



**SAWPA COMMISSION  
REGULAR MEETING MINUTES  
FEBRUARY 5, 2019**

**COMMISSIONERS PRESENT**

Ronald W. Sullivan, Chair, Eastern Municipal Water District  
Kati Parker, Inland Empire Utilities Agency  
Bruce Whitaker, Secretary-Treasurer, Orange County Water District  
Brenda Dennstedt, Western Municipal Water District  
T. Milford Harrison, San Bernardino Valley Municipal Water District

**COMMISSIONERS ABSENT**

None

**ALTERNATE COMMISSIONERS  
PRESENT; NON-VOTING**

Jasmin A. Hall, Alternate, Inland Empire Utilities Agency  
June D. Hayes, Alternate, San Bernardino Valley Municipal Water District

**STAFF PRESENT**

Rich Haller, Larry McKenney, Karen Williams, Mark Norton, Dean Unger,  
David Ruhl, Carlos Quintero, Rick Whetsel, Kelly Berry

The Regular Commission Meeting of the Santa Ana Watershed Project Authority was called to order at 9:32 a.m. by Chair Sullivan at the Santa Ana Watershed Project Authority, 11615 Sterling Avenue, Riverside, California.

1. **CALL TO ORDER/PLEDGE OF ALLEGIANCE**

2. **ROLL CALL**

Roll call was duly noted and recorded by the Clerk of the Board.

3. **PUBLIC COMMENTS**

There were no public comments.

4. **WELCOME NEW SAWPA COMMISSIONERS**

The Commission welcomed Kati Parker, Commissioner representing IEUA; Commissioner Parker had previously served as the IEUA Alternate Commissioner. The record will reflect that Jasmin A. Hall will now serve as Alternate Commissioner representing IEUA. The Commission also welcomed Brenda Dennstedt, Commissioner representing WMWD; Commissioner Dennstedt had previously served as the WMWD Alternate Commissioner. The record will reflect that Bob Stockton will serve as the Alternate Commissioner representing WMWD.

5. **CONSENT CALENDAR**

A. **APPROVAL OF MEETING MINUTES: JANUARY 15, 2019**

Recommendation: Approve as posted.

B. **REGIONAL WATER QUALITY MONITORING TASK FORCE – SANTA ANA RIVER  
WATERSHED BACTERIA MONITORING PROGRAM: 2019-20 PROGRAM  
IMPLEMENTATION (CM#2019.13)**

Recommendation: Authorize the following: (1) Exercise the first of two one-year options to extend the term of the CDM Smith agreement, Task Order No. CDM386-14 for an amount not-to-exceed \$362,865, to oversee and implement the FY 2019-20 Santa Ana River Watershed Bacteria Monitoring

Program; and, (2) Grant the general manager the authority to authorize the second year option to extend the term of the CDM Smith agreement to oversee and implement the FY 2020-21 Santa Ana River Watershed Bacteria Monitoring Program.

**MOVED**, approve the Consent Calendar.

Result: **Adopted (Unanimously)**  
Motion/Second: Parker/Harrison  
Ayes: Dennstedt, Harrison, Parker, Sullivan, Whitaker  
Nays: None  
Abstentions: None  
Absent: None

## 6. NEW BUSINESS

### A. ACKNOWLEDGE IEUA ACTION | VICE CHAIR APPOINTMENT | OWOW STEERING COMMITTEE APPOINTMENT (CM#2019.9)

On January 15, 2019, the SAWPA Commission acted to elect Jasmin A. Hall Vice Chair of the Commission and, as such, appointed Commissioner Hall to the OWOW Steering Committee and also serving as Convener for the next two years. The IEUA board had not yet met to make appoints for its new term.

Subsequent to the January 15 meeting, the IEUA board acted to appoint Kati Parker as its SAWPA Commissioner and Jasmin A. Hall as its Alternate SAWPA Commissioner. Accordingly, staff recommended the SAWPA Commission acknowledge the action taken by the IEUA board, appoint Commissioner Parker as SAWPA Commission Vice Chair, and affirm the appointment of Commissioner Parker to the OWOW Steering Committee and as the Committee Convener.

