



**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. On September 16, 2021, Governor Newsom signed Assembly Bill No. 361 into law. Assembly Bill No. 361 amends Government Code section 54953(e) by adding provisions for remote teleconferencing participation in meetings by members of a legislative body, without the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions. The San Bernardino Valley Municipal Water District adopted a resolution determining, by majority vote, that, as a result of the declared State of Emergency, a meeting in person would present imminent risks to the health or safety of attendees. 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.

**BOARD OF DIRECTORS WORKSHOP - POLICY
THURSDAY, APRIL 14, 2022 – 2:00 P.M.**

PUBLIC PARTICIPATION

Public participation is welcome and encouraged. You may participate in the April 14, 2022, 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: 831 7559 3663

PASSCODE: 3802020

<https://sbvmwd.zoom.us/j/83175593663>

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 Wednesday, April 13, 2022. All public comments will be provided to the Chair 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. Online participants MUST log in with a Zoom account. The Zoom app is a free download. 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; there is no way to protect your privacy if you elect to call in to the meeting.



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

BOARD OF DIRECTORS WORKSHOP - POLICY

AGENDA

2:00 PM Thursday, April 14, 2022

CALL TO ORDER

Chairperson: Director Botello

Vice-Chair: Director Kielhold

1) INTRODUCTIONS

2) PUBLIC COMMENT

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

3) SUMMARY OF PREVIOUS MEETING

3.1 Board of Directors' Workshop - Policy - March 10, 2022 (Page 3)
[Summary Notes BOD Workshop - Policy 031022](#)

4) DISCUSSION ITEMS

4.1 Consider Contract Amendment No. 1 with Rincon Consultants, Inc. for the Climate Adaptation and Resilience Plan (CARP) (Page 9)
[Staff Memo - Consider Contract Amendment No. 1 with Rincon Consultants, Inc. for the Climate Adaptation and Resilience Plan \(CARP\)](#)
[Amendment No. 1 Proposal from Rincon](#)
[Revised Engagement Process](#)

4.2 Discuss State and Federal Legislative Update (Page 17)
[Staff Memo - Discuss State and Federal Legislative Update](#)
[March 2022 Federal Legislative Matrix](#)
[Key Bills List 041422](#)

4.3 Consider Request for Sponsorship of the 2022 Inland Solar Challenge (Page 35)
[Staff Memo - Consider Request for Sponsorship of the 2022 Inland Solar Challenge](#)
[Letter of Request for Sponsorship](#)

Sponsorship Levels

5) **FUTURE BUSINESS**

6) **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.



DATE: April 14, 2022

TO: Board of Directors Workshop – Policy

FROM: Staff

SUBJECT: Summary of March 10, 2022, Board of Directors Workshop – Policy

The Policy Workshop convened on March 10, 2022, via Zoom teleconference. Director Botello chaired the meeting.

Directors Present: President Kielhold, Vice President Hayes, Director Botello, Director Harrison, and Director Longville.

Staff Present:

Heather Dyer, MS, MBA – Chief Executive Officer/General Manager
Jose Macedo, ML, CPT-P (USA Retired) – Chief of Staff/Clerk of the Board
Cindy Saks, CPA – Deputy General Manager/Chief Financial Officer
Melissa Zoba, MBA, MPA – Chief Information Officer

Kristeen Farlow, MPA – Strategic Communications Manager
Anthony Flordelis – Business Systems Analyst
Karen Resendez, MA – Human Resources / Risk Manager
Bob Tincher, PE, MS – Deputy General Manager
Olivia Ramirez – Intern, Water Resources Department

Members of the Public Present:

Chris Mann, Yucaipa Valley Water District
Jackson R Gualco, The Gualco Group
Melody McDonald, San Bernardino Valley Water Conservation District
Robert Stewart

1. Introductions

Chief Executive Officer/General Manager Heather Dyer introduced staff members present.

2. Public Comment

Chair Botello invited public comment. There was none.

3. Summary of Previous Meeting

The summary notes from the February 10, 2022, Board of Directors Workshop – Policy were accepted with no comments.

4.1 Discuss State and Federal Legislative Update

Chief Executive Officer/General Manager Heather Dyer commenced the federal update by addressing the House passed an omnibus package of \$730 billion in non-defense funds, and a continuing resolution to keep the government open until March 15. Action did not include the Water Resources Development Act of 2022 (WRDA) on which Valley District's federal lobbyists work very closely to make sure that U.S. Army Corps of Engineers (Corps) issues are addressed.

House Democrats sent a letter to the Corps requesting the rules governing the agency's evaluation of water resources development projects. It is also possible that the Corps is being required to consider whether they should add water supply to part of their mission, Ms. Dyer noted.

Jackson Gualco of The Gualco Group reported that activity is increasing. Two local Assembly members have decided not to seek re-election and there is continued churning in the legislature. Such turnover is difficult, Mr. Gualco explained, considering the work accomplished regarding relationship-building, knowledge, education, and familiarity with the motivations of the elected officials.

The Pacific Planning and Conservation League produced a report on suggested changes to the water system in California, and three bills have come about as a result of their study, Gualco advised. He reported on the following bills:

- AB 2639 proposes moving on from the voluntary agreements and having the State Water Resources Control Board (SWRCB) implement its water quality plan for both the San Joaquin and the Sacramento River watersheds. There are barriers to getting approvals or allowing additional diversion, so there is concern that this bill could affect the ability to move ahead with Sites Reservoir in which the District is an investor. Gualco will continue to watch carefully and work closely with the author's

office to make sure that there are no unintended consequences. Gualco is interested in how the administration and the SWRCB are going to react to this because there are some signals that the voluntary agreements discussions are being reinstated.

- AB 2108 would require at least one of the five members of the SWRCB be appointed by the governor, and at least one to be either a tribal representative or an environmental justice person. The same would apply to the regional boards. He noted that in the areas of source waters, tribes will be asserting more of their historical rights, which will be a matter of contention on moving ahead with water rights decisions and whether streams are fully appropriated.
- SB 1205 would require consideration of climate change on hydrology before determining water rights permits and licenses, and if streams are fully appropriated. This is a fundamental thing that ought to be recognized as an appropriate step but must assure that other problems are not created during water rights and water quality decisions.
- AB 1944 and AB 2449 would provide more flexibility to local agencies for continuing the ability for the public to phone in or participate in meetings via video feed. AB 2449 includes an opportunity for board members not to have to disclose their physical location if they are participating remotely, but the majority of the Board must be present in the same location in order to trigger that opportunity. Gualco pointed out that the public is getting used to being able to participate without having to leave their homes.
- SB 890 / SB 559: There is \$100 million in the current budget and the Governor has proposed \$100 million in the next fiscal year's budget to deal with subsidence on the State Water Project (SWP) and the two federal facilities, Gualco stated. The debate within the water community, particularly the State Water Contractors, is whether a policy bill is really needed, he explained. SB 890 tracks with SB 559, but also would have said it's time to fully fund Sites Reservoir, Gualco continued. It was held in committee earlier this week and the question remaining is whether to continue with SB 559 or address the issue via the budget process.

Mr. Gualco reported the Gualco Group has been involved for several years with a cost-to-compliance debate with the SRWCB, to assure that the programs and activities of the SWRCB are, in fact, properly funded by the appropriate source. When the Legislature pulled virtually all general fund money from the SWRCB, the agency shifted quickly to fees for both water quality and water rights purposes. Over the last four years, the increase in cost was 127 percent. Gualco is pursuing the opportunity for either a joint Legislative Audit Committee

audit, and/or a service-based budgeting review to be conducted by an outside management consultant to make sure that there is the appropriate linkage between the proper fee source or general fund source and what the SWRCB is doing.

- AB 1001 and companion bill, AB 1749 together utilize the California Environmental Quality Act (CEQA) to assure that for projects sited in a disadvantaged community (DAC), the mitigation must be done within that DAC. AB 1749 is a planning approach which indicates that if mitigation cannot be proven, the local agency will be barred from approving the project. It raises questions about how to deal with housing imbalance given such restrictions, but also applies sensitivity and responsiveness to DACs which disproportionately bear a portion of polluting industry.

Mr. Gualco clarified for Vice President Hayes that agencies are not required to provide for public participation in meetings via teleconference, it is entirely at the Board's discretion.

Director Longville pointed out that presentations at this morning's Legislative Symposium related to current bills, Executive Order B3716 on making drought and resilience in California a way of life, and the state budget for infrastructure, drought, and healthy forest.

