



**BEAUMONT-CHERRY VALLEY WATER DISTRICT**  
560 Magnolia Avenue, Beaumont, CA 92223

**NOTICE AND AGENDA  
REGULAR MEETING OF THE BOARD OF DIRECTORS  
ENGINEERING WORKSHOP**

*This meeting is hereby noticed pursuant to  
California Government Code Section 54950 et. seq. and  
California Governor's Executive Order N-08-21*

**Thursday, July 22, 2021 - 6:00 p.m.**  
**560 Magnolia Avenue, Beaumont, CA 92223**

**COVID-19 NOTICE**

**This meeting of the Board of Directors is open to the public who would like to attend in person. COVID-19 safety guidelines are in effect pursuant to the Cal/OSHA COVID-19 Prevention Emergency Temporary Standards**

- **Face coverings are mandatory for unvaccinated persons and must be properly worn over the nose and mouth at all times**
- **Maintain 6 feet of physical distancing from others in the building who are not in your party**
- **There will be no access to restrooms in the building**

**TELECONFERENCE NOTICE**

*The BCVWD Board of Directors will attend in person at the BCVWD Administrative Office **and/or** via Zoom Video Conference*

*To access the Zoom conference, use the link below:*

<https://us02web.zoom.us/j/84318559070?pwd=SXlzMFZCMGh0YTFlL2tnUGlpU3h0UT09>

*To telephone in, please dial: **(669) 900-9128***

*Enter Meeting ID: **843 1855 9070***

*Enter Passcode: **113552***

*For Public Comment, use the "**Raise Hand**" feature if on the video call when prompted, if dialing in, please **dial \*9 to "Raise Hand"** when prompted*

*Meeting materials are available on the BCVWD's website:*

<https://bcvwd.org/document-category/regular-board-agendas/>

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**Call to Order: President Slawson**

Roll Call - Board of Directors

**Pledge of Allegiance: President Hoffman**

	President Daniel Slawson
	Vice President Lona Williams
	Secretary Andy Ramirez
	Treasurer David Hoffman
	Member John Covington

**Invocation: Director Ramirez**

**Announcement of Teleconference Participation**

**Roll Call**

**Teleconference Verification**

**Public Comment**

**PUBLIC COMMENT: RAISE HAND OR PRESS \*9 to request to speak when prompted**

At this time, any person may address the Board of Directors on matters within its jurisdiction which are not on the agenda. However, state law prohibits the Board from discussing or taking action on any item not listed on the agenda. Any non-agenda matters that require action will be referred to Staff for a report and possible action at a subsequent meeting. **Please limit your comments to three minutes.** Sharing or passing time to another speaker is not permitted.

**ACTION ITEMS**

*Action may be taken on any item on the agenda. Information on the following items is included in the full Agenda Packet.*

1. **Adjustments to the Agenda:** In accordance with Government Code Section 54954.2, additions to the agenda require a 2/3 vote of the legislative body, or if less than 2/3 of the members are present, a unanimous vote of those members present, which makes the determination that there is a need to take action, and the need to take action arose after the posting of the agenda.
  - a. Item(s) to be removed or continued from the Agenda
  - b. Emergency Item(s) to be added to the Agenda
  - c. Changes to the order of the agenda
2. **Public Hearing** (pages 5 - 18)
  - a. **Resolution 2021-\_\_:** Adoption of the Beaumont-Cherry Valley Water District 2020 Urban Water Management Plan
  - b. **Resolution 2021-\_\_:** Adoption of the Beaumont-Cherry Valley Water District Water Shortage Contingency Plan
3. **Request for Will Serve Letter for Riverside County Assessor's Parcel Nos. 418-122-021 & 418-160-006 located on Pennsylvania Avenue, south of 6<sup>th</sup> Street and north of the I-10 Freeway in the City of Beaumont** (pages 19 - 26)
4. **Consideration of Award of Bid for the Purchase of Four (4) Fleet Vehicles in an Amount Not to Exceed \$154,778** (pages 27 - 29)

5. **Adopt Annual List of BCVWD Pre-Approved Events and Director Appointments** (pages 30 - 37)
6. **Continued Review of Anticipated California Drought Conditions, District Urban Water Management Plan Drought Restrictions and BCVWD Resolution 2014-05 Regarding Issuance of Will-Serve Letters and Other Drought Response** (pages 38 - 41)
7. **Status of Local Emergency regarding the Impact of the Respiratory Illness Pandemic COVID-19 pursuant to Resolution 2020-07** (No Staff Report)
8. **Status of Declared Local Emergencies related to Fires**
  - a. **Impact of the Apple Fire pursuant to Resolution 2020-17** (No Staff Report)
  - b. **Impact of the El Dorado Fire pursuant to Resolution 2020-20** (No Staff Report)
9. **Consideration of Attendance at Upcoming Events and Authorization of Reimbursement and Per Diem** (pages 42 - 46)
10. **Update: Legislative Action and Issues Affecting BCVWD** (pages 47 - 61)

#### **11. Reports for Discussion**

- a. Directors' Reports

*In compliance with Government Code § 53232.3(d), Water Code § 20201, and BCVWD Policies and Procedures Manual Part II Section 13H, directors claiming a per diem and/or expense reimbursement (regardless of pre-approval status) will provide a brief report following attendance.*

- b. Directors' General Comments
- c. General Manager's Report
- d. Legal Counsel Report

#### **12. Action List for Future Meetings**

- Water supply for BCVWD and the region
- Matrix for delivery of recycled water
- Update and legal perspective on the Delta Conveyance Project
- Legal Counsel report on changes in Proposition 218
- Legal update on drought conditions in the west
- Maintenance costs at 800-hp well sites
- Policy on rotation of Board President

#### **13. Announcements** – Pursuant to Governor's Executive Order N-08-21, all BCVWD Board and Committee meetings will be held via teleconference and/or video teleconference until further notice or unless otherwise indicated below:

- Finance and Audit Committee Meeting: Thursday, Aug. 5, 2021 at 3 p.m.
- Regular Board Meeting: Wednesday, Aug. 11, 2021 at 6 p.m.  
*Open to the public in the Board Room at the BCVWD Administration Building*

- Personnel Committee Meeting: Monday, Aug. 16, 2021 at 5:30 p.m.
- Engineering Workshop: Thursday, Aug. 26, 2021 at 6 p.m.  
*Open to the public in the Board Room at the BCVWD Administration Building*
- Beaumont Basin Watermaster Committee: Wednesday, Aug. 4, 2021 at 10 a.m.
- Collaborative Agencies Meeting: Wednesday, Sep. 1, 2021 at 5:30 p.m.  
*In-person meeting at the Beaumont Library. Teleconference available*
- Finance and Audit Committee Meeting: Thursday, Sept. 2, 2021 at 3 p.m.
- District offices will be closed Monday, Sept. 6 in observance of Labor Day

#### 14. Closed Session

CONFERENCE WITH LABOR NEGOTIATORS  
 Pursuant to Government Code Section 54957.6  
 Agency designated representative: Dan Jagers, General Manager  
 Employee Organization: BCVWD Employee Association

#### 15. Report on Closed Session

#### 16. Adjournment

### NOTICES

**AVAILABILITY OF AGENDA MATERIALS** - Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the Beaumont-Cherry Valley Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection in the District's office, at 560 Magnolia Avenue, Beaumont, California ("District Office"). If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during the meeting, they can be made available from the District Office in the Board Room of the District's Office. Materials may also be available on the District's website: [www.bcvwd.org](http://www.bcvwd.org).

**REVISIONS TO THE AGENDA** - In accordance with §54954.2(a) of the Government Code (Brown Act), revisions to this Agenda may be made up to 72 hours before the Board Meeting, if necessary, after mailings are completed. Interested persons wishing to receive a copy of the set Agenda may pick one up at the District's Main Office, located at 560 Magnolia Avenue, Beaumont, California, up to 72 hours prior to the Board Meeting.

**REQUIREMENTS RE: DISABLED ACCESS** - In accordance with §54954.2(a), requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting, should be made to the District Office, at least 48 hours in advance of the meeting to ensure availability of the requested service or accommodation. The District Office may be contacted by telephone at (951) 845-9581, email at [info@bcvwd.org](mailto:info@bcvwd.org) or in writing at the Beaumont-Cherry Valley Water District, 560 Magnolia Avenue, Beaumont, California 92223.

### CERTIFICATION OF POSTING

I certify that on or before July 19, 2021, a copy of the foregoing notice was posted near the regular meeting place of the Board of Directors of Beaumont-Cherry Valley Water District and to its website at least 72 hours in advance of the meeting (Government Code §54954.2(a)).

William Clayton

Digitally signed by William Clayton  
 DN: cn=William Clayton, o=Beaumont-Cherry Valley  
 Water District, ou,  
 email=william.clayton@bcvwd.org, c=US  
 Date: 2021.07.15 14:12:03 -07'00'

William Clayton  
 Acting Director of Finance and Administration



**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 2

STAFF REPORT

**TO:** Board of Directors

**FROM:** Dan Jagers, General Manager

**SUBJECT: PUBLIC HEARING:**

**Resolution 2021-\_\_:** Adoption of the Beaumont-Cherry Valley Water District 2020 Urban Water Management Plan

**Resolution 2021-\_\_:** Adoption of the Beaumont-Cherry Valley Water District Water Shortage Contingency Plan

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**Staff Recommendation**

Conduct a Public Hearing and:

1. Adopt Resolution 2021-\_\_ adopting the Beaumont-Cherry Valley Water District 2020 Urban Water Management Plan (UWMP) as modified following the public hearing held at this July 22, 2021 Board of Directors meeting; and
2. Authorize the General Manager to file the 2020 UWMP with the California Department of Water Resources (DWR) and other agencies; and
3. Adopt Resolution 2021-\_\_ adopting the Beaumont-Cherry Valley Water District Water Shortage Contingency Plan (WSCP) as modified following the public hearing held at this July 22, 2021 Board of Directors meeting; and
4. Authorize the General Manager to take such necessary actions to implement and administer the UWMP and WSCP.

**The documents for this item:**

1. **Draft BCVWD 2020 Urban Water Management Plan and**
2. **Water Shortage Contingency Plan**

are available electronically, located here:

<https://bcvwd.org/documents/urban-water-management-plan/>

**Background**

The California Urban Water Management Act of 1984 (Act) requires every urban water supplier that either provides more than 3,000 acre-feet (af) of water annually or serves 3,000 or more connections to assess the reliability of its water sources over a 20-year planning horizon. This assessment is to be documented in an UWMP, updated every five years, and submitted to the DWR. The 2020 UWMP is due for submittal to DWR on July 1, 2021.



The UWMP is a long-term planning document that does not commit the District to any particular course of action or investment. The UWMP is used by the District and the District's wholesale water provider, the San Geronio Pass Water Agency (SGPWA), to ensure adequate future water supplies, and by the DWR to update the comprehensive California Water Plan. The format and content of the UWMP are established by DWR in concert with the requirements in the Water Code. This UWMP is statutorily exempt from the California Environmental Quality Act (CEQA) per §10652 of the Water Code.

The UWMP serves as the basis for managing water supplies in the future by addressing demands imposed by population growth and new development. A well-constructed UWMP can save water suppliers time and money, and it provides staff, the public, and elected officials with an understanding of past, current, and future water conditions, and management. The UWMP integrates local and regional land use planning, regional water supply, infrastructure, and demand management projects, as well as statewide issues of concern like climate change and regulatory revisions. In short, the UWMP gathers, characterizes, and synthesizes water-related information from numerous sources into a plan with local, regional, and statewide practical utility.

Since the Act's inception, the District updated its UWMP on a regular basis with the last update completed in 2016.

The Act has undergone significant expansion and revision since the production of the 2015 UWMP. Prolonged droughts, groundwater overdraft, regulatory revisions, and changing climactic conditions not only affect suppliers' water reliability determinations, but also the broad picture of statewide water reliability. Accordingly, the Act has grown to address changing conditions and it guides California's water resources management.

Per Water Code Section 10621 and 10642, BCVWD provided 60 days' written notice of the preparation of the 2020 UWMP to cities, counties, agencies and interested parties within the BCVWD service area, and notice of the public hearing and availability for public inspection on March 30, 2021. The draft 2020 UWMP and WSCP were posted to the BCVWD website for public inspection on July 9, 2021. Notification was also published in the Beaumont Record-Gazette on July 9, 2021 and July 16, 2021, pursuant to Government Code §6066.

### **Summary**

This 2020 UWMP has assessed the reliability of BCVWD's water sources and has determined that they are sufficient on a 20-year basis. The District's 2020 UWMP identifies existing and future water demands and supplies through the year 2045, including the evaluation of worst-case scenarios for dry weather periods. It further describes water supply reliability and water conservation measures to reduce long-term water demand, as well as District's water use reduction over time.

Overall, the 2020 UWMP demonstrates that District must continue to develop imported water opportunities, local non-potable, recycled water, and storm water opportunities to ensure that the District will have sufficient and reliable water supplies to meet its demands through 2045.



As of publication of this staff report, the District has received no comments from the public on the UWMP draft, however District staff has reviewed the document again (after publication) and identifies that there are de minimis revisions needed and they are attached herewith.

Significant UWMP changes for 2020 include major new requirements:

- Five Consecutive Dry-Year Water Reliability Assessment
- Drought Risk Assessment
- Seismic Risk
- Energy Use Information
- Water Loss Reporting for Five Years
- Water Shortage Contingency Plan
- Groundwater Supplies Coordination
- Lay Description of the Fundamental Determinations

In addition, the District must provide SB X7-7 (Water Conservation Act of 2009, otherwise known as the 20 x 2020 program) baselines, targets and 2020 compliance.

The Water Shortage Contingency Plan is a new requirement per water conservation legislation passed in 2018. Although it is part of the UWMP, it must be adopted separately. Key elements include:

- Annual Water Supply and Demand Assessment
- Six standard water shortage levels
- Shortage response actions
- Communication protocols

Pursuant to the requirements of the California Urban Water Management Act of 1984 (Act), staff recommends the Beaumont-Cherry Valley Water District Board of Directors hold a public hearing regarding the draft 2020 Urban Water Management Plan to allow community input, consider economic impacts, and adopt a method for determining its urban water use target (Water Code Section 10608.26); and adopt Resolution 2021-\_\_\_, adopting BCVWD's 2020 UWMP as modified by the General Manager or his designee following the Public Hearing.

The 2020 UWMP may be modified to account for comments received at the public hearing on the Draft 2020 UWMP. In addition, the final 2020 UWMP may include *de minimis* modifications related to grammar, typographical errors, and formatting, as necessary.

Upon adoption of District's 2020 UWMP by the Board of Directors, the plan will be filed with the DWR and will be made available to other agencies and the public, in accordance with the Act. The adoption and filing of the 2020 UWMP with DWR is required for the District to be eligible for any state grants and loans, and for drought assistance.

### **2020 BCVWD UWMP Overview**

As the City of Beaumont and Cherry Valley both continue to grow, the next 20-25 years will be extremely important for the District to continuously work with the Pass Agency and other partners to ensure sources of supply are available, and deliverable. During "normal" times, the supplies available will be approximately 26,266 AF with demands being approximately 20,660 AF; yielding



a surplus of approximately 5,606 AF. It is extremely important that the District continue its conjunctive use methodologies, and management of its storage account within the Beaumont Basin because “normal” years will not occur every year.

There will be dry years and there will be wet years, therefore proper management of the Beaumont Basin and a Water Shortage Contingency Plan in place will allow the District to utilize stored water through the dry years and replenish during the wet years. From a single-dry year perspective, the District could see a shortfall in supplies vs demands upwards of 10,000 AF (2045). For periods of extended dry years (up to 5 consecutive years), the total amount of supplies drawn from the Beaumont Basin could be up to approximately 11,800 AF. Careful forward planning and taking advantage of wet periods will allow the District to provide water to its current ratepayers as well as new development well into 2045.

### **Fiscal Impact**

The fiscal impact to the District will include District staff's time (covered under the 2021 Operating Budget), advertising costs for public notification, along with reproduction and mailing costs associated with transmitting copies of the District's Final 2020 UWMP to the Department of Water Resources and appropriate agencies. The 2020 UWMP was prepared completely in-house by District staff. There is no procurement expenditure associated with the UWMP adoption.

