

Bighorn-Desert View Water Agency

Board of Directors

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



Agency Office
622 S. Jemez Trail
Yucca Valley, CA 92284-1440

760/364-2315 Phone
760/364-3412 Fax

Marina D West, PG, General Manager

A Public Agency

www.bdvwa.org

**Board of Directors
Regular Meeting
Agenda**

Tuesday, June 23, 2015 - 6:00 p.m.

Board Meeting Office
1720 N. Cherokee Trail, Landers, CA 92285

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

Discussion and Action Items - The Board of Directors and Staff will discuss the following items, and the Board will consider taking action, 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. Status of Annexation Transition with CSA 70/W-1 Goat Mountain**
Information and discussion item only.
- 6. Resolution 15R-XX Establishing the Agency's Appropriation Limit for Fiscal Year 2015/2016 at \$144,415.72**
Board considers taking the following action(s):
 1. Adopt Resolution No. 15R-XX Establishing the Appropriation Limit of the Agency at \$144,414.72 for fiscal year July 1, 2015-June 30, 2016 pursuant to Article XIII B of the California Constitution.
- 7. California Special Districts Association 2015 Board of Directors Election**
Board considers taking the following action(s):

1. Board to vote for one (1) candidate from the CSDA ballot; and
 2. Authorize execution of the Official 2015 Election Ballot for the CSDA Board of Directors by a roll call vote.
- 8. California Special Districts Association 2015 Conference**
Board considers taking the following action(s):
1. Consider authorizing attendance to the CSDA Annual Conference September 21-24, 2015 at an estimated cost of \$1914.00 per Director.
- 9. San Bernardino Water Conference**
Board considers taking the following action(s):
2. Consider authorizing attendance to the 9th Annual San Bernardino Water Conference to be held August 21, 2015 at an estimated cost of \$210.76 per Director.
- 10. Consent Items** – The following items are expected to be routine and non-controversial and will be acted on by the Board at one time without discussion, unless a member of the Public or member of the Board requests that the item be held for discussion or further action.
- a. Service Order Report, May 2015
 - b. Production Report, May 2015
 - c. Regular Board Meeting Minutes, May 26, 2015
 - d. Resolution No. 15R-XX F8 Authorizing GM to Sign Financing Agreement, Amendments, and Certifications for Funding Under the Drinking Water State Revolving Fund (DWSRF); Authorizing GM to Approve Claims for Reimbursement; Authorizing GM to Execute Budget and Expenditure Summary; Authorizing GM to Sign the Final Release Form; and Pledging and Dedicating Net Water Revenues from to Payment of DWSRF Financing (Project commonly known as BDV/W1 System Integration).
 - e. Resolution No. 15R-XX F8 Authorizing GM to Sign Financing Agreement, Amendments, and Certifications for Funding Under the Drinking Water State Revolving Fund (DWSRF); Authorizing General Manager to Approve Claims for Reimbursement; Authorizing GM to Execute Budget and Expenditure Summary; Authorizing GM to Sign the Final Release Form; and Pledging and Dedicating Net Water Revenues From To Payment of DWSRF Financing (Project commonly known as Hi Desert Water District Interconnections).
 - f. Resolution No. 15R-XX F8 Authorizing GM to Sign Financing Agreement, Amendments, and Certifications for Funding Under the Drinking Water State Revolving Fund (DWSRF); Authorizing GM to Approve Claims for Reimbursement; Authorizing GM to Execute Budget and Expenditure Summary; Authorizing GM to Sign the Final Release Form; and Pledging and Dedicating Net Water Revenues from to Payment of DWSRF Financing (Project commonly known as Lookout Pipeline).
 - g. Reimbursement Resolution of the BDVWA for the Project Identified as "Alternate Power Improvements".
 - h. Resolution No. 15R-XX Authorizing General Manager to Cause the Necessary Data to be Prepared and Application Signed and Filed with Sate of Calif. State Water Resources Control Board, Division of Drinking Water for the Project Identified as "Alternate Power Improvements"
 - i. Resolution No. 15R-XX F8 Authorizing GM to Sign Financing Agreement, Amendments, and Certifications for Funding Under the Drinking Water State Revolving Fund (DWSRF); Authorizing GM to Approve Claims for Reimbursement; Authorizing GM to Execute Budget and Expenditure Summary; Authorizing GM to Sign the Final Release Form and GM to Sign the Certification of Project Completion;

- and Pledging and Dedicating Net Water Revenues from to Payment of DWSRF Financing (Project commonly known as Alternate Power Improvements).
- j. Authorize filing of California Environmental Quality Act Class 1 Categorical Exemption for the Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities

Recommended Action:

Approve as presented (Items a - i):

11. Matters Removed From Consent Items

12. Public Comment Period

Any person may address the Board 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 Board of Directors from discussing or taking action on items not included on the agenda.

13. Verbal Reports - Including Reports on Courses/Conferences/Meetings.

- a. General Manager Report
- b. Director Reports
- c. Presidents' Report

14. 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.bdvwva.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.

AGENDA ITEM # 6

**BIGHORN DESERT VIEW WATER AGENCY
AGENDA ITEM SUBMITTAL**

Meeting Date: June 23, 2015

To: Board of Directors

Budgeted: N/A

Budgeted Amount: N/A

From: Marina D. West

General Counsel Approval: N/A

CEQA Compliance: N/A

Subject: Agency's Appropriation Limit for Fiscal Year 2015/16 (Bighorn-Desert View Water Agency service area only)

SUMMARY

Attached is the report establishing the Appropriation Limit for Fiscal-Year 2015/16. The appropriation limit shall be adopted by the Board by Resolution but prior to adoption Government Code Section 7910 requires that the calculations made to determine the Agency's appropriation limit be made available to the public for at least 15 days prior to the date the Board considers adoption of the Resolution.

The calculations were posted on Friday May 22, 2015.

The calculated Appropriation Limit for Fiscal Year 2015/16 is \$144,415.

The FY 2015/16 budget projection for the general property tax levy is \$102,650 which does not exceed the reported appropriation limit.

RECOMMENDATION

That the Board considers taking the following action(s):

1. Adopt Resolution No. 15R-XX establishing the Appropriation Limit of the Agency at \$144,414.72 for the fiscal year July 1, 2015 – June 30, 2016 pursuant to Article XIII B of the California Constitution.

BACKGROUND/ANALYSIS

In November of 1979, California voters approved Proposition 4, an initiative that added Article XIII B to the *California Constitution*. This constitutional amendment, known as the Gann Initiative, placed limits on the growth of expenditures for publicly funded programs. Division 9 or Title 1, beginning with Section 7900 of the *Government Code*, was then added to law to specify the process for calculating state and local government appropriations limits and appropriation subject to limitation under Article XIII B of the *California Constitution*. These constitutional and statutory sections explain and define the appropriations limit and the appropriations subject to limitation as they apply to state and local government, and require that each entity of government formally "adopt" its appropriations limit for a given fiscal year.

The factors used to calculate the limit are the percentages for change in population and the per capita personal income. The per capita personal income change is reported by the California Department of Finance each May (see attached DOF Letter). The change in population is calculated by Bighorn-Desert View Water Agency and is based on the number of active service connections converted to population. The population figures were "re-calibrated" in 2014 from census data obtained for the Plan of Service to annex CSA 70/W-1 (Goat Mountain).

The formula, as shown on the next page, used to calculate the appropriation limit is population growth times the per capita personal income times the prior year's limit. Based on this formula, Bighorn-Desert View Water Agency's appropriation limit for FY 2015-16 is \$44,414.72. The limit is slightly higher than last year due to small population increase and positive per capita personal income change over the prior year. The FY 2015/16 budgeted revenue for the 1% general property tax levy is \$102,650 which does not exceed the appropriation limit.

As of this date, staff understands the General Levy for the W1 system (Goat Mountain Territory) will not be transferred in this coming Fiscal Year. Staff is seeking clarification as to which entity is responsible for the FY16/17 Appropriations Limit calculation.

PRIOR RELEVANT BOARD ACTION(S)

6/24/2014 Motion No. M14-032 Adopt Resolution No. 14R-10 establishing the Appropriation Limit of the Agency at \$141,880.32 for fiscal year July 1, 2014 – June 30, 2015 pursuant to Article XIIIB of the California Constitution.



POSTED MAY 22, 2015

**Bighorn-Desert View Water Agency
Fiscal Year 2015-16 Appropriation Limit**

Previous year limit (corrected for population):		\$139,101.06
Appropriation factor:		1.0382
New limit:		<hr/> \$144,414.72
Calculation		
Price factor:	3.82	
Population change:	0.19 %	
Per capita converted to a ratio:	$(3.82+100) / 100 =$	1.0382
Population converted to a ratio:	$(0.19+100) / 100 =$	1.0019
Calculation of factor for FY 2015-16:	$1.0382 \times 1.0019 =$	1.0402

The Draft Fiscal Year 2015/16 Budget includes projections of the General Tax Levy received from the San Bernardino County Auditor/Controller/Tax Collector as follows:

2015/16 TAX LEVY BUDGET (TAX AREA WY08)

GA01	\$50,450.00
GA02	<hr/> \$52,200.00
	\$102,650.00



DEPARTMENT OF
FINANCE
OFFICE OF THE DIRECTOR

EDMUND G. BROWN JR. • GOVERNOR
STATE CAPITOL ■ ROOM 1145 ■ SACRAMENTO CA ■ 95814-4998 ■ [WWW.DOF.CA.GOV](http://www.dof.ca.gov)

May 2015

Dear Fiscal Officer:

Subject: Price and Population Information

Appropriations Limit

The California Revenue and Taxation Code, section 2227, mandates the Department of Finance (Finance) to transmit an estimate of the percentage change in population to local governments. Each local jurisdiction must use their percentage change in population factor for January 1, 2015, in conjunction with a change in the cost of living, or price factor, to calculate their appropriations limit for fiscal year 2015-16. Attachment A provides the change in California's per capita personal income and an example for utilizing the price factor and population percentage change factor to calculate the 2015-16 appropriations limit. Attachment B provides city and unincorporated county population percentage change. Attachment C provides population percentage change for counties and their summed incorporated areas. The population percentage change data excludes federal and state institutionalized populations and military populations.

Population Percent Change for Special Districts

Some special districts must establish an annual appropriations limit. Consult the Revenue and Taxation Code section 2228 for further information regarding the appropriations limit. Article XIII B, section 9(C), of the State Constitution exempts certain special districts from the appropriations limit calculation mandate. The Code and the California Constitution can be accessed at the following website: <http://leginfo.legislature.ca.gov/faces/codes.xhtml>.

Special districts required by law to calculate their appropriations limit must present the calculation as part of their annual audit. Any questions special districts have on this issue should be referred to their respective county for clarification, or to their legal representation, or to the law itself. No state agency reviews the local appropriations limits.

Population Certification

The population certification program applies only to cities and counties. Revenue and Taxation Code section 11005.6 mandates Finance to automatically certify any population estimate that exceeds the current certified population with the State Controller's Office. **Finance will certify the higher estimate to the State Controller by June 1, 2015.**

Please Note: Prior year's city population estimates may be revised.

If you have any questions regarding this data, please contact the Demographic Research Unit at (916) 323-4086.

MICHAEL COHEN
Director
By:

KEELY M. BOSLER
Chief Deputy Director

Attachment

- A. **Price Factor:** Article XIII B specifies that local jurisdictions select their cost of living factor to compute their appropriation limit by a vote of their governing body. The cost of living factor provided here is per capita personal income. If the percentage change in per capita personal income is selected, the percentage change to be used in setting the fiscal year 2015-16 appropriation limit is:

Per Capita Personal Income	
Fiscal Year (FY)	Percentage change over prior year
2015-16	3.82

- B. Following is an example using sample population change and the change in California per capita personal income as growth factors in computing a 2015-16 appropriation limit.

