Regular Board Meeting of January 22, 2020 At 5:00 p.m. 121 Palomino Drive Big Bear City, California Karyn Oxandaboure Via Teleconference 45981 State Highway 74 Palm Desert, Ca. 92260

1. CALL TO ORDER

2. <u>PLEDGE OF ALLEGIANCE</u>

3. PRESENTATION AND INTRODUCTION

3.A. Bridgette Burton – 1-year recognition

3.B. Agency Awards

4. <u>APPROVAL OF AGENDA</u>

5. <u>CONSENT CALENDAR</u> – All matters listed on the Consent Calendar will be enacted by one motion at the appropriate time. There will be no separate discussion of these items. If a detailed discussion is necessary, any Board Member may request that an item be removed from the Consent Calendar and considered separately.

5.A. Minutes of Special Meeting on December 4, 2019 – Approve

5.B. Monthly Expenses – Informational

5.C. Governing Board Member Reimbursement – Approve

5.D. Investment Report – Informational

5.E. Operations and Connections Report – Informational

5.F. 125 N. Eagle Dr. Connection Fee Refund Request – Approve

6. ITEMS REMOVED FROM CONSENT CALENDAR

7. <u>PUBLIC FORUM RESPONSE</u> – None

8. <u>PUBLIC FORUM</u> – The Public Forum portion of the meeting is an opportunity for members of the public to directly address the Governing Board on matters within the jurisdiction of this Agency. Ordinance No. 57 limits individual public testimony to three minutes or less. The cumulative time that an individual may provide public testimony during a meeting is fifteen minutes, and the public testimony shall be limited to thirty minutes for all speakers. Whenever a group of persons wishes to address the Governing Board on the same item, the Chair or the Governing Board by majority vote may request a spokesperson be chosen for the group or limit the number of such persons addressing the Governing Board. Since the discussion of an item not on the posted agenda is not allowed, these concerns may be addressed in a future meeting under "Public Forum Response."

9. OLD BUSINESS

10. <u>NEW BUSINESS</u>

- **10.A.** Board Policy Adoption: Use of Private Electronic Systems and Devices to Conduct Agency Related Business Discussion and Possible Action
- **10.B.** Resolution No. R. 01-2020, A Resolution of the Governing Board of the Big Bear Area Regional Wastewater Agency Making Emergency Findings and Authorizing and Ratifying the Emergency Contract for the Bar Screen Replacement Project; Reallocate \$53,444 in the Capital Budget– Discussion and Approval
- 10.C. Reallocate \$65,075 in the Capital Budget Discussion and Possible Action

11. INFORMATION/COMMITTEE REPORTS

12. ADJOURNMENT

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if you need special assistance to participate in an Agency meeting or other services offered by the Agency, please contact Kimberly Booth, Administrative Assistant at (909) 584-4018. Notification at least 48 hours prior to the meeting or time when services are needed will assist the Agency staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are on file in the office of the Big Bear Area Regional Wastewater Agency and are available for public inspection during normal business hours.

Visit www.bbarwa.org to view and/or print the Agenda Package

SPECIAL BOARD MEETING MINUTES December 4, 2019

1. CALL TO ORDER

A Special Meeting of the Governing Board of the Big Bear Area Regional Wastewater Agency was called to order by Chair Caretto at 5:00 p.m. on December 4, 2019, at 121 Palomino Drive, Big Bear City, California 92314.

BOARD MEMBERS PRESENT

David Caretto, Chair John Green, Vice Chair Karyn Oxandaboure, Secretary Jim Miller, Director

BOARD MEMBERS ABSENT

Rick Herrick, Director

STAFF MEMBERS PRESENT

David Lawrence, General Manager Jennifer McCullar, Finance Manager John Shimmin, Plant Manager Kim Booth, Administrative Assistant Ryan Connelly, Plant Operator

OTHERS

Sean Matlock, Energy Resources Manager, Bear Valley Electric Service Paul Marconi, Director, Bear Valley Electric Service

2. <u>PLEDGE OF ALLEGIANCE</u> Director Miller

3. PRESENTATIONS AND INTRODUCTIONS

- **3.A.** Bridgette Burton 1-year pin Ms. Burton was unable to attend; this item was tabled.
- **3.B.** Bear Valley Electric Mr. Marconi presented the Bear Valley Solar Energy Project and discussed the benefits the project brings to the Big Bear Valley.

4. <u>APPROVAL OF THE AGENDA</u>

Upon motion made by Vice Chair Green, seconded by Director Miller and carried, the Governing Board approved the agenda as presented.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

5. CONSENT CALENDAR

5.A. Minutes of Regular Meeting on October 23, 2019

- **5.B.** Monthly Expenses
- 5.C. Governing Board Member Reimbursement
- 5.D. Investment Report
- 5.E. Operations and Connections Report
- 5.F. First Quarter Report, Three Months Ended September 30, 2019

5.G. Accept as Complete – Oxidation Ditch Splitter Box Gates and Splitter Box Repair Project

Upon motion by Director Miller, seconded by Vice Chair Green and carried, the Governing Board approved the Consent Calendar as presented.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

6. <u>ITEMS REMOVED FROM THE CONSENT CALENDAR</u> None

- 7. <u>PUBLIC FORUM RESPONSE</u> None
- 8. <u>PUBLIC FORUM</u> No comments

9. CLOSED SESSION

Entered closed session at 5:46 p.m. with one closed session item to be reviewed.

9.A. Conference with Real Property Negotiation (Pursuant to Government Code Section 54956.8) Property: 122 Palomino Dr., Big Bear City, CA 92314 Agency Negotiator: David Lawrence Negotiating Parties: Bear Valley Electric Under Negotiation: Price

Chair Caretto reconvened open session at 6:37 p.m. with no reportable action.

10. OLD BUSINESS

10.A. Solar Project and Ground Lease

Mr. Lawrence presented the staff recommendation for the solar project. Discussion ensued between the Governing Board and staff.

Upon motion by Director Miller, seconded by Vice Chair Green and carried, the Governing Board authorized the General Manager to execute the Ground Lease Agreement, negotiate and execute the New MOU with BVES, and negotiate and execute a purchase power and lease agreement with Distributed Solar Development, LLC.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

11. <u>NEW BUSINESS</u>

11.A. Resolution No. R. 12-2019, A Resolution of the Governing Board of the Big Bear Area Regional Wastewater Agency Approving the 2016 Proposition 1 Integrated Regional Water Management Disadvantaged Community Involvement Program Technical Assistance Sub-Grant Agreement, and Finding Approval of the Sub-Grant Agreement Exempt from the California Environmental Quality Act

Mr. Lawrence explained that the Resolution is needed to move forward with grant funding for the Replenish Big Bear Project. The Sub-Grant Agreement was approved by the Santa Ana Watershed Project Authority.

Upon motion by Secretary Oxandaboure, seconded by Vice Chair Green and carried, the Governing Board adopted Resolution No. R. 12-2019, directed staff to file a CEQA Notice of Exemption, and authorized the General Manager to execute the Sub-Grant Agreement with the Santa Ana Watershed Project Authority.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

11.B. Authorization to Award Contract and Appropriate \$30,000 for the SCADA Project

Mr. Lawrence detailed the three bids received for the SCADA Project. Discussion ensued between the Governing Board and staff.

Upon motion by Director Miller, seconded by Vice Chair Green and carried, the Governing Board approved the appropriation of \$30,000 from the Capital and Replacement Fund and authorized the General Manager to negotiate and execute the contract with ROI Engineering, LLC for \$436,955.76.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

11.C. Schedule Budget Workshop – Discussion and Possible Action

Mr. Lawrence recommended the Budget Workshop be scheduled on the same day as the Regular Board Meeting. Discussion ensued between the Governing Board and staff.

Upon motion by Vice Chair Green, seconded by Secretary Oxandaboure and carried, the Governing Board approved the Budget Workshop to be held on February 26, 2020 from 1:00 p.m. -5:00 p.m.

Ayes:Caretto, Green, Oxandaboure, MillerNoes:NoneAbsent:HerrickAbstain:None

12. INFORMATION/COMMITTEE REPORTS

13. ADJOURNMENT

With no further business to come before the Governing Board, Chair Caretto adjourned the meeting at 6:49 p.m.

ATTEST:

John Green, Vice Chair of the Governing Board of the Big Bear Area Regional Wastewater Agency

Kim Booth, Administrative Assistant Big Bear Area Regional Wastewater Agency



Big Bear Area Regional Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 5.B.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager

PREPARED BY: Jennifer McCullar, Finance Manager

SUBJECT: Monthly Expenses

BACKGROUND:

Attached are the Agency's November and December check registers which reflect accounts paid during the period.

FINANCIAL IMPACT:

There is no financial impact. The funds have previously been appropriated.

RECOMMENDATION:

Informational

Page 1 of 9		Agenda Item 5	.В.	Monthly Expenses
Moved: S	econd:	Ayes:	Noes:	Abstain/Absent:
Approved Date:		Witne		Chair of the Governing Board

Big Bear Area Regional Wastewater Agncy Check Register For the Period From Nov 1, 2019 to Dec 31, 2019

Filter Criteria includes: 1) Accounts Payable only. Report order is by Date.

	Date	Payoo	Cash Assourt	Amount
Check #		Payee	Cash Account	Amount
CASH 22124	11/4/19		1000-20	19.99
CASH 22125	11/4/19		1000-20	126.00
CASH 22126	11/4/19		1000-20	323.40
CASH 22127	11/4/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	634.98
CASH 22132	11/4/19	CALPERS RETIREMENT	1000-20	7,113.20
CASH 22129	11/4/19	CALPERS RETIREMENT	1000-20	2,578.93
CASH 22130	11/4/19	CA PERS 457 PROGRAM	1000-20	2,600.70
CASH 22131	11/4/19	THE LINCOLN NAT'L LIFE INS CO	1000-20	3,714.86
CASH 22133	11/4/19	CALPERS HEALTH	1000-20	25,947.42
CASH 22128	11/4/19	PRINCIPAL FINANCIAL GROUP	1000-20	2,507.23
ASH 22134	11/5/19	LINCOLN NATIONAL LIFE INSURANCE CO.	1000-20	1,233.98
ASH 22135	11/5/19	EMPLOYMENT DEVELOPMENT DEPARTMENT	1000-20	1,983.30
ASH 22136	11/5/19	INTERNAL REVENUE SERVICE	1000-20	6,415.09
9907	11/7/19	ACCENT COMPUTER SOLUTIONS, INC.	1000-20	21,593.45
9908	11/7/19	AG TECH LLC	1000-20	21,935.43
909	11/7/19	AMAZON CAPITAL SERVICES	1000-20	219.34
910	11/7/19	ARAMARK UNIFORM SERVICES	1000-20	1,664.06
911	11/7/19	BIG BEAR CITY COMMUNITY SERVICES DIST.	1000-20	730.33
912	11/7/19	BIG BEAR CHAMBER OF COMMERCE	1000-20	855.00
913	11/7/19	BEARCOM	1000-20	16,541.67
914	11/7/19	BUTCHER'S BLOCK & BUILDING	1000-20	349.47
915	11/7/19	BEAR VALLEY ELECTRIC	1000-20	6,145.95
916	11/7/19	CALOLYMPIC SAFETY	1000-20	62.59
917	11/7/19	CAR QUEST OF BIG BEAR	1000-20	102.92
918	11/7/19	UNDERGROUND SERVICE ALERT	1000-20	220.15
919	11/7/19	DIRECT TV	1000-20	31.99
920	11/7/19	DEPARTMENT OF WATER & POWER	1000-20	55.10
921	11/7/19	ENVIRONMENTAL OUTSOURCE, INC.	1000-20	950.00
922	11/7/19	FLYERS ENERGY	1000-20	1,279.65
923	11/7/19	FRONTIER COMMUNICATIONS	1000-20	621.83
924	11/7/19	NAVY MEN, LLC	1000-20	912.72
9925	11/7/19	GRAINGER	1000-20	9.81
9926	11/7/19	THE GRIZZLY	1000-20	659.75

Check #	Date	Payee	Cash Account	Amount
927	11/7/19	HIGHLAND CABINETS & DOOR, INC.	1000-20	6,744.53
928	11/7/19	HUGHESNET	1000-20	102.33
9929	11/7/19	JOHN LISEE PUMPS INC	1000-20	7,181.35
930	11/7/19	NICHOLAS R. MARTIN	1000-20	615.00
931	11/7/19	CONSTANCE M. ALVARADO	1000-20	55.00
932	11/7/19	SBC TAX COLLECTOR	1000-20	3,887.45
33	11/7/19	SAN BERNARDINO COUNTY FIRE PROTECTION D	1000-20	1,431.00
934	11/7/19	SCHRODER & SON, INC.	1000-20	500.00
935	11/7/19	SPECTRUM BUSINESS	1000-20	1,353.04
936	11/7/19	SWRCB - DWOCP	1000-20	55.00
937	11/7/19	SWRCB - DRINKING WATER PROGRAM FEES	1000-20	3,330.00
938	11/7/19	SWRCB - ELAP FEES	1000-20	3,289.00
939	11/7/19	SWRCB - ANNUAL FEES	1000-20	1,400.00
940	11/7/19	SWRCB-WWOC	1000-20	150.00
941	11/7/19	VALERO MARKETING & SUPPLY CO	1000-20	261.58
942	11/7/19	VALLEY POWER SYSTEMS, INC	1000-20	1,915.00
43	11/7/19	REGINA A. WEISS	1000-20	270.00
44	11/7/19	WATER SYSTEMS CONSULTING, INC.	1000-20	5,555.00
45	11/7/19	WALL STREET JOURNAL	1000-20	233.94
46	11/7/19	XYLEM DEWATERING SOLUTIONS, INC.	1000-20	4,987.51
947	11/7/19	KIMBERLY BOOTH	1000-20	711.54
48	11/7/19	BRIDGETTE BURTON	1000-20	50.00
49	11/7/19	DAVID LAWRENCE	1000-20	50.00
50	11/7/19	JENNIFER MCCULLAR	1000-20	50.00
51	11/7/19	JOHN SHIMMIN	1000-20	50.00
52	11/7/19	DAVID A. CARETTO	1000-20	150.00
53	11/7/19	JOHN GREEN	1000-20	150.00
54	11/7/19	RICHARD T. HERRICK	1000-20	150.00
55	11/7/19	JAMES J. MILLER	1000-20	150.00
56	11/7/19	KARYN K. OXANDABOURE	1000-20	150.00
957	11/7/19	HARDY STEEL BUILDINGS, LLC	1000-20	6,903.03
SH 22137	11/15/19	COMPASS BANK	1000-20	75,003.88
SH 22138	11/15/19	COMPASS BANK	1000-20	179,553.7

Big Bear Area Regional Wastewater Agncy Check Register For the Period From Nov 1, 2019 to Dec 31, 2019

Filter Criteria includes: 1) Accounts Payable only. Report order is by Date.

