

UPPER SANTA ANA WATER RESOURCES ASSOCIATION
P.O. Box 920, Rialto, CA 92377

San Bernardino Valley Water Conservation District
1630 W. Redlands Blvd.
Redlands, CA 92373

Thursday, August 8, 2013
9:30 a.m.

AGENDA

- 1. Introductions**
- 2. Approval of Minutes –**

March 14, 2013
May 16, 2013
June 13, 2013
July 11, 2013
- 3. Update on SBVWMD's Activities** Bob Tincher/Sam Fuller
- 4. Legislative Update** Manny Aranda
Representative Sarah Benoit
Congressman Gary Miller, 31st District
- 5. Other – Due to the lack of a quorum at recent meetings, a \$500 surcharge for non-participating agencies will be assessed by vote of present members.**
- 6. Committee Reports & Schedules**

<ul style="list-style-type: none">▪ Habitat Conservation Plan Committee▪ Recharge Committee▪ Basin Technical Advisory Committee▪ Seven Oaks Dam Water Quality Committee▪ Santa Ana Sucker Task Force	<p>Stacey Aldstadt Daniel Cozad Tom Crowley Daniel Cozad Sam Fuller</p>
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- 7. Additional Items/Comments, Suggestions for Next Meeting**
- 8. Next Meeting – September 12, 2013**
- 9. Adjourn**

Anthony W. "Butch" Araiza, President
West Valley Water District
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To make a request for an item to appear on the agenda, please contact Shanae Smith at (909) 820-3704 or by e-mail at ssmith@wvwd.org by the last Thursday of the month.

UPPER SANTA ANA WATER RESOURCES ASSOCIATION MINUTES

March 14, 2013

PRESENT:

Anthony Araiza, West Valley Water District
Manny Aranda, San Bernardino Valley Water Conservation District
Skip Wilson, East Valley Water District
Gil Navarro, San Bernardino Valley Municipal Water District
T. Jarb Thaipejr, City of Loma Linda
Michelle Diamond, TetraTech
Sarah Benoit, District Representative for Gary Miller, 31st District
Daniel Cozad, San Bernardino Valley Water Conservation District
Cecilia Griego, City of Redlands
Kip Sturgeon, Northfork
Thomas Crowley, West Valley Water District
Steve Copelan, San Bernardino Valley Municipal Water District
Melody McDonald, San Bernardino Valley Water Conservation District
Ben Coleman, East Valley Water District
David Garcia, Riverside Public Utility
Todd Jorgenson, Riverside Public Utility
Douglas Headrick, San Bernardino Valley Municipal Water District
Ed Killgore, San Bernardino Valley Municipal Water District
Jack Nelson, Yucaipa Valley Water District
Mark Bulot, San Bernardino Valley Municipal Water District
Shanae Smith, West Valley Water District

The meeting was called to order at 9:30 A.M.

- 1. Introductions were made.**
- 2. Minutes for the February 14, 2013 meeting were approved – M/S/C (Aranda/Wilson).**
- 3. San Bernardino Valley Water Conservation District's Community Strategic Plan Update** - Daniel Cozad presented a PowerPoint slideshow on the San Bernardino Valley Water Conservation District's (SBVWCD) 2012-2013 Community Strategic Plan circulation draft, and the annual Engineering Investigation, including the proposed budget and rate setting procedures. The presentation also provided an update on the status of the Upper Santa Ana Wash Land Management Habitat Conservation Plan (Wash Plan), the Enhanced Recharge Project, a joint venture with the San Bernardino Valley Municipal Water District (SBVMWD) and the status of the SBVWCD's sphere of influence. The SBVWCD's Board would review and consider staff's recommendations during a public meeting scheduled for April 10, 2013 and a public hearing on April 24, 2013. T. Jarb Thaipejr, City Manager for the City of Loma Linda thanked the SBVWCD

Board for submitting the projected rate increases early in the year for use during the City's budget process.

