

**Borrego Water District Board of Directors  
Special Meeting  
December 14, 2021 @ 9:00 a.m.  
806 Palm Canyon Drive  
Borrego Springs, CA 92004**

**COVID-19 UPDATE: The Borrego Water District Public Facilities Corporation Board of Directors meeting as scheduled in an electronic format: BWD will be providing public access to the Meeting thru electronic means only to minimize the spread of the COVID-19 virus, based upon direction from the California Department of Public Health, the California Governor's Office and the County Public Health Office. Anyone who wants to listen to or participate in the meeting is encouraged to observe the GO TO MEETING at:**

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**I. OPENING PROCEDURES**

- A. Call to Order:
- B. Pledge of Allegiance
- C. Roll Call: Directors Duncan, Johnson, Vice President Baker and President Dice
- D. Approval of Agenda
- E. Approval of Minutes - None
- F. Comments from the Public & Requests for Future Agenda Items (may be limited to 3 min)
- G. Comments from Directors
- H. Correspondence Received from the Public

**II. LEGISLATIVE ADVOCATE UPDATE:**

- A. Overview of Federal and State Grant Opportunities – Best/Best & Krieger

**III. ITEMS FOR BOARD CONSIDERATION AND POSSIBLE ACTION**

- A. CONSENT CALENDAR: Resolution No.2021-12-01 Regarding Virtual Board Meetings
- B. Receive Applications and Determine Selection Schedule and Process for Selecting New BWD Board Member – G Poole
- C. Board of Directors Committee Structure – K Dice
- D. Proposition 68 Grant Opportunity – G Poole
- E. Borrego Spring Basin Watermaster – Duncan/Dice, VERBAL

AGENDA: December 14, 2021

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.

The Borrego Springs Water District complies with the Americans with Disabilities Act. Persons with special needs should call Geoff Poole 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.

**IV. BOARD COMMITTEE REPORTS: VERBAL, IF NEEDED**

- A. Stipulated Judgment Implementation – Duncan
- B. Risk Management/Pandemic – Brecht/Dice
- C. Grant Funding – Dice/Johnson
- D. Association of California Water Agencies/Joint Powers Authority – Dice/Johnson
- E. Organizational Staffing - Dice/Duncan
- F. BWD Developers' Policy – Brecht
- G. Public Outreach – Dice/Baker
- H. Operations and Infrastructure – Baker/Duncan
- I. Budget/Finance/COS – Brecht

**V. STAFF REPORTS - VERBAL**

- A. Water Sales and Revenues Update - J. Clabaugh
- B. Pilot Program for Water Supply Update – D Del Bono
- C. Property Disposal Process Update – G Poole

**VI. CLOSED SESSION:**

- A. Conference with Legal Counsel - Significant exposure to litigation pursuant to paragraph (3) of subdivision (d) of Section 54956.9: (Two (2) potential cases)
- B. Conference with Legal Counsel – Existing Litigation (BWD v. All Persons Who Claim a Right to Extract Groundwater, et al. (San Diego Superior Court case no. 37-2020-00005776))

**VII. CLOSING PROCEDURE:** The next Board Meeting is scheduled for January 11, 2022 at 9 AM @ Borrego Water District, 806 Palm Canyon Drive, Borrego Springs, CA 92004 – **ELECTONICALLY**

AGENDA: December 14, 2021

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BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM II.A

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Overview of Federal and State Grant Opportunities – Best/Best & Krieger

**RECOMMENDED ACTION:**

Receive Update from Washington DC and Sacramento Legislative Advocates

**ITEM EXPLANATION:**

Representatives from BBK will be present to update the Board on current and upcoming Grant opportunities

