

As a matter of proper business decorum, the Board of Directors respectfully request that all cell phones be turned off or placed on vibrate. To prevent any potential distraction of the proceeding, we request that side conversations be taken outside the meeting room.

**AGENDA**  
**REGULAR BOARD MEETING**  
**THREE VALLEYS MUNICIPAL WATER DISTRICT**  
**1021 E. MIRAMAR AVENUE, CLAREMONT, CA 91711**

**Wednesday, April 15, 2020**  
**8:00 a.m.**

**SPECIAL NOTICE OF TELECONFERENCE ACCESSIBILITY**

Pursuant to the provisions of Executive Order N-29-20 issued by Governor Newsom in response to the COVID-19 outbreak and as a precaution to our Board of Directors, staff and the public, Three Valleys MWD will hold its board meeting via teleconference. The public's physical attendance at the district is not allowed. The public may participate in the teleconference by clicking on the link below:

**<https://attendee.gotowebinar.com/register/8905178175782982924>**  
*(Dial-in instructions are provided after registering at the link above)*

Any member of the public wishing to participate in Public Comment may do so by filling out the speaker's card at the following link: **<https://arcg.is/0z5GqO>**

*The mission of Three Valleys Municipal Water District is to supplement and enhance local water supplies to meet our region's needs in a reliable and cost-effective manner.*

**Item 1 – Call to Order**

**Kuhn**

**Item 2 – Roll Call**

**Executive  
Assistant**

**Item 3 – Additions to Agenda** [Government Code Section 54954.2(b)(2)]

**Kuhn**

Additions to the agenda may be considered when two-thirds of the board members present determine a need for immediate action, and the need to act came to the attention of TVMWD after the agenda was posted; this exception requires a degree of urgency. If fewer than two-thirds of the board members are present, all must affirm the action to add an item to the agenda. *The Board shall call for public comment prior to voting to add any item to the agenda after posting.*

**Item 4 – Reorder Agenda**

**Kuhn**

**Item 5 – Public Comment** (Government Code Section 54954.3)

Kuhn

Opportunity for members of the public to directly address the Board on items of public interest within its jurisdiction. The public may also address the Board on items being considered on this agenda. TVMWD requests that all public speakers complete a speaker’s card and provide it to the Executive Assistant.

**We request that remarks be limited to five minutes or less. Pursuant to Government Code Section 54954.3, if speaker is utilizing a translator, the total allotted time will be doubled.**

**Item 6 – Consent Calendar**

Kuhn

The Board will consider consent calendar items 6.A – 6.G listed below. Consent calendar items are routine in nature and approved by a single motion. Any member of the Board may request that a specific item be pulled from the consent calendar for further discussion.

**6.A – Receive, Approve and File Minutes, March 2020 – [enc]**

- March 4, 2020 – Regular Board Meeting
- March 18, 2020 – Regular Board Meeting

**6.B – Receive, Approve and File Revised Minutes, February 2020 – [enc]**

- February 24, 2020 – Special Board Meeting

**6.C – Receive, Approve and File Financial Reports and Investment Update, March 2020 - [enc]**

- Change in Cash and Cash Equivalents Report
- Consolidated Listing of Investment Portfolio and Investment Report
- YTD District Budget Monthly Status Report
- Warrant List

**6.D – Imported Water Sales, March 2020 – [enc]**

The Board will review the imported water sales report for March 2020.

**6.E – Miramar Operations Report, March 2020 – [enc]**

The Board will review the Miramar Operations report for March 2020.

**6.F – Approve Director Expense Reports, March 2020 – [enc]**

The Board will consider approval of the March 2020 Director expense reports that include disclosure of per diem requests for meeting attendance and itemization of any expenses incurred by TVMWD.

**6.G – FY 2019-20 Encumbrance Carryforward – [enc]**

The Board will consider approval to carryforward funds for uncompleted projects from FY 19-20 to FY 20-21.

**Items 6.A – 6.G – Board Action Required**

Staff recommendation: Approve as presented

**Item 7 – General Manager’s Report**

Litchfield

*The Executive Leadership Team will provide brief updates on existing matters under their purview and will be available to respond to any questions thereof.*

**7.A – Legislative Update, April 2020 – [enc]**

Howie

The Board will be provided a current legislative status update.

**7.B – FY 2020-21 Budget Approval – [enc]**

Linthicum

The Board will consider approval of the FY 2020-21 budget. A public legal notice was published once on April 9, 2020, pursuant to Government Code 6061.

**Item 7.B – Board Action Required**

Staff Recommendation: Approve as presented

**7.C – Resolution No. 20-04-872 Adopting CY 2021 Water Rates and Charges – [enc]**

Linthicum

The Board will consider approval of Resolution No. 20-04-872 adopting CY 2021 Water Rates and Charges. A public legal notice was published once on April 9, 2020, pursuant to Government Code 6061.

**Item 7.C – Board Action Required**

Staff Recommendation: Approve as presented

**7.D – Resolution No. 20-04-873 Initiating Procedures to Fix, Adjust, Levy and Collect a Water Standby Charge – [enc]**

Linthicum

The Board will consider approval of Resolution No. 20-04-873 to initiate procedures for the FY 2020-21 Standby Charge.

**Item 7.D – Board Action Required**

Staff Recommendation: Approve as presented

**7.E – Chino Basin Watermaster 2020 Optimum Basin Management Program Update (OBMPU) Progress Report, February 2020– [enc]**

Litchfield

The Board will be provided an update on the Chino Basin Optimum Basin Management Program.

**7.F – Resolution No. 20-04-874 Adopting Personnel Policies Due to COVID-19 – [enc]**

Litchfield

The Board will consider approval of Resolution No. 20-04-874 enacting temporary Personnel Policies due to COVID-19.

**Item 7.F – Board Action Required**

Staff Recommendation: Approve as presented

**7.G – Discussion and Possible Action of Approval of General Manager’s Employment Agreement – [enc]**

Kuhn

The Board will consider approval of the General Manager’s Employment Agreement.

**Item 7.G – Board Action Required**

Staff Recommendation: Approve as presented

**Item 8 – Directors’ / General Manager’s Oral Reports**

Kuhn

Directors and the Managers may report on activities for meetings to which they are assigned to serve as the representative or alternate of TVMWD, and on other areas of interest.

**Item 9 – Future Agenda Items**

Kuhn

**Item 10 – Adjournment and Next Meeting**

Kuhn

The Board will adjourn to a Regular Board Meeting on Wednesday, May 6, 2020 at 8:00 a.m.

**American Disabilities Act Compliance Statement**

*Government Code Section 54954.2(a)*



*Any request for disability-related modifications or accommodations (including auxiliary aids or services) sought to participate in the above public meeting should be directed to the TVMWD’s Executive Assistant at (909) 621-5568 at least 24 hours prior to meeting.*

**Agenda items received after posting**

*Government Code Section 54957.5*

*Materials related to an item on this agenda submitted after distribution of the agenda packet are available for public review at the TVMWD office located at, 1021 East Miramar Avenue, Claremont, CA, 91711. The materials will also be posted on the TVMWD website at [www.threevalleys.com](http://www.threevalleys.com).*

*Three Valleys MWD Board Meeting packets and agendas are available for review on its website at [www.threevalleys.com](http://www.threevalleys.com).*

**MINUTES**  
**REGULAR BOARD OF DIRECTORS MEETING**  
**THREE VALLEYS MUNICIPAL WATER DISTRICT**

Wednesday, March 4, 2020

8:00 a.m.

**1. Call to Order**

The Board meeting was called to order at 8:00 a.m. at the District office located at 1021 East Miramar Avenue, Claremont, California. The presiding officer was President Bob Kuhn.

**2. Pledge of Allegiance**

The flag salute was led by President Bob Kuhn.

**3. Roll Call**

Roll call was taken with a quorum of the Board present.

**Directors Present**

Bob Kuhn, President  
 David De Jesus, Vice President  
 Carlos Goytia, Secretary  
 Brian Bowcock, Treasurer  
 Denise Jackman, Director  
 John Mendoza, Director (arrived  
 at 8:26 a.m.)  
 Jody Roberto, Director

**Staff Present**

Matt Litchfield, General Manager  
 Steve Kennedy, Legal Counsel  
 Dominique Aguiar, Operations Supervisor  
 Nadia Aguirre, Executive Assistant  
 Liz Cohn, Senior Financial Analyst  
 Freeman Ensign, Operations Supervisor  
 Karen Harberson, Compliance Specialist  
 Kirk Howie, Chief Administrative Officer  
 Tim Kellett, Chief Water Resources Officer  
 Steve Lang, Chief Operations Officer  
 James Linthicum, Chief Finance Officer  
 Robert Peng, I.T. Manager  
 Ben Peralta, Project Manager

Guests present: Ted Ebenkamp, Walnut Valley Water District; Ed Hilden, Walnut Valley Water District; Erik Hitchman, Walnut Valley Water District; Brian Teuber, Walnut Valley Water District; Tom Coleman, Rowland Water District; Tony Lima, Rowland Water District; Szu Pei Lu-Yang, Rowland Water District; Dave Warren, Rowland Water District; Ben Lewis, Golden State Water Company; Steve Patton, City of Glendora; Andy Malone, Wildermuth Environmental, Inc.; Chris McCarry, Chandler Asset Management; Jayson Schmitt, Chandler Asset Management; Lina Mira, Latino/a Roundtable; Victor Cerno, Engineering Contractors Association.

**4. Additions to Agenda**

No additions to the agenda were requested.

**5. Reorder Agenda**

No reorder to the agenda was requested.

**6. Public Comment**

President Kuhn called for public comment.

There was no public comment.

**7. Presentations**

Mr. Andy Malone from Wildermuth Environmental, Inc. gave a PowerPoint presentation on Satellite Mapping Systems. The Board had questions and comments for Mr. Malone and thanked him for an informative presentation.

Mr. Jayson Schmitt and Mr. Chris McCary from Chandler Asset Management provided an annual update of TVMWD's Investment Portfolio. President Kuhn requested an update in September 2020.

**8. General Manager's Report****8.A – Annual Investment Policy Review**

Mr. James Linthicum advised the Board that Chandler Asset Management has performed their annual review of the district's investment policy. There is a minor revision that is redlined in the policy. This Item will be moved to the March 18, 2020 Board meeting for consideration of approval.

**8.B – CSDA Commercial Card Program Rebate**

Mr. Linthicum reported California Special Districts Association (CSDA) partnered with Umpqua credit card company which the district has been using for over 1 year. The district earned a \$5,000 rebate for purchases of \$500,000 over the last year. There is no maximum on purchase or rebate amounts.

**8.C – FY 2020-21 Budget Workshop**

Mr. Linthicum reviewed the rate setting cycle for the next fiscal year. The district's discount that is provided to member agencies will change from \$10.00 per acre foot to \$12.00 per acre foot for 2021. Ms. Liz Cohn reviewed the Pass Through Fund that is made up of the MWD Ready to Serve (RTS) Charge and the MWD Capacity Charge. The RTS charge is increasing \$260,000 for the fiscal year and \$230,000 for calendar year 2021. The Standby Charge collected for the fiscal year will increase from \$19.23 to \$20.62 per EDU. The Capacity Charge is increasing \$260,000 for the fiscal year and \$340,000 for calendar year 2021. The rate will increase from \$8,800 to \$11,200 per CFS. MWD's untreated water rate is increasing \$25/AF and the treatment surcharge is increasing \$28/AF. The treated water rate will increase by 5%. The staff report includes vendors/contractors used in an ongoing basis by the

district. All board designated reserves are expected to be at or above the lower goal limits at the end of FY 20-21, including overall board designated reserves to meet the emergency goal of \$10M. Questions and a discussion ensued between Board and staff.

#### **8.D – FY 2020-21 Annual Purchase Orders**

Mr. Linthicum reviewed annual purchase orders for FY 2020-21. General purchases exceeding \$50,000 and public projects exceeding \$200,000 are to be approved by the Board. This Item will be moved to the March 18, 2020 Board meeting for consideration of approval. President Kuhn suggested increasing the General Manager's spending authority and requested to bring back for discussion at the April 1, 2020 Board meeting.

#### **8.E – Salary Schedule Effective July 1, 2020**

A draft of the salary schedule to be effective July 1, 2020 was reviewed. The salary schedule reflects a 3.17% increase to salary ranges based on the change from calendar year 2018 to 2019 in the Consumer Price Index – Urban Wage Earners and Clerical Workers. These ranges were included in calculating the budget for FY 2020-21. This item will be moved to the March 18, 2020 Board meeting for consideration of approval.

#### **8.F – Chino Basin Watermaster 2020 Optimum Basin Management Program Update (OBMPU) Progress Report, January 2020**

Mr. Litchfield briefed the Board on the status of the OBMP through January 2020. A Drafting Orientation session was held on March 2, 2020 to provide an overview of the draft IP and present a process to drafting a final IP Update along with an amendment to the Peace Agreement to accommodate the IP Update. Currently, the OBMP Update is on schedule.

#### **8.G – Resolution No. 20-03-868 Concurring in the Nomination of Director Denise Jackman to the CSDA Board of Directors Vacancy, Seat B Southern Network**

At the February 18, 2020 Board meeting, the Board nominated Director Jackman for the CSDA Board of Directors vacancy in the Southern Network, Seat B. A resolution is needed for Director Jackman to submit her nomination package to CSDA.

Upon motion and second, President Kuhn called for discussion. There being no discussion, President Kuhn called for the vote.

**Moved: Director Bowcock      Second: Director Goytia**  
**Motion No. 20-03-5267 – Approval of Resolution No. 20-03-868**  
**Motion passed unanimously by a 7-0 vote.**

## 8.H – CSDA Board of Directors Call for Nominations Seat C

CSDA is accepting nominations for the Board of Directors Seat C. The deadline to receive nominations is March 26, 2020. The Board did not make a nomination to move forward.

## 8.I – Projects Summary Update

Mr. Ben Peralta briefed the Board on the status of district projects. The Grand Ave Well Equipping Project is near completion. Electrical start up and testing will be performed this week. CEQA documentation for the Miragrand Well Project was approved at the February 19 Board meeting. Staff issued and executed a Professional Services Agreement with Geoscience and will begin preparations of the well drilling design and bid package. The Dry Chemical Building modifications were completed and as-built drawings have been submitted. Quotes for the Carport Replacement Project must be submitted by March 9, 2020 to be considered. Recommendations to award a contract will be brought to the March 18, 2020 Board meeting.

## 9. Closed Session

The Board convened into closed session at 10:02 a.m. to discuss the following items:

### 9.A – Conference with Legal Counsel – Anticipated Litigation

- Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)
- One potential case

### 9.B – Public Employee Performance Evaluation (Government Code Section 54957)

Title: General Manager Matthew Litchfield

### 9.C – Conference with Legal Counsel – Existing Litigation [Government Code Section 54956.9(d)(1)]

Name of Case: San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case No. CPF-10-510830 (Consolidated with Case No. CPF-12-512466)

The Board reconvened to regular session at 12:07 a.m. No reportable action was taken on any of the items.

## 10. Future Agenda Items

No future agenda items were requested.



**11. Adjournment**

The Board adjourned at 12:07 a.m. to its next regular Board meeting scheduled for Wednesday, March 18, 2020 at 8:00 a.m.

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Bob Kuhn  
*President, Board of Directors*  
Three Valleys Municipal Water District

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Recorded by: Nadia Aguirre  
Executive Assistant

DRAFT

**MINUTES  
REGULAR BOARD OF DIRECTORS MEETING  
THREE VALLEYS MUNICIPAL WATER DISTRICT**

**Wednesday, March 18, 2020  
8:00 a.m.**

**1. Call to Order**

The Board meeting was called to order at 8:01 a.m. at the District office located at 1021 East Miramar Avenue, Claremont, California. The presiding officer was President Bob Kuhn.

**2. Pledge of Allegiance**

The flag salute was led by President Bob Kuhn.

**3. Roll Call**

Roll call was taken with a quorum of the Board present.

**Directors Present**

Bob Kuhn, President  
David De Jesus, Vice President  
Carlos Goytia, Secretary  
Brian Bowcock, Treasurer  
Denise Jackman, Director  
John Mendoza, Director  
Jody Roberto, Director

**Staff Present**

Matt Litchfield, General Manager  
Steve Kennedy, Legal Counsel  
Nadia Aguirre, Executive Assistant  
Wendy Galarneau, HR /Risk Manager  
Kirk Howie, Chief Administrative Officer  
Tim Kellett, Chief Water Resources Officer  
Steve Lang, Chief Operations Officer  
James Linthicum, Chief Financial Officer  
Robert Peng, I.T. Manager

Guest present: Tom Coleman, Rowland Water District; Tony Lima, Rowland Water District; Dave Warren, Rowland Water District.

Virtual Attendees: Liz Cohn, TVMWD; Freeman Ensign, TVMWD; Karen Harberson, TVMWD; Victor Carno; Gregory Foster; Victoria Hahn; James Lee; Ben Lewis; Szu Pei Lu; Arturo Montes.

**4. Additions to Agenda**

No additions to the agenda were requested.

**5. Reorder Agenda**

No reorder to the agenda was requested.

**6. Public Comment**

President Kuhn called for public comment and there was none.

**7. Consent Calendar**

The Board was asked to consider consent calendar items (7.A - 7.J) for the March 18, 2020 Board meeting that included: (7.A) Receive, Approve and File Minutes, February 5, 2020; February 19, 2020; February 24, 2020; (7.B) Receive, Approve and File Financial Reports and Investment Update, February 2020; (7.C) Imported Water Sales, February 2020; (7.D) Miramar Operations Report, February 2020; (7.E) Approve Director Expense Reports, February 2020; (7.F) Approval of Resolution No. 20-03-869 Tax Sharing Exchange CLMD 1687, Annexation of Petition No. 79-718; (7.G) Approval of Resolution No. 20-03-870 Tax Sharing Exchange CLMD 1687, Annexation of Project No. 74433; (7.H) Resolution No. 20-03-871 Adoption of Annual Investment Policy; (7.I) Approve FY 2020-21 Annual Purchase Orders; (7.J) Approve Salary Schedule Effective July 1, 2020.

Upon motion, President Kuhn called for discussion. There being no discussion, President Kuhn called for the vote.

**Moved: Director Roberto**                      **Second: Director Goytia**  
**Motion No. 20-03-5268 – Approval of Consent Calendar Items 7.A –**  
**7.J for March 18, 2020.**  
**Motion passed by a 7-0 vote.**

**8. General Manager's Report****8.A – Legislative Update, March 2020**

Mr. Kirk Howie provided the Board with a brief update on legislative activities TVMWD engaged in through to March 2020. A custom update of action bills will be provided at the April board meeting. A recap of the statewide Presidential Primary Election was provided. In regards to AWIA, the district has complied with the initial phase to conduct a Risk and Resilience Assessment of the water system. The district is in the process of finalizing the report and submitting self-certification to the USEPA by the March 31, 2020 deadline. The final phase requires the completion of an Emergency Response Plan by September 30, 2020. President Kuhn requested to add an item on the April 1, 2020 board meeting agenda supporting natural gas bill SB 1352.

**8.B – Approval of Non-Binding Letter of Intent with Metropolitan Water District of Southern California-Regional Recycled Water Project**

Mr. Matthew Litchfield asked the Board to approve the non-binding Letter of Intent (LOI) with MWD and authorization to execute the letter. This will allow the district to enter into a future Memorandum of Understanding for participation and collaboration in the advanced water treatment facility. The LOI was drafted with terms and conditions that will be acceptable to all parties including MWD, Main San Gabriel Watermaster, and Upper San Gabriel Valley Municipal Water District. Mr. Litchfield

will continue working with the other agencies to finalize the letter of intent. Mr. Litchfield requested from the Board the authority to negotiate any non-substantive issues in the LOI and stated that if any substantive changes are made, the revised LOI will be brought back to the Board for consideration,

Upon motion and second, President Kuhn called for discussion. There being no further discussion, President Kuhn called for the vote.

<b>Moved: Director De Jesus</b>	<b>Second: Director Bowcock</b>
<b>Motion No. 20-03-5269 – Approval of Non-Binding Letter of Intent with MWD-Regional Recycled Water Project</b>	
<b>Motion passed by a 7-0 vote.</b>	

### 8.C – Discussion of Teleconferencing Options for Board Meetings

The recent outbreak of COVID-19 and quarantine guidelines set forth by Governor Newsom and President Trump has brought up the discussion of teleconferencing options for the district's board meetings. Governor Newsom relaxed Brown Act restrictions with Executive Order N-25-20. A GoTo webinar/call-in option was set up to allow members of the public and member agencies to attend district board meetings virtually. Directors also have the option to attend future board meetings via GoTo Webinar during the pandemic.

## 9. Directors' / General Manager's Oral Reports

Director Jackman advised the kickoff meeting for the CSDA SGV Chapter on March 18, 2020 will be rescheduled.

Director Mendoza had nothing to report.

Director Roberto attended the ACWA Symposium in Sacramento with Mr. Howie last week and was introduced to district lobbyist Mr. Arnold.

Director Bowcock reported on the closing of local colleges, city hall and police department lobby due to COVID-19.

Director Kuhn reported the WQA has gone to a modified work schedule during the COVID-19 quarantine.

Director De Jesus reported on the retirement announcement of MWD's General Manager Jeffrey Kightlinger.

Director Goytia had nothing to report.

Mr. Litchfield reported on the modified work schedule and social distancing rules implemented during the COVID-19 quarantine. Ms. Wendy Galarneau and Mr. Steve Lang provided the details of the modified work schedule for Administration and Operations. Mr. Lang also thanked Ms. Karen Harberson for her work in submitting an application to ACWA JPIA resulting in the district receiving a \$10,000 award.

## 10. Closed Session

### 10.A – Conference with Legal Counsel – Anticipated Litigation

- Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)
- One potential case

### 10.B – Public Employee Performance Evaluation (Government Code Section 54957)

Title: Matthew Litchfield, General Manager

### 10.C - Conference with Labor Negotiators (Government Code Section 54957.6)

- District Designated Representative: Steven M. Kennedy General Counsel
- Unrepresented Employee: Matthew H. Litchfield, General Manager

### 10.D - Conference with Legal Counsel – Existing Litigation [Government Code Section 54956.9(d)(1)]

Name of Case: San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case No. CPF-10-510830 (Consolidated with Case No. CPF-12-512466)

The Board convened into closed session at 9:15 a.m. to discuss the above-mentioned items. They reconvened out of closed session at 10:35 a.m. No reportable action was taken on any of the items.

## 11. Future Agenda Items

No future agenda items were requested.

**12. Adjournment**

The Board adjourned at 10:35 a.m. to its next regular meeting scheduled for Wednesday, April 1, 2020.

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Bob Kuhn  
*President, Board of Directors*  
Three Valleys Municipal Water District

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Recorded by: Nadia Aguirre  
Executive Assistant

DRAFT

**REVISED MINUTES**  
**SPECIAL BOARD OF DIRECTORS MEETING**  
**THREE VALLEYS MUNICIPAL WATER DISTRICT**

**Monday, February 24, 2020**  
**8:00 a.m.**

**1. Call to Order**

The Special Board of Directors meeting was called to order at 8:00 a.m. at the District office located at 1021 East Miramar Avenue, Claremont, California. The presiding officer was President Bob Kuhn.

**2. Pledge of Allegiance**

The flag salute was led by President Bob Kuhn.

**3. Roll Call**

Roll call was taken with a quorum of the Board present.

**Directors Present**

Bob Kuhn, President  
 David De Jesus, Vice President  
 Carlos Goytia, Secretary  
 Brian Bowcock, Treasurer  
 John Mendoza, Director  
 Jody Roberto, Director

**Staff Present**

Matt Litchfield, General Manager  
 Steve Kennedy, Legal Counsel  
 Dominique Aguiar, Operations Supervisor  
 Nadia Aguirre, Executive Assistant  
 Kirk Howie, Chief Administrative Officer  
 Steve Lang, Chief Operations Officer  
 Robert Peng, I.T. Manager

**Directors Absent**

Denise Jackman, Director

Guests present: Ted Ebenkamp, Walnut Valley Water District; Ed Hilden, Walnut Valley Water District; Jennifer Stark, City of Claremont; John Brettl, Suburban Water Systems; Jim Leach; Laer Pearce; Neal Desai; Deborah Adler; Victor Cerno; Gregory Foster; Rich Lambros; Don Bremner; Jose Garcia; Eliah Perona; Robin Smith; Richard Licesio; Art Velador; Juan Serrato; Alex Zamora; Efrain Lopez; Ralph Velador; Jose Radillo; Jayson Baiz; Sorrel Stielstra; Lynn Yann; Roman Nava; Bill Quisenberry; Michael Luna; Taylor Valmores; Mary Ann Lutz; George Bocanegra; Angel Esparza; Juan Olmedo; Emmett Cromwell; Joseph Lyons; DeAndre Valencia; Daniel Little; Marci Stanage; Michael Lewis; Joel Velazquez; Alex Artiaga; Bob Pacheco; Robert Paull; Miles Kenney; Mike Madrid; Cameron Griffin; Charles Hepperle; Jim Leach; Pamela Nagler; Steven Nagler; Brad Jensen; Ray Salas; Daniel Engle; Jose Ramirez; Deangeles Gilbert; Kris Murray; Thomas Ruiz.

**4. Public Comment**

President Kuhn called for public comment.

Ms. Mary Ann Lutz, Monrovia resident, spoke in opposition of the Cadiz study.

Mr. Richard Lambros, Engineering Contractors Association, spoke in support of the Cadiz study.

Mr. Cameron Griffin, the office of Senator Ling Ling Chang, read a letter written by Senator Chang supporting the Cadiz study.

Mr. Roman Nava, Building Industry Association, congratulated Director Roberto on her appointment and spoke in support of the Cadiz study.

Mr. Charles Hepperle, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Jayson Baiz, LiUna Union member, spoke in support of the Cadiz study.

Ms. Deborah Adler, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Jim Leach, Santa Margarita Water District, spoke in support of the Cadiz study.

Ms. Pamela Nagler, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Steven Nagler, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Brad Jensen, SGV Economic Partnership, spoke in support of the Cadiz study.

Ms. Robin Smith, Sierra Club Task Force, spoke in opposition of the Cadiz study.

Ms. Jennifer Stark, Claremont resident, spoke in opposition of the Cadiz study.

Mr. Jose Radillo, LiUna Union member, spoke in support of the Cadiz study.

Ms. Eliah Perona, Los Angeles resident, spoke in opposition of the Cadiz study.

Mr. Don Bremner, Pasadena resident, spoke in opposition of the Cadiz study.

Ms. Sorrel Stielstra, Sustainable Claremont, read a resolution in opposition of the Cadiz study.

Mr. Laer Pearce, Santa Margarita Water District rate payer, spoke in support of the Cadiz study.

Mr. Joseph Lyons, Claremont resident, spoke in opposition of the Cadiz study.

Mr. DeAndre Valencia, Biz Fed, spoke in support of the Cadiz study.



Mr. Angel Esparza, SW Regional Council of Carpenters, spoke in support of the Cadiz study.

Mr. Ray Salas, Laborers Union 783, spoke in support of the Cadiz study.

Mr. Daniel Engle, Laborers Union 783, spoke in support of the Cadiz study.

Mr. Jose Ramirez, Laborers Union 783, spoke in support of the Cadiz study.

Mr. Michael Lewis, Construction Industry Coalition, spoke in support of the Cadiz study.

Mr. Deangeles Gilbert, Laborers Union 783, spoke in support of the Cadiz study.

Ms. Kris Murray, Southern California Water Coalition, spoke in support of the Cadiz study.

Mr. Robert Paull, Native American Land Conservancy, spoke in opposition of the Cadiz study.

Mr. Alex Artiaga, Laborers Union 783, spoke in support of the Cadiz study.

Mr. Thomas Ruiz, Laborers Union 783, spoke in support of the Cadiz study.

## **5. Cadiz Valley Groundwater Conservation, Recovery, and Storage Project**

Mr. Anthony Brown of Aquilogic Inc. and Mr. Paul Bauman of Advisian, briefed the Board of the overall Scoping Plan for the Bonanza Spring Study and approval to fund the field program (Phase II) **or** both Phase II and data analyses and reporting (Phase III). The goal of the independent study is to answer definitively whether a hydrologic connection exists between the Cadiz Water Conservation and Storage Project (Cadiz Project) and Bonanza Spring. If a connection exists, determine whether the Cadiz Project can proceed in a manner protective to the spring and if necessary, recommend amendments to the GMMP to protect the spring. The Board requested for Mr. Brown to attend quarterly Board meetings and provide progress reports. The final results are to be presented at a Board meeting in February 2021.

Mr. Neal Desai and Mr. John Monsen from the National Parks Conservation Association presented a PowerPoint and requested to not authorize moving forward with the study.

President Kuhn invited Mr. Joseph Lyons to participate in the Cadiz study on a peer review basis. Mr. Lyons agreed to participate in the peer review if the Board votes to move forward with the study.

Upon discussion by the Board, Director Mendoza moved to approve proceeding with Phase II and Phase III of the study with quarterly reports.

<p><b>Moved: Director Mendoza                      Second: Director Bowcock</b> <b>Ayes: Bowcock, De Jesus, Kuhn, Mendoza</b> <b>Noes: Goytia</b> <b>Abstain: Roberto</b> <b>Absent: Jackman</b> <b>Motion No. 20-02-5267 Approval of Phase II and Phase III scope of work with quarterly reports.</b> <b>Motion passed by a 4-1-1 vote; Director Jackman was absent.</b></p>
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**6. Future Agenda Items**

No future agenda items were requested.

**7. Adjournment**

The Board adjourned at 11:24 a.m. to its next regular meeting scheduled on Wednesday, March 4, 2020 at 8:00 a.m.

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Bob Kuhn  
*President, Board of Directors*  
Three Valleys Municipal Water District

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Recorded by: Nadia Aguirre  
Executive Assistant



## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** April 15, 2020  
**Subject:** Change in Cash and Cash Equivalents Report

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<input type="checkbox"/>	<b>For Action</b>	<input type="checkbox"/>	<b>Fiscal Impact</b>	<b>\$</b>
<input checked="" type="checkbox"/>	<b>Information Only</b>	<input type="checkbox"/>	<b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**No Action Necessary – Informational Item Only**

**Discussion:**

Attached for your review is the Change in Cash and Cash Equivalents Report for the period ending March 31, 2020.

**Strategic Plan Objective(s):**

3.1 – Utilize and comply with a set of financial policies to maintain TVMWD’s financial health

**Attachment(s):**

Exhibit A – Change in Cash and Cash Equivalents Report

**Meeting History:**

None

NA/LC



## CHANGE IN CASH AND CASH EQUIVALENTS REPORT

March 1 through March 31, 2020

		<u>CASH</u>	<u>CASH EQUIVALENTS</u>
SUMMARY 03/31/2020			
	Petty Cash	6,000.00	
	Local Agency Investment Fund		48,233.23
	California Asset Management Program(CAMP)		11,542.14
	General Checking	1,301,427.98	
	Sweep Account	9,443.98	
	U.S. Bank	5,000.00	
	<b>TOTAL CASH IN BANKS &amp; ON HAND</b>	<b>\$ 1,321,871.96</b>	<b>\$ 59,775.37</b>
	TOTAL CASH IN BANKS & ON HAND 03/31/20	\$ 1,321,871.96	\$ 59,775.37
	TOTAL CASH IN BANKS & ON HAND 02/29/20	\$ 1,199,685.31	\$ 59,760.75
	<b>PERIOD INCREASE (DECREASE)</b>	<b>\$ 122,186.65</b>	<b>\$ 14.62</b>
CHANGE IN CASH POSITION DUE TO:			
	Water Sales/Charges Revenue	3,801,261.95	
	Interest Revenue	251.79	
	Subvention/RTS Standby Charge Revenue	10,367.87	
	Hydroelectric Revenue	315.76	
	Other Revenue	57,894.69	
	Cadiz Water Project Peer Review		
	Investment Xfer From Chandler Asset Mgt		
	LAIF Quarterly Interest		
	California Asset Mgmt Program Interest		14.62
	Transfer from LAIF		
	Transfer to LAIF		
	INFLOWS	3,870,092.06	14.62
	Expenditures	(3,656,678.63)	
	Current Month Outstanding Payables	59,085.13	
	Prior Month Cleared Payables	(146,642.97)	
	Bank/FSA Svc Fees	(350.00)	
	HRA/HSA Payment	(3,318.94)	
	PARS Pension Trust		
	Investment Xfer to CA Asset Mgt Pgm		
	Transfer from LAIF		
	Transfer From CAMP		
	OUTFLOWS	(3,747,905.41)	-
	<b>PERIOD INCREASE (DECREASE)</b>	<b>122,186.65</b>	<b>14.62</b>



**THREE VALLEYS MUNICIPAL WATER DISTRICT**  
**CONSOLIDATED LISTING OF INVESTMENT PORTFOLIO**  
 March 31, 2020

ITEM	BOOK YIELD	BOOK VALUE	PAR VALUE	MARKET VALUE
<b>Chandler Asset Management</b>				
ABS - Asset Backed Securities	3.02%	245,082.72	245,090.33	247,014.66
Bonds - Agency	1.93%	1,185,733.40	1,172,000.00	1,232,515.74
Commercial Paper	0.00%	0.00	0.00	0.00
Money Market Fund	0.12%	11,528.00	11,528.00	11,528.00
Supranational	0.00%	0.00	0.00	0.00
US Corporate	3.01%	860,341.98	870,000.00	883,269.37
US Treasury	1.86%	862,935.83	855,000.00	907,785.11
	<b>2.29%</b>	<b>3,165,621.93</b>	<b>3,153,618.33</b>	<b>3,282,112.88</b>
Local Agency Invest Fund TVMWD	1.91%	48,233.23	48,233.23	48,233.23
California Asset Management Program	1.50%	11,542.14	11,542.14	11,542.14
<b>Reserve Fund</b>		<b>\$ 3,225,397.30</b>	<b>\$ 3,213,393.70</b>	<b>\$ 3,341,888.25</b>
<hr/>				
Checking (Citizens)	0.65%	1301427.98	1,301,427.98	1,301,427.98
Sweep Account (Citizens)	0.40%	9443.98	9,443.98	9,443.98
Emergency Checking (U.S. Bank)	0.00%	5,000.00	5,000.00	5,000.00
Petty Cash Fund	0.00%	6,000.00	6,000.00	6,000.00
<b>Working Cash</b>		<b>\$ 1,321,871.96</b>	<b>\$ 1,321,871.96</b>	<b>\$ 1,321,871.96</b>
<hr/>				
<b>TOTAL PORTFOLIO</b>	<b>1.81%</b>	<b>\$ 4,547,269.26</b>	<b>\$ 4,535,265.66</b>	<b>\$ 4,663,760.21</b>

I certify that this report accurately reflects all investments of Three Valleys Municipal Water District and that all investments and this report are in conformity with Sections 53600 et seq of the California Government Code and the District's annual statement of investment policy (Resolution 19-02-845). The District's investment program herein shown provides sufficient cash flow and liquidity to meet all budgeted expenditures for the next six months.

MATTHEW H. LITCHFIELD, General Manager/Assistant Treasurer

# Three Valleys Municipal Water District - Account #10065

## MONTHLY ACCOUNT STATEMENT

MARCH 1, 2020 THROUGH MARCH 31, 2020

### Chandler Team:

For questions about your account, please call (800) 317-4747,  
or contact [operations@chandlerasset.com](mailto:operations@chandlerasset.com)

### Custodian

US Bank  
Christopher Isles  
(503) 464-3685

**CHANDLER ASSET MANAGEMENT**  
chandlerasset.com

*Information contained herein is confidential. We urge you to compare this statement to the one you receive from your qualified custodian. Please see Important Disclosures.*

**PORTFOLIO CHARACTERISTICS**

Average Modified Duration	2.47
Average Coupon	2.34%
Average Purchase YTM	2.28%
Average Market YTM	0.92%
Average S&P/Moody Rating	AA/Aa1
Average Final Maturity	2.76 yrs
Average Life	2.57 yrs

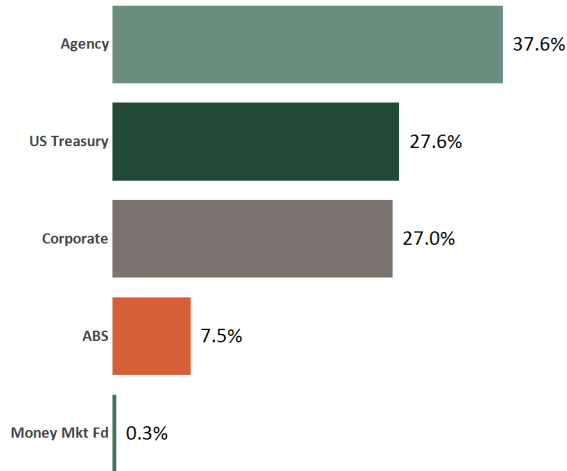
**ACCOUNT SUMMARY**

	Beg. Values as of 2/29/20	End Values as of 3/31/20
Market Value	3,254,153	3,282,113
Accrued Interest	17,635	12,846
<b>Total Market Value</b>	<b>3,271,788</b>	<b>3,294,959</b>
Income Earned	6,562	6,166
Cont/WD		-455
Par	3,143,559	3,153,618
Book Value	3,155,122	3,165,622
Cost Value	3,151,874	3,162,505

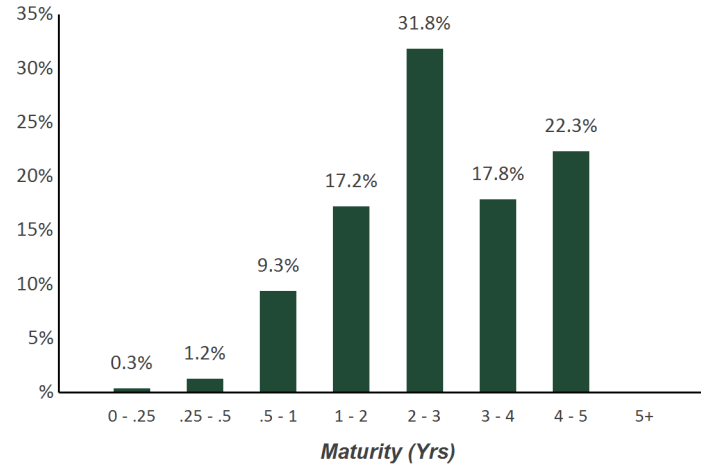
**TOP ISSUERS**

Government of United States	27.6%
Federal Home Loan Bank	11.6%
Federal Home Loan Mortgage Corp	10.2%
Federal National Mortgage Assoc	9.2%
Federal Farm Credit Bank	6.5%
Apple Inc	4.0%
JP Morgan Chase & Co	3.9%
John Deere ABS	3.9%
<b>Total</b>	<b>76.9%</b>

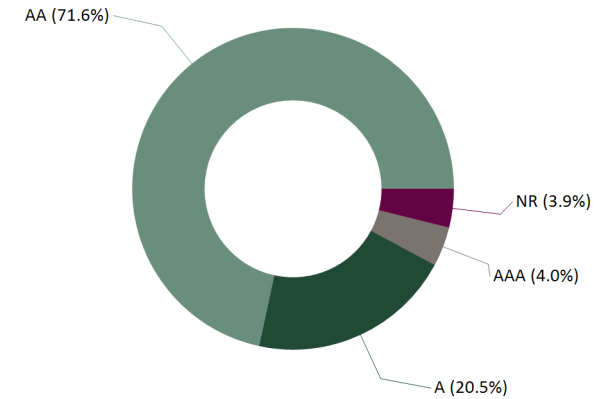
**SECTOR ALLOCATION**



**MATURITY DISTRIBUTION**



**CREDIT QUALITY (S&P)**



**PERFORMANCE REVIEW**

TOTAL RATE OF RETURN	1M	3M	YTD	1YR	Annualized				
					2YRS	3YRS	5YRS	10YRS	4/30/2009
Three Valleys Municipal Water District	0.72%	2.63%	2.63%	6.09%	4.74%	3.20%	2.30%	2.17%	2.21%
ICE BAML 1-5 Year US Treasury/Agency Index	1.69%	3.75%	3.75%	6.80%	4.95%	3.25%	2.25%	1.99%	2.00%

# Statement of Compliance

As of March 31, 2020

## Three Valleys Municipal Water District

Assets managed by Chandler Asset Management are in full compliance with state law and with the District's investment policy.

