

**SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS MEETING**

**MINUTES OF January 9, 2019
1:30 p.m.**

President Corneille called the meeting of the Board of Directors to order at 1:37 p.m. All present stood for the Pledge of Allegiance, led by President Corneille.

ROLL CALL:

BOARD MEMBERS PRESENT:

Richard Corneille, President
David E. Raley, Director (Arrival 1:48 p.m.)
John Longville, Director
Melody McDonald, Vice President

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David Cosgrove, Rutan & Tucker, LLP

STAFF PRESENT:

Daniel Cozad, General Manager
Jeff Beehler, Land Resources Manager
Athena Monge, Administrative Services Specialist

GUESTS PRESENT:

Michelle Diamond, Tetra Tech
T. Milford Harrison, San Bernardino Valley Municipal Water District
Robert Stewart, Candidate for Division 3
David E. Smith, East Valley Water District
Shawn Redhage, Resident

1. PUBLIC PARTICIPATION

President Corneille announced that any persons present, who so desired, may make an oral presentation to the Board of Directors.

Mr. Cozad introduced Mr. Redhage and stated that the Staff and District Counsel had contacted him regarding some grading that was performed on the recently purchased Mendoza Property. Staff has been preparing the land for firebreak and for habitat improvement. Mr. Cozad, through our Field Supervisor, left a card at the residence of Mr. Redhage after speaking with neighbors to identify who performed the grading. District Counsel also sent out two letters contacting Mr. Redhage regarding this matter without response. Today is the first contact staff has had with Mr. Redhage. Mr. Redhage was asked to present any information he wished, and he stated that he spoke with Mr. Colunga regarding the removal of rocks he placed on the Mendoza Property. He said that he used a tractor to remove the rocks that he had put on the Mendoza Property. Mr. Redhage indicated that some of the excess materials were dumped by Southern California Edison (SCE) while they were performing maintenance on the power lines.

He said that SCE pushed the rocks he dumped on the property and used the tractor to move them back onto his property. The Board and District Counsel thanked Mr. Redhage for being present today and addressing this issue. This item will be discussed further in closed session.

2. ADDITIONS/DELETIONS TO AGENDA

There were no additions or deletions to the posted agenda.

3. DISTRICT STANDING COMMITTEE APPOINTMENTS

This item was taken out of order.

President Corneille introduced this item for discussion. He asked if there were any changes to standing committees that a director would like to request. President Corneille noted that Director Longville expressed interest in being a member of the Finance & Administration Committee and that he would want to remain on the Outreach & Communications Committee. Vice President McDonald asked if the Board should wait until the Division 3 Director vacancy is filled. President Corneille noted that the Board Policy Manual calls for appointments to be made in January.

It was moved by Vice President McDonald and seconded by Director Longville to extend the current Committee Appointments for Appendix B and C for one month and table this item until the February 13 Board Meeting. The motion carried 4-0 with all Directors present voting in the affirmative.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes**

4. CONSENT CALENDAR

It was moved by Director Longville and seconded by Vice President McDonald to approve Item A: Board Meeting Minutes, December 12, 2018, and Item B: Expenditure Report, December 2018. The motion carried 3-0 with all Directors present voting in the affirmative and Director Raley noted absent from the vote.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Absent**

5. COMMITTEE REPORTS/ACTION ITEMS

A. UNAUDITED FINANCIAL REPORTS, DECEMBER 2018

Mr. Cozad noted this item inclusion in Board package on page 23.

It was moved by Director Longville and seconded by Vice President McDonald to approve the Unaudited Financial Reports for December 2018. The motion carried 4-0 with all Directors present voting in the affirmative.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes**

B. STATEMENT OF INVESTMENT POLICY 2019

Mr. Cosgrove identified one change in the law that should be included in the policy. On page 36 in section 15, the document should include at the end of the paragraph, "with maturity duration of no more than five years."

It was moved by Director Raley and seconded by Vice President McDonald to approve the Statement of Investment Policy for 2019 with proposed revision. The motion carried 4-0 with all Directors present voting in the affirmative.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes**

C. DISTRICT BOARD PRIORITIES FOR 2019

President Corneille introduced this item for discussion stating that he met with staff prior to today's meeting and made some suggestions. Mr. Cozad noted the inclusion of this item in the package on pages 41 to 45. He said that one of the new items added is Item 1: Partnership Agreement Org Changes and Projects and will be labeled as a new project. The Board provided its recommendations as follows:

- Addition – Mill Creek Diversion Construction
- Deletion – Item 9 Conservation Trust Support and Development
- Deletion – Item 12 Outreach Plan Implementation
- Addition – Mentone Shop; the board believes it should be a priority this year.
- Addition – Mendoza Property Survey and Fencing
- Addition – Enhanced Recharge Projects

Director Longville stated that deleting items 9 and 12 from the priorities list signifies that these items are core elements and have been fully implemented.

It was moved by Director Longville and seconded by Vice President McDonald to approve the 2019 Board Priorities with recommended revisions. The motion carried 4-0 with all Directors present voting in the affirmative.

