



BOARD PACKAGE

May 18, 2022

Regular Board Meeting – 6:00 p.m.

REGULAR BOARD MEETING AGENDA

May 18, 2022 – 6:00 P.M.
Phelan Community Center
4128 Warbler Road, Phelan, CA 92371
& Via Conference Call (see below)

THIS MEETING WILL BE CONDUCTED IN ACCORDANCE WITH THE PROVISIONS OF ASSEMBLY BILL 361, WHICH EFFECTIVE OCTOBER 1, 2021, MODIFIED CERTAIN REQUIREMENTS OF THE RALPH M. BROWN ACT WITH RESPECT TO REMOTE TELECONFERENCE BOARD MEETINGS DURING PERIODS OF STATE-DECLARED EMERGENCIES.

Pursuant to AB361, and as a precaution to our Board of Directors, District staff, and general public as a result of the ongoing COVID-19 pandemic, the Phelan Piñon Hills Community Services District will hold this meeting of its Board of Directors both in-person at the above location and via teleconference or video conference. Members of the public may watch and participate in the meeting by physical attendance or by Zoom or telephone conference via the remote instructions below.

REMOTE PARTICIPATION INFORMATION:

Dial-in

1-720-707-2699
Meeting ID: 850 9798 9266
Passcode: 341982

Zoom

<https://us06web.zoom.us/j/85097989266?pwd=VVNPOWtuam5URFF5b0hrWHFkdIRCQT09>
Meeting ID: 850 9798 9266
Passcode: 341982

One-Tap Mobile

+12532158782,,85097989266#

Remote Comment Procedure:

- You will be muted until you are called on during the public comment period.
- You will be recognized by the last 4 digits of your phone number or Zoom ID and asked if you have a comment.
 - If you do not have a comment, state “no comment.”
 - If you do have a comment, please state your name, where you live, and limit your comment to 5 minutes. After 5 minutes you may be muted so that others can comment.
- You may also email your public comment to the Board Secretary at kward@pphcsd.org by 6:00 p.m. on May 18, 2022. Your comment will be added to the record by the Board Secretary.

Please check the District website for updates on this meeting. We encourage you to sign up for our email notifications by emailing kward@pphcsd.org or by visiting our website and completing the signup form at www.pphcsd.org under the “Agendas and Minutes” tab.



Mission Statement:

The Mission of the Phelan Piñon Hills Community Services District is to efficiently provide authorized services and maximize resources for the benefit of the community.

Authorized Services:

- Water
- Parks & Recreation
- Street Lighting
- Solid Waste & Recycling

REGULAR BOARD MEETING – 6:00 P.M.

Call to Order – Pledge of Allegiance

Roll Call1) **Approval of Agenda**

2) **Public Comment** – Under this item, any member of the public wishing to directly address the Board on any item of interest that may or may not be within the subject matter jurisdiction of the Board, but not listed on the agenda, may do so at this time. However, the Board is prohibited by law from taking any action on any item not appearing on the agenda unless the action is otherwise authorized by the Brown Act. Any member of the public wishing to directly address the Board on any item listed on the agenda may do so when the item is being considered by the Board. *If you wish to address the Board, please do so by the method listed on the first page of this agenda.* Speakers are requested to be brief in their remarks. The Chair may limit each speaker to a comment period of five (5) minutes.

a) **General Public**b) **Community Reports**

- C.E.R.T.
- County Supervisor
- Fire
- Mojave Water Agency
- School District
- Sheriff

3) **Consent Items**

- a) Approval of Board Minutes
- b) Approval of Board Stipends/Reimbursements
- c) Adoption of Resolution No. 2022-14; Initiating Standby Procedures to Fix, Adjust, Levy, and Collect Water Standby and Availability Fees for 2022/2023
- d) Approval to Set the Hearing Date for the Delinquent Water User Charges for the Purpose of Collecting Said Charges on the San Bernardino County Tax Roll
- e) Acceptance of April Disbursements

4) **Matters Removed from Consent Items**5) **Presentations/Appointments**6) **Continued/New Agenda Items**

- a) Discussion & Possible Action Regarding Proposed Civic Center & Phelan Park Expansion Projects
- b) Public Hearing on Mitigated Negative Declaration for Wells Nos. 15 & 16 Development Project
 1. Secretary's Report
 2. Attorney's Report on Action Taken Prior to this Hearing
 3. Staff's Report
 4. Public Comment, Protests, and Objections
 - a. Any person may address the Board on the Hearing topic
 - b. Staff responses to comments, protests, and objections
- c) Discussion & Possible Adoption of Resolution No. 2022-15; Adopting the Mitigated Negative Declaration and Approving the District's Wells Nos. 15 & 16 Development Projects

- d) Discussion & Possible Adoption of Resolution No. 2022-16; Approving Award of Agreement for the Construction of Well No. 15 to South West Pump and Drilling, Inc.
 - e) Discussion & Possible Action Regarding Solid Waste Rates
 - f) Discussion & Possible Action Regarding Possible Initiation of Stage II Water Shortage Measures
 - g) Discussion & Possible Action Regarding Resolution No. 2022-17; Authorizing Remote Teleconference Meetings for the Period of May 31, 2022, to June 30, 2022
 - h) Discussion & Possible Adoption of Resolution No. 2022-18; Authorizing the General Manager to Sign and File, for and on Behalf of the District, a Financial Assistance Application for a Financing Agreement from the State Water Resources Control Board for the Consolidation of the Sheep Creek Mutual Water System with the District
 - i) Update on the Wilson Ranch Road Project
- 7) **Committee Reports/Comments**
- a) Antelope Valley Adjudication Committee (Ad Hoc)
 - b) Engineering Committee (Standing)
 - c) Finance Committee (Standing)
 - d) Legislative Committee (Standing)
 - e) Parks, Recreation & Street Lighting Committee (Standing)
 - f) Waste & Recycling Committee (Standing)
- 8) **Staff and General Manager's Report**
- 9) **Reports**
- a) Director's Report
 - b) President's Report
- 10) **Correspondence/Information**
- 11) **Review of Action Items**
- a) Prior Meeting Action Items
 - b) Current Meeting Action Items
- 12) **Set Agenda for Next Meeting**
- Regular Board Meeting – June 1, 2022
- 13) **Adjournment**

Pursuant to Government Code Section 54954.2(a), any request for a disability-related modification or accommodation, including auxiliary aids or services, that is sought in order to participate in the above-agendized public meeting should be directed to the District's General Manager at (760) 868-1212 at least 24 hours prior to said meeting.

Agenda materials can be viewed online at <http://www.pphcsd.org>

Agenda Item 3a

Approval of Board Minutes

REGULAR BOARD MEETING MINUTES

May 4, 2022

Phelan Community Center
4128 Warbler Road, Phelan, CA 92371
& Remotely Via Zoom or Conference Call

Board Members Present: Rebecca Kujawa, President
Deborah Philips, Vice President
Kathy Hoffman, Director
Charlie Johnson, Director
Mark Roberts, Director

Board Members Absent: None

Staff Present: Lori Lowrance, Assistant General Manager/CFO
George Cardenas, Engineering Manager
Kim Ward, HR Manager/Executive Secretary
Sean Wright, Water Operations Manager

District Counsel: Steve Kennedy, General Counsel (Zoom)

Public: None

Call to Order

Director Kujawa called the meeting to order at 6:00 p.m. and the Pledge of Allegiance was conducted.

Roll Call

All Directors were present at roll call.

1) **Approval of Agenda**

Vice President Philips moved to approve the Agenda. Director Hoffman seconded the motion. Motion carried 5-0.

2) **Public Comment**

a) **General Public**

None

b) **Community Reports**

- **County Supervisor** – Sam Shoup, Field Representative for Supervisor Cook, gave an update on Operation Hammerstrike.
- **Sheriff** – Sergeant Paul Solorio gave the call statistics for April. There were four marijuana grows eradicated in the Phelan area and seven search warrants served on illegal marijuana grows in Pinon Hills.

3) Consent Items

Vice President Philips Director Roberts moved to approve the Consent Items. Director Roberts seconded the motion. Motion carried 5-0.

4) Matters Removed from Consent Items

None

5) Presentations/Appointments

None

6) Continued/New Agenda Items**a) Discussion & Possible Acceptance of Strategic Plan Amendments**

Staff Recommendation: For the Board to accept the proposed amendments to the District's Strategic Plan.

Ms. Lowrance introduced this item.

After discussion, Vice President Philips moved to accept the strategic plan with an amendment to Section 3.2. Director Johnson seconded the motion. Motion carried 5-0.

b) Discussion & Possible Action Regarding Resolution No. 2022-13; Establishing Policies for Board Member Compensation, Reimbursement, and Ethics Training

Staff Recommendation: For the Board to review and adopt Resolution No. 2022-13; Establishing Policies for Board Member Compensation, Reimbursement, and Ethics Training.

Ms. Ward introduced this item.

After discussion, Director Johnson moved to approve the staff recommendation. Director Roberts seconded the motion. Motion carried 5-0.

c) Update on the Proposed Civic Center & Phelan Park Expansion Projects

Staff Recommendation: None

Mr. Cardenas reported that not much movement has taken place since the last update, except that the percolation and infiltration report has been completed. The District is waiting for responses on plan checks that have been submitted, and the CEQA process is still ongoing with the county.

No action taken; not an action item.

d) Update on the Status of Negotiations for the Consolidation of Sheep Creek Mutual Water Company into the District

Staff Recommendation: None

Mr. Cardenas reported that a meeting with the state will be taking place tomorrow afternoon.

No action taken; not an action item.

7) **Committee Reports/Comments**

- a) **Antelope Valley Adjudication Committee (Ad Hoc)** – None.
- b) **Engineering Committee (Standing)** – Met last month and received an update that MWA is moving forward with their percolation ponds and monitoring wells. Reviewed the water system, service line replacements, and state regulations. The Chromium-6 MCL is expected to be set at 10 ppb in the future.
- c) **Finance Committee (Standing)** – Met yesterday and went over disbursements and the budget. An update to the solar credits was received.
- d) **Legislative Committee (Standing)** – Meets next week. Legislative Days will be taking place in Sacramento the week after the meeting.
- e) **Parks, Recreation & Street Lighting Committee (Standing)** – Met on April 12th. Reviewed the upcoming events and discussed a parks grant that the District applied for. Rowena McDermott gave an update on the Phelan Farmers Market.
- f) **Waste & Recycling Committee (Standing)** – Meets in June.

8) **Staff and General Manager's Report**

Ms. Ward gave a report on the tire day & community cleanup event that took place in April. There were 72 participants, 432 tires collected, and 3.69 tons of trash collected.

She also gave an update on some grant funds that the District has applied for. The District received a grant for \$75,000 to be used towards the AMI meters. The District applied for a \$2.7 million federal grant, and a representative came out to complete a site visit, review materials, and interview staff. The District also submitted a \$2 million application for community project funding with Congressman Obernolte's office, and the project was selected and forwarded to the Appropriations Committee.

9) **Reports**

a) **Director's Report**

Hoffman – Nothing further to report.

Philips – Attended ASBCSD meeting last month and mentioned the programs that were discussed at the meeting.

Roberts – Nothing further to report.

Johnson – Nothing further to report.

- b) **President's Report** – A report was included in the packet. Nothing further to report.

10) **Correspondence/Information** – The items in the packet were noted.

11) **Review of Action Items**

a) **Prior Meeting Action Items**

- A FAQ section regarding solid waste was developed for the website.

b) **Current Meeting Action Items**

- None

12) **Set Agenda for Next Meeting**

- Regular Board Meeting – May 18, 2022
 - Vice President Philips will be absent.

13) **Recess to Closed Session**

With no further business before the Board, the Board recessed to closed session at 6:31 p.m.

Closed Session: Conference with Legal Counsel
Significant Exposure to Litigation
Pursuant to Government Code Section 54956.9(d)(2)
One Potential Case

14) **Return to Open Session** – Announcement of Reportable Action

The Board returned to open session at 6:51 p.m.

The Board reviewed a claim and instructed legal counsel to return the claim. No other reportable action was taken.

15) **Adjournment**

With no further business before the Board, the meeting was adjourned at 6:51 p.m.

Agenda materials can be viewed online at <https://www.pphcsd.org>

Rebecca Kujawa, President of the Board

Date

Kim Ward, HR Manager/Executive Secretary

Date



Agenda Item 3b

Approval of Board
Stipends/Reimbursements

Phelan Piñon Hills Community Services District

BOARD STIPEND & EXPENSE VOUCHER/REPORT

2022

AB1234 Compliant

***MAXIMUM PAID @ \$120 PER MEETING DAY AND LIMITED TO 10 MEETINGS PER MONTH**

Name: **Charlie Johnson**

Date: **April 30, 2022**

Report of items paid for with District Credit Card***

Reimbursed @ 0.585		REIMBURSEMENT REQUESTED						CREDIT CARD EXPENSES			
Date of mtg. or event	A	Expense Description / Business Purpose	*Meeting (\$120 or N/C)	Miles	Mileage**	Meals	Lodging	Other	Meals	Lodging	Other
04/06/22		Regular Board Meeting	120.00	13.80	8.07						
04/07/22		MWA TAC Meeting	120.00	0.00	-						
04/12/22		Park & Recreation Committee Meeting	120.00	0.00	-						
04/13/22		Engineering Committee Meeting	NC	0.00	-						
04/14/22		MWA Board Meeting	120.00	0.00	-						
04/15/22		Meeting with staff (Brent Speers) re: Solid Waste SB1383	120.00	15.00	8.78						
04/20/22		Regular Board Meeting	120.00	13.80	8.07						
					-						
					-						
					-						
					-						
					-						
					-						
					-						
					-						
					-						
Totals			720.00	42.60	24.92	-	-	-	-	-	-

A: Board Approved? (section 2.4)

I certify the expenses listed above are related to my authorized travel according to the Phelan Piñon Hills Community Services District Policies.

Board member's signature below

Signature

Totals:			Date
Acct #	_____ Meetings	720.00	Payroll
	_____ Mileage	24.92	Board Mtg
	_____ Meals	-	
	_____ Lodging	-	
	_____ Other	-	
	Grand Total	744.92	

Meals	-
Lodging	-
Other	-
	-

**Mileage is automatically calculated based on the number of miles entered.

***Credit card receipts must be turned in to the office within 24 hours of the charge or return to the District.

Phelan Piñon Hills Community Services District BOARD STIPEND & EXPENSE VOUCHER/REPORT

2022		AB1234 Compliant						Report of items paid for with District Credit Card***			
*MAXIMUM PAID @ \$120 PER MEETING DAY AND LIMITED TO 10 MEETINGS PER MONTH		Name: Deborah Philips Date: April 1, 2022									
Reimbursed @ 0.585		REIMBURSEMENT REQUESTED						CREDIT CARD EXPENSES			
Date of mtg. or event	A	Expense Description / Business Purpose	*Meeting (\$120 or N/C)	Miles	Mileage**	Meals	Lodging	Other	Meals	Lodging	Other
04/06/22		Board meeting	120.00	10.00	5.85						
04/07/22		Mojave Water TAC meeting	120.00	58.00	33.93						
04/28/22		ASBCSD	120.00	90.00	52.65						
04/20/22		Board meeting	120.00	10.00	5.85						
					-						
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					-						
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					-						
					-						
					-						
					-						
					-						
					-						
					-						
					-						
					-						
Totals			480.00	168.00	98.28	-	-	-	-	-	-

<p style="color: red;">A: Board Approved? (section 2.4)</p> <div style="border: 1px solid black; padding: 5px; margin: 10px 0;"> <p style="font-size: small;">I certify the expenses listed above are related to my authorized travel according to the Phelan Piñon Hills Community Services District Policies.</p> </div> <p style="text-align: center;"><i>Board member's signature below</i></p> <p style="text-align: center; margin-top: 20px;"><u>Deborah Philips</u></p> <p style="text-align: center; font-size: x-small;">Signature</p>	<p style="text-align: center;">Totals:</p> <p>Acct # _____</p>	<table style="width: 100%; border-collapse: collapse;"> <tr><td style="border-bottom: 1px solid black;">Meetings</td><td style="text-align: right;">480.00</td></tr> <tr><td style="border-bottom: 1px solid black;">Mileage</td><td style="text-align: right;">98.28</td></tr> <tr><td style="border-bottom: 1px solid black;">Meals</td><td style="text-align: right;">-</td></tr> <tr><td style="border-bottom: 1px solid black;">Lodging</td><td style="text-align: right;">-</td></tr> <tr><td style="border-bottom: 1px solid black;">Other</td><td style="text-align: right;">-</td></tr> <tr style="background-color: #e0ffe0;"><td style="text-align: right;">Grand Total</td><td style="text-align: right; border-top: 1px solid black; border-bottom: 3px double black;">578.28</td></tr> </table>	Meetings	480.00	Mileage	98.28	Meals	-	Lodging	-	Other	-	Grand Total	578.28	<table style="width: 100%; border-collapse: collapse;"> <tr><td style="border-bottom: 1px solid black;">Payroll</td><td style="border-bottom: 1px solid black;">Date</td></tr> <tr><td style="border-bottom: 1px solid black;">Board Mtg</td><td style="border-bottom: 1px solid black;"></td></tr> <tr><td style="border-bottom: 1px solid black;">Meals</td><td style="text-align: right;">-</td></tr> <tr><td style="border-bottom: 1px solid black;">Lodging</td><td style="text-align: right;">-</td></tr> <tr><td style="border-bottom: 1px solid black;">Other</td><td style="text-align: right;">-</td></tr> <tr style="background-color: #e0ffe0;"><td style="border-bottom: 1px solid black;"></td><td style="text-align: right; border-top: 1px solid black; border-bottom: 3px double black;">-</td></tr> </table>	Payroll	Date	Board Mtg		Meals	-	Lodging	-	Other	-		-
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Payroll	Date																										
Board Mtg																											
Meals	-																										
Lodging	-																										
Other	-																										
	-																										

Mileage is automatically calculated based on the number of miles entered. *Credit card receipts must be turned in to the office within 24 hours of the charge or return to the District.

Agenda Item 3c

Adoption of Resolution No. 2022-14; Initiating Standby Procedures to Fix, Adjust, Levy, and Collect Water Standby and Availability Fees for 2022/2023

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary

SUBJECT: Adoption of Resolution No. 2022-14; Initiating Procedures to Fix, Levy, and Collect Water Standby Availability Fees for 2022/2023

STAFF RECOMMENDATION

For the Board of Directors adopt Resolution No. 2022-14; Initiating Procedures to Fix, Levy, and Collect Water Standby Availability Fees for 2022/2023.

BACKGROUND

In order to collect Standby Revenue, each year the District must take certain steps, in compliance with Water Code 31032.1 and Government Code 6066, including: 1) Initiate Proceedings to Fix, Levy And Collect Water Standby Assessments For The Fiscal Year (establishing a hearing date, etc.); 2) Notify the general public with publications in the newspaper on two separate dates, and 3) Conduct the Public Hearing. This is the first step in the process.

A 45 day period must elapse between the adoption of the initiation resolution and the public hearing. Resolution No. 2022-14 states the hearing will take place on July 20, 2022. Staff requests for Board to adopt Resolution No. 2022-14; Initiating Procedures to Fix, Levy, and Collect Water Standby Availability Fees for 2022/2023. A copy of the Engineer's Report will be available in the District office.

FISCAL IMPACT

Publishing costs

ATTACHMENT(S)

Resolution No. 2022-14

RESOLUTION NO. 2022-14
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT
INITIATING PROCEDURES TO FIX, ADJUST, LEVY, AND COLLECT
WATER STANDBY AND AVAILABILITY FEES FOR 2022/2023

WHEREAS, the Phelan Pinon Hills Community Services District (“the District”) is a Community Services District organized and operating pursuant to Government Code 61000 et seq.

WHEREAS, the District is authorized by Government Code Section 61124(a) to impose standby charges for water services pursuant to the Uniform Standby Charge Procedures Act, Government Code Section 54984 et seq. (“the Act”).

WHEREAS, under the Act, the District is authorized to fix before August 10 of any given year a water standby charge on land within its jurisdiction to which water service is made available for any purpose by the District, whether the water services are actually used or not.

WHEREAS, under the Act, the District’s Board of Directors (“the Board”) may establish schedules varying the charge according to land uses, benefit derived or to be derived from the use, availability of facilities to provide water service, the degree of availability or quantity of the use of the water to the affected lands, and may restrict the assessment to one or more improvement districts or zones of benefit established within the jurisdiction of the District, and may impose the charge on an area, frontage, or parcel basis, or a combination thereof.

WHEREAS, pursuant to Resolution No. 2994 of the Local Agency Formation Commission of the County of San Bernardino (“LAFCO”), the District is the successor agency to County Service Area 9, County Service Area 56 Improvement Zone F-1, and County Service Area 70 Improvement Zones L and P-4 (“the CSAs”).

WHEREAS, Condition No. 14 of LAFCO Resolution No. 2994 expressly states that “[a]ll previously authorized charges, fees, assessments, and/or taxes of [the CSAs] in effect upon the effective date of this reorganization shall be continued and assumed by the [District], as the successor agency, in the same manner as provided in the original authorization pursuant to the provisions of Government Code Section 56886(t) ...”

WHEREAS, Government Code Section 56886(t) provides that LAFCO Resolution No. 2994 contains the exclusive terms and conditions for the change of organization from the CSAs to the District is it related to the “extension or continuation of any previously authorized charge, fee, assessment, or tax by [the District as the] successor local agency in the affected territory.”

WHEREAS, prior to the adoption of LAFCO Resolution No. 2994, the territory within the CSAs was subject to a water standby and availability charge that had been fixed, levied, and imposed upon such lands.

WHEREAS, the Board wishes to continue, extend, and assume all previously authorized water standby and availability charges that had been fixed, levied, and imposed upon lands within the CSAs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District as follows:

1. The public interest and necessity requires the Board to adopt this Resolution initiating proceedings to fix, levy, and collect water standby and availability charges on all properties within the District which are within six hundred sixty (660) feet of a water main from which water service is furnished by the District pursuant to applicable law, including but not limited to the pertinent provisions of the Act, Condition No. 14 of LAFCO Resolution No. 2994, and/or Government Code Section 56886(t).

2. The standby charge proposed to be adopted by the Board is based upon the report of a qualified engineer, IB Consulting, Inc., which will be on file with the District and available for review during regular business hours. The content of said report includes, but is not limited to, any and all statements and determinations specifically relating to each of the following:

a. A description of the charge and the method by which it is proposed to be imposed;

b. A compilation of the amount of the charge proposed for each parcel subject to the charge;

c. A statement of the methodology and rationale followed in determining the degree of benefit conferred by the service for which the proposed charge is made;

d. The District's legal ability to fix and adjust a standby charge, the amount of the proposed charge, and the properties affected thereby;

e. A description of the lands upon which the charge is proposed to be imposed; and

f. The amount of the proposed charge for each of the lands so described.

3. On July 20, 2022, at 6:00 p.m., at the Phelan Community Center located at 4128 Warbler Road, Phelan, California, the Board will hold a public protest hearing regarding the imposition of the charge, which hearing shall be conducted in the manner set forth in the Act. At the hearing, the Board may also consider whether to provide that if any charge so adopted becomes delinquent, the amount of the delinquency, together with any interest and penalties thereon, should constitute a lien on the affected property upon the filing of a certificate in the Office of the County Recorder, which lien may have the same force, effect, and priority as a judgment lien. At the hearing, the Board will hear and consider any and all objections or protests to

the proposed charges pursuant to the requirements of the Act.

4. The District's General Manager is hereby authorized and directed to cause notice of the date, time, and place of the public hearing on the proposed charges to be duly published prior thereto as may be required by the Act.

ADOPTED this 18th day of May 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Rebecca Kujawa, President

ATTEST

Kimberly Ward, Secretary

Agenda Item 3d

Approval to Set the Hearing Date for the Delinquent Water User Charges for the Purpose of Collecting Said Charges on the San Bernardino County Tax Roll



A. 4176 Warbler Road
P.O. Box 294049
Phelan, CA 92329
P. (760) 868-1212
F. (760) 868-2323
W. www.pphcsd.org

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary

SUBJECT: Approval to Set the Hearing Date for the Delinquent Water User Charges for the Purpose of Collecting Said Charges on the San Bernardino County Tax Roll

STAFF RECOMMENDATION

For the Board of Directors to set the delinquent water user charges hearing date for July 20, 2022.

BACKGROUND

Staff would like to set the delinquent water user charges hearing date so the delinquent water user charges hearing notice can be advertised per legal requirements and notice can be mailed to delinquent water users.

Staff recommends for the Board set the delinquent water user charges hearing date for July 20, 2022.

FISCAL IMPACT

Mailing costs
Publishing costs

ATTACHMENT(S)

None

Agenda Item 3e

Acceptance of April
Disbursements



Cash Disbursements Report

By Payment Number

Payment Dates 04/01/2022 - 04/30/2022

Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
452	4/13/2022	CHAJOH	Charlie Johnson			32.29
	033122	March Mileage - Board & Eng. Committ...		01-0-1-52213		32.29
453	4/13/2022	ERIBAR	Eric Barnes			299.99
	033122	Reimb. - AWWA (D4) Exam Review Cour...		01-1-1-54260		299.99
454	4/13/2022	REBKUJ	Rebecca A. Kujawa			65.63
	033122	March Mileage - ASBCSD & Board Meet...		01-0-1-52212		65.63
455	4/19/2022	MUN DEN	Municipal Dental Pool			2,711.81
	040122	Dental Premium - Apr.		01-0-0-14130		2,711.81
456	4/27/2022	GEOCAR	George Cardenas			595.21
	040622	Reimb.-CSDA Leadership Conference (R...		01-0-1-52222		35.73
	040622	Reimb-CSDA Leadership Conference (Ka...		01-0-1-52228		48.94
	040622	Reimb.- CSDA Leadership Conference E...		01-0-1-54470		64.42
	040622	Reimb. - CSDA Leadership Conference F...		01-1-8-54410		50.00
	040622	Reimb. - CSDA Leadership Conference		01-7-7-54470		396.12
457	4/27/2022	MUN DEN	Municipal Dental Pool			2,997.27
	050122	Dental Premium - May		01-0-0-14130		2,997.27
458	4/27/2022	REBKUJ	Rebecca A. Kujawa			254.09
	042922	Apr. Mileage -.SDLA, General, ASBCD		01-0-1-52212		225.58
	042922	Apr. (1) Meal Reimb. SDLA		01-0-1-52222		28.51
32521	4/13/2022	ALEWYN	Aleshire & Wynder, LLP			23.50
	67078	Antelope Valley Legal Svcs. March		01-0-1-53120	C0057 LEGAL	23.50
32522	4/13/2022	ASBCSD	Assn of SB County Special Districts			80.00
	041822	Apr. Meeting - Rebecca		01-0-1-52232		40.00
	041822	Apr. Meeting - Deborah		01-0-1-52239		40.00
32523	4/13/2022	AVCOM	AVCOM Services Inc.			87.00
	19811	Answering Svc. - March		01-0-1-53150		87.00
32524	4/13/2022	BOOBAR	Boot Barn Inc.			200.00
	159978	Sfty. Work Boots - E. Araiza		01-1-2-54680		200.00
32525	4/13/2022	CAZCOM	CAZCOM, Inc.			200.00
	39964	Site Rent - Apr.		01-1-2-53150		200.00
32526	4/13/2022	CINFIR	Cintas			447.56
	5102950213	First Aid Supplies - Shop		01-1-1-54500		245.93
	5102950226	First Aid Supplies - CSD		01-0-1-54500		197.60
	5102950226	First Aid Supplies - CSD		22-0-1-54500		4.03
32527	4/13/2022	CIN UNI	Cintas Corporation			779.66
	033122	Uniform Rental Svcs. - March		01-1-1-54680		680.28
	033122	Uniform Rental Svcs. - March		22-2-1-54680		44.60
	4112762746	Vehicle Wash Station Supplies		01-1-8-54710		54.78
32528	4/13/2022	SBC LIENS	County of San Bernardino			3,140.00
	22-73218	(157) Lien Release Docs.		01-1-1-54830		3,140.00
32529	4/13/2022	CR&R	CR&R Incorporated			872.03
	716922-4538	Trash - Oasis Yard Apr.		01-0-2-58110		272.22
	717202-1564	Trash - Pinon Hills Park Apr.		22-0-2-58110		189.89

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
	717481-8478	Trash - Phelan CSD Apr.		01-0-1-58110		204.96
	717481-8478	Trash - Phelan CC Apr.		22-0-2-58110		204.96
32530	4/13/2022 11121	DVMG Medical Screening - C. Cummings	Desert Valley Medical Group Inc	01-0-1-54290		145.00 145.00
32531	4/13/2022 20824	DES WEST Civic Center - SCE Service Upgrade Coord...	Design West Engineering, Inc.	01-0-0-17000	C0002 OUTSIDE SVCS	1,200.00 1,200.00
32532	4/13/2022 033122 041222	DONBAR Mileage Reimbursement - March Mileage Reimbursement - April	Don Bartz	01-0-1-54140 01-0-1-54140		788.97 456.69 332.28
32533	4/13/2022 VVP-0390	VALLE Streamed Meetings - March	Don Gene Fish Jr.	01-0-1-53170	C0086 OUTSIDE SVCS	2,100.00 2,100.00
32534	4/13/2022 1995	EI TOR March Safety Meeting Lunch	El Torito	01-0-1-54260		603.40 603.40
32535	4/13/2022 033122	CHAFED Professional Svcs. - March	Fedak & Brown LLP	01-0-1-53110		1,080.00 1,080.00
32536	4/13/2022 042422	FRO 5072 Phones - Oasis Yard 3/24 - 4/24	Frontier Communications	01-1-1-58010		126.43 126.43
32537	4/13/2022 040722	FRO 5743 Phones - Office 4/7 - 5/6	Frontier Communications	01-0-1-58010		78.96 78.96
32538	4/13/2022 10686770	GARDA Armored Svcs. - Apr.	Garda CL West, Inc	01-0-1-54200		610.99 610.99
32539	4/13/2022 29268 29269	GENPUM Booster 4B-A Motor Repair Well 6B Motor Pulled & Replaced	General Pump Company, Inc.	01-1-5-54620 01-1-3-54620		46,192.23 4,038.82 42,153.41
32540	4/13/2022 S1050470-002 S1052389-002 S1053368-001 S1053368-002	INLWAT Non-Inventory Beveling Tool 1 CTS Poly (100 ft Coil) 1 CTS Poly (100 ft Coil) 1 CTS Poly (100 ft Coil)	Inland Water Works Supply Co.	01-1-2-54650 01-1-0-13010 01-1-0-13010 01-1-0-13010		2,564.66 90.51 711.15 1,066.73 711.15
32541	4/13/2022 33779	KTUA Phelan Community Park Project - Archit...	KTU&A Planning & Landcape Architecture	22-2-0-17000	C0078 OUTSIDE SVCS	7,767.50 7,767.50
32542	4/13/2022 58100117717 58100117747 58100119390 58100119673	LES SCH Trk #20 - (2) Front Tires Replaced Trk #5 - Tire Replaced Trk #114 Tire Replaced Trk #19 - (4) New Tires	Les Schwab Tire Centers of Central CA, INC.	01-1-8-54710 01-1-8-54710 01-1-8-54710 01-1-8-54710		2,338.11 580.70 162.09 200.82 1,394.50
32543	4/13/2022 033122 033122 033122	LOWES Inv #70676854 - Socket & Pliers Inv #85762274 - Misc Tools Credit - 910029-HZJWXH	Lowe's Credit	01-1-2-54500 01-1-2-54650 01-1-3-54500		512.07 113.59 315.33 83.15
32544	4/13/2022 033122 033122 033122 033122 033122 033122 033122 033122	ANDTRU Inv #310363 - Painting Supplies Inv #310377 - Gauge & Hose Inv #310372 - Plug & Bolts for Fill Station Inv #310424 - Tie Downs Inv #310429 - Valve, Hose, Nozzle for B... Inv #310449 - Brass Fittings for Booster ... Inv #310413 - Water Meter Key & Hand... Inv #310356 1" Pressure Valve	Mills Hardware	01-1-2-54500 01-1-2-54500 01-1-2-54620 01-1-2-54620 01-1-5-54620 01-1-5-54620 01-1-6-54500 01-1-6-54620		493.56 18.72 19.91 12.15 3.28 53.61 163.98 36.61 129.29