Category	Standard	Comment
Treasury Issues	No Limitation	Complies
Agency Issues	No Limitation	Complies
Municipal Securities/ Local Agency Bonds	Bonds issued by TVMWD; Issued by local agency within the state of California, including pooled investment accounts sponsored by the state of California, County Treasurers, or Joint Power Agencies	Complies
Supranationals	Issued by IBRD, IFC or IADB only; "AA" rated or higher by a NRSRO; 30% maximum; 10% max per issuer	Complies
Banker's Acceptances	"A" rated or higher by a NRSRO; 40% maximum; 5% max per issuer; 180 days max maturity	Complies
Commercial Paper	"A-1" rated or equivalent by a NRSRO; "A" rated issuer or equivalent by a NRSRO; 25% maximum; 5% max per issuer; 270 days max maturity; Issuer must be organized and operating within the US, have AUM >\$500 mil	Complies
Corporate Medium Term Notes	"A" rated or better by a NRSRO; 30% maximum; 5% max per issuer; Issued by corporations organized and operating within the U.S. or by depository institutions licensed by the U.S.	Complies
Negotiable Certificates of Deposit	30% maximum; 5% max per issuer	Complies
Certificates of Deposits/Time Deposit	Collateralized/ FDIC insured	Complies
Money Market Mutual Funds	"AAA" rated by 2 NRSROs; 20% maximum; 10% per fund	Complies
Mortgage Pass-throughs, CMOs and Asset Backed Securities	"AA" rated or higher by a NRSRO; 20% maximum; 5% max per issuer	Complies
Local Agency Investment Fund - LAIF	Max program limitation	Complies
Repurchase Agreements	102% Collateralized; 1year max maturity	Complies
Reverse Repurchase Agreements	20% maximum; 92 days max maturity	Complies
Prohibited Securities	Inverse floaters; Ranges notes, Interest-only strips from mortgaged backed securities; Zero interest accrual securities	Complies
Max Per Issuer	5% of portfolio per issuer (except U.S. Government, Agencies/GSEs, Supranationals, Money Market Mutual Funds, LAIF, LGIP)	Complies
Maximum maturity	5 years	Complies



## Reconciliation Summary

As of March 31, 2020



BOOK VALUE RECONCILIATION		
<b>BEGINNING BOOK VALUE</b>		<b>\$3,155,121.97</b>
<b>Acquisition</b>		
+ Security Purchases	\$22,571.34	
+ Money Market Fund Purchases	\$16,363.16	
+ Money Market Contributions	\$0.00	
+ Security Contributions	\$0.00	
+ Security Transfers	\$0.00	
<b>Total Acquisitions</b>		<b>\$38,934.50</b>
<b>Dispositions</b>		
- Security Sales	\$0.00	
- Money Market Fund Sales	\$22,608.92	
- MMF Withdrawals	\$454.58	
- Security Withdrawals	\$0.00	
- Security Transfers	\$0.00	
- Other Dispositions	\$0.00	
- Maturities	\$0.00	
- Calls	\$0.00	
- Principal Paydowns	\$5,240.65	
<b>Total Dispositions</b>		<b>\$28,304.15</b>
<b>Amortization/Accretion</b>		
+/- Net Accretion	(\$130.39)	
		(\$130.39)
<b>Gain/Loss on Dispositions</b>		
+/- Realized Gain/Loss	\$0.00	
		\$0.00
<b>ENDING BOOK VALUE</b>		<b>\$3,165,621.93</b>

CASH TRANSACTION SUMMARY		
<b>BEGINNING BALANCE</b>		<b>\$18,228.34</b>
<b>Acquisition</b>		
Contributions	\$0.00	
Security Sale Proceeds	\$0.00	
Accrued Interest Received	\$0.00	
Interest Received	\$10,978.56	
Dividend Received	\$143.95	
Principal on Maturities	\$0.00	
Interest on Maturities	\$0.00	
Calls/Redemption (Principal)	\$0.00	
Interest from Calls/Redemption	\$0.00	
Principal Paydown	\$5,240.65	
<b>Total Acquisitions</b>	<b>\$16,363.16</b>	
<b>Dispositions</b>		
Withdrawals	\$454.58	
Security Purchase	\$22,571.34	
Accrued Interest Paid	\$37.58	
<b>Total Dispositions</b>	<b>\$23,063.50</b>	
<b>ENDING BOOK VALUE</b>		<b>\$11,528.00</b>

CUSIP	Security Description	Par Value/Units	Purchase Date Book Yield	Cost Value Book Value	Mkt Price Mkt YTM	Market Value Accrued Int.	% of Port. Gain/Loss	Moody/S&P Fitch	Maturity Duration
<b>ABS</b>									
47788BAD6	John Deere Owner Trust 2017-B A3 1.82% Due 10/15/2021	5,448.20	07/11/2017 1.83%	5,447.81 5,448.06	99.63 3.56%	5,428.26 4.41	0.16% (19.80)	Aaa / NR AAA	1.54 0.21
47788CAC6	John Deere Owner Trust 2018-A A3 2.66% Due 4/18/2022	21,724.93	02/21/2018 2.68%	21,723.37 21,724.16	99.27 0.41%	21,566.24 25.68	0.66% (157.92)	Aaa / NR AAA	2.05 0.43
43814UAG4	Honda Auto Receivables Trust 2018-2 A3 3.01% Due 5/18/2022	37,917.20	05/22/2018 3.03%	37,916.38 37,916.76	100.59 2.11%	38,139.24 41.21	1.16% 222.48	NR / AAA AAA	2.13 0.64
47788EAC2	John Deere Owner Trust 2018-B A3 3.08% Due 11/15/2022	100,000.00	07/18/2018 3.10%	99,992.42 99,995.39	100.62 2.16%	100,623.40 136.89	3.06% 628.01	Aaa / NR AAA	2.63 0.66
65479GAD1	Nissan Auto Receivables Trust 2018-B A3 3.06% Due 3/15/2023	80,000.00	07/17/2018 3.08%	79,997.41 79,998.35	101.57 1.41%	81,257.52 108.80	2.47% 1,259.17	Aaa / AAA NR	2.96 0.94
<b>Total ABS</b>		<b>245,090.33</b>	<b>3.02%</b>	<b>245,077.39</b> <b>245,082.72</b>	<b>1.78%</b>	<b>247,014.66</b> <b>316.99</b>	<b>7.51%</b> <b>1,931.94</b>	<b>Aaa / AAA</b> <b>AAA</b>	<b>2.58</b> <b>0.72</b>
<b>AGENCY</b>									
3135G0J20	FNMA Note 1.375% Due 2/26/2021	100,000.00	Various 1.38%	99,970.84 99,997.39	100.95 0.32%	100,950.20 133.68	3.07% 952.81	Aaa / AA+ AAA	0.91 0.90
3135G0K69	FNMA Note 1.25% Due 5/6/2021	100,000.00	06/29/2016 1.18%	100,340.00 100,076.79	100.80 0.52%	100,799.30 503.47	3.07% 722.51	Aaa / AA+ AAA	1.10 1.09
3137EAEC9	FHLMC Note 1.125% Due 8/12/2021	100,000.00	08/30/2016 1.33%	99,019.00 99,729.64	101.03 0.37%	101,027.40 153.13	3.07% 1,297.76	Aaa / AA+ AAA	1.37 1.35
3135G0Q89	FNMA Note 1.375% Due 10/7/2021	100,000.00	10/27/2016 1.50%	99,391.00 99,813.08	101.45 0.41%	101,454.60 664.58	3.10% 1,641.52	Aaa / AA+ AAA	1.52 1.49
3130AABG2	FHLB Note 1.875% Due 11/29/2021	50,000.00	12/28/2016 2.10%	49,485.00 49,825.94	102.39 0.43%	51,194.05 317.71	1.56% 1,368.11	Aaa / AA+ AAA	1.67 1.63
3137EADB2	FHLMC Note 2.375% Due 1/13/2022	100,000.00	01/27/2017 2.03%	101,596.70 100,575.48	103.51 0.40%	103,506.50 514.58	3.16% 2,931.02	Aaa / AA+ AAA	1.79 1.75
3133EAYP7	FFCB Note 1.95% Due 7/19/2022	100,000.00	07/28/2017 1.92%	100,138.00 100,063.83	103.10 0.59%	103,102.70 390.00	3.14% 3,038.87	Aaa / AA+ AAA	2.30 2.25
3137EAEN5	FHLMC Note 2.75% Due 6/19/2023	100,000.00	09/27/2018 3.03%	98,785.00 99,173.10	107.13 0.51%	107,131.80 779.17	3.28% 7,958.70	Aaa / AA+ AAA	3.22 3.08

CUSIP	Security Description	Par Value/Units	Purchase Date Book Yield	Cost Value Book Value	Mkt Price Mkt YTM	Market Value Accrued Int.	% of Port. Gain/Loss	Moody/S&P Fitch	Maturity Duration
<b>AGENCY</b>									
313383YJ4	FHLB Note 3.375% Due 9/8/2023	100,000.00	02/26/2019 2.57%	103,413.00 102,589.67	110.11 0.41%	110,105.50 215.63	3.35% 7,515.83	Aaa / AA+ NR	3.44 3.27
3133EDBU5	FFCB Note 3.5% Due 12/20/2023	100,000.00	01/16/2019 2.74%	103,486.00 102,632.92	109.91 0.79%	109,911.30 981.94	3.37% 7,278.38	Aaa / AA+ AAA	3.72 3.49
3130A1XJ2	FHLB Note 2.875% Due 6/14/2024	100,000.00	06/18/2019 1.96%	104,323.00 103,642.04	110.47 0.36%	110,466.90 854.51	3.38% 6,824.86	Aaa / AA+ NR	4.21 3.96
3130A2UW4	FHLB Note 2.875% Due 9/13/2024	100,000.00	10/21/2019 1.69%	105,547.00 105,044.42	109.91 0.61%	109,908.80 143.75	3.34% 4,864.38	Aaa / AA+ AAA	4.46 4.20
3137EAEP0	FHLMC Note 1.5% Due 2/12/2025	22,000.00	03/24/2020 0.95%	22,571.34 22,569.10	104.35 0.59%	22,956.69 43.08	0.70% 387.59	Aaa / AA+ AAA	4.87 4.69
<b>Total Agency</b>		<b>1,172,000.00</b>	<b>1.93%</b>	<b>1,188,065.88</b> <b>1,185,733.40</b>	<b>0.48%</b>	<b>1,232,515.74</b> <b>5,695.23</b>	<b>37.58%</b> <b>46,782.34</b>	<b>Aaa / AA+</b> <b>AAA</b>	<b>2.60</b> <b>2.49</b>
<b>CORPORATE</b>									
857477AS2	State Street Bank Note 2.55% Due 8/18/2020	40,000.00	06/28/2017 1.86%	40,839.20 40,101.79	100.16 2.11%	40,064.80 121.83	1.22% (36.99)	A1 / A AA-	0.38 0.38
00440EAT4	Chubb INA Holdings Inc Callable Note Cont 10/3/2020 2.3% Due 11/3/2020	125,000.00	02/06/2017 2.16%	125,588.75 125,081.77	100.11 2.07%	125,133.50 1,181.94	3.83% 51.73	A3 / A A	0.59 0.50
084670BQ0	Berkshire Hathaway Callable Note Cont 2/15/2021 2.2% Due 3/15/2021	80,000.00	03/23/2018 2.69%	78,880.00 79,640.44	100.48 1.64%	80,382.56 78.22	2.44% 742.12	Aa2 / AA A+	0.96 0.86
44932HAC7	IBM Credit Corp Note 2.2% Due 9/8/2022	125,000.00	12/28/2017 2.60%	122,780.00 123,847.93	101.75 1.46%	127,191.38 175.69	3.87% 3,343.45	A2 / A NR	2.44 2.37
48128BAB7	JP Morgan Chase & Co Callable Note 1X 1/15/2022 2.972% Due 1/15/2023	125,000.00	10/30/2018 3.73%	121,335.00 122,570.18	101.62 2.04%	127,025.00 784.28	3.88% 4,454.82	A2 / A- AA-	2.79 1.73
808513AT2	Charles Schwab Corp Callable Note Cont 12/25/2022 2.65% Due 1/25/2023	125,000.00	06/01/2018 3.31%	121,453.75 122,847.14	101.45 2.10%	126,809.38 607.29	3.87% 3,962.24	A2 / A A	2.82 2.62
037833AK6	Apple Inc Note 2.4% Due 5/3/2023	125,000.00	11/29/2018 3.49%	119,456.25 121,131.39	104.26 1.00%	130,318.75 1,233.33	3.99% 9,187.36	Aa1 / AA+ NR	3.09 2.96

# Holdings Report

As of March 31, 2020

CUSIP	Security Description	Par Value/Units	Purchase Date Book Yield	Cost Value Book Value	Mkt Price Mkt YTM	Market Value Accrued Int.	% of Port. Gain/Loss	Moody/S&P Fitch	Maturity Duration
<b>CORPORATE</b>									
69371RP59	Paccar Financial Corp Note 3.4% Due 8/9/2023	125,000.00	09/10/2018 3.37%	125,177.50 125,121.34	101.08 3.06%	126,344.00 613.89	3.85% 1,222.66	A1 / A+ NR	3.36 3.14
<b>Total Corporate</b>		<b>870,000.00</b>	<b>3.01%</b>	<b>855,510.45</b> <b>860,341.98</b>	<b>1.93%</b>	<b>883,269.37</b> <b>4,796.47</b>	<b>26.95%</b> <b>22,927.39</b>	<b>A1 / A+</b> <b>A+</b>	<b>2.28</b> <b>2.02</b>
<b>MONEY MARKET FUND FI</b>									
31846V203	First American Govt Obligation Fund Class Y	11,528.00	Various 0.12%	11,528.00 11,528.00	1.00 0.12%	11,528.00 0.00	0.35% 0.00	Aaa / AAA AAA	0.00 0.00
<b>Total Money Market Fund FI</b>		<b>11,528.00</b>	<b>0.12%</b>	<b>11,528.00</b>	<b>0.12%</b>	<b>11,528.00</b> <b>0.00</b>	<b>0.35%</b> <b>0.00</b>	<b>Aaa / AAA</b> <b>AAA</b>	<b>0.00</b> <b>0.00</b>
<b>US TREASURY</b>									
912828T34	US Treasury Note 1.125% Due 9/30/2021	100,000.00	11/09/2016 1.48%	98,308.93 99,481.78	101.38 0.21%	101,375.00 3.07	3.08% 1,893.22	Aaa / AA+ AAA	1.50 1.49
912828N30	US Treasury Note 2.125% Due 12/31/2022	100,000.00	01/31/2018 2.54%	98,109.37 98,942.51	105.07 0.27%	105,070.30 537.09	3.21% 6,127.79	Aaa / AA+ AAA	2.75 2.67
9128284D9	US Treasury Note 2.5% Due 3/31/2023	200,000.00	04/29/2019 2.29%	201,578.13 201,206.48	106.60 0.29%	213,195.40 13.66	6.47% 11,988.92	Aaa / AA+ AAA	3.00 2.91
912828XT2	US Treasury Note 2% Due 5/31/2024	50,000.00	07/25/2019 1.83%	50,384.77 50,330.45	106.84 0.35%	53,417.95 336.07	1.63% 3,087.50	Aaa / AA+ AAA	4.17 3.99
912828XX3	US Treasury Note 2% Due 6/30/2024	225,000.00	08/26/2019 1.43%	230,932.62 230,201.52	106.92 0.36%	240,565.50 1,137.36	7.34% 10,363.98	Aaa / AA+ AAA	4.25 4.08

# Holdings Report

As of March 31, 2020

CUSIP	Security Description	Par Value/Units	Purchase Date Book Yield	Cost Value Book Value	Mkt Price Mkt YTM	Market Value Accrued Int.	% of Port. Gain/Loss	Moody/S&P Fitch	Maturity Duration	
<b>US TREASURY</b>										
9128282Y5	US Treasury Note 2.125% Due 9/30/2024	180,000.00	11/12/2019 1.77%	183,009.38 182,773.09	107.87 0.36%	194,160.96 10.45	5.89% 11,387.87	Aaa / AA+ AAA	4.50 4.32	
<b>Total US Treasury</b>		<b>855,000.00</b>	<b>1.86%</b>	<b>862,323.20</b> <b>862,935.83</b>	<b>0.32%</b>	<b>907,785.11</b> <b>2,037.70</b>	<b>27.61%</b> <b>44,849.28</b>	<b>Aaa / AA+</b> <b>AAA</b>	<b>3.53</b> <b>3.40</b>	
<b>TOTAL PORTFOLIO</b>				<b>3,153,618.33</b>	<b>2.28%</b>	<b>3,162,504.92</b> <b>3,165,621.93</b>	<b>0.92%</b>	<b>100.00%</b> <b>116,490.95</b>	<b>Aa1 / AA</b> <b>AAA</b>	<b>2.76</b> <b>2.47</b>
<b>TOTAL MARKET VALUE PLUS ACCRUED</b>						<b>3,294,959.27</b>				

Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
<b>ACQUISITIONS</b>										
Purchase	03/02/2020	31846V203	143.95	First American Govt Obligation Fund Class Y	1.000	1.17%	143.95	0.00	143.95	0.00
Purchase	03/08/2020	31846V203	3,062.50	First American Govt Obligation Fund Class Y	1.000	1.17%	3,062.50	0.00	3,062.50	0.00
Purchase	03/13/2020	31846V203	1,437.50	First American Govt Obligation Fund Class Y	1.000	1.17%	1,437.50	0.00	1,437.50	0.00
Purchase	03/15/2020	31846V203	880.00	First American Govt Obligation Fund Class Y	1.000	1.17%	880.00	0.00	880.00	0.00
Purchase	03/16/2020	31846V203	256.67	First American Govt Obligation Fund Class Y	1.000	1.17%	256.67	0.00	256.67	0.00
Purchase	03/16/2020	31846V203	204.00	First American Govt Obligation Fund Class Y	1.000	1.17%	204.00	0.00	204.00	0.00
Purchase	03/16/2020	31846V203	1,236.03	First American Govt Obligation Fund Class Y	1.000	1.17%	1,236.03	0.00	1,236.03	0.00
Purchase	03/16/2020	31846V203	1,984.38	First American Govt Obligation Fund Class Y	1.000	1.17%	1,984.38	0.00	1,984.38	0.00
Purchase	03/18/2020	31846V203	2,183.13	First American Govt Obligation Fund Class Y	1.000	1.17%	2,183.13	0.00	2,183.13	0.00
Purchase	03/25/2020	3137EAEP0	22,000.00	FHLMC Note 1.5% Due 2/12/2025	102.597	0.95%	22,571.34	37.58	22,608.92	0.00
Purchase	03/31/2020	31846V203	4,975.00	First American Govt Obligation Fund Class Y	1.000	0.12%	4,975.00	0.00	4,975.00	0.00
<b>Subtotal</b>			<b>38,363.16</b>				<b>38,934.50</b>	<b>37.58</b>	<b>38,972.08</b>	<b>0.00</b>
<b>TOTAL ACQUISITIONS</b>			<b>38,363.16</b>				<b>38,934.50</b>	<b>37.58</b>	<b>38,972.08</b>	<b>0.00</b>
<b>DISPOSITIONS</b>										
Sale	03/25/2020	31846V203	22,608.92	First American Govt Obligation Fund Class Y	1.000	1.17%	22,608.92	0.00	22,608.92	0.00
<b>Subtotal</b>			<b>22,608.92</b>				<b>22,608.92</b>	<b>0.00</b>	<b>22,608.92</b>	<b>0.00</b>
Paydown	03/16/2020	47788BAD6	1,225.91	John Deere Owner Trust 2017-B A3 1.82% Due 10/15/2021	100.000		1,225.91	10.12	1,236.03	0.00

# Transaction Ledger

As of March 31, 2020

Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
<b>DISPOSITIONS</b>										
Paydown	03/16/2020	47788CAC6	1,931.94	John Deere Owner Trust 2018-A A3 2.66% Due 4/18/2022	100.000		1,931.94	52.44	1,984.38	0.00
Paydown	03/16/2020	47788EAC2	0.00	John Deere Owner Trust 2018-B A3 3.08% Due 11/15/2022	100.000		0.00	256.67	256.67	0.00
Paydown	03/16/2020	65479GAD1	0.00	Nissan Auto Receivables Trust 2018-B A3 3.06% Due 3/15/2023	100.000		0.00	204.00	204.00	0.00
Paydown	03/18/2020	43814UAG4	2,082.80	Honda Auto Receivables Trust 2018-2 A3 3.01% Due 5/18/2022	100.000		2,082.80	100.33	2,183.13	0.00
<b>Subtotal</b>			<b>5,240.65</b>				<b>5,240.65</b>	<b>623.56</b>	<b>5,864.21</b>	<b>0.00</b>
Security Withdrawal	03/04/2020	31846V203	350.41	First American Govt Obligation Fund Class Y	1.000		350.41	0.00	350.41	0.00
Security Withdrawal	03/25/2020	31846V203	104.17	First American Govt Obligation Fund Class Y	1.000		104.17	0.00	104.17	0.00
<b>Subtotal</b>			<b>454.58</b>				<b>454.58</b>	<b>0.00</b>	<b>454.58</b>	<b>0.00</b>
<b>TOTAL DISPOSITIONS</b>			<b>28,304.15</b>				<b>28,304.15</b>	<b>623.56</b>	<b>28,927.71</b>	<b>0.00</b>
<b>OTHER TRANSACTIONS</b>										
Interest	03/08/2020	313383YJ4	100,000.00	FHLB Note 3.375% Due 9/8/2023	0.000		1,687.50	0.00	1,687.50	0.00
Interest	03/08/2020	44932HAC7	125,000.00	IBM Credit Corp Note 2.2% Due 9/8/2022	0.000		1,375.00	0.00	1,375.00	0.00
Interest	03/13/2020	3130A2UW4	100,000.00	FHLB Note 2.875% Due 9/13/2024	0.000		1,437.50	0.00	1,437.50	0.00
Interest	03/15/2020	084670BQ0	80,000.00	Berkshire Hathaway Callable Note Cont 2/15/2021 2.2% Due 3/15/2021	0.000		880.00	0.00	880.00	0.00
Interest	03/31/2020	9128282Y5	180,000.00	US Treasury Note 2.125% Due 9/30/2024	0.000		1,912.50	0.00	1,912.50	0.00

### Transaction Ledger

As of March 31, 2020

Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
<b>OTHER TRANSACTIONS</b>										
Interest	03/31/2020	9128284D9	200,000.00	US Treasury Note 2.5% Due 3/31/2023	0.000		2,500.00	0.00	2,500.00	0.00
Interest	03/31/2020	912828T34	100,000.00	US Treasury Note 1.125% Due 9/30/2021	0.000		562.50	0.00	562.50	0.00
<b>Subtotal</b>			<b>885,000.00</b>				<b>10,355.00</b>	<b>0.00</b>	<b>10,355.00</b>	<b>0.00</b>
Dividend	03/02/2020	31846V203	18,228.34	First American Govt Obligation Fund Class Y	0.000		143.95	0.00	143.95	0.00
<b>Subtotal</b>			<b>18,228.34</b>				<b>143.95</b>	<b>0.00</b>	<b>143.95</b>	<b>0.00</b>
<b>TOTAL OTHER TRANSACTIONS</b>			<b>903,228.34</b>				<b>10,498.95</b>	<b>0.00</b>	<b>10,498.95</b>	<b>0.00</b>



Chandler Asset Management, Inc. ("Chandler") is an SEC registered investment adviser. For additional information about our firm, please see our current disclosures (Form ADV). To obtain a copy of our current disclosures, you may contact your client service representative by calling the number on the front of this statement or you may visit our website at [www.chandlerasset.com](http://www.chandlerasset.com).

Information contained in this monthly statement is confidential and is provided for informational purposes only and should not be construed as specific investment or legal advice. The information contained herein was obtained from sources believed to be reliable as of the date of this statement, but may become outdated or superseded at any time without notice.

**Custody:** Your qualified custodian bank maintains control of all assets reflected in this statement and we urge you to compare this statement to the one you receive from your qualified custodian. Chandler does not have any authority to withdraw or deposit funds from/to the custodian account.

**Valuation:** Prices are provided by IDC, an independent pricing source. In the event IDC does not provide a price or if the price provided is not reflective of fair market value, Chandler will obtain pricing from an alternative approved third party pricing source in accordance with our written valuation policy and procedures. Our valuation procedures are also disclosed in Item 5 of our Form ADV Part 2A.

**Performance:** Performance results are presented gross-of-advisory fees and represent the client's Total Return. The deduction of advisory fees lowers performance results. These results include the reinvestment of dividends and other earnings. Past performance may not be indicative of future results. Therefore, clients should not assume that future performance of any specific investment or investment strategy will be profitable or equal to past performance levels. All investment strategies have the potential for profit or loss. Economic factors, market conditions or changes in investment strategies, contributions or withdrawals may materially alter the performance and results of your portfolio.

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Index returns assume reinvestment of all distributions. Historical performance results for investment indexes generally do not reflect the deduction of transaction and/or custodial charges or the deduction of an investment management fee, the incurrence of which would have the effect of decreasing historical performance results. It is not possible to invest directly in an index.

**Ratings:** Ratings information have been provided by Moody's, S&P and Fitch through data feeds we believe to be reliable as of the date of this statement, however we cannot guarantee its accuracy.

Security level ratings for U.S. Agency issued mortgage-backed securities ("MBS") reflect the issuer rating because the securities themselves are not rated. The issuing U.S. Agency guarantees the full and timely payment of both principal and interest and carries a AA+/Aaa/AAA by S&P, Moody's and Fitch respectively.


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Benchmark Index	Disclosure
ICE BAML 1-5 Year US Treasury/Agency Index	The ICE BAML 1-5 Year US Treasury & Agency Index tracks the performance of US dollar denominated US Treasury and nonsubordinated US agency debt issued in the US domestic market. Qualifying securities must have an investment grade rating (based on an average of Moody's, S&P and Fitch). Qualifying securities must have at least one year remaining term to final maturity and less than five years remaining term to final maturity, at least 18 months to maturity at time of issuance, a fixed coupon schedule and a minimum amount outstanding of \$1 billion for sovereigns and \$250 million for agencies. (Index: GVA0. Please visit <a href="http://www.mlindex.ml.com">www.mlindex.ml.com</a> for more information)

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## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** April 15, 2020  
**Subject:** YTD District Budget Status Report

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<input type="checkbox"/>	<b>For Action</b>	<input type="checkbox"/>	<b>Fiscal Impact</b>	<b>\$</b>
<input checked="" type="checkbox"/>	<b>Information Only</b>	<input type="checkbox"/>	<b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**No Action Necessary – Informational Item Only**

**Discussion:**

Attached for your review is the YTD District Budget Status Report for the period ending March 31, 2020.

**Membership Dues & Fees** exceeds budget slightly as a result of LAFCO fees increasing more than was planned.

**Strategic Plan Objective(s):**

3.1 – Utilize and comply with a set of financial policies to maintain TVMWD’s financial health

**Attachment(s):**

Exhibit A – YTD District Budget Status Report

**Meeting History:**

None

NA/LC

THREE VALLEYS MUNICIPAL WATER DISTRICT				
DISTRICT BUDGET - FISCAL YEAR 2019-2020				
Month Ending March 31, 2020				
	2019-2020 YTD Actual	Annual Budget All Funds	2019-2020 Percent of Budget	2019-2020 Balance Remaining
<b>REVENUES</b>				
<b>OPERATING REVENUES</b>				
Water Sales	46,885,384	58,985,405	79.5%	12,100,021
MWD RTS Standby Charge	2,125,742	3,551,583	59.9%	1,425,841
MWD Capacity Charge Assessment	858,559	1,173,600	73.2%	315,041
TVMWD Fixed Charges	513,048	685,623	74.8%	172,575
Hydroelectric Revenue	53,600	126,609	42.3%	73,009
<b>NON-OPERATING REVENUES</b>				
Property Taxes	1,545,367	2,300,944	67.2%	755,577
Interest Income	231,843	212,900	108.9%	(18,943)
Pumpback O&M/Reservoir #2 Reimbursement	3,981	20,000	19.9%	16,019
Grants and Other Revenue	335,520	202,798	165.4%	(132,722)
<b>TOTAL REVENUES</b>	<b>52,553,044</b>	<b>67,259,462</b>	<b>78.1%</b>	<b>14,706,418</b>
<b>EXPENSES</b>				
<b>OPERATING EXPENSES</b>				
MWD Water Purchases	42,733,700	52,837,522	80.9%	10,103,822
MWD RTS Standby Charge	1,711,248	3,551,583	48.2%	1,840,335
Staff Compensation	3,180,179	4,200,756	75.7%	1,020,577
MWD Capacity Charge	543,520	1,173,600	46.3%	630,080
Operations and Maintenance	1,226,843	1,563,532	78.5%	336,689
Professional Services	383,348	509,982	75.2%	126,634
Directors Compensation	211,172	331,520	63.7%	120,348
Communication and Conservation Programs	104,313	178,000	58.6%	73,687
Planning & Resources	245,982	287,628	85.5%	41,646
Membership Dues and Fees	83,516	81,054	103.0%	(2,462)
Hydroelectric Facilities	9,785	39,000	25.1%	29,215
Board Elections	-	-	0.0%	-
<b>NON OPERATING EXPENSES</b>				
Pumpback O&M/Reservoir #2 Expenses	19,161	20,000	95.8%	839
<b>RESERVE EXPENSES</b>				
Reserve Replenishment	-	238,181	0.0%	238,181
<b>CAPITAL INVESTMENT</b>				
Capital Repair & Replacement	254,228	734,297	34.6%	480,069
Capital Investment Program	3,444,432	5,024,508	68.6%	1,580,076
<b>TOTAL EXPENSES</b>	<b>54,151,427</b>	<b>70,771,163</b>	<b>76.5%</b>	<b>16,619,736</b>
<b>NET INCOME (LOSS) BEFORE TRANSFERS</b>		<b>(3,511,701)</b>		
TRANSFER FROM/(TO) CAPITAL RESERVES		1,217,269		
TRANSFER IN FROM OPPORTUNITY RESERVE		150,000		
TRANSFER IN FROM ENCUMBERED RESERVES		2,276,692		
<b>NET INCOME (LOSS) AFTER TRANSFERS</b>		<b>\$ 132,260</b>		

*\*\*This budget is prepared on a modified cash-basis of accounting, which is a basis of accounting other than generally accepted accounting principles (GAAP).*



**Board of Directors  
Staff Report**

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager *[Signature]*  
**Date:** April 15, 2020  
**Subject:** Warrant List

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<input checked="" type="checkbox"/>	<b>For Action</b>	<input checked="" type="checkbox"/>	<b>Fiscal Impact</b>	<b>\$ 3,656,678.63</b>
<input type="checkbox"/>	<b>Information Only</b>	<input type="checkbox"/>	<b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**Receive and file the Warrant List for the period ending March 31, 2020 as presented.**

**Discussion:**

The monthly warrant list is provided for your information.  
 General checks 50252 through 50322 totaling \$374,528.01 are listed on pages 1 to 4.  
 MWD January water invoice totaling \$3,031,989.40 is listed on page 4.  
 Wire transfers for taxing agencies, benefit payments and PERS totaling \$89,189.87 are listed on page 4.  
 Total payroll checks 13189 through 13243 totaling \$160,971.35 are listed on page 4.  
 Umpqua Bank invoices details are listed on pages 5 to 6.

**Strategic Plan Objective(s):**

3.1 – Utilize and comply with a set of financial policies to maintain TVMWD’s financial health

**Attachment(s):**

Exhibit A – Warrant List

**Meeting History:**

None  
 NA/LC



THREE VALLEYS MUNICIPAL WATER DISTRICT  
**March 2020**  
**General Checks 50252 through 50322**  
**Payroll Checks 13189 through 13243**  
**Payroll Wire Transfer 2860 through 2873**

**Item 6.C - Exhibit A**

Check Number	Vendor	Description	Paid Amount
50252	ASBCSD	3/16/20 MEMBERSHIP MEETING - GOYTIA CHECK VOIDED	0.00
50253	CLAREMONT PRINT & COPY	BUSINESS CARDS - HOWIE/GALARNEAU/ROBERTO	255.14
50254	EUROFINS EATON ANALYTICAL	LABORATORY TESTING - WTP	150.00
50255	HACH COMPANY	MONOCHLORAMINE CHEMKEY REAGENTS	226.67
50256	HARRINGTON IND PLASTICS, LLC	VALVE BALL/BUSHINGS/NIPPLE/FITTINGS	278.64
50257	KELLETT, TIMOTHY	MEETING EXPENSES - FEB	48.67
50258	LIZ COHN	REPLENISH PETTY CASH - MEETINGS/SEMINARS/TOURS/MISC SUPPLIES	585.17
50259	OFFICE DEPOT	MULTIFOLD TOWELS/TRASH BAGS	168.07
50260	PATTON SALES CORP.	PIPES/BAND SAW CUT CHARGE	1,248.12
50261	SGV WATER ASSOCIATION	2/12/20 QUARTERLY MEETING - DE JESUS/GOYTIA/LITCHFIELD	90.00
50262	SGVCA	3/19/19 CIVIC ALLIANCE DINNER - GOYTIA	150.00
50263	UNIVAR SOLUTIONS USA INC.	CAUSTIC SODA	5,912.33
50264	CELL BUSINESS EQUIPMENT	PLOTTER LEASE - MAR	268.27
50265	DE LAGE LANDEN FIN SVCS, INC.	POSTAGE METER LEASING CHARGES 2/15/20 - 3/14/20	114.85
50266	LOWE'S	WINDOW TREATMENT/TOOLS/SHELVING UNITS/ASPHALT PATCH/PAPER TOWELS/LIGHT BULBS	2,511.79
50267	SAM'S CLUB	MEETING SUPPLIES	233.18
50268	SOUTHERN CALIFORNIA EDISON	MIRAMAR/WILLIAMS/FULTON/PM-26/SCADA/PUMPBACK - FEB	1,502.10
50269	CIVILTEC ENGINEERING INC.	STANDARD DRAWING DEVELOPMENT	2,815.00
50270	CONSOLIDATED ELECTRICAL	EARTH TECH SUPPLIES	307.65
50271	CUEVAS, EDUARDO M	CHAIN LINK FENCE REMOVAL/INSTALL	2,336.96
50272	HAAKER EQUIPMENT CO.	HANDLE ATTACHMENT	15.48
50273	HACH COMPANY	AMMONIA/MONOCHLORAMINE/ALKALINITY/HARDNESS/SULFURIC ACID/BUFFER SOLUTIONS	1,528.18
50274	HARRINGTON IND PLASTICS, LLC	FLOWMETER/INTERNAL COMPONENTS/O-RING/FITTING	1,045.10
50275	KEMIRA WATER SOLUTIONS, INC.	PAX-XL19	16,117.00
50276	LEWIS ENGRAVING, INC	NAME BADGES	72.37
50277	LINCOLN FINANCIAL GROUP	401A DEFRD: MARCH 8 PAYROLL	600.00
50278	LINCOLN LIFE, EMPL SVCS(5H-26)	457 DEFRD: MARCH 8 PAYROLL	8,677.50



THREE VALLEYS MUNICIPAL WATER DISTRICT  
**March 2020**  
**General Checks 50252 through 50322**  
**Payroll Checks 13189 through 13243**  
**Payroll Wire Transfer 2860 through 2873**

**Item 6.C - Exhibit A**

Check Number	Vendor	Description	Paid Amount
50279	NELSON, RICHARD F.	WAGeworks HSA REIMBURSEMENT~	20.00
50280	SCHULER CONSTRUCTORS INC.	DRY CHEMICAL BUILDING 2ND FLOOR ADDITION	65,986.83
50281	SOUTHERN CALIFORNIA EDISON	MIRAMAR - FEB	11,969.02
50282	WEX BANK	FUEL 2/1/20 - 2/29/20	1,205.46
50283	CLS LANDSCAPE MANAGEMENT	LANDSCAPE MAINTENANCE TREE REMOVAL	275.00
50284	OFFICE DEPOT	CARTRIDGES/MOUSE/PAPER/DETERGENT	676.82
50285	SOUTHERN CALIFORNIA EDISON	MIRAMAR/WILLIAMS/FULTON - FEB	454.10
50286	UMPQUA BANK	UMPQUA BANK INVOICE DETAIL - LAST PAGE	17,046.93
50287	UMPQUA BANK	UMPQUA BANK INVOICE DETAIL - LAST PAGE	15,070.32
50288	AQUILOGIC, INC.	CADIZ STUDY PLAN 12/28/19 - 1/31/20	20,235.56
50289	BRUNICK, MCELHANEY & KENNEDY	LEGAL FEES - FEB	16,960.00
50290	CARQUEST AUTO PARTS	ACRYLIC ENAMEL SPRAY/PRIMER/PAINT	95.37
50291	CLAREMONT PRINT & COPY	TVMWD MISSION STATEMENT BROCHURES	320.29
50292	E.J. MEYER COMPANY, INC.	GRAND AVE WELL EQUIPPING - DEMOB/ELECTRICAL/GATE/WALL	50,592.77
50293	HACH COMPANY	BUFFER STANDARD SOLUTIONS	579.56
50294	HARRINGTON IND PLASTICS, LLC	PIPE CUTTER/VALVE BALL/ADAPTER TANK/NIPPLE	2,695.54
50295	KELLETT, TIMOTHY	3/10/20 DWR UWMP GUIDEBOOK DEVELOPMENT WORKSHOP EXPENSES	88.27
50296	ORANGE COUNTY WATER DISTRICT	OC-59 CONNECTION ADMINISTRATIVE FEE	2,801.60
50297	PACIFIC PREMIER BANK	GRAND AVE WELL EQUIPPING RETENTION - FEB	2,662.78
50298	PATTON SALES CORP.	METAL SUPPLIES	155.42
50299	PRIME SYSTEMS IND AUTOMATION	SCADA PROGRAMMING/FLOW DISPLAY/TOTALIZER/FULTON ANTENNA ACCESS	23,553.32
50300	SAN ANTONIO WATER COMPANY	WATER AVAILABILITY CHARGE 12/30/19 - 2/28/20	4.00
50301	SOCALGAS	FULTON SERVICE 2/04/20 - 3/05/20	14.79
50302	SYNCB/AMAZON	AIR SANDBLASTER/PRECISION CALIBRATION GAS/REGULATOR/ADD-ON CAMERA/SOLAR PANEL	2,045.78
50303	ACWA/JPIA	ACWA EMPLOYEE BENEFITS - APRIL 2020	48,709.35
50304	AFLAC	AFLAC SUPP. INS: MARCH 2020 (EMPLOYEE REIMBURSED)	937.80
50305	BRENNTAG PACIFIC, INC.	SODIUM HYPOCHLORITE	2,235.99



THREE VALLEYS MUNICIPAL WATER DISTRICT  
**March 2020**  
**General Checks 50252 through 50322**  
**Payroll Checks 13189 through 13243**  
**Payroll Wire Transfer 2860 through 2873**

Item 6.C - Exhibit A

Check Number	Vendor	Description	Paid Amount
50306	CCS INTERACTIVE	QUARTERLY WEBSITE HOSTING APR - JUN 2020	174.00
50307	CLS LANDSCAPE MANAGEMENT	LANDSCAPE MAINTENANCE - MAR	2,965.00
50308	DENALI WATER SOLUTIONS, LLC	SLUDGE REMOVAL - FEB	1,641.20
50309	HACH COMPANY	BUFFER STANDARD SOLUTIONS	140.90
50310	JCI JONES CHEMICALS, INC.	CHLORINE	5,445.85
50311	LINCOLN FINANCIAL GROUP	401A DEFRD: MARCH 22 PAYROLL	600.00
50312	LINCOLN LIFE, EMPL SVCS(5H-26)	457 DEFRD: MARCH 22 PAYROLL	8,677.50
50313	LINCOLN LIFE, EMPL SVCS(5H-26)	457 DEFRD: BOARD-MARCH 2020	4,446.97
50314	MICHAEL J ARNOLD & ASSOC, INC.	LEGISLATIVE CONSULTANT MAR/FEB EXPENSES	6,084.00
50315	OFFICE DEPOT	TRASH BAGS/TISSUE PAPER	200.40
50316	RELIANCE STANDARD LIFE INS.	ST/LT DISAB: MARCH 2020	941.18
50317	ROADSAFE TRAFFIC SYSTEMS, INC	MIRAGRAND WELL PROJECT SIGN	322.17
50318	SCHEEVEL ENGINEERING	DRY CHEM BUILDING/CARPORTS MODIFICATIONS - FEB	2,400.00
50319	SMITH-EMERY LABORATORIES	GRAND AVE WELL EQUIPPING PROJECT - FIELD TESTING	328.00
50320	STETSON ENGINEERS, INC.	GLENDORA WELLS 3 & 4 OPPTYS & CONSTRAINTS ANALYSIS - JAN	4,775.50
50321	EUROFINS EATON ANALYTICAL	LABORATORY TESTING - ALKALINITY	75.00
50322	NTENSETEES	HATS WITH LOGO	659.43
<b>TOTAL AMOUNT OF CHECKS LISTED</b>			<b>\$ 374,528.01</b>
12800	METROPOLITAN WATER DISTRICT	JANUARY 2020 MWD WATER INVOICE	3,031,989.40
<b>TOTAL AMOUNT OF WIRE TRANSFERS</b>			<b>\$ 3,031,989.40</b>
2860	FEDERAL TAX PAYMENT	FED TAX: MARCH 8 PAYROLL	14,926.35
2861	BASIC PACIFIC	HSA/DEPENDENT FSA: MARCH 8 PAYROLL	1,589.77
2862	PUBLIC EMPLOYEES RETIREMENT SY	PERS CONTR: MARCH 8 PAYROLL	17,207.83
2863	STATE TAX PAYMENT	STATE TAX: MARCH 8 PAYROLL	5,739.16





THREE VALLEYS MUNICIPAL WATER DISTRICT  
**March 2020**  
**General Checks 50252 through 50322**  
**Payroll Checks 13189 through 13243**  
**Payroll Wire Transfer 2860 through 2873**

Item 6.C - Exhibit A

Check Number	Vendor	Description	Paid Amount
2864	CALPERS-457 PLAN	PERS-457 DEFERRED COMP/EMPL LOAN: MARCH 8 PAYROLL	3,109.37
2865	FEDERAL TAX PAYMENT	FED TAX: BOARD-MARCH 2020	1,616.70
2866	BASIC PACIFIC	HEALTH SAVINGS ACCT: BOARD-MARCH 2020	516.66
2867	STATE TAX PAYMENT	STATE TAX: BOARD-MARCH 2020	332.30
2868	CALPERS-457 PLAN	PERS-457 DEFERRED COMP: BOARD-MARCH 2020	1,385.00
2869	FEDERAL TAX PAYMENT	FED TAX: MARCH 22 PAYROLL	15,019.99
2870	BASIC PACIFIC	HSA/DEPENDENT FSA: MARCH 22 PAYROLL	1,639.77
2871	PUBLIC EMPLOYEES RETIREMENT SY	PERS CONTR CLASSIC: MARCH 22 PAYROLL	17,573.38
2872	STATE TAX PAYMENT	STATE TAX: MARCH 22 PAYROLL	5,723.59
2873	CALPERS-457 PLAN	PERS-457 DEFERRED COMP: MARCH 22 PAYROLL	2,810.00
<b>TOTAL AMOUNT OF PAYROLL WIRE TRANSFERS LISTED</b>			<b>\$ 89,189.87</b>

**PAYROLL SUMMARY**

Check# 13189 - 13243

<b>TOTAL AMOUNT OF PAYROLL CHECKS LISTED</b>	<b>\$ 160,971.35</b>
<b>TOTAL MARCH 2020 CASH DISBURSEMENTS</b>	<b>\$ 3,656,678.63</b>



THREE VALLEYS MUNICIPAL WATER DISTRICT  
 Warrant List  
 March 2020  
 Umpqua Bank E-Payables Invoice Detail Check 50286  
 Umpqua Bank Credit Cards Invoice Detail Check 50287

Item 6.C - Exhibit A

Check Number	Vendor	Description	Paid Amount
50286	ACCENT COMPUTER SOLUTIONS, INC.	IT SERVICES - FEB/PROTECH/BACKUP/SERVICE LICENSE/MICROSOFT OFFICE 365	4,672.60
50286	AIRGAS SPECIALTY PRODUCTS	AMMONIUM HYDROXIDE	678.60
50286	AIRGAS USA, LLC	CARBON STEEL ELECTRODE/OXYGEN INDUSTRIAL/FLAP DISC STEEL AND METAL/MECHANICS GLOVES	340.73
50286	ALS GROUP USA, CORP	LABORATORY TESTING FOR THM	272.00
50286	AMERICAN GRATING	WINDSTOCKS	187.46
50286	AZUSA LIGHT & WATER	ELECTRIC UTILITY 12/09/19 TO 1/10/20	19.49
50286	CANON FINANCIAL SERVICES, INC.	COPY MACHINE LEASE - FEB	1,755.56
50286	CITY OF CLAREMONT	REFUSE PICKUP/STREET SWEEPING - JAN	153.67
50286	CLAREMONT COURIER	NOTICE TO ADOPT INITIAL STUDY MIRAGRAND WELL	180.00
50286	CLINICAL LABORATORY OF SB, INC	OUTSIDE LABORATORY TESTING - DEC	1,350.00
50286	FIREMASTER	EXTINGUISHER/MATERIAL/MAINTENANCE	161.17
50286	FRONTIER	DSL FOR SCADA 1/10/20 - 2/09/20	95.98
50286	GRAINGER	PAPER TOWELS ROLLS/UNION CPVC/NEODYMIUM MAGNET BASE AND CUP	426.29
50286	GROUND CONTROL SYSTEMS, INC.	IDIRECT EMERGENCY RESPONDER SERVICES FEE - FEB	279.00
50286	HD SUPPLY FACILITIES MAINT LTD	AMMONIA/MONOCHLORAMINE/BIOLOGICAL INDICATORS	212.82
50286	IDEXX DISTRIBUTION, INC.	COMPARATORS	778.18
50286	INTERFACE SECURITY SYSTEMS LLC	EOC WIRELESS BROADBAND SERVICE 3/01/20 - 3/31/20	134.88
50286	PREMIER FAMILY MEDICINE ASSOC	NEW RECRUIT PHYSICAL PULMONARY/ RESPIRATORY CLEARANCE/BACK EVALUATION	80.00
50286	TELEPACIFIC COMMUNICATIONS	TELEPHONE SERVICE 1/16/20 - 2/15/20	1,503.04
50286	TIME WARNER CABLE	BROADBAND SERVICES - WILLIAMS/PLANT 2/FULTON 1/09/20 - 2/20/20	239.97
50286	UNDERGROUND SERVICE ALERT	DIGALERT TICKETS - FEB	97.45
50286	UPS	SHIPPING CHARGES	16.89
50286	VERIZON WIRELESS	CELLULAR/IPAD/HARNESS FLEET SERVICES/MOBILE BROADBAND/IPADS 1/26/20 - 2/25/20	720.59
50286	VWR INTERNATIONAL INC.	PIPET/AUTOCLAVE BAGS/DEODORANT PADS/TRYPHONE GLUCOSE EXTRACT	1217.71
50286	WECK LABORATORIES, INC	LABORATORY TESTING FOR ALKALINITY	150.00
50286	WESTERN WATER WORKS SUPPORT	FIRE HOSE ANGLE VALVE/PLUG/RING GASKETS/NIPPLE/FLANGE	1,322.85
<b>TOTAL AMOUNT OF UMPQUA BANK E-PAYABLES SERVICES INVOICE</b>			<b>\$ 17,046.93</b>



THREE VALLEYS MUNICIPAL WATER DISTRICT  
 Warrant List  
 March 2020  
 Umpqua Bank E-Payables Invoice Detail Check 50286  
 Umpqua Bank Credit Cards Invoice Detail Check 50287

Item 6.C - Exhibit A

Check Number	Vendor	Description	Paid Amount
50287	ACWA	3/12/20 LEGISLATIVE SYMPOSIUM - ROBERTO / 5/5-8/20 CONFERENCE - JACKMAN/LITCHFIELD/ROBERTO	2,030.00
50287	ACWA/JPIA	3/18-19/20 TRAINING AGUIAR/BURROUGHS/HARBERSON/HERNANDEZ/LANG/LARIOS/LARSON/NELSON/SUAR	985.00
50287	AMERICA'S TIRE COMPANY	TIRES FOR DISTRICT VEHICLES	1,559.20
50287	BACKGROUNDS ONLINE	APPRENTICE BACKGROUND CHECK	48.50
50287	CA-NV AWWA	4/6-9/20 CONFERENCE - KELLETT	549.00
50287	D&R OFFICE WORKS, INC	FURNITURE - ENSIGN	1,195.92
50287	GREATMATS.COM CORPORATION	STALL MATS	1,566.29
50287	PDQ.COM CORPORATION	IT SOFTWARE (INVENTORY AND UPDATES)	900.00
50287	SCWUA	2/27/20 PLANNING FOR THE BIG ONE BOWCOCK/GOYTIA/MENDOZA/AGUIAR/ENSIGN/HARBERSON/HOWIE/LA	256.00
50287	MISCELLANEOUS VENDORS	EVENTS REGISTRATIONS & EXPENSES - FEB	2,772.01
50287	SERPENTIX CORPORATION	BFP CONVEYER SCRAPER	209.90
50287	SHERATON FAIRPLEX	1/30/20 LEADERSHIP BREAKFAST BALANCE / 5/28/20 LEADERSHIP BREAKFAST DEPOSIT	1,405.03
50287	SKILLPATH SEMINARS	5/18-19/20 & 5/20-21/20 BUSINESS WRITING GRAMMAR SEMINARS - EVANGELISTA/PERALTA	661.58
50287	THE NELAC INSTITUTE	MEMBERSHIP - HARBERSON	75.00
50287	THE SIGN CHEF	TVMWD LOGO SIGNS FOR DISTRICT VEHICLES	620.00
50287	WEATHERTECH	FLOORLINERS FOR DISTRICT VEHICLES	236.89
<b>TOTAL AMOUNT OF UMPQUA BANK CARD SERVICES INVOICE</b>			<b>\$ 15,070.32</b>



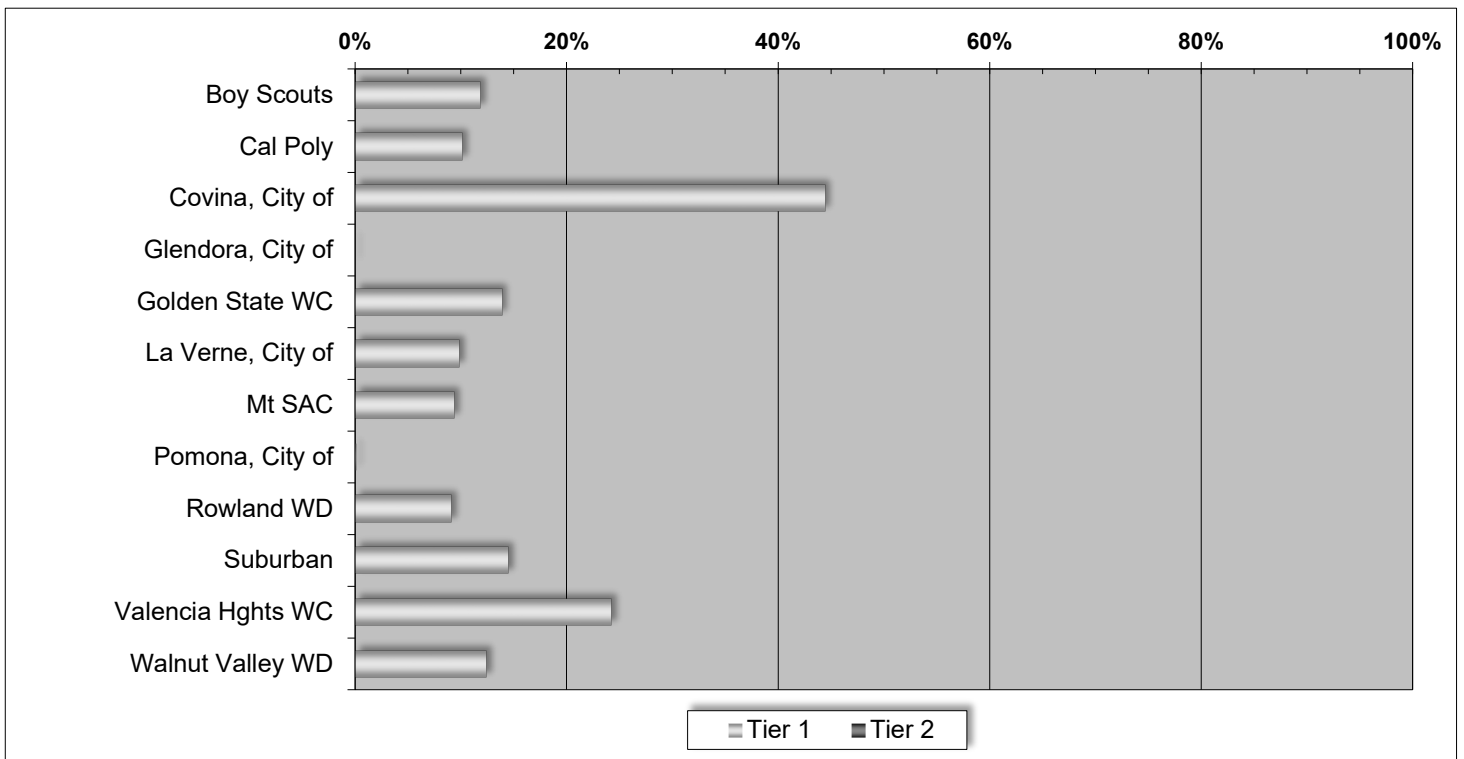
**Tier 1 Balance (in Acre-Feet)  
Calendar Year 2020  
(through March 2020)**

Agency	Tier 1 Allocation					Balance
		Weymouth	Miramar	CIC	Spreading	
Boy Scouts of America	36	4.2	0.0	0.0	0.0	31.4
Cal Poly Pomona	269	27.1	0.0	0.0	0.0	241.9
Covina, City of *	1,568	0.0	0.0	696.0	0.0	872.0
Glendora, City of *	4,101	0.0	0.0	0.0	0.0	4,101.3
Golden State Water Company *	15,714	1,153.1	921.0	98.8	0.0	13,541.0
La Verne, City of	8,026	0.0	787.9	0.0	0.0	7,238.4
Mt San Antonio College	699	65.0	0.0	0.0	0.0	634.0
Pomona, City of *	7,052	3.6	1.3	0.0	0.0	7,047.3
Rowland Water District *	14,741	1,086.8	250.5	0.0	0.0	13,403.6
Suburban Water Systems *	1,961	0.0	0.0	282.8	0.0	1,678.3
Three Valleys MWD	NA				14.6	NA
Valencia Heights Water Co *	464	0.0	0.0	112.4	0.0	351.6
Walnut Valley Water District *	26,057	2,918.4	298.9	0.0	0.0	22,839.5

\* Deliveries to JWL are assigned to Pomona, RWD, and WVWD.  
 Deliveries to BGL are assigned to Suburban, VHWC, GSWC and WVWD.  
 Deliveries to CIC are assigned to Covina, Glendora, GSWC, SWS, and VHWC.  
 Quantities apportioned to above agencies are preliminary based on available data.

**TVMWD Tier 1 Allowable = 80,688**  
**MWD Tier 1 Deliveries = 9,116**  
**TVMWD Tier 1 Balance = 71,572**

**Overage by Individual Agencies 0.0**





**Three Valleys Municipal Water District  
Miramar Operations Report**

**MARCH 2020**

**Water Quality**

The treatment plant produced treated water that met or exceeded state and federal drinking water standards.

Water quality data for the month of March (results of the combined filter effluent)

	Location	Results	Limits	Water Quality Goals
Turbidity	Raw	<b>0.51</b>	N/A	
Turbidity	Reservoir Effluent	<b>0.05</b>	0.3	0.04-0.08 NTU
MIB	Reservoir Effluent	<b>N/A</b>	N/A	<5 ng/L (Nov 2019 results)
Geosmin	Reservoir Effluent	<b>8.2</b> ng/L	N/A	<5 ng/L (Nov 2019 results)
Total Trihalomethanes	Distribution System	<b>56.6-58</b> µg/l	80	Ranges from 4 distribution locations (Mar 2020 results)
Haloacetic Acids	Distribution System	<b>18-22.6</b> µg/l	60	
Nitrate	Reservoir Effluent	<b>0.84</b> mg/L	10	<2.0 mg/L
Nitrite	Reservoir Effluent	<b>0.005</b> mg/L	1	<0.008 mg/L
PFAS	Raw	<b>ND</b> µg/l	N/A	June 2019 results
Total Organic Carbon	RAA Ratio (Running Annual Average)	<b>1.14</b>	1.00	* RAA results should be greater than minimum limit to comply

Reportable violations made to SWRCB: **NONE**

**Monthly Plant Production**

		Capacity	Monthly %
<b>Potable water produced from Miramar Plant</b>	<b>764.2</b> AF	<b>1844.6</b> AF	<b>41.4%</b>

**Monthly Well Production**

	Days in service		Same month prior year	Days in service
Well #1	<b>15</b>	<b>18.4</b> AF	<b>3.3</b> AF	<b>3</b>
Well #2	<b>15</b>	<b>43.6</b> AF	<b>6.8</b> AF	<b>3</b>
<b>Total monthly Well production</b>		<b>62.0</b> AF	<b>10.1</b> AF	

**Monthly Sales**

La Verne	<b>280.6</b> AF	34.0%
GSWC (Claremont)	<b>244.3</b>	29.6%
GSWC (San Dimas)	<b>36.4</b>	4.4%
PWR-JWL	<b>263.6</b>	31.9%
Pomona (Mills)	<b>0.0</b>	0.0%
TVMWD Admin	<b>1.4</b>	0.2%
<b>Total Potable Water Sold</b>	<b>826.2</b> AF	<b>100.0%</b>

**Year To Date 2019-20**

	<u>Actual</u>	<u>Budget</u>	<u>% of Budget</u>
Potable Water Sold from Miramar Plant (93.1%)	<b>11,915.5</b> AF	13,133.5 AF	90.7%
Total Well Production (6.9%)	<b>882.8</b>	974.6	90.6%
<b>Total Potable Water Sold (Plant &amp; Wells)</b>	<b>12,798.4</b> AF	14,108.0 AF	90.7%
Average monthly water sold	<b>1,422.0</b> AF		

**Hydroelectric Generation (kWh) FY 2019-20**

	<u>Monthly kWh</u>		<u>YTD kWh</u>		
	<u>Actual</u>	<u>Budget</u>	<u>Actual</u>	<u>Budget</u>	<u>% of Budget</u>
Miramar					
Hydro 1	<b>0</b>	110,723	<b>6,080</b>	<b>1,051,865</b>	0.6%
Hydro 2	<b>13,328</b>	11,210	<b>42,162</b>	<b>144,128</b>	29.3%
Hydro 3	<b>0</b>	22,723	<b>191,130</b>	<b>292,147</b>	65.4%
Williams	<b>32,480</b>	74,356	<b>700,000</b>	<b>603,108</b>	116.1%
Fulton	<b>6,640</b>	30,940	<b>280,920</b>	<b>293,932</b>	95.6%
	<b>52,448</b>	<u>249,952</u>	<b>1,220,292</b>	<b>2,385,180</b>	51.2%

**Operations/Maintenance Review**

Special Activities

- ▶ Due to the COVID-19 Pandemic, all Administrative staff is now working remotely. Operations staff has been decreased to limit contact as much as possible. Chemical and lab reports are being emailed to the Operations Supervisors to keep them apprised of plant activities. Distribution sampling and lab analysis continues as normal.
- ▶ All chemical suppliers have sent out their temporary mode of operations during this pandemic. Operations staff is closely monitoring all chemical supplies on hand and making adjustments as needed. Operations is running smoothly at this time.
- ▶ The security contractor came out to familiarize Robert and Rich on the DVR and NVR camera systems. This will allow District staff to work on the systems directly without having to utilize the contractor.  
A psi gauge was installed by Operations staff at the San Dimas meter connection.

Operations staff met with the AWIA consultant to finalize the Risk and Resilience assessment and certify the District by the March 31 deadline. The Emergency Response Plan will need to be certified by the September 30 deadline. At that time, the District will have fulfilled all EPA requirements for the AWIA 2018 Act.

- ▶ The EarthTec had developed a small leak on the connection that Operations staff was able to repair on site.

Outages/Repairs

- ▶ None

Unbudgeted Activities

- ▶ None

**Other**

- ▶ All tours were canceled due to the COVID-19 Pandemic until further notice.

Submitted by: \_\_\_\_\_



Steve Lang  
Chief Operations Officer



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** Brian Bowcock, Division 3

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	4	TVMWD Board meeting	La Verne	Claremont	10.0	\$ 5.75	\$ 200.00
Regular monthly meeting to discuss issues in the district							
2	6	San Gabriel Economic Partnership	La Verne				\$ 200.00
Legislative update with Assemblyman Chris Holden							
3	9	CTEC meeting	La Verne	Pomona	8.0	\$ 4.60	\$ 200.00
Met with staff to discuss issues with the water committee moving ahead with our future with classes and teachers and financing.							
4	10	Water Forum Committee Meeting	La Verne				\$ 200.00
A walk thru for the upcoming event on April 16th at the Hilton Hotel in San Gabriel.							
5	11	ICWA meeting	La Verne	Jurupa	65.0	\$ 37.38	\$ 200.00
Regular monthly meeting speaker to discuss issues with water conservation and lost revenue.							
6	12	Claremont State of the City Address	La Verne	Claremont	8.0	\$ 4.60	\$ 200.00
The Mayor and Council to discuss issues within the city. Revenue, major projects and cities future plans.							
7	17	La Verne Chamber of Commerce	La Verne				\$ 200.00
Regular monthly meeting to discuss issues in la Verne and how the virus has affected businesses							
8	18	TVMWD Board meeting	La Verne	Claremont	10.0	\$ 5.75	\$ 200.00
Regular monthly meeting to discuss issues within the district including the effects of the virus.							
9	19	Claremont City Council Meeting Special	La Verne	Claremont	10.0	\$ 5.75	\$ 200.00
Discuss the issues of the virus and the ratification and Proclamation for emergency purposes							
10	25	Meeting at TVMWD	La Verne	Claremont	10.0	\$ 5.75	\$ 200.00
CPI discussion and General Manager evaluation							

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1	11	ICWA luncheon Meeting	\$ 25.00
2			
3			
4			
5			

Subtotal Miscellaneous Expense \$ 25.00

Subtotal Mileage \$ 69.58

Subtotal Meeting Compensation \$ 2,000.00

Subtotal All \$ 2,094.58

Mandatory Deferred Compensation @ 7.5% (\$ 150.00)

**TOTAL \$ 1,944.58**

*I certify the above is correct and accurate to the best of my knowledge*

\_\_\_\_\_  
Signature

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



**INLAND COUNTIES  
WATER ASSOCIATION**

**RECEIPT**

1 LUNCHEON(S) \$ 25.00

\$ 2

*Martha Duran/Don Trotter*

DATE 3-11-2020 ICWA *[Signature]*



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** David De Jesus, MWD

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	5	Northern Caucus Group Meeting.					\$ 200.00
Monthly meeting was held to obtain insight and updated reports from the MWD GM, legal council, and CFO and to answer questions of specific concern before Mondays committee meetings.							
2	9	Committee Meetings					\$ 200.00
Attended various meetings, oral report to be provided to the TVMWD board as necessary.							
3	10	Board Meeting					\$ 200.00
Attended the Board meeting to review and approve were warranted those items listed on the agenda. oral report to be provided as necessary to at the regularly scheduled board meeting.							
4	11	Colorado River Board Meeting					\$ 200.00
Attended the monthly meeting via conference call as all meetings are current being conducted as backup to Glen Peterson of MWD. The board staff provided water supply updates along the Colorado basin area. The meeting was held at the Imperial Irrigation District HQ offices this month.							
5	13	IRP Staff Committee Meeting					\$ 200.00
Discussion regarding the information to be solicited from the member agency managers and follow-up information from the initial IRP committee meeting last month. Staff was asked to adjust the presentation prior to the next IRP committee meeting but after the managers had input. A follow-up meeting was scheduled after Staff has developed and incorporated the managers suggestions.							
6	17	MWD Security discussion and Briefing with the Chairwoman, GM and CAO					\$ 200.00
Discussion regarding issues impacting the District as it relates to COVID-19. Various discussions where had with Chairwoman Gray, GM Knightlinger, COO Chapman, and Interim Security Director Benito on the matter. Of key interest and concern were physical security with policing changes, Cyber security with many of the processes going on line and business continuity re: employee health							
7	23	Meeting with Operations Manager Brent Yamasaki					\$ 200.00
Conference call meeting to discuss operational challenges under the current situation. The report was that to date no MWD member had been sent home due to possible sickness and hence no one to date has been required to test for COVID-19. Micro-teams have been formed and will work as a team to avoid exposure to more than just the team members. Sales are down.. Updates to follow							
8	24	Exec Committee and Special Board Meeting					\$ 200.00
Meeting was held via Zoom Teleconferencing. The meeting conducted the regular business of the district as "usual" MWD was required to vote and waive Admin Code sec 8122(b)(2) and (3) for emergency contracts as a result of COVID-19.							
9	27	IRP Presentation follow-up with Committee Chair Preston and staff					\$ 200.00
Conference call meeting was held to review and discuss certain elements of the IRP. Considering the timing and coordination involved it is being recommended that staff suspend any attempt to solicit input from the public sector given the COVID-19 issues and the complexities with attempting to obtain on line input.							
10	30	Monthly update meeting with COO Upadhyay					\$ 200.00
The meeting with Deven this month centered around concerns recently raised regarding the budget and potential adjustments to capital improvement projects to offset rate increases. In addition discussion ensued regarding some personnel issues that will remain confidential.							

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
3			
4			
5			

Subtotal Miscellaneous Expense    \$ 0.00

Subtotal Mileage    \$ 0.00

Subtotal Meeting Compensation    \$ 2,000.00

Subtotal All    \$ 2,000.00

Mandatory Deferred Compensation @ 7.5%    (\$ 150.00)

**TOTAL    \$ 1,850.00**

*I certify the above is correct and accurate to the best of my knowledge*

\_\_\_\_\_  
Signature

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

Submit Form

## Item 6.F

**NAME:** David De Jesus, Division 2

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	2	Meeting with GM and President	Walnut	San Dimas	24.0	\$ 13.80	\$ 200.00
Follow-up meeting regarding the MWD IRP, Budget, and issues related to the MWD's request for Letters of Intent. In addition a general overview of the GM's contract and work plan was discussed.							
2	3	San Gabriel Valley MWD Directors Meeting	Walnut	Arcadia	40.0	\$ 23.00	\$ 200.00
This months meeting focused on individual agency concerns and potential issues that might arise from the increases to the budget and how the Integrated Resource Plan might affect the status or long term viability of the Local Resource Program currently in place.							
3	4	Board Workshop	Walnut	Claremont	38.0	\$ 21.85	\$ 200.00
Board and staff were presented with presentations from both Andy Malone from Wildermuth Environmental (Chino Basin's engineer) on the value of a Satellite mapping system and Jayson Schmitt from Chandler Asset Management on the Districts investment portfolio. Our very own Denise Jackman was nominated by the board for the vacant seat on the CSDA. Good Luck Denise!							
4	6	Congressional Subcommittee with Grace Napolitano	Walnut	Baldwin Park	20.0	\$ 11.50	\$ 200.00
A meeting called by the Congresswoman to discuss the water resource development act of 2020, the Whittier Narrows Dam safety, and other infrastructure projects impacting the region. LA Mayor Garcetti, LA Cnty Supervisor Hilda Solis among others also provided the Congresswoman with local perspectives regarding the regional water infrastructure needs.							
5	12	Chino Basin Appropriative Pool Meeting					\$ 200.00
The Pool members were provided with an update on the OBMP and informed of the upcoming workshop on the potential issues for consideration and update. The Pool committee approve requesting Water Master to consider the SGMA report for water year 2019.							
6	16	Chino Basin OBMP Workshop					\$ 200.00
The meeting provided the group with an update to the Optimal Basin Management Plan (OBMP) that included the controversial basin storage management program. As the basin nears long term storage capacity the need to address existing, or first time applications becomes more intense. Including MWD's cyclic storage account.							
7	18	Board meeting	Walnut	Claremont	38.0	\$ 21.85	\$ 200.00
Attended the board meeting and heard various staff reports and discussed the parameters regarding teleconferencing as it related to the "stay-at-home order due to the Novel COVID-19 virus. A close session (with proper social distancing) was conducted to discuss the GMs contract renewal.							
8	19	Chino Basin Advisory Committee Meeting					\$ 200.00
Staff reports included the OBMP semi-annual status report, the States Ground Water Monitoring Plan report for 2019, and a draft notice of potential storage limitation. And a presentation of the 2020/2021 budget schedule and assessment.							
9	25	2020 CPI and GM Contract Discussion	Walnut	Claremont	38.0	\$ 21.85	\$ 200.00
At the request of the GM and President of the board. Discussion on the 2020 CPI was outlined as an item for board discussion along with confidential Personnel (GM) contract discussions to be held in closed session.							
10	26	Chino Basin Water Master Board Meeting					\$ 200.00
Attended the meeting via conference call as the Districts voting alternate to the board. The board acted on issues as described in the agenda, The Districts representative Dir Kuhn will provide an oral report as usual.							