President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes

6. INFORMATION ITEMS

A. WASH PLAN VERBAL UPDATE

Mr. Beehler provided a verbal update on the Wash Plan. He stated that as of December 22, 2018, all work by federal partners stopped due to the government shutdown. The Department of Interior attorneys were discussing whether the Section 10 Consultation applies to the Bureau of Land Management (BLM). The updated cultural report has been completed and is being reviewed by ICF Jones & Stokes. After staff review, it will be forwarded to federal partners to be included when they return to work. The biological description is now complete and supports a low effect Habitat Conservation Plan so that Robertson's can perform mining. Staff talked to California Department of Fish & Wildlife Services (CDFW) which is reviewing the Incidental Take Permit for the Plunge Creek project, and has approved the replanting plan for the Woolly Star. This item was received and filed.

B. UPDATE ON DIVISION 3 APPOINTMENTS

President Corneille introduced Robert Stewart, a Division 3 applicant. Mr. Cozad noted that on package page 46 there is an outline of the application process and items that are completed have been checked off. To date, Mr. Stewart is the only applicant and the deadline to submit resumes is January 23. Discussion ensued regarding the selection process; it was the consensus of the Board to cancel the January 30 Special Board Meeting. The Board scheduled a Special Board Meeting to interview all applicants and appoint a Board member for February 6 at 1:30 p.m.

C. GENERAL MANAGER'S REPORT AND MONTHLY RECHARGE REPORT

Mr. Cozad indicated that the written General Manager's Report was included in the Board Package on pages 47 to 56. The Monthly Recharge Report was included on page 57. Mr. Cozad said that the District should have the Draft Classification and Compensation Study by February 13 for Board review. He gave a PowerPoint presentation update on the Enhanced Recharge Project. He said the water coming into the sedimentation basin that goes through the distribution wall is leaking into the Redlands Aqueduct causing an overflow at the old Greenspot Bridge trail. This water was turned out to the river due to this leakage. If the water goes past Alabama Street, it is not considered river recharge because other tributaries join the flow and it may not sink into the Bunker Hill Basin. Mr. Cozad reviewed the progress on repairs and upgrades to the Parshall Flume. He said there are repairs simultaneously in the Parshall Flume and Redlands Pipeline. The District is recharging in the Santa Ana River to the maximum extent possible. Mr. Cozad said that the Land Exchange Act had been placed into a Bill with approximately forty other bills; it will make its way to the floor in January or February. Staff provided a handout of the redline version of the Active Recharge Partnership Agreement with Valley District and discussed revisions. Mr. Cosgrove detailed the description for the Board,

noting that he prepared the revisions requested by Valley District and wrote the language and asked for Board concurrence. Board members expressed their support of the changes and stated there was no need to reconsider their prior approval. Mr. Cozad provided part of the Draft State Waterboard Dredge and Fill Regulations. He indicated that the yellow highlight shows the specific language that the District asked for as an exemption to the regulation and procedures. Staff is working with legal counsel to identify if the language in the new draft meets the District needs, and whether additional expenses within the general manager's spending authority will occur for outside counsel's assistance. This item was received and filed.

D. FUTURE AGENDA ITEMS AND STAFF TASKS

Director Raley indicated he would like the Conservation Trust to hold its meetings quarterly. He also asked that the Ad Hoc Trails Committee hold a meeting to get an update.

7. MONTHLY BOARD MEMBER COMMITTEE ACTIVITY REPORTS, AND/OR COMMENTS BY BOARD MEMBERS

Director Longville attended the Valley Municipal Board Meeting on December 18.

Director Raley attended the Valley Municipal Board Workshop on December 11, Valley Municipal Board Meeting on December 18 and Redlands Rise N Shine on January 4.

Vice President McDonald attended the Strategic Analysis/Plan Committee Workshop on December 13, Valley Municipal Board Meeting on December 18 and San Bernardino Area Chamber of Commerce Koffee Klatch on December 19. She also attended the Valley Municipal Board meeting on January 8.

President Corneille attended the Valley Municipal Board Meeting on December 18 and Redlands Rise N Shine on January 4. He also met with the General Manager regarding the Blossom Trails.

8. UPCOMING MEETINGS

President Corneille noted that there would be an Operations Committee held on January 17. He also stated that the Valley Municipal Workshop will be held on January 14 and the Valley Municipal Board Meeting on January 22. President Corneille noted that he would chair the Advisory Commission on Water Policy tomorrow night.

9. CLOSED SESSION

It was moved by Vice President McDonald and seconded by Director Longville to adjourn to Closed Session. The motion carried 4-0 with all Directors present voting in the affirmative.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes**

General Counsel announced that the meeting would adjourn to closed session under all of the posted agenda items. Additionally Mr. Cosgrove provided a correction to Item 3: the negotiators for CEMEX are Sean Palmer and Christine Jones.

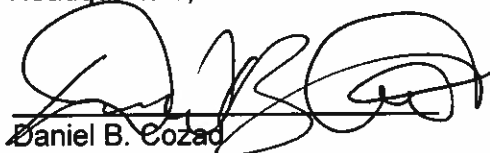
At 3:40 p.m., the meeting reconvened into Open Session. Mr. Cosgrove noted that there was no reportable action.

10. ADJOURN MEETING

It was moved by Vice President McDonald and seconded by Director Longville to adjourn. The motion carried 4-0 with all Directors present voting in the affirmative.

**President Corneille: Yes
Vice President McDonald: Yes
Director Longville: Yes
Director Raley: Yes**

At 3:40 p.m., the meeting was adjourned to the Special Board of Directors Meeting scheduled for 1:30 p.m. February 6, 2019, at District Headquarters, 1630 W. Redlands Blvd., Redlands, Calif.



Daniel B. Cozad
General Manager