



# THREE VALLEYS MUNICIPAL WATER DISTRICT REGULAR BOARD MEETING MINUTES

Wednesday, March 15, 2023 – 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 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  
Mike Ti, Vice President  
Carlos Goytia, Secretary  
Bob Kuhn, Treasurer  
David De Jesus, Director  
Jeff Hanlon, Director

### DIRECTORS ABSENT

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  
Leonardo Larios, Shift Operator IV  
Sylvie Lee, Chief Water Resource Officer  
James Linthicum, Chief Finance Officer  
Kevin Panzer, Engineer  
Brian Pen, Water Resources Analyst  
Robert Peng, I.T. Manager  
Esther Romero, Accounting Technician

Virtual Attendees: Bertha; Josh Byerrum, Walnut Valley Water District; Cat Goytia; Paul Hernandez, Water Education for Latino Leaders; Ed Hilden, Walnut Valley Water District; Richard Lambros, Engineering Contractors' Association; Ben Lewis, Golden State Water Company; Myra Malner, Rowland Water District; Dave Michalko, Valencia Heights Water Company; Toby Moore, Golden State Water Company; Stephanie Moreno, Water Quality Authority; Szu Pei, Rowland Water District; Wendy Saavedra, Assemblywoman Rubio's Office; Gabriela Sanchez, Rowland Water District; Sherry Shaw, Walnut Valley Water District, Lisa Tarpin, Southern California Group

In person attendees: Tom Coleman, Rowland Water District; Chris Diggs, City of Pomona; Tony Lima, Rowland Water District; Jared Macias, Walnut Valley Water District; Dusty Moisio, 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 opened public comment and there was none.

**6. CONSENT CALENDAR**

The Board considered consent calendar items 6.A – 6.H for the March 15, 2023 Board meeting that included: (6.A) Receive, Approve and File Minutes, February 1 and 15, 2023; (6.B) Receive, Approve and File Financial Reports and Investment Update, February 2023; (6.C) Imported Water Sales, February 2023; (6.D) Miramar Operations Report, February 2023; (6.E) Approve Director Expense Reports, February 2023; (6.F) Approve Salary Schedule Effective July 1, 2023; (6.G) Approve FY 2023/24 Annual Purchase Orders; (6.H) Consider Adoption of the Following Resolutions Concurring in Nomination to the Executive Committee of ACWA/JPIA: Resolution No. 23-03-956 Director Szu Pei Lu-Yang, Resolution No. 23-03-957 Director Lenet Pacheco, Resolution No. 23-03-958 Director June Hayes.

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

Moved: Director Hanlon	Second: Director Goytia
Ayes: De Jesus, Goytia, Hanlon, Kuhn, Roberto, Ti	
Noes:	
Absent: Soto	
Motion No. 23-03-5427 Approval of Consent Calendar Items 6.A – 6.H	
Motion passed 6-0-1	

**7. ACTION AGENDA**

**A. WATER EDUCATION FOR LATINO LEADERS CONFERENCE SPONSORSHIP**

Director Goytia stated his support for the WELL Conference sponsorship. The Board discussed the educational benefits of the WELL Conference and all the water agencies that are involved. Due to budget constraints, Directors discussed options to support the WELL program in general, rather than with a \$7,500 sponsorship for a single conference.

Directors requested to review all district memberships and sponsorships. Director Goytia requested to invite Victor Griego and Paul Hernandez to provide a WELL presentation on how TVMWD can partner with the organization.

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

Moved: Director Goytia	Second: Director Kuhn
Ayes: Goytia, Hanlon, Kuhn	
Noes: De Jesus, Roberto, Ti	
Absent: Soto	
Motion No. 23-03-5428 Failed 3-3-1	

## 8. REPORTS

### A. FY 2023/2024 TVMWD BUDGET VERSION 2 DRAFT

Chief Finance Officer Linthicum presented version 2 of the FY 2023/24 budget. The staff report identifies increases/decreases to budget items in version 2. The result of the changes to the budget is a \$656,000 reduction, thus allowing a reduction in the fixed charges and a reduction in the rate surcharge to the member agencies from \$24 per acre foot to \$8 per acre foot. With version 2, the proposed TVMWD fixed charges amount for CY 2024 has decreased from \$966,823 to \$942,878. General Manager Tom Coleman, Rowland Water District, thanked TVMWD staff for working with the member agencies on the budget and provided a retail water agency financial perspective.

### B. MWD CLIMATE ADAPTATION MASTER PLAN FOR WATER

MWD hosted a Board of Directors' Retreat February 13-14, 2023, which was attended by several water agencies, including Director De Jesus and General Manager Litchfield. The retreat focused on challenges when operating in a changing climate, with the main focus of the discussion on water supply issues as a result of three years of extreme drought in California. They discussed how to build understanding and agreement about water supply resilience, affordability and equity, climate impacts, risks, and vulnerabilities facing the region's water system. MWD received comments from their member agencies regarding planning criteria, finance planning, and climate action to consider in the Climate Adaptation Master Plan.

