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Call to Order

Regular Meeting of the Board of Directors
Tuesday, June 7, 2022



Call to Order

Regular Meeting of the Board of Directors
Tuesday, June 7, 2022

Pledge of Allegiance



Roll Call



Paul Kielhold
President



June Hayes
Vice President



**T. Milford
Harrison**
Treasurer



Gil J. Botello
Director



Susan Longville
Director

Public Comment

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

- *Please use the chat feature on the Zoom toolbar or digitally raise your hand to let the moderator know you would like to make a comment.*

Approval of Minutes (Pg. 4)

2.1 Regular Board Meeting – May 17, 2022

Board Motion & Roll Call Vote

Staff Recommendation

Approve the minutes of the May 17, 2022, Regular Meeting of the Board of Directors as presented



Paul Kielhold
President



June Hayes
Vice President



**T. Milford
Harrison**
Treasurer



Gil J. Botello
Director



Susan Longville
Director



Discussion Items 3.1 – 3.3

Heather Dyer, MS, MBA – Chief Executive Officer/General Manager

Discussion Item 3.1

(Pg. 15)

Consider Approval of Resolution 1154 Establishing
the Appropriation Subject to Limit for
Fiscal Year 2022-23

State Government Code requires a governing board to annually adopt, by resolution, an Appropriation limit for the upcoming fiscal year.

The limit is adjusted each year by the change in California per capita personal income and the change in the population in our area. These change percentages are supplied to the District by the California Department of Finance.

For the upcoming fiscal year 2022-2023 the appropriation limit is calculated at \$ 35,428,727.

In calculating the tax appropriations subject to the limit, expenditures for qualified capital outlays and the debt service on voter approved bonds are not included.

The amount of General Fund property tax revenue budgeted and spent by Valley District each fiscal year is less than \$11.9 million dollars. This total is well below the appropriation limits.

The auditing firm of Rogers, Anderson, Malody and Scott have performed an independent review of the appropriations limit worksheets and agrees with the calculations provided by Staff.



**SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT
 APPROPRIATIONS LIMIT
 2022 ~ 2023 FISCAL YEAR**

2021 - 2022 APPROPRIATIONS LIMIT			33,123,342
2022 - 2023 ADJUSTMENT FOR PERCENTAGE CHANGES IN:	<u>Percent</u>	<u>Ratio</u>	
CALIFORNIA PER CAPITA PERSONAL INCOME - PER CAL DEPT OF FINANCE	7.55	1.0755	
POPULATION PERCENT CHANGE 2021 TO 2022	-0.55	0.9945	
PERCENT CHANGE AS A FACTOR			108.98%
2022- 2023 APPROPRIATIONS LIMIT			<u><u>35,428,727</u></u>

Board Motion & Roll Call Vote

Staff Recommendation

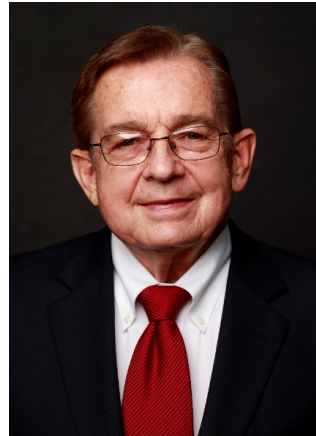
Approve Resolution 1154 establishing the Appropriations
Subject to the Limit for Fiscal Year 2022- 2023.



Paul Kielhold
President



June Hayes
Vice President



**T. Milford
Harrison**
Treasurer



Gil J. Botello
Director



Susan Longville
Director

Discussion Item 3.2 (Pg. 19)

Consider authorizing the CEO/General Manager to execute the Third Amendment to the Agreement for the Cooperative Use of Unused Well Capacity, the Texas Grove Reservoir and the Central Feeder

Background

- District's San Bernardino Avenue Well has been used to meet District's obligations per the Big Bear Agreement or leased by the City of Redlands to supplement its water supplies
- On February 15, 2022, the Board of Directors approved to share the cost, \$314,000, evenly with the City to rehab and improve the well
- Following the approval, the City requested to formalize this arrangement as an amendment to an existing agreement
- 3rd Amendment drafted by House Counsel based on the approved principles and cost-sharing arrangements



Board Motion & Roll Call Vote

Staff Recommendation

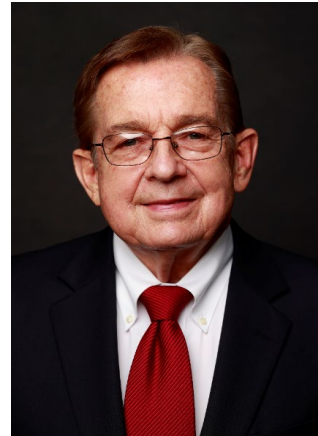
Authorize the CEO/General Manager to execute the Third Amendment to the Agreement for the Cooperative Use of Unused Well Capacity, the Texas Grove Reservoir and the Central Feeder to formalize the cost-share arrangement with the City of Redlands for well rehabilitation and improvements to the San Bernardino Avenue Well in the amount of up to \$157,000, which was approved by the Board of Directors at the February 15, 2022 Meeting.