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
	033122	Inv #310408 - Weed & Grass Wand		22-2-2-54620		56.01
32545	4/13/2022 43770	MWA-OESTE 2nd. Qtr. Admin/Bio Fees	Mojave Basin Area	01-1-3-50010		2,620.52 2,620.52
32546	4/13/2022 43771	MWA-ALTO 2nd. Qtr. Admin/Bio Fees	Mojave Basin Area Watermaster	01-1-3-50010		4.00 4.00
32547	4/13/2022 2022-12271	MOUPRO (1) Legal Notice	Mountaineer Progress Newspaper	01-0-1-54110		250.00 250.00
32548	4/13/2022 033122 033122 033122 033122 033122	NAPA Inv #540834 - Brake Cleaner & Def for G... Inv #538292 - Antifreeze for Generator Inv #538199 - Battery & Accessories for ... Inv #539879 - Trk #16 Night Light Inv #540461 - Trk #22 Bug Wash	NAPA Auto Parts	01-1-2-54500 01-1-2-54500 01-1-5-54500 01-1-8-54710 01-1-8-54710		714.18 244.46 54.92 374.32 29.08 11.40
32549	4/13/2022 233794332001	OFFDEP Envelopes	Office Depot	01-0-1-54530		234.84 234.84
32550	4/13/2022 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01980817 I-01990348 I-1980817-1	OFFSOL AA Batteries- Box Easy Touch Pen Black Toner- 78A Paper- Case Toner- HP 312A Binder 1" Banker's Box- Case Easy Touch Blue Pen Binder Clips Medium Page Flags Dividers 8 Tab Office Supplies (toner, paper, dividers, ... Sticky Notes	Office Solutions	01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530 01-0-1-54530		871.93 27.20 15.12 43.97 52.26 141.04 24.51 217.76 11.73 1.27 7.71 18.19 306.98 4.19
32551	4/13/2022 34897	PHEEXP Trk #26 Oil Change	Phelan Express, Inc.	22-2-8-54710		86.98 86.98
32552	4/13/2022 653860 653860 653860 653860 653860 653860	RACE Phones - Internet CSD Apr. Phones - Internet Credit CSD Phones - Internet Shop Apr. Phones - Internet Credit Phelan CC Phones - Internet Phelan CC Phones - Internet Pinon Hills Apr.	Race Communications	01-0-1-58010 01-0-1-58010 01-1-1-58010 22-0-1-58010 22-0-1-58010 22-0-1-58010		618.00 254.50 -100.00 204.50 -200.00 204.50 254.50
32553	4/13/2022 7008597 7052057 7062020	REBEL Fuel - 402 Gl. Fuel - 399 Gl., Dsl - 248 Gl. Fuel - 451 Gl.	Rebel Oil Company, Inc.	01-1-8-54410 01-1-8-54410 01-1-8-54410		8,388.71 2,375.74 3,538.72 2,474.25
32554	4/13/2022 0314222022 03312022	ARMELE Electric Repairs - Site 2A-C, 3C-C, 2C-A Electric Repairs - Site 5B Pump B	Rodger Ashby	01-1-5-54620 01-1-5-54620		4,612.50 4,027.50 585.00
32555	4/13/2022 71466 71466	SDRMA 3rd. Quarter Property Liability 3rd. Quarter Property Liability Adjustm...	Special District Risk Management Authority	01-0-1-54350 01-0-1-54350		4,020.17 4,231.76 -211.59
32556	4/13/2022 033022 033122	SWRCB Water Distribution D2) Cert. C. Gualco Water Treatment (T1) Cert. C. Gualco	SWRCB-DWOCB	01-1-1-54260 01-1-1-54260		115.00 60.00 55.00

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
32557	4/13/2022 032622	HD KEEP Trash Clean-Up Sponsorship at Minero/...	The High Desert Keepers Org.	25-5-1-54920		291.31 291.31
32558	4/13/2022 PPH-116-5	TOMDOD Prop. Well #15 & #16 CEQA	Tom Dodson & Associates	01-0-0-17000	C0095 OUTSIDE SVCS	7,972.58 7,972.58
32559	4/13/2022 25531 25561 25633 25661 25661 25661	TOPNOT Software Support - March Hard Drive for Sean's Computer Software Support - Apr. Sonic Wall 3 Yrs Subscription-Internet P... Sonic Wall 3 Yrs Subscription-Internet P... Sonic Wall 3 Yrs Subscription-Internet P...	Top Notch Networking, LLC	01-0-1-53170 01-1-1-54530 01-0-1-53170 01-0-1-53170 01-1-1-53170 22-0-1-53170		9,853.37 2,480.05 117.74 2,480.05 2,148.99 2,148.99 477.55
32560	4/13/2022 2643 2644	TOP OPT General Pest Control March - Oasis General Pest Control March - CSD	Top Option Pest Control	01-1-1-53150 01-0-1-53150		173.00 98.00 75.00
32561	4/13/2022 1093233 1093234	TOPBAR Signs for Pipeline Project at Wilson Ran... Signs for Pipeline Project at Wilson Ran...	Tops N Barricades	01-1-5-54500 01-1-5-54500		420.71 334.46 86.25
32563	4/13/2022 210344 211218 211218 211218 211218	TURSEC Entry/Alarm System-Phelan CC A & B, Pi... Monitoring Svc. CSD - Apr. Monitoring Svc. Ops Locations - Apr. Monitoring Svc. Phelan CC - Apr. Monitoring Svc. Pinon Hills CC - Apr.	Turner Security, Inc	22-2-2-54620 01-0-1-53150 01-1-2-53150 22-2-2-53150 22-2-2-53150		5,551.60 5,178.00 46.95 211.75 59.95 54.95
32564	4/13/2022 71352	TYLBUS Check Stock Qty. (1,000)	Tyler Business Forms	01-0-1-54530		365.30 365.30
32565	4/13/2022 320220539 dsb2021052	USA (164) Tickets USA Dig Safe Regulatory Fee	Underground Service Alert of So. Cal.	01-1-2-53150 01-1-1-53160		409.79 280.60 129.19
32566	4/13/2022 3199205	XEROX Copier Lease 4/12 - 5/11	Xerox Corporation	01-0-1-54300		346.51 346.51
32570	4/27/2022 1962	BRE EDW Eco Hero Show for Schools 3/18 & 3/28	Brett Edwards	25-5-1-54800		1,400.00 1,400.00
32571	4/27/2022 171 171	BRUMCE Legal Svcs. - March Legal Svcs. - March	Brunick, McElhaney & Kennedy	01-0-1-53120 25-0-1-53120		5,831.25 4,781.25 1,050.00
32572	4/27/2022 1437192	CA FOREST Cal fire Crews for Weed Abatement	California Department of Forestry and Fire Protection	01-1-2-54620		2,042.46 2,042.46
32573	4/27/2022 9085-1019950 9085-1020540	CED Fuses for Electric Panels Site 5A Panel for Electric Repair	Consolidated Electrical Distributors Inc	01-1-2-54620 01-1-2-54620		422.47 224.03 198.44
32574	4/27/2022 108997	SBC PARCELS (3) Parcel Map Revisions	County of San Bernardino	01-1-1-54830		6.00 6.00
32575	4/27/2022 IN0378059	SBC PUBHLT Health permit, Pinon Hills C.C.	County of San Bernardino	22-2-2-53160		520.00 520.00
32576	4/27/2022 22-124409	SBC LIENS (11) Lien Release Docs.	County of San Bernardino	01-1-1-54830		220.00 220.00
32577	4/27/2022 033122	EDW HOL Meter Change-Out Damage Claim	Edwin C Holmes	01-1-6-59310		625.48 625.48

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32578	4/27/2022	FASTEN	Fastenal Company			271.95
	CAVIC83004	Spray Paint for Hydrants		01-1-2-54500		176.76
	CAVIC83163	Blow-Off Spray Paint		01-1-2-54500		95.19
32579	4/27/2022	FRO 3434	Frontier Communications			175.94
	041022	Phones - Telemetry 4/10 - 5/9		01-1-5-58010		175.94
32580	4/27/2022	FRO 8637	Frontier Communications			61.19
	051822	Phones - Sr. Ctr. 4/19 - 5/18		22-0-1-58010		61.19
32581	4/27/2022	GENPUM	General Pump Company, Inc.			32,477.80
	29273	Site 4B Booster A repair Rehab & Overh...		01-1-5-54620		23,651.64
	29302	Booster B Replaced at Site 7B		01-1-5-54620		8,826.16
32582	4/27/2022	GEOMON	GEO-Monitor, Inc.			452.50
	25489	Routine Samples		01-1-4-53140		452.50
32583	4/27/2022	HEA MAC	Heavy Machinery Recycling Systems LLC			7,043.40
	2056	Class 2 Base Material for Wilson Ranch ...		01-1-5-54620	C0102 OUTSIDE SVCS	7,043.40
32584	4/27/2022	INFOSE	Infosend Inc			6,090.67
	210188	Postage - March		01-1-6-54860		2,675.58
	210188	Printing - March		01-1-6-54890		1,301.72
	210188	Postage & Printing - March		01-1-9-54800	C0049 OUTSIDE SERVICE	845.33
	210188	Postage & Printing - March		22-2-2-54800		422.67
	210188	Postage & Printing - March		25-5-1-54800		845.37
32585	4/27/2022	IEC	Infrastructure Engineering Corporation			6,462.50
	14698	Prop. Well 15 - Professional Services		01-0-0-17000	C0095 OUTSIDE SVCS	6,462.50
32586	4/27/2022	INLWAT	Inland Water Works Supply Co.			4,255.36
	S1052447-001	Non-Inventory Ductile Fittings		01-1-5-54620		3,678.52
	S1054562-001	Non-Inventory - 3" Wafer Check Valves		01-1-5-54620		520.08
	S1055027-001	Flex Coupling for 3C Booster C Discharge..		01-1-5-54620		134.69
32587	4/27/2022	LES SCH	Les Schwab Tire Centers of Central CA, INC.			1,453.50
	58100121796	Trk #24 - (4) Tires Replaced		01-1-8-54710		1,453.50
32588	4/27/2022	LILBURN	Lilburn Corp.			1,787.50
	22-0370	Civic Center-Park Environmental Svcs.		22-2-0-17000	C0078 OUTSIDE SVCS	1,787.50
32589	4/27/2022	LIN SVC	Richard J. Linsalato			645.00
	202243	Janitorial Svcs. - CSD		01-0-1-54320		310.00
	202243	Janitorial Svcs. - Oasis		01-1-1-54320		225.00
	202243	Janitorial Svcs. - P.H. & Phelan CC		22-0-1-54320		110.00
32590	4/27/2022	PHEEXP	Phelan Express, Inc.			742.58
	35168	Trk #18 - Oil Change & Front Brakes		01-1-8-54710		466.92
	35227	Trk #19 - Rear Brakes Repair		01-1-8-54710		275.66
32591	4/27/2022	PUMCHE	Jon Ray Lee			2,425.00
	8892	Boosters Pump Efficiency Test		01-1-2-53150		2,205.00
	8893	Well 6B' - Meter Test & Calibration		01-1-5-53150		220.00
32592	4/27/2022	REBEL	Rebel Oil Company, Inc.			8,296.24
	1079038	Clarion Oil ISO 32 Food Grade, 6 Pails ea...		01-1-3-54500		1,274.83
	7062093	Fuel - 402 Gl.		01-1-8-54410		84.30
	7062093	Fuel - 402 Gl.		01-1-8-54410		2,156.78
	7062126	Fuel - 340 Gl., Dsl - 489 Gl.		01-1-8-54410		4,780.33
32593	4/27/2022	RIMA	Renaissance Imaging Medical Associates			61.00
	102821	Xray Exam - A. Barnes		01-0-1-54290		61.00

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32594	4/27/2022 0407132022	ARMELE Electric Repairs - SITE 3C Generator Hoo...01-1-5-54620	Rodger Ashby			2,575.00 2,575.00
32595	4/27/2022 050122 050122 050122	STAINS LTD/Life/AD&D - May LTD/Life/AD&D - May LTD/Life/AD&D - May	Standard Insurance Company	01-0-1-51230 01-7-7-51230 22-0-1-51230		1,024.70 862.84 96.41 65.45
32596	4/27/2022 0076266 0076275	TESCON Well #3 Radio Replaced Wells #2, 3 & 5 Communication Trouble...	Tesco Controls, Inc	01-1-2-54620 01-1-3-54620		6,092.12 2,631.38 3,460.74
32597	4/27/2022 INV0088118	AQUA MET 1" Sensus IPERL	Aqua Metric Sales Co	01-1-0-13010		6,389.10 6,389.10
32598	4/27/2022 25568 Volp1604638	TOPNOT Workstation for Asst. Customer Service ... Office Phones 4/20 - 5/19	Top Notch Networking, LLC	01-0-1-54770 01-0-1-58010		1,639.85 1,196.62 443.23
32599	4/27/2022 2704 2705 2705	TOP OPT General Pest Control - Oasis General Pest Control Bee Removal at 8727 Riggins	Top Option Pest Control	01-1-1-53150 01-0-1-53150 01-1-6-53150		248.00 98.00 75.00 75.00
32600	4/27/2022 025-374257 025-375952	TYLTEC UB Insite Transaction Fees 1/1 - 3/31 UB Online Support - May	Tyler Technologies, Inc	01-1-6-53170 01-1-6-53170		12,405.75 12,140.75 265.00
32601	4/27/2022 204805236-001 204805345-002	UNIREN Equipment Rental for Wilson Ranch Pipe.. equipment rental for wilson ranch pipel...	United Rentals	01-1-5-54620 01-1-5-54620	C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS	12,227.64 5,083.74 7,143.90
32602	4/27/2022 652898	UNI SITE Porta Potties for Covid Site	United Site Services of California, Inc.	01-0-1-53150	C0086 OUTSIDE SVCS	359.73 359.73
32603	4/27/2022 50165131	UNIVAR Liquid Chlorine	UNIVAR INC.	01-1-3-54500		1,901.31 1,901.31
32604	4/27/2022 25AR1431865	IMA SOU Base Rate & Copies	Visual Edge, Inc.	01-0-1-53150		607.54 607.54
32605	4/27/2022 80832059 80832059	WAXIE Cleaning Suppllies Cleaning Suppllies	Waxie Enterprises, Inc	01-0-1-54500 22-2-2-54500		441.06 241.10 199.96
32606	4/27/2022 482229 482230 482231 482455 482456 483608 483698 483699 484057 484074 484309 484310 484311 484312 484313 484852 485016	WEST COA Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P.. Class 2 Base Material for Wilson Ranch P..	West Coast Sand & Gravel, Inc.	01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620 01-1-5-54620	C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS C0102 OUTSIDE SVCS	39,475.80 5,677.10 5,153.20 2,632.50 1,170.00 910.00 1,939.60 3,195.40 975.00 1,766.70 1,430.00 2,210.00 2,102.10 2,102.10 2,210.00 1,885.00 1,105.00 2,394.60

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
	485967	Class 2 Base Material for Wilson Ranch P..		01-1-5-54620	C0102 OUTSIDE SVCS	617.50
DFT0010932	4/14/2022 033122	SCE 7441-5755 Electricity - Pinon Hills CC 3/4 - 4/3	Southern California Edison	22-0-2-58110		157.88 157.88
DFT0010933	4/14/2022 033122 033122	SCE 4241-7012 Electricity - S. Dairy Mobile 3/2 - 3/30 Electricity - S. Dairy Mobile 3/2 - 3/30 A...	Southern California Edison	01-1-3-58110 01-1-3-58115		348.32 348.36 -0.04
DFT0010934	4/7/2022 093021	SCE 4241-7012 Electricity - S. Dairy Mobile Sept.	Southern California Edison	01-1-3-58110		120.71 120.71
DFT0010935	4/7/2022 093021 CR	SCE 4241-7012 Electricity - S. Dairy Mobile Solar Credit ...	Southern California Edison	01-1-3-58115		-120.71 -120.71
DFT0010936	4/7/2022 103121	SCE 4241-7012 Electricity - S. Dairy Mobile Oct.	Southern California Edison	01-1-3-58110		126.13 126.13
DFT0010937	4/7/2022 103121 CR	SCE 4241-7012 Electricity - S. Dairy Mobile Solar Credit...	Southern California Edison	01-1-3-58115		-155.13 -155.13
DFT0010938	4/7/2022 113121	SCE 4241-7012 Electricity - S. Dairy Mobile Nov.	Southern California Edison	01-1-3-58110		198.66 198.66
DFT0010939	4/7/2022 113021 CR	SCE 4241-7012 Electricity - S. Dairy Mobile Solar Credit ...	Southern California Edison	01-1-3-58115		-198.66 -198.66
DFT0010940	4/7/2022 123121	SCE 4241-7012 Electricity - S. Dairy Mobile Dec.	Southern California Edison	01-1-3-58110		358.28 358.28
DFT0010941	4/7/2022 013122	SCE 4241-7012 Electricity - S. Dairy Mobile Jan.	Southern California Edison	01-1-3-58110		545.83 545.83
DFT0010942	4/7/2022 022822	SCE 4241-7012 Electricity - S. Dairy Mobile Feb.	Southern California Edison	01-1-3-58110		421.23 421.23
DFT0010943	4/14/2022 033122	SCE 5917-6455 Electricity - Phelan Park St. Lights 3/1 - 3...	Southern California Edison	22-2-2-58110		24.17 24.17
DFT0010944	4/14/2022 032722	SCE 2439-1773 Electricity - Phelan Park 2/25 - 3/27	Southern California Edison	22-0-2-58110		18.33 18.33
DFT0010945	4/14/2022 033122	SCE 1613-6373 Electricity - R/ R Crossings 3/1 - 3/31	Southern California Edison	23-0-2-58210		15.77 15.77
DFT0010946	4/14/2022 070121	SCE 8362-7804 Electricity - Solar Meter (Prior Year)	Southern California Edison	01-1-3-58110		2,045.86 2,045.86
DFT0010947	4/14/2022 070121 CR	SCE 8362-7804 Electricity - Solar Meter Solar Credit (Pri...	Southern California Edison	01-1-3-58115		-2,047.38 -2,047.38
DFT0010948	4/14/2022 073121 073121	SCE 8362-7804 Electricity - Solar Meter July Electricity - Solar Meter Credit July	Southern California Edison	01-1-3-58110 01-1-3-58115		1,620.19 1,759.31 -139.12
DFT0010949	4/14/2022 083121	SCE 8362-7804 Electricity - Solar Meter Aug.	Southern California Edison	01-1-3-58110		145.37 145.37
DFT0010950	4/14/2022 083121 CR	SCE 8362-7804 Electricity - Solar Meter Credit	Southern California Edison	01-1-3-58115		-1,757.84 -1,757.84
DFT0010951	4/14/2022 092921 092921	SCE 8362-7804 Electricity - Solar Meter Sept. Electricity - Solar Meter Credit Sept.	Southern California Edison	01-1-3-58110 01-1-3-58115		11.49 692.80 -681.31

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
DFT0010952	4/14/2022 103121	SCE 8362-7804 Electricity - Solar Meter Oct.	Southern California Edison	01-1-3-58110		621.23 621.23
DFT0010953	4/14/2022 103121 CR	SCE 8362-7804 Electricity - Solar Meter Credit Oct.	Southern California Edison	01-1-3-58115		-643.09 -643.09
DFT0010954	4/14/2022 113021	SCE 8362-7804 Electricity - Solar Meter Nov.	Southern California Edison	01-1-3-58110		634.34 634.34
DFT0010955	4/14/2022 113021 CR	SCE 8362-7804 Electricity - Solar Meter Credit Nov.	Southern California Edison	01-1-3-58115		-661.72 -661.72
DFT0010956	4/14/2022 123021	SCE 8362-7804 Electricity - Solar Meter Dec.	Southern California Edison	01-1-3-58110		626.34 626.34
DFT0010957	4/14/2022 123021 CR	SCE 8362-7804 Electricity - Solar Meter Credit Dec.	Southern California Edison	01-1-3-58115		-648.30 -648.30
DFT0010958	4/14/2022 013122 013122	SCE 8362-7804 Electricity - Solar Meter Jan. Electricity - Solar Meter Credit Jan.	Southern California Edison	01-1-3-58110 01-1-3-58115		609.69 640.56 -30.87
DFT0010959	4/14/2022 022822 022822	SCE 8362-7804 Electricity - Solar Meter Feb. Electricity - Solar Meter Credit Feb.	Southern California Edison	01-1-3-58115 01-1-3-58115		604.20 635.68 -31.48
DFT0010960	4/14/2022 033122 033122	SCE 8362-7804 Electricity - Solar Meter Mar. Electricity - Solar Meter Credit Mar.	Southern California Edison	01-1-3-58110 01-1-3-58115		606.59 640.32 -33.73
DFT0010961	4/14/2022 033122-6056	THEGAS Gas - Pinon Hills CC 3/2 - 3/31	The Gas Company	22-0-2-58110		94.25 94.25
DFT0010962	4/14/2022 033122-6781	THEGAS Gas - Pinon Hills Fire 3/2 - 3/31	The Gas Company	22-0-2-58110		14.30 14.30
DFT0010963	4/7/2022 6047569	AME FID Flex Spending 3/15	American Fidelity Assurance Company	01-0-0-24580		222.07 222.07
DFT0010964	4/1/2022 6045824	AME FID Flex Spending 2/28	American Fidelity Assurance Company	01-0-0-24580		222.07 222.07
DFT0010965	4/5/2022 D437877	AME SUP Supplemental Life Insurance - March	American Fidelity Assurance	01-0-0-24580		314.24 314.24
DFT0010966	4/1/2022 814684334	VSP Vision Insurance - Apr.	Vision Service Plan	01-0-0-14130		435.12 435.12
DFT0010968	4/14/2022 033122 033122 033122 033122 033122 033122 033122 033122 033122	FBC-SEAN Mexico Lindo - Staff Meeting Ricks Cafe - Staff Meeting Ricks Cafe - Staff Meeting Ricks Cafe - Staff Meeting Pizza Factory for Board Meeting Downtown Burger - Field Staff Safety M... EOU - Spring Semester Tuition for Sean Amazon - Grease Gun Fittings Running Board Warehouse - Truck Sfty S... Weather Tech - Trk #27 Floor Mats	First Bank Card	01-0-1-54440 01-0-1-54440 01-0-1-54440 01-0-1-54440 01-0-1-54530 01-1-1-54260 01-1-1-54260 01-1-2-54620 01-1-8-54710 01-1-8-54710		3,667.43 54.78 95.43 109.84 80.40 54.93 82.97 2,488.80 48.26 483.22 168.80
DFT0010969	4/14/2022 033122 033122	FBC-STEVE Global Industrial - Screws The Webstaurant - Maint. Supplies	First Bank Card	22-2-2-54620 22-2-2-54620		424.19 39.36 384.83

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
DFT0010970	4/14/2022	FBC-MICHAEL	First Bank Card			181.74
	033122	WECA - Electrical Fundamentals Class fo...		01-1-1-54260		124.00
	033122	SBC County - Dump Fees		01-1-2-54620		57.74
DFT0010971	4/14/2022	FBC-JENNIFER	First Bank Card			3,125.23
	033122	Adobe Subscription - (7) Office		01-0-1-53170		118.93
	033122	Stater Bros - Staff Training Supplies		01-0-1-54260		46.57
	033122	Vista Print - Business Cards for Chris		01-0-1-54530		42.33
	033122	Adobe Subscription - (1) Field		01-1-1-53170		16.99
	033122	EOU - Spring Semester Tuition for Jen		01-1-1-54260		2,488.80
	033122	Amazon - School Books		01-1-1-54260		108.94
	033122	UPS - Fill Station Items Shipped		01-1-1-54860		14.56
	033122	Amazon - Cases for Field Phones		01-1-2-54500		101.64
	033122	Moo Print - QR Codes for Trucks		01-1-8-54710		111.50
	033122	Speed Wash - Trk #15		01-1-8-54710		16.00
	033122	Moo Print - QR Codes for Trucks		01-1-8-54710		24.99
	033122	Adobe Subscription (2) Eng.		01-7-7-53170		33.98
DFT0010972	4/14/2022	FBC-ERNESTO	First Bank Card			66.68
	033122	Amazon - Light Bulbs		01-1-2-54500		32.21
	033122	Amazon - LED Lights for Trucks		01-1-8-54710		34.47
DFT0010973	4/14/2022	FBC-DON	First Bank Card			2,199.67
	033122	Chevron - Fuel		01-0-1-54140		100.00
	033122	76 - Fuel		01-0-1-54140		125.00
	033122	United Pacific - Fuel		01-0-1-54140		116.54
	033122	76 - Fuel		01-0-1-54140		40.57
	033122	76 - Fuel		01-0-1-54140		124.15
	033122	Shell - Fuel		01-0-1-54140		31.47
	033122	Chevron - Fuel		01-0-1-54140		56.98
	033122	76 - Fuel		01-0-1-54140		73.87
	033122	Shell - Fuel		01-0-1-54140		125.00
	033122	Ricks Cafe - Meeting with Deborah		01-0-1-54440		33.91
	033122	Ricks Cafe - Meeting with George		01-0-1-54440		35.31
	033122	Mexico Lindo - Staff Meeting		01-0-1-54440		99.57
	033122	Ricks Cafe - Meeting with Kathy		01-0-1-54440		43.87
	033122	Southwest Airlines - Travel Expense		01-0-1-54470		499.96
	033122	Hyatt Regency - Travel Expense		01-0-1-54470		334.43
	033122	Ontario Airport - Parking Fee		01-0-1-54470		42.00
	033122	SQ Kesh - Travel Expense		01-0-1-54470		80.00
	033122	Bass Pro Shops - Sfty. Work Boots		01-0-1-54680		237.04
DFT0010974	4/14/2022	FBC-GEORGE	First Bank Card			1,948.46
	033122	Original Roadhouse - Staaff Meeting		01-0-1-54440		159.62
	033122	Original Roadhouse - Post HD Economic...		01-0-1-54440		46.06
	033122	Mexico Lindo - SoCal Svc. Meeting		01-0-1-54440		38.20
	033122	Amazon - HDMI Cables		01-0-1-54530		74.83
	033122	Apple - iCloud Storage		01-1-2-53170		0.99
	033122	The Speed Wash - Trk #15		01-1-8-54710		10.00
	033122	The Speed Wash - Trk #15		01-1-8-54710		10.00
	033122	The Speed Wash - Trk #15		01-1-8-54710		11.00
	033122	The Speed Wash - Trk #15		01-1-8-54710		10.00
	033122	CSDA Leadership Conference Credit		01-7-7-54260		-200.00
	033122	CSDA Leadership Conference		01-7-7-54260		600.00
	033122	CSDA Leadership Conference Stay		01-7-7-54470		1,129.20
	033122	La Casita - Lunch After Helendale Recycl...		25-5-1-54440		58.56
DFT0010975	4/14/2022	FBC-LORI	First Bank Card			51.57
	033122	CSDA Conference Refund		01-0-1-54260		-200.00
	033122	Ricks Cafe - Staff Meeting		01-0-1-54440		78.59

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
	033122	Southwest Airlines - GFOA Conference		01-0-1-54470		172.98
DFT0010976	4/14/2022	FBC-KIM	First Bank Card			2,679.93
	033122	CSDA - Leadership Conference Discount ...		01-0-1-52239		-200.00
	033122	CSDA - Leadership Conference D. Philips		01-0-1-52239		600.00
	033122	CSDA- Leadership Conference Cancelled...		01-0-1-52239		-325.00
	033122	Calendar Wiz		01-0-1-53170		14.00
	033122	Zoom Subscription		01-0-1-53170	C0086 OUTSIDE SVCS	159.96
	033122	CSDA - Leadership Conference D. Bartz		01-0-1-54260		650.00
	033122	CSDA - Fed. Grant Webinar for Jen		01-0-1-54260		95.00
	033122	Amazon - Office Supplies		01-0-1-54530		125.78
	033122	Amazon - Office Supplies		01-0-1-54530		47.32
	033122	Pitney Bowes - Postage Supplies		01-0-1-54530		46.31
	033122	Pizza Factory - Board Meeting (ordered ...		01-0-1-54530		87.55
	033122	Amazon - Coffee Cups		01-0-1-54530		43.07
	033122	Amazon - Coffee		01-0-1-54530		42.80
	033122	Amazon - Office Supplies		01-0-1-54530		392.79
	033122	Amazon - Office Supplies		01-0-1-54530		30.98
	033122	Amazon - Office Supplies		01-0-1-54530		29.59
	033122	Amazon - Board Meeting Supplies		01-0-1-54530		14.56
	033122	Amazon - Office Supplies		01-0-1-54530		23.96
	033122	DRI - Notice of Citation Forms		01-0-1-54530		132.37
	033122	Amazon - Board Meeting Supplies		01-0-1-54530		19.89
	033122	Pitney Bowes - Postage Refill		01-0-1-54860		500.00
	033122	SWANA - Solid Waste Workshop		25-5-1-54260		149.00
DFT0010978	4/14/2022	FBC-ERNESTO	First Bank Card			716.80
	022822 CR	Amazon Cr - Transaction Posted for 0.20..		01-1-8-54710		-0.20
	031022	Rhino Lining - Trk #27 Bed Liner		01-1-8-54710		717.00
DFT0010979	4/14/2022	FBC-JENNIFER	First Bank Card			761.62
	1964	Stop Fix - Repair of one iPad and one Su...		01-1-1-53170		761.62
DFT0010980	4/14/2022	FBC-STEVE	First Bank Card			517.00
	031022	Rhino Linings - Trk #26 Bed Liner		22-2-8-54710		517.00
DFT0010981	4/14/2022	FBC-GEORGE	First Bank Card			591.55
	767375	Staples - HP LaserJet Printer for Tracie		01-0-1-54530		591.55
DFT0010982	4/14/2022	FBC-SEAN	First Bank Card			1,513.08
	1140697	Speed Tech - Trk #27 Safety Light		01-1-8-54710		922.75
	886113400	Lowes - Hole Saw, Drill & hand Tools		01-1-2-54650		590.33
DFT0010983	4/15/2022	CALPERS 457	California Public Employees' Deferred Compensation Plan			215.00
	INV0004914	Cal PERS 457/ Employer Plan: 450 717 - ...		01-1-0-24560		210.77
	INV0004914	Cal PERS 457/ Employer Plan: 450 717 - ...		22-2-0-24560		4.23
DFT0010984	4/15/2022	CALPERS	Calif Public Employees' Retirement System			2,750.06
	INV0004915	CalPERS/Employee Portion(EE)		01-1-0-24530		2,143.84
	INV0004915	CalPERS/Employee Portion(EE)		01-7-0-24530		217.00
	INV0004915	CalPERS/Employee Portion(EE)		20-0-0-24530		6.59
	INV0004915	CalPERS/Employee Portion(EE)		22-2-0-24530		208.17
	INV0004915	CalPERS/Employee Portion(EE)		25-5-0-24530		174.46
DFT0010985	4/15/2022	CALPERS	Calif Public Employees' Retirement System			3,271.85
	INV0004916	CalPERS/Employee Portion(ER)		01-1-0-24530		2,576.35
	INV0004916	CalPERS/Employee Portion(ER)		01-7-0-24530		376.77
	INV0004916	CalPERS/Employee Portion(ER)		22-2-0-24530		318.73
DFT0010986	4/15/2022	CALPERS	Calif Public Employees' Retirement System			7,684.13
	INV0004917	CalPERS/Employer Portion		01-1-0-24530		5,995.84
	INV0004917	CalPERS/Employer Portion		01-7-0-24530		789.84
	INV0004917	CalPERS/Employer Portion		20-0-0-24530		7.42

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
	INV0004917	CalPERS/Employer Portion		22-2-0-24530		694.87
	INV0004917	CalPERS/Employer Portion		25-5-0-24530		196.16
DFT0010987	4/15/2022	CALPERS	Calif Public Employees' Retirement System			23.25
	INV0004918	CalPERS Retirement/ Survivor Benefits		01-1-0-24530		18.16
	INV0004918	CalPERS Retirement/ Survivor Benefits		01-7-0-24530		2.01
	INV0004918	CalPERS Retirement/ Survivor Benefits		20-0-0-24530		0.03
	INV0004918	CalPERS Retirement/ Survivor Benefits		22-2-0-24530		2.47
	INV0004918	CalPERS Retirement/ Survivor Benefits		25-5-0-24530		0.58
DFT0010988	4/15/2022	CALPERS 457	California Public Employees' Deferred Compensation Plan			136.03
	INV0004919	457 Loan Payback		01-1-0-24560		136.03
DFT0010989	4/15/2022	EDD	Employment Development Department			962.30
	INV0004920	State Disability Ins - Payroll Taxes		01-0-0-24510		962.30
DFT0010990	4/15/2022	IRS	Internal Revenue Service			457.94
	INV0004921	Social Security - Payroll Taxes		01-0-0-24510		457.94
DFT0010991	4/15/2022	EDD	Employment Development Department			2.95
	INV0004922	State Employer Training Tax - Payroll Ta...		01-0-0-24510		2.95
DFT0010992	4/15/2022	EDD	Employment Development Department			106.74
	INV0004923	State Unemployment Ins - Payroll Taxes		01-0-0-24510		106.74
DFT0010993	4/15/2022	EDD	Employment Development Department			3,239.24
	INV0004924	CA State Income Tax - Payroll Taxes		01-0-0-24510		3,239.24
DFT0010994	4/15/2022	IRS	Internal Revenue Service			2,582.22
	INV0004925	Medicare - Payroll Taxes		01-0-0-24510		2,582.22
DFT0010995	4/15/2022	IRS	Internal Revenue Service			9,178.71
	INV0004926	Federal Income Tax - Payroll Taxes		01-0-0-24510		9,178.71
DFT0010997	4/21/2022	VSP	Vision Service Plan			471.38
	814950493	Vision Insurance - May		01-0-0-14130		471.38
DFT0010998	4/19/2022	AME FID	American Fidelity Assurance Company			222.07
	6049879	Flex Spending 4/15		01-0-0-24580		222.07
DFT0010999	4/19/2022	AME FID	American Fidelity Assurance Company			222.07
	6048103	Flex Spending 3/31		01-0-0-24580		222.07
DFT0011000	4/28/2022	CalPERS Health	California Public Employees' Retirement System			3,375.78
	050122 NonPERS	NonPERS Health Premium - May		01-0-0-14130		3,367.36
	050122 NonPERS	NonPERS Health Premium Admin Fee - ...		01-0-1-51230		8.42
DFT0011001	4/28/2022	CalPERS Health	California Public Employees' Retirement System			37,784.60
	050122 PERS	PERS Health Premium - May		01-0-0-14130		37,636.56
	050122 PERS	PERS Health Premium Admin Fee - May		01-0-1-51230		95.89
	050122 PERS	PERS Health Shared Premium - May		01-1-1-51230		52.15
DFT0011002	4/21/2022	VER AIR	Verizon Wireless			941.96
	9903177876	Phones - Jet Packs, Tablets & On-Call M...		01-1-1-58010		941.96
DFT0011003	4/28/2022	THEGAS	The Gas Company			112.58
	042222-4084	Gas - Phelan Sr. Ctr. 3/24 - 4/22		22-0-2-58110		112.58
DFT0011004	4/28/2022	THEGAS	The Gas Company			114.34
	042222-4585	Gas - Phelan CC 3/24 - 4/22		22-0-2-58110		114.34
DFT0011005	4/28/2022	SCE 3752-2894	Southern California Edison			213.38
	033022	Electricity - N. Dairy Mobile 3/2 - 3/30		01-1-3-58110		213.38

