



Bear Valley Basin
Groundwater Sustainability Agency (BVBGSA)
C/O City of Big Bear Lake, Department of Water and Power
Attention: Reginald A. Lamson
PO Box 1929 Big Bear Lake, CA 92315

Meeting Agenda
June 16, 2020 at 4:00 pm

BOARD MEMBERS

Bob Ludecke, Chair
John Green, Vice Chair
Craig Hjorth, Treasurer
James Miller, Secretary

Pursuant to the Governor Newsom's Executive Orders N-25-20 and N-29-20, this meeting will be held via video conference and the public may call into the meeting in order to reduce the risk of spreading COVID-19. All votes taken during this video conference meeting will be by roll call vote, and the vote will be publicly reported.

MEETING ACCESS INFORMATION

No physical location from which members of the public may observe the meeting and offer public comment will be provided. Please view the meeting, which will be live streamed at <https://us02web.zoom.us/j/83212267508>
Note: a password is required. **Password: bigbear**

Meeting ID for reference: 832 1226 7508

You may call into the meeting by dialing one of the phone numbers below, entering the meeting ID, and entering the password. **Meeting ID: 832 1226 7508 Password: bigbear**

- +1 669 900 9128 US (San Jose)
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 301 715 8592 US (Germantown)
- +1 312 626 6799 US (Chicago)
- +1 646 558 8656 US (New York)

HOW TO PARTICIPATE IN THE PUBLIC FORUM PORTION OF THE MEETING

If you would like to participate in the public forum portion of the meeting, send an email to leagleson@bbldwp.com before the meeting begins and your name will be added to a list for public comments. You must be present at the Zoom meeting to be recognized by the Chair.

OPEN SESSION

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

PUBLIC FORUM

All remarks shall be addressed to the Board as a body only. There is a three-minute maximum time limit when addressing the Board. Please note that California law prohibits the Board from taking action on any item not appearing on the agenda.

1. CONSENT CALENDAR

1.1 Approve Minutes of the Board Meeting Dated October 4, 2019

2. ITEMS REMOVED FROM CONSENT CALENDAR

3. DISCUSSION/ACTION ITEMS

3.1 Resolution No. 2020 – XX – Addendum No. 1 to the Amended and Restated MOU

Board to review and considering approving MOU Addendum No. 1.

3.2 Budget for Fiscal Year 2019/20

Board to review and provide comments regarding the proposed budget for Fiscal Year 2019/20.

3.3 Budget for Fiscal Year 2020/21

Board to review and provide comments regarding the proposed budget for Fiscal Year 2020/21.

3.4 Resolution 2020-XX - Appointment of Auditors

Board shall review and consider adopting a resolution for the appointment of auditors.

3.5 Resolution No. 2020 – XX – Amendment No. 1 to the Joint Powers Agreement

Board to review and consider approving modification to the Joint Powers Agreement.

3.6 Status of the Groundwater Sustainability Plan (GSP)

Board to review and discuss the status of the GSP.

3.7 Management and Board Member Discussion

Board members and/or staff to identify matters for future BVBGSA Agenda Items.

ADJOURNMENT

**BOARD OF BEAR VALLEY BASIN
GROUNDWATER SUSTAINABILITY AGENCY
MEETING MINUTES
October 04, 2019**

OPEN SESSION

A meeting of the Bear Valley Basin Groundwater Sustainability Agency Board of Directors was called to order at 4:00 p.m. on October 4, 2019 by Chairman Ludecke at 139 E. Big Bear Boulevard, Big Bear City, California 92314.

BOARD MEMBERS PRESENT:

Bob Ludecke, Chair
John Green, Vice Chair
Craig Hjorth, Treasurer

BOARD MEMBERS EXCUSED:

Jim Miller, Secretary

PLEDGE OF ALLEGIANCE

Craig Hjorth, Treasurer

PUBLIC FORUM:

No comments from the public.

1. CONSENT CALENDAR**1.1 Approve Minutes of Board Meeting Dated May 7, 2019**

Motion made by Vice Chair Green, seconded by Treasurer Hjorth and carried 3-0 to approve the Consent Calendar.

AYES: Ludecke, Green, Hjorth

NOES: -

ABSTAIN: -

2. ITEMS REMOVED FROM CONSENT CALENDAR

None

3. DISCUSSION/ACTION ITEMS**3.1 Approve Agreement for the Preparation of the Bear Valley Basin Groundwater Sustainability Plan (GSP)**

Treasurer Hjorth requested a list of the firms who declined to bid on the GSP. The firms who declined to bid on the GSP include: Dudek, Geoscience, IMS, and Rubicon Engineering Corporation. Chair Ludecke noted that grant funds are not free. Vice Chair Green added that the seeking and receiving of grant funds for the BVBGSA is an opportunity to show the Bear Valley Residents how others outside of the Valley are supporting the Replenish Big Bear Project.

Motion made by Vice Chair Green, seconded by Treasurer Hjorth and carried 3-0 to approve an Agreement with Thomas Harder & Co. for the preparation of the Bear Valley Basin GSP.

AYES: Ludecke, Green, Hjorth

NOES: -

ABSTAIN: -

3.2 Approve the Amended and Restated Memorandum of Understanding (MOU)

Chair Ludecke inquired if the Replenish Big Bear Project was moving along in a timely fashion. BBARWA General Manager David Lawrence responded that WSC has been consistently providing dates and timelines. Also, Lawrence shared that potential grant opportunities include the following: (1) \$500,000 from DWR/SAWPA for preliminary engineering and environmental costs; (2) \$4.5M from DWR/SAWPA for planning and construction costs; and (3) \$2.4M from the USBR for initial Project costs.

Motion made by Treasurer Hjorth, seconded by Vice Chair Green and carried 3-0 to approve the Amended and Restated Memorandum of Understanding.

AYES: Ludecke, Green, Hjorth

NOES: -

ABSTAIN: -

3.3 Resolution No. 2019-01 – Adopt Santa Ana Watershed Project Authority (SAWPA) One-Water One Watershed (OWOW) Plan Update 2018

Motion made by Treasurer Hjorth, seconded by Vice Chair Green and carried 3-0 to approve Resolution No. 2019-01 adopting the SAWPA OWOW Plan Update 2019 IRWM Plan.

AYES: Ludecke, Green, Hjorth

NOES: -

ABSTAIN: -

3.4 Replenish Big Bear Workshop for Local Agency Boards

Chair Ludecke suggested the next workshop include other agencies in the Bear Valley such as the Fire District and School District because of the financial commitment for the Valley. Treasurer Hjorth inquired into a public outreach program. General Manager Lawrence responded that the community outreach includes discussion of the Replenish Big Bear Project with the Sierra Club, AARP, Elks Club, Senior Center, Big Bear High School, and Rotary Club. Vice Chair Green recommended the press be invited to the next workshop. The next workshop is tentatively scheduled for January/February.

3.5 Public Notice of BVBGSA Meetings and Workshops in the San Bernardino Sun

Board discussed and agreed to publish notice in the San Bernardino Sun one time before subsequent Board meetings and workshops.

3.6 Management and Board Member Discussion

Treasurer Hjorth thanked the BVBGSA Management for the public outreach. Chair Ludecke inquired into the BVBGSA website to determine if it was up and running. General Manager Reggie Lamson responded the website is up and its web address is BVBGSA.org.

