

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

Official Minutes
Board of Directors Regular Meeting and
First Meeting of the Board of Directors of the
Pass Water Agency Foundation
May 13, 2024

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

Board Present: Mickey Valdivia, President
Kevin Walton, Secretary
Robert Ybarra, Treasurer
Blair M Ball, Director
Ron Duncan, Director
Larry Smith, Director

Absent: Chander Letulle, Vice President

Staff Present: Lance Eckhart, General Manager
In person Maricela Cabral, Executive Assistant/Clerk of the Board
Emmett Campbell, Sr. Water Resources Planner
Matt Howard, Operations Manager
Thomas Todd, Jr., Chief Financial Officer

Consultants Present:
In person Jeffry Ferre, Legal Counsel

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

The San Gorgonio Pass Water Agency Board of Directors and First Meeting of the Pass Water Agency Foundation meeting was called to order by President Valdivia at 1:30 p.m., May 13, 2024, at the office of the Agency. Secretary Walton gave the invocation; Treasurer Ybarra led the Pledge of Allegiance. President Valdivia requested roll call. A quorum was noted present by roll call.

B. Adoption and Adjustment of Agenda

The agenda was adopted as published.

C. Public Comment

- Bill Ward representing Pump Pod USA provided comments on HeloPod-Helicopter Dip Tank alternative pricing.
- Joyce McIntire, Board President of Yucaipa Valley Water District extended an invitation to the May 16, 2024, Groundbreaking Ceremony for the Yucaipa Valley Regional Water Filtration Facility at Crystal Creek.

- Dave Armstrong, General Manager of South Mesa Water Company, remarked on the acknowledgement bestowed upon SGPWA by Adan Ortega during the Metropolitan Water District Board meeting. Ortega highlighted SGPWA's commendable initiative in providing Gap Funding for small, disadvantaged community systems, setting a noteworthy example for others to follow.

D.SGPWA BOARD

1. Consent Calendar

- A. Approval of the Minutes of the April 15, 2024, Regular Meeting of the San Geronio Pass Water Agency Board of Directors.
- B. Approval of the Finance and Budget Committee Meeting Report of April 29, 2024.

On a motion by Director Larry Smith, second by Treasurer Robert Ybarra, the board approved the Consent Calendar as presented.

Approved by the following vote:

Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia

Noes: None

Absent: Letulle

Motion passed 6-0.

2. Reports

A. General Manager's Report

General Manager, Lance Eckhart reported on the following:

1. 2024 California Rural Water Association Expo recently attended by Matt Howard, Operations Manager.
2. Partnership Video with San Bernardino Valley Municipal Water District CEO/General Manager Heather Dyer.
3. CV Strategies and Webmaster Patty Carran are collaborating to modernize the Agency's website appearance.
4. April 25, 2024, Water Strategy meeting with Gwyn-Mohr Tully; seeking to schedule a long-term water supply workshop for the summer.
5. Albert A. Webb Associates future workshop focusing on efforts moving water through the pass to the east.
6. ARPA funding for County Line Road and Heli-Hydrant Project was approved by Riverside County Board of Supervisors on April 30, 2024.
7. \$400,000 Brookside West Water Smart Grant approved.
8. SGPWA was recognized at Metropolitan Water District's first-ever Diversity, Equity and Inclusion Forum on April 23, 2024.

B. Legal Counsel's Report

Counsel Jeff Ferre reported on the recent U.S. Supreme Court case of Sheetz v. County of El Dorado which addressed the potential application of the constitutional Takings Clause to development fees.

3. Informational Presentations and Updates

A. EarthCam Demonstration

Matt Howard, Operations Manager, provided a concise demonstration of the newly installed EarthCam at the agency's reclamation ponds. Bill Ward provided public comment highlighting the advantages of utilizing cameras for detecting and locating forest fires. There was some discussion on additional value of the EarthCam for other local public entities. The Board requested an update in approximately six months.

4. New Business – Discussion and Possible Action

None.

5. Reports - Directors and Committee Report

Directors Smith, Secretary Walton and Treasurer Ybarra reported on the following:

- April 7, 2024, 2024 ACWA Spring Conference and discussed the value of networking with multiple key stakeholders across the state.

Secretary Walton reported on the following:

- April 24, 2024, Water Education Foundation Central Valley Water Tour
- April 30, 2024, Riverside County Board of Supervisors Meeting
- May 2, 2024, Public Information & Outreach Committee Meeting
- May 3, 2024, East Valley Water District's Turning of the Valve Ribbon Cutting Event
- May 10, 2024, Beaumont Chamber Breakfast

Director Duncan commented on the following:

- Expressed gratitude to General Manager Eckhart for tasks excellently executed at the ACWA Spring Conference.

