



Regular Meeting of the Metro Commission and Metro Wastewater JPA

AGENDA

Thursday February 6, 2020 - 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 [November 7, 2019](#) (**Attachment**)
- X 5. METRO TAC UPDATE/REPORT (Standing Item) (**Attachment**) (Roberto Yano)
6. CITY OF SAN DIEGO SECONDARY EQUIVALENCY LEGISLATION (Standing Item) (Shauna Lorange)
7. PURE WATER PROGRAM UPDATE (Standing Item) (Shauna Lorange)
8. IROC UPDATE (Standing Item) (Jerry Jones)
9. PURE WATER AD HOC COMMITTEE UPDATE (Standing Item) (Jerry Jones)
10. FINANCE COMMITTEE (Standing Item) (John Mullin)

February 6, 2020

Metro Commission/Metro
Wastewater JPA Regular
Meeting Agenda

11. REPORT OF GENERAL COUNSEL (Standing Item)
12. PROPOSED AGENDA ITEMS FOR THE NEXT METRO COMMISSION/METRO WASTEWATER JPA MEETING **March 5, 2020**
13. METRO COMMISSIONERS' AND JPA BOARD MEMBERS' COMMENTS
14. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION
54956.9(d)(4), One (1) potential case (General Counsel)
15. ADJOURNMENT OF METRO COMMISSION AND METRO WASTEWATER JPA

The Metro Commission and/or Metro Wastewater JPA may act on any item listed in this Agenda whether it is listed "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 2020 Meeting Schedule

January 2, 2020	February 6, 2020	March 5, 2020
April 2, 2020	May 7, 2020	June 4, 2020
July 2, 2020	August 6, 2020	September 3, 2020
October 1, 2020	November 5, 2020	December 3, 2020

Attachment 4

Minutes of the Regular Meeting of November 7, 2019



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

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

**November 7, 2019
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	Jill Galvez
City of Coronado	Whitney Benzian	(No representative)
City of Del Mar	Sherryl Parks	Joe Bride
City of El Cajon	Gary Kendrick	X
City of Imperial Beach	Ed Spriggs	X
City of La Mesa	Bill Baber	(No representative)
Lemon Grove San District	Jerry Jones	X
City of National City	Ron Morrison	X
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	Roberto Yano	Eric Minicilli

Others present: Metro JPA Assistant General Counsel Nicholas Norvell - BBK Law; Metro JPA Secretary Lori Anne Peoples; Beth Gentry – City of Chula Vista; Ed Walton – City of Coronado; Joe Bride – City of Del Mar; Yazmin Arellano – City of El Cajon; Eric Minicilli – City of Imperial Beach; Hamed Hashemian – City of La Mesa; Stephanie Boyce & Dexter Wilson – Lemon Grove Sanitation District; Roberto Yano – City of National City; Bob Kennedy – Otay Water District; Augie Scalzetti – Padre Dam Municipal Water District; John Heidemann – City of Poway; Edgar Patino - City of San Diego Public Utilities; Tom Zeleny – Chief Deputy City Attorney, City of San Diego; Dan Brogadir – County of San Diego; Carmen Kasner & Scott Tulloch – NV5; Shauna Lorange – City of San Diego

2. PLEDGE OF ALLEGIANCE TO THE FLAG

Commissioner Robak, Otay Water District led the pledge.

3. PUBLIC COMMENT

None

4. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE MINUTES OF THE REGULAR MEETING OF OCTOBER 3, 2019**

ACTION: Motion by Commissioner Gavan, seconded by Commissioner Mullin to approve the Minutes. The motion carried with Commissioners Morrison and Spriggs abstaining.

5. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MEETING CALENDAR FOR 2020**

ACTION: Motion by Vice Chair Peasley, seconded by Commissioner Spriggs to approve the Calendar. The motion carried by unanimous vote.

6. **INFORMATION: SAN DIEGO KELP FOREST ECOSYSTEM MONITORING PROJECT (2019-2024)**

Ryan Kempster, Sr. Marine Biologist and Amy Latker, Marine Biologist for the City of San Diego Ocean Monitoring Program provided a brief verbal overview of their Power Point presentation.

7. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN AGREEMENT WITH GRANICUS LLC FOR WEBSITE HOSTING AND RELATED SERVICES FOR UP TO THREE YEARS, INCLUDING AUTHORIZATION FOR CHAIR OR DESIGNEE TO EXECUTE AGREEMENT**

Assistant General Counsel Nick Norvell provided an overview of the agreement and the transition from Vision to Granicus.

ACTION: Motion by Commissioner Robak, seconded by Commissioner Morrison, to approve the Agreement. Motion carried unanimously.

8. **ACTION: CONSIDERATION AND POSSIBLE ACTION TO ADOPT THE 2019 STRATEGIC PLAN UPDATE**

Strategic Plan Consultant John Gavares provided a verbal overview of his Power Point presentation.

ACTION: Motion by Vice Chair Peasley, seconded by Commissioner Spriggs, to approve the proposed Strategic Plan with an amendment outlined to include stronger language in Section 5 regarding Phase II. Motion carried unanimously.

9. **METRO TAC UPDATE/REPORT**

MetroTAC Vice Chair Minicelli stated that at their October 16th meeting they considered and approved the items on this agenda for forwarding to the JPA.

10. **CITY OF SAN DIEGO SECONDARY EQUIVALENCY LEGISLATION**

Shauna Lorange, Director City of San Diego Public Utilities Department stated that the legislation had been introduced and was in the process of review and action.

Chair Jones encouraged all PA's to submit letters in support of the proposed legislation

11. **PURE WATER PROGRAM UPDATE**

Tom Zeleny Chief Deputy City Attorney, City of San Diego provided information regarding *AGC v City of San Diego* litigation and AB 1290.

12. IROC UPDATE

Chair Jones stated there was nothing relevant to the JPA at the last meeting.

13. PURE WATER AD HOC COMMITTEE UPDATE

Chair Jones stated that the committee had not met.

14. FINANCE COMMITTEE REPORT

Finance Committee Chair Mullin stated the committee would not be meeting until approximately April of next year.

15. REPORT OF GENERAL COUNSEL

Assistant General Counsel Nick Norvell stated he had nothing to report.

16. PROPOSED AGENDA ITEMS FOR THE NEXT METRO COMMISSION/METRO WASTEWATER SPECIAL JPA MEETING December 5, 2019

Commissioner Robak requested consideration of joining AGC Litigation be placed on the next agenda.

17. METRO COMMISSIONERS' AND JPA BOARD MEMBERS' COMMENTS

Commissioner Robak stated that the Otay Water District General Manager Mark Watton would be retiring effective February 29, 2020.

Tom Zeleny Chief Deputy City Attorney, City of San Diego stated this would be his last meeting with the Metro Commission/Metro Wastewater JPA as he was leaving for a position as Chief Deputy County Counsel of Napa. All members wished him well.

18. ADJOURNMENT

At 1:52 p.m., there being no further business, Chair Jones declared the meeting adjourned.

Recording Secretary

Attachment 5

MetroTAC Update/Report

Metro TAC & JPA Work Plan
Active & Pending Items
June 2019
Updated Items in Red Italics

