



# THREE VALLEYS MUNICIPAL WATER DISTRICT REGULAR BOARD MEETING MINUTES

Wednesday, September 21, 2022 – 8:00 a.m.

## I. CALL TO ORDER

The Board meeting was called to order at 8:00 a.m. at the District office located at 1021 East Miramar Ave., Claremont, CA, and via teleconference. The presiding officer was President Jody Roberto.

## 2. ROLL CALL

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

### DIRECTORS PRESENT

Jody Roberto, President  
Brian Bowcock, Vice President  
Carlos Goytia, Secretary  
Mike Ti, Treasurer  
David De Jesus, Director  
Bob Kuhn, Director  
Danielle Soto, Director

### STAFF PRESENT

Matthew Litchfield, General Manager  
Steve Kennedy, Legal Counsel  
Dominique Aguiar, Operations Supervisor  
Nadia Aguirre, Executive Assistant  
Liz Cohn, Senior Financial Analyst  
Freeman Ensign, Operations Supervisor  
Karen Harberson, Compliance Specialist  
Kirk Howie, Chief Administrative Officer  
Steve Lang, Chief Operations Officer  
Sylvie Lee, Chief Water Resource Officer  
James Linthicum, Chief Finance Officer  
Kevin Panzer, Assistant Engineer  
Robert Peng, I.T. Manager  
Viviana Robles, Human Resources/Risk Manager  
Esther Romero, Accounting Technician  
Marissa Turner, Admin./Communications Assistant

Virtual Attendees: Josh Byerrum, Walnut Valley Water District; Ed Chavez, Upper San Gabriel Valley Municipal Water District; Tom Coleman, Rowland Water District; Kelly Gardner, Main San Gabriel Basin Watermaster; Kevin Hayakawa, Walnut Valley Water District; Ed Hilden, Walnut Valley Water District; Erik Hitchman, Walnut Valley Water District; Richard Lambros, Engineering Contractors' Association; Ben Lewis, Golden State Water Company; Szu Lu, Rowland Water District; Jared Macias, Walnut Valley Water District; Myra Malner, Rowland Water District; Richard Martinez, City of La Verne; Carolee Monroe, League of Women Voters; Toby Moore, Golden State Water Company; Stephanie Moreno, Water Quality Authority; Sherry Shaw, Walnut Valley Water District; Jennifer Stark, City of Claremont

In person attendees: Tony Lima, Rowland Water District

## 3. FLAG SALUTE

The flag salute was led by President Roberto.

**4. AGENDA REORDER/ADDITIONS**

No reorder or additions to the agenda were requested.

**5. PUBLIC COMMENT**

President Roberto called for public comment and there was none.

**6. CONSENT CALENDAR**

The Board considered consent calendar items 6.A – 6.J for the September 21, 2022 Board meeting that included: (6.A) Receive, Approve and File Minutes, June 1, 2022, June 15, 2022, July 20, 2022, and August 17, 2022; (6.B) Ratify Financial Reports, June & July 2022; (6.C) Receive, Approve and File Financial Reports and Investment Update, August 2022; (6.D) Imported Water Sales, August 2022; (6.E) Miramar Operations Report, August 2022; (6.F) Ratify Director Expense Reports, June & July 2022; (6.G) Approve Director Expense Reports, August 2022; (6.H) Adopt Resolution No. 22-09-937 Tax Sharing Exchange County Sanitation District No. 21, Annexation No. 21-767; (6.I) Adopt Resolution No. 22-09-938 Tax Sharing Exchange County Sanitation District No. 21, Annexation No. 21-769; (6.J) Adopt Resolution No. 22-09-939 Tax Sharing Exchange County Sanitation District No. 22, Annexation No. 22-440.

Upon motion and second and no discussion, President Roberto called for a roll call vote.