4. Update on San Bernardino Valley Municipal Water District Activities – Douglas Headrick reported on the following SBVMWD activities:

- The SBVMWD Board conducted a public hearing at its February 19, 2013 regular Board meeting and adopted a resolution for the Santa Ana Watershed Project Authority (SAWPA) One Water One Watershed (OWOW) Integrated Regional Water Management Plan for round (2) of the Proposition 84 funding. SBVMWD secured \$1 million for the Enhanced Stormwater Along the Santa Ana River Recharge Project.
- The SBVMWD Board approved a letter supporting Fran Spivey-Weber's re-appointment to the State Water Resources Control Board.
- SBVMWD Board approved a resolution nominating Melody McDonald to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority (ACWA/JPIA).
- SBVMWD has been asked to utilize an existing JPA to administer a grant awarded to the City of San Bernardino for the "E" Street Park Project, located on 2.5 acres of District property. Gil Navarro commented that as part of their community efforts, the SBVMWD Board agreed to maintain the park until the City is able to resume those responsibilities.
- SBVMWD Board authorized funds to complete a study on two large flood events that had occurred in the last ten years and uncovered the Foothill Pipeline now located in the middle of City Creek. The Rialto-Colton Basins have been added to the calculations. District staff is working with partners to resolve the problem.

5. Legislative Update – Melody McDonald reported on Form 806 used to report additional compensation received by elected officials appointed to positions on committees, boards, commissions of a public agency or special district. The form must be posted on each agency website. Ms. McDonald also reported on state legislation supported by the ACWA State Legislative Committee with regard to board members possibly obtaining a misdemeanor if they are unable to control their meetings. Manny Aranda also commented on a bill regarding members of an elected body not having the ability to criticize any member of the public seated in the audience.

Representative Sarah Benoit reported that Congressman Gary Miller's office would introduce the Flood Control Facility Maintenance Clarification Act, amending the Federal Water Pollution Control Act (commonly known as the Clean Water Act) to:

- (1) include the removal of sediment, debris, and vegetation as "maintenance" of a currently serviceable structure for which the discharge of dredged or fill

material into the navigable waters at specified disposal sites is not prohibited;
and

(2) include a channel or basin as such a structure.

6. **Other** – Mr. Thaipejr announced the City of Loma Linda had awarded a contract to 3M to clean-up an existing pipeline.

7. **Committee Reports & Schedules:**

- **Habitat Conservation Plan Committee** – Mr. Headrick reported the HCP work group met some time ago and that he is currently reviewing the white paper completed by Stacey Aldstadt and Daniel Cozad. The next step would be to coordinate a series of workshops to present the progress of the effort.
- **Recharge Committee** – Mr. Cozad reported there had been very little rainfall. The captured water is in both sides of the basins and being taken by East Valley Water District and the City of Redlands. Mr. Cozad also reported working with the Orange County Flood Control District (OCFCD), along with the United States Army Corp of Engineers (USACE) regarding leasing water. The water should be released prior to the Department of Water Resources (DWR) accessing the site.
- **Basin Technical Advisory Committee** - Mr. Headrick reported the snow level is at 40 percent, possibly dropping down to 35 percent. Mr. Headrick also reported many agencies are utilizing State Water Project (SWP) water under the Cooperative Recharge Program.
- **Seven Oaks Dam Water Quality Committee** – Mr. Headrick reported on negotiations regarding the water quality and water conservation studies at the dam, in addition to offline discussions on meetings scheduled with the USFWS. Mr. Headrick stated there is a risk that biological could be reopened and could have serious implications for the SBCFCD with regard to their permit.
- **Santa Ana Sucker Task Force** – Mr. Headrick announced that the ACWA Legal Committee agreed to write an amicus brief on behalf of the SAS Task Force regarding the SAS fish to be submitted to the 9th Circuit court.

8. **Additional Items/Comments, Suggestions for Next Meeting** – Elizabeth Martyn would make a presentation on the topic of RDA Dissolution.

