

Notice

Attached is an Amended Agenda for the March 15, 2022 SCV Water regular Board meeting, Item 5 Special Procedures was moved up to Item 4 and Item 4.3 was added. Public Comments were then moved to Item 5 and Item's 12 and 13 Closed Session and Closed Session announcements respectively were removed. There were no other changes to the Agenda and login information remains the same.

Thank you.



SCV
WATER



SCV WATER AGENCY TELECONFERENCE REGULAR BOARD MEETING

TUESDAY, MARCH 15, 2022
START TIME: 6:30 PM (PST)

Join the Board meeting from your
computer, tablet or smartphone:
<https://scvwa.zoomgov.com/j/1605635774>

-OR-

Listen in Toll Free by Phone
+1-(833)-568-8864
Webinar ID: 160 563 5774

To participate in public comment from your computer, tablet, or smartphone:

When the Board President announces the agenda item you wish to speak on, click the “**raise hand**” feature in Zoom*. You will be notified when it is your turn to speak.

To participate in public comment via phone:

When the Board President announces the agenda item you wish to speak on, **dial *9 to raise your hand**. Phone participants will be called on by the **LAST TWO digits** of their phone number. **When it is your turn to speak, dial *6 to unmute**. When you are finished with your public comment dial ***6 to mute**.

Can't attend? If you wish to still have your comments/concerns addressed by the Board of Directors, all written public comments can be submitted by 4:30 PM the day of the meeting by either e-mail or mail.** Please send all written comments to the Board Secretary. Refer to the Board Agenda for more information.

*For more information on how to use Zoom go to support.zoom.us or for “raise hand” feature instructions, visit <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>

**All written comments received after 4:30 PM the day of the meeting will be posted to yourscvwater.com the next day. Public comments can also be heard the night of the meeting.

Please Note: Pursuant to the provisions of AB 361 this meeting is being held remotely. The SCV Water Board will continue to hold remote Board and Committee meetings due to the continuing State of Emergency for COVID-19 and state and local official's continuance to impose or recommend measures to promote social distancing. The public may not attend meetings in person. The public may use the above methods to attend and participate in the public Board meetings.

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AMENDED

**SANTA CLARITA VALLEY WATER AGENCY
REGULAR BOARD MEETING AGENDA**

**SANTA CLARITA VALLEY WATER AGENCY
RIO VISTA WATER TREATMENT PLANT
BOARD AND TRAINING ROOM
27234 BOUQUET CANYON ROAD
SANTA CLARITA, CA 91350**

**TELECONFERENCE ONLY
NO PHYSICAL LOCATION FOR MEETING**

TUESDAY, MARCH 15, 2022, AT 6:30 PM

TELECONFERENCING NOTICE

Pursuant to the provisions of AB 361 this meeting is being held remotely. The SCV Water Board will continue to hold remote Board and Committee meetings due to the continuing State of Emergency for COVID-19 and state and local official's continuance to impose or recommend measures to promote social distancing. Any Director may call into the Agency Board meeting using the **Agency's Call-In Number 1-(833)-568-8864, Webinar ID: 160 563 5774 or Zoom Webinar by clicking on the link <https://scvwa.zoomgov.com/j/1605635774>** without otherwise complying with the Brown Act's teleconferencing requirements.

The public may not attend the meeting in person. Any member of the public may listen to the meeting or make comments to the Board using the call-in number or Zoom Webinar link above. Please see the notice below if you have a disability and require an accommodation in order to participate in the meeting.

If the State of Emergency for COVID-19 expires prior to this meeting and after the posting of this Agenda, this meeting will be held in person at the above listed address.

We request that the public submit any comments in writing if practicable, which can be sent to ajacobs@scvwa.org or mailed to April Jacobs, Board Secretary, Santa Clarita Valley Water Agency, 27234 Bouquet Canyon Road, Santa Clarita, CA 91350. All written comments received before 4:30 PM the day of the meeting will be distributed to the Board members and posted on the Santa Clarita Valley Water Agency website prior to the start of the meeting. Anything received after 4:30 PM the day of the meeting will be made available at the meeting and will be posted on the SCV Water website the following day.

OPEN SESSION BEGINS AT 6:30 PM

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**

3. APPROVAL OF THE AGENDA

4. SPECIAL PROCEDURES

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4.1	Public Hearing on Division Boundaries Adjustment as Required by Election Code **	
4.2 *	Approve a Resolution Adopting Division Boundaries as Required by the Election Code **	7
4.3 *	Discussion and Possible Action to Address Director Spousal Battery Conviction – Attached to this Agenda	

5. PUBLIC COMMENTS – Members of the public may comment as to items within the subject matter jurisdiction of the Agency that are not on the Agenda at this time. Members of the public wishing to comment on items covered in this Agenda may do so at the time each item is considered. (Comments may, at the discretion of the Board's presiding officer, be limited to three minutes for each speaker.)

