



THREE VALLEYS MUNICIPAL WATER DISTRICT REGULAR BOARD MEETING AGENDA

1021 E. Miramar Avenue, Claremont, CA 91711

October 6, 2021 – 8:00 AM

SPECIAL NOTICE OF TELECONFERENCE ACCESSIBILITY

Pursuant to the provisions of Assembly Bill 361, and in response to the COVID-19 outbreak and as a precaution to our Board of Directors, staff and the public, Three Valleys MWD will hold its Board meeting via teleconference. The public’s physical attendance at the District is not allowed. The public may participate in the teleconference by clicking on the link below:

https://tvmwd.zoom.us/webinar/register/WN_j0XBqOitR0SSVM0T7rqJJA

(Dial-in instructions are provided after registering at the link above)

Any member of the public wishing to participate in public comment may do so in any of the following manners: (1) when prompted by the President during the public comment period, (2) by filling out the electronic speaker’s card at the following link <https://arcg.is/0z5GqO> prior to the close of public comment, or (3) by sending an email to naguirre@tvmwd.com prior to the close of public comment.

The mission of Three Valleys Municipal Water District is to supplement and enhance local water supplies to meet our region’s needs in a reliable and cost-effective manner.

- 1. CALL TO ORDER KUHN
- 2. FLAG SALUTE KUHN
- 3. ROLL CALL AGUIRRE
- 4. AGENDA REORDER/ADDITIONS *[Government Code Section 54954.2(b)(2)]* KUHN

Additions to the agenda may be considered when two-thirds of the board members present determine a need for immediate action, and the need to act came to the attention of TVMWD after the agenda was posted; this exception required a degree of urgency. If fewer than two-thirds of the board members are present, all must affirm the action to add an item to the agenda. The Board shall call for public comment prior to voting to add any item to the agenda after posting.

- 5. PUBLIC COMMENT *(Government Code Section 54954.3)* KUHN

Opportunity for members of the public to directly address the Board on items of public interest that is within the subject matter jurisdiction of TVMWD. The public may also address the Board on items being considered on this agenda.

We request that remarks be limited to three minutes or less. Pursuant to Government Code Section 54954.3, if speaker is utilizing a translator, the total allotted time will be doubled.

6. RESOLUTION NO. 21-10-903 ADOPTING REMOTE TELECONFERENCE MEETINGS PURSUANT TO THE PROVISIONS OF ASSEMBLY BILL 361 HOWIE

The Board will consider adoption of Resolution No. 21-10-903 authorizing the continuation of remote teleconference meetings pursuant to AB 361.

BOARD ACTION REQUIRED ITEM 6

Staff Recommendation: Approve as Presented

7. PUBLIC HEARING – 2022 THREE VALLEYS MUNICIPAL WATER DISTRICT REDISTRICTING KUHN

The public hearing in this matter is part of the input process prior to consideration and adoption of the 2022 TVMWD Redistricting option by the Board. TVMWD has fully complied with the noticing requirements for this public hearing, a copy of which is attached hereto.

In accordance with California Elections Code Section 22001, this item was noticed in a newspaper of general circulation, San Gabriel Valley Tribune and Inland Valley Daily Bulletin, on September 30, 2021.

- Open public hearing
- Consider public comments and testimony
- Direct questions from the Board and/or the public to the General Manager and/or staff
- Close public hearing

8. GENERAL MANAGER’S REPORT HOWIE

The Executive Leadership Team will provide brief updates on existing matters under their purview and will be available to respond to any questions thereof.

A. SPADRA BASIN GROUNDWATER SUSTAINABILITY AGENCY MONITORING WELL FUNDING REQUEST HOWIE

The Board will consider allocating funds to the Spadra Basin Groundwater Sustainability Agency for a new monitoring well.

B. PROJECT SUMMARY UPDATE PERALTA

The Board will be given an update of ongoing District projects.

9. FUTURE AGENDA ITEMS KUHN

10. ADJOURNMENT AND NEXT MEETING KUHN

The Board will adjourn to a regular Board Meeting on October 20, 2021 at 8:00 AM.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Executive Assistant at (909) 621-5568 at least 24 hours prior to the meeting.

Pursuant to Government Code Section 54957.5, materials related to an item on this agenda submitted after distribution of the agenda packet will be posted on the TVMWD website at www.threevalleys.com.

Three Valleys MWD Board meeting packets and agendas are available for review at www.threevalleys.com.