Active Items	Description	Member(s)
<i>Strategic Plan Ad HOC</i>	<i>The JPA last updated their strategic plan in 2015. The Ad Hoc was formed to determine should there be a 2019 strategic plan update and if so what format it should follow. First meeting held June 2019. Two work sessions to be held in August are planned with the goal of presenting a draft 2019 Strategic Plan to the JPA in October 2019.</i>	<i>Whitney Benzian Jerry Jones Gary Kendrick John Mullin Ed Spriggs JPA staff</i>
<i>SB 332 Working Group</i>	<i>SB 332 (Hertzberg/Weiner) relates to wastewater treatment for recycled water and agencies with ocean outfalls. It requires the entity that owns the wastewater treatment facility that discharges through an ocean outfall and affiliated water suppliers (it defines water not wastewater suppliers) to reduce the facilities annual flow as compared to the average annual dry weather wastewater discharge baseline volume as prescribed by at least 50% on or before January 1, 2030 and by at least 95% on or before January 1, 2040. The working group was formed to track the process of this legislation.</i>	<i>Yazmin Arellano Beth Gentry Hamed Hashemian</i>
Muni Transportation Rate Study Working Group	San Diego has hired Carollo Engineers to review the existing transportation rate structure. A work group has been formed to review and give input. First meeting will be in December 2017. Although this is a muni issue it is included on the work plan due to its significance and potential effect on all Metro TAC members. 3/18: Technical consultants to meet with PUD staff and Carollo on 3/22/18 to review model in detail 6/18: JPA technical consultants continue to work with PUD staff on understanding rate calculations 1/19: Working group still meeting with PUD staff & consultants. <i>6/19: Working Group has presented an alternative plan in November 2018 which the City and their consultants are reviewing.</i>	Roberto Yano Yazmin Arellano Dan Brogadir Carmen Kasner Mark Niemiec Dexter Wilson SD staff
Point Loma Permit Ad Hoc	Metro Commission/JPA Ad Hoc established 9/17. GOAL: Create regional water reuse plan so that both a new, local, diversified water supply is created AND maximum offload at Point Loma is achieved to support legislation for permanent acceptance of Point Loma as a smaller advanced primary plant. Minimize ultimate Point Loma treatment costs and most effectively spend ratepayer dollars through successful coordination between water and wastewater agencies. 10/17: Group has met several times. Discussions are ongoing. 3/18: Group continues to meet at least monthly. 6/18: Group continues to meet monthly. Outreach subgroup formed. <i>1/19: This group continues to meet as needed.</i>	Jerry Jones Jim Peasley Ed Spriggs Bill Baber Steve Padilla Metro TAC staff & JPA consultants
Phase II Pure Water Facilities Working Group	Created to work with SD staff & consultants on determining Phase II facilities. 1/19: Work group has eliminated two alternatives and continues to review updated facilities and their costs. Presentation to Metro TAC by Stantec re: Phase 2 Flows and Loads. Copy attached to Metro TAC minutes. <i>6/19: Phase II alternative presented to Metro TAC in May and JPA in June 2019. Copy of presentation can be found in minutes to those meetings. Alternatives narrowed to two main alternatives.</i>	Roberto Yano Seval Sen Scott Tulloch Dexter Wilson SD staff & consultants

Metro TAC & JPA Work Plan
Active & Pending Items
June 2019
Updated Items in Red Italics