9. **Next Meeting** – The next meeting is scheduled for May 16, 2013, at 9:30 a.m. at the San Bernardino Valley Water Conservation District.

10. **Adjourn** - The meeting adjourned at 10:45 a.m.

UPPER SANTA ANA WATER RESOURCES ASSOCIATION MINUTES

May 16, 2013

PRESENT:

Anthony Araiza, West Valley Water District
Manny Aranda, San Bernardino Valley Water Conservation District
Gil Navarro, San Bernardino Valley Municipal Water District
Don Lee, TetraTech
Sarah Benoit, District Representative for Gary Miller, 31st District
Cecilia Griego, City of Redlands
Kip Sturgeon, Northfork
Steve Copelan, San Bernardino Valley Municipal Water District
Melody McDonald, San Bernardino Valley Water Conservation District
Ed Killgore, San Bernardino Valley Municipal Water District
Jack Nelson, Yucaipa Valley Water District
David Raley, San Bernardino Valley Water Conservation District
Shanae Smith, West Valley Water District
Elizabeth Martyn, Brisbois, Lewis, Brisbois, Bisgaard & Smith, LLP
Rich Atwater, Southern California Water Committee

The meeting was called to order at 9:30 A.M.

- 1. Introductions were made.**
- 2. Approval of Minutes** - Minutes for the March 14, 2013 meeting were tabled to the June 13, 2013 meeting due the lack of a quorum.
- 3. RDA Dissolution Presentation-** Elizabeth L. Martyn, Attorney for Lewis, Brisbois, Bisgaard & Smith, LLP made a PowerPoint presentation regarding the status of the RDA dissolution, including the reason the topic is relevant, the status of the process.
- 4. This item was taken out of order.**
Bay Delta Conservation Plan (BDCP) – Rich Atwater, from the Southern California Water Committee reported on the vulnerability of California's water system and explained how a retrofit of the existing system that secures it from risk of flood, earthquake and sea level rise in the Delta is the most sensible approach to fix the problem.
- 5. Update on San Bernardino Valley Municipal Water District Activities** – No report.
- 6. Legislative Update** – Representative Sarah Benoit reported on HR 836 - Sunshine on Conflicts Act of 2013, amending the Federal Water Pollution Control Act (commonly known as the Clean Water Act) introduced by Senator Gary Miller on February 26, 2013. The EPA's

guidelines would forbid any member of a board or body that approves permit applications for the discharge of pollutants from seeking to influence the approval of any permit in which that member has a financial interest. Ms. Benoit also reported on proposed legislation by Senator Barbara Boxer which will shorten time requirements for EIRS to 90 days.

7. **Other** – None

8. **Committee Reports & Schedules:**

- **Habitat Conservation Plan Committee** ó No report.
- **Recharge Committee** ó The San Bernardino Valley Water Conservation District's Monthly Recharge and Daily Flow Reports were distributed.
- **Basin Technical Advisory Committee** ó No report.
- **Seven Oaks Dam Water Quality Committee** ó No report.
- **Santa Ana Sucker Task Force** ó No report.

9. **Additional Items/Comments, Suggestions for Next Meeting** ó None.

10. **Next Meeting** ó The next meeting is scheduled for June 13, 2013, at 9:30 a.m. at the San Bernardino Valley Water Conservation District.

11. **Adjourn** - The meeting adjourned at 10:49 a.m.

UPPER SANTA ANA WATER RESOURCES ASSOCIATION MINUTES

June 13, 2013

PRESENT:

Anthony Araiza, West Valley Water District
Manny Aranda, San Bernardino Valley Water Conservation District
Gil Navarro, San Bernardino Valley Municipal Water District
Don Lee, TetraTech
Sarah Benoit, District Representative for Gary Miller, 31st District
Cecilia Griego, City of Redlands
David Garcia, City of Riverside
Mark Bulot, San Bernardino Valley Municipal Water District
Kip Sturgeon, Northfork
Steve Copelan, San Bernardino Valley Municipal Water District
Melody McDonald, San Bernardino Valley Water Conservation District
Ed Killgore, San Bernardino Valley Municipal Water District
Jack Nelson, Yucaipa Valley Water District
Shanae Smith, West Valley Water District

The meeting was called to order at 9:30 A.M.