2015-16:

Per Capita Cost of Living Change = 3.82 percent
Population Change = 0.93 percent

Per Capita Cost of Living converted to a ratio: $\frac{3.82 + 100}{100} = 1.0382$

Population converted to a ratio: $\frac{0.93 + 100}{100} = 1.0093$

Calculation of factor for FY 2015-16: $1.0382 \times 1.0093 = 1.0479$

RESOLUTION NO. 15R-XX

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BIGHORN-DESERT VIEW WATER AGENCY
ESTABLISHING THE APPROPRIATION LIMIT OF THE AGENCY
AT \$144,414.72 FOR THE FISCAL YEAR JULY 1, 2015 – JUNE 30, 2016
PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION**

WHEREAS, the California Constitution and Government Code Section 7900 et seq. requires the Board of Directors to annually calculate and establish, by resolution, the Agency's appropriations limit for each fiscal year; and

WHEREAS, the calculations made to determine the appropriations limit was been made available to the public on May 22nd for at least 15 days prior to the date of this Resolution, in accordance with Government Code 7910.

NOW, THEREFORE, THE BOARD OF DIRECTORS HEREBY RESOLVES:

1. That the appropriations limit of Bighorn-Desert View Water Agency for fiscal year July 1, 2015 – June 30, 2016 is \$144,414.72; and
2. That the fiscal year 2015/16 budgeted revenue from property taxes is \$102,650.00 which does not exceed the calculated appropriation limit.

PASSED, APPROVED, AND ADOPTED by the Board of Directors to Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, President of the Board

ATTEST:

Terry Burkhardt, Secretary of the Board

AGENDA ITEM # 7

CSDA BOARD OF DIRECTORS 2015 ELECTION



**SOUTHERN
NETWORK**

SEAT A
term ends 2018

Please vote for only one.

- ☐ **Jo MacKenzie***
Vista Irrigation District
- ☐ **Gloria Dizmang**
Palmdale Water District

All fields must be completed for ballot to be counted.

**incumbent running for re-election*

SIGNATURE:	DATE
MEMBER DISTRICT:	

Must be received by 5pm, August 7, 2015. CSDA, 1112 I Street, Suite 200, Sacramento, CA 95814



**California Special
Districts Association**
Districts Stronger Together

RECEIVED

JUN 09 2015

BY: _____

CALIFORNIA SPECIAL DISTRICTS ASSOCIATION

2015 BOARD ELECTIONS

MAIL BALLOT INFORMATION

Dear Member:

A mail ballot has been enclosed for your district's use in voting to elect a representative to the CSDA Board of Directors in your Network for Seat A. Each of CSDA's six (6) networks has three seats on the Board. Each of the candidates is either a board member or management-level employee of a member district located in your network. Each Regular Member (district) in good standing shall be entitled to vote for one (1) director to represent its network.

We have enclosed the candidate information for each candidate who submitted one. Please vote for **only one** candidate to represent your network in Seat A and be sure to sign, date and fill in your member district information. If any part of the ballot is not complete, the ballot will not be valid and will not be counted.

Please utilize the enclosed return envelope to return the completed ballot. Ballots must be received at the CSDA office at 1112 I Street, Suite 200, Sacramento, CA 95814 by **5:00pm on Friday, August 7, 2015**.

If you do not use the enclosed envelope, please mail in your ballot to:

California Special Districts Association

Attn: 2015 Board Elections

1112 I Street, Suite 200

Sacramento, CA 95814

Please contact Charlotte Lowe toll-free at 877.924.CSDA or charlottel@csla.net with any questions.

CANDIDATE STATEMENT FOR GLORIA A. DIZMANG

In December of 2011, I was sworn in as a Director of the Palmdale Water District Board. I knew little about water but I had agreed to serve an agency that was fairly beaten up—legally, economically, and in the area of morale. PWD was engaged in three lawsuits with the City of Palmdale. We had dropped in our credit rating and could no longer receive loans/grants. The employees were split into two warring camps.

Today, we are on our way to a stable and professional future, due to the actions of the new Board, on which I serve. This is what we have achieved:

- Low and consistent rate increases improved our credit to the point that we issued an \$8.5 million revenue bond for infrastructure.
- Provided a legal water rate assistance program for seniors.
- Settled all lawsuits with the City of Palmdale.
- Developed a Customer Care program to assist our rate-payers.
- Replaced 80% of our infrastructure from the 1950s.
- Reordered the organizational chart, without lay-offs, for more efficiency.
- Developed and implemented educational programs for our rate-payers. (top contender in ACWA's Best in Blue)
- Developed and continue to offer an intern program to train young people in the basic facets of the water industry.

As part of our Board, I was a leading member to move in these directions.

I believe my background in education can be of assistance in the CSDA. My experience in the area looks small in comparison to others who have served on many boards and in many organizations. Nevertheless, I can see things with a different perspective and am not afraid to speak up and to actively support change.

I would be honored to receive your vote. Thank you.



Candidate statement Southern network Seat A

Jo MacKenzie

PROVEN EXPERIENCE LEADING SPECIAL DISTRICTS

It would be an honor to continue serving special districts on the CSDA Board of Directors.

I am committed to building on the present foundation of CSDA's educational programs and legislative and public outreach, so that CSDA continues to be recognized as the voice of all special districts. My enthusiasm, commitment, and comprehensive knowledge of special districts and LAFCO, along with my years of experience, will help me to be of service to your district as a member of the CSDA Board of Directors.

Representing the Southern Network, I will bring to the organization years of experience in local government and a strong understanding of how the California Special Districts Association can best serve its members.

I have served as CSDA President, Treasurer and the Chair of Legislative Committee. I know the commitment and time it takes to be an effective board member. A flexible schedule is paramount to being a successful Director. I have attended all board of director and assigned committee meetings, read through a myriad of legislation in order to relate to the Advocacy and Public Affairs Department what impact I think such legislation may have on districts' ability to provide local services

I have completed CSDA's Special District Leadership Academy which is a requirement to serve on the CSDA Board. Under my leadership, my district, Vista Irrigation District, has obtained the Special District Leadership Foundation District of Distinction Designation and the District Transparency Certificate of Excellence.

I believe it is important to the continued success and growth of CSDA that the Board of Directors remain committed to its mission: to provide legislative advocacy education and member services for all special districts.

Your District's vote will be greatly appreciated!

Board President and Board of Directors,

The CSDA Board Candidate Information Sheet that accompanied my nomination form was not included in the Ballot package sent by CSDA this last week. That information sheet is attached for your Board to review along with this email.

It has been a privilege and honor to represent the California Special Districts Southern Network (formerly Region 6). I have served as President, Treasurer for two terms, plus serving on other CSDA Committees. I am presently President of the CSDA Finance Corp---if you need money for a capital improvement project, the Finance Corp can provide the financing. During my tenure on the Board, CSDA's financial position has become very strong allowing the association to better serve its members. CSDA has an excellent management team and the Board has set the association in a positive direction.

Serving on the CSDA Board of Directors requires a commitment of time along with interest in the issues confronting special districts statewide. A flexible schedule is paramount to being a successful Director. I own my own Consulting Firm so I am not tied to a 5-day work schedule. This flexibility has allowed me to attend the Annual Conference and Legislative Days along with all the Board and Committee meetings, which all the Board members are required to attend.

I have completed CSDA's Special District Leadership Academy also a requirement to serve on the CSDA Board. Under my leadership, my district, the Vista Irrigation District has obtained the Special District Leadership Foundation District of Distinction Designation and the District Transparency Certificate of Excellence.

1

I would appreciate your district's vote. It is greatly appreciated.

jo

Jo MacKenzie, Past President
California Special Districts Association

760-743-7969
mackgroup@cox.net



**California Special
Districts Association**
Districts Stronger Together

CSDA BOARD CANDIDATE INFORMATION SHEET

The following information **MUST** accompany your nomination form and Resolution/minute order:

Name: Jo MacKenzie

District/Company: Vista Irrigation District

Title: President, Board of Directors

Elected/Appointed/Staff: Elected

Length of Service with District: 23 years

1. Do you have current involvement with CSDA (such as committees, events, workshops, conferences, Governance Academy, etc.):

- President 2011, Vice President 2010, Treasurer 2008-2009
- Finance Corporation 2007-2012, President 2012, 2013 and 2015
- Fiscal Committee, Chair 2008-2009; Audit Committee, Chair 2008
- Legislative Committee 2004-2015; Chair, 2006-2010 and 2012
- CSDA Legislative Advocate of the Year 2010
- Member Services Committee 2011-2015
- San Diego Chapter, Board of Directors 1993 to present, President 1998-2000
- Special District Leadership Foundation Board of Directors, Treasurer 2014-2015
- Graduate of CSDA Leadership Academy

2. Have you ever been associated with any other state-wide associations (CSAC, ACWA, League, etc.):

- ACWA Board of Directors 2014-2015
- ACWA Local Government Committee 2012-2015; Chair 2014-2015
- ACWA Region 10 Board, Vice Chair, Alternate Chair, Director 1997-2010
- Special District Official of the Year by PublicCEO 2011

3. List local government involvement (such as LAFCO, Association of Governments, etc.):

- San Diego LAFCO, Regular Special Districts Member, 2015
- San Diego LAFCO, Alternate LAFCO Commissioner, 2008-2014
- San Diego LAFCO Special District Advisory Committee 1994-2008, Chair 2005-2008
- City of San Marcos Planning Commissioner, 1979-1986
- City of San Marcos Traffic Commission, 1999-2004
- City of San Marcos Budget Review Committee, 1980-1982 and 1995-2006, Chair 1996-2006

4. List civic organization involvement:

- San Marcos Chamber of Commerce, Lifetime Ambassador
- Graduate Leadership 2000, Cal State San Marcos
- Soroptimist International



1391 Engineer Street • Vista, California 92081-8840
Phone (760) 597-3100 • Fax: (760) 598-8757
www.vid-h2o.org

March 13, 2015

Board of Directors
El Toro Water District
24251 Los Alisos Blvd.
Lake Forest, CA 92630

Re: Nomination of Jo MacKenzie to the CSDA Board of Directors

Dear Board of Directors:

The Vista Irrigation District (VID) Board of Directors has nominated VID Board President Jo MacKenzie to continue to represent the Southern Network (Region 6) on the CSDA Board of Directors. Jo has served on the CSDA Board of Directors since 2003. She served as CSDA Board President in 2011, Vice President in 2010, and Treasurer in 2009 and 2008. A member of the Legislative Committee since 2004, Jo served as Chair of the Legislative Committee from 2006-2010, as well as in 2012. In 2010, CSDA named Jo MacKenzie the Legislative Advocate of the Year! Jo currently serves as President of the CSDA Finance Corporation, and she also serves on the CSDA Member Services Committees and on the Board of Directors of the CSDA San Diego Chapter.

As our Southern Network (Region 6) Director, Jo MacKenzie will continue to bring years of experience in local government and a strong understanding of special districts. I urge your Board to concur in our Board's nomination of Jo MacKenzie for the CSDA Board of Directors, Southern Network (Region 6), Seat A. All concurring nominations may be sent to the attention of Lisa Soto at Vista Irrigation District, 1391 Engineer Street, Vista, CA 92081. If you have any questions, please contact Lisa Soto at (760) 597-3158.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Roy A. Coox".

