



SPECIAL NOTICE REGARDING CORONAVIRUS DISEASE 2019 (COVID-19) AND PARTICIPATION IN PUBLIC MEETINGS

On March 4, 2020, Governor Newsom declared a State of Emergency resulting from the threat of COVID-19. Governor Newsom issued Executive Order N-25-20 (3-12-20) and Executive Order N-29-20 (3-17-20) which temporarily suspend portions of the Brown Act relative to conducting public meetings. Subsequent thereto, Governor Newsom issued Executive Order N-33-20 (3-19-20) ordering all individuals to stay at home or at their place of residence. Accordingly, it has been determined that all Board and Workshop meetings of the San Bernardino Valley Municipal Water District will be held pursuant to the Brown Act and will be conducted via teleconference. There will be no public access to the meeting venue.

REGULAR MEETING OF THE BOARD OF DIRECTORS TUESDAY, NOVEMBER 3, 2020 – 2:00 P.M.

PUBLIC PARTICIPATION

Public participation is welcome and encouraged. You may participate in the November 3, 2020, meeting of the San Bernardino Valley Municipal Water District online and by telephone as follows:

Dial-in Info: (877) 853 5247 US Toll-free

Meeting ID: 684 456 030

NEW PASSCODE: 3802020

<https://sbvmwd.zoom.us/j/684456030>

If you are unable to participate online or by telephone, you may also submit your comments and questions in writing for the District's consideration by sending them to comments@sbvmwd.com with the subject line "Public Comment Item #" (insert the agenda item number relevant to your comment) or "Public Comment Non-Agenda Item". Submit your written comments by 6:00 p.m. on Monday, November 2, 2020. All public comments will be provided to the President and may be read into the record or compiled as part of the record.

IMPORTANT PRIVACY NOTE: Participation in the meeting via the Zoom app is strongly encouraged. Please keep in mind: (1) This is a public meeting; as such, the virtual meeting information is published on the World Wide Web and available to everyone. (2) Should you participate remotely via telephone, your telephone number will be your "identifier" during the meeting and available to all meeting participants. Participation in the meeting via the Zoom app is strongly encouraged; there is no way to protect your privacy if you elect to call in to the meeting. The Zoom app is a free download.



SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT
380 E. Vanderbilt Way, San Bernardino, CA 92408

REGULAR MEETING OF THE BOARD OF DIRECTORS

AGENDA

2:00 PM Tuesday, November 3, 2020

CALL TO ORDER/PLEDGE OF ALLEGIANCE/ROLL CALL

1) PUBLIC COMMENT

Any person may address the Board on matters within its jurisdiction.

2) APPROVAL OF MINUTES

2.1 October 20, 2020, Meeting (Page 3)
[SBVMWD Minutes 102020](#)

3) DISCUSSION AND POSSIBLE ACTION ITEMS

3.1 Introduction of New Employees (Page 9)
[Staff Memo - Introduction of New Employees](#)

3.2 Consider an Agreement with Riverside County Parks and Open Space District to Fund Three Full-Time Equivalent Positions (Page 12)
[Staff Memo - Consider an Agreement with Riverside County Parks and Open Space District to Fund Three Full-Time Equivalent Positions](#)
[Map of Restoration and Mitigation Projects](#)
[Map of Unauthorized Camps](#)
[Photographs of Unauthorized Camps](#)
[Parks District Agreement](#)

3.3 Recognizing the Nation's Veterans (Page 26)
[Resolution 1053 Recognizing the Nation's Veterans](#)

4) REPORTS (Discussion and Possible Action)

4.1 General Manager's Report (Page 27)
[Staff Memo - General Manager's Report](#)

- 4.2 SAWPA Meeting Report
- 4.3 Director's Primary Representative and Activity Report
- 4.4 Board of Directors' Workshop - Resources - October 1, 2020 (Page 29)
[Summary Notes BOD Workshop - Resources 100120](#)
- 4.5 Board of Directors' Workshop - Policy - October 6, 2020 (Page 32)
[Summary Notes BOD Workshop - Policy 100820](#)
- 4.6 Board of Directors' Workshop - Engineering - October 13, 2020 (Page 34)
[Summary Notes BOD Workshop - Engineering 101320](#)

5) ANNOUNCEMENTS

- 5.1 List of Announcements (Page 37)
[List of Announcements 110320](#)

6) CLOSED SESSION

- 6.1 Conference with Real Property Negotiators - Pursuant to Government Code Section 54956.8 Property APN Nos. 0140-143-47, 0140-143-05, 0140-143- 04, 0140-143-52, 0140-143-41, and 0140-143-55. Owner: San Bernardino Valley Municipal Water District - Agency Negotiator: Heather Dyer - Negotiating Party: OBI Group Inc. and Inland Property Solutions Inc. - Under negotiation: Price and terms.

7) ADJOURNMENT

PLEASE NOTE:

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the District's office located at 380 E. Vanderbilt Way, San Bernardino, during normal business hours. Also, such documents are available on the District's website at www.sbvmd.com subject to staff's ability to post the documents before the meeting. The District recognizes its obligation to provide equal access to those individuals with disabilities. Please contact Melissa Zoba at (909) 387-9228 two working days prior to the meeting with any special requests for reasonable accommodation.

**MINUTES
OF
THE
REGULAR BOARD MEETING
SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT**

October 20, 2020

Directors Present: T. Milford Harrison, Paul Kielhold, Gil Navarro, Susan Longville, and June Hayes

Directors Absent: None

Staff Present: Heather Dyer, Wen Huang, Cindy Saks, Melissa Zoba, Kristeen Farlow, Matt Howard, Anel Perez, Joanna Gibson, Chris Jones, Aaron Jones, Kai Palenscar, Brendan Brandt and Meredith Nikkel.

Registered Guests:

Ronald Coats, East Valley Water District

Melody McDonald, San Bernardino Valley Water Conservation District

David Raley, San Bernardino Valley Water Conservation District

Cris Fealy, Fontana Water Company

Joseph Zoba, Yucaipa Valley Water District

Jennifer Ares, Yucaipa Valley Water District

Lance Eckhart, San Gorgonio Pass Water Agency

Chris Butterfield

Clayton Larkins

The regular meeting of the Board of Directors was called to order by President Harrison at 2:00 p.m. A quorum was noted present by roll-call.

President Harrison stated that before they consider public comments, the record will reflect that pursuant to the provisions of Executive Order N-29-20 issued by Governor Newsom on March 17, 2020, this meeting will be conducted by teleconference only. Please note that all actions taken by the Board at the meeting will be conducted by a roll-call vote.

Agenda Item 1. Public Comment

President Harrison stated that any member of the public wishing to make any comments to the Board may do so. Audience attendance will be recorded in the minutes based on registration information generated in the teleconference or by stating their name during this time. There were no email comments or Zoom requests to speak.

Agenda Item 2. Approval of Minutes of the October 6, 2020, Board meeting.

Director Navarro moved to approve the minutes of the October 6, 2020. Director Longville seconded. The motion was unanimously adopted by a roll-call vote.

Agenda Item 3. Discussion and Possible Action Items.

3.1) Consider Awarding Contract to Source Solar, Inc. for Construction of the SBVMWD Administration Building Solar System. Aaron Jones stated in 2018, Strategic Resource Advisors (SRA) was contracted to explore renewable energy opportunities that would provide energy cost-savings and greater power rate certainty for the District. One of SRA's recommendations was for Valley District to consider installing solar panels at the Administration Building. In order to implement this recommendation, at the May 19, 2020 Board meeting, Vision Civil Engineering was awarded a contract to design a solar system for the Administration Building. Since that time, staff has completed the plans and specifications for the Administration Building Roof Solar System and obtained a bid from Source Solar, Inc. Staff recommends the Board of Directors award a construction contract to Source Solar, Inc. in the amount of \$96,800 and authorize the CEO/General Manager to approve contingent costs as needed of up to ten (10) percent above the contract amount. The project cost was included in the approved line item 6280 Field Improvements of the General Fund Budget for FY 2020-21.

Director Hayes moved to approve 1) Award the contract and authorize the Board President to execute the agreement for construction of the District Administration Building Roof Solar System to Source Solar, Inc. in the amount of \$96,800; and 2) Authorize the CEO/General Manager to approve contingent costs as needed up to ten (10) percent above the contract amount, or \$9,680. Director Kielhold seconded. The motion was unanimously approved by a roll-call vote.