1. **Introductions were made.**
2. **Approval of Minutes** - Minutes for the March 14, 2013 and May 16, 2013 meetings were tabled to the July 11, 2013 meeting due the lack of a quorum.
3. **Update on San Bernardino Valley Municipal Water District Activities** – Mark Bulot reported on the East Branch Extension Project improvements. The SBVMWD Board approved and \$18 million contract for the Department of Water Resources' (DWR) redesign and specifications. The SBVMWD Board also approved the Santa Ana River Watershed Project Authority's (SAWPA) budget. Mr. Bulot also reported on money saved by moving rocks to align a pipe for crossing near the East Valley Water District turnout. The San Bernardino Valley Water Conservation District (SBVMWD) is storing the rocks. Mr. Bulot also reported that the Santa Ana Sucker Task Force is pursuing the habitat conservation plan for the SAS and that the United States Fish and Wildlife Service (USFWS) directors met with the committee.
4. **Legislative Update** – Manny Aranda reported that Senator Boxer's advocate changed positions in supporting water legislation specifically related to the limitation on reporting time for Environmental Impact Statement (EIS). Mr. Aranda also reported the following:
 - Senate Bill 601 which would impose deadlines for environmental reviews of water projects.
 - Assembly Bill 246 which would exclude the public from attending certain meetings.
 - Senate Bill 400 which would provide protection to victims of violence.

- The Governor released a \$96 billion dollars budget with a revenue to date of \$42 billion dollars. The deficit would be covered by taxes. In November of 2012, Proposition 30 was approved, raising the state's income tax rate.

Sarah Benoit reported on Congressman Miller's support of the SAS amicus brief recently filed. Ms. Benoit also reported that Chairman Duncan and Representative Bishop are in the beginning stages of the clean water caucus. Senate Bills HR 836 and 1296 still in committee and moving forward.

5. **Other** – None

6. **Committee Reports & Schedules:**

- **Habitat Conservation Plan Committee** – Mr. Bulot reported that actions had been initiated moving the HCP forward and is backed by all the partners for suggested contributions for the plan.
- **Recharge Committee** – Daniel Cozad reported that after the fuel spill the Seven Oaks Dam (SOD) had been closed. Sampling had been conducted by the Regional Water Quality Control Board, indicating non detect results. Mr. Cozad reported that it had been a very dry year. Mr. Cozad also reported that the Orange County Water District provided 80 cfs of water which had been recharged early Saturday morning. SBVMWD provided State Water Project (SWP) water in replacement.
- **Basin Technical Advisory Committee** – Melody McDonald reported that the BTAC (PIG Committee) would begin the review of proposed Integrated Regional Water Management Plan (IRWMP) projects. Mr. Bulot reported that the Enhanced Recharge Project had been split by two separate tracks to include facilities outside the Wash Plan area and has been cleared, permitted and constructed for the Wash Plan components. Mr. Bulot also reported that the SAS Task Force' Amicus brief had been filed on June 3, 2012. Two briefs were filed, one for appeal and one on panel due to NEPA compliance for endangered species for habitat due to a discrepancy between decisions on separate circuits.
- **Seven Oaks Dam Water Quality Committee** – Mr. Cozad reported that there is 200 acre feet of water behind the SOD. Stop logs with crains are scheduled to be pulled due to contamination. Mr. Araiza reported that Lytle Creek is currently in proration.
- **Santa Ana Sucker Task Force** – This item was reported on earlier in the meeting.

7. **Additional Items/Comments, Suggestions for Next Meeting** –Kip Sturgeon suggested that the meeting minutes should list agencies not represented at future meetings.