Check #	Date	Payee	Cash Account	Amount
CASH 22146	11/15/19	INTERNAL REVENUE SERVICE	1000-20	6,712.00
CASH 22139	11/18/19	CALIFORNIA STATE DISBURSEMENT UNIT	1000-20	126.00
CASH 22140	11/18/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	634.98
CASH 22142	11/18/19	CA PERS 457 PROGRAM	1000-20	2,771.67
CASH 22143	11/18/19	THE LINCOLN NAT'L LIFE INS CO	1000-20	3,887.62
CASH 22141	11/18/19	CALPERS RETIREMENT	1000-20	2,578.93
CASH 22144	11/19/19	CALPERS RETIREMENT	1000-20	7,531.74
CASH 22145	11/19/19	EMPLOYMENT DEVELOPMENT DEPARTMENT	1000-20	2,055.73
19958	11/21/19	ACCENT COMPUTER SOLUTIONS, INC.	1000-20	2,500.58
19959	11/21/19	AMAZON CAPITAL SERVICES	1000-20	142.16
19960	11/21/19	ARROWHEAD	1000-20	175.66
19961	11/21/19	BEST BEST & KRIEGER	1000-20	11,993.40
19962	11/21/19	BEAR CITY GLASS	1000-20	3,904.35
19963	11/21/19	BUSINESS CARD	1000-20	1,610.98
19964	11/21/19	CLINICAL LAB OF SAN BERNARDINO	1000-20	3,510.00
19965	11/21/19	COLLICUTT ENERGY	1000-20	14,386.78
19966	11/21/19	COUNTY OF SAN BERNARDINO SOLID WASTE M	1000-20	140.26
19967	11/21/19	CWEA TCP/MEMBERSHIP	1000-20	190.00
19968	11/21/19	DUN & BRADSTREET CREDIBILITY CORP	1000-20	1,099.00
19969	11/21/19	DIY HOME CENTER-BIG BEAR	1000-20	426.92
19970	11/21/19	ENERGY LINK INDUSTRIAL SERVICES, INC.	1000-20	170,316.8
19971	11/21/19	EVANTEC CORPORATION	1000-20	15,315.51
19972	11/21/19	FERGUSON ENTERPRISES, INC.	1000-20	73.26
19973	11/21/19	GRAINGER	1000-20	52.96
19974	11/21/19	INTEGRATED TECHNOLOGY	1000-20	125.00
19975	11/21/19	JUST ENERGY SOLUTIONS INC.	1000-20	14,252.69
19976	11/21/19	CASH LEVY	1000-20	800.00
19977	11/21/19	MCR TECHNOLOGIES, INC.	1000-20	2,346.88
19978	11/21/19	RANDY J. SPITZ	1000-20	151.78
19979	11/21/19	NATIVESCAPES INC	1000-20	263.00
19980	11/21/19	PETTY CASH	1000-20	388.69
19981	11/21/19	POLYDYNE INC	1000-20	6,874.17
19982	11/21/19	ROGERS, ANDERSON, MALODY & SCOTT, LLP	1000-20	3,620.00

Big Bear Area Regional Wastewater Agncy Check Register For the Period From Nov 1, 2019 to Dec 31, 2019

Filter Criteria includes: 1) Accounts Payable only. Report order is by Date.

Check #	Date	Payee	Cash Account	Amount
19983	11/21/19	REBEL OIL CO., INC.	1000-20	1,723.30
9984	11/21/19	SOUTHERN CALIFORNIA EDISON	1000-20	31.53
19985	11/21/19	SCHRODER & SON, INC.	1000-20	500.00
9986	11/21/19	SERVICEMASTER 360 PREMIER CLEANING	1000-20	649.53
9987	11/21/19	SOUTHWEST GAS CORP	1000-20	12,382.53
9988	11/21/19	SOUTHWEST GAS	1000-20	828.52
989	11/21/19	SWRCB - ANNUAL FEES	1000-20	158,531.0
9990	11/21/19	USA BLUEBOOK	1000-20	816.28
9991	11/21/19	VERIZON WIRELESS	1000-20	291.09
9992	11/21/19	WATER SYSTEMS CONSULTING, INC.	1000-20	65,213.61
ASH 22147	11/22/19	ΡΑΥΑ	1000-20	10,254.59
ASH 22148	11/25/19	PAYA	1000-20	1.50
SH 22149	11/27/19	LEGALSHIELD	1000-20	93.70
ASH 22150	11/27/19	TEXAS LIFE INSURANCE COMPANY	1000-20	232.75
ASH 22151	11/27/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	591.14
SH 22152	11/29/19	THE LINCOLN NAT'L LIFE INS CO	1000-20	3,887.62
SH 22153	12/3/19	PAYA	1000-20	19.99
SH 22154	12/3/19	CALIFORNIA STATE DISBURSEMENT UNIT	1000-20	126.00
SH 22155	12/3/19	EMPLOYMENT DEVELOPMENT DEPARTMENT	1000-20	2,216.49
SH 22156	12/3/19	CA PERS 457 PROGRAM	1000-20	2,462.79
SH 22157	12/3/19	PRINCIPAL FINANCIAL GROUP	1000-20	2,507.23
SH 22158	12/3/19	CALPERS RETIREMENT	1000-20	2,578.93
SH 22159	12/3/19	INTERNAL REVENUE SERVICE	1000-20	7,140.80
SH 22160	12/3/19	CALPERS RETIREMENT	1000-20	7,889.69
SH 22161	12/3/19	CALPERS HEALTH	1000-20	25,947.42
SH 22162	12/4/19	INTERNAL REVENUE SERVICE	1000-20	76.70
SH 22163	12/4/19	VISION SERVICE PLAN	1000-20	323.40
SH 22164	12/4/19	LINCOLN NATIONAL LIFE INSURANCE CO.	1000-20	1,233.98
99V	12/9/19	FEDEX	1000-20	-8.38
93	12/9/19	AG TECH LLC	1000-20	15,696.95
994	12/9/19	ALL PROTECTION ALARM	1000-20	920.73
995	12/9/19	AMAZON CAPITAL SERVICES	1000-20	101.12
996	12/9/19	ARAMARK UNIFORM SERVICES	1000-20	1,040.44

Check #	Date	Payee	Cash Account	Amount
19997	12/9/19	ASBURY ENVIRONMENTAL SERVICE	1000-20	150.00
19998	12/9/19	BIG BEAR CITY COMMUNITY SERVICES DIST.	1000-20	567.25
19999	12/9/19	BIG BEAR PAINT CENTER	1000-20	56.05
20000	12/9/19	ROBIN A. BRADLEY	1000-20	600.00
20001	12/9/19	BUTCHER'S BLOCK & BUILDING	1000-20	289.78
0002	12/9/19	BEAR VALLEY ELECTRIC	1000-20	7,228.98
0003	12/9/19	BEAR VALLEY PAVING, INC.	1000-20	9,430.00
0004	12/9/19	CAR QUEST OF BIG BEAR	1000-20	1,280.20
0005	12/9/19	SAN BERNARDINO COUNTY	1000-20	50.00
0006	12/9/19	COLLICUTT ENERGY	1000-20	20,350.75
0007	12/9/19	CALIFORNIA SPECIAL DISTRICTS ASSOC	1000-20	7,615.00
8000	12/9/19	DADDY'S PEST CONTROL	1000-20	150.00
0009	12/9/19	CWEA-DAMS	1000-20	100.00
0010	12/9/19	UNDERGROUND SERVICE ALERT	1000-20	122.80
0011	12/9/19	DIY HOME CENTER-BIG BEAR	1000-20	178.41
0012	12/9/19	TOM DODSON & ASSOCIATES	1000-20	2,827.50
013	12/9/19	DIRECT TV	1000-20	31.99
014	12/9/19	DEPARTMENT OF WATER & POWER	1000-20	55.10
015	12/9/19	EVANTEC CORPORATION	1000-20	422.35
016	12/9/19	FEDEX	1000-20	8.38
017	12/9/19	FLYERS ENERGY	1000-20	1,095.66
018	12/9/19	FRONTIER COMMUNICATIONS	1000-20	621.83
0019	12/9/19	NAVY MEN, LLC	1000-20	729.66
020	12/9/19	GRAINGER	1000-20	116.27
0021	12/9/19	BEAR VALLEY BASIN GSA	1000-20	330.29
0022	12/9/19	HUGHESNET	1000-20	102.33
0023	12/9/19	IEPMA-HR	1000-20	25.00
024	12/9/19	INTERNATIONAL INSTITUTE OF MUNICIPAL	1000-20	210.00
025	12/9/19	INTEGRATED TECHNOLOGY	1000-20	1,125.00
026	12/9/19	IPMA-HR	1000-20	149.00
0027	12/9/19	JAMES MILLER	1000-20	30.00
0028	12/9/19	NAPA AUTO PARTS	1000-20	120.39
029	12/9/19	NEW PIG CORPORATION	1000-20	1,458.16

