



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

**MINUTES OF REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
Wednesday, July 12, 2023 at 6:00 p.m.**

*Meeting held in person at 560 Magnolia Ave., Beaumont, CA  
pursuant to California Government Code Section 54950 et. seq.*

**Call to Order:** *President Hoffman opened the meeting at 6:03 p.m.*

*Pledge of Allegiance was led by Director Slawson.*

*Invocation was given by Director Ramirez.*

**Announcement and Verification of Remote Meeting Participation Pursuant to  
AB 2449 or GC 54953(b)**

*No Board members were attending via teleconference.*

**Roll Call:**

Directors present:	Covington, Hoffman, Ramirez, Slawson, Williams
Directors absent:	None
Staff present:	General Manager Dan Jagers Director of Engineering Mark Swanson Senior Management Analyst Sylvia Molina Engineering Assistant Evan Ward Water Utility Superintendent Julian Herrera Administrative Assistant Cenica Smith
Legal Counsel	James Markman

Members of the public who registered attendance: Dr. Blair Ball, Larry Smith, Chander Letulle, and Kevin Walton of the San Geronio Pass Water Agency (SGPWA); Kathleen Brickley, Joshua Rogers, Steve Matthews, Fred Perez, James Krausz, Rich Mispagel, and Web Prather.

**Public Comment:** None.

**1. Adjustments to the Agenda:** None.

**2. Reports / Presentations / Information Items**

General Manager Jagers introduced the following reports:

- a. Townsend Public Affairs, Inc. Monthly Update
- b. Update: BCVWD 2024 Operating Budget Timeline

Director Covington directed attention to the State Budget and Waters of the United States features in the Townsend report.

General Manager Jagers drew attention to the Budget activities. Director Covington asked if the projection for budget approval in mid-December was accurate. Mr. Jagers acknowledged the Board's request to go dark for most of December. Policy states budget approval in December but the meeting can be adjusted, he advised.

*The Board received and filed the above reports by the following roll-call vote:*

MOVED: Williams	SECONDED: Covington	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

### 3. Consent Calendar:

Director Ramirez requested to pull item 3f for discussion.  
Director Covington requested to pull item 3g for discussion.

*Consent Calendar items 3a through 3e were approved with one motion by the following roll-call vote:*

- a. Review of the May 2023 Budget Variance Reports
- b. Review of the May 31, 2023 Cash/Investment Balance Report
- c. Review of Check Register for the Month of June 2023
- d. Review of June 2023 Invoices Pending Approval
- e. Approval of Minutes of the Regular Meeting of June 14, 2023

MOVED: Williams	SECONDED: Slawson	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

- g. Director Per Diem Request for approval

Director Covington noted that while this action follows policy, for the record and in the interest of transparency, the memo should state for which director the approval is being made. Mr. Jagers noted the requestor is Director Ramirez and indicated the subject activity was related to the District's interests.

- f. Approval of Minutes of the Regular Meeting of June 22, 2023

Director Ramirez pointed to page 5 of the minutes. He requested allowance for as-needed meetings of the ad hoc Communications Committee. President

Hoffman stated that meeting every other month is adequate. Mr. Jagers recommended adding discussion of the meeting schedule to a future agenda.

*Consent Calendar items 3f without changes and 3g were approved with one motion by the following roll-call vote:*

MOVED: Williams	SECONDED: Covington	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

Following the vote, Director Ramirez stated that the event in question for item 3g came to his attention through the Association of California Water Agencies (ACWA) website and suggested it was a preapproved event. Mr. Jagers reminded about discussion at the January meeting regarding the ACWA website indicating ACWA-sponsored events (which are those preapproved) with a water drop icon. The Board may change the preapproved list if desired. Director Ramirez requested this be agendized.

**4. Authorize the Expenditure of an Amount Not to Exceed \$45,000 for the 2017 Water Pipeline Replacement Project – Pipeline 2 for Additional Paving and Surveying Activities**

Director of Engineering Mark Swanson described the ongoing Appletree Lane Pipeline #2 project, which is about 98 percent complete. The trench repair for the new pipeline was originally planned to be base material and pavement out to two feet on either side, blended with the existing pavement. However, the street is aged, and the construction activity appeared to contribute to its dilapidation.

Mr. Swanson presented two options for consideration: Option A, to proceed as originally planned, or Option B for additional funding of \$45,000 including contingencies which would allow the contractor to place a new overlay of pavement to give the homeowners what they had prior to construction. It is a replacement / in-kind, not a permanent construction that would create a full cross-section of roadway. There would also be some survey adjustments.

