

**A REGULAR MEETING
OF THE
SAN GABRIEL BASIN WATER QUALITY AUTHORITY
MAY 20, 2020 AT 12:00 P.M.**

To the extent authorized by the Governor's Executive Order N-25-20 dated March 12, 2020 ("Executive Order") issued in response to the Covid-19 outbreak, the WQA Board Reserved the Right to Suspend Application of Certain Public Meeting Requirements Under the Brown Act during the term of the Executive Order, Including Restrictions and Noticing Requirements Relating to the Conduct of Teleconferenced Board Meetings.

Due to the essential nature of the WQA Board Meetings in conducting Authority business, the WQA Board meeting took place on Wednesday, May 20, 2020 at 12:00pm online and teleconference.

CALL TO ORDER

The Chairman called the regular meeting of the San Gabriel Basin Water Quality Authority to order and reviewed the actions anticipated on the agenda for the meeting.

ROLL CALL OF BOARD MEMBERS

Jorge Marquez, Bob Kuhn, Lynda Noriega, Valerie Munoz, Mike Whitehead, Mark Paulson and Ed Chavez.

BOARD MEMBERS ABSENT

None.

STAFF MEMBERS PRESENT

Ken Manning, Executive Director; Randy Schoellerman, Assistant Executive Director/Sr. Engineer; Mary Saenz, Director of Finance; Stephanie Moreno, Executive Assistant/Outreach Coordinator; Michelle Sanchez, Admin/Accounting Assistant; Richard Padilla, Legal Counsel

MEMBERS OF THE PUBLIC PRESENT

None.

MEMBERS OF THE PUBLIC THAT PARTICIPATED VIA ONLINE/TELECONFERENCE

Jennifer Santana, Upper District; Lenet Pacheco, Valley County Water District; David Muse, Valley County Water District; Al Contreras, Upper District; Chris Lancaster, Civic Publications; Craig Gott, Suburban Water Systems; Garry Hofer, California American Water; Robert Grantham, Hoffman & Grantham, LLP; Veva Weamer, Wildermuth Environmental, Inc.; Gabriel Monares, The Monares Group

PUBLIC COMMENT

None.

ITEMS TOO LATE TO BE AGENDIZED

None.

PUBLIC HEARING

Draft Budget for Fiscal Year 2020/2021

The Chairman opened the public hearing to receive comments on the draft budget for the fiscal year 2020/2021. There being no comments he closed the public hearing.

CONSENT CALENDAR

Mr. Kuhn moved to approve the consent calendar. Ms. Munoz

seconded the motion and it was approved. Mr. Whitehead abstained from Project Demand No: E90833 and Ms. Noriega abstained from Project Demand E90832.

COMMITTEE REPORTS

None.

OTHER ACTION/INFORMATION ITEMS

Discussion/Action Regarding Draft Budget for FY 2020/2021

Ms. Saenz gave a brief report on the proposed draft budget for fiscal year 2020/2021.

After brief discussion, Mr. Kuhn moved to adopt the proposed draft budget for fiscal year 2020/2021. Mr. Whitehead seconded the motion and it was approved.

Discussion/Action Regarding Assessment for FY 2020/2021

Mr. Manning reported that the WQA adopts two resolutions every year to set the date and time of the public hearing for the assessment and to set the assessment collection schedule. He indicated that resolution Nos. 20-002 and 20-003 were said resolutions.

Resolution No. 20-002 and Resolution No. 20-003

Ms. Munoz moved to adopt resolution No. 20-002, a resolution setting the hearing date, time and location of the proposed prescriptive pumping right assessment of the San Gabriel Basin Water Quality Authority and resolution No. 20-003, a resolution of the San Gabriel Basin Water Quality Authority setting a schedule for collection. Mr. Whitehead seconded the motion and they were adopted by the following roll call vote:

AYES: MARQUEZ, KUHN, NORIEGA, MUNOZ,
WHITEHEAD, PAULSON, CHAVEZ

NO: NONE.

Discussion/Action Regarding Monitoring Well MW5-13 License Agreement with Azusa Land and Reclamation, Inc.