3.2) Consider Agreement with San Gorgonio Pass Water Agency and Yucaipa Valley Water District to Establish Method for Calculating State Water Project Deliveries to Calimesa. Matt Howard stated this item was discussed at the October 13, 2020, Board of Directors' Engineering Workshop and staff was directed to place this item on today's agenda for consideration. In March 2019, the Department of Water Resources (DWR), San Gorgonio Pass Water Agency (Pass Agency) and Valley District entered into a joint agreement that established the procedures for the Pass Agency to order and deliver State Water Project (SWP) water to the Calimesa area through a Valley District turnout that serves the Yucaipa Valley Water District (YVWD), a mutual customer of both

the Pass Agency and Valley District. There is no fiscal impact associated with this agreement. Staff is recommending approval of this companion agreement that documents the calculation method used by YVWD to quantify the amount of SWP water that is delivered through the Valley District turnout, on behalf of the Pass Agency, for delivery to the Calimesa area.

Director Kielhold moved to approve the companion agreement that documents the calculation method used by Yucaipa Valley Water District to quantify the amount of State Water Project water that is delivered through the Valley District turnout, on behalf of the Pass Agency, for delivery to the Calimesa area. Director Hayes seconded. The motion was unanimously approved by a roll-call vote.

3.3) Consider Cooperative Agreement for Partnership in Long Term Management of the Louis Robidoux Nature Center and Restoration of Sunnyslope Creek. Chris Jones stated this item was discussed at the October 13, 2020, Board of Directors' Engineering Workshop and staff was directed to place this item on today's agenda for consideration. Once this final agreement is executed grant funding opportunities will be pursued for creek restoration design and planning costs, which will be brought to the Board separately for consideration. Based on the other tributary restoration projects developed for the HCP, cost estimates to plan, design, permit, restore, fund Parks District ranger patrols, and general maintenance of Sunnyslope Creek for a period of five years will be approximately \$3,720,000. Additional general site planning and maintenance costs for the same five-year period is expected to total approximately \$1,722,500. This total includes costs associated with development of a site master plan, water establishment for Sunnyslope Creek restoration, co-establishment of a field station, co-contributing to educational and stewardship events, and materials associated with annual presentations to the Riverside County Board of Supervisors. This project is well situated to compete for grants associated with Proposition 1 and 68, as well as traditional Section 6 grants through the USFWS and the CDFW Environmental Enhancement Fund. The Sunnyslope Creek restoration is included as a component of the HCP conservation strategy which, when completed, will have restored all the potential stream habitat within the mainstem Santa Ana River and a majority of the recovery actions for Santa Ana Sucker. As with all of our advanced mitigation projects, Valley District's share is approximately 40%, or \$2,177,000, (less any grant funding received) and the HCP Partners share would approximately be \$3,265,500. Staff is requesting the Board authorize the CEO/General Manager to execute a cooperative agreement for partnership in long term management of the Louis Robidoux Nature Center and restoration of Sunnyslope Creek. All project-related costs will be brought to the Board at future meetings, independent of this cooperative agreement

Director Hayes moved to authorize the CEO/General Manager to execute a cooperative agreement for partnership in long term management of the Louis Robidoux Nature Center and restoration of Sunnyslope Creek. Director Kielhold seconded. The motion was unanimously approved by a roll-call vote.

3.4) Consider Agreement with West Valley Water District to Facilitate Water Spreading in Cactus Basins. Kai Palenscar stated this item was discussed at the October 13, 2020, Board of Directors' Engineering Workshop and staff was directed to place this item on today's agenda for consideration. Valley District Staff and West Valley Water District (WVWD) Staff have worked on this agreement that would coordinate the development and implementation of water spreading management activities in the Cactus Basins. The agreement is a partnership whereby Valley District would provide a path for WVWD to obtain environmental and water quality permits to facilitate maintenance (vegetation clearing) of Basin #2. The Board was presented the concept and a list of proposed terms of agreement at the May 7th, 2020 Resources workshop. The Board directed staff to work with legal counsel to develop an agreement based on the mutually acceptable contributions towards a joint approach to spreading water in Cactus Basin #2 and potentially in Cactus Basin #3. Valley District House Counsel, Varner Brandt worked with West Valley's legal counsel to develop this proposed agreement for your consideration. Staff recommends authorizing the CEO/General Manager to sign the agreement with West Valley Water District to Facilitate Water Spreading with West Valley Water District in Cactus Basins.

Director Hayes moved to authorize the CEO/General Manager to sign the agreement with West Valley Water District to Facilitate Water Spreading with West Valley Water District in Cactus Basins. Director Navarro seconded. The motion was unanimously approved by a roll-call vote.

3.5) Consider a Consulting Agreement with Geoscience to Serve as a Science Advisor for the Development of the Upper SAR Habitat Conservation Plan's Comprehensive Adaptive Management and Monitoring Plan (CAMMP).

Kai Palenscar stated this item was discussed at the October 13, 2020, Board of Directors' Engineering Workshop and staff was directed to place this item on today's agenda for consideration. The Long-Term Monitoring and Adaptive Management Plan for the Upper Santa Ana River Habitat Conservation Plan (HCP), which is now referred to as the Comprehensive Adaptive Management and Monitoring Program (CAMMP), was approved by the Board on July 21, 2020. The CAMMP will provide the basis for the HCP to manage, monitor, and track environmental values (habitats and species) through time as well as report these findings to regulators. Staff requests the Board approve an agreement from Geoscience Support Services, Inc. in the amount of \$44,888 to serve as a science advisor. A 2019 Section 6 HCP Grant will reimburse 50% of the total cost of science advisors and the HCP Partners will reimburse Valley District 60% of the remaining balance, leaving a net cost of \$8,978 to Valley District. Staff recommends the Board authorize the CEO/General Manager to execute an agreement with Geoscience Support Services Inc. to serve as science advisor technical assistance in the amount of \$44,888.

Director Navarro moved to authorize the CEO/General Manager to execute an agreement with Geoscience Support Services Inc. to serve as science advisor technical assistance to the Long-Term Monitoring and Adaptive Management Plan for the Upper Santa Ana River Habitat Conservation Plan (HCP) now referred to as the Comprehensive Adaptive Management and Monitoring Program (CAMMP), in the amount of \$44,888. Director Kielhold seconded. The motion was unanimously approved by a roll-call vote.

Agenda Item 4. Reports (Discussion and Possible Action Items).

4.1) District's Primary Representatives and Activity Report.

Director Hayes reported that she attended the San Bernardino Valley Water Conservation District on October 14th and the West Valley Water District meeting on October 15th.

Director Longville reported that she attended the Active Recharge Transfer Project Policy Committee meeting on October 14th.

Director Navarro had nothing new to report and will report meetings attended at the next board meeting.

Director Kielhold reported that he attended the Active Recharge Transfer Project Policy Committee meeting on October 14th and the Inland Empire Resource Conservation District meeting.

President Harrison reported that he attended San Bernardino Valley Water Conservation District Board on October 14th, the meeting on October 16th of the National HCP meeting and the October 19th meeting of the San Bernardino Valley Water Conservation District.

4.2) Operations Report. No oral report was given as a written report was included in the Board packet.

4.3) Treasurer's Report Director Longville moved the following expenses for the month of September 2020. The State Water Contract Fund \$17,860,335.68, Devil Canyon/Castaic Fund \$104,370.00, and General Fund \$7,291,408.79. Director Navarro seconded. The motion was unanimously adopted by a roll-call vote.

4.4) Directors' Fees and Expenses for September 2020. No oral report was given as a written report was included in the Board packet.

Agenda Item 5. Announcements.

5.1) List of Announcements. No changes were noted to the list of announcements.

Agenda Item 6. Closed Session. President Harrison adjourned the meeting to Closed Session at 3:00 p.m.

6.1. CONFERENCE WITH LEGAL COUNSEL—Anticipated Litigation-Initiation of Litigation pursuant to Govt. Code Section 54956.9(d)(4): One Potential Case

6.2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)

Name of case: California Department of Water Resources v. All Persons Interested in the Matter of the Authorization of Delta Program Revenue Bonds, the Issuance, Sale and Delivery of Delta Program Revenue Bonds Series A, Series B and Subsequent Series, the Adoption of the Delta Program Revenue Bond General Bond Resolution and the Supplemental Resolutions Providing for the Issuance of Delta Program Revenue Bonds, and the Proceedings Related Thereto
Sacramento Superior Court Case No. 34-2020-00283112

President Harrison returned the meeting to Open Session at 4:02 p.m.

