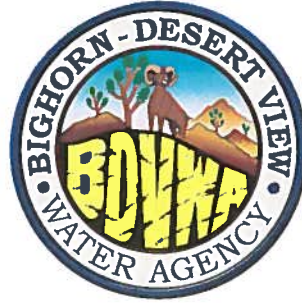


Bighorn-Desert View Water Agency



Board of Directors

Judy Corl-Lorono, President
J. Dennis Staley, Vice President
Terry Burkhart, Secretary
Michael McBride, Director
J. Larry Coulombe, Director

Marina D West, P.G., General Manager

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A Public Agency

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PLANNING/LEGISLATIVE/ENGINEERING GRANT & SECURITY STANDING COMMITTEE MEETING AGENDA

BOARD MEETING OFFICE

1720 N. Cherokee Trail, Landers, CA 92285

Wednesday, June 4, 2014 - 9:00 a.m.

(Special meeting convening 15 minutes earlier)

Committee Members: Director Corl-Lorono & Director Burkhart

The BDVWA Planning / Legislative / Engineering / Grant & Security Committee meeting will be conducted in strict compliance with the Brown Act. Members of the Board not assigned to this Committee who attend may do so only as observers and may not participate in the meeting.

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Approval of Agenda**

Discussion and action Items - The Committee and Staff will discuss the following items and provide direction to staff, if so inclined.

The Public is invited to comment on any item on the agenda during discussion of that item.

When giving your public comment, please have your information prepared. If you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment.

5. Conference Call with Mojave Water Agency's Legal/Legislative and Public Information Committee

Committee to participate via teleconference for an update by the State Advocate of Issues at the State Level, as well as an update by the Federal Advocate of Issues at the Federal Level.

6. Update on Dissolution of CSA 70/W-1 and Annexation to BDVWA

7. Update – Integrated Regional Water Management Plan

8. Consent Items - The following is expected to be routine and non-controversial and will be acted on by the Committee members at one time without discussion, unless a member of the Public or a Committee member requests that an item be held for discussion or further action.

- a. Regular PLEGS Committee Meeting Report, April 2, 2014

9. Public Comment Period

Any person may address the Committee on any matter within the Agency's jurisdiction on items not appearing on this agenda.

When giving your public comment, please have your information prepared. If you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment. State Law prohibits the Committee from discussing or taking action on items not included on the agenda.

10. Verbal Reports

- a. Committee Members' Report
- b. General Manager's Report

11. Items for Next Agenda

12. Adjournment

In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted in the main lobby of the Bighorn-Desert View Water Agency, 622 S. Jemez Trail, Yucca Valley, CA not less than 72 hours if prior to a Regular meeting, date and time above; or in accordance with California Government Code Section 54956 this agenda has been posted not less than 24 hours if prior to a Special meeting, date and time above.

As a general rule, agenda reports or other written documentation has been prepared or organized with respect to each item of business listed on the agenda.

Copies of these materials and other discloseable public records in connection with an open session agenda item, are also on file with and available for inspection at the Office of the Agency Secretary, 622 S. Jemez Trail, Yucca Valley, California, during regular business hours, 8:00 A.M. to 4:30 P.M., Monday through Friday. If such writings are distributed to members of

the Board of Directors on the day of a Board meeting, the writings will be available at the entrance to the Board of Directors meeting room at the Bighorn-Desert View Water Agency.

Internet: Once uploaded, agenda materials can also be viewed at www.bdvwa.org.

Public Comments: You may wish to submit your comments in writing to assure that you are able to express yourself adequately.

Per Government Code Section 54954.2, any person with a disability who requires a modification or accommodation, including auxiliary aids or services, in order to participate in the meeting, should contact the Board's Secretary at 760-364-2315 during Agency business hours.



Legal, Legislative and Public Information Committee

AGENDA

**Mojave Water Agency
Board Room
13846 Conference Center
Drive
Apple Valley, CA 92307**

June 4, 2014

09:00 a.m.

- 1. Approve Agenda**

- 2. Approve Meeting Summary from the Legal/Legislative and Public Information Committee Meeting of May 14, 2014**
 - Meeting Summary

- 3. Update by State Advocate of Issues at the State Level (teleconference)**
 - Staff Report

- 4. Update by Federal Advocate of Issues at the Federal Level (teleconference)**
 - Staff Report

- 5. Public Information Update**

- 6. General Manager's Report**

7. Public Participation

8. Comments/Discussion Items for Next or Future Agendas

9. Adjournment

Pursuant to Government Code Section 54954.2(a), any request for a disability-related modification or accommodation, including auxiliary aids or services, that is sought in order to participate in the above-agendized public meeting, should be directed to the Agency's General Manager's office at (760) 946-7008 at least 24 hours prior to said meeting.

