



**San Bernardino Valley  
Water Conservation District**

Helping Nature Store Our Water

**BOARD OF DIRECTORS MEETING AGENDA**

**Wednesday, October 12, 2022 – 1:30 p.m.**

Anyone wishing to listen to or participate in the meeting can join via Zoom:

**Call in (669) 900-6833, Meeting ID: 828 2351 1711**

To join the Zoom Meeting on <https://us02web.zoom.us/j/82823511711>

While the District makes every attempt to follow all guidance re COVID-19 safety protocols, the District cannot assure in-person attendees that they will not be exposed to COVID-19 or persons who have been so exposed, and attendees are advised to exercise caution in limiting their own incidences of exposure, particularly those who may be in groups at higher risk of infection, or serious symptoms of COVID-19 if infected.

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 District's 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 a participant at this meeting you will need special assistance, the District will attempt to accommodate you in every reasonable manner. Please contact Athena Laroche 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.

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**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

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**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*

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**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**

Betsy Miller

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. **GUEST RECOGNITION/SELF INTRODUCTIONS**
  
- 4. **CONSENT CALENDAR**
  - A. Approval of Board Minutes, September 14, 2022.....5
  - B. Approval of Expenditure Report, September 2022 .....14
  - C. Board Policy Manual Revisions Resolution No. 603 .....27
  
- 5. **COMMITTEE REPORTS /ACTION ITEMS**

**Committee Reports**

- A. OPERATIONS COMMITTEE VERBAL UPDATE - 5 minutes  
*Presenter: Operations Committee*  
*Recommendation:* The Operations Committee will report on items discussed at the October 4 meeting.
  
- B. OPERATIONS AND MANAGEMENT MANUAL UPDATE 2022 - 5 minutes (M#1890) .....29  
*Presenter: Operations Committee/Katelyn Scholte/Laura Torres*  
*Recommendation:* The Operations Committee recommends Board approval of the 2022 update of the Operations and Management Manual.

**Action Items**

- C. UNAUDITED FINANCIAL REPORTS, September 2022 - 5 minutes (M#1891).....30  
*Presenter: Angie Quiroga/Betsy Miller*  
*Recommendation:* Review and approve the unaudited financials for September 2022.
  
- D. COST RECOVERY AGREEMENT PAYMENT TO BLM FOR WASH PLAN LAND EXCHANGE - 5 minutes (M#1892) .....37  
*Presenter: Betsy Miller*  
*Recommendation:* Staff recommends that the Board 1) ratify \$51,762 paid under the District’s Cost Recovery Agreement with BLM from April 22, 2020, through April 21, 2021, and 2) authorize the General Manager to execute a new payment of up to \$35,000 to the Bureau of Land Management (BLM) under our existing Cost Recovery Agreement for fees associated with processing the Wash Plan land exchange.

- 6. **INFORMATION ITEMS:**
  - A. Environmental Update – 5 Minutes.....42
  - B. Wash Plan Trails Status Report – 5 Minutes.....45
  - C. Engineering Update – 5 Minutes.....46
  - D. General Manager’s Report and Monthly Recharge Report – 5 Minutes.....47
  - E. Future Agenda Items & Staff Tasks – 5 Minutes

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

8. **UPCOMING MEETINGS:**

- A. October 13, 2022 San Bernardino Valley Municipal Water District Board Policy Workshop, 2:00 p.m. at Valley Municipal
- B. October 17, 2022 Association of San Bernardino Special Districts Dinner, 6:00 p.m. hosted by the Best Best & Krieger LLP (The Old Spaghetti Factory, Ranch Cucamonga)  
Topic: The Brown Act in 2023:What Will Change and What Won't
- C. October 18, 2022 San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal
- D. October 19, 2022 USAR WIFA Meeting, 8:30 a.m. via Zoom/Teleconference
- E. October 19, 2022 Conservation Trust, 2:00 p.m. at the Conservation District
- F. October 26, 2022 USAR WIFA Technical Advisory Committee Meeting, 8:30 a.m. via Zoom/Teleconference
- G. November 8, 2022 ARTP Policy Committee Meeting, 9:00 a.m. at Conservation District  
(Zoom Meeting ID: 839 6435 3633)
- H. November 9, 2022 Board of Directors Meeting, 1:30 p.m. at Conservation District  
(Zoom Meeting ID: 828 2351 1711)
- I. November 16, 2022 Finance & Administration Committee Meeting, 1:30 p.m. at Conservation District  
(Zoom Meeting ID: 894 6254 7301)
- J. November 24-25, 2022 Office Closed in Observance of Thanksgiving
- K. November 28-December 1, 2022 ACWA Fall Conference (Indian Wells, CA)  
**(Board Approval Required)**
- L. December 5, 2022 Basin Technical Advisory Committee, 1:30 p.m. at Valley Municipal
- M. December 23 &26, 2022 Office Cosed in Observance of Christmas

9. **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 §54956.9 (a), in order to discuss existing litigation, San Bernardino Valley Water Conservation District v. Mark J. Bacher dba Red Dragonfly Spa, SBCSC Case No. LLTVA 2103055.

3. The Board may convene in Closed Session for Conference to discuss Real Property Negotiations pursuant to Government Code §54956.8; Owner: Southern California Edison East End Hydroelectric Generation Plant property located on various parcels and easements in Mill Creek and Santa Ana River Canyons, Negotiator: Betsy Miller and David Cosgrove Owner: Southern California Edison Negotiators Allison, Bahen, Property Manager and Steven Powell, Vice President.
4. The Board will meet in Closed Session under authority of Government Code 54956.9 (d)(2), (d)(3) and (e)(1), to discuss exposure to litigation in two cases.
5. The Board will meet in Closed Session under Government Code section 54956.8, to discuss the terms and conditions of potential acquisition of Federal properties as part of the Wash Plan land exchange with BLM, consisting of 327.5 acres of the Federal Exchange Parcel, and 90 acres of the Federal Equalization Parcels, in exchange for District property of Assessor Parcel Nos. 0291-151-01, -02, and-05. David Cosgrove and Betsy Miller are the District's negotiators, and Victoria Ramirez is the lead negotiator for BLM.
6. The Board may convene in closed Session under authority of Government Code §54956.9 (a), in order to discuss potential litigation regarding the DR Horton trespass.
10. **ADJOURN MEETING.** The next regularly scheduled Board of Directors Meeting will be on November 9, 2022 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA and via Zoom/teleconference.