### **Attachments**

1. Resolution 2021-\_\_ adopting the Beaumont-Cherry Valley Water District 2020 Urban Water Management Plan (UWMP)
2. Resolution 2021-\_\_ adopting the Water Shortage Contingency Plan (WSCP)
3. District Staff Comments to Draft 2020 UWMP
4. District Staff Comments to Draft 2020 WSCP
5. Sample Resolution Adopting Water Use Restrictions to Protect the Water System and the Ratepayers of the District

Staff Report prepared by Mark Swanson, Senior Engineer and Lynda Kerney, Administrative Assistant



## RESOLUTION 2021-\_\_

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BEAUMONT-CHERRY VALLEY WATER DISTRICT ADOPTING THE 2020 URBAN WATER MANAGEMENT PLAN

**WHEREAS**, the California Legislature enacted Assembly Bill 797 (Water Code Section 10610 et seq., known as the Urban Water Management Planning Act) during the 1983-84 Regular Session, and as amended subsequently, which mandates that every water supplier providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually, prepare an Urban Water Management Plan and update it as required, the primary objective of which is to plan for the conservation and efficient use of water; and

**WHEREAS**, BCVWD is an urban water supplier delivering more than 10,000 acre-feet of water annually to over 19,000 connections; and

**WHEREAS**, in accordance with Water Code Section 10621, the UWMP is to be updated every five years to assess the reliability of water sources over a 20-year planning horizon, and is to be submitted to the Department of Water Resources for review and acceptance by July 1, 2021; and

**WHEREAS**, as required by the Water Code, a Notice of Intent to Update the BCVWD 2020 Urban Water Management Plan was distributed on March 30, 2021 to the cities, counties, agencies and interested parties within the BCVWD service area, and notice of public hearing and availability for public inspection of the Plan was posted on July 9, 2021, and the draft 2020 UWMP was posted to the BCVWD website for public inspection on July 9, 2021; and

**WHEREAS**, as required by the Water Code, notification of the public hearing and circulation of the draft plan was also published in the Beaumont Record-Gazette on July 9, 2021 and July 16, 2021 pursuant to Government Code §6066; and

**WHEREAS**, the properly noticed public hearing was held by the BCVWD Board of Directors on July 22, 2021,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Beaumont-Cherry Valley Water District:

1. The 2020 Urban Water Management Plan is hereby adopted, including modifications to the 2020 Urban Water Management Plan made after the Public Hearing by the General Manager limited to (i) de minimis refinements, and (ii) such changes to address public input received (if any) at the Public Hearing.
2. The General Manager is hereby authorized and directed to file the 2020 Urban Water Management Plan immediately after its adoption with the California Department of Water Resources, and within thirty (30) days to the California State Library - Government Publications Section, and any city or county within which the District provides water supplies.
3. The General Manager is hereby authorized and directed to take any necessary actions to implement and administer the 2020 Urban water Management Plan.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

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Director Daniel Slawson, President of the  
Board of Directors of the  
Beaumont-Cherry Valley Water District

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Director Andy Ramirez, Secretary to the  
Board of Directors of the  
Beaumont-Cherry Valley Water District

Attachment: BCVWD 2020 Urban Water Management Plan

## RESOLUTION 2021-\_\_

### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BEAUMONT-CHERRY VALLEY WATER DISTRICT ADOPTING THE WATER SHORTAGE CONTINGENCY PLAN**

**WHEREAS**, the California Legislature enacted Assembly Bill 797 (Water Code Section 10610 et seq., known as the Urban Water Management Planning Act) during the 1983-84 Regular Session, and as amended subsequently, which mandates that every water supplier providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually, prepare a Water Shortage Contingency Plan (WSCP); and

**WHEREAS**, BCVWD is an urban water supplier delivering more than 10,000 acre-feet of water annually to over 19,000 connections; and

**WHEREAS**, pursuant to recent amendments to the Urban Water Management Planning Act, Water Code Section 10610 et. seq., urban water suppliers are required to adopt and electronically submit their WSCPs to the Department of Water Resources (DWR) by July 1, 2021; and

**WHEREAS**, as required by the Water Code, a Notice of Intent to Update the BCVWD 2020 Urban Water Management Plan including the WSCP was distributed on March 30, 2021 to the cities, counties, agencies and interested parties within the BCVWD service area, and notice of public hearing and availability for public inspection of the Plan was posted on July 9, 2021, and the draft 2020 UWMP was posted to the BCVWD website for public inspection on July 9, 2021, and

**WHEREAS**, as required by the Water Code, notification of the public hearing and circulation of the draft plan was also published in the Beaumont Record-Gazette on July 9, 2021 and July 16, 2021 pursuant to Government Code §6066; and

**WHEREAS**, the properly noticed public hearing was held by the BCVWD Board of Directors on July 22, 2021; and

**WHEREAS**, the BCVWD Board of Directors has reviewed and considered the purposes and requirements of the UWMP Act, the contents of the WSCP, and the documentation in support of the WSCP, and has determined that the factual analysis and conclusions set forth in the WSCP are legally sufficient,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Beaumont-Cherry Valley Water District:

1. The Water Shortage Contingency Plan is hereby adopted, including modifications to the Plan made after the Public Hearing by the General Manager limited to (i) de minimis refinements, and (ii) such changes to address public input received (if any) at the Public Hearing.
2. The General Manager is hereby authorized and directed to file the Water Shortage Contingency Plan immediately after its adoption with the California Department of Water Resources, and within thirty (30) days to the California State Library - Government Publications Section, and any city or county within which the District provides water supplies.

3. The General Manager is hereby authorized and directed to take any necessary actions to implement and administer the Water Shortage Contingency Plan and to provide recommendations to the Board of Directors regarding necessary budgets, procedures, rules, regulations, or further actions to carry out the effective and equitable implementation of the WSCP.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

\_\_\_\_\_  
Director Daniel Slawson, President of the  
Board of Directors of the  
Beaumont-Cherry Valley Water District

\_\_\_\_\_  
Director Andy Ramirez, Secretary to the  
Board of Directors of the  
Beaumont-Cherry Valley Water District

Attachment: BCVWD 2020 Urban Water Management Plan

Attachment 3  
District Staff Comments to Draft 2020 UWMP

Section Number	Page Number	Staff Comment
Title Page	-	Include the District's address
TOC	-	Include letter from the Board of Directors and Acknowledgements in the Table of Contents
	-	Coordinate header and footer line coloring
	TOC-3	Remove apostrophe at the end of the page after "6.15 Energy Use"
	TOC-5	Rename "Inclusion of All 2015 Data" to "Inclusion of All 2020 Data"
	TOC-6	Adjust formatting in List of Tables, Table 4-4
	TOC-7	Adjust page formatting - List of Tables to top of Page and Table 5-2 under heading
	TOC-8	Adjust formatting in List of Tables, Table 7-6
	TOC-8	Adjust formatting in List of Tables, Tables 8-3, 10-1, 10-2
	TOC-9	Adjust formatting in List of Figures, Figures 6-8 through 6-15
Abbreviations and Acronyms	ABR-1	Define DoF as "State of California, Division of Finance"
	ABR-2	Define Eto as "Reference Evapotranspiration"
	ABR-2	FT instead of Ft
	ABR-3	Remove the header at the bottom of the page
Executive Summary	ES-1	1st paragraph, last sentence begins with: "The City's 2020 UWMP..." Replace with "The District's 2020 UWMP..."
	ES-1	2nd paragraph: Replace "addresses" with "identifies"
	ES-1	4th bullet point: Replace "...BCVWD must make every effort..." with "... is making every effort.."
	ES-1	5th bullet point: Add "and conservation" after "through recycling"
	ES-1	6th bullet point: Adjust to read "Groundwater banking is essential to BCVWD's continued water reliability."
	ES-2	Section ES-1 Water Supplies, 1st paragraph: Include groundwater from the Beaumont Groundwater Basin as a supply.
	ES-3	Section ES-2 Water Demands, 2nd sentence: Add italicized text to the following statement - "All of the District's water comes from groundwater wells; <i>the imported water supply is recharged and subsequently re-extracted.</i> "
	ES-6	Last paragraph, 1st sentence: Adjust to read - "...and Edgar Canyon in Riverside and San Bernardino Counties."
	ES-6	It is not mentioned that the District banked groundwater account is currently at approximately 39,000 acre-ft, along with the number of years that the supply in storage would be able to provide without imported water. Include in the narrative around ES-4.
Section 1	1-1	Subsection 1.1 Overview, 2nd sentence: Replace "This chapter..." with "This <i>section</i> ..."
Section 3	3-10	Subsection 3.4.4 Flooding, 2nd sentence: Replace "...but noting that..." with "...but <i>nothing</i> that..."
	3-16	Subsection 3.5.2 BCVWD Historic Growth, 3rd paragraph, 2nd sentence: Adjust to read " <i>There was decline after 2010 that was probable due to the high number of foreclosures....</i> "
	3-20	2nd to last paragraph: Adjust line spacing formatting
	3-24	Subsection 3.6 BCVWD's Water Supply System: Remove the word "historical" and adjust the statement to read "...demands were 10.8 mgd and 21.6 mgd for 2020, respectively."
	3-27	Last sentence: Clarify the quantity of interconnections: "...through <i>two</i> temporary interconnections..."
	3-29	Subsection 3.8 Land Use: Coordinate the narrative with Figure 3-7
	3-29	Include land use distribution within the City of Beaumont and Cherry Valley. Rename the title of Figure 3-7 .
	4-2	2nd bullet point, 2nd sentence: Adjust to read "...and was allowed to pump <i>no</i> more than five times..."
	4-8	Table 4-3: Banning's 364 AF in production was not considered in BCVWD's demand. Update footnote (2) by including "... City of Banning <i>and not included in BCVWD's demand.</i> "

Section Number	Page Number	Staff Comment
Section 4	4-9	3rd paragraph: Add a clarifying statement after the last sentence of the paragraph which reads <i>"This study shows a decline in water use and supports the reduced EDU demand."</i>
	4-11	Last paragraph, 2nd sentence: Amend statement. "In May 2016, an Emergency Conservation Regulation was adopted by the SWRCB which <b>required</b> water suppliers to maintain..."
	4-14	Table 4-5, Note (1): Clarify the statement which clearly reflects the quantities of water supplied to each golf course. "Also includes <b>a portion of the</b> golf course irrigation demands of 268 and 203 AFY for Tukwet Canyon and Oak Valley Greens, respectively."
	4-16	Last paragraph, last sentence: End sentence at "...assumed to be single family units <b>and</b> multi-family units."
	4-17	3rd paragraph, 1st sentence: Amend to read "...in Table 4-5 <b>are based on a portion of</b> a uniform per capita water use per day of 162 gpcd."
	4-17	Reference to Table 4-7, 1st bullet, 3rd sentence: Clarify by amending state to read: <b>"BCVWD did not include any reduction from future codes and ordinances since the impact on new codes and ordinances is difficult to project."</b>
Section 5	5-3	<b>Subsection 5.1.3 - 2020 Targets:</b> The CWC reference should be amended to read as <b>10608.20</b>
	5-5	<b>Subsection 5.1.4:</b> The CWC reference should be <b>"10608.20"</b>
Section 6	6-13	<b>1st Bullet - "Foothill Pipeline":</b> Remove this bullet. The line above indicates the SGPWA has 64 cfs capacity in EBX except for... The foothill pipeline is not an exception.
	6-14	<b>Subsection 6.2.2 facilities for Additional EBX Capacity,</b> 1st paragraph: Amend statement to read <b>"SGPWA purchased an additional 32 cfs in the Foothill Pipeline through the Fourth Joint Facilities Agreement on June 8, 2020 bringing the Agency's total capacity in the Foothill Pipeline to 64 cfs."</b>
	6-14	<b>Subsection 6.2.3 - BCVWD Facilities for Imported Water,</b> 2nd paragraph, 2nd sentence: Amend statement to read "...at the turnout <b>upstream</b> of BCVWD's facilities."
	6-17	1st complete paragraph: Amend to read "Implementation of the Bay Delta Conservation plan <b>and Delta Conveyance Project</b> should..."
	6-18	<b>Subsection 6.3.1 - Edgar Canyon Wells,</b> 1st paragraph, 1st sentence: Amend statement to read "...Well RR-1 is <b>being evaluated</b> . "
	6-23	First paragraph: California Water Board is mentioned throughout, clarify to <b>"SWRCB"</b>
	6-23	First paragraph, 4th sentence: Hyphenate "re-assess"
	6-23	2nd paragraph (1st complete paragraph): Amend to read "At the present time <b>nitrates are not an immediate concern and there may be an MCL for hexavalent chromium, which may require the installation of treatment at some time.</b> "
	6-33	Last paragraph: Amend to read "...does include non-potable (recycled) water <b>planned to be</b> supplied to Tukwet Canyon and Oak Valley Golf Courses <b>since this is not currently occurring.</b> "
	6-41	<b>Subsection 6.6.1 - BCVWD's Existing Non-Potable Water System:</b> The recycled water 3040 Pressure Zone is named. It will actually be 3000 Pressure Zone. This is referenced as 3000 Pressure Zone subsequently on page 6-48.
	6-43	3rd complete paragraph: Omit this paragraph
	6-44	4th complete paragraph, last sentence: Amend to read "...in the dewater biosolids hauled offsite <b>and brine discharge from that portion which is desalinated</b> . "
	6-47	<b>Table 6-16:</b> Far right column "Is WWTP Operation Contracted to a Third Party?" Should be <b>NO</b>
	6-55	Paragraph above Section 6.7: The amount from the City of Beaumont <b>and YVWD-Connections...</b> "
	6-55	<b>Section 6.7,</b> first sentence <del>"As stated above,</del> <b>There</b> are opportunities..."

Attachment 3  
District Staff Comments to Draft 2020 UWMP

Section Number	Page Number	Staff Comment
	6-55	<b>Section 6.7:</b> Omit the last two sentences and replace with " <i>The City of Beaumont is required to provide partial desalination of their recycled water to meet discharge and maximum benefit water quality objectives.</i> "
	6-56	<b>Subsection 6.8.1,</b> 3rd sentence: Amend to read "During the period of <b>2004</b> through 2014..."
Section 7	7-10 - 7-11	Last sentence: Amend as follows - "...including BCVWD, <del>and recognizes the current allotment of Table A capacity is fully subscribed to current users.</del> "
	7-21	3rd sentence: Typographical error - "...BCVWD should keep about <b>12,000 AF</b> in the storage account..."
Section 8	8-10	Omit in last bullet point "Hurricanes"
	8-15	<b>Section 8.12:</b> Change Sample Resolution for New Sample Resolution as presented in the WSCP.
	8-19	Draft Resolution to be changed to the Resolution presented in July 22, 2021 Board Meeting Staff Report.
Section 9	9-1	<b>Figure 9-1:</b> Adjust coloring of figure background to white for clarity
	9-5	Remove the photograph.
	9-6	<b>Subsection 9.2.1 - Conversion to Recycled Water:</b> second sentence: For consistency, amend as follows - "The District has installed over <b>40 miles</b> of non-potable water..."
	9-6	<b>Subsection 9.2.1,</b> last paragraph: Correct 1,800 AFY demand with current 2020 demand.
	9-6	<b>Subsection 9.2.1:</b> Change "by" to "before" 2025.
	9-7	<b>Subsection 9.3.1:</b> Change "Several meters have..." to " <b>The District is converting all of the meters over to AMR to assist the District in monitoring water leaks.</b> "
	9-7	<b>Subsection 9.3.1:</b> Add semi-colon after "local schools;" and correct "is" to "it"
	9-8	<b>Top paragraph:</b> Correct "calculators" to " <b>calculations</b> "
Section 10	10-1	<b>Third paragraph:</b> add " <b>...or at a subsequent Board Meeting.</b> " at the end of the sentence "...after July 22, 2021."
Appendix B	-	Need to insert adopted Resolutions of UWMP and WSCP once approved by the Board
Appendix C	-	Finalize far right column to be more specific with where each item is located in the UWMP.
Appendix E	WSCP Page 7	2nd Paragraph, last sentence: Amend to "Please see Table 3 <b>above</b> ."
	WSCP Page 12	Reference is made to "Table 8-1." In this location and throughout the document, clarification is needed that indicates "Table 6."
	WSCP Page 21	Omit in last bullet point "Hurricanes"
	WSCP Page 28	<b>Subsection 11.1 - Water Shortage Contingency Resolution:</b> Change Sample Resolution for New Sample Resolution as presented in the July 22, 2021 Board Meeting Staff Report.
	WSCP Page 33	Draft Resolution to be changed to the Resolution presented in July 22, 2021 Board Meeting Staff Report.
Appendix G	-	Notices will require copies of the newspaper advertisements and a screen shot of BCVWD's website showing the 2020 UWMP Draft and Final, etc.
Appendix H	-	Delta Reliance, Add a 1-page, small introduction that states the District has relied on the SGPWA for Delta Compliance and attached are their tables.

Attachment 4  
District Staff Comments to Draft 2020 WSCP

Section Number	Page Number	Staff Comment
<b>Title Page</b>	-	Include the District's address.
<b>Section 1</b>	7	2nd Paragraph, last sentence: Amend to "Please see Table 3 <i>above</i> ."
<b>Section 3</b>	12	Reference is made to "Table 8-1." In this location and throughout the document, clarification is needed that indicates "Table 6."
<b>Section 7</b>	21	Omit last bullet point "Hurricanes"
<b>Section 11</b>	28	<b>Subsection 11.1 - Water Shortage Contingency Resolution:</b> Change Sample Resolution for New Sample Resolution as presented in the July 22, 2021 Board Meeting Staff Report.
<b>Section 15</b>	33	Draft Resolution to be changed to the Resolution presented in July 22, 2021 Board Meeting Staff Report.









**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 3

STAFF REPORT

**TO:** Board of Directors  
**FROM:** Dan Jagers, General Manager  
**SUBJECT:** Request for *Will-Serve Letter* for Riverside County Assessor’s Parcel Nos. 418-122-021 & 418-160-006 located on Pennsylvania Avenue, south of 6<sup>th</sup> Street and north of the I-10 Freeway in the City of Beaumont

**Staff Recommendation**

Consider the request for water service *Will-Serve Letter* (WSL) for the proposed development located on Pennsylvania Avenue, north of the I-10 Freeway, currently identified as **Riverside County Assessor’s Parcel Nos. (APN) 418-122-021 & 418-160-006** within the City of Beaumont, subject to payment of all fees to the District and securing all approvals from the City of Beaumont and:

- A. Approve the Application for Water Service and furnish the *Will Serve Letter* or;
- B. Deny the Application for Water Service

**Background**

The Applicant, KARAKI-Western States, has requested water service from the District for a proposed gas station, a 3,400 sq. ft. convenience store (C-Store), a 1,292 sq. ft. quick-service restaurant (QSR), and a 2,295 sq. ft. automated car wash to be constructed on two (2) existing parcels of land located near the southwest corner of Pennsylvania Avenue and 6<sup>th</sup> Street (APNs 418-122-021 & 418-160-006) in the City of Beaumont (see Figure 1 – APNs 418-122-021 & 418-160-006 Vicinity). District staff understands that the project site consists of one (1) 1.0-acre parcel and one (1) 0.33-acre parcel, based on the site plan provided by the Applicant on May 18, 2021 (See Figure 2 – APNs 418-122-021 & 418-160-006 Site Plan).

Said Site Plan includes an estimated water consumption table for the gas station, C-Store, QSR and automated car wash in gallons per day (GPD). The District performed a water consumption audit on a similar development constructed within the past three to five years to compare the estimated water consumption and found the Applicant’s estimate to be in line with the similar development’s consumption averages. The estimated domestic water consumptions were 500 GPD for the C-Store component, 1,000 GPD for the QSR component, and 8,000 GPD for the automated car wash component. The said overall development’s estimated domestic water consumption is identified in Table 1:

**TABLE 1: Estimated Domestic Water Consumption (By Development Type)**

Component	Est. Consumption (GPD)	Est. Water Demand (EDUs)
C-Store	500 GPD	0.9 EDUs
QSR	1,000 GPD	1.7 EDUs
Car Wash	8,000 GPD	13.8 EDUs

**Total Equivalent Dwelling Units (EDUs) 16.4 EDUs**



Based upon Table 1, the total estimated domestic water demand is approximately 9,500 GPD or 16.4 EDUs, with the allocation of 0.9 EDUs for the C-Store component, 1.7 EDUs for the QSR component, and 13.8 EDUs for the automated car wash component.

