



**San Bernardino Valley
Water Conservation District**

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, September 14, 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.

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

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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. **PRESENTATION BY SAWPA ON CLOUD SEEDING**
- 5. **CONSENT CALENDAR**
 - A. Approval of Board Minutes, August 10, 20226
 - B. Approval of Special Board Minutes, August 24, 2022..... 15
 - C. Approval of Expenditure Report, August 2022..... 17
- 6. **COMMITTEE REPORTS /ACTION ITEMS**

Committee Reports

- A. 4th QUARTER UNAUDITED FINANCIAL REPORTS FOR FY 2021-2022 - 5 minutes (M#1883)27
Presenter: Finance & Administration Committee/Angie Quiroga
Recommendation: Review and approve the 4th Quarter Unaudited Financials for FY 2021-2022 as presented to and approved by the Finance & Administration Committee on August 3.

Action Items

- B. UNAUDITED FINANCIAL REPORTS, August 2022 - 5 minutes (M#1884)33
Presenter: Angie Quiroga/Betsy Miller
Recommendation: Review and approve the unaudited financials for August 2022.
- C. GROUNDWATER LATE PAYER, NON-RESPONDENTS AND INVESTIGATION LIST FOR GWA#58 - 5 minutes (M#1885).....39
Presenter: Betsy Miller
Recommendation: Review, discuss and direct staff to investigate late payers and non-respondents for the period of January 1, 2022 – June 30, 2022.
- D. BINDING EXCHANGE PLAN AGREEMENT FOR THE WASH PLAN LAND EXCHANGE - 5 minutes (M#1886)41
Presenter: David Cosgrove
Recommendation: Review and approve the Binding Exchange Agreement between the District and the United States Bureau of Land Management (BLM) effectuating the land exchange, as required to implement the Wash Plan.
- E. CONFLICT OF INTEREST CODE 2022 - 5 minutes (M#1887)49
Presenter: Betsy Miller
Recommendation: Review and approve the 2022 Conflict of Interest Code with amendments to identify the designated positions of Principal Engineer and ARTP Engineer to be subject to full disclosure requirements.

- F. STAFF APPOINTMENTS TO THE UPPER SANTA ANA RIVER WATERSHED INFRASTRUCTURE FINANCING AUTHORITY - 5 minutes (M#1888)54

Presenter: Betsy Miller

Recommendation: Appoint District staff to appropriate positions on the Upper Santa Ana River Watershed Infrastructure Financing Authority following recent hirings, promotions and retirements.

- G. ASSOCIATION OF THE SAN BERNARDINO COUNTY SPECIAL DISTRICTS DINNER MEETING FOR 2023 - 5 minutes (M#1889)56

Presenter: Betsy Miller

Recommendation: Select primary and secondary dates to host the Association of San Bernardino County Special District’s dinner in 2023 for inclusion on the draft 2023 Board Calendar to be presented to the Board later this year for final approval.

7. INFORMATION ITEMS:

- A. Environmental Update – 5 Minutes58
- B. Wash Plan Trails Status Report – 5 Minutes61
- C. Engineering Update – 5 Minutes62
- D. Groundwater Council Renewal Verbal Update
- E. General Manager’s Report and Monthly Recharge Report – 5 Minutes63
- F. Future Agenda Items & Staff Tasks – 5 Minutes

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

9. UPCOMING MEETINGS:

- A. September 19, 2022 ACWA Region 8 Meeting, 11:30 a.m.-3:00 p.m. (Pasadena, CA)
Topic: Adapting to Climate Change and Innovations in Conservation
- B. September 19, 2022 Association of San Bernardino Special Districts Dinner, 6:00 p.m. hosted by the Hesperia Recreation and Park District at Percy Bakker Community Center (Hesperia, CA)
Topic: Marketing for Special Districts
- C. September 20, 2022 San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal
- D. September 21, 2022 USAR WIFA Meeting, 8:30 a.m. via Zoom/Teleconference
- E. September 28, 2022 USAR WIFA Technical Advisory Committee Meeting, 8:30 a.m. via Zoom/Teleconference
- F. September 29-30, 2022 2022 California H₂O Women Water Conference Santa Barbara, CA
(Board Approval Required)
- G. October 3, 2022 Basin Technical Advisory Committee, 1:30 p.m. at Valley Municipal

- H. October 4, 2022 Operations Committee Meeting, 9:00 a.m. at Conservation District
(Zoom Meeting ID: 848 3727 1543)
- I. October 4, 2022 San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal
- J. October 5, 2022 USAR WIFA Meeting, 8:30 a.m. via Zoom/Teleconference
- K. October 6, 2022 San Bernardino Valley Municipal Water District Board Resources Workshop, 2:00 p.m. at Valley Municipal
- L. October 11, 2022 San Bernardino Valley Municipal Water District Board Engineering Workshop, 2:00 p.m. at Valley Municipal
- M. October 12, 2022 USAR WIFA Technical Advisory Committee Meeting, 8:30 a.m. via Zoom/Teleconference
- N. October 12, 2022 Board of Directors Meeting, 1:30 p.m. at Conservation District
(Zoom Meeting ID: 828 2351 1711)
- O. October 13, 2022 San Bernardino Valley Municipal Water District Board Policy Workshop, 2:00 p.m. at Valley Municipal
- P. November 8, 2022 ARTP Policy Committee Meeting, 9:00 a.m. at Conservation District
(Zoom Meeting ID: 839 6435 3633)
- Q. November 16, 2022 Finance & Administration Committee Meeting, 1:30 p.m. at Conservation District
(Zoom Meeting ID: 894 6254 7301)
- R. November 24-25, 2022 Office Closed in Observance of Thanksgiving
- S. November 28-December 1, 2022 ACWA Fall Conference (Indian Wells, CA)
(Board Approval Required)

10. **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 one case.

11. **ADJOURN MEETING.** The next regularly scheduled Board of Directors Meeting will be on October 12, 2022 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA and via Zoom/teleconference.