

SAN GORGONIO PASS WATER AGENCY
1210 Beaumont Avenue, Beaumont, California 92223
Minutes of the Board of Directors
March 13, 2023

THIS MEETING HELD IN PERSON,
WITH PUBLIC AVAILABILITY PROVIDED VIA ZOOM.

Board Present: Larry Smith, President
Board members present in person Mickey Valdivia, Vice President
Chander Letulle, Treasurer
Robert Ybarra, Secretary
Blair M Ball, Director
Ron Duncan, Director
Kevin Walton, Director

Staff Present: Lance Eckhart, General Manager
Staff members present in person Tom Todd, Jr., Chief Financial Officer
Cheryle Stiff, Executive Assistant
Emmett Campbell, Sr. Water Resources Planner
Matt Howard, Operations Manager

Consultants Present: Jeffry Ferre, Legal Counsel
Consultants present in person

1. Call to Order, Flag Salute, Invocation, and Roll Call

The San Gorgonio Pass Water Agency Board of Directors meeting was called to order by President Larry Smith at 1:30 p.m., March 13, 2023. Mr. Letulle led the Pledge of Allegiance to the flag. Mr. Letulle gave the invocation. President Smith requested a roll call.

<i>Roll Call</i>	<i>Present</i>	<i>Absent</i>
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>

A quorum was present.

2. Adoption and Adjustment of Agenda

Mr. Ferre made the following announcement: Today, the Board will be discussing the urgency of potentially moving forward with the purchase of Carryover Water from the State Water Project. There will be a general discussion under Item 6(E) and a closed session discussion of a specific transaction. The General Manager has indicated that a spilling event in the State Water Project may happen this Saturday which could impact the amount of Carryover Water being discussed in

2. Adoption and Adjustment of Agenda (cont.):

the transaction with Yuba City. This potential for spilling came to the attention of the Agency after the posting of the Agenda. Therefore, pursuant to Government Code Section 54954.2(b)(2), it is recommended that the Board take action, by approval of a motion, to add the following as a late-breaking item as part of item 6-E.

11. Consideration and possible action to approve entering into the following agreements:

(a) Transfer Agreement with the City of Yuba City for the purchase of Carryover Water up to 3,999 acre feet at a price of \$175 per acre foot; and

(b) Agreement with DWR, Yuba City and the Agency for approval of the Carryover Water transfer and payment by the Agency of applicable DWR charges for the delivery of said supplies.

If this Item is added to the agenda, copies of the most recent drafts of both agreements will be made available in the Board room and posted to the website.

Mr. Duncan moved, seconded by Mr. Ball, to add this item to 6-E.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

3. Public Comment

Public comment was provided by Mr. Slawson (Board Member, BCVWD) and Mr. Jaggars (General Manager, BCVWD).

4. Consent Calendar

A. Approval of the Minutes of the Board Meeting, Finance and Engineering Workshop, and Regular Board Meeting, February 27, 2023

Mr. Valdivia moved, seconded by Mr. Ybarra, to approve the consent calendar. President Smith requested a roll call vote.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. Consent Calendar (cont.):

Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

5. Reports

A. General Manager’s Report: Mr. Eckhart reported on the Agency’s recently acquired property adjacent to the Agency’s recharge ponds located on Beaumont Avenue. Mr. Valdivia requested that staff coordinates with the City of Beaumont on the build-out of future ponds.

B. Legal Counsel’s Report: Mr. Ferre reported on the extension of the Department of Water Resources and the State Water Contractors contract, noting that the contract has been extended to December 31, 2085.

6. New Business – Discussion and Possible Action

A. 2023 Inland Solar Challenge Sponsorship (Devin Arciniega, Chair)

Mr. Eckhart informed the Board that Ms. Arciniega attended the February Water Conservation and Education Committee meeting to discuss the 2023 Inland Solar Challenge sponsorship. The Agency has sponsored this event in the past; the committee is recommending a sponsorship of \$5,000. Ms. Arciniega reviewed the event and described how it relates to water conservation. After discussion, Mr. Ybarra moved, seconded by Mr. Duncan, to sponsor the event for \$5,000.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

B. Nominees to the Association of California Water Agencies Joint Powers Authority (ACWA/JPIA) Executive Committee

ACWA/JPIA is in the process of filling four Executive Committee member positions. The Agency received two requests for resolutions of support. After discussing the potential candidates, Mr. Ball moved, seconded by Mr. Duncan, to support both candidates; June Hayes (SBVMWD), by Resolution Number 2023-05, and Andy Morris (EVMWD), by Resolution Number 2023-06. President Smith requested a roll call vote.