Brendan Brandt reported on Item 6.1. The Board voted to approve the initiation of action unanimously by a roll-call vote. The parties and action will be disclosed by any person of inquire after the action has been commenced.

Brendan Brandt reported on Item 6.2. The Board voted unanimously by a roll-call vote to intervene and/or answer the subject litigation.

President Harrison requested a motion for adjournment.

Director Kielhold moved to adjourn the meeting. Director Hayes seconded. The motion was adopted by a roll-call vote.

Agenda Item 7. Adjournment.

The meeting was adjourned at 4:09 p.m.

<p>APPROVAL CERTIFICATION I hereby certify to approval of the foregoing Minutes of San Bernardino Valley Municipal Water District.</p> <p>_____</p> <p>Secretary</p> <p>Date _____</p>

Respectfully submitted,

Anel Perez
Technical Assistant



DATE: November 3, 2020
TO: Board of Directors
FROM: Heather Dyer, CEO/General Manager
SUBJECT: Introduction of New Employees

It is my pleasure to introduce the newest members of our Valley District team.

Manager of Water Resources

I am pleased to announce that Mr. Adekunle Ojo is beginning his career at the District on November 2, 2020, as our new Manager of Water Resources. Mr. Ojo has over a decade of experience working in ever-expanding roles at public agencies in Southern California. He has spent the past four years working at the Indio Water Authority (IWA) as their Principal Management Analyst and serving as a key member of the agency's management team. He has provided analytical and decision-making support on a range of water resource issues to the General Manager and the Board and while working side-by-side with the Chief Engineer on large regional projects. Mr. Ojo has brought great value to his prior agencies by performing a variety of highly responsible, complex, regional planning and program management duties resulting in positive impact throughout the Coachella Valley and beyond.



Over the last decade of his career, Mr. Ojo has overseen and coordinated special projects and strategic initiatives such as re-envisioning and implementing a successful Water Conservation Program at IWA, promoting a recycled water groundwater recharge effort in the Coachella Valley, putting in place the first ever Facilities Lifecycle and Cost Model for Orange County Public Works, and obtaining and managing over \$12 million in grant funding for conservation and education-based projects. Mr. Ojo is well regarded by the Coachella Valley Regional Water Management Group for his contributions on several regional efforts including integrated regional water management and stormwater resources planning, salt and nutrients management planning, groundwater sustainability and SGMA compliance, disadvantaged communities' involvement,

regional conservation, and sustainable surface water resources. Mr. Ojo is currently the Acting Chair of the Redlands Municipal Utilities and Public Works Commission.

Mr. Ojo earned a Master of Public Administration (MPA) from Cal State San Bernardino in 2011 and returns periodically to campus as a guest lecturer for undergraduate and graduate classes, playing his part in cultivating and inspiring new local, civic leaders. He also holds a Bachelor's degree in Business from the United States International University in Nairobi, Kenya. Mr. Ojo was born in Nigeria, Africa, and lived primarily in Kenya from 2003 to 2008, when he relocated to the United States. Mr. Ojo received overwhelmingly positive references from the General Manager of IWA, Ms. Trish Rhay, who stated, *"His major strengths are his brilliant analytical mind, his love of learning and understanding new things, and especially his personality, which is an asset to our regional projects."* She also stated that while she is sad to see him leave IWA, she is very happy for him to have an opportunity to grow and take on new and bigger challenges.

We welcome Adekunle to the Water Resources Department and the District where I know he will be a great asset for many years to come. More information about Mr. Ojo can be found using this link: https://drive.google.com/file/d/1hGwx1P0NJS7nXLxglcOiHulNy_e8w5Ft/view

Clerk of the Board/Assistant to the General Manager

I am pleased to announce that Captain Jose Macedo has accepted our offer for the position of Clerk of the Board/ Assistant to the General Manager. Captain Macedo is a 21-year veteran of the U.S. Army and will be retiring from his military career at the end of 2020. Captain Macedo enlisted in the Army in 1999 and quickly moved through the ranks before being selected to become an officer in 2008. Captain Macedo earned his Bachelor's degree in Business Administration from Cal State San Bernardino in 2010 and a Master's degree in Management and Leadership from Webster University, St. Louis, Missouri, in 2014.



Captain Macedo is currently working as an Executive Officer for the University of Texas Army ROTC program in San Antonio, Texas, where he handles the daily functions, operations and administrative activities of the program. Over his lengthy military career, Captain Macedo has continuously demonstrated leadership, strategic initiative, consensus building, and commitment to a high standard of excellence. His many coordination and administrative skills have been developed throughout his career serving as an Executive Officer (2018 to Present and 2012-2013), an Operations Officer, and as a Commander, among other positions. Captain Macedo has received many military awards and decorations including a Meritorious Service Medal, Army Commendation Medal, and a Presidential Unit Citation. In October 2020, Captain Macedo was recommended for promotion to the rank of Major.

Captain Macedo's current supervisor, Lieutenant Colonel Kristen Shifrin, stated in her letter of recommendation to Valley District, *"In over three years at the program, Jose made an incredible impact establishing systems and conditions as the organization doubled in size."* She went on to attribute Jose's success to *"his work ethic and ability to synchronize operations and calendars*

while providing difficult, sensitive, and confidential administrative and secretarial support to executive and legal level staff.” Clearly, Captain Macedo will be a valuable asset to the our team as we move forward implementing strategic initiatives in the coming years. He is eager to become immersed in California water issues and engaged in the many exciting projects we are working on at the District. Captain Macedo will be joining Valley District as soon as his Army retirement is complete. We anticipate a start date with the District in early to mid-January 2021.

More information about Captain Macedo can be found using this link:
<https://sites.google.com/view/josemacedo/home>

Fiscal Impact

There is no fiscal impact related to this item.

Staff Recommendation

Receive and file.



DATE: November 3, 2020

TO: Board of Directors

FROM: Chris Jones, MESM - Project Manager II, Biological Resources

SUBJECT: Consider an Agreement with Riverside County Parks and Open Space District to Fund Three Full-Time Equivalent Positions

Background

This item was discussed at the June 4, 2020, Board of Directors' Resources Workshop and staff was directed to place this item on a future agenda for consideration. Since June, the Agreement has been under legal and management review by Riverside County. The agreement has also been reviewed by our House Counsel, Varner Brandt.

Staff is requesting the Board authorize the General Manager to execute an agreement with the Riverside County Parks and Open Space District (Parks District) to fund three full-time equivalent (FTE) positions (2 Rangers, 1 Maintenance Operator). These positions are an integral component of our strategy to proactively manage numerous project areas critical to the success of the Upper Santa Ana River Habitat Conservation Plan (HCP) conservation activities which includes the Tributaries Restoration Projects and the Hidden Valley Wetlands mitigation project, which is a permit requirement for the Cactus and Waterman Basins water recharge projects.

The three positions include two uniformed, Park Ranger positions and one operator position that will carry out patrol and maintenance of our Tributaries Restoration sites. They will also conduct pre-construction site preparation (brush clearing, etc.) before the Hidden Valley Creek and Wetlands restoration projects begin construction in 2021. All three of these positions are expected to provide multiple benefits to Valley District and HCP related projects. Rangers are expected to conduct regular patrols of project areas of value to the HCP and Valley District. These include projects related to the restoration of six different tributaries to the Santa Ana River that form one of the cornerstones of the conservation

strategy for the Santa Ana sucker, the Hidden Valley wetlands, and education and outreach facilities at the Louis Robidoux Parkland (formerly known as the Louis Robidoux Nature Center) and the nature center at the Hidden Valley Wildlife Area. Regular patrols, in marked vehicles with uniformed officers, are intended to mitigate the potential for establishment of large unauthorized homeless encampments that could limit the ability of the sites to provide the habitat benefits needed to meet the goals and objectives of the HCP and associated permits. Data has shown that the regular presence of marked vehicles, with uniformed rangers limit the abundance of large, impactful camps that become established in the River wilderness areas.

Prior to construction, the goal of these patrols will be to eliminate homeless encampments within the Hidden Valley restoration areas before we start our restoration activities. Before construction of the tributary restoration and wetland mitigation projects occur, any unauthorized camps will be removed by the Parks District in coordination with several entities, including the City of Riverside, and Riverside County Flood Control District. During and after construction, the patrols would be intended to discourage camps from reforming due to the continual presence of officers. The patrols are also planned to provide an element of safety for potential trail patrons, biological monitors, and our Valley District/HCP staff during and following the construction of the tributary restoration projects.

