

SAN GORGONIO PASS WATER AGENCY
1210 Beaumont Avenue, Beaumont, California 92223
Minutes of the
Board of Directors Meeting
November 19, 2018

Directors Present: Ron Duncan, Vice President
Lenny Stephenson, Treasurer
Blair Ball, Director
David Castaldo, Director
Stephen Lehtonen, Director
Michael Thompson, Director (arrived at 1:54 pm)

Directors Absent: David Fenn, President

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

1. **Call to Order, Flag Salute, Invocation, and Roll Call:** The meeting of the San Gorgonio Pass Water Agency Board of Directors was called to order by *Board Vice President Ron Duncan* at 1:30 p.m., November 19, 2018 in the Agency Boardroom located at 1210 Beaumont Avenue, Beaumont, California. *Vice President Duncan led the Pledge of Allegiance to the flag. Director Stephenson gave the invocation.* A quorum was present.
2. **Adoption and Adjustment of Agenda:** *Vice President Duncan asked if there were any adjustments to the agenda.* There were no adjustments to the agenda. The agenda was adopted as published.
3. **Public Comment:** *Vice President Duncan 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 that are not on today's agenda.* Tom Shalhoub (YVWD Board member) informed the Board that he was defeated during this past election. He acknowledged that the Agency is doing a good job. There were no other members of the public that wished to comment at this time.
4. **Consent Calendar:**
 - A. Approval of the Minutes of the Regular Board Meeting, November 5, 2018
 - B. Approval of the Minutes of the Engineering Workshop, November 13, 2018

Director Castaldo made a motion, seconded by Director Stephenson, to adopt the consent calendar as presented. Motion passed 5-0, with Director Thompson and President Fenn absent.

5. Reports:

A. General Manager's Report:

(1) Operations Report: (a) SWP Water Deliveries: 1) Totals were not available at this time. Deliveries have been reduced this month due to a shutdown to allow SCE to do utility work; currently running at 16 cfs.

(2) Construction Update: Grading at the service connection site is nearly complete.

(3) General Agency Updates: General Manager Davis reported on the following: **(a) DWR Consistency Certification with Delta Stewardship Council (DSC):** DWR had certified that the Cal WaterFix was consistent with the Delta Plan. This was appealed by nine groups and an appeal hearing was held in October. The DSC draft staff report had twelve issues that it challenged DWR on. Seven of the twelve were dismissed; however five are to be remanded to DWR for more work. **(b) Sites Reservoir:** Staff had previously reviewed with the Board a Sites Phase 2 participation agreement, this agreement has now been rescinded and there is a new agreement that is just for 2019. There will be no Class 1 or Class 2 water. Everything in 2019 will be paid in cash. There is about 100,000 AF of water that is not subscribed at this time. **(c) Managers Meeting Update:** Managers met today and discussed a concept that is different from what we have previously talked about; it has some support from the retail managers. Staff would like to bring this concept to the Board in December, prior to the Water Rate workshop that is scheduled for January as part of the Engineering workshop. After discussion, it was the consensus of the Board to have staff present the water retailers' concept at the December 10th Engineering workshop. **(d) SBVMWD Reception:** General Manager Davis announced that after SVMWD's November 20th Board meeting a reception will be held in honor of outgoing board members Mark Bulot and Steve Copelan for their twenty years of service with the district.

B. General Counsel Report: General Counsel Ferre stated that there was a recent case dealing with the Brown Act. The case had to do with a public entity's ability to put reasonable restrictions on public comment during public meetings. Public entities can place reasonable time restrictions on public comment at their meetings as long as the time restrictions do not violate state or federal law. As long as the rule for public comment are fair and apply consistently the members of the public have an opportunity to speak about an item on the agenda either during public comment or prior to the action coming up, but not to engage in point-counter-point before or after staff/board is talking about or discussing of an item. The main take away for our Agency is that we are to be very careful to keep to the same time period for each public speaker. If we are allowing one member of the public to speak for five minutes than all members of the public must keep to the same time frame. It's to apply the public comment time portion consistently, and to keep in mind that there are particular times for public comment, particular times for staff comment, and particular times for the board to take action.

C. Directors Reports: 1) Director Stephenson reported on the following: **a)** He attended the SBVMWD on November 6th. He noted that the Citrus Reservoir is close to the flight path of the Redlands Airport. A floating cover system called the Rhombo Hexoshield has been purchase by SBVMWD and our Agency. The floating ball system has been proven to be an effective wildlife deterrent. The system will provide almost 100 percent cover of the reservoir, not allowing light that will reduce the potential for algae growth because they need sunlight as one of the nutrients. The system also helps prevent evaporation. **b)** On November 13th he attended the YVWD workshop. **c)** On November 14th he attended the YVWD GSA kick-off meeting that was presented by Dudek. At the future March meeting Dudek will be presenting a conceptual model for the GSP. The next meeting will be held January 23, 2019. **2)**

Director Thompson reported that he attended the Strategic Planning Committee meeting that was held on November 6th. **2) Vice President Duncan** reported on that he attended the BCVWD Board meeting that was held on November 14th. Its Board approved the cost for the East Branch Extension Noble Creek Turnout Upgrade Bid results.

