

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

October 25, 2023

DIRECTORS PRESENT

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

DIRECTORS ABSENT

Manny Martinez, Director

STAFF PRESENT

Justin Scott-Coe, General Manager
Andrew Gagen, Legal Counsel
Stephanie Reimer, Assistant General Manager/Chief Financial Officer
Betty Conti, Human Resources and Risk Manager
Juan Ventura, Customer Service and Information Technology Manager
Kelley Donaldson, Community Affairs Manager
Brandi Goodman-Decoud, Executive Assistant II

OTHERS IN ATTENDANCE

Jonah Schein

ITEM 1: CALL TO ORDER/FLAG SALUTE

President Rose called the meeting to order at 6:30 p.m.

Mr. Justin Scott-Coe led those assembled in the Flag Salute.

ITEM 2: ROLL CALL

Ms. Brandi Goodman-Decoud called roll and noted Director Martinez as absent as he is attending the Special District Leadership Academy.

ITEM 3: PRESENTATION

A. U.S. Environmental Protection Agency WaterSense Award Announcement

Acting Branch Chief, Jonah Schein presented the District with an Environmental Protection Agency WaterSense Award for Excellence in Outreach and Education and thanked the District for their efforts on social media and in-person education events which promote water efficiency. Mr. Justin Scott-Coe thanked Mr. Schein for acknowledging the District; highlighted a Certificate of Achievement received from Assemblymember Freddie Rodriguez; and thanked the Community Affairs Department.

ITEM 4: PUBLIC COMMENT/OPEN FORUM

There were no public comments.

ITEM 5: AGENDA CHANGES/ADDITIONS

There were no agenda changes or additions.

ITEM 6: CONSENT CALENDAR

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

M23-10-04

MOVED: Approve the Consent Calendar, as by roll call vote:

- A. **Meeting Minutes of October 11:** Approve as presented.
- B. **Quarterly Financial Reporting – Fourth Quarter of Fiscal Year Ending 2023:** Receive and file the Fiscal Year Ending 2023 Quarterly Report for the period ending June 30, 2023.
- C. **Approve Surplus Sale of Ford F-150:** Approve the surplus of the 2014 Ford F-150.
- D. **Resolution 860-23: WaterSMART Drought Response Program: Drought Resiliency Projects for the Fiscal Year 2024:** Adopt Resolution 860-23 authorizing the General Manager to enter into a financial assistance agreement with the U.S. Department of Interior – Bureau of Reclamation for the Drought Response Program: Drought Resiliency Projects for Wellhead Treatment at Wells 4 and 27.
- E. **Resolution 861-23: WaterSMART Drought Response Program: Drought Resiliency Projects for the Fiscal Year 2025:** Adopt Resolution 861-23 authorizing the General Manager to enter into a financial assistance agreement with the U.S. Department of Interior – Bureau of Reclamation for the Drought Response Program: Drought Resiliency Projects for the Well 2 Replacement Project

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

ITEM 7: DISCUSSION AND/OR ACTION ITEMS

A. Legislative and Regulatory Update

Ms. Kelley Donaldson provided a brief report on the current state of legislative affairs.

This item was received and filed.

ITEM 8: 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 included: City of Montclair newsletter and gifted tote; Supervisor Hagman’s Christmas Open House on December 7; all-staff vote for a proposed 4-10 work schedule exceeded the 75% thresholds by both the Engineering, Operations, and Maintenance and Finance and Administration divisions; staff will recommend the Board ratify the results of the employees’ vote and authorize implementation of 4-10 work schedule effective July 1, 2024 at the December 13 Board meeting; on October 19 staff participated in the Great California Shakeout; October 24 the Water Shelf launched and encouraged the Board to browse the actual water shelf and borrow a water book; Thanksgiving Food Basket drive hosted by Foothill Family Shelter; and acknowledged a thank-you note received from Chino Basin Watermaster General Manager Peter Kavounas for staff’s helpfulness during a recent Court Tour of the Chino Basin.

ITEM 9: INFORMATION ITEMS

Information items were included in the agenda packet.

ITEM 10: BOARD COMMENTS (including reports on conferences/meetings attended at District expense)

Vice President Milhiser attended the Association of San Bernardino County Special District’s October Membership meeting.

Director Erwin attended the Chino Valley Fire District’s State of the Fire District and expressed that the event was very well received.

President Rose also attended the State of the Fire District and the San Antonio Water Company’s Planning and Resources Committee meeting.

ITEM 11: CLOSED SESSION

President Rose recessed the meeting to closed session at 7:08 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 (Gov. Code §54956.9[d][1])**
City of Chino v. MVWD (SBSC Case No. CIVDS1518055).
- C. Conference with Legal Counsel – Existing Litigation (Gov. Code §54956.9[d][1])**
City of Camden, et al., v. 3M Company, No. 2:23-cv-03147-RMG
- D. Conference with Legal Counsel – Existing Litigation (Gov. Code §54956.9[d][1])**
City of Camden, et al., v. E.I. DuPont de Nemours and Company, et al., No. 2:23-cv-03230-RMG
- E. Conference with Legal Counsel – Anticipated Litigation (Gov. Code §54956.9[d][2])**
Number of Potential Cases: Two

President Rose reconvened the meeting into open session at 7:33 p.m. Mr. Gagen stated there was no reportable action on items 11A, B, or E. Regarding items 11C and D, the Board voted 4-0 to not opt out of either the 3M or DuPont settlements defined in the Closed Session agenda as items C and D.

ITEM 12: ADJOURNMENT

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

M23-10-05

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

There being no further business, President Rose adjourned the meeting at 7:34 p.m.

Respectfully submitted,



Justin M. Scott-Coe
General Manager/Secretary