Roy A. Coox
General Manager

Board of Directors

Jo MacKenzie, *President*

Paul E. Dorey

Marty Miller

Randy L. Reznicek

Richard L. Vásquez

Administrative Staff

Roy A. Coox

General Manager

Eldon L. Boone

Assistant General Manager / Treasurer

Lisa R. Soto

Board Secretary

Joel D. Kuperberg

General Counsel



JO MACKENZIE

PROVEN EXPERIENCE LEADING SPECIAL DISTRICTS

- **DEDICATED**
 - **FISCALLY RESPONSIBLE**
 - **COMMITTED TO SPECIAL DISTRICTS**

It would be an honor to continue serving special districts on the CSDA Board of Directors. I am committed to building on the present foundation of CSDA's educational programs and legislative and public outreach, so that CSDA continues to be recognized as the voice of all special districts. My enthusiasm, commitment, and comprehensive knowledge of special districts and LAFCO, along with my years of experience, will help me to serve as a member of the CSDA Board representing the Southern Network (Region 6).

CSDA EXPERIENCE:

- ❖ President 2011
- ❖ Vice President, 2010
- ❖ Treasurer, 2008 and 2009
- ❖ CSDA Finance Corporation, 2007-2012, President 2012, 2013 and 2015
- ❖ Fiscal Committee Chair, 2008 and 2009
- ❖ Audit Committee Chair, 2008
- ❖ Legislative Committee, 2004-2015; Chair, 2006-2010 and 2012
- ❖ Membership Committee Member, 2011 to present

DISTRICT EXPERIENCE:

- ❖ Elected in 1992, Board of Directors, Vista Irrigation District (CSDA District of Distinction)
- ❖ Served on and chaired District Committees
- ❖ One of the principal negotiators for the San Luis Rey Water Rights Settlement Agreement between VID, five Indian Bands, the City of Escondido, and the Federal Government

OTHER LEADERSHIP POSITIONS:

- ❖ ACWA Board of Directors, 2014-2015
- ❖ ACWA Local Government Committee, 2012 to present; Chair 2014-2015
- ❖ ACWA Region 10 Board, Vice Chair, Alternate Chair, Director, 1997-2010
- ❖ San Diego LAFCO, Regular Special Districts Member, 2015
- ❖ San Diego LAFCO, Alternate LAFCO Commissioner, 2008 to 2014
- ❖ San Diego LAFCO Special District Advisory Committee, 1994-2008, Chair 2005-2008
- ❖ CSDA San Diego Chapter, Board Member 1993 to present, President 1998-2000
- ❖ Special District Leadership Foundation Board of Directors, Treasurer 2014 and 2015

COMMUNITY INVOLVEMENT:

- ❖ San Marcos Planning Commissioner, 1979-1986
- ❖ San Marcos Traffic Commission, 1999-2004
- ❖ San Marcos Budget Review Committee, 1980-1982 and 1995-2006, Chair 1996-2006
- ❖ San Marcos Chamber of Commerce, Lifetime Ambassador

RECOGNITIONS:

- ❖ Special District Official of the Year by PublicCeo, 2011
- ❖ CSDA Legislative Advocate of the Year, 2010
- ❖ Graduate CSDA Leadership Academy
- ❖ Graduate Leadership 2000, Cal State San Marcos

AGENDA ITEM # 8



[fresh content]

2015 ANNUAL
CONFERENCE

SEPTEMBER 21-24

CSDA

Monterey, CA

15



**California Special
Districts Association**

Districts Stronger Together

ATTENDEE REGISTRATION

The Leadership Conference for Special Districts

Ingredients: 100% California Special Districts Association Annual Conference, keynote speakers, breakout sessions, networking, large exhibit hall, receptions, beautiful location, many learning opportunities, no preservatives

2015 Conference

SCHEDULE AT A GLANCE

MONDAY, SEPTEMBER 21, 2015	
Registration	8:00 a.m. - 5:00 p.m.
So You Want to Be A General Manager?*	8:00 a.m. - 3:45 p.m.
SDLF: Special District Administrator (SDA) Exam	9:00 - 11:00 a.m.
Building Confidence in Public Speaking*	9:00 a.m. - 3:00 p.m.
Special District Leadership Academy Module 1: Governance Foundations*	9:00 a.m. - 3:00 p.m.
Communication Strategies for Board Members and General Managers*	12:00 - 3:00 p.m.
CSDA Annual Golf Tournament*	10:00 a.m. - 3:00 p.m.
Elk Horn Slough Safari TM and Moss Landing Harbor District Tours*	10:00 a.m. - 3:00 p.m.
Pure Water Monterey Tour*	12:00 - 3:00 p.m.
District NetWorks Meetings	4:00 - 5:00 p.m.
President's Reception with the Exhibitors	5:30 - 7:30 p.m.
TUESDAY, SEPTEMBER 22, 2015	
Registration	7:30 a.m. - 5:00 p.m.
Exhibitor Showcase Open	7:30 a.m. - 6:00 p.m.
Continental Breakfast with the Exhibitors	7:30 - 8:45 a.m.
Opening Keynote Presentation: Peter Sheahan - FLIP! Creative Strategies for Turning Challenges into Opportunity and Change into Advantage	9:00 - 10:45 a.m.
Breakout Session Options	11:00 a.m. - 12:00 p.m.
Lunch with the Exhibitors	12:00 - 1:45 p.m.
Breakout Session Options	2:00 - 3:15 p.m.
Breakout Session Options	3:30 - 4:30 p.m.
Mix and Mingle in the Exhibit Hall + Grand Prize Drawing	4:30 - 6:00 p.m.
Exhibit Hall Closes	6:00 p.m.
WEDNESDAY, SEPTEMBER 23, 2015	
Registration	All day
SDRMA sponsored full plated breakfast	8:15 - 9:00 a.m.
SDRMA General Session, Safety Awards and Keynote Presentation: Michael Bazzell - Hiding from the Internet	9:00 - 10:45 a.m.
CSDA Finance Corporation Board Meeting	11:00 a.m. - 12:15 p.m.
Breakout Session Options	11:00 a.m. - 12:15 p.m.
CSDA Annual Awards Luncheon	12:30 - 2:00 p.m.
Breakout Session Options	2:15 - 3:30 p.m.
Breakout Session Options	3:45 - 4:45 p.m.
SDLF Taste of the City Event: BBQ, Blues and Brews	6:00 - 8:00 p.m.
THURSDAY, SEPTEMBER 24, 2015	
Registration	8:00 a.m. - 12:00 p.m.
Breakout Session Options	8:30 - 10:00 a.m.
Closing Brunch: 2015 Legislative Update	10:15 a.m. - 12:00 p.m.

* pre-registration/payment required



2015 Conference ATTENDEE REGISTRATION FORM

one form per attendee, please print

Three Ways to Register:

1. ONLINE by visiting the CSDA Annual Conference website at conference.csda.net
2. FAX your registration form to 916-520-2465. All faxed forms must include payment.
3. MAIL CSDA, 1112 I Street, Suite 200, Sacramento, CA 95814, please include registration form along with payment. Check should be made payable to: California Special Districts Association.

Not sure if you are a member?

Contact the CSDA office at 877-924-2732 to find out if your agency or company is already a member. To learn more about the benefits of membership contact Cathrine Lemaire at cathrinel@csda.net or call toll-free 877-924-2732.

Registration fee includes:

- President's Reception with the Exhibitors Monday evening
- Keynote Sessions and all Breakout Sessions
- Continental Breakfast with the Exhibitors on Tuesday
- Lunch with the Exhibitors on Tuesday
- Mix and Mingle in the Exhibit Hall on Tuesday
- SDRMA Full Plated Breakfast on Wednesday
- Awards Luncheon on Wednesday
- SDFL "Taste of the City" Reception on Wednesday
- Closing Brunch on Thursday

Name:		Title:		
District:				
Address:				
City:		State:	Zip:	
Phone:		Fax:		
Email:		Website:		
Emergency Contact:				
Member status: <input type="checkbox"/> Member <input type="checkbox"/> Non-member		<input type="checkbox"/> Vegetarian <input type="checkbox"/> Any Special Needs:		
Conference Registration Fees		Early Bird (on or before Aug. 14)	Regular (after Aug. 14)	SUBTOTAL
<input type="checkbox"/> CSDA Member - Full Conference		\$550.00	\$600.00	
<input type="checkbox"/> Non-member - Full Conference		\$750.00	\$800.00	
<input type="checkbox"/> Guest - Full Conference (Cannot be from a district/company) <input type="checkbox"/> Vegetarian		\$260.00	\$300.00	
<input type="checkbox"/> CSDA Member - One-day registration <input type="checkbox"/> Tuesday <input type="checkbox"/> Wednesday <input type="checkbox"/> Thursday		\$260.00 each day	\$275.00 each day	
<input type="checkbox"/> Non-member - One-day registration <input type="checkbox"/> Tuesday <input type="checkbox"/> Wednesday <input type="checkbox"/> Thursday		\$375.00 each day	\$435.00 each day	
Separate Registration Fees		Member	Non-member	SUBTOTAL
<input type="checkbox"/> Pre-Conference Workshop: SDLA Module 1: Governance Foundations - Sept. 21		\$225.00	\$375.00	
<input type="checkbox"/> Pre-Conference Workshop: Building Confidence in Public Speaking - Sept. 21		\$225.00	\$375.00	
<input type="checkbox"/> Pre-Conference Workshop: Comm. Strategies for Board Members & Gen. Man. - Sept. 21		\$125.00	\$175.00	
<input type="checkbox"/> Pre-Conference Workshop: So You Want to Be A General Manager? - Sept. 21		\$100.00 (includes breakfast and lunch) (limited to 20 attendees)		
<input type="checkbox"/> Tour: Moss Landing Harbor District and Elkhorn Slough Safari™ - Sept. 21		\$ 48.00 (includes transportation) (limited to 21 attendees)		
<input type="checkbox"/> Tour: Pure Water Monterey, Monterey Peninsula Water Management District and Monterey Regional Water Pollution Control Agency - Sept. 21		\$ 45.00 (includes transportation and lunch)		
<input type="checkbox"/> CSDA Golf Tournament - Sept. 21		\$ 95.00 (includes lunch)		
<input type="checkbox"/> CSDA Awards Luncheon (Guests only) - Sept. 23		\$ 40.00		
<input type="checkbox"/> SDFL "Taste of the City" Reception (Guests only) - Sept. 23		\$ 55.00		
TOTAL				
Payment type: <input type="checkbox"/> Check <input type="checkbox"/> Visa <input type="checkbox"/> MasterCard <input type="checkbox"/> AMEX <input type="checkbox"/> Discover				
Account name:		Account Number:		
Expiration date:		Authorized Signature:		

Cancellations/Substitution Policy: Cancellations must be in writing and received by CSDA not later than August 28, 2015. All cancellations received by this date will be refunded less a \$75 processing fee. There will be no refunds for cancellations made after August 28, 2015. Substitutions are acceptable and must be done in writing no later than September 4, 2015. Please submit any cancellation notice or substitution request to sharonf@csda.net or fax to 916-520-2465.

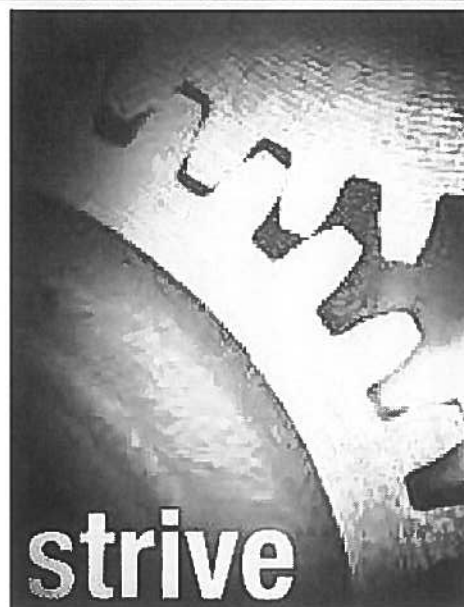
Consent to Use Photographic Images: Registration and attendance at, or participation in, CSDA meeting and other activities constitutes an agreement by the registrant to CSDA's use and distribution (both now and in the future) of the registrant or attendee's image or voice in photographs, videotapes, electronic reproductions and audiotapes of such events and activities.

