

**SAN ANTONIO WATER COMPANY**  
**MINUTES OF THE SAN ANTONIO WATER COMPANY**  
**Tuesday, January 21, 2020**

An open meeting of the Board of Directors of the San Antonio Water Company (SAWCo) was called to order at 5:00 p.m. on the above date at the Upland City Hall Council Chambers, 460 North Euclid Avenue, Upland, California. Directors present were Tom Thomas, Jose Sanchez, Will Elliott, Gino Filippi, Bob Cable, Martha Goss, and Rudy Zuniga. Also in attendance were SAWCo's General Manager Brian Lee, Assistant General Manager Teri Layton, and Senior Administrative Specialist Kelly Mitchell. Director Thomas presided.

- Salute to the Flag by Director Elliott
- 1. Recognitions and Presentations: Director Thomas shared a photo of Director Elliott from his years as a real estate broker in the local area.

Mr. Lee brought the attention of the Board to the AB54 Training information on the dais. Director Thomas requested direction on how to sign up for the training. Mr. Lee replied that staff would take care of that for him once he chose the training date.

- 2. Additions-Deletions to the Agenda: None.
- 3. Shareholder-Public Testimony: None.
- 4. Consent Calendar Items:
  - A. Approval of Board Meeting Minutes  
Regular Meeting Minutes of December 17, 2019.
  - B. Planning, Resources and Operations Committee (PROC) Meeting Minutes  
No meeting minutes to report.
  - C. Administration and Finance committee (AFC) Meeting Minutes  
No meeting minutes to report.
  - D. Financial Statement  
Income Statement and Balance Sheet for November 30, 2019 and year-to-date.
  - E. Investment Activity Report  
Monthly Report of Investments Activity.
  - F. Water Production and Consumption  
Monthly water production and consumption figures.
  - G. Prominent Issues Update  
Status summaries on certain on-going active issues.
  - H. Projects and Operations Update  
Status summaries on projects and operations matters.
  - I. Groundwater Level patterns [Quarterly in January, April, July, and October]  
Tracking patterns of groundwater elevations relative to ground surface.
  - J. Correspondence of Interest

Director Sanchez moved and Director Goss seconded to approve the Consent Calendar. Motion carried unanimously.

- 5. Board Committee – Delegate Report:
  - A. **Pomona Valley Protective Association (PVPA) Representative's Report** – Director Thomas reported the official precipitation total in the area for 2019 was 43.8 inches.

Weed abatement activity has begun in the PVPA spreading grounds. The new fence is helping to keep the homeless out of the spreading grounds making it easier to perform the weed abatement.

H.R. 2215 – 116<sup>th</sup> Congress: San Gabriel Mountains Foothills and Rivers Protection Act is a proposed bill which, in part, places PVPA land into a national recreation area. PVPA is seeking to have its land removed from inclusion in the bill.

The Safe Clean Water tax recently imposed on Los Angeles County property owners to facilitate projects to capture and clean storm runoff originally had PVPA land included. PVPA land is used to do exactly what the tax is collecting funds to do and, as such, has since been excluded from being charged the tax.

The Thompson Creek Spreading Grounds were recently renamed the Marilee K. Scaff Thompson Creek Spreading Grounds in honor of recently deceased City of Claremont resident Marilee K. Scaff. The City of Claremont has requested PVPA provide a plaque or elevated bird perch honoring Marilee K. Scaff near the Thompson Creek Trail. PVPA has requested more information on what the City of Claremont desires and will attempt to work on a way to honor Ms. Scaff.

- B. **Six Basins Representative Report** – Mr. Lee advised Six Basins held no meetings in December. The January Six Basins meeting is scheduled for the following day.

- C. Chino Basin Representative Report** – Mr. Lee advised he will officially be taking over Chino Basin duties for Ms. Layton in April but he has been attending the meetings.

The Appropriative Pool met and appointed John Bosler with Cucamonga Valley Water District (CVWD) as Chair, Chris Fealy with Fontana as Vice Chair. Minor Representatives are the Monte Vista Irrigation Company and West End Consolidated Water Company. The Appropriative Pool appointment to the Advisory Committee is Van Jew with Monte Vista Water District.

