

SAN GORGONIO PASS WATER AGENCY
1210 Beaumont Avenue, Beaumont, California 92223
Minutes of the
Board of Directors Meeting
October 5, 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/81773353899>
MEETING ID: 817 7335 3899

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

- 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 President Duncan at 1:30 p.m., October 5, 2020 by video/teleconference. Director Stephenson led the Pledge of Allegiance to the flag. Director Fenn gave the invocation. President Duncan requested a roll call.

<u>Roll Call:</u>	Present	Absent
Director Castaldo	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Director Ball	<input type="checkbox"/>	<input checked="" 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.

- 2. Adoption and Adjustment of Agenda:** *President Duncan asked if there were any adjustments to the agenda.* General Manager Eckhart responded that there are none..

B. General Counsel Reports: A written report was provided in the agenda packet. General Counsel Ferre briefly reviewed with the Board AB 992 – new Brown Act Rules regarding Social Media, explaining to the Board what is permitted and not permitted on social media accounts. He stated that the Board members are to reframe from responding to any social media account in order to avoid a serial meeting. This new law expires in five years then reverts back to the previous law.

C. Directors Reports: Director Fenn reported on YVWD’s Board meeting that was held on September 22, 2020. Director Ball reported on BCVWD’s Engineering meeting that was held on September 24, 2020. President Duncan stated that the counties of Riverside, Orange and San Diego will be moving forward with reopening of business, this in opposition of Governor Newsom’s restrictions. He reported that Banning Chamber of Commerce, in conjunction a federal assistance program, distributed 850 pounds of food to the needy this past Sunday. He also reported on Beaumont and Banning Unified School Districts boundary dispute.

D. Committee Reports: None

6. New Business:

A. Discussion and Possible Action on Agreement with SBVMWD and YVWD to Establish Method for Calculating SWP Deliveries to Calimesa: A staff report, a copy of the draft Agreement to Facilitate Water Deliveries by SBVMWD for the San Geronio Pass Water Agency in the Calimesa Area, and a copy of DWR SWPAO #16030 Agreement were included in the Agenda Packet. General Manager Eckhart provided a short PowerPoint that explained the purpose of the agreement and the method calculations of SWP deliveries to Calimesa. General Manager Eckhart concluded his presentation at which time President Duncan requested public comment; there being none he opened this item for Board discussion. After discussion, Director Fenn made a motion, seconded by Director Castaldo, to approve the companion agreement to SWAPO #16030. Further discussion ensued between the Board, the public, and staff. After discussion, Director Stephenson made a substitute motion, seconded by Director Ball, to table this item to the next Board meeting allowing staff additional time to address the cost of a single meter and how it would work. Director Fenn called to question on the substitute motion, seconded by Director Thompson. President Duncan requested a roll call vote on the call to question on the substitute motion.

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

Motion failed 5-2, with Directors Castaldo and Ball opposed.

General Counsel Ferre stated a vote is to now be taken on the substitute motion. President Duncan requested a roll call vote.

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

The Substitute Motion failed 2-5, with Directors Castaldo, Lehtonen, Fenn Thompson and President Duncan opposed.

President Duncan requested a roll call vote on the original motion to approve the agreement as recommended.

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

Motion passed 5-2, with Directors Ball and Stephenson opposed.

B. Discussion and Possible Action to Amend General Manager's Contract: A staff report, a draft copy of the First Amendment to the General Manager Employment Agreement, and a draft copy of the Vehicle Use Policy, October 2020 were included in the agenda packet. General Manager Eckhart stated that the updated Vehicle Use Policy will be discussed at a future Board meeting. It is recommended that the Board review the policy. The recommendation today is to approve the use of the company vehicle by the General Manager and to rescind the current vehicle allowance that is in the General Manager's contract. Director Thompson made a motion, seconded by President Duncan, to approve the First Amendment to the General Manager Employment Agreement, as recommended by staff. President Duncan requested public comment. There being none, he opened this item for Board discussion. There was no Board comment. 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 Castaldo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Ball	<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"/>
Director Fenn	<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"/>
President Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed 7-0.

7. Topics for Future Agendas: None,

8. Announcements:

- A. Water Conservation and Education Committee, October 8, 2020 at 1:30 p.m.
- B. Engineering Workshop, October 12, 2020 at 1:30 p.m.
- C. Regular Board Meeting, October 19, 2020 at 1:30 p.m.

9. Adjournment

Time: 3:05 pm

Lance Eckhart, Secretary of the Board
cmr