8. **Next Meeting** – The next meeting is scheduled for July 11, 2013, at 9:30 a.m. at the San Bernardino Valley Water Conservation District.
9. **Adjourn** - The meeting adjourned at 10:15 a.m.

UPPER SANTA ANA WATER RESOURCES ASSOCIATION MINUTES

July 11, 2013

PRESENT:

Anthony Araiza, West Valley Water District
Manny Aranda, San Bernardino Valley Water Conservation District
Don Lee, TetraTech
Sarah Benoit, District Representative for Gary Miller, 31st District
David Garcia, City of Riverside
Kip Sturgeon, Northfork
Steve Copelan, San Bernardino Valley Municipal Water District
Melody McDonald, San Bernardino Valley Water Conservation District
Ben C. Coleman, East Valley Water District
Thomas Crowley, West Valley Water District
Shanae Smith, West Valley Water District

The meeting was called to order at 9:30 A.M.

- 1. Introductions were made.**
- 2. Approval of Minutes** - Minutes for the March 14, 2013 and May 16, 2013 and June 13, 2013 meetings were tabled to the August 8, 2013 meeting due to the lack of a quorum.
- 3. Update on San Bernardino Valley Municipal Water District Activities** – Mr. Copelan reported on issues related to the park that has been taken over. A contract would be granted within the next six months. The SBVMWD Board approved the 2013/14 FY budget in June. Capitol projects include the Seven Oaks Dam's (SOD) spreading and the future development activities. Mr. Copeland stated Valley District is working hand in hand with the United States Fish and Wildlife Services.
- 4. Legislative Update** – Manny Aranda reported on Assembly Bill 265 regarding public entities that manage parks could be sued by anyone bitten by a dog on the property. Mr. Aranda also reported on California Environmental Quality Act (CEQA) reform, specifically the CEQA Modernization Act of 2013, authored by Senator Steinbeck.

Sarah Benoit reported the Flood Control Facility Maintenance Clarification Act, amending the Federal Water Pollution Control Act (commonly known as the Clean Water Act) is still moving forward. Ms. Benoit encouraged members of the Association to feel free to contact Congressman Miller's office.

- 5. Other** – None
- 6. Committee Reports & Schedules:**

- **Habitat Conservation Plan Committee** – Tom Crowley reported that the group met and went over the Request for Qualifications and made comments. Those comments were incorporated into the document and resubmitted to the group. A mandatory pre-proposal meeting was held at Valley District on Monday, July 8th at 9:00. Optional Interviews would be on August 16th.
- **Recharge Committee** – Daniel Cozad reported no recharge. Mr. Cozad stated he hoped to receive 6,000 - 7,000 acre of water total for the year. Mr. Cozad also stated that a recent Big Bear Watermaster meeting, it was reported that the lowest flows recorded during this time of year out of Santa Ana is 10 cfs.
- **Basin Technical Advisory Committee** – The July meeting was canceled. The next meeting is scheduled for August 5, 2013.
- **Seven Oaks Dam Water Quality Committee** – Mr. Cozad reported that water held behind the dam had been released and recharged per Regional Board orders. Mr. Cozad also reported that a 150 ton crane had been mobilized to pull stop logs in order to drain the last two hundred acre feet for for quality purposes.
- **Santa Ana Sucker Task Force** –David Garcia reported SAWPA is coordinating the annual Riverwalk scheduled for September.

7. Additional Items/Comments, Suggestions for Next Meeting – Mr. Cozad summarized the Local Agency Formation Commission (LAFCO) sphere of influence application process recently undergone by the SBVWCD. The question had been raised as to why the SBVWCD did not cover the entire Bunker Hill Basin. Mr. Cozad requested WVWD's assistance with formulating a response to submit to LAFCO.

8. Next Meeting – The next meeting is scheduled for August 8, 2013, at 9:30 a.m. at the San Bernardino Valley Water Conservation District.

9. Adjourn - The meeting adjourned at 10:05 a.m.