the above requests.

ACTION: Motion by Commissioner Mullin, seconded by Commissioner Baber, to approve Items 7b, i-v. Motion carried unanimously.

- c. UPDATE ON FY 2016-17 BUDGET OF LEGAL COUNSEL (BEST BEST & KRIEGER LLP) IN LIGHT OF INCREASED WORK IN FEBRUARY-MAY 2017 (Information only)

General Counsel de Sousa Mills stated that this was an information only item to advise that BBK exceeded their budget during the noted time period and will be paid out of contingency.

8. ACTION: CONSIDERATION AND POSSIBLE ACTION OF PROVIDING THE CITY OF SAN DIEGO THE METRO COMMISSION/JEP'S PREFERENCE FOR A LEGISLATIVE FIX TO SECONDARY EQUIVALENCY VERSUS AN ADMINISTRATIVE FIX

MetroTAC Chair Humora noted that City of San Diego Mayor Faulkner has a trip planned to Washington DC. While on this trip he plans to meet with the EPA Administrative Staff and pursue an Administrative Fix and see if that will work with this Administration. The City of San Diego states that if the Administrative fix is a no go they will go back to working on the Legislative Fix. They are aware that the Legislative Fix is the JPA preference.

ACTION: Motion by Vice Chair Peasley, seconded by Commissioner Padilla, to have the Chair sign and send a letter to the Mayor stating that the preference of the JPA is a Legislative fix. Motion carried with Commissioner Baber voting no and Commissioner Spriggs abstaining.

San Diego Chief Deputy City Attorney Zeleny stated he would also be looking at other options.

9. METRO TAC/UPDATE REPORT

MetroTAC Chair Humora stated he had nothing to add.

10. POINT LOMA PERMIT RENEWAL UPDATE

MetroTAC Chair Humora stated that the Coastal commission had approved the modified waiver at the May 10 meeting and that Chair Jones had been present and spoke with San Diego Staff and the Environmental Commission in Support. The vote was unanimous. They are now awaiting the EPA signatures which had to take place within 30 days and will go into effect next month then they will be on the clock in 5 years.

11. PURE WATER PROGRAM UPDATE

Lee Ann Jones Santos stated that the City of San Diego PUD is continuing to work with the sub-committee.

12. IROC UPDATE

Commissioner Spriggs stated they had not met.

13. REPORT OF GENERAL COUNSEL

General Counsel de Sousa Mills stated that the Minutes of April 6, 2017 were still being reviewed and if anyone had any changes to please advise Lori prior to the next meeting;

On May 12th an appeal was filed of the Point Loma NPDES Permit with the Regional Board, but held in abeyance; she is working on the By Law amendment to create a Nomination Committee for the Chair and Vice Chair positions and will bring it back at a future meeting; her partner, Steve Martin has taken another position starting Mid-June with the County Counsel of Santa Barbara.

14. PROPOSED AGENDA ITEMS FOR THE NEXT REGULAR METRO COMMISSION/METRO WASTEWATER JPA MEETING OF July 6, 2017

None

15. METRO COMMISSIONERS' AND JPA BOARD MEMBERS' COMMENTS

Commissioner Padilla stated he had received a call for appointment to the Coastal Commission which he accepted. The Metro JPA members commended him on his new position.

16. ADJOURNMENT

At 1:45 p.m., there being no further business, Commissioner Jones declared the meeting adjourned.

Recording Secretary

Attachment 7
Amdt. to By
Laws -
Process for
Nomination
of Chair and
Vice Chair

RESOLUTION NO. _____

**A RESOLUTION OF THE METRO WASTEWATER JPA
AMENDING THE BYLAWS TO INCLUDE A PROCESS FOR
THE NOMINATION OF THE CHAIR AND VICE CHAIR BY COMMITTEE**

WHEREAS, the Metro Wastewater JPA operates pursuant a Joint Exercise of Powers Agreement executed October 25, 2000 (“Agreement”), and Bylaws adopted April 3, 2008 (“Bylaws”); and