Showcase Your Commitment to Excellence

Districts of Distinction Accreditation

In a time where proper fiscal management and responsibility in public agencies is paramount and the task of governing these agencies has become even more complex, regulated and costly, it has become increasingly important to demonstrate to constituents that districts have sound fiscal management policies and practices in place among other areas of importance in district operations.

This accreditation is designed as a way for districts to highlight their prudent fiscal practices along with other areas important to effectively operate and govern a special district.



Why Earn It?

- The accreditation criterion gets to the heart of best practices in public agencies. Demonstrate that your district:
- Understands and respects the responsibilities inherent in providing essential public services.
- Has clean financial audits and operates in a fiscally responsible and transparent manner.
- Is conscious of the ever-changing operating environment by having current and relevant policies and procedures in place that conform to all statutes and regulations under state law.
- Places an emphasis on continuing education completed by having each of the district's board members and executive staff in ethics, governance and leadership training.
- Focuses on having sound policies in the areas of governance, board conduct, district finances, transparency and reserves.

Requirements

- They undergo regular financial audits, have no major deficiencies and apply any recommendations to future years.
- Their operations conform to all statutes and regulations under state law as reflected in a policies and procedures manual.
- All directors/trustees, general manager and executive staff (as designated by the district) have received training in governance as well as compliance with AB 1234 Ethics Training and AB 1825 Harassment Prevention Training.
- They have completed SDLF's District Transparency Certificate of Excellence.

DOD Seal

Districts of Distinction earn the right to use the program's seal on district materials. The District of Distinction seal is visual proof that your special district stands out from others

Application

1. Complete the application
2. Send application and all supporting materials to SDLF.
3. Approval process review performed by SDLF staff
4. Receive your certificate and recognition

Download the application today.

Current Districts of Distinction

See a current list of special district leaders who have accomplished these goals and have been recognized.

Frequently Asked Questions

District of
Distinction

Who is considered "executive staff?"

Generally this will always include the General Manager of the district. Any other staff members that the district deems as "executive staff" would also need to meet the requirements of this accreditation.

District of
Distinction

Which courses qualify for the six-hour Governance training?

Through the California Special Districts Association (CSDA), any one of the four modules of the Special District Leadership Academy would satisfy this requirement. Those include: Governance Foundations, Setting Direction/Community Leadership, Board's Role in Finance & Fiscal Accountability and Board's Role in Human Resources.

CSDA also offers a "How to be an Effective Board Member" workshop which would satisfy the Governance training requirement and Ethics training as well.

District of
Distinction

If our district is up for reaccreditation, do we need to have the Board and executive staff retake a Governance course?

Any Board members or staff who have already completed a Governance course to qualify for a past accreditation in this program will not have to retake the course if they still remain on the Board or as a staff member of the same district at the time of reaccreditation. Only new Board or staff members would have to take a six-hour Governance course if they have not taken one within the last five years.

District of
Distinction

What proof does the district need to submit for CA State Controller reporting compliance?

A screen shot of the information on the CA State Controller's webpage would be sufficient. View this [here](#).

Transparency
Certificate of
Excellence

Where can I find the overview checklist for the Community Transparency Review?

Districts that choose to utilize the Community Transparency Review option for one of their two Outreach/Best Practices Requirements may use the same checklist that lists the requirements for this program. The individual/agency the district chooses will audit all of the required materials the district will ultimately submit to SDLF for review. SDLF will then need a brief statement on the individual/agency's letterhead or via email stating they have reviewed the district's materials and are recommending them for approval.

Transparency
Certificate of
Excellence

What if the district does not have a policy document for required subject matter but the information is included in the district Bylaws?

SDLF requires the district to have a policy document (either a Board approved policy or resolution) for the following: compliance with the Brown Act, Public Records Act requests, reimbursements, conflict of interest, code of ethics/values/norms or Board conduct, and one for financial reserves. If the district does not have one of these as a policy document they will have to develop one in order to satisfy the program requirements.

Transparency
Certificate of
Excellence

Can our district submit Form 700 information for the Annual Disclosure of Board member or employee reimbursements requirement?

Unfortunately not. The Form 700 would only capture "reportable" gifts and travel that an elected official may receive from a third-party that are submitted to the Fair Political Practices Commission (FPPC). The Annual Disclosure report is an internally created document that is published annually and is a public record available for public access, for reimbursements that a district provides.

Transparency
Certificate of
Excellence

What is an Authorizing Statute/Enabling Act (Principle Act or Special Act)?

Authorizing Statute - A statute by which the Legislature gives an agency certain responsibilities and authority.

Enabling Act - A statute empowering a person or body to take certain action, especially to make regulations, rules, or orders.

For this item we are looking for mention of the legislation that the district was formed under (mention of the government code). The district may either include a link to the full legislation on its website or include the government code under "history" or the "about us" section, for example.

Transparency
Certificate of
Excellence

Can our district only submit a Board agenda showing that we will be discussing the budget for the Annual Informational Public Budget Hearing item?

Districts that choose to utilize this option as one of their two Outreach/Best Practices Requirements would need to submit materials in addition to their Board agenda (i.e. press release to a local publication or direct mail piece to the district's constituents informing them of the budget hearing). For this item SDLF would like to see districts going above and beyond the legal requirement of only posting the agenda when outreaching to the public.

Transparency
Certificate of
Excellence

Can you please send me examples of policy documents that other districts have submitted?

We have examples of all the policy documents that are required as well as some of the Outreach/Best Practices Requirements on the Transparency Certificate of Excellence page on the SDLF website found [here](#).

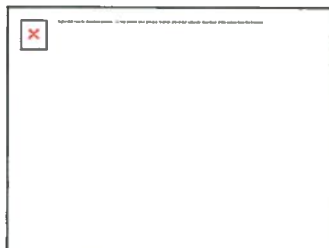
AGENDA ITEM # 9



Join Us August 21!

Responding to the Drought

Well it happened. The Sierra Nevada snowpack was just 5% of normal this year, prompting the Governor to issue a historic executive order for Californians to reduce water use by 25%. Many of our water providers are being asked to conserve even more than that.



So how do we meet this mandate? How can we balance water needs with development needs? Find out the answers to these and more at the [9th Annual San Bernardino County Water Conference](#).

Over the past eight years, this award-winning event has brought together more than 2,800 participants from all over the state and nation to share ideas and insights about the management of this most precious resource.

Amidst California's growing population and demand for more water, we are faced with the harsh reality of groundwater depletion, water-quality issues, strict regulations, and few alternative sources of water.

We hope you will join us for this solution-driven event!

Sponsorships Still Available

Register Now

When

Friday August 21, 2015

Where

California State University
San Bernardino

What

An awesome event that you won't want to miss out on! We sell out every year, so get your tickets now!

[View More Info](#)



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When

Friday August 21, 2015 from 7:00 AM to 12:00 PM PDT

[Add to Calendar](#)**Where**

California State University San Bernardino
5500 University Parkway
San Bernardino, CA 92407

[Driving Directions](#)**Contact**

Nicole Desmond
Desmond & Louis
(866) 737-4880
nicole@dandlpr.com

Look Who Else is Registered!

Larry Acker
ACT, Inc. D'MAND Kontrols

Mark Baker
Contech Engineered Solutions

Ken Berard
Tetra Tech, Inc.

Scott Burton
City of Ontario

Andrea Carruthers
Inland Empire Utilities Agency

Ron Craig
Michael Baker International

Tim Faulkner
City of Rancho Cucamonga

Kevin Ferguson
Albert A. Webb Associates

Eric Flodine
Strata Equity Group

Victoria Fuller
Joshua Basin Water District

[View All](#)**2015 SBC Water Conference**

9th Annual San Bernardino County Water Conference

* Required information

Business Information

* Company:

* Address 1:

* City:

* State:

--Choose--



* ZIP Code:

* Phone:

Website:

Primary Attendee Information

* First Name:

* Last Name:

* Email Address:

* Confirm Email Address:

EVENT SPONSOR & TABLE OF 8 OPTIONS | Do not forget to ADD your other attendee (s) name (s) under "Additional Guest" or reserve the slot with "TBD" in the blank fields.

Promo Code

Enter Code:

Fee

Type	Fee
<input checked="" type="radio"/> Gold Sponsor	\$7,000.00
<input type="radio"/> Silver Sponsor	\$5,000.00
<input type="radio"/> Bronze Sponsor	\$2,500.00
<input type="radio"/> Booth Sponsor	\$599.00
<input type="radio"/> Municipality Table	\$599.00
<input type="radio"/> Single Attendee	

Type	Fee
	\$95.00

Additional Attendee

You may add a maximum of 15

[Add](#)

Payment

Payment Method

- ☒ Pay with Credit Card
☐ Pay By Check

Payment Summary

Name	Type	Quantity	Fee	Total
	Gold Sponsor	1	\$7,000.00	\$7,000.00
			Total	\$7,000.00

☒ Allow others to see that I have registered. (Note: only your name, title, and company information will be shared.)

☒ Yes, I would like to receive email about your events

[Continue](#)

[Go back to Event Page](#)

By submitting this form, you're granting:

Desmond & Louie, 12829 Yucaipa Creek Pl., Yucaipa, CA 92399, United States
<http://www.dandlpr.com>

permission to email you. You can revoke permission to mail to your email address at any time using the SafeUnsubscribe™, found at the bottom of every email. Constant Contact takes your privacy seriously (to see for yourself, please read the Constant Contact [Email Privacy Policy](#)). Emails are serviced by Constant Contact.

[Mobile View](#)

AGENDA ITEM # 10



6/1/15
 To: Marina West
 From: Destiny Diaz
 Subject: Service Order Report May 2015

SERVICE ORDER REPORT FOR FISCAL YEAR 2014-2015

	J	A	S	O	N	D	J	F	M	A	M	J	YTD
After Hours Call Out	3	3	2	1	0	5	1	1	1	0	2		19
AirVac Maintenance	0	1	0	0	0	0	0	0	0	0	0		1
AirVac Replacement	3	5	6	0	0	0	0	0	0	0	0		14
Booster Repair/Maintenance (New Category)	0	0	0	0	0	0	0	1	0	0	0		1
Bulk Stations: Maintenance	0	0	3	0	0	0	0	0	0	2	0		5
Close Account	10	16	21	19	19	16	20	10	1	0	0		132
Customer Requested Asst	3	6	6	2	2	2	4	3	6	2	1		37
Reported Leaks	1	0	5	2	5	1	1	0	2	1	0		18
Destroy Service Line	0	0	0	0	0	0	0	0	0	0	0		0
Exchange Meter	2	1	2	4	5	4	1	1	2	1	2		25
Facility Inspections*	4	6	1	4	4	4	5	4	0	0	4		36
Fire Flow Test	0	1	1	0	0	0	0	0	0	0	0		2
Flush Deadend/Blowoffs	0	0	0	2	0	0	0	0	0	0	0		2
General Maintenance	0	0	2	0	0	0	2	0	0	0	0		4
Hangtag	11	8	10	5	3	3	4	1	2	4	10		61
Hydrant Maint.	0	0	1	0	0	0	0	0	0	0	0		1
Install New Service	0	0	0	0	0	0	0	0	1	2	2		5
Lock-Off's	10	11	16	11	9	18	13	9	17	10	13		137
Miscellaneous	19	8	6	15	7	9	14	6	7	5	2		98
Office Repairs	0	0	0	0	0	0	0	0	0	0	0		0
Open New Service	10	16	21	19	19	16	20	9	0	0	0		130
Pressure Complaint	1	0	1	0	0	0	0	0	0	0	0		2
Pull Meter	0	0	0	0	0	0	0	0	0	0	0		0
Read Meter	7	0	3	4	3	4	4	2	13	10	16		66
Repair Mainline	4	0	0	0	0	0	0	0	0	0	0		4
Repair Service Line	1	3	2	2	0	2	1	0	2	3	1		17
Replace Service Line	5	10	2	7	4	3	1	0	3	5	5		45
Reread Meter	23	18	12	10	7	7	4	43	28	20	34		206
Safety Meeting	2	2	4	1	3	2	2	1	0	0	0		17
Tamper	1	2	0	0	0	0	0	0	0	0	0		3
Tank/Reservoir Maintenance/Repairs	0	1	0	0	0	0	0	0	0	0	0		1
Unlock Service	15	15	12	16	11	10	15	10	13	16	16		149
Valve Maintenance	0	0	0	10	0	0	0	24	47	45	30		156
Verify Meter Locked	5	3	6	3	0	1	6	3	0	3	3		33
Water Quality Issues **	2	0	1	0	0	0	0	0	2	0	1		6
Well Repairs/Maint. And Water Level	0	1	0	2	0	0	0	0	0	0	0		3
TOTAL	142	137	146	139	101	107	118	128	147	129	142	0	1436

