



**CHINO BASIN WATER CONSERVATION DISTRICT
REGULAR BOARD MEETING AGENDA - **AMENDED****

MONDAY, SEPTEMBER 11, 2023 AT 2:00 P.M.

**BOARD ROOM
4594 SAN BERNARDINO STREET
MONTCLAIR, CA 91763**

BOARD OF DIRECTORS

Mark Ligtenberg, President

Kati Parker, Vice President

Gil Aldaco, Treasurer

Teri Layton, Director

Amanda Coker, Director

Hanif Gulmahamad, Director

Ryan Sonnenberg, Director

GENERAL MANAGER

Elizabeth Skrzat

LEGAL COUNSEL

Lee McElhaney

NOTICES

PUBLIC COMMENTS: Those interested in participating during the Public Comment period or public testimony period for Public Hearings of the Board meetings, may do so in person the day of the meeting, or by contacting the Board Clerk via email at dlamarque@cbwcd.org at least two hours prior to the start of the meeting. Speakers will be required to sign in and each person's name will be called in the order received.

AMERICANS WITH DISABILITIES ACT: The Chino Basin Water Conservation District complies with the Americans with Disabilities Act and amendments thereto. If you require special assistance to participate in this meeting or if you desire a copy of the Agenda in an alternate format, please contact the District office at (909) 626-2711 at least 72 hours prior to the advertised starting time of the meeting.

AGENDA MATERIALS: The agenda and/or agenda packet are available for public inspection at District's website at: <https://cbwcd.org/agendas/>.

INVOCATION

CALL TO ORDER AND FLAG SALUTE

ROLL CALL

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.

PRESENTATIONS

1. **METRICS PRESENTATION – COMMUNITY DEPARTMENT FY 22-23 REPORT:** Maia Dean, Community Programs Manager
2. **INTERPRETIVE SIGNAGE PRESENTATION:** Scott Kleinrock, Conservation Programs Manager

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 approved in a single motion and vote. Items removed from the Consent Calendar will be acted upon separately.

3. **APPROVE MEETING MINUTES: REGULAR BOARD MEETING OF AUGUST 14, 2023**

Recommendation: It is recommended that the Board of Directors approve said minutes as is.

4. **FINANCIAL REPORTS FOR JULY 2023**

Recommendation: It is recommended that the Board of Directors approve the financial reports.

5. **APPROVE 1234 DIRECTOR TRAVEL, TRAINING, AND MEETING REPORT**

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors approve the Director Travel, Training and Meeting Report, reflecting business-related expenses incurred by the District.

6. APPROVE 1234 DIRECTOR COMPENSATION & REIMBURSEMENT REPORT

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors approve Director Compensation and Reimbursement Report.

7. ADOPT RESOLUTION NO. 2023-04 FOR DISPOSAL OF DISTRICT PROPERTY

Report by: David Schroeder, Facilities and Operations Manager

Recommendation: It is recommended that the Board of Directors approve Resolution No. 2023-04 for Disposal of District Property.

8. ADOPT RESOLUTION NO. 2023-05: THE STATE OF CALIFORNIA GOVERNOR’S OFFICE OF EMERGENCY SERVICES DESIGNATION OF APPLICANT’S AGENT FOR NON-STATE AGENCIES

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors adopt Resolution No. 2023-05: the State of California Governor’s Office of Emergency Services Designation of Applicant’s Agent for Non-State Agencies to allow the District to receive reimbursement funds from FEMA for costs related to COVID-19 response.

9. APPROVE FY 22-23 4TH QUARTER (Q4) FINANCIAL REPORT

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors approve the FY 22-23 Q4 Financial Report.

PUBLIC COMMUNICATIONS

This is the time and place for the general public to address the Board of Directors. Due to 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. The Board Clerk stated no public communication was received.

DISCUSSION ITEMS

10. ADOPT RESOLUTION 2023-06 ESTABLISHING AN APPROPRIATIONS LIMIT (GANN LIMIT) FOR FISCAL YEAR 2023-2024

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors review, discuss and adopt Resolution 2023-06, establishing an appropriations limit (GANN LIMIT) for Fiscal Year 2023-2024 in the amount of \$10,153,743.

11. APPROVE AGREEMENT NO. 2023-12 BETWEEN CHINO BASIN WATER CONSERVATION DISTRICT (CBWCD) & MONTE VISTA WATER DISTRICT (MVWD) FOR STORAGE OF SUPPLEMENTAL WATER

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors review, discuss, and approve Agreement No. 2023-12 between CBWCD and Monte Vista Water District for storage of supplemental water in the Chino Basin, which is substantially complete, subject to final revisions and approval by District management and Legal Counsel.

12. APPROVE AGREEMENT NO. 2023-13 BETWEEN CHINO BASIN WATER CONSERVATION DISTRICT (CBWCD) AND CUCAMONGA VALLEY WATER DISTRICT (CVWD) FOR STORAGE OF SUPPLEMENTAL WATER

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors review, discuss, and approve Agreement No. 2023-13 between CBWCD and Cucamonga Valley Water District for storage of supplemental water in the Chino Basin.

13. ADOPT RESOLUTION 2023-07: RESCINDING RESOLUTIONS ADOPTED IN RESPONSE TO COVID-19 IN 2020 AND 2021

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors review, discuss, and adopt Resolution No. 2023-07: Rescinding Resolutions Adopted in Response to COVID-19 in 2020 and 2021.

14. AMEND POLICY NO. 39 – HOLIDAYS AND APPROVE THE DISTRICT’S HOLIDAY CALENDAR FOR 2024

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board of Directors review, discuss, and amend Policy No. 39 and approve the District’s holiday calendar for 2024.

15. ACWA REGION 9 BOARD SELECTION

Report by: Elizabeth Skrzat, General Manager

Recommendation: It is recommended that the Board review and select candidates to serve on the ACWA Region 9 Board for 2024 and 2025.

16. RESOLUTION NO. 2023-08 NOMINATING VICE PRESIDENT KATI PARKER TO SERVE ON THE ASSOCIATION OF THE SAN BERNARDINO COUNTY SPECIAL DISTRICTS BOARD OF DIRECTORS

Report by: Elizabeht Skrzat

Recommendation: It is recommended that the Board of Directors review, discuss, and pass Resolution No. 2023-08 Nominating Vice President Kati Parker to the Association of the San Bernardino County Special Districts Board of Directors.

DIRECTOR ORAL REPORTS

This is the time and place for the Board of Directors to report on any items of interest. Upon request by an individual Director, the Board may choose to take action on any of the subject matters listed below.

- President Ligtenberg
- Vice President Parker
- Treasurer Aldaco
- Director Layton
- Director Coker
- Director Gulmahamad
- Director Sonnenberg

STAFF ORAL REPORTS

- General Manager/Secretary Report
- Legal Counsel Report

CLOSED SESSION

Legal Counsel shall provide a briefing on the item listed for Closed Session as follows:

16. 17. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

17. 18. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1)
Cari McCormick vs. California Public Employees' Retirement System

ADJOURNMENT

The Board of Directors will adjourn to the next **Regular Board Meeting of the Chino Basin Water Conservation District on Monday, October 9, 2023.**