



San Bernardino Valley Water Conservation District

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, July 8, 2020 – 1:30 p.m.

In accordance with [Governor Newsom's Executive Order N-25-20 and N-29-20](#), this meeting is being conducted via teleconference/Zoom. Anyone wishing to join the meeting can join via

Zoom: Call in (669) 900-6833, Meeting ID: 827 1733 1881

To join the Zoom Meeting online: <https://zoom.us/j/82717331881>

Note: Copies of staff reports and other documents relating to the items on this agenda are on file at the District office and are available for public review during normal District business hours. New information relating to agenda topics listed, received, or generated by the District after the posting of this agenda, but before the meeting, will be made available upon request at the District office and in the Agenda Package on the Districts website. It is the intention of the San Bernardino Valley Water Conservation District to comply with the Americans with Disabilities Act (ADA) in all respects. If you need special assistance with respect to the agenda or other written materials forwarded to the members of the Board for consideration at the public meeting, or if as an attendee or a participant at this meeting you will need special assistance, the District will attempt to accommodate you in every reasonable manner. Please contact Athena Monge at (909) 793-2503 at least 48 hours prior to the meeting to inform her of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

1. PUBLIC PARTICIPATION

Members of the public may address the Board of Directors on any item that is within the jurisdiction of the Board; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) Section 54954.2 of the Government Code.

2. ADDITIONS/DELETIONS TO AGENDA

Section 54954.2 provides that a legislative body may take action on items of business not appearing on the posted agenda under the following conditions: (1) an emergency situation exists, as defined in Section 54956.5; (2) a need to take immediate action and the need for action came to the attention of the District subsequent to the agenda being posted; and (3) the item was posted for a prior meeting occurring not more than five calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.

3. CONSENT CALENDAR

- A. Approval of Board Minutes, June 10, 20205
- B. Approval of Expenditure Report, June 2020 10

1630 W. Redlands Blvd, Suite A
Redlands, CA 92373
Phone: 909.793.2503
Fax: 909.793.0188
www.sbvwd.org Email: info@sbvwd.org

BOARD OF DIRECTORS

Division 1:
Richard Corneille

Division 2:
David E. Raley

Division 3:
Robert Stewart

Division 4:
John Longville

Division 5:
Melody McDonald

GENERAL MANAGER

Daniel B. Cozad

4. COMMITTEE REPORTS /ACTION ITEMS

Action Items

A. UNAUDITED FINANCIAL REPORTS, June 2020 - 5 minutes (M#1726).....17
Presenter: Daniel Cozad
Recommendation: Review and approve the unaudited financials for June 2020.

B. UPPER SANTA ANA RIVER WASH HABITAT CONSERVATION PLAN AND FINAL ENVIRONMENTAL IMPACT STATEMENT/SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT - 20 minutes (M#1728)24

Presenters: Betsy Miller/David Cosgrove

a. Public Comment

b. **Recommendation:**

- i. Certify that the Final Environmental Impact Statement/Supplemental Environmental Impact Report for the Proposed Habitat Conservation Plan and Section 10 Permit for the Upper Santa Ana River Wash Plan, FWS-R8-ES-2019-N111 and SCH No. 2004051023, has been prepared in accordance with the National Environmental Policy Act (NEPA) and California Environmental Quality Act (CEQA), and that said report reflects the independent judgement of the San Bernardino Valley Water Conservation District as Lead Agency, and state for the record that the FEIS/SEIR has been reviewed and considered prior to approving the project
- ii. Adopt the Findings, Statement of Overriding Considerations and Mitigation, Monitoring and Reporting Program (MMRP) for the Final Environmental Impact Statement/Supplemental Environmental Impact Report Proposed Habitat Conservation Plan and Section 10 Permit for the Upper Santa Ana River Wash Plan
- iii. Approve and adopt the Upper Santa Ana River Wash Habitat Conservation Plan
- iv. Authorize the General Manager to execute, on behalf of the District, any and all documents relating to the issuance of any Incidental Take Permits (State or Federal), other permits related to implementation of the Upper Santa Ana River Wash Habitat Conservation Plan, and any Implementation Agreement, Memoranda of Understanding, or Certificates of Inclusion in furtherance of such plan.
- v. Approve Resolution No. 579 approving the Upper Santa Ana Wash Habitat Conservation Plan and Certifying the Final Environmental Impact Statement/Supplemental Environmental Impact Report prepared therefor and making certain findings relative thereto.

C. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT FOR ON-CALL BIOLOGICAL SERVICES WITH ORIGIN BIOLOGICAL - 10 minutes (M#1727).....98

Presenter: Daniel Cozad

Recommendation: Staff recommends that the Board amend the Contract Services Agreement for Professional Services (Agreement) with Origin Biological (Consultant) for biological services to increase the not-to-exceed amount by \$176,505.

5. **INFORMATION ITEMS:**

- A. Wash Plan Verbal Update – 5 Minutes
- B. Construction Projects Plunge/Mill/ARTP Verbal Update – 5 Minutes
- C. General Manager’s Report and Monthly Recharge Report – 5 Minutes115
- D. Cost Benefit Analysis for Aggressive Recharge Operations – 10 Minutes.....121
- E. Future Agenda Items & Staff Tasks

6. **MONTHLY BOARD MEMBER MEETING REPORTS, AND/OR BOARD MEMBER COMMENTS**

- A. Board Member Meeting Reports – 15 minutes

7. **UPCOMING MEETINGS:**

- A. June 16, 2020 San Bernardino Valley Municipal Water District Board Meeting, 2:30 p.m. at Valley Municipal
- B. July 3, 2020 District Closed in Observance of Independence Day
- C. July 7, 2020 San Bernardino Valley Municipal Water District Board Meeting, 2:00 p.m. at Valley Municipal
- D. July 8, 2020 Board of Directors Meeting, 1:30 p.m. at Conservation District
- E. July 9, 2020 Active Recharge Transfer Projects Policy Committee, 9:00 a.m. at Conservation District
- F. July 15, 2020 Big Bear Watermaster Committee, 1:30 p.m. at Conservation District
- G. July 15, 2020 Advisory Commission on Water Policy, 6:30 p.m. at Valley Municipal
- H. July 21, 2020 San Bernardino Valley Municipal Water District Board Meeting, 2:00 p.m. at Valley Municipal
- I. July 22, 2020 Finance & Administration Committee, 1:30 p.m. at Conservation District
- J. August 3, 2020 Ad Hoc Audit Committee, 10:30 a.m. at Conservation District
- K. August 12, 2020 Board of Directors Meeting, 1:30 p.m. at Conservation District
- L. August 14, 2020 SBC Water Conference, 9:00 a.m.-1:00 p.m. at Double Tree Ontario

8. **CLOSED SESSION**

- 1. The Board will meet in Closed Session under authority of Government Code §54956.9 (a), in order to discuss existing litigation, Endangered Habitats League et al. vs. U.S. Army Corps of Engineers, Central District Court Case no. Case No.: 2:16-cv-09178-MWF-E.

2. The Board will meet in closed session under authority of Government Code §54956.8 regarding the potential renewal of lease of various properties located within section 11 and 12 more specifically described in “Mineral Lease for Extraction of Sand and Gravel Materials” dated November 1, 2011. The discussion will concern the price and terms of a potential renewal of the lease. The District’s negotiators are Daniel Cozad and David Cosgrove. The party with whom the District will negotiate is Cemex Materials Pacific, LLC, and its negotiators are Sean Palmer and Christine Jones.
3. The Board will meet in closed session under authority of Government Code §54956.8 regarding the lease of various tenant suites at 1630 West Redlands Boulevard, Redlands, CA. The parties with whom the District may negotiate are listed below. The discussion will concern the price and terms of a potential revision of applicable leases. The District’s negotiators are Daniel Cozad and David Cosgrove. The parties with whom the District may negotiate are: Chris Pohren, Discover Cruises; and Reverend Daniel Yeboah, Help for Future Leaders and Lightway Church.
9. **ADJOURN MEETING.** The next regularly scheduled Board of Directors Meeting will be on August 12, 2020 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA.