



THREE VALLEYS MUNICIPAL WATER DISTRICT REGULAR BOARD MEETING MINUTES

Wednesday, October 16, 2024 | 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 Ave., Claremont, CA. The presiding officer was President Jody Roberto.

2. ROLL CALL

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

DIRECTORS PRESENT

Jody Roberto, President
Mike Ti, Vice President
Carlos Goytia, Secretary/Treasurer
David De Jesus, Director
Jeff Hanlon, Director
Bob Kuhn, Director
Danielle Soto, Director

STAFF PRESENT

Matthew Litchfield, General Manager
Steve Kennedy, Legal Counsel
Brittany Aguilar, Finance Manager
Nadia Aguirre, Executive Assistant
David Dransfeldt, Water Resources Intern
Freeman Ensign, Operations Supervisor
Karen Harberson, Compliance Specialist
Kirk Howie, Chief Administrative Officer
Steve Lang, Chief Operations Officer
Sylvie Lee, Chief Water Resources Officer
Kevin Panzer, Engineer
Brian Pen, Water Resources Analyst
Robert Peng, I.T. Manager
Marissa Turner, Admin. Communications Assistant
Jose Velasquez, Chief Finance Officer

Virtual Attendees: Josh Byerrum, Walnut Valley Water District; Ed Chavez, Upper San Gabriel Valley Municipal Water District; Kristi Foy, Arnold & Associates; Ed Hilden, Walnut Valley Water District; Ben Lewis, Golden State Water Company; Jorge Marquez; Meg McWade, City of La Verne; Stephanie Moreno, Water Quality Authority; Dale Wert, City of Glendora

In person attendees: John Bellah, Rowland Water District; Tony Lima, Rowland Water District; Jared Macias, Walnut Water District; Dinny Rassmussen, League of Women Voters; Sherry Shaw, Walnut Valley Water District

3. FLAG SALUTE

President Roberto led the flag salute.

4. DIRECTOR REMOTE PARTICIPATION PURSUANT TO AB 2449

A. NOTIFICATION DUE TO JUST CAUSE

Director Ti participated in the board meeting remotely due to Just Cause.

B. REQUEST DUE TO EMERGENCY CIRCUMSTANCES

There were no requests submitted by any Directors for remote participation due to Emergency Circumstances, and therefore no motion was needed for this item.

5. AGENDA REORDER/ADDITIONS

No reorder or additions to the agenda were requested.

6. PUBLIC COMMENT

Sherry Shaw, General Manager at Walnut Valley Water District, provided public comment.

7. PRESENTATION

A. YEAR END LEGISLATIVE UPDATE

Kristi Foy of Michael J. Arnold and Associates provided a year-end legislative update. The legislative session ended on August 31, 2024, with Governor Newsom having 30 days to sign a veto or allow bills to become law without his signature. President Roberto, General Manager Litchfield, Chief Administrative Officer Howie, and Ms. Foy met with legislative representatives in Sacramento on April 24, 2024, to brief them on updates and bills that are being worked on. Over 75 bills were tracked this year. Nine bills were supported and four passed, two bills were opposed and did not pass. Key bills that passed are AB 1827, AB 2257, and SB 1169. SB 366 – the California Water Plan, was vetoed by the Governor.

The 2024-25 state budget was on time; however, there was a decrease in revenue with a \$45 billion deficit. There is \$22 billion left in the reserve fund that will be utilized next year. The state is anticipating a large deficit for the next year and departments are scaling back their budget with a hiring and travel freeze in place.

The Safe Drinking Water, Wildfire Protection, Drought Preparedness, and Clean Air Bond Act will be on the November 5th ballot as Proposition 4. All 80 Assembly seats are up for

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election and 20 Senate seats are up for election. Within the Three Valleys service area, Assembly members Chris Holden, Blanca Rubio, Freddie Rodriguez, Lisa Calderon, and Senator Anthony Portantino's seats are up for election. The legislature returns December 2, 2024 for the first year of the two year 2025-26 legislative session.

AB 2449 sunsets in January 2026 and we are working to extend the bill as part of the Brown Act.

8. CONSENT CALENDAR

The Board considered consent calendar items 8.A – 8.F for the October 16, 2024 Board meeting that included: (8.A) Receive, Approve and File Minutes – September 4 and September 18, 2024; (8.B) Receive, Approve, and File Financial Reports and Investment Update, September 2024; (8.C) Imported Water Sales, September 2024; (8.D) Miramar Operations Report, September 2024; (8.E) Approve Director Expense Reports, September 2024; (8.F) CY 2025 Meeting Schedule.

Moved: Director Hanlon	Second: Director Goytia
Ayes: De Jesus, Goytia, Hanlon, Kuhn, Roberto, Soto, Ti	
Noes:	
Abstain:	
Absent:	
Motion No. 24-10-5496 Approval of Consent Calendar Items 8.A – 8.F	
Motion passed 7-0-0-0	

9. ACTION AGENDA

A. RATIFICATION OF COSTS FOR EMERGENCY LEAK REPAIRS

Engineer Panzer reported on the ratification of emergency costs for two leak repairs in the sum of \$2,006,000. The first leak is a total of \$1,937,000 and the second leak is a total of \$69,000.