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
3			
4			
5			

Subtotal Miscellaneous Expense \$ 0.00

Subtotal Mileage \$ 113.85

Subtotal Meeting Compensation \$ 2,000.00

Subtotal All \$ 2,113.85

Mandatory Deferred Compensation @ 7.5% (\$ 150.00)

**TOTAL \$ 1,963.85**

I certify the above is correct and accurate to the best of my knowledge

Signature \_\_\_\_\_

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** Carlos Goytia, Division 1

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	1	City of Pomona/Fairplex	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Meeting w/Council member V. Preciado and Fairplex CEO Miguel Santana to discuss partnerships and collaborations in working together in the community							
2	2	Spadra Basin GSA/Executive Committee Meeting	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Attended and participated in committee discussions in related to the Basin management.							
3	4	TVMWD Board Meeting	Pomona	Claremont	32.0	\$ 18.40	\$ 200.00
Attended and participated in Board deliberations and discussions							
4	5	City of Pomona	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Met w/Mayor Tim Sandoval to discuss city and water related issues. We also discussed concerns about covid19 and meeting with our state reps for updates from Sacramento.							
5	9	SGVRC Governmental Affairs Committee Meeting	Pomona	Walnut	18.0	\$ 10.35	\$ 200.00
Attended and participated in discussions related to regional and state issues							
6	11	City of Pomona - Foothill Goldline Community Event	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Attended event w/Mayor Sandoval and Council member Preciado with Foothill Goldline Staff for the next phase of project							
7	16	City of Pomona Council Meeting	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Pomona City Council declared a local emergency in response to the global COVID-19 outbreak							
8	18	TVMWD Board Meeting	Pomona	Claremont	32.0	\$ 18.40	\$ 200.00
Attended and participated in Board deliberations and discussions							
9	19	City of Pomona - Joint Meeting w/Mayor Sandoval and Council members	Pomona	Pomona	8.0	\$ 4.60	\$ 200.00
Meeting to discuss COVID-19 with city leaders and local elected officials in best practices in dealing with the pandemic here in the city							
10			Pomona				

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
3			
4			
5			

*I certify the above is correct and accurate to the best of my knowledge*

Signature \_\_\_\_\_

Subtotal Miscellaneous Expense	\$ 0.00
Subtotal Mileage	\$ 74.75
Subtotal Meeting Compensation	\$ 1,800.00
Subtotal All	\$ 1,874.75
Mandatory Deferred Compensation @ 7.5%	(\$ 135.00)
<b>TOTAL</b>	<b>\$ 1,739.75</b>

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** Denise Jackman, Division 7

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	4	Three Valleys Municipal Water District Board meeting	Rowland Heights	Claremont	45.6	\$ 26.22	\$ 200.00
Participated in business of the Board as Director of Division 7 in issues important to TVMWD.							
2	6	SGVEP Legislative Breakfast with Chris Holden	Rowland Heights	La Verne	29.0	\$ 16.68	\$ 200.00
Participated and learned about legislative updates from Assemblyman Chris Holden at La Verne University							
3	10	Rowland Water District Board of Directors meeting	Rowland Heights	Rowland Heights	2.0	\$ 1.15	\$ 200.00
Attended Board of Directors meeting as a Three Valleys Municipal Director.							
4	16	Walnut Valley Water District Board of Directors Meeting	Rowland Heights	Walnut	13.0	\$ 7.48	\$ 200.00
Attended Board of Directors meeting as a Three Valleys Municipal Director giving updates on TVMWD business.							
5	18	Three Valleys Municipal Water District Board Meeting	Rowland Heights	Claremont	45.6	\$ 26.22	\$ 200.00
Participated in business of the Board as Director of Division 7 in issues important to TVMWD.							
6	26	Chino Basin Water master Meeting	Telephonic	Telephonic			\$ 200.00
Attended Board of Directors meeting as a Three Valleys Municipal Director.							
7							
8							
9							
10							

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
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*I certify the above is correct and accurate to the best of my knowledge*

Signature \_\_\_\_\_

Subtotal Miscellaneous Expense	\$ 0.00
Subtotal Mileage	\$ 77.74
Subtotal Meeting Compensation	\$ 1,200.00
Subtotal All	\$ 1,277.74
Mandatory Deferred Compensation @ 7.5%	(\$ 90.00)
<b>TOTAL</b>	<b>\$ 1,187.74</b>

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

Submit Form

## Item 6.F

**NAME:** Bob Kuhn, Division 4

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	2	Executive Committee Meeting with General Manager and Director De Jesus	Glendora	San Dimas	4.0	\$ 2.30	\$ 200.00
Executive Committee meeting to review issues for the coming month.							
2	4	TVMWD Workshop	Glendora	Claremont	20.0	\$ 11.50	\$ 200.00
General discussion of the business of the district							
3	5	Meeting with Mayor of Covina & Mayor Pro Tem of Glendora	Glendora	Covina	9.0	\$ 5.18	\$ 200.00
Discuss COVID-19 and local water issues							
4	18	TVMWd Board Meeting	Glendora	Claremont	20.0	\$ 11.50	\$ 200.00
Business of the district discussion and decisions. See district agenda.							
5	19	CBWM Advisory Committee Meeting	Glendora	Rancho Cucamonga	40.0	\$ 23.00	\$ 200.00
Attended Advisory committee meeting at Chino Basin Watermaster							
6	25	Executive Committee Meeting	Glendora	Claremont	20.0	\$ 11.50	\$ 200.00
Meeting at district to discuss General Manager contract and CPI issues.							
7			Glendora				
8			Glendora				
9			Glendora				
10			Glendora				

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
3			
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5			

*I certify the above is correct and accurate to the best of my knowledge*

\_\_\_\_\_  
Signature

Subtotal Miscellaneous Expense	\$ 0.00
Subtotal Mileage	\$ 64.98
Subtotal Meeting Compensation	\$ 1,200.00
Subtotal All	\$ 1,264.98
Mandatory Deferred Compensation @ 7.5%	(\$ 90.00)
<b>TOTAL</b>	<b>\$ 1,174.98</b>

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** John Mendoza, Division 6

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	2	Pomona City Council meeting	Pomona	Pomona			200
Attended Pomona City Council Meeting submitted speaker card but due to limited space for seating due to COVID-19 virus viewed by televised communication. Actions taken related to COVID-19-Water shut off suspension-rent control-evictions.							
2	4	TVMWD Board of Directors meeting	Pomona	Claremont			200
Attended and participated in TVMWD meeting of Directors to vote on issues important to District.							
3	6	Congresswomen Grace Napolitano Roundtable	Pomona	Baldwin Park			200
Roundtable of the House Committee on Water Resources and Environment. Various speakers included Mayor Garcetti.							
4	9	SGV Chamber of Government Affairs	Pomona	Walnut			200
Meeting of various local officials, business sector and representatives to discuss and vote on topics important to SGV.							
5	25	Six Basins Watermaster	Pomona	Pomona			200
Attended web cast meeting to vote on issues of important related to basin.							
6							
7							
8							
9							
10							

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1			
2			
3			
4			
5			

Subtotal Miscellaneous Expense

0

Subtotal Mileage

0

Subtotal Meeting Compensation

1000

Subtotal All

1000

Mandatory Deferred Compensation @ 7.5%

-75

Voluntary Deferred Compensation *(negative entry; default @ 0)*

0

**TOTAL**

**925**

I certify the above is correct and accurate to the best of my knowledge

Signature \_\_\_\_\_

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15



# DIRECTOR EXPENSE SHEET

**Submit Form**

## Item 6.F

**NAME:** Jody Roberto, Division 5

**MONTH / YEAR**

March

2020

No	Day	Title of Meeting / Description	Mileage (assumed as round trip unless noted)				Meeting Compensation
			From City	To City	Miles	Miles \$	
1	4	TVMWD Board Meeting	Diamond Bar	Claremont	38.0	\$ 21.85	\$ 200.00
Regular meeting of the board. Had presentation on investment portfolio and proposed budget along with other district business.							
2	9	San Gabriel Valley Chambr Government Affairs Committee meeting	Diamond Bar	Walnut	10.0	\$ 5.75	\$ 200.00
Carlos and I attended the SGV Chamber Government Affairs Committee meeting. Matt Buck, VP of Public Affairs for the California Apartment Association provided presentation on Rent Control initiative that is qualifying for the November ballot. The board voted to oppose the initiative. The board also voted to oppose AB 2043 (Gonzalez) regarding employer liability for contractors.							
3	10	Rowland Water District meeting	Diamond Bar	Rowland Heights	14.0	\$ 8.05	\$ 200.00
Matt, Denise, and I attended the meeting. There was discussion on SB 1099 and AB 2196 regarding back up generators. The board voted to support the legislation. RWD recently promoted four employees as part of their succession planning which is one of their strategic priorities. They also approved changing their regular board meeting from June 9 to June 16.							
4	11	Flight to Sacramento	Diamond Bar	Ontario	40.0	\$ 23.00	\$ 200.00
Flew up to Sacramento for the ACWA symposium. Was supposed to meet with Senator Ling Ling Chang but due to Covid-19 crisis, she had to cancel.							
5	12	ACWA Symposium - Sacramento	Diamond Bar				\$ 200.00
Kirk and I attended the ACWA Symposium. Reps from The Assembly, Senate and Governor's office discussed proposed climate propositions for the November ballot. Currently there are 3 proposals that are expected to merge into one for the ballot. Kirk introduced me to Mike Arnold and Christie, our consultants.							
6	18	TVMWD Board Meeting	Diamond Bar	Claremont	38.0	\$ 21.85	\$ 200.00
Regular meeting of the board, first to be offered as Webinar for attendees to participate remotely. Discussed board members participating in future meetings via webinar, if preferred. Kirk shared upcoming legislation including emergency bills dealing with Covid-19 that the governor has already signed into law.							
7			Diamond Bar				
8			Diamond Bar				
9			Diamond Bar				
10			Diamond Bar				

No	Day	Miscellaneous Expense (please itemize each expense)	Misc. Expense
1	11	Meal at Embassy Suites hotel in Sacramento due to ACWA Symposium	\$ 10.69
2	12	Uber trip from hotel to ACWA Symposium	\$ 20.35
3	12	Ontario Airport parking	\$ 26.00
4			
5			

*I certify the above is correct and accurate to the best of my knowledge*

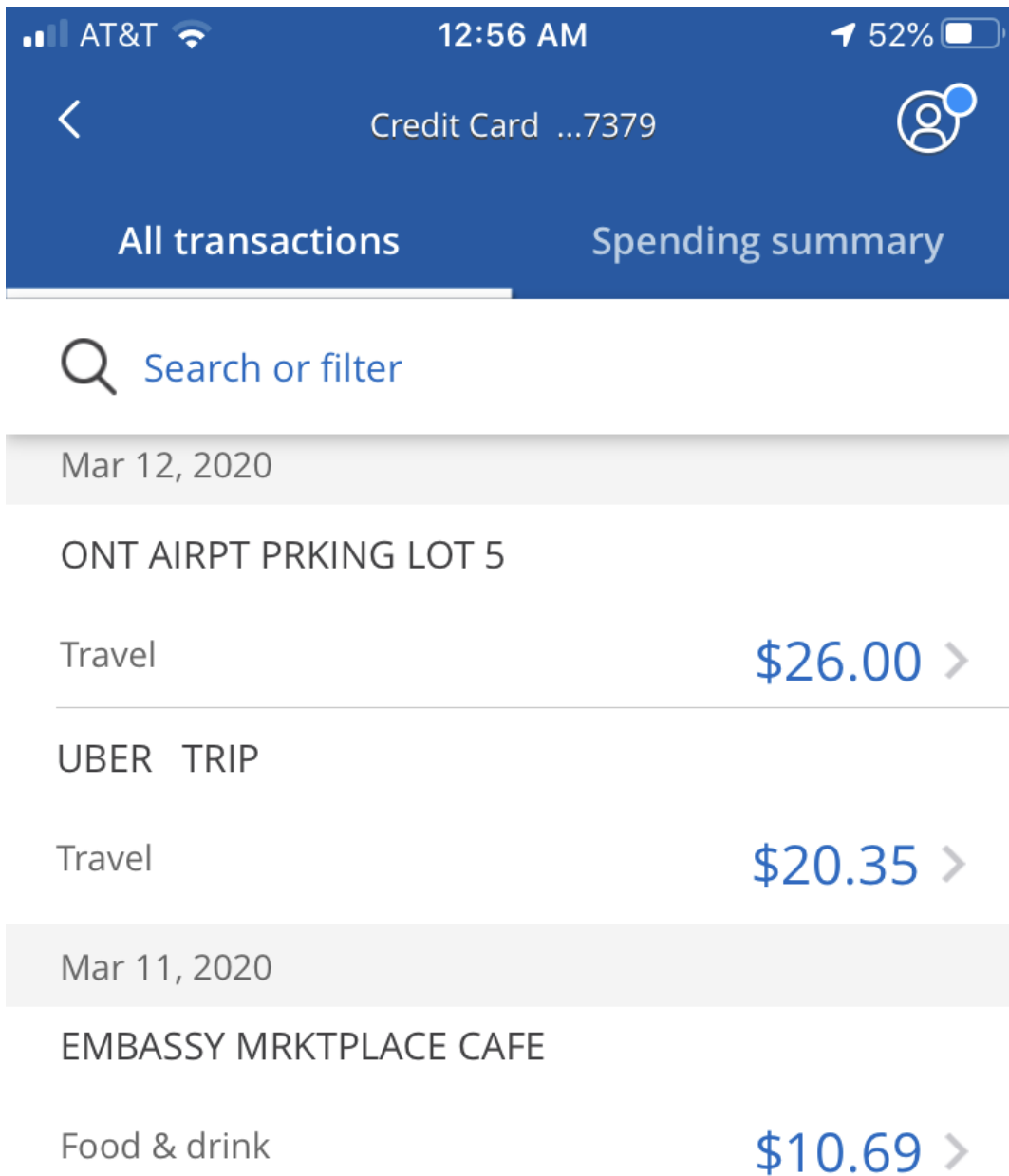
Signature \_\_\_\_\_

Subtotal Miscellaneous Expense	\$ 57.04
Subtotal Mileage	\$ 80.50
Subtotal Meeting Compensation	\$ 1,200.00
Subtotal All	\$ 1,337.54
Mandatory Deferred Compensation @ 7.5%	(\$ 90.00)
<b>TOTAL</b>	<b>\$ 1,247.54</b>

\* Mileage is reimbursed at IRS Standard Business Mileage Rate

\*\*Directors are eligible for ten meeting days per month at \$200 per day. Ordinance Nos. 02-01-7 and 02-07-15






“I certify that the itemized receipts for these payments have been lost and that this statement is given in lieu of the itemed receipts to obtain reimbursement for these expenditures.”

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Jody Roberto  
Director



## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** April 15, 2020  
**Subject:** **FY 19-20 Encumbrance Carryforward**

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<input checked="" type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>	<b>\$</b>
<input type="checkbox"/> <b>Information Only</b>	<input checked="" type="checkbox"/> <b>Funds Budgeted:</b>	

---

**Staff Recommendation:**

**Board approval to carryforward funds from FY 19-20 to FY 20-21 for incomplete projects.**

**Discussion:**

Listed below are projects that are expected to be incomplete as of June 30, 2020 and staff's estimate of funds remaining. Staff requests these funds are carried forward to FY 20-21 to allow for completion:

Land Acquisitions	\$	750,000
Building Modifications		306,919
Miramar Plant Alternative Disinfection		124,167
AWIA Emergency Response Plan		52,000
Filter Aid System Upgrades		30,000
MiraGrand Well		<u>2,765</u>
Total		<u>\$1,265,851</u>

A breakdown of the final ending balances for FY 19-20 will be provided when the annual CAFR is brought before the board for consideration (October 2020).

**Strategic Plan Objective(s):**

- 1.5 – Maintain water infrastructure to assure 100% reliability
- 3.1 – Utilize and comply with a set of financial policies to maintain TVMWD's financial health
- 3.3 – Be accountable and transparent with major decisions

**Attachment(s):**

None


**Meeting History:**

Board of Directors Meeting, April 1, 2020, Informational Item

NA/JL



## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** March 18, 2020  
**Subject:** **Legislative Update – April 2020**

<input type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>	<input type="checkbox"/> <b>Funds Budgeted</b>
<input checked="" type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Cost Estimate:</b>	<b>\$</b>

### **Discussion:**

The Legislature is due back in Sacramento on May 4<sup>th</sup>, which is three weeks later than the original, attached schedule due to the statewide and global effects of COVID-19. It is going to be quite a sprint to complete a new budget by the June 15<sup>th</sup> deadline, but we will know considerably more with the publication of the Governor's May Revision of the budget.

Also attached is the monthly Legislative Status Report (LSR), as prepared by our state lobbyist. The LSR includes all bills we are currently watching, supporting or opposing. Bills originally proposed in the legislature will take a back seat to some of the more significant issues facing the state, as noted in the next section of this report.

### **Legislative Analyst Office – Budget Update**

There is very little likelihood that the Legislature will consider budget funding requests outside the three main categories identified by the Assembly Budget Chair: COVID-19, wildfire prevention and homelessness funding. The Senate will likely respond similarly.

Regarding the ability for the State to engage in additional COVID-19 funding actions, the Legislative Analyst Office noted that as of February 2020, the state has \$17.5 billion in reserves. This includes \$16.5 billion in the Budget Stabilization Fund (BSA) and \$900 million in the Safety Net reserves. The BSA is basically the state's rainy-day fund.

Compared to prior recessions, the state enters this period of economic uncertainty with significant reserves. However, in the past, the state has found that a budget problem associated with a typical recession could significantly exceed the \$17.5 billion currently in reserves. As such, the Legislature will want to consider carefully how to deploy these resources once more is known about the state revenue effects of this emergency.

**Strategic Plan Objective(s):**

1.7 – Advocate for a Bay-Delta fix

3.5 – Ensure that all of the region’s local government policy makers understand TVMWD’s role in the delivery of water.

**Attachment(s):**

Exhibit A – 2020 Legislative Calendar

Exhibit B – LSR Report April 2020

**Meeting History:**

None

KH/ML



## Three Valleys Municipal Water District

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### 2020 Legislative Calendar

Jan. 1	2019 Statutes take effect.
<b>Jan. 6</b>	<b><u>Legislature reconvenes.</u></b>
Jan. 10	Budget must be submitted by Governor.
Jan. 17	Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house in odd numbered year.
<b>Jan. 24</b>	Last day for any committee to hear and report to the floor bills introduced in that house in odd-numbered year. <b>Last day to submit bill requests to the Office of Legislative Counsel.</b>
Jan. 31	Last day for each house to pass bills introduced in that house in the odd-numbered year.
<b>Feb. 21</b>	<b><u>Last day for bills to be introduced.</u></b>
Apr. 2	Spring Recess begins upon adjournment of session.
Apr. 13	Legislature reconvenes from Spring Recess.
<b>Apr. 24</b>	<b><u>Last day for policy committees to hear and report to fiscal committees fiscal bills.</u></b>
<b>May 1</b>	<b><u>Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.</u></b>
<b>May 8</b>	<b><u>Last day for policy committees to meet prior to June 1</u></b>
<b>May 15</b>	<b><u>Last day for fiscal committees to hear and report bills to the floor bills introduced in their house. Last day for fiscal committees to meet prior to June 1</u></b>
May 26-29	Floor session only. No committees, other than conference or Rules committee, may meet for any purpose
May 29	Last day for bills to be passed out of the house of origin.
June 1	Committee meetings may resume.
<b>June 15</b>	<b><u>Budget bill must be passed by midnight.</u></b>
June 25	Last day for a legislative measure to qualify for the Nov. 3 General Election ballot.
<b>June 26</b>	<b><u>Last day for policy committee to hear and report fiscal bills to fiscal committee.</u></b>
<b>July 2</b>	<b><u>Last day for policy committees to meet and report bills introduced in the other house.</u></b> Summer Recess begins upon adjournment, provided Budget Bill has been passed.
Aug. 3	Legislature reconvenes from Summer Recess.
<b>Aug. 14</b>	<b><u>Last day for fiscal committees to meet and report bills to the floor.</u></b>
Aug 17-31	Floor Session Only. No committee, other than conference and Rules committees, may meet for any purpose.
Aug. 21	Last day to amend bills on the Floor.
<b>Aug. 31</b>	<b><u>Last day for each house to pass bills. Interim Study Recess begins.</u></b>
<b>Sep. 30</b>	<b><u>Last day for Governor to sign or veto bills.</u></b>
Oct. 1	<b>Bills enacted on or before this date take effect January 1, 2021.</b>
Nov. 3	General Election
Nov. 30	Adjournment sine die at midnight.



Michael J. Arnold & Associates  
Legislative Advocates and Consultants

### Three Valleys Municipal Water Department Legislative Status Report 4/2/2020

#### [AB 69](#)

#### [Ting D](#)

#### **Land use: accessory dwelling units.**

Text Version:

Amended: 6/20/2019

Position: Watch

[html](#) [pdf](#)

Status:

9/15/2019-Failed Deadline pursuant to Rule 61(a)(15). (Last location was INACTIVE FILE on 9/5/2019) (May be acted upon Jan 2020)

Existing law requires the Department of Housing and Community Development to propose building standards to the California Building Standards Commission, and to adopt, amend, or repeal rules and regulations governing, among other things, apartment houses and dwellings, as specified. This bill would require the department to propose small home building standards governing accessory dwelling units smaller than 800 square feet, junior accessory dwelling units, and detached dwelling units smaller than 800 square feet, as specified, and to submit the small home building standards to the California Building Standards Commission for adoption on or before January 1, 2021.

An act to add Section 17921.2 to the Health and Safety Code, relating to land use.

#### [AB 100](#)

#### **Committee on Budget**

#### **Drinking water.**

Text Version:

Amended: 6/21/2019

Position: Support

[html](#) [pdf](#)

Status:

9/13/2019-Re-referred to Com. on B. & F.R.

(1)Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. Existing law declares it to be the established policy of the state that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes. This bill would establish the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and the long terms. The bill would authorize the state board to provide for the deposit into the fund of federal contributions, voluntary contributions, gifts, grants, and bequests and would continuously appropriate the moneys in the fund to the state board for grants, loans, contracts, or services to assist eligible recipients. The bill would require the state board to adopt a fund implementation plan with specified contents and would require, on and after July 1, 2020, expenditures of the fund to be consistent with the plan. The bill would require, by January 1, 2021, the state board, in consultation with local health officers and other relevant stakeholders, to make publicly available, as specified, a map of aquifers that are used or likely to be used as a source of drinking water that are at high risk of containing contaminants that exceed safe drinking water standards. For purposes of the map, the bill would require local health officers and other relevant local agencies to provide all results of, and data associated with, water quality testing performed by certified laboratories to the state board, as specified. By imposing additional duties on local health officers and local agencies, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to add Section 53082.6 to the Government Code, to amend Sections 39719, 100827, 116275, 116385, 116530, 116540, and 116686 of, and to add Chapter 4.6 (commencing with Section 116765) to Part 12 of Division 104 of, the Health and Safety Code, and to add Chapter 7 (commencing with Section 8390) to Division 4.1 of the Public Utilities Code, relating to drinking water, and making an appropriation therefor, to take effect immediately, bill related to the budget.

#### [AB 134](#)

#### [Bloom D](#)

#### **Safe Drinking Water Restoration.**

Text Version:

Amended: 5/20/2019

Position: Watch

[html](#) [pdf](#)

Status:

7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was E.Q. on 6/12/2019)(May be acted upon Jan 2020)

(1)Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. The act authorizes the board to order consolidation with a receiving water system where a public water system or a state small water system, serving a disadvantaged community,

consistently fails to provide an adequate supply of safe drinking water. The act, if consolidation is either not appropriate or not technically and economically feasible, authorizes the board to contract with an administrator to provide administrative and managerial services to designated public water systems and to order the designated public water system to accept administrative and managerial services, as specified. Existing law declares it to be the established policy of the state that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes. Assembly Bill 217 of the 2019–20 Regular Session of the Legislature, if enacted, would require the board to adopt an assessment of funding need that identifies systems and populations potentially in need of assistance and an analysis of anticipated funding needed based on the amount available in the Safe and Affordable Drinking Water Fund. This bill would require the board to report to the Legislature by July 1, 2025, on its progress in restoring safe drinking water to all California communities and to create an internet website that provides data transparency for all of the board’s activities described in this measure. The bill would require the board to develop metrics to measure the efficacy of the fund in ensuring safe and affordable drinking water for all Californians. The bill would require the Legislative Analyst’s Office, at least every 5 years, to provide an assessment of the effectiveness of expenditures from the Safe and Affordable Drinking Water Fund proposed by AB 217 of the 2019–20 Regular Session. This bill contains other related provisions and other existing laws.

An act to add Chapter 8 (commencing with Section 117200) to Part 12 of Division 104 of the Health and Safety Code, relating to drinking water.

**[AB 292](#)**      **[Quirk D](#)**      **Recycled water: raw water and groundwater augmentation.**  
 Text Version:      Amended: 6/20/2019      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                      9/15/2019-Failed Deadline pursuant to Rule 61(a)(15). (Last location was INACTIVE FILE on 8/30/2019)  
    (May be acted upon Jan 2020)

Existing law requires the State Water Resources Control Board, on or before December 31, 2023, to adopt uniform water recycling criteria for direct potable reuse through raw water augmentation, as specified. Existing law defines “direct potable reuse” and “indirect potable reuse for groundwater recharge” for these purposes. This bill would eliminate the definition of “direct potable reuse” and instead would substitute the term “groundwater augmentation” for “indirect potable reuse for groundwater recharge” in these definitions. The bill would revise the definition of “treated drinking water augmentation.” The bill would require, on or before December 31, 2023, the state board to adopt uniform water recycling criteria for raw water augmentation. The bill would make conforming changes in other areas relating to potable reuse.

An act to amend Sections 10608.12, 10633, 13263.7, 13561, 13561.2, 13570, and 13578 of the Water Code, relating to water.

**[AB 352](#)**      **[Garcia, Eduardo D](#)**      **Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.**  
 Text Version:      Amended: 8/14/2019      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                      8/14/2019-From committee chair, with author’s amendments: Amend, and re-refer to committee. Read  
    second time, amended, and re-referred to Com. on EQ.

Under existing law, programs have been established pursuant to bond acts for, among other things, drought, water, parks, climate, coastal protection, and outdoor access for all. This bill would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$3,920,000,000 pursuant to the State General Obligation Bond Law to finance a wildfire prevention, safe drinking water, drought preparation, and flood protection program. The bill would provide for the submission of these provisions to the voters at the November 3, 2020, statewide general election. The bill would provide that its provisions are severable.

An act to add Division 47 (commencing with Section 80200) to the Public Resources Code, relating to a wildfire prevention, safe drinking water, drought preparation, and flood protection program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds.

**[AB 402](#)**      **[Quirk D](#)**      **State Water Resources Control Board: local primacy delegation: funding stabilization program.**  
 Text Version:      Amended: 6/18/2019      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                      8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on  
    8/12/2019)(May be acted upon Jan 2020)

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health, including, but not limited to, conducting research, studies, and demonstration programs relating to the provision of a dependable, safe supply of drinking water, enforcing the federal Safe Drinking Water Act, adopting implementing regulations, and conducting studies and investigations to assess the quality of water in private domestic water supplies. The act authorizes the state board to delegate, through a local primacy delegation agreement, primary responsibility for the act’s administration and enforcement within a county to a local health officer, as specified. The act requires that a local primacy delegation remain in effect until specified conditions occur. This bill would authorize the state board to delegate partial responsibility for the act’s administration and enforcement by means of a local primacy delegation agreement. The bill would authorize the state board, for counties that have not been delegated primary



responsibility as of January 1, 2020, to offer an opportunity for the county to apply for partial or primary responsibility if the state board determines that it needs assistance in performing administrative and enforcement activities, as specified. The bill would authorize the state board to approve the application for delegation if the state board determines that the local health officer is able to sufficiently perform the administrative and enforcement activities and would specify that a local primacy agency has all of the authority over designated public water systems as is granted to the state board by the act. This bill contains other related provisions and other existing laws.

An act to amend Sections 116330 and 116565 of the Health and Safety Code, relating to drinking water.

**AB 722**      **Bigelow R**      **Water: dams: fees.**  
Text Version:      Amended: 4/2/2019      Position: Watch  
                                 [html](#)   [pdf](#)  
Status:      7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was N.R. & W. on 5/29/2019)(May be acted upon Jan 2020)

Existing law requires the Department of Water Resources to supervise the maintenance and operation of dams and reservoirs as necessary to safeguard life and property. Existing law requires the department to adopt, by regulation, a schedule of fees to cover the department's costs in carrying out the supervision of dam safety. Existing law limits the total annual fee for a dam or reservoir located on a farm or ranch property or a privately owned dam with less than 100 acre-feet of storage capacity to no more than 20% of the fees assessed pursuant to the schedule of fees. This bill would limit the total annual fee for a dam operated by certain irrigation districts to no more than 20% of the fees assessed pursuant to the schedule of fees.

An act to amend Section 6307 of the Water Code, relating to water.

**AB 841**      **Ting D**      **Drinking water: contaminants: perfluoroalkyl and polyfluoroalkyl substances.**  
Text Version:      Amended: 3/20/2019      Position: Watch  
                                 [html](#)   [pdf](#)  
Status:      7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was E.Q. on 5/29/2019)(May be acted upon Jan 2020)

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health, including, but not limited to, conducting research, studies, and demonstration programs relating to the provision of a dependable, safe supply of drinking water, enforcing the federal Safe Drinking Water Act, adopting implementing regulations, and conducting studies and investigations to assess the quality of water in private domestic water supplies. The act requires the board to adopt primary drinking water standards for contaminants in drinking water and requires the Office of Environmental Health Hazard Assessment to prepare and publish an assessment of the risks to public health posed by each contaminant for which the board proposes a primary drinking water standard. This bill would require the office to adopt and complete a work plan within prescribed timeframes to assess which substances in the class of perfluoroalkyl and polyfluoroalkyl substances should be identified as a potential risk to human health, as provided. The bill would require the office, as part of those assessments, to determine which of the substances are appropriate candidates for notification levels to be adopted by the state board. The bill would require the office, by January 1, 2022, to provide to the Legislature an update on the assessment. The bill would require the office to assess annually those substances as new information, scientific research, and detection methodologies become available. This bill contains other existing laws.

An act to add Section 116365.3 to the Health and Safety Code, relating to drinking water.

**AB 955**      **Gipson D**      **Water replenishment districts: water system needs assessment program.**  
Text Version:      Amended: 7/11/2019      Position: Watch  
                                 [html](#)   [pdf](#)  
Status:      8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)

Existing law, the Water Replenishment District Act, provides for the formation, organization, and functioning of water replenishment districts and authorizes a district to do any act necessary to replenish the groundwater of the district. This bill would authorize a water replenishment district, pursuant to an agreement with the State Water Resources Control Board, to offer to conduct a needs assessment program for water systems serving disadvantaged communities within the district, as specified. The bill would make a water system's participation in the program voluntary. The bill would authorize the district, upon completion of the needs assessment, to develop and evaluate options to address the findings and recommendations in the needs assessment and prepare an implementation plan for recommendation to the water system. The bill would authorize the district, to the extent it receives federal or state grants that may be used for this purpose, to assist the water system in implementing the plan, and would require the participating district to prepare an annual report regarding the services, costs, and sources of funding for all actions taken under this program. The bill would repeal these provisions as of January 1, 2026.

An act to add and repeal Section 60234 of the Water Code, relating to water.

**AB 1415**      **Friedman D**      **Department of Water Resources: reporting requirements: civil penalties.**

Text Version: Amended: 5/24/2019 Position: Watch  
[html](#) [pdf](#)

Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)

Existing law establishes in the Natural Resources Agency the Department of Water Resources, which is under the control of the Director of Water Resources. Existing law requires specified plans and reports relating to water management to be provided to the department. This bill would require the department to impose a civil penalty on an entity that fails to file with the department a specified report or plan by the deadline required for that particular report or plan, as provided. The bill would authorize the department to reduce or waive the civil penalty under certain circumstances. The bill would require the department, not later than February 1, 2021, and not later than February 1 each year thereafter, to prepare and submit a report to specified legislative committees listing each entity that, during the preceding calendar year, failed to timely file a report or plan subject to the civil penalties imposed by this bill. This bill contains other related provisions.

An act to add Chapter 3.8 (commencing with Section 390) to Division 1 of the Water Code, relating to water.

**[AB 1580](#)**

**[Levine D](#) Major infrastructure construction projects: oversight committees.**

Text Version: Amended: 7/1/2019 Position: Oppose  
[html](#) [pdf](#)

Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)

Existing law requires the Department of Transportation and the Bay Area Toll Authority to establish the Toll Bridge Program Oversight Committee, as provided, to review and provide program direction for seismic retrofit and replacement projects on toll bridges within the geographic jurisdiction of the committee. This bill, except as specified, would similarly require a state agency undertaking a publicly funded major infrastructure construction project that is estimated to cost \$1,000,000,000 or more to form an oversight committee, as provided, to develop and use risk management plans throughout the course of the project, and to take specified actions relating to managing risks. The bill would require the oversight committee to act as the authority for critical decisions regarding the implementation of the project's risk management plan and to have sufficient staff to support decisionmaking.

An act to add Chapter 13 (commencing with Section 4570) to Division 5 of Title 1 of the Government Code, relating to public construction projects.

**[AB 1694](#)**

**[O'Donnell D](#) San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy: territory: Dominguez Channel watershed and Santa Catalina Island.**

Text Version: Amended: 7/11/2019 Position: Watch  
[html](#) [pdf](#)

Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)

Existing law establishes the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy in the Natural Resources Agency and prescribes the functions and duties of the conservancy with regard to the protection, preservation, and enhancement of specified areas of the Counties of Los Angeles and Orange located along the San Gabriel River and the lower Los Angeles River and tributaries along those rivers. Existing law, for purposes of those provisions, defines "territory" to mean the territory of the conservancy that consists of those portions of the Counties of Los Angeles and Orange located within the San Gabriel River and its tributaries, the lower Los Angeles River and its tributaries, and the San Gabriel Mountains, as described. This bill would additionally include the Dominguez Channel watershed and Santa Catalina Island, as described, within that definition of territory, and would make various related changes to the boundaries of that territory. This bill contains other related provisions and other existing laws.

An act to amend Sections 32601, 32602, 32603, and 32604 of the Public Resources Code, relating to the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy.

**[AB 1751](#)**

**[Chiu D](#) Water and sewer system corporations: consolidation of service.**

Text Version: Amended: 7/5/2019 Position: Watch  
[html](#) [pdf](#)

Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)

The Public Utilities Act prohibits, with certain exemptions, any public utility from selling, leasing, assigning, mortgaging, or otherwise disposing of or encumbering specified property necessary or useful in the performance of the public utility's duties to the public without first, for qualified transactions valued above \$5,000,000, securing an order from the Public Utilities Commission authorizing it to do so or, for qualified transactions valued at \$5,000,000 or less, filing an advice letter and obtaining approval from the commission. This bill, the Consolidation for Safe Drinking Water Act of 2019, would authorize a water or sewer system corporation to file an application and obtain approval from the commission through an order authorizing the

water or sewer system corporation to consolidate with a public water system or state small water system that has fewer than 3,300 service connections and serves a disadvantaged community, or to implement rates for the subsumed water system. The bill would require the commission to approve or deny the application within 8 months, except as provided. This bill contains other existing laws.

An act to add Chapter 2.7 (commencing with Section 2721) to Part 2 of Division 1 of the Public Utilities Code, relating to public utilities.

**[AB 2060](#)**      **[Holden D](#)**      **Drinking water: pipes and fittings: lead content.**  
 Text Version:      Introduced: 2/4/2020      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                      3/10/2020-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (March 10). Re-referred to Com. on APPR.

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. The act prohibits, with certain exceptions, the use of any pipe, pipe or plumbing fitting or fixture, solder, or flux that is not lead free in the installation or repair of any public water system or any plumbing in a facility providing water for human consumption. The act defines "lead free" for purposes of manufacturing, industrial processing, or conveying or dispensing water for human consumption to mean not more than 0.2% lead when used with respect to solder and flux and not more than a weighted average of 0.25% lead when used with respect to the wetted surfaces of pipes and pipe fittings, plumbing fittings, and fixtures. This bill would additionally define "lead free," for purposes of manufacturing, industrial processing, or conveying or dispensing water for human consumption, to mean not more than one microgram of lead under certain tests and meeting a specified certification when used with respect to end-use devices.

An act to amend Section 116875 of the Health and Safety Code, relating to drinking water.

**[AB 2093](#)**      **[Gloria D](#)**      **Public records: writing transmitted by electronic mail: retention.**  
 Text Version:      Introduced: 2/5/2020      Position: Oppose  
    [html](#)   [pdf](#)  
 Status:                      3/10/2020-From committee: Do pass and re-refer to Com. on APPR. (Ayes 10. Noes 1.) (March 10). Re-referred to Com. on APPR.

Existing law, the California Public Records Act, requires a public agency, defined to mean any state or local agency, to make public records available for inspection, subject to certain exceptions. Existing law specifies that public records include any writing containing information relating to the conduct of the public's business, including writing transmitted by electronic mail. Existing law requires any agency that has any information that constitutes a public record not exempt from disclosure to make that public record available in accordance with certain provisions, and authorizes every agency to adopt regulations stating the procedures to be followed when making its records available, if the regulations are consistent with those provisions. Existing law authorizes cities, counties, and special districts to destroy or to dispose of duplicate records that are less than two years old when they are no longer required by the city, county, or special district, as specified. This bill would, unless a longer retention period is required by statute or regulation, or established by the Secretary of State pursuant to the State Records Management Act, require a public agency, for purposes of the California Public Records Act, to retain and preserve for at least 2 years every public record, as defined, that is transmitted by electronic mail. This bill contains other related provisions and other existing laws.

An act to add Section 6253.32 to the Government Code, relating to public records.

**[AB 2182](#)**      **[Rubio, Blanca D](#)**      **Emergency backup generators: water and wastewater facilities: exemption.**  
 Text Version:      Introduced: 2/11/2020      Position: Support  
    [html](#)   [pdf](#)  
 Status:                      3/16/2020-In committee: Hearing postponed by committee.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates air pollution control and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources. Existing law requires the State Air Resources Board to identify toxic air contaminants that are emitted into the ambient air of the state and to establish airborne toxic control measures to reduce emissions of toxic air contaminants from nonvehicular sources. This bill would exempt the operation of an alternative power source, as defined, to provide power to a critical facility, as defined, from any local, regional, or state regulation regarding the operation of that source. The bill would authorize providers of essential public services, in lieu of compliance with applicable legal requirements, to comply with the maintenance and testing procedure set forth in the National Fire Protection Association Standard for Emergency and Standby Power System, NFPA 110, for alternative power sources designated by the providers for the support of critical facilities.

An act to add Article 9.4 (commencing with Section 42005) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to nonvehicular air pollution.

[AB 2246](#)[Mayes I](#)**Surface Mining and Reclamation Act of 1975: exemption: Metropolitan Water District of Southern California.**

Text Version: Introduced: 2/13/2020

Position: Support

[html](#) [pdf](#)

Status: 3/16/2020-In committee: Hearing postponed by committee.

(1)The Surface Mining and Reclamation Act of 1975 prohibits a person, with exceptions, from conducting surface mining operations unless, among other things, a permit is obtained from, a specified reclamation plan is submitted to and approved by, and financial assurances for reclamation have been approved by the lead agency for the operation of the surface mining operation. The act exempts certain activities from the provisions of the act, including, among others, emergency excavations or grading conducted by the Department of Water Resources or the Central Valley Flood Protection Board for the specified purposes; surface mining operations conducted on lands owned or leased, or upon which easements or rights-of-way have been obtained, by the Department of Water Resources for the purpose of the State Water Resources Development System or flood control; and surface mining operations on lands owned or leased, or upon which easements or rights-of-way have been obtained, by the Central Valley Flood Protection Board for the purpose of flood control. This bill would additionally exempt from the provisions of the act emergency excavations or grading conducted by the Metropolitan Water District of Southern California for the specified purposes and surface mining operations conducted on lands owned or leased, or upon which easements or rights-of-way have been obtained, by the Metropolitan Water District of Southern California for the purpose of repairing, maintaining, or replacing pipelines, infrastructure, or related transmission systems used for the distribution of water in the specified counties. The bill would require the Metropolitan Water District of Southern California to provide an annual report to the Department of Conservation and any affected county by the date specified by the department on these surface mining operations. To the extent this bill adds to the duties of local governments acting as a lead agency, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to amend Section 2714 of the Public Resources Code, relating to surface mining.

[AB 2296](#)[Quirk D](#)**State Water Resources Control Board: local primacy delegation: funding stabilization program.**

Text Version: Introduced: 2/14/2020

Position: Watch

[html](#) [pdf](#)

Status: 3/17/2020-In committee: Hearing postponed by committee.

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health, including, but not limited to, conducting research, studies, and demonstration programs relating to the provision of a dependable, safe supply of drinking water, enforcing the federal Safe Drinking Water Act, adopting implementing regulations, and conducting studies and investigations to assess the quality of water in private domestic water supplies. The act authorizes the state board to delegate, through a local primacy delegation agreement, primary responsibility for the act's administration and enforcement within a county to a local health officer, as specified. The act requires that a local primacy delegation remain in effect until specified conditions occur. This bill would authorize the state board to delegate partial responsibility for the act's administration and enforcement by means of a local primacy delegation agreement. The bill would authorize the state board, for counties that have not been delegated primary responsibility as of January 1, 2021, to offer an opportunity for the county to apply for partial or primary responsibility if the state board determines that it needs assistance in performing administrative and enforcement activities, as specified. The bill would authorize the state board to approve the application for delegation if the state board determines that the local health officer is able to sufficiently perform the administrative and enforcement activities and would specify that a local primacy agency has all of the authority over designated public water systems as is granted to the state board by the act. This bill contains other related provisions and other existing laws.

An act to amend Sections 116330 and 116565 of the Health and Safety Code, relating to drinking water.

[AB 2322](#)[Friedman D](#)**Small water suppliers and rural communities: drought and water shortage planning: repeal.**

Text Version: Introduced: 2/14/2020

Position: Watch

[html](#) [pdf](#)

Status: 2/15/2020-From printer. May be heard in committee March 16.

Existing law makes legislative findings and declarations regarding drought planning for small water suppliers and rural communities, and requires the Department of Water Resources, in consultation with the State Water Resources Control Board and other relevant state and local agencies and stakeholders, to use available data to identify, no later than January 1, 2020, small water suppliers and rural communities that may be at risk of drought and water shortage vulnerability and notify counties and groundwater sustainability agencies of those suppliers or communities. Existing law requires the department, in consultation with the state board, to propose to the Governor and the Legislature, by January 1, 2020, recommendations and guidance relating to the development and implementation of countywide drought and water shortage contingency plans to address the planning needs of small water suppliers and rural communities, as provided. This bill would repeal these provisions.

An act to repeal Sections 10609.40 and 10609.42 of the Water Code, relating to water.

[AB 2324](#) **Friedman D** **Urban water use.**  
 Text Version: Introduced: 2/14/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 2/15/2020-From printer. May be heard in committee March 16.

Existing law requires the Department of Water Resources, in coordination with the State Water Resources Control Board, to conduct necessary studies and investigations, as prescribed, and make a recommendation to the Legislature, by January 1, 2020, on the feasibility of developing and enacting water loss reporting requirements for urban wholesale water suppliers. This bill would repeal these provisions.

An act to repeal Section 10608.35 of the Water Code, relating to water.

[AB 2364](#) **Rubio, Blanca D** **Municipal separate storm sewer systems: financial capability analysis.**  
 Text Version: Amended: 3/10/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/17/2020-In committee: Hearing postponed by committee.

