



San Bernardino Valley Water Conservation District

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, December 14, 2022– 9:30 a.m.

Anyone wishing to listen to or participate in the meeting can join via Zoom:

Call in (669) 900-6833, Meeting ID: 828 2351 1711

To join the Zoom Meeting on <https://us02web.zoom.us/j/82823511711>

While the District makes every attempt to follow all guidance re COVID-19 safety protocols, the District cannot assure in-person attendees that they will not be exposed to COVID-19 or persons who have been so exposed, and attendees are advised to exercise caution in limiting their own incidences of exposure, particularly those who may be in groups at higher risk of infection, or serious symptoms of COVID-19 if infected.

Note: Copies of staff reports and other documents relating to the items on this agenda are on file at the District office and are available for public review during normal District business hours. New information relating to agenda topics listed, received, or generated by the District after the posting of this agenda, but before the meeting, will be made available upon request at the District office and in the Agenda Package on the District's website. It is the intention of the San Bernardino Valley Water Conservation District to comply with the Americans with Disabilities Act (ADA) in all respects. If you need special assistance with respect to the agenda or other written materials forwarded to the members of the Board for consideration at the public meeting, or if as a participant at this meeting you will need special assistance, the District will attempt to accommodate you in every reasonable manner. Please contact Athena Laroche at (909) 793-2503 at least 48 hours prior to the meeting to inform her of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

1. PUBLIC PARTICIPATION

Members of the public may address the Board of Directors on any item that is within the jurisdiction of the Board; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) Section 54954.2 of the Government Code.

2. ADDITIONS/DELETIONS TO AGENDA

Section 54954.2 provides that a legislative body may take action on items of business not appearing on the posted agenda under the following conditions: (1) an emergency situation exists, as defined in Section 54956.5; (2) a need to take immediate action and the need for action came to the attention of the District subsequent to the agenda being posted; and (3) the item was posted for a prior meeting occurring not more than five calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.

1630 W. Redlands Blvd, Suite A

Redlands, CA 92373

Phone: 909.793.2503

Fax: 909.793.0188

www.sbvwd.org Email: info@sbvwd.org

BOARD OF DIRECTORS

Division 1:
Richard Corneille

Division 2:
David E. Raley

Division 3:
Robert Stewart

Division 4:
John Longville

Division 5:
Melody McDonald

GENERAL MANAGER

Betsy Miller

1. **OATH OF OFFICE**

Administration of Oaths of Office for reelected and reappointed Directors:

David E. Raley, Division 2

John Longville, Division 4

Melody Henriques-McDonald, Division 5

2. **ELECTION OF BOARD OFFICERS**

1. Open Nominations for President and Vice President

2. Close Nominations and Call Vote

3. **GUEST RECOGNITION/SELF INTRODUCTIONS**

4. **CONSENT CALENDAR**

A. Approval of Board Minutes, November 9, 20226

B. Approval of Expenditure Report, November 2022 14

5. **COMMITTEE REPORTS /ACTION ITEMS**

Committee Reports

A. FINANCE & ADMINISTRATION COMMITTEE VERBAL REPORT - 10 minutes

Presenter: Finance & Administration Committee/Angie Quiroga

Recommendation: The chair of the Finance & Administration Committee will provide a verbal report on the meeting held on November 16.

B. AD HOC AUDIT COMMITTEE VERBAL REPORT - 10 minutes

Presenter: Ad Hoc Audit Committee/Angie Quiroga

Recommendation: The chair of the Ad Hoc Audit Committee will provide a verbal report on the meeting held on December 2.

Action Items

C. UNAUDITED FINANCIAL REPORTS, November 2022 – 5 minutes (M#1900)22

Presenter: Angie Quiroga/Betsy Miller

Recommendation: Review and approve the unaudited financial report for November 2022.

D. 1st QUARTER UNAUDITED FINANCIAL REPORTS FOR FY 2022-2023 – 5 minutes
(M#1901)28

Presenter: Finance & Administration Committee/Angie Quiroga

Recommendation: The Finance & Administration Committee recommends approval of the first quarter unaudited financial report for FY 2022-2023 as presented.

E. APPROVAL OF THE ENHANCED RECHARGE PHASE 1B PLANS AND SPECIFICATIONS
– 5 minutes (M#1902).....34

Presenter: Betsy Miller/Katelyn Scholte

Recommendation: Review and consider approval of the engineering plans and specifications for the Enhanced Recharge Project Phase 1B.

- F. FY22 DISTRICT AUDIT – 10 minutes (M#1903)37

Presenter: Betsy Miller

Recommendation: The Ad Hoc Audit Committee recommends the Board review and approve the 2022 Audit Report as presented and direct the General Manager to file the Audit with the County Clerk.