Mr. Swanson reviewed project expenses and noted there is about \$2,675 remaining in the budget, which is not enough to pave the road. Staff recommends Option B, which would include additional paving activities. Funds are available in the District's reserves, he added.

Mr. Swanson provided detail on the requested project and noted there are a number of Appletree Lane residents attending this meeting. He advised that staff conducted a community meeting of Appletree Lane homeowners to explain options.

General Manager Jagers pointed out this is unusual for the District. Appletree Lane is a private road that had a leaky pipeline for a number of years. He discussed the existing pavement and noted homeowners' concerns about the condition of the

road over the course of construction, and the desire to find a solution. Due to the long-term pipeline leaking, it is staff's recommendation to leave the road in better condition than it was found.

Jaggers reiterated that the homeowners understand the proposed Option B is a good faith effort to restore the road. He pointed out that the biggest offender with overloaded vehicles is trash trucks. The road will most likely continue to deteriorate because it is not a fully sectioned, typical roadway, but it will be a serviceable road for a while.

President Hoffman invited public comment.

Homeowner Steve Matthews said he was pleased with the pipeline installation and that Mr. Swanson and Director of Operations James Bean spoke with the homeowners. He stated that the problem was not just trench repair, but also that cross cuts had disintegrated. The condition of the road has gone from serviceable to a road that barely exists. He requested, in addition to Option B, that the pavement thickness be greater so the road will last for a period of time. Option A will not work due to the cross cuts, he said.

Homeowner Web Prather thanked the District for replacement of the waterline. He said the road is actually a private driveway that was installed 55 years ago and was not designed for trash trucks or delivery trucks. The property lines run to the center of the road, he explained, and that's where the survey monuments are placed. He said he is unsure how accurate they are.

Mr. Prather posited that Option A is no longer viable. He thanked the Board for the efforts made to accommodate the homeowners and said he spoke to Mr. Swanson about the residents' desire to bring the road up to standard. He said he understood the legal complications of a public entity and funding restrictions. The residents would like to have the road back as soon as possible to avoid driving in dirt and dust through the summer, he stated.

Mr. Jaggers recalled early discussions with the consulting engineer to have the homeowners collaborate on road repair. Another option is for the homeowners to put a secondary lift on the road surface, he explained.

Homeowner Rich Mispagel said he spoke to the contractor about doing something extra. The heavy equipment brought in by the contractor crushed everything, he noted. Whatever is achieved will be appreciated, he said.

Mr. Jaggers said the project has been a long time coming, but was moved along quickly, as homeowners were complaining about dust and materials. In response to Director Covington, Jaggers said photos will be available at the next meeting.

Homeowner James Krausz said this proposal was presented to the homeowners, who then achieved consensus. He said he hopes there is not more controversy about moving forward.

Director Ramirez asked about potential for increase in the asphalt base. Progress should not be hindered, he said, and the homeowners should have something that is long term, beneficial, and sustainable in order to avoid more repairs, which would be more costly to the District and the residents. He recommended doing it right

and providing the best pavement possible. Mr. Jagers stated this is a reasonable solution to give them the best the District can at a cost effective point.

Mr. Swanson said the pavement could be made thicker, and explained that the total pipeline project budget was \$762,600. He reminded the Board that Capital Replacement Reserves are funded at 75 percent. There is about \$216,205 available; but the District may not have collected all the money to fund the project. At 75 percent funded, that would leave about \$25,555 in addition to the \$45,000 requested, he explained. General Manager Jagers indicated that the contractor would need to provide costs for the additional pavement if the Board wants to authorize the work.

In response to Director Ramirez, Mr. Swanson provided detail on the road situation and additional pavement of 1,700 linear feet.

Director Ramirez stated that 1.5 inches of asphalt sounds great, but in reality it is very problematic, especially without curb and gutter. He encouraged the Board to commit enough funds to have an asphalt berm to keep the asphalt as together as possible. He asked about staff's confidence in the life expectancy of the road. Swanson said he did not have a good handle on that. Jagers stated that the work follows County standard for trench repair.

In response to Director Williams, Swanson said that contingency is included in the \$45,000 request. She asked for further detail on the recommended paving activity and staff responded.

Homeowner Fred Perez said it seems like 1.5 inch is not acceptable. Adding another layer seems not easy but can be done. He suggested another 1 inch of asphalt to have a sustainable road.

Director Slawson recommended installing new survey monuments after the pavement. He cautioned about potential for a gift of public funds. The best decision for the Board is for the District to make the homeowners whole. The Board is the monitor of ratepayers' funds and must spend them correctly without giving preferential treatment. Once the 1.5 inches of asphalt is down, the homeowners will be back to whole again, and if they want to add more layers they can, he noted. Slawson endorsed Option B as the most prudent thing to do.