6. New Business – 6. B (cont.):

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

C. Approve Resolution 2023-07 Local Agency Formation Commission (LAFCO) Voting Designee

Mr. Eckhart noted that there might be times when the Board President is unable or has a conflict with performing his voting duties with LAFCO. Resolution 2023-07 would allow Mr. Valdivia the authority to vote should such a situation to occur. After discussion, Mr. Duncan moved, seconded by Mr. Ball, to adopt Resolution 2023-07, LAFCO Voting Designee Alternate. President Smith requested a roll call vote.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

D. 2023 Local Agency Formation Commission (LAFCO) Eastern and Western Riverside County Regular Special District Member Election

Mr. Eckhart explained the LAFCO election process. The current election is for one commissioner representing the eastern half of Riverside County and one commissioner representing the western half. Mr. Eckhart and Mr. Ferre explained the voting process. After discussion, Mr. Valdivia moved, seconded by Mr. Walton, to vote in the following manner for the Eastern Region: #1 Castulo R. Estrada, #2 Bruce Underwood, #3 Kimberly Barraza. President Smith requested a roll call vote.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

6. New Business – 6. D (cont.):

Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

After discussion, Mr. Smith moved, seconded by Mr. Ybarra, to vote in the following manner for the Western Region: #1 Larry Smith, #2 Stephen Corona, #3 Carol Gonzales-Brady, #4 Steve Pastor, #5 Angela Little, #6 John Skerbelis. President Smith requested a roll call vote.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

E. Authorization to Purchase New Water

Mr. Eckhart explained that in addition to this item, there is the potential to purchase carry over water from the City of Yuba. The City wants to sell water that could spill from San Luis Reservoir. He reviewed the exchange agreement the Agency has with Central Coast Water Authority, and explained the potential of using the funds the Agency received from that exchange to purchase additional water now, noting the current low prices of water due to the unusually high amount of rainfall in the last few months. He asked for authority to pursue favorable deals, noting that current opportunities could require up to \$1,000,000. Mr. Jagers commented. After further discussion, Mr. Ybarra moved, seconded by Mr. Letulle, to approve the Transport Agreement with the City of Yuba and the Agreement with the Department of Water Resources. President Smith requested a roll call vote.

Roll Call	Ayes	Noes	Abstain	Absent
Director Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Duncan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer Letulle	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice President Valdivia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director Walton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Secretary Ybarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion passed 7-0.

7. Reports - Directors and Committee Reports

Director Ball reported on:

- Oroville Reservoir Spillway

Director Duncan reported on:

- Recharge Facility Review Committee
- YVWD Board Meeting
- Lower Colorado River Tour

Director Valdivia reported on:

- Upcoming Riverside County Task Force
- YVWD Board Meeting
- Lower Colorado River Tour
- Suggested cell tower income be used on sponsorship opportunities
- Recommended that Staff collaborate with the Beaumont Chamber for an official reopening of the Agency Board room to the public

Director Ybarra reported on:

- Lower Colorado River Tour

Director Walton reported on:

- Lower Colorado River Tour
- Banning Chamber Installation
- Banning Chamber Breakfast

Director Walton reported on:

- Lower Colorado River Tour

President Smith reported on:

- Lower Colorado River Tour

8. Topics for Future Agendas

None.

9. Closed Session – Canceled

10. Announcements

President Smith reviewed the following announcements:

- A. Finance and Engineering Workshop, March 20, 2023 at 6:00 p.m.
- B. Regular Board Meeting, March 27, 2023 at 1:30 p.m.
- C. Regular Board Meeting, April 10, 2023 at 1:30 p.m.

11. Adjournment

President Smith adjourned the meeting at 3:36 p.m.

Draft – Subject to Board Approval

Robert Ybarra, Secretary of the Board

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