RESOLUTION NO. 21-10-903**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE THREE VALLEYS MUNICIPAL WATER DISTRICT RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM, DECLARING THE EXISTENCE OF LOCAL EMERGENCY CONDITIONS, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS AND ITS STANDING COMMITTEES FOR THE PERIOD OCTOBER 6, 2021, TO OCTOBER 20, 2021, PURSUANT TO BROWN ACT PROVISIONS**

WHEREAS, the Three Valleys Municipal Water District (the “District”) is committed to preserving and nurturing public access and participation in meetings of its Board of Directors; and

WHEREAS, all meetings of the District’s Board of Directors (the “Board”) and its standing committees are open and public, as required by the Ralph M. Brown Act (California Government Code Sections 54950-54963), so that any member of the public may attend, participate, and watch those bodies conduct their business; and

WHEREAS, the Brown Act, in Government Code Section 54953(e), makes provision for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition for application of Government Code Section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the State caused by conditions as described in Government Code Section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency to exist in California as a result of the threat of COVID-19, and such proclamation has not yet been lifted; and

WHEREAS, it is further required under Government Code Section 54953(e) that state or local officials have imposed or recommended measures to promote social distancing or that the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically COVID-19 and its Delta variant, remain highly contagious and, therefore, a threat to the health, safety, and well-

being of the District's employees, directors, vendors, contractors, customers, visitors, and residents; and

WHEREAS, orders from the Los Angeles County Department of Public Health and regulations from the State of California impose limitations on gatherings and provide guidance on best practices with respect to actions to reduce the spread of COVID-19; and

WHEREAS, the Board does hereby find that a state of emergency exists within the District's service area as a result of the continuing presence of COVID-19, which would cause conditions of imminent risk to attendees of Board meetings, and has resulted in local, State, and federal social distancing orders and related guidance, and which has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and the Board desires to affirm that a local emergency exists and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board does hereby find that the Board and all standing committees thereof shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953, as authorized by subdivision (e) of Government Code Section 54953, and that such legislative bodies shall continue to comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of Government Code Section 54953; and

WHEREAS, the District will continue to provide proper notice to the public regarding all Board and standing committee meetings in accordance with Government Code Section 54953(e)(2) and shall provide notice to the public of how they may access any such meeting via call-in number and/or internet link.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE THREE VALLEYS MUNICIPAL WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation Regarding Local Emergency. The Board hereby considers the conditions of the state of emergency in the District and proclaims that a local emergency now exists throughout the District as a result of the continuing presence of COVID-19, which would cause conditions of imminent risk to attendees of the District's Board and standing committee meetings, and which have resulted in local, State, and federal social distancing orders and guidance, and that conducting the District's Board and standing committee meetings virtually will minimize the possible spread of COVID-19 and any variant thereof.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency regarding COVID-19, dated March 4, 2020.

Section 4. Remote Teleconference Meetings. The District's General Manager, or his or her delegee, and the Board and standing committees of the District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including but not limited to continuing to conduct open and public meetings in accordance with Government Code Section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) the expiration of thirty (30) days from the date this Resolution was adopted, as set forth below, or (ii) such time as the Board adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the Board and standing committees of the District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953.

PASSED AND ADOPTED by the Board of Directors of the Three Valleys Municipal Water District this 6th day of October, 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:


President, Board of Directors

ATTEST:

Secretary, Board of Directors



Board of Directors
Staff Report

To: TVMWD Board of Directors
From: Matthew H. Litchfield, General Manager 
Date: October 6, 2021
Subject: **Public Hearing – 2022 Three Valleys Municipal Water District Redistricting**

<input type="checkbox"/> For Action	<input type="checkbox"/> Fiscal Impact	\$
<input checked="" type="checkbox"/> Information Only	<input type="checkbox"/> Funds Budgeted:	

Staff Recommendation:

No Action Necessary – Informational Item Only

Discussion:

Over the past year, staff has been providing periodic updates on the redistricting process that all public agencies are subject to, with the release of the ten-year census data. TVMWD’s consultant for the current redistricting process, Best, Best & Krieger (BBK), joins us this morning to kick off the district’s study with the first of two required public hearings. Attached is the notice of public hearing that ran in the *Inland Valley Daily Bulletin* and *San Gabriel Valley Tribune* on Thursday, September 30, 2021. BBK will provide more details on the process and discuss the very preliminary status of the census results, which were released in late August. BBK will look at the voting areas of TVMWD to determine what updates are merited. A second and final public hearing will be held in December and could potentially involve the approval of boundary changes. The statutory deadline for completing the redistricting process for special districts is April 17, 2022.

Strategic Plan Objective(s):

- 3.3 – Be accountable and transparent with major decisions
- 3.5 – Ensure that all the region’s local government policy makers understand TVMWD’s role in the delivery of water.

Attachment(s):

Exhibit A – Notice of Public Hearing

Meeting History:

None

KRH

NOTICE OF PUBLIC HEARING BY
THREE VALLEYS MUNICIPAL WATER DISTRICT

To Receive Public Input and Proposals Regarding Board of Director Division Boundaries

NOTICE IS HEREBY GIVEN that, pursuant to California Elections Code Section 22001, the Board of Directors of Three Valleys Municipal Water District will hold a public hearing during a regular meeting held via teleconference to receive input regarding potential redistricting of Director divisions.

