

**A REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT
248 E. FOOTHILL BLVD, ROOM #103, MONROVIA, CALIFORNIA 91016
4:00 P.M. – April 26, 2023**

A regular meeting of the Board of Directors was held in the office of the District, 248 E. Foothill Blvd, Rm. 103, City of Monrovia, County of Los Angeles, State of California, within said Water District, on April 26, 2023 at the hour of 4:00 p.m.

ROLL CALL	<p>DIRECTORS PRESENT: Fellow, Treviño, Santana and Chavez.</p> <p>DIRECTORS ABSENT: Garcia.</p> <p>STAFF PRESENT: Tom Love, General Manager; Steve O’Neill, District Counsel; Steve Johnson, Consulting Engineer; Patricia Cortez, Assistant General Manager, External Affairs; Evelyn Rodriguez, Chief Financial Officer/Chief Administrative Officer; Venessa Navarrette, Executive Assistant; Jennifer Aguilar, Water Use Efficiency Analyst; and Priscilla Lu, Accounting/Financial Analyst.</p>
OTHERS PRESENT	Lynda Noriega, Che Venegas, Tony Zampiello, Tara Robinson, David Muse, Kelly Gardner and Lenet Pacheco.
ADOPTION OF AGENDA	<p>On motion by Director Treviño, seconded by Vice President Fellow, the agenda was adopted by the following vote:</p> <p>AYES: SANTANA, FELLOW, GARCIA, CHAVEZ NOES: NONE ABSTAIN: NONE ABSENT: GARCIA</p>
PUBLIC COMMENT	None.
COMMITTEE REPORTS	None.
CONSENT CALENDAR	<p>On motion by Vice President Fellow, seconded by Director Treviño, the consent calendar was approved by the following vote:</p> <p>AYES: SANTANA, FELLOW, GARCIA, CHAVEZ NOES: NONE ABSTAIN: NONE ABSENT: GARCIA</p> <p>(a) Minutes of a special meeting of the Board of Directors held on April 12, 2023 at 11:30 a.m.</p>
SAFE YIELD PRESENTATION	<p>Steve Johnson, President of Stetson Engineers, presented a preliminary report on the operating safe yield for 2023-24 through 2027-28, which was also presented at the Watermaster Board meeting in April. He discussed basin management tools, basin operating criteria, determination of operating safe yield, response to long-term drought, and preliminary conclusions.</p> <p>The General Manager and Mr. Johnson discussed the amount of the average annual local replenishment and the State Water Project allocations.</p>

Tony Zampielo, Watermaster's Executive Officer, stated that Stetson's recommended operating safe yield is not only a valuable tool for basin management but also for budget predictions for future replenishments.

Vice President Fellow and the General Manager discussed the L.A. County's intent to purchase local gravel pits for the Pure Water Southern California Project.

President Santana, Mr. Johnson and Mr. Zampielo discussed the definition of operating safe yield, and the difference between operating safe yield and safe yield.

The General Manager summarized the key points regarding operating safe yield. He stated that the elevation of the key well reported by the District Engineer is a physical measurement of water in the key well, including cyclic storage.

President Santana thanked Mr. Johnson for his presentation.

BROWN ACT, OPEN MEETING LAW UPDATES

Steve O'Neill, District Counsel, provided an overview of the remote meeting requirements. He discussed pre-Covid telephonic meeting requirements, the Governor's Executive Order N-29-20 relaxing Brown Act requirements, AB 361 which updated the virtual meeting requirements, and the expiration of California Covid -19 state of emergency.

The General Manager and Mr. O'Neill discussed the new requirement for agencies to conduct virtual meetings under AB 2449.

Secretary Chavez and Mr. O'Neill discussed the intention of the requirement to publicly disclose whether any participant over the age of 18 is present at the remote location with the teleconferencing member.

Mr. O'Neill clarified the respective requirements for the Brown Act and the new regulations available under AB 2449.

