

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS MEETING

MINUTES OF June 10, 2015
1:30 P.M.

President Corneille called the Board Meeting of the Board of Directors to order at 1:30 p.m. All present stood for the pledge of allegiance, led by President Corneille.

ROLL CALL:

BOARD MEMBERS PRESENT:

Richard Corneille, President
Melody McDonald, Vice President
David E. Raley, Director
Manuel Aranda, Director
John Longville, Director (Arrival 1:40 p.m.)

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:

Don Lee, Tetra Tech
Charles Roberts, Highland Community News
Socorro Pantaleon, Representative for Assemblyman Steinorth
David Matza, Representative for Senator Morrell
May Mamari, Cal State San Bernardino Student (EES Program)

1. PUBLIC PARTICIPATION

President Corneille announced this as the time for any persons present, who so desire, to make an oral presentation to the Board of Directors. Hearing none, the meeting continued with published agenda items.

2. ADDITIONS/DELETIONS TO AGENDA

There were none.

comments are in the minutes provided. She expressed her support and appreciation for Mr. Cozad's exceptional work that is performed with a minimum of resources. She said that she is grateful for all he does but would rather increase his salary to something comparable to what he would make at another agency similar to ours. Vice President McDonald noted that San Bernardino County Water Agency salaries were reviewed for other General Manager's at similar agencies and Mr. Cozad is at the second to lowest in the range, but that Mr. Cozad declined a more significant increase. Discussion ensued. Director Aranda and Longville concurred with Vice President McDonald. Director Raley commended Mr. Cozad on his services however he indicated that the District having limited resources is unable to pay a comparable salary. President Corneille expressed his appreciation and said that he spoke with all staff and they are all supportive and appreciative of Mr. Cozad's leadership. The District Field Supervisor stated that Mr. Cozad is the first General Manager the District has had that regularly visit's the field and works through solutions with field staff.

It was moved by Director Aranda and seconded by Director Raley to approve the Ad Hoc GM Evaluation Committee's recommendation to give the General Manager a 5% bonus of \$9,451 for his performance during fiscal year 2014-2015 and to increase salary by 5.3% to \$199,028 for fiscal year 2015-2016. The motion carried 5-0 with all Directors present voting in the affirmative.

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

President Corneille also introduced the Employment Agreement for the General Manager for fiscal year 2015-2016 for discussion. Mr. Cosgrove reviewed the notable changes to Paragraph 4 of the agreement regarding disability. It indicates that if there is a disability more than any six weeks or he retires due to disability that the District will pay for health insurance in accordance with District policy. The language for qualifying event has been added to that paragraph which incorporates current law. Director Raley asked if the District were to pay health insurance due to disability if that would affect the Other Post-Employment Benefits (OPEB). Mr. Cozad ran the model and determined the fiscal impact per year changed slightly. Discussion ensued. Director Raley asked for staff to identify whether it would be appropriate to insure for these costs.

It was moved by Director Raley and seconded by Director Aranda to approve the Employment Agreement for 2015-2016. The motion carried 5-0 with all Directors present voting in the affirmative.

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

President Corneille noted revisions to Resolution No. 528 defining the General Manager's responsibilities and authority as follows: 1) Removed the requirement for an annual report,

because this is done monthly; 2) Added clarifying language related to news media; and 3) Added under expenses that these are approved by the President or Vice President of the Board.

It was moved by Vice President McDonald and seconded by Director Aranda to approve Resolution No. 528 pertaining to General Manager Responsibilities. The motion carried 5-0 with all Directors present voting in the affirmative.

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

B. UNAUDITED FINANCIAL REPORTS, MAY 2015

Mr. Cozad noted that the Unaudited Financial Reports begin on page 36 of the package. He said that there are expenses allocated to legal costs under the General Fund Enterprise that should be in the Land Resources Enterprise but that this will be adjusted. Next month the Board will see audit financials because the auditor will begin making end of the year accruals. He noted that cash status is on page 42 and that we are 20% ahead of where we were a year ago. Director Aranda asked why the Mentone House Maintenance GL was over budget. Mr. Cozad stated that it was due to the number of repairs that had to be made after the previous tenant vacated and the capital cost to remove turf and put in water efficient landscaping. Director Aranda asked why the Mobile Phone cost was over budget. Mr. Cozad will review and bring back update. He said that the District ceased providing District cell phones to employees a few years ago and implemented a reimbursement policy where employees are reimbursed a percentage for their use of their personal cell phone for District business. Brief discussion ensued. Director Raley requested that the Finance & Administration Committee review the mobile phone reimbursement policy for employees. President Corneille stated that the Board of Directors' Expenses GL's are under budget and that he would like for all Directors to make sure all of their expense reimbursements for this fiscal year are turned in before the close of the fiscal year.

It was moved by Director Aranda and seconded by Vice President McDonald to approve the Unaudited Financial Reports for May 2015. The motion carried 5-0 with all Directors present voting in the affirmative.