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the federal national pollutant discharge elimination system permit program. Existing law requires the state board or the regional boards to issue waste discharge requirements that ensure compliance with the federal Clean Water Act and apply any more stringent effluent standards or limitations necessary to implement water quality control plans, or for the protection of beneficial uses, or to prevent nuisance. This bill would require the state board, by July 1, 2021, to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. The bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.

An act to add Section 13185 to the Water Code, relating to water quality.

[AB 2488](#) **Gonzalez D** **Drinking water: Lead-Safe Schools Protection Act.**  
 Text Version: Introduced: 2/19/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 2/20/2020-From printer. May be heard in committee March 21.

The Lead-Safe Schools Protection Act requires the State Department of Public Health to perform various activities related to reducing the risk of exposure to lead hazards in public schools, as defined, including, among other activities, conducting a sample survey to determine the likely extent and distribution of lead exposure to children from paint on the school, soil in play areas at the school, drinking water at the tap, and other potential sources identified by the State Department of Public Health for this purpose, as provided. This bill would make nonsubstantive changes to those provisions.

An act to amend Section 32242 of the Education Code, relating to pupil health.

[AB 2502](#) **Quirk D** **Groundwater sustainability plans: impacts on managed wetlands.**  
 Text Version: Introduced: 2/19/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/16/2020-In committee: Set, first hearing. Hearing canceled at the request of author.  
 Calendar: 4/14/2020 9 a.m. - State Capitol, Room 444 ASSEMBLY WATER, PARKS AND WILDLIFE, GARCIA, EDUARDO, Chair

Existing law, the Sustainable Groundwater Management Act, requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources that are designated as basins subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2020, and requires all other groundwater basins designated as high- or medium-priority basins to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2022, except as specified. The act prescribes that plans contain certain required contents and requires that plans contain, where appropriate and in collaboration with the appropriate local agencies, additional analyses or components, including, among others, control of saline water intrusion, wellhead protection areas and recharge areas, a well abandonment and well destruction program, well construction policies, and impacts on groundwater dependent ecosystems. This bill would add impacts to managed wetlands, as specified, to the additional analyses or components that a plan is required to contain when appropriate. By requiring local agencies that are groundwater sustainability agencies to include this in their plans, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to amend Section 10727.4 of the Water Code, relating to groundwater.

[AB 2560](#) **Quirk D** **Water quality: notification and response levels: procedures.**

Text Version: Introduced: 2/19/2020 Position: Watch  
[html](#) [pdf](#)

Status: 3/17/2020-In committee: Hearing postponed by committee.

The California Safe Drinking Water Act provides for the operation of public water systems and imposes on the State Water Resources Control Board various duties and responsibilities for the regulation and control of drinking water in the state. The act requires the state board to adopt drinking water standards for contaminants in drinking water based upon specified criteria and requires any person who owns a public water system to ensure that the system, among other things, complies with those drinking water standards. The act requires a public water system to provide prescribed notices within 30 days after it is first informed of a confirmed detection of a contaminant found in drinking water delivered by the public water system for human consumption that is in excess of a maximum contaminant level, a notification level, or a response level established by the state board. This bill would require the state board to comply with specified public notice and comment and peer review procedures, as prescribed, when establishing or revising notification or response levels.

An act to add Section 116456 to the Health and Safety Code, relating to water quality.

[AB 2611](#) **[Santiago D](#)** **Conservancies: Lower Los Angeles River Working Group.**  
 Text Version: Introduced: 2/20/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/12/2020-Referred to Com. on L. GOV.

Existing law requires the Secretary of the Natural Resources Agency to appoint, in consultation with the Los Angeles County Board of Supervisors to the extent the board wishes to consult, a local working group to develop a revitalization plan for the Lower Los Angeles River watershed, called the Lower Los Angeles River Working Group. Existing law required, by March 1, 2017, the working group to develop, through watershed-based planning methods, a revitalization plan that addresses the unique and diverse needs of the Lower Los Angeles River and the communities through which it passes, and that is consistent with, enhances, and may be incorporated into, the County of Los Angeles's Master Plan, and that includes watershed education programs. This bill would require the working group to, on or before January 1, 2022, update, through watershed-based planning methods, the above-described revitalization plan.

An act to amend Section 32622 of the Public Resources Code, relating to conservancies.

[AB 2623](#) **[Arambula D](#)** **Sustainable groundwater management.**  
 Text Version: Introduced: 2/20/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 2/21/2020-From printer. May be heard in committee March 22.

Existing law, the Sustainable Groundwater Management Act, requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources that are designated as basins subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2020, and requires all other groundwater basins designated as high- or medium-priority basins to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2022, except as specified. The act requires all relevant state agencies to consider the policies of the act, and any adopted groundwater sustainability plans, when revising or adopting policies, regulations, or criteria, or when issuing orders or determinations, where pertinent. This bill contains other existing laws.

An act to amend Section 10720.9 of the Water Code, relating to groundwater.

[AB 2629](#) **[Mayes I](#)** **Imperial Irrigation District: retail electric service.**  
 Text Version: Introduced: 2/20/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 2/21/2020-From printer. May be heard in committee March 22.

Existing law, the Irrigation District Law, with certain exceptions, requires a director on the board of an irrigation district that provides electricity for residents of the district to be a voter of the district and a resident of the division that the director represents. Existing law authorizes an irrigation district to sell, dispose of, and distribute electricity for use outside of the district's boundaries. This bill would require the State Energy Resources Conservation and Development Commission (Energy Commission), the Imperial County Local Agency Formation Commission, and the Riverside County Local Agency Formation Commission to meet to determine the sphere of influence of the Imperial Irrigation District and options for electrical service to the Coachella Valley at the end of a certain lease of electrical rights and would, on or before June 30, 2021, require the Imperial Irrigation District to submit any requested documents and information to the Energy Commission for these purposes. The bill would, on or before June 30, 2022, require the Energy Commission to submit a report to the Legislature on the determination and options, as specified. To the extent the bill would impose new duties on the Imperial Irrigation District or local agency formation commissions, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act relating to irrigation districts.

[AB 2656](#) **Eggman D** **Wholesale water suppliers: water loss audit reports.**  
 Text Version: Introduced: 2/20/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 2/21/2020-From printer. May be heard in committee March 22.

Existing law requires the state to achieve a 20% reduction in urban per capita water use in California by December 31, 2020. Existing law requires each urban retail water supplier to develop urban water use targets and an interim urban water use target, in accordance with specified requirements. Existing law requires each urban retail water supplier to annually submit a completed and validated water loss audit report for the previous calendar year or fiscal year, as provided. Existing law requires the department, in coordination with the State Water Resources Control Board, to conduct necessary studies and investigations and make a recommendation to the Legislature, by January 1, 2020, on the feasibility of developing and enacting water loss reporting requirements for urban wholesale water suppliers. This bill would express the intent of the Legislature to enact legislation that would require wholesale water suppliers to conduct and submit annual water loss audit reports to the department.

An act relating to water.

[AB 2720](#) **Salas D** **California Environmental Quality Act: negative declarations and mitigated negative declarations: groundwater recharge projects.**  
 Text Version: Introduced: 2/20/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/12/2020-Referred to Com. on NAT. RES.

The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of an environmental impact report on a project that the agency proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if the agency finds that the project will not have that effect. This bill would require the lead agency, for a groundwater recharge project on agricultural land fallowed as a result of management actions required by a groundwater sustainability plan, to prepare a negative declaration or a mitigated negative declaration if there is substantial evidence in the record that a project or a revised project would not have a significant environmental impact. Because a lead agency would be required to determine whether there is substantial evidence in the record that a project would not have a significant environmental impact, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to add Section 21082.5 to the Public Resources Code, relating to environmental quality.

[AB 3216](#) **Kalra D** **Employee leave: authorization: coronavirus (COVID-19).**  
 Text Version: Amended: 3/12/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/17/2020-In committee: Hearing postponed by committee.

Existing law, the Moore-Brown-Roberti Family Rights Act, or California Family Rights Act (CFRA), makes it an unlawful employment practice for an employer, as defined, to refuse to grant a request by an eligible employee to take up to 12 workweeks of unpaid protected leave during any 12-month period for family care and medical leave, as specified. Existing law makes this leave available to an employee with more than 12 months of service with the employer and at least 1,250 hours of service with the employer within the last 12 months. This bill would also make it an unlawful employment practice for an employer, as defined, to refuse to grant a request by an eligible employee to take family and medical leave due to the coronavirus (COVID-19), as specified. The bill would require a request under this provision to be made and granted in a similar manner to that provided under the CFRA. The bill would specify that an employer is not required to pay an employee for the leave taken, but would authorize an employee taking a leave to elect, or an employer to require, a substitution of the employee's accrued vacation or other time off during this period and any other paid or unpaid time off negotiated with the employer. The bill would authorize an employee, if the employee takes leave because of the employee's own diagnosis with or quarantine because of COVID-19, to elect, or the employer to require, that the employee substitute their accrued sick leave. The bill would prohibit an employee from using sick leave during a period of leave to care for a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner diagnosed with or quarantined because of COVID-19. The bill would require an employer, during any period in which an eligible employee takes leave, to maintain and pay for coverage under a group health plan, as defined, and would authorize the employer to recover the premium that the employee paid under certain circumstances. This bill contains other related provisions.

An act to add and repeal Section 12945.7 of the Government Code, relating to employment.

[AB 3267](#) **Smith D** **Office of Emergency Services: State Emergency Plan.**  
 Text Version: Amended: 3/16/2020 Position: Watch  
[html](#) [pdf](#)  
 Status: 3/17/2020-Re-referred to Com. on G.O.

# Item 7.A - Exhibit B

Existing law, the California Emergency Services Act, among other things, requires the Office of Emergency Services to update the State Emergency Plan on or before January 1, 2019, and every 5 years thereafter. The act also requires the office to complete an after-action report within 120 days after each declared disaster. This bill would require the office to coordinate with representatives of the access and functional needs population, as specified, when the office updates the State Emergency Plan. The bill would, instead, require the office to complete an after-action report within 180 days after each declared disaster.

An act to amend Sections 8570.4 and 8607 of the Government Code, relating to state government.

**ACA 1**      **Aguiar-Curry D**      **Local government financing: affordable housing and public infrastructure: voter approval.**

Text Version:      Amended: 3/18/2019      Position: Watch  
[html](#)   [pdf](#)

Status:      8/19/2019-Read third time. Refused adoption. Motion to reconsider made by Assembly Member Aguiar-Curry.

(1)The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements. The measure would specify that these provisions apply to any city, county, city and county, or special district measure imposing an ad valorem tax to pay the interest and redemption charges on bonded indebtedness for these purposes that is submitted at the same election as this measure. This bill contains other related provisions and other existing laws.

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1 and 4 of Article XIII ? A thereof, by amending Section 2 of, and by adding Section 2.5 to, Article XIII ? C thereof, by amending Section 3 of Article XIII ? D thereof, and by amending Section 18 of Article XVI thereof, relating to local finance.

**ACA 3**      **Mathis R**      **Clean Water for All Act.**

Text Version:      Amended: 3/20/2019      Position: Watch  
[html](#)   [pdf](#)

Status:      4/30/2019-In committee: Set, first hearing. Failed passage. Reconsideration granted.

Under existing law, the Department of Water Resources performs duties relating to water resources throughout the state, and the State Water Resources Control Board exercises regulatory functions relating to water quality. Existing law, the Water Quality, Supply, and Infrastructure Improvement Act of 2014, approved by the voters as Proposition 1 at the November 4, 2014, statewide general election, authorizes the issuance of general obligation bonds in the amount of \$7,545,000,000 to finance a water quality, supply, and infrastructure improvement program. This measure, the Clean Water for All Act, would additionally require, commencing with the 2021–22 fiscal year, not less than 2% of specified state revenues to be set apart for the payment of principal and interest on bonds authorized pursuant to the Water Quality, Supply, and Infrastructure Improvement Act of 2014; water supply, delivery, and quality projects administered by the department, and water quality projects administered by the state board, as provided. This bill contains other existing laws.

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article X thereof, relating to water.

**ACR 179**      **Voepel R**      **Special Districts Week.**

Text Version:      Introduced: 2/26/2020      Position: Support  
[html](#)   [pdf](#)

Status:      3/12/2020-Referred to Com. on RLS.

This measure proclaims the week of May 17, 2020, to May 23, 2020, to be Special Districts Week.

Relative to Special Districts Week.

**SB 45**      **Allen D**      **Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.**

Text Version:      Amended: 1/23/2020      Position: Watch  
[html](#)   [pdf](#)

Status:      1/30/2020-In Assembly. Read first time. Held at Desk.

The California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018, approved by the voters as Proposition 68 at the June 5, 2018, statewide primary direct election, authorizes the issuance of bonds in the amount of \$4,100,000,000 pursuant to the State General Obligation Bond Law to finance a drought, water, parks, climate, coastal protection, and outdoor access for all program. This bill would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of bonds in



the amount of \$5,510,000,000 pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection program. This bill contains other related provisions.

An act to add Division 47 (commencing with Section 80200) to the Public Resources Code, relating to a wildfire prevention, safe drinking water, drought preparation, and flood protection program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

**SB 101**

**Committee on Drinking water.**

**Budget and Fiscal Review**

Text Version: Amended: 6/24/2019

Position: Oppose

[html](#) [pdf](#)

Status: 6/24/2019-From committee with author's amendments. Read second time and amended. Re-referred to Com. on BUDGET.

(1) Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. Existing law declares it to be the established policy of the state that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes. This bill would establish the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and the long terms. The bill would authorize the state board to provide for the deposit into the fund of federal contributions, voluntary contributions, gifts, grants, bequests, and moneys from other specified sources, and would continuously appropriate the moneys in the fund to the state board for grants, loans, contracts, or services to assist eligible recipients. The bill would require the state board to adopt a fund expenditure plan with specified contents and would require, on and after July 1, 2020, expenditures of the fund to be consistent with the plan. The bill would require, by January 1, 2021, the state board, in consultation with local health officers and other relevant stakeholders, to make publicly available, as specified, a map of aquifers that are used or likely to be used as a source of drinking water that are at high risk of containing contaminants that exceed safe drinking water standards. For purposes of the map, the bill would require local health officers and other relevant local agencies to provide all results of, and data associated with, water quality testing performed by certified laboratories to the state board, as specified. By imposing additional duties on local health officers and local agencies, the bill would impose a state-mandated local program. The act provides for the operation of public water systems and authorizes the state board to contract with, or provide a grant to, an administrator to provide administrative, technical, operational, or managerial services, or any combination of those services, to a designated water system to assist with the provision of an adequate supply of affordable, safe drinking water. This bill would, among other things, authorize an administrator to additionally provide legal services pursuant to those provisions and to act, where the administrator is authorized to act on behalf of a designated public water system, on behalf of a voluntary participant, as defined. The bill would authorize a local agency or a privately owned public utility to serve as an administrator for these purposes. The act prohibits a person from operating a public water system unless the person first submits an application to the state board and receives a permit to operate the system, as specified. The act authorizes the state board, if the state board determines that it is feasible for the service area of the public water system addressed by the application to be served by one or more currently permitted public water systems, to deny the permit of a proposed new public water system if it determines that it is reasonably foreseeable that the proposed new public water system will be unable to provide affordable, safe drinking water in the reasonably foreseeable future, as prescribed. This bill would eliminate the requirement that the state board determine that it is reasonably foreseeable that the proposed new public water system will be unable to provide affordable, safe drinking water in the reasonably foreseeable future in order to deny the permit of a proposed new public water system. The act defines a disadvantaged community for its purposes as an area, as specified, in which the median household income is less than 80% of the statewide average. This bill would revise that definition to require a median household income of less than 80% of the statewide median household income level. The act requires a public water system to submit a technical report to the state board as a part of the permit application or when otherwise required by the state board, as specified. This bill would require a public water system to submit the report in the form and format and at intervals specified by the state board. (2) Existing law requires a laboratory that performs analyses for regulatory purposes of drinking water, wastewater, hazardous waste, and contaminated soils or sediments to obtain certification or accreditation, as specified. Existing law requires, when a person or entity submits material to the laboratory for testing, the laboratory to report the results of all detected contaminants and pollutants to that person or entity. This bill would require a laboratory accredited by the state board to also report the results of each drinking water analysis to the state board in the form or format and at intervals specified by the state board. (3) The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The act authorizes the state board to include the use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation. Existing law continuously appropriates 35% of the annual proceeds of the fund for transit, affordable housing, and sustainable communities programs and 25% of the annual proceeds of the fund for certain components of a specified high-speed rail project. This bill, beginning in the 2020–21 fiscal year, would require 5% of the annual proceeds of the Greenhouse Gas Reduction Fund, up to the sum of \$130,000,000, to be deposited into the Safe and Affordable Drinking Water Fund for the purposes of the Safe and Affordable Drinking Water Fund, subject to specified restrictions. The bill would require the Director of Finance, beginning in the 2023–24 fiscal year and until June 30, 2030, to calculate the sum to be transferred by the Controller from the General Fund to the Safe and Affordable Drinking Water Fund if the



Government Code, and to add Division 23 (commencing with Section 78000) to the Water Code, relating to small system water authorities.

**[SB 474](#)**      **[Stern D](#)**                      **The California Wildlife Protection Act of 1990: Habitat Conservation Fund.**  
Text Version:                      Amended: 5/21/2019                      Position: Watch  
[html](#)   [pdf](#)  
Status:                                      7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was W.,P. & W. on 6/6/2019)(May be acted upon Jan 2020)

Proposition 117, an initiative measure approved by the electors at the June 5, 1990, direct primary election, certain provisions of which can be amended by a majority vote, enacted the California Wildlife Protection Act of 1990. The act creates the Habitat Conservation Fund and requires the moneys in the fund to be used for specified purposes generally relating to the acquisition, enhancement, or restoration of wildlife habitat. The act requires the Controller, until June 30, 2020, to annually transfer \$30,000,000 from the General Fund to the Habitat Conservation Fund, less any amount transferred to the Habitat Conservation Fund from specified accounts and funds. The act, until July 1, 2020, continuously appropriates specified amounts from the Habitat Conservation Fund to the Department of Parks and Recreation, the State Coastal Conservancy, the Santa Monica Mountains Conservancy, and the California Tahoe Conservancy, and continuously appropriates the balance of the fund to the Wildlife Conservation Board. This bill would establish the Wildlife Protection Subaccount in the Habitat Conservation Fund and would require the Controller, if an appropriation is made for this purpose in any fiscal year, to transfer \$30,000,000 from the General Fund to the subaccount, less any amount transferred from specified accounts and funds, to be expended by the board for the acquisition, enhancement, or restoration of wildlife habitat.

An act to amend Section 2788 of the Fish and Game Code, relating to wildlife.

**[SB 559](#)**      **[Hurtado D](#)**                      **California Water Commission: grant: Friant-Kern Canal.**  
Text Version:                      Amended: 7/3/2019                      Position: Watch  
[html](#)   [pdf](#)  
Status:                                      8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/14/2019)(May be acted upon Jan 2020)

Under existing law, the United States Bureau of Reclamation operates the federal Central Valley Project and the Department of Water Resources operates the State Water Project to supply water to persons and entities in the state. Existing law establishes the California Water Commission, consisting of 9 members appointed by the Governor, in the department. This bill would require the commission to make a grant of \$400,000,000 to a specified joint powers authority to restore the capacity of the Friant-Kern Canal, subject to an appropriation. The bill, among other things, would require the grant to be part of a comprehensive solution to groundwater sustainability and subsidence in the San Joaquin Valley and would require the joint powers authority to demonstrate a funding match of at least 35% from user fees, local sources, federal funding, or a combination of these sources.

An act relating to water.

**[SB 797](#)**      **[Wilk R](#)**                              **Water resources: permit to appropriate: application procedure.**  
Text Version:                      Introduced: 1/6/2020                      Position: Watch  
[html](#)   [pdf](#)  
Status:                                      3/18/2020-March 24 hearing postponed by committee.  
Calendar:                                      4/21/2020 1:30 p.m. - 113 SENATE NATURAL RESOURCES AND WATER, STERN, Chair

Under existing law, the State Water Resources Control Board administers a water rights program pursuant to which the board grants permits and licenses to appropriate water. Existing law requires an application for a permit to appropriate water to include, among other things, sufficient information to demonstrate a reasonable likelihood that unappropriated water is available for the proposed appropriation. Existing law requires the board to issue and deliver a notice of an application as soon as practicable after the receipt of an application for a permit to appropriate water that conforms to the law. Existing law allows interested persons to file a written protest with regard to an application to appropriate water and requires the protestant to set forth the objections to the application. Existing law declares that no hearing is necessary to issue a permit in connection with an unprotested application, or if the undisputed facts support the issuance of the permit and there is no disputed issue of material fact, unless the board elects to hold a hearing. This bill, if the board has not rendered a final determination on an application for a permit to appropriate water within 30 years from the date the application was filed, would require the board to issue a new notice and provide an opportunity for protests before rendering a final determination, with specified exceptions.

An act to add Section 1305 to the Water Code, relating to water resources.

**[SB 971](#)**      **[Hertzberg D](#)**                      **Small water supplier and countywide water shortage contingency planning.**  
Text Version:                      Introduced: 2/11/2020                      Position: Watch  
[html](#)   [pdf](#)  
Status:                                      3/16/2020-March 24 hearing postponed by committee.  
Calendar:                                      4/14/2020 9:30 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, STERN, Chair

Existing law, the Urban Water Management Planning Act, requires every public and private urban water supplier that directly or indirectly provides water for municipal purposes to prepare and adopt an urban water management plan. The act requires an urban water management plan to include a water shortage contingency plan, as provided. This bill would require a small water supplier, as defined, with 1,000 to 2,999 service connections, inclusive, to prepare and adopt a small water supplier water shortage contingency plan that consists of specified elements. The bill would require a small water supplier with 15 to 999 service connections, inclusive, to take specified actions related to water shortage planning and response. The bill would require small water suppliers to provide to the public, and to report, the plan and specified water shortage planning information, as prescribed. This bill contains other related provisions and other existing laws.

An act to add Part 2.56 (commencing with Section 10609.50) to Division 6 of the Water Code, relating to water.

**SB 974**      **Hurtado D**      **California Environmental Quality Act: small disadvantaged community water system: exemption.**  
 Text Version:      Amended: 3/24/2020      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                    3/24/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on EQ.  
 Calendar:                4/15/2020 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify completion of an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration or mitigated negative declaration, as specified, if it finds that the project will not have that effect. CEQA includes exemptions from its environmental review requirements for numerous categories of projects, as prescribed. This bill would, with certain specified exceptions, exempt from CEQA certain projects that primarily benefit a small disadvantaged community water system by improving the small disadvantaged community water system's water quality, water supply, or water supply reliability, by encouraging water conservation, or by providing drinking water service to existing residences within a disadvantaged community where there is evidence of contaminated or depleted drinking water wells. The bill would also define various terms for purposes of this exemption. Because a lead agency would be required to determine whether a project qualifies for this exemption, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to amend Section 21080 of the Public Resources Code, relating to environmental quality.

**SB 996**      **Portantino D**      **State Water Resources Control Board: Constituents of Emerging Concern Program.**  
 Text Version:      Amended: 4/1/2020      Position: Support  
    [html](#)   [pdf](#)  
 Status:                    4/1/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on EQ.  
 Calendar:                4/15/2020 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. The state board's duties include, but are not limited to, conducting research, studies, and demonstration programs relating to the provision of a dependable and safe supply of drinking water, enforcing the federal Safe Drinking Water Act, and adopting and enforcing regulations. This bill would require the state board to establish, maintain, and direct an ongoing, dedicated program called the Constituents of Emerging Concern Program to assess the state of information and recommend areas for further study on constituents of emerging concern in drinking water that may pose risks to public health. The bill would require the state board to establish the Stakeholder Advisory Group and, by an unspecified date, the Science Advisory Panel, both as prescribed, to assist in the gathering and development of information for the program, among other functions. The bill would require the program to provide opportunities for public participation, including conducting stakeholder meetings and workshops to solicit relevant information and feedback for development and implementation of the program. This bill contains other related provisions.

An act to add Article 3.6 (commencing with Section 116416) to Chapter 4 of Part 12 of Division 104 of the Health and Safety Code, relating to drinking water.

**SB 1011**      **Dahle R**      **Water quality: waste discharge requirements: management agency agreements.**  
 Text Version:      Amended: 3/25/2020      Position: Watch  
    [html](#)   [pdf](#)  
 Status:                    3/25/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

The Porter-Cologne Water Quality Control Act, with certain exceptions, requires a waste discharger to file a report of waste discharge with a California regional water quality control board and to pay an annual fee established by the State Water Resources Control Board. This bill would provide that implementation of a management agency agreement entered into between the state board and the United States Forest Service or the state board and the United States Bureau of Land Management constitutes compliance by the United States Forest Service or the United States Bureau of Land Management, as applicable, with specified waste discharge requirements for nonpoint source discharges. The bill would prohibit a provision of

such a management agency agreement from being construed in any way as limiting the authority of the state board or a regional board in carrying out its legal responsibilities for the management or regulation of water quality.

An act to amend Section 13260 of the Water Code, relating to water.

**SB 1052****Hertzberg D****Water quality: municipal wastewater agencies.**

Text Version:

Introduced: 2/18/2020

Position: Watch

[html](#) [pdf](#)

Status:

3/18/2020-April 1 hearing postponed by committee.

Calendar:

4/15/2020 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater by municipalities and industries in accordance with the National Pollutant Discharge Elimination System permit program and the Porter-Cologne Water Quality Control Act. Existing law requires regulated municipalities and industries to obtain a stormwater permit. This bill would establish municipal wastewater agencies and would authorize a municipal wastewater agency, among other things, to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff, to acquire, construct, expand, operate, maintain, and provide facilities for specified purposes relating to managing stormwater and dry weather runoff, and to levy taxes, fees, and charges consistent with the municipal wastewater agency's existing authority in order to fund projects undertaken pursuant to the bill. The bill would require the exercise of any new authority granted under the bill to comply with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. To the extent this requirement would impose new duties on local agency formation commissions, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

An act to add Chapter 11.5 (commencing with Section 13910) to Division 7 of the Water Code, relating to water quality.

**SB 1056****Portantino D****Drinking water: testing: perfluoroalkyl and polyfluoroalkyl substances.**

Text Version:

Introduced: 2/18/2020

Position: Watch

[html](#) [pdf](#)

Status:

3/18/2020-April 1 hearing postponed by committee.

Calendar:

4/15/2020 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Existing law, the California Safe Drinking Water Act, requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health, including, but not limited to, conducting research, studies, and demonstration programs relating to the provision of a dependable, safe supply of drinking water, enforcing the federal Safe Drinking Water Act, and adopting implementing regulations. The implementing regulations are required to include, but are not limited to, the monitoring of contaminants, including the type of contaminant, the frequency and method of sampling and testing, and the reporting of results. This bill would require the state board, on or before January 1, 2022, to certify a methodology or methodologies for testing drinking water, groundwater, and surface water for perfluoroalkyl and polyfluoroalkyl substances, as provided, and to accredit qualified laboratories in California to analyze perfluoroalkyl and polyfluoroalkyl substances pursuant to the adopted methodology or methodologies. This bill contains other existing laws.

An act to add Section 116379 to the Health and Safety Code, relating to drinking water.

**SB 1096****Caballero D****Water and sewer system corporations: consolidation of service.**

Text Version:

Introduced: 2/19/2020

Position: Watch

[html](#) [pdf](#)

Status:

3/19/2020-March 31 hearing postponed by committee.

Calendar:

4/21/2020 9 a.m. - Room 3191 SENATE ENERGY, UTILITIES AND COMMUNICATIONS, HUESO, Chair

The Public Utilities Act prohibits, with certain exemptions, any public utility from selling, leasing, assigning, mortgaging, or otherwise disposing of or encumbering specified property necessary or useful in the performance of the public utility's duties to the public without first, for qualified transactions valued above \$5,000,000, securing an order from the Public Utilities Commission authorizing it to do so or, for qualified transactions valued at \$5,000,000 or less, filing an advice letter and obtaining approval from the commission. This bill, the Consolidation for Safe Drinking Water Act of 2020, would authorize a water or sewer system corporation to file an application and obtain approval from the commission through an order authorizing the water or sewer system corporation to consolidate with a public water system or state small water system. The bill would require the commission to approve or deny the application within 8 months, except as provided. This bill contains other existing laws.

An act to add Chapter 2.7 (commencing with Section 2721) to Part 2 of Division 1 of the Public Utilities Code, relating to public utilities.

**SB 1099****Dodd D****Emergency backup generators: critical facilities: exemption.**

Text Version:

Introduced: 2/19/2020

Position: Support

[html](#) [pdf](#)

Status:

3/18/2020-April 1 hearing postponed by committee.

Calendar: 4/15/2020 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates air pollution control and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources. Existing law requires the State Air Resources Board to identify toxic air contaminants that are emitted into the ambient air of the state and to establish airborne toxic control measures to reduce emissions of toxic air contaminants from nonvehicular sources. This bill, consistent with federal law, would require air districts to adopt a rule, or revise its existing rules, to allow critical facilities with a permitted emergency backup generator to use that emergency backup generator during a deenergization event or other loss of power, and to test and maintain that emergency backup generator, as specified, without having that usage, testing, or maintenance count toward that emergency backup generator's time limitation on actual usage and routine testing and maintenance. The bill would prohibit air districts from imposing a fee on the issuance or renewal of a permit issued for those critical facility emergency backup generators. By requiring air districts to adopt a new permitting program for those critical facility emergency backup generators, the bill would impose a state-mandated local program. The bill also would define certain terms for purposes of these provisions. This bill contains other related provisions and other existing laws.

An act to add Article 9.5 (commencing with Section 42010) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to nonvehicular air pollution.

**SB 1101**      **Caballero D**      **Water and Climate Science Advisory Board.**  
 Text Version:      Amended: 3/25/2020      Position: Watch  
                                  [html](#)   [pdf](#)  
 Status:      3/25/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Existing law establishes the Department of Water Resources within the Natural Resources Agency and prescribes the jurisdiction and various general administrative authorities and duties of the department regarding, among other things, matters pertaining to water resources and dams in the state. This bill would require the department to convene a Water and Climate Science Advisory Board to consist of 5 members with certain qualifications appointed by the department, the agency, and the State Water Resources Control Board, as provided. The bill would require board members to serve 3-year terms. The bill would require the department to consult with the board when initiating, reviewing, or expanding policies or guidelines regarding impacts of climate change on water resources. The bill would require the department to establish an internal process for department review of and comment on the work of the board, which shall be made publicly available.

An act to add Section 148 to the Water Code, relating to water.

**SB 1171**      **Nielsen R**      **Reclamation districts: improvement districts: formation.**  
 Text Version:      Amended: 3/25/2020      Position: Watch  
                                  [html](#)   [pdf](#)  
 Status:      3/25/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

(1) Existing law authorizes the owners of 1/2 or more of any body of swamp and overflowed lands, salt marsh, or tidelands, or other lands subject to flood or overflow, to petition the county board of supervisors to form a reclamation district for specified purposes. Existing law authorizes, among other things, a reclamation district to levy and collect assessments on parcels in the district under specified circumstances for purposes of raising funds for the maintenance, repair, and operation of district reclamation works. This bill would authorize the board of directors of a reclamation district to form an improvement district to incur a bonded indebtedness for the acquisition, construction, completion, or repair of improvements, works, or property to be payable from taxes levied upon less than all of the lands within the reclamation district. The bill would prescribe certain procedures for the creation of the improvement district and for the levying of improvement district assessments, including, respectively, specified notice, hearing, and election provisions. (2) Existing law, the Improvement Act of 1911, Municipal Improvement Act of 1913, and Improvement Bond Act of 1915 authorize and prescribe procedures for cities and counties, and, in some cases, other public entities, to issue bonds secured by assessments on real property in order to finance the cost of certain improvements to property within their boundaries, including, among other improvements, constructing or maintaining streets, drains, sewers, bridges, and levees. These acts also prescribe procedures for the redemption of bonds and payment of interest on the bonds. This bill would authorize a reclamation district to use, in its discretion, the provisions and procedures of these acts for the construction of any facilities that the reclamation district is otherwise authorized to construct under existing law.

An act to add Chapter 7 (commencing with Section 50980) and Chapter 8 (commencing with Section 50986) to Part 5 of Division 15 of the Water Code, relating to reclamation districts.

**SB 1184**      **Stern D**      **Water corporations: fire hydrant service agreements: report.**  
 Text Version:      Introduced: 2/20/2020      Position: Watch  
                                  [html](#)   [pdf](#)  
 Status:      3/5/2020-Referred to Com. on E., U. & C.

Calendar: 4/21/2020 9 a.m. - Room 3191 SENATE ENERGY, UTILITIES AND COMMUNICATIONS, FUESSO, Chair

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including water corporations. Existing law prohibits a water corporation from charging an entity providing fire protection service for the costs of furnishing water for that service and for other related costs, except pursuant to a written agreement between the water corporation and the entity providing fire protection service. This bill would require the commission, by January 1, 2022, to prepare and submit to the Legislature a report concerning those agreements between water corporations and local fire protection agencies.

An act to add and repeal Section 915.5 of the Public Utilities Code, relating to public utilities.

**SB 1188****Stern D      **The California Water Plan.****

Text Version: Introduced: 2/20/2020      Position: Watch

[html](#) [pdf](#)

Status: 3/12/2020-Set for hearing April 14.

Calendar: 4/14/2020 9:30 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, STERN, Chair

Existing law requires the Department of Water Resources to update every 5 years the plan for the orderly and coordinated control, protection, conservation, development, and use of the water resources of the state, which is known as The California Water Plan. Existing law requires the department to include a discussion of various strategies in the plan update, including, but not limited to, strategies relating to the development of new water storage facilities, water conservation, water recycling, desalination, conjunctive use, water transfers, and alternative pricing policies that may be pursued in order to meet the future needs of the state. This bill would require the department to include in the plan update, instead of a discussion of various strategies, a discussion of various strategies for increasing regional water resilience. The bill would also make nonsubstantive changes.

An act to amend Section 10004.5 of the Water Code, relating to water resources.

**SB 1194****Archuleta D      **Water replenishment districts: competitive bidding.****

Text Version: Introduced: 2/20/2020      Position: Watch

[html](#) [pdf](#)

Status: 3/5/2020-Referred to Com. on GOV. & F.

The Water Replenishment District Act provides for the formation of water replenishment districts with prescribed powers for the purposes of replenishing the groundwater supplies within the district. The act requires a district to advertise for bids before making any contract totaling \$25,000 or more within any 12-month period and, when work is to be done, to give notice calling for bids by publication, as prescribed. This bill would revise and recast the provisions establishing the competitive bidding and related public notice procedures for water replenishment districts, including, among other revisions, deleting the requirement that a district advertise for bids before making any contract totaling \$25,000 or more within any 12-month period, and instead requiring a district to advertise for bids before making any contract totaling \$40,000 or more.

An act to amend Sections 60602, 60616, and 60622 of, to repeal Sections 60606, 60608, 60610, and 60612 of, and to repeal and add Section 60604 of, the Water Code, relating to water.

**SB 1209****Dahle R      **Watermaster service areas: expenses in distribution.****

Text Version: Introduced: 2/20/2020      Position: Watch

[html](#) [pdf](#)

Status: 3/5/2020-Referred to Com. on RLS.

Existing law requires the Department of Water Resources to divide the state into watermaster service areas for the purpose of distributing water in accordance with certain water right determinations. Existing law authorizes the department to incur costs and make expenditures as necessary to provide for the administration of a service area and the distribution of water in the service area. Existing law requires the water rightholders to pay all of those costs. This bill would make a nonsubstantive change to that latter provision of law.

An act to amend Section 4201 of the Water Code, relating to water.

**SB 1217****Dahle R      **Urban water use targets: indoor residential water use: standards: studies and investigations: reports.****

Text Version: Amended: 3/26/2020      Position: Watch

[html](#) [pdf](#)

Status: 3/26/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on N.R. & W.

Calendar: 4/14/2020 9:30 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, STERN, Chair

(1)Existing law requires the state to achieve a 20% reduction in urban per capita water use in California by December 31, 2020. Existing law requires each urban retail water supplier to develop urban water use targets and an interim urban water use target, as specified, and states the intent of the Legislature that the urban water use targets cumulatively result in a 20% reduction from





## Item 7.A - Exhibit B

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including gas corporations. Existing law requires the commission to adopt policies and programs that promote the in-state production and distribution of biomethane, as defined, that facilitate the development of a variety of sources of in-state biomethane. Existing law requires the commission, in consultation with the State Air Resources Board, to consider adopting specific biomethane procurement targets or goals for each gas corporation, as specified. Existing law requires that prior to establishing biomethane procurement targets or goals, that the commission find that the targets or goals are cost-effective means to achieving forecast reduction in emissions of short-lived climate pollutants pursuant to specified laws and that the targets or goals comply with all applicable state and federal laws. This bill would require the commission to establish a biomethane procurement program that requires each gas corporation, by January 1, 2030, to procure at least 20 percent of its total volume of gas delivered to core customers in California with biomethane. The bill would require the commission, in designing and implementing the program, to ensure that the biomethane procurement program is a cost-effective means to achieve forecast reductions in emissions of short-lived climate pollutants pursuant to specified laws and that the program complies with all applicable state and federal laws. This bill contains other related provisions and other existing laws.

An act to amend Section 651 of the Public Utilities Code, relating to energy.

[SB 1386](#)

[Moorlach R](#)

**Local government: assessments, fees, and charges: water.**

Text Version:

Amended: 4/1/2020

Position: Watch

[html](#) [pdf](#)

Status:

4/1/2020-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

The California Constitution specifies various requirements with respect to the levying of assessments and property-related fees and charges by a local agency, including requiring that the local agency provide public notice and a majority protest procedure in the case of assessments and submit property-related fees and charges for approval by property owners subject to the fee or charge or the electorate residing in the affected area following a public hearing. Existing law, known as the Proposition 218 Omnibus Implementation Act, prescribes specific procedures and parameters for local jurisdictions to comply with these requirements and, among other things, authorizes an agency providing water, wastewater, sewer, or refuse collection services to adopt a schedule of fees or charges authorizing automatic adjustments that pass through increases in wholesale charges for water, sewage treatment, or wastewater treatment or adjustments for inflation under certain circumstances. Existing law defines, among other terms, the term "water" for these purposes to mean any system of public improvements intended to provide for the production, storage, supply, treatment, or distribution of water from any source. This bill would specify that "water" for purposes of the Proposition 218 Omnibus Implementation Act also includes the public fixtures, appliances, and appurtenances connected to an above-described system of public improvements intended to provide for the production, storage, supply, treatment, or distribution of water from any source. The bill would specify that a property-related water service fee or charge by a local agency may include the costs to construct, maintain, repair, or replace public hydrants attached to a water system, and the cost of water dispensed through public hydrants, to the extent those fees or charges are consistent with the California Constitution.