Mr. Gualco and Director Harrison continued informing on the following bills:

- AB 2142 would provide for a tax deduction for people who spend money on turf replacement programs, which will be of interest to retailers.
- AB 2374 would increase fines on illegal dumping. Director Harrison asked that AB 2374 be brought to the attention of staff, because there would be opportunity for some redress if there's illegal dumping on any District properties.
- AB 1157: Director Harrison reported that during the morning's Legislative Symposium, Senator Hertzberg discussed the bill. The Association of California Water Agencies (ACWA) staff advised him of their position in opposition, and Hertzberg stated he is willing to sit down and work things out.

Director Harrison reported the Legislative Symposium included involvement of five or six assemblymembers and senators, and Secretary Wade Crowfoot. Director Harrison continued and clarified that AB 2142 is a tax exemption on the rebate for turf replacement.

Director Harrison noted that Assembly Member Laura Friedman commented, "The biggest waste of water in our house is waiting for the water to get hot." He suggested seeking a solution, as there are many houses in California without either recirculating pumps or instant electric water heaters.

Director Harrison reported that there was discussion on the budget, and AB 2016, and that Assembly Member Bauer-Kahan is the new Chair of the Water, Parks, and Wildlife Committee. Gualco added that at a budget subcommittee hearing, Secretary Wade Crowfoot was tasked with getting \$250 million in drought relief funding released. Director Harrison said there seemed to be a number of areas where the District could benefit financially from some of the some of the directions being given. They did not discuss the Sites Reservoir at all, he added, but did discuss the need for finding new processes that are going to address some of the problems that the District has, and they also addressed recycled water use.

Ms. Dyer indicated she is very involved with trying to secure funding for local water projects that will make a difference.

The \$250 million for drought relief is needed faster, she stated. The District has shovel-ready projects that can put water in the ground, and the State should be thinking about making large investments that prepare for future droughts.

Ms. Dyer said she recently met with Assembly Leader Gomez Reyes and advised her that Valley District is seeking funding for \$100 million worth of shovel-ready projects that could put water in the ground within a year to 18 months. Mr. Reyes liked the regional approach and integrated nature of the projects, and provided ideas on how to make budget requests.

Ms. Dyer reported she is also part of a large coalition trying to rally 100 to 200 General Managers from irrigation districts, municipal regions, and different water providers across the State to emphasize to the Governor that now is the time to be planning for the water supply projects of the future. There are many different irons in the fire when it comes to drought response, she said, and the general managers would like to focus on the attention of the governor and the budget for the water projects that will make California resilient for the future.

4. Consider Adoption of the updated San Bernardino Valley Municipal Water District Strategic Plan

CEO/General Manager Dyer clarified her request is to consider the revisions that were made based on the workshop in Yucaipa. This is the first volume in what will be a two-volume series of documents, she explained. This is the foundational document of the strategic plan.

Ms. Dyer reminded the Board that this is the District's first strategic plan, and it started out at a fundamental level. Volume One was renamed *Strategic Plan: Our Foundation*, which is

intended to signify that this is a foundational document that is meant to be overarching in purpose. She reviewed in detail the revisions to the plan.

The second document, Ms. Dyer continued, Goals and Actions, is meant to be revised on a much more regular basis as goals are achieved and some of those challenges are met.

Ms. Dyer discussed the opinion of legal counsel that this document will not fall into the category of a prohibited mass mailing and requested Board input.

Chair Botello thanked Ms. Dyer for her leadership and acknowledged WSC.

Director Longville remarked the document is perfect as is, and requested it be on the agenda of March 15 for adoption. Director Harrison concurred.

President Kielhold and Vice President Hayes asked for clarification of the revisions. Ms. Dyer responded the version presented in the Board packet is under consideration, including the schematic on the first page and the change of name with the sentence on use: *Strategic Plan: Our Foundation is used in partnership with the strategic plan goals and actions to set priorities, establish annual action plans and problem solve with integrity.*

Action item(s): The Board of Directors voted to move forward this item to the full Board of Directors for consideration by the following roll-call vote:

There was no formal motion or second.	APPROVED: 5-0
AYES:	Botello, Harrison, Hayes, Kielhold, Longville
NOES:	None
ABSTAIN:	None
ABSENT:	None

5. Future Business

None was added.

6. Adjournment

The meeting was adjourned at 2:42 p.m.

Staff Recommendation

Receive and file.



DATE: April 14, 2022

TO: Board of Directors' - Policy

FROM: Heather Dyer, CEO/General Manager
Adekunle Ojo, Manager of Water Resources

SUBJECT: Consider Contract Amendment No. 1 with Rincon Consultants, Inc. for the Climate Adaptation and Resilience Plan (CARP)

Staff Recommendation

Staff recommends that this item be forwarded to a regular Board of Directors meeting to authorize the execution of the amendment in the amount of \$12,287, a 4.08% budget increase.

Summary

Staff is recommending a contract amendment with Rincon Consultants, Inc. to expand the scope of stakeholder engagement related to the preparation of the District's Climate Adaptation and Resilience Plan (CARP). The proposed changes to the contract are:

- additional hours for small group discussions and interviews to facilitate more in-depth understanding of the priorities of the Board and key stakeholders in advance of the goal setting process, and
- the creation of a project web page to provide information, allow feedback from members of the public, provide transparency, and house project materials and draft plans.

In the recently adopted Strategic Plan, achieving climate resilience through prioritized adaptation and mitigation is Strategy #1 and developing the CARP is the first step in implementing that strategy. In addition, completing the CARP is one of the major priorities identified by Valley District for 2022. The CARP, when completed and approved by the Board, tentatively in December 2022, will identify a series of prioritized climate-related policy decisions, specific actions, projects, and strategies covering all facets of Valley District's work that can be implemented to achieve climate resilience.

Background

The \$300,883 contract for the development of the Climate Adaptation and Resilience Plan was awarded to Rincon Consultants, Inc. by the Board of Directors on September 21, 2021. The project

kicked off on November 3, 2021 and the initial focus was on literature review, integration of existing planning efforts and documents, and data collection and analysis. Rincon and Staff are working on completing the Greenhouse Gas Inventory and the Climate Vulnerability Assessment phase of the project that will inform the Board/Policy discussions and larger stakeholder engagement in the next phase.

The original contract included two (2) stakeholder workshops and two (2) Board workshops, which are still part of the overall process. However, due to the rising stake in climate resilience planning, staff and the consultant identified the increased need for transparency and a greater understanding of the perspectives of key stakeholders. Therefore, the amendment before the Board incorporates additional hours for expanded outreach including five (5) one-on-one interviews with each Director to understand their interests and concerns and four (4) small group discussions with key special interest groups such as elected officials and managers of retail agencies, academics, or nonprofit partners to understand potential pitfalls and undercurrents sooner than later. The addition of a web page will provide a window for broader public participation and transparency; project pages allow a project of this magnitude to effectively prepare for public engagement and avoid being challenged at the last minute by special interest groups. It will also provide a channel for interested parties to follow the process, learn more about the latest about climate conditions, and provide input or feedback.

Fiscal Impact

The amendment, if approved by the Board, will increase the contractual amount by 4.08% from \$300,883 to \$313,170. The project budget balance and the \$12,287 increase will be included in the Fiscal Year 2022-2023 General Fund Budget.

Attachments

1. Amendment No. 1 Proposal from Rincon
2. Revised Engagement Process



Rincon Consultants, Inc.

1980 Orange Tree Lane
Suite 105
Redlands, CA 92374

909 253 0705 OFFICE

info@rinconconsultants.com
www.rinconconsultants.com

February 8, 2022

Attn: Adekunle Ojo
Manager of Water Resources
Submitted via email: adekunleo@sbgmwd.com

Subject: Budget Amendment Request for Development of the San Bernardino Valley Municipal Water District Climate Adaptation and Resilience Plan

Dear Mr. Ojo,

Pursuant to your request, Rincon Consultants, Inc. has prepared this scope and budget amendment for Development of the San Bernardino Valley Municipal Water District (Valley District) Climate Adaptation and Resilience Plan. Based on a discussion of proposed stakeholder engagement options during the internal coordination meeting held on January 18, 2022, we have identified additional engagement activities associated with Task 1D – Stakeholder Engagement. The purpose of the additional scope is to increase Project transparency and inform the analysis with additional information regarding the perspectives of key stakeholders. These Rincon is requesting an additional **62 hours** and **\$12,287** to add the following activities to Task 1D:

Website Consultation - The Project Team, led by Mindy Craig, will work with Valley District to create a user-friendly, informative, and engaging website project page(s) hosted on the District’s site. This site will provide project information, allow feedback from the community, provide transparency, and house all project materials and draft plans.