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Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
DFT0011006	4/28/2022 033022	SCE 1078-5254 Electricity - CC & Sr. Ctr. 3/10 - 4/7	Southern California Edison	22-0-2-58110		225.23 225.23
DFT0011011	4/27/2022 D449586	AME SUP Supplemental Life Insurance - Apr.	American Fidelity Assurance	01-0-0-24580		314.24 314.24
DFT0011012	4/29/2022 INV0004927 INV0004927	CALPERS 457 Cal PERS 457/ Employer Plan: 450 717 - ... Cal PERS 457/ Employer Plan: 450 717 - ...	California Public Employees' Deferred Compensation Plan	01-1-0-24560 22-2-0-24560		215.00 210.27 4.73
DFT0011013	4/29/2022 INV0004928 INV0004928 INV0004928 INV0004928	CALPERS CalPERS/Employee Portion(EE) CalPERS/Employee Portion(EE) CalPERS/Employee Portion(EE) CalPERS/Employee Portion(EE)	Calif Public Employees' Retirement System	01-1-0-24530 01-7-0-24530 22-2-0-24530 25-5-0-24530		2,800.18 2,285.87 225.75 169.93 118.63
DFT0011014	4/29/2022 INV0004929 INV0004929 INV0004929	CALPERS CalPERS/Employee Portion(ER) CalPERS/Employee Portion(ER) CalPERS/Employee Portion(ER)	Calif Public Employees' Retirement System	01-1-0-24530 01-7-0-24530 22-2-0-24530		3,271.85 2,567.54 376.77 327.54
DFT0011015	4/29/2022 INV0004930 INV0004930 INV0004930 INV0004930	CALPERS CalPERS/Employer Portion CalPERS/Employer Portion CalPERS/Employer Portion CalPERS/Employer Portion	Calif Public Employees' Retirement System	01-1-0-24530 01-7-0-24530 22-2-0-24530 25-5-0-24530		7,740.48 6,142.74 799.69 664.66 133.39
DFT0011016	4/29/2022 INV0004931 INV0004931 INV0004931 INV0004931	CALPERS CalPERS Retirement/ Survivor Benefits CalPERS Retirement/ Survivor Benefits CalPERS Retirement/ Survivor Benefits CalPERS Retirement/ Survivor Benefits	Calif Public Employees' Retirement System	01-1-0-24530 01-7-0-24530 22-2-0-24530 25-5-0-24530		24.18 19.42 2.07 2.29 0.40
DFT0011017	4/29/2022 INV0004932	CALPERS 457 457 Loan Payback	California Public Employees' Deferred Compensation Plan	01-1-0-24560		136.03 136.03
DFT0011018	4/29/2022 INV0004933	EDD State Disability Ins - Payroll Taxes	Employment Development Department	01-0-0-24510		1,064.84 1,064.84
DFT0011019	4/29/2022 INV0004934	IRS Social Security - Payroll Taxes	Internal Revenue Service	01-0-0-24510		280.98 280.98
DFT0011020	4/29/2022 INV0004935	EDD State Employer Training Tax - Payroll Ta...	Employment Development Department	01-0-0-24510		3.02 3.02
DFT0011021	4/29/2022 INV0004936	EDD State Unemployment Ins - Payroll Taxes	Employment Development Department	01-0-0-24510		108.55 108.55
DFT0011022	4/29/2022 INV0004937	EDD CA State Income Tax - Payroll Taxes	Employment Development Department	01-0-0-24510		3,590.57 3,590.57
DFT0011023	4/29/2022 INV0004938	IRS Medicare - Payroll Taxes	Internal Revenue Service	01-0-0-24510		2,831.68 2,831.68
DFT0011024	4/29/2022 INV0004939	IRS Federal Income Tax - Payroll Taxes	Internal Revenue Service	01-0-0-24510		10,538.42 10,538.42
DFT0011041	4/21/2022 9903177876 CR	VER AIR Adjust Invoice Amount	Verizon Wireless	01-1-1-58010		-0.20 -0.20
Payment Total:						427,054.72

Report Summary

Fund Summary

Fund	Payment Amount
01 - WATER FUND	401,049.78
20 - GOV'T GENERAL FUND	14.04
22 - PARKS & RECREATION	21,650.08
23 - STREET LIGHTING	15.77
25 - SOLID WASTE	4,417.86
Grand Total:	427,147.53

Account Summary

Account Number	Account Name	Payment Amount
01-0-0-14130	Prepaid Benefit	47,619.50
01-0-0-17000	CIP Enterprise Funds	15,635.08
01-0-0-24510	Payroll Tax Payable	34,948.16
01-0-0-24580	Supplemental Ins W/H Pa...	1,516.76
01-0-1-51230	Employee Group Insurance	967.15
01-0-1-52212	Board - Auto Expense/Kuj...	291.21
01-0-1-52213	Board - Auto Expense/Joh...	32.29
01-0-1-52222	Board - Meals,Travel Expe...	64.24
01-0-1-52228	Board - Meals,Travel Expe...	48.94
01-0-1-52232	Board - Education,Trainin...	40.00
01-0-1-52239	Board - Education,Trainin...	115.00
01-0-1-53110	Auditing & Accounting Fe...	1,080.00
01-0-1-53120	Legal Services	4,804.75
01-0-1-53150	Outside Service	1,251.22
01-0-1-53170	Software Support	9,501.98
01-0-1-54110	Advertising	250.00
01-0-1-54140	Auto Expense	1,582.55
01-0-1-54200	Credit Card Fee & Bank C...	610.99
01-0-1-54260	Education & Training	1,194.97
01-0-1-54290	Employment Expense	206.00
01-0-1-54300	Equipment Rental / Lease	346.51
01-0-1-54320	General Maintenance	310.00
01-0-1-54350	Insurance	4,020.17
01-0-1-54440	Meeting, Seminar & Suppl...	875.58
01-0-1-54470	Travel Expense	1,193.79
01-0-1-54500	Operating Supplies	438.70
01-0-1-54530	Office Supplies	3,272.68
01-0-1-54680	Uniforms	237.04
01-0-1-54770	Computer & Equip Maint...	1,196.62
01-0-1-54860	Postage & Mailing	500.00
01-0-1-58010	Telephone	676.69
01-0-1-58110	Utilities	204.96
01-0-2-58110	Utilities	272.22
01-1-0-13010	Inventory - Water Field Pa...	8,878.13
01-1-0-24530	Retirement W/H Payable	21,749.76
01-1-0-24560	Retirement 457 W/H Pay...	693.10
01-1-1-51230	Employee Group Insurance	52.15
01-1-1-53150	Outside Service	196.00
01-1-1-53160	Permits & Fees	129.19
01-1-1-53170	Software Support	2,927.60
01-1-1-54260	Education & Training	5,708.50
01-1-1-54320	General Maintenance	225.00
01-1-1-54500	Operating Supplies	245.93
01-1-1-54530	Office Supplies	117.74
01-1-1-54680	Uniforms	680.28
01-1-1-54830	State & County Fees & Se...	3,366.00
01-1-1-54860	Postage & Mailing	14.56
01-1-1-58010	Telephone	1,272.69

Account Summary

Account Number	Account Name	Payment Amount
01-1-2-53150	Outside Service	2,897.35
01-1-2-53170	Software Support	0.99
01-1-2-54500	Operating Supplies	857.40
01-1-2-54620	Repair & Maintenance	5,217.74
01-1-2-54650	Small Tools	996.17
01-1-2-54680	Uniforms	200.00
01-1-3-50010	MWA/AVW Admin. & Bio ...	2,624.52
01-1-3-54500	Operating Supplies	3,259.29
01-1-3-54620	Repair & Maintenance	45,614.15
01-1-3-58110	Utilities	10,138.71
01-1-3-58115	Utilities - Solar Credits	-6,513.70
01-1-4-53140	Laboratory Analysis	452.50
01-1-5-53150	Outside Service	220.00
01-1-5-54500	Operating Supplies	795.03
01-1-5-54620	Repair & Maintenance	107,001.84
01-1-5-58010	Telephone	175.94
01-1-6-53150	Outside Service	75.00
01-1-6-53170	Software Support	12,405.75
01-1-6-54500	Operating Supplies	36.61
01-1-6-54620	Repair & Maintenance	129.29
01-1-6-54860	Postage & Mailing	2,675.58
01-1-6-54890	Printing	1,301.72
01-1-6-59310	Other Operating Expenses	625.48
01-1-8-54410	Fuel Costs	15,460.12
01-1-8-54710	Vehicle Maintenance	7,148.98
01-1-9-54800	Programs (Wtr Conservati...	845.33
01-7-0-24530	Retirement W/H Payable	2,789.90
01-7-7-51230	Employee Group Insurance	96.41
01-7-7-53170	Software Support	33.98
01-7-7-54260	Education & Training	400.00
01-7-7-54470	Travel Expense	1,525.32
20-0-0-24530	Retirement W/H Payable	14.04
22-0-1-51230	Employee Group Insurance	65.45
22-0-1-53170	Software Support	477.55
22-0-1-54320	General Maintenance	110.00
22-0-1-54500	Operating Supplies	4.03
22-0-1-58010	Telephone	320.19
22-0-2-58110	Utilities	1,131.76
22-2-0-17000	CIP - Parks & Rec	9,555.00
22-2-0-24530	Retirement W/H Payable	2,388.66
22-2-0-24560	Retirement 457 W/H Pay...	8.96
22-2-1-54680	Uniforms	44.60
22-2-2-53150	Outside Service	114.90
22-2-2-53160	Permits & Fees	520.00
22-2-2-54500	Operating Supplies	199.96
22-2-2-54620	Repair & Maintenance	5,658.20
22-2-2-54800	Programs (Park & Rec)	422.67
22-2-2-58110	Utilities	24.17
22-2-8-54710	Vehicle Maintenance	603.98
23-0-2-58210	Utilities - Street Lights	15.77
25-0-1-53120	Legal Services	1,050.00
25-5-0-24530	Retirement W/H Payable	623.62
25-5-1-54260	Education & Training	149.00
25-5-1-54440	Meeting, Seminar & Suppl...	58.56
25-5-1-54800	Programs (Solid Waste)	2,245.37
25-5-1-54920	Public Relation	291.31
	Grand Total:	427,147.53

Project Account Summary

Project Account Key	Payment Amount
None	339,722.09
C0002 OUTSIDE SVCS	1,200.00
C0049 OUTSIDE SERVIC	845.33
C0057 LEGAL	23.50
C0078 OUTSIDE SVCS	9,555.00
C0086 OUTSIDE SVCS	2,619.69
C0095 OUTSIDE SVCS	14,435.08
C0102 OUTSIDE SVCS	58,746.84
Grand Total:	427,147.53

Agenda Item 4

Matters Removed from
Consent Items

Agenda Item 5

Presentations/Appointments

Agenda Item 6a

Discussion & Possible Action
Regarding Proposed Civic Center &
Phelan Park Expansion Projects



A. 4176 Warbler Road
P.O. Box 294049
Phelan, CA 92329
P. (760) 868-1212
F. (760) 868-2323
W. www.pphcsd.org

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary

SUBJECT: Discussion & Possible Action Regarding Proposed Civic Center & Phelan Park Expansion Projects

STAFF RECOMMENDATION

For the Board to approve the proposed revision to the Phelan Park site diagram.

BACKGROUND

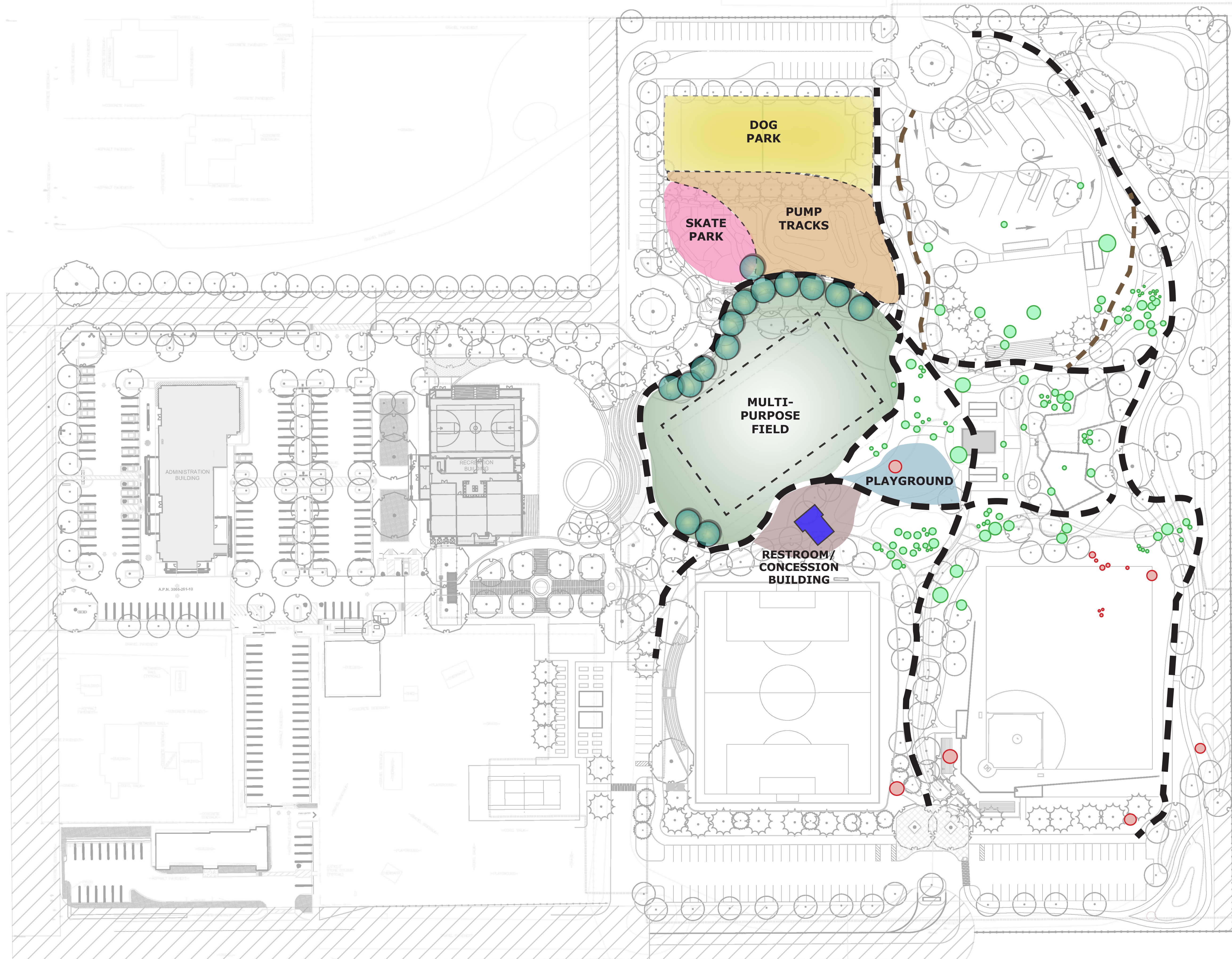
Staff and the District's consultant, KTUA, are seeking direction on the proposed park layout update (attached). An update on the Proposed Civic Center and Phelan Park Expansion Project will also be provided by KTUA and staff.

FISCAL IMPACT

None

ATTACHMENT(S)

Park Site Diagram



PHELAN COMMUNITY PARK SITE DIAGRAM

APRIL 2022

Agenda Item 6b

Public Hearing on Mitigated Negative Declaration for Wells Nos. 15 & 16 Development Project

1. Secretary's Report
2. Attorney's Report on Action Taken Prior to this Hearing
3. Staff's Report
4. Public Comment, Protests, and Objections
 - a. Any person may address the Board on the Hearing topic
 - b. Staff responses to comments, protests, and objections

Agenda Item 6c

Discussion & Possible Adoption of Resolution No. 2022-15; Adopting the Mitigated Negative Declaration and Approving the District's Wells Nos. 15 & 16 Development Projects

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: George Cardenas, Engineering Manager

SUBJECT: Discussion & Possible Adoption of Resolution No. 2022-15; Adopting the Mitigated Negative Declaration and Approving the District's Well No. 15 and 16 Projects (SCH# 2022030213)

STAFF RECOMMENDATION

For the Board to adopt Resolution No. 2022-15; Adopting the Mitigated Negative Declaration and Approving the District's Well No. 15 and 16 Projects (SCH# 2022030213)

BACKGROUND

In June of 2021, the District pursued acquiring a 5-acre portion of a 40-acre parcel (APN 3101-31-01) at Azalea Road and Victor Street for a new production well (Well No. 15). In October of 2021, the Board approved the contract with Dodson and Associates to prepare a CEQA study for two (2) wells and transmission pipeline.

In March of 2022, the District received comments from the Mojave Desert Air Quality Management District (MDAQMD), California Department of Fish and Wildlife (CDFW), and Lahontan Regional Water Quality Control Board (LRWQCB). As per AB 52, notices were mailed out on September 28, 2021. General comment was received from the Native American Heritage Commission.

Staff anticipates moving ahead with the drilling of Well No. 15 in late May, should the Board approve the contract for South West Pump and Drilling. The site for future Well No. 16 is located on the District's owned 40-acre parcel on Sheep Creek Road (APN 3098-071-05), the parcel of the existing water fill station.

FISCAL IMPACT

\$0

ATTACHMENT(S)

- Resolution 2022-15
- CEQA MND for Well No. 15 and Well No. 16 and pipeline (pages 1-32). To view the entire document, click the link or contact the District office at 760-881-5490 or 4176 Warbler Road, Phelan, CA.
https://www.pphcsd.org/uploads/8/4/9/8/84989998/final_initial_study_for_pphcsd_well_development_project_april_2022_.pdf
- Site maps

RESOLUTION NO. 2022-15

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PHELAN PIÑON HILLS
COMMUNITY SERVICES DISTRICT ADOPTING THE MITIGATED NEGATIVE
DECLARATION AND APPROVING THE PHELAN PIÑON HILLS COMMUNITY SERVICES
DISTRICT WELLS NO. 15 AND 16 DEVELOPMENT PROJECTS (SCH# 2022030213)**

WHEREAS, the Phelan Piñon Hills Community Services District (“District”) owns the real property located at two locations: the northwest corner of the intersection of Crudup Road and Azalea Road with a pipeline proposed within Azalea Road south leading from the site, then east along South Road, then south along Soldea Road then east along Hatillo Road past Sheep Creek Road where the pipeline will connect with an existing connection at the District’s Reservoir site at 14425 Sheep Creek Road and just west and north of the intersection of Sheep Creek Road and Cayucos Drive in the Community of Phelan, San Bernardino County, California; and

WHEREAS, the project commonly referred to as the Phelan Piñon Hills Community Services District Wells No. 15 and 16 Development Project (“Project”) would install two new wells and would include 5,900 lineal feet (LF) of 12” water pipeline; and

WHEREAS, prior to commencement of the Project, the District must comply with the California Environmental Quality Act (“CEQA”), Public Resources Code (“PRC”) Section 21000 et seq., and the state Guidelines promulgated thereunder (“Guidelines”), California Code of Regulations (“CCR”) Section 15000 et seq.; and

WHEREAS, the District, acting as the Lead Agency as defined in PRC §21067, retained Tom Dodson & Associates (“Dodson”) to prepare an Initial Study for the Project to ascertain whether the Project may have a significant effect on the environment; and

WHEREAS, the Initial Study disclosed that all potential environmental impacts from the Project would be less than significant with the incorporation of mitigation measures, and there is no substantial evidence that the Project will have a significant effect on the environment; and

WHEREAS, on the basis of the Initial Study, Dodson prepared a proposed Mitigated Negative Declaration for the Project pursuant to CEQA and the Guidelines; and

WHEREAS, the District has made the Draft Initial Study and Mitigated Negative Declaration (“IS/MND”) available for review and comment by the general public and public agencies; and

WHEREAS, the 30-day public review period of the Draft IS/MND commenced on March 8, 2022, and ended on April 6, 2022; and

WHEREAS, the District published a Notice of Availability in the local newspaper on March 8, 2022 and posted a copy of the Notice of Intent, Draft Mitigated Negative Declaration and Draft Initial Study document at San Bernardino County Clerk, and District Offices on March 8, 2022; and

WHEREAS, the District published a copy of the Notice of Intent, Notice of Completion, Document Summary Form, Draft Mitigated Negative Declaration and Draft Initial Study document with the State Office of Planning and Research (“State Clearinghouse”) on March 8, 2022; and

WHEREAS, the District received three letters with comments and concerns regarding the content of the Draft IS/MND from selected state agencies, some of which were obtained through the State Clearinghouse; and

WHEREAS, the District provided a copy of the Responses to Comments received to all parties that commented on the Draft IS/MND in advance of the public hearing at which the Project will be considered; and

WHEREAS, the Final IS/MND that includes the proposed Mitigation Monitoring and Reporting Program (“MMRP”) has been prepared pursuant to CEQA and the Guidelines; and

WHEREAS, the District’s Board of Directors has reviewed and considered the Final IS/MND and MMRP for the Project, and has considered all written comments on the Draft IS/MND, all written and oral comments thereto received during the public hearing process, and all written and oral responses to said comments.

NOW THEREFORE BE IT RESOLVED that the Board of Directors of the Phelan Piñon Hills Community Services District makes the determinations and findings and takes the actions as referenced below pursuant to CEQA and the Guidelines:

- The foregoing recitals are true and correct;
- Each and all of the findings and determinations contained herein are based upon competent and substantial evidence, either oral, written, or both, contained in the entire administrative record relating to the Project;
- The Board reviewed and considered the information contained in the IS/MND including, without limitation, the Draft Initial Study, any comments from the public and/or interested agencies, responses to comments received from the public and/or interested agencies were provided by the District to the input received, and any comments made at the public hearing or contained in the administrative record for the Project prior to approving the Project; and
- The Board hereby certifies the following with respect to the IS/MND:
 - That the Final IS/MND prepared for the Project contains a complete and accurate reporting of the environmental impacts associated with the Project; and
 - That the Final IS/MND has been completed in compliance with CEQA and the Guidelines and is hereby certified as adequate and complete; and
 - That the Final IS/MND was presented to the Board of Directors of the Phelan Piñon Hills Community Services District and that Board reviewed and considered the information contained in the Final IS/MND prior to adopting

the Final IS/MND which reflects the independent judgment and analysis of the District.

FURTHER, BE IT RESOLVED that the Board of Directors of the Phelan Piñon Hills Community Services District hereby certifies the Final IS/MND attached hereto as Exhibit A and incorporated herein by this reference; and

FURTHER, BE IT RESOLVED that the Board of Directors of the Phelan Piñon Hills Community Services District hereby approves the Project; and

FURTHER, BE IT RESOLVED that District staff is hereby directed to prepare for filing with the appropriate governmental agency(ies) a written Notice of Determination memorializing the Board's determination of the IS/MND certification as to the Project and approval of the Project; and

FURTHER, BE IT RESOLVED that the General Manager of the Phelan Piñon Hills Community Services District or his representative is authorized to initiate such steps as appropriate and necessary to: (i) prepare final construction plans, specifications and estimates; (ii) obtain necessary permits and approvals for the construction of the Project, (iii) take such other steps as may be necessary to construct the Project; and (iv) bring back to this Board any appropriate recommendations to further implement the foregoing.

FURTHER, BE IT RESOLVED that the location and custodian of records with respect to all of the relevant documents and any other material which constitute the administrative record for the IS/MND are as follows: 4176 Warbler Road, Phelan, California 92371.

ADOPTED this 18th day of May, 2022.

AYES:
NOES:
ABSTAIN:
ABSENT:

BY _____
President, Board of Directors

ATTEST:

BY _____
Secretary, Board of Directors

FINAL INITIAL STUDY

FOR THE

PHELAN PIÑON HILLS
COMMUNITY SERVICES DISTRICT
WELL DEVELOPMENT PROJECT

Prepared for:

Phelan Piñon Hills Community Services District
4176 Warbler Road
Phelan, California 92371

Prepared by:

Tom Dodson & Associates
P.O. Box 2307
San Bernardino, California 92406
(909) 882-3612

April 2022

TABLE OF CONTENTS

Comment Letters and Responses to Comments

Mitigation Monitoring and Reporting Program

(Revised) Draft Initial Study (w/ Appendices)

COMMENT LETTERS AND RESPONSES TO COMMENTS

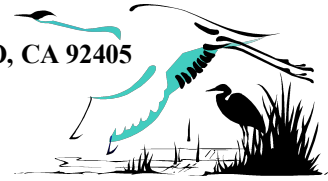
TOM DODSON & ASSOCIATES

PHYSICAL ADDRESS: 2150 N. ARROWHEAD AVENUE SAN BERNARDINO, CA 92405

MAILING ADDRESS: PO BOX 2307, SAN BERNARDINO, CA 92406

TEL (909) 882-3612 • FAX (909) 882-7015

E-MAIL TDA@TDAENV.COM



MEMORANDUM

April 7, 2022

From: Kaitlyn Dodson-Hamilton

To: Mr. George Cardenas

Subj: Completion of the Mitigated Negative Declaration for the Phelan Piñon Hills Community Services District Well Development Project (SCH# 2022030213)

The Phelan Piñon Hills Community Services District (District) received a total of three written comments on the proposed Mitigated Negative Declaration for the Well Development Project (SCH# 2022030213). CEQA requires a Mitigated Negative Declaration to consist of the Initial Study; copies of the comments; any responses to comments as compiled on the following pages; and any other project-related material prepared to address issues evaluated in the Initial Study/Mitigated Negative Declaration (IS/MND).

For this project, the original Initial Study will be utilized as one component of the Final Mitigated Negative Declaration (MND) package. The attached responses to comments, combined with the Initial Study and the Mitigation Monitoring and Reporting Program, constitute the Final MND package that will be used by the District to consider the environmental effects of implementing the proposed project.

The following parties submitted comments. The comments in this letter are addressed in the attached Responses to Comments:

1. Mojave Desert Air Quality Management District
2. California Department of Fish and Wildlife
3. Lahonton Regional Water Quality Control Board

Because mitigation measures are required for this project to reduce potentially significant impacts to a less than significant level, the Mitigation Monitoring and Reporting Program (MMRP) attached to this package is required to be adopted as part of this Final MND package. The MMRP has been incorporated by reference to this package for approval and implementation. The District consideration of the proposed project and adoption of the Mitigated Negative Declaration will occur at a hearing on May 4, 2022.

Do not hesitate to give me a call if you have any questions regarding the contents of this package.

A handwritten signature in black ink, appearing to read 'Kaitlyn Dodson-Hamilton'.

Kaitlyn Dodson-Hamilton

Attachments

Comment Letter #1

Mojave Desert Air Quality Management District

Brad Poiriez, *Executive Director*
14306 Park Avenue, Victorville, CA 92392-2310
760.245.1661 • Fax 760.245.2022
www.MDAQMD.ca.gov • @MDAQMD



March 15, 2022

George Cardenas
Phelan Piñon Hills Community Services District
4176 Warbler Road
Phelan, CA 92371

Subject: Phelan Piñon Hills CSD Well Development Project

Mr. Cardenas:

1-1 | The Mojave Desert Air Quality Management District (District) has received the Request for Comments for the Phelan Piñon Hills CSD Well Development project, a proposal to establish 2 new water wells (No. 15 and 16) within the Phelan Piñon Hills Community in the High Desert region of San Bernardino County.

1-2 | We have reviewed the project as proposed and based on the information available to us at this time, the District requires that fugitive dust best management practices (including but not limited to applicable provisions of District Rule 403) are implemented on all non-paved transport roads, access points, and parking areas. Additionally, the District also requires that the proponent obtain District permits for any miscellaneous process equipment that may not be exempt under District Rule 219 including, but not limited to internal combustion engines with a manufacture's maximum continuous rating greater than 50 brake horsepower.

1-3 | Thank you for the opportunity to review this planning document. If you have any questions regarding this letter, please contact me at (760) 245-1661, extension 6726, or Bertrand Gaschot at extension 4020.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Alan J. De Salvo', is written over a light blue horizontal line.

Alan J. De Salvo
Deputy APCO

AJD/bg

Phelan Pinon Hills CSD Wells 15 & 16

RESPONSES TO COMMENTS
LETTER #1
MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT

- 1-1 Your comment is noted and will be made available to the District Board prior to a decision on the proposed project.
- 1-2 Your comment is noted and will be made available to the District Board prior to a decision on the proposed project. The Community Services District will comply with the fugitive dust BMP requirements referenced in this section through the implementation of mitigation measures (MMs) **AIR-1** through **AIR-6**. Where applicable, the District will be obtained District permits for process equipment that is not exempt under District Rule 219, though the District does not believe any such permits will be required.
- 1-3 Your comment is noted and will be made available to the District Board prior to a decision on the proposed project. The contact information provided will be retained in the project file.



State of California – Natural Resources Agency
DEPARTMENT OF FISH AND WILDLIFE
Inland Deserts Region
3602 Inland Empire Boulevard, Suite C-220
Ontario, CA 91764
www.wildlife.ca.gov

GAVIN NEWSOM, Governor
CHARLTON H. BONHAM, Director



Comment Letter #2

April 5, 2022
Sent via email

George Cardenas
Engineering Manager
Phelan Pinon Hills Community Services District
4176 Warbler Road
Phelan, CA 92371

Subject: Mitigated Negative Declaration
Phelan Pinon Hills Community Services District Wells No.15 and 16
Development Project
State Clearing House No. 2022030213

Dear Mr. Cardenas:

2-1

The California Department of Fish and Wildlife (CDFW) received a Mitigated Negative Declaration (MND) from the Phelan Pinon Hills Community Services District (PPHCSD) for the Phelan Pinon Hills Community Services District Wells No.15 and 16 Development Project (Project) pursuant to the California Environmental Quality Act (CEQA) and CEQA Guidelines.¹

Thank you for the opportunity to provide comments and recommendations regarding those activities involved in the Project that may affect California fish and wildlife. Likewise, we appreciate the opportunity to provide comments regarding those aspects of the Project that CDFW, by law, may be required to carry out or approve through the exercise of its own regulatory authority under the Fish and Game Code.

2-2

CDFW ROLE

CDFW is California’s **Trustee Agency** for fish and wildlife resources and holds those resources in trust by statute for all the people of the State. (Fish & G. Code, §§ 711.7, subd. (a) & 1802; Pub. Resources Code, § 21070; CEQA Guidelines § 15386, subd. (a).) CDFW, in its trustee capacity, has jurisdiction over the conservation, protection, and management of fish, wildlife, native plants, and habitat necessary for biologically sustainable populations of those species. (*Id.*, § 1802.) Similarly for purposes of CEQA, CDFW is charged by law to provide, as available, biological expertise during public agency environmental review efforts, focusing specifically on projects and related activities that have the potential to adversely affect fish and wildlife resources.

¹ CEQA is codified in the California Public Resources Code in section 21000 et seq. The “CEQA Guidelines” are found in Title 14 of the California Code of Regulations, commencing with section 15000.

**RESPONSE TO COMMENT
LETTER #2
CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE**

- 2-1 The comment is noted and will be made available to the District decision-makers for consideration prior to a decision on the proposed project. The District acknowledges the role of the California Department of Fish and Wildlife's (CDFW) as a commenter on this project.

- 2-2 The District acknowledges the CDFW's role as a Trustee Agency, and as Responsible Agency under CEQA for this project, and understands that authorization as provided by the Fish and Game Code for several project-related activities may be required.