*Includes Inspections for Fire Extinguishers, Vehicles and Facilities

** Includes Water Quality (taste, odor, color)



DATE: 6/5/2015
TO: Board of Directors
FROM: Kit Boyd
RE: MAY 2015 Production

	<u>Cubic Feet</u> <u>Pumped</u>	<u>Total Gallons</u> <u>Pumped</u>	<u>Average</u> <u>GPM</u>	<u>Total</u> <u>Running Time</u>	<u>acre feet</u>
Well 2	Well is "inactive"				
Well 3	177,890	1,330,617	396	56	4.08
Well 4	Well is "inactive"				
Well 6	4,200	31,416	403	1.3	0.10
Well 7	209,350	1,565,938	344	75.9	4.81
Well 8	331,400	2,478,872	894	46.2	7.61
Well 9	515,200	3,853,696	661	97.1	11.83
Well 10	22,960	171,741	60	47.6	0.53
Total	1,261,000	9,432,280	485	324.1	28.95
A Boosters	69,260	518,065	131	66.1	
C Boosters	153,200	1,145,936	222	86.2	
Total	222,460	1,664,001			

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, PG, General Manager

Agency Office

622 S. Jemez Trail
Yucca Valley, CA 92284-1440

760/364-2315 Phone
760/364-3412 Fax

A Public Agency

www.bdvwa.org

Board of Directors' Regular Meeting Minutes

Board Meeting Office
1720 N. Cherokee Trail, Landers, CA 92285
Tuesday, May 26, 2015 – 6:00 p.m.

Call to Order

Meeting convened by Board President Judy Corl-Lorono at 6:00 p.m.

Pledge of Allegiance

Led by Rebecca Unger.

Roll Call

Directors Present:

Judy Corl-Lorono
J. Dennis Staley
Terry Burkhart
Michael McBride
J. Larry Coulombe

Staff Present:

Marina West
Michelle Corbin

Approval of Agenda

Motion to approve the agenda.

MSC¹ (McBride/Coulombe) unanimously approved.

Audit Services with Davis Farr LLP for Three (3) Years

Jennifer Farr of Davis Farr LLP joined the meeting via phone conference. Ms. Farr explained to the Board how Davis Farr LLP will move forward with the Agency. Ms. Farr described the processes of the audit and noted all previous staff members with the exception of Ken Al-Iman will continue to work with Bighorn-Desert View Water Agency during the future audits. Ken Al-Iman will work with the firm on a contract basis and is expected to also be on hand.

Anonymous inquired about the contract cost.

Anonymous inquired about the transition.

Motion No. 15-019

(After brief Board discussion), Director McBride made a motion to approve audit services with Davis Farr LLP for three (3) years ending June 30, 2015, 2016 and 2017. Director Burkhart seconded the motion.

MSC¹ (McBride/Burkhart)

Corl-Lorono: Y
Staley: Y
Burkhart: Y
McBride: Y
Coulombe: Y

Resolution No. 15R-07 – A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Providing for the Levy and Collection of Taxes (Setting the Ad Valorem Tax) Within Improvement District No. 1 for Fiscal Year 2015-2016 at \$175,900.

General Manager West gave a brief staff report. West explained how the Ad Valorem Tax was calculated and noted there is no change in the dollar amount from last fiscal year.

Public Comment:

Anonymous asked for clarification on the area identified at Improvement District No. 1.

Motion No. 15-020

(After brief Board discussion), Director McBride made a motion to adopt Resolution No. 15R-20 – Providing for the levy and collection of taxes (setting the Ad Valorem tax) within Improvement District No. 1 for Fiscal Year 2015/2016 for a total collection of \$175,900. The motion was seconded by Director Coulombe.

Roll Call Vote:

Ayes: McBride, Staley, Corl-Lorono, Coulombe, Burkhart
Nays: None
Abstain: None
Absent: None

MSC¹ (McBride/Coulombe)

Corl-Lorono: Y
Staley: Y
Burkhart: Y
McBride: Y
Coulombe: Y

Resolution 15R-08 Fixing and Adopting the Agency's Budget for Fiscal Year 2015-2016

General Manager West gave a brief overview of the proposed budget. West answered several questions from the Board and public. West also reviewed subjects related to the newly acquired territory previously known as CSA 70/W-1.

Public comment:

Anonymous stated that while under Special Districts, CSA 70/W-1 she saw many rate increases.

Anonymous stated he feels the Agency should do what is best to keep the billing smooth.

Motion No. 15-021

(After brief Board discussion), Director McBride made a motion to adopt Resolution 15R-08, A Resolution Fixing and Adopting the Agency Budget for Fiscal Year 2015/2016 for the Bighorn-Desert View Water Agency. Vice President Staley seconded the motion.

MSC¹ (McBride/Staley)

Cori-Lorono: Y
Staley: Y
Burkhart: Y
McBride: Y
Coulombe: Y

Consent Items

- a. Service Order Report, April 2015
- b. Production Report, April 2015
- c. Regular Board Meeting Minutes, April 28, 2015
- d. Special Board Meeting Minutes, March 31, 2015
- e. Special Board Workshop Meeting Minutes, February 20, 2015
- g. Authorize staff to provide water for fire protection at the "Third of July" Community Celebration at Homestead Valley Park.
- h. Adopt Resolution No. 15R-09 Authorizing General Manager to sign and file a financial assistance application for financing agreement from the State Water Resources Control Board for the project identified as "BDV/W1 System Integration"
- i. Adopt Resolution No. 15R-10 Authorizing General Manager to sign and file a financial assistance application for financing agreement from the State Water Resources Control Board for project identified as "Hi Desert Water District Interconnections".
- j. Adopt Resolution No. 15R-11 Authorizing General Manager to sign and file a financial assistance application for financing agreement from the State Water Resources Control Board for the project identified as "Lookout Pipeline Improvements".

No Public comment.

Motion No. 15-022

Director Burkhart made a motion to approve consent items a – e and g. - j. The motion was seconded by Director McBride.

Public Comment:

Rebecca Unger congratulated the Agency stating she was proud of the progress of Bighorn-Desert View Water Agency.

MSC¹ (Burkhart/McBride)

Cori-Lorono: Y
Staley: Y
Burkhart: Y
McBride: Y
Coulombe: Y

Matters Removed From Consent Calendar

- f. Dissolve the “W-1 Reorganization Ad Hoc Committee” formed to help explore the processes of reorganization with County Special Districts Zone W-1/Landers and coordinate community outreach.

Motion No. 15-023

Director Burkhart made a motion to approve consent item f. The motion was seconded by Vice President Staley.

MSC¹ (Burkhart/Staley)

Corl-Lorono: Y
Staley: Y
Burkhart: Y
McBride: Y
Coulombe Y

Public Comment Period

No public comment.

Verbal Reports

General Manager West reported on the job openings for Water Distribution and Accounting at the Agency. West stated she received several applications for both positions and is expecting to have the positions filled by next week.

Director Coulombe reported on two Alliance for Water Awareness and Conservation (AWAC) meetings he had attended at Mojave Water Agency as well as a conference in Los Angeles that focused on Solar.

Director McBride reported on the Community Choice Aggregate (CCA) seminar as well as the Emergency Response Network of the Inland Empire (ERNIE) “Table Top” exercise he participated in early this month.

Director Burkhart gave a brief overview of the California Special Districts Association “Legislative Days” she had attended in Sacramento, California this month.

Vice President Staley reported on the Homestead Valley Community Council meeting he attended at Belfield Hall in Landers California. Director Staley also reported on the Grubstakes Parade in Yucca Valley.

President Corl-Lorono reported on the Association of California Water Agencies (ACWA) Conference she attended where Bighorn-Desert View Water Agency received the Clair A. Hill Water Agency Award for Excellence. President Corl-Lorono also reported on the Special District Risk Management Authority (SDRMA) Conference she attended in Sacramento. Lastly, President Corl-Lorono presented the General Manager and Board of Directors with the Clair A. Hill Award plaque.

Adjournment – President Judy Corl-Lorono adjourned the meeting at 7:23 p.m.

Approved by:

Terry Burkhart, Secretary of the Board

RESOLUTION NO. 15R-XX

RESOLUTION OF BIGHORN-DESERT VIEW WATER AGENCY AUTHORIZING GENERAL MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING GENERAL MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING GENERAL MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING GENERAL MANAGER TO SIGN THE FINAL RELEASE FORM; AND PLEDGING AND DEDICATING NET WATER REVENUES FROM TO PAYMENT OF DWSRF FINANCING.

WHEREAS, Bighorn-Desert View Water Agency seeks financing from the State Water Resources Control Board for a project commonly known as BDV/W1 System Integration ("Project"); and

WHEREAS, Bighorn-Desert View Water Agency has the authority to construct, operate, and maintain the water system of the Bighorn-Desert View Water Agency; and

WHEREAS, the Agency desires to enhance the provision and protection of the drinking water supplied to the consumers of its water systgem, thererfore;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that

1. The **General Manager** is hereby authorized and directed to sign and file, for and on behalf of the [name of Applicant Entity] a financial assistance application for a financing agreement from the State Water Resources Control Board for the Project;
2. The **General Manager** or designee is hereby authorized to sign the DWSRF program financing agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;
3. The **General Manager** or designee is hereby authorized to represent the **Bighorn-Desert View Water Agency** is carrying out the **Bighorn-Desert View Water Agency's** responsibilities under the financing agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications;
4. The **Bighorn-Desert View Water Agency** does hereby dedicate and pledge its net water revenues and its water enterprise fund to payment of the DWSRF financing for the Project. The **Bighorn-Desert View Water Agency** commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the **Bighorn-Desert View Water Agency** has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s). If for any reason, the said source of revenues proves insufficient to satisfy the debt service of the DWSRF obligation, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet the DWSRF obligation and to operate and maintain the project.; and
5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water

Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the **Bighorn-Desert View Water Agency** or in any other document.

.....

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhart, Board Secretary

RESOLUTION NO. 15R-XX

RESOLUTION OF BIGHORN-DESERT VIEW WATER AGENCY AUTHORIZING GENERAL MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING GENERAL MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING GENERAL MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING GENERAL MANAGER TO SIGN THE FINAL RELEASE FORM; AND PLEDGING AND DEDICATING NET WATER REVENUES FROM TO PAYMENT OF DWSRF FINANCING.

