



REGULAR MEETING
OF THE BOARD OF DIRECTORS

Chino Basin Water Conservation District
4594 San Bernardino Street
Montclair, CA 91763

Monday, March 13, 2023

MINUTES

INVOCATION – Director Sonnenberg gave the invocation.

CALL TO ORDER AND FLAG SALUTE – President Ligtenberg called the meeting to order at 1:00 p.m. and led the audience in the flag salute.

ROLL CALL

Board Members Present: President Ligtenberg
Vice President Kati Parker
Treasurer Gil Aldaco
Director Amanda Coker
Director Teri Layton
Director Hanif Gulmahamad – late arrival @ 1:50 pm
Director Ryan Sonnenberg

Board Members Absent: None

General Counsel Present: Leland McElhaney, Esq.

Staff Present: General Manager Elizabeth Skrzat
Board Clerk/Administrative Coordinator Dena Lamarque
Conservation Programs Manager Scott Kleinrock

ADDITIONS OR CHANGES TO THE AGENDA

In accordance with Section 54954.2 of the Government Code (Brown Act), a two-thirds vote (or unanimous vote if less than two-thirds are present), is required to add an item for action, provided that there is a need to take immediate action and that the need for action came to the attention of the agency after the agenda was posted.

General Manager Skrzat stated that in the interest of time, Director Report forms were distributed to the Board to be written and will be included in the minutes.

PRESENTATIONS – None.

CONSENT CALENDAR

At this time, members of the public may present testimony as to why an item should be removed from the Consent Calendar for separate discussion. Unless a member of the public or a Director request that an item be removed from the Consent Calendar, all items will be acted upon as a whole and by one vote. Items removed from the Consent Calendar will be acted upon separately, following the Public Hearing procedures.

1. **Minutes.**
 - a. **February 10, 2023 – Regular Board Meeting.** Approved.
 - b. **February 13, 2023 – Special Board Meeting.** Approved.

2. **Financial Reports.**
 - a. **January 2023.** Approved.

3. **AB 1234.**
 - a. **Director Travel, Training, and Meeting Report.** Approved.
 - b. **Compensation & Reimbursement Report.** Approved.

A motion was made by Treasurer Aldaco, seconded by Director Sonnenberg, and carried on the following vote:

Motion carried on 6-0-0-1 vote to approve items #1-4 of the Consent Calendar.

MOVED: Aldaco **SECONDED:** Sonnenberg **APPROVED:** 6-0-0-1

AYES: Ligtenberg, Parker, Aldaco, Coker, Layton, Sonnenberg

NOES: None

ABSTAIN: None

ABSENT: Gulmahamad

PUBLIC HEARINGS – None.

PUBLIC COMMUNICATIONS

This is the time and place for the general public to address the Board of Directors. Due to the Brown Act requirements, action will not be taken on any issues not on the agenda; however, the Board of Directors may refer comments and concerns to staff or request the item be placed

on a future agenda. In accordance with District Resolution No. 2020-05: Decorum During Public Meetings, each speaker shall be allotted five (5) minutes of time to address the Board.

President Ligtenberg opened the Public Comment period and asked staff if there were any requests received to provide public comment. No requests were received and no one in the audience indicated a desire to speak; therefore, President Ligtenberg closed the Public Comment Period.

DISCUSSION ITEMS

4. Resolution 2023-XX: A Resolution of the Board of Directors of the Chino Basin Water Conservation District Rescinding Resolution 2021-07: Requiring COVID-19 Vaccination as a Condition of Employment and Policy No. 60 – Vaccination and Masking Requirement

Report by: Elizabeth Skrzat, General Manager

General Manager Skrzat stated that because on February 28, 2023, Governor Newsom declared the State of Emergency regarding the global coronavirus pandemic to be at an end; and the nature of the threat from Covid-19 has changed substantially from the date of their initial passing, staff recommends rescinding resolution 2021-7 and Policy No. 60.

There was no further discussion from the Board.

A motion was made by Director Sonnenberg, seconded by Vice President Parker, and carried on the following vote:

Motion carried on 6-0-0-1 vote to adopt Resolution 2023-XX, rescinding Chino Basin Water Conservation District's Resolution 2021-08: Requiring COVID-19 Vaccination as a Condition of Employment and Policy No. 60 – Vaccination and Masking Requirement.

MOVED: Sonnenberg

SECONDED: Parker

APPROVED: 6-0-0-1

AYES: Ligtenberg, Parker, Aldaco, Coker, Layton, Sonnenberg

NOES: None

ABSTAIN: None

ABSENT: Gulmahamad

5. Hold Harmless & Permit to Enter for the Inland Empire Utilities Agency's Ely 3 Monitoring Well Project

General Manager Skrzat there is an existing monitoring well in our prop near Ely creek that is out of commission. Staff recommends approval of the IEUA Ely 3 Monitoring Well project will look for contaminates and recycled water infiltration.

Treasurer Aldaco commented that the wording should include an exhibit to see where it is located. There are certain requirements for constructing and monitoring the well that he did not see included in the permit. He would rather see wording changed from "observed" to "comply."

Counsel recommended to add subject to approval of Legal Counsel. Also, to change the wording to say "General Manager" instead of "Manager."

A motion was made by Vice President Parker, seconded by Treasurer Aldaco, and carried on the following vote:

Motion carried on 6-0-0-1 vote to approve the Hold Harmless & Permit to Enter for the Inland Empire Utilities Agency's Ely 3 Monitoring Well Project, subject to Legal Counsel approval.

MOVED: Parker

SECONDED: Aldaco

APPROVED: 6-0-0-1

AYES: Ligtenberg, Parker, Aldaco, Coker, Layton, Sonnenberg

NOES: None

ABSTAIN: None

ABSENT: Gulmahamad

6. 2023 Board Workshop

General Manager Skrzat turned over the 2023 Board Workshop session to Yesman Rihbany from the Rihbany Group to moderate the workshop.

INFORMATIONAL ITEMS – None.

DIRECTOR ORAL REPORTS

Directors were given a form to complete for their reports to be presented in writing and will be an attachment to these minutes.

STAFF ORAL REPORTS

General Manager/Secretary Report – Open House is on Thursday, March 16, 2023, from 5:00 pm to 7:00 pm.

Board Attorney Report – None.

CLOSED SESSION – None.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Pursuant to Government Code Section 54956.9(d)(1); KAISER FOUNDATION HEALTH PLAN, INC., et al. vs. CHINO BASIN WATER CONSERVATION DISTRICT; and DOES 1 through 10, inclusive; San Bernardino Superior Court Case No.: CIVDS 1933655.

ADJOURN

President Ligtenberg adjourned the meeting at 4:55 pm to the next Regular Board Meeting of the Chino Basin Water Conservation District to be held on Monday, April 10, 2023, at 2:00 p.m. at District Headquarters, located at 4594 San Bernardino Street, Montclair, CA 91763.



Elizabeth Skrzat, General Manager

ATTEST:



Dena Lamarque, Board Clerk/Administrative Coordinator