

Approved March 28, 2018

**EAST VALLEY WATER DISTRICT  
REGULAR BOARD MEETING/PUBLIC HEARING**

**February 14, 2018**

**MINUTES**

The Chairman of the Board called the meeting to order at 4:30 p.m.

**PRESENT:** Directors: Carrillo, Coats, Morales, Smith

**ABSENT:** None

**STAFF:** John Mura, General Manager/CEO; Brian Tompkins, Chief Financial Officer; Kelly Malloy, Public Affairs/Conservation Manager; Justine Hendricksen, District Clerk; Shayla Gerber, Administrative Assistant

**LEGAL COUNSEL:** Jean Cihigoyenetché

**GUEST(s):** Members of the public

**PUBLIC COMMENTS**

Chairman Carrillo declared the public participation section of the meeting open at 4:30 p.m.

There being no written or verbal comments, the public participation section was closed.

**APPROVAL OF AGENDA**

M/S/C (Coats-Smith) that the February 14, 2018 agenda be approved as submitted.

**CLOSED SESSION**

The Board entered into Closed Session at 4:31 p.m. as provided in the Ralph M. Brown Act Government Code Section 54956.9(d)(4) to discuss the item(s) listed on the agenda.

**THE BOARD RECONVENED THE MEETING AT 5:30 P.M.**

Mr. Cihigoyenetché led the flag salute.

**ROLL CALL**

**PRESENT:** Directors: Carrillo, Coats, Morales, Smith

**ABSENT:** None

## **ANNOUNCEMENT OF CLOSED SESSION ACTIONS**

With respect to Item #2: No reportable action taken.

## **PUBLIC COMMENTS**

Chairman Carrillo declared the public participation section of the meeting open at 5:31 p.m.

Mr. Fred Yauger requested that his public comment be deferred to agenda item #4.

There being no further written or verbal comments, the public participation section was closed at 5:31 p.m.

## **APPROVE THE DECEMBER 13, 2017 REGULAR BOARD MEETING MINUTES**

M/S/C (Coats-Smith) that the Board approve the December 13, 2017 regular board meeting minutes as submitted.

## **DIRECTORS' FEES AND EXPENSES FOR JANUARY 2018**

M/S/C (Coats-Smith) that the Board approve the Directors' fees and expenses for January 2018 as submitted.

## **STAFF PRESENTATION REGARDING AUTHORIZATION TO INITIATE REORGANIZATION THROUGH LAFCO**

The General Manager/CEO provided information regarding the application for reorganization through San Bernardino County Local Agency Formation Commission (LAFCO); he stated that this is a part of an executed agreement with the City of San Bernardino Municipal Water Department (the City), in which there will be an exchange of wastewater service with East Valley Water District (EVWD); part of the application requests LAFCO to approve the swap of flows between the City of San Bernardino and EVWD; that this would relieve the District of the burden of excessive capital costs; and he looks forward to working with LAFCO and staff to bring this project to completion. He stated the District supports the City in their efforts to build a recycled water facility.

Information only.

## **ADJOURN TO PUBLIC HEARING AT 5:36 P.M.**

## **PUBLIC COMMENTS**

Chairman Carrillo declared the public participation section of the meeting open at 5:36 p.m.

Mr. Fred Yauger expressed his support for the District's efforts in the progress of the Sterling Natural Resource Center project.

There being no further written or verbal comments, the public participation section was closed at 5:38 p.m.

**ADJOURN TO REGULAR BOARD MEETING AT 5:38 P.M.**

**BOARD DISCUSSION**

Chairman Carrillo thanked District staff, Kathleen McDonald and LAFCO staff, for their hard work on the reorganization through LAFCO.

Information only.

**ADOPT RESOLUTION 2018.01 REQUESTING REORGANIZATION FROM LAFCO**

M/S/C (Coats-Morales) that the Board adopt Resolution 2018.01 and authorize the General Manager/CEO to prepare and submit the application for reorganization to LAFCO.

**ROLL CALL VOTE:**

Coats: Yes

Morales: Yes

Smith: Yes

Carrillo: Yes

**ADOPT RESOLUTION 2018.05 DECLARING THAT VOLUNTEERS SHALL BE DEEMED TO BE EMPLOYEES OF THE DISTRICT FOR THE PURPOSE OF PROVIDING WORKERS' COMPENSATION COVERAGE**

The Human Resources/Risk Safety Manager provided brief information regarding proposed Resolution 2018.05; she stated recently the Special District Risk Management Authority (SDRMA) notified the District of a resolution that would need to be passed to comply with Section 3363.5 of the California Labor Code, which provides that a person who performs voluntary service for a public agency, be deemed to be an employee for workers' compensation purposes.

M/S/C (Morales-Smith) that the Board adopt Resolution 2018.05.

**BOARD OF DIRECTORS' REPORTS**

Director Coats reported on the following: on January 25 he attended a meeting with the Highland Historical Society where they discussed the Sterling Natural Resource Center; and on February 6 he attended San Bernardino Valley Municipal Water District Board meeting where they discussed the Hydroelectric Generation Unit.

Director Morales reported that on February 7 he attended the Association of California Water Agencies Region 9 meeting where he received a legislative update.

Vice Chairman Smith reported that on February 7 he attended the 2X2X2 Recycled Ad-Hoc Committee meeting where they discussed the LAFCO application for the Sterling Natural Resource Center; and on February 14 he attended the San Bernardino Valley Water Conservation District's Board meeting where they discussed the Groundwater Council Framework Agreement.

Chairman Carrillo reported that on February 27 he attended the 2X2X2 Recycled Ad-Hoc Committee meeting where they discussed the LAFCO application for the Sterling Natural Resource Center.

Information only.

### **GENERAL MANAGER/CEO REPORT**

The General Manager/CEO thanked staff for covering the District in his absence; and he stated that staff will be attending the Bear Valley Mutual Water Company annual meeting on February 20.

The General Manager/CEO updated the Board and public on the vacant seat on the Board of Directors; he stated that there were nine individuals that submitted applications; he will be meeting with each individual to provide them with information about the District and the responsibilities of becoming a board member; and a special meeting will be held on February 21 where the candidates will have the opportunity to present themselves to the Board.

The General Manager/CEO informed the Board of upcoming meetings and events:

- February 19, 2018 - District closed due to observance of President's Day
- February 21 @ 5:30 p.m. - Special Board meeting regarding Board Vacancy
- February 27 @ 3:30 p.m. - Finance & Human Resources Committee meeting

Information only.

### **LEGAL COUNSEL REPORT**

No report at this time.

### **BOARD OF DIRECTORS' COMMENTS**

Director Coats made the following statement: "Help ensure your water future by supporting the Sterling Natural Resource Center".

Chairman Carrillo offered his appreciation to everyone for coming to the board meeting and stated that he is glad that there is interest in the Board vacancy.

Information only.

**ADJOURN**

The meeting adjourned at 5:48 p.m.



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John Mura, Secretary



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Chris Carrillo, Board President

