



San Bernardino Valley Water Conservation District

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, September 8, 2021 – 1:30 p.m.

Location--1630 West Redlands Boulevard, Suite A, Redlands, California and via Zoom

**ALL VISITORS ARE ENCOURAGED TO WEAR A MASK.
MASKS ARE AVAILABLE FOR THOSE WITHOUT ONE.**

**This meeting will be a hybrid/Zoom/In-Person meeting.
You may attend via Zoom or at the District Office.**

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

Call in (669) 900-6833, Meeting ID: 923 4838 9922

To join the Zoom Meeting online: <https://us02web.zoom.us/j/92348389922>

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. Disclosure: The San Bernardino Valley Water Conservation District (SBVWCD) cannot prevent you from becoming exposed to, contracting, or spreading COVID-19 should you choose to attend meetings and/or enter onto premises where events are held. COVID-19 is highly contagious and has variants that may cause infections among vaccinated and unvaccinated persons alike. While SBVWCD attempts to follow protocols suggested by applicable public health authorities, it is not possible for SBVWCD to prevent the presence of the disease or risk of exposure to it. Therefore, if you choose to attend a meeting or enter onto premises, you may be exposing yourself to and/or increasing your risk of contracting or spreading COVID-19.

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.

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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

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.

3. **GUEST RECOGNITION/SELF INTRODUCTIONS**

4. **CONSENT CALENDAR**

- A. Approval of Board Minutes, August 11, 20215
- B. Approval of Expenditure Report, August 2021.....12

5. **COMMITTEE REPORTS /ACTION ITEMS**

Committee Reports

- A. AD HOC SUCCESSION AND TRANSITION COMMITTEE VERBAL UPDATE - 5 minutes

Presenter: Daniel Cozad

Recommendation: Receive a verbal update on the Ad Hoc Succession and Transition Committee on the meeting held on August 18. The proposed date for the Succession and Transition Workshop is October 6 at 1:30 p.m.

Action Items

- B. UNAUDITED FINANCIAL REPORTS, August 2021 - 5 minutes (M#1799)24

Presenter: Daniel Cozad

Recommendation: Review and approve the unaudited financials for August 2021.

- C. GROUNDWATER LATE PAYER AND NON-RESPONDENTS AND INVESTIGATION LIST FOR GWA#56 - 5 minutes (M#1800).....30

Presenter: Daniel Cozad

Recommendation: Review, discuss and direct staff to continue to work with late payers and non-respondents for period of January 1, 2021 to June 30, 2021.

- D. RATIFICATION OF PROFESSIONAL SERVICES AGREEMENT FOR DRAFTING AND ENGINEERING SERVICES WITH AGUILAR CONSULTING, INC.- 5 minutes (M#1801).....32

Presenter: Erwin Fogerson

Recommendation: Staff recommends that the Board: 1) Ratify Professional Services Agreements (Agreement) with Aguilar Consulting Inc. (Consultant) for Drafting and Engineering Services at a total amount not-to-exceed \$40,000. 2) Authorize the General Manager to issue an additional contract up to \$30,000 for on-going work that may be needed on the Project.

- E. ACWA VICE PRESIDENT REQUEST FOR SUPPORT - 5 minutes (M#1802)54

Presenter: Daniel Cozad

Recommendation: Review, discuss and consider approval of Resolution No. 591 supporting Cathy Green from Orange County Water District for ACWA Vice President.

- F. ACWA REGION 9 BALLOT FOR 2022-2023 - 5 minutes (M#1803)61
Presenter: Daniel Cozad
Recommendation: Review ACWA Region 9 Board Ballot and consider submitting a vote on either recommended slate or individual Board Candidates.

- G. REALIGNMENT OF COMPONENT DISTRICT DIVISIONS - 5 minutes (M#1804).....63
Presenter: David Cosgrove, District Counsel
Recommendation: Receive and file Direct staff’s update on the process of analyzing, and potentially redrawing, the District’s five constituent voter divisions, based upon 2020 census data. Staff plans to return to the Board in October with a more detailed report on the specific schedule and necessary actions relating to this effort but wishes to take the opportunity this month to review with the Board the District’s history with drawing the divisions, and to highlight, in an overview fashion, the timing and applicable legislation that will bear on this effort.

6. **INFORMATION ITEMS:**

- A. Wash Plan Implementation Update – 5 Minutes
- B. Wash Plan Trails Status Report66
- C. Mentone Shop Improvements Status Report67
- D. General Manager’s Report and Monthly Recharge Report – 5 Minutes71
- E. Future Agenda Items & Staff Tasks

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

- A. Board Member Meeting Reports – 15 minutes

8. **UPCOMING MEETINGS:**

***Please note: All future District meetings may be held remotely via zoom. See Agendas for detailed information.**

- A. September 9, 2021 San Bernardino Valley Municipal Water District Policy Committee Workshop, 2:00 p.m. at Valley Municipal
- B. September 14, 2021 San Bernardino Valley Municipal Water District Engineering Committee Workshop, 2:00 p.m. at Valley Municipal
- C. September 20, 2021 Association of the San Bernardino County Special Districts, 6:00 p.m. at El Tio Pepe Mexican Restaurant in Victorville, hosted by Mojave Water Agency
(Topic: How to Recruit and Retain Employees in a Changing Work World)
- D. September 21, 2021 San Bernardino Valley Municipal Water District Board Meeting, 2:00 p.m. at Valley Municipal
- E. September 23, 2021 Santa Ana River-Mill Creek Cooperative Management Committee Workshop, 10:00 a.m., Zoom
- F. October 4, 2021 San Bernardino Conservation Trust, 1:30 p.m. at

Conservation District

- G. October 6, 2021 Succession and Transition Planning Workshop, 1:30 p.m. at Conservation District
- H. October 11, 2021 ARTP Policy Committee, 9:00 a.m., location to be determined
- I. October 12, 2021 Big Bear Watermaster Committee, 10:00 a.m., location to be determined
- J. October 13, 2021 Board of Directors Meeting, 1:30 p.m. at Conservation District
- K. November 30, 202-December 2, 2021 ACWA Fall Conference, Pasadena

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 will meet in closed session under authority of Government Code §54956.9 (a), and (d) (4) regarding anticipated litigation. Pursuant to Government Code §54956.9(2), the facts and circumstances concern a potential trespass onto District property in connection with the Dr. Horton and Slater Construction.
- 3. The Board will meet in Closed Session under authority of Government Code §54956.8, to discuss real property negotiations, regarding 1630 West Redlands Boulevard, Suite K, to discuss terms and conditions of a lease. The District's negotiators are Daniel Cozad and David Cosgrove. The Lessee's negotiator is Mark Bacher.
- 10. **ADJOURN MEETING.** The next regularly scheduled Board of Directors Meeting will be on October 13, 2021 at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA and via Zoom/teleconference.