

MINUTES OF A BOARD MEETING - TELECONFERENCE

September 7, 2021 at 4:00 pm

Directors Present:

Chris Mann, President
Lonni Granlund, Vice President
Jay Bogh, Director
Joyce McIntire, Director
Nyles O’Harra, Director

Staff Present:

Wade Allsup, Information Systems Specialist
Jennifer Ares, Water Resource Manager
Madeline Blua, Water Resource Specialist
Allison Edmisten, Chief Financial Officer
Ashley Gibson, Regulatory Compliance Manager
Mike Kostecky, Operations Manager
Tim Mackamul, Operations Manager
Matthew Porras, Implementation Manager
Mike Rivera, Public Works Manager
Charles Thomas, Operations Manager
John Wrobel, Public Works Manager
Joseph Zoba, General Manager

Directors Absent:

None

Consulting Staff Present:

Steven Graham, Legal Counsel

Registered Guests and Others Present:

Madeline Chen, Ortega Strategies Group
Larry Smith, San Geronio Pass Water Agency
Sidney Sonck

This meeting was available for in person attendance as well as available to the public by calling (888) 475-4499 using passcode 676-950-731 and live presentation material was available at <https://zoom.us/j/676950731> using 765589.

CALL TO ORDER

The regular meeting of the Board of Directors of the Yucaipa Valley Water District was called to order by Chris Mann at 4:00 p.m.

ROLL CALL

The roll was called with Director Jay Bogh, Director Lonni Granlund, Director Chris Mann, Director Joyce McIntire, and Director Nyles O’Harra present.

PUBLIC COMMENTS

None

CONSENT CALENDAR

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

A. Minutes of Meetings

1. Board Meeting – August 17, 2021
2. Board Meeting - August 31, 2021

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

STAFF REPORT

General Manager Joseph provided information about the following items:

- The City of Yucaipa is embarking on a planning effort to facilitate a Yucaipa Valley American Viticulture Area designation for portions of the North Bench. The District staff will provide information to the Board of Directors about future planning meetings to better coordinate future District capital improvement projects.
- The District staff is in the process of assembling our refinancing team to review the current water and sewer financing obligations to see if there is an opportunity to refinance or restructure the debt obligations at this time.

DISCUSSION ITEMS:

DM 21-144

CONSIDERATION OF A LEGAL SERVICES AGREEMENT BETWEEN YUCAIPA VALLEY WATER DISTRICT AND COLE HUBER LLP FOR GENERAL COUNSEL SERVICES

General Manager Joseph Zoba presented the legal services agreement between Yucaipa Valley Water District and Cole Huber for general counsel services.

Director Nyles O’Harra moved to authorize the Board President to execute the Legal Services Agreement.

Director Joyce McIntire seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

DM 21-145

PUBLIC HEARING -
CONSIDERATION OF
RESOLUTION NO. 2021-46
AUTHORIZING ACTION IN
EMINENT DOMAIN

General Manager Joseph Zoba provided an overview of Resolution No. 2021-46 and the need for the temporary construction easement. General Manager Joseph Zoba provided clarification that the recommendation on the meeting agenda incorrectly stated that the proposed action would result in the acquisition of property. The District is only requesting a temporary construction easement.

Director Chris Mann opened the public hearing. After a period of time, Director Chris Mann closed the public hearing after no requests were presented by the public to speak on this topic.

Director Lonni Granlund moved that the Board: (1) adopt Resolution No. 2021-46 a resolution of necessity allowing the District to exercise its power of eminent domain to acquire the Subject Property; (2) authorize and direct the General Manager, or his designee, to perform all acts and take such actions on behalf of the District for the acquisition of the temporary construction easement; and (3) authorize and direct the law firm of Atkinson, Andelson, Loya, Ruud & Romo to prepare, institute, and prosecute to conclusion on behalf of the District a proceeding in eminent domain, or any related proceedings or actions, to acquire the temporary construction easement and to do any and all other things in connection with such proceedings or actions which in their judgment may be necessary or convenient to the successful conclusion of such proceedings or actions.

Director Joyce McIntire seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

DM 21-146

PRESENTATION OF THE
UNAUDITED FINANCIAL
REPORT FOR THE PERIOD
ENDING ON AUGUST 31, 2021

Chief Financial Officer Allison Edmisten provided an overview of the Unaudited Financial Report for August 31, 2021.

Director Jay Bogh moved that the Board receive and file the unaudited financial report.

Director Nyles O’Harra seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

DM 21-147

DISCUSSION REGARDING THE
WATER CONSERVATION
REBATE PROGRAM

Water Resource Specialist Madeline Blua presented additional water conservation rebates recommended by District staff to provide additional water savings in the community.

