

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT  
BOARD MEETING

MINUTES OF December 12, 2012  
10:00 A.M.

President Corneille called the Board Meeting of the Board of Directors to order at 10:00 a.m. All present stood for the pledge of allegiance, led by President Corneille.

ROLL CALL:

BOARD MEMBERS PRESENT:

Richard Corneille, President  
Melody McDonald, Vice President  
Bob Glaubig, Director  
David E. Raley, Director  
Manuel Aranda, Director  
Clare Henry Day, Director  
John Longville, Director (10:12 a.m.)

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David Cosgrove, Rutan & Tucker, LLP

STAFF PRESENT:

Daniel Cozad, General Manager  
Athena Medina, Administrative Services Specialist

GUESTS PRESENT:

Charles Roberts, Highland Community News  
Michelle Diamond, Tetra Tech

### 1. PUBLIC PARTICIPATION

President Corneille announced this as the time for any persons present, who so desire, to make an oral presentation to the Board of Directors. Hearing none, the meeting continued with published agenda items.

### 2. ADDITIONS/DELETIONS TO AGENDA

There were no additions or deletions to the agenda.

### 3. CONSENT CALENDAR

Approval of the Board Minutes from November 14, 2012

**It was moved by Director Day and seconded by Director McDonald to approve the minutes from November 14, 2012. The motion carried 6-0. Director Longville was noted absent.**

Approval of Unaudited Financials and Check Register, November 2012

Mr. Cozad stated that there were questions submitted by Director Raley via e-mail today which he will respond to. Director Raley recommended having a quarterly Administrative Committee to the chair of the committee, Director McDonald, to review the financials. He would like to see the amount of cash available on the summary sheet so that the Board can monitor the cash flow since the District is considered a cash operation.

**It was moved by Director Raley and seconded by Director McDonald to approve the Unaudited Financials and Check Register for November 2012. The motion carried 6-0 with Director Longville noted absent.**

Approval of 2013 Board Meeting Calendar

President Corneille introduced this item for discussion. Director McDonald noted that the District will continue to hold meetings on the second Wednesday of every month. President Corneille stated that once the quarterly Administrative Committee meetings are scheduled he would like them added to the calendar.

**It was moved by Director McDonald and seconded by Director Day to approve the 2013 Board Meeting Calendar. It was approved 6-0 with Director Longville noted absent from the vote.**

#### 4. ACTION ITEMS, NEW BUSINESS

##### A. 2010-1 COMPENSATION ORDINANCE UPDATE AND RESOLUTION

President Corneille introduced this item which would allow the Board to forego the automatic 5% increase in the per meeting compensation per ordinance 2010-1. He said the Board compensation would remain at \$197 per meeting, as it has since 2009.

**It was moved by Director McDonald to approve the Resolution No. 485 pertaining to Ordinance 2010-1 to forego the automatic 5% increase in Board meeting compensation; the motion was seconded by Director Aranda. The motion carried 6-0. Director Longville was noted absent from the vote.**

A roll call vote was performed on Resolution No. 485, votes were as follows:

President Corneille: aye  
Director Day: aye  
Director Glaubig: aye  
Director Longville: absent  
Director Raley: aye  
Vice President McDonald: aye  
Director Aranda: aye

##### B. SPHERE OF INFLUENCE UPDATE

Mr. Cozad gave a brief summary updating the Board on the Sphere of Influence (SOI). He made reference to package page 48 which gives a brief history of action taken by the Board. He stated that Staff has met with a majority of partners, but not all of them, to discuss what the District is trying to accomplish in filing its application to obtain their SOI back. The District currently has support letters from the following agencies: San Bernardino Valley Municipal Water District, City of Loma Linda, West Valley Water District, City of Highland and City of Redlands. The County Board of Supervisors has agreed to support a resolution for reinstatement of the District's SOI as well. Mr. Cozad is appreciative of the support received from partners.

President Corneille stated that Matt Le Vesque, Chairman of the East Valley Water District Board, would like the District to make a presentation at one of their future Board meetings, potentially the second meeting in January 2013. President Corneille asked when Staff intends to file the request. Mr. Cozad stated that he would like to review the reinstatement application prior to its submission with LAFCO Staff the first week of January. President Corneille inquired if they have heard anything from the City of Riverside. Mr. Cozad

stated that the City's Staff has been supportive, but does not anticipate a letter since they are outside of District boundaries.

