

**A REGULAR MEETING  
OF THE  
SAN GABRIEL BASIN WATER QUALITY AUTHORITY  
NOVEMBER 16, 2022 AT 12:00 P.M.**

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*With passage and signing of AB 361 and in light of the ongoing Statewide State of Emergency originally declared by Governor Newsom on March 4, 2020, WQA Board Meetings will continue to be conducted via remote teleconferencing, subject to the requirements of Government Code Section 54953(e). Due to the essential nature of the WQA Board Meetings in conducting Authority business, this WQA Board meeting took place online and teleconference.*

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<b>CALL TO ORDER</b>	The Chairwoman 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.
<b>ROLL CALL OF BOARD MEMBERS</b>	Valerie Munoz, Mark Paulson, Bob Kuhn, Lynda Noriega, Michael Whitehead, Ed Chavez, and Robert Gonzales
<b>BOARD MEMBERS ABSENT</b>	None
<b>STAFF MEMBERS PRESENT</b>	Randy Schoellerman, Executive Director; Stephanie Moreno, Executive Assistant/Outreach Coordinator; Dan Colby, Assistant Executive Director/Senior Project Manager; Mary Saenz, Director of Finance; Michelle Sanchez, Admin/Accounting Assistant; Richard Padilla, Legal Counsel
<b>MEMBERS OF THE PUBLIC PRESENT</b>	None.
<b>MEMBERS OF THE PUBLIC THAT PARTICIPATED VIA ONLINE/TELECONFERENCE</b>	Gabriel Monares, The Monares Group; Steve Kiggins, San Gabriel Valley Municipal Water District; Brian Bowcock, Three Valleys Municipal Water District; David Muse, Valley County Water District
<b>PUBLIC COMMENT</b>	None.
<b>ITEMS TOO LATE TO BE AGENDIZED</b>	None.
<b>CONSENT CALENDAR</b>	Mr. Paulson moved to approve the consent calendar as presented. Ms. Noriega seconded the motion, and it was approved by the following roll call vote:  AYES: PAULSON, KUHN, NORIEGA, WHITEHEAD, CHAVEZ, GONZALES  NO: NONE  ABSENT: MUNOZ

ABSTENTIONS:

Mr. Whitehead abstained from Project Demand Nos. E91658.  
Ms. Noriega abstained from Project Demand No. E91657.

**COMMITTEE REPORTS**

Ms. Munoz enters the meeting

*Administrative/Finance  
Committee Report*

*Discussion/Action Regarding WQA  
Retirement Account Options*

Ms. Saenz reported that at the June 22, 2022, Board meeting, the Board approved the Amended and Restated WQA Employee Pension Plan. At the time of approval, the Board asked staff to look into additional plans that would allow for employee contributions. She indicated that WQA currently participates in the 401(a) Employee Pension Plan, which provides for a guaranteed contribution from the WQA. Additionally, employees are eligible to participate in a 457(b) deferred compensation plan, in which they can defer wages up to the IRS limits. She reported that Mr. Ken Mabie is WQA's Pension Plan administrator and advisor. He initially said that an after-tax and/or Roth type of deferral may be an option. Upon further research, he stated that with the 401(a) Plan and the 457(b) Plan, WQA has its bases covered and an additional plan would not be beneficial to employees. She noted that the employees have the option to personally open a non-deductible IRA account, or a ROTH IRA account, again subject to the IRS AGI thresholds. She indicated that staff recommends no action be taken.

After brief discussion, the Board concurred with staff and did not take any action on this item.

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

NO: NONE

ABSENT: NONE

ABSTENTIONS: NONE

*Discussion/Action Regarding  
Administrative Procedure No. 41-  
Reserve Fund Policy*

Ms. Saenz reported that staff is recommending an update to the Reserve Fund Policy to clarify that (1) interest earned on Restricted Reserves held in LAIF for the Federal Funding Program Administration (FFPA) projects are included in designated reserves and are unrestricted, and that (2) interest earned on Restricted Reserves for the South El Monte Operable Unit (SEMOU) Trustee Funds are restricted and are credited to the SEMOU Trustee Fund account.

After brief discussion,

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

NO: NONE

ABSENT: NONE

ABSTENTIONS: NONE

*Discussion/Action Regarding  
Disposal of Surplus Property*

Ms. Saenz reported that under WQA Administrative Procedure 35, the Executive Director has the authority and responsibility for the disposal of surplus personal property that has been maintained as fixed assets of the WQA. She noted that if it is determined that the items are either broken, obsolete or of no further use for the purposes of the WQA, the Executive Director shall submit the items to the Board of Directors to be declared surplus. She indicated that WQA wishes to dispose of surplus equipment, as listed on the attached schedule that is either damaged, obsolete or has been replaced with updated technology, and is of no further use. These items have been fully depreciated and have a net book value of \$0.

