



8:00 A.M. OPERATIONS CENTER - 1200 SOUTH GENE AUTRY TRAIL – PALM SPRINGS – CALIFORNIA

*Pursuant to the Governor's Executive Order N-29-20, there will be no public location for attending in person. Members of the public who wish to participate may do so by calling in at:*

**Toll Free: (866) 899-4679  
Access Code: 169-972-605**

**or Via Computer:  
<https://www.gotomeeting.com/meeting/join-meeting>  
9-digit Meeting ID: 169972605**

*Members of the public who wish to comment on any item within the jurisdiction of the Agency or any item on the agenda should submit comments by emailing [sbaca@dwa.org](mailto:sbaca@dwa.org) before 5:00 p.m. June 14. Comments will become part of the Board meeting record. Board members and staff will be participating in this meeting via teleconference.*

***\*In order to reduce feedback, please mute your audio when you are not speaking.***

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| 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE                                                                                                                                                                                                                                                                                                                                                                                                              | BLOOMER                      |
| 2. ROLL CALL                                                                                                                                                                                                                                                                                                                                                                                                                                       | BACA                         |
| 3. APPROVAL OF MINUTES - June 1, 2021                                                                                                                                                                                                                                                                                                                                                                                                              | BLOOMER                      |
| 4. GENERAL MANAGER'S REPORT                                                                                                                                                                                                                                                                                                                                                                                                                        | KRAUSE                       |
| 5. COMMITTEE REPORTS –<br>A. Human Resources – June 2, 2021<br>B. Finance – June 3, 2021<br>C. Executive – June 10, 2021                                                                                                                                                                                                                                                                                                                           | BLOOMER<br>STUART<br>BLOOMER |
| 6. PUBLIC COMMENT: Members of the public may comment on any item not listed on the agenda, but within the jurisdiction of the Agency. In addition, members of the public may speak on any item listed on the agenda as that item comes up for consideration. Speakers are requested to keep their comments to no more than three (3) minutes. As provided in the Brown Act, the Board is prohibited from acting on items not listed on the agenda. |                              |
| 7. SECRETARY-TREASURER'S REPORT – May 2021                                                                                                                                                                                                                                                                                                                                                                                                         | STUART                       |
| 8. ACTION ITEMS                                                                                                                                                                                                                                                                                                                                                                                                                                    |                              |
| <u>PUBLIC HEARING: Items No. 8-A thru 8-C</u>                                                                                                                                                                                                                                                                                                                                                                                                      |                              |
| <u>2021/2022 Groundwater Replenishment Assessments</u>                                                                                                                                                                                                                                                                                                                                                                                             |                              |
| A. West Whitewater River Subbasin                                                                                                                                                                                                                                                                                                                                                                                                                  | KRAUSE                       |
| 1). Request Adoption of Resolution No. 1256 Making Findings in Fact Pursuant to Section 15.4 of DWA Law for the West Whitewater River Subbasin Replenishment Assessment                                                                                                                                                                                                                                                                            |                              |
| 2). Request Adoption of Resolution No. 1257 Levying a Replenishment Assessment FY 2021/2022                                                                                                                                                                                                                                                                                                                                                        |                              |
| B. Mission Creek Subbasin                                                                                                                                                                                                                                                                                                                                                                                                                          | KRAUSE                       |
| 1). Request Adoption of Resolution No. 1258 Making Findings in Fact Pursuant to Section 15.4 of DWA Law for the Mission Creek Subbasin Replenishment Assessment                                                                                                                                                                                                                                                                                    |                              |
| 2). Request Adoption of Resolution No. 1259 Levying a Replenishment Assessment for 2021/2022                                                                                                                                                                                                                                                                                                                                                       |                              |
| C. Request Adoption of 2020 Urban Water Management Plan and Water Shortage Contingency Plan Resolution No. 1260 and Ordinance No. 72                                                                                                                                                                                                                                                                                                               | METZGER                      |
| <u>End of Public Hearing Items</u>                                                                                                                                                                                                                                                                                                                                                                                                                 |                              |
| D. Request Approval of Inclusion of Draft Rules & Regulations for Recycled Water Facilities to the Updated Title 22 Engineering Report for Recycled Water Facilities                                                                                                                                                                                                                                                                               | JOHNSON                      |
| E. Request Adoption of Resolution No. 1261 Establishing Rates, Fees & Charges for Sewer Service                                                                                                                                                                                                                                                                                                                                                    | SAENZ                        |
| F. Request Adoption of Resolution No. 1262 Revising the Agency Reserve Policy                                                                                                                                                                                                                                                                                                                                                                      | SAENZ                        |
| G. Request Adoption of Fiscal Year 2021/2022 Operating, General & Wastewater Budgets                                                                                                                                                                                                                                                                                                                                                               | SAENZ                        |

- H. Request Approval for Extension of COVID-19 Financial Relief to Customers, Reinstatement of Late Fees & Authorization to Offer Extended Repayment Plans up to 48 Months **SAENZ**
- I. Request Approval of 2021-2024 Memorandum of Understanding Between Desert Water Agency & the Desert Water Agency Employees' Association for Employee Salaries & Benefits **HOPPING**
- J. Request Approval of July 2021 Cost-of-Living Salary Increase for DWA Employees & Contract Amendment for General Manager **HOPPING**

**9. DISCUSSION ITEMS**

- A. State Water Contractor's Meetings – May 20, 2021 **RIDDELL**

**10. DIRECTORS COMMENTS/REQUESTS**

**11. CLOSED SESSION**

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9 (d) (1)  
Name of Case: Agua Caliente Band of Cahuilla Indians vs. Coachella Valley Water District, et al (Two Cases)
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9 (d) (1)  
Name of Case: Mission Springs Water District vs. Desert Water Agency
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9 (d) (1)  
Bonnie Kessner, et al vs. Desert Water Agency, et al
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9 (d) (1)  
Name of Case: AT&T vs. County of Riverside
- E. CONFERENCE WITH LEGAL COUNSEL – PENDING ADMINISTRATIVE PROCEEDING  
Pursuant to Government Code Section 54956.9 (d) (1)  
Regional Water Quality Control Board Claim No. 7018 0680 0000 1010 7377
- F. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8  
Property: APN No. 522-070-027  
Agency Negotiators: Mark S. Krause, General Manager and Steve Johnson, Asst. General Manager  
Negotiating Parties: Desert Water Agency and Mountain View Power Partners and Gabrych Family L..P.  
Under Negotiation: Permanent Pipeline and Access Easement and Encroachment Permit  
Subject: Price and terms of possible easement purchase and Grant of Permanent Encroachment Permit

**12. RECONVENE INTO OPEN SESSION – REPORT FROM CLOSED SESSION**

**13. ADJOURN**

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting is asked to contact Desert Water Agency's Assistant Secretary of the Board, at (760) 323-4971, at least 48 working hours prior to the meeting to enable the Agency to make reasonable arrangements. Copies of records provided to Board members that relate to any agenda item to be discussed in open session may be obtained from the Agency at the address indicated on the agenda.