The irrigation water demand estimate is 185 GPD (0.3 EDUs).

**TABLE 2: Estimated Irrigation Water Consumption**

Water Source	Est. Consumption (GPD)	Est. Water Demand (EDUs)
Irrigation	185 GPD	0.3 EDUs

**Total Equivalent Dwelling Units (EDUs) 0.3 EDUs**

The 9,685 total GPD demand referenced in the water demand table depicted in the Site Plan provided by the Applicant, is attributable to the domestic water demand and the non-potable water demand.

**TABLE 3: Total Estimated Water Consumption**

Water Source	Est. Consumption (GPD)	Est. Water Demand (EDUs)
Domestic	9,500 GPD	16.4 EDUs
Irrigation	185 GPD	0.3 EDUs

**Total Equivalent Dwelling Units (EDUs) 16.7 EDUs**

APNs 418-122-021 & 418-160-006 are within the District's Service Area Boundary. There is a 12-inch Asbestos Cement Pipe (ACP) domestic water main (PZ 2750) fronting Pennsylvania Avenue. In the District's comments submitted to the Development Review Committee for the September 10, 2019 meeting, the District identified that the Applicant would be required to extend an existing 24" Ductile Iron Pipe (DIP) domestic water main (PZ 2750) in Pennsylvania Avenue along all frontages down to the southernmost end of APN 418-160-006. However, through District Staff field research it was determined that the existing 24" DIP domestic water main does in fact continue past the southernmost end of the Project's frontage. No water facilities extension agreement will be required for the Project, however front footage fees will be required.

During the District Staff's field research, it was further determined that there are two existing service laterals (of which the southernmost has a meter) which are connected to the previously identified existing 12" ACP in Pennsylvania. District Staff believes that one of these existing services serves a parcel on the west side of the Subject Property along Massachusetts Avenue (APN 418-160-003, 498 Massachusetts Ave). A private, on-site water line which serves APN 418-160-003 is located within the Subject Property. See Figure 1 for the approximate location of said private water line. Prior to construction of the proposed Project, the Applicant will be required to relocate this service lateral to Massachusetts Avenue, without interruption of service to APN 418-160-003. The Applicant shall coordinate with the existing owner of APN 418-160-003 (498 Massachusetts) and District Staff to coordinate this relocation.

The District has determined that there is no non-potable infrastructure fronting the property, and the District does not have a non-potable pipeline planned for this portion of Pennsylvania.

Final domestic and irrigation meter sizes will be determined by the Applicant. Fire Flow requirements will be determined by the County of Riverside Fire Department and said requirements will dictate actual required Fire Hydrant Fire Flows to the property. The Applicant



will need to secure other necessary approvals from the City of Beaumont and/or County of Riverside.

**Conditions:**

The Applicant shall conform to all District requirements for water service and all City of Beaumont requirements.

1. The Applicant will be required to relocate the existing service lateral providing service to Riverside County APN 418-160-003, prior to commencing construction of the proposed Project. The Applicant will be responsible for all construction costs related to the relocation of the service lateral. The Applicant will be responsible for coordinating with District Staff and the existing homeowner to determine the location of the existing private, on-site service from the existing meter to the existing residence. No interruption in service shall occur during the service lateral relocation.
2. The Applicant shall coordinate with District Staff regarding the abandonment of the existing service connection without a meter.
3. The Applicant will be required to pay commercial front-footage fees along all property frontages where facilities are currently installed.
4. The Applicant will be required to install a fire service connection(s) to support the City of Beaumont/County of Riverside Fire Department's requirement for on-site fire hydrants.
5. The District reserves the right to review annual consumption data (water consumption audit) and adjust the applicant Facilities Fees (at final buildout of the project and when project facilities are fully utilized) for any amount greater than 16.4 EDUs (0.9 EDUs [500 gpd] for the C-Store, 1.7 EDUs [1,000 gpd] for the gas station and 13.8 EDUs [8,000 gpd] for the car wash) which is currently identified in Table 1.
6. In the event the Applicant constructs facilities which require additional water, including, but not limited to a car wash, the Applicant may be required to upgrade the domestic service to facilitate the domestic consumption requirements and shall pay additional Facilities Fees related to the increased consumption.
7. To minimize the use of potable water, the District requires the applicant to conform to the City of Beaumont and/or County of Riverside Landscaping Ordinances which pertains to water efficient landscape requirements and the following:
  - a. Landscaped areas which have turf, shall have "smart irrigation controllers" which use Evapotranspiration (ET) data to automatically control the watering. Systems shall have an automatic rain sensor to prevent watering during and shortly after rainfall, automatically determine watering schedule based on weather conditions, and not require seasonal monitoring changes. Orchard areas, if any, shall have drip irrigation.
  - b. Landscaping in non-turf areas should be drought-tolerant, consisting of planting materials which are native to the region. Irrigation systems for these areas should be drip or bubbler type.



**Fiscal Impact:**

None. All fees and deposits will be paid by the Applicant prior to providing service.

**Attachments**

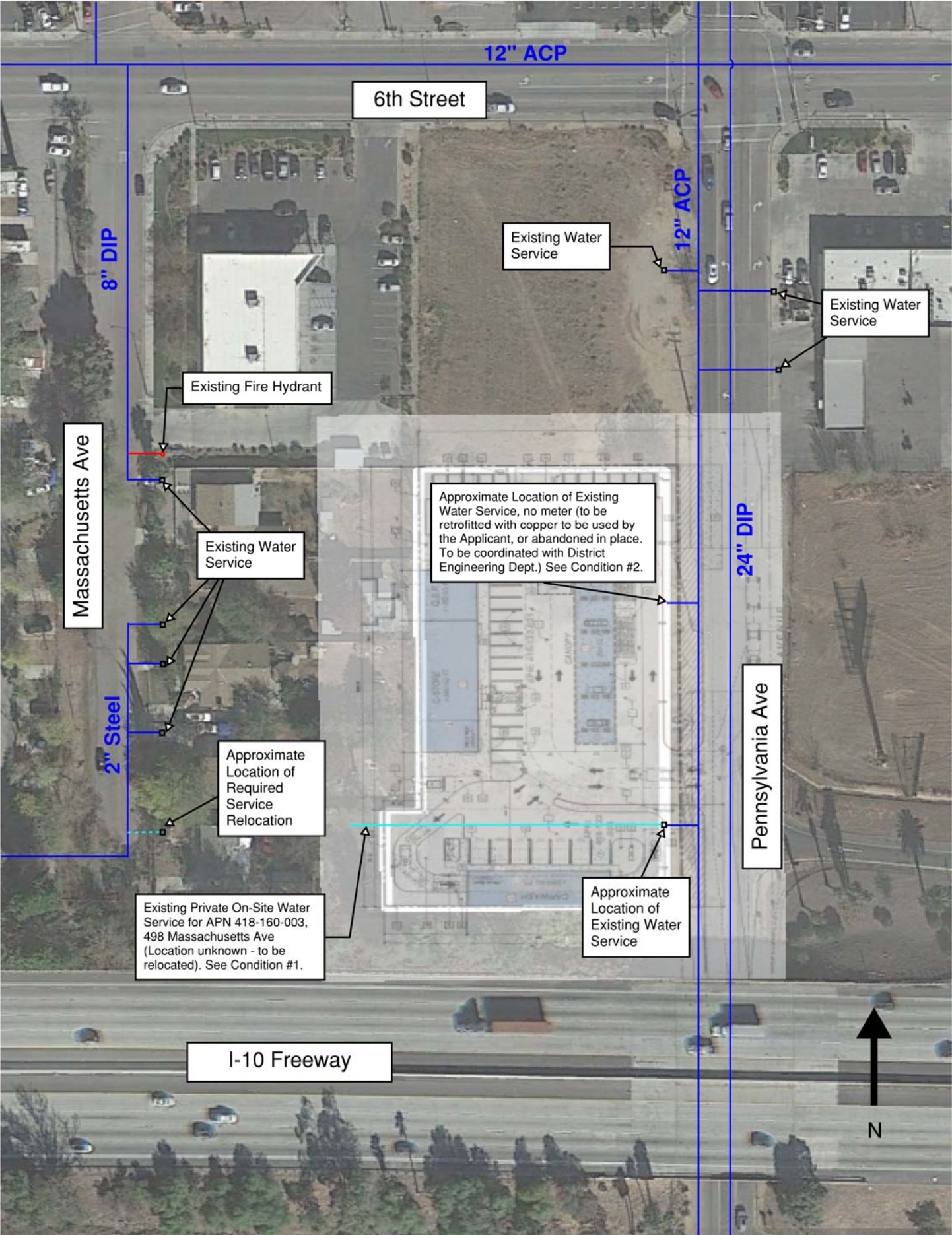
Figure 1 – APNs 418-122-021 & 418-160-006 Vicinity Map

Figure 2 – APNs 418-122-021 & 418-160-006 Site Plan

Application for Water Service for APNs 418-122-021 & 418-160-006

Staff Report prepared by Aaron Walker, Development Services Representative

Figure 1 - APNs 418-122-021 & 418-160-006 Vicinity Map



Not to Scale

# Figure 2 - APNs 418-122-021 & 418-160-006 Site Plan

## PROJECT DATA

ZONING: CG-COMMERCIAL GENERAL  
APN: 418-122-006  
AREA OF SITE: 43,940 SQ. FT.  
PARCEL 1: APN 418-122-021  
PARCEL 2: APN 418-160-006  
TOTAL BEFORE STREET RELOCATION: 1,912,586 FT. (1.62 ACRES)  
TOTAL AFTER STREET RELOCATION: 1,802,986 FT. (1.62 ACRES)

**PROPOSED:**  
FRONT (EAST): 30'-0" (CANOPY)  
REAR (WEST): 0'-0" (C-STORE)  
LEFT SD TO (SOUTH): 0'-0" (CANOPY)  
RIGHT SD TO (NORTH): 0'-0" (CANOPY)

LANDSCAPE AREA: 14% (8,974 SQ. FT.)  
LOT COVERAGE: 14% (8,974 SQ. FT.)  
FLOOR AREA RATIO: 0.4  
MAXIMUM HEIGHT: 35'-0" (C-STORE)  
PARKING: 42 (SEE PARKING COMPUTATION BELOW)

**BUILDING DATA**  
CUSTOME / O.S.H.  
TOTAL AREA: 1,840 SQ. FT.  
QUICK-SERVE RESTAURANT: 1,840 SQ. FT.  
OCCUPANCY: RESTAURANT  
NUMBER OF STORY: 1  
BLDG HEIGHT: 14'-0"  
SPRINKLERS: NONE  
CANOPY: NONE

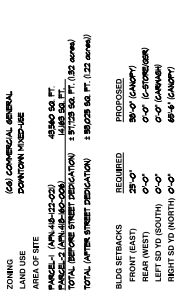
AREA: 1,840 SQ. FT.  
TYPE OF CONST: 1-18  
NUMBER OF STORY: 1  
SPRINKLERS: NONE  
CARTWASH: NONE

AREA: 1,292 SQ. FT.  
OCCUPANCY: RESTAURANT  
NUMBER OF STORY: 1  
BLDG HEIGHT: 14'-0"  
SPRINKLERS: NONE

TOTAL FLOOR AREA (GFA): 10,491 SQ. FT.

**PARKING COMPUTATION**  
TABLES: 42  
SEATING: 168  
REGULAR: 42  
ACCESSIBLE (VAN): 4  
LOADING: 0  
TOTAL PARKING REQUIRED: 42

## VICINITY MAP



## LEGEND

- 1. NO. OF PARKING SPACES
- 2. ACCESSIBLE PARKING
- 3. LANDSCAPE PAVING
- 4. ASPHALT PAVING
- 5. CONCRETE PAVING
- 6. ASPHALT DRIVEWAY
- 7. ASPHALT DRIVEWAY
- 8. ASPHALT DRIVEWAY
- 9. ASPHALT DRIVEWAY
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## SITE KEYNOTES

1. CONCRETE STORE / QUICK-SERVE RESTAURANT
2. GAS STATION CANOPY AND FUEL DISPENSERS
3. 24' WIDE STORAGE TUNNELS
4. VENT ROOF WITH CANOPY / VAPOR CANISTER
5. CANOPY BUILDING
6. CANOPY PAV. STATION
7. CANOPY CENTRAL VACUUM BS
8. CANOPY VACUUM SPACES
9. WASH STATION WITH CITY STANDARDS WITH WASH STATION
10. ACCESSIBLE PARKING SPACES WITH WHEELSTOP BARRIERS
11. ACCESSIBLE PARKING SPACES
12. ADA ACCESSIBLE RAMP AND TRUCKSTOP DOOR PAVEMENT
13. ADA ACCESSIBLE PAV. STRIPING ON VAS SLOPE / 2% MAX SLOPE
14. ADA PREPARED CLEAN AIR VEHICLE PARKING
15. ELECTRIC VEHICLE CHARGING POINT (FOR FUTURE E.V. CHARGING)
16. BOTTLE PARKING
17. LANDSCAPE TO REMAIN
18. LANDSCAPE WITH ASPHALT DRIVEWAY
19. ASPHALT DRIVEWAY
20. CONCRETE DRIVEWAY
21. CONCRETE DRIVEWAY
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42. ASPHALT DRIVEWAY WITH CITY STANDARDS

## WATER DEMAND (GPD - GALLONS PER DAY)

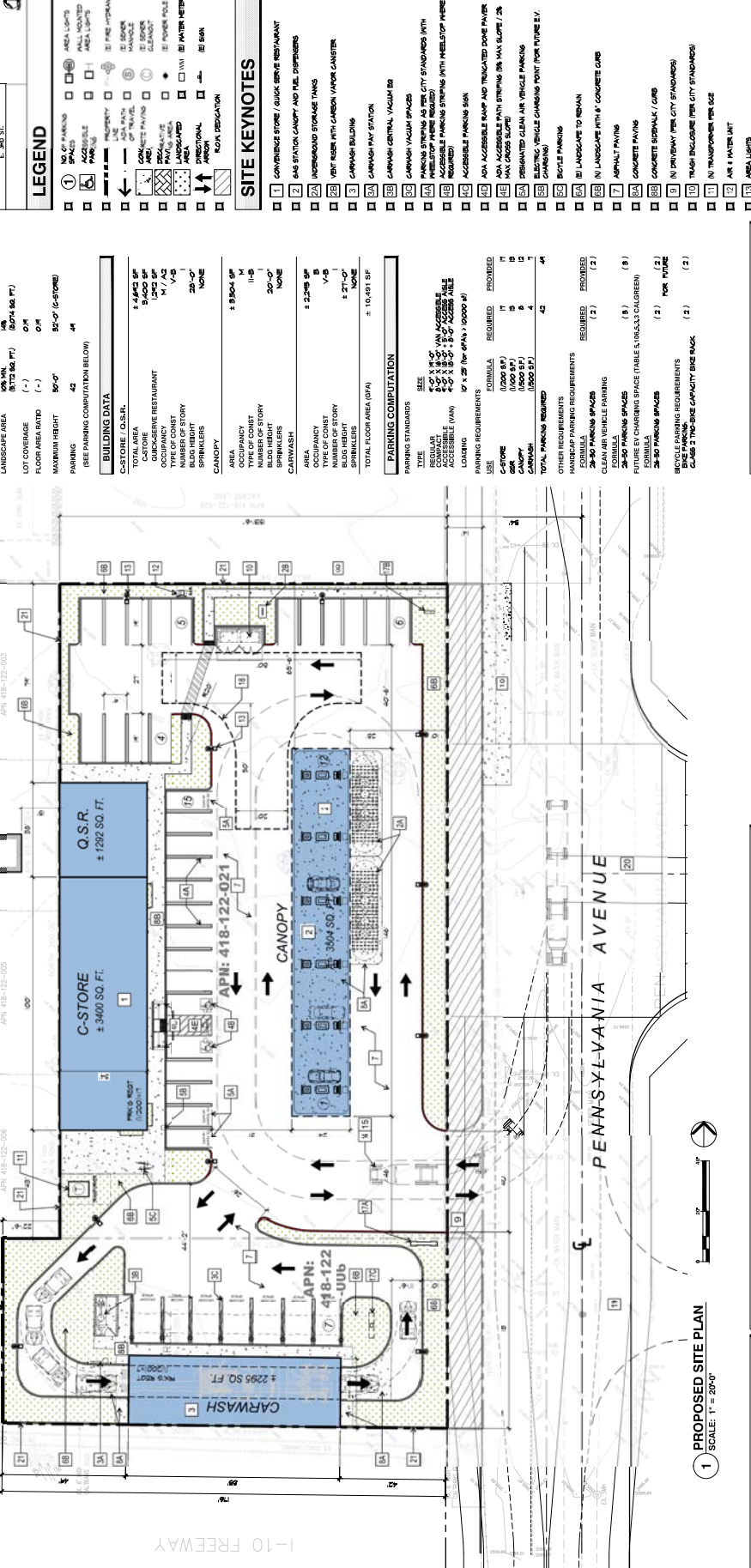
CUSTOME	1,840 GPD
QUICK-SERVE RESTAURANT	1,840 GPD
CANOPY	1,840 GPD
LANDSCAPE IRRIGATION	1,840 GPD
TOTAL	1,840 GPD

## LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN IS SITUATED IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 1:  
THE EAST 1/2 PART OF LOT 21 OF TRACT 1, BEING PART OF THE LAND REFERRED TO IN THE TRACT MAP OF LOT 21, AS SHOWN BY AN ORDER MAP OF THE COUNTY OF SAN BERNARDINO, COUNTY OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 2:  
THE WEST 1/2 PART OF LOT 21, AS SHOWN BY AN ORDER MAP OF THE COUNTY OF SAN BERNARDINO, COUNTY OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:







