

SAN GORGONIO PASS WATER AGENCY
1210 Beaumont Avenue, Beaumont, California 92223
Minutes of the
Board of Directors Meeting
September 21, 2020

IN AN EFFORT TO PREVENT THE SPREAD OF COVID-19 (CORONAVIRUS), AND IN ACCORDANCE WITH THE GOVERNOR'S EXECUTIVE ORDER N-29-20, **THERE WILL BE NO PUBLIC LOCATION FOR ATTENDING THIS BOARD MEETING IN PERSON.** MEMBERS OF THE PUBLIC MAY LISTEN AND PROVIDE PUBLIC COMMENT TELEPHONICALLY BY CALLING THE FOLLOWING NUMBER: 669-900-6833 OR JOIN BY ZOOM: <https://us02web.zoom.us/j/87828646632>
Meeting ID: 878 2864 6632

Directors Present: Ron Duncan, President (arrived at 1:33 p.m.)
All Board members attended by video conferencing/teleconferencing Lenny Stephenson, Vice President
Michael Thompson, Treasurer
Blair Ball, Director
David Fenn, Director
David Castaldo, Director (arrived at 1:35 p.m.)
Steve Lehtonen, Director

Staff Present: Lance Eckhart, General Manager
All Staff members attended by video conferencing/teleconferencing Jeff Ferre, General Counsel
Thomas Todd, Finance Manger
Cheryle Stiff, Executive Assistant
Casmir Joy Olaivar, Student Intern

- 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 Stephenson at 1:30 p.m., September 21, 2020 by video/teleconference. Vice President Stephenson led the Pledge of Allegiance to the flag. Director Thompson gave the invocation. President Duncan requested a roll call.

| <u>Roll Call:</u> | Present | Absent |
|--------------------------|-------------------------------------|-------------------------------------|
| Director Castaldo | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

A quorum was present.

- Adoption and Adjustment of Agenda:** *President Duncan asked if there were any adjustments to the agenda.* General Manager Eckhart responded stated that there is no adjustment to the agenda.

3. **Public Comment:** *President Duncan asked for public comments. Joyce McIntire (a resident of Yucaipa) commented on the Apple fire. There were no other members of the public that spoke at this time.*

4. **Consent Calendar:**

- A. Approval of the Minutes of the Regular Board Meeting, September 8, 2020
- B. Approval of the Minutes of the Engineering Workshop, September 14, 2020

President Duncan asked for a motion on the Consent Calendar. Director Stephenson made a motion, seconded by Director Ball, to adopt the consent calendar as presented. President Duncan requested a roll call vote.

| <u>Roll Call:</u> | Aye | Noes | Absent | Abstain |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Castaldo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Motion passed 7-0.

5. **Reports:**

A. General Manager's Report: General Manager Eckhart reported on the following:

- 1) Update on Cherry Valley Pump Station fencing: The property has been surveyed, fencing installation will begin soon.
- 2) Update on Flume Video: Currently there are hot spots in the area Flume area. Once restrictions are lifted we will commence videoing.

B. General Counsel Reports: A written report on the proposed WIFIA Improvement Act of 2020 was included in the agenda packet.

C. Directors Reports: 1) **Director Fenn** noted that he attended a Beaumont City Council meeting on September 15th; it was at that meeting that they discussed rules by which the Council meetings are conducted. 2) **Director Stephenson** reported that Yucaipa's SGMA meeting for September 23rd was cancelled.

D. Committee Reports: None.

6. Old Business:

A. Consideration and Possible Action of Agency Vehicle. A PowerPoint presentation was included in the agenda packet. General Manager Eckhart noted at the last Board meeting staff was asked to present various options on retaining or liquidating the General Manager's vehicle, and to also factor in the financial impact. General Manager Eckhart explained the rationale for maintaining vehicles for both the General Manager and the Operation Manager. He recommended that the Board allow the General Manager continued usage of the Agency's vehicle, including travel to and from home. He also recommended that the Board amend the General Manager's employment contract to rescind the vehicle allowance; this would need to be done at an upcoming Board meeting. President Duncan requested public comment. There being none, he requested Board discussion. Director Stephenson made a motion, seconded by Director Thompson, authorizing the General Manager full usage of the Agency's vehicle. After discussion, President Duncan requested a roll call on the motion.

| <u>Roll Call:</u> | <i>Aye</i> | <i>Noes</i> | <i>Absent</i> | <i>Abstain</i> |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Castaldo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Motion passed 7-0.