WHEREAS, Article III of the Agreement, and Article IV of the Bylaws, provide that the Chair and Vice Chair are elected by the Board of Directors of the Metro Wastewater JPA (“Board”); and

WHEREAS, the Board desires to amend the Bylaws to include a process for the nomination of a Chair and Vice Chair by an ad hoc committee; and

WHEREAS, pursuant to Article VII of the Bylaws, the Bylaws may be amended by a vote of the Board at a regular or special meeting.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Metro Wastewater JPA and Metro Commission as follows:

Section 1: Section 1 of Article IV of the Bylaws is hereby amended to add subdivision (a), “Ad Hoc Nominating Committee for Chair and Vice Chair,” to read as follows (additions underlined):

**ARTICLE IV
Officers**

Section 1. **Appointment of Officers.** The Chair, the Vice Chair, Treasurer, and Secretary of the JPA shall be the persons as set forth in Article III of the Agreement.

(a) Ad Hoc Nominating Committee for Chair and Vice Chair. At the January regular Board meeting in odd numbered years, or at any other time deemed appropriate by the Board, the Board, in its sole reasonable discretion, may appoint an ad hoc Chair and Vice Chair Nominating Committee (“Nominating Committee”) consisting of three (3) members of the Board.

i. If the Board appoints a Nominating Committee, the Nominating Committee shall nominate one Director for the position of Chair and one Director for the position of Vice Chair. No member of the Nominating Committee may be nominated for the position of Chair or Vice Chair.

- ii. The Nominating Committee shall present its nominations for Board consideration and action at the next scheduled regular Board meeting. The Board shall consider the Nominating Committee's nominations and elect a Chair and Vice Chair.
- iii. The members of the Nominating Committee shall be compensated for attendance at meetings of the Nominating Committee in accordance with Section 4 of this Article, which allows Per Diem compensation for attendance at meetings of an advisory body of the JPA.
- iv. Nothing in this section requires that a Nominating Committee be appointed.

Section 2: Except as expressly amended hereby, the Bylaws shall remain in full force and effect.

PASSED AND ADOPTED at a regular meeting of the Board of the Metro Wastewater JPA and Metro Commission on the 7th day of September, 2017:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jerry Jones, Chair

ATTEST:

Lori Anne Peoples, Secretary

Attachment 8

MetroTAC

Update/

Report

**Metro TAC Work Plan
Active & Pending Items
2017**

Active Items	Description	Member(s)
Pure Water Facilities Working Group	This subcommittee was formed by Metro TAC and is a technical group of engineers and supporting financial staff to work with San Diego staff and consultants on cost allocations for proposed Pure Water facilities. This group meets at least monthly. Current projects include North City and MBC expansions. First meeting was 3/24/17. Roberto Yano is the chair. <i>5/17: Group continues to meet monthly with PUD and PWP consultants. Reviewed and accepted cost allocation for MBC.</i>	Yazmin Arellano Dan Brogadir Steve Beppler Al Lau Scott Tulloch Dexter Wilson Roberto Yano SD staff & consultants
Sample Rejection Protocol Working Group	7/16: The sample rejection protocol from the B&C 2013 report has been under discussion between PUD staff and Metro TAC. A working group was formed to deal with this highly technical issue and prepare draft recommendations on any changes to current sampling procedures. The existing protocol is to be used through FY17. If changes are approved to the protocol they will be implemented in FY18. 1/17: Work group continues to meet monthly.	Dennis Davies Dan Brogadir Al Lau Dexter Wilson SD staff
PLWTP Permit Ad Hoc Working Group	1/17: Greg Humora and Scott Tulloch continue to meet with stakeholders. . Milestones are included in each month Metro TAC and Commission agenda packet.	Greg Humora Scott Tulloch SD staff & consultants Enviro members
Flow Commitment Working Group	6/16: Upon the request of Metro Com Chair Jim Peasley Chairman Humora created a working group to review the Flow Commitment section of the Regional Agreement and make recommendations on the fiscal responsibilities of members who might withdraw their flow from the Metro System. The Work Group held their first meeting June 24, 2016. Yazmin Arellano chairs the work group. 1/17: Work group continues to meet monthly. 4/17: Group has prepared draft RFP to hire engineering consultant to update Pt. Loma capacities	Yazmin Arellano Roberto Yano Eric Minicilli Al Lau SD staff Karyn Keese
Social Media Working Group	6/16: Upon the request of Metro Com Chair Jim Peasley Chairman Humora created a working group to research and provide input on the creation of policies and procedures for Metro JPA social media. Mike Obermiller will chair this work group. He sent out an email to all Metro TAC members requesting copies of their agency's policies. 9/16: A draft policy has been approved by Metro TAC and will be presented to the Commission in October by Alexander Heide. 1/17: Draft policy and consultants contracts to be reviewed by Finance Committee in April 2017. <i>5/17: Finance Committee reviewed budget and requested scope/fee from NV5 for monitoring only</i>	Mike Obermiller Alexander Heide
Secondary Equivalency	5/14: Definition of secondary equivalency for Point Loma agreed to be enviros 12/14: Cooperative agreement signed between San Diego and enviros to work together to pass legislation for secondary equivalency (until 8/1/19) San Diego indicated that passage of Federal legislation is not possible under the current political environment. San Diego is exploring options for State legislation 9/15: Letter received from EPA endorsing modified permit for Point Loma 6/16: Pursuit of Federal Legislation will be held off until after the November 2016 election. City of San Diego to consult with DC lobbyists on 2/4/17	Greg Humora Scott Tulloch