# BEAUMONT CHERRY VALLEY WATER DISTRICT

560 Magnolia Avenue • PO Box 2037  
Beaumont, CA 92223-2258  
Phone (951) 845-9581  
www.bcvwd.org

**Will Serve Request**       **Water Supply Assessment (SB210)**

Applicant Name: KARAKI-Western States / Florentino Mendoza	Contact Phone # 714-695-9300
Mailing Address: 4887 E. La Palma Ave. Suite 707	Fax #: 714-693-1002
City: Anaheim	E-mail: fmendoza@karakiws.com
State & Zip: CA 92807	
<b>Service Address:</b> N.W.C. Pennsylvania & I-10 Fwy Beaumont CA 92223	
<b>Assessor's Parcel Number (APN), Tract Map No. Parcel Map No.:</b> APN 418-122-021 & 418-122-006	
Project Type: <input type="checkbox"/> Single-Family <input type="checkbox"/> Multi-Family <input checked="" type="checkbox"/> Commercial/Industrial <input type="checkbox"/> Minor Subdivision (5 lots or less) <input type="checkbox"/> Major subdivision (6+ lots) <input type="checkbox"/> Other	
Site Map Attached: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

**The letter should be delivered to:**

<b>Recipient:</b> Florentino Mendoza _____ _____ _____
<b>PLEASE CHOOSE ONE:</b> <input type="checkbox"/> Mail (above address) <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Will pick up

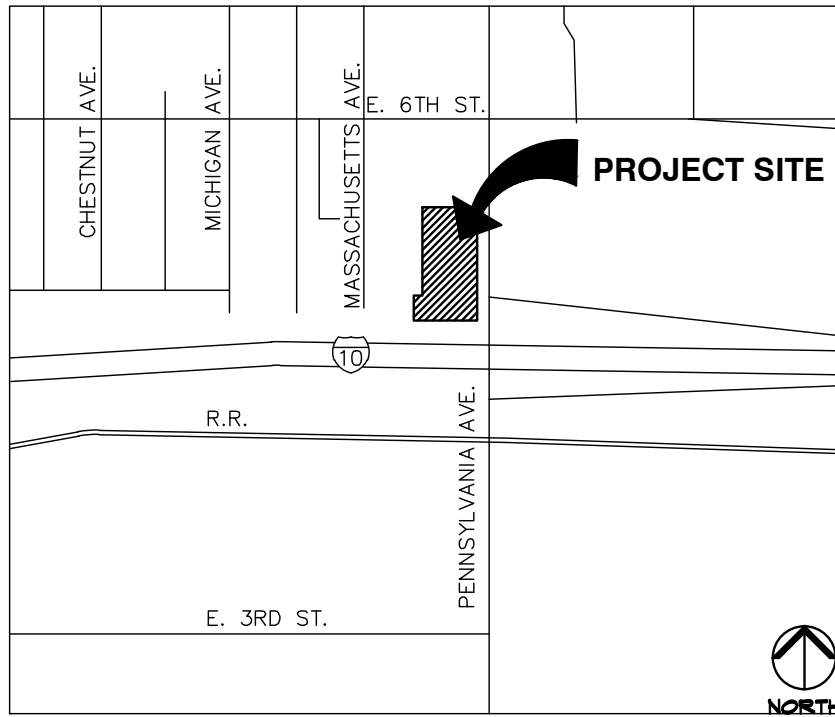
The District reserves the right to impose terms and conditions in Will Serve Letters and/or Water Supply Assessment Reports that take into account water availability issues, conservation issues and the District's existing facilities, all of which impact the District's ability to provide service to the subject property and maintain the District's ability to meet existing water demands.

\_\_\_\_\_  
Applicant's Signature

05-12-2021

\_\_\_\_\_  
Date

# VICINITY MAP





**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 4

STAFF REPORT

**TO:** Board of Directors  
**FROM:** Dan Jagers, General Manager  
**SUBJECT:** **Consideration of Award of Bid for the Purchase of four (4) Fleet Vehicle  
in an Amount Not to Exceed \$154,778.00**

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**Staff Recommendation**

Authorize the General Manager to purchase three (3) fleet vehicle as listed in the 2021 Capital Improvement Budget and an additional one (1) vehicle replacement for a total of four (4) fleet vehicles from Fritts Ford in Riverside, CA and equip said vehicles once received by the District in an amount not to exceed \$154,778.00.

**Background**

At its Special Meeting of December 1, 2020, the Board of Directors approved the 2021 Capital Improvement Budget, which provides a schedule and funding source for the replacement of various District fleet vehicles necessary to provide efficient delivery of services to the community. These vehicle purchases are identified in the 2021 Capital Improvement Budget as in need of replacement and identified as Capital Improvement Project (CIP) Numbers VE-TRUK-0012, VE-TRUK-0016 and VE-TRUK-0017 with a total budgeted cost of \$145,000 for the three fleet vehicles as shown in Table 1 hereafter (Table 1 also summarizes quotes from recommended vendors shown in Table 2)

In recent weeks, Unit #11, a 2005 F-250 with 167,053 miles, was identified by District staff and later confirmed by a vehicle repair shop as having reached the end of its service life. Unit #11 was taken in for service after staff experienced motor related issues. It was determined by the vehicle repair shop that a full motor replacement was required to restore Unit #11 to service. Currently, Unit #11 is not identified for replacement in the 2021-2025 Capital Improvement Budget but is also proposed for replacement (see Table 1).



**Table 1**  
**CIP Budget Amount and Summary of Quotes**

No.	CIP ID	CIP Description	CIP Budget Amount	Proposed Replacement Truck	Summary of Quoted Amounts (1)	Proposed Disposition
1	VE-TRUK-0012	2008 Ford F-450 (Dec, 2008) Unit #5	\$75,000.00	2021 F-450	\$56,506.36	Spare Vehicle until end of Service Life is reached
2	VE-TRUK-0016	Chevrolet Colorado 4X4 (New)	\$35,000.00	2021 Ranger Crew Cab	\$29,887.08	N/A
3	VE-TRUK-0017	Chevrolet Colorado 4X4 (New)	\$35,000.00	2021 Ranger Super Cab	\$27,540.28	N/A
			\$145,000.00		\$113,933.72	
4	No ID	2005 F-250 (Unit #11) (2)	\$ -	2021 F-150	\$30,843.90	Declared as Surplus and Subsequently Auctioned

Sub Total Four Vehicles: \$144,777.62

Estimated Cost to Equip. Vehicles: \$10,000.00

Estimated Cost to Equip. Vehicles (Rounded): \$154,800.00

(1) Quotes Received from Recommended Vendor, Fritz Ford)

(2) Vehicle not in 2021 to 2025 CIP

Staff proposes the existing Unit #5 (2008 Ford F-450, CIP Project #VE-TRUK-0012) be replaced with a 2021 Ford F-450. Unit #5 would be maintained within the Fleet as a spare vehicle for use by Staff on such projects as the District AMR/AMI project until it is no longer serviceable. Staff is proposing Unit #11 (2005, F-250) be replaced with a 2021 F-150. Once replaced, staff will plan to bring a Declaration of Surplus before the Board at a future meeting and subsequently auction Unit #11 for any residual value.

Furthermore, CIP project numbers VE-TRUK-0016 and VE-TRUK-0017 are new vehicle purchases necessary to provide efficient delivery of services to the community, aid in the deployment of the AMR/AMI project, meter reading and various activities related to customer service, staff training opportunities and developer inspections.

The District's Policies and Procedures Manual, Part III, Section 17 I – Purchasing (as adopted by the Board on December 13, 2017) reads:



**Vehicles.** Vehicles may be purchased in accordance with Table 1, in conjunction with the District’s Capital Improvement Plan approved by the Board of Directors. Preference will be given to use of the State of California Vehicle Procurement Program, but at the discretion of the General Manager, vehicles may be obtained from an alternative local source if the cost difference does not exceed \$1,500. Consideration may also be given to delivery schedules and availability of inventory.

**Summary**

During the December 1, 2020 Special Meeting of the Board of Directors, the 2021 Capital Improvement Budget, which identified the purchase of three (3) fleet vehicles, was approved by the Board. In accordance with District policy, Staff has solicited bids from local vendors and the California State Vehicle Procurement Contractor (Downtown Ford Sacramento) for the purchase of said fleet vehicles as identified in the District’s 2021 Capital Improvement Project activities and further identified in this Staff Report (unit #11 replacement).

The make, model and pricing for the proposed replacement vehicles are set forth in Table 2 below:

**Table 2**

**Summary of Quotes**

<b>Entity</b>	<b>2021 Ranger Crew Cab</b>	<b>2021 Ranger Super Cab</b>	<b>2021 F-150 Regular Cab</b>	<b>2021 F-450 w/14' Combo Master Body</b>	<b>Total Quoted Costs</b>
Gosch Ford	\$40,361.49	\$37,358.82	Did not quote	Did not quote	N/A
Downtown Ford Sacramento	\$30,526.38	\$28,470.51	\$33,129.62	\$50,661.22 (Quoted F-350) <sup>(1)</sup>	\$142,787.73 <sup>(1)</sup>
<b>Fritts Ford</b>	<b>\$29,887.08</b>	<b>\$27,540.28</b>	<b>\$30,843.90</b>	<b>\$56,506.36</b>	<b>\$144,777.62</b>
Estimated Cost to Equip Vehicles					\$10,000
<b>Total Cost (rounded)</b>					<b>\$154,778.00</b>

(1) Cost does not reflect the requested make and model of truck required for necessary truck bed alterations.

**Fiscal Impact**

The fiscal impact to the District will be an amount not to exceed \$154,778.00, as set forth in Table 1 as stated previously. This not-to-exceed amount includes additional funds to equip each truck with emergency lights, radios and toolboxes once received by the District. Funds are available for this purchase from the District’s Capital Replacement Reserves.

Staff Report prepared by James Bean, Director of Operations



**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

**Item 5**

STAFF REPORT

**TO:** Board of Directors

**FROM:** Dan Jagers, General Manager

**SUBJECT: Adopt Annual List of BCVWD Pre-Approved Events and Director Appointments**

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**Staff Recommendation**

Discuss and adopt the Annual List of BCVWD Pre-Approved Events and Director Appointments as desired.

**Background**

This item was continued from the July 14, 2021 Regular Board of Directors meeting.

As part of the revision of the Remuneration / Per Diem Fees policy, the list of pre-approved events was eliminated from the policy document and will be adopted on an annual basis in order to provide flexibility and ease of changes.

Special district board members are often expected to attend a variety of events in the performance of their duties, including trainings, community outreach events, conferences, and local agency meetings. The expenses associated with these activities, including travel, lodging and food costs, can be significant. Fortunately, the Legislature has recognized the costs associated with serving as a board member and granted special districts with the authority to provide reimbursements.

BCVWD's statutory authority falls under the reimbursement procedures set out in Government Code sections 53232.2 – 53232.4. Special districts generally must only reimburse Board members for actual and necessary expenses incurred in the performance of official duties and adopt a written policy (Policy 4060, as noted in the previous agenda item) that specifies the types of expenses that may be reimbursed. Other requirements on board members include the filing of expense reports with special district boards and providing brief reports on the meetings requiring reimbursement. The misuse of reimbursement funds can result in the loss of reimbursement privileges as well as civil and even criminal penalties. Therefore, special districts should ensure its reimbursement policies are consistent with these sections and that Board members are only being reimbursed for actual and necessary expenses.

- Adapted from California Special Districts Association – *“Understanding Special District Board Member Compensation”* by Meyers-Nave (Oct 2019)



After discussion at the meeting of July 14, 2021, the Board directed staff to make changes to the proposed Annual List of BCVWD Pre-Approved Events and Director Appointments and bring back the item to the next meeting. This staff report and the list have been updated.

## **Consideration**

Events, conferences, workshops, webinars, training, meetings, and tours pre-approved for director attendance constitute the list of activities for which directors may receive compensation and reimbursement for actual and necessary expenses. The list does not preclude any director from attending any event, it merely sets the Board's "bookends" for what is compensable and/or reimbursable.

Attendance at an activity not pre-approved does not preclude a director from later requesting per diem compensation or from requesting reimbursement of expenses under the following policies:

### Policy 4065.4 Eligibility Section 2

**Other Activities/Events, Authorization.** Directors may seek authorization to attend other functions that constitute the performance of official duties. Directors desiring to attend other events should obtain pre-approval from the Board in order to receive a per diem and expense reimbursement.

### Section 6

**Requests.** In the event that circumstances prevent the per diem request from being considered in the manner described herein, a Director may submit a request to the Board for a per diem for having attended a meeting or conference with the understanding that the Board may not approve the request.

### Section 14 A – General

In the event that circumstances prevent an expense reimbursement request from being considered in the manner described herein, a Director or employee may submit an expense reimbursement request to the Board for having attended a meeting or conference with the understanding that the Board may or may not approve the request.

District legal counsel has affirmed that reimbursement of expenses is allowable in cases where expenses were incurred without an opportunity for pre-approval.

The adoption of an Annual List of BCVWD Pre-Approved Events and Director Appointments will help ensure good stewardship of public resources and compliance with BCVWD policy: **“The Beaumont-Cherry Valley Water District takes its stewardship over the use of limited public resources seriously. Public resources should only be used when there is a substantial benefit to the District.”** It is the responsibility of the Board to set out guidelines as to what constitutes substantial benefit to the District.



## Summary

Included in the proposed **BCVWD Pre-Approved Events and Director Appointments** are items as directed by the Personnel Committee, those listed in current policy, and those as indicated at the Board meeting on July 14, 2021. Effort has been made to align the draft Pre-Approved Events and Director Appointments with the annual reorganization of the Board of Directors and specific appointments made at the pleasure of the Board President.

## Conferences, Workshops, Webinars, Training, Meetings and Tours

All directors would be pre-approved to attend these functions, consistent with BCVWD conferences policy: "Educational conferences and professional meetings are considered to provide substantial benefit. Members of the Board of Directors are encouraged to attend educational conferences and professional meetings when the purposes of such activities are to improve District operation. Hence, there is no limit as to the number of Directors attending a particular conference or seminar when it is apparent that their attendance is beneficial to the District."

## President's Appointments and Director Assignments

Note that some activities are subject to appointment or assignment by the Board President. Traditionally, the President has made an appointment of a primary and an alternate designee. The Personnel Committee suggested addition of a third designation, resulting in a primary, secondary, and alternate. Presumably, this would allow two designees to attend a meeting and be eligible for per diem compensation, rather than one allowable per diem.

It is customary that the Board President assign a representative to attend a specific meeting or function when they prefer or are unable to do so, when such attendance would normally be the duty of the president. For example, such assigned meetings might include representation at LAFCO when there is a District-related item on the agenda.

Assigning a designee to represent the District also prevents the need to post (per Brown Act requirements) off-site meetings where a majority of the Board may be present. For example, if three or more directors decide to attend the LAFCO meeting, a Notice of Quorum must be posted at the Administration office and on the District's website 72 hours in advance of the meeting. For this reason, staff recommends limiting the assignments to a Primary and one Alternate.

## Ad Hoc Committees as appointed

The creation and dissolution of ad hoc committees and the appointment of members to ad hoc committees are at the pleasure of the president and may not belong on this document due to their transitory nature. It is presented here for consideration, but staff recommends retaining the usual annual Board reorganization procedure.

Staff has removed / redlined out this table to avoid confusion with the annual reorganization.

## Voting Delegates

With increased participation in conferences, the Board may want to consider appointment of voting delegates for instances where such votes are available as a member of an organization.





### Activities / Events requiring separate Board pre-approval

It is the responsibility of the Board to determine which events are within stated policy: Policy 4060.1 - *Public resources should only be used when there is a **substantial benefit** to the District.* Therefore, there are some events listed that staff recommends continuing to require separate Board pre-approval on a case-by-case basis to allow the Board to make an appropriate determination. For example, the Board may consider whether attendance at the Cherry Festival constitutes substantial benefit to the District based on variables that may change from year to year.

Pre-approval for attendance at events, conferences, seminars, and other activities not specified on the adopted list could be obtained in a timely manner by including a recurring monthly item on the Board of Directors regular meeting agenda under which requests can be made.

### Chambers of Commerce

The Board requested information about chamber of commerce functions. The Association of Chamber of Commerce Executives defines a chamber of commerce as “an organization of businesses seeking to further their collective interests, while advancing their community, region, state, or nation. Business owners ... voluntarily form these local societies / networks to advocate on behalf of the community at large, economic prosperity and business interests.”

Chamber of commerce events can provide opportunities for agencies like BCVWD to extend outreach to the business community, and the greater community of local residents. It can be a forum for conservation and other messaging via word of mouth or speaking engagement, listening to concerns of individuals and businesses, and for promoting awareness of the District’s activities. Typical chambers of commerce host or organize a number of different types of events:

- Monthly business breakfast – these events usually provide opportunity for individual introductions with a tagline. There is a speaker on a topic of interest, and the events are usually well-attended. Staff recommends this event be listed for pre-approval for all directors as it provides opportunity for outreach and input from ratepayers.
- State of the City luncheon – This annual event features City representatives discussing the current affairs of the city, accomplishments of the past year, and goals moving forward. Staff recommends this event be listed for pre-approval for all directors as the content relates directly to District operations.
- Installation of Officers – This annual event is usually an evening, dinner function and may provide few outreach opportunities as the program is structured and not as conducive to communication. Staff recommends these events be listed as requiring separate Board pre-approval so they can be evaluated on a case-by-case basis as to determination of “substantial benefit” to the District.
- Ribbon cuttings – this typical event is usually just a 15-to-20-minute photo opportunity for the business. Little networking or communication is usually available, and the participants disperse quickly. Staff recommends these events be listed as requiring separate Board pre-approval so they can be evaluated on a case-by-case basis as to determination of “substantial benefit” to the District.



- Mixers – Chamber mixers are monthly, rather unstructured, after-hours networking events. A different venue hosts the event each month as an opportunity to showcase the business. There is no program (other than perhaps a prize drawing), and the social character of the event makes it less desirable for accomplishment of District goals. Staff recommends that mixers be listed as not eligible for per diem or reimbursement.
- Fundraisers - Many chambers also offer fundraising events such as golf tournaments to support their work, and these events may also be listed as requiring separate Board pre-approval so they can be evaluated on a case-by-case basis as to determination of “substantial benefit” to the District.

BCVWD is a member of the Beaumont Chamber of Commerce.

### **Fiscal Impact**

There will be added costs of per diem compensation and reimbursable expenses related to any increase in Director attendance at events.