An act to amend Section 53750 of, and to add Section 53750.5 to, the Government Code, relating to local government finance.

**Total Measures: 61**

**Total Tracking Forms: 61**



## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** April 15, 2020  
**Subject:** **FY 2020-21 Budget Approval**

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<input checked="" type="checkbox"/> <b>For Action</b>	<input checked="" type="checkbox"/> <b>Fiscal Impact</b>	<b>\$ 73,667,740</b>
<input type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**Board approval of FY 20-21 Budget Version 3.0 attached prepared in assuming MWD approves Option 1.**

**Discussion:**

Attached is version 3.0 of the FY 20-21 budget, which is based on MWD Rates and Charges Option 1 as discussed below. The changes from version 2.0 all pertain to MWD's water rates, RTS and Capacity Charges. None of TVMWD's controllable budget items have changed.

Given the state of uncertainty at this time due to the COVID-19 pandemic, a number of MWD directors asked MWD staff to prepare alternatives that would result in lower overall rate increases than original proposed. MWD staff has removed the original proposal and instead provided 2 options that provide the following modifications:

- Option 1:
  - 50,000 AF shift of untreated water to treated water as a result of the impact PFAS and PFOS will likely have on water demands
  - CIP planned completion will be reduced from 90% to 80%, given the likely impacts of COVID-19 on scheduling of construction work
  - Debt funding is increased from 40% to 45% in FY 20-21
- Option 2:
  - Same modifications as Option 1 above
  - **All rate increases would be delayed until July 1, 2021**, requiring a draw from reserves of \$79 million.
  - The Water Stewardship Rate component (\$65/AF) would still go away for 2 years per previous Board action

Included below are the various rate components and the rate increases and decreases for each option.

Year	Original Proposal	Option 1	Option 2
<b>Overall Rates and Charges</b>			
2021 (July for Option 2)	5%	3%	5%
2022	5%	4%	5%
2023 estimated	5%	5%	5%
2024 estimated	3%	5%	3%
2025 estimated	3%	4%	3%
<b>Untreated Rate</b>			
2021 (July for Option 2)	3%	3%	5%
2022	4%	3%	4%
<b>Treatment Surcharge</b>			
2021 (July for Option 2)	9%	1%	3%
2022	5%	5%	6%
<b>Treated Rate</b>			
2021 (July for Option 2)	5%	2%	4%
2022	5%	4%	4%
<b>RTS Charge</b>			
2021 (July for Option 2)	0%	-4%	-3%
2022	6%	8%	10%
<b>Capacity Charge</b>			
2021 (July for Option 2)	27%	22%	24%
2022	12%	14%	16%

Here is the impact to TVMWD for each option:

- Option 1:
  - The overall rate to TVMWD's member agencies would be increasing \$30/AF rather than the originally proposed \$51/AF.
  - Reflected within the prior bullet point is TVMWD's surcharge discount decreasing from \$10/AF to \$6/AF.
    - The primary cause for this is MWD is now only increasing their treatment surcharge in 2021 by 1% rather than 9%, due to the additional 50,000 AF of treated sales they are expecting. This lessens the gap between the Miramar Treatment Plant's treated cost and MWD's, which is where TVMWD generates the additional revenue to offer a surcharge discount.
  - The capacity charge amount to be collected from TVMWD's member agencies would decrease by \$70,000 from the original proposal.
- Option 2:
  - TVMWD's board would need to determine whether to follow MWD's lead by making rate changes in July or instead smooth out the rate changes for the entire calendar year of 2021.
  - Assuming the option is to set one rate for 2021, TVMWD would need to set a rate independent of MWD that differs from simply a +/- surcharge. Normally TVMWD tries to smooth rates over a 5-year window, which would result in a rate about \$8/AF higher than Option 1 above. TVMWD could consider smoothing the rates over a shorter window.
  - The capacity charge amount to be collected from TVMWD's member agencies would decrease by \$43,000 from the original proposal.

TVMWD staff has had multiple discussions with TVMWD's MWD director regarding these options and has conveyed that Option 1 is preferred over Option 2.

Option 1 reflects the change in the current situation, with MWD choosing to change their standard practice on debt by borrowing slightly more to bring the rates down some.

Staff believes Option 2 provides several challenges because of the mid-year rate change. Because of the elimination of the Water Stewardship Fee yet still holding all other rate components the same, the MWD rate for both treated and untreated would decrease January 1<sup>st</sup>, 2021, increase July 1<sup>st</sup>, 2021, and increase again Jan 1<sup>st</sup>, 2022. Staff feels this would create confusion to the public if the member agencies and retailers followed suit. This option would also likely incentivize agencies to wait until 2021 to make untreated water purchases that they would normally make in the Fall of 2020, which would impact MWD revenues for 2020.

Staff feels strongly that Option 1 is the only solution that should be considered and has prepared the attached FY 20-21 Budget Version 3.0 based on said option. If MWD adopts Option 2 on April 14, 2020, staff will bring a revised budget and various rates options to this meeting for board discussion and consideration.

A notice of intent to adopt the FY 20-21 budget was published on April 9, 2020 in the *Inland Valley Daily Bulletin* and the *San Gabriel Valley Tribune*. Confirmations for each are attached.

Based on the budget attached, TVMWD would still be able to offer a \$6 per acre foot surcharge discount for 2021 and the foreseeable future.

**Strategic Plan Objective(s):**

- 3.1 – Utilize and comply with a set of financial policies to maintain TVMWD’s financial health
- 3.3 – Be accountable and transparent with major decisions

**Attachment(s):**

Exhibit A – Budget Draft 3.0

Exhibit B – Budget and Water Rate Notice – SGV Tribune

Exhibit C – Budget and Water Rate Notice – Daily Bulletin

**Meeting History:**

Board of Directors Meeting, March 4, 2020, Informational Item

Board of Directors Meeting, April 1, 2020, Informational Item

NA/JL

FY 2020/21 TVMWD BUDGET VERSION 3.0										
	FY 2019/20	FY 2019/20	FY 2020/21	Pass Through	Operating	Capital	FY 2021/22	FY 2022/23	FY 2023/24	FY 2024/25
REVENUES	Budget	Projected	Budget	Fund	Fund	Fund	Budget	Budget	Budget	Budget
Water Sales	58,985,405	62,480,758	63,627,104		63,627,104		63,580,166	65,757,453	69,096,340	72,303,632
Standby Charge	3,551,583	3,562,780	3,687,227	3,687,227			3,888,442	4,186,010	4,355,277	4,545,655
Capacity Charge Assessment	1,173,600	1,173,600	1,394,595	1,394,595			1,636,205	1,764,815	1,964,875	2,150,645
Property Taxes	2,300,944	2,432,200	2,346,337			2,346,337	2,346,337	2,346,337	2,346,337	2,346,337
Fixed Charge Assessment	685,624	685,624	717,787		717,787		759,122	783,305	805,970	829,875
Hydroelectric Sales	276,609	117,000	164,000		164,000		164,000	164,000	164,000	164,000
Interest Income	212,900	372,546	146,350		146,350		146,350	146,350	146,350	146,350
Pumpback O&M & Reservoir #2 Reimb.	20,000	27,530	20,000	20,000			20,000	20,000	20,000	20,000
Grants and Other Revenue	202,798	335,520	5,317		5,317		5,450	5,587	5,726	5,869
<b>TOTAL REVENUES</b>	<b>67,409,463</b>	<b>71,187,559</b>	<b>72,108,717</b>	<b>5,101,822</b>	<b>64,660,558</b>	<b>2,346,337</b>	<b>72,546,072</b>	<b>75,173,856</b>	<b>78,904,874</b>	<b>82,512,363</b>
<b>EXPENSES</b>										
Water Purchases	52,837,522	56,677,073	57,641,851		57,641,851		57,077,571	58,611,073	61,135,211	63,918,261
MWD RTS Charge	3,551,583	3,542,074	3,687,227	3,687,227			3,888,442	4,186,010	4,355,277	4,545,655
Staff Compensation	4,200,756	4,168,225	4,377,912		4,377,912		4,606,224	4,780,980	4,945,598	5,116,045
MWD Capacity Charge	1,173,600	1,173,600	1,394,595	1,394,595			1,636,205	1,764,815	1,964,875	2,150,645
Operations and Maintenance	1,713,532	1,724,002	1,615,485		1,615,485		1,640,285	1,681,074	1,722,877	1,765,720
Capital Repair and Replacement	734,297	264,212	326,000			326,000	350,000	275,000	200,000	-
Capital Investment Program	5,024,508	3,700,653	1,810,000			1,810,000	2,375,833	2,800,000	2,325,000	1,275,000
Professional Services	509,982	482,705	566,255		566,255		645,336	610,141	625,313	640,863
Directors Compensation	331,520	320,563	323,892		323,892		326,805	329,806	332,897	336,080
Communication and Conservation Programs	178,000	158,841	183,000		183,000		187,551	192,215	196,994	201,893
Planning and Resources	287,628	305,844	90,500		90,500		92,750	95,057	97,421	99,843
Membership Dues and Fees	81,054	86,716	87,989		87,989		90,177	92,419	94,718	97,073
Hydroelectric Facilities	39,000	13,980	39,000		39,000		39,970	40,964	41,982	43,026
Pumpback O&M & Reservoir #2	20,000	27,530	20,000	20,000			20,000	20,000	20,000	20,000
Board Elections	-	-	-		-		-	-	-	-
Reserve Replenishment	238,181	238,181	238,182		238,182		376,364	476,364	576,364	676,364
Encumbrances from prior year		1,265,851	1,265,851		52,000	1,213,851	-	-	-	-
<b>TOTAL EXPENSES</b>	<b>70,921,163</b>	<b>74,150,051</b>	<b>73,667,740</b>	<b>5,101,822</b>	<b>65,216,066</b>	<b>3,349,851</b>	<b>73,353,514</b>	<b>75,955,916</b>	<b>78,634,527</b>	<b>80,886,469</b>
<b>NET INCOME (LOSS) BEFORE TRANSFERS</b>	<b>(3,511,700)</b>	<b>(2,962,492)</b>	<b>(1,559,023)</b>	<b>-</b>	<b>(555,509)</b>	<b>(1,003,514)</b>	<b>(807,442)</b>	<b>(782,060)</b>	<b>270,347</b>	<b>1,625,894</b>
TRANSFER FROM/(TO) CAPITAL RESERVES	1,217,269	1,217,269	(210,337)			(210,337)	379,496	728,663	178,663	(1,071,337)
TRANSFER FROM/(TO) OPPORTUNITY RESERVES	150,000									
TRANSFER FROM/TO ENCUMBERED RESERVES	2,276,692	2,276,692	1,265,851		52,000	1,213,851				
<b>NET INCOME (LOSS) AFTER TRANSFERS</b>	<b>132,261</b>	<b>531,469</b>	<b>(503,509)</b>	<b>-</b>	<b>(503,509)</b>	<b>-</b>	<b>(427,946)</b>	<b>(53,397)</b>	<b>449,010</b>	<b>554,557</b>
	<b>CY 2020</b>		<b>CY 2021</b>				<b>CY 2022</b>	<b>CY 2023</b>	<b>CY 2024</b>	<b>CY 2025</b>
MWD RATE	\$ 1,078		\$ 1,104				1,143	1,200	1,260	1,311
TVMWD SURCHARGE	\$ (10)		\$ (6)				(6)	(6)	(6)	(6)
TVMWD RATE	\$ 1,068		\$ 1,098				\$ 1,137	\$ 1,194	\$ 1,254	\$ 1,305
<b>ANNUAL FIXED CHARGE</b>	<b>\$ 689,917</b>		<b>\$ 745,657</b>				<b>\$ 772,588</b>	<b>\$ 794,023</b>	<b>\$ 817,917</b>	<b>\$ 841,832</b>

# Advertising Order Confirmation

<u>Ad Order Number</u> 0011377931	<u>Customer</u> THREE VALLEYS MUNICIPAL WATER	<u>Payor Customer</u> THREE VALLEYS MUNICIPAL WATER	<u>PO Number</u>
<u>Sales Representative</u> Mikki Almeida	<u>Customer Account</u> 5038502	<u>Payor Account</u> 5038502	<u>Ordered By</u> nadia
<u>Order Taker</u> Mikki Almeida	<u>Customer Address</u> 1021 E. MIRIMAR AVE. CLAREMONT, CA 91711-1300	<u>Payor Address</u> 1021 E. MIRIMAR AVE. CLAREMONT, CA 91711-1300	<u>Customer Fax</u>
<u>Order Source</u> Select Source	<u>Customer Phone</u> 909-621-5568	<u>Payor Phone</u> 909-621-5568	<u>Customer Email</u>
<u>Current Queue</u> Ready	<u>Invoice Text</u>		
<u>Tear Sheets</u> 0	<u>Affidavits</u> 0	<u>Blind Box</u>	<u>Special Pricing</u>
		<u>Materials</u>	
		<u>Promo Type</u>	

# Advertising Order Confirmation

Ad Number  
0011377931-01

Ad Size  
4 X 76 Li

Color

Production Color

Ad Attributes

Production Method  
AdBooker

Production Notes

External Ad Number

Pick Up

Ad Type  
Legal Liner

Released for Publication

**THREE VALLEYS MUNICIPAL WATER DISTRICT  
NOTICE OF INTENT TO ADOPT  
FISCAL YEAR 2020-21 BUDGET  
AND  
NOTICE OF INTENT TO ADOPT  
WATER RATE RESOLUTION FOR CY 2021**

**NOTICE IS HEREBY GIVEN** that the Board of Directors of Three Valleys Municipal Water District (TVMWD) will meet during its regular meeting:

**Wednesday, April 15, 2020, 8:00 a.m.**  
**Three Valleys Municipal Water District**  
**1021 East Miramar Avenue, Claremont, CA 91711**  
**(909) 621-5568**

**NOTICE IS HEREBY GIVEN** that the Board of Directors will consider the adoption of TVMWD's Fiscal Year 2020-21 Budget.

Prior to taking final action to adopt the budget the Board will hear and consider final public comments, objections, and/or protests.

**NOTICE IS HEREBY GIVEN** that the Board will consider the adoption of a formal resolution of water rates for Calendar Year 2021, effective January 1, 2021.

Prior to taking final action to adopt the Calendar Year 2021 Water Rate Resolution, the Board will hear and consider final public comments, objections, and/or protests.

Written comments and protests regarding either of these matters may be emailed or mailed prior to the beginning of the meeting to [naguirre@tvmwd.com](mailto:naguirre@tvmwd.com) or TVMWD, Attention: Executive Assistant, 1021 East Miramar Avenue, Claremont, CA 91711. Mailed protests must be received prior to the close of business on April 14, 2020. Oral comments may also be submitted at the meeting via teleconference.

TVMWD welcomes and encourages your participation at this meeting. If you have any questions regarding either of these matters or would like additional information, please contact James Linthicum, Chief Finance Officer at (909) 621-5568, Monday – Thursday, 8:00 a.m. to 5:00 p.m. or via email at [jlinthicum@tvmwd.com](mailto:jlinthicum@tvmwd.com).

Publication date: April 9, 2020  
Para información en Español, llame (909) 621-5568

/s/ Matthew H. Litichfield  
General Manager / Chief Engineer  
THREE VALLEYS MWD  
Ad#11377931

Product  
SGV Newspapers: Full Run

Requested Placement  
Legals CLS

Requested Position  
General - 1076~

Run Dates  
04/09/20

# Inserts  
1

## Order Charges:

Net Amount 476.00  
Tax Amount 0.00

Total Amount 476.00

Payment Amount 0.00  
Amount Due \$476.00



## Advertising Order Confirmation

If this confirmation includes an advertising proof, please check your proof carefully for errors, spelling, and/or typos. Errors not marked on the returned proof are not subject to credit or refunds.

Please note: To meet our printer's deadline, we must have your proof returned by the published deadline, and as indicated by your sales rep.

Please note: If you pay by bank card, your card statement will show the merchant as "SoCal Newspaper Group".

# Advertising Order Confirmation

<u>Ad Order Number</u> 0011377928	<u>Customer</u> THREE VALLEY WATER DIST-LEGAL	<u>Payor Customer</u> THREE VALLEY WATER DIST-LEGAL	<u>PO Number</u>
<u>Sales Representative</u> Mikki Almeida	<u>Customer Account</u> 5038501	<u>Payor Account</u> 5038501	<u>Ordered By</u> Nadia Aguirre
<u>Order Taker</u> Mikki Almeida	<u>Customer Address</u> 1021 MIRAMAR AVENUE CLAREMONT, CA 91711	<u>Payor Address</u> 1021 MIRAMAR AVENUE CLAREMONT, CA 91711	<u>Customer Fax</u>
<u>Order Source</u> Select Source	<u>Customer Phone</u> 909-621-5568	<u>Payor Phone</u> 909-621-5568	<u>Customer Email</u>
<u>Current Queue</u> Ready	<u>Invoice Text</u>	<u>Promo Type</u>	<u>Special Pricing</u>
<u>Tear Sheets</u> 0	<u>Affidavits</u> 0	<u>Blind Box</u>	
		<u>Materials</u>	

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Production Notes

External Ad Number

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Ad Type  
Legal Liner

Released for Publication

**THREE VALLEYS MUNICIPAL WATER DISTRICT  
NOTICE OF INTENT TO ADOPT  
FISCAL YEAR 2020-21 BUDGET  
AND  
NOTICE OF INTENT TO ADOPT  
WATER RATE RESOLUTION FOR CY 2021**

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Publication date: April 9, 2020

Para información en Español, llame (909) 621-5568

/s/ Matthew H. Linthicum  
General Manager / Chief Engineer  
THREE VALLEYS MWD  
#11377928

Published: April 9, 2020

Inland Valley Daily Bulletin

Product  
Daily Bulletin

Requested Placement  
Legals CLS NDB LA

Requested Position  
NoticeForBids LA - 1076~

Run Dates  
04/09/20

# Inserts  
1

## Order Charges:

Net Amount 558.08

Tax Amount 0.00

Total Amount 558.08

Payment Amount 0.00

Amount Due **\$558.08**

## Advertising Order Confirmation

If this confirmation includes an advertising proof, please check your proof carefully for errors, spelling, and/or typos. Errors not marked on the returned proof are not subject to credit or refunds.


Please note: To meet our printer's deadline, we must have your proof returned by the published deadline, and as indicated by your sales rep.

Please note: If you pay by bank card, your card statement will show the merchant as "SoCal Newspaper Group".



## Board of Directors Staff Report

**To:** TVMWD Board of Directors

**From:** Matthew H. Litchfield, General Manager 

**Date:** April 15, 2020

**Subject:** **Resolution No. 20-04-872 Adopting CY 2021 Water Rates and Charges**

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<input checked="" type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>
<input type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Funds Budgeted:</b>

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**Staff Recommendation:**

**Board approval of Resolution No. 20-04-872 Adopting CY 2021 Water Rates and Charges**

**Discussion:**

Attached for consideration is the rate resolution reflecting the rates and charges that will go into effect January 1, 2021. Based on the assumptions for TVMWD FY 2020-21 Budget Version 3.0 and MWD Rates and Charges Option 1 discussed under the prior agenda item, TVMWD will apply a surcharge discount of \$6 per AF to treated water delivered during calendar year 2021. This is the fourth consecutive year TVMWD has been able to reduce MWD's treated water rate with a discounted surcharge.

TVMWD will apply a \$0 surcharge to all untreated water delivered during calendar year 2021. Untreated water delivered may be subject to additional charges from other agencies based on the connection used and basin delivered to.

Also attached are the summaries of the capacity charge and fixed charges for 2021 with information specific to each member agency.

A notice of intent to adopt the water rate resolution for calendar year 2021 was published on April 9, 2020 in the *Inland Valley Daily Bulletin* and the *San Gabriel Valley Tribune* and detailed in the prior agenda item.

**Strategic Plan Objective(s):**

- 3.1 – Utilize and comply with a set of financial policies to maintain TVMWD's financial health
- 3.3 – Be accountable and transparent with major decisions

**Attachment(s):**

Exhibit A – Resolution No. 20-04-872 Water Rates and Charges for Calendar Year 2021

Exhibit B – Capacity Charge 2021

Exhibit C – Fixed Charge 2021

**Meeting History:**

Board of Directors Meeting, March 4, 2020, Informational Item

Board of Directors Meeting, April 1, 2020, Informational Item

NA/JL

**RESOLUTION NO. 20-04-872**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THREE VALLEYS MUNICIPAL WATER DISTRICT  
ADOPTING WATER RATES AND CHARGES FOR CALENDAR YEAR 2021**

WHEREAS, the Board of Directors of Three Valleys Municipal Water District (“TVMWD”) finds as follows:

A. TVMWD is a municipal water district organized and operating pursuant to Water Code Section 71000 et seq., and is a Member Agency of the Metropolitan Water District of Southern California (“MWD”) which wholesales imported water to TVMWD;

B. TVMWD is responsible for the sale and distribution of the water it purchases from MWD, and is authorized under Water Code Sections 71611-71613 to sell any water within its control to consumers, cities, and other public agencies and corporations;

C. Under Water Code Sections 71613-71617, TVMWD is authorized to fix rates at which the water it delivers may be sold;

D. TVMWD has approved the Fiscal Year (FY) Budget for 2020-21 consisting of expenses for expected water sales, reserves, and the Miramar Water Treatment Plant (“Miramar”);

E. TVMWD intends to collect sufficient revenues to cover the projected expenses from miscellaneous revenue, state subventions, property taxes, and by rate-based fees and charges for delivered and/or stored water;

F. The revenues raised by the levying of TVMWD’s water rates are used for all the purposes authorized by law, including but not limited to (1) funding the operating costs of TVMWD, including employee wages and benefits; (2) purchasing or leasing supplies, equipment, and materials; (3) meeting financial reserve needs and requirements; (4) obtaining funds for capital projects necessary to maintain service within existing services areas; (5) providing for repairs, maintenance, and depreciation of works owned and operated by TVMWD; (6) yielding a reasonable surplus for improvements, extensions, and enlargements; and (7) paying the principal, interest and maintaining the required coverage on any bonded indebtedness;

G. The establishment, modification, structuring, restructuring, and approval of TVMWD’s water rates are for the purpose of meeting TVMWD’s operating expenses (including employee wages and benefits), purchasing and/or leasing supplies, equipment, and materials, meeting TVMWD’s financial reserve needs and requirements, and obtaining funds for capital projects necessary to maintain service within TVMWD’s existing service areas, and is therefore exempt from the requirements of the California Environmental Quality Act as provided by Public Resources Code Section 21080(b)(8);

H. The amount of the rates and charges hereby adopted do not exceed the reasonable anticipated costs for the corresponding services provided by TVMWD, and therefore the fees imposed hereby do not qualify as a “tax” under Article XIIC, Section 1(e), of the California Constitution or Section 50076 of the California Government Code, and the

## Item 7.C - Exhibit A

actions taken herein are exempt from the additional notice and public meeting requirements of the Ralph M. Brown Act pursuant to Government Code Sections 54954.6(a)(1)(A) and (B); and

I. To the extent that the water rates hereby adopted apply to TVMWD’s provision of wholesale water service to its retail agencies, such rates are not imposed upon any person as an incident of property ownership, and thus are not subject to the substantive and procedural prerequisites of Article XIID of the California Constitution.

**NOW, THEREFORE, BE IT RESOLVED** that TVMWD’s Board of Directors (“Board”) does hereby adopt and order as follows:

1. **Effective Date.** The effective date of the following rates, fees and charges shall be January 1, 2021 unless otherwise noted. The rates shall remain in effect until changed or canceled by the Board.
2. **Rates.** All sales, deliveries, and availability of water at the rates established herein shall be subject to the ability of TVMWD to sell, deliver, and make available such water under operating conditions determined by the General Manager of TVMWD and of MWD, and subject to the water service agreements of TVMWD and of MWD.
  - A. **TVMWD Water Rates.** MWD has assigned a “base firm demand” or allocation of water deliveries to TVMWD for the period January 1, 2015 through December 31, 2024 based on Option 2 of the new 10-year purchase order agreement. A Tier 1 base firm demand of 80,688 acre-feet has been allocated to the TVMWD Member Agencies based on the proportional share of each Member Agency’s 10-year average (FY 2005 through FY 2014); however, no agency will receive less than their CY 2014 Tier 1 limit. The Tier 1 allocations for calendar year 2021 are as follows:

<i>Member Agency</i>	<i>CY 2021 Tier 1 Allocation</i>
<b>Boy Scouts</b>	<b>36</b>
<b>Cal Poly</b>	<b>269</b>
<b>Covina</b>	<b>1,568</b>
<b>Glendora</b>	<b>4,101</b>
<b>JWL</b>	<b>31,066</b>
<b>La Verne</b>	<b>8,026</b>
<b>Mt. SAC</b>	<b>699</b>
<b>RWD</b>	<b>4,879</b>
<b>GSWC - Claremont</b>	<b>5,576</b>
<b>GSWC - San Dimas</b>	<b>10,138</b>
<b>VHWC</b>	<b>464</b>
<b>Suburban</b>	<b>1,961</b>
<b>WVWD</b>	<b>11,905</b>
<b><i>Tier-1 Acre Foot Allotment</i></b>	<b><i>80,688</i></b>



## Item 7.C - Exhibit A

Each Member Agency's allocation may change if TVMWD's base firm demand is changed, but the sum of the Tier 1 allocations shall remain the same as the base firm demand assigned to TVMWD by MWD. If TVMWD's base firm demand is changed, the Member Agency Tier 1 allocation will change in proportion to the amount the agency contributed to the change and in comparison to the total increase in TVMWD's base firm demand.

Effective January 1, 2021 treated water from TVMWD will be sold at \$1,098 per acre foot for Tier 1 and \$1,140 per acre foot for Tier 2.

Individual Member Agencies that exceed their Tier 1 allocation during the calendar year will be billed at the end of the calendar year for the additional demand at the appropriate Tier 2 amount, depending upon actual Tier 2 costs incurred by TVMWD as a whole.

- B. Groundwater Replenishment Water Rate.** MWD did not adopt a replenishment water rate for 2021 and beyond. Groundwater replenishment water is provided only when additional water for such use is available from MWD. Subject to any applicable legal restrictions, the General Manager may set a groundwater replenishment rate at his/her discretion for deliveries to non-Member Agencies as long as the amount is no less than the rates applicable to Member Agencies.
- C. In Lieu Water Rate.** MWD did not adopt a replenishment water rate for 2020 and beyond, therefore an in-lieu water rate has yet to be determined. As provided for in the section on replenishment service in the MWD Rate Structure Administrative Procedures Handbook, TVMWD will incorporate these procedures for the sale of available in-lieu water service. This water will be sold for the replenishment of water supplies in groundwater basins, as a substitute for deliveries from the Weymouth Treatment and Miramar Treatment facilities.
- D. Untreated Water Rate.** Untreated water purchased from MWD for spreading purposes that is later extracted and sold will be charged at the current TVMWD rate on the date of extraction, less the initial price paid for the water. Effective January 1, 2021 the untreated rates from TVMWD will be \$777 per acre foot for Tier 1 and \$819 per acre foot for Tier 2. Additional charges based on the connection used and basin delivered to may apply. Subject to any applicable legal restrictions, the General Manager may set an untreated water rate at his/her discretion for deliveries to non-Member Agencies as long as the amount is no less than the rates applicable to Member Agencies.
- E. Capacity Charge.** The MWD Capacity Charge ("Charge") will be \$10,700 per cubic foot second (cfs) effective January 1, 2021. TVMWD's Capacity Charge basis will be 142.9 based on TVMWD's peak connected capacity during the last three completed fiscal years. The Charge will either increase or decrease only if a new 24-hour peak demand is established during the period of May-September of any year. Subsequently, a revised Charge would become effective on January 1 of the following year. A monthly allocation Charge will apply to each Member Agency based on their specific non-coincidental peak during the period of 2017 to 2019, as follows:

<b>Agency</b>	<b>3 Year High Peak</b>	<b>Per CFS Charge 2021</b>	<b>2021 CFS Basis</b>	<b>2021 Monthly Charge</b>	<b>2021 Annual Charge</b>
<b>Boy Scouts</b>	0.5	\$10,700	0.4	\$325	\$3,905
<b>Cal Poly</b>	0.8	\$10,700	0.6	\$521	\$6,247
<b>Covina</b>	7.1	\$10,700	5.2	\$4,620	\$55,445
<b>Covina Irrigating Co.</b>	20.0	\$10,700	14.6	\$13,015	\$156,183
<b>Glendora</b>	8.3	\$10,700	6.1	\$5,401	\$64,816
<b>La Verne</b>	17.7	\$10,700	13.0	\$11,548	\$138,573
<b>Mt. SAC</b>	2.3	\$10,700	1.7	\$1,497	\$17,961
<b>PWR-JWL</b>	41.3	\$10,700	30.1	\$26,876	\$322,518
<b>RWD</b>	16.0	\$10,700	11.7	\$10,412	\$124,946
<b>GSWC – Claremont</b>	21.3	\$10,700	15.5	\$13,832	\$165,983
<b>GSWC - San Dimas</b>	19.3	\$10,700	14.1	\$12,560	\$150,716
<b>WVWD</b>	41.2	\$10,700	30.1	\$26,811	\$321,737
<b>Capacity Charge Totals:</b>	<b>195.8</b>		<b>142.9</b>	<b>\$127,419</b>	<b>\$1,529,030</b>

As the cfs basis is subject to change each year, TVMWD will re-allocate the charge to each Member Agency for their proportionate share in setting the new peak. The monthly charge shall be paid regardless of the quantity of water delivered during the month and will be separate from the monthly water sale charges invoiced by TVMWD.

- Penalties.** In the event any Member Agency shall be delinquent in the payment for water delivered by TVMWD, or through an MWD connection, and/or other charges as invoiced by TVMWD, an additional charge equal to two (2) percent of such delinquent payment for each month or portion thereof (days delinquent divided by 30) that such payment remains delinquent shall be assessed, and the Member Agency shall pay such charge to TVMWD in addition to the amount of such delinquent payment. Notwithstanding the above, if the total period of delinquency does not exceed five (5) business days, the additional charge shall be equal to one (1) percent of such delinquent payment. In the event any Member Agency shall be delinquent for more than thirty (30) days in the payment for water, such delinquency shall be reported by the General Manager to the Board of Directors of TVMWD at its next meeting. The Board, in its discretion and upon such other conditions as it may prescribe after giving the Member Agency a reasonable opportunity to be heard, may order the termination of service to such Member Public Agency until all delinquent payments, including additional charges, are made to TVMWD or may authorize such other actions as may be legally available to effectuate collection.
- Cost Allocations.** The required revenue for the TVMWD's FY 2020-21 Budget will be met in the following revenue priorities: (a) Miscellaneous revenues (interest, etc.); (b) State subventions; (c) TVMWD's Standby Charge; (d) Water Sales; and (e) Fixed Cost Allocations. The required calendar year 2021 Fixed Cost Allocation revenue of \$745,657 shall be obtained through three component allocations in equal amounts. Each allocated cost component will generate revenue of \$248,552. Each Member Agency has already submitted to TVMWD its certified component values.

- A. Connected Capacity Charge.** Each Member Agency has the ability to receive water from TVMWD through service connections of TVMWD and/or MWD. The capacity of each service connection shall be determined and allocated to a Member Agency. The Member Agency's total allotment for the connected capacity charge shall be one-third (1/3) of the total required Cost Allocation revenue. The Connected Capacity Charge shall be collected on a monthly basis.
- B. Equivalent Small Meter Charge.** All Member Agency revenue meters shall be converted to an equivalent number of 5/8" water meters using the AWWA conversion table found in the Service Meter Manual. The Member Agency's total allotment for the equivalent small meter charge shall be one-third (1/3) of the total required Cost Allocation revenue. The Equivalent Small Meter Charge shall be collected on a monthly basis.
- C. Historical Water Use Charge.** TVMWD maintains the historical record of imported water use of each Member Agency. The moving three-year average total ending FY 2017-18 for the total use of all Member Agencies will be calculated. The Member Agency's percentage of the total three-year average water use shall be one-third (1/3) of the required Cost Allocation revenue. The Historical Use Charge shall be collected on a monthly basis.
- 5. Hydroelectric Rate.** TVMWD also operates a hydroelectric facility at the Miramar plant. On an as available basis, the hydro provides power to the facilities through a separate meter. The actual power delivered through the Miramar hydro is received at the water treatment plant. The rate that TVMWD will charge for hydroelectric power will be equal to the melded aggregate average of the rate paid to Edison on the regular monthly bill.
- 6. Definitions.** The definition and application of the foregoing classes and conditions of service shall be the same as those established, interpreted, and amended from time to time by MWD through its Administrative Code, and such other rules, regulations, policies, ordinances, or resolutions that have been or may be adopted by the MWD Board of Directors, which are by this reference incorporated herein and adopted by the TVMWD as though set forth herein in their entirety.

  - A. Acre-foot.** The volume of water contained in one-acre area one foot deep. Approximately 435.6 ccf or 325,851 gallons.
  - B. CCF.** The volume of water contained in one hundred cubic feet. Approximately 748 gallons.
  - C. CFS.** A flow rate of one cubic foot of water per second. Approximately 448.8 gallons per minute.
  - D. Groundwater Replenishment.** Water used for direct spreading by a Member Agency to meet the legal requirements of groundwater basin adjudication.

**E. Member Agency.** Those agencies within TVMWD's service area that are or can be provided with water service as listed below:

Boy Scouts of America – Firestone Scout Reservation  
California State University - Pomona  
Covina, City of  
Covina Irrigating Company  
Glendora, City of  
Golden State Water Company (Claremont & San Dimas)  
La Verne, City of  
Mt. San Antonio College  
Pomona, City of  
Pomona-Walnut-Rowland Joint Pipeline Commission  
Rowland Water District  
Suburban Water Systems  
Valencia Heights Water Company  
Walnut Valley Water District

**F. MWD.** MWD is a metropolitan water district organized and existing under the Metropolitan Water District Act of the State of California (Statutes 1969, Chapter 209, as amended).

**G. Imported Water.** District water shall be comprised of water resources obtained from MWD, TVMWD's Miramar delivery, Member Agencies and other parties and/or produced and treated water by TVMWD from surface and groundwater resources. MWD Tier 1 and other supply charges are included in TVMWD's water charge.

**7. General Manager Authority.** TVMWD's General Manager is hereby authorized to take any and all actions necessary to carry out the intent of the Board as is stated herein and as otherwise required in order to comply with applicable law.

