



**AGENDA
REGULAR WORKSHOP/MEETING OF THE
BOARD OF DIRECTORS**

**WEDNESDAY, NOVEMBER 3, 2021
10:00 A.M.**

**INLAND EMPIRE UTILITIES AGENCY*
VIEW THE MEETING LIVE ONLINE AT IEUA.ORG
TELEPHONE ACCESS: (415) 856-9169 / Conf Code: 932 945 127#**

PURSUANT TO AB 361 AND RESOLUTION NO. 2021-10-1, ADOPTED BY THE IEUA BOARD OF DIRECTORS ON OCTOBER 6, 2021, IEUA BOARD AND COMMITTEE MEETINGS WILL CONTINUE TO BE CONDUCTED THROUGH TELECONFERENCE IN AN EFFORT TO PROTECT PUBLIC HEALTH AND PREVENT THE SPREAD OF COVID-19. THERE WILL BE NO PUBLIC LOCATION AVAILABLE FOR ATTENDING THE MEETING IN PERSON.

The public may participate and provide public comment during the meeting by dialing into the number provided above. Comments may also be submitted by email to the Board Secretary/Office Manager Denise Garzaro at dgarzaro@ieua.org prior to the completion of the Public Comment section of the meeting. Comments will be distributed to the Board of Directors.

CALL TO ORDER OF THE INLAND EMPIRE UTILITIES AGENCY BOARD OF DIRECTORS WORKSHOP/MEETING

FLAG SALUTE

PUBLIC COMMENT

Members of the public may address the Board on any item that is within the jurisdiction of the Board; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) of Section 54954.2 of the Government Code. Those persons wishing to address the Board on any matter, whether or not it appears on the agenda, are requested to email the Board Secretary no later than 24 hours prior to the scheduled meeting time or address the Board during the public comments section of the meeting. Comments will be limited to three minutes per speaker. Thank you.

ADDITIONS TO THE AGENDA

In accordance with Section 54954.2 of the Government Code (Brown Act), additions to the agenda require two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

*A Municipal Water District

1. ACTION ITEM

A. ADOPTION OF RESOLUTION NO. 2021-11-6, MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING SPECIAL RULES FOR CONDUCTING MEETINGS THROUGH TELECONFERENCE

Staff recommends that the Board adopt Resolution No. 2021-11-6, making certain findings and determinations regarding special rules for conducting meetings through teleconference.

2. WORKSHOP ITEM

A. AGENCY REDISTRICTING

3. GENERAL MANAGER'S COMMENTS

4. BOARD OF DIRECTORS' REQUESTED FUTURE AGENDA ITEMS

5. DIRECTORS' COMMENTS

ADJOURN

Declaration of Posting

I, Denise Garzaro, CMC, Board Secretary/Office Manager of the Inland Empire Utilities Agency*, a Municipal Water District, hereby certify that, per Government Code Section 54954.2, a copy of this agenda has been posted at the Agency's main office, 6075 Kimball Avenue, Building A, Chino, CA and on the Agency's website at www.ieua.org at least seventy-two (72) hours prior to the meeting date and time above.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Board Secretary at (909) 993-1736 or dgarzaro@ieua.org, 48 hours prior to the scheduled meeting so that IEUA can make reasonable arrangements to ensure accessibility.

**ACTION
ITEM**

1A

Date: November 3, 2021

To: The Honorable Board of Directors

SD
From: Shivaji Deshmukh, General Manager

Committee:

Executive Contact: Shivaji Deshmukh, General Manager

Subject: Adopt Resolution No. 2021-11-6, Making Certain Findings and Determinations
Regarding Special Rules for Conducting Meetings through Teleconference

Executive Summary:

On March 4, 2020, Governor Newsom declared a state of emergency pursuant to Government Code 8625 due to the COVID-19 pandemic and recommended, together with local officials, measures for social distancing to assist in abating the spread of COVID-19; and on March 17, 2020, the Governor issued Executive Order N-29-20 which, among other things, suspended certain Brown Act rules governing the use of teleconferencing for local agency board meetings. Executive Order N-29-20 expired on September 30, 2021. In response to the ongoing COVID-19 pandemic, the California legislature has enacted, and the Governor has signed into law, AB 361 amending portions of Government Code 54953, allowing for the continued use of teleconferencing for local agency board meetings while suspending the conditions and restrictions of Government Code 54953(b)(3) if the legislative body of the local agency makes certain findings. The legislative body must make these findings every 30 days to continue the use of teleconferencing.