### **References**

American Association of Chamber Executives (ACCE)

*What is a Chamber of Commerce?*

<https://secure.acce.org/pages/chambers/>

Beaumont Chamber of Commerce

<https://www.beaumontcachamber.com/>

City of Beaumont events calendar

<https://www.beaumontca.gov/calendar.aspx>

### **Attachments**

1. Sample proposed Annual List of BCVWD Pre-Approved Events and Director Appointments – Version 2

Staff Report prepared by Lynda Kerney, Administrative Assistant

**DRAFT – PROPOSED NEW ANNUAL AGENDA ITEM – VERSION 2**

**BCVWD PRE-APPROVED EVENTS AND DIRECTOR APPOINTMENTS  
Adopted 00/00/2021**

Reference: BCVWD Policies and Procedures Manual Part II Sections 14, 15, 4060 and 4065  
For the purposes of satisfying the above policies, the following items are pre-approved for Director claims for per diem compensation, and reimbursement of expenses

<b>A</b>	<b>TABLE A</b>		
	<b>Conferences, Workshops, Webinars, Training, Meetings and Tours</b>		
	1	ACWA and ACWA/JPIA	<b>All directors are pre-approved to attend these functions</b>
	2	ACWA Region 9 meetings and events	
	3	ACWA Committee meetings	
	4	Beaumont Basin Watermaster	
	5	Beaumont Chamber of Commerce Breakfasts and Luncheons	
	6	Beaumont Unified School District water-related events	
	7	BIA of Southern California Water Conference	
	8	Brown Act training	
	9	California Special Districts Association	
	10	Cabazon Water District – any official district meeting	
	11	City of Beaumont – any official city meeting	
	12	City of Banning – any official city meeting	
	13	City of Calimesa – any official city meeting	
	14	New Board member orientation (see policy specifics)	
	15	Riverside County LAFCO meetings at which District business is discussed or affected as part of the LAFCO agenda	
	16	Riverside County Water Task Force	
	17	SGPWA Regular and Special Board Meetings	
	18	Special Districts Association of Riverside County*	
	19	Special Districts Leadership Academy	
	20	State-mandated ethics training (one day of service)	
	21	State-mandated sexual harassment training (one day of service)	
	22	Tours of BCVWD facilities	
	23	Urban Water Institute	
24	WEF annual Water Summit and Water 101 Workshop		
25	Yucaipa Valley Water District – any official district meeting		

<b>B</b>	<b>TABLE B</b>			
	<b>President’s Appointments and Director Assignments</b>			
	<b>Meetings (compensable as designated)</b>	<b>Primary</b>	<b>Secondary</b>	<b>Alternate</b>
1	ACWA Committees			

2	<del>SGPWA Regular and Special Board Meetings</del>			
3	SGP Regional Water Alliance	Slawson		
4	<del>Riverside County LAFCO meetings at which District business is discussed or affected as part of the LAFCO agenda</del>			
5	Collaborative Agencies Committee			
6	<del>Special Districts Association of Riv Co</del>			
7	Meetings with members of the legislative, executive, or judicial branch of the state or federal government when attendance is directed by the President			
8	Meetings or official events of legislative bodies of other governmental agencies as assigned by the President to represent the District			
9	Meetings with the General Manager, District Counsel, or Board President on matters of District business			
10	Other meetings or events for Board members appointed by the President to attend such meeting or event on behalf of the District			

C	<b>Ad Hoc Committees as appointed</b>	<b>Primary</b>	<b>Alternate</b>
	<del>Bogart Park</del>		
	<del>Communications</del>		
	<del>Recycled Water 2x2</del>		
	<del>Sites Reservoir</del>		

D	<b>TABLE D</b>		
	<b>Voting Delegates</b>	<b>Primary</b>	<b>Alternate</b>
	1 ACWA conferences	President	Vice President
	2 ACWA Region 9	President	Vice President
	3 ACWA / JPIA		
	4 Special Districts Association of Riv Co*		

*For the purposes of satisfying the above policies, the following items require separate, individual Board pre-approval for Director claims for per diem compensation, and reimbursement of expenses.*

*Decision-making guidance: BCVWD Policies and Procedures Manual Part II, Section 4060: Public resources should only be used when there is a substantial benefit to the District*

E	<b>TABLE E</b>		
	<b>Activities / Events requiring separate Board pre-approval</b>		
	1	<del>Beaumont Chamber of Commerce – other events (not listed in Table F)</del>	
	2	<del>Beaumont Unified School District water related events</del>	
	3	Other civic or community functions (festivals, recreation activities, sports, lectures, etc.)	
	4	Water Education Foundation conferences, tours, seminars	
5	<del>Tours of BCVWD facilities</del>		

6	Dedication ceremonies, open houses, groundbreaking ceremonies, ribbon-cutting ceremonies, anniversary celebrations
7	Receptions, or retirement or anniversary celebrations for other agency officials
8	Legislative roundtables, public hearings, project update meetings
9	Other agency or association dinner or luncheon functions
10	Meetings or events of ACWA Regions 1-8, and 10
11	Tri-State Seminar annual conference
12	Any other events not specifically pre-authorized

The Board has determined that these events do not comport with BCVWD policy for reimbursement or compensation:

F

TABLE F	
Activities / Events not eligible for per diem or expense claims (non-compensable)	
1	Beaumont Chamber of Commerce – other events (social events, mixers, etc.)
2	Retirement receptions for BCVWD employees or Board members
3	BCVWD picnics or other social functions

G

TABLE G Acronyms			
1	ACWA	Association of California Water Agencies	<a href="https://www.acwa.com/">https://www.acwa.com/</a>
2	ACWA	ACWA Committees	<a href="https://www.acwa.com/about/board-committees/committee-information/">https://www.acwa.com/about/board-committees/committee-information/</a>
3	ACWA / JPIA	ACWA Joint Powers Insurance Authority	<a href="https://www.acwajpia.com/training-2/">https://www.acwajpia.com/training-2/</a>
4	BIA	Building Industry Association	<a href="https://riversidebia.org/">https://riversidebia.org/</a>
5	CSDA	California Special Districts Association	<a href="http://csda.net/home">http://csda.net/home</a>
6	LAFCO	Riverside County Local Agency Formation Commission	<a href="https://lafco.org/">https://lafco.org/</a>
7	SDARC	Special Districts Association of Riverside County	<a href="https://www.csda.net/about-csda/chapters-networks/chapter-riverside-county">https://www.csda.net/about-csda/chapters-networks/chapter-riverside-county</a>
8	SDLA	Special District Leadership Foundation	<a href="https://sdla.csda.net/home">https://sdla.csda.net/home</a>
9	SGPWA	San Geronio Pass Water Agency	<a href="https://www.sgpwa.com/">https://www.sgpwa.com/</a>
10	SGPRWA	San Geronio Pass Regional Water Alliance	<a href="http://www.passwateralliance.com/">http://www.passwateralliance.com/</a>
11	Tri-State	Tri-State Seminar, LLC	<a href="https://tristateseminar.com/">https://tristateseminar.com/</a>
12	WEF	Water Education Foundation	<a href="https://www.watereducation.org/tours-events">https://www.watereducation.org/tours-events</a>
13	UWI	Urban Water Institute	<a href="http://www.urbanwater.com">www.urbanwater.com</a>

\*BCVWD is not a member of the SDARC, but the Board may consider membership



**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 6

STAFF REPORT

**TO:** Board of Directors  
**FROM:** Dan Jagers, General Manager  
**SUBJECT:** Continued Review of Anticipated California Drought Conditions, District Urban Water Management Plan Drought Restrictions and BCVWD Resolution 2014-05 Regarding Issuance of Will-Serve Letters and Other Drought Response

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**Staff Recommendation**

Task the Ad Hoc Communications Committee with producing continuing public conservation and associated messaging for social media and development of local press releases on drought.

**Attachments**

1. Current Reservoir Conditions – July 12, 2021
2. California Drought Monitor Map – July 15, 2021

**References:**

How will the West solve a water crisis if climate change continues to get worse?  
*Megadrought and climate change is making water even more scarce in the West.*  
ABC News (7/12/2021)  
<https://abcnews.go.com/US/west-solve-water-crisis-climate-change-continues-worse/story?id=78566068>

Scientists: Triple-Digit Temperatures Accelerating Evaporation of Critical Water Resources  
*"It wants to evaporate off of the soils, off of mountains, off of the reservoirs, off of the hill slopes as the snow is melting."* Dr. Jay Lund, UC Davis  
CBS 13 Sacramento (7/9/2021)  
<https://sacramento.cbslocal.com/2021/07/09/heat-evaporation-drought-evaporatin/>

La Niña threatens to return; worsen drought  
*The U.S. Climate Prediction Center issued a watch for La Niña on Thursday, saying there's a 66 percent chance the phenomenon will return for a second straight year sometime in the November-January period*  
Bloomberg (7/8/21)  
<https://www.bloomberg.com/news/articles/2021-07-08/la-nina-odds-rise-in-added-threat-to-drought-weary-u-s-west>

What to Know: Types of droughts and how they impact you  
KGTV ABC News San Diego (7/11/2021)  
<https://www.10news.com/news/california-drought/what-to-know-types-of-droughts-and-how-they-impact-you>



California isn't running out of water; it's running out of cheap water

California Water Blog / Wyatt Arnold (7/11/2021)

<https://californiawaterblog.com/2021/07/11/california-isnt-running-out-of-water-its-running-out-of-cheap-water-2/>

It's Not Just Water Supply: Drought Harms Water Quality, Too

Bloomberg Law (7/12/2021)

<https://news.bloomberglaw.com/environment-and-energy/its-not-just-water-supply-drought-harms-water-quality-too>

Tri-Valley water agencies ask customers to reduce water use by 15% from 2020

Livermore / Pleasanton / Dublin San Ramon

Public CEO (7/13/2021)

<https://www.publicceo.com/2021/07/tri-valley-water-agencies-ask-customers-to-reduce-water-use-by-15-from-2020/>

Neighbor wasting water? Is "water shaming" the answer?

Salt Lake Tribune (7/12/2021)

<https://www.sltrib.com/news/environment/2021/07/12/neighbor-wasting-water-is/>

Could already bad drought conditions get worse for California?

KSBY NBC 6 (7/12/2021)

<https://www.ksby.com/news/drought/could-already-bad-drought-conditions-get-worse-for-california>

Why Remote Work Might Worsen Southwest Water Woes

University of Nevada, Las Vegas (7/12/21)

<https://www.unlv.edu/news/release/why-remote-work-might-worsen-southwest-water-woes>

Is California Ready for Drought?

Virtual roundtable from the Public Policy Institute of California

May 6, 2021

<https://www.ppic.org/event/is-california-ready-for-drought/>

Water Education Foundation – All Things Drought

[https://www.watereducation.org/post/all-things-drought?utm\\_campaign=&utm\\_medium=email&utm\\_source=bundle\\_and\\_blast&mc\\_cid=c0f3e54898&mc\\_eid=1759354f4e](https://www.watereducation.org/post/all-things-drought?utm_campaign=&utm_medium=email&utm_source=bundle_and_blast&mc_cid=c0f3e54898&mc_eid=1759354f4e)

Governor Gavin Newsom's Executive Order N-10-21

<https://www.gov.ca.gov/wp-content/uploads/2021/07/7.8.21-Conservation-Executive-Order-N-10-21-.pdf>

California Department of Water Resources – Drought page

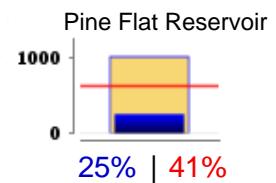
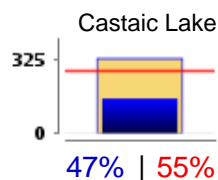
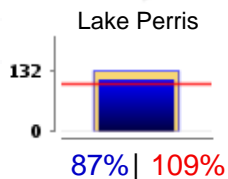
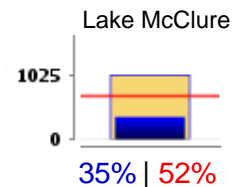
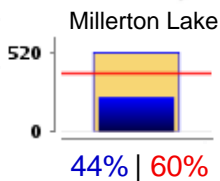
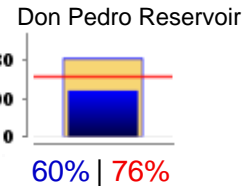
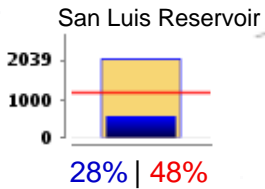
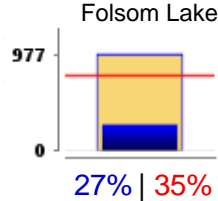
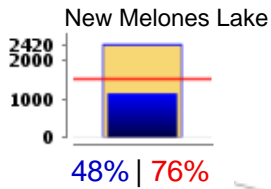
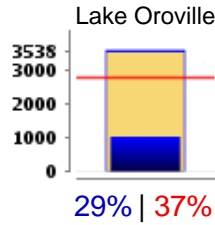
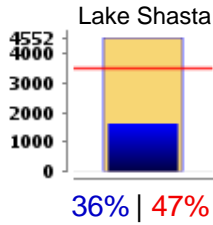
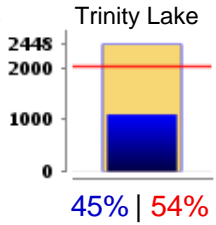
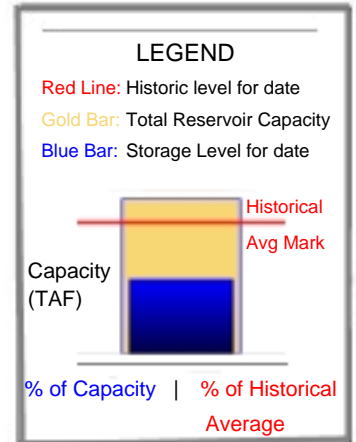
<https://water.ca.gov/drought/>



# CURRENT RESERVOIR CONDITIONS

## SELECTED WATER SUPPLY RESERVOIRS

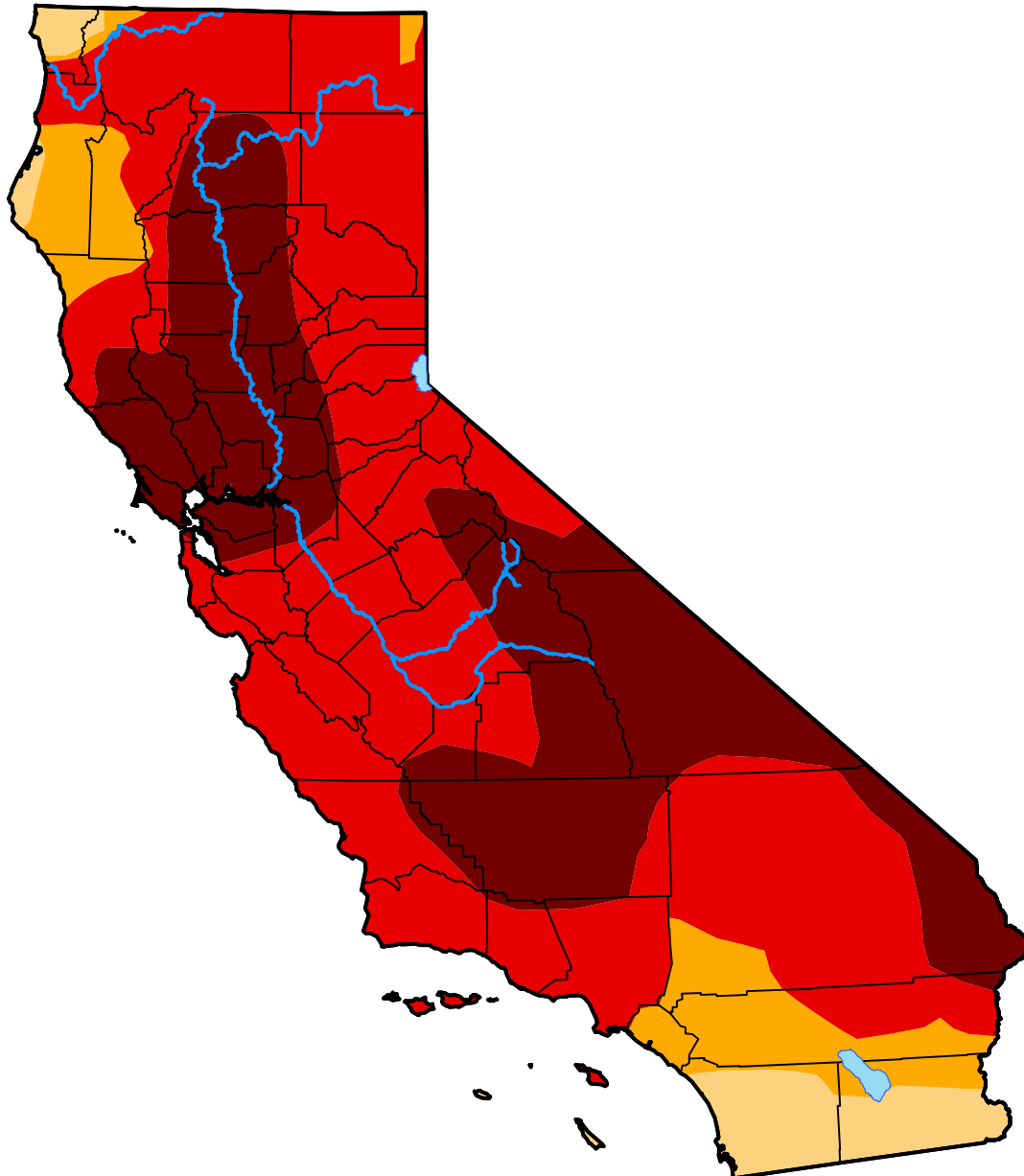
Midnight: July 12, 2021





# U.S. Drought Monitor California

**July 13, 2021**  
(Released Thursday, Jul. 15, 2021)  
Valid 8 a.m. EDT



*Drought Conditions (Percent Area)*

	None	D0-D4	D1-D4	D2-D4	D3-D4	D4
<b>Current</b>	0.00	100.00	100.00	94.75	85.73	33.32
<b>Last Week</b> <i>07-06-2021</i>	0.00	100.00	100.00	94.73	85.44	33.32
<b>3 Months Ago</b> <i>04-13-2021</i>	0.78	99.22	94.14	76.97	38.68	5.36
<b>Start of Calendar Year</b> <i>12-29-2020</i>	0.00	100.00	95.17	74.34	33.75	1.19
<b>Start of Water Year</b> <i>09-29-2020</i>	15.35	84.65	67.65	35.62	12.74	0.00
<b>One Year Ago</b> <i>07-14-2020</i>	40.38	59.62	48.19	21.50	2.45	0.00

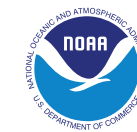
***Intensity:***

- None
- D0 Abnormally Dry
- D1 Moderate Drought
- D2 Severe Drought
- D3 Extreme Drought
- D4 Exceptional Drought

*The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. For more information on the Drought Monitor, go to <https://droughtmonitor.unl.edu/About.aspx>*

***Author:***

Adam Hartman  
NOAA/NWS/NCEP/CPC



**droughtmonitor.unl.edu**



**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 9

STAFF REPORT

**TO:** Board of Directors  
**FROM:** Dan Jagers, General Manager  
**SUBJECT: Consideration of Attendance at Upcoming Events and Authorization of Reimbursement and Per Diem**

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**Staff Recommendation**

Evaluate director attendance at upcoming events for possible pre-approval for compensation and / or expense reimbursement under Policies 4060 and 4065 and vote to pre-approve any selected activities.