ADJOURN

No additional business came before the Board. At 4:54 p.m., Chair Ludecke adjourned the meeting.

On behalf of Jim Miller, Secretary to the Board



Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020
TO: Board of Directors
FROM: Reginald A. Lamson, Administrator
RE: **Resolution No. 2020-XX - Addendum No. 1 to the Amended and Restated MOU**

Background & Discussion:

In October 2019, the Member Agencies of the Bear Valley Basin Groundwater Sustainability Agency (BVBGSA) and their respective Boards authorized the amendment and restatement of the Memorandum of Understanding (the Amended MOU) relating to Member Agency contributions to BBARWA's Replenish Big Bear Project (the Project). The Amended MOU established BVBGSA as a clearinghouse for collection of Member Agency contributions to BBARWA. This practice was established with the anticipation that BVBGSA may be eligible for grant funding that might not otherwise be eligible to the individual Member Agencies.

Subsequently, The Replenish Big Bear Team has successfully obtained two grants that provide over \$5 million in funding for the Project. Because ultimately the majority of the Replenish Big Bear facilities will be owned and operated by BBARWA, the grant applications were submitted and awarded to BBARWA. Also, the Replenish Big Bear design agreement with WSC is with BBARWA. To simplify interagency accounting practices and to simplify the budget for BVBGSA, we are proposing a modification to the Amended MOU wherein BBARWA will have the option to directly bill the Member Agencies for authorized expenditures under the Amended MOU rather than billing BVBGSA. If adopted by the Board, the Member Agencies will seek concurrence from their governing bodies.

At the suggestion of legal counsel, to clarify the impact of the proposed Addendum, we have included a redline version of the Amended and Restated MOU executed in the October and November 2019 that shows exactly what terms will be affected.

Financial Impact:

Administrative services provided by the Administrator on behalf of BVBGSA will be significantly reduced. The modification makes no changes in financial commitments made by the Member Agencies.

Recommendation:

Adopt Resolution No. 2020 – XX approving Addendum No. 1 to the Amended and Restated MOU .

Attachments:

Resolution No. 2020-XX
 Amended and Restated MOU Addendum No. 1 (Exhibit "A")
 Amended and Restated MOU as adopted with redline impact (Exhibit "B")

RESOLUTION NO. 2020-XX

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY,
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA,
ADOPTING ADDENDUM NO. 1 TO THE AMENDED AND RESTATED MOU**

WHEREAS, in September 2014, the Sustainable Groundwater Management Act (“SGMA”) was signed into law, with an effective date of January 1, 2015, and codified at California Water Code, Section 10720 et seq; and

WHEREAS, the legislative intent of SGMA is to, among other goals, provide for sustainable management of alluvial groundwater basins and Basins defined by the California Department of Water Resources (“DWR”), to enhance local management of groundwater, to establish minimum standards for sustainable groundwater management, and to provide specified local agencies with the Agency and the technical and financial assistance necessary to sustainably manage groundwater; and

WHEREAS, Water Code section 10723(a) authorizes a “local agency” with water supply, water management or local land use responsibilities, or a combination of local agencies with such responsibilities overlying a groundwater basin, to decide to become a Groundwater Sustainability Agency (GSA) under SGMA; and

WHEREAS, the Bear Valley Basin Groundwater Sustainability Agency (“Agency”) is a “local agency” comprised of the Big Bear City Community Services District (BBCCSD), the City of Big Bear Lake, Department of Water and Power (BBLDWP), the Big Bear Municipal Water District (BBMWD) and the Big Bear Area Regional Wastewater Agency (BBARWA) (each a “Member”) with “water management” responsibilities within the Bear Valley Groundwater Basin (DWR Bulletin 118, No. 8-009) (the “Basin”); and

WHEREAS, effective July 24, 2018, the Agency, BBCCSD, BBLDWP, BBMWD, and BBARWA, jointly referred to as the “Parties” agreed to a Memorandum of Understanding (MOU) to document their mutual intent regarding the contributions and reimbursements for the implementation of a reclamation project (Project); and

WHEREAS, in October and November 2019, the Parties agreed to an Amended and Restated MOU to provide for additional cost-sharing contributions from each member agency to fund water quality sampling and Phase II of the Project; and

WHEREAS, to simplify interagency accounting practices and to simplify the budget for the Agency, the Agency no longer desires to act as a clearinghouse for the Parties’ contributions related to the Project; and

WHEREAS, in Addendum No. 1, BBARWA desires to directly invoice the Parties for costs associated with the Project as agreed upon in the Amended and Restated MOU.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY AS FOLLOWS:

Section 1. Unless otherwise agreed, BBARWA will invoice each of the Parties for 25% of the costs of the Studies as incurred. Along with such invoice, BBARWA will provide an accounting of total costs paid to date and the remaining available Contributions. Upon receipt of an invoice from BBARWA, each Party will reimburse BBARWA according to the payment terms presented by BBARWA.

PASSED, APPROVED AND ADOPTED this 16th day of June 2020 by the following vote:

AYES:

NOES:

ABSENT:

Bob Ludecke, BOARD CHAIRMAN

ATTEST:

Jim Miller, SECRETARY

EXHIBIT "A"

ADDENDUM NO. 1**TO THE AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING**

The Amended and Restated Memorandum of Understanding ("MOU") dated July 24, 2018 by and among Bear Valley Basin Groundwater Sustainability Agency ("GSA"), the City of Big Bear Lake, Department of Water and Power ("DWP"), the Big Bear City Community Services District ("CSD"), the Big Bear Municipal Water District ("MWD") and the Big Bear Area Regional Wastewater Agency ("BBARWA") reflected an agreement among the Parties to provide additional contributions to fund a second phase of the Project as defined in the Amended and Restated Memorandum of Understanding executed by the Parties in October and November 2019. This addendum hereby further modifies provisions of the MOU related to the collection of contributions as follows.

1) The 8th Recital in the MOU is hereby deleted and replaced with the following two recitals:

“WHEREAS, the GSA no longer desires to act as a clearinghouse for DWP, CSD and MWD Contributions to BBARWA for payments related to the Project;

WHEREAS, BBARWA desires to directly invoice the Parties for costs associated with the Project as agreed upon in the Amended and Restated Memorandum of Understanding.”.

2) Paragraph 1(A) of the MOU is hereby deleted and replaced with the following

“1. CONTRIBUTIONS

- A. Unless otherwise agreed, BBARWA will invoice each of the DWP, CSD and MWD, for 25% of the costs of the Studies as incurred. Along with such invoice, BBARWA will provide an accounting of total costs paid to date and the remaining available Contributions. Upon receipt of an invoice from BBARWA, each Party will reimburse BBARWA according to the payment terms presented by BBARWA.

EXHIBIT "A"

Signature Page for Addendum No. 1 - Memorandum of Understanding by and among the Bear Valley Basin Groundwater Sustainability Agency, the City of Big Bear Lake, Department of Water and Power, the Big Bear City Community Services District, the Big Bear Municipal Water District and the Big Bear Area Regional Wastewater Agency

IN WITNESS WHEREOF, this Addendum No. 1 to Amended and Restated Memorandum of Understanding is effective after June 16, 2020 and has been executed by the Parties.

BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY

By: _____

Name: Charles Brewster

Title: President

Date: _____

BIG BEAR REGIONAL WASTEWATER AGENCY

By: _____

Name: John Green

Title: Chair

Date: _____

BIG BEAR CITY COMMUNITY SERVICES DISTRICT

By: _____

Name: Karyn Oxandaboure

Title: President

Date: _____

BIG BEAR MUNICIPAL WATER DISTRICT

By: _____

Name: Charles Brewster

Title: President

Date: _____

CITY OF BIG BEAR LAKE, DEPARTMENT OF WATER AND POWER

By: _____

Name: Bob Tarras

Title: Chair

Date: _____

EXHIBIT B
HOW PROPOSED ADDENDUM NO. 1 MODIFIES THE OCTOBER 2019 MOU

AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING

The Memorandum of Understanding ("MOU") dated July 24, 2018 by and among Bear Valley Basin Groundwater Sustainability Agency ("GSA"), the City of Big Bear Lake, Department of Water and Power ("DWP"), the Big Bear City Community Services District ("CSD"), the Big Bear Municipal Water District ("MWD") and the Big Bear Area Regional Wastewater Agency ("BBARWA") is hereby amended to provide an agreement by the Parties to provide additional contributions to fund a second phase of the Project (as defined below). GSA, DWP, CSD, MWD and BBARWA are jointly referred to as the "Parties," and individually as a "Party."

WHEREAS, the GSA is a joint powers authority formed by the other Parties on approximately October 18, 2017;

WHEREAS, the GSA is the local Groundwater Sustainability Agency for the Big Bear area responsible for implementing sustainable groundwater management and preventing "undesirable results" in groundwater basins designated as a medium or high priority basin by the California Department of Water Resources ("DWR") in its Bulletin 118 inventory of California groundwater basins;

WHEREAS, future grants may be available to the GSA to reimburse the GSA or other Parties for projects undertaken to augment groundwater supplies or otherwise meet the goals of the Sustainable Groundwater Management Act ("SOMA");

WHEREAS, BBARWA is a wastewater agency that operates the wastewater treatment facility in the Big Bear area, which is currently investigating the implementation of a reclamation project ("Project");

WHEREAS, the Project, if implemented, may result in lake water and/or groundwater augmentation;

WHEREAS, BBARWA has contracted for \$1.0 million of the initial engineering and environmental studies ("Phase 1 Studies") and will contract for \$1,000,000 for continued engineering studies (Phase II Studies) and BBARWA and MWD has contracted for water quality sampling (Water Quality studies) (together, the "Studies") necessary to investigate the feasibility of implementing the Project which in total are estimated to cost \$2.0 million;

WHEREAS, BBARWA, DWP, CSD and MWD have each agreed to contribute \$250,000 to fund the Phase I Studies and \$250,000 to fund the Phase II and Water Quality Studies (together, the "Contributions");

~~WHEREAS, the GSA desires to act as a clearinghouse to collect the Contributions and distribute them to BBARWA;~~

WHEREAS, BBARWA desires to directly invoice the Parties for costs associated with the Project as agreed upon in the Amended and Restated Memorandum of Understanding.

WHEREAS, this Amended and Restated MOU is being executed to document the intent of the parties regarding the Contributions and reimbursements and possibly to provide further reimbursements to BBARWA should one or more grants be awarded to the GSA to offset the cost of the Project, Studies, or both.

NOW, THEREFORE, to facilitate the reimbursement of the Studies and potential future reimbursement of the Project, the Parties agree as follows:

1. CONTRIBUTIONS.

- A. ~~BBARWA will invoice the GSA for the costs of the Studies as incurred. Along with such invoice, BBARWA will provide an accounting of total costs paid to date and the remaining available Contributions. Upon receipt of the invoice from BBARWA, the GSA shall promptly invoice each of the CSD, DWP and MWD (the "Contribution Agencies") for twenty five (25) % of such invoice up to a total of \$500,000 per Contribution Agency. Each Contribution Agency shall make payment to the GSA in such amount within fifteen(15) days of the date of such invoice. The GSA shall, within 15 days of receipt of the Contributions, distribute the payments received to BBARWA. The GSA shall take all necessary steps to ensure that BBARWA is fully reimbursed for amounts due from the Contribution Agencies within 45 days of the date of BBARWA's invoice.~~ Unless otherwise agreed, BBARWA will invoice each of the DWP, CSD and MWD, for 25% of the costs of the Studies as incurred. Along with such invoice, BBARWA will provide an accounting of total costs paid to date and the remaining available Contributions. Upon receipt of an invoice from BBARWA, each Party will reimburse BBARWA according to the payment terms presented by BBARWA.
- B. Once BBARWA receives this Amended and Restated MOU executed by each of the Parties hereto, and once the initiation of the Studies are approved by the BBARWA Board, BBARWA will continue and complete the Studies.

2. POTENTIAL REIMBURSEMENT.

- A. When statutorily authorized, GSA shall seek one or more grants to reimburse BBARWA, CSD, DWP and MWD for the cost of the Studies, the Project, or both.
- B. If the GSA obtains such a grant for the Studies, the Project, or both, GSA shall, subject to all applicable laws and grant requirements, reimburse CSD, DWP, MWD and BBARWA for their respective costs of the Studies, the Project, or both, to the extent legally possible under the terms of the grant(s).

3. CONSIDERATION.

- A. In consideration for the Contributions, and assuming the Project is eventually implemented successfully, BBARWA, CSD, DWP and MWD will negotiate in good faith to agree upon a distribution of benefits produced by the Project including treated water.
- B. Nothing in this Amended and Restated MOU is intended to change any of the Parties' existing water rights.

4. TERMINATION

One or more of the Parties may, in its sole discretion, determine not to continue to participate in the Project by providing a sixty (60) days' written notice of such termination to each of the Parties. Such terminating Party will not be eligible for consideration, as indicated in Section 3 above.

5. COSTS

With respect to all activities undertaken in preparation and adoption of this Amended and Restated MOU, each Party shall bear its own costs and expenses

6. THIRD PARTY RIGHTS

Nothing in this MOU shall be construed to give any rights or benefits to anyone other than the Parties hereto.

7. COUNTERPARTS

This Amended and Restated MOU may be executed in counterparts, each of which shall have the effect of and be considered as an original of this Amended and Restated MOU.

8. SUPERSEDE.

This Amended and Restated MOU supersedes and replaces that Memorandum of Understanding entered into by the Parties on July 24, 2018.

Signature Page for the Memorandum of Understanding by and among the Bear Valley Basin Groundwater Sustainability Agency, the City of Big Bear Lake, Department of Water and Power, the Big Bear City Community Services District, the Big Bear Municipal Water District and the Big Bear Area Regional Wastewater Agency

IN WITNESS WHEREOF, this Amended and Restated Memorandum of Understanding has been executed by the Parties.



Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020
TO: Board of Directors
FROM: Reginald A. Lamson, Administrator
RE: Draft Budget FY 2019/20

Background & Discussion:

Pursuant to section 12 and 13 of the Joint Powers Agreement for the Formation of the Bear Valley Basin Groundwater Sustainability Agency, and pursuant to Article 7.3 of the Bylaws of Bear Valley Basin Groundwater Sustainability Agency, the Board is to adopt an annual budget by “resolution or otherwise.”

Attached for the Board’s consideration is the proposed Budget for the Fiscal Year ending June 30, 2020. The budget is balanced and reflects member agency contributions for administrative costs, for preparation of the Groundwater Sustainability Plan (GSP), and in support of Replenish Big Bear (the Project).