WHEREAS, Bighorn-Desert View Water Agency seeks financing from the State Water Resources Control Board for a project commonly known as Hi Desert Water District Interconnections ("Project"); and

WHEREAS, Bighorn-Desert View Water Agency has the authority to construct, operate, and maintain the water system of the Bighorn-Desert View Water Agency; and

WHEREAS, the Agency desires to enhance the provision and protection of the drinking water supplied to the consumers of its water system, therefore;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that

1. The **General Manager** is hereby authorized and directed to sign and file, for and on behalf of the [name of Applicant Entity] a financial assistance application for a financing agreement from the State Water Resources Control Board for the Project;
2. The **General Manager** or designee is hereby authorized to sign the DWSRF program financing agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;
3. The **General Manager** or designee is hereby authorized to represent the **Bighorn-Desert View Water Agency** is carrying out the **Bighorn-Desert View Water Agency's** responsibilities under the financing agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications;
4. The **Bighorn-Desert View Water Agency** does hereby dedicate and pledge its net water revenues and its water enterprise fund to payment of the DWSRF financing for the Project. The **Bighorn-Desert View Water Agency** commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the **Bighorn-Desert View Water Agency** has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s). If for any reason, the said source of revenues proves insufficient to satisfy the debt service of the DWSRF obligation, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet the DWSRF obligation and to operate and maintain the project.; and
5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary,

executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the **Bighorn-Desert View Water Agency** or in any other document.

.....
PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhart, Board Secretary

RESOLUTION NO. 15R-XX

RESOLUTION OF BIGHORN-DESERT VIEW WATER AGENCY AUTHORIZING GENERAL MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING GENERAL MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING GENERAL MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING GENERAL MANAGER TO SIGN THE FINAL RELEASE FORM; AND PLEDGING AND DEDICATING NET WATER REVENUES FROM TO PAYMENT OF DWSRF FINANCING.

WHEREAS, Bighorn-Desert View Water Agency seeks financing from the State Water Resources Control Board for a project commonly known as Lookout Pipeline ("Project"); and

WHEREAS, Bighorn-Desert View Water Agency has the authority to construct, operate, and maintain the water system of the Bighorn-Desert View Water Agency; and

WHEREAS, the Agency desires to enhance the provision and protection of the drinking water supplied to the consumers of its water system, therefore;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that

1. The **General Manager** is hereby authorized and directed to sign and file, for and on behalf of the [name of Applicant Entity] a financial assistance application for a financing agreement from the State Water Resources Control Board for the Project;
2. The **General Manager** or designee is hereby authorized to sign the DWSRF program financing agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;
3. The **General Manager** or designee is hereby authorized to represent the **Bighorn-Desert View Water Agency** is carrying out the **Bighorn-Desert View Water Agency's** responsibilities under the financing agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications;
4. The **Bighorn-Desert View Water Agency** does hereby dedicate and pledge its net water revenues and its water enterprise fund to payment of the DWSRF financing for the Project. The **Bighorn-Desert View Water Agency** commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the **Bighorn-Desert View Water Agency** has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s). If for any reason, the said source of revenues proves insufficient to satisfy the debt service of the DWSRF obligation, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet the DWSRF obligation and to operate and maintain the project.; and
5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water

Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the **Bighorn-Desert View Water Agency** or in any other document.

.....
PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhardt, Board Secretary

**BIGHORN-DESERT VIEW WATER AGENCY
AGENDA ITEM SUBMITTAL**

Meeting Date: June 23, 2015

To: Board of Directors

Budgeted: Staff time to IRWMP SWS,
CEQA \$1,500
Budgeted Amount: not specific
Cost: \$1,050 (CEQA), staff time
Funding Source: TBD if grant match is
required. Reimbursement from SWS being
investigated.

From: Marina D. West

General Counsel Approval: Obtained
CEQA Compliance: Categorical Exemption
to be filed with this motion (attached).

Subject: Authorize General Manager, via Resolution No 15R-XX, to file a Reimbursement Resolution for the Project Identified as "Alternate Power Improvements" (SRF Application Attachment F4);

And Authorize General Manager, via Resolution No. 15R-XX, to cause the necessary data to be prepared and application to be signed and filed with the State Water Resources Control Board for the project identified as "Alternate Power Improvements" (SRF Attachment F6a);

And Authorize filing of California Environmental Quality Act Class 1 Categorical Exemption for the Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities

And Authorize General Manager, via Resolution No. 15R-XX, to sign financial agreement, amendments, and certifications for funding under the Drinking Water State Revolving Fund (DWSRF); authorize General Manager to approve claims for reimbursement; authorize General Manager to execute budget and expenditure summary; authorize General Manager to sign the final release form and General Manager to sign the Certification of Project Completion; and pledging and dedicating net water revenues from/to payment of DWSRF financing for project identified at "Alternate Power Improvements" (SRF Attachment F8).

SUMMARY

Staff is pursuing grant funding under the umbrella of the Mojave Water Agency 2014 Integrated Regional Water Management Plan (IRWMP). The requested Board actions allow the Agency to apply for state funding to construction its shovel ready "Alternate Power Improvements" project. Previously referred to as Manual Transfer Switches, this project is

identified in the IRWMP plan. There are currently four projects pursuing funding. All grant projects will be addressed by the Board individually as they will be processed by the funding agency individually.

The Alternate Power Improvements construction project is Categorically Exempt under the California Environmental Quality Act (CEQA) and appropriate analysis and findings are attached. Staff recommends the Board adopt the CEQA findings so that appropriate filings can be made thus initiating the public comment period of 30-days.

In order to submit funding applications the Board of Directors will need to authorize the General Manager to sign and file various documents as part of the application packet by resolution or motion as outlined below.

Staff is requesting 100% construction grant funding for the "Alternate Power Improvements" project. Grant funding is not guaranteed, a funding match may be required and the Board is not obligated to accept any award of funding until such offer is made. To be clear, the Board has an "off-ramp" prior to making its final decision to commit the Agency to any funding arrangements or not.

The Agency will need to submit the required paperwork in order to access any funding. Staff believes the Agency is in good standing to receive funds for several reasons including Disadvantaged Community, small water system, listed priority projects (ie. consolidation) and mandated compliance with the IRWMP guidelines. This project fits within the "shovel ready" category. To date the Agency has expended about \$25,000 for design costs and the project is necessary to the Agency's emergency preparedness strategy.

RECOMMENDATION

That the Board considers taking the following action(s):

1. Adopt Resolution No. 15R-XX, a reimbursement resolution of the Bighorn-Desert View Water Agency for the project identified as "Alternate Power Improvements" (SRF Attachment F4); and
2. Adopt Resolution No. 15R-XX, a statement of the Board of Directors of the Bighorn-Desert View Water Agency authorizing General Manager to cause the necessary data to be prepared and application to be signed and filed with the State of California's State Water Resources Control Board, Division of Drinking Water for the project identified as "alternate Power Improvements" (SRF Attachment F6a); and
3. Authorize filing of California Environmental Quality Act Class 1 Exemption for the Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities.
4. Authorize General Manager, via Resolution No. 15R-XX, to sign financial agreement, amendments, and certifications for funding under the Drinking Water State Revolving Fund (DWSRF); authorize General Manager to approve claims for reimbursement; authorize General Manager to execute

budget and expenditure summary; authorize General Manager to sign the final release form and General Manager to sign the Certification of Project Completion; and pledging and dedicating net water revenues from/to payment of DWSRF financing for project identified at "Alternate Power Improvements" (SRF Attachment F8).

BACKGROUND/ANALYSIS

Staff has been actively involved in the Small Water Systems Subcommittee which was formed under the Mojave Water Agency 2014 Integrated Regional Water Management Plan (IRWMP) to assist small water systems in disadvantaged communities obtain grant or revolving loan funding. In FY2014/15 MWA funded the Small Water Systems Committee Work Plan to provide services to the small systems. Analysis of the BDVWA projects identified in the IRWMP found that several projects may qualify for either Prop. 1 (aka 2014 Water Bond) or State Revolving Fund grant monies. Four specific projects have been identified as good candidates for grant funding:

1. Hi Desert Water District/BDVWA interconnections planning grant;
2. Lookout pipeline improvements planning grant;
3. BDVWA/W1 system integration planning grant.
4. Alternate Power Improvements construction grant for power transfer switches and new generator(s).

Staff has been working with California Rural Water Association, MWA's consultant, to define the projects and begin preparation of the necessary data to develop a grant proposal. Aside from staff's time, the attached documents prepared for the application have been funded by the MWA IRWMP SWS.

These projects were reviewed in more detail at the April 21, 2015 Planning/ Engineering/ Legislative/ Grant/ Security Committee Meeting and at the April 28, 2015 Board of Directors Meeting. Staff was given direction to proceed with the applications.

Since the Board of Directors meeting in April, staff has been asked to execute specific resolutions relevant to the various funding opportunities, application protocols and funding agencies. These resolutions are slight variations of those signed in April and appear to be required for the State Water Resources Control Board State Revolving Fund processes which are constantly evolving.

Staff requests the Board adopt these actions to insure application packages are complete and accurate.

The Alternate Power Improvements project has already been designed and is essentially "shovel ready". In order to proceed with construction, the Agency is required to complete a project analysis as prescribed under the California Environmental Quality Act (CEQA). The Agency's environmental consultant, Candida Neal, AICP, has prepared the attached analysis in compliance with CEQA guidelines and has determined the project Categorically Exempt from further analysis. In order to complete the application for a construction grant the Board must adopt findings under CEQA.

Staff recommends the Board authorize the Resolutions and the filing of California Environmental Quality Act Class 1 Exemption for the Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities. Further that the Board direct staff to complete the funding application documentation and make the appropriate filings.

PRIOR RELEVANT BOARD ACTION(S)

4/28/2015 Motion No. 15M-016 Adopt Resolution Nos. 15R-03, 15R-04, 15R-05 and 15R-06 causing the necessary data to be prepared and application to be signed and filed with the state of California's State Water Resources Control Board, Division of Drinking Water for the projects identified as "Hi Desert Water District Interconnections"; "Lookout Pipeline Improvements", BDV/W1 System Integration" and "Emergency Power Improvements" (now titled, "Alternate Power Improvements".

7/22/2014 Motion No. 14M-037 A motion to adopt Resolution 14R-12 Adopting the Mojave Water Agency Integrated Regional Water Management Plan Pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Prop. 84).

Attachment F4 Alternate Power Improvements

RESOLUTION NO. 15R-XX

REIMBURSEMENT RESOLUTION OF THE BIGHORN-DESERT VIEW WATER AGENCY FOR THE PROJECT IDENTIFIED AS "ALTERNATE POWER IMPROVEMENTS"

WHEREAS, the Bighorn-Desert View Water Agency (the "Agency") desires to finance the costs of constructing and/or reconstructing certain public facilities and improvements relating to its water system, including certain alternate power supply improvements for system reliability (the "Project"); and

WHEREAS, the Agency intends to finance the construction and/or reconstruction of the Project or portions of the Project with moneys ("Project Funds") provided by the State of California, acting by and through the State Water Resources Control Board (State Water Board); and

WHEREAS, the State Water Board may fund the Project Funds with proceeds from the sale of obligations the interest upon which is excluded from gross income for federal income tax purposes (the "Obligations"), and

WHEREAS, prior to either the issuance of the Obligations or the approval by the State Water Board of the Project Funds the Agency desires to incur certain capital expenditures (the "Expenditures") with respect to the Project from available moneys of the Agency; and

WHEREAS, the Agency has determined that those moneys to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Agency for the Expenditures from the proceeds of the Obligations.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Bighorn-Desert View Water Agency finds as follows:

SECTION 1. The Agency hereby states its intention and reasonably expects to be reimbursed for the Expenditures the Agency pays prior to the issuance of the Obligations or the approval by the State Water Board of the Project Funds.

SECTION 2. The reasonably expected maximum principal amount of the Project Funds is \$ TBD.

{Remove this Note when completing the Resolution: Please include the maximum reasonable project amount. Your SRF financing agreement will not exceed this amount under any circumstances.}

SECTION 3. This resolution is being adopted no later than 60 days after the date on which the Agency will expend moneys for the construction portion of the Project costs to be reimbursed with Project Funds.