Homeowner Rich Mispagel agreed but pointed out there are areas of the road that are 2.5 to 3 inches, so 1.5 may not be enough. Mr. Jagers advised that paving will go over what is there, so there will be some thickening with support material underneath.

Director Covington agreed with Directors Ramirez and Slawson. He noted that the District is obligated to maintain the rights of way for its pipelines and said something equal or a tad better should be installed. If the homeowners want anything beyond the proposal for surveying and overlay, the Board can set the project aside while they decide, and they can fund the extra. He acknowledged that the road had degraded and said photos would have been helpful. The asphalt should be left up to the engineer, and there must be release of liability so no one can come back to the District in two years with complaints, he stated. He suggested this item come back to a future Board meeting.

Legal Counsel James Markman advised of the clear path to avoid liability. He noted that the District's legal obligation is to return the property to the condition as it is today, not as it might have been 20 or 30 years ago, otherwise there could be a gift of public funds involved. He cautioned about the potential consequences of changing conditions that may not have been recognized. However, the District may have some responsibility, due to pipeline issues over the years, to at least overlay to the thickness it was when the road was originally laid down; and that is as far as the District should go, he stated. Option B is as far as the District should go without acquiring some legal exposure, he advised.

Mr. Jagers added further detail on the project and reiterated that Option B was the best proposal for the maximum benefit to the homeowners and ending with a serviceable road into the future. Photos can be brought to the Engineering Workshop, he noted.

Director Ramirez suggested contribution from the County; staff explained it is a private road.

President Hoffman said he was familiar with the road and communicated that the District is offering the best solution possible given the budget and being fair to all residents sharing the expense. He concurred with Director Ramirez and suggested looking at the cost of paving an inch thicker than initially proposed. He requested more feedback from the homeowners and the contractor.

Director Ramirez concurred with helping as much as possible within reason. If there is desire to go thicker, the residents can make that known and contribute. He requested figures for 2 and 2.5 inches of asphalt, also.

Director Williams noted that Option A seems to be off the table. The paving must be investigated by the engineering side, also, she added. Mr. Jagers explained the steps to be taken and estimated an additional \$100,000.

President Hoffman requested information on different asphalt mixes that may be more applicable.

Mr. Jagers recapped the Board's direction:

- Bring back a comparison of Option B with additional depth
- Contractor's cost to do that work
- Impacts of any additional work
- Bring back photos of the street

Mr. Jagers advised the homeowners in attendance to phone the Engineering Department with any comments or questions.

**5. Request for Will Serve Letter for Riverside County Assessor's Parcel No. 405-120-005 located on Vineland Street east of Nancy Avenue in the Community of Cherry Valley**

Director of Engineering Mark Swanson introduced the 1 Equivalent Dwelling Unit (EDU) request for a second house on the property. In 2018, the applicant had requested water service, but this is a second meter to service the separate structure, he explained. General Manager Jagers noted the structures are



manufactured homes, and advised that the relaxation of laws in California have resulted in addition of dwelling units to lots.

Director Covington stated this is an infill lot at 1 EDU.

President Hoffman invited public comment. There was none.

*The Board approved the water service Will Serve Letter for the property located at APN 405-120-005 within the community of Cherry Valley, subject to payment of all fees to the District and securing all approvals from the County of Riverside by the following roll-call vote:*

MOVED: Covington	SECONDED: Williams	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

**6. Authorize the Expenditure of an amount Not to Exceed \$13,145 for the 2022-2023 Water Service Lateral Replacement Project (P-2750-0096) for the Replacement of Additional Services**

Director of Engineering Mark Swanson noted this is an ongoing project with various locations in the downtown area and along 6th Street. General Manager Jagers explained that subsurface conditions were different than anticipated, and are not to District standard. This is staff's best assessment to address those changed conditions and accommodate the project, giving the best serviceable replacement of laterals in a condition that will give the greatest cost benefit, he indicated.

The City is planning to pave these streets in the next couple of months, Swanson advised. He explained the request for additional funds of \$13,145 (Option B), and noted remaining contingency funds in the amount of \$17,233.

Mr. Jagers explained that staff is finding a host of dissimilar activities with the service lines. Although there have been no specific issues, staff believes it best practice to remedy the situation now and address correction of those dissimilar activities as well as provide the best serviceable activity ahead of city paving. He advised that additional issues are possible as staff continues to dig up the services. Mr. Swanson also indicated that there are air vacs that should be updated.