**ADOPTED and PASSED** at a meeting of the Three Valleys Municipal Water District's Board of Directors, on this 15<sup>th</sup> day of April 2020 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Bob G. Kuhn  
President

ATTEST:

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Carlos Goytia  
Secretary

SEAL:

## MWD CAPACITY CHARGE SUMMARY EFFECTIVE JANUARY 2021

AGENCY	CFS BASIS	ANNUAL CHARGE	MONTHLY CHARGE	%
Boy Scouts	0.4	\$ 3,904.57	\$ 325.38	0.26%
Cal Poly	0.6	\$ 6,247.31	\$ 520.61	0.41%
Covina	5.2	\$ 55,444.91	\$ 4,620.41	3.63%
Covina Irrigating Company	14.6	\$ 156,182.84	\$ 13,015.24	10.21%
Glendora	6.1	\$ 64,815.88	\$ 5,401.32	4.24%
Joint Water Line (JWL)	30.1	\$ 322,517.56	\$ 26,876.46	21.09%
La Verne	13.0	\$ 138,573.22	\$ 11,547.77	9.06%
Mt. Sac	1.7	\$ 17,961.03	\$ 1,496.75	1.17%
Pomona	0.0	\$ -	\$ -	0.00%
Rowland Water District	11.7	\$ 124,946.27	\$ 10,412.19	8.17%
GSWC (Claremont)	15.5	\$ 165,983.31	\$ 13,831.94	10.86%
GSWC (San Dimas)	14.1	\$ 150,716.44	\$ 12,559.70	9.86%
Suburban	0.0	\$ -	\$ -	0.00%
Valencia Heights	0.0	\$ -	\$ -	0.00%
Walnut Valley Water District	30.1	\$ 321,736.65	\$ 26,811.39	21.04%
<b>TOTAL</b>	<b>142.9</b>	<b>1,529,030</b>	<b>\$ 127,419</b>	<b>100.00%</b>

**Notes:**

- The MWD Capacity Charge is paid by each member agency based on TVMWD's allocation of the specific non-coincidental peak calculation over a three year period 2017, 2018, and 2019.*
- The MWD Capacity Charge basis of 142.9 cfs at \$10700 per cfs is assigned to TVMWD by MWD and is passed-through directly to the member agencies.*

# TVMWD FIXED CHARGES SUMMARY

Item 7.C - Exhibit C

## EFFECTIVE JANUARY 2021

AGENCY	IMPORTED WATER USE			CONNECTED CAPACITY			EQUIVALENT SMALL METER (ESM)			TOTAL \$
	(3yr Avg) (AF)	ANNUAL \$	%	(cfs)	ANNUAL \$	%	METERS	ANNUAL \$	%	
Boy Scouts	19.2	\$ 73.92	0.03%	1.5	\$ 914.92	0.37%	257.4	\$ 248.55	0.10%	\$ 1,237.38
Cal Poly	122.3	\$ 469.88	0.19%	2.0	\$ 1,219.89	0.49%	2,573.9	\$ 2,485.52	1.00%	\$ 4,175.29
Covina	86.9	\$ 334.09	0.13%	20.0	\$ 12,198.88	4.91%	5,150.0	\$ 4,973.23	2.00%	\$ 17,506.20
Covina Irrigating Company	5,962.5	\$ 22,914.68	9.22%	20.0	\$ 12,198.88	4.91%	0.0	\$ -	0.00%	\$ 35,113.56
Glendora	2,039.2	\$ 7,836.81	3.15%	40.0	\$ 24,397.76	9.82%	27,114.2	\$ 26,183.58	10.53%	\$ 58,418.15
Joint Water Line (JWL)	18,975.3	\$ 72,924.19	29.34%	121.0	\$ 73,803.23	29.69%	0.0	\$ -	0.00%	\$ 146,727.41
La Verne	5,148.0	\$ 19,784.39	7.96%	15.0	\$ 9,149.16	3.68%	20,854.5	\$ 20,138.76	8.10%	\$ 49,072.32
Mt. Sac	381.5	\$ 1,466.02	0.59%	5.0	\$ 3,049.72	1.23%	2,573.9	\$ 2,485.52	1.00%	\$ 7,001.26
Pomona	0.5	\$ 2.02	0.00%	20.0	\$ 12,198.88	4.91%	48,527.0	\$ 46,861.52	18.85%	\$ 59,062.43
Rowland Water District	6,101.8	\$ 23,449.73	9.43%	30.0	\$ 18,298.32	7.36%	24,322.5	\$ 23,487.74	9.45%	\$ 65,235.79
GSWC (Claremont)	5,799.5	\$ 22,288.24	8.97%	15.0	\$ 9,149.16	3.68%	27,432.0	\$ 26,490.52	10.66%	\$ 57,927.92
GSWC (San Dimas)	7,670.3	\$ 29,477.88	11.86%	35.0	\$ 21,348.04	8.59%	32,489.0	\$ 31,373.96	12.62%	\$ 82,199.88
Suburban	0.0	\$ -	0.00%	0.0	\$ -	0.00%	17,122.5	\$ 16,534.85	6.65%	\$ 16,534.85
Valencia Heights	0.0	\$ -	0.00%	4.0	\$ 2,439.78	0.98%	1,595.6	\$ 1,540.84	0.62%	\$ 3,980.62
Walnut Valley Water District	12,367.7	\$ 47,530.33	19.12%	79.0	\$ 48,185.58	19.39%	47,373.5	\$ 45,747.61	18.41%	\$ 141,463.52
<b>TOTAL</b>	<b>64,674.8</b>	<b>\$ 248,552</b>	<b>100%</b>	<b>407.5</b>	<b>\$ 248,552</b>	<b>100%</b>	<b>257,386</b>	<b>\$ 248,552</b>	<b>100%</b>	<b>\$ 745,657</b>


**Notes:**

1. *The Imported Water Use Charge is based on average import water deliveries in the 2016/17, 2017/18 & 2018/19 fiscal years.*
2. *Connected Capacity for the Badillo-Grand Pipeline is according to WVWD's maintenance allocation: WVWD 60 cfs and Valencia Heights. 4 cfs.*
3. *Boy Scouts ESM Charge is calculated based on 0.1% of total ESMs; Cal Poly & Mt. SAC ESM Charges are calculated based on 1.0% of total ESMs*
4. *Covina, Glendora, and Valencia Heights ESM Charges are calculated based on 27%, 98%, and 67%, respectively, of their corresponding total ESMs. Percentages are based on agencies' service area within TVMWD.*
5. *Fire Service Meters are not included in the ESM calculations*



## Board of Directors Staff Report

**To:** TVMWD Board of Directors

**From:** Matthew H. Litchfield, General Manager 

**Date:** April 15, 2020

**Subject:** **Resolution No. 20-04-873 Initiating Procedures to Fix, Adjust, Levy and Collect a Water Standby Charge**

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<input checked="" type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>	<b>\$</b>
<input type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**Board approval of Resolution No. 20-04-873 Initiating Procedures to Fix, Adjust, Levy and Collect a Water Standby Charge for the 2020-21 tax year.**

**Discussion:**

Attached is a proposed resolution to initiate procedures to fix, adjust, levy and collect a Water Standby Charge in the 2020-21 tax year. The rate and methodology for the standby charge are described in the draft Engineer's Report prepared by Willdan Financial Services, Exhibit B, which is also available for review in TVMWD's office during business hours.

If the resolution is approved, the standby charge would be collected by Los Angeles County on property tax bills within TVMWD's service area. The charge is expected to generate \$3.8 million (plus \$52,000 for other charges which include the engineering report, county admin fees, public hearing notices and legal costs). The funds will be applied to the Metropolitan Water District's (MWD) Readiness-To-Serve (RTS) charge of \$5.7 million for fiscal year 2020-21. The balance of the RTS charge will be collected by MWD on property tax bills from a separate standby charge imposed on parcels within TVMWD's service area. The TVMWD Board will hold a public meeting at its June 3, 2020 meeting, followed by consideration of a resolution to adopt the TVMWD Standby Charge at its public hearing scheduled for June 17, 2020.

TVMWD first adopted a standby charge in 1996. If approved again this year, it will retain the same methodology that was used in 1996. For the 2020-21 tax year the proposed annual rate for a typical residential homeowner will be \$20.62 per equivalent dwelling unit.

The proposed schedule to implement the charge for the current year is as follows:

Task	Date
Willdan Financial Services to prepare a draft copy of the Engineer's Report and electronically submit to TVMWD	4/1/20
Willdan Financial Services to electronically submit the Engineer's Report to TVMWD for the Resolution of Intention Board Meeting	4/8/20
<b>Resolution of Intention Board Meeting</b>	<b>4/15/20</b>
TVMWD to publish Joint Public Meeting/Public Hearing Notice:	First notice Second notice Third notice
	4/29/20 5/6/20 5/13/20
<b>Public Meeting to consider Resolution to Adopt Standby Charge</b>	<b>6/3/20</b>
TVMWD to publish Public Hearing Notice:	First notice Second notice
	6/3/20 6/10/20
Willdan Financial Services to electronically submit the final Engineer's Report to TVMWD for the Public Hearing	6/10/20
<b>Public Hearing to consider Resolution to Adopt Standby Charge</b>	<b>6/17/20</b>
Submit assessments to Los Angeles County	8/10/20
Submit levy correction to Los Angeles County	8/31/20
Submit diskette and report with applied levy summary to TVMWD	9/30/20

**Strategic Plan Objective(s):**

3.1 – Utilize and comply with a set of financial policies to maintain TVMWD's financial health

3.3 – Be accountable and transparent with major decisions.

**Attachment(s):**

Exhibit A – Resolution No. 20-04-873 Initiating Procedures to Fix, Adjust, Levy, and Collect a Water Standby Charge

Exhibit B – Standby Charge Draft Engineer's Report



**Meeting History:**

Board of Director's Meeting – March 4, 2020, Information Item Only

Board of Director's Meeting – April 1, 2020, Information Item Only

NA/LC

**RESOLUTION NO. 20-04-873**  
**A RESOLUTION OF THE BOARD OF DIRECTORS**  
**OF THREE VALLEYS MUNICIPAL WATER DISTRICT**  
**INITIATING PROCEDURES TO FIX, ADJUST, LEVY, AND COLLECT**  
**A WATER STANDBY CHARGE**

**WHEREAS**, the Three Valleys Municipal Water District (“the District”) is a municipal water district organized and operating pursuant to Water Code Section 71000 et seq.

**WHEREAS**, under the Uniform Standby Charges Procedures Act, Government Code Section 54984 et seq. (“the Act”), the District is authorized to fix before August 10 of any given year a water standby charge on land within its jurisdiction to which water service is made available for any purpose by the District, whether the water services are used or not.

**WHEREAS**, under the Act the Board may establish schedules varying the charge according to land uses, benefit derived or to be derived from the use, availability of facilities to provide water service, the degree of availability or quantity of the use of the water to the affected lands, and may restrict the assessment to one or more improvement districts or zones of benefit established within the jurisdiction of the District, and may impose the charge on an area, frontage, or parcel basis, or a combination thereof.

**WHEREAS**, on July 10, 1996, the District’s Board of Directors adopted Resolution No. 7-96-361 which established a standby charge under the Act that was designed to fund the Readiness-to-Serve (“RTS”) charge imposed upon the District by the Metropolitan Water District of Southern California (“MWD”) and related administrative costs incurred by the District in connection therewith.

**WHEREAS**, Resolution No. 7-96-361 expressly provided that the District’s standby charge was based upon the report of a qualified engineer which fixed that amount of the standby charge for the 1996-97 fiscal year at \$5.92 per equivalent dwelling unit (“EDU”) and provided for the adjustment of that standby charge during subsequent fiscal years according to the actual amount by which the RTS charge increased, and subject to a maximum assessment amount of \$29.41 per EDU.

**WHEREAS**, Water Code Section 71639(b) authorizes the District to adjust the amount of its standby charge if the adjustment is made in the same manner as provided for taxes, fees, and charges in Government Code Section 53750(h)(2), which provides that a tax, fee, or charge is not deemed to be increased by an agency action that does either or both of the following: (A) adjusts the amount thereof in accordance with a schedule of adjustments adopted by the agency prior to November 6, 1996; or (B) implements or collects a previously approved tax, fee, or charge, so long as the rate is not increased beyond the level previously approved by the agency, and the methodology previously approved is not revised by the agency.

**WHEREAS**, Water Code Section 71639(c) further authorizes the District to adjust the amount of its standby charge if all of the following conditions are met: (1) the amount of the assessment does not exceed \$29.41 per EDU; (2) the revenue raised by the assessment, including its annual adjustments, is used exclusively to fund the RTS charge, or equivalent charge, imposed upon the District by MWD, and related administrative costs; and (3) the District adjusts its water rates to its retail agencies by an amount necessary to prevent surplus funding of the RTS charge imposed upon the District by MWD.

**WHEREAS**, Water Code Section 71639(c) further provides that in order for the District to fix a standby charge pursuant to the Act, the District's Board of Directors must adopt a resolution to initiate such proceedings, cause notice of intent to adopt the assessment to be published in accordance with Government Code Section 6066 prior to the date set for adoption thereof, and, at the time and place set forth in said notice, conduct a hearing on the assessment and hear and consider any and all objections thereto.

**NOW, THEREFORE, BE IT RESOLVED** that TVMWD's Board of Directors ("Board") does hereby adopt and order as follows:

1. The public interest and necessity requires the Board of Directors of the District to adopt this Resolution initiating proceedings to fix, levy, and collect standby charges pursuant to the Act to meet additional financial obligations imposed upon the District by MWD and all administrative costs related thereto.
2. The standby charge proposed to be adopted by the Board of Directors of the District is based upon the report of a qualified engineer, Willdan Financial Services, which is on file with the District, and available for review during regular business hours. The content of the Engineer's Report is incorporated herein in full by this reference, including, but not limited to, all statements and determinations specifically relating to each of the following:
  - a. A description of the charge and the method by which it is proposed to be imposed;
  - b. A compilation of the amount of the charge proposed for each parcel subject to the charge;
  - c. A statement of the methodology and rationale followed in determining the degree of benefit conferred by the service for which the proposed charge is made;
  - d. The District's legal ability to fix and adjust a standby charge, the amount of the proposed charge, and the properties affected thereby;
  - e. A description of the lands upon which the charge is proposed to be imposed; and
  - f. The amount of the proposed charge for each of the lands so described.

3. On June 3, 2020, at 8:00 a.m., at the District office located at 1021 East Miramar Avenue, Claremont, California, the Board of Directors will hold a public meeting to consider a Resolution to Adopt Standby Charge, which public meeting shall be conducted in the manner set forth in the Act. At the public meeting, the District's Board of Directors may also consider whether to provide that if any charge so adopted becomes delinquent, the amount of the delinquency, together with any interest and penalties thereon, should constitute a lien on the affected property upon the filing of a certificate in the Office of the County Recorder, which lien may have the same force, effect, and priority as a judgment lien. At the public meeting, the District's Board of Directors will hear and consider all objections or protests to the proposed charges pursuant to the requirements of the Act.
4. On June 17, 2020, at 8:00 a.m., at the District office located at 1021 East Miramar Avenue, Claremont, California, the Board of Directors will hold a public hearing to adopt the District's Standby Charge, which hearing shall be conducted in the manner set forth in the Act. At the public hearing, the District's Board of Directors will vote to adopt the Standby Charge Resolution and will also consider whether to provide that if any charge so adopted becomes delinquent, the amount of the delinquency, together with any interest and penalties thereon, will constitute a lien on the affected property upon the filing of a certificate in the Office of the County Recorder, which lien may have the same force, effect, and priority as a judgment lien. At the hearing, the District's Board of Directors will hear and consider all objections or protests to the proposed charges pursuant to the requirements of the Act.
5. The District's General Manager is hereby authorized and directed to cause notice of the date, time, and place of the public hearing on the proposed charges to be duly published prior thereto as required by the Act and Water Code Section 71639(c).

**ADOPTED** and **PASSED** at a meeting of the Three Valleys Municipal Water District's Board of Directors, on this 15<sup>th</sup> day of April 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

---

Bob Kuhn, President

ATTEST:

---

Carlos Goytia, Secretary

SEAL:



**Exhibit B**

**DRAFT**

# **Three Valleys Municipal Water District**

## **Water Standby Charge Assessment**

**2020/2021 ENGINEER'S ANNUAL LEVY REPORT**

Intent Meeting: April 15, 2020  
Public Hearing: June 17, 2020

27368 Via Industria  
Suite 200  
Temecula, CA 92590  
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**ENGINEER'S REPORT  
THREE VALLEYS MUNICIPAL WATER DISTRICT  
WATER STANDBY CHARGE ASSESSMENT**

**INTRODUCTION**

Pursuant to the provisions of Section 54984 et seq. of the Government Code of the State of California, being Chapter 12.4, "Uniform Standby Charge Procedures Act" (the "Act"), and in accordance with Resolution No. 7-96-361 of the Board of Directors (the "Board") of the Three Valleys Municipal Water District (the "District"), adopted on July 10, 1996 establishing a Water Standby Charge Assessment, I, Richard Kopecky, P.E., duly authorized representative of Willdan Financial Services, consultant to the District, submit this Engineer's Report for FY 2020/2021 consisting of the following parts and exhibits:

**SECTION I**

A description of each parcel of property and the boundaries of the area proposed to be subject to the levy of the uniform standby charge assessment.

**SECTION II**

An estimate of the costs of water services to be financed from the proceeds of the uniform standby charge assessment.

**SECTION III**

A description of the uniform standby charge assessment including:

- a. A description of each lot or parcel of property proposed to be subject to the assessment.
- b. The amount of the assessment for each lot or parcel.
- c. The assessment methodology describing the basis of the assessment.
- d. A description specifying the requirements for written and oral protests and the protest thresholds necessary for requiring a vote on, or abandonment of, the proposed assessment.

Dated: \_\_\_\_\_

Willdan Financial Services

BY: \_\_\_\_\_  
Chonney Gano, Project Manager

BY: \_\_\_\_\_  
Richard Kopecky, P.E.  
Registration No. CE 16742

## ***I. DESCRIPTION OF THE PROPOSED PARCELS AND ASSESSMENT BOUNDARIES***

---

The proposed uniform standby charge assessment is entitled:

### **THREE VALLEYS MUNICIPAL WATER DISTRICT WATER STANDBY CHARGE ASSESSMENT**

The boundaries of the area proposed to be subject to the levy of the Water Standby Charge Assessment are completely contiguous with the boundaries of the District. The lines and dimensions of each lot or parcel within the District Boundaries are those lines and dimensions shown on the maps of the Assessor of the County of Los Angeles for the year when this report was prepared and are incorporated herein by reference and made part of this Engineer's Report.

All future annexations to the District shall be included in the Water Standby Charge Assessment. In future years, if any new parcels are created as a result of the division or consolidation of land, re-computation of the assessments will be conducted and the new parcels will be included within the area of assessment.

## ***II. ESTIMATE OF COSTS***

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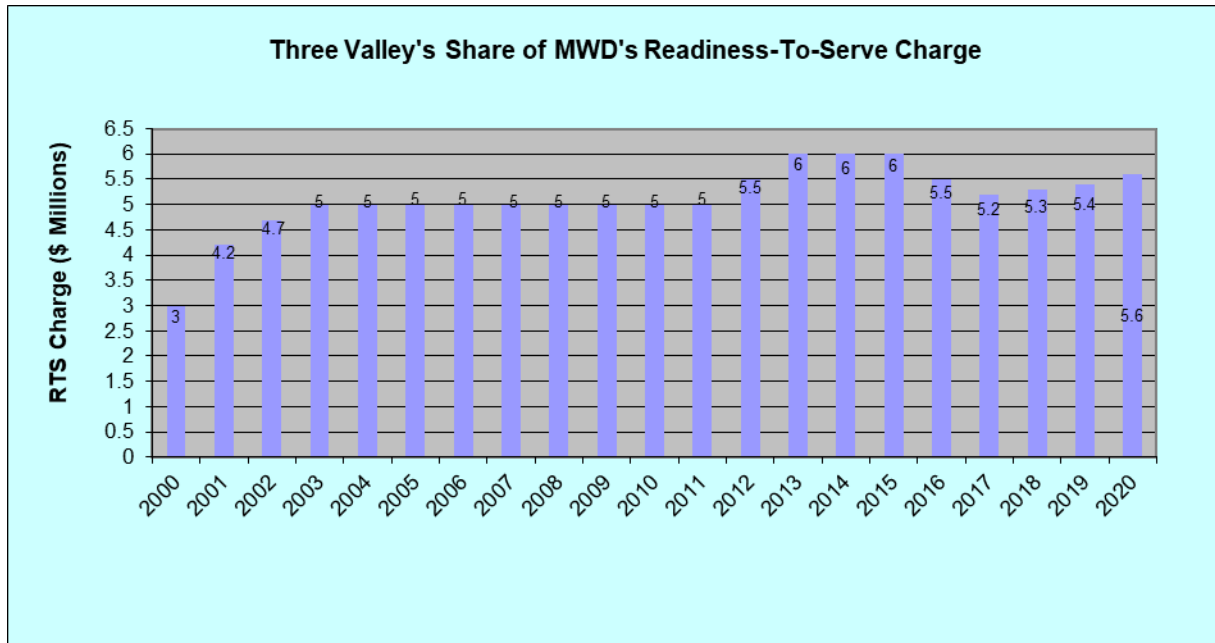
The Water Standby Charge Assessment revenue will be used for the purpose of meeting the Readiness-to-Serve ("RTS") charge imposed by the Metropolitan Water District of Southern California ("MWD"), and for related administrative costs.

The following table lists the projections for the RTS Charge, Administration Cost and Estimated Maximum Total Assessment to be funded by the assessment.

	FY 2012/2013	FY 2013/2014	FY 2014/2015	FY 2015/2016	FY 2016/2017	FY 2017/2018	FY 2018/2019	FY 2019/2020	FY 2020/2021
RTS Charge	\$5,541,364	\$6,022,555	\$6,371,116	\$6,074,192	\$5,537,230	\$5,233,954	\$5,274,931	\$5,363,969	\$5,621,021
Assessment Administration	\$49,832	\$50,332	\$51,056	\$51,675	\$52,057	\$52,709	\$53,383	\$52,074	\$51,635
Est. Maximum Assessment	\$5,379,146	\$5,374,162	\$5,375,222	\$5,441,758	\$5,445,359	\$5,443,845	\$5,425,678	\$5,431,833	\$5,560,484



The estimated RTS charge through the year 2002 was based on the schedule provided by MWD shown in the chart below. Years 2003 through 2011 were based on the projected RTS charge of \$5 million. The 2012 through 2020 RTS charges are based on the amount approved by the Southern California Metropolitan Water District Board for each year.



The amount budgeted to be generated by the assessment for FY 2020/2021 is \$3,898,687.58 as calculated in Section III.

Administration of the assessment is performed annually. This administration includes updating the annual assessment roll to ensure consistency with the assessment methodology detailed in this Engineer's Report. The administration also includes an analysis of the revenues and expenditures from the previous Fiscal Year and preparation of an annual report for submittal to the Board of Directors for approval of the proposed Fiscal Year's assessments and expenditures. The table below provides a comparison of the assessment between fiscal years.

	FY 2019/2020 <sup>(1)</sup>	FY 2020/2021	Difference <sup>(2)</sup>	Percentage Difference
Parcels	134,850	135,345	495	0.37%
EDU's	188,427	189,068	641	0.34%
Rate/EDU	\$19.23	\$20.62	\$1.39	7.23%
Est. Revenue	\$3,623,416.71	\$3,898,687.58	\$275,270.87	7.60%

<sup>(1)</sup> Totals for FY 2019/2020 are based on the final applied levy by the Los Angeles County Auditor-Controller's Office.

<sup>(2)</sup> The Difference in Parcels and EDU's is given to new condominiums being assessed for Fiscal Year 2020/2021.

Note: Difference between Estimated Revenue and EDUs multiplied by the Rate is due to rounding.

## **III. DESCRIPTION OF ASSESSMENTS**

---

This section of the report describes the methodology developed to establish the basis of assessment for apportioning the cost of providing water services, and the facilities needed to provide water services, to each lot or parcel based upon the type of use or potential use of each property. The basis of assessment was developed by Berryman & Henigar based upon information provided by the District, standard and member agency design criteria, and the requirements of Section 54984.2 of the Uniform Standby Charge Procedures Act. The following sections review the requirements of the California Government Code and describe the recommended assessment methodology.

### **A. LEGAL REQUIREMENTS**

Chapter 12.4 "Uniform Standby Charge Procedures Act" of the California Government Code states that any local agency that provides water services may, by resolution adopted after notice and hearing, determine and levy an assessment for water services pursuant to this chapter.

The California Government Code further requires that the agency establish a methodology, which is related to the benefit received from the water services for calculating the assessment to be levied on each parcel. Section 54984.2 provides that:

“...The governing body of the agency which fixes the charge may establish schedules varying the charge according to land uses, benefit derived or to be derived from the use or availability of facilities to provide water, sewer, or water and sewer service, or the degree of availability or quantity of the use of the water, sewer, or water and sewer services to the affected lands, and may restrict the assessment to one or more improvement districts or zones of benefit established within the jurisdiction of the agency. The charge may be imposed on an area, frontage, or parcel basis, or a combination thereof.”

All assessments described in this Report and approved by the Board are prepared in accordance with the Act and are in compliance with the provisions of the *California Constitution Article XIID* (enacted by the passage of Proposition 218 in November 1996).

Pursuant to the *California Constitution Article XIID Section 5*, certain assessments that were existing on July 1, 1997, the effective date of *Article XIID*, are exempt from the substantive and procedural requirements of *Article XIID Section 4* and property owner balloting for the assessments is not required until such time that the assessments are increased. Exempt are any assessments imposed exclusively to finance the capital costs or maintenance and operation expenses for sidewalks, streets, sewers, water, flood control, drainage systems, or vector control.

In May of 2005, Senate Bill 376, was enacted to add Article 2.7 (commencing with Section 71639) to Chapter 2 of Part 5 of Division 20 of the Water Code, relating to water. This bill authorizes the agency to adopt the standby charge rate with a schedule of annual adjustments, and to adjust the standby charge rate in relation to the change of the MWD imposed RTS charge, subject to the maximum assessment amount of twenty-nine dollars and forty-one cents (\$29.41) per Equivalent Dwelling Unit (“EDU”).

## B. ASSESSABLE PARCELS

The table below summarizes the number of parcels and the total acreage by land use type. This information is based on the records of the Assessor of the County of Los Angeles.

Land Use Category	Number of Parcels	Dwelling Units (DU's)	Acres
Single-Family Residential (SFR)	103,105	103,105	N/A
Multi-Family Residential and Condominiums	22,925	45,913	N/A
Mobile Home Parks	101	8,287	N/A
Commercial	3,818	N/A	4,884.07
Churches	245	N/A	451.37
Industrial	2,048	N/A	4,273.52
Recreational Camping Facilities	2	N/A	7.87
Vacant Residential	2,065	N/A	6,357.25
Vacant Non-Residential	1,036	N/A	2,186.77
Exempt	0	N/A	0.00
<b>Total</b>	<b>135,345</b>		

The land use classifications are defined as follows:

**Single-Family Residential** - parcels designated as single-family residential per the Los Angeles County Assessor's Roll.

**Multi-Family Residential (including Condominiums)** - parcels designated as multi-family residential, which includes duplexes, apartments, condominiums or other dwelling units with common party walls, per the Los Angeles County Assessor's Roll.

**Mobile Homes** - parcels designated as mobile homes per the Los Angeles County Assessor's Roll.

**Commercial (including Churches)** - parcels designated as commercial, institutional or recreational per the Los Angeles County Assessor's Roll.

**Industrial** - parcels designated as industrial, utility or other miscellaneous uses, per the Los Angeles County Assessor's Roll.

**Recreational Camping Facilities** - parcels designated as camps per the Los Angeles County Assessor's Roll.

**Vacant** - parcels designated as vacant residential that have no dwelling units, or parcels designated as vacant commercial/industrial that have no commercial/industrial structures on them, per the Los Angeles County Assessor's Roll.

**Exempt** - Exempted from the assessment would be any parcel owned by a public agency or within the area of public streets and other public properties, utility easements, right-of-way, public schools, public parks, and common areas or un-developable parcels of land.

## C. EQUIVALENT DWELLING UNITS

To determine the benefit to the individual parcels with their varying land uses, an equivalent dwelling unit system was established. Each parcel is assigned equivalent dwelling units (EDUs) in proportion to the estimated benefit the parcel receives from the availability of water services. The total number of EDUs is then divided into the annual revenue requirement to determine the cost per EDU. The assessment for each parcel is then determined by multiplying the number of EDUs for each parcel by the cost per EDU.

Since the assessment is based upon the use of the property and the potential water usage of the property, the assessment methodology has been developed based on land use. The assessment methodology developed determines the number of EDUs to be assigned to each parcel. In determining the number of EDUs assigned, three factors are considered: parcel size, land use (intent of development), and the water use design factor of the land use of the property.

Equivalent Dwelling Unit (EDU) factors have been established to indicate the estimated benefit received by each parcel within the District. This method of assessment has established the single-family residential parcel as the basic unit for calculation of the assessment and is defined as one (1) EDU. All other parcels within the District are assigned a proportional EDU based on a formula that equates the properties specific development status (land use) and size to that of the single-family parcel.

The assignment of EDUs to each of the different land uses is as follows:

**Single-Family Residential (SFR).** The single-family parcel has been defined as being **1.0 EDU**.

**Multi-Family Residential.** Multi-family or condominium parcels are converted to EDUs based on the number of dwelling units on each parcel. Due to population density and size of structure relative to the typical single-family residence, each dwelling unit defined as multi-family residential, including condominiums is **0.75 EDU**. Water availability benefit does not increase proportionately as the number of units increase on a multi-family parcel. By decreasing the equivalency as the number of units increase, a reasonable benefit assessment is achieved. Therefore, the equivalency is reduced to **0.5 EDU** per dwelling unit, for apartment buildings with 5 units or more. Parcels with 5 or more units are considered "high density" as opposed to the "medium density" of duplexes, triplexes and four-plexes, and the Los Angeles County Assessor's land use codes segregate these parcels out.

**Mobile Homes.** Mobile home parks, and mobile homes located within mobile home parks, are converted to EDUs based on the population density and size of structure relative to a single-family residence. Therefore, mobile home parks and mobile homes located in mobile home parks are assessed **0.5 EDU** per mobile home. No decrease is applied to this factor, as mobile homes are all separate dwellings with no common walls.

Studies have consistently shown that the average apartment unit impacts infrastructure approximately 75% as much as a single-family residence, and the average mobile home unit impacts infrastructure approximately 50%, (Sources: Institute of Transportation Engineers Informational Report Trip Generation, Fifth Edition, 1991; Metcalf and Eddy, Wastewater Engineering Treatment, Disposal, Reuse, Third Edition, 1991). Trip generation and wastewater usage are functions of population density. It is concluded that other infrastructure will be similarly impacted at a reduced level. The smaller average unit size of multiple residential and mobile homes and their reduced impact on water use result in a lesser benefit per unit to property.

**Commercial/Industrial.** Commercial and industrial parcels are converted to EDUs based on the lot size of each parcel of land. The number of equivalent dwelling units per acre for commercial/industrial property has been equated to the average single-family residential lot size of approximately 8,700 square feet, or 5 lots per acre. All properties that are developed for commercial/ industrial uses are therefore assigned **5.0 EDU's** per acre for the first five acres, with a minimum of 1 EDU per parcel. Based upon a review of large non-residential parcels within the District, as the parcel size increases above five acres, the development density on the parcel generally decreases due to requirements to provide on-site circulation, allow for the storage of materials or equipment, provide buffers to adjacent land uses and other factors associated with the types of development which require larger parcels. Therefore, after the first 5 acres, each additional acre will be charged as vacant land as further described below; 25% of 5.0 EDU's, or 1.25 EDU's per acre.

Additionally, a water use factor is applied to both the commercial and industrial parcels as follows, based on relative average water usage as compared to single-family residential developments:

- Commercial Water Use Factor = 1.4
- Industrial Water Use Factor = 1.1

**Recreational Camping Facilities.** Recreational camping facilities typically have large land areas comprised of mostly park-like open space and only a few buildings. Therefore, to more accurately assign EDUs to these parcels, a "theoretical area" will be calculated for each of them. The typical developed commercial parcel has 1/3 of its lot area covered by improvements. Using this standard, the "theoretical area" is computed by multiplying the improvement area of each camping parcel by 3. This "theoretical area" is then converted to acreage, and the Equivalent Dwelling Unit factor of 5 EDU per acre is applied.

**Vacant.** Vacant property receives a benefit from water services availability. Water availability allows the parcel to develop to its maximum use in the future. Based upon the opinions of professional appraisers who appraise current market property values for real estate in Southern California, the land value portion of a property typically ranges from 20 to 30 percent; in the Three Valleys Municipal Water District, the average is about 25 percent. Additionally, the utilization of vacant property is significantly less than improved property. Consequently, vacant property shall be assessed at the rate of 25% of improved property. Therefore, vacant single-family residential parcels are assessed 25% of a developed SFR parcel, or **0.25 EDU** per parcel, and vacant non-SFR parcels are assessed at the rate of 25% of the developed commercial/industrial properties, or **1.25 EDUs** per acre or any portion thereof, up to a maximum of 5 acres per parcel.

A summary of Equivalent Dwelling Units and Benefit Factors is shown on the following table:

EQUIVALENT DWELLING UNITS							
Land Use	Basic Unit		EDU Factor		Use Factor		EDU Rates
Single-Family Res. (SFR)	1 DU	x	1	x	1	=	1.0 EDU/DU
Multi-Family Res. and Condominiums	1 DU	x	0.75	x	1		0.75 EDU/DU for the first 4 DU's
	1 DU	x	0.5	x	1	=	0.5 EDU/DU after the 4 <sup>th</sup> DU
Mobile Homes	1 DU	x	0.5	x	1	=	0.5 EDU/DU
Commercial	1 acre	x	5	x	1.4	=	7.0 EDU/acre for the first 5 acres (min. 1 EDU/parcel)
	1 acre	x	1.25	x	1.4	=	1.75 EDU/acre after the 5 <sup>th</sup> acre
Industrial	1 acre	x	5	x	1.1	=	5.5 EDU/acre for the first 5 acres (min. 1 EDU/parcel)
	1 acre	x	1.25	x	1.1	=	1.375 EDU/acre after the 5 <sup>th</sup> acre
Recreational Camping Facilities	1 acre*	x	5	x	1	=	5.0 EDU/acre
Vacant SFR	1 parcel	x	0.25	x	1	=	0.25 EDU/parcel
Vacant Non-SFR	1 acre	x	1.25	x	1	=	1.25 EDU/acre (min. .25 EDU/parcel; max of 5 acres/parcel)

\*acre = theoretical acre

**D. ASSESSMENT RATES**

The total number of Equivalent Dwelling Units (EDUs) has been calculated for the District based upon current land use data as shown on the latest assessor's roll for Los Angeles County and the methodology described above. The number of EDUs by land use type is shown in the table below:

Land-Use Type	Equivalent Dwelling Units
SFR	103,105.00
MFR and Condominium	34,425.30
Mobile Home Parks	4,629.00
Commercial	25,554.81
Churches	2,913.95
Industrial	17,118.90
Recreational Camping Facilities	0.73
Vacant SFR	516.25
Vacant Non-SFR	803.84
<b>Total:</b>	<b>189,067.79</b>

Based upon the budget of \$3,898,687.58 as shown in Section II of this report, the Assessment Rate for FY 2020/2021 per Equivalent Dwelling Unit (EDU) is **\$20.62/EDU**, as calculated below.

Total Equivalent Dwelling Units	Applied Assessment Rate/EDU	FY 2020/2021 Total Assessment Revenue
189,067.79	\$20.62	\$3,898,687.58

Note: Difference in Total Assessment and EDUs multiplied by the Rate is due to rounding.

The following table, Summary of Assessment Rates, provides the proposed Maximum Assessment and Applied Assessment Rates for the ten-year period beginning with FY 2011/2012. The Board may continue to levy the Assessment in future years (i.e. beyond FY 2020/2021) so long as MWD continues to impose the RTS charge upon the District. However, the maximum Assessment Rate per EDU shall never be greater than \$29.41, nor shall the total amount assessed be greater than the sum of the RTS charge and administrative costs.

**SUMMARY OF MAXIMUM AND APPLIED ASSESSMENT RATES**

<b>Fiscal Year</b>	<b>2011/2012</b>	<b>2012/2013</b>	<b>2013/2014</b>	<b>2014/2015</b>	<b>2015/2016</b>	<b>2016/2017</b>	<b>2017/2018</b>	<b>2018/2019</b>	<b>2019/2020</b>	<b>2020/2021</b>
Maximum Assessment Rate/EDU	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41	\$29.41
Applied Assessment Rate/EDU	\$18.54	\$20.46	\$23.11	\$25.02	\$23.09	\$20.16	\$18.51	\$18.79	\$19.23	\$20.62

**E. AMOUNT OF ASSESSMENT**

The amount of the proposed assessment for FY 2020/2021, based on EDUs as apportioned to each parcel shown on the latest roll of the Los Angeles County Assessor, is contained in the Assessment Roll on file in the office of the Secretary of the Three Valleys Municipal Water District. The description of each parcel is part of the records of the County Assessor and these records are, by reference, made a part of this Engineers Report.

**F. ACCURACY OF DATA**

The data utilized in developing the assessment rate calculations has been taken directly from the Los Angeles County Assessor's Roll.

Some parcels that are partially improved often will appear on the Assessor's roll as improved. These parcels that are brought to the attention of the District, and are found to be so classified after field review, will have their assessment revised per this report: for that portion of the property which is improved, the developed land use benefit formula will apply; for that portion of the property which is unimproved, the vacant land use benefit formula will apply.

Should a property owner find a discrepancy regarding a parcel, it is recommended that the owner notify the Three Valleys Municipal Water District by contacting the Secretary of the Three Valleys Municipal Water District. If warranted, the District will assist the owner in processing a correction with the County Assessor's Office. The District will be responsible for revisions to the Water Standby Charge Assessment for the property for the current Fiscal Year if the change in amount is greater than five percent (5%). If the change is less than or equal to five percent, then the adjustment for the following year will be made at the time that the annual assessments are determined for the next Fiscal Year, and no refund will be made for the previous year's assessment.



## EXHIBIT A - SAMPLE CALCULATIONS FOR VARIOUS LAND USES

Land Use	Benefit Calculation (EDU) x (Use Factor)				Total EDUs	Assessment \$20.62/EDU
Single Family Res.	(1 DU x 1 EDU/DU)	x	1.0	=	1	\$20.62
Triplex	(3 DU x .75 EDU/DU)	x	1.0	=	2.25	\$46.40
10-Unit Apartment	[(4 DU x .75 EDU/DU) + (6 DU x .5EDU/DU)]	x	1.0	=	6	\$123.72
90-Unit Apartment	[(4 DU x .75 EDU/DU) + (86 DU x .5EDU/DU)]	x	1.0	=	46	\$948.52
Store ¼ acre parcel	(¼ acre x 5.0 EDU/acre)	x	1.4	=	1.75	\$36.09
Bank/Office Bldg. ½ acre parcel	(½ acre x 5.0 EDU/acre)	x	1.4	=	3.5	\$72.17
Office Building 2 acre parcel	(2 acre x 5.0 EDU/acre)	x	1.4	=	14	\$288.68
Service Station ½ acre parcel	(½ acre x 5.0 EDU/acre)	x	1.4	=	2.333	\$48.11
Light Manufacturing ¼ acre parcel	(¼ acre x 5.0 EDU/acre)	x	1.1	=	1.375	\$28.35
Heavy Manufacturing 7 acre parcel	[(5 ac x 5.0 EDU/ac) + (2 ac x 1.25 EDU/ac)]	x	1.1	=	30.25	\$623.76
Recreational Camping Facility	[(2,500 sf x 3) ÷ 43,560 sf/ac] x 5.0 EDU/ac	x	1.0	=	0.8609	\$17.75
Vacant SFR	(1 parcel x .25 EDU/parcel)	x	1.0	=	0.25	\$5.16
Vacant Non-SFR 1 acre parcel	(1 acre x 1.25 EDU/acre)	x	1.0	=	1.25	\$25.78
Vacant Non-SFR 5+ acre parcel	(5 acre x 1.25 EDU/acre)	x	1.0	=	6.25	\$128.88

Note: Total Assessment EDU may not calculate exactly due to rounding.


***EXHIBIT B – ASSESSMENT ROLL FOR FY 2020/2021***

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Each Assessor Parcel Number and its assessment to be levied for FY 2020/2021 is shown on the Assessment Roll on file in the office of the Secretary of the Three Valleys Municipal Water District and is incorporated herein by reference. Reference is made to the Los Angeles County Assessor's office for further description of the parcels in the District.



## Board of Directors Staff Report

**To:** TVMWD Board of Directors  
**From:** Matthew H. Litchfield, General Manager   
**Date:** April 15, 2020  
**Subject:** **Chino Basin Optimum Basin Management Program Update – Monthly Update**

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<input type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>	<input type="checkbox"/> <b>Funds Budgeted</b>
<input checked="" type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Cost Estimate:</b>	

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**Staff Recommendation:**

**No Action Recommended – Informational item only.**

**Background:**

The Chino Groundwater Basin is a vital resource for TVMWD member agencies as well as member agencies of the Inland Empire Utilities Agency (“IEUA”) and Western Municipal Water District (“WMWD”). Over the past 20 years, the Parties to the Chino Basin Judgement have collaborated on the development and implementation of the Optimum Basin Management Program (“OBMP”) which has enabled the region to manage the Chino Groundwater Basin to guarantee a reliable water supply for the benefit of the regional economy. Staff is actively engaged with the Chino Basin Watermaster (“Watermaster”) on the current OBMP Update process along with the other stakeholders within Chino Basin.