Administrative costs include estimated bank fees, legal and audit fees, purchasing Quickbooks software, and professional fees for preparation of the GSP. Costs for the GSP are fully funded through a grant from the Department of Water Resources (DWR). The City of Big Bear Lake, Department of Water and Power (DWP) is advancing BVBGSA for costs associated with the GSP and will recover those advances from the DWR grant.

Financial Impact:

The proposed Budget is balanced and remains within the funding authorized by the member agencies.

Recommendation:

Review and Comment on the proposed Bear Valley Basin Groundwater Sustainability Agency Budget for Fiscal Year Ending June 30, 2020.

Note: The Public Hearing to Adopt the proposed budget will be conducted on June 29, 2020.

Attachments:

BVBGSA Draft Budget FY 2019/20

**BEAR VALLEY BASIN
GROUNDWATER SUSTAINABILITY AGENCY**

**FISCAL YEAR ENDING JUNE 30, 2020
BUDGET**

DRAFT





BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY

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Bear Valley Basin

Groundwater Sustainability Agency

C/O City of Big Bear Lake, Department of Water
 Attention: Reginald A. Lamson
 PO Box 1929 Big Bear Lake, CA 92315

DATE: June 16, 2020
TO: Board of Directors
FROM: Reginald A. Lamson, Administrator
RE: **Fiscal Year 2019/20 Budget**

In Fiscal Year 2019/20, the Bear Valley Basin Groundwater Sustainability Agency (BVBGSA) will pursue two main objectives:

1. Continue to support the efforts of the Replenish Big Bear Project
2. Working toward completion of the Bear Valley Basin Groundwater Sustainability Plan

Replenish Big Bear

Replenish Big Bear is a forward-looking water supply project that protects our community's water supplies well into the future. Upon completion it will supplement the Valley's essential water supplies with hundreds of millions of gallons of clean water each year.

The clean water produced through Replenish Big Bear will be used to enhance water levels throughout the Valley, supporting the area's unique and diverse fish and wildlife. Replenished water levels support the community's recreation and tourism industry and protect the community's drinking water supplies, keeping Big Bear a great place to visit and live.

The member agencies (Big Bear Area Regional Wastewater Management Agency - BBARWA, Big Bear Municipal Water District - BBMWD, Big Bear City Community Services District - BBCCSD, and the City of Big Bear Lake Department of Water and Power - BBLDWP) will continue to move the project through regulatory review and work toward obtaining funding so that the project will be both beneficial to and affordable for the community.

In Fiscal Year 2018/19 each member agency pledged \$250,000 in funding for preliminary design and environmental services. In Fiscal Year 2019/20 an additional \$250,000 was pledged by each member agency.

Bear Valley Basin Groundwater Sustainability Plan

The Bear Valley Basin Groundwater Sustainability Plan (the Plan) is a planning document that may facilitate obtaining future funding for Replenish Big Bear and complies with the Sustainable Groundwater Management Act (SGMA). The Plan is fully funded through a \$177,000 grant from the California Department of Water Resources under Proposition 1. BBLDWP will advance funding for the Plan and be reimbursed with Prop 1 grant proceeds as those are received.

CHANGE IN NET ASSETS		(A)		(B)	(C)=(B)-(A)	(C)/(A)	
Bear Valley Basin Groundwater Sustainability Agency		FY 2017-18	FY 2018-19	FY 2019-20			
		Actual	Actual	Proposed	Change	%	Explanation
				Budget			
1	Member Agency Contributions	\$ 89,973	\$ 311,616	\$ 863,598	\$ 551,982	177%	Reimbursements
2	Grants			177,000	177,000	--	Prop 1 Grant for Groundwater Sustainability Plan.
Contributions and Revenues		89,973	311,616	1,040,598	728,982	234%	
Expenditures		(89,973)	(311,616)	(1,040,598)	(728,982)	234%	Administrative Expenses and Project Spending
Change in Net Assets		\$ -	\$ -	\$ -	\$ -	--	

CONTRIBUTIONS Bear Valley Basin Groundwater Sustainability Agency		(A)	(B)	(C)=(B)-(A)	(C)/(A)		
		FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Proposed Budget	Change	%	Explanation
1	BBARWA	\$ 19,777	\$ 2,418	\$ 3,039	\$ 621	26%	Share of operating expenses
2	BBCCSD	22,520	103,066	286,853	183,787	178%	Share of operating expenses and project costs
3	BBLDWP	27,899	103,066	286,853	183,787	178%	Share of operating expenses and project costs
4	BBMWD	19,777	103,066	286,853	183,787	178%	Share of operating expenses and project costs
Totals		\$ 89,973	\$ 311,616	\$ 863,598	\$ 551,982	177%	

REVENUES AND INFLOWS Bear Valley Basin Groundwater Sustainability Agency		(A)	(B)	(C)=(B)-(A)	(C)/(A)	Explanation	
		FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Proposed Budget	Change		%
1	Prop 1 - Ground water Sustainability Plan			\$ 177,000	\$ 177,000	--	100% of Prop 1 Planning Grant
Totals		\$ -	\$ -	\$ 177,000	\$ 177,000	--	

EXPENDITURE SUMMARY		(A)	(B)	(C)=(B)-(A)	(C)/(A)	
Bear Valley Basin Groundwater Sustainability Agency				FY 2019-20		
Department	FY 2017-18	FY 2018-19	Proposed	Change	%	Explanation
	Actual	Actual	Budget			
1 Administration	\$ 89,713	\$ 9,673	\$ 192,658	\$ 182,985	1892%	Appropriates funds for expected expenditures
2 Replenish Big Bear	260	301,943	847,940	545,997	181%	Appropriates 75% of estimated Replenish Big Bear costs
Totals	\$ 89,973	\$ 311,616	\$ 1,040,598	\$ 728,982	234%	

Bear Valley Basin Groundwater Sustainability Agency		(A)	(B)	(C)=(B)-(A)	(C)/(A)	Explanation	
		FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Proposed Budget	Change		%
40-98-6114	Administration Office Supplies/Printing	\$ -	\$ 254	\$ -	\$ (254)	-100%	
40-98-6315	Computers/Software			1,600	1,600	--	Accounting software compatible with Windows 10
40-98-6335	Bank Charges	-	3,243	4,148	905	28%	Full year of activity vs. partial year in FY 18/19
40-98-6400	Professional Services	31,582	-	177,000	177,000	--	Ground Water Sustainability Plan
40-98-6480	Professional Services - Audit	-	3,900	5,410	1,510	39%	Inlcudes audit fees for FY 18/19 plus expected interim audit fees for FY 19/20
40-98-6485	Professional Services - Legal	58,131	2,276	4,500	2,224	98%	Estimated
Totals		\$ 89,713	\$ 9,673	\$ 192,658	\$ 182,985	1892%	

Bear Valley Basin Groundwater Sustainability Agency		(A)		(B)	(C)=(B)-(A)	(C)/(A)	Explanation
		FY 2017-18	FY 2018-19	FY 2019-20			
Replenish Big Bear Project		Actual	Actual	Proposed Budget	Change	%	
45-50-9025	Outlay - Professional Services - Other	\$ 260	\$ 301,943	\$ 847,940	\$ 545,997	181%	See line item details
Totals		\$ 260	\$ 301,943	\$ 847,940	\$ 545,997	181%	