Due to extensive conversation on the new Brown Act requirements, the General Manager provided an option to the Board to postpone the presentation on social media regulations to a future board meeting.

The Board of Directors agreed to table the second presentation on social media to a future board meeting.

ATTORNEY'S REPORT

District Counsel reported working with staff on transactional matters including review of agreements, presentation on the new ballot initiative for the 2024 election concerning levying of taxes and fees, and the preparation of the remote meeting summary.

ENGINEER'S REPORT

The District Engineer provided a report on hydrologic conditions, basin deliveries, reservoir storage and rainfall averages and the recent storms. He stated that the Baldwin Park Key Well groundwater elevation measured 221.4 feet as of April 21, 2023. He also reported that no notices of wells shutdown due to contamination were received during the month of March 2023.

GENERAL MANAGER'S REPORT

The General Manager reported coordinating with L.A. County's construction schedule to facilitate imported water deliveries. He then reported that the producer meeting for the month of May will be moved to May 17th due to the ACWA Conference. He also reported on the new reverse cyclic agreement between Metropolitan, Watermaster and Upper District. He then confirmed that all three committee meetings will take place next week. He added that staff is working on refinements to the recommendations for upgrading and modernizing the elevator system before submitting to the Water Resources and Facility Management Committee. Lastly, he reported Upper District was awarded \$150,000 from the

Bureau of Reclamation's WaterSmart Grant Program for the WaterSmart Home Kit Program.

Secretary Chavez and the General Manager discussed the amount of storm water captured in the Canyon reservoirs.

METROPOLITAN REPORT

Vice President Fellow reported on his recent Metropolitan committee meeting and State Water Project inspection tour. He stated that the Bay Delta needs to be improved and protected because of its importance to Northern and Southern California. He expressed his impression of Central Valley farmers and their innovative efforts to use water efficiently in their agricultural operations. He then discussed the importance of completing the Sites Reservoir Project and would urge Metropolitan to advocate for this to the Governor.

A written report was also provided in the Board's agenda packet.

District Counsel added to his previous report that the final statement of ruling regarding the San Diego County Water Authority vs. Metropolitan case was received recently. He stated that the ruling was issued in Metropolitan's favor.

The General Manager added to his previous report that Upper District's Watershed Restoration Program will hold its first event post Covid on April 29th.

WATER QUALITY AUTHORITY REPORT

Secretary Chavez highlighted the WQA committee meetings schedule. He reported that the legislative and public information committee meeting and the administrative finance committee meeting will be held on the same day. He also asked the Board to honor Michael Whitehead who is retiring from the WQA board.

A summary report was provided in the Board's agenda packet.

WATERMASTER REPORT

President Santana reported on her recent Pure Water Southern California tour. She stated that this could be the most important project currently and looks forward to its completion.

Vice President Fellow thanked Mr. Zampiello for inviting them to visit.

A summary report was also provided in the Board's agenda packet.

AB 1234 COMPLIANCE REPORT

A summary report was provided in the Board's agenda packet.

DIRECTORS COMMENTS

Director Treviño reported attending a Metropolitan committee meeting. He stated that Metropolitan hired a consultant to provide training on parliamentary procedures, which he thought was a great exercise. He also reported that the Metropolitan Chair is considering naming the boardroom after former MWD Chairman Phil Pace, a legend in the water industry.

Secretary Chavez shared his experience as a student representative taking classes on parliamentary procedures.

Vice President Fellow expressed his desire to get younger generation participate in water programs.

President Santana appreciated the significant rainfall we are experiencing.

FUTURE AGENDA ITEMS

None.

ADJOURN TO CLOSED SESSION

None.

ADJOURNMENT

President Santana asked if there was any other business to come before the Board. There being none, the meeting was adjourned to a regular meeting of the Board of Directors to be held on May 24, 2023, at 4:00 p.m., at 248 E. Foothill Blvd., Room #103, Monrovia, CA 91016.

ATTEST

PRESIDENT

SECRETARY

SEAL