Each of the tributary restoration projects and the wetland mitigation project has a trail system either within or in very close proximity to the restoration areas. Similar reserves and open space areas have had success with keeping out unauthorized camps due to regular use by hikers, joggers, or folks that want to take a leisurely stroll with their families. The goal here is to “shine a bright light” on areas that were once out of site and out of mind. Another added benefit to utilizing the Parks District Rangers is that they are trained ecologists and biologists and can act as regular eyes and ears for Valley District’s Biological Resources Staff to utilize for valuable information needed to make management decisions for our restoration and mitigation sites.

The operator position is proposed to help with site clearing and maintenance. One of the first tasks for the tributary restoration and wetland mitigation projects will be clearing and grubbing of existing vegetation. For both tributary restoration and wetland mitigation projects, clearing will be selective. The knowledge of the native plants plus the relationships and communication systems already present between the Parks District rangers and operators will help reduce the risk of accidental clearing of plants that were intended to remain in place. Operators can also work with rangers to manage invasive, exotic plant species on the fringes of our restoration and mitigation project sites to reduce the risk of spread into our sites and help remove debris and trash from unauthorized camps. Following construction, Parks District operators can help with maintenance of restoration and mitigation sites. Working with the rangers and operators now will enable the Valley District staff set a foundation for working together in the future that will be important to the management of mitigation and HCP related sites that are either owned or maintained by the Parks District.

Valley District staff has worked with Parks District Staff to understand potential costs associated with funding the 3 FTE positions and ensuring they have the appropriate means to complete the work they are expected to accomplish. A total annual cost of \$268,000 will provide funding for two senior Ranger positions and one Operator, and also provide funding to aid in the management of unauthorized camps for one year. A more detailed cost estimate is provided below.

Table 1 Itemized cost description for 3 needed FTE positions and necessary related costs for one year.

Position	Fully Burdened Cost	# of Positions/Units	Total
Ranger	\$89,000.00	2	\$178,000.00
Operator	\$60,000.00	1	\$60,000.00
Homeless Clean Up-Roll Offs	\$8,000.00	1	\$8,000.00
PPE	\$2,000.00	1	\$2,000.00
Vehicle	\$20,000.00	1	\$20,000.00
Totals			\$268,000.00

The costs associated with the restoration and mitigation projects that these Ranger and Operator positions are intended to protect and maintain represent a significant investment of over \$16,000,000 by Valley District and all HCP partners on environmental restoration and mitigation.

*Table 2 *SARCCUP Tributary Restoration Projects include the restoration of Hidden Valley Creek, Lower Hole Creek, Anza Creek, and Old Ranch Creek. ** The Hidden Valley Wetlands Mitigation Project provides mitigation for spreading activities at Waterman and Cactus Basins.*

Restoration/Mitigation Projects Within Patrol Area	Cost Estimate
SARCCUP Tributary Restoration Projects *	\$10,000,000.00
Sunnyslope Creek Restoration (Louis Robidoux Nature Center)	\$3,000,000.00
Evans Creek Restoration	\$2,000,000.00
Hidden Valley Wetlands Mitigation Project **	\$1,500,000.00
Totals	\$16,500,000.00

The costs in the above table do not factor in the estimated \$3 billion of local water supply projects that are dependent on the success of the restoration and mitigation sites provide to Valley District and the HCP Partners. The investment in the Parks District Ranger and Operator positions will help to protect and maintain Valley District's, and our HCP partners', investments in these projects and associated conservation and mitigation. The cost of these positions has been accounted for in the HCP Implementation Budget which has been presented to the HCP Partners. This item is listed as a "contract staff" cost, which is

necessary for successful implementation of the HCP. Therefore, our HCP partners will reimburse Valley District approximately 60% of this cost based on the Implementation Agreement and the Joint Powers Authority Funding Agreement, which will be considered for approval by each agency in the future. House counsel has reviewed the agreement and the Riverside County Board of Supervisors approved the agreement at their October 20, 2020 meeting.

Fiscal Impact

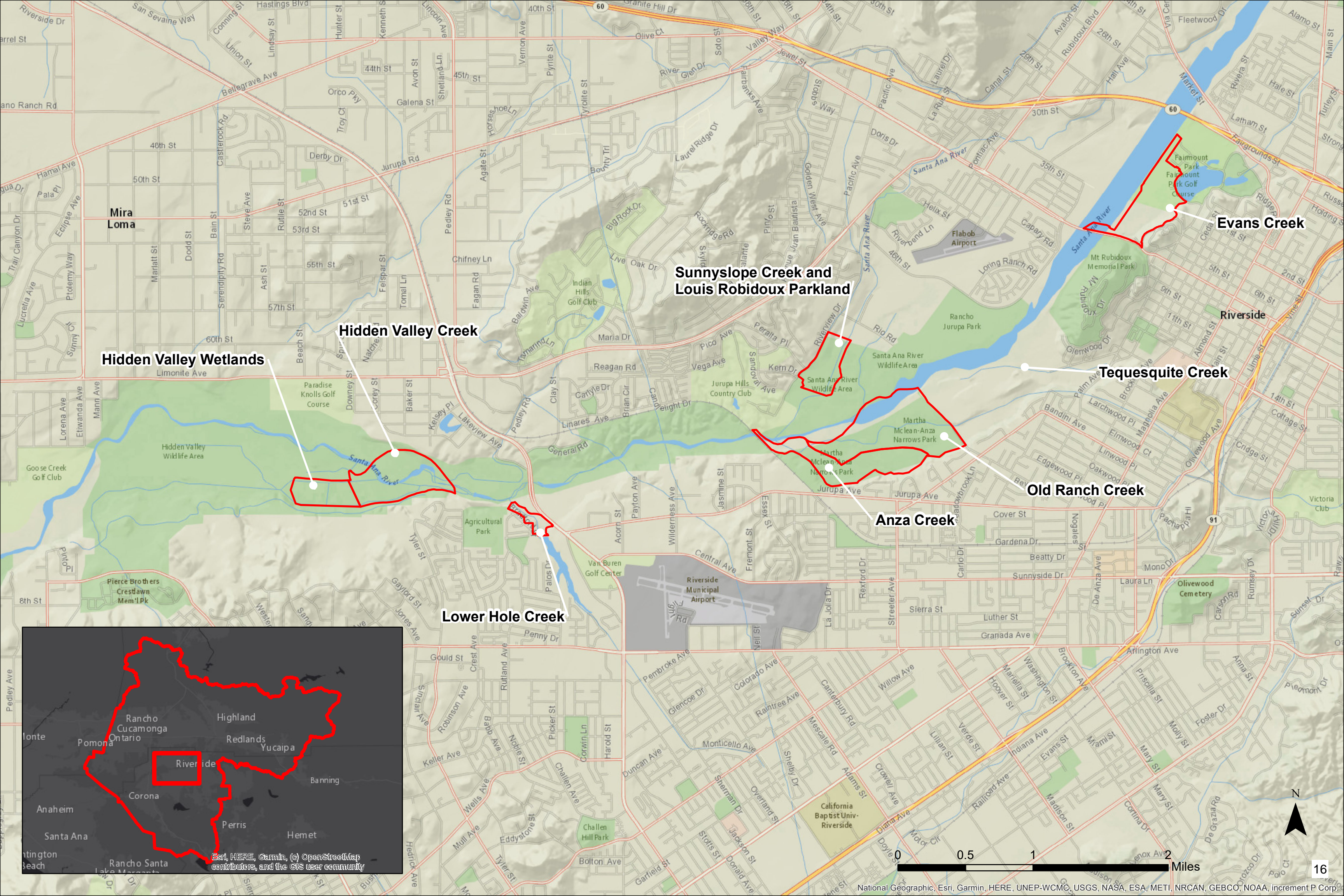
The cost estimate to fund 3 the three FTE positions is \$268,000. The HCP partners would reimburse 60% of the cost to Valley District or \$160,800. Therefore, the fiscal impact to Valley District would be \$107,200.

Staff Recommendation

Staff recommends the Board authorize the General Manager to execute the agreement with the Parks District on behalf of the Upper Santa Ana River HCP.