Small Group Discussions + Interviews – The Project Team, led by Mindy Craig, will hold 4 small group discussions with primary stakeholders. The small group discussion will allow a more detailed conversation with stakeholders that have similar interests or concerns. The team will also hold 5 individual interviews. These interviews will be with selected decision makers, primary stakeholders, or secondary stakeholders. The purpose of the interviews is to better understand the priorities of key influencers in advance of the goal setting process.

We look forward to the opportunity to speak with you to further discuss this amendment request. If you have any questions regarding this submittal, please contact Eric Vaughan, Sustainability Project Manager at 805.644.4455 or evaughan@rinconconsultants.com at your convenience.

Sincerely,
Rincon Consultants, Inc.

Ryan Gardner, MESM, LEED, AP
Project Manager
Email: rgardner@rinconconsultants.com

Erik Feldman, MS, LEED AP
Principal
Email: efeldman@rinconconsultants.com



RINCON CONSULTANTS, INC.

San Bernardino Valley Municipal Water District Climate Adaptation and Resilience Plan

Cost Estimate (V2, Expanded Outreach)

	Rincon									RAND		BluePoint		
	Labor Cost	Hours	Principal II	Senior Professional II	Senior Professional I	Professional I	GIS/CADD Specialist II	Clerical	Production Specialist	Principal II	Senior Professional II	Principal I	Associate III	Project Assistant
Tasks			\$247	\$180	\$165	\$108	\$129	\$77	\$91	\$435	\$247	\$190	\$130	\$110
Task 1A: Project Kick-off and Management														
Task 1A.1 Literature Review	\$7,109	54	2	2	15	35								
Task 1A.2 Project Management	\$25,471	138	5	35	40		4			24	20	10		
Task Subtotal	\$32,580	192	7	37	55	35	4			24	20	10		
Task 1B: Climate Vulnerability Baseline Assessment and GHG Inventory														
Task 1B.1 Vulnerability Assessment	\$45,254	236		9	25	45	35			122				
Task 1B.2 GHG Inventory	\$10,919	82	2	5	25	50								
Task 1B.3 GHG Forecast	\$5,827	43	1	5	12	25								
Task 1B.4 GHG Analysis Memo	\$6,150	43	4	6	6	15	10		2					
Task Subtotal	\$68,150	404	7	25	68	135	45		2	122				
Task 1C: Visioning and Goal Setting														
Task 1C.1 Visioning and Goal Setting	\$13,297	78	2	8	14	18	3			16	10	5	2	
Task Subtotal	\$13,297	78	2	8	14	18	3			16	10	5	2	
Task 1D: Stakeholder Engagement														
Task 4.1 Stakeholder Engagement	\$36,538	230	2	12	24	25			2	16	67	67	15	
Task Subtotal	\$36,538	230	2	12	24	25			2	16	67	67	15	
Task 2: Adaptation and Mitigation Solutions														
Task 2.1 Adaptation and Mitigation Solutions	\$61,786	286	2	25	30	75			2	32	120			
Task Subtotal	\$61,786	286	2	25	30	75			2	32	120			
Task 3: Document and Communication Materials Production														
Task 3.1 Document and Communication Materials	\$37,491	241	5	20	33	80	45		10		48			
Task Subtotal	\$37,491	241	5	20	33	80	45		10		48			
Subtotal Cost	\$ 249,842	1,431	25	127	224	368	93	4	16	32	346	97	82	17

Direct Cost Detail

CAPDash	\$ 7,500
Travel Costs (if applicable)	\$ 1,200
General and Administrative	\$ 13,034
Subtotal Additional Costs	\$ 21,734

Summary

Professional Fees Subtotal	\$249,842
Direct Costs Subtotal	\$21,734
Total Project Budget	\$ 271,576

Optional Tasks

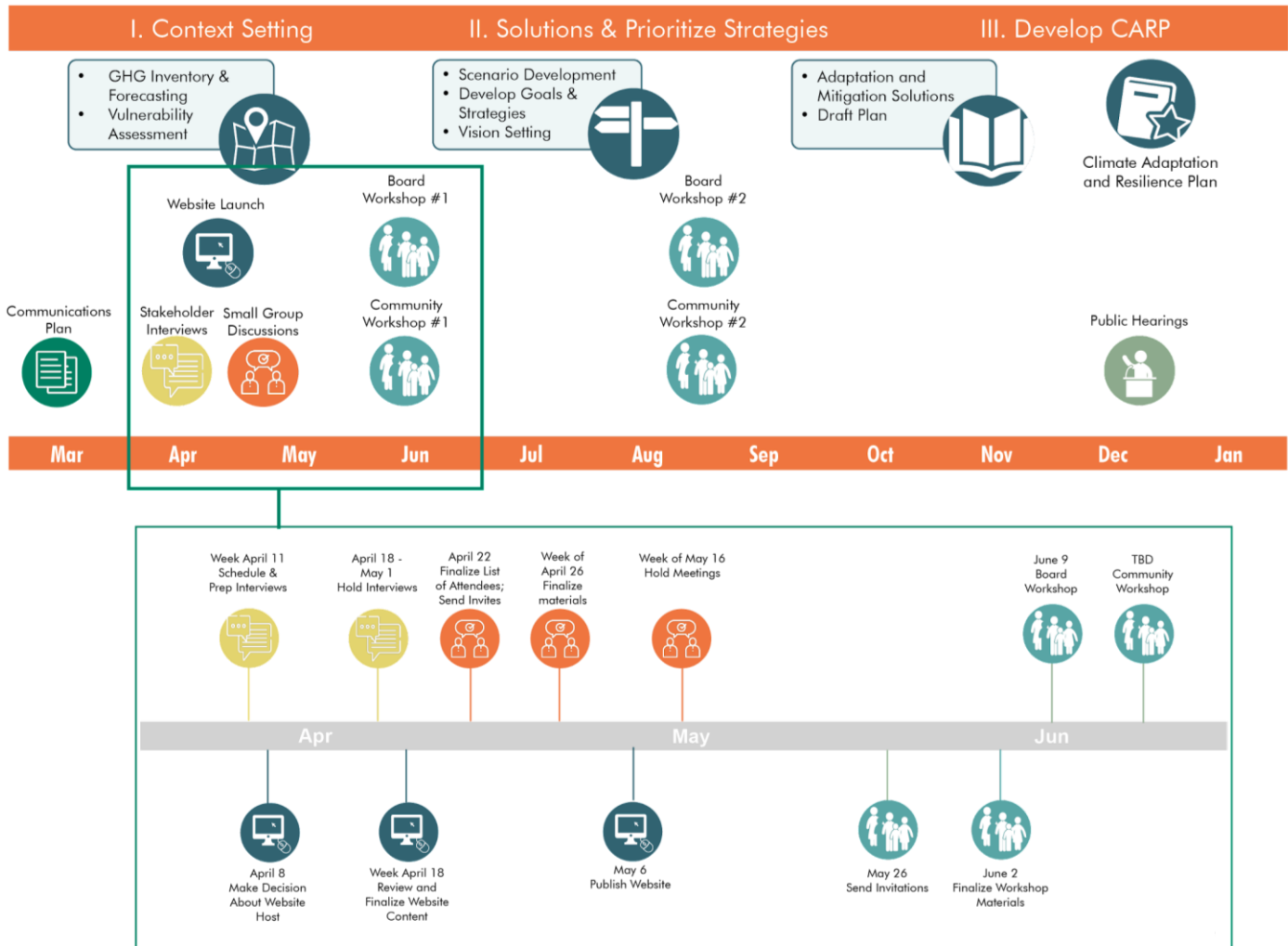
Optional Task 1: Qualified CAP	\$35,000
Optional Task 2: RAND Model Integration	\$6,594

Professional Services - are based on Rincon's standard fee schedule and labor classifications. The above is provided as an estimate of Rincon's effort per task. Rincon may reallocate budget between staff and tasks, as long as the total contract price is not exceeded.

Engagement Next Steps: Phase 1

Introduction

Listed below are the next steps for the Phase 1 of Engagement. This document expands on our timeline, providing next steps and dates for the stakeholder interviews, small group discussions, website development, and the Board workshop. Below is an outline of the process, with a more detailed timeline at the end of the document.





Engagement Next Steps: Phase 1

Individual Interviews

Stakeholder interviews provide confidential channels to discuss the most difficult issues and to help inform the Team about stakeholder concerns that could disrupt the plan if they were not known. Conducting these stakeholder interviews early in the process, allows the planning team and client staff to proactively address and cover these issues before they become a problem. An additional benefit of these interviews is the establishment of a relationship with these key individuals that can be called upon later in the process to vet ideas, and to help advocate as needed for the final plan – especially if the plan addresses a particular issue raised with that individual.