Please visit our Facebook page at <http://www.facebook.com/mojavewater>



LEGAL, LEGISLATIVE, AND PUBLIC INFORMATION COMMITTEE MEETING

MEETING SUMMARY May 14, 2014

CALL TO ORDER:

Chairperson Doug Shumway called the meeting to order at 9:32 a.m.

ATTENDANCE:

- ✦ Committee – Chairperson Doug Shumway, Director Kimberly Cox, and Director Carl Coleman
- ✦ Absent – None
- ✦ Staff – General Manager Kirby Brill; Community Liaison Officer Yvonne Hester; and Senior Administrative Assistant, Public Information Gloria Golike
- ✦ Consultants – State Advocate Carolyn Jensen, KP Public Affairs and Federal Advocate Heather Hennessey, Innovative Federal Strategies LLC joined by teleconference
- ✦ Others – Four visitors were in the audience and four were online

1. **Approve Agenda**

The agenda was agreed upon as presented.

2. **Approve Meeting Summary from the Legal, Legislative, and Public Information Committee Meeting of April 2, 2014**

The meeting summary was agreed upon as presented.

3. **Update by State Advocate of Issues at the State Level**

Ms. Jensen gave a legislative update on the House of Origin bill. She spoke on three Delta related bills and three bills relating to groundwater sustainability. She also gave brief updates on the State budget and the Water Bond.

4. **Update by Federal Advocate of Issues at the Federal Level**

Ms. Hennessey gave a brief update on the Water Resources Development Act (WRDA) bill. She also spoke on the California Drought legislation and all of the proposed bills. She mentioned that the Appropriation bills are underway and she concluded that Congress is continuing to exercise aggressive oversight of the Environmental Protection Agency (EPA) and Army Corps of Engineers which has to do with the new expansion of jurisdiction under the Clean Water Act.

5. **Public Information Update**

Ms. Hester mentioned the events and meetings that have occurred over the past month. She also spoke about the Opening Celebration event scheduled for May 15 at the new Central Operations Center on Deep Creek Road.

6. **General Manager's Report**

Mr. Brill mentioned that there is a major shift in groundwater management and he spoke about some of the possible changes and revisions, but mentioned that there is a lot of unknown outcome at this time.

7. **Public Participation**

None.

8. **Comments/Discussion Items for Next or Future Agendas**

None.

9. **Adjournment**

Chairperson Shumway adjourned the meeting at 10:20 a.m.

Submitted by: _____
Gloria Golike
Senior Administrative Assistant,
Public Information

Attachments on-file:
Sign-in sheet



**PUBLIC
AFFAIRS**

TO: Legal, Legislative and Public Information Committee

**FROM: Ed Manning
Carolyn Jensen**

RE: KP Public Affairs Agenda

1. Legislative Update:

- A. House of Origin Bill Deadline --- May 30, 2014
- B. Groundwater Sustainability Legislation:
 - i. Administration Proposal
 - ii. SB 1168 (Pavley)
 - iii. AB 1739 (Dickinson)

2. State Budget Update:

- A. Budget Conference Committee begins
- B. Drinking Water Program Transfer
- C. Deadline to pass a Budget --- June 15, 2014

3. Water Bond Update:

- A. Groundwater

05/29/14

Innovative Federal Strategies LLC

Comprehensive Government Relations

MEMORANDUM

To: Mojave Water Agency Legal, Legislative and Public Information Committee

From: Letitia White and Heather Hennessey

Date: May 29, 2014

Re: May Monthly Legislative Update

WRDA Crosses the Finish Line

The months-long Water Resources Development Act conference came to a successful conclusion during May, to the great relief of almost everyone. The conference report passed the House by a vote of 412 to 4 and the Senate by a vote of 91 to 7. The overwhelming bipartisan vote for passage came despite some last minute objections to the bill from outside conservative groups including Heritage Action. We have seen Heritage Action and other right-leaning groups play spoiler on floor votes during the past couple of years, most notably in the Farm Bill. WRDA overcame those objections because proponents of the bill engaged in a coordinated and constant campaign to educate Republicans about the need for the infrastructure and reform provisions contained in the bill. The success of WRDA in the face of conservative opposition can provide a roadmap for future bills that could be vulnerable to similar criticisms.