George Cardenas, Engineering Manager
 Phelan Pinon Hills Community Services District
 April 5, 2022
 Page 2 of 22

2-2
 cont'd

CDFW is also submitting comments as a **Responsible Agency** under CEQA. (Pub. Resources Code, § 21069; CEQA Guidelines, § 15381.) CDFW expects that it may need to exercise regulatory authority as provided by the Fish and Game Code. As proposed, for example, the Project may be subject to CDFW's lake and streambed alteration regulatory authority. (Fish & G. Code, § 1600 et seq.) Likewise, to the extent implementation of the Project as proposed may result in "take" as defined by State law of any species protected under the California Endangered Species Act (CESA) (Fish & G. Code, § 2050 et seq.), the project proponent may seek related take authorization as provided by the Fish and Game Code.

ASSEMBLY BILL (AB) 819

Assembly Bill (AB) 819 was signed into law by Governor Gavin Newsom on July 16, 2021, and became effective January 1, 2022. AB 819 requires lead agencies to submit certain environmental documents and notices electronically to the State Clearing House (SCH) at Office of Planning and Research (OPR). Thus, as of January 1, 2022, lead agencies must take the following actions to comply with CEQA:

2-3

- File on CEQAnet – Draft Environmental Impact Reports (DEIR), proposed Negative Declarations (ND), proposed Mitigated Negative Declarations (MND) must be filed electronically on CEQAnet (<https://ceqanet.opr.ca.gov/>) – as opposed to submitting hard copies.
- Post on Agency website – Draft, proposed, and final environmental documents – including DEIRs, EIRs, NDs, MNDs – as well as any Notice of Preparation (NOP), Notice of Determination (NOD), Notice of Completion, or Notice of Scoping Meetings must be posted on the lead agency's website if it has one. Also, Notices of Availability (NOAs) and hearings related to the DEIR or ND are required to be posted on the lead agency's website, in addition to prior methods of giving notice.
- File and Post with County – NODs must be filed electronically with the county clerk if electronic filings are offered by the county. There is an option to post NODs either in the county clerk's office or on the county clerk's website for a period of 30 days. Additionally, NOPs and NOAs will need to be posted on the county clerk's website and physically, by hard copy, in the county clerk's office.
- Option to email NOPs – If an EIR is required, any NOP may be emailed, rather than mailed, to each entity requiring personal notice – the responsible agency, any public agency with jurisdiction over natural resources affected by the project, and OPR.
- State Agency Filings – State lead agencies are required to file NODs and NOEs electronically on CEQAnet and no longer need to submit hard copies. The filed notice must be available for public inspection on the OPR website for not less than 12 months.
- Public Agency Notice of Completion – Public agencies must file notices of completion on CEQAnet, rather than mailing a paper copy.

2-3 The comment is noted and will be made available to the District decision-makers for consideration prior to a decision on the proposed project. The provisions of AB 819 have been complied with by the District on behalf of the proposed project, and will be complied with throughout the remainder of the CEQA process.

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PROJECT DESCRIPTION SUMMARY

2-4

The Project site is located in the City of Phelan, San Bernadino County, California. The Project proposes the development of two new wells: Well No.15 and Well No. 16. Well No. 15 is proposed to be located at Latitude 34.519263 N and Longitude - 117.582832 W at the northwest corner of the intersection of Crudup Road and Azalea Road on Assessor's Parcel Number (APN) 3101-031-04. Well No.16 is proposed to be located at Latitude 34.488218 N and Longitude -117.573450 W north of the intersection of Sheep Creek Road and Cayucos Drive on APN 3098-071-05.

Timeframe: Construction is proposed to begin in the spring of 2022, with both wells becoming operational by the end of 2022.

COMMENTS AND RECOMMENDATIONS

2-5

CDFW has several concerns regarding the Project's MND. CDFW is concerned that the MND does not include any mitigation measures (MM), including but not limited to biological (BIO) measures. Instead, the MND states that all mitigation measures identified in the Initial Study (IS) are proposed for adoption and that these measures will be implemented if the MND is adopted.

The Project may have potentially significant impacts on fish and wildlife resources and therefore the following considerations should be included in the final and adopted MND (termed hereafter as 'final MND'): 1) presence of western Joshua tree (*Yucca brevifolia*), a Candidate for Threatened California Endangered Species Act (CESA)-listed species on the Project site, 2) Fish and Game Code section 1602 resources on the Project site, 3) the potential presence for burrowing owl (*Athene cunicularia*), a species of special concern, on the Project site, and 4) the potential presence of desert tortoise (*Gopherus agassizii*), a state-threatened, proposed endangered species under CESA on the Project site. To ensure adequate mitigation for the Projects potentially significant impacts on fish and wildlife resources, the final MND should consider all the avoidance, minimization and mitigation measures recommended by CDFW in this letter.

2-6

CDFW determined that based on review of aerial photography from the California State Water Resources Control Board, APN 3101-031-04 contains at least one ephemeral drainage feature adjacent to Well No. 15 and APN 3098-071-05 contains at least two ephemeral drainage features adjacent to Well No. 16. CDFW appreciates that a Jurisdictional Delineation (JD) was conducted. The JD recognizes that the ephemeral stream located on APN 3098-071-05 and the ephemeral steam located on APN 3101-031-04 are subject to Fish and Game Code section 1602. In addition, CDFW identified a third ephemeral stream located on APN 3098-071-05, also subject to Fish and Game Code section 1602. CDFW is not clear on whether Well No. 15 and Well No. 16 will extract water from the adjacent ephemeral streams and therefore cannot agree with the JD that all Project related impacts (permanent and temporary) will be restricted to outside of Fish and Game Code section 1602 resources and that, therefore, the Project

- 2-4 The project description summary outlined in this comment are accurate.
- 2-5 CDFW seems to misunderstand the contextual differences between an MND and an Initial Study under CEQA. The IS/MND includes mitigation measures, including the mitigation measures addressing biological resources that were addressed in the Initial Study. As stated in the letter provided as a prelude to these responses to comments, CEQA requires a Mitigated Negative Declaration to consist of the Initial Study; copies of the comments; any responses to comments as compiled on the following pages; a Mitigation Monitoring and Reporting Program; and any other project-related material prepared to address issues evaluated in the IS/MND. The MMRP has been incorporated into the Final IS/MND, which will be considered for adoption as a whole MND package before the District Board in April.

The concerns expressed in the second paragraph of this comment are addressed below under responses to comments 2-6 through 2-19.

- 2-6 The comment is noted and will be made available to the District decision-makers for consideration prior to a decision on the proposed Project. Note that the field survey conducted by Jacobs, which informed the Biological Resources Assessment, determined that the ephemeral streams located within the project site do meet the definition of State waters, but would not be impacted by the project for the following reasons: the project has been designed to be located outside of the delineated areas by a margin of at least 25 feet, and the proposed project would not extract water from the adjacent streams. As described in the Initial Study, the proposed project would install groundwater wells that are anticipated to be drilled at least 1,000 feet below ground surface (bgs) extracting water from the Oeste Subarea Mojave Basin Area (MBA) (pg. 49), and as such would not extract water from the adjacent ephemeral streams as suggested in this comment.

This comment indicates that CDFW staff has performed an aerial review of the Project site and a third ephemeral stream was believed to be identified, but a qualified biologist reviewed the site in-person for the presence of riverine/riparian/wetland habitat and jurisdictional waters (i.e., WoUS), as regulated by the United States Army Corps of Engineers (USACE) and RWQCB, and/or jurisdictional streambed and associated riparian habitat as regulated by the CDFW and determined that there are no drainage features with a discernable bend and bank, riparian habitat, or other features that would fall under Section 1600 of the FGC. Therefore, the District respectfully disagrees that there is evidence of an additional ephemeral streams that would require notification of a streambed alteration to CDFW, and furthermore, the District has further elucidated that the manner by which the District would obtain water through the provision of the two new wells is by way of groundwater extraction, and as such the District does not anticipate that any notification will be provided and the mitigation measure suggested by CDFW will not be incorporated into the Final IS/MND.

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2-6
cont'd

will not result in any impacts to “waters of the State”. PPHCSD should submit to CDFW a Lake or Streambed Alteration (LSA) Notification, as outlined in MM BIO-9 below (see 7. LSA Notification) to obtain written correspondence from CDFW stating that either notification under section 1602 of the Fish and Game Code is not required for the Project, or that notification is required and a CDFW-executed Lake and Streambed Alteration Agreement (LSAA) will need to be obtained. Please note that CDFW’s issuance of an LSAA, or written verification from CDFW that a LSAA is not needed, is an administrative action subject to CEQA; however, if an MND is not adopted, the IS cannot be used by CDFW to demonstrate compliance with CEQA and, consequently, CDFW cannot issue an LSAA.

2-7

CDFW determined based on aerial imagery and on the Biological Resources Assessment (BRA), that WJT are present within the immediate vicinity of proposed Well No. 16 on APN 3098-071-05. CDFW is not clear whether WJT is present in the vicinity of proposed Well No. 15 on APN 3101-031-04, since no focused surveys were conducted to quantify WJT presence on either APN 3101-031-04 or APN 3098-071-05. If the Project has the potential to result in “take” (California Fish and Game Code Section 86 defines “take” as “hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill”) of WJT, CDFW recommends that PPHCSD: (1) obtain a CESA Incidental Take Permit (ITP), (2) quantify in the final MND WJT presence, (3) assess direct impacts to WJT individuals, WJT seedbank, and indirect impacts to WJT from destruction or modification of habitat at the Project location, as described in item six below (see 6. WJT), and (4) adopt MM BIO-8 below (see 6. WJT), which describes the CESA and ITP processes.

2-8

The BRA states that focused surveys were conducted for desert tortoise in January 2022. However, surveys were completed outside of the desert tortoise active season (active season is typically April to May or September to October) when desert tortoise are unlikely to be detected. The BRA concludes that “No desert tortoise individuals or sign including desert tortoise burrows, scat, carcasses or other sign were observed”. CDFW cannot agree with this conclusion since surveys were conducted outside of the desert tortoise active season. CDFW appreciates that MM BIO-2 requires pre-construction desert tortoise surveys, although CDFW is concerned that MM BIO-2 lacks the appropriate CESA Incidental Take authorization if desert tortoise were to be found on-site during the pre-construction surveys. To address potential take of desert tortoise, CDFW recommends the below revisions to MM BIO-2 (see 2. Desert Tortoise), that PPHCSD should include in the final MND.

2-9

CDFW appreciates that a habitat assessment for burrowing owl was conducted even though the habitat assessment yielded “no observation of burrowing individuals, appropriately sized mammal burrows, burrow surrogates, or sign including castings, feathers or whitewash”. CDFW also appreciates the inclusion of MM BIO-4, which requires a pre-construction burrowing owl survey, and MM BIO-5, which considers avoidance of nesting burrowing owls, an impact assessment, passive relocation, and mitigation in accordance with the 2012 Staff Report on Burrowing Owl Mitigation

2-7 As noted on page 12 of the Initial Study, the proposed project is located in an area containing Western Joshua trees (WJTs), but does not anticipate the removal of any WJTs, as the site has been designed to avoid impacting any such trees and seedlings located within the area of proposed disturbance during either construction or located within the operational area during future operation of the proposed wells. The Initial Study acknowledges that WJTs is a CESA candidate species and are therefore afforded full protection from take by the CDFW during the listing process while the CDFW reviews the listing petition for this species, and that the project must and will therefore avoid impacting this species.

San Bernardino County Information Bulletin IB-0016¹ dated February 12, 2021 recommends the following field investigation findings should be carried out on a site that may contain WTJ's:

- Clear Avoidance: If it is determined that no WJT will be affected by the proposed grading/construction, the project can proceed. There must be a forty (40) foot clearance between the area of disturbance and the trunk of any WJT.
- Expert Determination of Avoidance: If it is found that the proposed grading/construction is within forty (40) feet of a WJT, the applicant may seek a determination from a Desert Native Plant Specialist to attest to and confirm avoidance of the WJT. The specialist's report may specify protective measures to ensure that the proposed grading/construction will avoid any impact constituting a take of any western Joshua tree.
- State Permit Required for Take: If it is determined that the proposed grading/construction would require a WJT take, the project may be redesigned to avoid impact to the tree, or the applicant must obtain an Incidental Take Permit from the California Department of Fish and Wildlife before the project can proceed.

It should be noted that the biologist overseeing the preparation of the BRA is a Desert Native Plan Specialist. Additionally, as the proposed project is located in Unincorporated County of San Bernardino, the District finds that it is appropriate to utilize the informational bulletin as guidance for how to proceed with construction given the presence of WJT within the project site and general project area. As such, the District considers modification of MM **BIO-1**, below, sufficient to address the concerns raised in this comment pertaining to WJT. Please note that the modifications provided herein also address the recommended modifications to MM **BIO-1** proposed in comment 2-13. The following modified MM is hereby incorporated by reference into the Final IS/MND:

BIO-1 *A qualified biologist shall develop a Worker Environmental Awareness Program (WEAP) that ~~shall will~~ include information on general and special status species, including but not limited to western Joshua tree (Yucca brevifolia), burrowing owl (Athene cunicularia), and desert tortoise (Gopherus agassizii) within the project area, identification of these species and their habitats, current conservation status, techniques and mitigation measures that shall be being implemented during construction to avoid impacts to species, such as western Joshua tree, burrowing owl, desert tortoise, consequences of killing or injuring an individual of a listed species, and reporting procedures when encountering listed or sensitive species.*

Mitigation for western Joshua tree shall proceed as follows:

1. The limits of disturbance or construction envelope shall be carried out at least 40 feet from the nearest for western Joshua tree (WJT) canopy, and shall not encroach upon any WJT or WJT seedlings. The biological monitor who shall be

¹ <http://www.sbcounty.gov/Uploads/LUS/BandS/Handouts/IB-0016.pdf>

present for all project activities, as required by MM BIO-6, shall ensure that the 40-foot buffer is maintained for the duration of construction.

2. If the limits of disturbance or construction envelope cannot be carried out at least 40 feet from the nearest for WJT canopy, the District shall retain the services of a Desert Native Plant Specialist to attest to and confirm avoidance of the WJT. The specialist's report may specify protective measures to ensure that the proposed grading/construction will avoid any impact constituting a take of any WJT. The biological monitor who shall be present for all project activities, as required by MM BIO-6, shall ensure that the protective measures identified in the specialist's report are adhered to for the duration of construction.
3. If the provisions of items 1 and 2 cannot be met, the project may be redesigned to avoid impact to the WJT, only where the design falls within the of construction limits and area described or depicted in the March 2022 IS/MND, or the District must obtain an Incidental Take Permit (ITP) from the California Department of Fish and Wildlife before the project can proceed.
 - Permanent protection and perpetual management of compensatory habitat is necessary and required pursuant to CESA to fully mitigate Project-related impacts of the taking of CESA-listed species. The ITP shall specify the mitigation necessary to protect WJT and compensate for loss of or impacts to this species.

MMs BIO-2 through BIO-7 address potential impacts to burrowing owl, desert tortoise, and nesting birds.

Construction crews, foremen, and other personnel potentially working on site will attend this education program and place their name on a sign-in sheet. This briefing shall include provisions of any requirements required for the project. The contractor shall implement Worker Environmental Awareness Program (WEAP) training on the first day of work and periodically throughout construction as needed.

To ensure that no net loss of function and value will occur as a result of the Project, site facilities, equipment staging areas, and excavated soil stockpiles shall be ~~microsit~~ placed outside of Fish and Game Code section 1602 resources, including stream channels and associated floodplain areas. Buffer areas shall be identified, and exclusion fencing shall be used to protect Fish and Game Code section 1602 resources ~~the water resource~~ and to prevent unauthorized vehicles or equipment from entering or otherwise disturbing Fish and Game Code section 1602 resources ~~the surface waters~~. Equipment shall use existing roadways or new roads, outside of Fish and Game Code section 1602 resources ~~to the extent feasible~~.

The above modification constitutes a modification to a mitigation measure that does not require recirculation pursuant to CEQA Section 15073.5(c). The above measure would be equal to or more effective than that which was incorporated into the Initial Study.

2-8 The District agrees to modify MM **BIO-2** to address the intent of the modifications recommended in this comment, which is to address the potential take of desert tortoise in greater detail, with more specificity than was identified in the Draft IS/MND. The mitigation modification recommendations are addressed under response to comment 2-14, below.

2-9 The comment is noted and will be made available to the District decision-makers for consideration prior to a decision on the proposed Project. The mitigation modification recommendations are addressed under response to comment 2-15, below.

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2-9 cont'd (California Department of Fish and Wildlife, 2012). CDFW offers mitigation and survey recommendations for MM BIO-4 and MM BIO-5 below (see 4. Burrowing Owl).

2-10 CDFW is concerned regarding the adequacy of MM BIO-7 proposed by PPHCSD to mitigate potential impacts to nesting birds, since MM BIO-7 defers guidelines for addressing active nests, establishing buffers, ongoing monitoring, establishment of avoidance and minimization measures, and reporting to a Nesting Bird Plan (NBP), which CDFW is not required to be signatory to. Thus, CDFW recommends revisions to MM BIO 7, as per below (see 5. Nesting Birds).

2-11 CDFW is further concerned that the analysis of plants conducted on the Project site is not sufficient to form a complete inventory of rare plants within the Project area, since the plant surveys performed were not floristic in nature, as recommended by CDFW in MM BIO-10 below (see 8. Sensitive Plants).

2-12 CDFW offers the mitigation measures presented below along with comments/recommendations to assist PPHCSD in adequately mitigating the Project's potentially significant impacts on WJT, desert tortoise, nesting birds, burrowing owl, sensitive plants, and Fish and Game Code section 1602 resources. CDFW requests that PPHCSD adopt the mitigation measures listed below and also found in Attachment 1 (Mitigation Monitoring and Reporting Program):

Biological Measures

1. Workers Environmental Awareness Program (WEAP). CDFW recommends MM BIO-1 be revised as follows (edits are in ~~strikethrough~~ and **bold**):

BIO-1

2-13 A qualified biologist shall develop a Worker Environmental Awareness Program (WEAP) that ~~shall will~~ include information on general and special status species, **including but not limited to western Joshua tree (*Yucca brevifolia*), burrowing owl (*Athene cunicularia*), and desert tortoise (*Gopherus agassizii*)** within the project area, identification of these species and their habitats, **current conservation status (i.e., rare, imperiled, vulnerable, CESA-listed)**, techniques and mitigation measures that **shall be** being implemented during construction to avoid impacts to species, **such as western Joshua tree, burrowing owl, desert tortoise**, consequences of killing or injuring an individual of a **CESA-listed** species, and reporting procedures when encountering **CESA-listed** or sensitive species. Construction crews, foremen, and other personnel potentially working on site will attend this education program and place their name on a sign-in sheet. This briefing shall include provisions of any requirements required for the project. The contractor shall implement Worker Environmental Awareness Program (WEAP) training on the first day of work and periodically throughout construction as needed.

- 2-10 The comment is noted and will be made available to the District decision-makers for consideration prior to a decision on the proposed Project. The mitigation modification recommendations are addressed under response to comment 2-16, below.
- 2-11 The commenter does not identify the specific reason a floristic survey should be completed, in that, no specific species are identified as species of concern. The CNDDDB results for Species and Habitats Documented within the Shadow Mountain SE and Phelan USGS 7.5-minute Quadrangles (Table 1 of the BRA, Appendix 2 to the IS/MND), indicates that only two plant species are known to occur within the project area, and neither are listed species. First, *Canbya candida* or the white pygmy-poppy was documented to occur only once in 1986 within the CNDDDB query for the Shadow Mountain SE and Phelan quads. The species was documented to occur at a location approximately 4.5 miles SE of the Project Area. Given the habitat and soils required to support this species, occurrence potential on site is low. No floristic survey is required to make this determination. Furthermore, *Opuntia basilaris* var. *brachyclada* or the short-joint beavertail, is not an annual species and thus would have been documented during the project footprint survey. This species was determined to be absent from the project area. Given that no other species have been documented to occur in the project quadrangles in the CNDDDB, the District respectfully disagrees that further surveys are required, and will not be performing floristic surveys as suggested by this comment and comment 2-19.
- 2-13 The District concurs with the recommended modifications to MM **BIO-1** provided in this comments and the mitigation measure has been modified as described in response to comment 2-7.

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2-13
cont'd

To ensure that no net loss of function and value will occur as a result of the Project, site facilities, equipment staging areas, and excavated soil stockpiles shall be ~~microsit~~ **placed outside of Fish and Game Code section 1602 resources, including stream channels and associated floodplain areas.** Buffer areas shall be identified, and exclusion fencing shall be used to protect **Fish and Game Code section 1602 resources** the water resource and to prevent unauthorized vehicles or equipment from entering or otherwise disturbing **Fish and Game Code section 1602 resources** the surface waters. Equipment shall use existing roadways or new roads, outside of Fish and Game Code section 1602 resources to the extent feasible.

2. Desert Tortoise. To address potential impacts to desert tortoise, CDFW recommends the following revisions to MM BIO-2 (edits are in ~~strikethrough~~ and **bold**):

BIO-2

2-14

During the desert tortoise active season (April to May or September to October) Preconstruction surveys for Desert Tortoise shall be conducted no more than 48 hours prior to initiation of Project activities and after any pause in Project activities lasting 30 days or more. Desert tortoise pre-construction surveys shall be conducted in accordance with the U.S. Fish and Wildlife Service 2019 desert tortoise survey methodology ~~14 days prior to new ground disturbance within each phase of development to verify that Mojave desert tortoise remains absent from the project area.~~ **The survey shall utilize perpendicular survey routes and 100-percent visual coverage for desert tortoise and their sign. Results of the survey shall be submitted to CDFW prior to construction start. If the survey confirms desert tortoise absence, the CDFW-approved biologist shall ensure desert tortoise do not enter the Project area. If the survey confirms presence of desert tortoise, the Project proponent shall submit to CDFW for review and approval a desert tortoise specific avoidance plan detailing the protective avoidance measures to be implemented to ensure complete avoidance of take to desert tortoise. If complete avoidance cannot be achieved, CDFW recommends the Project proponent not undertake Project activities and Project activities be postponed until appropriate authorization (i.e., CESA ITP under Fish and Game Code section 2081) is obtained.**

3. Biological Monitor. CDFW recommends MM BIO-3 be revised as follows (edits are in ~~strikethrough~~ and **bold**):

BIO-3

2-15

A qualified biological monitor **approved by CDFW** shall be present during **all Project** ~~the initial ground disturbing activities (clearing, grubbing and initial grading)~~ to ensure no **burrowing owl (*Athene cunicularia*), desert tortoise (*Gopherus agassizii*), or other sensitive species** resources wandered onto the site and to ensure no impacts will result **to sensitive species during Project activities** ~~construction.~~

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4. Burrowing Owl. CDFW appreciates that MM BIO-4 to BIO-5 closely follow previous CDFW-suggested mitigation measures for burrowing owl and thus offers the below minor revisions to MM BIO-4-MM to BIO-6 (edits are in ~~strike through~~ and **bold**):

BIO-4

Preconstruction presence/absence surveys for burrowing owl shall be conducted no less than 14 days prior to **initiation of any Project onsite** ~~ground disturbing~~ activity by a qualified biologist. The burrowing owl surveys shall be conducted pursuant to the recommendations and guidelines established by the California Department of Fish and Wildlife in the “California Department of Fish and Wildlife 2012 Staff Report on Burrowing Owl Mitigation.” In the event this species **and sign thereof** is not identified within the Project limits, no further mitigation is required, and a letter shall be prepared by the qualified biologist documenting the results of the survey. The letter shall be submitted to CDFW prior to commencement of Project activities. If during the preconstruction survey, ~~the burrowing owl~~ **or sign thereof** is found ~~to occupy the on-site~~, Mitigation Measure BIO-**25** shall be required.

BIO-5

2-15
cont'd

If burrowing owls are identified during the **pre-construction presence/absence** survey period **detailed in BIO-4**, **CDFW shall be notified immediately** and **Phelan Pinon Hills Community Service District (PPHCSD)** and/or the Applicant shall take the following actions to offset impacts prior to **Project initiation** ~~ground disturbance~~:

Active nests within the areas scheduled for disturbance or degradation shall be avoided **by establishing and flagging avoidance buffers according to “California Department of Fish and Wildlife 2012 Staff Report on Burrowing Owl Mitigation”** until fledging has occurred **and/or juvenile owls are no longer dependent on the burrows**, as confirmed by a qualified biologist. Following fledging **and confirmation that juvenile owls are no longer dependent on the burrows**, owls may be passively relocated by a qualified biologist, as described below.

If impacts on occupied burrows are unavoidable, onsite passive relocation techniques may be used if approved by the CDFW to encourage owls to move to alternative burrows provided by PPHCSD and/or the Applicant outside of the impact area. **Passive relocation shall only be implemented if a qualified biologist has determined that there are no nesting owls and/or juvenile owls are no longer dependent on the burrows.**

If relocation of the owls is approved for the site by CDFW, CDFW shall require PPHCSD and/or the Applicant to hire a qualified biologist to prepare a plan for relocating the owls to a suitable site and conduct an impact assessment. A qualified biologist shall prepare and submit a passive relocation program in accordance with Appendix E (i.e., Example

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Components for Burrowing Owl Artificial Burrow and Exclusion Plans) of the 2012 Staff Report on Burrowing Owl Mitigation (CDFG 2012) to the CDFW for review/approval prior to the commencement of disturbance activities onsite.

The relocation plan must include all of the following and as indicated in Appendix E:

- The location of the nest and owls proposed for relocation.
- The location of the proposed relocation site.
- **Land owner approval to relocate owls to the relocation site.**
- The number of owls involved and the time of year when the relocation is proposed to take place.
- The name and credentials of the biologist who will be retained to supervise the relocation.
- The proposed method of capture and transport for the owls to the new site.
- A description of site preparation at the relocation site (e.g., enhancement of existing burrows, creation of artificial burrows, one-time or long-term vegetation control).

The applicant shall conduct an impact assessment, in accordance with the Staff Report on Burrowing Owl Mitigation prior to commencing Project activities to determine appropriate mitigation, including the acquisition and conservation of occupied replacement habitat at no less than a 2:1 ratio.

2-15
cont'd

Prior to passive relocation, suitable replacement burrows site(s) shall be provided at a ratio of **no less than 2:1** and permanent conservation and management of burrowing owl habitat such that the habitat acreage, number of burrows and burrowing owl impacts are replaced consistent with the Staff Report on Burrowing Owl Mitigation including its Appendix A within designated adjacent conserved lands identified through coordination with CDFW and the PPHCSD and/or the Applicant. A qualified biologist shall confirm the natural or artificial burrows on the conservation lands are suitable for use by the owls. Monitoring and management of the replacement burrow site(s) shall be conducted and a reporting plan shall be prepared. The objective shall be to manage the replacement burrow sites for the benefit of burrowing owls (e.g., minimizing weed cover), with the specific goal of maintaining the functionality of the burrows for a minimum of 2 years.

A final letter report shall be prepared by the qualified biologist documenting the results of the passive relocation. The letter shall be submitted to CDFW.

BIO-6

Burrowing owl, **along with desert tortoise, western Joshua tree, and other sensitive species found on the Project site**, shall be included as one of the species covered in the WEAP that all construction crews, foremen, and other project personnel potentially working on site shall attend prior to the first day of work.

- 2-14 The District understands the need to notify the wildlife management agencies when dealing with a listed species. Because this species is listed with both United States Fish and Wildlife Service (USFWS) and CDFW, the District will interact with both agencies, but the first contact will be with USFWS. The District will work with both agencies to obtain an incidental take permit if needed. The modifications below, the District believes, meet the intent of the modifications to MM **BIO-2** recommended in this comment. Thus, the following modified MM is hereby incorporated by reference into the Final IS/MND:

BIO-2 Preconstruction surveys for Desert Tortoise shall be conducted no more than 48 hours prior to initiation of Project activities and after any pause in Project activities lasting 30 days or more. Desert tortoise pre-construction surveys shall be conducted in accordance with the U.S. Fish and Wildlife Service 2019 desert tortoise survey methodology 14 days prior to new ground disturbance within each phase of development to verify that Mojave desert tortoise remains absent from the project area. Exclusion barriers (e.g., silt fences) will be installed at the edge of the construction footprint and along the outer perimeter of Environmentally Sensitive Areas and Environmentally Restricted Areas as defined by the project biologist prior to the commencement of construction activities to restrict special-status species from entering the construction area during construction. The design specifications of the exclusion fencing will be determined through consultation with the USFWS and/or CDFW, as appropriate. If the biologist detects a desert tortoise, the biologist or applicant will contact the U.S. Fish and Wildlife Service and California Department of Fish and Wildlife immediately. If the survey confirms presence of desert tortoise, the biologist will make a determination regarding tortoise mitigation: (1) if a biological monitor should be present at the site during all clearing and grubbing activities above grade; (2) if desert tortoise fencing needs to be installed around the perimeter of the construction work zone; or (3) if no further action is required. The biologist/monitor should remain on-call during construction activities to respond to a circumstance where a desert tortoise wanders into the construction area. If complete avoidance cannot be achieved, the District shall obtain an ITP first from the USFWS and also a CESA ITP from the CDFW under Fish and Game Code section 2081.

The above modification constitutes a modification to a mitigation measure that does not require recirculation pursuant to CEQA Section 15073.5(c). The above measure would be equal to or more effective than that which was incorporated into the Initial Study.

- 2-15 The District concurs with the intent of the recommended modifications to MMs **BIO-3** through **BIO-5** provided in this comments and, the following modified MMs are hereby incorporated by reference into the Final IS/MND:

BIO-3 A qualified biological monitor shall be present during ~~the initial ground disturbing activities (clearing, grubbing and initial grading)~~ all project activities to ensure no burrowing owl (*Athene cucularia*), desert tortoise (*Gopherus agassizii*), or other sensitive ~~species resources~~ wander onto the site and to ensure no impacts will result to sensitive species during Project installation construction.

BIO-4 Preconstruction presence/absence surveys for burrowing owl shall be conducted no less than 14 days prior to initiation of any onsite ground disturbing activity by a qualified biologist. The burrowing owl surveys shall be conducted pursuant to the recommendations and guidelines established by the California Department of Fish and Wildlife in the "California Department of Fish and Wildlife 2012 Staff Report on Burrowing Owl Mitigation." In the event this species and sign thereof is not identified within the Project limits, no further mitigation is required, and a letter shall be prepared by the qualified biologist documenting the results of the survey. The letter shall be submitted to CDFW prior to commencement of Project activities. If during the preconstruction survey, the burrowing owl and sign thereof is found to occupy the onsite, Mitigation Measure BIO-5 ~~BIO-2~~ shall be required.

BIO-5 If burrowing owls are identified during the pre-construction presence/absence survey period detailed in MM BIO-4, CDFW shall be notified immediately and PPHCSD ~~and/or~~

~~the Applicant shall take the following actions to offset impacts prior to ground disturbance:~~

Active nests within the areas scheduled for disturbance or degradation shall be avoided by establishing and flagging avoidance buffers according to the 2012 Staff Report on Burrowing Owl Mitigation (CDFG 2012) until fledging has occurred and/or juvenile owls are no longer dependent on the burrows, as confirmed by a qualified biologist. Following fledging and confirmation that juvenile owls are no longer dependent on the burrows, owls may be passively relocated by a qualified biologist, as described below.

If impacts on occupied burrows are unavoidable, onsite passive relocation techniques may be used if approved by the CDFW to encourage owls to move to alternative burrows provided by PPHCSD and/or the Applicant outside of the impact area. Passive relocation shall only be implemented if a qualified biologist has determined that there are no nesting owls and/or juvenile owls are no longer dependent on the burrows.

If relocation of the owls is approved for the site by CDFW, CDFW shall require PPHCSD and/or the Applicant to hire a qualified biologist to prepare a plan for relocating the owls to a suitable site and conduct an impact assessment. A qualified biologist shall prepare and submit a passive relocation program in accordance with Appendix E (i.e., Example Components for Burrowing Owl Artificial Burrow and Exclusion Plans) of the 2012 Staff Report on Burrowing Owl Mitigation (CDFG 2012) to the CDFW for review/approval prior to the commencement of disturbance activities onsite.

The relocation plan must include all of the following and as indicated in Appendix E:

- The location of the nest and owls proposed for relocation.
- The location of the proposed relocation site.
- Land owner approval to relocate owls to the relocation site.
- The number of owls involved and the time of year when the relocation is proposed to take place.
- The name and credentials of the biologist who will be retained to supervise the relocation.
- The proposed method of capture and transport for the owls to the new site.
- A description of site preparation at the relocation site (e.g., enhancement of existing burrows, creation of artificial burrows, one-time or long-term vegetation control).

The applicant shall conduct an impact assessment, in accordance with the Staff Report on Burrowing Owl Mitigation prior to commencing Project activities to determine appropriate mitigation, including the acquisition and conservation of occupied replacement habitat at no less than a 2:1 ratio.