Action Items for SBVMWD:

- Send email to Board Members informing them of interviews and let them know to expect an email from BluePoint to schedule time with them.

Small Groups

These small group conversations (typically with 3-8 people) allow the team to engage special interest groups in small intimate settings that focus on their specific area of expertise and concern. These groups represent those who would likely not attend a community meeting or participate in more public forums. Similar to the stakeholder interviews, these meetings allow for candid conversations and issue identification that may not occur in more public forums. These conversations provide a foundation for understanding the potential pitfalls and undercurrents in a project allowing the Team to effectively prepare and avoid problems.

Action Items for SBVMWD:

- Review [stakeholder spreadsheet](#) and add names and emails for following groups: Non-profit organizations, community organizations

Website Development

A project page will be developed either on the Valley District website or linked on the District page to an external website. This site will host all appropriate information on the plan, including event information, surveys, documents, presentations, etc. The website will also allow for people to get involved in the project by signing up for future events and submitting feedback on draft documents. To provide stakeholders and community members background about CARP, the website should be live before small group meetings and must be live before publicizing Community Workshop on June 23rd.

Action Items for SBVMWD:

- ASAP - Decide who will be hosting website: District or Consultant
- Connect Web master with Consultant team to discuss options and any District policies



Engagement Next Steps: Phase 1

Workshop #1 – Board Workshop

There will be two Board workshops throughout the CARP development process. The first Board workshop will be providing information around the vision and goals of the CARP.

Action Items for SBVMWD:

- Confirm possibility of Board workshop on June 9th
- Put workshop on Board agenda

Workshop #2 – Community Workshop

There will be two community workshops throughout the CARP development process. The first community workshop will be providing information around the vision and goals of the CARP. This workshop will be after the Board workshop to allow for Board comments to be integrated before presenting to community. The proposed date for this community workshop is June 23rd.

Action Items for SBVMWD:

- Confirm date of Board workshop



Engagement Next Steps: Phase 1

Timeline

Engagement Activity	Activity	Date	Who
Individual Interviews	Schedule interviews	Week of April 11	BPP + SBVMWD
	Prepare for interviews	Week of April 11	BPP
	Hold interviews	April 18 - May 1	BPP
Small Groups	Finalize list of small group attendees; send invites	April 22	BPP + SBVMWD
	Finalize materials	Week of April 26	BPP
	Hold small group meetings	Week of May 16	BPP
Website Development	Make decision about website host	April 8	SBVMWD
	Review and finalize website content	Week of April 18	BPP
	Publish website	May 6	Rincon + SBVMWD
Board Workshop #1	Send invitations	May 26	BPP
	Finalize all workshop materials	June 2	All
	Board Workshop	June 9th	All
Community Workshop #1	Set date and outreach for Community Workshop	TBD: Mid June (Not available June 24-July8)	BPP



DATE: April 14, 2022
TO: Board of Directors Workshop – Policy
FROM: Kristeen Farlow, Strategic Communications Manager
SUBJECT: Discuss State and Federal Legislative Update

Staff Recommendation

Receive and file.

Summary

Staff is providing the Board of Directors with an update on current significant legislation from the state and federal legislatures.

Background

Each month, staff provides the Board of Directors with a summary of State and Federal Legislative highlights. This information is provided by the District's lobbying firms and supplemented by District Staff. The Gualco Group, Inc., is the District's State lobbyist in Sacramento; Innovative Federal Strategies is the District's Federal lobbyist in Washington D.C. This month, Innovative Federal Strategies will provide an update on the federal legislative highlights.

Federal Legislative Update

On March 28, 2022, President Biden released his \$5.8 trillion fiscal 2023 budget proposal. It calls for boosted health, manufacturing, and environmental programs. The budget proposal serves as a starting point for Congressional negotiations on top-line defense and nondefense spending figures. House appropriators already scheduled budget hearings last week with administration officials.

Talks are resuming regarding the social spending package that did not move forward at the end of last year. The focus will be a deal that addresses climate change, prescription drug prices, and the tax code. Senator Joe Manchin expressed support for an energy policy that includes a tax credit for clean energy manufacturing and replacing fossil fuel with advanced nuclear power.

The Senate Environment and Public Works Committee is discussing revisions to the Clean Water State Revolving Loan Fund Formula. The Senators hope to refine the formula to prioritize environmental justice and the actual need for wastewater investments, rather than just focusing on a state's population. The Infrastructure Investments and Jobs Act infused the fund with \$12.7 billion spread out over the next several fiscal years, including for the remediation of PFAS and specified funding for the Army Corps of Engineers Forecast Informed Reservoir Operations (FIRO) program, which has identified the Seven Oaks Dam as a potential high priority project.

The Charge Act of 2022 aims to spur growth of power lines and infrastructure by expanding oversight of the Federal Energy Regulatory Commission (FERC). The bill's title is an acronym for the chief goal of the bill's drafters: Connecting Hard-to-Reach Areas with Renewably Generated Energy. This Act would require the FERC to establish a minimum reliability standard among regions of the country that would limit damaging power outages during extreme weather events.

Innovative Federal Strategies submitted two federal funding requests on behalf of the District for the Santa Ana River Enhanced Recharge Phase 1B Stormwater Capture Project. These requests were submitted via the Congressionally Directed Spending and Community Project Funding Request Programs, through Congress and the House of Representatives respectively.

State Legislative Updates

The last week of March, it was announced that California would pay farmers to fallow fields rather than plant crops this year, as part of a \$2.9 billion plan aimed at sustaining surface flow through the state's rivers and streams. The agreement would result in 35,000 acres of rice fields left fallow. Combined with other measures, the result would be up to an extra 824,000-acre feet of water each year flowing through the Sacramento-San Joaquin River Delta. The money for this endeavor would come from state and federal governments as well as water agencies themselves. The agreement must still go through a lengthy review process before it will become official.

The legislature continued to see changes due to redistricting because of the recently completed 2020 Census. In the Assembly, there are 26 races with no incumbent (out of an 80-member Assembly), while 10 of the 20 Senate seats will have no incumbent.

The State Legislature began its spring recess on April 7 and will return April 18. Prior to that, lawmakers were busy hearing bills throughout the various committees. The last day for bills to pass out of house of origin is May 27.

Bills of interest include:

- **AB 2078** – Atmospheric Rivers – We were approached by our contacts at the Scripps Institution of Oceanography at the University of San Diego regarding signing onto a letter of support for this bill. The bill would expand the Department of Water Resources Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program (AR Program) to include forecast-informed reservoir operations (FIRO) and integrate FIRO into DWR water supply operations and flood and hazard risk mitigation efforts.
- **AB 1944 and AB 2449** – Open Meetings / Teleconferences – Both of these bills have similar provisions. They would allow an agency to use teleconferencing without complying with specific requirements (e.g., posting specific address of Directors' locations) if a quorum of the Directors is at one location and other Directors participate from a remote location(s).
- **SB 1157** – Urban Water Use objectives (Hertzberg) – This bill would lower the indoor water use standards for residential users significantly, beginning January 1, 2025, down to 47 GPCD, then beginning January 1, 2030, down to 42 GPCD. This bill is getting a lot of discussion and push back from industry groups and water agencies who are still trying to comply with the current GPCD (2020 = 55 GPCD; 2025 = 52.5 GPCD; 2030 = 50 GPCD). This legislation is like a bill Assemblymember Friedman proposed last year in AB 1434.

Staff had three productive meetings with State legislators and department staff to discuss funding opportunities for Watershed Connect projects. These meetings have been with Assembly Majority Leader Eloise Gomez Reyes, California Natural Resources Agency Deputy Secretary Nancy Vogel, and Senator Connie Leyva. Staff has upcoming meetings with Senator Robert Roth and Assemblymember James Ramos, as well as Mr. Kris Tjernell with the Department of Water Resources.

There is an initiative being considered called the Taxpayer Protection and Government Accountability Act. The California Special Districts Association sent out a news alert last month asking special districts to oppose this initiative. If it qualifies for the November 2022 ballot and is enacted, the CSDA has identified potential consequences for special districts and the communities we serve. These include:

- Will make it more difficult to adopt virtually any new fees or assessments to fund water, sewer, trash, fire protection, parks and recreation, and other essential services and infrastructure.
- Could jeopardize public health and safety of communities by cutting off new revenues intended to pay for essential services and infrastructure.
- Could jeopardize critical investments in climate adaptation and community resilience to address drought, flooding, and wildfire.
- Limits the discretion and flexibility of locally elected boards to respond to the needs of their communities.