- G. 2023 PER DIEM RATE – 10 minutes (M#1904).....121

Presenter: Finance & Administration Committee

Recommendation: The Finance & Administration Committee recommends the Board increase the Board Per Diem Rate by \$4.00 to \$250.00 for calendar year 2023, and approve Resolution No. 604A.

6. INFORMATION ITEMS:

- A. Environmental Update – 5 Minutes..... 124
- B. Wash Plan Trails Status Report – 5 Minutes..... 127
- C. Engineering Update – 5 Minutes..... 128
- D. General Manager's Report and Monthly Recharge Report – 5 Minutes..... 129
- E. Future Agenda Items & Staff Tasks – 5 Minutes

7. MONTHLY BOARD MEMBER MEETING REPORTS, AND/OR BOARD MEMBER COMMENTS

8. UPCOMING MEETINGS:

- | | |
|------------------------------------|---|
| A. December 15, 2022 | San Bernardino Valley Municipal Water District Resources Workshop, 2:00 p.m. at Valley Municipal |
| B. December 20, 2022 | San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal |
| C. December 21, 2022 | USAR WIFA Meeting, 8:30 a.m. via Zoom/Teleconference |
| D. December 23 & December 26, 2022 | Office Closed in Observance of Christmas Eve & Christmas Day |
| E. December 30, 2022 | Office Closed in Observance of New Year's Eve |
| F. January 2, 2023 | Office Closed in Observance of New Year's Day |
| G. January 16, 2023 | Office Closed in Observance of Martin Luther King, Jr. Birthday |
| H. January 18, 2023 | Conservation Trust, 2:00 p.m. at Conservation District |
| I. January 19, 2023 | Upper Santa Ana River Division I Water Forum, 9:00 a.m., at Hilton Garden Inn, Fontana |
| J. January 24, 2023 | Operations Committee, 9:00 a.m. at Conservation District (Zoom Meeting ID: 838 9508 0893) |
| K. January 25, 2023 | Finance & Administration Committee Meeting, 1:30 p.m. at Conservation District (Zoom Meeting ID: 832 1145 1794) |

L. January 30, 2023	Basin Technical Advisory Committee, 1:30 p.m. at Valley Municipal
M. January 31, 2023	Big Bear Watermaster Committee, 10:00 a.m. at Conservation District
N. February 6, 2023	Basin Technical Advisory Committee, 1:30 p.m. at Valley Municipal
O. February 9, 2023	Ad Hoc Trails Committee, 9:00 a.m. at Conservation District (Zoom Meeting ID: 810 3537 2357)
P. February 9, 2023	Outreach Committee Meeting, 10:00 a.m. at Conservation District (Zoom Meeting ID: 882 2303 8405)
Q. February 14, 2023	Active Recharge Transfer Projects Policy Committee, 9:00 a.m. at Conservation District
R. May 9-11, 2023	ACWA Spring Conference (Monterey, CA) (Board Approval Required)

9. **CLOSED SESSION**

1. The Board will meet in Closed Session under authority of Government Code §54956.9 (a), in order to discuss existing litigation, Endangered Habitats League et al. vs. U.S. Army Corps of Engineers, Central District Court Case no. Case No.: 2:16-cv-09178-MWF-E.
2. The Board may convene in Closed Session for Conference to discuss Real Property Negotiations pursuant to Government Code §54956.8; Owner: Southern California Edison East End Hydroelectric Generation Plant property located on various parcels and easements in Mill Creek and Santa Ana River Canyons, Negotiator: Betsy Miller and David Cosgrove Owner: Southern California Edison Negotiators Allison, Bahen, Property Manager and Steven Powell, Vice President.
3. The Board will meet in Closed Session under Government Code section 54956.8, to discuss the terms and conditions of potential acquisition of Federal properties as part of the Wash Plan land exchange with BLM, consisting of 327.5 acres of the Federal Exchange Parcel, and 90 acres of the Federal Equalization Parcels, in exchange for District property of Assessor Parcel Nos. 0291-151-01, -02, and-05. David Cosgrove and Betsy Miller are the District's negotiators, and Victoria Ramirez is the lead negotiator for BLM.
4. The Board will meet in Closed Session under authority of Government Code 54956.9 (d)(2), (d)(3) and (e)(1), to discuss exposure to litigation in one case.
5. The Board will meet in Closed Session under authority of Government Code §54956.9 (a), in order to discuss existing litigation, San Bernardino Valley Water Conservation District v. Mark J. Bacher dba Red Dragonfly Spa, SBCSC Case No. LLTVA 2103055.
6. The Board may convene in closed Session under authority of Government Code §54956.9 (a), (d)(2), and (e) (2), in order to discuss potential litigation regarding the DR Horton trespass.

10. **ADJOURN MEETING.** The next regularly scheduled Board of Directors Meeting will be on January 11, 2023 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA and via Zoom/teleconference.