Attachment

- 1) Map of Restoration and Mitigation Projects
- 2) Map of Unauthorized Camps
- 3) Photographs of Unauthorized Camps
- 4) Parks District Agreement



Mira Loma

Hidden Valley Wetlands

Hidden Valley Creek

Lower Hole Creek

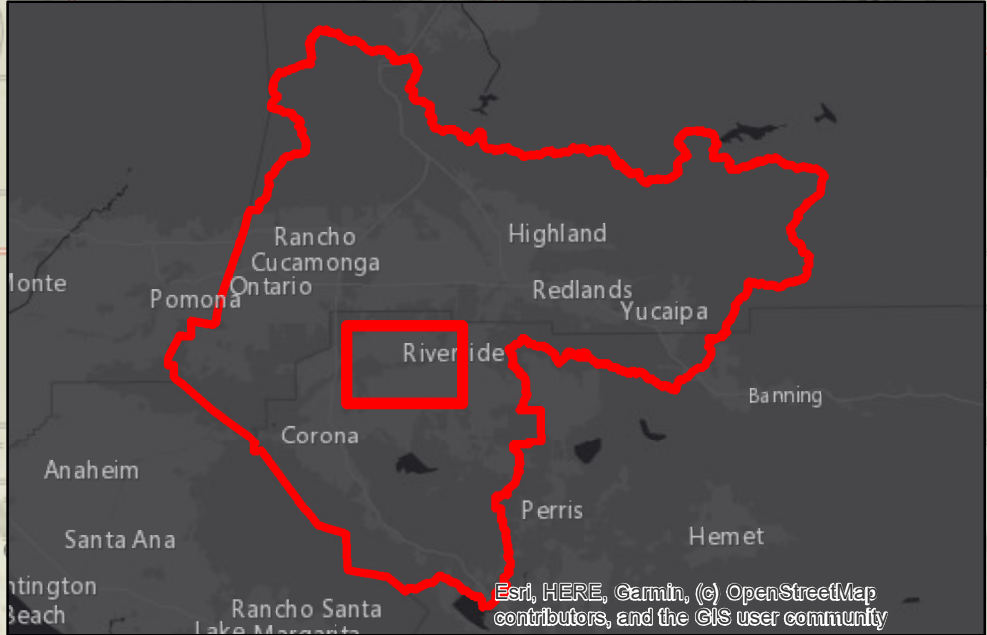
Sunnyslope Creek and Louis Robidoux Parkland

Anza Creek

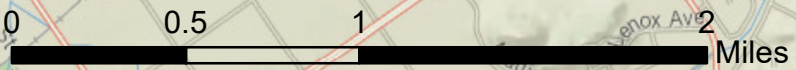
Old Ranch Creek

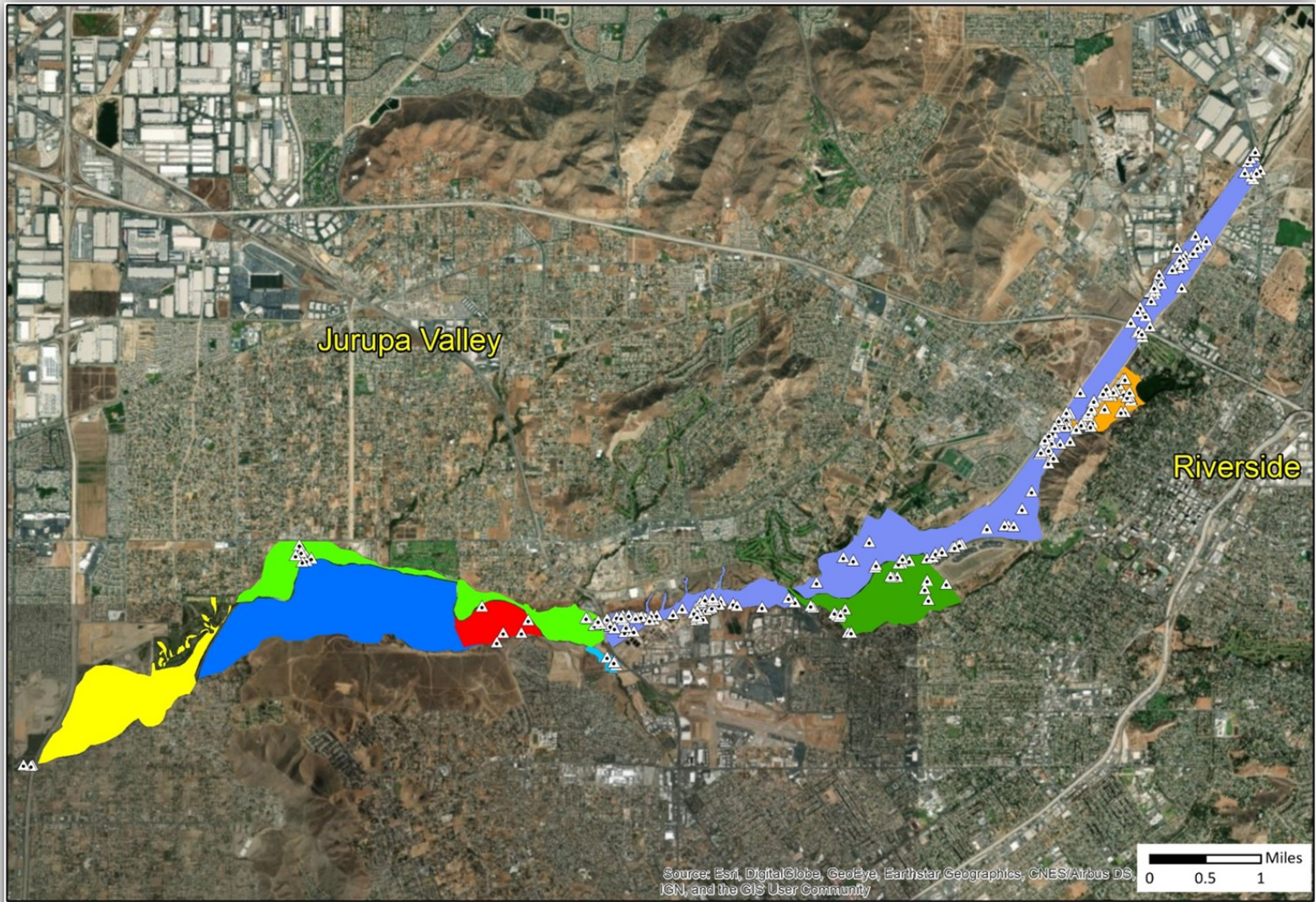
Tequesquite Creek

Evans Creek

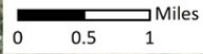







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Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, IGN, and the GIS User Community



- | | | |
|---|--|---|
|  Evans Lake Drain |  Hidden Valley North |  Hidden Valley South Non-restoration |
|  Anza/Old Ranch Creeks |  Lower Hole Creek |  Goose Creek |
|  Riverside Ave. to Van Buren Blvd. Non-restoration |  Hidden Valley South Restoration |  2019 Homeless Camp |

Photographs of Unauthorized Camps





COOPERATIVE AGREEMENT BY AND BETWEEN
RIVERSIDE COUNTY REGIONAL PARK & OPEN-SPACE DISTRICT
AND SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT FOR THE HIDDEN VALLEY
WILDLIFE AREA AND TRIBUTARY RESTORATION SITES

THIS COOPERATIVE AGREEMENT (“**Agreement**”) is entered into as of _____, 2020 (“**Effective Date**”), by and between the San Bernardino Valley Municipal Water District, a municipal water district (“**VALLEY DISTRICT**”), and the Riverside County Regional Park & Open-Space District, a *special district created pursuant to the California Public Resources Code Div.5, Ch.3, Art.3*, (“**RIVCOPARKS**”). RIVCOPARKS and VALLEY DISTRICT are sometimes referred to individually as “**PARTY**” and collectively as “**PARTIES**”.

RECITALS

- A. RIVCOPARKS is a lead agency in enforcement and conservation activities along the Santa Ana River through Riverside County;
- B. VALLEY DISTRICT is creating critical habitat improvements along the Santa Ana River which will require oversight and protection from homeless encampments, dumping, and other unwanted activity;
- C. The PARTIES desire to maintain and expand Riverside County’s reputation as a leader in habitat conservation and restoration; and
- D. The PARTIES seek to cooperate to increase the number of park rangers and operational staff in critical habitat conservation sites related to the Upper Santa Ana River Habitat Conservation Plan, and specifically the Hidden Valley Wildlife Area and Tributary Restoration Sites (“**PROJECT**”).