Check #	Date	Payee	Cash Account	Amount
20030	12/9/19	NORTHERN TOOL & EQUIPMENT	1000-20	96.96
20031	12/9/19	CONSTANCE M. ALVARADO	1000-20	55.00
0032	12/9/19	PITNEY BOWES GLOBAL FINANCIAL SERVICES	1000-20	128.22
0033	12/9/19	QUILL	1000-20	349.89
034	12/9/19	REBEL OIL CO., INC.	1000-20	455.92
0035	12/9/19	SAFETY-KLEEN	1000-20	299.83
0036	12/9/19	SAM'S ENTERPRISES	1000-20	102.87
037	12/9/19	SCHRODER & SON, INC.	1000-20	1,000.00
038	12/9/19	SPECTRUM BUSINESS	1000-20	1,353.04
0039	12/9/19	USA BLUEBOOK	1000-20	147.45
040	12/9/19	USDA, FOREST SERVICE	1000-20	2,207.74
0041	12/9/19	REGINA A. WEISS	1000-20	270.00
042	12/9/19	WATER SYSTEMS CONSULTING, INC.	1000-20	58,358.54
0043	12/9/19	WALL STREET JOURNAL	1000-20	18.13
044	12/9/19	BRIDGETTE BURTON	1000-20	50.00
045	12/9/19	DAVID LAWRENCE	1000-20	50.00
46	12/9/19	JENNIFER MCCULLAR	1000-20	50.00
)47	12/9/19	JOHN SHIMMIN	1000-20	50.00
)48	12/9/19	DAVID A. CARETTO	1000-20	150.00
049	12/9/19	JOHN GREEN	1000-20	150.00
)50	12/9/19	JAMES J. MILLER	1000-20	150.00
51	12/9/19	KARYN K. OXANDABOURE	1000-20	150.00
SH 22165	12/16/19	CALIFORNIA STATE DISBURSEMENT UNIT	1000-20	126.00
SH 22166	12/16/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	634.98
SH 22167	12/16/19	CA PERS 457 PROGRAM	1000-20	2,462.79
SH 22168	12/16/19	CALPERS RETIREMENT	1000-20	2,578.93
SH 22169	12/16/19	THE LINCOLN NAT'L LIFE INS CO	1000-20	3,887.62
SH 22170	12/16/19	CALPERS RETIREMENT	1000-20	7,830.96
SH 22171	12/17/19	EMPLOYMENT DEVELOPMENT DEPARTMENT	1000-20	2,184.46
SH 22172	12/17/19	INTERNAL REVENUE SERVICE	1000-20	6,840.03
52	12/23/19	ACCENT COMPUTER SOLUTIONS, INC.	1000-20	5,007.76
053	12/23/19	AMAZON CAPITAL SERVICES	1000-20	462.33
54	12/23/19	ARROWHEAD	1000-20	396.24

Check #	Date	Payee	Cash Account	Amount
055	12/23/19	BEST BEST & KRIEGER	1000-20	5,346.00
0056	12/23/19	BUSINESS CARD	1000-20	10,217.31
0057	12/23/19	CANON SOLUTIONS AMERICA, INC.	1000-20	1,018.10
058	12/23/19	CLINICAL LAB OF SAN BERNARDINO	1000-20	5,320.00
059	12/23/19	COUNTY OF SAN BERNARDINO SOLID WASTE M	1000-20	123.48
060	12/23/19	EVANTEC CORPORATION	1000-20	355.08
061	12/23/19	BEAR VALLEY BASIN GSA	1000-20	1,134.99
062	12/23/19	HAZ MAT TRANS, INC.	1000-20	915.33
063	12/23/19	JUST ENERGY SOLUTIONS INC.	1000-20	15,929.58
064	12/23/19	KENNY H. WASHABAUGH	1000-20	2,400.00
)65	12/23/19	LAKESIDE EQUIPMENT CORP	1000-20	396.52
066	12/23/19	RANDY J. SPITZ	1000-20	135.88
067	12/23/19	SOUTHERN CALIFORNIA EDISON	1000-20	33.60
068	12/23/19	SCHRODER & SON, INC.	1000-20	265.00
69	12/23/19	SERVICEMASTER 360 PREMIER CLEANING	1000-20	649.53
70	12/23/19	SOUTHWEST GAS CORP	1000-20	13,967.70
71	12/23/19	SOUTHWEST GAS	1000-20	1,390.14
2	12/23/19	SWRCB-WWOC	1000-20	225.00
73	12/23/19	TOTAL AIR ANALYSIS, INC	1000-20	3,650.00
74	12/23/19	NANCY R. BOHL, INC.	1000-20	225.00
)75	12/23/19	USA BLUEBOOK	1000-20	598.02
76	12/23/19	VERIZON WIRELESS	1000-20	1,089.46
77	12/23/19	VOLVO CONSTRUCTION EQUIP & SERVICES	1000-20	117.61
78	12/23/19	WINZER CORP	1000-20	202.65
79	12/23/19	WATER SYSTEMS CONSULTING, INC.	1000-20	280.00
GH 22173	12/30/19	CALIFORNIA STATE DISBURSEMENT UNIT	1000-20	126.00
SH 22174	12/30/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	634.98
SH 22175	12/30/19	CA PERS 457 PROGRAM	1000-20	2,483.31
H 22176	12/30/19	CALPERS RETIREMENT	1000-20	2,611.58
SH 22177	12/30/19	THE LINCOLN NAT'L LIFE INS CO	1000-20	3,887.62
H 22178	12/30/19	CALPERS RETIREMENT	1000-20	7,575.80
SH 22179	12/31/19	LEGALSHIELD	1000-20	93.70
H 22180	12/31/19	TEXAS LIFE INSURANCE COMPANY	1000-20	232.75

1/14/20 at 12:31:31.25

Big Bear Area Regional Wastewater Agncy Check Register For the Period From Nov 1, 2019 to Dec 31, 2019 Filter Criteria includes: 1) Accounts Payable only. Report order is by Date.

Check #	Date	Payee	Cash Account	Amount
CASH 22181	12/31/19	AMERICAN FIDELITY ASSURANCE CO	1000-20	591.14
CASH 22182	12/31/19	EMPLOYMENT DEVELOPMENT DEPARTMENT	1000-20	2,145.81
CASH 22183	12/31/19	INTERNAL REVENUE SERVICE	1000-20	6,736.12
CASH 22184	12/31/19	PAYA	1000-20	11,011.32
CASH 22185	12/31/19	PAYA	1000-20	1.50
Total				1,303,643



Big Bear Area Regional Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 5.C.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager

PREPARED BY: Jennifer McCullar, Finance Manager

SUBJECT: Governing Board Member Reimbursement

BACKGROUND:

Attached are the November and December meeting records for each Governing Board Member and represent eligible compensation at a rate of \$150 per regular or special meeting pursuant to the Agency's Administrative and Personnel Policy, Board Member Reimbursement.

FINANCIAL IMPACT:

There is no financial impact. The funds have previously been appropriated.

