

MINUTES
REGULAR BOARD OF DIRECTORS MEETING
THREE VALLEYS MUNICIPAL WATER DISTRICT
VIA TELECONFERENCE

Wednesday, October 7, 2020
8:00 a.m.

1. Call to Order

The Board meeting was called to order at 8:02 a.m. via teleconference. The presiding officer was President Bob Kuhn.

2. Roll Call

Roll call was taken with a quorum of the Board present. Director Mendoza joined the meeting at 8:13 am.

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
Nadia Aguirre, Executive Assistant
Liz Cohn, Senior Financial Analyst
Maria Contreras, Admin./Communications Assistant
Freeman Ensign, Operations Supervisor
Karen Harberson, Compliance Specialist
Kirk Howie, Chief Administrative Officer
Tim Kellett, Chief Water Resources Officer
James Linthicum, Chief Finance Officer
Lucy Peña, HR/Risk Manager
Robert Peng, I.T. Manager
Ben Peralta, Project Manager

Virtual Attendees: Ed Chavez, Upper San Gabriel Valley Municipal Water District; Tom Coleman, Rowland Water District; Chris Diggs, City of Pomona; Demi Espinoza, National Parks Conservation Association; Gregory Foster, Southern California Group; Kelly Gardener, Main San Gabriel Basin Watermaster; Victoria Hahn, Pomona resident; Julia Hall, Association of California Water Agencies; Rick Hansen, Cal Poly Pomona; Ed Hilden, Walnut Valley Water District; Erik Hitchman, Walnut Valley Water District; Peter Kavounas, Chino Basin Watermaster; Ben Lewis, Golden State Water Company; Tony Lima, Rowland Water District; Szu Pei Lu-Yang, Rowland Water District; John Monsen, National Parks Conservation Association; Stephanie Moreno, Water Quality Authority; Chris Palmer, California Special Districts Association; David Pedersen, Las Virgenes MWD; Bob Pence, Congresswoman Napolitano's Office; Randy Schoellerman, Water Quality Authority; Alfred Sinclair, Walnut Valley Water District; Brian Teuber, Walnut Valley Water District; Dave Warren, Rowland Water District; Janet Zimmerman, CV Strategies.

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3. Additions to Agenda

No additions to the agenda were requested.

4. Reorder Agenda

Mr. Matthew Litchfield requested to reorder the agenda and move Item 7.B before Item 7.A.

5. Public Comment

President Kuhn called for public comment. President Kuhn advised a letter was received on October 6, 2020 requesting information regarding the CEQA process for the Bonanza Springs study. It will be distributed to all Directors.

6. Presentations

6.A – Mr. Chris Palmer of the California Special Districts Association (CSDA) provided a brief update on current CSDA activities. CSDA is working on federal advocacy with Congressman Garamendi to introduce H.R. 7073, the “Special Districts Provide Essential Services Act”. Key bills pertaining to special districts are AB 2107 (CSDA sponsored) for Short-Term Loans for Special Districts and SB 1159 (opposed) COVID-19 Worker’s Compensation Presumption. Key bills awaiting action by Governor Newsom are SB 1386 (support) Prop 218 Clarification for Fire Hydrant Funding and AB 2257 (support) Independent Contractors. Mr. Palmer also reviewed the multiple resources CSDA offers on their website to assist special districts.

6.B – Ms. Julia Hall from the Association of California Water Agencies (ACWA) and Mr. Dave Pedersen, General Manager of Las Virgenes Municipal Water District, provided the Board with an update on recent Public Safety Power Shutoff (PSPS) activities. Public water agencies and other critical service providers experienced PSPS events for the first time in California last Fall. Challenges for ACWA members were identified during this time prompting ACWA to sponsor AB 2182 (Rubio) and Las Virgenes MWD & the California Municipal Utilities Association to sponsor SB 1099 (Dodd & Glazer). South Coast Air Quality Management District has proposed an administrative alternative to a legislative solution to address the unintended consequences of PSPS events. Mr. Litchfield advised staff is in support of purchasing portable generators to maintain district facilities running during future PSPS events.

7. General Manager’s Report

The agenda was reordered and will show information from Item 7.B, Resolution No. 20-10-DRAFT of the TVMWD in support of the Chino Basin Watermaster Optimum Basin Management Program, before Item 7.A, 2020 General Election Preview.

7.B – Resolution No. 20-10-DRAFT of the Three Valleys MWD in Support of the Chino Basin Watermaster Optimum Basin Management Program (OBMP)

Mr. Peter Kavounas, General Manager of the Chino Basin Watermaster, provided a presentation of the OBMP update. The OBMP is a 20-year old water resource management program that needs to be brought current. Stakeholder engagement was held through eight (8) Listening Sessions and four (4) Workshops as well as multiple review opportunities. The OBMP will be presented to the Watermaster Board for adoption on October 22, 2020. This item will be brought back to the October 21, 2020 Board meeting for consideration of approval.

7.A – 2020 General Election Preview

Mr. Kirk Howie provided a general election preview of offices within the district that include Congressional (all 53 seats up), State Senate (20 of 40 seats up) and State Assembly (all 80 seats up) Districts. Congressional seats up for election within the District are Grace Napolitano, Judy Chu, Norma Torres, and Gil Cisneros. Senate seats up for election within the District are Anthony Portantino and Ling-Ling Chang. Assembly seats up for election within the District are Chris Holden, Freddie Rodriguez, Phillip Chen and Ian Calderon, who is stepping down from the Assembly. Mr. Howie will provide an update after the election.

7.C – Purchasing Policy Update

Mr. James Linthicum advised the Purchasing Policy was last updated May 2020. The current update is to provide for the submission of bids and proposals by electronic means. There are no other changes at this time. This item will be brought back to October 21, 2020 Board meeting for consideration of approval.

7.D – Projects Summary Update

Mr. Ben Peralta provided an update on the Miragrand Well project. The contractor completed bore hole drilling and formation sampling, which was a 24/7 operation. A 36-in. diameter by 50-ft. long conductor casing was installed. Formation samples are taken approximately every 20 ft. to determine where the best water producing formations will be. Next steps will be fabrication and installation of well casing and pump testing.

8. Closed Session

The Board convened into closed session at 9:48 a.m. to discuss the following items:

8.A - 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)

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-14-514004

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-16-515282

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

Name of Case: Chino Basin Municipal Water District v. City of Chino, et al., San Bernardino County Superior Court Case No. RCV RS 51010

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 10:23 a.m. with Vice President De Jesus advising no reportable action was taken on any items.

Mr. Litchfield advised the district is moving forward with a legislative proposal to the Brown Act. The board room audio visual purchase order was recently signed, and the project will move forward.

9. Future Agenda Items

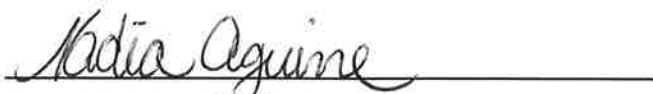
No future agenda items were requested.

10. Adjournment

The Board adjourned at 10:26 a.m. to its next regular Board meeting scheduled for Wednesday, October 21, 2020 at 8:00 a.m.



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



Recorded by: Nadia Aguirre
Executive Assistant