Fiscal Impact

There is no fiscal impact related to this update.

Attachments

March 2022 Federal Legislative Matrix

Key Bills List 041422

Bill Number	Sponsors	Title and/or Summary	Summary/Status	Latest Action
H.R.5376	President Joe Biden / Congressional Democrats	Build Back Better Act	The Build Back Better Act proposes spending nearly \$2 trillion over a 10-year period, with certain programs expiring after only a year or two to keep the total cost of the bill down.	<p>Congressional Democrats hope to use the budget reconciliation process to pass elements of the administration's American Families Plan.</p> <p>Efforts to pass the legislation in 2021 were unsuccessful even after the House passed a modified version of the legislation.</p> <p>Senator Joe Manchin came out in opposition to the legislation in late-2021, though he has recently expressed a willingness to pass a scaled-back version of the legislation that is paid for through tax increases. He has indicated that the scope of the legislation would need to be limited to do a few things permanently rather than create several new programs for a short period of time.</p> <p>There is no currently timeline or legislative language for a package that may be considered in the Senate.</p>
S. 29 / H.R. 2008	Sen. Amy Klobuchar (D-MN) / Rep. Angie Craig (D-MN)	Local Water Protection Act	A bill to amend the Federal Water Pollution Control Act to reauthorize certain programs relating to nonpoint source management, and for other purposes.	<p>The Senate legislation was introduced on January 22, 2021 and referred to the Committee on Environment and Public Works.</p> <p>The legislation in the House was introduced on March 18, 2021 and passed the House under suspension of the rules on June 15.</p>

H.R 1563	Rep. Mike Garcia (R-CA)	To extend the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California	The legislation would extend the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California. The legislation would extend 4007 authorities through January 1, 2028.	The legislation was introduced on March 3, 2021 and was referred to the House Committees on Natural Resources and Science, Space, and Technology.
S.984 / H.R.2238	Sen. Jeff Merkley (D-OR) / Rep. Alan Lowenthal (D-CA)	Break Free from Plastic Pollutions Act	The comprehensive legislation would require corporations to take responsibility for pollution, incentivize corporations to make reusable products and items that can be recycled, create a nationwide beverage container refund program, and other items to promote recycling and other investments in U.S. domestic recycling.	The legislation was introduced on March 25, 2021 and referred to the House Committees on Energy and Commerce, Ways and Means, Transportation, and Foreign Affairs.
H.R 866	Rep. Ken Calvert (R-CA)	FISH Act	This bill gives the Fish and Wildlife Service (FWS) the sole authority to protect endangered or threatened species that are anadromous species (species of fish that spawn in fresh or estuarine waters and that migrate to ocean waters) or catadromous species (species of fish that spawn in ocean waters and migrate to fresh waters). Currently, the FWS shares this authority with the National Marine Fisheries Service.	The legislation was introduced on February 5, 2021 and referred to the House Committee on Natural Resources.

H.R. 1015	Rep. Grace Napolitano (D-CA)	Water Recycling Investment and Improvement Act	This bill makes permanent, and otherwise revises, the Bureau of Reclamation's grant program for the funding of water recycling and reuse projects. Specifically, the bill removes priority under the program for projects in areas that, in the preceding four-year period, have been (1) identified as experiencing severe, extreme, or exceptional drought; or (2) designated as a disaster area by a state. Additionally, the bill increases through FY2025 the authorization of appropriations for the program and otherwise revises provisions related to program funding.	The legislation was introduced on February 11, 2021 and referred to the House Committee on Natural Resources.
H.R.1881	Rep. John Garamendi (D-CA)	To amend the Federal Water Pollution Control Act with respect to permitting terms, and for other purposes.	The legislation would extend permit terms for publicly owned water infrastructure projects under the National Pollutant Discharge Elimination System (NPDES) from 5 years to a maximum of 10 years.	The legislation was introduced on March 12, 2021 and referred to the Committee on Transportation and Infrastructure.
H.R. 737	Rep. David Valadao (R-CA)	RENEW WIIN Act	The legislation would extend the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California.	The legislation was introduced on February 2, 2021 and referred the House Committee on Natural Resources. 10 members of the California delegation have cosponsored the legislation.
S.91 / H.R.535	Sen. Krysten Sinema (D-AZ) / Rep. John Garamendi (D-CA)	Special Districts Provide Essential Services Act	The legislation would include special districts in the coronavirus relief fund and direct the Secretary of the Treasury to include special districts as an eligible issuer under the Municipal Liquidity Facility.	The legislation was introduced on January 28, 2021, in both the House and Senate. It has been referred to relevant committees in both chambers.

H.R. 2515	Rep. Garret Graves (R-LA)	Building U.S. Infrastructure through Limited Delays and Efficient Reviews (BUILDER) Act	The legislation modernizes the National Environmental Policy Act (NEPA) and aims to make infrastructure project reviews more efficient, reduce project costs, and spur economic recovery.	The legislation was introduced on April 14, 2021 and was referred to the House Committee on Natural Resources. The legislation's 46 cosponsors are all Republican, including members of GOP leadership.
H.R. 939	Rep. Doug LaMalfa (R-CA)	Combustion Avoidance along Rural Roads (CARR) Act	The bill exempts wildfire mitigation activities conducted within 300 feet of a road from all laws governing environmental review of proposed agency actions or protection of endangered or threatened species.	The legislation was introduced on February 8, 2021 and was referred to the House Committees on Natural Resources and Agriculture.
H.R.3267	Rep. Brendan Boyle (D-PA)	Protect Drinking Water from PFAS Act	The bill amends the Safe Drinking Water Act to require the Administrator of the Environmental Protection Agency to publish a maximum contaminant level goal and promulgate a national primary drinking water regulation for total per- and polyfluoroalkyl substances.	The legislation was introduced on May 17, 2021 and referred to the House Committee on Energy and Commerce.
S. 953	Sen. Ron Wyden (D-OR)	Water for Conservation and Farming Act	The legislation would create a Reclamation fund of \$300M to support water recycling projects, water-use efficiency projects and dam safety projects; the WaterSMART program to increase water supply reliability by funding infrastructure and conservation projects; Establishes a grant program for any Reclamation States, Tribes, nonprofit conservation organizations, irrigation or water districts, and regional and local authorities to complete habitat restoration projects that improve watershed health and mitigate climate change; among other actions.	The legislation was introduced on March 24, 2021 and referred to the Committee on Energy and Natural Resources.

H.R.3293	Rep. Lisa Blunt Rochester (D-DE)	Low-Income Water Customer Assistance Programs Act	The legislation would amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to establish programs to assist low-income households in maintaining access to drinking water and wastewater services.	The legislation was introduced on May 18, 2021 and referred to the relevant committees. The legislation has passed out of the House Energy and Commerce Committee by a vote of 32-24 and now moves on to consideration on the House floor.
H.R. 3286	Rep. Raul Ruiz (D-CA)	Emergency Order Assurance, Safety, and Inspection of water Systems (Emergency OASIS Act)	The legislation would require the EPA to establish regulations to flush a drinking water system if contaminants were present in the system for longer than six months, or if water stood motionless in the system for longer than six months.	The legislation was introduced on May 17, 2021 and referred to the House Committee on Energy and Commerce.
H.R. 3622 / S. 1907	Rep. Chris Pappas (D-NH) / Sen. Kirsten Gillibrand (D-NY)	Clean Water Standards for PFAS Act	The legislation would require the Administrator of the Environmental Protection Agency to develop effluent limitations guidelines and standards and water quality criteria for PFAS under the Federal Water Pollution Control Act, to provide Federal grants to publicly owned treatment works to implement such guidelines and standards	The legislation was introduced in the House on May 28, 2021, and in the Senate on May 27, 2021. The legislation in the House is bipartisan.
S. 2168 / S.2567	Sen. Mike Braun (R-IN) / Sen. Shelley Moore Capito (R-WV)	Define WOTUS Act / Navigable Waters Protection Act of 2021	The legislation would amend the Federal Water Pollution Control Act to modify the definition of navigable waters, and to make the definition of the "waters of the United States" permanent.	These bills were introduced in June and July of 2021 in response to the EPA's announcement earlier in June of its intent to rewrite the Navigable Waters Protection rule.