**Metro TAC Work Plan
Active & Pending Items
2017**

Active Items	Description	Member(s)
Pure Water Program Cost Allocation Working Group	A working group was formed to discuss Pure Water program cost allocation policies. 9/16: Concepts to be refined by Metro TAC and San Diego staff for presentation to Commission 1/17. 4/17: This group is currently being supported on a technical level by the Pure Water Facilities Subcommittee.	Greg Humora Scott Tulloch Roberto Yano Karyn Keese SD staff & consultants
Pure Water Program Cost Allocation Metro TAC Working Group	5/14: Draft facility plan and cost allocation table provided to Metro TAC working group 3/15: Draft cost allocation presentation provided to Metro TAC	Greg Humora Scott Tulloch Rick Hopkins Roberto Yano Al Lau Bob Kennedy Karyn Keese
Exhibit E Audit	6/16: FY 2013 audit accepted by Metro Commission; 9/16: FYE 2014 audit accepted by Metro Commission. FYE 2015 audit report to be issued by end of 2016 and then all audits will be caught up. 1/17: FYE 2015 to be issued in February 2017. FYE 2016 fieldwork is underway with anticipated draft 7/17. 3/17: FYE 2015 audit report issued. Acceptance pending resolution of PWP cost allocation for cost incurred in that fiscal year. <i>5/17: FYE 2015 audit to move forward as requested costs have been received. FYE 2016 audit field work complete,</i>	Karyn Keese Karen Jassoy
Amend Regional Wastewater Disposal Agreement	The addition of Pure Water facilities and costs will likely require the amendment of the 1998 Regional Wastewater Disposal Agreement. The Padre Dam billing errors have led to a need to either amend the Agreement and/or develop administrative protocols to help resolve potential future billing errors. After Pure Water cost allocation had been agreed to this effort will begin.	Greg Humora Roberto Yano Dan Brogadir Paula de Sousa Mills Karyn Keese
Management of Non-Disposables in Wastewater	9/13: Eric Minicilli handed out a position paper prepared by the NEWEA. 6/15 Chairman Humora provided attached from SCAP. 2/16: Chairman Humora distributed Robbins Geller Rudman & Dowd memorandum.	Eric Minicilli
2015/16 Transportation Rate Update	5/14: Metro TAC approved 2014 transportation rate w/caveat that PUD staff hires a consultant to review/revise methodology for 2015.	Al Lau Dan Brogadir Karyn Keese
IRWMP	8/15 RAC minutes included in August Metro TAC agenda. Padre Dam received a \$6 million grant for their project. 9/16: June 2, 2016 and August 3, 2016 minutes presented to Metro TAC. 12/16: Roberto Yano and Yazmin Arellano appointed to IRWMP. <i>5/17: Roberto Yano providing monthly updates as well as grant funding opportunities</i>	Roberto Yano Yazmin Arellano
"No Drugs Down the Drain"	The state has initiated a program to reduce pharmaceuticals entering the wastewater flows. There have been a number of pharmaceutical collection events within the region sponsored by law enforcement.	Greg Humora
Strength Based Billing Evaluation	San Diego will hire a consultant every three years to audit the Metro metered system to insure against billing errors.	Al Lau Dan Brogadir Karyn Keese
Grease Recycling	To reduce fats, oils, and grease (FOG) in the sewer systems, more and more restaurants are being required to collect and dispose of cooking grease. Companies exist that will collect the grease and turn it into energy.	Eric Minicilli