**SAMPLE MOTION:**

*I move that the Board pre-approve the attendance of Director(s) \_\_\_\_\_ (OR all directors) at these events for purposes of per diem and reimbursement of associated reasonable and necessary expenses per District policy: \_\_\_\_ (list events)*

**Background**

Event attendance is governed by BCVWD Policies and Procedures Manual Part II Policy 4060 Training, Education and Conferences, and Part II Policy 4065 Remuneration / Director Per Diem Fees. Per Government Code 53232.3(d) Directors will either prepare a written report for distribution to the Board or make a verbal report during the next regular meeting of the Board. Directors desiring to attend events not specifically enumerated and authorized by BCVWD policy should obtain pre-approval from the Board in order to receive a per diem and expense reimbursement.

For events that are not pre-approved by District Policy, the Board may vote to authorize attendance and eligibility for per diem and expense reimbursement.

**Upcoming Events**

Other activities / community events that may be of interest and may be authorized for per diem and/or expense reimbursement by vote of the Board:

1. **Beaumont Chamber of Commerce State of the City Luncheon** on August 25 (flyer attached) \$45 per person

Activities events that are already pre-approved (or anticipated to be pre-approved with Policy update) for per diem and/or expense reimbursement for attendance:



DATE	EVENT	POLICY / \$
7/28 to 7/29/21 10 to 11:30	<b>CSDA Virtual Workshop: Strategic Planning for Special Districts</b> Condensed version of Brent Ives' daylong training. A balanced and clear strategic plan is critical to the efficiency of a special district. Class for managers and Board members.	<b>Pre-Approved</b>
	csda.net	\$175
7/29/21	<b>ACWA Webinar: How Today's Drought Conditions Affect Southern California.</b> Drought has returned to California and dry conditions are expected to continue. While some Northern California communities face stringent water restrictions, the impacts on Southern California have been less dire so far and a statewide drought has not been declared. Southern California water agencies are prepared to combat recurring dry conditions and drought cycles due to the investments they've made in critical water infrastructure projects. From innovative storage programs and new projects to diversifying water supplies and ensuring long-term reliability, hear from Southern California water leaders on their priorities, programs, and projects to help maintain reliability and resiliency.	Pre-Approved  FREE
8/27/21  7:30 A	<b>Riverside County Water Task Force Speaker Series webinar. Program information TBD.</b> Come join Western Municipal Water District, Eastern Municipal Water District, and the Western Riverside Council of Governments as we discuss the latest information and trends in the world of water!	Approval dependent on Policy FREE
8/13/21 7:30 A	<b>Beaumont Chamber of Commerce Good Morning Beaumont Breakfast</b> at the Sand Trap restaurant. Featured speaker: Duane Burk, Beaumont-Cherry Valley Recreation and Park District	Approval dependent on Policy \$25
9/9/21	<b>Water Education Foundation Bay-Delta Virtual Tour</b> Last year's (2020) event summary: This event guided attendees on a virtual journey deep into California's most crucial water and ecological resource – the Sacramento-San Joaquin Delta. The 720,000-acre network of islands and canals support the state's two major water systems – the State Water Project and the Central Valley Project. The Delta and the connecting San Francisco Bay form the largest freshwater tidal estuary of its kind on the West coast. The Delta is formed mainly by the Sacramento and San Joaquin rivers and water serves local farms, cities and the estuary before heading south via canals and aqueducts to provide drinking water for 19 million Southern Californians and irrigation to 3 million acres of farmland that help feed the nation.	Approval dependent on Policy  \$ = TBD



DATE	EVENT	POLICY / \$
9/26 – 9/29/21	<p><b>CSDA: Special District Leadership Academy (Lake Tahoe)</b>            Comprehensive governance leadership conference for elected and appointed directors            Based on CSDA's Special District Leadership Academy (SDLA) groundbreaking, curriculum-based continuing education program, which recognizes the necessity for the board and general manager to work closely toward a common goal. SDLA provides the knowledge base to perform essential governance responsibilities and is designed for both new and experienced special district board members.</p>	<b>Pre-Approved</b>
	<p><a href="https://sdla.csdanet/home?_ga=2.205676691.1603457549.1620330760-1598748694.1601482748">https://sdla.csdanet/home?_ga=2.205676691.1603457549.1620330760-1598748694.1601482748</a></p>	\$600++
11/30 – 12/3/21	<p><b>ACWA Fall Conference and Exhibition</b>            Location: Pasadena            No details available yet</p>	<b>Pre-Approved</b>
12/7/21 10 – 11	<p><b>CSDA Webinar: The Great Board Chair</b>            The Board chairman or president holds a very important role in conducting the public's business. The chair holds the keys to being able to lead the Board through effective, proper and productive public meetings, and the interactions of the Board with both the public and the executive. This class provides an overview for the sitting or incoming Board chair who desires to optimize their service and improve how agency leaders do their work. It outlines what are and are not the roles of the chair, and how to make the time in the position most productive.</p>	<p><b>Pre-Approved</b>  FREE</p>

**Fiscal Impact**

The fiscal impact will depend on the number of directors attending an event and the event costs.

**Attachments**

1. Beaumont Chamber of Commerce – State of the City Luncheon
2. Beaumont Chamber of Commerce – August 13 Business Breakfast

Staff Report prepared by Lynda Kerney, Administrative Assistant



# Beaumont Chamber OF COMMERCE

## Good Morning Beaumont Breakfast



Featured Speaker...

**Duane Burk, General Manager**

**Beaumont-Cherry Valley Recreation and Park District**

**Friday, August 13, 2021 at 7:30 am**

**SandTrap Sports Bar and Grill**

**892 W. Oak Valley Parkway, Beaumont**

Pre-paid reservations only. \$22 for members, \$25 for non-members.

Please call 951-845-9541 to reserve your spot today!

By attending, you voluntarily assume all risk-related exposure to COVID-19. Face masks and distancing required if not fully vaccinated.

*"Building a Better Community,  
One Business at a Time."*

# State of the City



The Beaumont Chamber of Commerce

*Cordially invites you to come picnic with us*

*Annual State of the City Luncheon*

*Hero Service Awards*

*&*

*Beautification Awards*

*Keynote Speaker:*

*Mayor Mike Lara*

*Albert A. Chatigny Senior Community Center*

*1310 Oak Valley Parkway*

*Beaumont, CA 92223*

*Wednesday, August 25, 2021, 11:00am.*

*RSVP by Wednesday, August 11, 2021*

*Reservation Required, Application on Reverse*

*For more information call (951) 845-9541 or email*

*marketing@beaumontcachamber.com*





**Beaumont-Cherry Valley Water District  
Regular Board Meeting  
July 22, 2021**

Item 10

Update: Legislative Action and Issues Affecting BCVWD

CHANGES MADE SINCE LAST UPDATE	NO CHANGES MADE	NEW TO THIS UPDATE
<b>FEDERAL</b>		
<p><b>7/13/21 CSDA Federal Update:</b> Democrats still need to work out major questions on the strategy for getting President Biden's sweeping American Jobs and Families Plans through Congress with razor-thin majorities and competing factions. A bipartisan group of 22 senators are still working to turn their <a href="#">Bipartisan Infrastructure Framework</a>, which would spend \$1.2 trillion over eight years, into legislation amid skepticism that they will be able to find a way to convincingly pay for the bill. Meanwhile, Democrats are still haggling over a top-line figure (<a href="#">potentially</a> around \$3.5 trillion) for a separate, larger bill that they want to pass under budget reconciliation, which allows them to bypass the 60-vote filibuster in the Senate. On July 9, Senate Majority Leader Chuck Schumer (D-NY) vowed, in a <a href="#">Dear Colleague letter</a> to the 50-member Senate Democratic Caucus, "for the Senate to consider both the bipartisan infrastructure legislation and a budget resolution with reconciliation instructions, which is the first step for passing legislation through the reconciliation process" before the Senate is scheduled to leave for its summer recess on August 6. Schumer also wrote that "Senators should be prepared for the possibility of working long nights, weekends, and remaining in Washington into the previously-scheduled August state work period [August 7-September 12]."</p> <p>The House Appropriations Subcommittees on Labor-Health and Human Services-Education; Energy-Water Development; Commerce-Justice-Science; and Transportation-Housing and Urban Development are holding markups of their respective <a href="#">FY 2022 Appropriations bills</a> on Monday. The full House Appropriations Committee will <a href="#">markup</a> these four bills, in addition to the FY 2022 Defense and Homeland Security Appropriations bills, throughout the rest of this week. For the first time since FY 2010, the annual spending bills collectively include thousands of approved "Community Project Funding" requests (i.e., earmarks), which have been <a href="#">posted</a> by the House Appropriations Committee on the same day as each subcommittee markup. Many, if not all, of the Committee's twelve FY 2022 spending bills will be considered on the House floor during the weeks of July 19 and/or July 26, ahead of the August recess.</p>		
Issue	Status	Description
<p><b>HR535: Special Districts Provide Essential Services Act</b></p> <p>Senate companion bill: S. 91</p>	<p>1/28/21 – Introduced. Ref to Committee on Oversight and Reform, and in addition to the Committee on Financial Services</p>	<p>Update: Unfortunately, elements of <a href="#">H.R. 535/S. 91</a>, the Special Districts Provide Essential Services Act, are not included in the \$1.9 trillion stimulus bill. The bill is now in the U.S. Senate, where the procedure will be governed under the Upper Chamber's reconciliation rule, which includes the ability for Senators to propose amendments on the Floor</p> <p>Representative John Garamendi, D-Calif., and U.S. Senator Kyrsten Sinema, D-Ariz., re-introduced landmark special districts legislation (<a href="#">H.R. 535</a> and <a href="#">S. 91</a>, the Special Districts Provide Essential Services Act) to provide special districts with certain access to future local government pandemic relief.</p> <p>7/14/2021 – No change in status</p>

*Continued on next page*

<p><b>HR 199: Direct Support for Communities Act To provide funding for cities, counties, and other units of general local government to prevent, prepare for, and respond to coronavirus.</b></p>	<p>1/5/21 – Introduced, ref to Com on Appropriations 7/14/21 – No change in status</p>	<p>Rep. Antonio Delgado Press Release: Re-introduced bipartisan <i>Direct Support for Communities Act</i> to ensure that every single community, regardless of size, can access urgently needed COVID-19 relief funding from the federal government.</p> <p>In March 2020, Congress passed the <i>CARES Act</i>, which provided \$500 billion for communities with over 500,000 residents, meaning smaller towns and cities were unable to access desperately needed federal COVID-19 relief funding to help make ends meet. In May of last year, to respond to the concerns of local communities, Reps. Delgado and Zeldin introduced a bipartisan solution: the <i>Direct Support for Communities Act</i>. The bill creates a funding mechanism that allows smaller communities direct access to federal funding. These funds will help prevent the layoffs of public health care workers, firefighters, police, sanitation workers, teachers, and other vital public servants, and ensure that all counties, cities, towns, and villages, regardless of size, have the financial resources needed to continue to provide these necessary services and to avoid local tax and fee increases that will put more burden on already cash-strapped families and businesses in this crisis. The <i>Direct Support for Communities Act</i> was the formula adopted in both the <i>Heroes</i> and <i>Updated Heroes Act</i>, which the House passed in 2020.</p>
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<p><b>S 91: Special Districts Provide Essential Services Act</b></p> <p>Companion Bill: HR 535</p>	<p>1/28/21 – Introduced 7/14/21 – No change in status</p>	<p>This bill makes special districts eligible for the Coronavirus Relief Fund and the Municipal Liquidity Facility program. Specifically, the bill makes special districts eligible for payments from amounts paid to states from any new appropriations to the fund. A special district must submit a request for payment to the state with information demonstrating that the special district has experienced or is likely to experience during the COVID-19 (i.e., coronavirus disease 2019) emergency</p> <ul style="list-style-type: none"> <li>• reduced revenue or operational funding derived from provided services, taxes, fees, or other sources of revenue;</li> <li>• reduced indirect funding from the federal government, the state, or a unit of general government below the state level; or</li> <li>• as a result of the COVID-19 emergency, increased expenditures necessary to continue operations.</li> </ul> <p>The Board of Governors of the Federal Reserve System shall include special districts as eligible issuers in the Municipal Liquidity Facility program, which was created in response to the COVID-19 emergency to buy municipal securities. While elements of <a href="#">S. 91</a>, the Special Districts Provide Essential Services Act, were not incorporated in the Senate's package, explicit authority for state and local government receiving relief monies to transfer aid to special districts is included. CSDA and national partners continue to explore approaches to legislatively insert S. 91's five percent set-aside for state relief allocations, as substantive amendments to the underlying legislation have been discouraged from Senate leadership</p>
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<p><b>HR 2482 - "Making Imperiled Communities Resistant to Outages with Generation that is Resilient, Islandable, and</b></p>	<p>4/13/21 – Introduced 7/14/21 – No change in status</p>	<p>From CSDA: To incentivize microgrid development and rehabilitation to provide backup power to communities and essential facilities during power outages and emergencies. Special districts would be eligible for reimbursements on qualified microgrid projects. The Act is an effort to develop climate-resilient infrastructure as extreme weather events become increasingly common, and it is a response to ongoing threats of power outages and Public Safety Power Shutoff events. "The MICROGRID Act is a solution to facilitate local governments' ability to develop much-needed resources and continue providing reliable, critical services in times of PSPS events and grid unreliability," said Neil McCormick, CEO of the California Special Districts Association, in a statement provided to Panetta's office ahead of the bill's introduction. "California's special districts applaud Congressman Panetta for leading on this legislation, and</p>
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	<b>Distributed" (MICROGRID) Act</b>		<p>for ensuring special districts are included in direct credits for developing qualified microgrids." The legislation clarifies tax credit eligibility for elements necessary for microgrid construction. Special districts would be eligible for 30 percent reimbursements in the form of direct payments for qualified projects through 2025. Credits phase out to 10 percent by 2028 and sunset in 2029. Eligible microgrids would provide as little as 4 kilowatts and as high as 50 megawatts, which would be sufficient to island critical infrastructure such as water pumps at well sites, wastewater treatment facilities, medical facilities, emergency facilities and other essential infrastructure necessary for continuity of special districts' services.</p> <p>Congressman Panetta engaged CSDA early in the bill's development for special districts' feedback and to ensure districts, as units of local government defined in the bill, would be eligible to access reimbursements</p>
	<b>S 914 Drinking Water and Wastewater Infrastructure Act of 2021</b>	<p>3/23/21 Introduced 4/29/21 Passed Senate. 4/30/21 – Held at Desk in House</p>	<p>Authorizes the investment of more than \$35 billion in water infrastructure projects across the country that "focus on upgrading our aging infrastructure, addressing the threat of climate change, investing in new technologies, and providing assistance for marginalized communities." The bill includes nearly \$30 billion in funding for the Clean Water State Revolving Loan Fund (CWSRF) and the Drinking Water State Revolving Loan Fund (DWSRF) and an additional \$6 billion in grant funding over fiscal years 2022-2026</p>

CHANGES MADE SINCE LAST UPDATE	NO CHANGES MADE	NEW TO THIS UPDATE
<b>CALIFORNIA</b>		
<p><b>7/8/2021 – Governor Gavin Newsom issued Executive Order N-10-21</b> asking Californians to voluntarily reduce their water usage by 15 percent.</p>		
<p><b>6/11/2021 – State Water Resources Control Board bulletin:</b> During the COVID-19 emergency, many Californians experienced job loss, reduced wages, and other hardships that made it difficult for them to pay their water bills. As the state prepares to fully reopen in the coming weeks, certain provisions of Governor Newsom's COVID-19 related executive orders remain necessary to help Californians recover. On June 11, 2021, the governor issued Executive Order N-08-21, which extends the prohibition on discontinuing water service for residential customers and small businesses in a critical infrastructure sector until September 30, 2021.</p> <p>Water systems played—and still play—a vital role in protecting health and safety by halting water shutoffs for residential customers. Governor Newsom's 2021–22 May Revise to the state budget proposes that \$1 billion in American Rescue Plan Act funds be used to provide direct payments to water systems to address customer arrearages and revenue gaps related to the pandemic. Details of this program are still being worked out through the legislative budget process. The State Water Board will share additional details as they become available.</p>		

Issue	Status	Description
<b>ACA 1 - Local government financing: affordable housing and public infrastructure: voter approval.</b>	12/7/20 – Introduced 4/22/21 – Ref to Coms on Local Govt and Appropriations 7/14/21 No change in status	CSDA description: 55% vote threshold for special taxes <b>Summary:</b> The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.
<b>SCR 5: State of emergency: COVID-19: termination</b>	12/22/20 – Introduced 2/2/21 – Amended in Com on Rules 2/10/21 – Ref to Com on Gov Organization	This measure, in accordance with specified law, would declare that the state of emergency proclaimed by the Governor on March 4, 2020, is at an end, thereby terminating the emergency powers granted to the Governor as a result of that proclamation.  7/14/21 – No change in status.
<b>ACR 17 – Special Districts Week</b>	<b>CHAPTERED</b>	<u>Assembly Concurrent Resolution 17</u> proclaims the week of May 16-22, 2021 to be Special Districts Week. This will be the third-annual celebration of Special Districts Week, which also coincides with Special Districts Legislative Days this year.
<b>AB 15: COVID-19 relief: Tenant Stabilization Act of 2021</b>	12/7/20 – Introduced 1/11/21 – Ref to Com on Housing and Community Development 7/14/21 – No change in status	<b>Press Release:</b> <a href="#">California State Assembly Bills 15 &amp; 16</a> , from Asm. David Chiu (D-San Francisco), will extend and improve AB 3088. AB 15 will: <ul style="list-style-type: none"> <li>• Extend the time period prohibiting evictions for inability to pay rent in full through 2021 and expanding just-cause provisions for eviction.</li> <li>• Curb predatory forms of rent debt collection in court, curb predatory rental repayment agreements, prohibit late fees, and minimize the negative effects of debt for tenants applying for new housing.</li> <li>• Allow city governments to pass stronger local protections if they so choose.</li> <li>• AB 16 will address longer-term concerns around debt, harassment, and relief for rents and mortgages.</li> </ul> AB 15 must pass with a 2/3 majority in the Assembly and State Senate before January 31, 2021 to take effect immediately, while AB 16 needs a simple majority to pass in the coming months. CSDA Summary 1/13/21: Would extend the definition of "COVID-19 rental debt" as unpaid rent or any other unpaid financial obligation of a tenant that came due between March 1, 2020, and December 31, 2021. The bill would also extend the repeal date of the act to January 1, 2026. The bill would make other conforming changes to align with these extended dates. By extending the repeal date of the act, the bill would expand the crime of perjury and create a state-mandated local program.