<p>H.R. 3814 / S. 717</p>	<p>Rep. Liz Cheney (R-WY) / Sen. Mike Lee (R-UT)</p>	<p>Undoing NEPA's Substantial Harm by Advancing Concepts that Kickstart the Liberation of the Economy Act (UNSHACKLE Act)</p>	<p>The legislation combines the following five stand-alone NEPA reform bills on agency process, state expansion, legal changes, and data reporting into one comprehensive text.</p> <ul style="list-style-type: none"> - NEPA Agency Process Accountability Act - NEPA Accountability and Enforcement Act - NEPA State Assignment Expansion Act - NEPA Legal Reform Act - NEPA Data Transparency Act 	<p>The Senate legislation was introduced on March 11, 2021 and referred to the Committee on Environment and Public Works.</p> <p>The House legislation was introduced on June 11, 2021 and referred to the House Committees on Natural Resources; Judiciary; Transportation and Infrastructure; and Energy and Commerce.</p>
<p>H.R. 1352</p>	<p>Rep. Brenda Lawrence (D-MI)</p>	<p>Water Affordability, Transparency, Equity, and Reliability Act of 2021</p>	<p>The bill would create a trust fund to support drinking water and clean water infrastructure. Additionally, the bill provides \$34.85 billion a year to drinking water and wastewater improvements; creates a water trust fund; creates up to nearly 1 million jobs across the economy and protect American workers; prioritizes disadvantaged communities with grants and additional support; expands funding for technical assistance to small, rural, and indigenous communities; funds projects to address water contamination from PFAS; requires US EPA to study water affordability, shutoffs, discrimination, and civil rights violations by water providers; upgrades household wells and septic systems; helps homeowners replace lead service lines; and provides more than \$1 billion a year to update water infrastructure in public schools.</p>	<p>The legislation was introduced on February 25, 2021 and was referred to the relevant committees.</p> <p>The legislation has 86 cosponsors, including 14 members of the California delegation.</p>

H.R. 4647 / S. 2430	Rep. Jared Huffman (D-CA) / Sen. Dianne Feinstein (D-CA)	Water Conservation Rebate Tax Parity Act	The legislation would amend federal tax law so that homeowners wouldn't pay income tax on rebates from water utilities for water conservation and water runoff management improvements	The House legislation was introduced on July 22, 2021 and referred to the House Committee on Ways and Means. The legislation in the Senate was introduced on July 22, 2021 and referred to the Senate Committee on Finance.
S.2454	Sen. Alex Padilla (D-CA)	Water Reuse and Resiliency Act	The legislation would authorize \$1 billion over five years for the EPA's Pilot Program for Alternative Water Source Projects grants program. This is an increase from the \$125 million over five years authorized for the program in the Drinking Water and Wastewater Infrastructure Act passed by the Senate in April.	The legislation was introduced on July 22, 2021 and referred to the Senate Committee on Environment and Public Works.
H.R.4915	Rep. Tom McClintock (R-CA)	Water Supply Permitting Coordination Act	The legislation would authorize the Secretary of the Interior to coordinate Federal and State permitting processes related to the construction of new surface water storage projects on lands under the jurisdiction of the Secretary of the Interior and the Secretary of Agriculture and to designate the Bureau of Reclamation as the lead agency for permit processing.	The legislation was introduced on August 3, 2021 and referred to the House Committee on Natural Resources.
H.R.4979 / S.1783	Rep. Rashida Tlaib (D-MI) / Rep. Jeff Merkley (D-OR)	Maintaining Access to Essential Services Act	The legislation provides \$13.5 billion in low-interest loans to public and private water utilities, which will be forgiven when the utility forgives household water arrears; and provides \$13 billion in low-interest loans to power utilities, which will be forgiven when the utility forgives household arrears. The legislation also provides \$13 billion in low-interest loans to broadband utilities, which will be forgiven when the utility forgives household arrears. The bill Requires loan recipients to	The legislation in the House was introduced on August 6, 2021 and was referred to the House Committees on Financial Services and Ways and Means. The legislation in the Senate was introduced on May 20, 2021 and was referred to the Senate Committee on Finance.

			suspend utility shutoffs and restore any disconnected service, suspend late fees and charges, stop the sale of household debt to debt collectors, stop placing or selling liens on households due to outstanding utility debt, and stop filing adverse reports on households due to unpaid utility bills to credit agencies.	
H.R. 4976	Rep. Elissa Slotkin (D-MI)	Ensuring PFAS Cleanup Meets or Exceeds Stringent Standards Act	The legislation directs the Secretary of Defense to ensure that removal and remedial actions relating to PFAS contamination result in levels meeting or exceeding certain standards.	The legislation was introduced in the House on August 6, 2021 and was referred to the House Committees on Armed Services, Transportation and Infrastructure, and Energy and Commerce.
S.2372 / H.R.2773	Sen. Heinrich, Martin (D-NM) / Representative Debbie Dingell (D-MI)	Recovering America's Wildlife Act of 2021	The legislation would fund conservation efforts for more than 12,000 species of wildlife and plants in need of assistance by providing \$1.3 billion in dedicated annual funding for proactive, on-the-ground efforts across the country, ensure wildlife recovery efforts will be guided by the Congressionally-mandated State Wildlife Action Plans, which identify specific strategies to restore the populations of species of greatest conservation need, accelerate the recovery of 1,600 U.S. species already listed as threatened or endangered under the Endangered Species Act, and include improvements to ensure funds are appropriately targeted to the areas of greatest need and facilitate additional investments in protecting at-risk plant species.	The legislation was introduced on July 15, 2021 and referred to the Committee on Environment and Public Works. The House bill was introduced on April 22. The House Natural Resources Subcommittee on Water, Oceans, and Wildlife held a hearing on the legislation on July 29, 2021. On January 19, the legislation passed out of the House Natural Resources Committee by a vote of 29-15 and now moves on to consideration on the House floor.

			In the Senate, RAWA also directs fees and penalties assessed for environmental violations to help fund RAWA, using fee and penalty amounts that aren't already targeted for existing environmental funds.	
H.R.4602 / S.3956	Rep. Alan Lowenthal (D-CA) / Rep. Lisa McClain (R-MI) and Sen. Jeff Merkley (D-OR) / Sen. Susan Collins (R-ME)	WIPES Act	The legislation would direct the Federal Trade Commission to issue regulations requiring certain products to have "Do Not Flush" labeling	The legislation was introduced on July 21, 2021 and referred to the Committee on Energy and Commerce. Rep. Lowenthal introduced the stand-alone bill after introducing a similar amendment to the House's infrastructure bill. The Senate bill was introduced on March 30, 2022.
H.R.6591	Rep. Lisa McClain (R-MI) / Rep. Alan Lowenthal (D-CA)	PIPES Act	The legislation would require the Administrator of the Environmental Protection Agency to publish a rule that establishes standards for the flushability of disposable nonwoven wipes.	The legislation was introduced on February 3, 2022 and was referred to the House Committee on Energy and Commerce.
S. 2806 / H.R. 3534	Sen. Dianne Feinstein (D-CA) / Rep. Jimmy Panetta (D-CA)	Wildfire Emergency Act of 2021	Amongst other things, the legislation authorizes \$250 million over 5 years for up to 20 Forest Service projects of 100,000 acres or greater; Establish a new \$100 million grant program to assist critical facilities like hospitals and police stations become more energy efficient and better adapted to function during power shutoffs; Establishes one or more Prescribed Fire Centers to coordinate research and training of foresters and forest managers in the western United States in the latest methods and	The Senate legislation was introduced on September 22, 2021 and referred to the Committee on Energy and Natural Resources. The House bill was introduced on May 25, 2021 and was referred to the Subcommittee on Conservation and Forestry.