Chair Sullivan commended Commissioner Hall for her leadership serving as Convener of the OWOW Steering Committee during the January 2019 meeting, and he voiced support of the action taken during that meeting.

**MOVED**,

1. Acknowledge action of the Inland Empire Utilities Agency (IEUA) Board appointing Kati Parker as the SAWPA Commissioner and Jasmin A. Hall as the Alternate SAWPA Commissioner;
2. Appoint Kati Parker as SAWPA Commission Vice Chair; and,
3. Affirm the appointment of Kati Parker as a SAWPA representative to the One Water One Watershed (OWOW) Steering Committee and as the Committee Convener as set forth in Resolution No. 2018-1.

Result: **Adopted (Unanimously)**  
Motion/Second: Whitaker/Dennstedt  
Ayes: Dennstedt, Harrison, Parker, Sullivan, Whitaker  
Nays: None  
Abstentions: None  
Absent: None

### B. CITY OF COLTON GRANT OF DEED (CM#2019.10)

Carlos Quintero provided a PowerPoint presentation, noting for the record there was a minor update to the legal description provided in the agenda materials reflecting an updated license of the surveyor through December 31, 2019.

**MOVED**, authorize the General Manager to execute a Grant of Deed to the City of Colton granting a portion of APN 0260-081-14 for Right-of-Way Purposes.

Result: **Adopted (Unanimously)**  
Motion/Second: Harrison/Dennstedt  
Ayes: Dennstedt, Harrison, Parker, Sullivan, Whitaker  
Nays: None  
Abstentions: None  
Absent: None

**C. SAWPA BUILDING BOARD ROOM IMPROVEMENTS (CM#2019.11)**

Carlos Quintero provided a PowerPoint presentation with options for improvements to the board room. There was a brief discussion regarding the proposed options; staff will meet with Commissioner Dennstedt and bring back additional options at a future Board meeting.

This item was for informational and discussion purposes; no action was taken on Agenda Item No. 6.C.

**D. ASSESSING HOMELESSNESS IMPACT ON WATER QUALITY, RIPARIAN AND AQUATIC HABITAT IN UPPER SANTA ANA RIVER WATERSHED – GEI CONSULTANTS (CM#2019.12)**

Rick Whetsel provided the PowerPoint presentation contained in the agenda packet (pages 58-61). There was no discussion and Chair Sullivan called for a motion on the item.

**MOVED**, approve an Agreement for Services and Task Order GEI398-01 with GEI Consultants for the amount not-to-exceed \$74,441 to conduct the assessment of the homelessness impact on water quality, riparian and aquatic habitat in upper Santa Ana River Watershed.

Result: **Adopted (Unanimously)**  
Motion/Second: Parker/Harrison  
Ayes: Dennstedt, Harrison, Parker, Sullivan, Whitaker  
Nays: None  
Abstentions: None  
Absent: None

**E. PROPOSITION 84 PROJECT STATUS UPDATE**

David Ruhl provided the PowerPoint presentation contained in the agenda packet (pages 87-98). The Round 2 Prado Basin Sediment Management Demonstration Project, OCWD, has experienced a slight delay. Michael R. Markus, OCWD General Manager noted they have experienced issues with the regulatory permitting which would allow them to complete the project. His expectation is that permits should be in place enabling project commencement in fall of 2019. The Round 1 Sludge, Dewatering, Odor Control & Primary Sludge Thickening Project, OCSD, will also go slightly beyond their completion date.

This item was for informational and discussion purposes; no action was taken on Agenda Item No. 6.E.

**F. OWOW PROGRAM UPDATE (CM#2019.14)**

Mark Norton provided the PowerPoint presentation contained in the agenda packet (pages 102-108). The draft OWOW Plan Update 2018 has been released and is scheduled to come before the Commission for public hearing and adoption on February 19, 2019. Norton also provided information on the 2018 Implementation Grant Proposal Solicitation Package (PSP); staff is still awaiting the final version.