Two (2) Public Hearings are scheduled as follows:

DATE: Wednesday, October 6, 2021 and Wednesday, December 15, 2021

TIME: 8:00 AM

LOCATION: Three Valleys Municipal Water District, 1021 East Miramar Avenue,
Claremont, CA 91711

The public is invited to attend via teleconference and/or submit information regarding their Communities of Interest, and proposed division boundaries for the 2021 redistricting process. Draft maps will not be available until census-block level 2020 U.S. census data is released.

Questions or input may be mailed to the Executive Assistant at:

Three Valleys Municipal Water District
1021 East Miramar Avenue
Claremont, CA 91711

Or by email to:

naguirre@tvmwd.com

Complete redistricting information can be found at www.threevalleys.com

Para información en Español, llame (909) 621-5568


Dated: _September 30, 2021_____

By: _____
/s/ Matthew H. Litchfield, P.E.
TVMWD General Manager, Chief Engineer



Board of Directors Staff Report

To: TVMWD Board of Directors

From: Matthew H. Litchfield, General Manager 

Date: October 6, 2021

Subject: **Spadra Basin Groundwater Sustainability Agency – Request for Funding Assistance for Construction of a New Monitoring Well**

<input type="checkbox"/> For Action	<input type="checkbox"/> Fiscal Impact	<input type="checkbox"/> Funds Budgeted
<input checked="" type="checkbox"/> Information Only	<input type="checkbox"/> Cost Estimate:	

Staff Recommendation:

No Action Necessary - Informational Item Only

Background:

As directed by the Board in June and July of 2019, staff negotiated a purchase and sale agreement with Foremost Corporate, LLC (“Foremost”) to eliminate a 100 ft x 100 ft easement and relocate another similar sized easement to a different location with reduced dimensions of 75 ft x 75 ft at the parcel located at 901 Corporate Center Drive in Pomona. At that time, the Board directed staff to allocate the funds from the sale of the easement for future projects within the Spadra Groundwater Basin in support of the recently formed Spadra Basin Groundwater Sustainability Agency (“GSA”). Walnut Valley Water District and the City of Pomona formed the GSA pursuant to a Memorandum of Agreement in accordance with the Sustainable Groundwater Management Act (“SGMA”) to manage the Spadra Basin’s groundwater resources. The GSA has made great strides in developing a Groundwater Sustainability Plan (“GSP”) for the Spadra Basin.

Discussion:

Exhibit A contains a letter from the GSA requesting funding to help offset the construction cost for a groundwater monitoring well needed to fill in data gaps for the Spadra Basin groundwater model in support of the ongoing development of the GSP. The GSA is respectfully requesting funding in the amount of \$232,000 to offset the construction cost for this monitoring well, equivalent to the funding received as a result of the board’s previous decision to execute the purchase and sale agreement with Foremost.

Based on the foregoing discussion, staff recommends that the Board of Directors authorize the General Manager to have this item placed on a future board agenda for approval.

Strategic Plan Objective(s):

- 1.3 – Maintain diverse and environmentally responsible sources of water supplies and storage
- 2.5 – Increase ability to store water for future use
- 3.3 – Be accountable and transparent with major decisions

Attachment(s):

Exhibit A – Spadra Basin GSA Letter dated August 30, 2021

Meeting History:

Special Board of Directors Meeting – July 17, 2019 (Open & Closed Session)

Board of Directors Meeting – June 18, 2019 (Open & Closed Session)

NA/ML



August 30, 2021

Mr. Matt Litchfield
Three Valleys Municipal Water District
1021 E. Miramar Avenue
Claremont, CA 91711-2052

Dear Mr. Litchfield,

Thank you for your continued support of the Spadra Basin Groundwater Suitability Agency (GSA) and its efforts in completing its Groundwater Sustainability Plan (GSP).

Pursuant to the Sustainable Groundwater Management Act of 2014, the Walnut Valley Water District (WVWD) and the City of Pomona (Pomona) formed the GSA, and decided to prepare and adopt a GSP with the objectives of maximizing the beneficial use of the Spadra Basin while ensuring long-term sustainability. The original cost estimate, including construction of a new monitoring well, was \$703,000, funded through contributions from WVWD, Pomona, and the Proposition 1 Sustainable Groundwater Planning Grant (\$337,500).

The GSP work plan includes a task to collect additional hydrogeologic information by constructing a new monitoring well. The objective of the new monitoring well is to fill a data gap in the Spadra Basin that was identified when preparing the Spadra Basin hydrogeological model. The revised cost estimate for the new monitoring well is approximately \$370,000, which exceeds the remaining budget amount by \$230,000.

Three Valley's Municipal Water District (TVMWD) had previously set aside funding in the amount of \$232,000, to be used for a future project in the Spadra Basin. On behalf of the GSA, I respectfully request that TVMWD consider allocating those funds to help offset the increased costs associated with constructing the new monitoring well.

Thank you again for your continued support of the Spadra Basin GSA.

Very truly yours,

Spadra Basin Groundwater Sustainability Agency

A handwritten signature in black ink, appearing to read "B. Teuber".

Brian Teuber
Administrative Officer