

MINUTES
REGULAR BOARD OF DIRECTORS MEETING
THREE VALLEYS MUNICIPAL WATER DISTRICT

Wednesday, February 5, 2020
8:00 a.m.

1. Call to Order

The Board meeting was called to order at 8:00 a.m. at the District office located at 1021 East Miramar Avenue, Claremont, California. The presiding officer was President Bob Kuhn.

2. Pledge of Allegiance

The flag salute was led by President Bob Kuhn.

3. Roll Call

Roll call was taken with a quorum of the Board present.

Directors Present

Bob Kuhn, President
David De Jesus, Vice President
Carlos Goytia, Secretary
Brian Bowcock, Treasurer
Denise Jackman, Director
John Mendoza, Director
Jody Roberto, Director

Staff Present

Matt Litchfield, General Manager
Steve Kennedy, Legal Counsel
Dominique Aguiar, Operations Supervisor
Liz Cohn, Senior Financial Analyst
Maria Contreras, Administrative/Comm. Assistant
Freeman Ensign, Operations Supervisor
Ray Evangelista, Engineering Assistant
Wendy Galarneau, HR Manager
Kirk Howie, Chief Administrative Officer
Tim Kellett, Chief Water Resources Officer
Steve Lang, Chief Operations Officer
James Linthicum, Chief Finance Officer
Robert Peng, I.T. Manager
Ben Peralta, Project Manager

Guests present: Ted Ebenkamp, Walnut Valley Water District; Ed Hilden, Walnut Valley Water District; Erik Hitchman, Walnut Valley Water District; Tony Lima, Rowland Water District; Szu Pei Lu-Yang, Rowland Water District; Dave Warren, Rowland Water District; Ben Lewis, Golden State Water Company; Jennifer Stark, City of Claremont; Benito Robles; Issam Ghattani; Jayson Baiz; Jena Serrato; Eddie Rivera; Jose Radillo; Art Velador; Jose Ramirez; Marci Stanage; Victor Cerna; Gregory Foster; Rich Lambros; Ray Baca; Charles Hepperle; Neal Desai; Robin Smith; Nicole Johnson; Victoria Hahn; Joe Rangel; Sorrel Stielstra; Hugh Coxe; Carlos Gomez; Karen May; Joel Velazquez; Henry Rivera; John Monsen; Brad Jensen; Michael Lewis

4. Additions to Agenda

No additions to the agenda were requested.

5. Reorder Agenda

No reorder to the agenda was requested.

6. Public Comment

President Kuhn called for public comment.

Mr. Ghazzari, University of La Verne, thanked the district for support in the water education program.

Mr. Neal Desai, National Parks Conservation Association, spoke in opposition of the Cadiz study.

Ms. Nicole Johnson, Native American Land Conservancy, spoke in opposition of the Cadiz study.

Mr. Ray Baca, Engineering Contractors Association, spoke in support of the Cadiz study.

Mr. Charles Hepperle, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Jose Ramirez, Liuna Laborers Local Union 783, spoke in support of the Cadiz study.

Ms. Robin Smith, Sierra Club Task Force, spoke in opposition of the Cadiz study.

Mr. John Monsen, National Parks Conservation Association, spoke in opposition of the Cadiz study.

Mr. Hugh Coxe, Claremont resident, spoke in opposition of the Cadiz study.

Ms. Marci Stanage, Southern California Partnership for Jobs, spoke in support of the Cadiz study.

Ms. Karen May spoke in opposition of the Cadiz study.

Mr. Brad Jensen, SGV Economic Partnership, spoke in support of the Cadiz study.

Mr. Michael Lewis, Construction Industry Coalition Water Quality, spoke in support of the Cadiz study.

Ms. Sorrel Stielstra, Claremont resident, spoke in opposition of the Cadiz study.

Ms. Jennifer Stark, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Rick Lambrose, Engineering Contractors Association, spoke in support of the Cadiz study.

President Kuhn read an email sent in by Mr. Richard Haskell in opposition of the Cadiz study.

7. General Manager's Report

7.A – Operations Shutdown Update

Mr. Steve Lang apprised the Board of the January 2020 Rialto feeder shutdown. During this time Mr. Lang and Operations staff performed annual maintenance, inspected the system and tested critical valves. The plant normally runs approximately 350 days per year. The following maintenance was conducted: chemical system pipes were upgraded, chlorine system was inspected and contractor performed required maintenance, fall protection safety equipment was installed, sediment basin was pressure washed and concrete inspected, and the pump back system was tested. Mr. Lang thanked staff for their hard work and support.

7.B – Authorize Presiding Officer to Vote for Special District LAFCO Representative for Term Expiring May 2020

Mr. Matthew Litchfield presented this item as an informational item to be brought back to the February 19, 2020 Board meeting for action. LAFCO sent out a ballot to Special Districts for the term expiring May 2020. The two candidates are Mr. Donald L. Dear from West Basin Municipal Water District and Ms. Sharon Raghavachary from Crescenta Valley Water District. This seat is not to replace Director Ruzicka's vacant seat since his passing. That seat will be filled at a later time.