<p><b>AB 16: COVID-19 Tenant, Small Landlord, and Affordable Housing Provider Stabilization Act of 2021</b></p>	<p>12/7/20 – Introduced 1/13/21 – Amended and ref to Com on Housing and Community Development</p>	<p><b>CSDA Summary 1/13/21:</b> Would state the intent of the Legislature to enact the Tenant, Small Landlord, and Affordable Housing Provider Stabilization Act of 2021 to address the long-term financial impacts of the COVID-19 pandemic on renters, small landlords, and affordable housing providers, ensure ongoing housing stability for tenants at risk of eviction, and stabilize rental properties at risk of foreclosure. This bill would include legislative findings and declarations in support of the intended legislation. 7/14/21 – No change in status</p>
<p><b>AB 37: Elections: vote by mail ballots.</b>  (See also SB 29 – SB 29 has been CHAPTERED)</p>	<p>12/7/20 – Introduced 1/11/21 – Ref to Com on Elections 4/8/21 – Amended by author, re-ref to Com on Elections 5/27/21 Passed Senate. On to House 7/13/21 Amended by Committee</p>	<p><b>This will affect the cost of BCVWD elections.</b> CSDA Summary 1/13/21: Current law required county elections officials to mail a ballot to every registered voter for the November 3, 2020, statewide general election. Existing law, for the November 3, 2020, statewide general election, also required county elections officials to use a specified Secretary of State vote by mail tracking system or a system that meets the same specifications. This bill would extend these requirements to all elections. By requiring county elections officials to mail a ballot to every registered voter, and to take other actions, this bill would impose a state-mandated local program. Would require elections officials to mail a ballot to every active registered voter and to make a ballot tracking system available for all future elections. That bill is not an urgency measure and, so, would apply to elections held after 2021.</p>
<p><b>AB 59 - Mitigation Fee Act: fees: notice and timelines</b></p>	<p>12/7/20 – Introduced 4/30/21 – Failed deadline. May be acted upon in 2022</p>	<p>ACWA Opposes. ACWA Comment: AB 59, introduced by Assembly Member Jessie Gabriel (D-Woodland Hills), attempts to ease the public's ability to challenge water and sewer connection fees and capacity charges in court. Existing law allows a party to challenge a connection fee or capacity charge within 120 days from the date the agency adopts the fee or charge. AB 59 would repeal existing law and allow applicants for a new connection to sue the agency years after the fee or charge was adopted. Additionally, the bill would give plaintiffs advantages over the agency once in the courtroom, such as limiting the evidence an agency can introduce in defending the fee or charge. ACWA recently adopted an oppose position on AB 59 and will work with a coalition of local government agencies opposing this bill in the Legislature.</p>
<p><b>AB 100: Drinking water: end point devices: lead content</b></p>	<p>12/11/20 – Introduced 4/7/21 – Amended in Assembly, ref to Com on Appropriations 6/24/21 Amended by author, re-ref to Com on Environmental Quality</p>	<p>The California Safe Drinking Water Act prohibits, with certain exceptions, the use of any pipe, pipe or plumbing fitting or fixture, solder, or flux that is not lead free in the installation or repair of any public water system or any plumbing in a facility providing water for human consumption. The act defines "lead free" for purposes of conveying or dispensing water for human consumption to mean not more than 0.2% lead when used with respect to solder and flux and not more than a weighted average of 0.25% lead when used with respect to the wetted surfaces of pipes and pipe fittings, plumbing fittings, and fixtures. This bill would additionally define "lead free," with respect to endpoint devices, as defined, to mean that the devices do not leach more than one microgram of lead under certain tests and meeting a specified certification. This bill would, commencing January 1, 2023, prohibit a person from manufacturing, and offering for sale in the state, an endpoint device, as defined, that does not meet a certain lead leaching standard. The bill would, commencing July 1, 2023, prohibit a person from introducing into commerce or offering for sale in the state an endpoint device that does not</p>

		7/7/21 Passed, ref to Sen Appropriations	meet that lead leaching standard. The bill would require the consumer-facing product packaging or product labeling of an endpoint device to bear specified lettering if the endpoint device meets that lead leaching standard and the above-described definition of "lead free."
	<b>AB 80: COVID-19 Relief: Tenancy: Federal Rental Assistance</b> <i>An act to amend Sections 17131.8 and 24308.6 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.</i> (see also SB 91)	12/7/20 – Introduced 1/27/20 – Third reading 4/29/21 <b>CHAPTERED</b>	<b>CSDA Summary:</b> Current law prohibits a landlord from interrupting or terminating utility service furnished to a tenant with the intent to terminate the occupancy of the tenant, and imposes specified penalties on a landlord who violates that prohibition. Current law, until February 1, 2021, imposes additional damages in an amount of at least \$1,000, but not more than \$2,500, on a landlord that violates that prohibition, if the tenant has provided a declaration of COVID-19 financial distress, as specified. This bill would extend the imposition of those additional damages from February 1, 2021, to July 1, 2021.
	<b>AB 135 Budget Trailer Bill – Human Services Omnibus</b>	7/12/21 – Introduced Senate Budget and Fiscal Review Com	Budget trailer bill dealing with human services and includes the language for distributing almost \$1 billion for past due electric and gas utility bills. (The Low-Income Home Energy Assistance Program is established in Section 16367.51 to prioritize and expedite services that reduce energy arrearages for low-income households. It is in the human services trailer bill because the program is administered by the Department of Community Services and Development, which is under the Health and Human Services Agency.)
	<b>AB 148: Budget Trailer Bill – Public Resources</b>	7/12/21 – Introduced Senate Budget and Fiscal Review Com 7/14/21 – Passed House	Budget public resources trailer bill and includes the program for distributing just shy of \$1 billion for water and wastewater arrearages. It also contains drought relief language. (The California Water and Wastewater Arrearage Payment Program is established in Section 116773.4. )
	<b>AB 339 – State and Local Government: Open Meetings</b>	1/28/21 – Introduced 3/15/21 – Hearing postponed.  5/19/21 – No longer applicable to special districts	4/29/21 From CSDA: <a href="#">Assembly Bill 339</a> by Assembly Member Alex Lee (D-San Jose), which would have placed significant unfunded Brown Act mandates on all local public agencies was significantly amended, including removing special districts from all requirements of the bill. Prior to the amendments Assembly Member Lee agreed to accept in the Assembly Local Government Committee today, AB 339 would have required for all local public agency meetings to provide the public the option to attend and provide public comment in-person, over the phone, AND online, provide instructions for joining meetings in the two most spoken languages other than English within the boundaries of the local agency, and required that meeting agendas be made available upon request to all non-English-speaking persons within the boundaries of the jurisdiction in their language regardless of their language ability. However, thanks to the lobbying

		efforts of CSDA and our member districts the bill has been significantly amended to require that only cities and counties with populations of 250k or more to provide, in addition to in-person meetings, an option for the public to participate in meetings by either phone or internet. Again, special districts are completely out of the bill.
<b>AB 343: California Public Records Act: Ombudsperson</b>	1/28/21 – Introduced 2/12/21 – Ref to Com on Accountability and Admin Review, and Judiciary Com 6/1/21 Passed Assembly. 6/9/21 Senate Com on Judiciary	<b>CSDA Summary:</b> Would establish, within the California State Auditor's Office, the California Public Records Act Ombudsperson. The bill would require the California State Auditor to appoint the ombudsperson subject to certain requirements. The bill would require the ombudsperson to receive and investigate requests for review, as defined, determine whether the denials of original requests, as defined, complied with the California Public Records Act, and issue written opinions of its determination, as provided. The bill would require the ombudsperson to create a process to that effect and would authorize a member of the public to submit a request for review to the ombudsperson consistent with that process. The bill would require the ombudsperson, within 30 days from receipt of a request for review, to make a determination, as provided, and would require the ombudsperson to require the state agency to provide the public record if the ombudsperson determines that it was improperly denied.
<b>AB 346: Privacy Breach.</b>	1/28/21 – Introduced 2/12/21 – Ref to Com on Business, Professions and Consumer Protection 4/8/21 Committee hearing canceled at request of author 7/14/21 – Failed deadline. May be acted upon in 2022	<b>CSDA Summary:</b> The Information Practices Act of 1977 requires an agency, which includes a local agency, that owns or licenses computerized data that includes personal information, as defined, to disclose expeditiously and without unreasonable delay a breach in the security of the data to a resident of California whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, or whose encrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, and the encryption key or security credential was, or is reasonably believed to have been, acquired by an unauthorized person, and the agency that owns or licenses the encrypted information has a reasonable belief that the encryption key or security credential could render that personal information readable or useable. Current law also requires an agency that maintains computerized data that includes personal information that the agency does not own to notify the owner or licensee of the information of any breach of the security of the data immediately following discovery, if the personal information was, or is reasonably believed to have been, acquired by an unauthorized person. This bill would make the above-described requirements applicable if the information is accessed by an unauthorized person.
<b>AB 361: Open Meetings: local agencies: teleconferences</b>  <b>Similar to, but less severe than AB 703</b>	2/1/21 – Introduced 2/12/21 – Ref to Com on Local Govt 4/7/21 – Amended by author, re-ref to Com on Local Govt 5/17/21 Passed Assembly. 7/6/21 Amended by Senate. Re-ref to Com on Judiciary	CSDA Update 7/14/21: Last night, CSDA's sponsored measure, <u>Assembly Bill 361 (Rivas)</u> , passed out of the Senate Judiciary Committee on a 10-0 vote. AB 361 had previously passed out of the Senate Governance and Finance Committee after having received significant amendments which, among other things, removed the ability for local agencies to transition to remote meetings based upon a local emergency declaration by a county while adding a two-year sunset to the bill.  CSDA Summary: During times of crisis or emergency, it is essential that public agencies are able to continue to provide critical services to the public. To assist in those efforts CSDA is sponsoring Assembly Bill 361 (Rivas), which will allow public agencies to meet remotely, as they do now under the Governor's Executive Orders related to COVID-19. If passed by the Legislature, <u>Assembly Bill 361 (Rivas)</u> would allow the following: <ul style="list-style-type: none"> <li>• While maintaining transparency and public access, local agencies would be able to meet remotely during a declared state of emergency or a declared local emergency</li> </ul>

			<ul style="list-style-type: none"> <li>• While agencies would still be required to post agendas and meeting information, agencies would not be required to post meeting notices and/or agendas in physical locations when remotely meeting during an emergency</li> <li>• While the public must continue to have access to the remote meeting and provided the ability to make public comment, agencies would not be required to make all remote meeting sites accessible to the public, nor include the remote location details in the meeting notice or agenda during a declared state of emergency or a declared local emergency</li> <li>• Additionally, agency board members would not be required to be at remote sites within the territorial bounds of the agency during a declared state of emergency or a declared local emergency</li> </ul>
	<p><b>AB 377 - Water quality: impaired waters</b></p>	<p>2/1/21 – Introduced  2/12/21 – Ref to Com on Environmental Safety &amp; Toxic Materials  4/13/21 – Amended in Assembly.  5/19/21 In Suspense File  7/14/21 Failed deadline. May be acted upon in 2022</p>	<p><b>CSDA Opposes.</b> Would fundamentally detrimentally alter California's existing programs for implementing water quality objectives by rewriting the existing permitting policies, legislating from the top down, without regard to local conditions, existing agreements, or other priorities of the state.</p> <p>CSDA has joined a coalition of opposition consisting of California Association of Sanitation Agencies (CASA), Association of California Water Agencies (ACWA), California Municipal Utilities Association (CMUA), and others who are already actively working the bill.</p> <p>Assembly News Release 2/2/21: Approaching the 50th Anniversary of the Clean Water Act, roughly 95% of all California waterways remain impaired</p> <p>The California Clean Water Act, Assembly Bill 377, legislation that will put California back on track to eliminate impaired waterways and make all waters statewide suitable for conversion to drinking water, swimming, and fishing by 2050.</p> <p>Specifically, the California Clean Water Act will require the State and Regional Water Boards to close permit loopholes, ensure that all dischargers are in compliance with water quality standards, and direct a larger proportion of existing funding toward cleaning up impaired waterways. The effects of this bill will be especially significant in disadvantaged communities, where water is disproportionately likely to be polluted or even toxic.</p> <p>Bill verbiage: Under existing law, the State Water Resources Control Board and the 9 California regional water quality control boards regulate water quality and prescribe waste discharge requirements in accordance with the federal national pollutant discharge elimination system (NPDES) permit program established by the federal Clean Water Act and the Porter-Cologne Water Quality Control Act. Existing law requires each regional board to formulate and adopt water quality control plans for all areas within the region, as provided.</p> <p>This bill would require all California surface waters to be fishable, swimmable, and drinkable by January 1, 2050, as prescribed. The bill would prohibit the state board and regional boards from authorizing an NPDES discharge, waste discharge requirement, or waiver of a waste discharge requirement that causes or contributes to an exceedance of a water quality standard, or from authorizing a best management practice permit term to authorize a discharge that causes or contributes to an exceedance of a water quality standard in receiving waters. The bill would prohibit, on or after January 1, 2030, a regional water quality control plan from including a schedule for implementation for achieving a water quality</p>

			standard that was adopted as of January 1, 2021 and would prohibit a regional water quality control plan from including a schedule for implementation of a water quality standard that is adopted after January 1, 2021, unless specified conditions are met. The bill would prohibit an NPDES permit, waste discharge requirement, or waiver of a waste discharge requirement from being renewed, reissued, or modified to contain effluent limitations or conditions that are less stringent than those in the previous permit, requirement, or waiver.
	<b>AB 464: Enhanced Infrastructure Financing Districts: allowable facilities, projects, and costs.</b>	2/8/21 – Introduced 2/28/21 – Ref to Com on Local Govt 3/25/21 – Amended in Assembly 6/28/21 - <b>CHAPTERED</b>	<b>CSDA Summary:</b> Current law authorizes the legislative body of a city or a county to establish an enhanced infrastructure financing district to finance public capital facilities or other specified projects of communitywide significance that provide significant benefits to the district or the surrounding community, including, but not limited to, the acquisition, construction, or repair of industrial structures for private use. Current law authorizes a district to finance the ongoing or capitalized costs to maintain facilities financed in whole or in part by the district but prohibits the use of proceeds of bonds issued to finance maintenance of any kind. This bill would remove the prohibition on the use of proceeds of bonds issued to finance maintenance of any kind. The bill would remove, from the list of facilities and projects the district may fund, the acquisition, construction, or repair of industrial structures for private use.
	<b>AB 473: California Public Records Act</b>	2/8/21 – Introduced 2/18/21 – Ref to Com on Judiciary 6/3/21 Passed Assembly. 7/8/21 On Consent Cal, third reading	<b>Nonsubstantive. CSDA Summary:</b> The California Public Records Act requires state and local agencies to make their records available for public inspection, unless an exemption from disclosure applies. This bill would recodify and reorganize the provisions of the act. The bill would include provisions to govern the effect of recodification and state that the bill is intended to be entirely nonsubstantive in effect. The bill would contain related legislative findings and declarations. The bill would become operative on January 1, 2023.
	<b>AB 474: California Public Records Act: conforming revisions.</b>	2/8/21 – Introduced 6/2/21 Passed Assembly 7/8/21 Senate Consent Calendar, third reading	<b>Summary:</b> Would enact various conforming and technical changes related to another bill that recodifies and reorganizes the California Public Records Act. The bill would only become operative if the related bill recodifying the act is enacted and becomes operative on January 1, 2023. The bill would also specify that any other bill enacted by the Legislature during the 2021 calendar year that takes effect on or before January 1, 2022, and that affects a provision of this bill shall prevail over this act, except as specified
	<b>AB 564: Biodiversity Protection and Restoration Act</b>	2/11/21 – Introduced. 4/30/21 – Failed deadline	This bill would establish the Biodiversity Protection and Restoration Act and would provide that it is the policy of the state that all state agencies, boards, and commissions shall utilize their authorities in furtherance of the biodiversity conservation purposes and goals of certain executive orders. The bill would require all state agencies, boards, and commissions to consider and prioritize the protection of biodiversity in carrying out their statutory mandates. The bill would require strategies related to the goal of the state to conserve at least 30% of California’s land and coastal waters by 2030 to be made available to the public and provided to certain legislative committees by no later than June 30, 2022.
	<b>AB 703: Open Meetings: Local</b>	2/16/21 – Introduced	This bill would remove the requirements of the Brown Act particular to teleconferencing and allow for teleconferencing subject to existing provisions regarding the posting of notice of an agenda and the ability of the public to observe the