Mr. Schoellerman reported that Monitoring well MW5-13 was constructed on a vacant portion of ALR's property in the City of Azusa. He indicated that WQA originally entered into an access agreement with ALR in 1995. This was subsequently renewed in November 2015 and expired with the original BPOU Project Agreement. He noted that the term of this renewal will expire with the term of the 2017 BPOU Project Agreement on May 9, 2027. He also noted that there are no fees involved with this license agreement. He reported that Waste Management now owns ALR and insisted on additional safety regulations and requirements for personnel entering the site. He explained that this was understandable given that it is a working landfill. However, as noted during our January 2020 Board Meeting, liability language was also added that was not acceptable to WQA legal counsel. Additionally, ALR had requested that well sampling results be provided to them in a manner inconsistent with the BPOU Agreement. He indicated

that both issues have now been resolved by legal counsel negotiating acceptable liability language and reporting terms that remain consistent with the BPOU Agreement. He also noted that he contacted JPIA regarding the new insurance requirements and JPIA indicated that it would be covered.

Mr. Padilla commented that the insurance and liability issues were worked out and the provisions were basically the same as those in the BPOU agreement.

Ms. Noriega asked if the cost of the insurance premium would be increased and if that would be covered by the BPOU Cooperating Respondents.

Mr. Schoellerman indicated that yes it would be considered a reimbursable project cost under the BPOU Agreement, but he did not anticipate an increase in the premium.

Ms. Noriega thanked staff for resolving the issues with this agreement.

Ms. Noriega moved to approve the renewal of the Monitoring Well MW5-13 License Agreement with Azusa Land Reclamation, Inc. Mr. Kuhn seconded the motion and it was approved.

Discussion/Action Regarding Task Order Amendment for Avocet Environmental, Inc.

Mr. Manning reported that staff was recommending issuing an amended Task Order to Avocet Environmental, Inc. to coincide with the recently approved grant amendment for WQA's Proposition 1 Whitmore Street Groundwater Remediation Facility Expanded Site Investigation planning grant.

After some discussion, Mr. Paulson moved to approve the amended task order to Avocet Environmental, Inc. Mr. Kuhn seconded the motion and it was approved.

ENGINEER'S REPORT

Mr. Schoellerman reported that he had a meeting with the State Board Staff. He noted that the Prop 1 Grant for the site investigation in the SEMOU was signed and staff should have it soon. He also reported that the Prop 68 grant applications were still being reviewed. He lastly reported that all projects continue to operate.

ATTORNEY'S REPORT

None.

EXECUTIVE DIRECTOR'S REPORT

Mr. Manning gave a brief update on the Stay at Home order and how the office is currently operating. He indicated that staff was working from home and was available by email.

Mr. Paulson suggested that staff put together a plan and guidelines for the office to re-open.

Mr. Manning commented that he was hopeful to go back to the

office on June 1st with social distancing practiced throughout the office. He noted that he would have legal draft up some guidelines for staff to use to re-open the office.

He reported that the state budget has a \$54B shortfall and was working off a short schedule.

He noted that after July 1st Mr. Schoellerman would take his place on the California Groundwater Coalition Board of Directors.

He reported that staff continues to pursue the \$10M in federal funding are continually monitoring events in Washington, D.C.

He lastly noted that the 97-005 Permit User Guide was close to completion and should be done by the end of June.

FUTURE AGENDA ITEMS

None.

FUTURE BOARD AND COMMITTEE MEETINGS

All committee meetings for the month of June have been cancelled. The regular Board meeting will take place on June 17, 2020 at 12 p.m. online and teleconference.

BOARD MEMBERS' COMMENTS/ REPORTS

Mr. Kuhn asked if staff lists the meeting attendees in the minutes. Ms. Moreno commented that all attendees are listed for every meeting.

Mr. Kuhn also asked if there were plans for the Board to go dark in July. After some discussion, the Chairman requested the item to be placed on the June agenda for discussion.

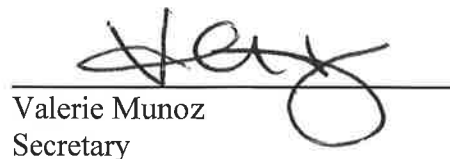
Many members of the Board thanked staff for their work.

ADJOURNMENT

The Chairman asked if there were any other items of business to come before the Board. There being none, the meeting was adjourned to June 17, 2020.



Jorge Marquez
Chairman



Valerie Munoz
Secretary