



**BEAUMONT-CHERRY VALLEY WATER DISTRICT  
MINUTES OF REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
560 Magnolia Avenue, Beaumont, CA 92223  
Wednesday, July 10, 2019 at 6:00 p.m.**

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**Call to Order: President Covington**

*President Covington began the meeting at 6:08 p.m.*

**Pledge of Allegiance: President Covington**

*President Covington led the pledge.*

**Invocation: Director Ramirez**

*Director Ramirez gave the invocation.*

**Roll Call:**

Directors present:	Directors Covington, Hoffman, Ramirez, Slawson, Williams
Directors absent:	None.
Staff present:	General Manager Dan Jagers, Director of Finance and Administration Yolanda Rodriguez, Senior Engineer Mark Swanson, Assistant Director of Operations James Bean, Administrative Assistant Erica Gonzales
Legal counsel:	James Markman

Members of the public who registered their attendance: Dr. Blair Ball, Steve Lehtonen, Joan Marie Patsky, and Nisha Wade.

**Public Comment:** *None.*

**ACTION ITEMS**

**1. Adjustments to the Agenda:**

General Manager Jagers indicated there would be clarification on Staff Report number 5.

**2. Consent Calendar:**

*The following Consent Calendar items were approved with one motion:*

- a. May 2019 Budget Variance Report
- b. May 31, 2019 Cash/Investment Balance Report
- c. June 2019 Check Register

- d. June 2019 Invoices Pending Approval
- e. Minutes of the Regular Meeting of June 12, 2019

MOVED: Slawson	SECONDED: Hoffman	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None.	
ABSTAIN:	None.	
ABSENT:	None.	

### **3. Consideration of Proposed Revision of BCVWD “Will Serve Letter” Policy (tabled from June 27, 2019 Engineering Workshop)**

General Manager Dan Jagers noted this is an ongoing discussion of the current policies regarding Will Serve Letters (WSL) and the Water Service Application process. District policy has always been for a WSL to expire in 12 months. The development process provides for extension via request to the general manager (GM), who has always brought the request to the Board for approval. There has been some Board discussion to clarify the process and determine whether the GM should be authorized to extend the WSL for one year, then bring to the Board for the second one-year extension, Jagers explained.

Staff proposes amendment of Regulation 8-1.2 to allow the GM to offer a first 12-month extension, Jagers stated. A semi-annual report would be provided to the Board. President Covington noted he was not present for the discussion at the previous meeting and asked if the WSL returns to the Board on the third year if the GM is given the authority to grant a single one-year extension. Counsel Markman explained that WSLs usually come back to the governing board each year; after a first extension subject to the GM's discretion it would come back to the Board on an annual basis, although the Board could grant an extension for two years.

Director Ramirez asked if the purpose for the GM's extension was to streamline the process and whether the Board was granting the GM the authority to determine supply. President Covington explained that the initial WSL would be approved by the Board. If there are changes to the project or to the WSL, or if water supply conditions change, and there is an update to the WSL, that must come back to the Board, Covington said.

Mr. Jagers indicated the GM would not be approving anything related to supply. He reminded that it was the Board that prompted this discussion and shared a format for the semi-annual report to the Board.

Director Ramirez requested draft policy language and indicated he wants to make sure there is balance. Director Hoffman indicated support for the GM's second year extension and would like to see an annual report including active WSLs, extensions, and expired WSLs. He pointed out that the Board sees extensions that are five years old and more and expressed confidence that if there was a WSL that required discussion it would be brought to the Board.

Counsel Markman clarified that the General Manager would be authorized to grant a one-year extension. After that, the WSL returns to the Board and the Board may re-delegate the authorization.

**4. Consideration of Request for Update of “Will Serve Letter” for Parcel Map 32344 located on Dutton Street West of Cherry Avenue and East of Noble Street in the Community of Cherry Valley**

Senior Engineer Mark Swanson explained that the initial WSL was issued to the undivided parcel in 2004. It is a small, single-family parcel map development partially built. It appears that the developer did not realize that the WSL needed to come back to the Board.