SAWPA opened its Call for Projects November 26, 2018; the deadline was extended to January 31, 2019. Norton provided an Excel spreadsheet with a listing of the thirty (30) projects received. The next event is the February 22 Let's Connect Workshop where each project proponent will provide a five-minute presentation. Norton's PowerPoint presentation included submission statistics for the project submissions received.

Norton referenced ongoing discussions with the OC Stakeholders regarding requests to meaningfully include the OC Plan (2018) in the OWOW Plan Update 2018, for a 38% pre-allocation of the available Proposition 1 IRWM grant funding to projects in North Orange County, and for the OC Plan rating and ranking system to be used to selected projects to utilize that 38% pre-allocation. Chair Sullivan requested future reports include how many of the submitted Orange County projects are located within the Orange County Public Works Regional Acceptance Process (RAP) application area and how many projects are located outside that area. The RAP was filed with DWR on behalf of the OC Stakeholders seeking to be a separate Regional Water Management Group. Norton noted their RAP is for the north and central Orange County areas, which is essentially all the Orange County area that is within the Santa Ana River Watershed. There is a separate IRWM group in the south Orange County area that is in the San Diego funding area. All the projects set forth on the Excel spreadsheet in Orange County are within our watershed, though one Orange County Water District project is in Riverside County.

Commissioner Whitaker noted that the area of Orange County hydrologically connected to the Santa Ana River Watershed is a small subset area within the entire area served by Orange County. What OC Public Works, OCWD and OCSD have been talking about is some form of a per capita and area consideration that would allow for a more equitable distribution of available funds. Their request was to include this in the OWOW Plan Update 2018 as a subchapter to address these concerns. Utilization of Orange County tax dollars have essentially been donated to expenditures outside the jurisdiction of their taxpayers. Whitaker voiced his continued support of the IRWM concept, but it sometimes thwarts local control of funding when there is an imbalance as continues to be experienced under these current circumstances. The OC Stakeholders are looking toward fairness in terms of those who provide the tax dollars and those receiving the benefit of their tax dollars via these grant funds.

Michael R. Markus, OCWD General Manager, noted their call for projects (for the OC Plan) ends February 9, 2019, and their expectation is that there will be many more projects submitted through the OC Plan than through the OWOW Plan. Confusion kept some from submitting through the OWOW Plan. There is a genuine interest in IRWM funding within Orange County. They are pursuing a funding region, not a funding area, through the RAP process. They hope to incorporate the OC Plan into the OWOW Plan, submit their suite of projects which would then be reviewed through the OWOW Plan but that there would be a threshold amount of money that would be dedicated to Orange County projects. Markus, Jim Herberg, OCSD, and Amanda Carr, OC Public Works, do not see regional, watershed-wide projects being excluded. In fact, they would encourage watershed-wide projects, similar to SARCCUP, and would partner with upper watershed agencies. They are not pulling away from SAWPA; work-arounds have been submitted for consideration. They remain totally committed to SAWPA and its mission. However, they do think there could be modifications to the OWOW Plan that would make it more equitable to the overall distribution of project funding to Orange County.

This item was for informational and discussion purposes; no action was taken on Agenda Item No. 6.F.

**G. UPDATE ON DISCUSSIONS WITH ORANGE COUNTY STAKEHOLDERS | ADOPTION OF RESOLUTION NO. 2019.3 (CM#2019.15)**

Rich Haller provided a PowerPoint presentation updating the Commission on discussions with Orange County Stakeholders. Haller noted the concern about the (33%, down from 38%) pre-allocation of funding to Orange County utilizing their rating and ranking system, which would be a pass-through by

the OWOW Steering Committee; essentially the Steering Committee would no longer have a voice as to whether a project was consistent with the OWOW Plan goals. Discussions have continued, but they seem to have concluded with the 33% pre-allocation funding to Orange County. Staff proposed the Commission oppose the RAP process; we should continue to work together without DWR making decisions on the region's behalf. We have not fully exhausted discussions, but we cannot support the RAP application. Commissioner Whitaker disagreed with staff's notation that the RAP was not conducive to regional planning and not helpful for managing and resolving conflict; they do have the model with Orange County and San Diego County where it has avoided and prevented any direct conflict in terms of the allocation.