7. New Business:

A. Consideration and Possible Action on Cost Sharing Agreement for the San Gorgonio Pass Subbasin Groundwater Sustainability Plan. A staff report was included in the agenda packet. General Manager Eckhart stated that this item was previously discussed at the September 14th Engineering Workshop and the Board agreed to move the item forward to the Board for consideration. General Manager Eckhart provided background information on this item. He noted that the Working Group members discussed the potential to exceed the \$1 million grant amount due to scope changes. He reviewed the additional scope items with the Board. The total for the additional scope items is \$82,860, which the Agency will be responsible for one-third of the cost. Future costs will implement the same percentage. Should change orders bring the cumulative change order amount to greater than 10% of the contract, the matter would come back to the Board for consideration. General Manager Eckhart concluded his report. President Duncan requested public comment. There being none, he requested Board discussion. After discussion, Director Stephenson made a motion, seconded by Director Lehtonen, to approve the cost sharing agreement as presented. President Duncan requested a roll call on the motion.

| <u>Roll Call:</u> | <i>Aye</i> | <i>Noes</i> | <i>Absent</i> | <i>Abstain</i> |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Castaldo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Motion passed 7-0.

B. Consideration to Approve Yuba Accord Water Purchase Agreement Extension. A staff report was included in the agenda packet. General Manager Eckhart stated that this is the twelfth year that the Agency has participated in the agreement. He noted that this is not a large volume of water (averaging 200 acre-feet per year) but is considered an important supply of supplemental water. He also noted that purchasing YUBA water is optional. Amendment No. 6 reflects an increase in costs effective October 1, 2020. General Manager Eckhart concluded his report. President Duncan requested public comment. General Manager Jagers (BCVWD) stated that he was appreciative on the deliberation of this item. Director Ball made a motion, seconded by Director Thompson, to approve Amendment No. 6 to the YUBA Accord Water Purchase Agreement. At this time discussion ensued. After discussion, President Duncan requested a roll call vote on the motion.

| <u>Roll Call:</u> | <i>Aye</i> | <i>Noes</i> | <i>Absent</i> | <i>Abstain</i> |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Castaldo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Motion passed 7-0

C. Consideration and Possible Action on Resolution No. 2020-06 Adopting the Fiscal Year 2020-21 Publicly Available Pay Schedule as Required by CalPERS. A staff report and a draft copy of Resolution No. 2020-08, were included in the agenda packet. Finance Manager Tom Todd explained that this is a housekeeping item that the Board approves on an annual basis. President Duncan requested public comment. There being none, he requested Board discussion. After discussion, Director Thompson made a motion, seconded by Director Ball, to adopt Resolution No. 2020-06 Adopting the Fiscal Year 2020-21 Publicly Available Pay Schedule as Required by CalPERS. President Duncan requested a roll call on the motion.

| <u>Roll Call:</u> | <u>Aye</u> | <u>Noes</u> | <u>Absent</u> | <u>Abstain</u> |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Director Ball | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Castaldo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Thompson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Fenn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Lehtonen | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Director Stephenson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| President Duncan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Motion passed 7-0

8. Topics for Future Agendas: None. Director Stephenson requested continuation of noted pending items on board agendas, to include an update on Calimesa water deliveries. General Manager Eckhart noted the request.

9. Announcements -

- A. Finance & Budget Workshop, September 28, 2020 at 1:30 p.m.
– Teleconference/Zoom
- B. Regular Board Meeting, October 5, 2020 at 1:30 p.m.
– Teleconference/Zoom
- C. Water Conservation and Education Workshop, October 8, 2020 at 1:30 p.

10. Closed Session (1 item) Time: 2:29 pm

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8
Property: 403 080 015
Agency negotiator: Lance Eckhart, General Manager
Negotiating parties Estate of Nathan Guerriero
Under negotiation: price and terms of payment

The meeting reconvened to open session at: Time: 3:00 pm

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

11. Adjournment Time: 3:00 pm



Lance Eckhart, Secretary of the Board

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