			innovations in prescribed fire (controlled burns) practices.	
S. 3011 / H.R. 5735	Sen. John Cornyn (R-TX) / Rep. Dusty Johnson (R-SD)	State, Local, Tribal, and Territorial Fiscal Recovery, Infrastructure, and Disaster Relief Flexibility Act	The legislation provides additional flexibility for States, Tribes, and units of local government to spend their allocations of the COVID Relief Funds on certain infrastructure projects, including water, wastewater, and broadband infrastructure projects. The bill also allows these funds to be used to provide emergency relief from natural disasters. There is a cap—the greater of \$10 million or 30% of the funds—on how much of the COVID money can be spent on these new purposes.	The legislation was introduced on October 19, 2021 and passed the Senate by unanimous consent that day. Senator Alex Padilla (D-CA) is an original cosponsor of the legislation. The act was introduced in the House on October 26 and referred to the House Committee on Oversight and Reform.
H.R. 6461 / S. 3531	Rep. Scott Peters (D-CA) / Sen. Chris Coons (D-DE)	National Climate Adaptation and Resilience Strategy Act	The legislation creates a Chief Resilience Officer, among other positions, that will assist the President to streamline the federal response to climate hazards that threaten human health, safety, and critical infrastructure. The act also calls for a Climate Adaptation and Resilience Strategy that outlines the federal government's response to climate hazards such as sea level rise, drought, biodiversity loss, and coastal bank erosion.	The legislation was introduced in the House on January 20, 2022 and referred to the Committee on Energy and Commerce. The legislation was introduced in the Senate on January 20, 2022, read twice, and referred to the Committee on Homeland Security and Government Affairs.
H.R. 6396	Rep. Earl Blumenauer (D-OR)	Climate RESILIENCE Act	The act amends FEMA's disaster definition to include extreme temperature events, like heat waves and freezes; changes FEMA's definitions and cost share eligibility requirements for disadvantaged communities and underserved communities; includes a focus on	The legislation was introduced in the House on January 13, 2022 and referred to the Committee on Transportation and Infrastructure. The legislation has 32 cosponsors, including 8 members of the California delegation.

			resiliency planning and investments; provides both financial and non-financial technical assistance for hazard mitigation planning, as well as for grant applications for small impoverished and disadvantaged communities; and expands Pre-Disaster Mitigation Assistance funding to address FEMA's oversubscription issues.	
H.R.6492	Rep. Pramila Jayapal (D-WA)	Climate Resilience Workforce Act	<p>The bill establishes a climate resilience workforce in communities most affected by the climate crisis. It also funds the development of regional, state, local, and community-based climate resilience action plans.</p> <p>The legislation creates an Office of Climate Resilience within the White House, starts new workforce development programs, and removes barriers to employment in climate resilience jobs based on immigration status and prior involvement with the criminal justice system.</p>	<p>The legislation was introduced in the House on January 25, 2022 and referred to the Subcommittee on Conservation and Forestry.</p> <p>The legislation has 38 cosponsors, including 9 members of the California delegation.</p>
H.R. 6989	Rep. Ted Lieu (D-CA)	Housing for All Act of 2022	<p>This legislation would address critical affordable housing shortages in California and across the country by investing in hotel and motel conversions to permanent supportive housing with supportive services; investing in the Eviction Protection Grant Program; investing in mobile crisis intervention teams to help those with medical or psychological needs avoid the criminal justice system; investing in libraries that support people experiencing homelessness; investing in programs that offer a safe place to park overnight and facilitate access to</p>	<p>The legislation was introduced in the House on March 8, 2022 and referred to the Subcommittee on Highways and Transit.</p> <p>The legislation has 14 cosponsors, including 12 members of the California delegation.</p>

			rehousing services and essential services; and investing in inclusive, transit-oriented development and infill development	
S. 623	Sen. Marco Rubio (R-FL)	Sunshine Protection Act of 2021	This bill makes daylight saving time the new, permanent standard time, effective November 5, 2023.	The legislation passed the Senate on March 15, 2022 and sent to the House.

Enacted Legislation (Removed after 2 months)

H.R. 2471	Rep. Hakeem Jeffries (D-NY)	Consolidated Appropriations Act, 2022	This \$1.5 trillion bill provides appropriations to federal agencies for the remainder of FY22, provides supplemental appropriations for activities to support Ukraine, and modifies or establishes various programs that address a wide range of policy areas. The bill includes the 12 regular appropriations bills that fund federal agencies for FY2022.	The legislation passed the House on March 9, 2022 and passed the Senate the following day. President Biden signed the bill into law on March 15, 2022.
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Bill No.	Author/Title	Position
AB 1001	(Garcia, Cristina) Environment: mitigation measures for air and water quality impacts: environmental justice. Amends the California Environmental Quality Act (CEQA) to 1) require mitigation to compensate for adverse air or water quality impacts in a disadvantaged community (DAC) to mitigate those impacts directly in the affected community and 2) require all public agencies implementing CEQA to consider the principles of environmental justice by ensuring the fair treatment and meaningful involvement of people of all races, cultures, incomes, and national origins.	
AB 1944	(Lee and Cristina Garcia) Local government: open and public meetings. This bill would specify if a member of a legislative body elects to teleconference from a location that is not public, the address does not need to be identified in the notice and agenda or be accessible to the public when the legislative body has elected to allow members to participate via teleconferencing. Would require all open and public meetings of a legislative body that elects to use teleconferencing to provide a video stream accessible to members of the public and an option for members of the public to address the body remotely during the public comment period through an audio-visual or call-in option.	
AB 2078	(Flora) Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program. This bill would rename the existing program the Atmospheric Rivers Research and Forecast Improvement Program: Enabling Climate Adaptation Through Forecast-Informed Reservoir Operations and Hazard Resiliency (AR/FIRO) Program. Would require the department to research, develop, and implement new observations, prediction models, novel forecasting methods, and tailored decision support systems to improve predictions of atmospheric rivers and their impacts on water supply, flooding, post-wildfire debris flows, and environmental conditions. <i>Letter of Support through the Scripps Institution of Oceanography and UC San Diego.</i>	Support
AB 2108	(Rivas, Robert) Water policy: environmental justice: advantaged and tribal community representation. Would require that one of the persons appointed by the Governor to the State Water Resources Control Board be qualified in the field of water supply and water quality relating to disadvantaged or tribal communities. Would also require that at least one person appointed to each regional board have specialized experience to represent disadvantaged or tribal communities.	
AB 2142	(Gabriel) Income taxes: exclusion: turf replacement water conservation program. This bill would, for taxable years beginning on or after January 1, 2022, and before January 1, 2027, provide an exclusion from gross income for any amount received as a rebate, voucher, or other financial incentive issued by a local water agency or supplier for participation in a turf replacement water conservation program.	
AB 2313	(Bloom) Water: judges and adjudications. This bill would encourage the Judicial Council to establish a program that provides training and education to judges in specified actions relating to water. Would authorize the Chairperson of the Council to assign a judge with specific training/education to certain actions relating to water. <i>Valley District signed onto a joint letter coordinated by the State Water Contractors.</i>	Support
AB 2362	(Mullin) Ecosystem restoration and climate adaptation projects: permitting. This bill would require the Natural Resources Agency, by 7/1/2023, to establish an interagency working group to accelerate and streamline permitting for ecosystem restoration and climate adaptation projects. Would develop resources for permit applicants and permittees that includes an online permit application process. <i>Valley District signed onto a joint letter coordinated by the State Water Contractors.</i>	Support if Amended
AB 2449	(Rubio) Open meetings: local agencies: teleconferences. This bill would authorize a local agency to use teleconferencing without complying with those specified teleconferencing requirements if at least a quorum of the members of the legislative body participates in person from a single location identified on the agenda that is open to the public and within the local agency's jurisdiction. Would require the legislative body to implement a procedure for resolving requests for reasonable accommodation for individuals with disabilities.	
AB 2639	(Quirk) Water quality control plans and water rights permits. This bill would require the state board, on or before December 31, 2023, to adopt a final update of the 1995 Water Quality Control Plan for the Bay-Delta and to implement the amendments to the Water Quality Control Plan for the San Francisco Bay/ Sacramento-San Joaquin Delta Estuary adopted by the state board pursuant to Resolution No. 2018-0059 on December 12, 2018.	