RECOMMENDATION:

Approve

Page 1 of 5		Agenda Item 5.C.			Governing Board Member Reimburseme	
Moved: Se	econd:	_ Ayes:		Noes:	Abstain/Absent:	
Approved Date:			Witness:	Vi	ce Chair of the Governing Board	

REPORT OF MEETINGS ATTENDED

Governing Board Member: David Caretto			
Date Submitted:	1		
Month Covered: December	November		
BBARWA Regular Meeting Attended:	Date:	12/4/19	Compensation \$50,00
	PURPOSE		
BBARWA Special Meeting Attended:			
BBARWA Special Meeting Attended:			
BBARWA Special Meeting Attended:		Date:	\$
F	URPOSE		
BBARWA Committee Meeting Attended:		Date:	\$
BBARWA Committee Meeting Attended:		Date:	\$
BBARWA Committee Meeting Attended:		Date:	\$
P	URPOSE		
Other Governing Board Approved Meetings:			
	Date		\$
	Date	:	\$
TOTAL ENTITLED MONTHLY ST Other Governing Board Approved Expenses (G Mileage:	overning Board App	roved)	\$
Lodging:			
Registration:			
Tuition:			
	Date:		-
Note: Other Governing Board approved expenses recei			
form "EXHIBIT B" and forwarded to Finance Manager			
<u></u>	AL OTHER EXPENSI	e Reimbursement:	\$
Uncompensated Meetings Attended: P	URPOSE		
		Date:	_
		Date:	-
		Total Amount Paid	\$ 150,00
RATES & CALCS OPER. REVIEW EXPEN. APP FIN. REVIEW	CODING	AMOUNT	-

BIG	BEAR	AREA	REGION	AL W	ASTE	WATER	AGENCY	

	MEETINGS ATT		
Governing Board Member: Karyn Oxandabour	e Karyn	Oxandaba	ME
Date Submitted: 12-4-19	1		
Date Submitted:12-9-19Month Covered:December	1 Novembe	r	
			Compensation
BBARWA Regular Meeting Attended:	Date: _	12-4-19	_ \$_150 ⁰⁰
PU	JRPOSE		
BBARWA Special Meeting Attended:		Date:	\$
BBARWA Special Meeting Attended:		Date:	\$
BBARWA Special Meeting Attended:		Date:	\$
PU	JRPOSE		
BBARWA Committee Meeting Attended:		Date:	\$
BBARWA Committee Meeting Attended:		Date:	\$
BBARWA Committee Meeting Attended:		Date:	\$
PU	JRPOSE		
Other Governing Board Approved Meetings:			
	Date:		\$
			\$
Other Governing Board Approved Expenses (Go Mileage:	-		
Lodging:			
Registration:			
Tuition:			
Meals:			
Note: Other Governing Board approved expenses receipt			-
form "EXHIBIT B" and forwarded to Finance Manager of	•	•	
ΤΟΤΑΙ	OTHER EXPENSE I	Reimbursement:	\$
Uncompensated Meetings Attended:			
	RPOSE		
		Date:	-
		Fotal Amount Paid	s_150°00
RATES & CALCS OPER. REVIEW	CODING	AMOUNT	
EXPEN. APP FIN. REVIEW			-

REPORT OF MEETINGS ATTENDED

Governing Board Member: John Green			
Date Submitted: 12/4/19			
Month Covered: 12 DEC/Y	100 ember		
		11	Compensation
BBARWA Regular Meeting Attended:	Date: _/	12/4/19	\$ <u>150</u>
PU	RPOSE	1	
BBARWA Special Meeting Attended:		Date:	\$
BBARWA Special Meeting Attended:		Date:	\$
BBARWA Special Meeting Attended:		Date:	\$
PU	RPOSE		
BBARWA Committee Meeting Attended:		Date:	\$\$
BBARWA Committee Meeting Attended:	,1	Date:	\$
BBARWA Committee Meeting Attended:			
PU	RPOSE		
Other Governing Board Approved Meetings:			
	Date:		\$
	Date:		\$
Other Governing Board Approved Expenses (Gov Mileage: Lodging:	Date:	\$	
Registration:			
Tuition:			
Meals:			
Note: Other Governing Board approved expenses receipts			
form "EXHIBIT B" and forwarded to Finance Manager or	designee for reimbursen	nent	
TOTAL	OTHER EXPENSE RI	EIMBURSEMENT:	\$
Uncompensated Meetings Attended:	RPOSE		
		Data	
······································			
	I	Jate	
	T	otal Amount Paid 🖇	150
RATES & CALCS OPER, REVIEW EXPEN. APP FIN. REVIEW	CODING	AMOUNT	

REPORT OF MEETINGS ATTENDED

Governing Board Member: Jim Miller		
Date Submitted: 12 - 04 - 19		
Month Covered: December/novend		
		Compensation
BBARWA Regular Meeting Attended:	Date: 12-4	-19 \$ 150-
PURPO	SE	
BBARWA Special Meeting Attended:	Date:	\$
BBARWA Special Meeting Attended:	Date:	\$
BBARWA Special Meeting Attended:	Date:	\$
PURPO		
BBARWA Committee Meeting Attended:	Date:	\$
BBARWA Committee Meeting Attended:	Date:	\$
BBARWA Committee Meeting Attended:		
PURPOS	SE	
Other Governing Board Approved Meetings:		
	Date:	\$
Other Governing Board Approved Expenses (Governin Mileage: Lodging:	Date: \$	
Registration:		
Tuition:		
Meals:		
Note: Other Governing Board approved expenses receipts must form "EXHIBIT B" and forwarded to Finance Manager or desig	be accompanied with the t	ravel expense
Uncompensated Meetings Attended: PURPOS	E	
		nount Paid \$ /50 -
RATES & CALCS OPER. REVIEW EXPEN. APP FIN. REVIEW	CODING	AMOUNT



Big Bear Area Regional Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 5.D.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager

PREPARED BY: Jennifer McCullar, Finance Manager

SUBJECT: Investment Report

BACKGROUND:

Attached is the December Monthly Investment Report pursuant to the Agency's Investment Policy.

FINANCIAL IMPACT:

No financial impact.

RECOMMENDATION:

Approve

Page 1 of 3	Agenda Item 5.D.	Investment Report
Moved:	Second: Ayes: Noes:	Abstain/Absent:
Approved Date:	Witness: Vice C	hair of the Governing Board

BBARWA Monthly Investment Report December 2019

INVESTMENT TYPE	COST	FAIR MARKET VALUE (1)	YEAR TO DATE INTEREST(2)	INTEREST <u>RATE</u>	MATURITY DATE
LOCAL AGENCY INVESTMENT FUND	<u>\$ 4,137,407</u>	<u>4,144,204</u>	82,172	2.043%	DAILY
TOTAL	<u>\$ 4,137,407</u>	4,144,204	82,172		

The Investment Portfolio of the Big Bear Area Regional Wastewater Agency is in compliance with the investment policy approved in August 2019. The Agency will be able to meet its expenditure requirements for the next six months.

(1) LOCAL AGENCY INVESTMENT FUND (LAIF) IS A STATE-RUN INVESTMENT POOL PROVIDED FOR PUBLIC AGENCIES. THE LAIF MARKET VALUE SHOWN ON THIS TREASURER'S REPORT REPRESENTS BBARWA'S SHARE OF THE **LIQUID VALUE** OF LAIF'S PORTFOLIO IF IT WAS LIQUIDATED AS OF THE END OF THE REPORTED MONTH. THIS NUMBER SERVES AS AN INDICATOR OF WHETHER OR NOT THE **MARKET VALUE** OF LAIF'S INVESTMENTS IS ABOVE OR BELOW THE **COST** OF THOSE INVESTMENTS.

(2) Interest paid quarterly on LAIF investment. Amount reflects interest income received at the reporting date during FY 2020 and excludes accrued interest.