On June 19, 2019, the Board adopted **Resolution No. 19-06-861** in support of the OBMP Update process. Part of the process includes Watermaster providing a monthly written report to the stakeholders on key elements of the update, including goals, schedule and milestones achieved to date, to name a few. Attached as **Exhibit A** is the monthly update for February 2020 provided by Watermaster.

**Strategic Plan Objective(s):**

1.3 – Maintain diverse sources of water supplies and storage, and increase extractable water storage supplies to 10,000 AF

1.4 – Capable of delivering 10,000 AFY from local sources in case of drought or catastrophe

3.3 – Be accountable and transparent with major decisions

**Attachment(s):**

Exhibit A – Optimum Basin Management Program Update 2020

**Meeting History:**

June 19, 2019 - Board of Directors Meeting

NA/ML

# OPTIMUM BASIN MANAGEMENT PROGRAM — MARKERS & MILESTONES

FEBRUARY



## THE REPORT IS DIVIDED INTO FOUR SECTIONS:



**Introduction and Background:** Provides the history of the OBMP and an overview of the stakeholder process to develop it.



### **2020 OBMP Goals and Activities:**

Outlines the 2020 OBMP Goals and the activities proposed by the stakeholders to achieve them.



### **Integration of the 2020 OBMP Update Activities with the 2000 OBMP Program Elements:**

This section establishes the relationship between the proposed activities with the already existent Program Elements of the 2000 OBMP Implementation Plan.



**2020 OBMP Management Plan:** This section delineates all the actions that will continue from the 2000 OBMP as well as the new activities proposed by parties during the 2020 OBMP Update Process. This section also will serve as the basis for drafting the 2020 OBMP Implementation Plan that will occur during the beginning of 2020.

Watermaster received comments from stakeholders until **January 22, 2020** and provided answers included as Appendix B in the Final Report released on **January 24, 2020**.

## MONTHLY UPDATE

During the month of February, the OBMP Update team completed the Initial Study and the Notice of Preparation of an Environmental Document. These two documents are the first steps to completing the Environmental Review documents that the OBMP requires for completion.



On February 10, 2020 the Inland Empire Utilities Agency issued the public notice to inform the public of the availability of an Initial Study and the Notice of Preparation of Environmental Document.

On February 27, IEUA hosted a Public Scoping meeting at their headquarters where a presentation about the project was made available to the public.

Also during the month of February, the OBMP Update team circulated to all stakeholders a draft version of the OBMP Implementation Plan Update that outlines the necessary changes to the Implementation Plan based on the proposed actions by stakeholders and

### **Next Steps:**

**The OBMP Update will convene the OBMP Implementation Plan Update Drafting Orientation on March 2, 2020.**

**The Draft Subsequent Environmental Impact Report will be released to the public on March 27, 2020.**



Enhance Basin  
Water Supplies



Protect and Enhance  
Water Quality



Enhance  
Management  
of the Basin



Equitably Finance  
the OBMP

## 2020 OBMP Implementation Plan Program Elements (PEs) *NEW AND CONTINUING ACTION*

### PE 1 – Monitoring Program

- Continue the required monitoring and reporting
- Review and update Watermaster’s monitoring and reporting program\*

### PE 2 – Recharge Program

- Complete the 2023 Recharge Master Plan Update
- Implement recharge projects on need and available resources

### PE 3 – Supply for impaired Areas

- Continue CDA Operations



### PE 4 – Subsidence Management

- Implement Watermaster’s Subsidence Management Plan and adapt as necessary

### PE 5 – Regional Supplemental Water Program

- Watermaster will support the IEUA, the TVMWD, the WMWD, and/or others in their efforts to improve water supply and reliability to ensure those efforts are integrated with Watermaster’s groundwater management efforts\*

### PE 6 – Cooperative Programs with Water Quality Regulators

- Develop an initial emerging contaminants monitoring plan\*
- Evaluate need for a Groundwater Quality Management Plan\*



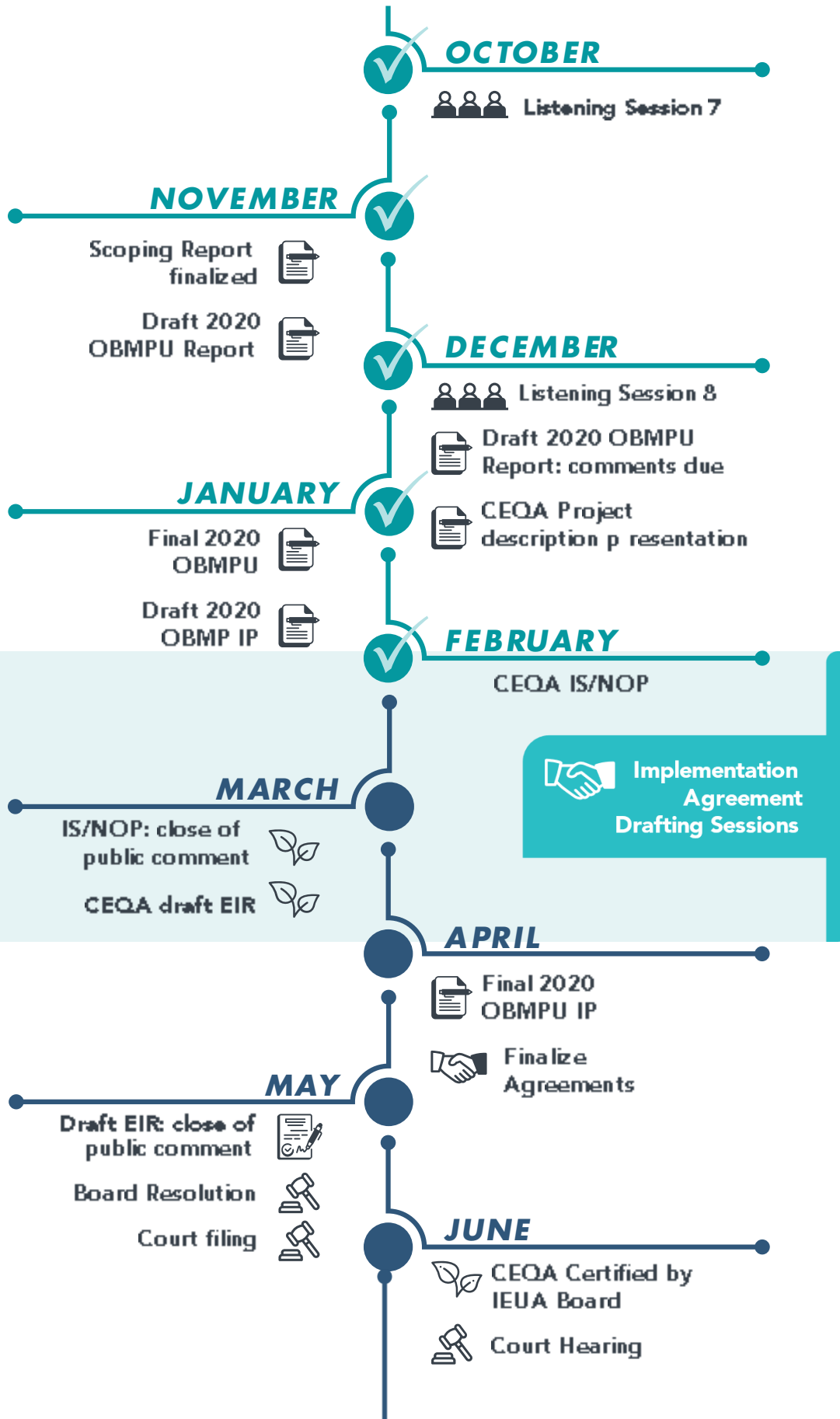
### PE 7 – Salt Nutrient Management Plan

- Continue to implement the Maximum Benefit Salt Nutrient and Management Plan
- Update every 5 years the water quality projections to evaluate compliance\*

### PE 8/9 – Storage Management Plan/Storage and Recovery Programs

- Complete and submit the 2020 Storage Management Plan to the Court\*
- Develop a Storage and Recovery Master Plan\*

# 2020 OBMP Update Process



2019

2020

## BACKGROUND

The Chino Basin Judgment gave the Chino Basin Watermaster (Watermaster) the discretionary authority to develop an Optimum Basin Management Program (OBMP) for the Chino Basin, including both water quantity and quality considerations. Watermaster, with direction from the Court, began the development of the OBMP in 1998 and completed it in July 2000. The OBMP was developed in a collaborative public process that identified the needs and wants of all stakeholders; described the physical state of the groundwater basin; developed a set of management goals; identified impediments to those goals; described a series of actions that could be taken to remove those impediments and thereby achieve the management goals; developed and executed agreements to implement the OBMP; and certified a Programmatic Environmental Impact Report (PEIR) pursuant to CEQA with IEUA as the lead agency.

The 2020 OBMP Update was developed through a collaborative stakeholder process, the same way as the 2000 OBMP. A series of public "Listening Sessions" were held by Watermaster throughout 2019 to obtain information, ideas, and feedback from all stakeholders.

Through the Listening Session process, the Chino Basin stakeholders have identified their issues' needs, and want, their collective goals for the 2020 OBMP Update, the impediments to achieving the goals and the management actions required to remove the impediments.

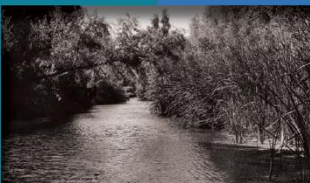
### THE COLLABORATIVE PROCESS HAS RESULTED IN THE CREATION OF TWO DOCUMENTS:

- **The 2020 OBMP Scoping Report:** This document captures all the input from the stakeholders and outlines the estimated effort to implement the proposed activities.
- **The 2020 OBMP Update Report:** This is the comprehensive document that includes the history of the OBMP, describes the collaborative process and provides the basis for the development of the 2020 OBMP Implementation Plan Update.

The 2020 OBMP Update requires an Environmental Review of foreseen facilities and projects that could be built as a result of the implementation of the management actions in the updated Implementation Plan. This effort is underway.

For more details on the process and achievements of the listening sessions please refer to our previous newsletters: [www.cbwm.org/obmp\\_newsletters.htm](http://www.cbwm.org/obmp_newsletters.htm).

For additional information, visit: [www.cbwm.org/OBMPU.htm](http://www.cbwm.org/OBMPU.htm)  
or contact Edgar Tellez Foster at [etellezfoster@cbwm.org](mailto:etellezfoster@cbwm.org)








## Board of Directors Staff Report

**To:** TVMWD Board of Directors

**From:** Matthew H. Litchfield, General Manager 

**Date:** April 15, 2020

**Subject:** **Resolution No. 20-04-874 Adopting Personnel Policies Due to COVID-19**

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<input checked="" type="checkbox"/> <b>For Action</b>	<input type="checkbox"/> <b>Fiscal Impact</b>	<b>\$</b>
<input type="checkbox"/> <b>Information Only</b>	<input type="checkbox"/> <b>Funds Budgeted:</b>	

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**Staff Recommendation:**

**Board approval of the proposed Personnel Policies due to COVID-19.**

**Discussion:**

President Trump signed the Families First Coronavirus Response Act (FFCRA) which goes into effect from April 1, 2020 – December 31, 2020.

FFCRA responds to the growing health and economic crises with provisions for paid sick leave, along with job-protected time off for certain reasons relating to the COVID-19 pandemic. In response to this legislation, TVMWD has developed Personnel Policies Due to COVID-19, which will be in-place only through December 31, 2020 – unless otherwise extended by the Federal Government.

**Paid Sick Leave**

The bill establishes a federal emergency paid-leave benefits program to provide payments to some employees.

It requires government employers and employers with fewer than 500 employees to provide two weeks' worth of paid sick leave if employees are unable to work because they're subject to quarantine or isolation, are experiencing symptoms of COVID-19, are caring for someone who is in quarantine or isolation and/or have children in schools that have closed. The legislation also gives up to three months of paid family and medical leave, equivalent to no less than two-thirds of the person's pay, subject to certain caps. Employers themselves will receive tax credits to offset the costs of providing this paid leave.

**Expansion to FMLA**

Employees of the above employers who have been employed by the employer for at least 30 calendar days are eligible for FMLA Public Health Emergency Leave. Employees must work with the District for at least 30-days prior to being eligible for this leave type.

**Strategic Plan Objective(s):**

3.3 – Be accountable and transparent with major decisions

**Attachment(s):**

Exhibit A – Resolution No. 20-04-874

Exhibit B – Personnel Policies Due to COVID-19

**Meeting History:**

None

NA/WG

**RESOLUTION NO. 20-04-874**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THREE VALLEYS MUNICIPAL WATER DISTRICT  
ADOPTING COVID-19 PERSONNEL POLICIES**

**WHEREAS**, the Three Valleys Municipal Water District is a municipal water district located within the County of Los Angeles and organized and operating pursuant to California Water Code Section 71000 et seq. ("District"); and

**WHEREAS**, the President of the United States signed the Families First Coronavirus Response Act ("FFCRA"), effective from April 1, 2020 to December 31, 2020, in response to the growing health and economic crisis with provisions for paid sick leave and job-protected time off for certain reasons relating to the COVID-19 pandemic; and

**WHEREAS**, the U.S. Department of Labor ("DOL") issued temporary regulations for the FFCRA which provide that employees must give notice to their employers of the need to take Emergency Paid Sick Leave ("EPSL") and Emergency Family and Medical Leave ("EFML") now available and must provide supporting documentation for requests for such leave; and

**WHEREAS**, the District has developed COVID-19 Personnel Policies in response to the DOL regulations including EPSL and the EFML Expansion Act, effective through to December 31, 2020, unless otherwise extended by the Federal Government.

**NOW THEREFORE BE IT RESOLVED** that the District's Board of Directors hereby adopts the COVID-19 Personnel Policies attached hereto and incorporated herein by this reference effective April 1, 2020 to December 31, 2020.

**ADOPTED** and **PASSED** at a meeting of the Three Valleys Municipal Water District's Board of Directors, on this 15th day of April, 2020, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Bob G. Kuhn, President

**ATTEST:**

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Carlos Goytia, Secretary

SEAL:



# Three Valleys Municipal Water District Personnel Policies Due to COVID-19

Effective April 1, 2020 to  
December 31, 2020

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**EMPLOYEE CERTIFICATION OF NEED FOR EMERGENCY FAMILY AND MEDICAL  
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## **Sick Leave and Family Medical Care Leaves**

These policies pertain to Three Valley’s Municipal Water District (“TVMWD” or “District”) employees only (“staff”).

The U.S. Department of Homeland Security has identified workers who conduct a range of operations and services relating to water and wastewater as an essential service to continue fulfilling the critical infrastructure needs required for the region – TVMWD staff is included within this essential service.

### **Emergency Paid Sick Leave**

#### ***Purposes for Sick Leave***

From April 1, 2020 through December 31, 2020, employees can take Emergency Paid Sick Leave as follows:

- (a) Employees are entitled to Emergency Paid Sick Leave at their regular rate of pay if they are unable to work or telework for any one of the following reasons:
  - (1) The employee is subject to a Federal, State, or local quarantine or isolation order related to COVID-19.
  - (2) The employee has been advised by a health care provider to self-quarantine due to concerns related to COVID-19.
  - (3) The employee is experiencing symptoms of COVID-19 and seeking a medical diagnosis.
- (b) Employees are entitled to Emergency Paid Sick Leave at two-thirds of the employee’s regular rate of pay if they are unable to work or telework because any one of the following reasons:
  - (1) The employee is caring for an individual who is subject to a Federal, State, or local quarantine or isolation order related to COVID-19 or been advised by a health care provider to self-quarantine due to concerns related to COVID-19 order as described in subparagraph (1) or has been advised as described in paragraph (2) of subsection (a), above.
  - (2) The employee is caring for a son or daughter of such employee if the school or place of care of the son or daughter has been closed, or the childcare provider of such son or daughter is unavailable, due to COVID-19 precautions.
  - (3) The employee is experiencing any other substantially similar condition specified by the Secretary of Health and Human Services in consultation with the Secretary of the Treasury and the Secretary of Labor.

*Terms of Sick Leave*

(a) Emergency Paid Sick Leave:

Employees may be eligible for both types of leave (as noted in a2 of Emergency Paid Sick Leave below), however this paid leave benefit cannot be used concurrently, rather they can be used consecutively, where required.

(1) Leave taken as Emergency Paid Leave is in addition to any other leave accrued and does not accrue beyond 80 hours. Unused leave does not carryover for any employees. Employees are not required to exhaust their regular paid time off (vacation, sick, etc.) prior to the use of Emergency Paid Sick Leave.

(2) Emergency Paid Sick Leave is subject to the following caps:

i. Up to \$511/Workday of Emergency Paid Sick Leave (calculated based on the employee's regular rate of pay) and \$5,110 in the Aggregate for the one of the following Employee-Related COVID-19 Absence Reasons:

1. The employee is subject to a Federal, State, or local quarantine or isolation order related to COVID-19.
2. The employee has been advised by a health care provider to self-quarantine due to concerns related to COVID-19.
3. The employee is experiencing symptoms of COVID-19 and seeking a medical diagnosis.

ii. Up to \$200/Workday of Emergency Paid Sick Leave (calculated based on the employee's regular rate of pay) and \$2,000 in the Aggregate for the one of the following reasons related to the Employee Taking Leave to Care for an Individual or Son or Daughter:

1. The employee is caring for an individual who is subject to an order as described in subparagraph (1) or has been advised as described in paragraph (2).
2. The employee is caring for a son or daughter of such employee if the school or place of care of the son or daughter has been closed, or the childcare provider of such son or daughter is unavailable, due to COVID-19 precautions.
3. The employee is experiencing any other substantially similar condition specified by the Secretary of Health and Human Services in consultation with the Secretary of the Treasury and the Secretary of Labor

(3) Employees may supplement the two-thirds pay with their accrued leaves to achieve 100% of their regular rate of pay.

**(b) Protected Sick Leave:**

1) Emergency Paid Leave described in this document is protected when used for the reasons specified under the Emergency Paid Sick Leave Ordinance.

**(c) Sick Leave Request:**

To request to use sick leave if the need for leave is foreseeable, an employee must give the immediate supervisor reasonable advance written or oral notice. (Labor Code §§ 246(1); 246.5(a).) If the need for sick leave is not foreseeable, the employee shall provide written or oral notice of the need for the leave as soon as practicable. (Labor Code § 246(1).) If the employee is required to be absent on sick leave for more than one day, the employee must keep the immediate supervisor informed each day as to the date the employee expects to return to work and the purpose of the leave. Failure to request sick leave as required by this Policy without good reason, may result in the employee being treated as absent without leave.

**(d) Certification**

The District does require that employees provide a physician's certification to support any absence that involves the illness of the employee or family member. An employee using Emergency Paid Sick Leave must certify the reason for the leave.

**(e) Sick Leave on Separation from Employment**

Unused Emergency sick leave is not cashed out upon termination, resignation, retirement, or other separation from employment. (Labor Code § 246(f)(1).)

**(f) Sick Leave Reinstatement:**

Unused Emergency Paid Sick Leave will not be reinstated after December 31, 2020, unless otherwise extended by the Department of Labor.



**Emergency Family and Medical Leave Expansion Act**

Leave due an inability to work (or telework) due to the care of a child under the Emergency Family and Medical Leave Expansion Act. (Sec. 110 (a)(2)(A).) (*Subject to section 806.19 below.*)

**(a) Employees Eligible For Leave**

Employees are eligible for up to 12 weeks of job-protected Public Health Emergency Leave if the following requirements are met:

- (1) The employee has worked for the District for at least 30 calendar days, (FMLA Sec. 110(a)(1)(A);
- (2) The employee is unable to work (or telework) due to a need to care for the son or daughter (under 18 years of age) who's school or place of care has been closed, or who's child care provider is unavailable due to a COVID-19 emergency declared by either a Federal, State, or local authority, (FMLA Sec. 110(a)(2)(A) & (B)); and
- (3) The employee provided reasonable notice of the need for the leave.
- (4) Protected Health Emergency Leave is a form of FMLA leave and is not in addition to any other FMLA leave.

**(b) Paid Leave**

The first 10 days of Emergency Family Medical Leave may consist of unpaid leave unless the employee elects to utilize accumulated leaves, including Emergency Paid Sick Leave, listed above. For the remaining 10 weeks, an employee is entitled to paid leave at two-thirds of the employee's regular rate of pay. (FMLA Sec. 110(b).) However, paid leave is subject to a cap of \$200 per workday and \$10,000 total.

**(c) Restoration to Prior Position**

Employees out on Emergency Family and Medical Leave are entitled to reinstatement to their prior position unless the position held by the employee does not exist due to economic conditions or other changes in operating conditions caused by a public health emergency during the period of leave. (FMLA Sec. 110(d).)

If the District is unable to restore the employee to an equivalent position to the employee's prior position, the District will notify the employee if an equivalent position becomes available within 1-year of either, the date the public health emergency concludes or date which is 12 weeks after the employee started their Emergency Family and Medical Leave, (which ever date is earlier). Notification shall be by regular mail to the employees address on file.

**(d) Expiration**

The provision of this section shall expire on December 31, 2020 or when the Emergency Family and Medical Leave Expansion Act is no longer effective.

(e) Employees shall request leave as soon as practicable and shall certify the need for leave in writing at the time of the request.

(f) The District may deny this leave to any employee who is a health care provider or emergency responder.

**Employee Certification to Return to Work After Exhibiting  
Symptoms of COVID-19 or Suspicion of Having or Being Exposed  
to COVID-19**

(May be used if a Doctor's Note is not practicable)

I, \_\_\_\_\_, certify that I have been free of fever (a "fever" is defined as 100.4° F [37.8° C] or greater using an oral thermometer), signs of a fever, and any other COVID-19 related symptoms (*e.g.*, cough or shortness of breath) for at least 72 hours, without the use of fever-reducing or other symptom-altering medicines (*e.g.*, cough suppressants) and, at least 7 days have passed since symptoms first appeared. I understand that if I do show further signs of having COVID-19 (*e.g.*, fever, cough, or shortness of breath), I must inform my supervisor immediately and the District may either direct me to stay away from work or may require me to undergo a fitness for duty examination at the District's expense and according to the District's policy regarding fitness for duty examinations.

\_\_\_\_\_  
Employee Name

\_\_\_\_\_  
Employee Signature

\_\_\_\_\_  
Date

**FORM MUST BE RETURNED TO THE HUMAN RESOURCES DEPARTMENT OR  
THE CHIEF ADMINISTRATIVE OFFICER**

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## Employee Certification of Need for Paid Emergency Sick Leave

I, \_\_\_\_\_, certify that I am unable to work (or telework) for one of the following reasons:

\_\_\_\_\_ I am subject to a Federal, State, or local quarantine or isolation order related to COVID-19.

\_\_\_\_\_ I have been advised by a health care provider to self-quarantine due to concerns related to COVID-19.

\_\_\_\_\_ I am experiencing symptoms of COVID-19 (*e.g.*, fever [defined as 100.4° F [37.8° C] or greater using an oral thermometer], coughing, and/or shortness of breath) and seeking a medical diagnosis.

\_\_\_\_\_ I am caring for an individual who is subject to a Federal, State, or local quarantine or isolation order related to COVID-19 or who has been advised by a health care provider to self-quarantine due to concerns related to COVID-19.

Relationship to individual \_\_\_\_\_

\_\_\_\_\_ I am caring for my child whose school or place of care has been closed, or whose childcare provider is unavailable, due to COVID-19 precautions.

\_\_\_\_\_ I am experiencing another substantially similar condition specified by the Secretary of Health and Human Services in consultation with the Secretary of the Treasury and the Secretary of Labor.

I understand that if my circumstances change, I must immediately inform my supervisor and Three Valleys Municipal Water District and I may be directed to report back to work (or telework).

\_\_\_\_\_  
Employee Name

\_\_\_\_\_  
Employee Signature

\_\_\_\_\_  
Date

**FORM MUST BE RETURNED TO THE HUMAN RESOURCES DEPARTMENT OR  
THE CHIEF ADMINISTRATIVE OFFICER**

**Employee Certification of Need for Emergency Family and Medical Leave**

I, \_\_\_\_\_, certify that I have a child who is under the age of 18, whose school or place of care has been closed, or whose child care provider is unavailable due to a COVID-19 emergency declared by either a Federal, State, or local authority. Due to the need to care for my child, I am unable to work (or telework). I understand that if my childcare needs change, I must immediately inform my supervisor and Human Resources and I may be directed to report back to work (or telework).

\_\_\_\_\_  
Employee Name

\_\_\_\_\_  
Employee Signature

\_\_\_\_\_  
Date

**FORM MUST BE RETURNED TO THE HUMAN RESOURCES DEPARTMENT OR  
THE CHIEF ADMINISTRATIVE OFFICER**

## **Exhibit A: Definitions**

- **COVID-19:** Also known as the Coronavirus disease 2019 (COVID-19) is a respiratory illness that can spread from person to person. The virus that causes COVID-19 is a novel coronavirus that was first identified during an investigation into an outbreak in Wuhan, China.
- **Telework:** Refers to a work flexibility arrangement under which an employee performs the duties and responsibilities of such employee's position, and other authorized activities, from an approved worksite other than the location from which the employee would otherwise work
- **Quarantine:** For policy purposes, this is for people who may have been exposed to the virus. They are asked to stay at home, or to stay in a provided facility. They're required to be in one-location without movement from that location for 14 days. After that, people who still don't test positive for the virus no longer have to be in a contained environment.
- **Stay-at-home order:** state, city or county required ordinance that requires people to stay-at-home with little movement. People are permitted to still go out for essential needs if they are practicing social distancing.
- **Essential Service:** Services and functions that are absolutely necessary, even during a pandemic. They maintain the health and welfare of the municipality.
- **Department of Labor: (DOL):** A cabinet-level department of the U.S. federal government responsible for occupational safety, wage and hour standards, unemployment insurance benefits, reemployment services, and some economic statistics; many U.S. states also have such departments.
- **FMLA:** Family Medical Leave Act – A Federal Government mandate that entitles eligible employees of covered employers to take unpaid, job-protected leave for specified family and medical reasons with continuation of group health insurance coverage under the same terms and conditions as if the employee had not taken leave.



## **EMPLOYMENT AGREEMENT**

THIS AGREEMENT is made and entered effective this 1<sup>st</sup> day of July, 2020, by and between THREE VALLEYS MUNICIPAL WATER DISTRICT (hereinafter referred to as “DISTRICT”) and MATTHEW LITCHFIELD (hereinafter referred to as “EMPLOYEE”).

### **RECITALS**

A. WHEREAS, the DISTRICT is a municipal water district organized and operating pursuant to California Water Code Section 71000 et seq., and is governed by a Board of Directors (hereinafter referred to as “BOARD”) composed of elected representatives from the seven divisions that comprise the DISTRICT. (The BOARD and the EMPLOYEE are sometimes collectively referred to herein as the “PARTIES.”)

B. WHEREAS, the BOARD desires to employ the services of EMPLOYEE as General Manager of the DISTRICT for the term specified herein.

C. WHEREAS, the BOARD desires to provide certain benefits, establish certain conditions of employment, and set certain working conditions of said EMPLOYEE.

D. WHEREAS, the BOARD desires to (1) secure and retain the services of EMPLOYEE, (2) ensure EMPLOYEE’s morale, and (3) provide a just means for terminating EMPLOYEE’s services at any time during the term of employment by the DISTRICT.

E. WHEREAS, the BOARD has determined to secure the continued services of EMPLOYEE to meet the needs of the DISTRICT, to provide for the

general supervision and direction of DISTRICT staff, operations, and activities, under the direction of the BOARD, and to perform all other duties required or deemed necessary by the BOARD.

F. WHEREAS, the BOARD finds and determines that it is in the best interest of the DISTRICT to enter into an Employment Agreement with EMPLOYEE under the terms and conditions set forth herein.

G. WHEREAS, EMPLOYEE desires to accept employment as General Manager of said DISTRICT under the terms and conditions set forth herein.

### COVENANTS

NOW, THEREFORE, in consideration of the foregoing Recitals and the mutual promises and conditions contained herein, the parties hereto agree as follows:

1. Incorporation of Recitals. The foregoing Recitals, and each of them, are hereby incorporated herein as though set forth in full.

2. Definitions. As used in this Agreement, the terms set forth below shall mean the following:

(a) Base Salary. The term “Base Salary” shall be defined as EMPLOYEE’s annual gross compensation, exclusive of retirement contributions made on behalf of EMPLOYEE and the cost of any insurance or other benefits made available to EMPLOYEE. Base Salary shall be payable to EMPLOYEE in pro rata installments consistent with the DISTRICT’s regular pay period cycles, and subject to appropriate withholdings.

(b) Executive Leave. The term “Executive Leave” shall be defined as leave time granted to EMPLOYEE in lieu of sick, management, or vacation leave and is in lieu of any rights to compensatory or overtime pay.

3. Duties and Authority. The DISTRICT shall employ EMPLOYEE as the General Manager of the DISTRICT, with full power and authority to perform all applicable statutory functions and duties and to comply with all ordinances, resolutions, policies, and/or minute actions of the BOARD, and all applicable laws, rules, regulations, and guidelines of the State of California and/or other agencies having jurisdiction within or over the DISTRICT. EMPLOYEE’s duties



shall include, but shall not be limited to, supervising the DISTRICT's personnel and financial matters, attending meetings of the BOARD and its Committees, supervising the administration of all operations of the DISTRICT, subject to policies set by the BOARD, and managing and conducting all of the business of the DISTRICT. In addition, EMPLOYEE shall perform any special duties assigned or delegated to him by the BOARD.

4. Restrictions on Outside Business Activities. In order that nothing interfere with the performance of EMPLOYEE's duties under this Agreement or create any conflict of interests during his employment, EMPLOYEE shall devote his full energies, interest, abilities, and productive time to the satisfactory performance of this Agreement and shall not engage in any other outside business activities except as otherwise approved by the BOARD.

5. Term of Employment. Subject to negotiated extension or earlier expiration or termination as provided for in this Agreement, EMPLOYEE shall be employed by the DISTRICT for a period beginning on the effective date of this Agreement and terminating on June 30, 2023.

6. Compensation. During the term of this Agreement, the DISTRICT shall pay to EMPLOYEE an annual Base Salary in the amount of \$250,000.00, subject to possible adjustment pursuant to Paragraph 10 below. Should this Agreement be terminated on a date other than the first day of a month, the Base Salary compensation shall be further prorated for that month.

7. Benefits.

(a) Uniformity. During the employment term, EMPLOYEE shall be entitled to receive the same level of employment benefits generally provided by BOARD-approved policy of the DISTRICT, except as otherwise set forth in Subparagraph 7(b) of this Agreement.

(b) Executive Leave. During the employment term, EMPLOYEE shall be entitled to thirty (30) days of Executive Leave each fiscal year, to be taken at times mutually agreed upon by the PARTIES. Executive Leave shall be credited in a lump sum at the beginning of each fiscal year. Up to ten (10) days of unused Executive Leave may be carried over and used in the following fiscal year. EMPLOYEE may not accumulate more than forty (40) days of unused Executive

Leave at any point in time during the employment term. Unused Executive Leave balances will be cashed out at the end of each fiscal year and upon termination of employment.

8. Professional Development Allowance. Subject to the BOARD's sole discretion, the DISTRICT shall pay the reasonable amount of expenses incurred by EMPLOYEE during the term of this Agreement for professional dues, licenses, subscriptions, and official travel, meals, and subsistence.

9. Relocation Assistance. EMPLOYEE shall be entitled to reimbursement from the DISTRICT for all applicable relocation costs, including all required non-refundable deposits, moving costs, storage fees, and monthly lease expenses, not to exceed a total of nine thousand dollars (\$9,000). In order to qualify for such reimbursement, EMPLOYEE must (a) relocate his residency to a location within twenty (20) miles of the DISTRICT headquarters and provide valid proof of expenses incurred and proof of residency; and (b) incur such reimbursable relocation costs prior to the effective date of this Agreement and after the execution date of this Agreement. In the event that EMPLOYEE does not ~~qualify for reimbursement of relocation costs, or EMPLOYEE does not~~ reside within twenty (20) miles of the DISTRICT headquarters at any time during the term of this Agreement, the term of this Agreement under Paragraph 5 above will expire on June 30, 2022.

10. Performance Evaluation. The BOARD shall evaluate the performance of EMPLOYEE on or before June 30 of each year during the employment term, or more often at the BOARD's discretion. Such evaluation(s) shall be used as a basis for determining in the exercise of the BOARD's sole discretion any increases to Base Salary and/or other employment benefits, as well as EMPLOYEE's work plan for the next fiscal year. The BOARD may choose to contribute to EMPLOYEE's 457 Plan and/or 401A Plan in addition to or in lieu of changes to Base Salary.

11. Termination of Agreement.

(a) Termination Without Cause. EMPLOYEE serves at the pleasure of the BOARD. The BOARD may, forthwith and without prior notice, terminate this Agreement with or without cause. Upon the effective date of

termination without cause, the DISTRICT shall make, as an agreed-upon severance, a lump-sum payment to EMPLOYEE in an amount equal to his then-current Base Salary prorated over the balance of the unexpired term of this Agreement as set forth in Paragraphs 5 and 9 above, or over a period of nine (9) months, whichever is less.

(b) Termination for Cause. The BOARD may terminate this Agreement at any time, if EMPLOYEE commits any material act of dishonesty; discloses confidential information; is guilty of gross carelessness or misconduct; unjustifiably neglects any duties under this Agreement which has a substantial adverse effect on the DISTRICT's finances, financial ability, or position; or acts in any way that has a substantial adverse effect on the DISTRICT's reputation. In the event that EMPLOYEE is terminated with cause, he will not qualify for the DISTRICT's Retiree Medical Plan (unless such disqualification is prohibited by applicable law) and he will not be due any severance pay as provided for under Subparagraph 11(a) above.

(c) Termination on Resignation. EMPLOYEE may terminate this Agreement by giving the BOARD at least thirty (30) days, or more if possible, prior written notice of resignation. Should EMPLOYEE voluntarily terminate this Agreement, he will not be due any severance pay as provided for under Subparagraph 11(a) above.

(d) Termination on Abandonment or Disability. During the term of this Agreement, if EMPLOYEE fails for a four (4) month period, or for eighty percent (80%) or more of the normal working days during a six (6) month period, to perform his duties under this Agreement in his normal and regular manner because of disability, then this Agreement may be terminated. The BOARD has advised the EMPLOYEE that it currently maintains state disability insurance through payroll deductions for its employees. During the term of this Agreement, the DISTRICT shall maintain short term and long term disability insurance covering EMPLOYEE on terms and conditions no less favorable than the terms and conditions in effect as of the effective date of this Agreement. If and to the extent that EMPLOYEE receives payments in connection with such disability insurance during the period in which the DISTRICT is obligated to

make payments concerning disability compensation, provided that EMPLOYEE has made timely application therefor, the DISTRICT shall be relieved of the obligation to make such payments to EMPLOYEE to the extent of the amounts so received by EMPLOYEE, but, except as so qualified, the DISTRICT's obligation to make such payments shall continue in full. In the event that EMPLOYEE is terminated pursuant to this Subparagraph, he will not qualify for the DISTRICT's Retiree Medical Plan (unless such disqualification is prohibited by applicable law) and he will not be due any severance pay as provided for under Subparagraph 11(a) above. Notwithstanding the foregoing, nothing in this Agreement shall relieve DISTRICT of its obligations under the Americans With Disabilities Act or its state law counterparts.

(e) Termination on Death. If EMPLOYEE dies during the term of this Agreement, this Agreement shall be terminated on the last day of the calendar month of his death. All accrued benefits which have a cash value shall be paid to EMPLOYEE's beneficiary within thirty (30) days of the termination date or on a later date at the election of said beneficiary.

12. Miscellaneous Provisions.

(a) Integration. This Agreement contains the entire agreement between the PARTIES and supersedes all prior oral and written agreements, understandings, commitments, and practices between the PARTIES, including all prior employment agreements, whether or not fully performed by EMPLOYEE before the date of this Agreement. No amendment to this Agreement may be made except by a writing signed by the PARTIES.

(b) Severability. If any provision of this Agreement is held invalid or unenforceable, the remainder of this Agreement shall nevertheless remain in full force and effect. If any provision is held invalid or unenforceable as applied to particular circumstances, it shall nevertheless remain in full force and effect in all other circumstances.

(c) Arbitration. Any dispute or claim arising out of or relating to this Agreement, except for the termination provisions of Paragraph 11 above, may be settled by arbitration. Arbitration may be initiated by either the EMPLOYEE or the BOARD. The PARTIES shall promptly appoint a neutral arbitrator who

shall take such actions, interview such persons and review such information and documents as he/she may deem necessary, and conduct an informal hearing in which both PARTIES and their respective witnesses may present information and argument. The PARTIES shall each be permitted to examine all documents presented to the arbitrator and shall have a reasonable opportunity to respond to them. In the event any action is brought to enforce this Agreement or relating to EMPLOYEE's employment, the prevailing party shall be entitled to reimbursement of his or its reasonable attorneys' fees and costs.

(d) Agreement is Binding. This Agreement shall be binding upon and inure to the benefit of the DISTRICT, its successors and assigns, and shall be binding upon EMPLOYEE, his administrators, executors, legatees, heirs, and assigns.

(e) Assignment. EMPLOYEE may not assign or otherwise encumber this Agreement in whole or in part. Any such attempted assignment or encumbrance shall be null and void.

(f) Notices. Any notice to the BOARD required or permitted under this Agreement shall be given in writing to the BOARD either by personal delivery, or by certified mail, return receipt requested, postage prepaid, to the BOARD at the DISTRICT's then principal place of business. Any such notice to EMPLOYEE shall be given in a like manner and, if mailed, shall be addressed to EMPLOYEE at his home address then shown in the DISTRICT's files. For the purpose of determining compliance with any time limit in this Agreement, a notice shall be deemed to have been duly given (i) on the date of personal delivery, or (ii) on the second business day after mailing, if mailed to the party to whom the notice is to be given in the manner provided in this subparagraph.

(g) Waiver. The failure of any PARTY to insist on strict compliance with any of the terms, covenants, or conditions of this Agreement by the other PARTY shall not be deemed a waiver of that term, covenant, or condition, nor shall any waiver or relinquishment of any right or power for all or any other times.

IN WITNESS WHEREOF, PARTIES have executed this Agreement to be effective on the day and year first above written.

**EMPLOYEE**

**DISTRICT**

\_\_\_\_\_  
Matthew H. Litchfield  
General Manager

\_\_\_\_\_  
Bob G. Kuhn, President  
Board of Directors  
Three Valleys Municipal Water District

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_