Bear Valley Basin Groundwater Sustainability Agency		FY 2017-18		FY 2018-19		FY 2019-20		Explanation
Outlay - Professional Services - Other		Actual	Actual	Proposed Budget	Change	%		
1	Water Systems Consulting		\$ 275,931	\$ 646,937	\$ 371,006	134%	Appropriates 75% of WSC/BBARWA current contract. Unexpended balance will carry forward to next fiscal year.	
2	Environmental		3,375	61,501	58,126	1722%	Appropriates 75% Dodson/BBARWA current contract. Unexpended balance will carry forward to next fiscal year.	
3	Water Testing		22,637	20,627	(2,010)	-9%	Appropriates 75% of estimated 2 additional rounds of testing per BBARWA GM.	
4	Hydrogeology	260		-	-	--		
5	Lake Levels and Release Plan/Valley District			22,500	22,500	--	Appropriates 75% of estimated costs per MWD GM.	
6	Impoundment and discharge analysis			21,375	21,375	--	Appropriates 75% of Sub-contractor to WSC; not included in line 1.	
7	Regulatory Support			75,000	75,000	--	Appropriates 75% of regulatory consulting services - lake impound requirements. Reduced WSC line item funding to accommodate this service.	
Totals		\$ 260	\$ 301,943	\$ 847,940	\$ 545,997	181%		



Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020
TO: Board of Directors
FROM: Reginald A. Lamson, Administrator
RE: **Draft Budget FY 2020/21**

Background & Discussion:

Pursuant to section 12 and 13 of the Joint Powers Agreement for the Formation of the Bear Valley Basin Groundwater Sustainability Agency (BVBGSA), and pursuant to Article 7.3 of the Bylaws of Bear Valley Basin Groundwater Sustainability Agency, the Board is to adopt an annual budget by “resolution or otherwise.”

Attached for the Board’s consideration is the proposed Budget for the Fiscal Year ending June 30, 2021. The budget is balanced and reflects member agency contributions for administrative costs. The proposed budget assumes that the Board has adopted the proposed Addendum No.1 to the Amended and Restated Memorandum of Understanding presented earlier in this agenda. Accordingly, cost associated with Replenish Big Bear will be billed directly to the member agencies, eliminating the BVBGSA clearinghouse process.

Administrative costs include estimated costs for office supplies, bank fees, legal and audit fees. Costs related to the Ground Water Sustainability Plan were carried from fiscal year 2019/20.

Financial Impact:

The proposed Budget is balanced and remains within the funding authorized by the member agencies.

Recommendation:

Review and Comment on the proposed Bear Valley Basin Groundwater Sustainability Agency Budget for Fiscal Year Ending June 30, 2021.

Note: The Public Hearing to Adopt the proposed budget will be conducted on June 29, 2020.

Attachment:

BVBGSA Draft Budget FY 2020/21

**BEAR VALLEY BASIN
GROUNDWATER SUSTAINABILITY AGENCY**

**FISCAL YEAR ENDING JUNE 30, 2021
BUDGET**

DRAFT





Bear Valley Basin

Groundwater Sustainability Agency

C/O City of Big Bear Lake, Department of Water
 Attention: Reginald A. Lamson
 PO Box 1929 Big Bear Lake, CA 92315

DATE: June 16, 2020
TO: Board of Directors
FROM: Reginald A. Lamson, Administrator
RE: Fiscal Year 2020/21 Budget

In Fiscal Year 2020/21, the Bear Valley Basin Groundwater Sustainability Agency (BVBGSA) will pursue two main objectives:

1. Continue to support the efforts of the Replenish Big Bear Project
2. Working toward completion of the Bear Valley Basin Groundwater Sustainability Plan

Replenish Big Bear

Replenish Big Bear (the Project) is a forward-looking water supply project that protects our community's water supplies well into the future. Upon completion it will supplement the Valley's essential water supplies with hundreds of millions of gallons of clean water each year.

The clean water produced through Replenish Big Bear will be used to enhance water levels throughout the Valley, supporting the area's unique and diverse fish and wildlife. Replenished water levels support the community's recreation and tourism industry and protect the community's drinking water supplies, keeping Big Bear a great place to visit and live.

The member agencies (Big Bear Area Regional Wastewater Management Agency - BBARWA, Big Bear Municipal Water District - BBMWD, Big Bear City Community Services District - BBCCSD, and the City of Big Bear Lake Department of Water and Power - BBLDWP) will continue to move the project through regulatory review and work toward obtaining funding so that the project will be both beneficial to and affordable for the community. In Fiscal Year 2019/20 BBARWA was awarded a grant for \$500,000 for Replenish Big Bear. A second BBARWA grant application for over \$4.5 million has been approved by the Department of Water Resources. BBARWA is finalizing the paperwork for this grant. This grant funding is expected to support regulatory review, design, piloting and potentially cover some construction costs as the Project moves forward.

In Fiscal Year 2018/19 each member agency pledged \$250,000 in funding for preliminary design and environmental services. In Fiscal Year 2019/20 an additional \$250,000 was pledged by each member agency. As Fiscal Year 2019/20 draws to a close, funding from these pledges remains available to continue support for Replenish Big Bear and will be carried forward to, or otherwise reauthorized by the member agencies for use in Fiscal Year 2020/21. The above \$500,000 grant will provide \$125,000 reimbursement to each of the four member agencies.

Bear Valley Basin Groundwater Sustainability Plan

The Bear Valley Basin Groundwater Sustainability Plan (the Plan) is planning document that may facilitate obtaining future funding for Replenish Big Bear and complies with the Sustainable Groundwater Management Act (SGMA). The Plan is fully funded through a \$177,000 grant from the California Department of Water Resources under Proposition 1. BBLDWP will advance funding for the Plan and be reimbursed with Prop 1 grant proceeds as those are received. The Plan is expected to be completed by the end of calendar year 2020. Funding was appropriated for the Plan in Fiscal Year 2019/20. Residual funding and encumbrances from Fiscal Year 2019/20 will be carried forward from Fiscal Year 2019/20 to Fiscal Year 2020/21.

CHANGE IN NET ASSETS				(A)	(B)	(C)=(B)-(A)	(C)/(A)	
Bear Valley Basin Groundwater Sustainability Agency				FY 2019-20	FY 2020-21			
		FY 2017-18	FY 2018-19	Adopted	Proposed	Change	%	Explanation
		Actual	Actual	Budget	Budget			
1	Member Agency Contributions	\$ 89,973	\$ 311,616	\$ 757,914	\$ 14,030	\$ (743,885)	-98%	Administrative Reimbursements
2	Grants			177,000	-	(177,000)	-100%	Unused grant funding will carry forward from FY 2019/20
Contributions and Revenues		89,973	311,616	934,914	14,030	(920,885)	-98%	
Expenditures		(89,973)	(311,616)	(934,914)	(14,030)	920,884	-98%	Administrative Expenses
Change in Net Assets		\$ -	\$ -	\$ -	\$ -	\$ -	--	