Attachment (s): Monthly LAIF Statement

LAIF Regular Monthly Statement

California State Treasurer **Fiona Ma, CPA**



Local Agency Investment Fund P.O. Box 942809 Sacramento, CA 94209-0001 (916) 653-3001 January 14, 2020

LAIF Home PMIA Average Monthly Yields

BIG BEAR AREA REGIONAL WASTEWATER AGENCY

FINANCE MANAGER P.O. BOX 517 BIG BEAR CITY, CA 92314

Tran Type Definitions

Account Number:

December 2019 Statement

Account Summary

Total Deposit:	0.00	Beginning Balance:	4,137,407.46
Total Withdrawal:	0.00	Ending Balance:	4,137,407.46



Big Bear Area Regional Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 5.E.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager (Λ_{i})

PREPARED BY: John Shimmin, Plant Manager; and Jennifer McCullar, Finance Manager

SUBJECT: Operations and Connections Report

OPERATIONS:

	October	November	December
Total Influent Flow (MG)	40.207	42.651	69.610
Average Daily Influent Flow (MGD)	1.34	1.42	2.25
City of Big Bear Lake	49.38%	51.12%	61.15%
Big Bear City	46.11%	44.79%	35.10%
County of San Bernardino	4.51%	4.09%	3.75%
Average Influent BOD (mg/L)	359	342	334
Average Effluent BOD (mg/L)	6		9
BOD Removal Efficiency (%)	98.3%	97.7%	97.3%
Precipitation (inch)	0.00	3.28	3.83

2019 Treatment Plant Data

November and December 2019 - There were no reportable violations during this period.

Page 1 of 2		Agenda Item 5.E.		Operations and Connections Report
Moved:	Second:	Ayes:	_ Noes:	Abstain/Absent:
Approved Date:		Witness:	-	Chair of the Governing Board

CONNECTIONS:

								ł	FYE 6/30/2	020
MONTH	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	CITY-BBL	CSD	CSA-53B
July	4	4	8	3	4	3	7	5	2	0
August	4	6	5	12	6	10	2	1	1	0
September	4	5	6	4	6	3	7	3	4	0
October	6	14	10	9	8	3	5	1	4	0
November	13	8	6	5	11	5	2	1	1	0
December	0	23	8	4	2	3	1	1	0	0
January	2	3	1	0	0	1	0	0	0	0
February	2	1	0	1	0	0	0	0	0	0
March	2	2	3	2	0	3	0	0	0	0
April	5	1	10	3	0	3	0	0	0	0
Мау	2	5	10	4	0	5	0	0	0	0
June	1	12	2	16	0	6	0	0	0	0
TOTAL	45	84	69	63	37	45	24	12	12	0

FINANCIAL IMPACT:

There is no financial impact.

RECOMMENDATION:

Informational



Big Bear Area Regional Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 5.F.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager ()

PREPARED BY: Bridgette Burton, Management Analyst

REVIEWED BY: Jennifer McCullar, Finance Manager

SUBJECT: 125 N. Eagle Dr. Connection Fee Refund Request

BACKGROUND & DISCUSSION:

The City of Big Bear Lake has requested a refund of the connection fee for 125 N. Eagle Drive (see attached request). The connection fee was collected prematurely; the owner is planning to connect to the sewer system at a later date.

Pursuant to Ordinance No. O. 01-2019 Member Agencies must submit a connection fee reduction or refund request in writing to the Governing Board for consideration during a regularly scheduled meeting.

FINANCIAL IMPACT:

Connection fee revenue will be lowered by the connection fee refund of \$4,180.

RECOMMENDATION:

Approve

ATTACHMENT:

• City of Big Bear Lake Request

Page 1 of 1		Agenda Item 5.F.	125 N. Eag	le Dr. Connection Fee Refund Request
Moved:	Second:	Ayes:	Noes:	Abstain/Absent:
Approved Date:		Witness:	Vice Ch	air of the Governing Board

City of Big Bear Lake



November 25, 2019

Attn: Jennifer McCullar Finance Manager Big Bear Area Regional Wastewater Agency P.O. Box 517 Big Bear City, CA 92314

RE: City of Big Bear Lake Request for Refund of BBARWA Connection Fee- 125 N. Eagle Drive

Dear Ms. McCullar,

The City of Big Bear Lake is requesting a refund of the BBARWA connection fee that was charged to a customer on September, 13 2019, and remitted to you on October 10, 2019. The sewer permit was issued prematurely as the owner is planning to connect to the sewer system at a later time. The payment has been refunded to the owner for the full amount of the connection fee, and we are seeking reimbursement since this fee has already been passed through to BBARWA. I have enclosed the voided sewer permit, showing a payment by the owner in the amount of \$4,863.18, and the cleared check from the City issued to the owner as proof of reimbursement. If you have any questions, or need additional clarification please contact me.

Sincerely,

Ketyn Myn

Katya Meyer Administrative Assistant Engineering Division 909-866-5831 ext. 149



Big Bear Area Regional

Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 10.A.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

- **FROM:** David Lawrence, P.E., General Manager ()
- PREPARED BY: Bridgette Burton, Management Analyst

REVIEWED BY: Jennifer McCullar, Finance Manager

SUBJECT: Board Policy Adoption: Use of Private Electronic Systems and Devices to Conduct Agency Related Business

BACKGROUND & DISCUSSION:

The purpose of the new Board Policy, Use of Private Electronic Systems and Devices to Conduct Agency Related Business, is to provide clear and concise direction regarding the conduct of Agency business via electronic communications by the Governing Board and Agency employees. Specifically, we recommend this policy be adopted in light of the City of San Jose v. Superior Court (2017) 1 Cal.5th 608, which held that a city employee's communications related to the conduct of public business do not cease to be public records under the California Public Records Act (PRA) simply because they were sent or received using a personal account or personal device.

Existing or emerging electronic communication technologies have become an integral part of the ability of the Governing Board and Agency staff to efficiently and effectively conduct Agency business. Such technology has the potential to enhance communications with the public and provide a higher level of service to the citizens within the Agency service territory. However, with such technology in the work environment, the Agency must ensure it continues to meet its legal obligations with respect to transparency in the conduct of the people's business, including in the area of public records disclosure and retention requirements.

FINANCIAL IMPACT:

There is no financial impact.

Page 1 of 2		Agenda Item 10.A.		icy Adoption: Use of Private Electronic and Devices to Conduct Agency Related
Moved:	Second:	Ayes:	_ Noes:	Abstain/Absent:
Approved Date:		Witness:	Vice C	hair of the Governing Board

RECOMMENDATION:

Adopt

ATTACHMENT:

• Board Policy: Use of Private Electronic Systems and Devices to Conduct Agency Related Business



BOARD POLICY USE OF PRIVATE ELECTRONIC SYSTEMS AND DEVICES TO CONDUCT AGENCY RELATED BUSINESS

I. PURPOSE

The purpose of this policy is to provide clear and concise direction regarding the conduct of Agency business via electronic communications by the Governing Board and Agency employees. Specifically, this policy is adopted in light of the *City of San Jose v. Superior Court* (2017) 1 Cal.5th 608, which held that a city employee's communications related to the conduct of public business do not cease to be public records under the California Public Records Act (CPRA) simply because they were sent or received using a personal account or personal device.

Existing or emerging electronic communications technologies have become an integral part of the ability of the Governing Board and Agency staff to efficiently and effectively conduct Agency business. Such technology has the potential to enhance communications with the public and provide a higher level of service to the citizens within the Agency service territory. However, with such technology in the work environment, the Agency must ensure it continues to meet its legal obligations with respect to transparency in the conduct of the people's business, including in the area of public records disclosure and retention requirements. To that end, the following policies and protocols will be followed.

II. SCOPE

A. General Scope

This policy applies to all Agency Officials.

III. POLICIES AND PROCEDURES

- A. Governing Board members and Agency Regular Employees (Agency Officials) will be assigned an EMA (electronic messaging account).
- B. Only Agency issued EMAs, Agency-issued electronic devices, and personal electronic devices approved by the General Manager shall be used to conduct Agency business. Agency Officials shall not use personal EMAs for the creation, transmission, or storage of electronic communications regarding Agency business.