Prior to passive relocation, suitable replacement burrows site(s) shall be provided at a ratio of no less than 2:1 and permanent conservation and management of burrowing owl habitat such that the habitat acreage, number of burrows and burrowing owl impacts are replaced consistent with the Staff Report on Burrowing Owl Mitigation including its Appendix A within designated adjacent conserved lands identified through coordination with CDFW and the PPHCSD and/or the Applicant. A qualified biologist shall confirm the natural or artificial burrows on the conservation lands are suitable for use by the owls. Monitoring and management of the replacement burrow site(s) shall be conducted and a reporting plan shall be prepared. The objective shall be to manage the replacement burrow sites for the benefit of burrowing owls (e.g., minimizing weed cover), with the specific goal of maintaining the functionality of the burrows for a minimum of 2 years.

A final letter report shall be prepared by the qualified biologist documenting the results of the passive relocation. The letter shall be submitted to CDFW.

BIO-6 Burrowing owl, along with desert tortoise, western Joshua tree, and other sensitive species found on the Project site shall be included as one of the species covered in

the WEAP that all construction crews, foremen, and other project personnel potentially working on site shall attend prior to the first day of work.

The above modification constitutes a modification to mitigation measures that do not require recirculation pursuant to CEQA Section 15073.5(c). The above measures would be equal to or more effective than that which were incorporated into the Initial Study.

George Cardenas, Engineering Manager
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5. Nesting Birds. CDFW offers the following revisions to BIO-7 (edits are in ~~strikethrough~~ and **bold**):

BIO-7

All Project activities on-site shall be conducted outside of the nesting bird season (generally, raptor nesting season is January 1 through September 15; and passerine bird nesting season is February 1 through September 1) to the maximum extent feasible. If Project activities begin during the non-nesting season (non-nesting season is typically from September 16 through December 31), a pre-construction survey shall be performed by a qualified biologist to verify the absence of nesting birds. A qualified biologist shall conduct the pre-activity survey within the Project area (including access routes) and a 300- foot buffer surrounding the Project area, no more than two hours prior to initiating Project activities.

If Project activities begin during the nesting bird season (generally, raptor nesting season is January 1 through September 15; and passerine bird nesting season is February 1 through September 1), Nesting bird surveys shall be conducted by a qualified avian biologist no more than three (3) days prior to **Project initiation**.

2-16

Preconstruction surveys shall focus on both direct and indirect evidence of nesting, including nest locations and nesting behavior. The qualified avian biologist will make every effort to avoid potential nest predation as a result of survey and monitoring efforts. If active nests **containing eggs or young** are found during the preconstruction nesting bird surveys, a **qualified biologist shall establish an appropriate nest buffer to be marked on the ground and discussed in the WEAP**. ~~Nesting Bird Plan (NBP) shall be prepared and implemented by the qualified avian biologist. At a minimum, the NBP shall include guidelines for addressing active nests, establishing buffers, ongoing monitoring, establishment of avoidance and minimization measures, and reporting. The size and location of all buffer zones, if required, shall be based on the nesting species, individual/pair's behavior, nesting stage, nest location, its sensitivity to disturbance, and intensity and duration of the disturbance activity. To avoid impacts to nesting birds, any grubbing or vegetation removal should occur outside peak breeding season (typically February 1 through September 1).~~ **Nest buffers are species-specific and shall be at least 100 feet for passerines and 300 feet for raptors. A smaller or larger buffer may be determined by the qualified biologist familiar with the nesting phenology of the nesting species and based on nest and buffer monitoring results.**

Established buffers shall remain on site until a qualified biologist determines the young have fledged or the nest is no longer active. Active nests and adequacy of the established buffer distance shall be monitored daily by the qualified biologist until the qualified biologist has determined the young have fledged or the Project has been completed. The qualified biologist has the authority to stop work if nesting pairs exhibit signs of disturbance.

- 2-16 The District concurs with the intent of the recommended modifications to MM **BIO-7** provided in this comments and, the following modified MM is hereby incorporated by reference into the Final IS/MND:

BIO-7 All Project activities on-site shall be conducted outside of the nesting bird season (generally, raptor nesting season is January 1 through September 15; and passerine bird nesting season is February 1 through September 1) to the maximum extent feasible. If Project activities begin outside of nesting season, a pre-construction survey shall be performed by a qualified biologist to verify the absence of nesting birds. A qualified biologist shall conduct the pre-activity survey within the Project footprint (including access routes) and a 300-foot buffer surrounding the Project area, no more than two hours prior to initiating Project activities.

If Project activities begin during the nesting bird season (generally, raptor nesting season is January 1 through September 15; and passerine bird nesting season is February 1 through September 1), nesting bird surveys shall be conducted by a qualified avian biologist no more than three (3) days prior to Project initiation. Preconstruction surveys shall focus on both direct and indirect evidence of nesting, including nest locations and nesting behavior. The qualified avian biologist will make every effort to avoid potential nest predation as a result of survey and monitoring efforts. If active nests containing eggs or young are found during the preconstruction nesting bird surveys, a qualified biologist shall establish an appropriate nest buffer to be marked on the ground and discussed in the WEAP. Nesting Bird Plan (NBP) shall be prepared and implemented by the qualified avian biologist. At a minimum, the NBP shall include guidelines for addressing active nests, establishing buffers, ongoing monitoring, establishment of avoidance and minimization measures, and reporting. The size and location of all buffer zones, if required, shall be based on the nesting species, individual/pair's behavior, nesting stage, nest location, its sensitivity to disturbance, and intensity and duration of the disturbance activity. To avoid impacts to nesting birds, any grubbing or vegetation removal should occur outside peak breeding season (typically February 1 through September 1). Nest buffers are species-specific and shall be at least 100 feet for passerines and 300 feet for raptors. A smaller or larger buffer may be determined by the qualified biologist familiar with the nesting phenology of the nesting species and based on nest and buffer monitoring results. Established buffers shall remain on site until a qualified biologist determines the young have fledged or the nest is no longer active. Active nests and adequacy of the established buffer distance shall be monitored daily by the qualified biologist until the qualified biologist has determined the young have fledged or the Project has been completed. The qualified biologist has the authority to stop work if nesting pairs exhibit signs of disturbance.

The above modification constitutes a modification to mitigation measures that do not require recirculation pursuant to CEQA Section 15073.5(c). The above measures would be equal to or more effective than that which were incorporated into the Initial Study.

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6. WJT. If the Project has the potential to result in take of WJT, CDFW recommends the final MND quantify WJT presence on site through focused surveys. The WJT survey results should be included in the final MND and should identify and provide: a) the GPS coordinates and accompanying map of each WJT within the Project area; b) the age class of each WJT; c) the number of clonal WJT associated with each parent plant and the methodology used to make this determination; d) a unique numbering system for each WJT, and e) geo-referenced, representative photos of parent trees, clones, and general distribution of WJT across the Project site.

Furthermore, the final MND should include: 1) an impact analysis assessing potential Project impacts to WJT within a 186-foot buffer zone of WJT (Vander Wall et al. 2006), 2) implementing a 300-foot buffer around WJT not scheduled for removal to avoid impacts to WJT, and 3) a mitigation strategy for Project impacts to WJT individuals, WJT seedbank, and indirect impacts to WJT. Indirect impacts to WJT include destruction of WJT's obligate pollinating moth (yucca moth; *Tegeticula synthetica*), while it is dormant in the soil or while it is in its flight phase, which would impact the ability of WJT to sexually recruit new individuals (Sweet et al. 2019). Destruction or modification of WJT habitat in the Project area could also disrupt the seed dispersal behavior of rodents, which is the primary way that WJT seeds are buried at a soil depth suitable for successful germination (Waitman et al. 2012). Destruction or modification of WJT habitat in the Project area could also eliminate nurse plants that are critical for WJT seedling survival (Brittingham and Walker 2000).

2-17

CDFW requests the final MND 1) adequately identify and disclose the Project's impacts (i.e., direct, indirect, and cumulative) to WJT as noted above, 2) propose mitigation to offset those impacts to WJT, and 3) demonstrate that impacts to WJT are not adverse and, for the purposes of CESA permitting, are fully mitigated. Further, CDFW recommends the adoption of MM BIO-8 below:

BIO- 8

CDFW recommends that a California Endangered Species Act (CESA) Incidental Take Permit (ITP) be obtained if the Project has the potential to result in "take" (California Fish and Game Code Section 86 defines "take" as "hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill") of western Joshua tree (WJT), a Candidate for Threatened CESA-listed species. Take of any CESA-listed species is prohibited except as authorized by state law (Fish and Game Code, §§ 2080 & 2085). Permanent protection and perpetual management of compensatory habitat is necessary and required pursuant to CESA to fully mitigate Project-related impacts of the taking of CESA-listed species. CDFW recommends permanent protection of WJT through establishment of a conservation easement, development of a long-term management plan, and securing funding sufficient to implement management plan tasks in perpetuity. These tasks should be completed or financial security must be provided before starting any Project activities. In order to execute an ITP, CDFW requires

2-17 Please refer to response to comment 2-7, which addresses the concerns raised in this comment completely.

George Cardenas, Engineering Manager
Phelan Pinon Hills Community Services District
April 5, 2022
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2-17 | **documentation of CEQA compliance. CDFW requires the CEQA document have a**
cont'd | **State Clearing House number, show proof of filing fees, and proof that the**
| **document has been circulated.**

7. LSA Notification. CDFW recommends that PPHCSD adopt MM BIO-9 below to either obtain written correspondence from CDFW stating that notification under section 1602 of the Fish and Game Code is not required for the Project, *or*, if notification under section 1602 of the Fish and Game Code is required for the Project, to obtain a CDFW-executed Lake and Streambed Alteration Agreement:

2-18 | **BIO-9**

Prior to construction and issuance of any grading permit, the Project applicant should obtain written correspondence from the California Department of Fish and Wildlife (CDFW) stating that notification under section 1602 of the Fish and Game Code is not required for the Project, *or* the Project applicant should obtain a CDFW-executed Lake and Streambed Alteration Agreement, authorizing impacts to Fish and Game Code section 1602 resources associated with the Project.

8. Sensitive Plants. CDFW recommends MM BIO-10 below be added to the final MND to fully avoid and otherwise protect sensitive plant communities from Project-related direct and indirect impacts:

BIO-10

2-19 |

Prior to Project implementation, and during the appropriate season, PPHCSD and/or the Applicant shall conduct botanical field surveys following the Protocols for Surveying and Evaluating Impacts to Special-Status Native Plant Populations and Sensitive Natural Communities (CDFW 2018). The surveys shall be conducted by a CDFW-approved botanist(s) experienced in conducting floristic botanical field surveys, knowledgeable of plant taxonomy and plant community ecology and classification, familiar with the plants of the area, including special-status and locally significant plants, and familiar with the appropriate state and federal statutes related to plants and plant collecting. The botanical field surveys shall be conducted at the appropriate time of year when plants will both be evident and identifiable (usually, during flowering or fruiting) and, in a manner, which maximizes the likelihood of locating special-status plants and sensitive natural communities that may be present. Botanical field surveys shall be conducted floristic in nature, meaning that every plant taxon that occurs in the Project area is identified to the taxonomic level necessary to determine rarity and listing status.

If any rare plants or sensitive vegetation communities are identified, PPHCSD and/or the Applicant shall either fully avoid the plant(s), with an appropriate buffer established by the botanist and marked in the field (i.e. fencing or

- 2-18 As stated under response to comment 2-6, the District respectfully disagrees that there is evidence of an additional ephemeral streams that would require notification of a streambed alteration to CDFW, and furthermore, the District has further elucidated that the manner by which the District would obtain water through the provision of the two new wells is by way of groundwater extraction, and as such the District does not anticipate that any notification will be provided and the mitigation measure suggested by CDFW will not be incorporated into the Final IS/MND. The conclusions and recommendations pertaining to this issue analyzed in the IS/MND are sufficient to ensure that a less than significant impact would result from implementation of the proposed project related to this issue.
- 2-19 As stated under response to comment 2-11, as no listed species beyond the *Canbya candida* or the white pygmy-poppy and *Opuntia basilaris var. brachyclada* or the short-joint beavertail have been documented to occur in the project quadrangles in the CNDDDB, the District respectfully disagrees that further surveys are required, and will not be performing floristic surveys as suggested by this comment and comment 2-11.

George Cardenas, Engineering Manager
Phelan Pinon Hills Community Services District
April 5, 2022
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2-19
cont'd

flagging), or mitigate the loss of the plant(s) through the purchase of mitigation credits from a CDFW-approved bank, or the acquisition and conservation of land approved by CDFW at a minimum 3:1 (replacement-to-impact) ratio. Note that a higher ratio may be warranted if the proposed mitigation lands are located far from the Project site (i.e., within a separate watershed).

If the Project has the potential to impact a State-listed species, PPHCSD and/or the Applicant should apply for a CESA ITP with CDFW.

ENVIRONMENTAL DATA

2-20

CEQA requires that information developed in Environmental Impact Reports and Negative Declarations be incorporated into a database which may be used to make subsequent or supplemental environmental determinations. (Pub. Resources Code, § 21003, subd. (e).). Accordingly, please report any special-status species and natural communities detected during Project surveys to the California Natural Diversity Database (CNDDDB). The CNDDDB field survey form can be found at the following link: http://www.dfg.ca.gov/biogeodata/cnddb/pdfs/CNDDDB_FieldSurveyForm.pdf. The completed form can be mailed electronically to CNDDDB at the following email address: CNDDDB@wildlife.ca.gov. The types of information reported to CNDDDB can be found at the following link: http://www.dfg.ca.gov/biogeodata/cnddb/plants_and_animals.asp.

FILING FEES

2-21

The Project, as proposed, will impact fish and/or wildlife, and assessment of CEQA filing fees is necessary. Fees are payable upon filing of the Notice of Determination by the Lead Agency and serve to help defray the cost of environmental review by CDFW. Payment of the CEQA filing fee is required in order for the underlying Project approval to be operative, vested, and final. (Cal. Code Regs, tit. 14, § 753.5; Fish & G. Code, § 711.4; Pub. Resources Code, § 21089.)

CONCLUSION

2-22

CDFW requests that PPHCSD include in the final MND the suggested mitigation measures (Attachment 1) offered by CDFW to avoid, minimize, and mitigate Project impacts on California fish and wildlife resources.

CDFW appreciates the opportunity to comment on the MND for the PPHCSD Wells No.15 and 16 Development Project (SCH No. 2022030213) and hopes our comments will assist the PPHCSD in identifying, avoiding, minimizing, and mitigating Project impacts on fish and wildlife resources.

If you should have any questions pertaining to the comments provided in this letter, please contact Corina Jimenez, Environmental Scientist at Corina.Jimenez@wildlife.ca.gov.

- 2-20 The District will report any special status species and natural communities detected during Project surveys to the California Natural Diversity Database (CNDDDB). The link to CNDDDB field survey form provided will be retained in the Project file, as will the email address that is provided in this comment. Additionally, the link pertaining to the types of information reported to CNDDDB will be retained in the Project file.
- 2-21 The District understands the assessment of CDFW filing fees, and understands that PPHCSD will be responsible for the payment of a filing fee upon filing the Notice of Determination for this Project.
- 2-22 Thank you for your comments and your time. The contact information provided in this comment will be retained in the Project file.


George Cardenas, Engineering Manager
Phelan Pinon Hills Community Services District
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2-23

ATTACHMENTS

Attachment 1: MMRP for CDFW-Proposed Mitigation Measures

Sincerely,

DocuSigned by:

84FBB8273E4C480...

Alisa Ellsworth
Environmental Program Manager

Office of Planning and Research, State Clearinghouse, Sacramento
state.clearinghouse@opr.ca.gov.

REFERENCES

Brittingham, S. and L. R. Walker. 2000. Facilitation of *Yucca brevifolia* recruitment by Mojave Desert shrubs. *Western North American Naturalist* 60(4): 374-383.

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VICTOR STREET

330'

PROP. R/W

APN 3101-031-04
5 AC

APN 53101-031-01
35 AC

669'±

PL

EPHEMERAL STREAM
BOUNDARY



40' WIDE EASEMENT
SOUTHERN CAL. EDISON
PER DOC. No. 89-159674

40'

40' WIDE EASEMENT
SOUTHERN CAL. EDISON
PER DOC. No. 89-159674

40'

669'±

PL

AZALEA ROAD

OHE

30'x30' RETENTION
BASIN

66'

100'

95'

60'

60'

80'

30'

8" PVC

ELEC

12" PVC

PROPOSED WELL 15

CHLORINATION
10'x10' BUILDING

PROP. SWITCH
GEAR

PROP. TRANSFORMER

PROP. R/W

PROP. 5' WIDE WATER
SERVICE EASEMENT

330'

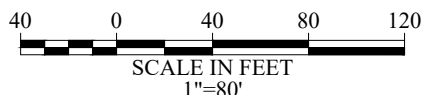
PL

PROPOSED 12" PVC
TRANSMISSION
WATER PIPELINE

EXISTING POWER
POLE

OHE

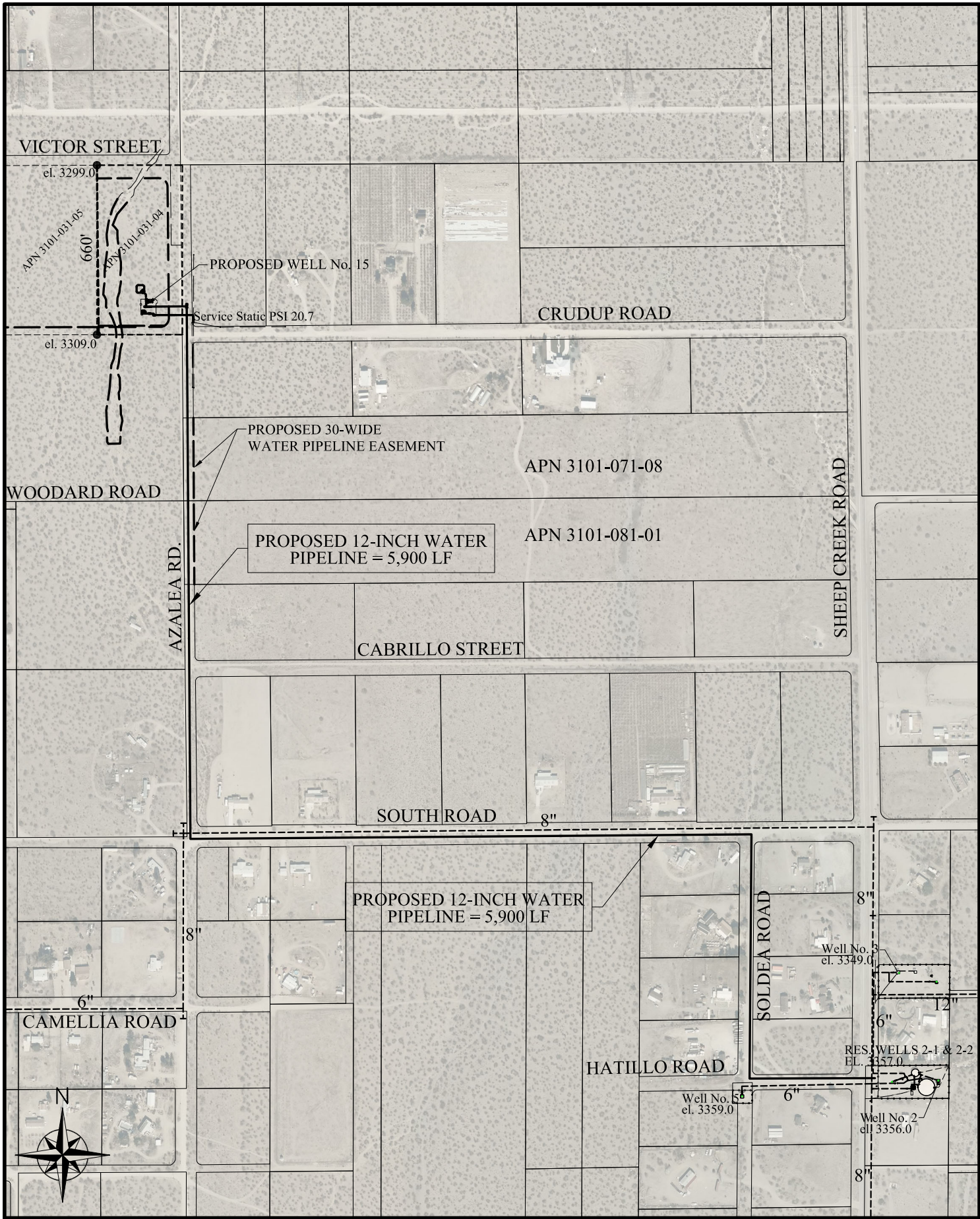
CRUDUP ROAD



PHELAN PINON HILLS
COMMUNITY SERVICES DISTRICT

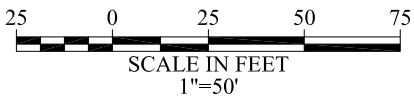
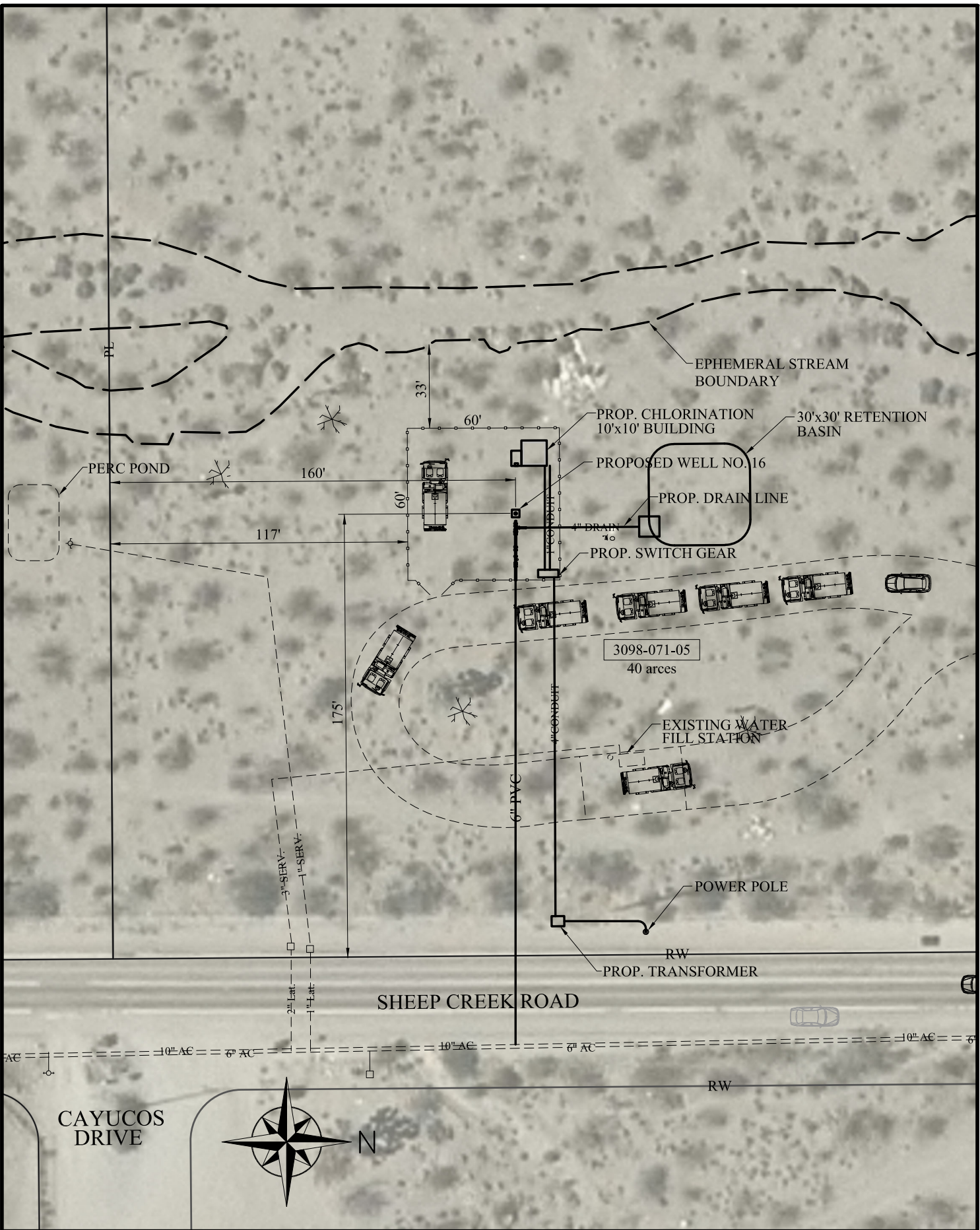
APN 3101-031-04
PROPOSED WELL No. 15
Exhibit "A"

79



PHELAN PINON HILLS
COMMUNITY SERVICES DISTRICT
 PROPOSED WELL No. 15
 TRANSMISSION PIPELINE
 Exhibit "B"





Agenda Item 6d

Discussion & Possible Adoption of Resolution No. 2022-16; Approving Award of Agreement for the Construction of Well No. 15 to South West Pump and Drilling, Inc.

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Sean Wright, Water Operations Manager

SUBJECT: Discussion & Possible Adoption of Resolution No. 2022-16; Approving Award of Agreement for Services to South West Pump and Drilling, Inc. for Construction of Well No. 15

STAFF RECOMMENDATION

For the Board to adopt Resolution No. 2022-16; Approving Award of Agreement for Services to South West Pump and Drilling, Inc. for Construction of Well No. 15.

BACKGROUND

In June of 2021, the Board approved the 2021-2022 budget which includes several Capital Improvement Projects, including the construction of a new well for the District's hexavalent chromium (Chromium-6) maximum contaminant level mitigation projects, in anticipation of upcoming California Department of Public Health recommendations and adoption by the State Water Board. The sum of these projects is significantly less than the original \$17 million dollars budgeted for a Chromium-6 mitigation blending project.

In the past year, water production has dramatically increased due to emerging and expanding agricultural activity in the District. The recent challenges due to the increased production levels necessitated acceleration of the proposed well to be in production for the beginning of the peak demand season in late spring of 2023, and to ensure the District's water quality requirements are met. Staff anticipates the state will approve the proposed Chromium-6 contaminant level by the middle-to-end of 2022.

In June of 2021, the District pursued acquiring a 5-acre portion of a 40-acre parcel (APN 3101-31-01) in the northern portion of the District, on Azalea Road and Victor Street, for a new production well. The purchase was completed and recorded with San Bernardino County. The project will also include 5,280 feet of 12" ductile iron water pipeline, and connection to the existing water distribution system, which feeds Reservoirs 2-1 and 2-2 on Sheep Creek Road. The District entered into a Professional Service Agreement with Tom Dodson and Associates to complete CEQA, and Ardurra Engineering to complete the site plan and necessary permitting. The well site topographical survey with the proposed pipeline alignment is complete. The pipeline design plans are being completed by District staff.

Contracting with South West Pump & Drilling, Inc. is appropriate per Resolution No. 2022-05; Establishing a Purchasing Policy, Section 4209.03: "sole source contractor has been designated," and Section 4209.04; "competitive bidding would fail to produce an advantage and/or when

advertisement for competitive bidding would be undesirable, impractical, or impossible.” Now that CEQA, site plans, and design plans for the well are complete, the competitive bidding process would add approximately two-months for advertisement, evaluation, recommendation, and Board approval. While seeking estimates, staff learned that well-drilling companies were, and continue to be, in high demand, with most not having availability for up to ten months. A Board-approved Letter of Intent was submitted to contract with South West Pump & Drilling, Inc. on August 19, 2021, for the construction of Well No 15, in order to secure a position in line for drilling.

South West Pump and Drilling, Inc., was the lowest qualified bidder in a competitive bidding process for a similar project completed by Helendale Community Services District (“HCSD”), another local governmental agency possessing regulatory oversight, and the project was completed in a timely manner and with high-quality workmanship that has been accepted HCSD. Should the District choose not to contract with South West Pump & Drilling, Inc., construction will be delayed until the middle or end of 2022, or longer if the District loses its position in line for drilling, which interferes with the District’s goal to have the well in production by the spring of 2023. Further, given the volatile materials market and dramatic ongoing rise in prices, a delay could impact future prices should the Board decide to go to competitive bid. Based on this information, staff recommends the District contract with South West Pump & Drilling, Inc. for the construction of Well No. 15.

FISCAL IMPACT

\$1,013,480

ATTACHMENT(S)

Project Exhibit Map

Resolution No. 2022-16

Quote from South West Pump & Drilling

RESOLUTION NO. 2022-16
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT
APPROVING AWARD OF AGREEMENT FOR THE CONSTRUCTION
OF WELL NO. 15 TO SOUTH WEST PUMP AND DRILLING, INC.

WHEREAS, the Phelan Pinon Hills Community Services District (“District”) is a Community Services District organized and operating pursuant to California Government Code Section 61000 et seq.;

WHEREAS, the District is subject to Public Contracts Code Section 20682.5(b), which provides that “[a]ll contracts for the construction of completion of any building, structure, or improvement, when the cost exceeds ... \$25,000 ..., shall be contracted for and let to the lowest responsible bidder after notice”;

WHEREAS, it is well-settled that exceptions to the competitive bidding requirement exist in the event that the specific facts and circumstances surrounding the particular work is such that the services sought for the proposed project are unique to a single contractor and the public agency must use such specialized services for efficient and effective completion thereof [see, e.g., Hiller v. City of Los Angeles (1962) 197 Cal. App. 2d 685, 17 Cal. Rptr. 579], or that engaging in the process would be undesirable or impracticable as a matter of public interest because a delay would result that would operate to undermine the public benefits to be gained by the proposed project [see, e.g., Graydon v. Pasadena Redevelopment Agency (1980) 104 Cal. App. 3d 631, 164 Cal. Rptr. 56];

WHEREAS, on February 2, 2022, the District’s Board of Directors (“Board”) adopted Resolution No. 2022-05 establishing purchasing policies and procedures for the District (“the Purchasing Policy”) which set forth bidding and contract practices as part of the District’s Rules and Regulations so as to provide guidance and direction to the District’s staff in obtaining outside services for projects initiated by the District;

WHEREAS, Section 4206 of the Purchasing Policy provides that the District must comply with the competitive bidding requirements of Public Contracts Code Section 20682.5 with respect to the construction of completion of any building, structure, or improvement when the cost exceeds \$25,000;

WHEREAS, pursuant to legally-recognized exceptions to competitive bidding requirements, Section 4209.04 of the Purchasing Policy provides that the District may procure services on a negotiated basis “[w]hen competitive bidding would fail to produce an advantage and/or when the advertisement for Competitive Bidding would be undesirable, impractical, or impossible”;

WHEREAS, pursuant to legally recognized exceptions to competitive bidding requirements, Section 4209.03 of the Purchasing Policy also provides that the District may procure services on a negotiated basis for any project in which a “Sole Source Contractor” has been designated;

WHEREAS, for purposes of Section 4209.03 of the Purchasing Policy, the term “Sole Source Contractor” is defined in Section 4203.16 thereof as “a contractor or consultant that has been evaluated to provide unique or specialized Services or Supplies that cannot be obtained from other contractors or consultants,” which designation must be approved by the Board;

WHEREAS, the facts and circumstances of the proposed Agreement for Construction with South West Pump and Drilling, Inc., to perform drilling, development, and testing for a new water production well (“Project”), as described in the staff report attached hereto and incorporated herein (“the Staff Report”), supports a determination by the District’s Board of Directors that imposing a formal competitive bidding requirement for the completion of the proposed Project would be undesirable or impracticable; and

WHEREAS, as further described in the Staff Report, South West Pump and Drilling, Inc., possesses the availability necessary to meet the timeline for the Project, and South West Pump and Drilling, Inc., was the lowest qualified bidder in a competitive bidding process for a similar project completed by Helendale Community Services District (“HCSD”), another local governmental agency possessing regulatory oversight, and the project was completed in a timely manner and with high-quality workmanship that has been accepted HCSD.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that, based upon the unique facts and circumstances described in the Staff Report and other evidence presented to the Board, the Board hereby finds and determines that the Agreement for Construction with South West Pump and Drilling, Inc., for the proposed Project is exempt from any otherwise-applicable formal competitive bidding requirement pursuant to Section 4209.04 of the Purchasing Policy because compliance therewith would be undesirable and impracticable as a matter of public interest.

BE IT FURTHER RESOLVED by the Board of Directors of Phelan Pinon Hills Community Services District that the Board hereby finds and determines that South West Pump and Drilling, Inc., be designated as a sole source contractor for the proposed Project pursuant to Section 4209.03 of the Purchasing Policy. The Board reserves the right to withdraw this designation in its entirety, or to suspend this designation pursuant to any termination of the Agreement for Construction in accordance with the terms and conditions thereof, in the exercise of its sole discretion.

BE IT FURTHER RESOLVED that the District’s Board of Directors hereby approves the Project, and authorizes the award of an Agreement for Construction of Well No. 15 to South West Drilling, Inc., for a price not to exceed \$1,013,480, based upon the recommendations of the District’s General Manager in the Staff Report, as well as the oral and written statements presented to, and considered by, the District’s Board of Directors prior to adoption of this Resolution.

ADOPTED this 18th day of May, 2022.

