

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS
OF THE MONTE VISTA WATER DISTRICT**

January 25, 2023

The Board of Directors (Board) meeting of the Monte Vista Water District (District) was conducted consistent with the provisions in California Government Code section 54953(e), as amended by Assembly Bill 361 (2021), and pursuant to District Resolution.

DIRECTORS PRESENT

Sandra Rose, President
G. Michael Milhiser, Vice President
Tony Lopez, Board Auditor
Philip Erwin, Director
Manny Martinez, Director

DIRECTORS ABSENT

None.

STAFF PRESENT

Justin Scott-Coe, General Manager
Andrew Gagen, Legal Counsel
Stephanie Reimer, Assistant General Manager/Chief Financial Officer
Bill Schwartz, Director of Engineering, Operations, and Maintenance
Betty Conti, Human Resources and Risk Manager
Kelley Donaldson, Community Affairs Manager
Leah Nazaroff, Accounting Manager
Brandi Goodman-DeCoud, Executive Assistant II

OTHERS IN ATTENDANCE

None.

ITEM 1: CALL TO ORDER/FLAG SALUTE

President Rose called the meeting to order at 6:38 p.m.

President Rose led those assembled in the Flag Salute.

ITEM 2: ROLL CALL

Ms. Brandi Goodman-DeCoud called roll call and noted all members as present.

Mr. Andrew Gagen reminded Directors that any votes taken during the portion of the meeting when Directors or the public are participating remotely must be taken by roll call vote.

ITEM 3: PUBLIC COMMENT/OPEN FORUM

There were no public comments.

ITEM 4: AGENDA CHANGES/ADDITIONS

There were no agenda changes or additions. Mr. Scott-Coe stated that Ms. Kelley Donaldson would be presenting Item 6B.

ITEM 5: CONSENT CALENDAR

Upon motion by Vice President Milhiser, seconded by Director Erwin, and unanimously carried:

M23-01-06	
MOVED: Approve the Consent Calendar, as by roll call vote:	
A. Meeting Minutes of January 11, 2023: Approve as presented.	
B. Monthly Financial Reports – November 2022: 1) Accept the Register of Demands for the month ending November 30, 2022; and 2) approve the Financial Summaries for the month ending November 30, 2022.	
C. Board of Directors Committee Assignments and Appointments: Receive and file President Rose’s Committee and Board representative appointments.	
D. Resolution 839-23: Re-Authorizing Remote Teleconference Meetings: Adopt Resolution 839-23, Re-Authorizing Remote Teleconference Meetings Pursuant to Brown Act Provisions.	
President Rose	aye
Vice President Milhiser	aye
Board Auditor Lopez	aye
Director Erwin	aye
Director Martinez	aye

ITEM 6: DISCUSSION AND/OR ACTION ITEMS

A. Resolution 840-23: California Department of Water Resources, Urban Community Drought Relief Grant Program

Mr. Bill Schwartz provided a presentation in support of staff’s recommendation.

Upon motion by Director Erwin, seconded by President Rose, and unanimously carried:

M23-01-07	
MOVED: Adopt Resolution 840-23, authorizing the General Manager to enter into a financial assistance agreement with the California Department of Water Resources for the Urban Community Drought Relief Grant Program, as by roll call vote.	
President Rose	aye
Vice President Milhiser	aye
Board Auditor Lopez	aye
Director Erwin	aye
Director Martinez	aye

B. Monte Vista Gives Back Program Update

Ms. Kelley Donaldson provided a brief update of Monte Vista Gives Back activities.

This item was receive and file only, so no action was taken.

C. Development Update

Mr. Hilton Saenz provided a brief presentation on the current status of development projects from Fiscal Year Ending 2021-2024.

This item was receive and file only, so no action was taken.

ITEM 7: GENERAL MANAGER'S REPORT

In addition to the written report, Mr. Justin Scott-Coe briefed the Board on issues and activities of the past two weeks. Topics covered include the statewide drought emergency; the District joining the U.S. Environmental Protection Agency's Water Sense "I'm for Water" Pledge for saving water; Amanda Coker appointed to Chino Basin Water Conservation District's seat 3; launch of MVWD's eWaterline newsletter; referenced photos of a mainline leak on Clair Street near Yorba Avenue; Chino Basin Water Conservation District's half-day infiltration basins tour on February 14; Association of the San Bernardino County Special District's monthly membership meeting in Highland on February 27; Save the dates for two upcoming events for the Plant 30 Ribbon Cutting event on March 7 and the District's first Waterwise Expo on April 1; an upcoming announcement regarding the District receiving recognition; attendance at orientation to serve on the California Special Districts Association's Legislative Committee; and wished a happy early birthday to Director Erwin.

ITEM 8: INFORMATION ITEMS

Information items were included in the agenda packet.

ITEM 9: BOARD COMMENTS (including reports on conferences/meetings attended at District expense)

There were no Board comments.

ITEM 10: CLOSED SESSION

President Rose recessed the meeting to closed session at 7:28 p.m. to discuss:

- A. Conference with Legal Counsel – Existing Litigation (Gov. Code §54956.9[d][1])**
CBMWD v. City of Chino et al. (Superior Court of California, County of San Bernardino, Case Number RCV 51010)
- B. Conference with Legal Counsel – Existing Litigation (GC §54956.9[d][1])**
City of Montclair v. Monte Vista Water District (Superior Court of California, County of San Bernardino)
- C. Conference with Legal Counsel – Anticipated Litigation (Gov. Code §54956.9[d][2])**
Number of Potential Cases: Four
- D. Conference with Legal Counsel – Initiation of Litigation (Gov. Code §54956.9[d][4])**
Number of Potential Cases: One

President Rose reconvened the meeting into open session at 7:45 p.m. Mr. Gagen stated that there was reportable action pertaining to Item 10D and that the Board voted 5-0 in favor of initiating a lawsuit against Inland Empire Utilities Agency regarding their Meter Equivalent Unit (MEU) Rate.

ITEM 11: ADJOURNMENT

Upon motion by Vice President Milhiser, seconded by Director Erwin, and unanimously carried:

M23-01-08

MOVED: Approve to adjourn the meeting, as by roll call vote:

President Rose	aye
Vice President Milhiser	aye
Board Auditor Lopez	aye
Director Erwin	aye
Director Martinez	aye

There being no further business, President Rose adjourned the meeting at 7:46 p.m.

Respectfully submitted,



Justin M. Scott-Coe
General Manager/Secretary