



THREE VALLEYS MUNICIPAL WATER DISTRICT REGULAR BOARD MEETING MINUTES

November 1, 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 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
Danielle Soto, Director

STAFF PRESENT

Matthew Litchfield, General Manager
Steve Kennedy, Legal Counsel
Brittany Aguilar, Finance Manager
Nadia Aguirre, Executive Assistant
Karen Harberson, Compliance Specialist
Steve Lang, Chief Operations Officer
Sylvie Lee, Chief Water Resources Officer
Kevin Panzer, Engineer
Brian Pen, Water Resource Analyst I
Robert Peng, I.T. Manager
Viviana Robles, Human Resources/Risk Manager
Jose Velasquez, Chief Finance Officer

Virtual Attendees: Josh Byerrym, Walnut Valley Water District; Dawn Flores, Woodard & Curran; Rob Garcia; Scott Goldman, Woodard & Curran; Ed Hilden, Walnut Valley Water District; Myra Malner, Rowland Water District; Meg McWade, City of La Verne; Dave Michalko, Valencia Heights Water District; Stephanie Moreno, WQA; Chisom Obegolu, City of Glendora; Gabby Palomares, Rowland Water District; Sherry Shaw, Walnut Valley Water District; Henry Woo, Walnut Valley Water District; Richard

In Person Attendees: John Bellah, Rowland Water District; Tom Coleman, Rowland Water District; Chris Diggs, City of Pomona; Kelly Gardner, Main San Gabriel Basin Watermaster; Erik Hitchman, Walnut Valley Water District; Ben Lewis, Golden State Water Company; Tony Lima, Rowland Water District; Jared Macias, Walnut Valley Water District

3. FLAG SALUTE

President Roberto led the flag salute.

4. DIRECTOR REMOTE PARTICIPATION PURSUANT TO AB 2449

A. NOTIFICATION DUE TO JUST CAUSE

B. REQUEST DUE TO EMERGENCY CIRCUMSTANCES

There were no requests submitted by any Directors for remote participation due to Emergency Circumstances, and therefore no motion was needed for Item 4.B.

5. AGENDA REORDER/ADDITIONS

No reorder or additions to the agenda were requested.

6. PUBLIC COMMENT

No public comment was provided.

7. PRESENTATION

A. GROUNDWATER RELIABILITY PROJECT UPDATE

Dawn Flores and Scott Goldman of Woodard and Curran provided an update on the results of the Groundwater Reliability Feasibility Study. TVMWD, Puente Basin Water Agency (PBWA), and the City of Glendora developed a partnership and cost-sharing agreement for the development of the feasibility study. Goals of the study are to increase the Project Partners' water supply reliability, improve groundwater quality by removing contaminants from the groundwater basin, and maximize recharge and storage of wet year imported supplies in the Main San Gabriel Groundwater Basin. The purpose of the Project is to rehabilitate stranded groundwater wells with new treatment facilities to allow for pumping and treatment of between 6,200 to 9,400 acre-feet per year (AFY). The three wells most suitable for the project are wells 3, 4, and 7 which are owned and operated by the city of Glendora. The total capital cost for three wells producing 9,400 AFY is \$126,660,000 and the operations and maintenance cost is \$3,960,000 per year.

Jared Macias thanked the Board and staff on behalf of PBWA for working on the project and he will continue to work with the project partners on the development of the project.

8. GENERAL MANAGER'S REPORT

A. SPONSORSHIP AND OUTREACH PROGRAM POLICY

At the October 20, 2023 Special Board Workshop the Board discussed revisions to the Sponsorship and Outreach Program Policy. Under the updated policy each Director would be provided a \$5,000 discretionary sponsorship and outreach budget per fiscal year. A monthly summary of the discretionary fund balance will be provided to each Director. Sponsorship and outreach requests must have a direct nexus to water as outlined in the district's strategic plan. Legal Counsel Kennedy clarified that the policy is not a gift of public funds and that the policy creates a nexus between the money that has been allocated and attaching the money to a purpose related to the district. Directors do not have the ability to use the money for any other purpose unrelated to district operations. This item will be brought back to the November 15, 2023 Board meeting for consideration of approval with the policy commencing FY 24-25.

B. GROUNDWATER RELIABILITY PRINCIPLES OF AGREEMENT AMENDMENT 1

The Board reviewed the Groundwater Reliability Principles of Agreement Amendment 1. TVMWD, PBWA, and City of Glendora partnered in June 2022 and developed the cost share agreement to fund the feasibility study. The City of Pomona has since expressed interest in developing its local resources and will act as the lead applicant for the project. The amendment defines the roles of the agencies with TVMWD as the lead agency developing the technical studies, design, permitting, and construction, and the city of Pomona as the lead applicant for the FEMA Building Resilient Infrastructure and Communities grant application. Chris Diggs, city of Pomona advised that they are currently working with TVMWD on other well projects and appreciate the collaboration. This item will be brought back to the November 15, 2023 Board meeting for consideration of approval.