In response to Director Covington, Mr. Swanson noted the total project involved 104 to 106 services, with a few to be removed. Covington expressed concern that the amount would not be enough.

*The Board authorized the expenditure of an amount not to exceed \$13,145 (Option B) for replacement of additional services located in Water Service Lateral Replacement Project area (P-2750-0096) area the following roll-call vote:*

MOVED: Ramirez	SECONDED: Slawson	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

**7. Update: Recycled Water Program In Partnership with the City of Beaumont and San Gorgonio Pass Water Agency**

General Manager Dan Jagers reported on a meeting of the Water Reuse 3x2 Committee with the facilitator along with electeds and staff members from the City of Beaumont and the San Gorgonio Pass Water Agency (SGPWA). A draft report of recommendations was reviewed. Lance Eckhart of the SGPWA provided comments and a final report has not yet been circulated.

At the meeting, it was determined there is need to move the project along, Jagers continued. The consultant's recommendation was to generate and treat the water through the City of Beaumont, and distribute through BCVWD, which had always been the plan, then work forward on an agreement on the costs. The City is moving forward on hiring a consultant to address their change of use permit for removing the water from the unnamed tributary to Cooper's Creek (about a three year process).

A meeting has been scheduled Thursday for staff to finalize the report, figure out what to submit to the electeds, and come up with an action plan, Jagers advised.

Director Covington requested a report at the July 27, 2023 Engineering Workshop.

**8. Resolution 2023-20: Acknowledging the Review, Receipt and Acceptance of Revisions to Policy 5045: Investment of District Funds**

Senior Management Analyst Sylvia Molina introduced the revisions to the existing Investment Policy, last approved on December 14, 2022. Last year, the policy had received the California Municipal Treasurer's Association Investment Policy certificate, and the intent is to apply for that again, she advised.

The District's investment advisor, Chandler Asset Management, advised staff about Senate Bill 1489 which took effect on January 1. Ms. Molina explained the new requirements related to investment activities and the proposed policy amendments.

President Hoffman noted that throughout the document, the Director of Finance and Administration title was highlighted. Mr. Jagers reminded the Board of the revised District organizational chart and the inclusion of the flex position of Assistant Director of Finance and Administration. He suggested adding a de minimus change to reflect the new position and allow maximum flexibility. At the time this was submitted for review, this title was unknown, Ms. Molina added. There was no comment from the Board.



*The Board adopted Resolution 2023-20 Acknowledging the Review, Receipt, and Acceptance of the District's Investment Policy as presented with no amendments by the following roll-call vote:*

MOVED: Covington	SECONDED: Ramirez	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

**9. California Special Districts Association (CSDA) 2023 Board Elections: Vote to Elect a Representative to the CSDA Board of Directors Southern Network for Seat C**

*The Board cast a vote for candidate Arlene Schafer by the following roll-call vote:*

MOVED: Ramirez	SECONDED: Covington	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

**10. Address Error Related to the City of Beaumont's Public Hearing: Sewer Rates Notices**

Mr. Jagers explained that the City of Beaumont prepared a mailing related to their rate study for sewer service and contracted for some of the mailers with a vendor also used by BCVWD. The vendor inadvertently entered the BCVWD client code and about half of the mailers were generated with BCVWD's return address.

Jagers spoke with City Manager Elizabeth Gibbs on July 3 after Director Williams noticed that BCVWD was being referenced. The City issued a letter of apology to the Board. A notice has been posted on the City's and on BCVWD's websites.

The District believes the situation has been addressed proactively, Jagers stated. How the City addresses the error on their Proposition 218 notices is up to them and their legal counsel, he added. The BCVWD team has been notified to look for any returned mailings and provide them to the City.

Director Williams thanked BCVWD and City staff for addressing the issue promptly.

**11. Continued Review of California Drought Conditions, District Urban Water Management Plan and Water Shortage Contingency Plan, BCVWD Resolution 2022-12 Implementing Water Use Restrictions (as amended), and Other Drought Response**

General Manager Dan Jagers suggested reducing this report to bimonthly and President Hoffman concurred. Reservoirs are full, Jagers continued, and commented on the statewide average snowfall and drought monitor for this date.

## 12. Consideration of Attendance at Upcoming Events and Authorization of Reimbursement and Per Diem

Administrative Assistant Cenica Smith clarified that three listed events are to be held by teleconference. General Manager Jagers advised that the Board's nomination of Director Williams for ACWA Vice President had been withdrawn.