Moved: Director Kuhn	Second: Director Goytia
Ayes: Bowcock, De Jesus, Goytia, Kuhn, Roberto, Soto, Ti	
Noes:	
Absent:	
Motion No. 22-09-5392 Approval of Consent Calendar Items 6.A – 6.J	
Motion passed 7-0	

**7. REPORTS**

**A. METROPOLITAN WATER DISTRICT UPDATE**

Director De Jesus provided an update on current MWD activities. Repairs to the MWD pipeline have been completed and water restrictions pertaining to the shutdown have been lifted. Director De Jesus led a panel interview for Palo Verde Irrigation District's Board of Trustees and cast the vote on MWD's behalf. Nisha Noroian was elected to serve on the Board of Trustees.

**B. LEGISLATIVE UPDATE**

Chief Administrative Officer Howie briefed the Board on current legislative activities. The two-year session has concluded, and the Governor has until the end of September to sign bills. AB 2449 carried by Assemblymember Blanca Rubio was signed by the Governor and

goes into effect on January 1, 2023. An overview of the bills details was provided and discussion among the board ensued. AB 361 and AB 2449 will run concurrently in 2023. AB

2449 has a three-year sunset date. President Roberto thanked Chief Administrative Officer Howie, Legal Counsel Kennedy and staff for all their hard work on AB 2449. Chief Administrative Officer also provided a brief overview of the upcoming November 8, 2022 election. Lobbyist Arnold & Associates will attend the October 19, 2022 board meeting to provide an end of year legislative recap.

### **C. CONSERVATION PROGRAMMING UPDATE**

Chief Administrative Officer Howie reported on conservation efforts within the service area. MWD's Member Agency Administered Program (MAAP) projects were moved into the new two-year allocation period. All MAAP funds of \$374,000 have been committed to member agency projects and programs. The emergency water conservation program allows for affected cities to receive reimbursement through MWD for expenses related to messaging and enforcement; City of Claremont and City of La Verne have already started the process. MWD's Krista Guerrero will provide a turf replacement update at the November 2, 2022 board meeting. Walnut Valley Water District (WVWD) approached TVMWD regarding a grant opportunity through the Department of Water Resources Urban Community Drought Relief Program. WVWD is working to make this program available to all member agencies by providing additional funding for turf replacement.

### **D. EDUCATION AND OUTREACH UPDATE**

Administrative/Communications Assistant Turner reported that Bill Hassencamp from MWD will present on the critical conditions of the Colorado River at the Legislative Breakfast on October 13, 2022. TVMWD submitted for ACWA's Huell Howser Excellence in Communication Award, and we are awaiting notification of the finalists. In place of the Solar Cup Program, MWD has developed a STEAM based program that will run from November 2022 to March 2023. MWD Inspection Tours have been modified due to COVID and MWD's budget. TVMWD partnered with Upper San Gabriel Valley Municipal Water District with each agency being limited to 11 seats. The tour consists of the Hoover Dam and Colorado River Aqueduct from October 28 – 30, 2022.

### **E. WATER SUPPLY UPDATE**

Chief Water Resources Officer Lee provided an update on imported water sales, the emergency water conservation program, MWD water supply allocation, and MWD emergency repairs. A three-year comparison of TVMWD water purchases from 2020 through 2022 was reviewed. The State Water Project dependent areas are well within the monthly allocation. City of La Verne and City of Claremont's messaging and enforcing efforts of one watering day a week have significantly reduced demands. As of September 6, 2022, TVMWD's service area is under by -28%. MWD's Upper Feeder shutdown repairs were completed ahead of schedule on September 13 and full service restored on September 19.

**8. ACTION AGENDA**

**A. RESOLUTION NO. 22-09-940 ADOPTING THE 2017 UPDATED GREATER LOS ANGELES COUNTY REGION INTEGRATED REGIONAL WATER MANAGEMENT PLAN**

Adopting Resolution No. 22-09-940 allows TVMWD to be eligible for future funding opportunities. Resolution No. 22-09-940 will be forwarded to Main San Gabriel Basin Watermaster.

