



**BEAUMONT-CHERRY VALLEY WATER DISTRICT
MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS
560 Magnolia Avenue, Beaumont, CA 92223
Wednesday, May 13th, 2015
Regular Session 7:00 p.m.**

Call to Order, President Ross

President Ross began the meeting at 7:02 p.m.

Pledge of Allegiance, Director Ross

Director Ross led the pledge

Invocation, Director Cottrell

Director Cottrell led the invocation.

Roll Call

Present at the meeting were President Ross, Directors Cottrell, Slawson, Covington and Hoffman. Legal Counsel: James Markman. District Staff: General Manager: Eric Fraser, Director of Operations: Anthony Lara, Director of Engineering: Dan Jagers and Director of Finance and Administrative Services: Yolanda Rodriguez.

Public who registered their attendance were Jack Vander Woude, Patsy Reeley, Barbara H. Brown, Fran Flanders, Susan Savolainen, Grady Hanshaw, Joe Wise, Penny McDonnell, Lynn Coker, Kathleen Howard, MayAnn Melleby, Lloyd White, Mark Swanson, Kim Swanson.

Public Comment

Penny McDonnell, Beaumont resident, expressed that surrounding water districts in the Riverside County offered discounts and/or rebates to those residents who use drought tolerant plants and xeriscaping, and wanted to know the District's current position in offering discounts and/or rebates to those residents who use water tolerant plants.

Kath Berman, owner of Sunny Cal Egg & Poultry came to the meeting with her attorney (BB&K) to discuss with the Board the Well Acquisition Agreement of their Well #4, which is now the District's Well #29 and shared concerns regarding temporary easements, which have now become permanent easements.

Steve Anderson, attorney with Best Best & Krieger Attorneys at Law (BB&K), represents Sunny Cal Egg & Poultry. Mr. Anderson expressed his concerns regarding the 2006 "Well Acquisition Agreement" between BCVWD and Sunny Cal Egg & Poultry. He stated BCVWD has not observed many of the requirements listed in the agreement. Mr. Anderson is requesting the Board of Directors to appoint an Ad Hoc Committee to further discuss the agreement and bring a successful resolution.

ACTION ITEMS

1. Adjustments to the Agenda

General Manager Fraser advised the Board that there were no changes to the Agenda.

- 2. Consent Calendar:** All matters listed under the Consent Calendar are considered by the Board of Directors to be routine and will be enacted in one motion. There will be no discussion of these items prior to the time the Board considers the motion unless members of the Board, the administrative staff, or the public request specific items to be discussed and/or removed from the Consent Calendar.

- a. March 2015 Budget Variance Report Review** (pages 4-8)
- b. March 31st, 2015 Cash/Investment Balance Report** (page 9)
- c. April 2015 Check Register Review** (pages 10-25)
- d. April 2015 Invoices Pending Approval** (pages 26-29)
- e. Minutes of the Regular Meeting April 8th, 2015** (pages 30-33)

Director Covington motioned to approve all items on the Consent Calendar. The motion was seconded by Director Cottrell and passed 5-0.

3. Consider Participation in the SAWPA Basin Monitoring Task Force ** (pages 34-36)

General Manager Fraser shared that the District has been invited to participate in the Basin Monitoring Program Task Force administered by the Santa Ana Water Project Authority (SAWPA) to develop the ambient TDS and Nitrogen water quality in the Beaumont Groundwater Management Zone. He explained that the task force is a collective of several agencies, who are jointly funding the studies required by the orders issued by RWQCB. He shared that by having an additional task force member in the Basin Monitoring Program Task Force helps to cost effectively meet this requirement through sharing of cost among other agencies.

After discussion, Director Cottrell motioned to approve the request. The motion was seconded by Director Slawson and passed 5-0.

4. Discussion of Draft Emergency Regulations to implement a 25 percent Water Conservation Standard in Accordance with the Governor's Executive Order B-29-15. ** (pages 37-52)

Director Lara gave an overview and provided a presentation on the District's status since the Governor's Executive Order B-29-15 in January 17, 2014. Director Lara shared the additional regulations added by the Governor's Executive Order dated April 1, 2015 and was seeking guidance from the Board regarding an enforcement strategy to achieve mandatory statewide 25 percent reduction in potable water use.

After discussion, the Board shared ideas on how to communicate with the citizens regarding the Water Conservation Standards. The Board emphasized that communication with our citizens was very important to the District in getting the word out on the water restrictions.

5. Consider Authorization of Award for Construction Contract for Well 25 Placement of Gravel Seal, Bentonite Plug and Cement Cap. **(pages 53-54)

Director Jagers explained the request for additional work needed to Well #25 for the installation of a gravel seal, bentonite plug, and cement cap. He explained the scope of the work was increased to determine if additional maintenance work may be needed while the pump is out of the well. By doing the maintenance work now, it will provide a cost savings in the future.