**The Board accepted, received and filed the update.**

#### C. DISPOSAL OF OBSOLETE EQUIPMENT

President Corneille introduced this item for discussion. Mr. Cozad stated that there are a number of items that require disposal because they are damaged, unusable and the cost of repairing would exceed the replacements already purchased. He said that next year Staff will be coming back with a list of additional items and a surplus\disposal of equipment policy to be reviewed and approved by the Board. Director McDonald asked if the District is required to surplus these types of items. Mr. Cozad stated the items that are listed do not require surplus because they are obsolete. Director McDonald asked if these items can be used by others such as schools. Mr. Cozad stated that these items are obsolete and could not be used. Director Aranda asked if the Salvation Army could use them. Mr. Cozad stated that these items have no residual value and the cost to service these items would far exceed their usefulness.

**It was moved by Director McDonald to approve the disposal list of obsolete equipment. Director Aranda seconded motion. The motion carried 6-0 with Director Longville noted absent from the vote.**

#### D. ENGINEERING INVESTIGATION PLAN FOR 2013

Mr. Cozad stated that the requests for data have been sent out in an attempt to obtain it as early as possible. He stated that this Engineering Investigation (EI) Plan for next year is basically the same as last years. He anticipates that intern Staff will be performing most of the work on the EI this year. President Corneille asked what information San Bernardino Valley Municipal Water District (SBVMWD) provides to us. Mr. Cozad stated that SBVMWD supplies the District with data and the District submits the data that it receives from its producers and compares the two. SBVMWD does a comparative analysis based on their groundwater model they run. He stated that SBVMWD has slightly different basin boundaries so their numbers may vary. Mr. Cosgrove stated that the District's water year is different from that of SBVMWD because it is set by statute. President Corneille stated his appreciation for the detailed EI Plan provided by Staff. The Board accepted the EI Plan provided by Staff and will be given updates as the plan moves forward.

## E. PLUNGE CREEK ENGINEERING SUPPORT

President Corneille stated that the District was added to the list for SAWPA's OWOW funding through DWR of \$500,000 for the Plunge Creek project. He stated that he will be attending this Thursdays, SAWPA OWOW Steering Committee meeting where the project list will be discussed and approved. There will also be a SAWPA Commission meeting for final approval on December 18<sup>th</sup>, which he will also attend. He also stated there will be specific items needed in the packet to be submitted to SAWPA which is where the engineering support will be needed. Mr. Cozad stated the project needs to score well and the scope of work for the grant will be based on the information included in the packet (i.e. project schedule, work plan documents). The package will need to be very specific as to what the District and partners expect to accomplish and how the project will be implemented. Since the District has no engineering Staff on site, it will need to outsource. Director Raley asked if the grant would reimburse us for the preparation of the grant application. Mr. Cozad stated that they would not be reimbursable since we have not been officially awarded the grant by the Department of Water Resources but they would be considered in-kind costs. Director Glaubig asked what the Districts share of cost would be both in-kind and otherwise. Mr. Cozad estimates it to be \$280,000 for next fiscal year. He also stated that late fall or early next year is when he anticipates to receive an award letter.

**It was moved by Director Raley to obtain engineering support not to exceed \$10,000 for the Plunge Creek Water Recharge and Habitat Project submitted to SAWPA for OWOW grant funding. Director Aranda seconded motion. The motion carried 6-0 with Director Longville noted absent from the vote.**

## 5. INFORMATION ITEMS:

### A. General Manager's Report

Mr. Cozad added to the written report in the package that the Field Staff is performing maintenance out in the field which is almost completed. Also, the District hired a contractor to remove the concrete buildings located in the Mill Creek spreading area leaving the foundations. The buildings were removed to reduce attractive nuisance activities such as people living in them, graffiti and metal theft. Director Raley asked if there is a place on District property where the District can raise trees to sell. Mr. Cozad stated that it may be a possibility, but we would need to partner with an individual who knows that business. There may be land in the Mentone area that can be used. Director Raley prefers to see the land used rather than being vacant.

Mr. Cozad stated that the recharge report shows that we have not received any significant amount of water and that he does not look like we will in the near

term either, due to the dry season. The water that the District is receiving is being used by surface water diverters. President Corneille stated that there is a lot of SWP water shown as being recharged in the Santa Ana Basins. Mr. Cozad said that the SWP water being spread is being spread on behalf of SBVMWD. Director Raley asked that as the COE has changed the way the SOD dam releases water, how that is affecting the basin. Mr. Cozad stated there is not much water behind the dam at the moment for recharge.

Director Raley asked for an update on the Wash Plan. Mr. Cozad stated that Staff met with Ken Corey of USFWS and let them know the status of the Plunge Creek Project. There is a delay pertaining to the map and mining partners. Mr. Corey stated that this is a priority, but it has to be reviewed by USFWS Staff first. Director Raley asked about mining operations. Mr. Cozad stated because of the fire, CEMEX is not operating the Redlands plant. Director Raley stated CEMEX is mining out of the southern pit and moving it down Haul Road according to his fly over. Discussion ensued.

