

MINUTES OF A REGULAR BOARD MEETING

March 7, 2017 at 6:00 P.M.

Directors Present:

Jay Bogh, President
Bruce Granlund, Vice President
Lonni Granlund, Director
Chris Mann, Director

Staff Present:

Joseph Zoba, General Manager
Vicky Elisalda, Controller
Jennifer Ares, Water Resource Manager
Mike Kostelecky, Operations Manager-Water
Matthew Porras, Management Analyst
Kathryn Hallberg, Management Analyst

Directors Absent:

Tom Shalhoub, Director

Consulting Staff Present:

David Wysocki, Legal Counsel

Registered Guests and Others Present:

Leonard Stephenson, San Gorgonio Pass Water Agency
Steve Lehtonen, San Gorgonio Pass Water Agency
Linda Shelton, Customer
Cathy Raybould, Customer

The regular meeting of the Board of Directors of the Yucaipa Valley Water District was called to order by Director Jay Bogh at 6:02 p.m. at the Administrative Office Building, 12770 Second Street, Yucaipa, California.

CALL TO ORDER

Director Jay Bogh led the pledge of allegiance.

FLAG SALUTE

The roll was called with Director Jay Bogh, Director Lonni Granlund, Director Chris Mann, and Director Bruce Granlund in attendance.

ROLL CALL

Director Tom Shalhoub was absent.

Leonard Stephenson of San Gorgonio Pass Water Agency spoke to the Board of Directors in regards to the potential purchase of water rights. Mr. Stephenson urged the Board of Directors to sign a basic cooperative agreement that requires Yucaipa Valley Water District to collect a capacity fee from new development that is provided to the San Gorgonio Pass Water Agency in exchanged for the San Gorgonio Pass Water Agency including the proposed development in the SGPWA Regional Urban Water Management Plan.

PUBLIC COMMENTS

Director Bruce Granlund moved to approve the consent calendar and Director Lonni Granlund seconded the motion.

CONSENT CALENDAR

A. Minutes of Meetings

1. Regular Board Meeting – February 7, 2017

2. Board Workshop – February 14, 2017
3. Board Workshop – February 28, 2017

The motion was approved by the following vote:

Director Jay Bogh - Yes
 Director Bruce Granlund - Yes
 Director Lonni Granlund - Yes
 Director Chris Mann - Yes
 Director Tom Shalhoub - Absent

General Manager Joseph Zoba reported the result of a California Supreme Court Case S218066 in regards to the use of personal devices for business purposes. The ruling confirmed business text and emails on a personal device would be discoverable under the Public Records Act. The California Supreme Court Case S218066 was included in the meeting material for reference.

STAFF REPORT

DISCUSSION ITEMS:

Following a staff presentation by Controller Vicky Elisalda, Director Lonni Granlund moved and Director Chris Mann seconded a motion to receive and file the unaudited financial report.

The motion was approved by the following vote:

Director Jay Bogh - Yes
 Director Bruce Granlund - Yes
 Director Lonni Granlund - Yes
 Director Chris Mann - Yes
 Director Tom Shalhoub - Absent

DM 17-020
PRESENTATION OF
THE UNAUDITED
FINANCIAL REPORT
FOR THE PERIOD
ENDING ON JANUARY
31, 2017

Following a staff presentation by General Manager Joseph Zoba, Director Bruce Granlund moved and Director Chris Mann seconded a motion to authorize the purchase of an additional 1,000 acre feet of imported water for use at the Yucaipa Valley Regional Water Filtration Facility, plus 6,000 acre feet of imported water for recharge at the Wilson Creek Spreading Basins for a sum not to exceed \$836,200.

The motion was approved by the following vote:

Director Jay Bogh - Yes
 Director Bruce Granlund - Yes
 Director Lonni Granlund - Yes
 Director Chris Mann - Yes
 Director Tom Shalhoub - Absent

DM 17-021
CONSIDERATION TO
PURCHASE
ADDITIONAL
IMPORTED WATER
FROM THE SAN
BERNARDINO VALLEY
MUNICIPAL WATER
DISTRICT FOR
CALENDAR YEAR
2017

Following a staff presentation by Management Analyst Kathryn Hallberg, Director Chris Mann moved and Director Lonni Granlund seconded a motion to adopt Resolution No. 2017-08.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Bruce Granlund - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Tom Shalhoub - Absent

DM 17-022
CONSIDERATION OF
RESOLUTION NO.
2017-08
ESTABLISHING THE
USE OF FIRE
HYDRANTS FOR
TEMPORARY
CONSTRUCTION,
AGRICULTURAL, AND
RESIDENTIAL WATER
USE

Following a staff presentation by Management Analyst Matthew Porras, Director Chris Mann moved and Director Bruce Granlund seconded a motion to authorize the General Manager to implement the Cellular Device Usage Program for District employees when data collection and communication programs are implemented.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Bruce Granlund - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Tom Shalhoub – Absent

DM 17-023
CONSIDERATION OF
ADOPTING A
CELLULAR DEVICE
USAGE PROGRAM

Following a staff presentation by General Manager Joseph Zoba, the Board Members discussed the *Water Rights, Water Supply, and Facility Capacity Fee Collection Agreement between the City of Calimesa, San Gorgonio Pass Water Agency, and Yucaipa Valley Water District*. The comments from Leonard Stephenson earlier in the meeting were discussed in greater detail. There was a consensus of the board members to continue the discussion of this issue at the Board Workshop on March 14, 2017.

DM 17-024
DISCUSSION
REGARDING THE
WATER RIGHTS,
WATER SUPPLY, AND
FACILITY CAPACITY
FEE COLLECTION
AGREEMENT
BETWEEN THE CITY
OF CALIMESA, SAN
GORGONIO PASS
WATER AGENCY AND
YUCAIPA VALLEY
WATER DISTRICT

None

BOARD REPORTS

None

DIRECTOR
COMMENTS

Director Jay Bogh called attention to the announcements listed on the agenda.

ANNOUNCEMENTS

Director Jay Bogh, Director Bruce Granlund, Director Lonni Granlund and Director Chris Mann were present in closed session with Legal Counsel David Wysocki and General Manager Joseph Zoba concerning the following items:

CLOSED SESSION

- A. Conference with Real Property Negotiator(s)
Property: Assessor's Parcel Numbers: 301-201-20, 27 and 28
Agency Negotiator: Joseph Zoba, General Manager
Negotiating Parties: Abraham and Nabil Issa
Under Negotiation: Terms of Payment and Price
- B. Conference with Labor Negotiator (Government Code 54957.6)
Unrepresented Employee: Joseph Zoba, General Manager

The Board Members reconvened out of closed session into open session and Legal Counsel David Wysocki reported that direction was provided to the General Manager but no reportable action was taken in closed session.

The meeting was adjourned at 7:40 p.m.

ADJOURNMENT

Respectfully submitted,

Joseph B. Zoba, Secretary

(Seal)