**NEXT STEPS:**

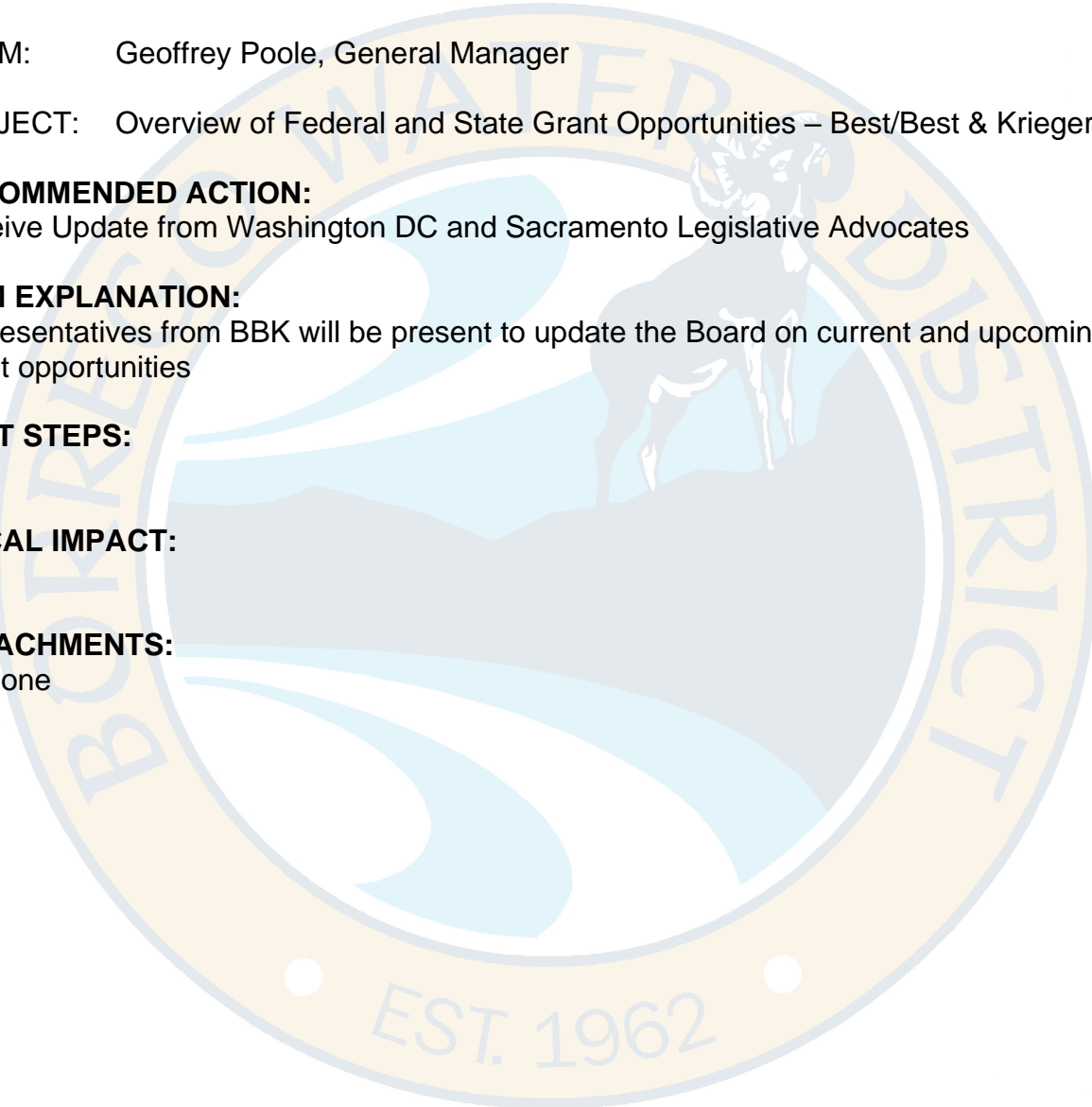
TBD

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

1. None



BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM III.A

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Receive Applications and Determine Selection Schedule and Process for Selecting New BWD Board Member

**RECOMMENDED ACTION:**

Receive Applications and direct staff as deemed appropriate

**ITEM EXPLANATION:**

Director Brecht resigned effective November 1<sup>st</sup>, so BWD has until January 1<sup>st</sup> to make the appointment. On November 10<sup>th</sup> 2021, the Notice of Vacancy was posted as required. After 30 days of posting, Letters of Interest were received from Mike Sadler and Paul Rosenbloom.

Staff is requesting a discussion with the Board regarding its preferences for the selection process and schedule. Staff will also check the availability of Mr Sadler and Mr Rosenbloom for the remainder of the month and have those dates available to help the Board set a schedule.

**NEXT STEPS:**

Set Process and Schedule

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

1. Letters from Board Candidates

November 23, 2021

To: BWD Board of Directors

From: Michael Sadler

Subj: Summary of Interest, Qualifications, and Background to Fill Vacant BWD Board of Directors Position

My name is Michael Sadler, and I have been a resident of Borrego Springs for over 10 years. I am interested in filling the vacancy of the Borrego Water District Director position because, like outgoing Director Lyle Brecht, I care very much about this unique community and its people.

I've come to know the Borrego Springs community pretty well. For six years between 2013 – 2019, I was the Staff Writer for the Borrego Sun, writing articles on every topic of local interest imaginable, and I became involved early in researching and writing articles related to our groundwater overdraft, starting with the first U.S. Geological Survey report and up to the recent formation of our Watermaster.