The Appropriative Pool will be submitting a letter to the Chino Basin Watermaster regarding the recently issued final report on the 2020 Storage Management Plan.

Currently there is no water available to spread in Chino Basin.

The Tolling Agreement with the Agricultural Pool has expired and was not renewed.

An Appropriative Pool special meeting has been scheduled to discuss the Optimum Basin Management Plan (OBMP).

- D. Cucamonga Basin Representative Report** – Ms. Layton reported the working group met on January 7<sup>th</sup> and the parties are close to finalizing the terms of reference sheet. CVWD presented an updated draft which SAWCo had their legal counsel review and comment; West End Consolidated Water Company (WECWC) is also having their legal counsel review and comment on the updated draft.

CVWD's legal counsel has drafted a letter regarding Chino Basin's insistence on utilizing the Cucamonga Basin modeling to determine its safe yield. SAWCo's legal counsel will also be drafting a letter to the same effect. WECWC desires to have the City of Upland's legal counsel review the item. CVWD is taking the lead on issuing a Request for Proposals (RFP) to replace Wildermuth Environmental, Inc. as the consultant for Cucamonga Basin.

The parties have looked into possible grant money for the Crosswalls projects but it does not necessarily qualify as treatment of contaminants. CVWD is offering combining mitigation work with SAWCo for possible cost savings. A follow up meeting with a consultant and legal counsel is forthcoming.

The parties continue to meeting and revise the Judgment. The next meeting is scheduled for February 4, 2020.

- E. Administration and Finance Committee (AFC) Chairman's Report** – No meeting to report.
- F. Planning, Resources, and Operations Committee (PROC) Chairman's Report** – No meeting to report.
- G. Office Feasibility Study Ad Hoc Committee** – No meeting to report.

6. General Manager's Report on Activities:

- A. Request for Waiver of Will Serve Letter Requirement** – Mr. Lee explained that in March of 2019 SAWCo reinstated the one share per one acre requirement of the original Company bylaws. The reason being that staff was having to review and approve building plans, landscape plans, and water budgets to verify the number of shareholdings owned met the water needs of the property. Will Serve letters approving one quarter share for lots greater than one quarter acre based on these findings traditionally ended up not staying within the entitlement. The one acre, one share fits within the range of expected domestic use.

Mr. Lee recommended the Board deny the request for a waiver of the Will Serve letter requirement and ratify the requirement of one share per one acre, or a fraction thereof, for issuance of Will Serve letters.

Director Cable suggested bringing to the PROC the possibility of water share requirements as they relate to the square footage of a development.

Director Elliott moved and Director Cable seconded to deny the request for a waiver of the Will Serve letter requirement and ratify the requirement of one share per one acre, or a fraction thereof, for issuance of Will Serve letters. Motion carried unanimously.

- B. Conservation Programs Update** – Mr. Lee had nothing to add to the report and asked for any questions.

Director Thomas noted the lack of use of the conservation programs offered.

Mr. Lee surmised the heavy rainfall received last year played a factor in the under use of conservation programs. SAWCo programs were not heavily promoted during the year.

Director Thomas acknowledged homeowners have put in more drought tolerant lawns and curtailed excessive runoff as he has witness less water waste over the past years.

**C. Annual Shareholder's Meeting** – Mr. Lee stated each year in January the Board appoints the Inspectors of Election for that year's Annual Shareholder's Meeting. This year the inspectors that have performed the duties since 2013 have agreed to reprise their role.

Mr. Lee recommended the Board reappoint Pete Cherbak, Betty Garrison, and Donna Hawthorne as Inspectors of Elections for the Annual Shareholder's Meeting.


Director Elliott moved and Director Filippi seconded to approve the appointment of Pete Cherbak, Betty Garrison, and Donna Hawthorne as Inspectors of Election for the upcoming Annual Shareholder's Meeting. Motion carried unanimously.

7. Closed Session: None.

8. Director's Comments and Future Agenda Items: Director Filippi thanked Mr. Lee on his responsiveness and follow up to the MIH issue. He requested that Mr. Lee provide a status update to the Board when available.

Adjournment:

With no further business to discuss, Director Thomas adjourned the meeting at 5:18 p.m.

  
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Assistant Secretary  
Brian Lee