Jagers reviewed the listed events. Upon request for clarification, Mr. Jagers reminded about discussion at the January 11, 2023 meeting regarding the identification of preapproved ACWA items and need to vote on any items not preapproved. The Board made no changes to the Preapproved Events List at that time, but it could be brought back if desired, he noted.

Directors indicated interest in the following events:

- ACWA Candidates Town Hall – Williams
- California Water Commission Drought Strategies Workshop – Ramirez, Slawson (maybe), Williams (maybe)
- CSDA Webinar: Cal Water Commission Drought Strategy Session – Slawson, Hoffman, Williams
- Beaumont Chamber of Commerce Breakfast – Hoffman, Covington
- CSDA Annual Conference Aug. 28-31 – Covington (tentative), Slawson (tentative), Williams

*The Board pre-approved attendance of all directors at the following events for purposes of per diem and reimbursement of associated reasonable and necessary expenses per District policy:*

- *California Water Commission Drought Strategies Workshop*  
*by the following roll-call vote:*

MOVED: Williams	SECONDED: Slawson	APPROVED 5-0
AYES:	Covington, Hoffman, Ramirez, Slawson, Williams	
NOES:	None	
ABSTAIN:	None	
ABSENT:	None	

## 13. Reports For Discussion and Possible Action

### a. Ad Hoc Committees:

Communications Committee: Director Williams reported:

- Reviewed the grant reporting to assure information stays readily available for the one-year contract with the current vendor
- Discussed press releases and op-eds
- Water Quality Report was sent out
- Newsletter was sent out via email blast
- Next meeting scheduled for August to discuss media for the MDP Line 16 ribbon cutting

Sites Reservoir Committee: Mr. Jagers reported the project continues to move forward. He discussed with SGPWA General Manager Lance Eckhart a presentation to the Board. With this year's rain, Mr. Eckhart had

noted that the Sites Reservoir would have been filled, meaning 60,000 acre-feet in the combined storage account. Mr. Markman added that while the Delta Conveyance facility did not get the opportunity for a shortened Environmental Impact Review treatment in the Governor's legislation, Sites Reservoir was included, which is helpful.

Water Re-Use 3x2: No further report.

b. Directors' Reports:

Director Ramirez reported on the following:

- ACWA Region 10 Program and Tour on June 29

Director Slawson reported on the following:

- San Geronio Pass Regional Water Alliance

c. Directors' General Comments: None.

d. General Manager's Report:

Mr. Jagers reported:

- District reorganization is continuing
- Ribbon cutting for MDP Line 16 is important for the District. Would like to provide an invitation list to Riverside County Flood Control by July 20
- Projects moving forward:
  - 5th Street improvements
  - Pennsylvania widening
  - Development projects
  - Service replacements
  - Elm Street is out to bid, but the City has a paving project for part of Elm Street. Communication is in progress
- Field staff has a lot of work including development activities
- Starting to see the heat coming on and activities related to increased warmth are seen

e. Legal Counsel Report: No report.

**14. Action List for Future Meetings:**

- Update / Presentation on the AMR/AMI project
- Presentation on the San Bernardino Valley Resource Conservation District
- Presentation on solar power opportunities
- Sites Reservoir update
- Maximization of groundwater supplies
- Streamlining of processes and staff reports for Consent Calendar

**15. Announcements**

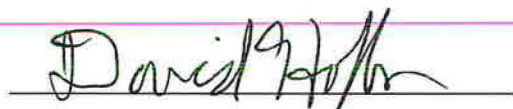
*President Hoffman pointed out the announcements:*

- Beaumont Basin Watermaster Committee Special Meeting / Workshop:  
Wednesday, July 13 at 2 p.m.

- Personnel Committee Meeting: Tuesday, July 18 at 5:30 p.m.
- San Geronio Pass Regional Water Alliance: Wednesday, July 26 at 5 p.m.
- Engineering Workshop: Thursday, July 27 at 6 p.m.
- Beaumont Basin Watermaster Committee Meeting: Wednesday, Aug. 2 at 11 a.m.
- Finance and Audit Committee Meeting: Thursday, Aug. 3 at 3 p.m.
- Regular Board Meeting: Wednesday, Aug. 9 at 6 p.m.
- Engineering Workshop: Thursday, Aug. 24 at 6 p.m.

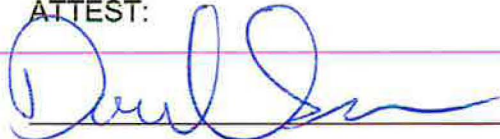
## 16. Adjournment

*President Hoffman adjourned the meeting at 10:02 p.m.*



Director David Hoffman, President  
to the Board of Directors of the  
Beaumont-Cherry Valley Water District

ATTEST:



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