My educational background includes a Bachelor of Arts Degree in Environmental Studies from U.C. Santa Barbara. Also, I have an Associate Degree in Biological Science – Math through calculus, Inorganic and Organic Chemistry, Molecular Cell Biology, and Physics – what I refer to as a “non-basket weaving” curriculum. As a Junior at UCSB, and after being denied a job at the local horse show due to my lack of “direct experience shoveling horse manure,” I had a life-changing epiphany and started the first Environmental Journalism Internship at the Santa Barbara News Press; the focus was on the environmental impacts of proposed oil and gas development in the Santa Barbara Channel. That helped to my being hired before graduation by SRI International, an affiliate of Stanford University, for a research position in their satellite Washington, D.C. office where I developed research concepts and budgets and led research studies for the Commerce Department and the Division of Solar Technology within the Department of Energy.

The issues taken on by the BWD are often complex, but I see my strength for this position in having a good general knowledge on a wide range of subjects, but specifically with regard to an understanding of the history of our water issues. By focusing on scientific and statistical facts, and the ability to express myself both in writing and in personal communications, I feel I am well-suited for this undertaking.

Michael Sadler

*Paul Rosenboom*  
*paul.rosenboom@gmail.com*  
*+1(562) 310-4901*

*December 10, 2021*

To the Hiring Director,

I am submitting this application in response to your board member posting for the Borrego Water District. This board position would grant me an opportunity to serve my community and help guide policy for this critical resource. I am a registered voter living in Borrego Springs.

I am currently a management consultant for NGOs and manufacturing facilities in Ghana and Rwanda. Previously I have served as a Peace Corps Madagascar Volunteer, worked as an aerospace engineer and I am a recent graduate from the Harvard Kennedy School of Government, where I received a Mid-Career Master of Public Administration. Much of my coursework at HKS revolved around topics that pertain to the issues facing the Borrego Water District such as multiparty negotiation and analytic models for policymakers.

I have a strong desire to serve my community and ensure that all stakeholders in Borrego Springs receive equitable, sustainable, and appropriate access to water.

Sincerely,

*Paul Rosenboom*

# Paul Rosenboom

<https://www.linkedin.com/in/paul-rosenboom/>

paul.rosenboom@gmail.com | (562) 310-4901

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## PROFESSIONAL SUMMARY

- Recent Public Administration graduate focusing on international development and management consulting.
  - Strong analytical background with skills in: negotiation, supply chain and user-centered design for service delivery.
- 

## EDUCATION

**Harvard University, John F. Kennedy School of Government** Cambridge, MA  
*Master of Public Administration* May 2020

Coursework: Analytic Methods for Policy Makers, Economic Development, Tech and Innovation in Government, Supply Chain Management, Multi-party Negotiation and African Politics

**University of Maine** Orono, ME  
*Master of Science*, Spatial Information Science and Engineering, *magna cum laude* May 1997

Coursework: High Precision GPS, Geographic Information Systems, GPS/GLONASS interoperability

**Western Michigan University** Kalamazoo, MI  
*Bachelor of Arts*, Geography, Mathematics and Anthropology May 1995

Coursework: Remote Sensing, Geographic Information Systems, Cartography, Mathematics and Anthropology

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## VOLUNTEERING

Red Cross Headquarters, Disaster Finance Manager, Caldor Fire, Sacramento, CA August 2021

Red Cross Disaster Cycle Services, Recovery Regional Event Administrator, Massachusetts January 2021-Current

Red Cross Volunteer Caseworker, Hurricane Irma, Big Pine Key, Florida September 2017

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## EXPERIENCE

**TIP Global Health** Ruli, Rwanda  
*Management Consultant* 2021-Current

- Worked with management team to create a sustainable plan for food processing facility in Ruli, Rwanda.
- Defined new annual budget, organizational structure, job descriptions, team goals for production facility.
- Coordinated with board members to approve a turnaround plan.
- Regularly met with team members to monitor progress and provide coaching.

**Loo Works** Accra, Ghana  
*Technical Director* 2020-Current

- Created specifications for a wood plastics composite extrusion factory sited in Tema, Ghana.
- Defined organizational structure, work instructions and staffing profiles for production facility.
- Acted as a liaison between technical experts and executives.

**United States Peace Corps** Alaotra-Mangoro, Madagascar  
*Agriculture and Food Security Specialist* 2017-2019

- Collaborated with village leaders to create a children's nutrition program at the local primary school during a seasonal famine. This program fed 120 children daily and continues as an ongoing community effort.
- Taught nutrition and gardening techniques in a Malagasy host village.
- Worked with local entrepreneurs to develop business plans for a food processing plant.

**Brandywine Communications** Tustin, CA  
*Senior Software Engineer* 2014-2017

- Led small team to design, implement and test a networked precise timing device used for telecommunications and other applications.