CONTRIBUTIONS Bear Valley Basin Groundwater Sustainability Agency				(A) FY 2019-20 Adopted Budget	(B) FY 2020-21 Proposed Budget	(C)=(B)-(A) Change	(C)/(A) %	Explanation
		FY 2017-18 Actual	FY 2018-19 Actual					
1	BBARWA	\$ 19,777	\$ 2,418	\$ 2,664	\$ 2,758	\$ 94	4%	Share of administrative expenses
2	BBCCSD	22,520	103,066	251,750	3,757	(247,993)	-99%	Contingent upon adoption of Addendum No. 1 to the Amended and Restated MOU; Project costs for Replenish Big Bear will be billed directly to the Member Agencies.
3	BBLDWP	27,899	103,066	251,750	3,758	(247,992)	-99%	"
4	BBMWD	19,777	103,066	251,750	3,757	(247,993)	-99%	"
Totals		\$ 89,973	\$ 311,616	\$ 757,914	\$ 14,030	\$ (743,884)	-98%	

REVENUES AND INFLOWS Bear Valley Basin Groundwater Sustainability Agency				(A)	(B)	(C)=(B)-(A)	(C)/(A)	Explanation
		FY 2017-18	FY 2018-19	FY 2019-20 Adopted Budget	FY 2020-21 Proposed Budget	Change	%	
		Actual	Actual					
1	Prop 1 - Ground water Sustainability Plan			\$ 177,000	\$ -	\$ (177,000)	-100%	Unexpended balance will carry forward to next fiscal year
Totals		\$ -	\$ -	\$ 177,000	\$ -	\$ (177,000)	-100%	

EXPENDITURE SUMMARY				(A)	(B)	(C)=(B)-(A)	(C)/(A)	
Bear Valley Basin Groundwater Sustainability Agency				FY 2020-21				
Department		FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Adopted Budget	Proposed Budget	Change	%	Explanation
1	Administration	\$ 89,713	\$ 9,673	\$ 191,158	\$ 14,030	\$ (177,128)	-93%	Legal, Audit and miscellaneous costs
2	Replenish Big Bear	260	301,943	743,756	-	(743,756)	-100%	Contingent upon adoption of Addendum No. 1 to the Amended and Restated MOU; Project costs for Replenish Big Bear will be billed directly to the Member Agencies.
Totals		\$ 89,973	\$ 311,616	\$ 934,914	\$ 14,030	\$ (920,884)	-98%	

Bear Valley Basin Groundwater Sustainability Agency		FY 2017-18 Actual	FY 2018-19 Actual	(A)	(B)	(C)=(B)-(A)	(C)/(A)	Explanation
				FY 2019-20 Adopted Budget	FY 2020-21 Proposed Budget	Change	%	
Administration								
40-98-6114	Office Supplies/Printing	\$ -	\$ 254	\$ -	\$ 500	\$ 500	--	
40-98-6315	Computers/Software			1,600	-	(1,600)	-100%	Accounting software compatible with Windows 10
40-98-6335	Bank Charges	-	3,243	4,148	4,400	252	6%	Full year of activity
40-98-6400	Professional Services	31,582	-	177,000	-	(177,000)	-100%	Ground Water Sustainability Plan
40-98-6480	Professional Services - Audit	-	3,900	3,910	4,130	220	6%	
40-98-6485	Professional Services - Legal	58,131	2,276	4,500	5,000	500	11%	Estimated
Totals		\$ 89,713	\$ 9,673	\$ 191,158	\$ 14,030	\$ (177,128)	-93%	

Bear Valley Basin Groundwater Sustainability Agency				(A)	(B)	(C)=(B)-(A)	(C)/(A)	Explanation
				FY 2019-20 Adopted Budget	FY 2020-21 Proposed Budget	Change	%	
Replenish Big Bear Project		FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Adopted Budget	FY 2020-21 Proposed Budget	Change	%	Explanation
45-50-9025	Outlay - Professional Services - Other	\$ 260	\$ 301,943	\$ 743,756	\$ -	\$ (743,756)	-100%	Contingent upon adoption of Addendum No. 1 to the Amended and Restated MOU; Project costs for Replenish Big Bear will be billed directly to the Member Agencies.
45-50-9250	Outlay - Source of Supply	-	-	-	-	-	--	Contingent upon adoption of Addendum No. 1 to the Amended and Restated MOU; Project costs for Replenish Big Bear will be billed directly to the Member Agencies.
Totals		\$ 260	\$ 301,943	\$ 743,756	\$ -	\$ (743,756)	-100%	



Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020

TO: Board of Directors

FROM: Reginald A. Lamson, Administrator

RE: **Resolution No. 2020-XX – For the Appointment of Auditors**

Background:

At the May 25, 2017, BVBGSA Board Meeting, the Board collected the Executed Joint Power Agreements (JPA) from the City of Big Bear Lake Department of Water and Power (DWP), Big Bear City Community Services District (BBCCSD), and the Big Bear Municipal Water District (BBMWD) for the formation of a joint powers authority and management of the Bear Valley Groundwater Basin. At the October 18, 2017 BVBGSA Board Meeting, the Board updated the JPA to include the Big Bear Area Regional Wastewater Agency (BBAWRA).

The audit for the fiscal year ended June 30, 2018 was completed by Rogers, Anderson, Malody & Scott, LLP. On March 14, 2019, BVBGSA issued a Request for Proposal (RFP) for Independent Audit Services for fiscal years 2019-2021. At the May 7, 2019 BVBGSA Board Meeting, the Board awarded Lance, Sol and Lunghard with a three-year audit services agreement.

According to the JPA Section 11, “The outside independent certified public accountant selected by the Agency as auditor shall be formally designated by a resolution adopted by the Board of Directors...” As the Board previously selected the audit firm for fiscal year ending June 30, 2019 – June 30, 2021 by motion rather than by resolution, we are asking the Board to adopt a Resolution during this Board meeting, confirming their decision made at the May 7, 2019 BVBGSA Meeting.

Financial Impact:

There is no financial impact.

Recommendation:

Adopt a Resolution No. 2020-XX, confirming the award to Lance, Sol & Lunghard, LLP (LSLCPAs) with a three-year audit services contract.

RESOLUTION NO. 2020-XX

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY,
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA,
FORMALLY DESIGNATING AUDITOR**

WHEREAS, Government Code § 6505 requires the Bear Valley Basin Groundwater Sustainability Agency (“Agency”) to make an annual audit of the accounts and records of the Agency, unless the Member Agencies elect to conduct the audit for a two (2) year period.

WHEREAS, the minimum requirements of the audit shall be those proscribed by the State Controller for special districts pursuant to Government Code § 26909 and shall conform to generally accepted accounting principles.

WHEREAS, Section 11 of the Joint Powers Agreement establishing the Agency requires the use of an outside, independent certified public accountant to make the annual audit of the accounts and records of the Agency.

WHEREAS, the outside independent certified public accountant selected by the Agency as auditor is required to be formally designated by a resolution adopted by the Board of Directors stating the effective date of the appointment and the term of the appointment.

WHEREAS, the Agency desires to confirm the appointment of Lance, Soll & Lunghard LLP, an outside and independent accounting firm, to conduct the annual audit of the accounts and records of the Agency.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY as follows:

1. The Agency finds and declares the foregoing recitals to be true and correct.
2. Lance, Soll & Lunghard LLP is hereby appointed as the Agency’s auditor subject to the terms outlined in the Services Agreement attached hereto as Exhibit “A” and incorporated herein by reference, which Services Agreement is approved by the Agency Board of Directors.

3. The effective date of appointment began on May 7, 2019 and shall be for a term of three years from 2019-2021.

PASSED, APPROVED, AND ADOPTED on June 16, 2020.