Mr. Swanson explained that updated plans are in plan check and will be submitted to the District. In response to President Covington, Mr. Swanson explained the original WSL covered the four parcels. There will be a mainline extension and fees required. Two parcels already have meters.

GM Jagers added that two meters are located on the property. The irrigation meter will have to be upgraded to domestic water supply. The meter will also need to be located on the parcel which it services, he said.

Director Ramirez asked about line location in the cul-du-sac. Mr. Swanson responded that service is available from the mainline. Director Hoffman asked about pressure for fire flow; Mr. Swanson assured that it is sufficient, and Mr. Jagers provided some detail on area pressure.

*The Board approved an update of the “Will Serve Letter” for Parcel Map 32344 to include APNs 403-020-019, -020, -021, and -022 located on Dutton Street West of Cherry Avenue and East of Noble Street in the Community of Cherry Valley by the following vote:*

MOVED: Ramirez	SECONDED: Hoffman	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None.	
ABSTAIN:	None.	
ABSENT:	None.	

**5. Consideration of Request for Update of “Will Serve Letter” for Tract 33680 (Riverside County Assessor’s Parcel No. 414-142-038) for a New Residential Development located South of Lana Way, North of Rena Way and West of Elm Avenue in the City of Beaumont**

Senior Engineer Mark Swanson explained this is an infill project of 24 homes. Mr. Swanson noted the WSL was formally issued in July 2017 and an update was approved by the Board on May 9, 2018. Staff issued a letter on August 28, 2018. Mr. Jagers advised that in 2017, staff was unable to find the original WSL but did find discussions and approved plans.

In response to President Covington, Mr. Jagers stated there are no updates to the project at this time. Director Hoffman asked about the development timeline, Mr. Swanson had no information on the path forward. He noted that that staff recommended the applicants attend this meeting in order to answer questions.

Director Hoffman asked about lot size and square footage; Mr. Swanson directed attention to the tract map. Director Ramirez asked about the tract map and location of mainline and was answered by Mr. Jagers.

*The Board approved the request for Update of "Will Serve Letter" for Tract 33680 (Riverside County Assessor's Parcel No. 414-142-038) for a New Residential Development located South of Lana Way, North of Rena Way and West of Elm Avenue in the City of Beaumont by the following vote:*

MOVED: Hoffman	SECONDED: Williams	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None.	
ABSTAIN:	None.	
ABSENT:	None.	

**6. Update, Discussion and Consideration of Authorization of Engineering Services for the Beaumont Master Drainage Plan Line 16 Stormwater Capture Project**

Mr. Swanson reminded the Board of prior discussion on this item. Staff recently met with the Riverside County Flood Control and Water Conservation District (RCFC&WCD) regarding the Noble Creek Recharge Facility Phase 2 and determined further steps. Currently, the RCFC&WCD is at a 30 percent level and is ready to move forward.

Senior Engineer Swanson explained that the storm drain line will pick up stormwater flow from Grant Avenue and the streets above and south, discharging into the ponds, and added that concern is being addressed regarding overflow contingencies. Mr. Jagers explained the design and Director Ramirez asked about any modifications to the basin. Mr. Jagers said staff has proposed a second reservoir and further explained the function of the basins.

Mr. Jagers explained that the RCFC&WCD pre-qualifies Engineering Consultants for design projects and solicits bids to the pre-qualified consultants and awards the project to the lowest responsive bid. The result of utilizing their Consultant will provide a low-cost opportunity for the BCVWD to finish the project, with anticipated costs in the \$40,000 to \$50,000 range, Jagers said.

Once the facility is built, Jagers continued, this provides low cost water and is worth attention.

President Covington pointed out this originally came to the Board in 2016. He remarked on RCFC&WCD's estimated flow into the facility and impact on the need for State Water Project water. Mr. Jagers further explained the efforts toward maximizing water recharge.