**Virgin Galactic** Long Beach, CA  
*Senior Software Engineer* 2015-2016

- Designed, implemented and tested flight software for the LauncherOne vehicle.

**Raytheon Company**

El Segundo, CA

**Principal Software Engineer**

2003–2013

- Worked with team of analysts to design, implement and test GPS navigation software for a high-performance avionics platform.
- Successfully integrated the GPS receiver with other systems at the customer facility. This included a series of test flights on experimental aircraft and working with multiple vendor teams in a challenging environment.
- Managed an independent validation and verification team at Draper Laboratory for a high-profile test event.

**Pacific Crest (Trimble Navigation)**

Carlsbad, CA

**Senior Software Engineer**

2001–2002

- Part of a research team that created a position aware spread spectrum radio.
- Worked with users to design specifications and design to meet customer needs.

**NavCom Technology (John Deere)**

Redondo Beach, CA

**GPS Software Engineer**

1998–2001

- Developed numerous GPS-base embedded designs for use in precision agriculture, land survey and scientific monitoring.
- Created a prototype system for managing and monitoring farm operations remotely.

**3S Navigation**

Irvine, CA

**Geodetic Engineer**

1997–1998

- Created a PC-based GPS/GLONASS post-processing program to support scientific research into signal characteristics using Masters thesis as a foundation.

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**TEACHING**

<i>Ecole Primaire Publique</i> , Amborompotsy, Madagascar – English for young adults	2018-2019
<i>Active English</i> , Ho Chi Minh City, Vietnam – Ranging from beginner children to college level	2013
<i>Talk Talk English</i> , Ulan Bator, Mongolia – Adult learners at top school in Mongolia	2013

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<b>Languages</b>	Intermediate-high speaker of Malagasy, Native English Speaker
<b>Skills</b>	Adult development, user centered design, agile development and I can fix just about anything mechanical
<b>Publications</b>	“Assessing GLONASS Observations.” <i>Proceedings of ION-GPS-98</i> , Nashville, 1998 “Education in French: A Colonial Relic or Endowment?”, <i>Kennedy School Review</i> , April 2020
<b>Honors</b>	Western Michigan University, Presidential Scholar in Geography, 1995 Management, Leadership and Decision Sciences Certificate, Harvard Kennedy School, 2020
<b>Activities</b>	Hiking, reading, travel



BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM III.B

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Board of Directors Committee Structure – K Dice/G Poole

**RECOMMENDED ACTION:**

Discuss Proposed Committee Structure

**ITEM EXPLANATION:**

BWD manages a wide array of issues and there are times when additional involvement by a Board Committee help with the technical or financial analysis and/or process issues. Based on past Committee lists and current needs, the following Committees are shown below.

Staff is requesting a Board discussion on the pros and cons of Ad Hoc Committees and to hear the Boards' preferences on this topic. Staff will work with President Dice and return in January with a new list of Committees and members. The list of possible Committees with examples of current topics follow:

**Finance Committee:** 2021 Audit, 2022 Budget

Proposed Members: Baker/New Member? Staff: Poole/Clabaugh

**Operations and Infrastructure:** Operational, Capital and Risk Management Related Issues,

**Association of California Water Agencies/Joint Powers Insurance Authority:** TBD

Proposed Members: Dice/Johnson Staff: Poole/Clabaugh

**Grant Funding Opportunities:** Proposition 68, Others

Proposed Members: Dice/Johnson Staff: Poole/BBK

**Public Outreach:** Sun Articles, Website Enhancements

Proposed Members: Dice/Baker Staff: Poole/Garcia

**Stipulated Judgment Implementation:** TBD

Proposed Members – Duncan/XXXXX Staff: Poole/Anderson

**Possible AD HOC: Cyber Security, Emergency Plan,. Well Field Solar, WWTP Capacity/Expansion Analysis, Developers' Policy : TBD**

**NEXT STEPS:**

Discuss preferences and return next meeting with specific Committee Structure

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

1. None

BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM III.C

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Proposition 68 Grant Opportunity – G Poole

**RECOMMENDED ACTION:**

Discuss Options and Direct Staff Accordingly

**ITEM EXPLANATION:**

BWD submitted the attached Comment Letter in a joint email with the WM to DWR before the deadline. Although nothing has been formally confirmed, the latest email reports from DWR staff indicates an extension of the Grant timeline is likely not changing and the Final Grant Guidelines will be available around December 17<sup>th</sup>. To provide assistance for completion of the Prop 68 Grant process, assistance from Dudek is requested by Staff as follows.

