

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

**Wednesday, November 20, 2019
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
Brian Bowcock, Secretary
Joe Ruzicka, Treasurer
Carlos Goytia, Director
Denise Jackman, Director
John Mendoza, Director

Staff Present

Matt Litchfield, General Manager
Steve Kennedy, Legal Counsel
Dominique Aguiar, Operations Supervisor
Nadia Aguirre, Executive Assistant
Liz Cohn, Sr. Financial Analyst
Maria Contreras, Administrative/Comm. Assistant
Freeman Ensign, Operations Supervisor
Ray Evangelista, Engineering Assistant
Karen Harberson, Compliance Specialist
Tim Kellett, Chief Water Resources Officer
Steve Lang, Chief Operations Officer
James Linthicum, Chief Financial Officer
Robert Peng, I.T. Manager
Ben Peralta, Project Manager

Guest 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; Ben Lewis, Golden State Water; Tom Coleman, Rowland Water District; Tony Lima, Rowland Water District; Szu Pei Lu-Yang, Rowland Water District; Dave Warren, Rowland Water District; John Brettl, Suburban Water Systems; Brad Johnson, City of Claremont; Ed Reece, City of Claremont; Jennifer Stark, City of Claremont; Steve Patton, City of Glendora; Chris Diggs, City of Pomona; Darron Poulsen, City of Pomona; Robert DeLoach, DeLoach & Associates, Inc.; Andy Malone, Wildermuth Environmental; Chris Clarke, National Parks Conservation Association; Sorrel Stielstra; Rachel Wing; Karen May; Angelica Gonzalez; Pamela Nagler; Ilene Anderson; Robin Smith; Joan Holtz; Joan Licari; Karen Suarez; John Mosen; Mark Gosnell; Paul Simonian; Mark Bedol; Linda

Smith; Judith Wagner; Terry Masl; Richard Haskell; Richard Contreras; Bill Villalobos; Shelly Vanderveen; Rhonda Speier; Elaine Scriven.

4. Additions to Agenda

No additions to the agenda were requested.

5. Reorder Agenda

No reorder to the agenda was originally requested. However, Item 7 was reordered after Public Comment and rescheduled after the Public Hearing to the January 15, 2020 board meeting.

6. Public Comment

President Kuhn called for public comment.

Mr. Chris Clarke of the National Parks Conservation Association spoke in opposition of the Cadiz study.

Ms. Sorrel Stielstra, Claremont resident, spoke in opposition of the Cadiz study.

Ms. Rachel Wing, Pasadena resident, spoke in opposition of the Cadiz study.

Ms. Karen May spoke in opposition of the Cadiz study.

Ms. Angelica Gonzalez, Claremont resident, spoke in opposition of the Cadiz study.

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

Ms. Ilene Anderson of the Center for Biological Diversity spoke in opposition of the Cadiz study.

Ms. Robin Smith, Diamond Bar resident, spoke in opposition of the Cadiz study.

Ms. Joan Holtz, El Monte resident, spoke in opposition of the Cadiz study.

Dr. Joan Licari, San Gabriel Valley resident, spoke in opposition of the Cadiz study.

Ms. Karen Suarez, Monrovia resident, spoke in opposition of the Cadiz study.

Mr. John Mosen of the National Parks Conservation Association spoke in opposition of the Cadiz study.

Legal Counsel Mr. Steve Kennedy confirmed President Kuhn's request to include the names of all attendees at the November 20, 2019 board meeting that are in objection to the Cadiz study on the staff report for Phase II.

President Kuhn called for a break at 9:14 a.m.

The board meeting reconvened at 9:20 a.m.

President Kuhn reordered the agenda moving the Public Hearing before Item 7 – Presentation.

7. Presentation

The presentation by Mr. Andy Malone was rescheduled to the January 15, 2020 board meeting.

8. Public Hearing – Initial Study and Mitigated Negative Declaration for Miragrاند Well, Project No. 58463

President Kuhn announced that the Board would convene into a public hearing to consider the initial study and mitigated negative declaration for Miragrاند Well, Project No. 58463. All required public notices were completed and are available upon request.

President Kuhn called for the staff report. Mr. Matthew Litchfield stated the next step in the CEQA process was to open the public hearing and listen to public testimony. President Kuhn opened the public hearing at 9:22 a.m.

Mr. Mark Gosnell, Claremont resident, spoke regarding concerns of the Miragrاند Well Project. Mr. Gosnell stated the residents have an issue with the way the project has been communicated or lack thereof. He is concerned about the value of his property, noise impact on his family and aesthetics. Mr. Gosnell is concerned about the location of the well within the lot. He inquired about moving the well to the center of the lot and the number of parking spots the lot will hold.

Mr. Brad Johnson, City of Claremont Community Development Director, stated the city is not scientifically challenging the CEQA document, but is asking the board to pause the Miragrاند Well Project and meet with concerned residents again. The city submitted formal comments to the CEQA document which were addressed and is requesting the project to be aesthetically pleasing to the area.

Mr. Paul Simonian, Claremont resident, spoke regarding concerns of the Miragrاند Well Project. Mr. Simonian stated residents did not know about well project and found out one month ago. He would like something done to make project palatable to the neighborhood. Mr. Simonian stated wrought iron fencing is more pleasing than a wall and building a sub-basement will drop the level of the project 6-8 feet.

Mr. Mark Bedol, Claremont resident, spoke regarding concerns of the Miragrاند Well Project. Mr. Bedol did not know about the project until a few weeks ago and is concerned the well will be out of character for the neighborhood. He would like a compromise for the project to go forward with the fence going around the building, not to the street, and landscaped with drought tolerant plants.