<p><b>Agencies: Teleconferences</b></p> <p>Similar to, but more significant than AB 361</p>	<p>2/25/21 – Ref to Com on Local Govt 4/29/21 – Amended by author 5/7/21 Failed deadline. 2-year bill</p>	<p>meeting and provide public comment. The bill would require that, in each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the local agency also give notice of the means by which members of the public may observe the meeting and offer public comment and that the legislative body have and implement a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with the federal Americans with Disabilities Act, as provided. (The "Three Valleys Water District" bill)</p>
<p><b>AB 1434: Urban Water Use</b> <b>Objectives: Indoor Residential Water Use</b></p>	<p>2/19/21 – Introduced 3/11/21 – Ref to Committee on Water, Parks and Wildlife 4/27 Sent to Com on Appropriations 5/25/21 Failed deadline. 2-year bill</p>	<p>CSDA / coalition opposes. Would amend the state Water Code to require indoor residential water use as 48 gallons per capita per day beginning Jan. 1, 2023, 44 gpd by Jan. 1, 2025, and 40 gpd beginning Jan. 1, 2030. It would eliminate requirements to conduct studies and recommend to the Legislature a standard for indoor residential use. This is contrary to the indoor water use standards that were carefully negotiated in 2018.</p>
<p><b>AB 1500: Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022</b></p>	<p>2/19/21 – Introduced. 3/11/21 – Ref to Committee on Water, Parks and Wildlife, and to Natural Resources 5/12 – Ref to Com on Appropriations 5/20/21 Passed and ref to Com on Rules</p>	<p>CSDA = support if amended. This would authorize bonds in the amount of \$6.7 billion to finance projects to address climate resiliency. According to the Daily Journal: The bill would earmark \$1.1 billion for wildfire protection; \$1.2 billion to address sea level rise; \$1.6 billion for safe drinking water; \$1.06 billion for natural disaster response; \$800 million for fish and wildlife adaptation; \$640 million to protect against extreme heat; and \$300 million to protect farms, ranches, and other land from climate risks.</p> <p>Similar bill to SB 45</p>
<p><b>SB 37: Contaminated Site Cleanup and Safety Act</b></p>	<p>12/7/20 – Introduced 5/20/21 Passed Appropriations 6/2/21 Assembly – read first time 7/7/21 Passed Natural Resources and re-ref to Appropriations</p>	<p>CSDA Summary 1/13/21: Current law requires the State Department of Health Care Services to compile a list of all public drinking water wells that contain detectable levels of organic contaminants and that are subject to water analysis by local health officers. Current law also requires the State Water Resources Control Board to compile a list of specified information, including, but not limited to, all cease-and-desist orders and cleanup and abatement orders issued under the Water Code that concern the discharge of wastes that are hazardous materials. Current law requires these agencies to update the information as appropriate, but at least annually, and to submit the information to the Secretary of Environmental Protection. Under current law, the Secretary for Environmental Protection is required to consolidate the information provided by these state agencies and distribute the information in a timely fashion to each city and county in which sites on the lists are located and to any other person upon request. The information consolidated and made available by the Secretary for Environmental Protection is commonly known as the "Cortese List." This bill would enact</p>



			the Dominic Cortese "Cortese List" Act of 2021 and would recodify the above-described provisions with certain revisions.
<b>SB 45: Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022.</b>	12/7/20 – Introduced 1/28/21 – Ref to Com on Natural Resources and Water, and Com on Govt and Finance 4/8/21 – Amended in Senate 6/1/21 – Ordered to inactive on request of Senator		Climate Resiliency Bond. CSDA Summary 1/13/21: Would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$5,510,000,000 pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection program. Included is \$45 million for multi-benefit projects that conserve ecosystems while presenting some water storage benefits. From The Desert Sun: "We can achieve our climate action goals as part of a robust economic strategy," Assemblymember Eduardo Garcia, D-Coachella, who sponsored the version in his chamber, said in a statement. "By making serious, targeted investments now, California has the opportunity to mitigate climate impacts, improve disaster response, and prevent future catastrophes while uplifting underserved, environmentally vulnerable areas and creating new jobs where they are needed the most." The idea would not be cheap, though. His bill calls for a bond worth \$6.7 billion, <u>higher than both Newsom's original \$4.75 billion ask</u> and the current Senate version worth \$5.51 billion. Among other things, Garcia's version would include \$240 million for Salton Sea restoration, \$250 million for groundwater management and \$300 million for grants for clean and reliable drinking water. The Howard Jarvis Taxpayers Association is one group raising concerns about the cost. Jon Coupal, the organization's president, said in a statement, "The Legislature has decided to elevate climate-related matters above all other priorities, and that's their prerogative, but if these are their top priorities, they should fund them out of the General Fund and not with bond financing in which half the money spent goes to the bondholders."
<b>SB 52: State of emergency: local emergency: sudden and severe energy shortage: planned power outage</b>	12/7/20 – Introduced 4/12/21 – Amended in Senate 4/29/21 Passed Senate, moved to Assembly 7/12/21 On consent calendar, third reading		CSDA Summary 1/13/21: Current law defines the terms "state of emergency" and "local emergency" to mean a duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the state or the territorial limits of a local government caused by, among other things, a sudden and severe energy shortage. Current law defines a "sudden and severe energy shortage" as a rapid, unforeseen shortage of energy, resulting from, but not limited to, events such as an embargo, sabotage, or natural disasters, and that has statewide, regional, or local impact. This bill would expand the definition of "sudden and severe energy shortage" to include a "de-energization event," defined as a planned power outage, as specified, and would make a de-energization event one of those conditions constituting a state of emergency and a local emergency.
<b>SB 129: 2020-2021 Budget Trailer Bill Jr.</b>	7/12/21 – <b>CHAPTERED</b>		Represents the negotiated budget agreement between the Administration and Legislature. This bill contains the updated provisional language for the \$100 million one-time funding available to provide fiscal relief to independent special districts that have encountered unanticipated costs or loss of revenue due to the COVID-19 public health emergency and that have not received other forms of fiscal relief from the state or federal government. CSDA is working with the Department of Finance to gain clarity on the intent of that language and on program specifics and will report out when that information becomes available.

	<p><b>SB 222 - Water Affordability Rate Assistance Program</b></p>	<p>1/15/21 – Introduced 2/8/21 – Ref to Energy, Utilities and Communications and Environmental Quality Committees 4/5/21 – Amended in Senate, re-ref to Com on EU&amp;C 6/1/21 Passed Senate 6/10/21 Ref to Committees 6/17/21 – Amended by author 7/5/21 Passed committees and ref to Appropriations</p>	<p><b>ACWA and CSDA Opposed unless amended.</b> Existing law required the state board to develop a plan for the funding and implementation of the Low-Income Water Rate Assistance Program.</p> <p>This bill would establish the Water Affordability Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California. The bill would make moneys in the fund available upon appropriation by the Legislature to the state board to provide, as part of the Water Affordability Assistance Program established by the bill, direct water bill assistance, water bill credits, water crisis assistance, affordability assistance, and short-term assistance to public water systems to administer program components. The bill would impose requirements on the state board in connection with the program, including, among others, developing guidelines and fund oversight procedures for implementation of the program by January 1, 2023, consulting with an advisory group, and adopting an annual fund expenditure plan.</p> <p>ACWA comments: SB 222, introduced by Senator Bill Dodd (D-Napa), would create a state-run water rate financial assistance program for low-income Californians. This bill follows a 2020 report from the State Water Resources Control Board — mandated by AB 401 (Dodd, 2015) — that studied how such a program could be organized and financed. ACWA provided the State Water Board with detailed comment letters to help shape the recommendations in that report. ACWA has not yet adopted a position on SB 222, but has identified this bill as a priority this year. ACWA believes there is a way to create a reasonable and effective water rate assistance program; however, SB 222 presents several concerns. For example, while the State Water Board report estimates that such a program could cost the state more than \$600 million, SB 222 does not identify a funding source for the program. ACWA also has concerns with how SB 222 proposes to structure key elements of the program. ACWA has organized a working group to help provide technical input, and staff will work diligently with the proponents of the bill throughout the year.</p> <p>Not feasible without overhaul of Prop. 218. Any “forgiveness” of arrearages would constitute a gift of public funds.</p> <p>ACWA sent a Coalition letter in opposition, available here: <a href="https://www.acwa.com/resources/coalition-letter-sb-222-water-rate-assistance-program/">https://www.acwa.com/resources/coalition-letter-sb-222-water-rate-assistance-program/</a></p>
	<p><b>SB 223: Discontinuation of residential water service</b></p>	<p>1/14/21 – Introduced. 5/3/21 Amended and ref to Appropriations 5/20/21 Hearing held, placed under submission Suspense File</p>	<p><b>ACWA and CSDA Oppose unless amended. ACWA comments:</b> Companion legislation to SB 222, SB 223 (Dodd) would create new restrictions on the ability of water suppliers to discontinue residential service for nonpayment. The bill comes three years after the legislature passed SB 998 (Dodd), which created a one-size-fits-all statewide water service shutoff law, and just one year after water agencies began implementing that law. The author’s intent with SB 223 is to strengthen and extend existing statutorily required protocols and procedures to protect low-income households that face, or have already experienced, discontinuation of water service due to nonpayment. However, the bill re-writes several key provisions in SB 998, without any evidence that such changes are necessary. The bill also proposes that water agencies forgive unpaid debt, raising significant concerns about the bill’s compliance with Proposition 218 and the potential financial impact on ACWA member agencies. ACWA adopted an oppose unless-amended position and anticipates working closely with the author throughout the year.</p> <p>ACWA sent a Coalition letter in opposition, available here: <a href="https://www.acwa.com/wp-content/uploads/2021/04/SB-223-4-5-21-Sen.-EUC-coalition-modified.pdf">https://www.acwa.com/wp-content/uploads/2021/04/SB-223-4-5-21-Sen.-EUC-coalition-modified.pdf</a></p>

	<p><b>SB 323: Local government: water or sewer service: legal actions</b></p>	<p>2/5/21 – Introduced 2/17/21 – Ref to Com on Govt and Finance, and Judiciary Com 3/17/21 – Amended in Senate. 5/6/21 – Passed Senate. 6/24/21 Assembly amended and re-ref to Appropriations 7/7/21 Read second time with author's amendments, re-ref to Appropriations</p>	<p><b>Support requested.</b> CSDA and ACWA urge support. Would improve financial stability for public agencies by creating a statute of limitations for legal challenges to water and sewer service rates. The bill would provide public agency water and sewer service rates the same protections already afforded to fees and charges that fund other essential government services. It would also give ACWA member agencies more financial certainty by helping to prevent costly and time-consuming litigation challenging rates and charges years after they have been adopted and collected, while still ensuring that adopted rates and charges comply with Proposition 218 and other existing laws.</p> <p><b>CSDA Summary:</b> Current law prohibits a local agency from imposing fees for specified purposes, including fees for water or sewer connections, as defined, that exceed the estimated reasonable cost of providing the service, unless voter approval is obtained. Current law provides that a local agency levying a new a water or sewer connection fee or increasing a fee must do so by ordinance or resolution. Current law requires, for specified fees, including water or sewer connection fees, any judicial action or proceeding to attack, review, set aside, void, or annul an ordinance, resolution, or motion adopting a new fee or service charge or modifying an existing fee or service charge to be commenced within 120 days of the effective date of the ordinance, resolution, or motion according to specified procedures for validation proceedings. This bill would apply the same judicial action procedure and timelines, as stated above, to ordinances, resolutions, or motions adopting, modifying, or amending water or sewer service fees or charges, except as provided.</p>
	<p><b>SB 351: Water Innovation Act of 2021</b></p>	<p>2/9/21 – Introduced 2/22/21 – Ref to Com on Natural Resources 5/10/21 Hearing. Placed in Appropriations Suspense file. 5/25/21 Failed deadline. May be acted upon in 2022</p>	<p>Would create the Office of Water Innovation, and the Water Innovation Fund under the California Water Commission for furtherance of new technologies and other innovative approaches. The Fund would require the Department of Finance to develop a standardized agreement to allow for voluntary donations to the fund. There is no appropriation or funding mechanism attached to the measure. The bill is sponsored by the California Municipal Utilities Association.</p>
	<p><b>SB 412: Calif Environmental Quality Act: emergency definition</b></p>	<p>2/12/21 – Introduced and ref to Committee on Rules 4/12/21 – Amended in Senate. 4/26 Hearing canceled at request of author 4/30/21 Failed deadline</p>	<p><b>CSDA Summary:</b> Would expand the definition of "emergency" provided in CEQA to include proactive efforts by a state or local agency to prevent, minimize, or mitigate loss of, or damage to, life, health, property, natural resources, or essential public services, resulting from fire, flood, or earthquake or other soil or geologic movements, in areas of the state that a lead agency determines, based on substantial evidence, are at a heightened risk of the occurrence of those events. The bill would also specify that "emergency" includes, but is not limited to, man-made or natural occurrences, as specified, and would make other nonsubstantive changes.</p>

	<p><b>SB 594: Elections: local redistricting</b></p>	<p>2/18/21 – Introduced  4/5/21 – Amended to include provisions for special districts  5/13/21 Read third time. Urgency clause adopted. Passed.  5/13/21 Read first time in Assembly  5/20/21 Ref to Coms on Elections and Local Govt  6/17/21 Re-ref to Committee on Rules</p>	<p><b>UPDATE: Will not affect BCVWD.</b> CSDA Update 6/29/21: CSDA has been in support of Senate Bill 594 (Glazer), a measure that would call for all special districts to adopt their post census re-districting maps prior to 180 days before a general election in 2022. This measure has stalled. SB 594 now resides in the Assembly Rules Committee, where it remains alive, but not moving. Those districts with a November 1, 2021 map adoption deadline should consider that this date may or may not be changed in a timeline that would alter your preparations.</p> <p><b>CSDA supports.</b>  <i>Existing law requires, after each federal decennial census, the board of directors of certain special districts to adjust their division boundaries so that their divisions are equal in population and in compliance with specified requirements. Existing law also requires certain special districts which elect their board members from or by divisions to adjust their boundaries before November 1 of the year following the year in which each decennial census is taken.</i>  <i>This bill would, notwithstanding any other law, require the board of directors of a special district described above to adjust division boundaries not later than 180 days before the district's next regular election occurring after January 1 in each year ending in the number 2. The bill would make conforming changes.</i>  This bill would declare that it is to take effect immediately as an urgency statute.</p>
	<p><b>SB 778: Planning and zoning: accessory dwelling units-Buy Clean California Act</b></p>	<p>2/19/21 – Introduced  4/8/21 Amended by author, ref to Com on Govt and Finance  5/8/21 Gutted and amended. No longer relevant to BCVWD</p>	<p><b>CSDA Summary:</b> The Planning and Zoning Law, among other things, provides for the creation of accessory dwelling units by local ordinance, or, if a local agency has not adopted an ordinance, by ministerial approval, in accordance with specified standards and conditions. This bill would specify that a local agency is required to allow an accessory dwelling unit under these provisions within an existing mixed-use or multifamily structure, and that the accessory dwelling unit may be constructed within portions of the structure used for commercial space, industrial space, retail space, or other vacant space if each unit complies with state building standards for dwellings. (2) An accessory dwelling unit shall not be considered by a local agency, special district, or water corporation to be a new residential use for purposes of calculating connection fees or capacity charges for utilities, including water and sewer service, unless the accessory dwelling unit was constructed with a new single-family dwelling. Proposed Section (3) (A) A local agency, special district, or water corporation shall not impose any impact fee upon the development of an accessory dwelling unit less than 750 square feet. Any impact fees charged for an accessory dwelling unit of 750 square feet or more shall be charged proportionately in relation to the square footage of the primary dwelling unit.</p>
	<p><b>SB 789: Low-Income Water Rate Assistance Program</b></p>	<p>2/19/21 – Introduced and ref to Committee on Rules  4/30/21 Failed deadline</p>	<p><b>CSDA Summary:</b> Current law requires the State Water Resources Control Board, by January 1, 2018, and in collaboration with specified entities, to develop a plan for the funding and implementation of the Low-Income Water Rate Assistance Program. Current law authorizes the board to consider existing rate assistance programs authorized by the Public Utilities Commission in developing the plan, and authorizes the plan to include recommendations for other cost-effective methods of offering assistance to low-income water customers. This bill would require the board to administer the program, upon appropriation by the Legislature. The bill would limit eligibility for the program to a person that is both a low-income water customer and financially affected by the COVID-19 pandemic.</p>

	<b>SB 821: Committee on Natural Resources and Water: Sacramento-San Joaquin Delta: Delta Independent Science Board</b>	3/9/21 – Introduced 5/10/21 Passed Senate and read in Assembly 7/1/21 Passed com and re-ref to Com on Appropriations 7/8/21 Read second time, ordered to consent calendar	<b>CSDA Summary:</b> Current law establishes the Delta Independent Science Board and sets forth the composition of the board, including requiring the board to consist of no more than 10 members appointed by the Delta Stewardship Council. Current law requires the board to provide oversight of the scientific research, monitoring, and assessment programs that support adaptive management of the Sacramento-San Joaquin Delta through periodic reviews of each of those programs, as specified. Current law requires the board to submit to the council a report on the results of each review, including recommendations for any changes in the programs reviewed by the board. This bill would provide that members of the Delta Independent Science Board are not employees of the Delta Stewardship Council and would require the members of the board to exercise their scientific judgment and perform their functions independently from the council.
	Governor Newsom’s Water Resilience Portfolio	<a href="https://waterresilience.ca.gov/wp-content/uploads/2020/07/Final_California-Water-Resilience-Portfolio-2020_ADA3_v2_ay11-opt.pdf">https://waterresilience.ca.gov/wp-content/uploads/2020/07/Final_California-Water-Resilience-Portfolio-2020_ADA3_v2_ay11-opt.pdf</a>	
	Dept. of Water Resources – Groundwater Update	<a href="https://water.ca.gov/Programs/Groundwater-Management/Bulletin-118">https://water.ca.gov/Programs/Groundwater-Management/Bulletin-118</a>	
	What is this place called the Delta? Understanding California’s Bay-Delta in 63 photos	<a href="https://www.kcet.org/redefine/understanding-californias-bay-delta-in-63-photos">https://www.kcet.org/redefine/understanding-californias-bay-delta-in-63-photos</a>	

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