AYES:

NOES:

ABSTAIN:

ABSENT:

President, Board of Directors

ATTEST:

Secretary, Board of Directors



South West Pump & Drilling, Inc.
53-381 Highway 111
Coachella, CA 92236
Phone (760) 398-3977
Fax (760) 398-2287

5/5/2022

Phelan Piñon Hills Community Services District
4176 Warbler Rd
Phelan, CA 92371
Sean Wright
Water Operations Manager

EMAIL: swright@pphcsd.org

RE: Request For Price/Quote – New Well – Updated Pricing & Addition of Tortoise Barrier Fencing

Dear Mr. Wright,

South West Pump & Drilling, Inc. is pleased to present the following estimate for your review. Per discussion, this bid schedule/specification is based off of the Helendale Well 13 for Helendale CSD.

The following items will need to be provided by the owner to South West Pump & Drilling, Inc.; construction water 200 G.P.M. at or near the site, development water and drilling spoils disposal on site and access to the actual site.

In the event the total average penetration rate drops below 6' per hour, South West Pump & Drilling, Inc. will move to an hourly rate of \$550.00 per hour plus bit costs. This will only occur after a meeting with the owner or owner representatives and his or her approval. If button bits are necessary, South West Pump & Drilling, Inc. will supply them at invoice cost plus 20% basis. Any lost hole and or fishing of stuck or lost tools is performed at the hourly rate or a written agreement.

South West Pump & Drilling, Inc. guarantees that all work shall be free from defects in workmanship and new materials for one (1) year from date of completion of the work. Any extensions on warranties will not include labor required to repair or replace parts, materials and equipment. All guarantees and warranties are void if equipment fails due to misuse, such as over pumping, short cycling, changes in system operating conditions, etc.

This estimate does include prevailing wage rates. If you have any questions, please feel free to contact me.

Sincerely,

Curtis McCalla

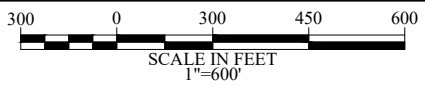
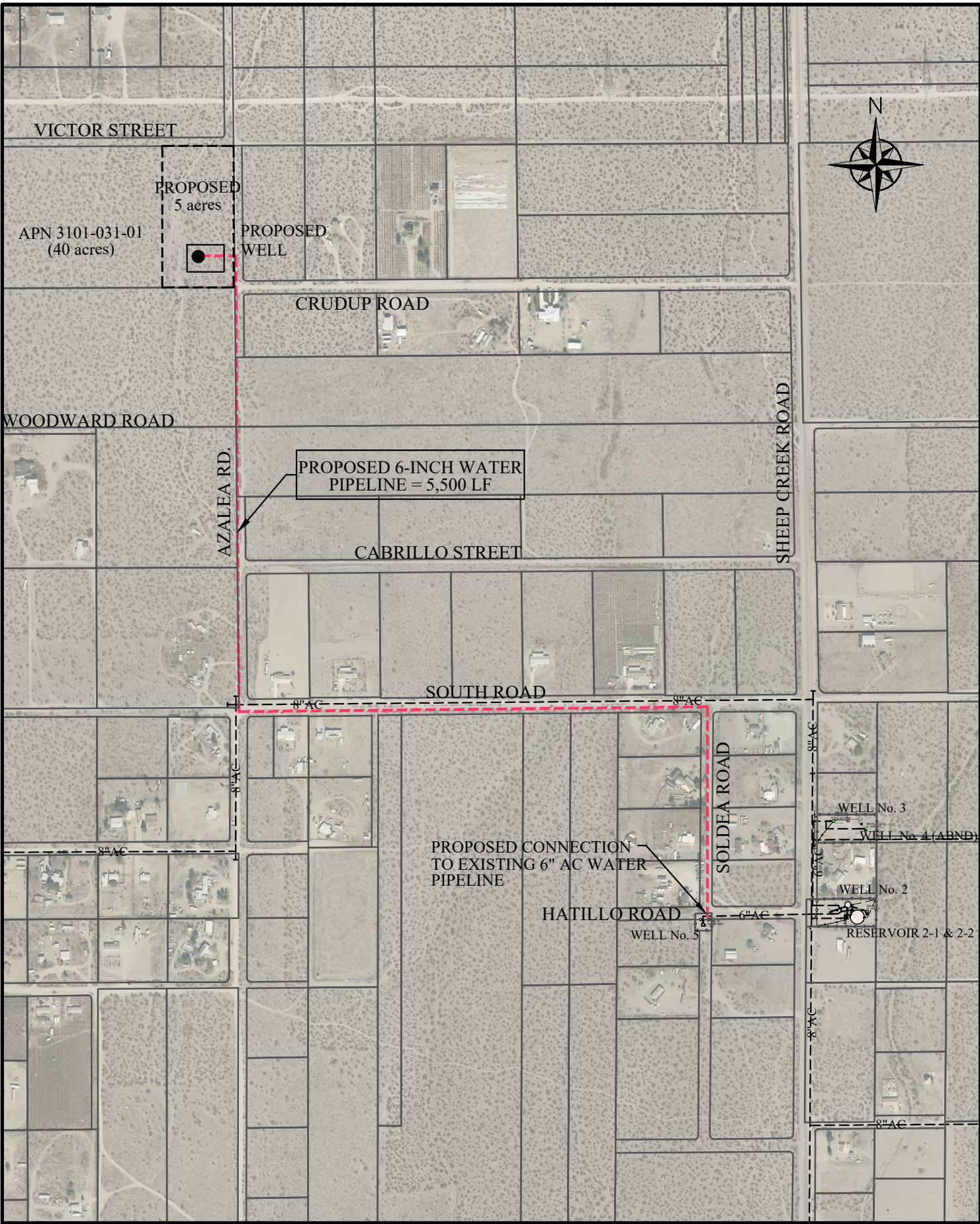
South West Pump & Drilling, Inc.
Curtis McCalla, President



Phelan Piñon Hills Community Services District					5/5/2022	
Line #	Description	QTY	UNIT	UNIT \$	AMOUNT	
New Well Drilling, Development & Testing						
1	Mobilization/Demobilization	1	LS	160,000.00	160,000.00	Bit's, fuel, misc materials
2	Drill 42" Dia. Conductor Bore	50	LF	675.00	33,750.00	Cement / fuel
* 3	Furnish and Install 36" x 3/8" Wall LCS Conductor Casing with cement grout, Pipe 249.68 x 1.15=287, x 1.0775= 309, x frt 1.03= 319 install 50/ft= 369/ft	55	LF	600.00	33,000.00	
4	Drill minimum 12" pilot bore to 600' with related work	1020	LF	110.00	112,200.00	fuel
5	Complete aquifer isolation zone sampling	3	EA	23,000.00	69,000.00	fuel & materials
6	Drill 28" Dia. Final Bore to 600', including caliper log	1020	LF	127.00	129,540.00	fuel
* 7	Furnish/Install 16" I.D. x 5/16" Wall Louvered HSLA Casing 208.80 x1.15=240.12,x 1.0775=258.73, x frt 1.03=266.50 + labor 25/ft= \$291.50	500	LF	291.50	145,750.00	material
* 8	Furnish/Install 16" x 5/16" Wall Blank HSLA Casing with End Plate 144.00 x1.15=165.60,x 1.0775=178.43, x frt 1.03=183.78 + labor 25/ft= \$209.00	500	LF	209.00	104,500.00	material
9	Furnish and Install Gravel Envelope for one well, consolidate by swabbing	170	p/Ton	385.00	65,450.00	Fuel, freight
10	Furnish and Install 3" Sch 80 Camera Tube Outside of well casing to 225'	400	LF	55.00	22,000.00	
11	Develop by Swabbing and Air Surging for First 24 hours	1	LS	16,800.00	16,800.00	fuel
12	Development by Swabbing and Air Surging in Excess of 24 total hours	24	p/Hr.	700.00	16,800.00	fuel
13	Development by Pumping and Surging for first 12 hours	1	LS	46,440.00	46,440.00	fuel
14	Development by Pumping in excess of 12 hours	12	p/Hr.	450.00	5,400.00	fuel
15	Test Pumping for Yield and Drawdown (include Records) for 3 steps	9	p/Hr.	450.00	4,050.00	fuel
16	Constant Yield Testing for a period of 24 hours	24	p/Hr.	450.00	10,800.00	fuel
17	Disinfect Well and Site Clean-up	1	LS	7,500.00	7,500.00	fuel
18	Provide Geophysical Logs for Well and Interpretation of Same	1	LS	12,000.00	12,000.00	
19	Videolog Well	1	LS	2,000.00	2,000.00	
20	Furnish & Install two 3 Inch Dia. Gravel Tubes to 5 feet (bgs)	10	LF	100.00	1,000.00	
21	Furnish & Install Tortoise Barrier Fencing (OPTION #2)	1	LS	15,500.00	15,500.00	
Summary of Bid Schedule					\$ 1,013,480.00	

Due to the volatility in the current markets, pricing for materials is valid for 2 Weeks or While Supplies Last

* In the event of a price increase on casing, price increase will be invoice cost + Green Book Standard for Material Mark-Up



**PHELAN PINON HILLS
COMMUNITY SERVICES DISTRICT
PROPOSED WELL AND PIPELINE 90**

Reservoir Well 2 TOC El. 3359'

Agenda Item 6e

Discussion & Possible Action
Regarding Solid Waste Rates

M E M O R A N D U M

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary

SUBJECT: Discussion & Possible Action Regarding Solid Waste Rates

RECOMMENDATION

Staff recommends the Board accept the following residential and commercial solid waste rate changes for FY 2022/2023.

BACKGROUND

On June 19, 2019, the Board adopted a new rate schedule for solid waste and recycling collection. Per the District's Franchise Agreement with CR&R, Inc., the maximum rates set forth shall be adjusted annually effective each July 1st as follows: (i) during the first three (3) years of the Term, by an amount equal to the calendar year annual twelve-month change in the Consumer Price Index ("CPI") for All Urban Consumers (CPI-U) for the Los Angeles/Anaheim/Riverside Metropolitan Area, (1982-84=100), as published by the United States Department of Labor, Bureau of Labor Statistics CUURS49ASA0LE, and (ii) during the remainder of the Term by an amount equal to the calendar year twelve-month change in the Consumer Price Index ("CPI") for All Urban Consumers (CPI-U) for the Riverside/San Bernardino/Ontario Area, (December 2017=100) CUURS49CSA0LE; this is the last year utilizing the CPI for the Los Angeles/Anaheim/Riverside Metropolitan Area.

CR&R submitted a rate adjustment request of 3.83% which will be effective July 1, 2022, and are reflected in CR&R's July invoices. Below is a comparison between the current rates and the new rates for common service types:

RESIDENTIAL

Service Type	Current Rate (per month)	New Rate (per month)
2 Carts - (64 gallons ea)	\$30.19	\$31.35
1.5 CY Bin	\$71.95	\$74.71
Additional Cart	\$6.83	\$7.09

COMMERCIAL

Service Type	Current Rate (per month)	New Rate (per month)
2 Carts - (64 gallons ea) Trash	\$43.95	\$45.63
1 Cart - (64 gallon) Recycling	\$21.22	\$22.03
2 CY Bin 1x/wk Trash	\$122.39	\$127.08
2 CY Bin 1x/wk Recycling	\$82.33	\$85.49

FISCAL IMPACT

Increase in franchise fees due to increased costs for mandatory commercial service. For residential, participation is still subscription based so franchise revenue will be dependent upon the number of customers participating.

ATTACHMENT(S)

Proposed Rates

CPI Table (LA/Anaheim/Riverside)

All items in Los Angeles-Long Beach-Anaheim, CA, all urban consumers,
 all urban consumers, not seasonally adjusted (CUURS49ASAO) **3.83%**

Fee Description	Current Rates	CPI Change	SB1383	Proposed Rate July 1, 2022
Residential Barrel Service				
Carts – (64 Gallons) 2 Cart 64 Gal	\$30.19	\$1.16	Delayed until 2023	\$31.35
Additional Carts (64 Gallons)	\$6.83	\$0.26	Delayed until 2023	\$7.09
Pull Out Service	\$40.42	\$1.55	Delayed until 2023	\$41.97
Residential Bin Service				
Refuse – 1.5 CY	\$71.95	\$2.76	Delayed until 2023	\$74.71
Refuse – 2 CY	\$93.99	\$3.60	Delayed until 2023	\$97.59
Refuse – 2 CY 2 times per week	\$174.60	\$6.69	Delayed until 2023	\$181.29
Refuse – 3 CY	\$141.01	\$5.40	Delayed until 2023	\$146.41
Refuse – 3 CY 2 times per week	\$261.97	\$10.04	Delayed until 2023	\$272.01
Refuse – 4 CY	\$187.95	\$7.20	Delayed until 2023	\$195.15
Refuse – 4 CY 2 times per week	\$349.12	\$13.38	Delayed until 2023	\$362.50
Recycling – 2 CY	\$85.72	\$3.29	Delayed until 2023	\$89.01
Recycling – 3 CY	\$128.54	\$4.93	Delayed until 2023	\$133.47
Recycling – 4 CY	\$168.88	\$6.47	Delayed until 2023	\$175.35
Multi-Family Bin Service				
Refuse – 1.5 CY	\$71.95	\$2.76	Delayed until 2023	\$74.71
Refuse – 2 CY	\$93.99	\$3.60	Delayed until 2023	\$97.59
Refuse – 2 CY 2x/wk	\$174.60	\$6.69	Delayed until 2023	\$181.29
Refuse – 3 CY	\$141.01	\$5.40	Delayed until 2023	\$146.41
Refuse – 3 CY 2x/wk	\$261.97	\$10.04	Delayed until 2023	\$272.01
Refuse – 4 CY	\$187.95	\$7.20	Delayed until 2023	\$195.15
Refuse – 4 CY 2x/wk	\$349.12	\$13.38	Delayed until 2023	\$362.50
Recycling – 2 CY	\$85.72	\$3.29	Delayed until 2023	\$89.01
Recycling – 3 CY	\$128.54	\$4.93	Delayed until 2023	\$133.47
Recycling – 4 CY	\$168.88	\$6.47	Delayed until 2023	\$175.35
Commercial Barrel Service				
Carts – (64 Gallons) Trash	\$43.95	\$1.68	Delayed until 2023	\$45.63
Carts – (64 Gallons) Recycle - 1 cart	\$21.22	\$0.81	Delayed until 2023	\$22.03
Carts – (64 Gallons) Organics			Delayed until 2023	
Commercial Bin Service				
Refuse – 2 CY 1x/wk	\$122.39	\$4.69	Delayed until 2023	\$127.08
Refuse – 2 CY 2x/wk	\$231.86	\$8.89	Delayed until 2023	\$240.75
Refuse – 2 CY 3x/wk	\$341.37	\$13.08	Delayed until 2023	\$354.45
Refuse – 2 CY 4x/wk	\$450.85	\$17.28	Delayed until 2023	\$468.13
Refuse – 2 CY 5x/wk	\$560.36	\$21.48	Delayed until 2023	\$581.84
Refuse – 2 CY 6x/wk	\$669.86	\$25.67	Delayed until 2023	\$695.53
Refuse – 3 CY 1x/wk	\$189.89	\$7.28	Delayed until 2023	\$197.17
Refuse – 3 CY 2x/wk	\$340.49	\$13.05	Delayed until 2023	\$353.54
Refuse – 3 CY 3x/wk	\$497.37	\$19.06	Delayed until 2023	\$516.43
Refuse – 3 CY 4x/wk	\$654.23	\$25.08	Delayed until 2023	\$679.31
Refuse – 3 CY 5x/wk	\$811.15	\$31.09	Delayed until 2023	\$842.24
Refuse – 3 CY 6x/wk	\$967.95	\$37.10	Delayed until 2023	\$1,005.05

need commercial org cart rates comm bin rates

Fee Description	Current Rates	CPI Change	SB1383	Proposed Rate July 1, 2022
Refuse – 4 CY 1x/wk	\$243.40	\$9.33	Delayed until 2023	\$252.73
Refuse – 4 CY 2x/wk	\$451.29	\$17.30	Delayed until 2023	\$468.59
Refuse – 4 CY 3x/wk	\$659.14	\$25.26	Delayed until 2023	\$684.40
Refuse – 4 CY 4x/wk	\$867.00	\$33.23	Delayed until 2023	\$900.23
Refuse – 4 CY 5x/wk	\$1,074.83	\$41.20	Delayed until 2023	\$1,116.03
Refuse – 4 CY 6x/wk	\$1,282.75	\$49.17	Delayed until 2023	\$1,331.92
Recycling – 2 CY 1x/wk	\$82.33	\$3.16	Delayed until 2023	\$85.49
Recycling – 3 CY 1x/wk	\$162.23	\$6.22	Delayed until 2023	\$168.45
Recycling – 4 CY 1x/wk	\$216.31	\$8.29	Delayed until 2023	\$224.60
3 CY Clean-up Bin	\$140.79	\$5.40	Delayed until 2023	\$146.19
6 CY Clean-up Bin	\$281.57	\$10.79	Delayed until 2023	\$292.36
Roll Off Service				
Refuse – 10 CY Box (up to 6 tons)	\$702.46	\$26.92	Delayed until 2023	\$729.38
Refuse – 20 CY Box (up to 4 tons)	\$576.16	\$22.08	Delayed until 2023	\$598.24
Refuse – 40 CY Box (up to 6 tons)	\$702.46	\$26.92	Delayed until 2023	\$729.38
Additional Commercial Fees				
Account Set Up Fee - New Customer	\$26.34	\$1.01	Delayed until 2023	\$27.35
Delivery Fee - Cart	\$26.34	\$1.01	Delayed until 2023	\$27.35
Removal Fee - Cart	\$26.34	\$1.01	Delayed until 2023	\$27.35
Delivery Fee - 2YD, 3YD, 4YD Bin	\$26.34	\$1.01	Delayed until 2023	\$27.35
Overage Fee	\$52.69	\$2.02	Delayed until 2023	\$54.71
Delinquent Account Removal Fee	\$57.95	\$2.22	Delayed until 2023	\$60.17
Delinquent Account Re-Instatement fee	\$57.95	\$2.22	Delayed until 2023	\$60.17
Extra Pick-up 2yd Refuse	\$27.87	\$1.07	Delayed until 2023	\$28.94
Extra Pick-up 3yd Refuse	\$43.25	\$1.66	Delayed until 2023	\$44.91
Extra Pick-up 4yd Refuse	\$55.43	\$2.12	Delayed until 2023	\$57.55
Extra Pick-up Off Route Service Fee * added on route charge	\$52.69	\$2.02	Delayed until 2023	\$54.71
Contamination of Recycle Bin	\$73.76	\$2.83	Delayed until 2023	\$76.59
Additional P/U on Existing Recycling Bin	\$68.50	\$2.63	Delayed until 2023	\$71.13
Bin Relocation Fee	\$52.69	\$2.02	Delayed until 2023	\$54.71
Bin Rollout Fee	\$0.00	\$0.00	Delayed until 2023	\$0.00
Bin Exchange - Once per year	\$0.00	\$0.00	Delayed until 2023	\$0.00
Bin Exchange - More than once per year	\$79.03	\$3.03	Delayed until 2023	\$82.06
Convert bin to locking lid	\$47.42	\$1.82	Delayed until 2023	\$49.24
Replacement Bin Lock or Key	\$15.81	\$0.61	Delayed until 2023	\$16.42
Enclosure Clean Out Fee	TBD			
Replacement of Stolen or Burned Bin	\$579.54	\$22.21	Delayed until 2023	\$601.75
Bulky Item Pickup, per item	\$26.34	\$1.01	Delayed until 2023	\$27.35
Scout Service	\$47.42	\$1.82	Delayed until 2023	\$49.24
Courtesy Pickup, per occurrence	\$0.00	\$0.00	Delayed until 2023	\$0.00
Stinger - Pull Out Service, per bin	\$47.42	\$1.82	Delayed until 2023	\$49.24
Roll Off Service Extra Charge per ton, per occurrence	\$63.16	\$2.42	Delayed until 2023	\$65.58
Roll Off Service Steam Cleaning	\$39.18	\$1.50	Delayed until 2023	\$40.68
Roll Off Service After 10 Days, per day	\$12.13	\$0.46	Delayed until 2023	\$12.59
Roll Off Service - Pull Empty Bin	\$89.56	\$3.43	Delayed until 2023	\$92.99
Roll-Off - New Account Set Up Fee	\$57.95	\$2.22	Delayed until 2023	\$60.17
Roll Off - Compactor Haul Fee + Processing/Disposal	\$368.80	\$14.14	Delayed until 2023	\$382.94
Roll Off - Container Delivery Fee	\$79.03	\$3.03	Delayed until 2023	\$82.06

Fee Description	Current Rates	CPI Change	SB1383	Proposed Rate July 1, 2022
Roll Off - Container Removal Fee	\$79.03	\$3.03	Delayed until 2023	\$82.06
Roll Off - False Run Fee	\$89.56	\$3.43	Delayed until 2023	\$92.99
Roll Off - Relocation Box Fee	\$68.50	\$2.63	Delayed until 2023	\$71.13
Roll Off - Delinquent Account Removal Fee	\$79.03	\$3.03	Delayed until 2023	\$82.06
Roll Off - Del. Account Re-Instatement Fee	\$79.03	\$3.03	Delayed until 2023	\$82.06
Permanent Roll Off – 10 CY Box	\$323.51	\$12.40	Delayed until 2023	\$335.91
Permanent Roll Off – 20 CY Box	\$323.51	\$12.40	Delayed until 2023	\$335.91
Permanent Roll Off – 40 CY Box	\$323.51	\$12.40	Delayed until 2023	\$335.91
Clean-up Bin Trip Charge - 3YD/6YD	\$62.37	\$2.39	Delayed until 2023	\$64.76
Additional Residential Fees				
Senior Discount 60gal Set	\$28.08	\$1.08	Delayed until 2023	\$29.16
Senior Discount 1.5CY Bin	\$65.52	\$2.51	Delayed until 2023	\$68.03
Senior Discount 2CY Bin	\$87.40	\$3.35	Delayed until 2023	\$90.75
Additional Pick-up 1.5CY Bin	\$15.86	\$0.61	Delayed until 2023	\$16.47
Additional Pick-up 2CY Bin	\$20.83	\$0.80	Delayed until 2023	\$21.63
Additional Pick-up 3CY Bin	\$31.70	\$1.22	Delayed until 2023	\$32.92
Additional Pick-up 4CY Bin	\$42.28	\$1.62	Delayed until 2023	\$43.90
Additional Pick-up Cart	\$6.53	\$0.25	Delayed until 2023	\$6.78
Extra Pick-up Off Route Service Fee	\$52.69	\$2.02	Delayed until 2023	\$54.71
Bin Exchange - Change in Service	\$26.34	\$1.01	Delayed until 2023	\$27.35
New Account Set Up Fee	\$26.34	\$1.01	Delayed until 2023	\$27.35
New Account Delivery Fee	\$26.34	\$1.01	Delayed until 2023	\$27.35
Delivery Fee 1.5 yard/2 yard/3 yard/4 yard	\$26.34	\$1.01	Delayed until 2023	\$27.35
Walk-In Service	\$9.79	\$0.38	Delayed until 2023	\$10.17
Special Event Box Delivery	\$0.00	\$0.00	Delayed until 2023	\$0.00
Special Event Trash Box w/ Lid and Liner	\$3.16	\$0.12	Delayed until 2023	\$3.28
Special Event Recycle Box w/ Lid and Liner	\$3.16	\$0.12	Delayed until 2023	\$3.28
Cart Re-delivery New Customer	\$26.34	\$1.01	Delayed until 2023	\$27.35
Cart Delivery - Lost Cart	\$52.69	\$2.02	Delayed until 2023	\$54.71
Cart Re-instatement - Delinquent Account	\$36.88	\$1.41	Delayed until 2023	\$38.29
Contamination of Recycle Cart	\$26.34	\$1.01	Delayed until 2023	\$27.35
CFC Removal	\$47.42	\$1.82	Delayed until 2023	\$49.24
Mail-In Sharps Kit	\$108.53	\$4.16	Delayed until 2023	\$112.69
Additional Cart Delivery	\$15.81	\$0.61	Delayed until 2023	\$16.42
Burned /Damaged Cart Replacement Fee	\$52.69	\$2.02	Delayed until 2023	\$54.71
Cart Replacement (more than 1 per year)	\$15.81	\$0.61	Delayed until 2023	\$16.42
Cart Removal - Delinquent Account	\$36.88	\$1.41	Delayed until 2023	\$38.29
Unable to pull Cart for NonPayment	\$26.34	\$1.01	Delayed until 2023	\$27.35
Pull Carts - Stop Serv	\$26.34	\$1.01	Delayed until 2023	\$27.35
Pull Additional Cart	\$15.81	\$0.61	Delayed until 2023	\$16.42
Pull Recycling Cart	\$15.81	\$0.61	Delayed until 2023	\$16.42
Convert to locking bin	\$47.42	\$1.82	Delayed until 2023	\$49.24
Bin Re-delivery Fee - due to nonpayment	\$26.34	\$1.01	Delayed until 2023	\$27.35
Steam Cleaning	\$36.88	\$1.41	Delayed until 2023	\$38.29
Bulky Item Pickup - 2x per year, 4 items	\$0.00	\$0.00	Delayed until 2023	\$0.00
Additional Bulky Item Pickup, per item	\$21.08	\$0.81	Delayed until 2023	\$21.89
Additional Trash Bags - per 32gal bag	\$1.32	\$0.05	Delayed until 2023	\$1.37
Non-Customer Special - 3 carts or 6 bags	\$36.88	\$1.41	Delayed until 2023	\$38.29

Fee Description	Current Rates	CPI Change	SB1383	Proposed Rate July 1, 2022
Christmas Tree Collection - Dec 26- Jan 15	\$0.00	\$0.00	Delayed until 2023	\$0.00

Agenda Item 6f

Discussion & Possible Action
Regarding Possible Initiation of
Stage II Water Conservation
Shortage Measures

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Jennifer Oakes, Executive Management Analyst

SUBJECT: Discussion & Possible Action Regarding Possible Initiation of Stage II Water Conservation Shortage Measures

STAFF RECOMMENDATION

For the Board to authorize staff to begin the process to initiate Stage II water shortage conservation measures.

BACKGROUND

On March 28, 2022, Governor Newsom issued Executive Order N-7-22, ordering the State Water Resources Control Board (SWRCB) to consider adopting emergency regulations for urban water conservation. Among other things, this order requires all urban water suppliers to implement, at a minimum, shortage response actions for a shortage level of up to 20% (Stage II).

While the date to comply has not yet been set by SWRCB, the anticipated date is June 10. Many other suppliers have already initiated compliance. Beginning the process now would enable the District to meet the deadline on time. At this time, District staff are not recommending any penalties be enforced as the District's does not anticipate a water shortage in 2022.

In order to initiate Stage II, a resolution must be adopted following a public hearing, recommended for June 15 in order to comply with noticing requirements.

FISCAL IMPACT

None

ATTACHMENT(S)

EO N-7-22
Ordinance 2021-02

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-7-22

WHEREAS on April 12, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, I proclaimed states of emergency that continue today and exist across all the counties of California, due to extreme and expanding drought conditions; and

WHEREAS climate change continues to intensify the impacts of droughts on our communities, environment, and economy, and California is in a third consecutive year of dry conditions, resulting in continuing drought in all parts of the State; and

WHEREAS the 21st century to date has been characterized by record warmth and predominantly dry conditions, and the 2021 meteorological summer in California and the rest of the western United States was the hottest on record; and

WHEREAS since my October 19, 2021 Proclamation, early rains in October and December 2021 gave way to the driest January and February in recorded history for the watersheds that provide much of California's water supply; and

WHEREAS the ongoing drought will have significant, immediate impacts on communities with vulnerable water supplies, farms that rely on irrigation to grow food and fiber, and fish and wildlife that rely on stream flows and cool water; and

WHEREAS the two largest reservoirs of the Central Valley Project, which supplies water to farms and communities in the Central Valley and the Santa Clara Valley and provides critical cold-water habitat for salmon and other anadromous fish, have water storage levels that are approximately 1.1 million acre-feet below last year's low levels on this date; and

WHEREAS the record-breaking dry period in January and February and the absence of significant rains in March have required the Department of Water Resources to reduce anticipated deliveries from the State Water Project to 5 percent of requested supplies; and

WHEREAS delivery of water by bottle or truck is necessary to protect human safety and public health in those places where water supplies are disrupted; and

WHEREAS groundwater use accounts for 41 percent of the State's total water supply on an average annual basis but as much as 58 percent in a critically dry year, and approximately 85 percent of public water systems rely on groundwater as their primary supply; and

WHEREAS coordination between local entities that approve permits for new groundwater wells and local groundwater sustainability agencies is important to achieving sustainable levels of groundwater in critically overdrafted basins; and

WHEREAS the duration of the drought, especially following a multiyear drought that abated only five years ago, underscores the need for California to redouble near-, medium-, and long-term efforts to adapt its water management and delivery systems to a changing climate, shifting precipitation patterns, and water scarcity; and

WHEREAS the most consequential, immediate action Californians can take to extend available supplies is to voluntarily reduce their water use by 15 percent from their 2020 levels by implementing the commonsense measures identified in operative paragraph 1 of Executive Order N-10-21 (July 8, 2021); and

WHEREAS to protect public health and safety, it is critical the State take certain immediate actions without undue delay to prepare for and mitigate the effects of the drought conditions, and under Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the drought conditions.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. The orders and provisions contained in my April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021 Proclamations remain in full force and effect, except as modified by those Proclamations and herein. State agencies shall continue to implement all directions from those Proclamations and accelerate implementation where feasible.
2. To help the State achieve its conservation goals and ensure sufficient water for essential indoor and outdoor use, I call on all Californians to strive to limit summertime water use and to use water more efficiently indoors and out. The statewide Save Our Water conservation campaign at SaveOurWater.com provides simple ways for Californians to reduce water use in their everyday lives. Furthermore, I encourage Californians to understand and track the amount of water they use and measure their progress toward their conservation goals.
3. By May 25, 2022, the State Water Resources Control Board (Water Board) shall consider adopting emergency regulations that include all of the following:
 - a. A requirement that each urban water supplier, as defined in section 10617 of the Water Code, shall submit to the Department of Water Resources a preliminary annual water supply and demand assessment consistent with section 10632.1 of the Water Code no later than June 1, 2022, and submit a final annual water

supply and demand assessment to the Department of Water Resources no later than the deadline set by section 10632.1 of the Water Code;

- b. A requirement that each urban water supplier that has submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, the shortage response actions adopted under section 10632 of the Water Code for a shortage level of up to twenty percent (Level 2), by a date to be set by the Water Board; and
- c. A requirement that each urban water supplier that has not submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, shortage response actions established by the Water Board, which shall take into consideration model actions that the Department of Water Resources shall develop for urban water supplier water shortage contingency planning for Level 2, by a date to be set by the Water Board.

To further conserve water and improve drought resiliency if the drought lasts beyond this year, I encourage urban water suppliers to conserve more than required by the emergency regulations described in this paragraph and to voluntarily activate more stringent local requirements based on a shortage level of up to thirty percent (Level 3).

4. To promote water conservation, the Department of Water Resources shall consult with leaders in the commercial, industrial, and institutional sectors to develop strategies for improving water conservation, including direct technical assistance, financial assistance, and other approaches. By May 25, 2022, the Water Board shall consider adopting emergency regulations defining “non-functional turf” (that is, a definition of turf that is ornamental and not otherwise used for human recreation purposes such as school fields, sports fields, and parks) and banning irrigation of non-functional turf in the commercial, industrial, and institutional sectors except as it may be required to ensure the health of trees and other perennial non-turf plantings.
5. In order to maximize the efficient use of water and to preserve water supplies critical to human health and safety and the environment, Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended, with respect to the directives in paragraphs 3 and 4 of this Order and any other projects and activities for the purpose of water conservation to the extent necessary to address the impacts of the drought, and any permits necessary to carry out such projects or activities. Entities that desire to conduct activities under this suspension, other than the directives in paragraphs 3 and 4 of this Order, shall first request that the Secretary of the Natural Resources Agency make a determination that the proposed activities are eligible to be conducted under this suspension. The Secretary shall use sound discretion in applying this Executive Order to ensure that the suspension serves the purpose of accelerating conservation projects that are necessary to address impacts of the drought, while at the same time

protecting public health and the environment. The entities implementing these directives or conducting activities under this suspension shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

6. To support voluntary approaches to improve fish habitat that would require change petitions under Water Code section 1707 and either Water Code sections 1425 through 1432 or Water Code sections 1725 through 1732, and where the primary purpose is to improve conditions for fish, the Water Board shall expeditiously consider petitions that add a fish and wildlife beneficial use or point of diversion and place of storage to improve conditions for anadromous fish. California Code of Regulations, title 23, section 1064, subdivisions (a)(1)(A)(i)-(ii) are suspended with respect to any petition that is subject to this paragraph.
7. To facilitate the hauling of water for domestic use by local communities and domestic water users threatened with the loss of water supply or degraded water quality resulting from drought, any ordinance, regulation, prohibition, policy, or requirement of any kind adopted by a public agency that prohibits the hauling of water out of the water's basin of origin or a public agency's jurisdiction is hereby suspended. The suspension authorized pursuant to this paragraph shall be limited to the hauling of water by truck or bottle to be used for human consumption, cooking, or sanitation in communities or residences threatened with the loss of affordable safe drinking water. Nothing in this paragraph limits any public health or safety requirement to ensure the safety of hauled water.
8. The Water Board shall expand inspections to determine whether illegal diversions or wasteful or unreasonable use of water are occurring and bring enforcement actions against illegal diverters and those engaging in the wasteful and unreasonable use of water. When access is not granted by a property owner, the Water Board may obtain an inspection warrant pursuant to the procedures set forth in Title 13 (commencing with section 1822.50) of Part 3 of the Code of Civil Procedure for the purposes of conducting an inspection pursuant to this directive.
9. To protect health, safety, and the environment during this drought emergency, a county, city, or other public agency shall not:
 - a. Approve a permit for a new groundwater well or for alteration of an existing well in a basin subject to the Sustainable Groundwater Management Act and classified as medium- or high-priority without first obtaining written verification from a Groundwater Sustainability Agency managing the basin or area of the basin where the well is proposed to be located that groundwater extraction by the proposed well would not be inconsistent with any sustainable groundwater management program established in any applicable Groundwater Sustainability Plan adopted by that Groundwater Sustainability

Agency and would not decrease the likelihood of achieving a sustainability goal for the basin covered by such a plan; or

- b. Issue a permit for a new groundwater well or for alteration of an existing well without first determining that extraction of groundwater from the proposed well is (1) not likely to interfere with the production and functioning of existing nearby wells, and (2) not likely to cause subsidence that would adversely impact or damage nearby infrastructure.

