



San Bernardino Valley Water Conservation District

Helping Nature Store Our Water

BOARD OF DIRECTORS MEETING AGENDA

Wednesday, October 13, 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.**

In accordance with [Government Code 54953 \(as amended by A.B. 361 signed September 16, 2021 and effective October 1, 2021 via Governor Newsome's Executive Order N-15-21\)](#), this meeting is being conducted in person at the District's offices located at 1630 West Redlands Boulevard, Suite A, Redlands, CA, with the option for participation by the public through teleconference access via Zoom. Anyone wishing to listen to or participate in 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>

Members of the public participating via remote teleconferencing will have the opportunity to comment on any item within the jurisdiction of the District during the public comment period on the agenda, and to address the Board on individual agenda items as they are called and considered. Public comments submitted in advance are encouraged, but not required. Remote participants will be asked to identify themselves and on which item they wish to address the Board, and will be instructed at the outset of the meeting how to make their wish to address the Board known during the meeting.

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 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

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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

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.

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, September 8, 2021.....5
- B. Approval of Expenditure Report, September 202112
- C. [CSDA Bylaws Approval](#)

5. COMMITTEE REPORTS /ACTION ITEMS

Committee Reports

- A. 2021 AUDIT REPORT - 10 minutes (M#1805).....21
Presenter: Daniel Cozad
Recommendation: The Ad Hoc Audit Committee recommends the Board review and accept the 2021 Audit Report as presented and direct the General Manager to file the Audit with the County Clerk.

Action Items

- B. UNAUDITED FINANCIAL REPORTS, September 2021 - 5 minutes (M#1806).....95
Presenter: Daniel Cozad
Recommendation: Review and approve the unaudited financials for September 2021.
- C. WASH PLAN REMAINING PERMITS PROJECT UPDATE AND APPLICATION FEE – 5 minutes (M#1807) 101
Presenter: Betsy Miller
Recommendation: Staff recommends that the Board 1) Authorize the General Manager to submit payment of \$45,693.25 in notification fees for a Streambed Alteration Agreement for Wash Plan construction projects to California Department of Fish and Wildlife. And 2) Authorize the General Counsel to submit payment of up to \$177,179 in project fees for a Clean Water Act 401 Water

Quality Certification to the Santa Ana Regional Water Quality Control Board.

- D. ACWA GENERAL SESSION VOTING DELEGATE - 5 minutes (M#1808)113

Presenter: *Daniel Cozad*

Recommendation: Consider appointing a director as the as the voting delegate for the ACWA Fall Conference General Session Meeting.

- E. AB 361 REMOTE MEETINGS – 5 minutes (M#1809).....121

Presenter: *David Cosgrove*

Recommendation: Staff recommends the Board receive the update on changes to the procedures under which remote meetings may be conducted, as enacted by A.B. 361, and consider adopting Resolution No. 592 making findings that will allow the District to conduct remote meetings, without compliance with otherwise applicable Brown Act teleconferencing requirements, for a period of thirty (30) days.

- F. REALIGNMENT OF COMPONENT DISTRICT DIVISIONS - 5 minutes (M#1810).....126

Presenter: *Daniel Cozad and David Cosgrove*

Recommendation: Staff recommends the Board receive the update on legislation and review, discuss, provide any feedback on the redistricting approach for realignment of the divisions based on the 2020 census.

6. **INFORMATION ITEMS:**

- A. Wash Plan Implementation Update – 5 Minutes
- B. Wash Plan Trails Status Report.....130
- C. Active Recharge Transfer Projects Status Report No. 8131
- D. Mentone Shop Improvements Status Report147
- E. General Manager’s Report and Monthly Recharge Report – 5 Minutes165
- F. 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: Some meetings may be held remotely via zoom. See Agendas for detailed information.**

- A. October 14, 2021 San Bernardino Valley Municipal Water District Policy Committee Workshop, 2:00 p.m. at Valley Municipal
- B. October 18, 2021 Association of the San Bernardino County Special Districts, 6:00 p.m. at The Old Spaghetti Factory in Rancho Cucamonga, hosted by Best Best & Krieger LLP
(Topic: Redistricting 2021-Don’t Try This at Home)
- C. October 19, 2021 San Bernardino Valley Municipal Water District Board Meeting, 2:00 p.m. at Valley Municipal

- D. October 20, 2021 WIFIA Meeting, 8:30 a.m. via Teleconference
- E. November 2, 2021 San Bernardino Valley Municipal Water District Board Meeting, 2:00 p.m. at Valley Municipal
- F. November 3, 2021 WIFIA Meeting, 8:30 a.m. via Teleconference
- G. November 5, 2021 Conservation District Facilities Tour, 9:00 a.m. – 1 p.m., District/Field
- H. November 9, 2021 San Bernardino Valley Municipal Water District Engineering Committee Workshop, 2:00 p.m. at Valley Municipal
- I. November 10, 2021 Board of Directors Meeting, 1:30 p.m. at Conservation District
- J. November 11, 2021 San Bernardino Valley Municipal Water District Policy Committee Workshop, 2:00 p.m. at Valley Municipal
- K. November 30, 2021- December 2, 2021 ACWA Fall Conference, Pasadena
(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 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 November 10, 2021, at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA and via Zoom/teleconference.