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

C. ACCESS PERMIT TO INSTALL HISTORICAL MARKER FOR THE GREENSPOT MARKET

Mr. Cozad introduced this item for discussion. E Clampus Vitus (ECV) is a non-profit historic society which called and asked the District if it had a large space that they can utilize to as a

Mr. Beehler introduced this item for discussion. The written Wash Plan Report is included in the Board package on page 53 along with Wash Plan financial spreadsheet. The HCP documentation is being reviewed by FWS. Most of this month's work has been regarding phasing. BLM and FWS have a screen check version of the EIR and EIS except for the cultural report. The cultural report was outdated so it is being redone including the boundaries; currently working with BLM to obtain access permits to perform the surveys on BLM land. Phase I is the HCP, analyzed individually prior to a land transfer. The analysis is also completed for when the land transfer occurs because both have to stand on their own merits. Phase II is mining; those lands to be mined must be transferred to the District before this activity can occur. All of the information related to the jurisdictional determination has been sent to the COE and the District is awaiting a letter of response. CAFWS is now fully engaged in the process and is pleased with progress so far. Once the cultural report is complete and after federal review the EIR/EIS can be posted. Vice President McDonald noted that the SBVMWD Board commended District staff on the progress they have made to date on the Wash Plan. All of the Wash Plan Task Force member contributions are paid up to date. The EIR/EIS could possibly be released early July. Mr. Cosgrove is developing the Draft Implementation Agreement and should have it completed soon. Mr. Cozad reviewed endowment allocation costs individually with all partners. This item was received and filed.

C. GENERAL MANAGER'S REPORT AND MONTHLY RECHARGE REPORT

Mr. Cozad indicated that the written General Manager's Report is included in the Board package on page 58. Staff has submitted the yearly water rights filings on Mill Creek and Santa Ana River. Mr. Cozad was in discussions with Spiniello, but they have sent their scale to New Jersey. The Registrar of Voters provided an estimated cost for this year's elections of \$67,700 for the two positions that are up for election. This amount is less than previous years. Mr. Cozad provided a handout of draft maps from LAFCO related to the sphere of influence evaluation. They are looking at four alternatives. Option 1 is the sphere the District requested. Director Raley asked the status of Plunge Creek. Mr. Cozad said that preliminary hydrology reports have been received and comments were given to consultants. The consultants are working on the hydrologic model and plan to have a draft engineering report by January 2016. There will be a review meeting with the Operations Committee once we have preliminary design alternatives. Mr. Cozad noted that the District received a grant funding reimbursement of about \$5,000 so far. Mr. Beehler said that the consultants for the Plunge Creek project are working on the model and that they did not have specific info they needed but staff has since submitted the necessary info to them. Mr. Cozad said that the Mill Creek intake redesign field work has been done and preliminary designs are anticipated in July with the final design completed in January 2016. These items were received and filed.

D. FUTURE AGENDA ITEMS & STAFF TASKS

Vice President McDonald requested that the Board Calendar be included in the back of every Board package sent out.

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

Director Raley attended the Rise N Shine meeting where they passed their budget. He will be presenting to the Chamber for 2 minutes at their next meeting and requested assistance with preparing a presentation. Director Raley attended the press conference at SBVMWD and SBVMWD Wages, Insurance and Benefits Committee Workshop where they reviewed staffing and compensation levels.

Director Aranda attended the SBACC. He also attended CSDA Legislative Days and met with legislators. He made two presentations to the SBACC where they requested information on the Governor's Emergency Regulations. Additional written reports are included in Board Package.

Director Longville attended Butch Araiza's Retirement Dinner. He attended a reception for Congressman Xavier Becerra and the LAFCO hearing.

Vice President McDonald attended the ACWA State Legislative Committee and Butch Araiza's Retirement Dinner. She attended SBVMWD Board Meeting where they adopted their Board Policy with no increase in compensation rate and the BTAC monthly meeting. Additional written reports are included in Board Package.

President Corneille attended the HACC State of the Community Luncheon, Ad Hoc GM Evaluation Committee meeting, SBVMWD Press Conference and Butch Araiza's Retirement Dinner.

7. UPCOMING MEETINGS

President Corneille said that there will be an Advisory Commission meeting held this Thursday on the drought and the City of Redlands will be making a presentation. Socorro Pantuleon of Assemblyman Steinorth's office noted that there will be Community Coffee at Molly's (San Bernardino) this Saturday from 9:00 a.m.-10:00 a.m. for those who wish to attend.

8. CLOSED SESSION

There was no Closed Session held.

9. ADJOURN MEETING

It was moved by Director Aranda and seconded by Vice President McDonald to adjourn. The motion carried 5-0 with all Directors present voting in the affirmative.

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

At 3:19 p.m. the meeting adjourned to the next regular Board Meeting scheduled for July 15, 2015 at 1:30 p.m. at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA.



Daniel B. Cozad
General Manager