- C. The Agency EMA, along with the attendant access to the Agency's electronic messaging server, are solely for the purpose of conducting Agency business and shall not be used for personal business or political activities. Incidental use of Agencyissued EMAs for personal use by Agency Officials or by staff is permissible, pursuant to Government Code section 8314(b)(1) and Penal Code section 424(c), though not encouraged.
- D. Agency provided ethics training, pursuant to AB 1234, should include a discussion of the impacts of the *San Jose* case and this policy. Such training should include information on how to distinguish between public records and personal records. Agency Officials who receive AB 1234 training from other providers should actively solicit training from the alternative provider on the impacts of the *San Jose* case.
- E. Failure of an Agency Official to abide by the Policy, following its adoption, may result in one or more of the following:
 - Disciplinary action, up to and including termination (for Agency Staff);
 - Removal from office (for Governing Board members);
 - Censure (for Governing Board members);
 - Breach of contract (for consultants);
 - Revocation of electronic device privileges (including revocation of stipend or reimbursement); or
 - Judicial enforcement against the Agency Official directly, by the requesting party.
- F. All Agency Officials shall, within 15 days following the adoption of this policy, search all private, non-governmental EMAs and electronic devices to which they have user access and locate any communications that might constitute a public record, as set forth above. All such public records shall be forwarded to the Agency-issued EMA assigned to the Agency Official or to an Agency-controlled system. To the extent the Agency Official believes that any part of such records contains personal matter not related to the conduct of the public's business, the Agency Official shall provide a declaration, as set forth in paragraphs M and O below.
- G. If an Agency Official receives an electronic message regarding Agency business on his/her non-governmental EMA, or circumstances require such a person to conduct



Agency business on a non-governmental account, the Agency Official shall either: (a) copy (cc) any communication from an Agency's Official's personal electronic messaging account to his/her Agency electronic messaging account; or (b) forward the associated electronic communication to his/her Agency account no later than 10 days after the original creation or transmission of the electronic communication.

- H. Agency Officials shall endeavor to ask persons sending electronic communications regarding Agency business to a personal account to instead utilize the Agency Official's account and likewise shall endeavor to ask a person sending electronic communication regarding non-Agency business to use the Agency Officials personal or non-Agency EMA.
- I. Agency Officials understand they have no expectation of privacy in the content of any electronic communication sent or received on an Agency EMA, on communication utilizing Agency servers, or any Agency-issued electronic device. Agency Officials understand that electronic communications regarding Agency business that are created, sent, received or stored on an EMA, may be subject to the Public Records Act, even if created, sent, received, or stored on a personal EMA or personal electronic device.
- J. In the event that the Agency receives a Public Records Act request that is specifically seeking public records prepared, owned, used, or retained by an Agency Official, the Records Coordinator shall promptly transmit the request to the relevant Agency Official who may reasonably be in possession of records responsive to the request. The Records Coordinator shall communicate the scope of the information requested to the applicable Agency Official, and an estimate of the time within which the Records Coordinator intends to provide any responsive electronic communications to the requesting party, according to the Administrative and Personnel Policy: Public Requests.
- K. It shall be the duty of all Agency Officials receiving such a request from the Records Coordinator to promptly conduct a good faith and diligent search of his/her personal EMAs and devices for responsive electronic communications, or be able and willing to declare that such records being sought are not stored or retained on his/her personal EMAs and devices.



- L. If any responsive records are located, the Agency Official shall then promptly transmit any responsive electronic communications to the Records Coordinator. Such transmission shall be provided in sufficient time to enable the Records Coordinator to adequately review and provide the disclosable electronic communications to the requesting party.
- M. In the event that an Agency Official does not possess or cannot with reasonable diligence recover responsive electronic communications from the Agency Official's EMA, the Agency Official shall so notify the Records Coordinator, by way of a written declaration, signed under penalty of perjury. In addition, the Agency Official who makes a decision to withhold any electronic communication identified as potentially responsive must submit a declaration under penalty of perjury with facts sufficient to show the record is not related to Agency business and is, therefore, not governed by the Public Records Act. The form of the declaration is attached hereto as Attachment A.
- N. It shall be the duty of the Records Coordinator, in consultation with the Agency counsel, to determine whether a particular electronic communication or any portion of the electronic communication, is exempt from disclosure. To that end, the responding Agency Official shall provide the Records Coordinator with all responsive public records, and, if in doubt, shall err on the side of caution and produce the record to the Records Coordinator.
- O. If an electronic communication involved both Agency and personal business, the responding Agency Official may redact the personal communication portion of the otherwise public record prior to transmitting the electronic communication to the Records Coordinator. The responding Agency Official shall, within a written declaration, provide facts sufficient to show that the redacted information is of a personal nature and not related to Agency business. In the event a question arises as to whether or not a particular communication, or any portion of it, is a public record or purely personal communication, the Agency Official should consult with the Records Coordinator or the Agency counsel.



- P. After conducting a reasonable search for responsive records, the responding Agency Official shall be required to sign a declaration, in a form acceptable to Agency counsel, attesting under penalty of perjury, that a good faith and diligent search was conducted and that any electronic communication, or portion thereof, not provided in response to the Public Records Act request is not related to Agency business.
- Q. This policy does not waive any exemption to disclosure that may apply under the Public Records Act.
- R. Agency Officials understand that all electronic communications regarding Agency business are subject to the Agency's Record Retention Policy, regardless of how the communication was transmitted or stored. It is a felony offense to destroy, alter, or falsify a public record, as such, Agency Officials must retain all electronic communications regarding Agency business in accordance with the Agency's adopted Records Retention Policy.

ATTACHMENT A: DECLARATION [attached on following page] In the matter of:

California Public Records Act Request Pursuant to Gov. Code § 6250 *et seq.* Re:

Insert shorthand name of record request, including request number, if applicable

Declaration of:

Print or type name of Agency Official

Regarding Search of Personal Electronic Messaging Account

Requester:

Print or type name of requestor

STATE OF CALIFORNIA COUNTY OF SAN BERNARDINO BIG BEAR AREA REGIONAL WASTEWATER AGENCY

I,	declare:
Print name	

- 1. I received notice of a California Public Records Act (CPRA) request regarding a search of my personal electronic messaging account(s).
- 2. I understand that the CPRA request seeks:

Insert text of CPRA request.

3. I am the owner or authorized user of the following personal electronic messaging account and have the authority to certify the records:

Insert description of personal electronic messaging account(s).

- 4. I have made a good faith, diligent, thorough, and complete search of the above mentioned personal electronic messaging account(s) for all electronic communications potentially responsive to the above mentioned CPRA request.
- 5. Any responsive communications discovered and referenced below were prepared or used by me in the ordinary course of business at or near the time of the act, condition, or event.
- 6. Any responsive electronic communications discovered, and referenced below, are true copies of all records described in the above mentioned CPRA request.

Check the applicable box:

I certify that I do not possess responsive electronic communications. I certify that I cannot reasonably recover responsive electronic communications. Explain efforts to retrieve responsive electronic communications and why you were unable to recover responsive electronic communications. I certify that I discovered potentially responsive electronic communications from my personal electronic messaging account, but I am withholding that information because the information is "personal" business. This is for the following reasons: Describe with sufficient facts why the contested information is personal business and not subject to the CPRA. Attach additional pages, if necessary. I certify that I discovered potentially responsive electronic communications from my personal electronic messaging account. I am providing all responsive information. However, some information is non-responsive and I am withholding that information, because the information is personal business. This is for the following reasons: Describe with sufficient facts why the contested information is personal business and not subject to the CPRA. Attach additional pages, if necessary. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that I have personal knowledge of the facts set forth above.

Executed this _____day of ______, California.

By:_____

Print Name:_____



Big Bear Area Regional

Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 10.B.