Director Lonni Granlund moved that the Board approve the proposed changes to the Rebate Program.

Director Joyce McIntire seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

DM 21-148

DISCUSSION REGARDING THE
REVISION TO THE
PERSONNEL MANUAL
LANGUAGE REGARDING
HOLIDAY TIME ACCRUED

Chief Financial Officer Allison Edmisten provided an overview of the proposed holiday related revisions to the District’s Personnel Manual.

Director Nyles O’Harra moved that, by minute order, the Board approve the proposed exception to the Personnel Manual for November and December 2021.

Director Jay Bogh seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O’Harra - Yes

DM 21-149

AWARD OF A CONSTRUCTION
CONTRACT TO E.J. MEYER
FOR THE INTERSTATE 10

Implementation Manager Matthew Porras presented the proposed construction contract for the Interstate 10 Dunlap Sewer Crossing Project.

Director Joyce McIntire moved that the Board authorize the General Manager to award a construction contract

DUNLAP SEWER CROSSING PROJECT

for the Interstate 10 Dunlap Sewer Crossing Project to E.J. Meyer Company for a sum not to exceed \$959,999.

Director Nyles O’Harra seconded the motion.

The motion was approved by the following vote:

- Director Jay Bogh - Yes
- Director Lonni Granlund - Yes
- Director Chris Mann - Yes
- Director Joyce McIntire - Yes
- Director Nyles O’Harra - Yes

DM 21-150

CONSIDERATION OF A DEVELOPMENT AGREEMENT NO. 2021-15 FOR WATER AND SEWER SERVICE TO TRACT NO. 17349 LOCATED AT 10700 BRYANT STREET, YUCAIPA (ASSESSOR PARCEL NUMBER 0303-041-27)

Implementation Manager Matthew Porras presented the development agreement for Tract No. 17349 located on Bryant Street, Yucaipa.

Director Nyles O’Harra moved that the Board authorize the Board President to execute Development Agreement No. 2021-15.

Director Lonni Granlund seconded the motion.

The motion was approved by the following vote:

- Director Jay Bogh - Yes
- Director Lonni Granlund - Yes
- Director Chris Mann - Yes
- Director Joyce McIntire - Yes
- Director Nyles O’Harra - Yes

DM 21-151

CONSIDERATION OF A DEVELOPMENT AGREEMENT NO. 2021-16 FOR SEWER SERVICE TO TRACT NO. 20263 LOCATED ON 5TH STREET, SOUTH OF WILDWOOD CANYON ROAD, YUCAIPA (ASSESSOR PARCEL NUMBER 0318-201-59)

Implementation Manager Matthew Porras presented the development agreement for Tract No. 20263 located on 5th Street, Yucaipa.

Director Joyce McIntire moved that the Board authorize the Board President to execute Development Agreement No. 2021-16.

Director Lonni Granlund seconded the motion.

The motion was approved by the following vote:

- Director Jay Bogh - Yes
- Director Lonni Granlund - Yes
- Director Chris Mann - Yes
- Director Joyce McIntire - Yes
- Director Nyles O’Harra - Yes

DM 21-152

REVIEW OF PUBLIC
DISCLOSURE REPORT
PURSUANT TO GOVERNMENT
CODE SECTION 53065.5 FOR
FISCAL YEAR ENDING JUNE
30, 2021

Chief Financial Officer Allison Edmisten provided an overview of the public disclosure report required by Government Code Section 53065.5.

Director Jay Bogh moved that the Board receive and file the Public Disclosure Report for Fiscal Year 2020-21.

Director Lonni Granlund seconded the motion.

The motion was approved by the following vote:

Director Jay Bogh - Yes
Director Lonni Granlund - Yes
Director Chris Mann - Yes
Director Joyce McIntire - Yes
Director Nyles O'Harra - Yes

BOARD REPORTS AND
DIRECTOR COMMENTS

Director Lonni Granlund reported on the San Bernardino Valley Municipal Water District resources workshop held on September 2, 2021.

Director Nyles O'Harra reported on the Yucaipa Economic Development Advisory Committee meeting held on September 2, 2021.

Director Nyles O'Harra reported on the regular meeting of the San Bernardino Valley Municipal Water District held on September 7, 2021.

ANNOUNCEMENTS

Chris Mann called attention to the announcements listed on the agenda.

ADJOURNMENT

The meeting was adjourned at 5:00 p.m.

Respectfully submitted,

Joseph B. Zoba, Secretary

(Seal)