6. CONSENT CALENDAR

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6.1 *	Approve Minutes of the March 1, 2022 Santa Clarita Valley Water Agency Regular Board of Directors Meeting	15
6.2 *	Approve Receiving and Filing of October 2021 Monthly Financial Report – https://yourscvwater.com/wp-content/uploads/2022/02/Check-Register-October-2021.pdf	21
6.3 *	Approve Receiving and Filing of November 2021 Monthly Financial Report – https://yourscvwater.com/wp-content/uploads/2022/02/Check-Register-November-2021-1.pdf	39
6.4 *	Approve Adoption of a Resolution for Volunteer Personnel Workers' Compensation Insurance	57

7. ACTION ITEMS FOR APPROVAL

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7.1 *	Approve a Resolution Revising Wholesale Water Rates	61
7.2 *	Approve a Revised COVID-19 Supplemental Paid Sick and Emergency Administrative Leave Policy to Comply with SB 114	117
7.3 *	Approve a Resolution Concurring in Nomination of Scott H. Quady of Calleguas Municipal Water District for the JPIA Captive Insurance Board	125
7.4 *	Consider and Approve Returning to In Person Meetings as of April 1, 2022 for all SCV Water Board and Committee Meetings	131

8. GENERAL MANAGER'S REPORT ON ACTIVITIES, PROJECTS AND PROGRAMS

9. COMMITTEE MEETING RECAP REPORT FOR INFORMATIONAL PURPOSES ONLY

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9.1 *	February 28, 2022 Rescheduled Finance and Administration Committee Meeting Report	133
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** Was previously Item 5.1 and 5.2 in the March 15, 2022 Revised Agenda.

10. PRESIDENT'S REPORT

11. AB 1234 WRITTEN AND VERBAL REPORTS PAGE

11.1 *	March 3, 2022 Special Districts Association of North Los Angeles County Executive Board Meeting – Director Armitage	139
11.2 *	March 3, 2022 Meeting with Chief Financial and Administrative Officer Eric Campbell and Ratepayer Advocate – Director Colley	143
11.3 *	March 4, 2022 NWRA Federal Affairs Committee – Vice President Gladbach	145
11.4	Other AB 1234 Reports	

12. DIRECTOR REQUESTS FOR FUTURE AGENDA ITEMS

13. ADJOURNMENT

- * Indicates Attachment
- ◆ Indicates Handout

Note: The Board reserves the right to discuss or take action or both on all of the above Agenda items.

NOTICES

Any person may make a request for a disability-related modification or accommodation needed for that person to be able to participate in the public meeting by telephoning April Jacobs, Secretary to the Board of Directors, at (661) 297-1600, or in writing to Santa Clarita Valley Water Agency at 27234 Bouquet Canyon Road, Santa Clarita, CA 91350. Requests must specify the nature of the disability and the type of accommodation requested. A telephone number or other contact information should be included so that Agency staff may discuss appropriate arrangements. Persons requesting a disability-related accommodation should make the request with adequate time before the meeting for the Agency to provide the requested accommodation.

Pursuant to Government Code Section 54957.5, non-exempt public records that relate to open session agenda items and are distributed to a majority of the Board less than seventy-two (72) hours prior to the meeting will be available for public inspection at the Santa Clarita Valley Water Agency, located at 27234 Bouquet Canyon Road, Santa Clarita, CA 91350, during regular business hours. When practical, these public records will also be made available on the Agency's Internet Website, accessible at <http://www.yourscvwater.com>.

Posted on March 9, 2022.

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BOARD MEMORANDUM

DATE: March 10, 2022

TO: Board of Directors

FROM: Thomas Bunn and Joseph Byrne
General Counsel

SUBJECT: Discussion and Possible Action to Address Director Spousal Battery Conviction

DISCUSSION

The Agency has received a number of comments and questions regarding the news of Director Mortensen's recent conviction for misdemeanor spousal battery, including whether it disqualifies him from serving as a Director and what options exist for the Board to respond. As a result, this item has been placed on the agenda for Board discussion and consideration of any options. The SCV Water Board Policies and Procedures do not specifically address this situation.

The Legislature has determined that an elected position becomes vacant upon the incumbent's conviction of a felony, or of any offense involving a violation of his or her official duties (Government Code Section 1770). But conviction of a misdemeanor, as this was, does not disqualify Director Mortensen from continuing to serve in office. The Board has no power to remove him from the office of Director.

If the Board is inclined to take any action, two possible options are censure and/or removal of Director Mortensen from the office of Vice President.

Censure

Censure is a formal expression of the opinion of the Board that a board member's actions were improper. It has no other legal consequences. A Board's censure opinion is protected by the First Amendment and by California's anti-SLAPP (Strategic Lawsuit Against Public Participation) law.

Censure can be done by motion in a public meeting, where the item is on the agenda under the Brown Act, as it is for this meeting. In a case like this, where the offense is a matter of public record, evidence is not required and there is no right to cross-examine witnesses. Before the vote on the motion of censure, the member should be given an opportunity to present a rebuttal.

Removal as Vice President

Under the Board Policies and Procedures, the Vice President serves at the pleasure of the Board. Therefore, the Board may remove Director Mortensen as Vice President, either as part of a motion of censure or separately. If the Board acts to remove Director Mortensen from the office of Vice President, the question of whether and how to replace him will be presented at a future meeting.

FINANCIAL CONSIDERATIONS

None.

RECOMMENDATION

Board discretion.