A summary of the bill's contents is below:

- Authorizes spending on 34 ports, inland waterways and environmental restoration projects around the nation;
- Adopts a new authorization policy for US Army Corps of Engineers projects which maintains Congressional oversight but does not violate the earmark ban;
- Authorizes \$5.4 billion of spending through FY 2019 and \$12.3 billion over the next 10 years;
- Reforms and streamlines Corps of Engineers processes by putting both a time limit of 3 years and a funding limit of \$3 million on studies conducted by the agency;
- Increases flexibility for local project sponsors to contribute funding and in-kind resources to projects;
- Deauthorizes \$18 billion worth of old WRDA projects that have stalled and not received funding in recent years;
- Increases the levels of money distributed by the Harbor Maintenance Trust Fund in future fiscal years up to a level of full spending of the Fund by 2025. Right now, only about half of the HMTF is used for its intended purpose with the rest being diverted to offset other spending;
- Establishes a five-year pilot program for the Water Infrastructure Finance and Innovation Act (WIFIA). WIFIA authorizes the US Army Corps of Engineers and the EPA to provide direct loans and loan guarantees for construction of water infrastructure projects

Innovative Federal Strategies LLC

undertaken by both agencies (including harbor maintenance, flood control and wastewater infrastructure).

People who are experts in the Army Corps' processes for project delivery have high hopes that the reforms in the bill will enable the agency to complete projects years faster and much more cheaply. Time will tell whether those projections turn out to be true, but it is the universal opinion of policy makers that the Corps' current systems are broken.

Appropriations Process Moving Smoothly – For Now

Congress has enjoyed a few months of bipartisan harmony on spending issues since the December budget deal was put into place. But the rapid forward motion of the FY 2015 appropriations bills is becoming tense as the elections draw closer and controversial policy issues enter the debate. So far, the House Appropriations Committee has marked up five bills, and the most recent were also the most contentious. The Transportation, Housing and Urban Development markup devolved into a partisan battle that ended with the unusual step of a recorded vote being taken for its passage out of committee, while the Agriculture bill saw a protracted fight over nutrition policies. The normal procedure is for a voice vote to move the bill, but Democrats called for a recorded vote on the Transportation bill because they were angry about the bill's provisions that would cut funding for TIGER grants and CDBG. You may recall that last year the entire funding process bogged down on the Transportation funding bill and never recovered, ending in a government shutdown and the eventual budget deal. And that happened without election year politics being involved! Having said all of this, we remain cautiously hopeful that the committees will continue to move forward with their stated goals of having finished bills ready to go to conference at the end of this summer.

Feinstein Drought Relief Bill Passes the Senate

The stage is set for a conference committee on California drought legislation thanks to last week's blink-and-you-miss-it passage of Senator Feinstein's revised drought relief bill. The Senator was able to push past environmentalists' objections, publicized in a series of newspaper op-ed pieces, to get a bill through the Senate using a procedural process known as "unanimous consent." It requires that no one voice objection to a bill, which is a rare thing for something as controversial as the California drought bills have been. But Senate Republicans sat on the sidelines for the floor vote, knowing that Feinstein must now negotiate with House Republicans to compromise on a final bill.

The bill's text was only 16 pages long, and the legislation was very limited in scope. It mostly contains provisions that give flexibility to administration officials, much of which has already been exercised to try and bring drought relief. Republicans demanded the removal of \$300 million in spending in order to let the bill move forward, and the bill's provisions are tied to the Governor's current drought disaster declaration. When the Governor lifts the declaration, the substantive provisions of the Feinstein bill will expire. You are reading this correctly – the bill contains no spending, authorizes actions which have already taken place and expires at some unknown future date. So why is its passage such a big deal? The Feinstein bill matters because now the House and Senate bills can go to conference to produce something that might bring relief to Californians affected by the drought. Until this point, lawmakers' hands were tied by the legislative stalemate. We expect the conference to get underway soon.

Innovative Federal Strategies LLC

Outlook for June

The next month will be the final stretch of uninterrupted work on Capitol Hill before the November elections. We expect June to be dominated by work on the FY 2015 appropriations bills (at least for as long as the process remains harmonious as discussed above). The Senate is still looking for ways to advance an unemployment insurance extension and the tax extenders bill so either of those could come up for votes in June. The House might vote on Obamacare substitute legislation if rank-and-file Republicans can agree on a series of policy changes currently being proposed by the Republican Study Committee.

As always, we will keep you posted!

Bighorn-Desert View Water Agency



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PLANNING/LEGISLATIVE/ENGINEERING GRANT & SECURITY COMMITTEE REGULAR MEETING REPORT

BOARD MEETING OFFICE
1720 N. Cherokee Trail, Landers, CA 92285
Wednesday, April 2, 2014 - 9:15 a.m.