AB 2374	(Bauer-Kahan) Crimes against public health and safety: illegal dumping. This bill would increase the fines for illegal dumping and require the person convicted of illegal dumping to remove or pay the cost of removing the waste matter.	
SB 222	(Dodd) Water Rate Assistance Program. Would establish the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California. Would require the Department of Community Services and Development to develop and administer the Water Rate Assistance Program established by the bill.	
SB 559	(Hurtado) Department of Water Resources: water conveyance systems: Water Conveyance Restoration Fund. Canal Conveyance Capacity Restoration Fund: would require all moneys deposited be used for subsidence repair costs (environmental planning, permitting, design, and construction and necessary road and bridge upgrades); would require the Director of Water Resources to apportion money appropriated from the fund for the Friant-Kern Canal, Delta-Mendota Canal, San Luis Field Division of the California Aqueduct, and San Joaquin Division of the California Aqueduct.	Support
SB 832	(Dodd) Water rights: measurement of diversion. This bill would define “water year” to mean the 12-month period beginning October 1 and ending September 30. Would clarify existing law that a diverter, diverting 10 acre-feet or more water per year is subject to these water diversion measurement, recording, and reporting requirements.	
SB 890	(Nielsen) Department of Water Resources: Water Storage and Conveyance Fund: water storage and conveyance. Would establish the Water Storage and Conveyance Fund in the State Treasury to be administered by DWR. Would require all moneys deposited in the fund to be expended in support of subsidence repair and reservoir storage costs (environmental planning, permitting, design, and construction and all necessary road and bridge upgrades required to accommodate capacity improvements). Would require the department to expend specified monetary amounts to complete funding for the construction of the Sites Reservoir, and to restore the capacity of 4 specified water conveyance systems, as prescribed, with 2 of those 4 expenditures being in the form of a grant to the Friant Water Authority and to the San Luis and Delta-Mendota Water Authority. This bill would make these provisions inoperative on July 1, 2030 and would repeal it as of January 1, 2031.	
SB 1157	(Hertzberg) Urban water use objectives: indoor residential water use. Would lower in indoor residential water use standards as follows: beginning 1/1/2025 and until 1/1/2030, the standard for indoor residential water use shall be 47 gallons per capita daily; beginning 1/1/2030, the standard for indoor residential water use shall be 42 gallons per capita daily.	
SB 1205	(Allen) Water rights: appropriation. Would require the State Water Resources Control Board to develop and adopt regulations to provide greater specificity as to the methods and practices for determining water availability in the issuance and administration of water right permits and licenses, including consideration of the effects of climate change upon watershed hydrology as part of the preparation of water availability analyses. The bill would require the board to consult with the Department of Water Resources, the Department of Fish and Wildlife, and qualified hydrologists and climate change scientists in preparing the regulations. <i>Valley District signed onto a joint letter coordinated by the State Water Contractors.</i>	Support if Amended



DATE: April 14, 2022

TO: Board of Directors

FROM: Shavonne Turner, Water Conservation Program Manager
Kristeen Farlow, Strategic Communications Manager

SUBJECT: Consider Request Sponsorship of the 2022 Inland Solar Challenge

Summary

The Board of Directors is asked to consider the request for sponsorship of the 2022 Inland Solar Challenge for \$6,000.

Discussion

From 1999 to 2007, high schools throughout the Valley District service area participated in the Metropolitan Water District of Southern California's (MWD) Solar Cup boat race at Lake Skinner. The program's goal was to increase high school student's understanding of science, mathematics, and water issues facing Southern California. Through the process of constructing and racing solar-powered boats, students learned about conservation of natural resources, electrical and mechanical engineering, problem-solving, and water conservation.

In 2008, MWD changed its program, no longer sponsoring schools outside the boundaries of their member agencies. As a result of this change, several agencies within the Valley District service area developed a program that would enable high schools within our region to participate in a similar competition.

The first Inland Solar Challenge (Solar Challenge) took place in May 2008. Students are required to build a solar-powered boat, race it on the water, and prepare and present a report on

a water-related topic. Students learn the importance of water conservation, water resources, and environmental resource conservation throughout the eight-month program. Valley District has been a sponsor of the Solar Challenge since its inception in 2008.

This year the Solar Challenge included a kick-off effort by distributing water resource videos to teachers to be shared with students, which occurred on September 22, 2021. The kick-off effort allowed the Inland Solar Challenge Committee members, Valley District, and Coachella Valley Water District to educate Solar Challenge teams from seven schools.

The Solar Challenge boat race will occur the weekend of May 20-22, 2022, at Yucaipa Regional Park.

Seven high schools are participating in the 2022 Solar Challenge from throughout our local region and into the low desert. They are:

Banning High School	Pass Agency
Cajon High School	Valley District
Cathedral City High School	Coachella Valley
Desert Hot Springs High School	Mission Springs Water
Desert Mirage High School	Coachella Valley
Redlands East Valley High School	Valley District
Rialto High School	Valley District

The Inland Solar Challenge Committee (ISCC) is comprised of Staff from San Bernardino Valley Municipal Water District, Coachella Valley Water District, East Valley Water District, City of Redlands, San Bernardino Municipal Water Department, West Valley Water District, and Yucaipa Valley Water District. The ISCC organizes the program each year and this year is requesting a \$6,000 sponsorship from Valley District to support the 2022 Solar Challenge. A sponsorship from Valley District will go toward the costs associated with the use of Yucaipa Regional Park for the Solar Challenge weekend when the boat races occur, as well as food and rentals for the weekend event. In 2019, the District sponsored the Solar Challenge with a sponsorship of \$5,000.

As a sponsor, Valley District will be recognized on marketing materials before and during the event. The District logo is placed on the Solar Challenge t-shirts that all student participants receive, on the website and social media before/during/after the event, and on a banner at the

event. The District also has an opportunity for our logo to be displayed on the boats that the students race on the water.

The Inland Solar Challenge provides water conservation education. It helps the retail water agencies show progress toward complying with SBX7-7, the Water Conservation Act of 2009, which requires retail agencies to reduce demands by 20% by 2020. As a wholesaler, Valley District aims to help the retail agencies within its service area achieve their water use reductions (Water Code §10608.36). Ongoing sponsorship of this event is one way Valley District can support the retail agencies' general water conservation and student education programs.

Fiscal Impact

The fiscal impact of sponsoring the 2022 Inland Solar Challenge is \$6,000. This amount is budgeted in the Water Conservation and Education Budget account number 6640.

Staff Recommendation

Staff recommends the Board of Directors consider sponsoring the 2022 Inland Solar Challenge for \$6,000.

Attachments

Letter of Request for Sponsorship

Sponsorship Levels



CITY OF REDLANDS

COACHELLA VALLEY
WATER DISTRICT

EAST VALLEY
WATER DISTRICT

SAN BERNARDINO
MUNICIPAL
WATER DEPARTMENT

WEST VALLEY
WATER DISTRICT

YUCAIPA VALLEY
WATER DISTRICT



April 14, 2022

Board of Directors
San Bernardino Valley Municipal Water District
380 East Vanderbilt Way
San Bernardino, CA 92408

Subject: 2022 Inland Solar Challenge Sponsorship

Dear Board of Directors,

On behalf of the Inland Solar Challenge Committee I would like to thank the San Bernardino Valley Municipal Water District for its past and continued support of the Inland Solar Challenge. Through your generous sponsorships, participating students have had the opportunity to build valuable team building skills, learn about water and energy sustainability and careers in the water industry.

Due to limitations resulting from the COVID-19 pandemic, the Inland Solar Challenge event was unable to take place in 2020 and 2021. The Inland Solar Challenge committee is pleased to share it will be holding its 10th competition in May of 2022 and we have continued to engage with students from seven Inland Empire based schools throughout the 2021-2022 school year in preparation of the 2022 event. To aid in our efforts, the committee is requesting a \$6,000 sponsorship from the San Bernardino Valley Municipal Water District's Board of Directors for this year's event.

Please see the attached sponsorship request for the 2022 Inland Solar Challenge Event.

Sincere thanks for your consideration,

Devin Arciniega
2022 Inland Solar Challenge Committee Chair



2022 Sponsorship

The Inland Solar Challenge (ISC) is a student-based competition that requires high school teams to design, build, and ultimately race a solar-powered boat. Teams are tested on their boat's endurance, speed and maneuvering abilities. The event also integrates a water conservation requirement for students to present on various scenarios water districts are challenged with in order to conduct sustainable practices.

Inland Solar Challenge Sponsorship Levels	
Solar Ray Sponsor Up to \$500	ISC t-shirt Certificate of Sponsorship
Solar Cell Sponsor \$1,000	Name/Logo on Event t-shirt ISC t-shirt Certificate of Sponsorship
Solar Panel Sponsor 2,000	Name/Logo on Event t-shirt ISC t-shirt Certificate of Sponsorship Logo on all Printed Material
Solar Grid Sponsor \$3,000	Name/Logo on Event t-shirt ISC t-shirt Sponsor Plaque Logo on all Printed Material
Solar Mega Sponsor \$5,000 and above	Name/Logo on Event t-shirt ISC t-shirt Sponsor Plaque Top billing on all Printed Material Logo on all participating Solar Boats Awards Presenter

The Inland Solar Challenge event also appreciates physical donations. Items needed are boat building tools and supplies, event awards and apparel and food items for the students' meals.

This event is open to schools located within the Inland Empire which incorporates the cities of San Bernardino, Redlands, Yucaipa, Rialto, Banning, Thermal, and Cathedral City. This year's event will take place at Yucaipa Regional Park on May 20-22, 2022.

If you wish to sponsor this event, please make your check payable to:

East Valley Water District – Inland Solar Challenge
31111 Greenspot Rd
Highland, CA 92346
www.eastvalley.org

For more information please contact Devin Arciniega, Event Chair at (909)453-6052.