### C. LEGISLATIVE UPDATE

Chief Administrative Officer Howie provided a current legislative update. 2,745 bills were introduced between the Senate/Assembly, including several water bond bills. Water bond bill SB 867 by Senator Allen in the amount of \$8 billion, includes critical water issues such as storage and safe drinking water. There are three water rights bills being opposed by ACWA – AB 460, AB 1337, SB 389; TVMWD has joined the opposition coalition. Chief Administrative Officer Howie will share details of the opposed bills with the board. Arnold and Associates will provide a legislative update at the April 5<sup>th</sup> board meeting and further discuss water rights bills. MWD did not introduce legislation on non-functional turf as they were not able to reach an agreement with the member agencies on language. Chief Administrative Officer Howie is scheduling a Sacramento lobby day to meet with legislators. General Manager Litchfield, Chief Administrative Officer Howie, President Roberto and other board members will be in attendance.

#### **D. CONSERVATION PROGRAMMING UPDATE**

On March 14, 2023, the MWD Board of Directors voted to end the emergency water conservation program, which has been in place since June 2022. MWD's Member Agency Administered Program (MAAP) provided funding for member agencies outreach messaging during the emergency water conservation restriction. City of La Verne and Golden State Water Company-Claremont were reimbursed a total of \$30,000. City of Pomona received a \$140,000 reimbursement from MWD for park water stations that will provide safe clean drinking water throughout the community. Chris Diggs thanked TVMWD for the water station program. He also expressed his appreciation towards Director Goytia and Chief Water Resources Officer Lee for the \$2 million grant award that will be utilized to put Well No. 34 back in service.

#### **E. EDUCATION AND OUTREACH UPDATE**

Administrative/Communications Assistant Turner informed the Board that the next Leadership Breakfast is scheduled for June 29, 2023. The guest speaker is MWD's General Manager Adel Hagekhalil. This year TVMWD will be participating in the Water is Life traveling road show calendar event. Students artwork will be on display in the district lobby. MWD has approved 3 upcoming trips: the State Water Project Inspection trip April 21-23, the Diamond Valley Lake trip June 28, and the Weymouth Treatment Plant Tour to be scheduled late summer.

#### **F. OPERATIONS UPDATE**

Chief Operations Officer Lang provided a report on the 2-week Miramar Plant shutdown from February 13 through 24, 2023. Coordination was planned with member agencies and all projects were completed as scheduled and on budget. The sedimentation basins were pressure washed and concrete infrastructure was inspected by Operations staff. Once basins were emptied and upon inspection, the reservoir inlet was found to be rusted and will be replaced during next years shut down. Chlorine tank pedestals were installed to prevent future rusting on the tanks. Scales were ergonomically adjusted and seismically retrofitted. A shade/rain cover was installed over the pump and switchgears area located near the basins. President Roberto commended the Operations team for their great work.

#### **G. WATER SUPPLY UPDATE**

Chief Water Resources Officer Lee provided a detailed water supply update. Locally, the Baldwin Well elevation is at 56,000 acre feet (AF) of captured stormwater. 65,000 AF of storm water has been captured in the San Gabriel Valley from October 2022- January 2023. Storage capacity at Cogswell, San Gabriel, and Morris reservoirs is 83,255 AF as of February 2023. In the Six Basins San Antonio Spreading Grounds, 2,600 AF of water were captured at the San Antonio spreading grounds, and 3,000 AF were captured at Pedley and Thompson Creek. Northern Sierra snowpack is 136% of average and major reservoirs are at 100% capacity. MWD took action yesterday to end the water shortage emergency conditions for the State Water Project (SWP) dependent areas and terminated the emergency water conservation program for the SWP. The Colorado River System continues to be challenged due to low lake levels. Recent disparity between snowpack and resulting runoff is exacerbating

ongoing drought conditions. Colorado River Basin states are proposing ways to reduce Colorado River water use through the six-state proposal and the California proposal.

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

General Manager Litchfield announced that today's briefing with Congresswoman Napolitano has been cancelled and will be rescheduled. MWD provided talking points on current water conditions and supplies impacting Southern California. Congresswoman Norma Torres will present TVMWD with a \$1.6 million check today for well restoration. The Member Agency Roundtable requested by Director Goytia will be held April 5<sup>th</sup> following the regular board meeting. Harassment training will be in person at the district on March 22<sup>nd</sup>.

Director De Jesus reported on a judgment in favor of MWD in the SDCWA vs. MWD case and will discuss further in closed session.

Director Roberto reported that she and Director Kuhn attended a legislative roundtable with WQA last week in Sacramento.

Director Goytia reported he completed the mandatory Ethics training.

## **10. CLOSED SESSION**

The Board convened into closed session at 10:13 a.m. to discuss Item B only; Item 10.A was not discussed:

### **A. 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

### **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-14-514004 (Consolidated with Case Nos. CPF-16-515282 and CPF-18-516389)

The Board convened out of closed session and into open session at 10:59 a.m. Legal Counsel Kennedy stated no reportable action was taken for item 10.B.

## **11. FUTURE AGENDA ITEMS**

The Board requested to discuss and evaluate district memberships before the end of the year.

## 12. ADJOURNMENT

President Roberto adjourned the meeting at 11:01 a.m. to the next regular meeting scheduled for Wednesday, April 5, 2023.



Jody Roberto  
President, Board of Directors



Recorded by: Nadia Aguirre  
Executive Assistant