Staff is recommending that the Board of Directors makes the necessary findings and determinations and Adopt Resolution No. 2021-11-6 to continue to conduct meetings through teleconference for a period of 30 days.

Staff's Recommendation:

Adopt Resolution No. 2021-11-6, Making Certain Findings and Determinations Regarding Special Rules for Conducting Meetings through Teleconference

Budget Impact *Budgeted (Y/N): Y Amendment (Y/N): N Amount for Requested Approval:*

Account/Project Name:

Fiscal Impact (explain if not budgeted):

None.

Prior Board Action:

The Board adopted Resolution No. 2021-10-1, making certain findings and determinations regarding special rules for conducting meetings through teleconference on October 6, 2021.

Environmental Determination:

Not Applicable

Business Goal:

The Adoption of a Resolution to make findings for conducting meetings through teleconference is consistent with the IEUA's commitment to applying ethical, fiscally responsible, transparent and environmentally sustainable principles to all aspects of business and organizational conduct.

Attachments:

Attachment 1 - Resolution No. 2021-11-6

RESOLUTION NO. 2021-11-6

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE INLAND EMPIRE UTILITIES AGENCY*, SAN BERNARDINO COUNTY, CALIFORNIA, MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING SPECIAL RULES FOR CONDUCTING MEETINGS THROUGH TELECONFERENCE

WHEREAS, Inland Empire Utilities Agency (“IEUA”) is a municipal water district established pursuant to Section 71000 et seq. of the California Water Code; and

WHEREAS, all meetings of the Board of Directors of IEUA are conducted in open and public settings in compliance with the Ralph M. Brown Act (Brown Act) so that any member of the public may attend, participate and watch the Agency’s Board of Directors conduct their business; and

WHEREAS, on March 4, 2020, the Governor declared a state of emergency pursuant to Government Code 8625 due to the COVID-19 pandemic and has recommended, together with local officials, measures for social distancing to assist in abating the spread of COVID-19; and

WHEREAS, on March 17, 2020, the Governor issued Executive Order N-29-20 which, among other things, suspended certain Brown Act rules governing the use of teleconferencing of local agency board meetings; and

WHEREAS, the California legislature has enacted, and the Governor has signed into law, AB 361 amending portions of Government Code 54953, allowing for the continued use of teleconferencing for local agency board meetings while suspending the conditions and restrictions of Government Code 54953(b)(3) if the legislative body of the local agency makes certain findings; and

WHEREAS, On October 6, 2021 the Board of Directors of the Inland Empire Utilities Agency approved Resolution 2021-10-1 making certain factual findings, and authorizing the continued use of teleconferencing for IEUA Board meetings for an effective period of 30 days; and

WHEREAS, the Board of Directors must now determine whether to extend the effective period of Resolution 2021-10-1 for an additional 30 days, making the appropriate factual findings in support thereof;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Inland Empire Utilities Agency hereby make the following findings and determinations:

SECTION 1. The Governor has proclaimed a state of emergency on March 4, 2020 which continues.

SECTION 2. The Governor and local officials have promoted the use of social distancing as a method to abate the spread of COVID-19 within the community. The Board of Directors finds that conducting in person meetings of the IEUA Board of Directors would be inimical to social distancing and would present imminent risks to the health or safety of the attendees and conducting meetings by teleconference would diminish that risk.

