

LINCOLN-SMD 1 WASTEWATER AUTHORITY
Board Meeting Minutes

Regular Meeting of the Board of Directors
May 12, 2023, at 10:00 a.m.

PRELIMINARY MATTERS

- A. CALL TO ORDER - The meeting was called to order at 10:00 am.
- B. PLEDGE OF ALLEGIANCE- The pledge was led by Chair Karleskint.
- C. ROLL CALL

Dan Karleskint, Chair
Jim Holmes, Vice Chair
Holly Andreatta, Director
Shanti Landon, Director
Staff present:
George Barber, General Manager and Board Secretary
Wesley Miliband, Legal Counsel

- D. PUBLIC COMMENT ON NON-AGENDA ITEMS

There were no public comments on non-agenda items.

ACTION CALENDAR

- 1. APPROVAL OF MINUTES – 04/14/23 Regular Meeting

Motion to approve by Director Holmes, Second by Director Landon, Approved 4-0
- 2. CLOSED SESSION MATTERS: CONVENE TO CLOSED SESSION FOR MATTER(S) LISTED ON THE AGENDA

- 2.1 **THREAT TO PUBLIC SERVICES OR FACILITIES** pursuant to Gov. Code § 54957(a)

Consultation with: George Barber, General Manager and Jennifer Brown, City of Lincoln Chief Innovation and Technology Officer

Board of Directors adjourned to closed session at 10:03

RECONVENE FROM CLOSED SESSION AND PROVIDE REPORT(S), IF APPLICABLE

Board of Directors reconvened from closed session at 10:36, legal counsel announced there was no reportable action from closed session.

3. OLD BUSINESS - APPROVAL AND AUTHORIZATION TO EXECUTE AGREEMENT WITH STANTEC FOR THE OPERATION OF LISWA FACILITIES – Consider approval of operations agreement with Stantec Consulting Services, Inc. for \$7,115,631 from May 1, 2023 through June 30, 2024 subject to one-year renewal increments, and authorizing the General Manager to execute and administer the agreement.

Legal counsel provided information regarding further contract development based on Board feedback from previous meeting.

Motion to approve operations contract with Stantec consulting services in an amount of \$7,115,631 from May 1, 2023 through June 30, 2024 was made by Director Holmes, seconded by Director Andreatta, and approved by Roll Call 4-0.

4. CONSENT ITEMS

It is recommended by the General Manager that these items, which are expected to be routine in nature and without controversy, be received and acted upon by the Board without discussion. If any Board member or interested party requests that an item be removed from the Consent Calendar for discussion, it will be considered separately. The consent calendar may be approved by a single motion to approve, followed by a second and then a call for vote.

4.1 Adopt LISWA logo.

4.2 Equipment and Maintenance Purchases – Authorize the purchases for a new fuel filtration system and inspection and testing of LISWA transformers and Switch Gear in an amount not to exceed \$35,000.

Motion to approve by Director Andreatta, Second by Director Landon, Approved 4-0

5. GENERAL MANAGER'S REPORT AND UPDATE – A written and verbal report was provided discussing treatment plant update process, insurance update, and property transfers.
6. OPERATIONS REPORT AND UPDATE – A written and verbal report was provided by Gary Hengst, Chief Operator, Board questions were answered as he discussed some maintenance projects operations.
7. RESOLUTION NO. 2023-03 - ADOPTION OF LISWA DEBT MANAGEMENT and DISCLOSURE POLICY – The General Manager provided information on the development and need for the policy. Motion to approve by Director Holmes, Second by Director Landon, Approved by Roll Call 4-0.
8. PGE LOAN AGREEMENT – Consider authorization for the General Manager to execute and administer appropriate documents for a \$1,910,000 loan from PGE at zero interest for the Oxidation Ditch Aeration Conversion Project.

The General Manager provided background on the loan program initiated by the City of Lincoln and explained the changes in the amended terms. Motion to approve by Director Andreatta, Second by Director Landon, Approved by Roll Call 4-0.
9. REIMBURSEMENT AGREEMENT– Consider authorization for the General Manager to execute and deliver a reimbursement agreement with the City of Lincoln for expenses paid during the establishment of LISWA accounting functions.

The General Manager reminded the Board of the City has been paying the bills for LiSWA and the agreement formalizes the repayment terms. Motion to approve by Director Landon, Second by Director Andreatta, Approved by Roll Call 4-0.

10. RESOLUTION NO. 2023-04 – APPROVAL OF ACTIONS NECESSARY FOR REAL PROPERTY TRANSFERS – Consider approval of Resolution to execute certificates of acceptance and take related actions for transfers to, and acquisitions of real property interests to the Authority.

Legal Counsel provided information on the need for this resolution. Motion to approve by Director Landon, Second by Director Andreatta, Approved by Roll Call 4-0.

11. LETTER AGREEMENT WITH CITY OF LINCOLN REGARDING EASEMENTS FOR CITY DRINKING WATER INFRASTRUCTURE – Consider approval of authorizing the LiSWA General Manager to execute and administer a letter agreement with City of Lincoln regarding transfer of property from the City to LiSWA in accordance with the LiSWA Joint Power Authority Agreement dated November 30, 2022.

The General Manager explained the need to initiate the real property transfer in a timely manner with a blanket easement and provide a dedicated return to the City for their drinking water system. Motion to approve staff's recommendation as amended with information posted on Monday May 9, 2023 by Director Holmes, Second by Director Andreatta, Approved by Roll Call 4-0.

12. 2023/24 BUDGET PRESENTATION – Presentation of proposed budget for Board review and input.

The General Manager presented a draft version of the 2023/24 Budget and received input.

13. LEGAL REPORT - Counsel provided a verbal report regarding efforts with member agencies and their legal counsels for the transfer of property, policies and related matters.
14. DIRECTOR'S COMMENTS – Directors commented on not needing hard copies of the Agenda materials.

ADJOURNMENT - Meeting was adjourned at 11:14 am