MEETING DATE: January 22, 2020

TO:	Governing Board of the Big Bear Area Regional Wastewater Agency				
FROM:	David Lawrence, P.E., General Manager				
PREPARED BY:	Bridgette Burton, Management Analyst				
REVIEWED BY:	John Shimmin, Plant Manager; and Jennifer McCullar, Finance Manager				
SUBJECT:	Resolution No. R. 01-2020, A Resolution of the Governing Board of the				
	Big Bear Area Regional Wastewater Agency Making Emergency Findings				
	and Authorizing and Ratifying the Emergency Contract for the Bar Screen				
	Replacement Project; Reallocate \$53,444 in the Capital Budget				

BACKGROUND & DISCUSSION:

On December 10, 2019, a large root ball came through the influent line causing the Agency's mechanical bar screen to fail and leaving the Agency with only a manual bar screen. The bar screen equipment screens the larger debris from the influent flow as it enters the plant and is part of the headworks operation. In order to help prevent a blockage of flow resulting from debris potentially clogging the bar screen, and potentially resulting in a spill, the Agency began 24-hour manual removal of debris from the manual bar screen.

Under Public Contract Code Section 28682.5 (g), the Board can elect to forgo strict competitive bidding (a process that would take approximately four months) in the event of an emergency, but must follow the procedures set forth in Section 22050 of the Public Contract Code. It is generally understood that the definition of an emergency stipulates there is imminent risk to public health, safety, welfare or property. Under this definition, the potential spill into and beyond the plant perimeter as a result of debris clogging the bar screen and thus creating an overflow of influent qualifies as imminent risk and necessitated the need for the emergency repair.

Staff located a new bar screen that fits the existing channel width from Lakeside Equipment ("Lakeside") in the amount of \$124,883. Lakeside delivered the bar screen to the Agency on December 23, 2019.

Page 1 of 2		Agenda Item 10.B.	Resolution No. R. 01-2020	
				Emergency Replacement of the Bar Screen
Moved:	Second:	Ayes:	Noes:	Abstain/Absent:
Approved Date:		Witness:		
			Vice Chair of the Governing Board	

Staff contacted BR Frost Company, Inc. ("BR Frost") to install the new bar screen. BR Frost had the ability to respond quickly, had installed similar equipment at other wastewater facilities, and had past experience with the Agency. The cost for installation is \$57,850. BR Frost completed the installation of the bar screen with a temporary control panel on January 8, 2020 and is expected to complete installation of a final control panel by mid-February.

The emergency repair status will be presented at each Board Meeting allowing the Governing Board to revisit the situation until the emergency condition ends or the project is completed.

FINANCIAL IMPACT:

The Agency budgeted for replacement of headworks equipment and repairs to the headworks structure during the current fiscal year. The capital budget included \$129,289 for the replacement of the mechanical bar screen. The total cost to replace the bar screen is \$182,733, which exceeds the budget for this line item by \$53,444. The Agency has available funds in the Headworks Structure repair line item, currently budgeted at \$404,811.

RECOMMENDATION:

- 1. Approve Resolution No. R. 01-2020; and
- 2. Reallocate \$53,444 from the Headworks Structure project to the Bar Screen Replacement project in the Capital Budget; and
- 3. Authorize the General Manager to take any other actions necessary to remediate the damaged bar screen at the wastewater treatment plant.

ATTACHMENT:

• Resolution No. R. 01-2020

RESOLUTION NO. R. 01-2020

RESOLUTION OF THE GOVERNING BOARD OF THE BIG BEAR AREA REGIONAL WASTEWATER AGENCY MAKING EMERGENCY FINDINGS AND AUTHORIZING AND RATIFYING THE EMERGENCY CONTRACT FOR THE BAR SCREEN REPLACEMENT PROJECT

WHEREAS, on December 10, 2019, Agency staff discovered a large root ball came through the Big Bear Area Regional Wastewater Agency ("BBARWA") wastewater treatment plant influent line causing the Agency's mechanical bar screen to fail and leaving the Agency with only a manual bar screen. ("Facility");

WHEREAS, staff immediately stopped flow of any material through the bar screen upon discovery and in order to help prevent a blockage of flow resulting from debris potentially clogging the bar screen, and potentially resulting in a spill, the Agency began 24-hour manual removal of debris from the manual bar screen;

WHEREAS, repair tasks were required on the bar screen;

WHEREAS, pursuant to Public Contract Code section 22050, the Agency, by four-fifths vote of its governing body, may repair or replace a public facility without engaging in competitive bidding if it finds that an emergency situation exists that poses a threat to public health, safety and welfare or property and that the emergency will not permit a delay resulting from a competitive solicitation for bids;

WHEREAS, several protected water bodies are located near the Facility;

WHEREAS, staff estimated a competitive bidding process would take up to four (4) months to complete;

WHEREAS, BBARWA cannot operate the wastewater treatment plant without the mechanical bar screen for four (4) months;

WHEREAS, based on the emergency conditions that would not allow the delay resulting from a traditional competitive solicitation of bids, the General Manager negotiated and executed contracts with Lakeside Equipment ("Lakeside") and BR Frost Company, Inc. ("BR Frost") for a new bar screen and installation of the same;

WHEREAS, the total cost of the emergency bar screen replacement project ("Project") is \$182,733.00; and

WHEREAS, the Agency's capital budget will provide sufficient funding for the Project.

NOW, THEREFORE BE IT RESOLVED that the Governing Board of the Big Bear Area Regional Wastewater Agency as follows:

1. The foregoing recitals are found to be true and correct and incorporated as if fully set forth herein.

- 2. Pursuant to Public Contract Code section 22050, it is determined that the damaged bar screen at the Facility constitutes an emergency condition that poses a threat to public health, safety and welfare, and property and that such condition did not permit a delay resulting from a competitive solicitation of bids.
- 3. The emergency contract awards to Lakeside and BR Frost for the Project in the total cumulative amount of \$182,733.00 are hereby ratified.
- 4. Agency staff is hereby authorized and directed to take any actions necessary to remediate the damaged bar screen at the Facility.
- 4. Funding for the Project shall be allocated from the fiscal year 2020 capital budget for replacement of the bar screen at the Facility.
- 5. Agency staff is directed to report to the Board at the next regularly scheduled meeting and at every meeting thereafter until the action is terminated to determine if there is a need to continue the action.

ADOPTED, SIGNED AND APPROVED this 22nd day of January, 2020.

David A. Caretto, Chair Big Bear Area Regional Wastewater Agency

ATTEST:

I, John Green, Vice Chair to the Big Bear Area Regional Wastewater Agency, do hereby certify that the foregoing Resolution was duly adopted at a regular meeting of the Governing Board held on the 22nd day of January, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John Green, Vice Chair Big Bear Area Regional Wastewater Agency



Big Bear Area Regional

Wastewater Agency David Caretto – Chair John Green – Vice Chair Karyn Oxandaboure – Secretary Rick Herrick – Director Jim Miller – Director

AGENDA ITEM: 10.C.

MEETING DATE: January 22, 2020

TO: Governing Board of the Big Bear Area Regional Wastewater Agency

FROM: David Lawrence, P.E., General Manager

PREPARED BY: Bridgette Burton, Management Analyst

REVIEWED BY: John Shimmin, Plant Manager; and Jennifer McCullar, Finance Manager

SUBJECT: Reallocate \$65,075 in the Capital Budget

BACKGROUND & DISCUSSION:

The Waukesha generator was scheduled for an overhaul during the current fiscal year. The overhaul work was successfully bid by Energy Link for approximately \$170,317, within the capital budget of \$172,142. During the disassembly process, Energy Link determined additional parts would need replacement resulting in an increase in costs of \$66,900, for a total overhaul cost of \$237,217.

FINANCIAL IMPACT:

The actual costs of the Waukesha overhaul exceeded the capital budget by \$65,075. The Agency has available funds in the Fire Alarm System line item, which is expected to come in under the budget.

RECOMMENDATION:

Reallocate \$65,075 from the Fire Alarm System to the Waukesha Overhaul project in the capital budget.

Page 1 of 1		Agenda Item 10.C.		Reallocate \$65,075 in the Capital Budget
Moved:	Second:	Ayes:	Noes:	Abstain/Absent:
Approved Date:		Witness:	Vic	e Chair of the Governing Board