

**A REGULAR MEETING
OF THE
SAN GABRIEL BASIN WATER QUALITY AUTHORITY
OCTOBER 19, 2022 AT 12:00 P.M.**

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.

CALL TO ORDER	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.
ROLL CALL OF BOARD MEMBERS	Valerie Munoz, Mark Paulson, Bob Kuhn, Lynda Noriega, Michael Whitehead, Ed Chavez, and Robert Gonzales
BOARD MEMBERS ABSENT	None
STAFF MEMBERS PRESENT	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
MEMBERS OF THE PUBLIC PRESENT	None.
MEMBERS OF THE PUBLIC THAT PARTICIPATED VIA ONLINE/TELECONFERENCE	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
PUBLIC COMMENT	None.
ITEMS TOO LATE TO BE AGENDIZED	None.
CONSENT CALENDAR	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: MUNOZ, PAULSON, KUHN, NORIEGA, WHITEHEAD, CHAVEZ, GONZALES NO: NONE ABSENT: NONE

ABSTENTIONS:

Mr. Whitehead abstained from Project Demand Nos. E91658.

Ms. Noriega abstained from Project Demand No. E91657.

COMMITTEE REPORTS

*Administrative/Finance
Committee Report*

*Discussion/Action Regarding
Database and Animation Update
Task Order for West Yost*

Mr. Colby reported that West Yost formerly known as Wildermuth Environmental, Inc. created an integrated groundwater database for WQA and developed four groundwater animations that show the historical movement of the contaminant plume in the San Gabriel Basin. He noted that this information has been helpful as a public relations tool to inform the public and elected officials about the impact the groundwater remediation efforts are having on the various contaminant plumes. He indicated that WQA Policy 10-Professional Services Consultant Selection requires staff to complete a Single/Sole source justification form for Class IV and V contracts when requesting procurement of services without providing for full and open competition. He noted that the West Yost proposal falls under Class IV classification range of \$50,000 to \$250,000 and is a continuing service. Therefore, staff is recommending that the Board authorize the single/sole source justification form and issue a Task Order to West Yost in the amount of \$69,159 to update WQA's groundwater database and animations through June 2022.

Mr. Kuhn asked if anyone else could do this work.

Mr. Colby responded that the database system is proprietary to West Yost.

After brief discussion, Mr. Kuhn moved to approve the task order for West Yost. Ms. Munoz seconded the motion, and it was approved by the following roll call vote:

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

NO: NONE

ABSENT: NONE

ABSTENTIONS: NONE

Mr. Kuhn asked if Mr. Monares could also use this to keep the legislators updated.

Mr. Colby commented that the animations could easily be loaded onto a thumb drive or similar device to share and leave with legislators.

***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 Regarding Report on
Cash and Investments – 3rd Quarter
2022***

Ms. Saenz reported that the WQA holds its investment funds in the Local Agency Investment Fund (LAIF). She indicated that the average monthly effective yield for the Pooled Money Investment Account (PMIA)/LAIF for July, August and September 2022 is 1.090%, 1.276% and 1.513%, respectively. The PMIA Quarter to Date rate was 1.29%, as shown on the PMIA Daily Effective Yield schedule. She noted that the LAIF quarterly rate for July to September 2022 has not yet been issued.

PROJECT REPORTS

Mr. Colby reported that Round X of the Federal Funding Administration Program (FFPA) was open and is scheduled to close on November 10, 2022. He reported that staff held an informational workshop regarding WQA's FFPA process October 3, 2022. He noted that approximately 30 individuals participated including water purveyors, consultants and responsible parties. He concluded that staff has received one application to date.

ATTORNEY'S REPORT

None.

LEGISLATIVE REPORT

Mr. Monares reported that he was working on setting up a briefing and tour for Assemblymember Mike Fong.

**EXECUTIVE DIRECTOR'S
REPORT**

Ms. Moreno provided a brief update on the special election for the alternate member representing cities with pumping rights. She indicated that staff has received five nominations to date, and that the nomination period closes on October 20, 2022, at 5:00pm. She noted that the ballots will be mailed out on Monday, October 24, 2022.

Mr. Paulson asked if Ms. Moreno could send the Board a list of the nominees once the ballots are mailed out.

Mr. Kuhn asked if Ms. Moreno could also send out a list of the voting cities and the number of votes each has.

Ms. Moreno commented that she would send out copies of each request to all of the Board Members.

Mr. Schoellerman reported that Assemblymember Rubio is willing moving ahead with a standalone bill for the proposed assessment limitation language under consideration during the previous legislative session. He reported that staff is still

monitoring the federal funding request of \$10M for fiscal year 2023.

Ms. Noriega suggested to Mr. Schoellerman that any presentations he may provide to the SGV Water Association regarding the proposed assessment limitation language show a comparison of what the effects are to the assessment versus what the assessment would look like using the existing language. She noted that she has heard some concerns from the producers regarding cost of living adjustment and she feels it would be important to show this comparison of what the WQA anticipates.

FUTURE AGENDA ITEMS

None.

FUTURE BOARD AND COMMITTEE MEETINGS

Mr. Paulson asked Legal Counsel about future WQA meetings due to the recent announcement made by the Governor regarding the State of Emergency ending on February 28, 2023. He also asked if the Board should consider start meeting in person in January.

Mr. Padilla commented that the Board would have two options to either go back to the traditional way according to the Brown Act or use the new AB 2449 rules. He noted that under the new AB 2449 rules the Board Member would have to announce a just cause reason or an emergency reason to participate remotely at a Board meeting. He also noted that there are only two just cause allowances per year. He reported that the Board was not required to meet in person in January but could do so if the Board desired to do so.

Ms. Noriega commented that now that the Governor has made this announcement the Administrative/Finance Committee should look at the options again to come up with a plan moving forward.

Ms. Munoz agreed with the comments made by Ms. Noriega and requested that the discussion remain at the Administrative/Finance Committee to come up with a recommendation for the Board to consider.

Mr. Chavez asked if AB 2449 differentiates between a committee meeting and a Board meeting.

Mr. Padilla commented that any body subject to the Brown Act these rules would apply. He indicated that he wants additional clarification whether a committee is a separate legislative body that would allow for a separate number of meetings. He noted that he would get in touch with Steve Kennedy, one of the authors of the bill, to get a better clarification on this matter.

The next Administrative/Finance Committee meeting was scheduled for Tuesday, November 8, 2022, at 10 a.m.

The next Legislative/Public Information Committee meeting was scheduled for Wednesday, November 9, 2022, at 11:00 a.m.

The next WQA Board meeting is scheduled for Wednesday, November 16, 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 there was no reportable action taken.

**BOARD MEMBERS'
COMMENTS/
REPORTS**

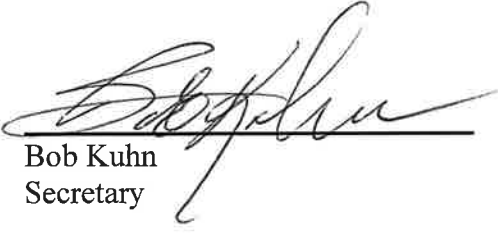
None.

ADJOURNMENT

The Chairwoman asked if there were any other items of business to come before the Board the meeting was adjourned to November 16, 2022.



Valerie Munoz
Chairwoman



Bob Kuhn
Secretary