

SAN GORGONIO PASS WATER AGENCY
1210 Beaumont Avenue, Beaumont, California 92223

Minutes of the
Board of Directors Meeting
January 3, 2017

Directors Present: David Fenn, President
Ron Duncan, Vice President
Lenny Stephenson, Treasurer
Blair Ball, Director
David Castaldo, Director
Michael Thompson, Director

Staff Present: Jeff Davis, General Manager
Thomas Todd, Finance Manager
Cheryle Rasmussen, Executive Assistant
Jeff Ferre, General Counsel

1. **Call to Order, Flag Salute and Roll Call:** The meeting of the San Gorgonio Pass Water Agency Board of Directors was called to order by Board President David Fenn at 7:00 p.m., January 3, 2017 in the Agency Boardroom at 1210 Beaumont Avenue, Beaumont, California. Director Castaldo led the Pledge of Allegiance to the flag. A quorum was present.
2. **Adoption and Adjustment of Agenda:** *President Fenn asked if there were any adjustments to the agenda.* There being none the agenda was adopted as published.
3. **Public Comment:** *President Fenn asked if there were any members of the public that wished to make a public comment on items that are within the jurisdiction of the Agency.* There were no members of the public that wished to comment at this time.
4. **Consent Calendar:**
 - A. Approval of the Minutes of the Regular Board Meeting, December 19, 2016

Director Duncan made a motion, seconded by Director Stephenson, to adopt the consent calendar as presented. Motion passed 6-0.

5. Reports:

A. General Manager's Report:

(1) Operations Report: **(a) SWP Water Deliveries:** The Agency delivered a total of 1420 acre-feet to the Noble Creek Connection, for the month of December. **(b)** Approximately 10,799 acre-feet was delivered in a nine month period, as well as approximately 700 AF to YVWD. **(c)** SWP Table A water allocation was increased from 20% to 45% on December 21st. **(d)** Lake Oroville is at 91% of normal for January 3; San Luis Reservoir is at 90% of normal.

(2) General Agency Updates: **(a) Cal WaterFix:** Following 10 years of study and hundreds of public meetings, state and federal officials released the final EIR/EIS for the Cal WaterFix on December 22, 2016. The next step is the issuance of the Notice of Determination (NOD) and the Record of Decision (ROD) marking the official end of the CEQA and NEPA process. **(b) Board Vacancy Applications:** The Agency posted the Division 3 Notice of Vacancy at Beaumont City Hall, Banning City Hall and here at

the Agency. An ad was published by the Record Gazette on December 23rd and December 30th. The ad stated that letters of interest must be personally delivered or mailed to the Agency offices so that they are received at the Agency office no later than 4:30 p.m., on January 9, 2017.

B. General Counsel Report: (a) General Counsel Jeff Ferré deferred from reporting due to the length of the agenda.

C. Directors Reports: (1) Director Duncan shared with the Board that local news reported that the local area will receive light precipitation this Thursday through Saturday and moderate precipitation Sunday and Monday.

6. New Business: (Discussion and Possible Action)

A. Consideration and Possible Action to Adopt Resolution No. 2017-01 regarding Rotation of Board Officers: A copy of the staff report and a copy of the proposed Resolution No. 2017-01 were included in the agenda packet. Legal Counsel Jeff Ferre stated that the Board directed staff to develop a potential policy for rotation of Board officers. Resolution 2017-01 would establish a rotational basis for electing Board officers. If the Board desires to implement a rotation, then adoption of the Resolution should be considered prior to the election of Board officers. President Fenn requested comments from the Board. After discussion the Board directed legal counsel to return with a different proposed structure that would call for the election of officers on a yearly basis with a two year term limit.

B. Election of Board Officers: Director Ball made a motion, seconded by Director Thompson, to re-elect the same officers that were voted on at the December 5th Board meeting. Motion passed 6-0.

C. Update on Whitewater Flume: A staff report was included in the agenda packet. General Manager Davis and Roy McDonald, a consultant to Agency for the Whitewater Flume project, presented a PowerPoint to update the Board on the current situation, history on the project, and to provide a number of alternative actions that the Board could choose to take going forward. They answered questions from Board members.

D. Consideration and Possible Action to Nominate ACWA Region 9 Board Member: General Manager Davis stated that the purpose of this proposed Board action is to determine if the Board wishes to nominate someone from the Agency to fill a vacancy with ACWA's Region 9 Board that was created after Director Melleby retired. After discussion it was determined that no members of the Board wished to volunteer as an ACWA Region 9 Board member.

E. Consideration and Possible Action to Adopt an Invocation Policy: General Counsel Ferre stated that the Board directed legal counsel to develop a potential Invocation Policy and to provide an explanation of the current legal parameters. General Counsel Ferre reported on what the courts have ruled on an invocation for board and council meetings. After discussion, Director Castaldo made a motion, seconded by Director Stephenson, instructing staff that Board Agenda Item 1 language is reworded as follows: Call to Order, Flag Salute, Roll Call and Moment of Silence. Motion passed 6-0.

F. Consideration and Possible Action to approve an Agreement with San Bernardino Valley Municipal Water District (SBVMWD) and California Department of Water Resources (DWR) to Correctly Assign Table A Water Amounts for Yucaipa Valley Water District (YVWD): A staff report and a copy of DWR's Contract Information Form were included in the agenda packet. General Manager Davis informed the Board that the purpose of this proposed Board action is to clarify for DWR how much of the water delivered to YVWD is from the SBVMWD and how much is from the Agency. Currently DWR does not keep track of this information. In order for DWR to keep track an agreement is required. Upon approval of the agreement a Notice of Exemption document will be filed. Director Duncan made a motion, seconded by Director Stephenson, to authorize staff to complete the proposed agreement between the Agency, Valley District, and DWR; and to authorize the General Manager to sign the agreement; and to comply with the California Environmental Quality Act. Motion passed 6-0.

7. Topics for Future Agendas: None.

8. Announcements

- A. Engineering Workshop, January 9, 2017 at 4:00 p.m.
 - Review and Discussion of Resolution 2014-02, Establishing a Policy for Meeting Future Water Demands
- B. Office closed **Monday**, January 16, 2017 in observance of Martin Luther King, Jr. Day
- C. Regular Board Meeting, **Tuesday**, January 17, 2017 at 7:00 p.m.

9. Adjournment

Time: 9:30 p.m.



Jeffrey W. Davis, Secretary of the Board