C. DRAFT RESOLUTION AUTHORIZING THE UNITED STATES BUREAU OF RECLAMATION WATERSMART GRANT APPLICATIONS

The Board reviewed a draft resolution for three U.S. Bureau of Reclamation WaterSMART grant applications authorizing the General Manager to apply for the grants. The projects are a (1) Water Use Efficiency Dashboard for a grant request amount of \$84,500, (2) Miramar Pumpback Upgrades for a grant request amount of \$5,000,000, and (3) Groundwater Reliability Project (pipeline) for a grant request amount of \$400,000. The resolution will be brought back to the November 15, 2023 Board meeting for consideration of adoption.

D. PROJECTS SUMMARY UPDATE

Engineer Panzer provided an update on district projects. The Miragrand Well landscape installation was finalized on time in July and under budget by 4%. The needs of the community were met by utilizing the landscaping to hide the well in a community area. Hydrotech Electric started construction this week on the Emergency Generator Connection Upgrades. The project is scheduled to be completed by the end of the year, and the project cost is \$125,000. The Miramar Leak system detection project commenced last week. Civil improvements were incorporated into the leak detection and the inspection team will mobilize next week. Several manways are being installed on the pipeline so that the ball can be accessed and sensors are installed to track the ball. These are permanent assets for future inspections.

9. DIRECTORS'/GENERAL MANAGER'S ORAL REPORTS

A. METROPOLITAN WATER DISTRICT

Director De Jesus reported that MWD's subcommittees will discuss CAMP4W and long-range financing during this month's meetings.

B. CHINO BASIN WATERMASTER

Director Kuhn had nothing new to report.

C. SAN GABRIEL BASIN WATER QUALITY AUTHORITY

Director Kuhn reported a water bill of \$5,000,000 is going through Congress and will provide more information when it is available.

D. MAIN SAN GABRIEL BASIN WATERMASTER

Director Ti had nothing new to report and there is a Watermaster meeting this afternoon.

E. SIX BASINS WATERMASTER

Director Roberto stated they discussed the 2024 calendar year operating safe yield and the operating budget.

F. ADDITIONAL BOARD MEMBER REPORTS/COMMENTS

Director Kuhn stated he reread the \$1,000 guideline in the Sponsorship and Outreach Program Policy.

Director Hanlon reported he attended the Special District Leadership Academy in Santa Rosa and learned valuable information on budget, strategic planning, board/staff relations, and finance.

G. GENERAL MANAGER'S COMMENTS

General Manager Litchfield reported that at today's Main San Gabriel Basin Watermaster Board Meeting they will consider approval of an amendment to the current cyclic storage agreement for 3 years. This will allow TVMWD to take advantage of MWD's 10-year payment program for a sizeable cyclic purchase to be made this year. Also, an amendment was made to the Delta Dental plan to allow for adults to be covered for orthodontics; the cost to the district is \$1,500 annually. General Manager Litchfield will attend the ACWA Conference on SB 366 and reminded everyone of the upcoming conference.

10. CLOSED SESSION

The Board convened into closed session at 9:57 a.m. to discuss the following items:

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 – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): Two potential cases

The Board convened out of closed session and back into open session at 11:25 a.m. Legal Counsel Kennedy stated no reportable action was taken on item 11A.

With respect to item 11.B, the Board discussed and received a notice of termination from Cadiz with respect to the option agreement that was entered into in 2010. The Board unanimously authorized the General Manager to execute the acknowledgment and to submit the necessary wire instructions for the reimbursement of \$125,000 to confirm the district is no longer involved in the project.

With respect to the other item of anticipated litigation, the Board by a 6-0 vote, Director Hanlon absent, authorized General Counsel to file a joinder to the motions for extension of time to seek settlement clarification in the pending action in the Charleston division of

the district of South Carolina for the film forming foams product liability litigation involving PFAS. No other reportable action was taken.

11. FUTURE AGENDA ITEMS

No future agenda items were requested.

12. ADJOURNMENT AND NEXT MEETING

The regular board meeting adjourned at 11:28 a.m. to the next regular board meeting scheduled for Wednesday, November 15, 2023.



Jody Roberto
President, Board of Directors



Recorded by: Nadia Aguirre
Executive Assistant