

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS MEETING

MINUTES OF November 18, 2020
1:30 p.m.

President Corneille called the meeting of the Board of Directors to order at 1:30 p.m. by teleconference and Zoom meeting; all those in attendance stood for the pledge of allegiance led by Director Stewart.

ROLL CALL:

BOARD MEMBERS PRESENT:

Richard Corneille, President
Melody McDonald, Vice President
David E. Raley, Director
Robert Stewart, Director
John Longville, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David Cosgrove, Rutan & Tucker

STAFF PRESENT:

Daniel Cozad, General Manager
Betsy Miller, Land Resources Manager/Assistant General Manager
Erwin Fogerson, Senior Engineer/Project Manager
Athena Monge, Administrative Specialist
Katelyn Scholte, Assistant Engineer

GUESTS PRESENT:

T. Milford Harrison, San Bernardino Valley Municipal Water District
June Hayes, San Bernardino Valley Municipal Water District
Gil Navarro, San Bernardino Valley Municipal Water District
David E. Smith, East Valley Water District
Clayton Larkin, Tetra Tech

1. PUBLIC PARTICIPATION

President Corneille announced that any person present, who so desired, may make an oral presentation to the Board of Directors. There being none, the meeting continued with the posted agenda items.

2. ADDITIONS/DELETIONS TO AGENDA

There were none.

3. CONSENT CALENDAR

It was moved by Director Longville and seconded by Director Raley to approve the Consent Calendar: Item A: Board Minutes, October 14, 2020, Item B: Special Board Minutes, October 19, 2020, and Expenditure Report, October 2020. The motion carried 5-0 with all Board members present voting in the affirmative.

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

4. COMMITTEE REPORTS/ACTION ITEMS

A. 1ST QUARTER UNAUDITED FINANCIALS FOR FY 2020-2021

Mr. Cozad reviewed this item and noted its inclusion in the package on page 23. The City of Redlands is not currently a member of the Groundwater Council, so once they join their payment for FY 2021 will be split between Groundwater Council and Groundwater Charge. Mr. Cozad noted that the Redlands Plaza revenue is lower than budgeted due to the majority of the tenants participating in the payment plan offered by the District due to the pandemic. It will likely be caught up the first six months of next year. He indicated that the Quarterly Investment Report is included on package page 28; the District is beginning to de-ladder its 'CDs. Reinvestment in 'CDs is becoming difficult due to very low available interest rates.

It was moved by Director Longville and seconded by Director Raley to approve the 1st Quarter Unaudited Financials for FY 2020-2021 as presented. The motion carried 5-0 with all Board members present voting in the affirmative.

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

B. UNAUDITED FINANCIAL REPORTS, OCTOBER 2020

It was moved by Vice President McDonald and seconded by Director Longville to approve the Unaudited Financial Reports for October 2020. The motion carried 5-0 with all Board members present voting in the affirmative.

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

C. ENGINEERING INVESTIGATION PLAN FOR 2021

This item was taken out of order.

President Corneille thanked Katelyn Scholte, Assistant Engineer, for her work on the Engineering Investigation Report (EI Report) Plan and Valley Municipal for their collaboration and support. Mr. Cozad said that there are no changes to the current Engineering Investigation Plan and expressed his appreciation for Ms. Scholte's work on the EI Report. Ms. Scholte indicated that there were no recommended changes to the report. Vice President McDonald expressed her appreciation for Ms. Scholte as well.

It was moved by Vice President McDonald and seconded by Director Stewart to approve the Engineering Investigation Plan for 2021 as presented. The motion carried 5-0 with all Board members present voting in the affirmative.

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

D. 'ROBERTSON'S READY-MIX PURCHASE AND SALE AGREEMENT

Mr. Cozad noted this item's inclusion on package page 43. The Purchase and Sale agreement is meant to benefit the Active Recharge Transfer Projects (ARTP), which allows the District to perform additional recharge. The agreement summary is included on package page 45. The District reviewed this item with the ARTP Policy Committee, who endorsed the land acquisition. Mr. Cosgrove said that the District will own the land and that 'Robertson's will own the material to be mined per the agreement. President Corneille inquired about the due diligence period and asked if the District will need consultants. Mr. Cozad said that the District would be looking for the title report and prior use and ownership. If there are any required reviews that staff is unable to perform, they will advise the Board. President Corneille proposed a field tour of the site for the Operations Committee and the ARTP Policy Committee. Mr. Cozad said that staff would need to coordinate with 'Robertson's to schedule a tour; it is currently an active mining site. He noted that the grading plan is included on package page 63. Discussion ensued. Director Stewart asked if this will require any changes to the Wash Plan. Mr. Cozad indicated that the agreement would require minor permitting modifications to the CUP and Closure Plan but complies with Wash Plan permitting requirements.

It was moved by Vice President McDonald and seconded by Director Longville to approve the Purchase and Sale Agreement as presented including non-substantive changes approved by General Manager and District Counsel and authorize the General Manager to execute the Purchase and Sale Agreement and related administrative documents required. The motion carried 5-0 with all Board members present voting in the affirmative.

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

E. COLLABORATIVE AGREEMENT FOR ENHANCED RECHARGE AMENDMENT

Mr. Cozad presented this item for discussion. He noted this item's inclusion on package page 76. President Corneille commended Mr. Cosgrove for his approach to efficiently updating the agreement with Valley District and Western MWD. Mr. Cosgrove gave an overview of Amendment as outlined within the memo; the Amendment is included beginning package page 160. The Amendment preserves the intent of the original agreement. Staff and District Counsel have distributed proposed amendment to partner agencies and their counsels for review. President Corneille requested that the final design of the Enhanced Recharge facilities be reviewed by the Operations Committee and prior to final approval by the Board. Mr. Cozad said that staff will coordinate closely with partner agencies and bring back the design for final approval.