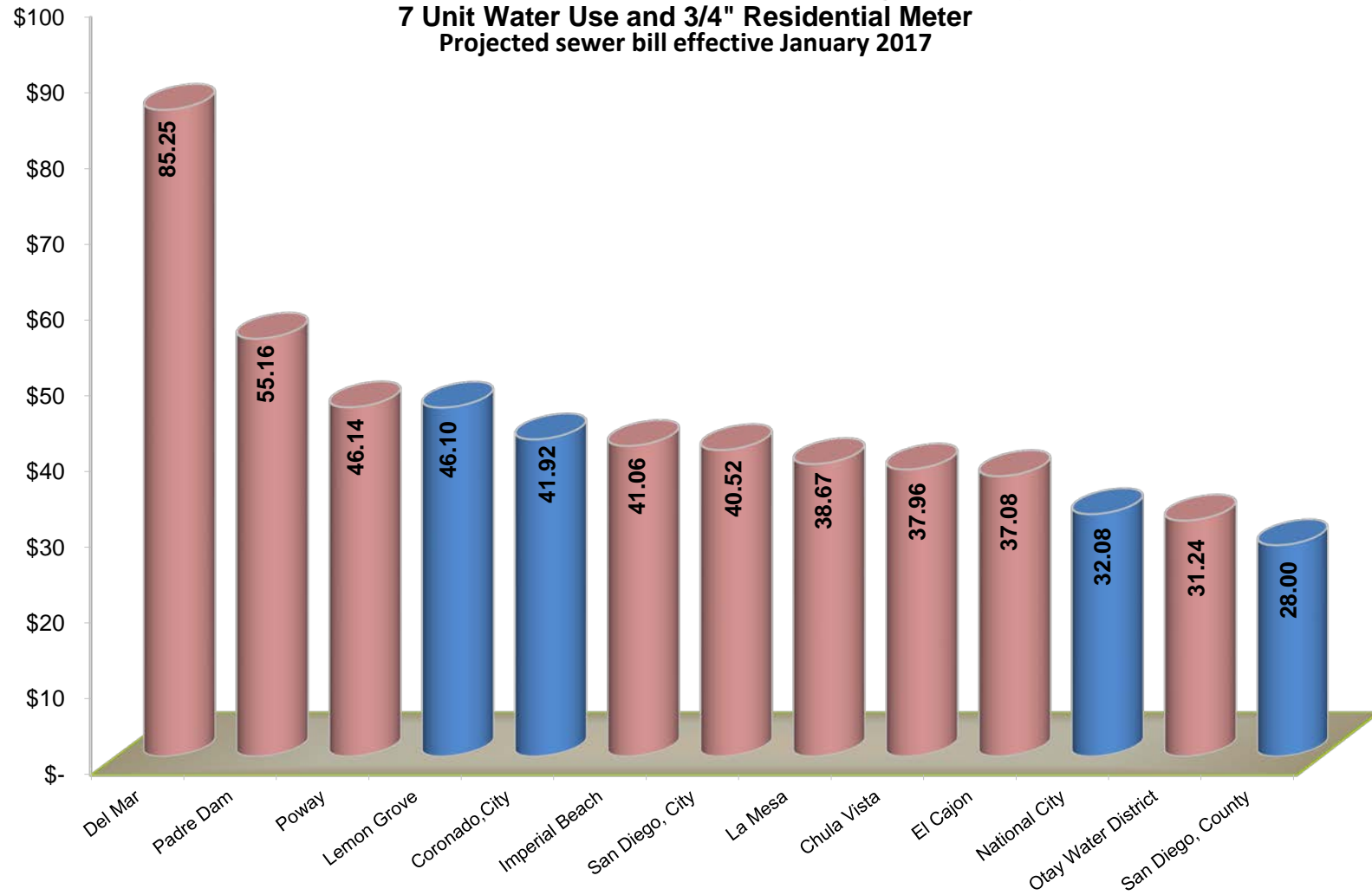
**Metro TAC Work Plan
Active & Pending Items
2017**

Active Items	Description	Member(s)
Point Loma Modified NPDES Permit	1/15: Permit was submitted. EPA has begun their review. 11/16 first possible date at the Regional Board for consideration. 12/16: First hearing of Permit Application held at San Diego Regional Board. 4/17: Regional Board hearing on accelerated PWP facilities timeline 4/12/17. <i>5/17: Coastal Commission hearing 5/10/17.</i>	Greg Humora Scott Tulloch Karyn Keese
Changes in water legislation	Metro TAC and the Board should monitor and report on proposed and new legislation or changes in existing legislation that impact wastewater conveyance, treatment, and disposal, including recycled water issues	Paula de Sousa Mills
Border Region	Impacts of sewer treatment and disposal along the international border should be monitored and reported to the Board. These issues would directly affect the South Bay plants on both sides of the border.	<i>New Board Members to be Appointed</i>

Sewer Rate Comparison in San Diego County

7 Unit Water Use and 3/4" Residential Meter

Projected sewer bill effective January 2017



Metro TAC Participating Agencies Selection Panel Rotation

Agency	Representative	Selection Panel	Date Assigned
Padre Dam	Neal Brown	IRWMP – Props 50 & 84 Funds	2006
El Cajon	Dennis Davies	Old Rose Canyon Trunk Sewer Relocation	9/12/2007
La Mesa	Greg Humora	As-Needed Piping and Mechanical	11/2007
National City	Joe Smith	MBC Additional Storage Silos	02/2008
Otay Water District	Rod Posada	As-Needed Biological Services 2009-2011	02/2008
Poway	Tom Howard	Feasibility Study for Bond Offerings	02/2008
County of San Diego	Dan Brogadir	Strategic Business Plan Updates	02/2008
Coronado	Scott Huth	Strategic Business Plan Updates	09/2008
Coronado	Scott Huth	As-needed Financial, HR, Training	09/2008
PBS&J	Karyn Keese	As-needed Financial, Alternate HR, Training	09/2008
Otay Water District	Rod Posada	Interviews for Bulkhead Project at the PLWTP	01/2009
Del Mar	David Scherer	Biosolids Project	2009
Padre Dam	Neal Brown	Regional Advisory Committee	09/2009
County of San Diego	Dan Brogadir	Large Dia. Pipeline Inspection/Assessment	10/2009
Chula Vista	Roberto Yano	Sewer Flow Monitoring Renewal Contract	12/2009
La Mesa	Greg Humora	Sewer Flow Monitoring Renewal Contract	12/2009
Poway	Tom Howard	Fire Alarm Panels Contract	12/2009
El Cajon	Dennis Davies	MBC Water System Improvements D/B	01/2010
Lemon Grove	Patrick Lund	RFP for Inventory Training	07/2010
National City	Joe Smith	Design/Build water replacement project	11/2010
Coronado	Scott Huth	Wastewater Plan update	01/2010
Otay Water District	Bob Kennedy	RFP Design of MBC Odor Control Upgrade/Wastewater Plan Update	02/2011
Del Mar	Eric Minicilli	Declined PS 2 Project	05/2011
Padre Dam	Al Lau	PS 2 Project	05/2011
County of San Diego	Dan Brogadir	RFP for As-Needed Biological Services Co.	05/2011
Chula Vista	Roberto Yano	North City Cogeneration Facility Expansion	07/2011
La Mesa	Greg Humora	confined space RFP selection panel	10/2011
Poway	Tom Howard	COSS's for both Water and WW	10/2011
El Cajon	Dennis Davies	Independent Accountant Financial Review & Analysis – All Funds	01/2012