Bob Ludecke, Board Chairman

ATTEST:

Jim Miller, Board Secretary

EXHIBIT A

**SERVICES AGREEMENT BETWEEN THE BEAR VALLEY BASIN GROUNDWATER
SUSTAINABILITY AGENCY AND LANCE, SOLL, & LUNGHARD LLP**

[ATTACHED]



November 12, 2019

To Reginald Lamson
 Bear Valley Basin Groundwater Sustainability Agency
 PO Box 1929
 Big Bear Lake, CA 92315

You have requested that we prepare the Agencies Financial Transaction Report of the Agency of Bear Valley Basin Groundwater Sustainability Agency (the Agency), which comprise the year-end balance sheets and the schedules of revenues, expenditures, and other related information on a regulatory basis in the form prescribed by the California State Controller for the year ended June 30, 2019. We are pleased to confirm our acceptance and our understanding of this engagement to prepare the Agencies Financial Transaction Report of the Agency by means of this letter.

Our Responsibilities

The objective of our engagement is to prepare Agencies Financial Transaction Report in accordance with regulatory basis in the form prescribed by the California State Controller based on information provided by you. We will conduct our engagement in accordance with Statements on Standards for Accounting and Review Services (SSARs) promulgated by the Accounting and Review Services Committee of the AICPA and comply with the AICPA's Code of Professional Conduct, including the ethical principles of integrity, objectivity, professional competence, and due care.

We are not required to, and will not, verify the accuracy or completeness of the information you will provide to us for the engagement or otherwise gather evidence for the purpose of expressing an opinion or a conclusion. Accordingly, we will not express an opinion or a conclusion or provide any assurance on the Agencies Financial Transaction Report.

Our engagement cannot be relied upon to identify or disclose any Agencies Financial Transaction Report misstatements, including those caused by fraud or error, or to identify or disclose any wrongdoing within the entity or noncompliance with laws and regulations.

Management Responsibilities

The engagement to be performed is conducted on the basis that management acknowledges and understands that our role is to prepare the Agencies Financial Transaction Report in accordance with regulatory basis in the form prescribed by the California State Controller. Management has the following overall responsibilities that are fundamental to our undertaking the engagement to prepare your Agencies Financial Transaction Report in accordance with SSARs:

- a. The selection of with regulatory basis in the form prescribed by the California State Controller as the financial reporting framework to be applied in the preparation of the Agencies Financial Transaction Report
- b. The design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the Agencies Financial Transaction Report that are free from material misstatement, whether due to fraud or error
- c. The prevention and detection of fraud
- d. To ensure that the entity complies with the laws and regulations applicable to its activities





Bear Valley Basin Groundwater Sustainability Agency
Page 2

- e. The accuracy and completeness of the records, documents, explanations, and other information, including significant judgments, you provide to us for the engagement to prepare the Agencies Financial Transaction Report
- f. To provide us with:
 - i. Documentation, and other related information that is relevant to the preparation and presentation of the Agencies Financial Transaction Report,
 - ii. Additional information that may be requested for the purpose of the preparation of the Agencies Financial Transaction Report, and
 - iii. Unrestricted access to persons within the Agency of whom we determine necessary to communicate.

The Agencies Financial Transaction Report will not be accompanied by a report. However, you agree that the Agencies Financial Transaction Report will clearly indicate that no assurance is provided on them.

Please sign and return the attached copy of this letter to indicate your acknowledgement of, and agreement with, the arrangements for our engagement to prepare the Agencies Financial Transaction Report described herein, and our respective responsibilities.

Sincerely yours,

Brea, California

Acknowledged and agreed on behalf of the Agency of Bear Valley Basin Groundwater Sustainability Agency by:

Reginald A Lamson

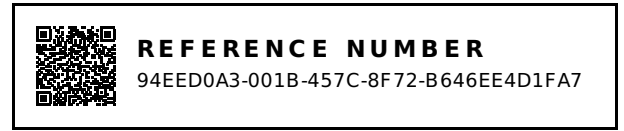
Signature

Reginald A Lamson, GM

Name and Title


12-23-2019

Date



TRANSACTION DETAILS	DOCUMENT DETAILS
Reference Number 94EED0A3-001B-457C-8F72-B646EE4D1FA7 Transaction Type Signature Request Sent At 12/19/2019 11:42 EST Executed At 12/23/2019 19:15 EST Identity Method email Distribution Method email Signed Checksum 01beb7f2b7b7ddad8c251093b0d604f0ed70bd77af4a610d1dbffcf0c060fca Signer Sequencing Disabled Document Passcode Disabled	Document Name Bear Valley Basin Groundwater Sustainability Agency SCR- Engagement Letter Filename bear_valley_basin_groundwater_sustainability_agency_scr_-_engagement_letter.pdf Pages 2 pages Content Type application/pdf File Size 164 KB Original Checksum 57d82640af3b7db19de78fc017579f47ace51637419c3a204ff936e001a25817

SIGNERS

SIGNER	E-SIGNATURE	EVENTS
Name Reginald Lamson Email rlamson@bbldwp.com Components 3	Status signed Multi-factor Digital Fingerprint Checksum a2cae820bd44ec7d9bcf1740d89b657e4d7fc59431db130e5e857141c246c0c3 IP Address 71.9.127.82 Device Chrome via Windows Drawn Signature  Signature Reference ID C9713CAA Signature Biometric Count 751	Viewed At 12/23/2019 19:12 EST Identity Authenticated At 12/23/2019 19:15 EST Signed At 12/23/2019 19:15 EST

AUDITS

TIMESTAMP	AUDIT
12/23/2019 19:15 EST	Reginald Lamson (rlamson@bbldwp.com) signed the document on Chrome via Windows from 71.9.127.82.
12/23/2019 19:15 EST	Reginald Lamson (rlamson@bbldwp.com) signed the document on Chrome via Windows from 71.9.127.82.
12/23/2019 19:15 EST	Reginald Lamson (rlamson@bbldwp.com) authenticated via email on Chrome via Windows from 71.9.127.82.
12/23/2019 19:12 EST	Reginald Lamson (rlamson@bbldwp.com) viewed the document on Chrome via Windows from 71.9.127.82.
12/23/2019 18:01 EST	Reginald Lamson (rlamson@bbldwp.com) was emailed a reminder.
12/19/2019 11:42 EST	Reginald Lamson (rlamson@bbldwp.com) was emailed a link to sign.
12/19/2019 11:42 EST	Marissa Northrop (marissa.northrop@lslcpas.com) created document 'bear_valley_basin_groundwater_sustainability_agency_scr_-_engagement_letter.pdf' on Internet Explorer via Windows from 12.52.78.130.



Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020

TO: Board of Directors

FROM: Reginald A. Lamson, Administrator

RE: **Resolution No. 2020-XX - Amendment No.1 to the Joint Powers Agreement**

Background:

At the May 25, 2017 BVBGSA Board Meeting, the Board collected the Executed Joint Power Agreements (JPA) from the City of Big Bear Lake Department of Water and Power (DWP), Big Bear City Community Services District (BBCCSD), and the Big Bear Municipal Water District (BBMWD) for the formation of a joint powers authority and management of the Bear Valley Groundwater Basin. At the October 18, 2017 BVBGSA Board Meeting, the Board updated the JPA to include the Big Bear Area Regional Wastewater Agency (BBAWRA).