SECTION 4. Each Agency expenditure will be of a type properly chargeable to a capital account under general federal income tax principles. The General Ledger Account assigned by the Bighorn-Desert View Water Agency Board of Directors to this project is: 01-10-561901

SECTION 5. To the best of our knowledge, this Agency is not aware of the previous adoption of official intents by the Agency that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

SECTION 6. This resolution is adopted as official intent of the Agency in order to comply with Treasury Regulation §1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of Project costs.

SECTION 7. All the recitals in this Resolution are true and correct and this Agency so finds, determines and represents.

BE IT FURTHER RESOLVED, that the Board of Directors of the Bighorn-Desert View Water Agency does hereby direct the Secretary to the Board to deliver a true and correct copy of this Resolution No. 15R-XX to the State of California (State Water Resources Control Board).

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhardt, Board Secretary

Resolution No. 15R-XX

A STATEMENT OF THE BOARD OF DIRECTORS OF THE BIGHORN-DESERT VIEW WATER AGENCY AUTHORIZING GENERAL MANAGER TO CAUSE THE NECESSARY DATA TO BE PREPARED AND APPLICATION TO BE SIGNED AND FILED WITH THE STATE OF CALIFORNIA'S STATE WATER RESOURCES CONTROL BOARD, DIVISION OF DRINKING WATER FOR THE PROJECT IDENTIFIED AS "ALTERNATE POWER IMPROVEMENTS"

WHEREAS, the Bighorn Desert View Water Agency ("Agency") has the authority to construct, operate, and maintain the water system of the Bighorn Desert View Water Agency; and

WHEREAS, the Agency desires to enhance the provision and protection of the drinking water supplied to the consumers of its water system, therefore;

BE IT RESOLVED by the Agency that the General Manager (the "Authorized Representative") or designee is hereby authorized and directed to sign and file, for and on behalf of the Agency, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning and/or design of the "Alternate Power Improvements" project (the "Project").

This Authorized Representative, or his/her designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto.

The Authorized Representative, or his/her designee, is designated to represent the Agency in carrying out the Agency's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the Agency and compliance with applicable state and federal laws.

BE IT FURTHER RESOLVED, that the Board of Directors of the Bighorn-Desert View Water Agency does hereby direct the Secretary to the Board to deliver a true and correct copy of this Resolution No. 15R-XX to the State of California (State Water Resources Control Board).

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhardt, Board Secretary

RESOLUTION NO. 15R-XX

RESOLUTION OF BIGHORN-DESERT VIEW WATER AGENCY AUTHORIZING GENERAL MANGER TO SIGN FINANCING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING GENERAL MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING GENERAL MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING GENERAL MANGER TO SIGN THE FINAL RELEASE FORM AND GENERAL MANGER TO SIGN THE CERTIFICATION OF PROJECT COMPLETION; AND PLEDGING AND DEDICATING NET WATER REVENUES FROM TO PAYMENT OF DWSRF FINANCING.

WHEREAS, Bighorn-Desert View Water Agency seeks financing from the State Water Resources Control Board for a project commonly known as Alternate Power Improvements Project ("Project"); and

WHEREAS, the Bighorn Desert View Water Agency ("Agency")has the authority to construct, operate, and maintain the water system of the Bighorn Desert View Water Agency; and

WHEREAS, the Agency desires to enhance the provision and protection of the drinking water supplied to the consumers of its water system, therefore;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that

1. The **General Manager** is hereby authorized and directed to sign and file, for and on behalf of the [name of Applicant Entity] a financial assistance application for a financing agreement from the State Water Resources Control Board for the Project;
2. The **General Manager** or designee is hereby authorized to sign the DWSRF program financing agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;
3. The **General Manager** or designee is hereby authorized to represent the **Bighorn-Desert View Water Agency** is carrying out the **Bighorn-Desert View Water Agency's** responsibilities under the financing agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications;
4. The **Bighorn-Desert View Water Agency** does hereby dedicate and pledge its net water revenues and its water enterprise fund to payment of the DWSRF financing for the Project. The **Bighorn-Desert View Water Agency** commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the **Bighorn-Desert View Water Agency** has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the **Bighorn-Desert View Water Agency** commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s). If for any reason, the said source of revenues proves insufficient to satisfy the debt service of the DWSRF obligation, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet the DWSRF obligation and to operate and maintain the project.; and
5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the **Bighorn-Desert View Water Agency** or in any other document.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Bighorn-Desert View Water Agency this 23rd day of June 2015.

By _____
Judy Corl-Lorono, Board President

Attest:

Terry Burkhart, Board Secretary

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



A Public Agency

Agency Office

622 S. Jemez Trail
Yucca Valley, CA 92284-1440

760/364-2315 Phone
760/364-3412 Fax

www.bdvwa.org

Notice of Exemption

TO: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, Ca 95814

FROM: Bighorn-Desert View Water Agency
622 S. Jemez Trail
Yucca Valley, CA 92284\

Clerk of the Board of Supervisors
County of San Bernardino
385 North Arrowhead Avenue, 2nd Floor
San Bernardino, CA 92415

Project Title: Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities

Project Location: Located in western San Bernardino County north of Yucca Valley, the Bighorn-Desert View Water Agency Service Area includes the communities of Landers, Flamingo Heights and Johnson Valley. Locations of specific improvements are presented in the project description below.

Public Agency Approving the Project: Bighorn-Desert View Water Agency
622 Jemez Trail
Yucca Valley, CA 92284

Person or Agency Carrying out the Project: Marina West, PG
General Manager
Bighorn-Desert View Water Agency
622 Jemez Trail
Yucca Valley, CA 92284

Exempt Status: (check one) ☐ Ministerial (Section 21080 (b)(1); Section 15268);
☐ Declared Emergency (Section 21080 (b) (3); Section 15269(a));
☐ Emergency Project (Section 21080 (b) (4); Section 15269(b)(c));
☐ Statutory Exemption (Section Number: _____);
☒ X Categorical Exemption: Class 1 (Section Number 15301 (c))
☐ The activity is not subject to CEQA (Section 15061(b) (3))
☐ Other: Section 15168 (Program Environmental Impact Report).

Description of Project including Purpose, Components or Nature and Beneficiaries:

Project Purpose. The purpose of the project is to install system improvements to allow continued water service in the event of a power failure.

Project Components or Nature. The specific project components include and their locations include:

Installation of manual transfer switch and transformer
District Offices: 622 Jemez Trail, Yucca Valley, CA

Equip the existing generator at this well site with receptacles and power cables to allow connection between the portable generation and the generator termination panel.

Well Sites 2 and 3: Northwest corner of Cherokee Trail and Citrine Road, Yucca Valley APN 629-421-27

Installation of manual transfer switch:

Well Site 4: Cherokee Trail and Moonstone Road, APN 629-431-28

Well Site No. 8: Southeast corner of Hondo Street and Sioux Trail, Flamingo Heights APN 629-451-03

Well Site No. 9: North side of Pine Street west of Juniper Street, Flamingo Heights APN 629-351-06

Booster A: 622 Jemez Trail, Yucca Valley, CA

Booster C: Northwest corner of Cherokee Trail and Encantado Road, Yucca Valley

Project Beneficiaries. Direct beneficiaries are the residents, businesses and property owners of the Bighorn-Desert View Water Agency.

Reasons why project is exempt:

The project improvements will allow the BDVWA to provide water service in the relatively infrequent event of a power failure. Project completion will reduce the number of times and the length of time that water service is interrupted due to power failures. Pursuant to CEQA Guidelines Section 15301, Class 1 projects, projects that will result in negligible or no expansion of an existing use, are considered categorically exempt from CEQA review. Since the proposed improvements will not increase the BDVWA's capacity to provide water service or expand the BDVWA service area, the project is exempt.

The attached *Bighorn-Desert View Water Agency CEQA Class 1 Exemption Technical Analysis for the Installation of Manual Transfer Switches and Related Improvement to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities* provides technical documentation supporting the required findings for a Class 1 Exemption.

Local Agency Contact Person/Title:
Phone Number:

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Signature: _____
Marina West, General Manager, Bighorn-Desert View Water Agency

Date: June 30, 2015

Bighorn-Desert View Water Agency CEQA Class 1 Exemption Technical Analysis

Installation of Manual Transfer Switches and Related Improvements to Allow Use of Auxiliary Power Generators at Existing Bighorn-Desert View Water Agency Facilities

June 2015

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1. INTRODUCTION

The purpose of this document is to provide the technical analysis to support a California Environmental Quality Act (CEQA) Class 1 Categorical Exemption for the installation of manual transfer switches and related improvements to allow use of auxiliary power generators at existing facilities owned and operated by the Bighorn-Desert View Water Agency (BDVWA).

CEQA and the CEQA Guidelines

The California Environmental Quality Act (CEQA), Division 13 of the California Public Resources Code, was adopted by the California legislature to protect the environment. The law requires that decision makers review potential environmental impacts of a proposal and consider ways to minimize or avoid environmental damage. In addition, the law was designed to create a public disclosure process informing decision makers about the environmental consequences of their decisions and disclosing to the public why decisions were made. The California Environmental Quality Act Guidelines (CEQA Guidelines) support the law by creating a road map for implementing the statute. Recognizing that not all projects would require environmental review, CEQA and the CEQA Guidelines include provisions for exempting projects from the provisions of the statute. Two types of exemptions are described in the CEQA Guidelines, Statutory Exemptions and Categorical Exemption. A Categorical Exemption is being considered for this project.

Categorical Exemptions

A Categorical Exemption as defined in Section 15354 of the CEQA Guidelines applies to projects that will not, by definition, have a significant effect on the environment. Thirty-three classes of Categorical Exemptions are defined in Sections 15301 through 15333 of the CEQA Guidelines. Pertinent to the BDVWA project, is the Class 1 Categorical Exemption which includes minor alterations to existing facilities or mechanical equipment which involve negligible or no expansion of the existing use.

When a project is categorically exempt from CEQA, information supporting the decision is included in the administrative record. A Notice of Exemption is posted with the County Clerk and, if applicable, filed with the State Clearinghouse. However, unlike other environmental documents, a Categorical Exemption is not circulated for public review and is not subject to mandatory review or noticing periods.

Document Organization

To provide the technical information supporting the proposed Class 1 Exemption, this document is organized into the following sections:

- Project Description
- Class 1: Infill Development Projects – CEQA Guidelines Section 15301
- Categorical Exemption Exceptions – CEQA Guidelines Section 15300.2
- References
- Appendices

The proposed project consists of system improvements to provide an alternate power source for the BDVWA facilities in case of a power failure. The project components, specific physical improvements anticipated, are described in Table 2.1.

Not included in the proposed project are improvements to Well sites 1, 6, 7 and 10. Well 1 has been inactivated. Wells 6 and 7 were not included for a different reason. The BDVWA goal is to equip one well in each water production area with emergency power. Wells 6, 7 and 9 are located in the same production area. Of the three wells, Well 9 has the highest production and could, if necessary, provide for the area water needs on an interim basis. As a result, Well 9 will be equipped for emergency use. Well site 10 already has a transfer switch and no additional improvements are needed.²

**Table 2.1 Installation of Manual Transfer Switches at BDVWA Facilities:
Project Components**

Site	Location	Project Components
District Offices	622 Jemez Trail Yucca Valley, CA	Installation of manual transfer switch and transformer
Well Site Nos. 2 and 3	Northwest corner of Cherokee Trail and Citrine Road, Yucca Valley, CA APN 629-421-27	Equip the existing generator at this well site with receptacles and power cables to allow connection between the portable generation and the generator termination panel.
Well Site No. 4	Cherokee Trail and Moonstone Road APN 629-431-28	Installation of manual transfer switch
Well Site No. 8	Southeast corner of Hondo Street and Sioux Trail Flamingo Heights, CA APN 629-451-03	Installation of manual transfer switch
Well Site No. 9	North side of Pine Street west of Juniper Street Flamingo Heights, CA APN 629-351-06	Installation of manual transfer switch
Booster A	622 S. Jemez Trail Yucca Valley, CA	Installation of manual transfer switch
Booster C	Northwest corner of Cherokee Trail and Encantado Road, Yucca Valley, CA	Installation of manual transfer switch

Source: Bighorn-Desert View Water Agency, April 2015

In addition, the project includes purchase of up to two portable generators.