After discussion, Director Slawson motioned to approve the Award of Construction Contract to Southwest Pump & Drilling in the amount not to exceed \$60,424.00. The motion was seconded by Director Cottrell and passed 5-0.

6. Consideration of Request for Update of "Will Serve Letter" for Previously Approved Development Parcel Map 35266 (Parcel No. 1, 2 and 3) (Riverside County Assessor's Parcel No. 419-260-57, -58, -59) **(pages 55-135)

General Manager Fraser explained the request for an update of the previously approved Will Serve Letter. He explained the applicant had already made a significant investment in infrastructure for the project.

Public Comment on Item:

Patsy Reeley shared her concerns regarding the current drought situation and allowing the applicant to update their "Will Serve Letter".

Grady Hanshaw with Hanshaw Development Company reassured the Board of Directors he would be conservative with the usage of water and energy and thank the District's staff for their guidance and direction.

Lynn Coker, representative for E & I Capital and Wells Fargo, extended his support on behalf of Wells Fargo for the petition of extending the "Will Serve Letter" for the applicant Hanshaw Development Company.

After discussion, Director Slawson motioned to approve the updated "Will Serve Letter" request. Director Hoffman seconded the motion. The motion passed 5-0.

7. Consideration of Request for Update of "Will Serve Letter" for Previously Approved Development – Tentative Tract 29267 (Riverside County Assessor's Parcel No. 400-250-008) - a Portion of Noble Creek Vistas Specific Plan **(pages 136-145)

General Manager Fraser provided the Board with an overview of the request for an update of the "Will Serve Letter" for tract 29267, Noble Creek Meadows.

Public Comment on Item:

Patsy Reeley shared her concerns regarding the allowing applicants to update their "Will Serve Letter".

Jack Vander Woude, representative for the Noble Creek Meadows, LLC stated he was present to answer any questions regarding the "Will Serve Letter".

After discussion, Director Slawson motioned to approve the updated "Will Serve Letter" request. Director Hoffman seconded the motion. The motion passed 5-0.

8. Consideration by the Board of Request for Variance from Part 11 of the District's Regulations Governing Water Service (Cross Connection Control), 629 Euclid Avenue ** (pages 146-174)

Mr. Joe Wise requested the Board would allow his property at 629 Euclid Ave. for a variance from Part 11 of the District's Regulations Governing Water Service (Cross Connection Control). He expressed his opinion in regards to the potential for hazardous backflow under normal operating conditions.

Director Lara answered questions regarding the requirements of the backflow program and explained why the backflow device is needed under normal operating conditions and conditions outside normal operating conditions. He shared the District's operations comply with State Law, and the District, as the local water purveyor, has the authority to impose more stringent rules and has the ultimate responsibility to protect the system from contamination.

After discussion, Director Slawson motioned to deny variance. Director Covington seconded the motion. The motion was denied 5-0.

9. Reports For Discussion

a. Ad Hoc Committees

No reports were made.

b. General Manager

General Manager Fraser stated the District is working on getting the District's sources of supply ready for the summer for anticipated demands.

c. Directors Reports

Director Covington made a couple of announcements; San Geronio Pass Summit to be held at the Morongo Casino Resort, and a workshop on May 18, 2015 at the County Board of Supervisors to discuss the drought and water conservation.

Director Slawson shared he attended a gray water system demonstration at Sundance.

d. Legal Counsel Report

No reports were made.

10. Announcements

- District Offices will be closed May 25th, in observance of Memorial Day
- Watermaster Meeting, June 3rd, 2015 at 10:00 a.m.
- Finance & Audit Committee meeting, June 4th, 2015 at 3:00 p.m.
- Regular Board meeting, June 10th, 2015 at 7:00 p.m.

President Ross made the announcements above.

11. Action List for Future Meetings

- Schedule a workshop to discuss the landscape for the Noble Creek Recharge Phase II Project with the public
- Update the Board on Infosend after one year
- Solar System Update
- Grand Avenue Storm Water Capture Project

President Ross made the announcements above and recessed the meeting to a closed session.

12. Recess to Closed Session

- a. Conference with Labor Negotiators pursuant to Government Code 54957.6:
Agency Negotiator: Eric Fraser
Represented Employees: BCVWD Employee Association
- b. Conference with Legal Counsel pursuant to Government Code 54957 claims against the District: two cases.

President Ross reconvened the meeting at 9:58 p.m.

Legal Counsel Mr. Markman reported that there were no reportable actions regarding the two matters discussed during closed session.

13. Adjournment

President Ross adjourned the meeting at 9:58 p.m.

Attest:



Director Kenneth Ross, President
of the Board of Directors of the
Beaumont-Cherry Valley Water District



Director Daniel Slawson, Secretary to
the Board of Directors of the
Beaumont-Cherry Valley Water District

** Information included in the agenda packet