COMMITTEE MEMBERS: Director Corl-Lorono & Director Burkhart

CALL TO ORDER

Director Corl-Lorono called the meeting to order at 9:15 a.m.

PLEDGE OF ALLEGIANCE

Led by Director Staley

ROLL CALL

Directors: Judy Corl-Lorono
J. Dennis Staley
Director Terry Burkhart absent with prior notice.

Staff: Marina West
Michelle Corbin

Public Present: 1

APPROVAL OF THE AGENDA

Director Corl-Lorono and Director Staley approved the agenda as presented.

HAZARD MITIGATION PLAN UPDATE

General Manager West reported on the Hazard Mitigation Committee consisting of local citizens, agency staff and representatives from Hi-Desert Water District and Joshua Basin Water District. The public is welcome to join and participate in these meeting. Recently the Committee began the process of identifying potential hazards that could affect the area facilities. Once hazards are identified and the Hazard Mitigation Plan is complete, the Agency will be able to seek funding for projects that contribute towards

mitigating potential hazards as well as help the Agency receive funding from Federal Emergency Management Agency, following the declaration of a natural or man-made disaster.

No public comment.

CONFERENCE CALL WITH MOJAVE WATER AGENCY'S LEGAL/LEGISLATIVE AND PUBLIC INFORMATION COMMITTEE

State advocate Mr. Manning of KP Public Affairs gave a brief overview of Assembly Bills AB 1671, AB 1331 and AB 2686. He also spoke on the water bond, groundwater issues and emergency drought implementation.

Federal advocate Ms. Hennessey of Innovative Federal Strategies LLC, gave a brief update on some federal bills, the drought, Water Resources Development Act and the tax exempt status of municipal bonds. She also addressed the upcoming elections for this year.

No public comment.

INTEGRATED REGIONAL WATER MANAGEMENT PLAN UPDATE (IRWMP)

General Manager West went over the projects submitted for the Integrated Regional Water Management Plan. West pointed out the projects submitted by Bighorn-Desert View Water Agency. Submitted projects have been rated. West noted generally the state will not look at projects unless they are within a plan such as the IRWMP. West reviewed the rating system with the committee. West also mentioned she has volunteer to vice-chair the Small Systems Committee.

No public comment.

REVIEW BOARD MEETING EXECUTION AND OTHER PROTOCOLS

General Manager West briefly reviewed previous discussions the Board held regarding board meeting execution. West reminded the Committee the Agency follows the Brown Act which directs most all protocols of the meetings. West stated the Board is not required to follow "Roberts Rules", however the Board has historically followed many of its rules. Sticking with the "motto" of Roberts Rules. The Committee had previously discussed and decided which portions of Roberts Rules they wish to adhere to. West reiterated the process with the Committee and suggested the Board hold a small workshop to once again refresh each member with the suggested and approved protocols.

West is also recommending staff begin making changes to the agenda to reduce typing errors and redundant language. Finally, West told the Committee the draft Director Handbook should be ready for review soon.

No public comment.

Director Cori-Lorono suggested staff set up a workshop to overview the Board meeting executions.

Adjourned for a Break at 11:16 a.m. - Reconvened from Break at 11:20 a.m.

CSA 70/W-1 REORGANIZATION UPDATE

General Manager West stated the Bighorn-Desert View Water Agency Board of Directors passed the "Resolution of Intent" at its last meeting. The Agency has also met with County Supervisor office staff and it appears Bighorn-Desert View Water Agency has their support. The draft "Plan for Service" and Fiscal Impact Analysis is complete and is currently undergoing review by the Ad Hoc Committee members. West also reported CSA 70/W-1 will be included in Bighorn-Desert View Water Agency's' Hazard Mitigation Plan.

No public comment.

CONSENT ITEMS

- a. Special PLEGS Meeting Report, December 18 2013
- b. Special PLEGS Meeting Report, February 5 2014

No public comment.

Director Corl-Lorono and Director Staley approved the report.

PUBLIC PARTICIPATION

No public comment.

VERBAL REPORTS

COMMITTEE MEMBERS' COMMENTS/REPORTS

Director Corl-Lorono reported on the most recent Hazard Mitigation meeting she had attended.

GENERAL MANAGER'S REPORT

General Manager West reported staff participated at the Water Education Day hosted by Joshua Basin Water District. Bighorn-Desert View Water Agency focused on the value of tap water verses bottled water.

ITEMS FOR NEXT AGENDA

No items suggested.

ADJOURNMENT - Director Corl-Lorono adjourned the meeting at 11:41 a.m.