Task 1 – Develop Materials Needed for “Call for Grant-Eligible Projects” Notification for distribution by BWD throughout Borrego Springs. SCHEDULE - Distribution expected on or around December 17, 2021.

Task 2 - Support BWD with Creation of Project Review Committee & Provide Assistance to Interested Parties in submitting Project ideas and required materials. SCHEDULE - Process underway to identify and assist potential IPs. Project Due dates January 3, 2022.

Task 3 – Create Descriptions/Cost Estimates/Etc.... for Projects to be submitted for consideration by BWD. SCHEDULE: Process underway

Task 4 – Coordinate PRC meetings and related activities to create Final Spending Plan. SCHEDULE: On or about January 7, 2022.

Task 5 – Assist BWD in Completing Grant Application/Spending Plan and submit to DWR on or before January 31, 2022

The cost for these services is anticipated not to exceed \$45,000. The actual amount expended is dependent upon the contribution of effort by BWD.

**NEXT STEPS:**

TBD

**FISCAL IMPACT:**

TBD

**ATTACHMENTS:**

1. None

BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM III.D

December 6, 2021

TO: Board of Directors  
FROM: Geoffrey Poole, General Manager  
SUBJECT: Resolution No. 2021-12-01 Regarding Virtual Board Meetings

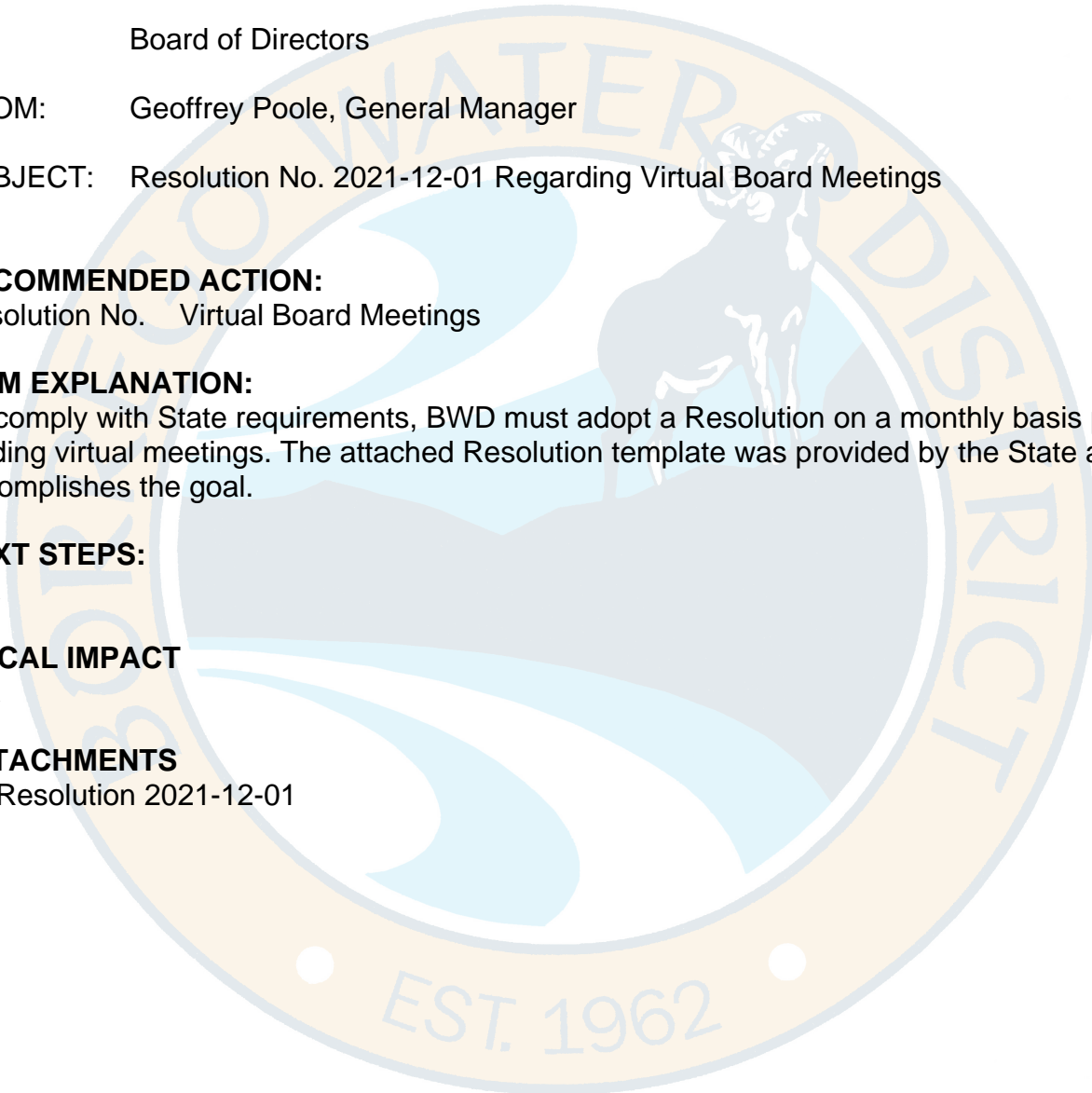
**RECOMMENDED ACTION:**  
Resolution No. Virtual Board Meetings

