

**Borrego Water District Board of Directors**  
**Special Meeting**  
**November 14, 2023 @ 9:00 a.m.**  
**806 Palm Canyon Drive**  
**Borrego Springs, CA 92004**

The Borrego Water District Board of Directors meeting as scheduled will be conducted in person and in an electronic format please note BWD is providing remote attendance options solely as a matter of convenience to the public. BWD will not stop or suspend its in-person public meeting should a technological interruption occur with respect to the GoTo meeting or call-in line listed on the agenda. We encourage members of the public to attend BWD meetings in-person at the address printed on page 1 of this agenda. Anyone who wants to listen to or participate in the meeting remotely is encouraged to observe the GO TO MEETING at:

Please join my meeting from your computer, tablet or smartphone.  
<https://meet.goto.com/762419701>

You can also dial in using your phone.  
United States: +1 (872) 240-3311  
Access Code: 762-419-701

**I. OPENING PROCEDURES -**

- A. Call to Order
- B. Pledge of Allegiance
- C. Directors' Roll Call: President Dice, Vice President Baker, Directors Duncan, Johnson & Moran.
- D. Approval of Agenda
- E. Comments from the Public & Requests for Future Agenda Items (may be limited to 3 min)
  - 1. Mr. John Peterson - update BWD on the status of the groundwater monitoring activities from the Watco (Water and Land Use Subcommittee of the Sponsor Group)
- F. Comments from Directors
- G. Correspondence Received from the Public - None

**II. ITEMS FOR BOARD CONSIDERATION AND POSSIBLE ACTION -**

- A. Air Quality Monitoring Program – G Poole/K Dice
- B. BWD Board Meeting Schedule – G Poole
- C. Carry Over Transfer to Borrego School District – S Anderson
- D. VERBAL Borrego Springs Subbasin Watermaster Board – D Duncan/K Dice/T Driscoll
  - 1. Update on Board Activities
  - 2. Update on Technical Advisory Committee Activities
  - 3. Farmland Following Study Update- G Poole

**III. BOARD COMMITTEE REPORTS, IF NEEDED**

**STANDING:**

- A. Operations and Infrastructure: Duncan/Baker
- B. Budget and Audit: Dice/Moran
- C. ACWA/JPIA Insurance: Dice/Johnson

AGENDA: November 14, 2023: The Borrego Springs Water District complies with the Americans with Disabilities Act. Persons with special needs should call Geoff Poole, General Manager – at (760) 767 – 5806 at least 48 hours in advance of the start of this meeting, in order to enable the District to make reasonable arrangements to ensure accessibility. If you challenge any action of the Board of Directors in court, you may be limited to raising only those issues you or someone else raised at the public hearing, or in written correspondence delivered to the Board of Directors (c/o the Board Secretary) at, or prior to, the public hearing.

All Documents for public review on file with the District's secretary located at 806 Palm Canyon Drive, Borrego Springs CA 92004. Any public record provided to a majority of the Board of Directors less than 72 hours prior to the meeting, regarding any item on the open session portion of this agenda, is available for public inspection during normal business hours at the Office of the Board Secretary, located at 806 Palm Canyon Drive, Borrego Springs CA 92004.

**AD HOC:**

- A. Prop 68 Implementation: Baker/Johnson
- B. Public Outreach: Dice/Johnson
- C. Grants: Dice/Johnson
- D. Cyber Security/Risk Management: Baker
- E. Developer's Agreement: Baker/Duncan
- F. Finance: Baker/Moran
- H. Borrego Springs Basin Water Quality: Moran/Johnson
- I. Automated Metering Infrastructure Selection: Baker/Moran

**IV. STAFF REPORTS – VERBAL**

- A. General Manager

**V. CLOSED SESSION:**

- A. Conference with Legal Counsel - Potential Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (Two (2) potential cases)
- B. Conference with Legal Counsel – Existing Litigation (Borrego Water District v. All Persons (Groundwater), Orange County Superior Court Case No. 37-2020-00005776)

**VI. CLOSING PROCEDURE:**

The next Board Meeting is scheduled for 9:00 AM November 28, 2023 (subject to change), to be available online and in person at 806 Palm Canyon Drive. See Board Agenda at [BorregoWD.org](http://BorregoWD.org) for details, Agenda information available at least 72 hours before the meeting.