In response to Director Williams, Mr. Jagers noted the project is estimated to be fully operational by December 2021. Director Ramirez asked about detail of the basins and was answered by Senior Engineer Swanson. Mr. Jagers described operation of the ponds.

Director Hoffman commented that at the current expected capture of 500 acre-feet (AF), at \$399 per AF, results in about \$200,000 of imported water per year and should pay for itself in 6 to 7 years; it is a good investment. Mr. Jagers also pointed out that rainwater is low TDS and high quality. President Covington asked about how water quality coming into the basin would be managed. Mr. Jagers indicated there would be a high level of scrutiny and if filtering is needed, it will be installed. Mr. Swanson added that staff has advised RCFC&WCD that BCVWD would like to see their data and may install a flow meter. A sampling station may be considered, he said.

Director Slawson noted he is glad to see this project moving forward.

*The Board authorized allocation of funds for Design Engineering Services in an amount not to exceed \$50,000 for the Beaumont Master Drainage Plan Line 16 Stormwater Capture Project by the following vote:*

MOVED: Ramirez	SECONDED: Hoffman	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None.	
ABSTAIN:	None.	
ABSENT:	None.	

**7. Discussion of San Geronio Pass Water Agency (SGPWA) East Branch Extension Noble Creek Turnout Expansion Project Status and Consideration of BCVWD Pipeline Repairs related to SGPWA Construction Activities**

General Manager Jagers advised there is no handout. He reminded the Board of the water line break at the Noble Creek turnout in March 2019 related to work being done by the SGPWA contractor. SGPWA proposed a repair including replacement of some of the BCVWD line. As BCVWD staff observed the repair, some construction defects were noted and communicated to the SGPWA.

At a SGPWA Board meeting, Mr. Jagers heard SGPWA General Manager Jeff Davis indicate that the project was substantially complete and would be completed upon the rebuilding of a temporary connection that was not shown on the as-bid plans. Mr. Jagers stood and stated that BCVWD still believes there is additional repair work needed to the BCVWD line. He also identified that BCVWD experienced some losses that were still to be quantified. He communicated this in a letter and received response from Mr. Davis that on the advice of their counsel, SGPWA will not be answering questions related to the repair of BCVWD's line until a formal claim is received from BCVWD.

Counsel Markman explained the claim process and requested a closed session with the Board. He recommended conversation and / or mediation between the Board presidents to avoid litigation. President Covington concurred.

Dr. Blair Ball, Director of the SGPWA Board, addressed the Board. He said he is in favor of communication between the Board presidents and elected officials. He said he believes that letters and emails exchanged indicate that the SGPWA would do something on its part. "Let's get it fixed," he stated, "in an amicable way," and not resort to legal action.

## **8. Reports For Discussion**

### **a. Ad Hoc Committees:**

San Gorgonio Pass Regional Water Alliance: Director Slawson reported that he has been named Co-Chair of the Committee.

Bogart Park: Mr. Jagers said the Beaumont-Cherry Valley Recreation and Park District has indicated it would like to express appreciation for the BCVWD's support and a presentation will be scheduled. President Covington indicated an interest in seeing photos / slides depicting changes at the park.

### **b. General Manager:**

Mr. Jagers informed the Board that cool weather has been good from a water use perspective. On a monthly basis, staff is tracing production from Edgar Canyon, the Beaumont Basin and what is delivered to Banning. He shared a spreadsheet noting variations in production and said staff continues to try to improve production from Edgar Canyon. He noted that production is down by about 1,017.6 acre-feet from year-to-date calculations. This means the District will not have to buy as much replenishment supply this year, Jagers explained. He shared next year's projections and indicated the goal is to improve analysis tool sets.

Staff will continue to monitor production and maximize opportunities for replenishment, he said.

Mr. Jagers reminded the Board about discussion of hydraulic constraint at the last meeting. Current actual delivery right now is at 27 cfs; on July 3 it was up to 34 cfs and fluctuates. This is still much better than prior to the expansion, he explained. He also shared the current water supply figures in the Noble Creek ponds.