**ITEM EXPLANATION:**  
To comply with State requirements, BWD must adopt a Resolution on a monthly basis pertaining to holding virtual meetings. The attached Resolution template was provided by the State and accomplishes the goal.

**NEXT STEPS:**  
N/A

**FISCAL IMPACT**  
N/A

**ATTACHMENTS**  
1. Resolution 2021-12-01



**RESOLUTION NO.  
2021-12-01**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BORREGO WATER DISTRICT AUTHORIZING VIRTUAL BOARD AND COMMITTEE MEETINGS PURSUANT TO AB 361**

WHEREAS, the Borrego Water District (“District”) is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of the District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend and participate in the District’s meetings; and

WHEREAS, starting in March 2020, in response to the spread of COVID-19 in the State of California, the Governor issued a number of executive orders aimed at containing the COVID-19 virus; and

WHEREAS, among other things, these orders waived certain requirements of the Brown Act to allow legislative bodies to meet virtually; and

WHEREAS, pursuant to the Governor’s executive orders, the District has been holding virtual meetings during the pandemic in the interest of protecting the health and safety of the public, District staff and Directors; and

WHEREAS, the Governor’s executive order related to the suspension of certain provisions of the Brown Act expires on September 30, 2021; and

WHEREAS, on September 16, 2021 the Governor signed AB 361 (in effect as of October 1, 2021 – Government Code Section 54953(e)), which allows legislative bodies to meet virtually provided there is a state of emergency, and either (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, a state of emergency has been proclaimed related to COVID-19, state or local officials are recommending measures to promote social distancing, and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees;

NOW, THEREFORE, BE IT RESOLVED THE BOARD OF DIRECTORS OF THE BORREGO WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Remote Teleconference Meetings: Consistent with the provisions of Government Code Section 54953(e), the Board of Directors finds and determines that (1) a state of emergency related to COVID-19 is currently in effect; (2) state or local officials have recommended measures to promote social distancing in connection with COVID-19; and (3) due to the COVID-19 emergency, meeting in person would present imminent risks to the health and safety of attendees. Based on such facts, findings and determinations, the Board authorizes staff to conduct remote teleconference meetings of the Board of Directors, including Committee meetings, under the provisions of Government Code Section 54953(e).

Section 3. Effective Date of Resolution. This Resolution shall take effect upon adoption and shall be effective for 30 days unless earlier extended by a majority vote of the Board of Directors in accordance with Section 4 of this Resolution.

Section 4. Extension by Motion. The Board of Directors may extend the application of this Resolution by motion and majority vote by up to 30 days at a time, provided that it makes all necessary findings consistent with and pursuant to the requirements of Section 54953(e)(3).

PASSED AND ADOPTED by the Board of Directors of the Borrego Water District this 14th day of December 2021.

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Kathy Dice  
President Of The Board Of Directors Of The Borrego Water District

ATTEST:

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Dave Duncan  
Secretary Of The Board Of Directors Of The Borrego Water District

I, Dave Duncan, Secretary of the Board of Directors of the Borrego Water District, do hereby certify that the foregoing resolution was duly adopted by the Board of Directors of said District at a Special Meeting held on the 14th day of December, 2021 and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA

)

)

ss.

COUNTY OF SAN DIEGO

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Dave Duncan  
Secretary of the Board of Directors  
Of Borrego Water District

BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
NOVEMBER 9, 2021  
AGENDA ITEM III.E