Upon motion and second, President Roberto called for a roll call vote.

Moved: Director Roberto	Second: Director Goytia
Ayes: Bowcock, De Jesus, Goytia, Kuhn, Roberto, Soto, Ti	
Noes:	
Absent:	
Motion No. 22-09-5393 Approval of Resolution No. 22-09-940	
Motion passed 7-0	

**B. APPROVE EMPLOYEE HEALTH CARE COSTS CY 2023**

Human Resources/Risk Manager Robles briefed the Board on health care costs for CY 2023 with a recommendation to maintain the same employer/employee contributions by percentage. The premium renewal will generate a \$25,000 calendar year savings. Rate changes and plan enhancements are described in the staff report.

Upon motion and second, and no further discussion, President Roberto called for a roll call vote.

Moved: Director Goytia	Second: Director Ti
Ayes: Bowcock, De Jesus, Goytia, Kuhn, Roberto, Soto, Ti	
Noes:	
Absent:	
Motion No. 22-09-5394 Approval of CY 2023 Employee Health Care Costs	
Motion passed 7-0	

**C. CONSIDER RESOLUTION NO. 22-09-941 TO AUTHORIZE A ONE-TIME EMPLOYEE BONUS**

The Board reviewed and discussed four alternative options for distributing the JPIA refund check of \$17,210.89:

1. One-time \$748.00 distribution match to go towards employees' 457/401(a) plan in 2023.
2. One-time \$748.00 discretionary bonus.
3. Funds will go towards District staff to be used for employee activities.

4. Combination: Half of the refund stays with the District and half goes toward the employees (in either option 1 or 2). \$8,605 will go to the District and employees would receive \$374.00 via option 1 or 2.

Director Goytia motioned to approve Resolution No. 22-09-941 allowing each employee to choose between Option No. 1 and Option No. 2.

Upon motion and second, President Roberto called for a roll call vote.

Moved: Director Goytia	Second: Director Bowcock
Ayes: Bowcock, De Jesus, Goytia, Kuhn, Roberto, Soto, Ti	
Noes:	
Absent:	
Motion No. 22-09-5395 Approval of Resolution No. 22-09-941 allowing each employee to choose between Option No. 1 and Option No. 2	
Motion passed 7-0	

## **9. DIRECTORS' / GENERAL MANAGER'S ORAL REPORTS**

General Manager Litchfield thanked President Roberto, Chief Administrative Officer Howie, Legal Counsel Kennedy and Lobbyist Arnold & Associates for all their work on AB 2449. The Delta Conveyance Project is in the draft EIR public comment period. General Manager Litchfield will comment on TVMWD's support of the project. General Manager Litchfield appreciates the member agencies cooperation during MWD's Upper Feeder Shutdown.

Director Goytia commended General Manager Litchfield on his presentations to the community and local agencies. He thanked member agencies for answering the call to conserve during the MWD shutdown.

## **10. CLOSED SESSION**

The Board convened into closed session at 9:52 a.m. to discuss the following item:

### **A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

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

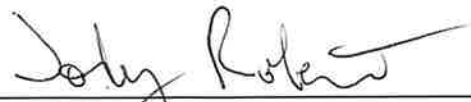
The Board convened out of closed session and into open session at 11:05 a.m. Legal Counsel Kennedy stated that the Board by unanimous vote authorized the District to enter into an agreement with Cadiz and Aquillogic to terminate Three Valleys Municipal Water District's involvement in the Bonanza Springs Study, subject to final negotiation of language by the Districts General Manager and General Counsel. No other reportable action was taken.

## **12. FUTURE AGENDA ITEMS**

No future agenda items were requested.

### 13. ADJOURNMENT

The meeting adjourned at 11:06 a.m. to the next regular meeting scheduled for Wednesday, October 5, 2022.



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Jody Roberto  
President, Board of Directors



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Recorded by: Nadia Aguirre  
Executive Assistant