NOW THEREFORE, in consideration of the mutual promises contained herein, the PARTIES agree as follows:

AGREEMENT

1. RIVCOPARKS shall provide administrative, technical, managerial, human resources, and support services necessary and appropriate to develop and implement the PROJECT, including the funding and employment of not less than two (2) park rangers and one (1) park maintenance worker positions (“**PROJECT STAFF**”), in strict compliance with all applicable federal, state, and local laws and regulations.

2. VALLEY DISTRICT will reimburse RIVCOPARKS in an amount not to exceed Two Hundred Sixty-Eight Thousand Dollars (\$268,000) (“**Maximum Reimbursement**”) for costs reasonably incurred by RIVCOPARKS for the funding and employment of PROJECT STAFF in connection with patrols and maintenance of the PROJECT by the PROJECT STAFF within one (1) year from and after the Effective Date. Reimbursable costs will include salaries and benefits commensurate with comparable staff employed by RIVCOPARKS, fuel and vehicle maintenance costs reasonably necessary for the PROJECT STAFF to carry out their functions, personal protective equipment, and other costs associated with patrols, cleanup of unauthorized camps, clearing of vegetation, and general upkeep and management of the PROJECT. RIVCOPARKS will submit one or more invoices to VALLEY DISTRICT, not later than sixty (60) days after the first anniversary of the Effective Date, for all reimbursable costs incurred and for which reimbursement is claimed under this Agreement. VALLEY DISTRICT will pay all undisputed reimbursable costs within thirty (30) days after receipt of any such invoice. RIVCOPARKS acknowledges and agrees that in no event shall PARKS receive or have a claim of any kind for any payment in excess of the Maximum Reimbursement for any costs related to the PROJECT or any PROJECT STAFF under this Agreement.

3. Notwithstanding any provision of this Agreement to the contrary, all PROJECT STAFF shall be employees solely of RIVCOPARKS, and not VALLEY DISTRICT. RIVCOPARKS shall be directly responsible for all salaries, benefits, taxes, and other costs arising out of or related to the employment of all PROJECT STAFF. RIVCOPARKS shall indemnify, defend, and hold harmless VALLEY DISTRICT from and against any and all claims, demands, losses, costs, expenses, obligations, liabilities, damages, judgments, fines, penalties, and deficiencies, including reasonable attorneys’ fees (collectively, “**Claims**”), arising out of or related to (i) breach of any warranty or representation made by RIVCOPARKS herein; (ii) breach by RIVCOPARKS of any of its obligations under this Agreement; (iii) acts or omissions of

RIVCOPARKS or any of its officers, directors, employees, agents, representatives, affiliates, or independent contractors in the performance of any obligations under this Agreement; or (iv) death, personal injury, bodily injury or property damage caused by RIVCOPARKS or any PROJECT STAFF. RIVCOPARKS indemnification obligations shall continue in full force and effect notwithstanding the expiration or other termination of this Agreement.

4. RIVCOPARKS shall keep and maintain for not less than three (3) years after the last payment received under this Agreement complete and accurate records of all costs associated with the PROJECT and the PROJECT STAFF. Upon reasonable request, RIVCOPARKS shall provide VALLEY DISTRICT with an accounting of all PROJECT and PROJECT STAFF costs, including supporting documentations reasonably requested by VALLEY DISTRICT.

5. The PARTIES hereby acknowledge that RIVCOPARKS shall be deemed to be an independent contractor and shall not be deemed in any way an agent, partner, or joint venturer of VALLEY DISTRICT. RIVCOPARKS acknowledges and agrees that, as an independent contractor, it is solely responsible for the payment of any and all taxes and/or assessments imposed on account of the employment of any PROJECT STAFF.

6. This Agreement contains the entire understanding between the PARTIES and supersedes any prior understanding and/or written or oral agreements between them, respecting the subject matter of this Agreement. There are no representations, agreements, arrangements, or understandings, oral or written, by and between the PARTIES relating to the subject matter of this Agreement that are not fully expressed herein.

7. This Agreement may not be modified, altered, or changed in any manner whatsoever except by a written instrument duly executed by authorized representatives of both PARTIES.

8. If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

9. This Agreement shall be governed by and interpreted in accordance with the laws of the State of California, excluding any choice of law provision that would apply the laws of any other jurisdiction.

Any action taken to enforce this Agreement shall be maintained exclusively in the Superior Court of San Bernardino County, California. The PARTIES expressly consent to the exclusive jurisdiction of said court and agree that said court shall be the proper venue for any such action.

10. Neither PARTY may assign its rights and obligations hereunder, in part or in whole, to any third party without the prior written consent of the other PARTY, which shall not be unreasonably withheld.

a. The RIVCOPARKS Board of Directors authorizes the General Manger or designee to approve and execute changes, approved by RIVCOPARKS Counsel, to the Agreement that include extending the contract for one (1) additional year term as approved in this Agreement. Such changes shall be mutually agreed upon by and between the RIVCOPARKS General Manager or designee and VALLEY DISTRICT and shall be incorporated in written amendments to this Agreement.

11. Any notice to be given or to be served upon either PARTY hereto in connection with this Agreement must be in writing and shall be deemed to have been given and received: (a) when personally delivered; (b) two (2) days after it is sent by Federal Express or similar overnight courier, postage prepaid and addressed to the PARTY for whom it is intended, at that PARTY'S address specified below; (c) three (3) days after it is sent by certified or registered United States mail, return receipt requested, postage prepaid and addressed to the PARTY for whom it is intended, at that PARTY'S address specified below; or (d) as of the date of electronic mail transmission addressed to the PARTY for whom it is intended, at that PARTY'S electronic mail address specified below, and provided that an original of such notice is also sent to the intended addressee by means described in clauses (a), (b), or (c) within two (2) business days after such transmission. Either PARTY may change the place for the giving of notice to it by thirty (30) days prior written notice to the other PARTY as provided herein.

San Bernardino Valley Municipal Water District
Attn: Heather Dyer, CEO/General Manager
380 East Vanderbilt Way
San Bernardino, CA 92408
E-Mail: heatherd@sbumwd.com

with a copy to:

Varner & Brandt LLP
Attn: Brendan W. Brandt
3750 University Avenue, Suite 610
Riverside, CA 92501
E-Mail: brendan.brandt@varnerbrandt.com

Riverside County Regional Park & Open-Space District
Attn: Planning & Development
4600 Crestmore Road
Jurupa Valley, CA 92509
E-Mail: Parks-Planning@rivco.org

12. This Agreement is the result of negotiations between the parties hereto, and the advice and assistance of their respective counsel. The fact that this Agreement was prepared as a matter of convenience by RIVCOPARKS or VALLEY DISTRICT shall have no importance or significance. Any uncertainty or ambiguity in this Agreement shall not be construed against the PARTY that prepared it in its final form.

13. This Agreement may be executed in any number of counterparts, each of which will be an original, but all of which together will constitute one instrument. Each PARTY of this Agreement agrees to the use of electronic signatures, such as digital signatures that meet the requirements of the California Uniform Electronic Transactions Act (Cal. Civ. Code §§ 1633.1-1633.17) ("**CUETA**") for executing this Agreement. The PARTIES further agree that the electronic signatures of the parties included in this Agreement are intended to authenticate this writing and to have the same force and effect as manual signatures. Electronic signature means an electronic sound, symbol, or process attached to or logically associated with an electronic record and executed or adopted by a person with the intent to sign the electronic record pursuant to the CUETA as amended from time to time. The CUETA authorizes use of an electronic signature for transactions and contracts among parties in California, including a government agency. Digital signature means an electronic identifier, created by computer, intended by the party using it to have the same force and effect as the use of a manual signature, and shall be reasonably relied upon by the parties. For purposes of this section, a digital signature is a type of "electronic signature" as defined in subdivision (i) of Section 1633.2 of the Civil Code.

[Signature Page Follows]

IN WITNESS WHEREOF, the PARTIES have caused this Agreement to be executed by their duly authorized representatives as of the Effective Date.

SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT

By: _____
Heather P. Dyer
CEO/General Manager

RIVERSIDE COUNTY REGIONAL PARK & OPEN-SPACE DISTRICT

By: _____
Kyla Brown
General Manager

ATTEST:

Kecia Harper
Clerk of the Board

By: _____
Deputy

APPROVED AS TO FORM:

Gregory P. Priamos
District Counsel

By: _____
Kristine Valdez
Supervising Deputy District Counsel

RESOLUTION NO. 1053

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SAN BERNARDINO VALLEY MUNICIPAL
WATER DISTRICT RECOGNIZING THE NATION'S
VETERANS ON VETERANS DAY**

WHEREAS, San Bernardino Valley Municipal Water District would like to recognize and thank all veterans both locally and nationally for their service; and

WHEREAS, the armistice ending World War I was signed on November 11, 1918. The end of the first global conflict was initially commemorated as Armistice Day. In 1954, the congress renamed the day as Veterans Day to recognize all those who have served in our Armed Forces; and

WHEREAS, our nations veterans have served and protected the United States making sacrifices big and small to ensure the freedom of our great nation; and

WHEREAS, on this Veterans Day we celebrate and honor the patriots who have fought to protect the democratic ideals that are the foundation of our county; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the San Bernardino Valley Municipal Water District that the Board does hereby recognize and remember the Nation's Veterans on November 11 of each year.

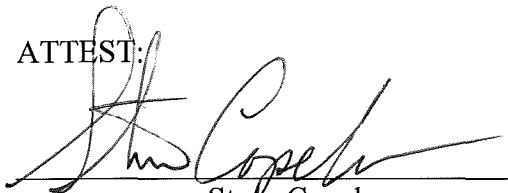
ADOPTED this 16th of May, 2017.

San Bernardino Valley
Municipal Water District

By: 

Susan Longville
President

ATTEST:



Steve Copelan
Secretary



DATE: November 3, 2020
TO: Board of Directors
FROM: Heather Dyer, CEO/General Manager
SUBJECT: General Manager's Report

The following is an update from the CEO/General Manager on the status of a number of items at the District.

I. Staffing Updates

As presented in a previous item, we have a new Manager of Water Resources, Mr. Adekunle Ojo, and made a selection for the Clerk of the Board/Assistant to the General Manager position, Captain Jose Macedo, who will begin with the District in January 2021.

Water Conservation Manager

We have made a selection for the the Water Conservation Program Manager position and we anticipate a start date to be in early December. Our new Water Conservation Program Manager has over 14 years implementing water conservation initiatives in Southern California and will bring a wide range of knowledge and expertise to our Water Conservation program. We look forward to introducing this fantastic new employee to the Board in coming weeks.

New District Onboarding Program

With several new employees joining the Valley District team, we have taken this opportunity to develop the first-ever District onboarding program, led by Ms. Kristeen Farlow. The program, titled "You're a Piece of our Puzzle," introduces new employees to the District through a planned and strategic approach, incorporating one-on-one time with Executive Management and a designated staff member or "buddy" to help transition new employees into the day-to-day functions of the District. The program focuses on the four C's: Culture, Connection, Clarification, and Compliance and was designed to engage new employees with the District as a whole and educate them on our vision for water supply in the region. The onboarding program begins prior to the employee reporting to work on their first day and continues through their first year of tenure with the District and beyond. Through ongoing communication and education, *You're a*

Piece of our Puzzle will help to build a positive, trusting, and productive relationship between the employee, management, and the organization overall.

II. HCP Stakeholder Draft

The Stakeholder Draft of the Habitat Conservation Plan is now publicly available. The HCP Permittees and Wildlife Agencies constitute our target audience for this version. It is presented to allow the Stakeholders an opportunity to provide comments and feedback before we release the Plan to the general public for the official comment period, which is anticipated to be in January. This process allows facilitates an opportunity for any substantial changes suggested by the agencies or our partners to be incorporated prior to the Public Review draft and it's Draft Environmental Impact Report. The Stakeholder Draft and an Executive Summary can be found on the Valley District website at <http://www.sbvmd.com/UpperSARHCP>.

III. Citrus Reservoir Rhomboid Update

Delivery of rhomboids to the Citrus Reservoir recently resumed after being suspended for 11 months due to implementation of pump screens and other corrective measures to prevent rhomboids from getting into the pump intakes and subsequent pandemic. Prior to the pandemic, approximately 5 of our Operations staff unloaded rhomboids from an enclosed truck trailer. However, now with the the persistence of COVID-19 in our region and given our small number of operators, I believe it is prudent to hire this work out to a contracted entity. Clearly, with minimal backup and redundancy in our operations staff, there is tremendous risk that a major disruption in our water operations could occur if any of the staff unloading rhomboids contracted the coronavirus. In order to maintain minimal interpersonal contact among the Operations staff amid the COVID pandemic, we are currently testing a process using a contracted team for the unloading. The contractor is responsible for all safety precautions and liability for workers unloading the rhomboids. We are currently doing a few trial runs to see if this can be done safely and effectively. Once this concept has been confirmed, Staff will bring a request to authorize funding for this contracted work to a future Board of Directors' workshop for consideration, anticipated to be the November Engineering workshop.

IV. Update on Fiscal Year June 30, 2020 Financial Audit.

The auditing firm of Rogers, Anderson, Malody and Scott have completed their fieldwork for the Fiscal Year June 30, 2020 audit. Staff is completing a few footnotes to the financial statement and is in the process of reviewing and providing input to the draft report. It is anticipated the final report will be delivered to the board at the November 17, 2020 board meeting. The auditors will be in attendance at the meeting to answer any questions.

Fiscal Impact

There is no fiscal impact related to this item.

Staff Recommendation

Receive and file.



DATE: November 3, 2020
TO: Board of Directors
FROM: Staff
SUBJECT: Summary of October 1, 2020 Board of Directors' Workshop – Resources

The Resources Workshop convened on October 1, 2020. Director Hayes chaired the meeting. President Harrison, Vice President Kielhold, Director Longville and Director Navarro participated in the Workshop. Heather Dyer, Matt Howard, Wen Huang, Cindy Saks, Bob Tincher and Melissa Zoba of staff participated in the workshop.

3. Summary of Previous Meeting

The meeting notes from the September 3, 2020 were reviewed with no comments.

4.1 Consider New Coordinated Operating Agreement with Metropolitan Water District of Southern California

Bob Tincher reported that Valley District Ordinance 79 directs the general manager to develop agreements for the sale of any surplus State Water Project water and to bring them back to the Board for consideration. In March 2018, staff presented draft terms for a new Coordinated Operating Agreement (COA) with Metropolitan Water District of Southern California (Metropolitan) that would sell them most of Valley District's surplus water, among other things, and would replace the previous version of our agreement that expired in 2016. Those Board members present at the workshop, supported the terms of the agreement and asked staff to develop an agreement based on the terms. One of the terms requires Metropolitan to offer 50%

of any surplus water purchased under this agreement to their member agencies in the Santa Ana River Watershed through the Santa Ana River Conservation and Conjunctive Use Program (SARCCUP). Metropolitan and its member agencies that are part of the SARCCUP have also developed a companion agreement that describes how SARCCUP will function within Metropolitan's existing policies. Staff recommended forwarding the new COA to the Board of Directors for consideration.

Action Item(s): Staff was asked to forward this item to an upcoming Board of Directors meeting for consideration.

4.2 Consider Amendment No. 18 to the San Bernardino Valley Municipal Water District State Water Project Contract to Provide Management Flexibility and Making Findings Pursuant to the California Environmental Quality Act

Bob Tincher reported that staff is recommending approval of a Resolution which approves Amendment No. 18 to the Valley District State Water Project (SWP) Contract and making findings Pursuant to the California Environmental Quality Act (CEQA). This amendment generally provides guidelines for selling, or exchanging, SWP supply to other public water agencies (PWAs) that have SWP Contracts with the Department of Water Resources (DWR). The amendment has been forwarded to Special Counsel, David Aladjem, and approved, as to form.

Action Item(s): Staff was asked to forward this item to an upcoming Board of Directors meeting for consideration.

4.3 Update on the Upper Santa Ana River Habitat Conservation Plan

Heather Dyer and Joanna Gibson provided a status update on the Upper Santa Ana River Habitat Conservation Plan (HCP). A summary of the HCP and the program cost share structure was also provided. Staff reported that a complete Wildlife Agency/Permittee Administrative draft would be posted online by mid-October 2020, CDFW permitting applications would be submitted before the end of 2020, and the Public Review Draft of the HCP and associated environmental documents would be circulated for review early 2021.

Action Item(s): Receive and file.

4.4 Consider Amendment Thirteen to the ICF Jones & Stokes Consulting Agreement for Inclusion of Evans Lake Tributary Project and Extension of Agreement Period

Chris Jones reported that staff is recommending the CEO/General Manager be authorized to execute Amendment Thirteen to the ICF Jones & Stokes Consulting Agreement. This amendment includes an increase in funding and time to provide consulting services related to design and environmental compliance associated with the Evans Lake Tributary and Camp Evans Recreation Project.