It was moved by President Corneille and seconded by Vice President McDonald to approve the Amendment as presented including non-substantive changes approved by the General Manager and District Counsel and authorize the Board President to execute the Amendment. The motion carried 5-0 with all Board members present voting in the affirmative.

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

F. 2021 BOARD MEETING CALENDAR REVIEW

Mr. Cozad introduced this item for discussion, noting its inclusion beginning page 167. Discussion ensued regarding potential changes to the calendar. The Board recommended changing the May 26, 2021, meeting to May 12, 2021, since there is no anticipated conflict with other meetings.

It was moved by President Corneille and seconded by Director Longville to approve the 2021 Board Meeting Calendar with minor revisions. The motion carried 5-0 with all Board members present voting in the affirmative.

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

5. INFORMATION ITEMS

A. WASH PLAN IMPLEMENTATION AND STATE PERMITTING UPDATE

Ms. Miller indicated that the Wash Plan was selected for the Regional HCP Spotlight at the 2020 National Habitat Conservation Planning Coalition Conference. Staff continues to work with the Bureau of Land Management on the Land Exchange. The District submitted our Year 1 one-year monitoring and management proposal to the U.S. Fish & Wildlife Service at the end of October, and a discussion is

planned for later today. The Wash Plan Task Force will meet on December 8 at 1:00 p.m.; the focus of this meeting will be to discuss AECOM's preliminary results and the proposed approach for State and waters permitting for Wash Plan Covered Activities. The first Wash Plan Covered Activity – after the Plunge Creek Conservation Project – and the second is moving forward with the Plunge Creek Quarry ARTP design. Ms. Miller has been working with consultants and resource agencies to make progress on these projects. The San Diego Zoo provided a photograph of one of the San Bernardino kangaroo rats (SBKR) captured from the Wash Plan Preserve as part of their grant-funded translocation study, along with a report that all SBKR from District lands were healthy three months after translocation. This item was received and filed.

B. 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 169 through 172. He stated that pictures of the first water to flow through the Plunge Creek Conservation Project were shown on page 170. Mr. Cozad noted a letter from CalPERS regarding the 'Districts' Unfunded Accrued Liability, shown on package page 173. The District is collaborating with a company called SourceWater, which condenses water out of the air through a solar cell. They will install a pilot facility at the District headquarters and field office. Director Longville thanked Mr. Cozad for his leadership on this progressive technology. President Corneille asked for a link to the monthly newsletter to be included in the Board package. He also requested an Outreach & Communications Committee meeting be scheduled soon. The Monthly Recharge Report was included on package page 178. This item was received and filed.

C. PROCLAMATION FOR CLARE HENRY DAY

President Corneille noted this item's inclusion beginning package page 179. He indicated that former Director Clare Henry Day turned 100 on November 6. President Corneille presented this Proclamation to Mr. Day, which was covered in an article in the Redlands Community News, shown on page 180. He thanked staff for assisting in preparing the Proclamation and indicated that Mr. Day expressed his appreciation to the Board. The Board thanked President Corneille for presenting Mr. Day with this item.

D. FUTURE AGENDA ITEMS AND STAFF TASKS

President Corneille said that both himself and Director Stewart will be sworn in December. Also, the Board President and Vice President elections will be held in December. President Corneille congratulated Vice President McDonald on her work on the JPIA Board of Directors and picture in the article in latest the ACWA/JPIA newsletter.

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

President Corneille chaired the Advisory Commission on Water Policy on October 15. He attended the Redlands Legislative Forum on October 16, the Special Board meeting on October 19, and presented at the Highland Area Chamber of Commerce (HACC) on October 27. He attended the Redlands Rise N Shine on November 6 and met with the General Manager and Director Raley regarding the Conservation Trust Audit on November 16.

Vice President McDonald attended the Special Board meeting on October 19, HACC Meeting on October 27, and the Valley Municipal Board meeting on October 20. She attended the Valley Municipal Board meeting on November 3, the Valley Municipal Resources Workshop on November 5, and the Association of San Bernardino County Special Districts Board meeting on November 9. She attended the Valley Municipal Engineering Workshop on November 10, Valley Municipal Policy Workshop on November 12, and the Valley Municipal Board meeting on November 17.

Director Stewart attended the Special Board meeting on October 19 and 'today's Board meeting.

Director Raley attended the Advisory Commission on Water Policy on October 15, signed expenditures on November 6 at the District Office, and attended the Valley Municipal Engineering Workshop on November 10. He attended the Valley Municipal Policy Workshop on November 12 and Conservation Trust Board meeting on November 16.

Director Longville attended the Valley Municipal Board meeting on November 17, Finance & Administration Committee on November 18, and Valley Municipal Board meeting on October 20.

7. UPCOMING MEETINGS

There were none discussed.

8. CLOSED SESSION

There was none held.

9. ADJOURN MEETING

It was moved by Director Longville and seconded by Vice McDonald Corneille 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 Stewart: Yes**

At 3:00 p.m., the meeting adjourned to the Board meeting scheduled for 1:30 p.m. on December 9, 2020, via Zoom.


Daniel B. Cozad
General Manager