Lemon Grove	Mike James	MBC Dewatering Centrifuges Replacement (Passed)	01/2012
National City	Joe Smith	MBC Dewatering Centrifuges Replacement (Passed)	01/2012
Coronado	Godby, Kim	MBC Dewatering Centrifuges Replacement (Passed)	01/2012
Otay Water District	Bob Kennedy	MBC Dewatering Centrifuges Replacement (Accepted)/Strategic Planning Rep	01/2012
Del Mar	Eric Minicilli	New As Need Engineering Contract	02/2012
Padre Dam	Al Lau	PA Rep. for RFQ for As Needed Design Build Services (Passed)	05/2012
County of San Diego	Dan Brogadir	PA Rep. for RFQ for As Needed Design Build Services (Cancelled project)	05/2012
Chula Vista	Roberto Yano	As-Needed Condition Assessment Contract (Accepted)	06/2012
La Mesa	Greg Humora	New programmatic wastewater facilities condition (Awaiting Response)	11/2012
Poway	Tom Howard	Optimization Review Study	01/2013
El Cajon	Dennis Davies	PUD 2015 Annual Strategic Plan	1/15/14
Lemon Grove	Mike James	As-Needed Engineering Services (Passed)	7/25/14
National City	Kuna Muthusamy	As-Needed Engineering Services	7/25/14
Coronado	Ed Walton	Strategic Planning	01/2014
Otay Water District	Bob Kennedy	Strategic Planning (Volunteered, participated last year)	01/2014
Del Mar	Eric Minicilli	Pure Water Program Manager Services	9/1/14
Padre Dam	Al Lau	Pure Water Program Manager Services	9/1/14
County of San Diego	Dan Brogadir	As-Needed Condition Assessment Contract	3/24/2015
Chula Vista	Roberto Yano	Out on Leave	6/10/15
La Mesa	Greg Humora	North City to San Vicente Advanced Water Purification Conveyance System	6/10/15
Poway	Mike Obermiller	Real Property Appraisal, Acquisition, and Relocation Assistance for the Public Utilities Department	11/30/15
El Cajon	Dennis Davies	PURE WATER RFP for Engineering Design Services	12/22/15
Lemon Grove	Mike James	PURE WATER RFP Engineering services to design the North City Water reclamation Plant and Influence conveyance project	03/16/15
National City	Kuna Muthusamy	Passes	04/04/2016
Coronado	Ed Walton	As-Needed Environmental Services - 2 Contracts	04/04/2016
Otay Water District	Bob Kennedy	As Needed Engineering Services Contract 1 & 2	04/11/2016
Del Mar	Eric Minicilli	Pure Water North City Public Art Project	08/05/2016
Padre Dam	Al Lau	Biosolids/Cogeneration Facility solicitation for Pure Water	08/24/2016
County of San Diego	Dan Brogadir	Pure Water North City Public Art Project	08/10/2016
Chula Vista	Roberto Yano	Design Metropolitan Biosolids Center (MBC) Improvements Pure Water Program	9/10/2016
La Mesa	Greg Humora	Design of Metropolitan Biosolids Center (MBC) Improvements	9/22/16
Poway	Mike Obermiller	Electrodialysis Reversal (EDR) System Maintenance	12/7/16
El Cajon	Dennis Davies		

Lemon Grove	Mike James		
National City	Kuna Muthusamy		
Coronado	Ed Walton		
Otay Water District	Bob Kennedy		
Del Mar	Eric Minicilli		
Padre Dam	Al Lau		
County of San Diego	Dan Brogadir		
Chula Vista	Roberto Yano		
La Mesa	Greg Humora		
Poway	Mike Obermiller		
El Cajon	Dennis Davies		
Lemon Grove	Mike James		
National City	Kuna Muthusamy		
Coronado	Ed Walton		

Attachment 9

Pt. Loma

Permit

Renewal

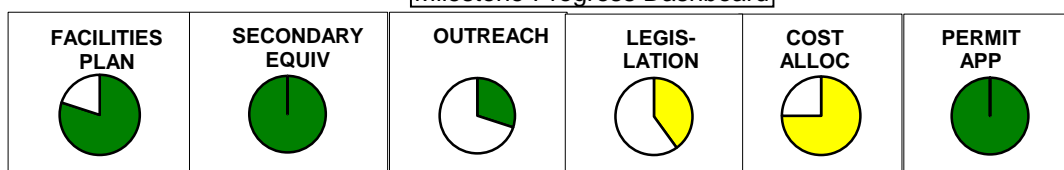
Point Loma Permit/Potable Reuse KEY MILESTONE DATES



05/11/2017

DATE	TASK	FOLLOW UP ACTION/STATUS
2014	Begin outreach to regulators, legislators, key stakeholders and public	San Diego signed contract with Katz Assoc. 5/14
01/23/2014	San Diego meet with JPA on cost allocation. 1) Agree on methodology 2) Insert construction costs from facilities plan	San Diego to look at comparing PR facilities construction through secondary to secondary at Point Loma.
February	First draft of legislative language	Draft prepared
03/05/2014	San Diego (Ann, Brent, Bob, Allan) meet with EPA staff	Pure Water program was well received by EPA
10/08/2014	City of San Diego Environmental Committee	Consideration of Pt Loma Permit
10/16/2014	Metro Commission - VOTE on Supporting Permit	
11/18/2014	City of San Diego City Council Meeting	Consideration of Pt Loma Permit and Side Agreement. Passed 9-0
2015		
January	Submit NPDES Permit to the Environmental Protection Agency	Submitted! Regional Board expected to act on permit 9/16 or 11/16
	Prepare proposed language for admin fix to Clean Water Act	
	Be ready to provide lang for legislative fix to Clean Water Act	
05/20/2015	Present Phase 1 of cost allocation to Metro TAC	
06/04/2015	Metro JPA Strategic Planning Meeting at Pt Loma	
07/01/2015	Water Reliability Coalition Potable Reuse Media Training	
09/15/2015	City of San Diego City Council Request to set Prop 218 Public Hearing for water rate increase	218 Notice for water rates approved to be mailed out
09/17/2015	Letter received from EPA endorsing Pt Loma modified permit	
11/17/2015	City of San Diego Public Hearing for water rate increases	Water rate increases approved
2016		
09/21/2016	Pure Water Program EIR to Metro TAC	
09/21/2016	Pure Water Program Update to Metro TAC	
10/06/2016	Pure Water Program EIR to JPA	
10/06/2016	Pure Water Program Update to JPA	
10/19/2016	Pure Water Cost Allocation to Metro TAC	
11/08/2016	Election day	
12/14/2016	Pt Loma Permit Public Hearing at RWQCB	Comment Letter submitted requesting permit condition remain unchanged
2017		
	Political strategy for OPRA II approval in DC	
01/05/2017	Pure Water Cost Allocation to JPA	
02/10/2017	Revised Pt Loma Permit Issued with Pure Water construction milestones in 2022 (14 day comment period)	Comment letter submitted requesting continuance of public hearing
03/30/2017	Second Revised Pt Loma Permit Issued still with Pure Water construction milestones in 2022	
04/12/2017	Pt Loma Permit Second Public Hearing at RWQCB	Permit was approved
05/10/2017	Coastal Commission Meeting in San Diego at County offices to hear Pt Loma permit at 8:30	Permit was approved!!!
05/17/2017	FY19-FY23 Sewer rates to Metro TAC	
	Begin drafting updated wastewater disposal agreement	

Milestone Progress Dashboard



Amount of pie filled = % complete
 Green = on schedule
 Yellow = behind schedule
 Red = late