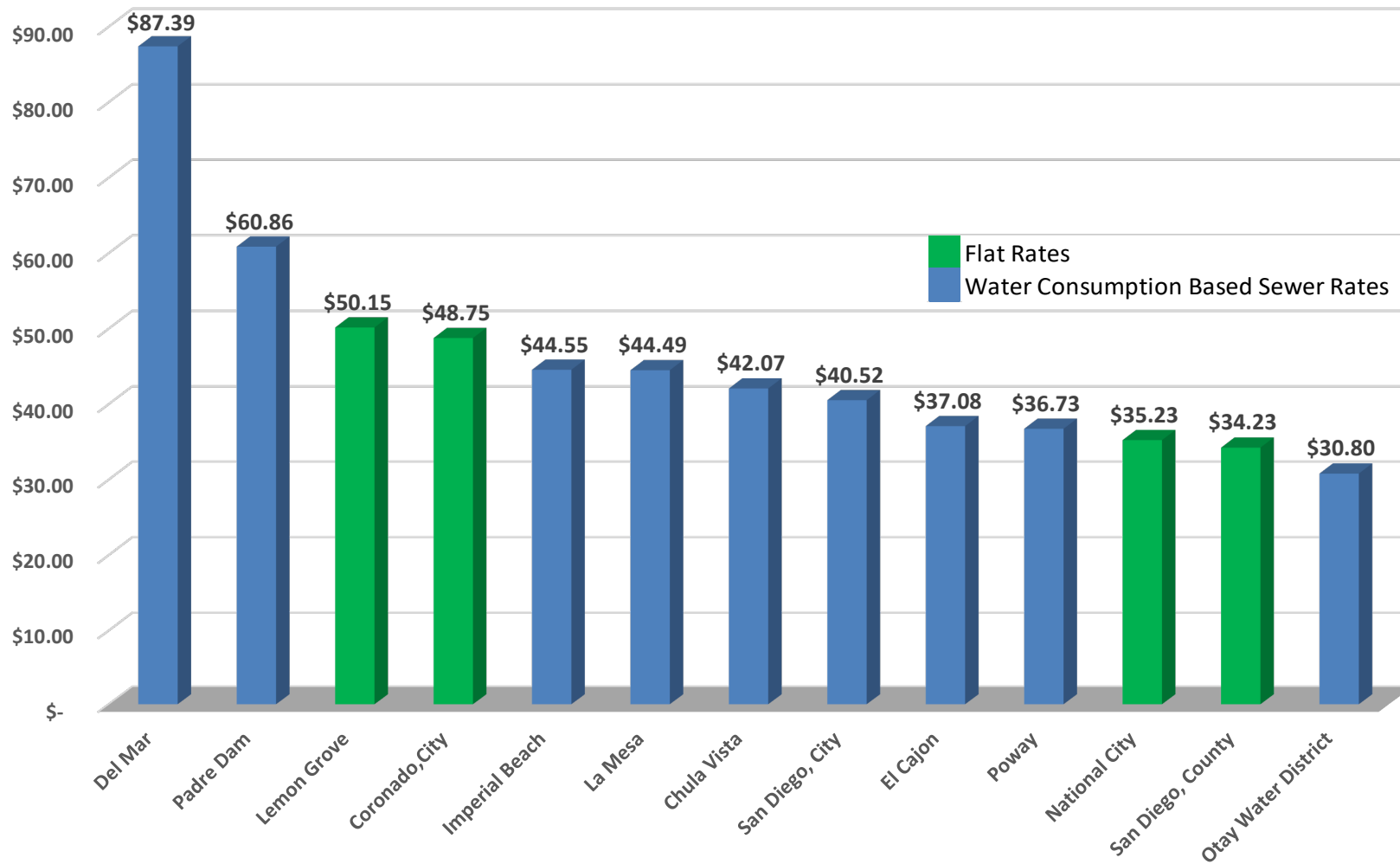
Active Items	Description	Member(s)
Residuals Management Working Group	This working group was formed to continue work on Sections 2.9.2 and 2.9.3 of the Amended and Restated Agreement regarding the potential transfer of the East Mission Gorge Pumps Station and the disposal, treatment, or transfer of residuals. 1/19: Group continues to meet. 3/19: Working Group has been meeting w/Padre Dam, Coronado, & Otay. <i>6/19: Draft agreement has been prepared and is being reviewed/refined.</i>	Eric Minicilli Yazmin Arellano Dan Brogadir Seval Sen Scott Tulloch Dexter Wilson SD staff & consultants
Phase I Financial Implementation Working Group	This working group was formed to continue to work on Section 2.9.1 and other financial implementations issues associated with the Amended Restated Agreement. 1/19: Working group had formation meeting. Has prepared draft task list and task assignments for group members and SD staff. Will meet at least monthly until tasks are complete. Ownership of EMGPS determined. Appraisal in complete. <i>6/19: Group will start meeting in July 2019 on a regular basis.</i>	Roberto Yano Karyn Keese Dexter Wilson SD staff & consultants
Phase II Disposal Agreement Working Group	This group replaces the Debt Allocation Working Group with the approval of the Amended and Restated Agreement for Phase 1. 1/19: Group will start meeting in February.	Roberto Yano Karyn Keese Scott Tulloch Dexter Wilson SD staff & consultants
Pretreatment Working Group	Formed to work with San Diego on new standards for industrial waste discharge. 1/19: SD has received draft report from consultant but has sent back for revisions. Second draft will be reviewed by working group. <i>6/19: Working group has met and reviewed draft of report. Presentation made by Stantec of recommendations to Metro TAC. Copy attached to June agenda.</i>	Yazmin Arellano Mark Niemiec Ed Walton Beth Gentry Dexter Wilson SD Staff & Consultants
JPA Website Update Working Group	The JPA Website, especially the New Director Manual, has not been updated for several years. As we have several new Directors, the manual needs to be updated. 1/19: Working group formed. First meeting 2/20/19. <i>6/19: Group continues to meet and work on updating website. Goal is to totally revise New Director's Manual by end of October once Strategic plan is completed.</i>	Roberto Yano Karyn Keese Lori Peoples Susan Spotts
Exhibit E Audit	<i>1/19: FYE 2017 fieldwork complete. 3/19: FYE 2018 entrance conference complete. Sample selection complete. 6/19: FY 2018 fieldwork completed week of June 17, 2019.</i>	Karen Jassoy Karyn Keese Dexter Wilson
IRWMP	Members should monitor funding opportunities at: http://www.sdirwmp.org 1/19: PA representatives continue to report monthly at Metro TAC 3/19: Minutes from 3/20/19 Meeting attached to work plan. <i>6/19: Metro TAC given monthly updates. See Metro TAC minutes for updates.</i>	Yazmin Arellano Beth Gentry
Strength Based Billing Evaluation	San Diego will hire a consultant every three years to audit the Metro metered system to insure against billing errors. 1/19: 2019 is the year for the billing review. Scope to be discussed at Financial Implementation Work Group and then brought to TAC. This group combined w/ Sample Rejection Protocol Working Group. SBB workshop by SD staff still outstanding. 3/20: JH will provide training schedule for SBB at April TAC meeting.	Dan Brogadir Dennis Davies? Karyn Keese Mark Niemiec Dexter Wilson SD Staff