Director Ball reported on the following:

- April 25, 2024, Beaumont Cherry Valley Water District Engineering Workshop

President Valdivia reported on the following:

- May 1, 2024, Collaborative Agencies Committee Meeting
- May 7, 2024, Beaumont City Council Meeting

6. Topics for Future Agendas

None.

7. Announcements

President Valdivia pointed out the list of announcements which included the following:

A. Regular Board Meeting, May 20, 2024, at 6:00 p.m.

- B. Finance & Budget Committee Meeting, May 23, 2024, at 10:00 a.m.
- C. Office closed May 27, 2024, in observance of Memorial Day
- D. Regular Board Meeting, June 3, 2024, at 1:30 p.m.

E. FOUNDATION BOARD

1. Waiver of Notice and Consent to Holding Of First Meeting

Counsel Ferre provided background on the Waiver of Notice and Consent to Holding of the first meeting of the Pass Water Agency Foundation Board.

2. Election of Presiding Officers to Initiate First Meeting

Counsel Ferre said the Board needed to elect a Temporary Chairperson and Temporary Secretary among the group to initiate the first meeting of the foundation. The Board discussed the election of the presiding officers.

On a motion by Director Blair Ball, second by Director Mickey Valdivia, the Board approved electing Mickey Valdivia as Temporary Chairperson, and Kevin Walton as Temporary Secretary to initiate the first meeting of the Pass Water Agency Foundation Board.

Approved by the following roll call vote:

Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia

Noes: None

Absent: Letulle

Motion passed 6-0.

3. Adopt Foundation Resolution No. PWAF 2024-1, Authorizing Formation And Adopting Formation Documents

Counsel Ferre provided background on the adoption of Foundation Resolution No. PWAF 2024-1, Authorizing the Formation and Adopting Formation Documents.

On a motion by Director Larry Smith, second by Director Robert Ybarra, the Board approved Foundation Resolution No. PWAF 2024-1 Authorizing Formation of the Foundation and Adopting Formation Documents.

Approved by the following roll call vote:

Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia

Noes: None

Absent: Letulle

Motion passed 6-0.

4. Ratification, Confirmation And Approval of Directors

Counsel Ferre provided background on the ratification, confirmation, and approval of directors.

On a motion by Director Ron Duncan, second by Director Larry Smith, the Board approved the Ratification, Confirmation and Approval of Directors for the Foundation.

Approved by the following roll call vote:
Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia
Noes: None
Absent: Letulle
Motion passed 6-0.

5. Election of Officers

Counsel Ferre stated an Election of Officers for the Foundation Board needed to be established. The Board discussed and determined the officers of the new Foundation board should be the same as the officers of the SGPWA Board. The Board additionally determined that future elections of new officers for the Foundation should align with the election of SGPWA Board officers.

On a motion by Director Larry Smith, second by Director Robert Ybarra, the Board approved the election of officers for the Pass Water Agency Foundation Board of Directors: President – Mickey Valdivia, Vice President – Chander Letulle, Treasurer – Robert Ybarra, Secretary – Kevin Walton.

Approved by the following roll call vote:
Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia
Noes: None
Absent: Letulle
Motion passed 6-0.

6. Adopt Foundation Resolution No. PWAFF 2024-2, Designating Authorized Representatives To Conduct Financial Transactions

Counsel Ferre provided background information on the adoption of Foundation Resolution No. PWAFF 2024-2, Designating Authorized Representatives to Conduct Financial Transactions.

On a motion by President Mickey Valdivia, second by Director Ron Duncan, the Board approved Resolution No. PWAFF 2024-2, designating authorized representatives to conduct financial transactions.

Approved by the following roll call vote:
Ayes: Smith, Walton, Duncan, Ybarra, Ball, Valdivia
Noes: None
Absent: Letulle
Motion passed 6-0.

7. Closed Session Agenda

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8 – Property is described as:
APN's: 407-220-028, 407-220-029, 407-220-026 and 413-270-022
Agency negotiator: Lance Eckhart, General Manager

Negotiating Parties: IVI Cherry Valley Logistics Center LLC
Under negotiation: Price and terms of payment

8. Reconvene

A. Report out of Closed Session

President Valdivia reconvened the meeting into Open Session; Counsel Ferre reported there was no reportable action on Item 7.A., 54956.8.

F. Adjournment of SGPWA BOARD AND FOUNDATION BOARD MEETING

There being no further business to discuss, President Valdivia adjourned the meeting at 3:23 p.m. The next scheduled meeting is Monday, May 20, 2024, at 6:00 p.m.

A handwritten signature in black ink, appearing to read 'Kevin Walton', is written over a horizontal line.

Kevin Walton, Secretary of the Board

mvc