Paul Kielhold
President



June Hayes
Vice President



**T. Milford
Harrison**
Treasurer



Gil J. Botello
Director



Susan Longville
Director

Discussion Item 3.3

(Pg. 33)

Consider In-Person meetings or alternatively Resolution 1155 authorizing the San Bernardino Valley Municipal Water District to conduct remote meetings for the period June 7, 2022, through July 6, 2022



Board Motion & Roll Call Vote

Staff Recommendation

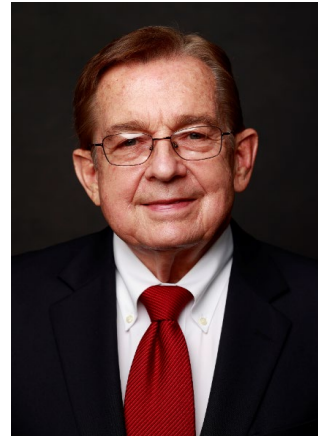
Receive feedback from legal counsel and determine if the Board would like to return to inperson meetings in the month of June. If the Board decides to continue with virtual meetings, consider adoption of Resolution 1155 authorizing the San Bernardino Valley Municipal Water District to conduct remote meetings for the period June 7, 2022, through July 6, 2022.



Paul Kielhold
President



June Hayes
Vice President



**T. Milford
Harrison**
Treasurer



Gil J. Botello
Director



Susan Longville
Director

Reports Item 4.1 (Pg. 38)

CEO/General Manager's Report

Reports Item 4.2

Director's Report of Activities

Reports Item 4.3

General Counsel Report

Reports Item 4.4

SAWPA Meeting Report



SAWPA MEETING SUMMARY

June 7, 2022, Regular Meetings

PA 23 Committee

- Authorized SAWPA's General Manager to enter a Santa Ana River Conservation and Conjunctive Use Program (SARCCUP) Grant Agreement amendment that provides a schedule extension of up to July 31, 2025.
- Authorized the approval of Task Order No. RMC504-401-09 in the amount not-to-exceed \$84,030 with Woodard & Curran for project management services to support the Santa Ana River Conservation and Conjunctive Use Program.

SAWPA Commission

- Received the following informational report:
 - Arundo Headwaters Project Opportunity with Inland Empire Resource Conservation District
- Adopted Resolution No. 2022-10, to authorize the application for a grant under the 2021 Urban and Multibenefit Drought Relief Grant Program for Disadvantaged Community Involvement Set-Aside Funding that designates a representative to sign the application, and in the event of an award of grant funds, a representative to execute the funding agreement and all necessary documentation.
- Authorized issuance of a Request for Proposals for the Santa Ana River Watershed Weather Modification Pilot Program Operations services.

PA 24 Committee

- Recommended approval by the SAWPA Commission of Resolution No. 2022-9 establishing the Fiscal Year 2022-23 Inland Empire Brine Line Rates.
- Authorized the General Manager to issue Task Order INN240-05 to Innerline Engineering, Inc., for Brine Line Pipeline Cleaning Services for a period of two (2) years of an amount not-to-exceed \$264,880.
- Directed staff to prepare a Request for Proposals for the preparation of the Inland Empire Brine Line Master Plan.

Reports Item 4.5 (Pg. 42)

Board of Directors Workshop - Engineering - May 10, 2022

Reports Item 4.6 (Pg. 50)

Board of Directors Workshop - Policy - May 12, 2022

Future Business

Announcements Item 6.1 (Pg. 56)

June 7, 2022, 9:30 a.m. – SAWPA Commission Meeting

June 7, 2022, 10:00 a.m. – SAWPA PA 24 Meeting

June 7, 2022, 2 p.m. – Regular Board Meeting by Teleconference

June 8, 2022, 8:30 a.m. – Upper SAR WIFA Technical Advisory Committee - CANCELLED

June 8, 2022, 1:30 p.m. – San Bernardino Valley Water Conservation District Board Meeting

June 9, 2022, 2 p.m. – Board Workshop – Policy (Teleconference and/or in-person TBD)

June 14, 2022, 2 p.m. – General Fund Budget Workshop (Teleconference and/or inperson TBD)

June 15, 2022, 8:30 a.m. – Upper SAR WIFA by Teleconference (Teleconference and/or in-person TBD)

June 16, 2022, 2 p.m. – Board Workshop – Engineering (Teleconference and/or in-person TBD)

June 20, 2022, 6 p.m. – ASBCSD dinner (TownePlace Suites by Marriott Loma Linda)

June 21, 2022, 9:30 a.m. – SAWPA Commission Meeting

June 21, 2022, 2 p.m. – Regular Board Meeting (Teleconference and/or in-person TBD)

June 22, 2022, 8:30 a.m. – Upper SAR WIFA Technical Advisory Committee
(Teleconference and/or in-person TBD)

Closed Session

7.1 Closed Session -Conference with Legal Counsel - Existing Litigation - (Paragraph (1) of subdivision (d) of Section 54956.9) Name of case: Endangered Habitats League et al. v. U.S. Army Corps of Engineers et al.

7.2 CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One case.

Rialto Bioenergy Facility's use of the SAWPA Brine Line and construction of a new lateral connection to the Brine Line.

7.3 CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One case.



Adjournment