D. Committee Reports: **1) Director Lehtonen** reported that a Strategic Planning Committee was held on November 6th. Staff will be writing up the concepts that were spoken about. There will be another Strategic Planning Committee meeting prior to bringing the concepts to the Board. **2) Director Thompson** reported on the following: **a)** He attended the Strategic Planning Committee meeting. **b)** Director Thompson held the Conservation & Education Committee meeting on November 8th. He informed the Board that the Agency received a report from Inland Empire Resource Conservation District on the number of programs (24 to date) presented to the schools as of October, 2 still scheduled and 10 outstanding. Discussion included the startup of a social media campaign, and the decision to hire a student intern (provided through the Water Resources Institute) that General Manager Davis had interviewed. Lastly, discussion took place on the State of the Water Supply event with the potential of partnering with Pass EDA for such an event. Director Ball inquired as to who the Pass EDA is. Director Castaldo and General Manager Davis provided information on The Pass EDA. General Manager Davis noted that the Pass EDA's message is "Diverse Region - One Voice" emphasis on education, local job training, water and transportation as key issues that will allow economic growth.

6. New Business:

A. Consideration of and Possible Action on 2018 – 2019 USGS Work Plan: A staff report and a copy of a Joint Funding Agreement for the cooperative basin-wide monitoring network, along with related material, were included in the agenda package. General Manager Davis stated that each year the Agency partners with the USGS to monitor wells and perform water quality analysis on local groundwater. Staff recommends that the Board approve the program letter with the USGS for \$135,500. After discussion, Director Thompson made a motion, seconded by Director Stephenson, to approve the program letter in the amount of \$135,500. Motion passed 6-0, with President Fenn absent.

B. Consideration of Award of Contract to Pro-Craft Construction in the Amount of \$433,000 to Construct Noble Connection Enlargement: A staff report and a copy of a letter from Engineering Resources of Southern California were included in the agenda packet. General Manager Davis reminded the Board that at the last Board meeting he presented the bid results to the Board; the low bid was from Pro-Craft at \$433,000 for the construction. This bid was much higher than either the Agency or BCVWD thought it would be. While much higher than anticipated, the bid of \$433,000 appears to be a fair representation of the current construction market. On November 14th BCVWD's Board of Directors voted to proceed with payment for the enlargement at the cost of \$433,000. General Manager Davis recommended that the Board award the contract to Pro-Craft. Director Stephenson made a motion, seconded by Director Castaldo, to award the contract to Pro-Craft Construction for the enlargement of the Nobel connection to the EBX for a total amount of \$433,000. Director Ball made a comment that there may be cost saving opportunities to salvage some of the vaults, reconfigure the lids, and provide to BCVWD any materials that are left over that our Agency cannot utilize; thus saving the rate payers some funds. After

discussion, motion passed 5-0-1, with Director Thompson abstaining and President Fenn absent.

7. Topics for Future Agendas: Vice President Duncan requested that the Banning High School students come to a future meeting and provide a presentation on the last Solar Boat Challenge. Director Thompson commented that this item will be discussed at the next Conservation and Education Committee meeting.

8. Announcements:

- A. Office closed November 22nd & November 23rd in observance of the Thanksgiving Holiday
- B. Finance and Budget Workshop, November 26, 2018 at 1:30 p.m.
- C. ACWA Conference in San Diego, November 27-30
- D. Regular Board Meeting, December 3, 2018 at 1:30 p.m.

9. Closed Session (1 Item)

Time: 2:20 pm

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code section 54956.8
Property: Potential water rights/supplies offers from the City of Ventura
Agency negotiator: Jeff Davis, General Manager
Negotiating parties: Lynn Takaichi
Under negotiation: price and terms of payment

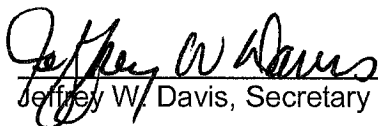
The meeting reconvened to open session at:

Time: 2:51 pm

General Counsel Ferre stated that there was no action taken during closed session that is reportable under the Brown Act.

10. Adjournment

Time: 2:51 pm



Jeffrey W. Davis, Secretary of the Board