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**Borrego Water District Board of Directors**  
**Special Meeting**  
**November 9, 2023**  
**Agenda Item II.A**

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Air Quality Monitoring Program Extension – G Poole/K Dice

**RECOMMENDED ACTION:**

For over a decade (approaching two) BWD and others have sponsored air quality monitoring by UC Irvine. The purpose is to provide a benchmark or “before” picture of air quality before large scale fallowing takes place to reach Sustainability.

Dr Charles Zender manages this program for UCI and has recently reminded me that that funds will soon run out and asked if we will be interested in continuing for 2024, see below:

Hi Geoff,

>

> In the last 12 months we have spent ~\$4k.

> That is all for equipment, Sicco Rood, UCI

> webserver and storage support.

> I would expect those numbers to hold steady

> for the next 12 months. In addition, I need to

> keep about \$7k available to pay myself some

> summer salary for managing this grant.

> I have not done so since 2021, and don't expect

> to next year, though it's too soon to tell.

> So we can add another year for ~\$4k (minimum)

> or ~\$12k (maximum). UCI has ~\$15k remaining.

>

> Charlie

Staff would like to receive input from the Board on the level of financial participation that feels right for next year.

**FISCAL IMPACT**

Non water rate revenue will need to be used for this purpose. Jessica will provide the Board with an update on the status of that reserve fund and revenue source.

**ATTACHMENTS**

1. None

**Borrego Water District Board of Directors  
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November 9, 2023  
Agenda Item II.B**

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: BWD Board Meeting Schedule – G Poole

**RECOMMENDED ACTION:**

Discuss and approve Board Meeting schedule for 2023 and possibly further.

**ITEM EXPLANATION:**

As 2023 comes to and end, holidays, ACWA Conference in late Nov and the WaterMaster meeting schedule all need to be taken into consideration as we set the dates for this year and discuss next.

Holidays: Cancel the December 26<sup>th</sup> Meeting for Christmas

ACWA: Cancel November 28<sup>th</sup> Meeting, if possible. Tammy and Kathy are attending ACWA and if possible Tammy would like to be able to focus on ACWA and not miss the BWD Board meeting. Therefore, as long as there are no emergency or close issues pop up, we will not meet in late November.

WaterMaster: In December, the Watermaster and BWD dates are already two days apart, so we cant get much closer than that, plus Dave only has back up at school on Tuesdays. Therefore, I propose: we still meet on December 12 and officially request WM staff to enforce the 72 hour rule. With the new procedures for placing items on the Agenda, there cant be any surprises, and the list is placed on the prior agenda, so staff knows 2 months in advance what is coming. On the months where the 2<sup>nd</sup> Tue and Thu do not align, we can consider changing BWD dates to match. We can consider that when we set up the 2024 schedule at the December, 12th meeting.

**Proposed Dates:**

November 14, Special November Board Meeting  
November 28, HOLD the meeting if Critical Issues arise  
December 12, Special December Board Meeting  
December 26, CANCEL for Holiday

**FISCAL IMPACT**

1. Minimal, less meeting expense

**ATTACHMENTS**

1. None

**Borrego Water District Board of Directors  
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November 9, 2023  
Agenda Item II.C**

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Transfer of Carry Over to Borrego Springs School District

**RECOMMENDED ACTION:**

Authorize Staff to file paperwork for Transfer 22 af of Carry Over

**ITEM EXPLANATION:**

The School District has over pumped and is in need of Carry Over to prevent penalties. Staff is requesting authorization to sell some of BWDs Carry Over at \$65 acre foot and file the appropriate paperwork with the Watermaster.

**FISCAL IMPACT**

1. \$1,430

**ATTACHMENTS**

1. None