President Corneille, as part of the General Manager report, handed out the SBVWCD Major Accomplishments of 2012. He noted the Collaborative Agreement is a major accomplishment that he actually signed today. The EBX II Agreement is also another major accomplishment of this year; Mr. Cozad stated it will take approximately two months for the agreement to be processed and to receive payment. Review continued. President Corneille thanked Staff and legal counsel for their hard work and support. Mr. Cozad also thanked Staff and thanked the Board for their leadership.

#### B. IERCD Water Education Program

IERCD was not available to come to today's meeting therefore this item will be presented at the next regular Board meeting.

#### C. Monthly Recharge Report

This item was discussed previously.

#### D. Future Agenda Items & Staff Task requests from Directors

Director Raley suggested that a representative from the District speak at the Redlands Rise N Shine meeting. Director Aranda stated that the District can also be the MC of the meeting, which would allow a presentation more than two minutes. President Corneille stated that is a good suggestion. The Mentone Senior Center requested a presentation which will be done on January 8<sup>th</sup> 2013 by President Corneille. Director McDonald stated the Highland Senior Center would be a possibility as well. Director Glaubig stated Highland Citrus Days may be an event the District can have a booth at. Mr. Cozad stated that there

are national and international programs that pertain to groundwater which we may be able to obtain and handout that information to the District's groundwater producers. Director Glaubig asked if this would be a good partnership with IERCD. President Corneille stated that is a possibility. Director Aranda stated that the District has participated in Loma Linda events in past which are free. President Corneille suggested that an Outreach Committee meeting be held to obtain a list of events for the District to become involved in. Discussion ensued. Director Glaubig stated that the District's website needs to be redesigned and updated. Mr. Cozad agreed and stated that the rework and reorganization will require some work, but a lot of work is involved to develop the content. Director Glaubig stated that since the Districts have been reduced he would like to see the site updated. Mr. Cozad stated that is one of his priorities. President Corneille said that the District priorities for Staff for 2013 will be discussed at the January Board meeting.

6. MONTHLY BOARD MEMBER COMMITTEE ACTIVITY REPORTS, AND  
/OR COMMENTS BY BOARD MEMBERS

Directors Day and Glaubig made no report.

Director Raley attended ACWA\JPIA Sexual Harassment Training.

Director Aranda made a presentation this morning at the San Bernardino Area Chamber of Commerce on the Delta. He also stated he attended ACWA Fall Conference and the Communications Committee meeting. Director Aranda noted that Governor Brown did not receive the amount of funding he desired so he may be looking into confiscating public agency reserves.

Director McDonald attended the ACWA\JPIA meetings the first two days of the ACWA Fall Conference. She attended the Health Care Reform Training and Winning Employment Contracts. She also attended the attorney panels, Water Management Committee and Region 9 meeting. Director McDonald attended the Special Districts Dinner on Monday night.

Director Longville attended the swearing in of legislature. He also noted that Susan Lien Longville has been chosen for a seat on the Santa Ana Regional Water Quality Control Board.

President Corneille attended the first two days of the ACWA Fall Conference in San Diego on December 4 and 5. He attended the Groundwater Committee meeting, and is a member of the recharge subcommittee for implementation of

the Groundwater Management Framework. President Corneille also attended the Water Management Committee meeting. He stated there is a Strategic Plan for the Future of Integrated Regional Water Management in California and the California Water Plan Update for 2013 being developed by DWR. President Corneille attended the SAWPA OWOW Project Ranking and Public Hearing meeting for the District's Plunge Creek Project on December 6th. His final meeting attended this past month was the Highland Chamber Committee Meeting on December 11<sup>th</sup>.

7. UPCOMING MEETINGS

None discussed.

8. CLOSED SESSION

**It was moved by Director Aranda to adjourn to Closed Session; it was seconded by Director Longville. The motion carried 7-0.**

General Counsel announced that the meeting will adjourn to closed session under all of the items listed on the posted agenda.

At 11:33 a.m., the meeting reconvened into Open Session. Mr. Cosgrove noted while in Closed Session under Government Code section 54957.1 there was no reportable action taken.

9. ADJOURN MEETING

**It was moved by Director Day and seconded by Director Longville to adjourn to the next scheduled meeting. The motion carried 7-0.**

At 11:36 a.m. the meeting adjourned to the Regular Board of Directors Meeting on January 9, 2013 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA.

  
Daniel B. Cozad  
General Manager