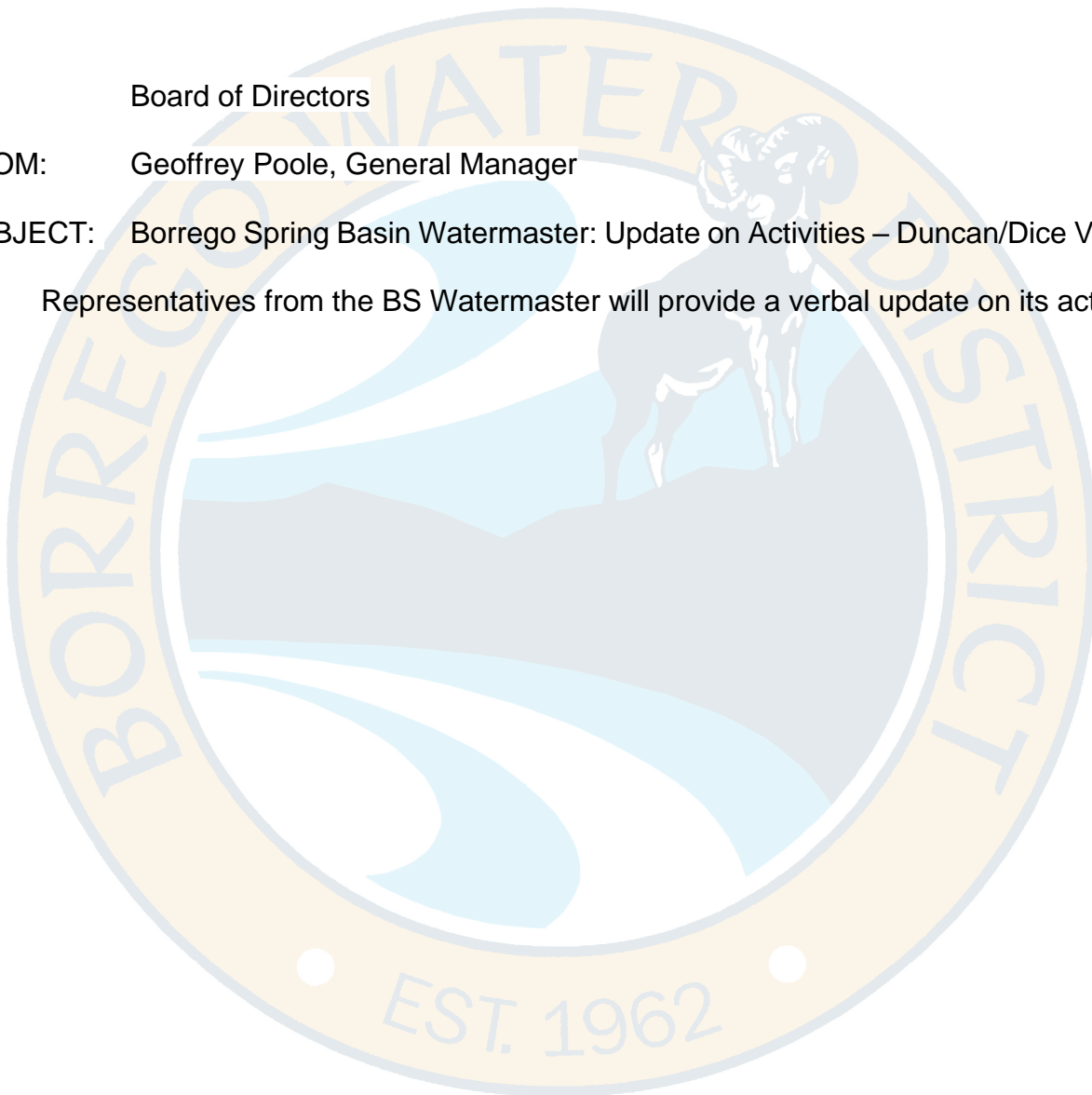
November 3, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Borrego Spring Basin Watermaster: Update on Activities – Duncan/Dice VERBAL

Representatives from the BS Watermaster will provide a verbal update on its activities.



BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM IV.A

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Water Sales and Revenues Update - J. Clabaugh

**RECOMMENDED ACTION:**

Receive Update

**ITEM EXPLANATION:**

Jessica will present revenue and water consumption related information.