Moved: Director Kunn	Second: Director Goytia
Ayes: De Jesus, Goytia, Hanlon, Kuhn, Roberto, Soto, Ti	
Noes:	
Abstain:	
Absent:	
Motion No. 24-10-5497 Approval of Ratification of Costs for Emergency Leak Repairs in the Sum of \$2,006,000	
Motion passed 7-0-0-0	

B. ON-CALL CONSTRUCTION SERVICES CONTRACTS AWARD

The Board approved the award of on-call construction services contracts to the following firms and authorized the General Manager to execute the contracts, subject to non-substantive changes:

- Ferreira
- Norstar Plumbing and Engineering
- TE Roberts
- TK Construction
- W.A. Rasic
- General Pump
- GJR Electric
- Hydrotech Electric
- Mel Smith Electric

Director Kuhn requested as a future agenda item to discuss setting a procedure for contract approval.

Moved: Director De Jesus	Second: Soto
Ayes: De Jesus, Goytia, Hanlon, Kuhn, Roberto, Soto, Ti	
Noes:	
Abstain:	
Absent:	
Motion No. 24-10-5498 Approval of On-Call Construction Services Contracts Award	
Motion passed 7-0-0-0	

C. ON-CALL PROFESSIONAL TECHNICAL SERVICES CONTRACTS AWARD

The Board approved the award of on-call professional technical services contracts to the following firms and authorized the General Manager to execute the contracts, subject to non-substantive changes:

- MK&N Associates
- TKE Engineering, Inc.
- Trussell Technologies, Inc.
- Woodard & Curran

A maximum threshold of \$250,000 per task order to be approved by the General Manager for the duration of the on-call professional technical services contracts was established.

Moved: Director Roberto

Second: Director Ti

Ayes: De Jesus, Goytia, Hanlon, Kuhn, Roberto, Soto, Ti

Noes:

Abstain:

Absent:

Motion No. 24-10-5499 Approval of On-Call Professional Technical Services

Contracts Award

Motion passed 7-0-0-0

10. REPORTS

A. REGISTRAR-RECORDER/COUNTY CLERK – NOTICE OF NO ELECTION FOR DIVISIONS 4 AND 7

General Manager Litchfield reported that the Directors for Divisions four and seven were not challenged and have been appointed in lieu of election. This is for a full-term ending December 1, 2028.

- Director Bob Kuhn – Division 4
- Director Mike Ti – Division 7

B. WATER SUPPLY UPDATE

Chief Water Resources Officer Lee reported that the forecast for the upcoming winter was uncertain with the possibility of either a dry or wet season. The Department of Water Resources (DWR) is planning for a dry winter with low water availability and the possibility of flooding. DWR will start the initial surveys in a couple of months and will provide an updated forecast at that time. MWD's current storage water levels are at a record high of 3.9 million acre-feet (AF). Deliveries in CY 2024 to the Main Basin are 4,158 AF with 1,099 for cyclic storage, and Chino Basin is at 1,451 AF. The Six Basins, primarily with the conjunctive use program with MWD, consistently hit a storage of 3,500 AF.

11. DIRECTORS' / GENERAL MANAGER'S ORAL REPORTS

General Manager Litchfield reminded the Board of the Leadership Breakfast on October 31, 2024 at Kellogg West. Three Valleys won the top ACWA Outreach award for Region 8 for the 16th time due to Chief Administrative Officer Howie's efforts.

Director Ti thanked Ms. Turner and Mr. Howie for organizing the recent CRA trip, which he found enjoyable and informative.

Director De Jesus regretted that he missed the CRA trip and has received several positive accolades. Chair Ortega was reelected as the MWD Board Chair for the next two years.

MWD is considering agendizing the Delta Conveyance Project in December to discuss next steps in development, planning, and cost.

Director Goytia recognized Monday as Indigenous People's Day and the contributions of the Native American people to this country.

12. CLOSED SESSION

The Board did not convene into closed session as there was nothing to discuss for the listed items.

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Government Code Section 54956.9(d)(1)]

Name of Case: Chino Basin Municipal Water District v. City of Chino, et al., San Bernardino County Superior Court Case No. RCV RS 51010

B. 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-14-514004 (Consolidated with Case Nos. CPF-16-515282 and CPF-18-516389)

13. FUTURE AGENDA ITEMS

No future agenda items were requested.

14. ADJOURNMENT AND NEXT MEETING

President Roberto adjourned the meeting at 9:10 a.m. to the next regular board meeting scheduled for Wednesday, November 6, 2024.



Jody Roberto
President, Board of Directors



Recorded by: Nadia Aguirre
Executive Assistant