Ms. Linda Smith, Claremont resident, spoke regarding concerns of the Miragrand Well Project. Ms. Smith found out about the project last week and is concerned about the way the project came about. Ms. Smith believes the study is questionable if it was done by a member of the active Claremont committee and asked if it is a conflict of interest. She is concerned about the building dimensions, noise impact and property value.

Mr. Ed Reece, Claremont City Council Member, spoke regarding the Miragrand Well Project and residents' concerns. Mr. Reece stated residents are concerned about the size of the building and would like the well dropped 300 feet. He is asking for something attractive and appealing to the neighborhood. Mr. Reece believes communication between the district and neighbors can be improved. He confirmed the Claremont City Council did not make any approvals to a zone change or property change as it is outside the jurisdiction of the Claremont City Council. Mr. Reece is asking to pause the project so the city and the district can work with the neighbors going forward.

Ms. Judith Wagner, Claremont resident, spoke regarding concerns of the Miragrand Well Project. Ms. Wagner prefers the project be moved to a different location. If this is not possible, she would like the project postponed to give the neighbors time to think about the situation and collaborate with the district. She would like the building to look like the rest of the neighborhood and landscaped similar to the district.

President Kuhn closed the public hearing at 10:17 a.m.

9. Adopt Resolution No. 19-11-865 to Approve Initial Study/Mitigated Negative Declaration and CEQA Documentation for the TVMWD Miragrand Groundwater Well, Project No. 58463

President Kuhn stated he does not approve of the project as currently designed.

President Kuhn advised residents that Project Manager Ben Peralta and Mr. Litchfield can be contacted for questions. Mr. Litchfield suggested TVMWD host multiple workshops with residents and will prepare 3-D color options on what project will look like upon completion

Director De Jesus motioned to table Item 9 to the February 19, 2020 board meeting with the staff report including communication enhancements to residents and a redesign of the Miragrand Well Project. Director Jackman added to the motion for staff to provide an update on residential outreach efforts at the January 15, 2020 board meeting. Director Ruzicka seconded the motion. President Kuhn called for the vote and passed unanimously with a 7-0 vote.

Director Jackman departed the meeting at 10:39 am for a previously scheduled meeting.

President Kuhn called for a break at 10:44 a.m.

The board meeting reconvened at 10:50 a.m.

Moved: Director De Jesus Second: Director Ruzicka
Motion No. 19-11-5248 – Table Item 9 to the February 19, 2020 board meeting with communication enhancements and redesign of Miragrand Well Project and provide an update on residential outreach efforts at the January 15, 2020 board meeting.
Motion passed by a 7-0 unanimous vote.

After the break, President Kuhn advised the presentation by Mr. Malone would be rescheduled to the January 15, 2020 board meeting.

10. Consent Calendar

The Board was asked to consider consent calendar items (10.A-10.H) for the November 20, 2019 Board meeting that included: (10.A) Receive, Approve and File Minutes, October 2, 2019 and October 16, 2019; (10.B) Receive, Approve and File Financial Reports and Investment Update, October 2019; (10.C) Imported Water Sales, October 2019; (10.D) Miramar Operations Report, October 2019; (10.E) Fiscal Year 2019-20 First Quarter Reserve Update; (10.F) Approval of Contribution to Pension Trust; (10.G) CY 2020 Meeting Schedule; (10.H) Approval of Organizational Chart Effective November 20, 2019.

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

Moved: Director De Jesus Second: Director Goytia
Motion No. 19-11-5249 – Approval of Consent Calendar Items 10.A – 10.H for November 20, 2019.
Motion passed by a 6-0 vote; Director Jackman was absent from the vote.

11. General Manager's Report

11.A – Approve Director Expense Reports, October 2019

The Board was asked to consider approval of the director expense reports submitted for reimbursement for October 2019. President Kuhn advised he would discuss Director Jackman's TSA reimbursement with her. Director De Jesus called for a board workshop in February as a refresher on district policies for board members.

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

Moved: Director Ruzicka Second: Director De Jesus
Motion No. 19-11-5250 – Approval of Director Expense Reports for October 2019.
Motion passed by a 6-0 vote; Director Jackman was absent from the vote.

11.B – Legislative Update, November 2019

Mr. Litchfield provided the board with a brief update on legislative activities TVMWD has engaged in through to November 2019.

11.C – JPIA Insurance Program Recognition

Mr. Litchfield advised the board that ACWA JPIA has awarded TVMWD with the *President's Special Recognition Award* certificates. The district will be recognized at the ACWA Fall Conference on December 5, 2019.

12. Directors' / General Manager's Oral Reports

No oral reports were given.

13. Closed Session

13.A – Conference with Real Property Negotiators (Government Code Section 54956.8)

- Property: 1500 N. College Avenue, Claremont, California [District is considering purchase of a small portion (10,000 sq. ft.) of this parcel]
- District Negotiator: Matthew Litchfield, General Manager
- Negotiating Parties: Rancho Santa Ana Botanic Garden
- Under Negotiation: Price and terms of payment

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

Title: General Manager

13.C – Threat to Public Services or Facilities (Government Code Section 54957)

- Consultation with Matthew H. Litchfield, General Manager and Robert Peng, Information Technology Manager

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

The board convened into closed session at 10:57 a.m. to discuss the above-mentioned items. They reconvened out of closed session at 11:23 a.m. Mr. Kennedy advised no reportable action was taken.

13. Future Agenda Items

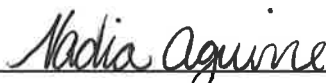
No future agenda items were requested.

14. Adjournment

The Board adjourned at 11:23 a.m. to its next regular meeting scheduled for Wednesday, December 18, 2019 at 8:00 a.m. During the October 16, 2019 meeting the Board acted to cancel the December 4, 2019 regular meeting.



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



Recorded by: Nadia Aguirre
Executive Assistant