Action Item(s): Staff was asked to forward this item to an upcoming Board of Directors meeting for consideration.

5. Adjournment

Staff Recommendation

Receive and file.



DATE: November 3, 2020
TO: Board of Directors
FROM: Staff
SUBJECT: Summary of October 8, 2020 Board of Directors' Workshop – Policy

The Policy Workshop convened on October 8, 2020, via Zoom teleconference. Director Longville chaired the meeting; President Harrison, Vice President Kielhold, and Directors Hayes and Navarro participated in the Workshop. Heather Dyer, Cindy Saks, Melissa Zoba, and Kristeen Farlow, of staff, participated in the workshop.

3. Summary of Previous Meeting

The meeting notes from the September 10, 2020, Board of Directors' Workshop – Policy were reviewed with no changes noted.

4.1 Presentation by Representative Pete Aguilar

Representative Pete Aguilar provided an update to the Directors on the activities of Congress. Mr. Aguilar's update included an overview of COVID, H.R. 2 the "Moving Forward Act" and the Water Resources Development Act (WRDA). He answered questions from the Directors, including those about the Seven Oaks Dam, a possible introduction to the new Colonel based out of Los Angeles, and comments about working with Paul Cook on the Wash Plan.

Action Item(s): None

5.1 Discuss State and Federal Legislative Update

Letitia White and Drew Tatum, from the District's federal lobbying firm Innovative Federal Strategies, were on the call to provide the federal legislative update. The House passed ten out of twelve appropriations bills, but the Senate had not yet passed any. There is a continuing resolution in place until December 11 and another one will be needed after that in order to continue funding the government. In relation to Seven Oaks Dam and the District's request, there is language in both the WRDA Bill and the Energy and Water Appropriations.

Ms. Farlow provided a brief state legislative update, which included the Governor's announcement to phase out gas-powered cars and reduce demand for fossil fuels, an Executive Order requiring 30% of the State's land and coastal water be conserved by 2030, and the implementation of the Governor's Water Resilience Portfolio.

Action Item(s): None

5.2 Discuss Purchase and Distribution of Reusable Bags

Staff presented the Board with an update on an item that was requested by Director Longville: the purchase and distribution of reusable grocery bags. Staff provided the Board with an overview of the cost to design and purchase the bags, and the Directors discussed opportunities for distribution. This discussion included whether the bag should be distributed at grocery stores, through the school lunch program, at customer service counters of retailers, and other opportunities.

Action Item(s): Staff will design the artwork for the bag as well as a distribution plan and bring these ideas to a future Board Workshop for discussion. Staff will also send samples of the bags to all Board Members.

6. Future Business – None noted.

7. Adjournment

Staff Recommendation

Receive and file.



DATE: November 3, 2020
TO: Board of Directors
FROM: Staff
SUBJECT: Summary of October 13, 2020 Board of Directors' Workshop - Engineering

The Board of Directors held a Workshop on October 13, 2020. Director Hayes chaired the meeting via video-conference and Directors Harrison, Navarro, and Longville participated in the Workshop supported by Heather Dyer, Wen Huang, Cindy Saks, Bob Tincher, Melissa Zoba, Chris Jones, Kai Palenscar, and Matt Howard of staff. The following agenda items were discussed:

3.1 Summary of Previous Meeting on September 8, 2020. The summary notes of the September 8, 2020, meeting were accepted.

4.1 Consider Agreement with San Gorgonio Pass Water Agency and Yucaipa Valley Water District to Establish Method for Calculating State Water Project Deliveries to Calimesa

Staff presented an agreement that documents the calculation methodology for SWP water delivered to the Calimesa Area. Staff presented the history of cooperation between Valley District and San Gorgonio Pass Water Agency (SGPWA). The agreement that was presented to the Board is a companion agreement to the SWPAO agreement #160330 between DWR, Valley District, and the SGPWA that enables SGPWA to order SWP water directly for Calimesa. The companion agreement documents the calculation methodology for SWP deliveries to Calimesa and the source documents for the numbers used in the calculation. This calculation agreement involves SWP deliveries by Valley District to the

Yucaipa Valley Water District and SGPWA services areas. The calculation is used to determine if Yucaipa Valley Water District is required to purchase SWP from the SGPWA.

Action Items: Forward this item to the full Board for consideration.

4.2 Consider Agreement with West Valley Water District to Facilitate Water Spreading in Cactus Basins

Staff presented a draft agreement that provides the framework for a partnership between WVWD and SBVMWD in order to expedite environmental permitting for the clearing of vegetation from Cactus Basin #2. There is a need for WVWD to clear this vegetation to maintain the basin free of vegetation as well as to facilitate access for vector control. WVWD has not been able to obtain the needed permits (1600, 401, and 404). In order to expedite permit issuance SBVMWD will provide technical assistance and facilitate discussions between WVWD and various environmental regulators. To date, this partnership has helped to execute a Lake and Streambed Alteration Agreement (1600 agreement). To offset (mitigate) the loss of approximately 9 acres of wetland and riparian vegetation resources, 12 acres of habitat will be restored and managed at Hidden Valley Wildlife Area by SBVMWD. WVWD will reimburse SBVMWD for all costs associated with implementation, monitoring, and managing this property. A second portion of the Water Spreading Agreement describes a Feasibility Study that WVWD would sponsor. If this study progresses it would assess the ability for WVWD to spread water in Cactus Basin #3. The estimated cost to SBVMWD associated with this agreement is 10-15 hours of staff time.

Action Item(s): Forward this item to the full Board for consideration.

4.3 Consider a Consulting Agreement with Geoscience to Serve as a Science Advisor for the Development of the Upper SAR Habitat Conservation Plan's Comprehensive Adaptive Management and Monitoring Plan

Staff presented the proposal by Geoscience Support Services Inc. to act as a science advisor for the development of the Comprehensive Adaptive Management and Monitoring Plan (CAMMP) for the Upper Santa Ana River Habitat Conservation Plan (HCP). Geoscience will provide oversight on issues related to locations and methods to monitor groundwater resources that may be altered when HCP covered activities are implemented.

Geoscience has proposed to spend up to \$44,888 for their time related to attending meetings and document review.

Action Item(s): Forward this item to the full Board for consideration.

4.4 Consider Cooperative Agreement for Partnership in Long Term Management of the Louis Robidoux Nature Center and Restoration of Sunnyslope Creek

Staff presented an agreement for partnership in long term management of the Louis Robidoux Nature Center and restoration of Sunnyslope Creek. The four-party agreement would be for a term of 25 years with the potential for two ten-year extensions. There is no immediate fiscal impact associated with this agreement. Staff will bring individual items to the board for consideration to implement tasks related to restoration and management of Sunnyslope Creek and shared management of the overall site. The five-year budget is estimated to be approximately \$5,442,500. Approximately 60% of this estimated budget would be reimbursed to Valley District by the funding partners for the Upper Santa Ana River HCP, leaving approximately \$2,177,000 for Valley District. This project is very well situated for grants and staff plans to work to obtain grant funding to help implement this exciting project.

Action Item(s): Forward this item to the full Board for consideration.

5. Future Business:

None discussed.

Staff Recommendation

Receive and File



DATE: November 3, 2020

TO: Board of Directors

SUBJECT: List of Announcements

- A. November 3, 2020, 2 p.m. – Regular Board Meeting by Teleconference
- B. November 5, 2020, 2 p.m. – Board Workshop – Resources – by Teleconference
- C. November 10, 2020, 2 p.m. – Board of Directors Workshop – Engineering – by Teleconference
- D. November 12, 2020, 2 p.m. – Board of Directors Workshop – Policy – by Teleconference
- E. November 17, 2020, 9:30 a.m. – Santa Ana Watershed Project Authority (SAWPA) Commission Meeting
- F. November 17, 2020, 2 p.m. – Regular Board Meeting by Teleconference
- G. November 18, 2020, 1:30 p.m. – San Bernardino Valley Water Conservation District Board of Directors Meeting
- H. November 26-27, 2020 - District Closed – Thanksgiving Holiday
- I. December 1, 2020, 9:30 a.m. – Santa Ana Watershed Project Authority (SAWPA) Commission Meeting
- J. December 1, 2020, 2 p.m. – Regular Board Meeting by Teleconference
- K. December 2 – 3, 2020 – Association of California Water Agencies (ACWA) Virtual Conference