7.C – Strategic Plan Draft Review FY 2020-21

Mr. Litchfield informed the Board of the draft strategic plan for FY 2020-21. A different approach was taken with this year's Strategic Plan by identifying challenges the district faces on a daily basis, short term and long term. Mr. James Linthicum provided the details of the draft Strategic Plan. By identifying the district's challenges, listed in the staff report, staff was able to evaluate the existing goals and objectives identified in the FY 2019-20 Strategic Plan. Necessary revisions were made to focus on those challenges. The four main goals of the district are listed in the staff report. This item will be brought back to the February 19, 2020 Board meeting for consideration of approval by the Board. A discussion ensued between the Board and staff. Mr. Litchfield recognized Ms. Esther Romero, Accounting Technician, for her efforts in preparing the Strategic Plan.

7.D – Chino Basin Watermaster 2020 Optimum Basin Management Program Update (OBMPU) Progress Report, December 2019

A monthly progress report of the Chino Basin Watermaster 2020 OBMP update was provided to the Board. The final OBMP update reached an important milestone on January 24, 2020. The 2020 OBMP Update Report (TM#2) was submitted to all stakeholders in the process and is the result of a year of collective deliberation, collaboration and input.

7.E – CSDA Board of Directors Vacancy – Call for Nominations Seat B Southern Network

The CSDA Board of Directors Seat B of the Southern Network is currently vacant and a call for nominations was received. Nomination procedures are outlined in the letter received from CSDA. Any regular member of CSDA in good standing is eligible to nominate one person, a Board member or managerial employee for the vacancy. A Board appointment recommendation will be submitted by CSDA Southern Network for consideration by the full Board on March 27, 2020. The newly appointed Board member for the Southern Network Seat B will take office April 1, 2020.

7.F – FY 20-21 Budget Review Schedule

Mr. Linthicum presented the FY 20-21 budget review schedule. The budget workshop will take place during the March 4, 2020 Board meeting where there will be an in-depth review of the budget. A Manager's meeting with member agencies will be held on February 11, 2020. Feedback from the Board meeting and Manager's meeting will be included in the April 1, 2020 Board meeting. The MWD Board meeting will take place on April 14, 2020 adopting their FY 2020-21 and 2021-22 budgets and 2021 and 2022 rates.

7.G – Resolution No. 20-02-DRAFT to Approve Initial Study/Mitigated Negative Declaration and CEQA Documentation for the TVMWD Miragrand Groundwater Well, Project No. 58463

This item was originally brought to the Board in November 2019. Due to residents' concerns, the Board directed staff to bring the resolution back for adoption at a future Board meeting to allow adequate time for staff to take neighborhood residents comments and concerns and address them accordingly. Three (3) public workshops were conducted by District staff with the surrounding residents of the well site. Mr. Ben Peralta reviewed three-dimensional conceptual renderings of the proposed project with aesthetic, architectural and structural features. Upon completion of the 3rd workshop, staff is ready to move forward in accordance with CEQA guidelines. This item will be brought back to the February 19, 2020 Board meeting for consideration of approval to adopt the IS/MND, related CEQA documentation and conceptual renderings pending the outcome of the public hearing.

7.H – TVMWD Miragrand Groundwater Well (Phase 1-Drilling/Development) Professional Services Agreement, Project No. 58463

In November 2019 a request for proposals (RFP) was issued to four geotechnical consulting firms to provide the services listed in the staff report. Proposals from the following consultant firms were received: Geoscience, Thomas Harder, Richard C. Slade & Associates and Wood Rogers. Staff will review the proposals and contact project references provided by the consultants. This item will be brought back to the February 19, 2020 Board meeting for consideration of approval.

7.I – Approve Change Order No.2 – Dry Chem Building Modifications, Project No. 58161

The Dry Chem building project was awarded to Schuler Constructors in November 2019. Shortly after the contractor mobilized and completed preparation of the engineered flooring timbers, while conducting exploratory drilling in the concrete floor slab, it was discovered that floor conditions were different than shown on the Record Drawings. The total cost for the change order work is \$24,125.61. The revised contract amount of \$71,624.61 is still within the project budget amount of \$140,000.

Upon motion and second, President Kuhn called for discussion. There being no discussion, President Kuhn called for the vote.

Moved: Director Bowcock Second: Director De Jesus
Motion No. 20-02-5262 – Approve Change Order No. 2 – Dry Chem Building Modifications
Motion passed unanimously by a 7-0 vote.

8. Closed Session

The Board convened into closed session at 10:55 a.m. to discuss the following items:

8.A – Conference with Real Property Negotiators (Government Code Section 54956.8)

- Property: 901 Corporate Center Drive, Pomona, California
- District Negotiator: Matthew Litchfield, General Manager
- Negotiating Parties: Foremost Corporate, LLC
- Under Negotiation: Price and Terms of Payment for Revised Easement

8.B – Conference with Legal Counsel – Existing Litigation [Government Code Section 54956.9(d)(1)]

Name of Case: San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case No. CPF-10-510830 (Consolidated with Case No. CPF-12-512466)

8.C – Conference with Legal Counsel – Anticipated Litigation

- Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)
- One potential case

The Board reconvened to regular session at 11:34 a.m. In regard to item 8.A, the Board unanimously authorized moving forward with terminating and releasing a grant of easement from Foremost Corporate, LLC for \$160,000 to be paid to the district in two (2) payments: \$50,000 upon execution and release of grant of easement and \$110,000 no later than July 15, 2020 . No reportable action was taken on items 8.B and 8.C.

9. Future Agenda Items

None.

10. Adjournment

The Board adjourned at 11:35 a.m. to its next regular Board meeting scheduled for Wednesday, February 19, 2020 at 8:00 a.m.



Bob Kuhn
President, Board of Directors
Three Valleys Municipal Water District



Recorded by: Nadia Aguirre
Executive Assistant