This paragraph shall not apply to permits for wells that will provide less than two acre-feet per year of groundwater for individual domestic users, or that will exclusively provide groundwater to public water supply systems as defined in section 116275 of the Health and Safety Code.

10. To address household or small community drinking water shortages dependent upon groundwater wells that have failed due to drought conditions, the Department of Water Resources shall work with other state agencies to investigate expedited regulatory pathways to modify, repair, or reconstruct failed household or small community or public supply wells, while recognizing the need to ensure the sustainability of such wells as provided for in paragraph 9.
11. State agencies shall collaborate with tribes and federal, regional, and local agencies on actions related to promoting groundwater recharge and increasing storage.
12. To help advance groundwater recharge projects, and to demonstrate the feasibility of projects that can use available high water flows to recharge local groundwater while minimizing flood risks, the Water Board and Regional Water Quality Control Boards shall prioritize water right permits, water quality certifications, waste discharge requirements, and conditional waivers of waste discharge requirements to accelerate approvals for projects that enhance the ability of a local or state agency to capture high precipitation events for local storage or recharge, consistent with water right priorities and protections for fish and wildlife. For the purposes of carrying out this paragraph, Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division, and Chapter 3 (commencing with section 85225) of Part 3 of Division 35 of the Water Code and regulations adopted pursuant thereto are hereby suspended to the extent necessary to address the impacts of the drought. This suspension applies to (a) any actions taken by state agencies, (b) any actions taken by local agencies where the state agency with primary responsibility for the implementation of the directives concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b). The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.
13. With respect to recharge projects under either Flood-Managed Aquifer Recharge or the Department of Water Resources Sustainable

Groundwater Management Grant Program occurring on open and working lands to replenish and store water in groundwater basins that will help mitigate groundwater conditions impacted by drought, for any (a) actions taken by state agencies, (b) actions taken by a local agency where the Department of Water Resources concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b), Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended to the extent necessary to address the impacts of the drought. The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

14. To increase resilience of state water supplies during prolonged drought conditions, the Department of Water Resources shall prepare for the potential creation and implementation of a multi-year transfer program pilot project for the purpose of acquiring water from willing partners and storing and conveying water to areas of need.
15. By April 15, 2022, state agencies shall submit to the Department of Finance for my consideration proposals to mitigate the worsening effects of severe drought, including emergency assistance to communities and households and others facing water shortages as a result of the drought, facilitation of groundwater recharge and wastewater recycling, improvements in water use efficiency, protection of fish and wildlife, mitigation of drought-related economic or water-supply disruption, and other potential investments to support short- and long-term drought response.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 28th day of March 2022.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

ORDINANCE NO. 2021-02
**AN ORDINANCE OF THE PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT,
COUNTY OF SAN BERNARDINO, CALIFORNIA,
ESTABLISHING WATER CONSERVATION AND WATER SUPPLY
SHORTAGE RESTRICTIONS AND REGULATIONS**

WHEREAS, the Phelan Piñon Hills Community Services District ("District") is a Community Services District located within the County of San Bernardino and is organized and operates pursuant to the California Government Code Section 61000, et seq.;

WHEREAS, the District was formed pursuant to Resolution No. 2994 of the Local Agency Formation Commission of the County of San Bernardino ("LAFCO") adopted on March 18, 2008;

WHEREAS, pursuant to Condition No. 6 of LAFCO Resolution No. 2994 and Section 61100(a) of the California Government Code, the District is authorized to supply water for any beneficial uses in the same manner as a municipal water district formed pursuant to California Water Code Section 71000 et seq.;

WHEREAS, under California Water Code Sections 71600-71601, a municipal water district is authorized to adopt and enforce ordinances establishing rules and regulations for the water it delivers;

WHEREAS, California Constitution Article X, Section 2 and California Water Code Section 100 provide that because of conditions prevailing in the State of California ("State"), it is declared policy of the State that the general welfare requires water resources of the State shall be put to beneficial use to the fullest extent of which they are capable, the waste of water or unreasonable use or unreasonable method of use of water shall be prevented, and the conservation of such water is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and the public welfare; and

WHEREAS, the District is authorized by Government Code Section 61100(a) and Water Code Sections 375-377, 1009, and 71610.5 to restrict the use of District water during any emergency caused by overdraft, drought or other threatened or existing water shortage, and to prohibit the waste of District water or the use of District water during such periods, for any purpose other than household uses or such other restricted uses as may be determined to be necessary by the District and may prohibit use of such water during such periods for specific uses which the District may from time to time find to be nonessential.

WHEREAS, the District is further authorized by Government Code Sections 61100(a), 61045(b), 61060(a)-(b), and 25120 et seq., and Water Code Sections 375-377, 1009, and 71276-71281 to prescribe and define by ordinance those restrictions, prohibitions and exclusions it may determine to be necessary to restrict the use of District water during

threatened or existing water shortages, and is authorized by Government Code Sections 61064(a) and 25132 and Water Code Section 377 to declare violations of this Ordinance to be a misdemeanor;

WHEREAS, pursuant to California Water Code Section 350, the Board of Directors is authorized to declare a water shortage emergency to prevail within its jurisdiction when it finds and determines the District will not be able to or cannot satisfy the ordinary demands and requirements of water consumers without depleting supplies of the groundwater basins from which the District draws its water to the extent there would be insufficient water for human consumption, sanitation, and fire protection; and

WHEREAS, because of persistent and unpredictable water conditions in the State, statutory requirements for water planning, and the declared policy of the State, the District hereby finds and determines that it is necessary and appropriate for the District to adopt, implement, and enforce a water conservation program with the stages of water shortage restrictions, including emergency stages, to reduce the quantity of water used by consumers within the District, to preserve water supplies, to prevent the waste or unreasonable use of or unreasonable method of use of water, and to ensure that there is sufficient water for human consumption, sanitation, and fire protection.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of Phelan Piñon Hills Community Services District as follows:

SECTION 1. PURPOSE, INTENT AND FINDINGS.

1.1 The District hereby finds and determines that the above recitals are true and correct and incorporated herein.

1.2 The District's Board of Directors, at a duly-noticed public hearing, considered the following evidence regarding water supplies in the District:

- a. The water production records and consumption of water;
- b. The 2020 Urban Water Management Plan and Water Shortage Contingency Plan for the District;
- c. The stipulated judgment, statement of decision, judgment, and subsequent orders in City of Barstow v. City of Adelanto (Riverside Superior Court Case No. 208568), in which it has been determined that there is an overdraft of the Mojave River Basin Area and each of its respective Subareas, including but not limited to the Subareas of which Phelan Piñon Hills Community Services District is a part;
- d. Current problems existing with respect to the overuse and waste of water provided by the District to certain customers in connection with various uses thereof, including but not limited to irrigation of landscaping and other outdoor vegetation, lawns, and other growth; and

- e. Other relevant evidence.

1.3 It is in the best interest of the public and the customers and users of District water services, for the Board of Directors to exercise its rights in the operation and use of its water system and providing of water, and to find that the prohibitions in this Ordinance are necessary to restrict the use and misuse of water and to prohibit waste of water, until and subject to further action by the District.

1.4 It is therefore the intent of the District's Board of Directors to establish by the Ordinance those procedures required to maximize the beneficial use of its available water resources to the extent to which they are capable, and that the waste or unreasonable use or unreasonable method of use of water be prevented and the conservation of such water is to be extended with a view to the reasonable and beneficial use thereof in the interests of the people of the community served by the District.

1.5 The purpose of the Ordinance is to provide the District with additional tools to control the amount of water utilized within the District's service area, particularly to control potential wasteful uses of scarce water resources when water supplies are limited. The Board of Directors hereby finds that the Ordinance will have a beneficial effect by ensuring that there will be adequate water supplies for all District customers while protecting the public health and safety. Based on the foregoing, the Board of Directors has determined that there is no possibility that the Ordinance have any potential to cause significant effects on the environment, and that, pursuant to the California Environmental Quality Act (Public Resources Code Sections 21000, et seq.) ("CEQA"), the Ordinance does not constitute a "project" under Sections 15061 and 15378 of the State CEQA Guidelines, and is therefore exempt from environmental review.

SECTION 2. DEFINITIONS.

- 2.1 "District" shall mean the Phelan Piñon Hills Community Services District.
- 2.2 "Board" shall mean the Board of Directors of the District.
- 2.3 "General Manager" shall mean the person appointed by the Board pursuant to California Government Code Sections 61050-61051 to manage the activities of the District or his or her designee.
- 2.4 "Water" shall mean the water supplied by the District.
- 2.5 "Overdraft" shall mean that wherein the current total annual consumptive use of water in the Mojave Basin Area exceeds the long-term average annual natural water supply to the Basin Area or Subarea.
- 2.6 "Consumption" or "Consumptive Use" shall mean the total quantity of

water used by a water user.

2.7 "Water User" shall mean any person, firm, partnership, association, corporation or political entity using water obtained from the water system of the District.

2.8 "May" shall mean an action which is discretionary.

2.9 "Shall" or "Must" shall mean an action which is mandatory.

2.10 "Should" shall mean an action which is encouraged.

2.11 "State" shall mean the State of California

2.12 "Temporary Water User" shall mean a user of District water and facilities rendered for construction work and other uses of limited duration.

2.13 "Water Shortage" shall mean any water shortage caused by drought or any other threatened or existing water shortage, disaster or facility failure, earthquake, extended loss of electrical power, pipeline failure or other condition which results in or threatens to result in the District's inability to meet the water demands of its customers.

2.14 "Waste of Water" shall mean any unreasonable or non-beneficial use of water or any unreasonable method or use of water, including but expressly not limited to, the specific uses, conditions, actions or omissions prohibited or restricted by this Ordinance, as hereinafter set forth.

SECTION 3. GENERAL WATER USE EFFICIENCY RECOMMENDATIONS FOR NORMAL CONDITIONS

The following recommendation are smart management practices for indoor and outdoor water use. Since more severe effects of a water shortage are often brought about due to wasteful water use habits carried over from times of sufficient supply, these certain water use practices are encouraged at all times.

Normal conditions shall be in effect when the District is able to meet all the water demands of its customers in the immediate future. During normal conditions, all water users should continue to use water wisely, to prevent the waste or unreasonable use of water, and to reduce water consumption to that necessary for ordinary domestic and commercial purposes.

a. The watering of lawns, grass, shrubbery, ground cover or other landscaping should occur between the hours of 6:00 p.m. and 9:00 a.m. during the months of June through October; and should occur between 9:00 a.m. and 3:00 p.m. during the remaining months of November through May.

b. The use of water for any purpose which allows flooding or runoff, including but not limited to the flow of water onto adjacent property, non-irrigated areas, private

and public walkways, roadways, parking lots, or structures is discouraged.

c. The application of water to driveways, sidewalks, parking lots, or other hard and/or impervious surfaces is discouraged.

d. Allowing the waste of water through leaks or breaks in the users' water system or devices is discouraged. All leaks or breaks shall be repaired as soon as possible upon discovery.

e. The use of a hose that dispenses potable water to wash a motor vehicle should be fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use.

f. Water should not be used in a fountain or other decorative water feature, unless such water is part of a recirculating system.

g. The serving of drinking water, other than upon request in eating or drinking establishments, including but not limited to restaurants, hotels, cafes, cafeterias, bars, or other public places where food or drink are served and/or purchased, is prohibited per State regulations.

h. All new construction, including residential, commercial and industrial, should install water conserving devices as required by law.

i. Water used for cooling systems should be recycled to the extent possible.

j. Evaporation resistant covers and water recirculation systems should be used for all swimming pools and hot tubs of at least 600 gallons capacity.

k. Operators of hotels and motels should post notices urging guests to conserve water and shall provide guests with the option of choosing not to have towels and linens laundered daily pursuant to state law. Notice of this option shall be prominently displayed in each guestroom using clear and easily understood language pursuant to state law.

l. All current water customers are encouraged to install low flush toilets, shower heads, flow reducers, and faucet aerators.

m. The application of potable water to outdoor landscapes during and within 48 hours after measurable rainfall is discouraged.

n. The irrigation with potable water of ornamental turf on public street medians is discouraged.

o. The irrigation with potable water of landscapes outside of newly constructed homes and buildings should be in a manner consistent with regulations or

other requirements established by the California Building Standards Commission and the Department of Housing and Community Development.

p. Exterior landscaping should utilize timed irrigation systems and drought resistant varieties of plants, shrubs, and turf should be installed in lieu of other varieties which require more water. Areas required for turf should be restricted to no more than 20% of the total landscaped area.

SECTION 4. STAGE 1 – WATER SHORTAGE

A Stage 1 Water Shortage condition exists when the District determines, in its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 1 Water Shortage condition is up to 10%. No water user shall allow water to be wasted or misused. All of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 1 Water Shortage condition, the following water conservation restrictions may go into effect:

a. The watering of lawns, grass, shrubbery, ground cover or other landscaping shall occur only between the hours of 6:00 p.m. and 9:00 a.m. during the months of June through October; and shall occur only between 9:00 a.m. and 3:00 p.m. during the remaining months of November through May.

b. The use of water for any purpose which allows flooding or runoff, including but not limited to the flow of water onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures is prohibited.

c. The application of water to driveways, sidewalks, parking lots, or other hard and/or impervious surfaces is prohibited.

d. Allowing the waste of water through leaks or breaks in the users' water system or devices is prohibited. All leaks or breaks shall be repaired as soon as possible upon discovery.

e. The use of a hose that dispenses potable water to wash a motor vehicle is prohibited, except where the hose is fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use.

f. Water shall not be used in a fountain or other decorative water feature, unless such water is part of a recirculating system.

g. The serving of drinking water, other than upon request in eating or drinking establishments, including but not limited to restaurants, hotels, cafes, cafeterias, bars, or other public places where food or drink are served and/or purchased,

is prohibited pursuant to State regulations

h. All new construction, including residential, commercial and industrial, shall install water conserving devices as required by law.

i. Water used for cooling systems must be recycled to the extent possible.

j. Evaporation resistant covers and water recirculation systems are required for all swimming pools and hot tubs of at least 600 gallons capacity.

k. Operators of hotels and motels shall post notices urging guests to conserve water and shall provide guests with the option of choosing not to have towels and linens laundered daily. Notice of this option shall be prominently displayed in each guestroom using clear and easily understood language.

l. All current water customers are encouraged to install low flush toilets, shower heads, flow reducers, and faucet aerators.

m. The application of potable water to outdoor landscapes during and within 48 hours after measurable rainfall is prohibited.

n. The irrigation with potable water of ornamental turf on public street medians is prohibited.

o. The irrigation with potable water of landscapes outside of newly constructed homes and buildings in a manner inconsistent with regulations or other requirements established by the California Building Standards Commission and the Department of Housing and Community Development is prohibited.

p. Exterior landscaping shall utilize timed irrigation systems and shall utilize the use of drought resistant varieties of plants, shrubs, and turf only. Areas required for turf shall be restricted to no more than 20% of the total landscaped area.

SECTION 5. STAGE 2 – MODERATE WATER SHORTAGE

A Stage 2 Moderate Water Shortage Condition exists when the District determines, in its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 2 Moderate Water Shortage condition is 10-20%. In addition to the Stage 1 Water Shortage restrictions, all of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 2 Water Shortage condition, the following additional water conservation restrictions may go into effect:

a. Agricultural Irrigation. Persons receiving water from the District who are engaged in agricultural practices, whether for the purpose of crop production, growing of commercial ornamental plants, or maintaining existing nursery stock shall provide, maintain, and use irrigation equipment and practices which are the most efficient possible. The General Manager may require the owner or operators of these systems to prepare a plan describing their irrigation practices and equipment, including but not limited to, an estimate of the efficiency or the use of water on their properties. After review and approval by the General Manager, the agricultural irrigation plan shall be considered subject to inspection and enforcement by the District.

b. Commercial Facilities. Commercial and industrial facilities shall, upon request of the General Manager, provide the District with their plan to ensure conservation of water at their facilities. The District will provide these facilities with information regarding the average monthly water use by the facility for the last two year period. The facility shall provide the District with a plan to conserve or reduce the amount of water used by the percentage deemed by the Board of Directors to be necessary under the circumstances. After review and approval by the General Manager, the water conservation plan shall be considered subject to inspection and enforcement by the District.

c. No customer of the District, or other person acting on behalf of or under the direction of a customer, shall cause or permit the use of water for irrigation of landscaping or other outdoor vegetation, plantings, lawns, or other growth, to exceed the amount required to provide reasonable irrigation of same, and shall not cause or permit any unreasonable or excessive waste of water from said irrigation activities or from watering devices or systems. The free flow of water away from an irrigated site shall be presumptively considered excessive irrigation and a waste of water.

d. Public and private parks, golf courses, swimming pools, and school grounds which use water provided by the District shall only use water for pool filling between the hours of 10:00 p.m. and 6:00 a.m.

e. All residential, public, and recreational swimming pools, of all size, shall use evaporation resistant covers and shall recirculate water. Any swimming pool which does not have a cover installed during periods of non-use shall be considered a waste of water.

f. The District will employ the use of a drone and other methods to monitor and enforce water use not consistent with this Ordinance.

g. The water consumption practices of water users who have not achieved their individual conservation requirement (as established by the Board by separate Resolution) may be reviewed, restricted, penalized, and enforced by the District.

SECTION 6. STAGE 3 – SIGNIFICANT WATER SHORTAGE

A Stage 3 Significant Water Shortage Condition exists when the District determines, in

its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 3 Significant Water Shortage condition is 20-30%. In addition to the Stage 1 and Stage 2 Water Shortage restrictions, all of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 3 Water Shortage condition, the following additional water conservation restrictions may go into effect:

a. The irrigation of exterior vegetation shall be conducted no more than two (2) days per week. The irrigation of exterior vegetation on properties with an even-numbered physical address shall only be permitted on Tuesdays and Saturdays of each week; the irrigation of exterior vegetation on properties with an odd-numbered physical address shall only be permitted on Wednesdays and Sundays of each week. The irrigation of exterior vegetation at other than the above days and times shall be considered a waste of water.

b. The District will expand its public outreach campaign and enhance water waste monitoring programs to help ensure compliance.

c. Temporary user meter rentals to be suspended.

SECTION 7. STAGE 4 – CRITICAL WATER SHORTAGE

A Stage 4 Critical Water Shortage Condition exists when the District determines, in its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 4 Critical Water Shortage condition is 30-40%. In addition to the Stage 1, Stage 2, and Stage 3 Water Shortage restrictions, all of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 4 Water Shortage condition, the following additional water conservation restrictions may go into effect:

a. Washing of vehicles is prohibited, except when done by commercial vehicle wash equipment using recycled or reclaimed water.

b. Filling or adding water to swimming pools, wading pools, spas, ornamental ponds, fountains, and artificial lakes is prohibited.

c. New customer meters shall not be issued by the District.

d. All existing temporary user meters shall be recalled, removed and/or

locked.

- e. The District will cease operations of the bulk water filling station.
- f. Watering of livestock shall only be permitted as necessary.
- g. The District will further expand its public outreach campaign and enforcement of all prohibitions.

SECTION 8. STAGE 5 – EMERGENCY WATER SHORTAGE

A Stage 5 Emergency Water Shortage Condition exists when the District determines, in its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 5 Emergency Water Shortage condition is 40-50%. In addition to the Stage 1, Stage 2, Stage 3, and Stage 4 Water Shortage restrictions, all of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 5 Water Shortage condition, the following additional water conservation restrictions may go into effect:

- a. Watering of parks, school grounds, and golf courses is prohibited.
- b. Lawn watering and landscape irrigation is prohibited.

SECTION 8. STAGE 6 – CATASTROPHIC WATER SHORTAGE

A Stage 6 Catastrophic Water Shortage Condition exists when the District determines, in its sole discretion, that due to drought, state regulations, or other water supply conditions, a reduction in water use is necessary to make the most efficient use of water and appropriately respond to existing water and regulatory conditions. The water use reduction goal during a Stage 6 Catastrophic Water Shortage condition is more than 50%. In addition to the Stage 1, Stage 2, Stage 3, Stage 4, and Stage 5 Water Shortage restrictions, all of the following conservation measures, and any violation thereof, are hereby determined to be a waste of water and are prohibited. Any violation thereof may be enforced by the District pursuant to Section 11 through 17 of this Ordinance. Upon declaration by the District of a Stage 6 Water Shortage condition, the following additional water conservation restrictions may go into effect:

- a. All water use is limited to human and animal consumption only.

SECTION 9. IMPLEMENTATION AND TERMINATION OF MANDATORY COMPLIANCE STAGES.

The General Manager shall monitor the supply and demand for water on a daily basis to determine the level of conservation required by the water supply shortage or to recommend termination of the water conservation stages, and shall notify the Board of

the necessity for the implementation or termination of each stage. Each declaration of the Board implementing or terminating a water conservation stage shall be conducted by resolution, published at least once in a newspaper of general circulation, and shall remain in effect until the Board otherwise declares, as provided herein.

SECTION 10. EXCEPTIONS.

10.1 Application for Exception Permit. The General Manager may grant permits for uses of water otherwise prohibited under the provisions of this Ordinance if it is found that special circumstances make compliance impossible, or that restrictions herein would:

- a. Emergency - Cause an emergency condition affecting the health, sanitation, fire protection or safety of the water user or of the public.
- b. Hardship - Cause an unnecessary and undue hardship to the water user or the public.
- c. Such exceptions may be granted only upon written application therefor. Upon granting such exception permit, the General Manager may impose any conditions he determines to be just and proper.

10.2 Appeal to Board.

- a. Deadline - Any person whose application for an exception permit is denied by the General Manager may appeal the denial to the Board. The applicant shall file a written appeal not later than ten (10) days following issuance of the General Manager's decision.
- b. Hearing - The appeal shall be scheduled for the next regular meeting of the Board; provided that, the Board may continue the appeal hearing in order to carry out an investigation of the dispute and/or to receive additional information relating to the dispute.
- c. Decision of the Board - The Board may affirm or deny any appeal, and may impose any and all conditions that the Board determines to be reasonable and necessary under the circumstances. The decision of the Board shall be final. Should the Board not render a decision within thirty (30) days of submittal of the appeal to the Board, this failure to act shall be deemed to be a denial of the appeal unless both parties have agreed to extend the resolution period.

10.3 Public Agencies. The federal government or any federal department or agency, Indian tribes, this state, any other state, all departments, agencies, boards and commissions of this state or any other state, counties, school districts, fire districts, cities, towns, all municipal corporations, and any other political subdivisions of this state or any other state that receives water service from the District are exempt from this Ordinance

unless otherwise determined by the Board in the exercise of its sole discretion.

SECTION 11. INSPECTION.

Authorized employees of the District may, after proper identification and notice, during reasonable hours, inspect any facility having a water conservation plan, and may enter onto private property for the purpose of observing the operation of any water conservation device, irrigation equipment or water facility, and to investigate possible violations of this Ordinance. The investigation shall be made with consent of the owner or tenant of the property. If consent is refused, the District may apply to the Superior Court for a warrant pursuant to California Code of Civil Procedure Section 1822.50, et seq.

SECTION 12. NOTICE.

12.1 First Violation. For a first violation, written notice shall be given to the customer and/or property owner personally or by regular mail.

12.2 Subsequent Violations. If the penalty assessed is a surcharge for a second or third violation, notice may be given by regular mail.

12.3 Violations Involving Installation of Flow-Restrictors or Discontinuance of Water Service. If the penalty assessed is, or includes, the installation of a flow restrictor or the discontinuance of water service to the customer for any period of time, notice of the violation shall be given in the following manner:

a. By giving written notice thereof to the occupant and/or property owner personally; or

b. If the occupant and/or property owner is absent from their place of residence and from their assumed place of business, by leaving a copy with some person of suitable age and discretion at either place, and sending a copy through the United States mail addressed to the occupant and/or owner at their place of business or residence; or

c. If such place of residence and business cannot be ascertained, or a person of suitable age or discretion cannot be located, then by affixing a copy in a conspicuous place on the property where the failure to comply is occurring and also by delivering a copy to a person there residing, if such person can be found, and also sending a copy through the United States mail addressed to the occupant at the place where the property is situated and to the owner, if different.

d. Form of Notice. All notices provided for in this Section shall contain, in addition to the facts of the violation, a statement of the possible penalties for each violation and a statement informing the occupant/owner of their right to a hearing on the violation.

SECTION 13. HEARING.

13.1 General Manager Hearing. Any customer or property owner, against whom a penalty is levied pursuant to this Ordinance, shall have a right to a hearing. A written request for a hearing before the General Manager shall be filed with the General Manager within ten (10) business days after notification by the District of the alleged violation.

13.2 Appeal. The customer or property owner may appeal the General Manager's decision to the Board. Such appeal shall be filed within ten (10) business days of issuance of the General Manager's decision. The appeal shall be scheduled at the next regularly scheduled meeting of the Board; provided that, the Board may continue the appeal hearing in order to carry out an investigation of the dispute and/or to receive additional information relating to the dispute. The customer or property owner may appear and present any evidence in support of their position to the Board.

13.3 Decision of the Board. The Board may affirm, reverse or modify the decision of the General Manager, in its discretion. The decision of the Board shall be final. Should the Board not render a decision within thirty (30) days of submittal of the appeal to the Board, this failure to act shall be deemed to be a denial of the appeal unless both parties have agreed to extend the resolution period.

SECTION 14. ENFORCEMENT.

Violators of the mandatory provisions of this Ordinance shall be subject to surcharge and other enforcement rights of the District, as follows:

14.1 First Violation: For a first violation, the District shall issue a written notice of violation to the water user violating the provisions of this Ordinance. The notice shall be given pursuant to the requirements of Section 12 herein.

14.2 Second Violation: Up to \$500.00 Surcharge and/or Installation of Flow Restrictor. For a second violation of this Ordinance within a 24-month period, or for continued failure to comply within 30 days after notice and imposition of second violation sanctions, a monthly penalty surcharge in the maximum amount of \$500.00 is hereby imposed for the meter through which the wasted water was supplied and will continue until the violation is corrected to the satisfaction of the District. In addition to the surcharge, the District may, at its discretion, install a flow-restricting device at such meter on the service of the customer at the premises in which the violation occurred for a period of not less than 48 hours. The charge to the customer for installing a flow-restricting device shall be based upon the size of the meter and the actual cost of installation but shall not be less than that provided in the District's Rules and Regulations. The charge for removal of the flow-restricting device and restoration of normal service shall be as provided in the District's Rules and Regulations.

14.3 Subsequent Violations: Discontinuance of service. For any third and/or subsequent violation of this Ordinance within 24 calendar months after the first violation as provided in Section 14.1. hereof, the penalty surcharge provided in Section 14.2. hereof

shall be imposed and the District may discontinue water service to that customer at the premises or to the meter where the violation occurred. The charge for reconnection and restoration of normal service shall be as provided in the Rules and Regulations of the District. Such restoration of service shall not be made until the General Manager of the District has determined that the water user has provided reasonable assurances that future violations of this Ordinance by such user will not occur.

SECTION 15. INJUNCTION.

In addition to the remedies set forth in this Ordinance, the District may file a civil action to compel compliance with this Ordinance, including but expressly not limited to, an action to enjoin any pending or future violations of the Ordinance, or for the issuance of an order stopping or disconnecting a service if the charges for that service are unpaid at the time specified in the Ordinance.

SECTION 16. ENFORCEMENT OFFICER.

The General Manager is hereby declared and appointed as the enforcement officer of this Ordinance, and shall be empowered to take such other actions as authorized herein, or as may otherwise be authorized by the Board or be reasonably necessary, for enforcement of the Ordinance.

SECTION 17. RESERVATION OF RIGHTS.

All remedies set forth in this Ordinance are herein declared to be cumulative and non-exclusive, and shall not preclude the District from enforcing any other rights or remedies to discontinue service and/or otherwise enforce this Ordinance or any other rules and regulations of the District.

SECTION 18. SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decisions shall not affect the validity of the remaining portions of this Ordinance.

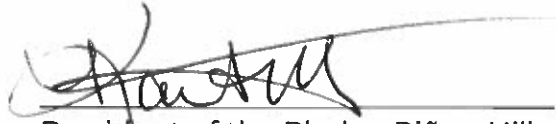
SECTION 19. PUBLICATION AND POSTING.

The Secretary of the Board is hereby directed to cause a summary of this Ordinance to be published at least five (5) days prior to the date of adoption hereof in a newspaper of general circulation printed and a copy of the full text must be posted at the District office at least five (5) days prior to the meeting. The full text of this Ordinance must be published within ten (10) days after adoption with the names of the directors voting for and against the adoption, and must likewise be posted at the District office.

SECTION 20. EFFECTIVE DATE.

This Ordinance supersedes Ordinance No. 2016-01 adopted by the Board on March 16, 2016, and shall become effective immediately upon its adoption.

APPROVED AND ADOPTED this 21st day of July, 2021.

A handwritten signature in black ink, appearing to read "Hartill", written over a horizontal line.

President of the Phelan Piñon Hills
Community Services District and
of the Board of Directors thereof.

STATE OF CALIFORNIA)
)
COUNTY OF SAN BERNARDINO)

I, Kimberly Ward, Secretary of the Board of Directors of the Phelan Piñon Hills Community Services District, do hereby certify that the foregoing Ordinance, being Ordinance No. 2021-02, was duly adopted by the Board of Directors of said District at a regular meeting of said Board held on July 21, 2021, and that it was so adopted by the following vote:

AYES: Hoffman, Johnson, Kujawa, Philips, Roberts

NOES:

ABSENT:

ATTEST:

Kimberly Ward



Secretary of the Phelan Piñon Hills
Community Services District and
of the Board of Directors thereof.

SEAL

Agenda Item 6g

Discussion & Possible Action
Regarding Resolution No. 2022-17;
Authorizing Remote
Teleconference Meetings for the
Period of May 31, 2022, to June 30,
2022

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary

SUBJECT: Discussion & Possible Adoption of Resolution No. 2022-17; Authorizing Remote Teleconference Meetings for the Period of May 31, 2022, to June 30, 2022

STAFF RECOMMENDATION

For the Board to adopt Resolution No. 2022-17; Authorizing Remote Teleconference Meetings for the Period of May 31, 2022, to June 30, 2022, should the Board desire to continue holding remote teleconference meetings.

BACKGROUND

Since the enactment of Governor Gavin Newsom's Executive Order N-29-20, local legislative bodies in California have been able to hold public meetings by "teleconference" (a term which includes videoconferencing) without complying with certain Brown Act requirements for teleconference meetings.

These provisions were set to expire September 30, 2021, with a return to full Brown Act compliance on October 1, 2021. AB 361 was enacted to extend the COVID-19 exceptions to the Brown Act's teleconference requirements in any of the following circumstances:

- The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.
- The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
- The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

A local agency that holds a meeting under these circumstances is required by AB 361 to do all of the following, in addition to giving notice of the meeting and posting agendas as required under the Brown Act. These additional requirements are intended to protect the public's right to participate in the meetings of local agency legislative bodies:

- Allow the public to access the meeting and require that the agenda provide an opportunity for the public to directly address the legislative body pursuant to the Brown Act's other teleconferencing provisions;

- In each instance when the local agency provides notice of the teleconferenced meeting or posts its agenda, give notice for how the public can access the meeting and provide public comment;
- Identify and include in the agenda an opportunity for all persons to attend via a call-in or an internet-based service option; the legislative body need not provide a physical location for the public to attend or provide comments;
- Conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the public;
- Stop the meeting until public access is restored in the event of a service disruption that either prevents the local agency from broadcasting the meeting to the public using the call-in or internet-based service option, or is within the local agency's control and prevents the public from submitting public comments (any actions taken during such a service disruption can be challenged under the Brown Act's existing challenge provisions);
- Not require comments be submitted in advance (though the legislative body may provide that as an option), and provide the opportunity to comment in real time;
- Provide adequate time for public comment, either by establishing a timed public comment period or by allowing a reasonable amount of time to comment;
- If the legislative body uses a third-party website or platform to host the teleconference, and the third-party service requires users to register to participate, the legislative body must provide adequate time during the comment period for users to register, and may not close the registration comment period until the comment period has elapsed.