According to the JPA Section 20, “The Agency shall obtain insurance for the Board members and general liability insurance containing liability in such amounts as the Board shall determine will be necessary to adequately insure against the risks of liability . . .” We researched obtaining insurance for the Board members and for the Agency and found the cost to obtain insurance far outweighed the benefit to the Agency. Additionally, each member of the JPA has insurance that protects their Board members and each Board member on the Agency Board is a Board member on a member’s Board.

We worked with Best Best & Kreiger and they suggested modifying the language in JPA Section 20 to replace “shall obtain insurance” with “may obtain insurance” which gives the Board flexibility in making the decision whether or not to obtain insurance for the Agency.

Financial Impact:

There is no financial impact.

Recommendation:

Adopt Resolution No. 2020-XX, approving the Amendment No. 1 to the JPA modifying the language in Section 20.

RESOLUTION NO. 2020-XX

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BEAR VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY,
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA,
AMENDMENT No. 1 TO THE JOINT POWERS AGREEMENT FOR THE
FORMATION OF A JOINT POWERS AUTHORITY AND MANAGEMENT OF THE
BEAR VALLEY GROUNDWATER BASIN**

This FIRST AMENDMENT (“Amendment”) to the JOINT POWERS AGREEMENT BY AND AMONG THE CITY OF BIG BEAR LAKE DEPARTMENT OF WATER AND POWER, BIG BEAR CITY COMMUNITY SERVICES DISTRICT, BIG BEAR MUNICIPAL WATER DISTRICT, AND BI BEAR AREA REGIONAL WASTEWATER AGENCY is entered into as of June 16, 2020 by and between the CITY OF BIG BEAR LAKE, DEPARTMENT OF WATER AND POWER (“DWP”), a department of the City of Big Bear Lake formed pursuant to its Charter, BIG BEAR MUNICIPAL WATER DISTRICT (“BBMWD”), a Municipal Water District organized under Water Code §§ 71000 et seq., the BIG BEAR CITY COMMUNITY SERVICES DISTRICT (“BCCSD”), a Community Services District organized under Government Code §§ 61770 et seq., and BIG BEAR AREA REGIONAL WASTEWATER AGENCY (“BBARWA”), a joint powers authority. The public entities listed above may be referred to in this Agreement collectively as “Member Agencies”.

RECITALS

WHEREAS, on or about October 18, 2017, the Member Agencies entered into a Joint Powers Agreement (“JPA Agreement”) creating the Bear Valley Basin Groundwater Sustainability Agency to manage the Bear Valley Groundwater Basin.

WHEREAS, the Member Agencies desire to enter into this Amendment in order to revise certain insurance provisions of the JPA Agreement.

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions hereinafter stated, the Parties hereto agree as follows:

1. Section 20: Section 20 of the JPA is hereby amended to read as follows (new language is underlined, removed language is struck):

20. INSURANCE. The Agency may obtain insurance for the Board members and general liability insurance containing liability in such amounts as the Board shall determine will be necessary to adequately insure against the risks of liability (including compliance with the indemnification provisions in Section 19 above) that may be incurred by the Agency. The Members, their officers, directors, and employees, shall be named as additional insureds.

2. Counterparts: This Amendment may be executed in counterparts, each of which shall be deemed an original and shall remain in full force and effect.

IN WITNESS WHEREOF, the Member Agencies have caused this Amendment to be executed as of the date first set forth above.

PASSED, APPROVED, AND ADOPTED on June 16, 2020.

Bob Ludecke, Board Chairman

ATTEST:

Jim Miller, Board Secretary

[MEMBER AGENCY SIGNATURES ON FOLLOWING PAGES]

**CITY OF BIG BEAR LAKE, DEPARTMENT OF WATER AND POWER SIGNATURE
PAGE**

EACH OF THE UNDERSIGNED, having read and considered the above provisions indicate their agreement by their authorized signatures.

CITY OF BIG BEAR LAKE, DEPARTMENT
OF WATER AND POWER

By: _____

Attest:

Approved as to Form:

BIG BEAR CITY COMMUNITY SERVICES DISTRICT SIGNATURE PAGE

EACH OF THE UNDERSIGNED, having read and considered the above provisions indicate their agreement by their authorized signatures.

BIG BEAR CITY COMMUNITY SERVICES DISTRICT

By: _____

Attest:

Approved as to Form:

BIG BEAR MUNICIPAL WATER DISTRICT SIGNATURE PAGE

EACH OF THE UNDERSIGNED, having read and considered the above provisions indicate their agreement by their authorized signatures.

BIG BEAR MUNICIPAL WATER DISTRICT

By: _____

Attest:

Approved as to Form:

BIG BEAR AREA REGIONAL WASTEWATER AGENCY SIGNATURE PAGE

EACH OF THE UNDERSIGNED, having read and considered the above provisions indicate their agreement by their authorized signatures.

BIG BEAR AREA REGIONAL
WASTEWATER AGENCY

By: _____

Attest:

Approved as to Form:



June 11, 2020

Mr. Reggie Lamson
Bear Valley Basin Groundwater Sustainability Agency
c/o City of Big Bear Lake Department of Water and Power
PO Box 1929
Big Bear Lake, California 92315

**Re: Progress Update – Groundwater Sustainability Plan for the Bear Valley Basin
Groundwater Sustainability Agency – San Bernardino County, California**

Dear Mr. Lamson,

The purpose of this letter is to summarize the work TH&Co conducted to prepare the Bear Valley Basin Groundwater Sustainability Plan (GSP) for the Bear Valley Basin Groundwater Sustainability Agency (BVBGSA) in San Bernardino County, California. Specifically, below is a summary of the work performed from 2-Mar-20 to 29-May-20:

- 1. Project Management:** The work conducted for this task included coordination of a BVBGSA manager's meeting, updates to the project schedule, preparation of the meeting agenda and participation in the meeting on 12-May-20.
- 2. Data Compilation and Organization:** The work to prepare the Bear Valley Basin Data Management System (DMS) in Microsoft Access has been completed.
- 3. Plan Contents Preparation:** The work conducted for this task included efforts to prepare the administrative draft of the Basin Setting section of the BVBGSA GSP. The Basin Setting includes the hydrogeologic conceptual model, status of groundwater conditions in the basin, a detailed surface water and groundwater budget, and a preliminary delineation of management areas. The administrative draft of the Basin Setting was submitted on 28-May-20.
- 4. Outreach and Stakeholder Plan:** WSC has begun efforts to coordinate the outreach and stakeholder plan, including evaluation of each agencies' public notice websites, coordination with agency staff, and planning for the first stakeholder workshop, which is planned for late July or early August 2020.

Thomas Harder & Co.
1260 N. Hancock St., Suite 109
Anaheim, California 92807
(714) 779-3875

If you have any questions, do not hesitate to contact me at (714) 394-4449.

Sincerely,



Thomas Harder, P.G., C.HG.
Principal Hydrogeologist





Bear Valley Basin Groundwater Sustainability Agency Agenda Report

DATE: June 16, 2020
TO: Board of Directors
RE: **Management and Board Member Discussion**

Board Members:

Bob Ludecke, Chairman
John Green, Vice Chairman
Craig Hjorth, Treasurer
James Miller, Secretary

Management:

David Lawrence, General Manager BBARWA
Mike Stephenson, General Manager MWD
Mary Reeves, General Manager CSD
Reginald Lamson, GSA Administrator/General Manager DWP