Jagers reported that recharge activity in June was 1,754 acre-feet of water supply which cost the District almost \$700,000 given the rate increase to \$399 by the SGPWA. This equates to a \$30,000 to \$50,000 increased expense due to the shutdown in delivery and delay in turnout expansion.

Mr. Jagers further explained the hydraulic constraint and assured the Board that the turnout expansion was still a good thing to do.

The SGPWA is working on a capacity fee and the City has put forth some projections on growth, Jagers noted. The SGPWA and San Bernardino Valley are not currently recommending shutdown of the East Branch Extension in December, as everyone has a lot of water for delivery, Jagers reported.

At the June 27 Board meeting, with two BCVWD directors absent, two directors of the SGPWA spoke. The meeting recording is available on You Tube. Mr. Jagers reported that he communicates with the SGPWA general manager and when he does not receive satisfactory responses, he contacts the BCVWD Board president or vice president to advise whether the issues need to be communicated. He said he does not believe staff is operating in a way that is less than straightforward. He said he is interested in communication that is not stepping on toes while still affording BCVWD the service and consideration as the SGPWA's largest economic partner.



One of the recommendations, he continued, is that the general managers should talk, then the boards should talk. Mr. Jagers said he feels he has communicated well and thoroughly. If the message is not clear, Jagers said, he recommends the agencies work together to assure understanding even while moving forward with legal counsel's recommendation.

Mr. Jagers advised the Board there are activities coming up such as the California Environmental Quality Act Notice related to a well rehabilitation project, and discussion of facility requirements. He also noted that Engineer Joe Reichenberger has indicated an interest in submitting an abstract for the 2020 Sustainable Groundwater Management Conference.

c. Directors' Reports:

Director Ramirez thanked Administrative Assistant Erica Gonzales for signing him up for the San Bernardino County Water Conference in August.

d. Legal Counsel Report: None.

## 9. Announcements

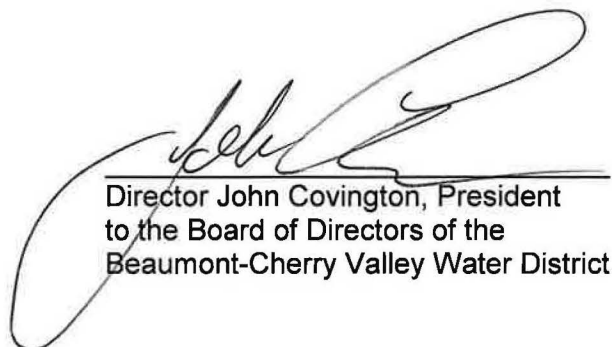
*President Covington read the following announcements:*

- Personnel Committee meeting: July 22, 2019 at 5:30 p.m.
- Engineering Workshop: July 25, 2019 at 6:00 p.m.
- Finance and Audit Committee meeting: August 1, 2019 at 3:00 p.m.
- Beaumont Basin Watermaster Committee Meeting: Aug. 7, 2019 at 10:00 a.m.
- Regular Board Meeting: August 14, 2019 at 6:00 p.m.
- Engineering Workshop: August 22, 2019 at 6:00 p.m.
- District Offices will be closed on Monday, Sept. 2 in observance of Labor Day
- Collaborative Agencies Committee Meeting: September 4 at 5:00 p.m.
- Association of California Water Agencies Fall Conference: Dec. 3-6, 2019

## 10. Action List for Future Meetings

- Water supply for BCVWD and the region
- Bogart Park presentation by Duane Burk, Beaumont-Cherry Valley Recreation and Park District

## 11. Adjournment: 7:35 p.m.



Director John Covington, President  
to the Board of Directors of the  
Beaumont-Cherry Valley Water District

ATTEST:



Director Andy Ramirez, Secretary  
to the Board of Directors of the  
Beaumont-Cherry Valley Water District