AB 361 also provides that, if the state of emergency remains active for more than 30 days, a local agency must make the following findings by majority vote every 30 days to continue using the bill's exemption to the Brown Act teleconferencing rules:

- The legislative body has reconsidered the circumstances of the emergency; and
- Either of the following circumstances exist: The state of emergency continues to directly impact the ability of members to meet safely in person, or State or local officials continue to impose or recommend social distancing measures.

This means that local agencies will have to put an item on the agenda of a Brown Act meeting once every thirty days to make findings regarding the circumstances of the emergency and vote to continue using the law's exemptions.

Staff recommends the Board authorize remote meetings per AB 361 until June 30, 2022, and then move to in-person public and Board participation only thereafter. The use of Zoom could continue for staff and consultant participation as necessary. The meetings would continue to be livestreamed and recorded for the public.

FISCAL IMPACT

None

ATTACHMENT(S)

Resolution No. 2022-17

RESOLUTION NO. 2022-17

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM, DECLARING THAT LOCAL EMERGENCY CONDITIONS PERSIST, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS AND ITS STANDING COMMITTEES FOR THE PERIOD MAY 31, 2022, TO JUNE 30, 2022, PURSUANT TO BROWN ACT PROVISIONS

WHEREAS, the Phelan Pinon Hills Community Services District (the “District”) is committed to preserving and nurturing public access and participation in meetings of its Board of Directors; and

WHEREAS, all meetings of the District’s Board of Directors (the “Board”) and its standing committees are open and public, as required by the Ralph M. Brown Act (California Government Code Sections 54950-54963), so that any member of the public may attend, participate, and watch those bodies conduct their business; and

WHEREAS, the Brown Act, in Government Code Section 54953(e), makes provision for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition for application of Government Code Section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the State caused by conditions as described in Government Code Section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency to exist in California as a result of the threat of COVID-19, and such proclamation has not yet been lifted; and

WHEREAS, it is further required under Government Code Section 54953(e) that state or local officials have imposed or recommended measures to promote social distancing or that the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Board previously adopted Resolution No. 2022-12 on April 20, 2022, finding that the requisite conditions exist for the Board and its standing committees to conduct remote teleconference meetings without compliance with Government Code Section 54953(b)(3); and

WHEREAS, as a condition of extending the use of the provisions set forth in Government Code Section 54953(e), the Board must reconsider the circumstances of the state of emergency that exists within the District, and the Board has done so; and

WHEREAS, emergency conditions persist within the District, specifically COVID-19 and its Delta variant, remain highly contagious and, therefore, a threat to the health, safety, and well-being of the District's employees, directors, vendors, contractors, customers, visitors, and residents; and

WHEREAS, directions from the San Bernardino County Department of Public Health and regulations from the State of California impose various social distancing restrictions and provide guidance on best practices with respect to actions to reduce the spread of COVID-19; and

WHEREAS, the Board does hereby find that a state of emergency continues to exist within the District's service area as a result of the continuing presence of COVID-19, which has caused, and will continue to cause, conditions of imminent risk to attendees of Board meetings, and has resulted in local, State, and federal social distancing orders and related guidance, and which has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and the Board desires to re-affirm that a local emergency exists and re-ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency persisting, the Board does hereby find that the Board and all standing committees thereof shall continue to conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953, as authorized by subdivision (e) of Government Code Section 54953, and that such legislative bodies shall continue to comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of Government Code Section 54953; and

WHEREAS, the District will continue to provide proper notice to the public regarding all Board and standing committee meetings in accordance with Government Code Section 54953(e)(2) and shall continue to provide notice to the public of how they may access any such meeting via call-in number and/or internet link.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE PHELAN PINON HILLS COMMUNITY SERVICES 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. Affirmation that Local Emergency Persists. The Board hereby considers the conditions of the state of emergency within the District and proclaims that a local emergency persists throughout the District as a result of the continuing presence of COVID-19, which continues to cause conditions of imminent risk to

attendees of the District's Board and standing committee meetings, and which have resulted in local, State, and federal social distancing orders and guidance, and that continuing to conduct the District's Board and standing committee meetings virtually will minimize the possible spread COVID-19 and any variant thereof.

Section 3. Re-Ratification of Governor's Proclamation of a State of Emergency. The Board hereby re-ratifies the Governor of the State of California's Proclamation of State of Emergency regarding COVID-19, dated March 4, 2020.

Section 4. Remote Teleconference Meetings. The District's General Manager, or his or her designee, and the Board and standing committees of the District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including but not limited to continuing to conduct open and public meetings in accordance with Government Code Section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect on May 31, 2022, and shall be effective until the earlier of (i) the expiration of thirty (30) days from the date thereof, or or (ii) such time as the Board adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the Board and standing committees of the District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953.

PASSED AND ADOPTED by the Board of Directors of the Phelan Pinon Hills Community Services District this 18th day of May, 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President, Board of Directors

ATTEST:

Secretary, Board of Directors

Agenda Item 6h

Discussion & Possible Adoption of Resolution No. 2022-18; Authorizing the General Manager to Sign and File, for and on Behalf of the District, a Financial Assistance Application for a Financing Agreement from the State Water Resources Control Board for the Consolidation of the Sheep Creek Mutual Water System with the District

MEMORANDUM

DATE: May 18, 2022

TO: Board of Directors

FROM: Don Bartz, General Manager
By: Jennifer Oakes, Executive Management Analyst

SUBJECT: Discussion & Possible Adoption of Resolution No. 2022-18; Authorizing the General Manager to Sign and File, for and on Behalf of the District, a Financial Assistance Application for a Financing Agreement from the State Water Resources Control Board for the Consolidation of the Sheep Creek Mutual Water System with the District

STAFF RECOMMENDATION

For the Board to adopt Resolution No. 2022-18; Authorizing the General Manager to Sign and File, for and on Behalf of the District, a Financial Assistance Application for a Financing Agreement from the State Water Resources Control Board for the Consolidation of the Sheep Creek Mutual Water System with the District

BACKGROUND

On September 16, 2020, the Board authorized the General Manager, at the direction of the Board, to act as the District's representative for negotiations with Sheep Creek Mutual Water Company (SCMWC). On March 31, 2022, a Technical Memorandum was filed with the Office of Water Programs, Sacramento State University (OWP) describing the proposed consolidation plan of the two agencies. OWP is requesting a resolution of authorization to complete, sign, and submit the financial package necessary to make application to the DWSRF. This financial package is a component of the overall application for the consolidation of the District and SCMWC.

FISCAL IMPACT

None

ATTACHMENT(S)

Resolution 2022-18

RESOLUTION NO. 2022-18

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT (DISTRICT) AUTHORIZING THE GENERAL MANAGER TO SIGN AND FILE, FOR AND ON BEHALF OF THE DISTRICT, A FINANCIAL ASSISTANCE APPLICATION FOR A FINANCING AGREEMENT FROM THE STATE WATER RESOURCES CONTROL BOARD FOR CONSOLIDATING THE SHEEP CREEK MUTUAL WATER SYSTEM WITH THE DISTRICT

WHEREAS, the Phelan Pinon Hills Community Services District (“District”) is a Community Services District organized and operating pursuant to California Government Code Section 61000 et seq.; and

WHEREAS, the District is seeking funding through the Safe Drinking Water State Revolving Fund for consolidating the Sheep Creek Mutual Water System with the District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District as follows:

The General Manager (the “Authorized Representative”) or designee is hereby authorized and directed to sign and file, for and on behalf of the District, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning and/or design of the Consolidation of the Sheep Creek Mutual Water System with the District (the “Project”).

This Authorized Representative, or his/her designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto.

The Authorized Representative, of his/her designee, is designated to represent the District in carrying out the District’s responsibilities under the financing agreement, including certifying disbursement requests on behalf of the District and compliance with applicable state and federal laws.

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Phelan Pinon Hills Community Services District’s Board of Directors held on May 18, 2022.

Secretary, Board of Directors

Agenda Item 6i

Update on the Wilson Ranch
Road Project



A. 4176 Warbler Road
P.O. Box 294049
Phelan, CA 92329
P. (760) 868-1212
F. (760) 868-2323
W. www.pphcsd.org

MEMORANDUM

DATE: May 18, 2022
TO: Board of Directors
FROM: Don Bartz, General Manager
By: Kim Ward, HR Manager/Executive Secretary
SUBJECT: Update on the Wilson Ranch Road Project

STAFF RECOMMENDATION

None

BACKGROUND

Staff will provide a presentation and update on the Wilson Ranch Road Project.

FISCAL IMPACT

None

ATTACHMENT(S)

None

Agenda Item 7

Committee Reports/Comments

SPECIAL FINANCE COMMITTEE MEETING MINUTES

May 3, 2022

Phelan Community Center
4128 Warbler Road, Phelan, CA 92371
& Remotely Via Zoom or Conference Call

Board Members Present: Charlie Johnson, Chair
Mark Roberts

Board Members Absent: None

Staff Present: Lori Lowrance, Assistant General Manager/CFO
David Noland, Accountant
Aimee Williams, Administrative Technician II

Guests/Public: None

Call to Order

Director Johnson called the meeting to order at 4:00 p.m.

Roll Call

All Committee Members were present at Roll Call.

1) **Approval of Agenda**

Director Roberts moved to approve the Agenda. Director Johnson seconded the motion. Motion passed unanimously.

2) **Public Comment** – None

3) **Approval of Minutes**

Director Roberts moved to approve the Minutes. Director Johnson seconded the motion. Motion passed unanimously.

4) **Review of Disbursements**

The Committee reviewed the disbursements.

5) **Review of Financials**

The Committee reviewed the financials.

6) **Review of Solar Project Credits & Expenses**

The Committee reviewed the updated solar project credits and expenses handout. A large amount of solar credits were received in April.

7) Review of Final Draft 2022/2023 Budget

The committee reviewed the final draft of the budget. There were no additional changes recommended.

8) Committee Comments

Director Roberts stated he is glad that the budget process is winding down. He thanked staff and commented that everything looks good.

Director Johnson stated he would like to have a discussion or future agenda topic regarding financing options for the civic center and park projects once the information is available.

9) Review of Action Items

a) **Prior Meeting** – None

b) **Current Meeting** – Clarification requested on a disbursement for SCADA Servers Upgrade.

10) Set Agenda for Next Meeting – July 19, 2022

- Remove Item 7

11) Adjournment

With no further business before the Committee, the meeting adjourned at 4:30 p.m.

Agenda materials can be viewed online at <https://www.pphcsd.org>

Agenda Item 8

Staff & General Manager's Report



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Water Operations Manager's Report April 2022

Introduction

The Phelan Piñon Hills Community Services District (District) maintains a large water distribution system that includes over three hundred & forty miles of water lines. The following are District statistics and information related to the operations of this distribution system and the quality of the water supplied to District customers.

Summary

The District's water distribution system is in compliance with the State Water Resources Control Board- Division of Drinking Water, The Environmental Protection Agency, Safe Drinking Water Act, Cal OSHA, and all other governing agencies.

Current chlorine demand has remained low and steady due to routine maintenance and flushing. Chlorine demand is found by subtracting the chlorine residual from the total chlorine added to the water system. A low chlorine demand indicates water-free or nearly free of pathogenic microorganisms.

Water Quality Samples

The following is a summary of all water quality samples collected this month and any pertinent information related to said samples.

TEST TYPE	NO. OF COLLECTIONS THIS MONTH	TESTING SCHEDULE	NOTES
Raw water and Bac-t samples	48 samples	Monthly	All in compliance, Sampled Weekly
General physical samples	6 samples	Monthly	All in compliance, Sampled Weekly
TTHM/HAA5	4 samples sets	Quarterly	All in compliance.
UCMR 4	0 sample sets	TBD	All in Compliance.
Inorganics	1 samples	Yearly	All in compliance.
Radiological (Gross Alpha)	0 samples	Every 3 Years	All in compliance.
Trichloropropane 1,2,3-TCP	0 samples	Quarterly	All in compliance.
Regulated VOC	1 samples	As needed	All in compliance.
Nitrate as N	3 samples	As needed	All in Compliance.
Chromium 6	4 samples	Quarterly	All in Compliance.
Secondary GP'S	1 samples	As needed	All in Compliance.
Uranium	0 samples	As needed	All in Compliance

Production and Service Order Report

The following is a summary of the District's water production and service orders for the current month.

Total Monthly Production	239.06 A. F. 2 % less than 2013
2013 Monthly Production	244.36 A. F.
USA's Marked	266
Service Orders Completed	354 service orders completed
Main/Service Line Leaks	24 service line leaks repaired. 0 Main line leak/ breaks repaired
Hydrant Repairs/Replacements	1 hydrant repaired/1 replaced
Residential Meters Sold	11
Commercial Meters Sold	0
YTD Total Meters Sold (Calendar)	32 (95 in 2021)
Construction Meters Out	6
Service Lines Replaced	1

Job Code Summary

Job Code	Total Completed
C-Lock - Lock	51
C-Read & Unlock-Open - Read & Unlock - Opening	9
C-Read & Unloc-OC-DM - Read & Unlock - Opening-OC-DM	75
D-Closing Read & Lck - Closing Read & Lock DO NOT USE	5
D-Closing Read-OC-DM - Closing Read & Lock-OC-DM DO NOT USE	1
M- Investigate Lock - Verify Meter Still Locked	9
M- Verify Acct Class - Verify Account Class	0
M- Water Audit - Audit Water Usage	1
M-Backflow - Backflow Information	0
M-Cost Estimate Req - Cost Estimate Request	2
M-Data - Data Log	3
M-Bees- Bees	0
M-Investigate Leak - Investigate Leak	1
M-Investigate No Wtr - Investigate No Water	1
M-Lock No N/O Info - Meter Locked No New Owner Info	0
M-Low/No Consumption - Investigate Low/No Consumption	0
M-Meter Leaking - Meter Leaking	0
M-Meter UTL - Buried - Meter UTL - Buried	0
M-Pressure Ck Hi-Low - Pressure Check Hi-Low	4
M-R/R Angle Stop - Repair/ Replace Angle Stop	1
M-R/R Gate Valve - Repair/ Replace Gate Valve	3
M-Read - Read (do not update Read)	5
M-Repair Svc Line - Repair Service Line	24
M-Repair/Install Box - Meter Box	3
M-Replace Serv Line - Replace Service Line	1

M-Stake Meter Loc - Stake Meter Location	0
M-Status - Status	6
M-Turn off-Cust Req - Turn off - Customer Request	3
M-UNLOCK – UNLOCK	26
M-Verify Leak Repair - Verify Leak Repaired	3
M-Water Loss Leak - Door Hanger Water Loss Leak	1
M-Water Quality Taste - Water Quality - Taste	1
S- Replace Register - Register Not Sending Signal	0
S- Meter Downsize - Meter Downsizing	0
Service Change - Service Status Change	0
S-Replace Mtr & Reg - Replace Entire Meter Max Life Usage	15
S-Replace Reg Hotrod - Replace Register Hotrod Died	18
S-Replace Register - Replace Register Mueller	0
S-Replace Mtr- Replace Entire Meter Bottom Seal Leaking	9
Grand Totals	354

Summary of Current Projects

The following is a brief summary of all current and completed projects for the reported period

- Well Soundings at all wells are being done monthly
- Smithson Springs last cleaned December 2021- Current flow 2.5 GPM Upper Weir, 2 GPM Lower Weir
- Well 14 Production for April 0.36 AF, YTD 1.34 AF
- Valves and Hydrants Maintenance: 37 hydrants flushed and painted YTD Total-37
- Service line replacement program on target to meet current established goals. 84 Replaced Calendar Year To Date, 118 Replaced Fiscal Year To Date
- Air-Vac maintenance & flushing program-0 Flushed & Maintenance YTD-70 of 336 Total Project 21% Complete
- Cla-Val automatic controls valves being systematically rebuilt as a water conservation measure- 8 Complete YTD Water savings from this project is 10 GPM and counting @ 5MG
- Water Meter Replacement Project- 2723 of 7050 Replaced – 39 % Complete

Projects Completed

- Rehabilitation of pump and motor at 3B Booster A- 100% Complete
- Rehabilitation of pump and motor at 4B Booster A- 100% Complete
- Rehabilitation of pump and motor at 5B Booster A- 100% Complete
- Rehabilitation of pump and motor at 7B Booster A-100% Complete
- Diving cleaning of Zone G Reservoir- 100% Complete
- Tank 1A-3 Interior coating sand, blast, re-coat- 100% Complete
- Replacement of Booster B at Station 12- 100% Complete
- Re-wiring of site 5A Boosters A, B, C and control wiring-100% Complete
- Well Meter and inter-tie Meter annual accuracy program FY 21/22- 100 % Complete
- Electrical Efficiency test performed @ every booster and well within the District- 100% Complete with summaries of notable replacements attached
- Oil Changes and greasing at all district wells 100% Complete Boosters 100 % Complete
- 0 Valves Turned this month as part of district Valve Exercising Program, 63 Year To Date Turned of 4291
- 317 Dead ends flushed of 317 = every year no matter what < No goal, this is mandatory
- 1936 hydrants = 0 flushed this Year To Date 154 Painted Goal is 968 annually, this is done Bi-Annual
- Tank washouts of 1B-2,1B-1,3B,3C,1C-1,5A,1A-3, Well 2-1, 4A, Well 2-2, Zone G Complete

- Wilson Ranch Road Pipeline Protection Project- Drone images of before & after to follow- 100% Complete











Phelan Piñon Hills Community Services District

4176 Warbler Road - PO Box 2940449 - Phelan, CA 92329-4049 - (760) 868-1212 - Fax (760) 868-2323

Assistant General Manager / CFO's Report

April 2022

FINANCIAL DATA:

Enterprise Fund (Water Operations)				
	April	YTD	Total Budget	% of Total Budget
Operational Revenue	\$558,501.17	\$5,986,960.72	\$6,860,395.16	87%
Operational Expenses	\$594,468.59	\$6,107,002.84	\$7,373,585.19	83%
Net Income (Loss)	-\$35,967.42	-\$120,042.12	-\$513,190.03	23%
Non-Operational Revenue	\$204,313.95	\$1,563,561.50	\$2,274,392.05	69%
Non-Operational Expenses	\$0.00	\$88,272.31	\$1,150,755.95	8%
Net Income (Loss)	\$204,313.95	\$1,475,289.19	\$1,123,636.10	131%
Total Revenue	\$762,815.12	\$7,550,522.22	\$9,134,787.21	83%
Total Expense	\$594,468.59	\$6,195,275.15	\$8,524,341.14	73%
Total Net Income (Loss)	\$168,346.53	\$1,355,247.07	\$610,446.07	222%
Capital Outlay/Principal Pmts/C6		\$2,483,674.82	\$2,883,400.00	

Government Funds (Parks, Street Lighting, Solid Waste & Recycling)				
	April	YTD	Total Budget	% of Total Budget
Operational Revenue	\$52,478.11	\$457,591.42	\$448,426.55	102%
Operational Expenses	\$39,506.43	\$516,933.53	\$723,642.29	71%
Net Income (Loss)	\$12,971.68	-\$59,342.11	-\$275,215.74	22%
Non-Operational Revenue	\$497,057.68	\$1,435,382.00	\$1,192,617.93	120%
Non-Operational Expenses	\$1,223.32	\$91,274.57	\$3,277.60	2785%
Net Income (Loss)	\$495,834.36	\$1,344,107.43	\$1,189,340.33	113%
Total Revenue	\$549,535.79	\$1,892,973.42	\$1,641,044.48	115%
Total Expense	\$40,729.75	\$608,208.10	\$726,919.89	84%
Total Net Income (Loss)	\$508,806.04	\$1,284,765.32	\$914,124.59	141%

GOVERNMENT FUNDS:	General	Parks and Rec	Street Lighting	Property Tax	Solid Waste	Total
Revenue YTD	191,461.20	12,787.54	-1.94	1,433,081.95	255,644.67	1,892,973.42
Expense TYD	92,672.25	456,938.59	8,881.74	3,467.63	46,247.89	608,208.10
Total Net Income (Loss)	98,788.95	-444,151.05	-8,883.68	1,429,614.32	209,396.78	1,284,765.32

	Enterprise	Government	Total
Cash Available	\$1,996,156.13	\$8,056,989.79	\$10,053,145.92
Cash Reserves	\$10,417,969.00	\$632,780.00	\$11,050,749.00
Total Cash	\$12,414,125.13	\$8,689,769.79	\$21,103,894.92

ADMINISTRATIVE DATA: April 2022

	January	February	March	April
Water Consumption (HCF):				
2021/2022	72,762	49,741	70,581	87,630
2020/2021	57,387	50,652	72,618	85,842
2019/2020	55,280	52,659	59,576	54,257
Meters In Ground:				
2021/2022	7150	7154	7165	7171
Meter Permits Issued:				
2021/2022	6	2	12	11
Lock-offs:				
2021/2022	132	57	43	45

Customer Service A/R Activities	April Quantity		April \$ Received	
Payments				
Cash	383	6.79%	\$56,933.55	8.37%
Check	738	13.08%	\$234,718.49	34.53%
Credit Card (counter)	155	2.75%	\$24,777.76	3.64%
Mail (checks)	1,170	20.74%	\$89,122.25	13.11%
Online (credit card)	3,195	56.64%	\$274,265.25	40.34%
TOTAL	<u>5,641</u>	<u>100.00%</u>	<u>\$679,817.30</u>	<u>100.00%</u>

Payments Received and Processed	April Quantity	Enterprise	Government
Water	5,624	5,624	
Gvmt (Rentals, Classes, Franchise fee, et	17		17
	<u>5,641</u>	<u>5,624</u> 99.7%	<u>17</u> 0.3%

Customer Service Other Activities	April Quantity	Enterprise	Government
Service Orders Processed	348	348	
Assisted Customers at Counter	1,276	1,259 98.7%	17 1.3%
	<u>1,624</u>	<u>1,607</u>	<u>17</u>

Parks, Recreation & Street Lighting Report April 2022

Introduction

The District Parks and Recreation Department operates and maintains community centers, senior centers, parks and street lights. The District currently has two community centers, one located in Phelan and another in Pinon Hills. Adjacent to each of the centers are two parks that have playgrounds, basketball courts and shaded picnic tables. Parks and recreation are a vital component to any community. It not only adds beauty, but provides safe areas for activities of individuals, families, and groups. The parks are available for use from morning until dusk. The community centers are utilized for a wide range of activities and are available to the community for a small fee. The District currently offers several events and activities, and continues to work on various recreation ideas and continues to partner with local civic groups creating programs that are beneficial to the community at large.

The Parks and Recreation Department realizes the importance of long-range planning to preserve and protect our valuable assets and to allow for efficient use of resources for future growth. The efficient use of resources will allow the District to acquire, develop, operate, and maintain a park and recreation system which enriches the quality of life for residents and visitors alike, and preserves it for future generations. The District continues to develop a sustainable park system that will be supported by decisions that provide services at a sustainable rate, such as providing infrastructure that can be reasonably maintained while setting realistic targets on programs and services.

The District currently owns four vacant parcels for future parks and recreation facilities, a 55 acre parcel on Johnson Road, an 80 acre parcel on Sheep Creek Road, a 25 acre parcel on Chateau Road and a 4 acre parcel on Warbler Road that includes an adjacent 10 acre parcel off of Sahara Road.

The street lights primarily service the business district of Phelan. There are also lights at strategic intersections to help in providing safety to the community. Expansion of the street lighting to other intersections is considered based upon a safety need, but the District does respect the San Bernardino County “Dark Sky” ordinance and encourages residents to do the same.

Monthly Activity Report

The following report details the number of community center rentals and activities for the month:

Location	Paid Rental	District Use	Donated Use
Phelan Community Center	0	8	8
Phelan Senior Center	0	1	11
Piñon Hills Community Center	4	0	6
Miscellaneous	0	0	0
Phelan Park	0	0	2

Events and Classes

The following is a brief summary of current parks and recreation events:

- Upcoming Scheduled Parks Committee Meeting – July 12, 2022, 4:00 pm, Phelan C.C.
- Farmers Market – Mondays, 2:00 pm – 6:00 pm (outside in Phelan Park for the summer)
- Line Dancing – Every Friday, 9:00 am – 10:30 am, Phelan C.C.
- Kids Baking Class – Saturday, April 23, 2022 – 10:30 am – 12 pm, Phelan C.C.
- Senior Lunches – Monthly (TBD)
 - 1st Wednesday at Phelan C.C.
 - 3rd Thursday at Pinon Hills C.C.
- Gardening Class – Transplanting to Garden Bed – April 9, 2022 Teaching Garden
- Gardening Class – Composting, Verma Compost – May 14, 2022 Teaching Garden
(Learn to Garden classes are held at the Teaching Garden, just north of PPHCSD Office)

Projects/Activities in Process

- Parks Budget for 2022/2023, Preparation In Process
- Phelan Park Expansion Project – Design with phase planning is in process for the District owned parks properties east of Phelan Park – 4.22-acre parcel, APN 3066-261-08, and adjoining 10-acre parcel, APN 3066-251-14.
- Funding sources for the Phelan Park expansion project are in process.
- Parks Master Plan – Action plan needs are being implemented and are ongoing.

Agenda Item 9

Director Reports

Agenda Item 10

Correspondence/Information



LAFCO

Local Agency Formation Commission for San Bernardino County

1170 West 3rd Street, Unit 150
San Bernardino, CA 92415-0490
909.388.0480 | Fax 909.388.0481
lafco@lafco.sbccounty.gov
www.sbcslafco.org

COMMISSIONERS

JOE BACA, Jr.
Board of Supervisors

JIM BAGLEY, Chair
Public Member

DR. KIMBERLY COX
Special District

JAMES V. CURATALO
Special District

CURT HAGMAN
Board of Supervisors

LARRY McCALLON
City Member

ACQUANETTA WARREN, Vice Chair
City Member

ALTERNATES

Vacant
Public Member

RICK DENISON
City Member

STEVEN FARRELL
Special District

DAWN ROWE
Board of Supervisors

EXECUTIVE OFFICER

SAMUEL MARTINEZ

LEGAL COUNSEL

PAULA DE SOUSA

April 26, 2022

TO: INDEPENDENT SPECIAL DISTRICTS IN SAN BERNARDINO COUNTY

The staff of the Local Agency Formation Commission conducted a mailed ballot Special District Selection process, which closed at 5:00 p.m. on April 18, 2022 with all original ballots due no later than close of business April 25, 2022. I am pleased to announce that we have had a successful election with the participation of 31 Districts. LAFCO staff received 31 valid ballots for the Regular Special Districts member position and 29 valid ballots for the Alternate Special Districts Member position exceeding the minimum 26 ballots required. The following are the selections made:

For Regular Special Districts Member:

- Steven Farrell, Crestline Village Water District 25 Votes
- Kelly Gregg, Hesperia Recreation and Park District 5 Votes

One District submitted a ballot abstaining

For Alternate Special Districts Member:

- Craig Dicht, Bighorn-Desert View Water Agency 4 Votes
- Kevin Kenley, Cucamonga Valley Water District 15 Votes
- David Raley, San Bernardino Valley Water Conservation District 7 Votes
- James Roberts, Hesperia Recreation and Park District 2 Votes

One district submitted a ballot abstaining

Mr. Farrell and Mr. Kenley will be sworn into office on May 18, 2022. The term of office for each will expire on the first Monday in May 2026.

Thank you for your participation in the process.

Sincerely,

SAMUEL MARTINEZ
Executive Officer

BILLING SCHEDULE



MAY 2022

May 1

- Bills mailed for **April 2022** charges

May 16

- Payment must be received by 5:00 p.m. to avoid disconnection for **March 2022** bill

May 17

Disconnection date for **March 2022** bill

May 23

-Payment must be received by 5:00 p.m. to avoid penalty for **May 2022** bill



JUNE 2022

June 1

- Bills mailed for **May 2022** charges

June 14

- Payment must be received by 5:00 p.m. to avoid disconnection for **April 2022** bill

June 15

Disconnection date for **April 2022** bill

June 22

- Payment must be received by 5:00 p.m. to avoid penalty for **June 2022** bill



JULY 2022

July 1

- Bills mailed for **June 2022** charges

July 18

- Payment must be received by 5:00 p.m. to avoid disconnection for **May 2022** bill

July 19

-Disconnection date for **May 2022** bill

July 25

- Payment must be received by 5:00 p.m. to avoid penalty for **July 2022** bill

Effective July 1, 2022 credit card fee will increase to \$3.00

Holiday Closures

Memorial Day- Monday, May 30, 2022

Fourth of July-Monday, July 4, 2022

Phelan Piñon Hills CSD

Invites Everyone to Come for...

Family Faves.

MOVIE NIGHTS IN THE PARK

Every Friday Night at Dusk

Phelan Community Park
June 10 - September 16

Co-hosted by the Tri-Community Kiwanis

June 10
Encanto

June 17
The Greatest Showman

June 24
Lego Batman Movie

July 1
The Princess Bride

July 8
Up

July 15
Enchanted

July 22
Ron's Gone Wrong

July 29
School of Rock

Aug. 5
The BFG

Aug. 12
Mary Poppins Returns

Aug. 19
Megamind

Aug. 26
Jumanji (1995)

Sept. 2
Emperor's New Groove

Sept. 9
Wonder

Sept. 16
Clifford the Big Red Dog

FREE

2022
SPRING

PHELAN PIÑON HILLS CSD PRESENTS

EARTH DAY

ART CONTEST

Prizes (Per Category)

1st Place: \$100

2nd Place: \$75

3rd Place: \$50

Deadline: May 31

Full contest rules are located on the
back of this flyer.

PHELAN PIÑON HILLS CSD
SOLID WASTE
SERVICES

CONSERVATION
IT'S OUR WAY OF LIFE

4176 Warbler Road
Phelan, CA 92371
www.pphcsd.org
760-868-1212



Contest Rules and How to Enter

How to Enter

1. Create a piece of artwork reminding everyone to recycle or conserve water.
2. Attach the form at the bottom of this sheet to your artwork. The entry form at the bottom of this paper must be included with your artwork. You may be disqualified if the form is not included.
3. Mail or drop off your artwork by April 29, 2022 to the PPHCSD office at: 4176 Warbler Road, Phelan, CA 92371.
4. Winners will be awarded in May and will be featured in our 2023 District calendar, as well as on our website and social media.

Eligibility

Participating students must attend a school located in Phelan or Piñon Hills. All entries must be delivered to the Phelan Piñon Hills Community Services District (District) office before 5 PM on May 31, 2022. Any entries submitted after this date and time may not be accepted or considered. Only one artwork entry may be submitted per student. ALL ENTRIES MUST INCLUDE THE BELOW ENTRY FORM. Entries not containing this information may be disqualified. Artwork must be submitted on 8.5"x11" paper. Larger or smaller artwork will not be considered for the contest. The purpose of this contest is to help students understand the importance of recycling and conserving water and the positive effect it has on the environment and our community.

Judging Procedure

The artwork will be grouped into one of the following categories:

- Kindergarten through 2nd grade
- 3rd grade through 5th grade
- 6th grade through 12th grade

The top three (3) works of art in each grade category will be selected based on the Judging Criteria listed. Three winners will be selected in each grade category. Only winners will be notified.

- First place: \$100.00
- Second place: \$75.00
- Third place: \$50.00

Judging Criteria

- Conveys clear messages through text and artwork.
- Exhibits creativity, originality, and artistic quality.
- Displays visual clarity and correct spelling - easy to read and understand.
- Accurately represents the contest theme.

Please Note:

- All artwork submitted becomes the property of the District and may be reproduced.
- The District has the exclusive right to use the artwork for promotional materials in various collateral formats. Artwork may also be displayed on the District website, as an exhibit, or displayed in any and all formats for promotional purposes and purposes of community recycling, community water conservation, and environmental education. Non-winning entries used for other promotional material will not be compensated or receive any prizes.
- Once the prizes are distributed, no further compensation will be given. All entries will be evaluated by a panel of judges selected by District management. The District is not responsible for any lost or damaged contest entry submissions. Contest artwork entries will not be returned to students. The contest artwork entry winners will be notified by June 8, 2022 and invited to attend an award presentation at an upcoming board meeting.

For further information call 760-868-1212.

**Artwork can be submitted by mail or in-person to:
4176 Warbler Road
Phelan, CA 92371**

Entry Form - All entries must include this form.

Student's Name

Guardian Name

School

Grade

Guardian Contact Email Address

Guardian Contact Mailing Address:

Guardian Contact Phone Number

Agenda Item 11

Review of Action Items

Agenda Item 12

Set Agenda for Next Meeting