



San Bernardino Valley Water Conservation District

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, April 28, 2021 – 1:30 p.m.

In accordance with [Governor Newsom's Executive Order N-25-20 and N-29-20](#), this meeting is being conducted via teleconference/Zoom. Anyone wishing to join the meeting can join via

Zoom: Call in (669) 900-6833, Meeting ID: 983 3980 6548

To join the Zoom Meeting online: <https://zoom.us/j/98339806548>

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 Districts 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 an attendee or a participant at this meeting you will need special assistance, the District will attempt to accommodate you in every reasonable manner. Please contact Athena Lokelani 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.

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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

Daniel B. Cozad

3. PUBLIC HEARING RELATED TO ADOPTION OF GROUNDWATER CHARGE

– 10 minutes

Article 1, Section 75560 of the California Water Code requires that a Water Conservation District that proposes to levy a groundwater charge "...shall annually cause to be made an engineering investigation and report upon groundwater conditions of the District." District staff will present the annual Bunker Hill Engineering Investigation Report and review the Groundwater Replenishment Program annual budget. District staff is recommending to the District's Board of Directors that an increase take place for fiscal year 2021-2022 in the amount of \$14.54 groundwater charge per acre-foot (af) for all groundwater production. As requested by the San Bernardino Basin Groundwater Council ("Council:), the District is also considering the addition of a Replenishment/Sustainability component to the groundwater charge, to be imposed on entities subject to the District's Groundwater Charge that are not members of the Council. The Council supports phasing in this charge over several years. The proposed amount of such component is \$22.04 per acre foot but could range from \$2.50-\$20 per acre foot over time depending on the phase-in period approved. District staff will present any written comments received and the board will hear oral comments.

- Open Public Hearing
- Receive Public Comments or Testimony
- Provide any comments on Resolution No.584 4
- Close Public Hearing

4. CONSENT CALENDAR

- A. Approval of Board Minutes, April 14, 2021 11
- B. Approval of Outreach Workshop Minutes, April 14, 2021 17

5. COMMITTEE REPORTS /ACTION ITEMS

Committee Reports

- A. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT FOR ON-CALL BIOLOGICAL SERVICES WITH ORIGIN BIOLOGICAL (M#1779)- 5 minutes..... 19

Presenter: Betsy Miller

Recommendation: Staff recommends that the Board amend the Contract Services Agreement for Professional Services (Agreement) with Origin Biological (Consultant) for biological services to increase the not-to-exceed amount by \$84,500.

- B. REQUEST FOR LETTER OF SUPPORT FOR SBVMWD SEVEN OAKD DAM WATER CONSERVATION COMMUNITY PROJECT FUNDING REQUEST (M#1780)- 5 minutes..... 24

Presenter: Daniel Cozad

Recommendation: Staff recommends that the Board submit a letter of support for San Bernardino Valley Municipal Water District's (Valley District) Seven Oaks Dam Water Conservation Community Project Funding Request.

6. INFORMATION ITEMS:

- A. Active Recharge Transfer Projects Status Report No. 6 29
- B. Future Agenda Items & Staff Tasks

7. UPCOMING MEETINGS:

- A. May 4, 2021 San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal

- B. May 6, 2021 San Bernardino Valley Municipal Water District Board Resources Workshop, 2:00 p.m. at Valley Municipal
- C. May 11, 2021 San Bernardino Valley Municipal Water District Board Engineering Workshop, 2:00 p.m. at Valley Municipal
- D. May 12, 2021 Board of Directors Meeting, 1:30 p.m. at Conservation District
- E. May 12-13, 2021 ACWA 2021 Virtual Spring Conference (*deadline to register May 7*)
- F. May 13, 2021 San Bernardino Valley Municipal Water District Board Policy Workshop, 2:00 p.m. at Valley Municipal
- G. May 18, 2021 San Bernardino Valley Municipal Water District Board of Directors Meeting, 2:00 p.m. at Valley Municipal
- H. May 31, 2021 Office Closed in Observance of Memorial Day
- I. June 9, 2021 Board of Directors Meeting, 1:30 p.m. at Conservation District
- J. July 5, 2021 Office Closed in Observance of Independence Day
- K. July 13, 2021 Big Bear Watermaster Committee, 1:30 p.m. at Conservation District
- L. July 19, 2021 San Bernardino Valley Conservation Trust, 1:30 p.m.,

8. **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 will meet in closed session under authority of Government Code §54956.8 regarding the potential renewal of lease of various properties located within section 11 and 12 more specifically described in “Mineral Lease for Extraction of Sand and Gravel Materials” dated November 1, 2011. The discussion will concern the price and terms of a potential renewal of the lease. The District’s negotiators are Daniel Cozad and David Cosgrove. The party with whom the District will negotiate is Cemex Materials Pacific, LLC, and its negotiators are Sean Palmer and Christine Jones.

9. **ADJOURN MEETING.** The next regularly scheduled Board meeting for May 12 via Zoom.