² Email from Marina West to Candida Neal dated April 27, 2015.

3. CATEGORICAL EXEMPTION

CLASS 1 – EXISTING FACILITIES

Categorical Exemptions are classes of projects which do not typically have a significant impact on the environment. Projects within these classes do not require preparation of further environmental documentation. Pursuant to CEQA Guidelines Section 15301, Class 1 projects must demonstrate that they will result in negligible or no expansion of the existing use³.

The BDVWA currently services 1,450 active residential customers, 400 infrequent/inactive customers, and 100 bulk-hauling customers with 7 wells and two Boosters. The project improvements will allow the BDVWA to provide water service in the relatively infrequent event of a power failure. Project completion will reduce the number of times and the length of time that water service is interrupted due to power failures. However, installation of the manual transfer switches will not increase the BDVWA's capacity to provide water service or expand the BDVWA service area. Operational impacts from maintaining a continuously supply of water during power failures will be negligible.

Therefore, consistent with the CEQA Class 1 Categorical Exemption required finding, the project will result in only a negligible increase in the existing use, BDVWA's ability to provide water service to its existing customers.

³2015 CEQA Guidelines Section 15301 and CEQA Statute PRC Section 21083 and 21084.

4. CATEGORICAL EXEMPTION EXCEPTIONS

As previously stated, Categorical Exemptions do not require preparation of further environmental documentation. However, the legislature recognized that in some instances a project within one of the Categorically Exempt Classes could have the potential to significantly impact the environment. As a result, the Lead Agency must consider whether additional environmental review is required pursuant to CEQA Guidelines Section 15300.2 – Categorical Exemption Exceptions.

- (a) Location. Classes 3, 4, 5, 6, and 11 are qualified by consideration of where the project is to be located – a project that is ordinarily insignificant in its impact on the environment may in a particularly sensitive environment be significant. Therefore, these classes are considered to apply all instances, except where the project may have an impact on an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law by federal, state, or local agencies.
- (b) Cumulative Impact. All exemptions for these classes are inapplicable when the cumulative impact of successive projects of the same type in the same place, over time is significant.
- (c) Significant Effect. A categorical exemption shall not be used for an activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances.
- (d) Scenic Highways. A categorical exemption shall not be used for a project which may result in damage to scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway. This does not apply to improvements which are required as mitigation by an adopted negative declaration or certified EIR.
- (e) Hazardous Waste Sites. A categorical exemption shall not be used for a project located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.
- (f) Historical Resources. A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.

The subsequent analysis evaluates the applicability of the preceding exceptions to the BDVWA project.

Section 15300.2 (a) Location

The Location exception requires additional environmental review when a project, although small, is located in an area that is considered environmentally sensitive. For example, the site may contain specific natural or hazardous resources. The project includes: installation of a manual transfer switches at 4 existing wells, installation of manual transfer switches at two booster facilities and installation of a transformer and manual power switches at the BDVWA District office. All project sites are currently developed. Therefore, none of the sites are located on property that is undisturbed or considered environmentally sensitive. As a result of this analysis, a finding of location sensitivity requiring further environmental review could not be made and additional environmental review is not required pursuant to Section 15300.2 (a).

Section 15300.2 (b) Cumulative Impact

This exception requires additional environmental review when a project may, in conjunction with other similar projects in the same area; create a significant impact on the environment. The BDVWA project is located involves minor modifications to existing equipment located on developed sites. The project will not increase the service capacity of the BDVWA facilities or expand the water service area. Although the project will ensure an adequate water supply for existing and planned uses within the service area, the project will not directly support population increases by increasing the amount of water available in existing service areas or providing water to areas currently not receiving service. Therefore, the BDVWA project will not result in a significant cumulative impact and additional environmental review is not required pursuant to Section 15300.2 (b).

Section 15300.2 (c) Significant Effect

The Significant Effect exception prohibits the use of a Categorical Exemption if a project has the potential to have a significant effect on the environment. The analysis presented to support the Section 15301 Class 1 Categorical Exemption demonstrated that operational impacts resulting from maintaining a continuous supply of water during power failures will be negligible.

Although operation of two new portable generators could negatively impact air resources, prior to operation, the new generators will be certified by the Mojave Desert Air Quality Management District (MDAQMD) to ensure that the generators meet regional air quality emissions standards and do not negatively impact the air basin.

Operation of a portable generator could result in noise levels that would impact sensitive uses. The San Bernardino County Noise Ordinance for sensitive uses is 70 dBA and allows noise levels of up to 65 dBA at the most sensitive uses when . . . *exterior noise levels have been substantially mitigated through a reasonable application of the best available noise reduction technology.*⁴

To ensure emergency water service, BDVWA will purchase two generators each with a rating no greater than 200 kW. Only one generator will be operated at a well site at any time. A typical generator of this size, Cummins Model C200D6R, will generate noise levels 70.5 dBA at 23 feet from the generator. However, noise levels decrease as the distance from the noise source increases. Every time the distance is doubled; the sound perception, or dBA, decreases by 6.02 dBA.⁵ Using the Cummins mobile generator referenced above as an example, at 46 feet from the generator, the noise level of the will be reduced to 64.5 dBA. At 92 feet from the generator, the noise level of the will be reduced to 58.5 dBA. Table 4.1 looks at the various sites and indicates whether there is a noise sensitive use within proximity of the site.

⁴ *San Bernardino County Code of Ordinances*, Section 83.01.080, Table 83-2 accessed on April 27, 2015 at [http://amlegal.com/nxt/gateway.dll/California/sanbernardinocounty_ca/sanbernardinocountycaliforniacodeofordin?fn=templates\\$fn=default.htm\\$3.0\\$vid=amlegal:sanbernardinocounty_ca](http://amlegal.com/nxt/gateway.dll/California/sanbernardinocounty_ca/sanbernardinocountycaliforniacodeofordin?fn=templates$fn=default.htm$3.0$vid=amlegal:sanbernardinocounty_ca).

⁵ Explanation of Noise Reduction over Distance accessed on April 27, 2015 at http://en.wikipedia.org/wiki/Inverse-square_law.

Table 4.1 Noise Impacts on Sensitive Uses

Site	Location	Sensitive Use	
		Distance from Noise Source	Noise Impact at Site
District Offices	622 Jemez Trail Yucca Valley, CA	No sensitive use within 100 feet of the noise source.	No impact, 58.5 dBA at 92 feet from source
Well Site Nos. 2 and 3	Cherokee Trail north of Citrine Road, Yucca Valley, CA	No sensitive use within 100 feet of the site.	No impact, 58.5 dBA at 92 feet from source
Well Site No. 4	Cherokee Trail and Moonstone Road APN 629-431-28	No sensitive use within 80 feet of the site.	No impact, 64.5 dBA at 46 feet from source
Well Site No. 8	Southeast corner of Hondo Street and Sioux Trail, Flamingo Heights, CA	Nearest residential use is more than 93 feet from the well site.	No impact, 58.5 dBA at 92 feet from source
Well Site No. 9	North side of Pine Street, west of Juniper Street Flamingo Heights, CA	No sensitive use within 100 feet of the site.	No impact, 58.5 dBA at 92 feet from source
Booster A	622 S. Jemez Trail Yucca Valley, CA	No sensitive use within 100 feet of the noise source.	No impact, 58.5 dBA at 92 feet from source
Booster C	Northwest corner of Cherokee Trail and Encantado Road, Yucca Valley, CA	No sensitive use within 96 feet of the site.	No impact, 58.5 dBA at 92 feet from source

Source: Bighorn-Desert View Water Agency; Google Earth; San Bernardino County Assessors Maps, April 2015

The analysis also demonstrated that operation of the new portable generators will not create new significant impacts on air resources or new noise impacts that would negatively affect sensitive uses. Therefore, there is no evidence that the project would cause a significant effect to the environment additional environmental review is not required pursuant to Section 15300.2 (c).

Section 15300.2 (d) Scenic Highways

Section 15300.2 (d) the Scenic Highways requires additional environmental review when a project could impact not only the highway itself, but other scenic resources such as trees, historic buildings, and rock outcroppings within a scenic highway or its viewshed. The project improvements will be on developed sites and will not permanently alter the physical characteristics of the sites. A review of the California Scenic Highway Mapping System shows that there are no designated scenic highways within the BDVWA service area. Because the project will not physically alter existing sites and is not located on an existing scenic highway, its viewshed or any other scenic resource, additional environmental review is not required pursuant to Section 15300.2 (d).

Section 15300.2 (e) Hazardous Waste Sites

This exception for hazard waste sites precludes adoption of a Categorical Exemption for projects located on a site that has been designated pursuant to Section 65962.5 of the Government Code that includes hazardous waste and substance sites, leaking underground storage tank sites, solid waste disposal sites, and sites that are currently or have been subject to corrective action for health and safety code violations. The Cortese List, a list compiled to comply with Government Code Section 65962.5, was reviewed for the project sites. Results of the Cortese List Review of sites within an 18.75-mile radius of the District Offices which includes all the BDVWA service area is included as Appendix A.

Table 4.2 Cortese List Status of Project Site

Site	Location	Cortese List Status
District Offices	622 Jemez Trail, Yucca Valley, CA	Not listed
Well Site Nos. 2 and 3	Cherokee Trail north of Citrine Road, Yucca Valley, CA	Not listed
Well Site No. 4	Cherokee Trail and Moonstone Road Yucca Valley, CA	Not listed
Well Site No. 8	Southeast corner of Hondo Street and Sioux Trail, Flamingo Heights, CA	Not listed
Well Site No. 9	North side of Pine Street, west of Juniper Street Flamingo Heights, CA	Not listed
Booster A	622 Jemez Trail, Yucca Valley, CA	Not listed
Booster C	Northwest corner of Cherokee Trail and Encantado Road, Yucca Valley, CA	Not listed

Source: Bighorn-Desert View Water Agency and Cortese List Survey, April 2015

Because none of the project sites are listed on the Cortese list, no additional environmental review will be required pursuant to Section 15300.2 (e).

Section 15300.2 (f) Historic Resources

The Historic Resources exception requires additional environmental review when a project could cause a substantial adverse change to a historic resource. A review of the State Historic Preservation Office list of designated sites showed that the project sites are not within or adjacent to any designated historic sites⁶. In addition, the site and adjacent structures are not recommended for future designation as historic resources. Therefore the project development could not cause a substantial adverse change to a historic resource and no additional environmental review will be required pursuant to Section 15300.2 (f).

⁶ California Historic Preservation Office list of designated sites accessed on April 26, 2015 at <http://ohp.parks.ca.gov/ListedResources/?view=county&criteria=36>.

5. REFERENCES

Bighorn-Desert View Water Agency, Bighorn-Desert View Water Agency website

California Department of Toxic Substances Control, *Hazardous Waste and Substances Site List – Site Cleanup (Cortese List)*

California Historic Preservation Office, *List of Designated Historic Sites*

California Office of Planning and Research, *2015 California Environmental Quality Act Guidelines*

California Scenic Highway Mapping System, San Bernardino County

San Bernardino County, *San Bernardino County Code of Ordinances*, Section 83.01.080

6. APPENDICES

Appendix A Cortese List Review

Appendix A

Cortese List Review