Larry McKenney noted the RAP application was submitted to DWR at the end of November 2018 and DWR is in its review process. We do not know when they will complete their review, but at that time they will publish a preliminary decision and we will then have 30 days to provide comments. McKenney noted in the San Diego County region the situation is physically different. There are three regional water manager groups within that funding area that do not physically impact each other; whereas in this watershed we have a long history of recognizing the upper basin actions impacting the lower basin, potentially detrimentally, which is why SAWPA was created fifty years ago. Within the OWOW process we have had concerns expressed about grant funds being used for projects in the upper basin that would detrimentally impact the lower basin; if we do not have a regional planning process we don't resolve those conflicts internally.

Michael R. Markus, OCWD General Manager, noted it was suggested an MOU might be in order to codify the results of the negotiations, should they conclude successfully. The OC Stakeholders will shortly provide an outline of their proposal to the OWOW Steering Committee for consideration. They continue to be willing to meet and discuss potential flexibility. Chair Sullivan stated he didn't believe the parties were too far apart, but there are things that still need to be discussed; however, area carve-outs eliminate the integrated watershed approach. SAWPA has asked Orange County to show the nexus of the integrated watershed approach within its projects. If their projects are truly watershed projects and part of the watershed, then they should be administered by SAWPA and not by Orange County. Chair Sullivan noted his support to continue this item to the next meeting to allow for continuing dialogue among the parties.

Commissioner Whitaker noted his vote on the OWOW Steering Committee supporting this OWOW Plan Update 2018 was made in light of anticipating a positive outcome of these continuing negotiations; but he would not be supportive of this item and would like to see discussions continue. Commissioner Parker concurred and moved the matter be continued to the February 19, 2019 Commission meeting.

**MOVED**, continue consideration of discussions with Orange County Stakeholders and adoption of Resolution No. 2019-3 to the February 19, 2019 Commission meeting.

Result:	<b>Adopted (Unanimously)</b>
Motion/Second:	Parker/Harrison
Ayes:	Dennstedt, Harrison, Parker, Sullivan, Whitaker
Nays:	None
Abstentions:	None
Absent:	None

## 7. **INFORMATIONAL REPORTS**

The following oral/written reports/updates were received and filed.

A. **OWOW QUARTERLY STATUS REPORT: OCTOBER 1, 2018 – DECEMBER 31, 2018**

B. **ROUNDTABLES QUARTERLY STATUS REPORT: OCTOBER 1, 2018 – DECEMBER 31, 2018**

**C. CHAIR'S COMMENTS/REPORT**

There were no Chair comments.

**D. COMMISSIONERS' COMMENTS**

Commissioner Harrison advised he will not be present at the February 19, 2019 Commission meeting; Alternate Commissioner Hayes will attend that meeting on behalf of SBVMWD.

**E. COMMISSIONERS' REQUEST FOR FUTURE AGENDA ITEMS**

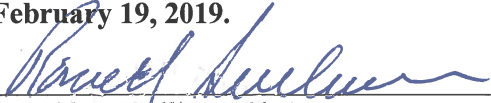
**8. CLOSED SESSION**

There was no Closed Session.

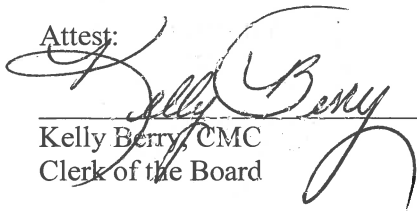
**9. ADJOURNMENT**

There being no further business for review, Chair Sullivan adjourned the meeting at 10:44 a.m.

**Approved at a Regular Meeting of the Santa Ana Watershed Project Authority Commission on Tuesday, February 19, 2019.**

  
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Ronald W. Sullivan, Chair

Attest:

  
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Kelly Berry, CMC  
Clerk of the Board