**NEXT STEPS:**

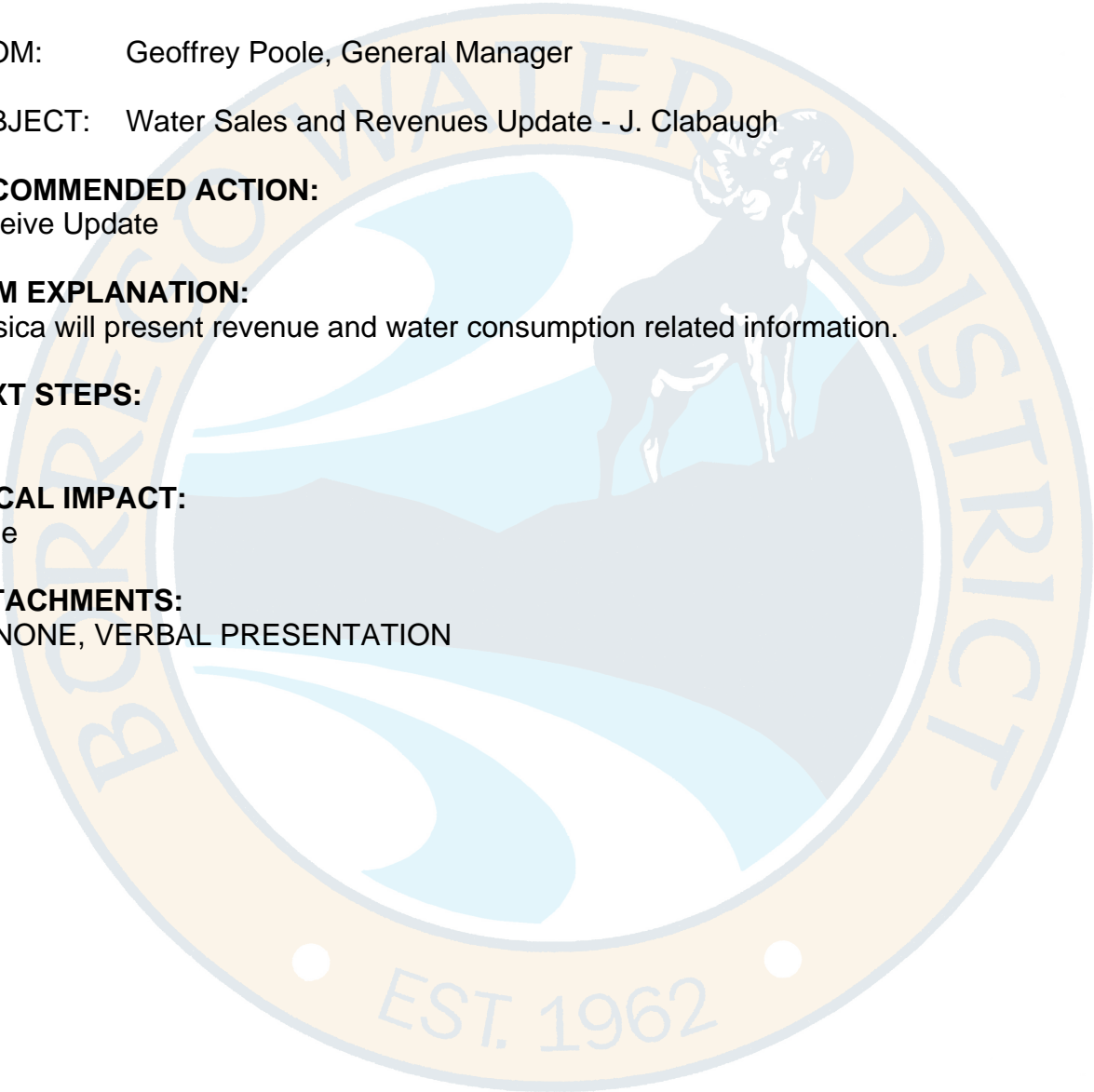
N/A

**FISCAL IMPACT:**

None

**ATTACHMENTS:**

1. NONE, VERBAL PRESENTATION





BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM IV.B

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Pilot Program for Water Supply Status – D Del Bono

**RECOMMENDED ACTION:**

Receive Update on Water Supply Pilot Program

**ITEM EXPLANATION:**

Following adoption of the Program to provide water supply for new development, the status is as follows:

Applications Sent Out: 8

Applications Received To Date: 5

Applications Under Review: 2

Will Serve Letters Issued: 3

Customer Executed Will Serve Letters: 2

Acre Feet of Water Supply Purchased: .8 (.5 af still needs to be paid for)

Remaining Balance in Pilot Program 6 af - .8 af = 5.2 af

Projects Approved and AF of Water Supply sold:

Mercy Air Helipad Modular @ .3 afy

Single Family Residence @ .5 afy

**NEXT STEPS:**

TBD

**FISCAL IMPACT:**

TBD

**ATTACHMENTS:**

1. None

BORREGO WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
DECEMBER 14, 2021  
AGENDA ITEM IV.C

December 6, 2021

TO: Board of Directors

FROM: Geoffrey Poole, General Manager

SUBJECT: Surplus Property Disposal Update – G Poole

**RECOMMENDED ACTION:**

Receive Update

**ITEM EXPLANATION:**

Staff has developed Purchase and Sale Agreements for each of the 13 Parcels declared surplus by the Board months ago. Negotiations with the Property Owners are underway and final Agreements will likely be presented to the Board in January 2022.

**NEXT STEPS:**

N/A

**FISCAL IMPACT:**

None

**ATTACHMENTS:**

1. NONE, VERBAL PRESENTATION