After brief discussion,

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

NO: NONE

ABSENT: NONE

ABSTENTIONS: NONE

*Legislative/Public Information  
Committee Report*

Mr. Schoellerman reported that the minutes for the committee meeting were included in the agenda packet.

**OTHER  
ACTION/INFORMATION  
ITEMS**

*Discussion/Action Regarding  
ACWA Restated Bylaws and Voter  
Designation Form*

Mr. Schoellerman reported that Association of California Water Agencies (ACWA) will hold a General Session Membership Meeting at its Fall 2022 Conference on Wednesday, November 30, 2022, at 12:30 p.m. He indicated that the purpose of the meeting is to conduct a vote by the membership on proposed amended and restated bylaws of ACWA as recommended by the Board of Directors at its meeting on September 23, 2022. He noted that member agencies must indicate their voting representative and alternate on the attached Voter Designation & Information Form as well as provide all of the information identified on the form in order

for ACWA to facilitate all aspects of the membership meeting and voting processes. He reported that staff was recommending the approval of the Executive Director and Assistant Executive Director/Senior Project Manager as voting representative and alternate, respectively

After brief discussion,

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

NO: NONE

ABSENT: NONE

ABSTENTIONS: NONE

## **PROJECT REPORTS**

Mr. Colby reported that the site investigation work continues on four of the twelve sites and staff anticipates receiving two additional executed access agreements with the associated work anticipated to start in the first part of 2023. He reported that FFPA Round X application period closed on November 10<sup>th</sup> and staff received 23 applications.

## **ATTORNEY'S REPORT**

None.

## **LEGISLATIVE REPORT**

Mr. Monares reported that some legislative districts in the San Gabriel Valley have shifted as a result of redistricting. He indicated that he would provide a link to the state website showing maps of the new districts.

## **EXECUTIVE DIRECTOR'S REPORT**

Mr. Schoellerman reported that the assessment adjustment language has been modified to only change the \$10 limit to \$20 and that it was under review by Legislative Counsel. Staff will continue to work on it with Assemblymember Rubio's office. He reported that he is scheduled to give a presentation at the next San Gabriel Valley MWD Board meeting. He noted that the ACWA Fall Conference is on November 29<sup>th</sup> through December 1<sup>st</sup> in Indian Wells. He reported that staff continues to monitor the \$10M FY23 appropriations request for the San Gabriel Basin Restoration Fund. He noted that staff is planning on having a resolution of recognition for Brian Bowcock for the Board to consider at the December Board meeting. He lastly noted that staff has been experiencing email issues and was working to resolve the problem. Finally, he wished everyone a Happy Thanksgiving.

## **FUTURE AGENDA ITEMS**

None.

## **FUTURE BOARD AND COMMITTEE MEETINGS**

The next Administrative/Finance Committee meeting was scheduled for Tuesday, December 13, 2022, at 10 a.m.

The next Legislative/Public Information Committee meeting was scheduled for Wednesday, December 14, 2022, at 11:00 a.m.

The next WQA Board meeting is scheduled for Wednesday, December 21, 2022, at 12:00 p.m.

## **CLOSED SESSION**

The Board met in closed session.

*Closed Session Pursuant to  
Government Code Section  
54956.9(d)(4)*

*– Conference with Legal Counsel  
– Anticipated Litigation – One (1)  
potential matter*

## **RECONVENE OPEN SESSION**

Mr. Padilla reported that the Board met in closed session. He indicated that the Board directed staff to enter into a Legal Services Agreement with SL Environmental Law Group.

## **BOARD MEMBERS' COMMENTS/ REPORTS**

Ms. Noriega commended staff on their work on the FFPA and wished everyone a Happy Thanksgiving.

Mr. Whitehead congratulated Ms. Munoz and Mr. Gonzales on their elections, and commended staff on their hard work.

Mr. Chavez congratulated Ms. Munoz and Mr. Gonzales on their elections.

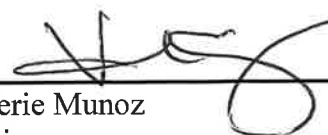
Mr. Gonzales wished everyone a happy Thanksgiving and commented that he has been reaching out to all the cities to vote in the WQA's special election.

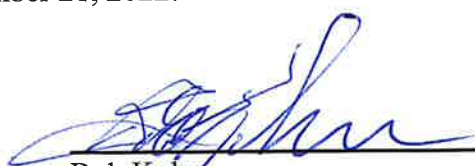
Mr. Kuhn wished everyone a happy Thanksgiving and commended staff on their hard work.

Ms. Munoz thanked everyone for their support and wished everyone a happy Thanksgiving.

## **ADJOURNMENT**

The Chairwoman asked if there were any other items of business to come before the Board the meeting was adjourned to December 21, 2022.

  
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Valerie Munoz  
Chairwoman

  
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Bob Kuhn  
Secretary