Metro TAC & JPA Work Plan
Active & Pending Items
June 2019
Updated Items in Red Italics

Active Items	Description	Member(s)
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	Inactive; Members added as needed

Sewer Rate Comparison for Metro Participating Agencies
Single Family Monthly Rates Based on 7 HCF of Water Usage
Effective March 1, 2019 for FY 2019



Metro TAC

Participating Agencies

Selection Panel Rotation

Agency	Representative	Selection Panel	Date Assigned
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	As-Needed Construction Management Services for Pure Water	3/13/17
Lemon Grove	Mike James	Morena Pipeline, Morena Pump Station, Pure Water Pipeline and Dechlorination Facility, and the Subaqueous Pipeline	8/7/17
National City	Vacant	North City and Miramar Energy Project Landfill Gas and Generation- Pass	1/31/2018
Coronado	Ed Walton	North City and Miramar Energy Project Landfill Gas and Generation	1/31/2018
Otay Water District	Bob Kennedy	As Needed Engineering Services - Contracts 3 and 4 (H187008 & H187009)	2/16/2018
Del Mar	Joe Bride	Request for Proposal Owner Controlled Insurance Program (OCIP) Pure Water – 1 st email sent on 5/23/18 & 2 nd email sent on 5/29/18	5/23/18
Padre Dam	Al Lau	Request for Proposal Owner Controlled Insurance Program (OCIP) Pure	5/31/18

		Water (Mark Niemiec will participate)	
County of San Diego	Dan Brogadir	Request for Owner Controlled Insurance Program Interview (Pure Water)	2/25/19
Chula Vista	Frank Rivera Beth Gentry	Request for Owner Controlled Insurance Program Interview (Pure Water)	2/26/19
Imperial Beach	Eric Minicilli		
La Mesa	Hamed Hashemian		
Poway	Mike Obermiller Rudy Guzman		
El Cajon	Dennis Davies Yazmin Arellano		
Lemon Grove	Mike James		
National City	Roberto Yano		
Coronado	Ed Walton		
Otay Water District	Bob Kennedy		
Del Mar	Joe Bride		
Padre Dam	Mark Niemiec Sen Seval		
County of San Diego	Dan Brogadir		
Chula Vista	Frank Rivera		
Imperial Beach	Eric Minicilli		
La Mesa	Hamed Hashemian		
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El Cajon	Dennis Davies Yazmin Arellano		
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