SECTION 3. The Board of Directors will continue to conduct Board meetings by teleconference in compliance with Government Code 54953(e) until such time as the Governor has terminated the state of emergency and the risk to health and safety of meeting attendees is sufficiently diminished or as otherwise required by law. Notice of meetings and posted agendas will contain information which allows members of the public to access the meeting and address the Board of Directors and offer public comment including an opportunity for all persons to attend via a call-in option or an internet-based service option.

SECTION 4. This Resolution shall take effect immediately upon its adoption and shall be effective for 30 days or until such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code 54953(e)(3) to extend the time during which meetings of the Board of Directors may be conducted by teleconference without compliance with Government Code 54953(3)(b).

ADOPTED this 3 day of November, 2021,

Jasmin A. Hall President of the Inland
Empire Utilities Agency* and of the Board
of Directors thereof

ATTEST:

Steven J. Elie Secretary/Treasurer of the Inland
Empire Utilities Agency* and of the Board of
Directors thereof

STATE OF CALIFORNIA)
)
COUNTY OF SAN BERNARDINO)

I, Steven J. Elie, Secretary/Treasurer of the Inland Empire Utilities Agency*, DO
HEREBY CERTIFY that the foregoing Resolution being No. 2021-11-6, was adopted at
a regular meeting on November 3, 2021, of said Agency by the following vote:

AYES:

NOYES:

ABSENT:

Steven J. Elie
Secretary/Treasurer

(SEAL)

*A Municipal Water District

**WORKSHOP
ITEM**

2A

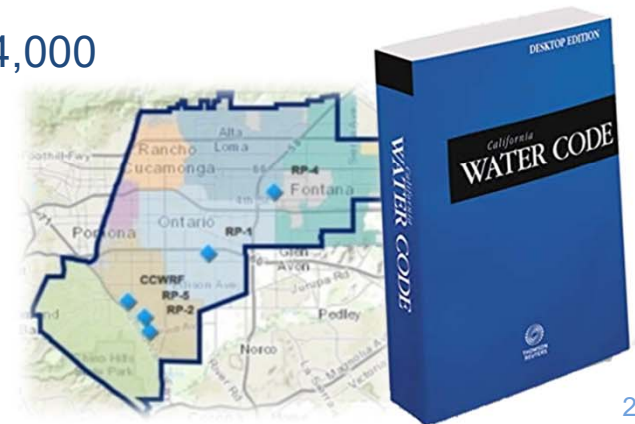


Agency Redistricting

Kathy Besser
Executive Manager of External & Government Affairs/AGM
November 3, 2021

Background

- California Water Code requires municipal water districts to adjust division boundaries after each decennial U.S. census.
- Based on census information, boundaries may need to be adjusted so that divisions represent populations that are nearly as equal as possible.
- Criteria to be considered:
 - To the extent practicable, geographic integrity of local neighborhoods or areas of community interest should be considered when re-drawing division boundaries.
- Divisions must be in compliance with federal Voting Rights Act
- In 2010, IEUA's service area population was approximately 814,000
 - Each director represented an average of 163,000 residents



Fair Maps Act

- Passed in 2019, enacted in 2020
- Does not apply to special districts, but we will use it as a guide to ensure a transparent and participatory process.
- Intent is to create standardized redistricting criteria to better keep communities together and prevent partisan gerrymandering.
- Requires agencies to hold public hearings and allow more opportunities for public participation in map drawing process.
- Special districts must hold at least one public hearing.
 - Recommend three public hearings:
 - 1) Seek input from community members and stakeholders before lines are drawn
 - 2) Receive public input on proposed maps
 - 3) Final hearing for adoption of a map (must be made public for seven days prior to adoption)
- Hearing dates/times will vary to help engage members of the public who may not be able to attend during traditional business hours.

Public Outreach

- To ensure a diversity of community voices participating in the process, we will enhance traditional outreach
 - Hold two of three hearings in the community rather than at IEUA headquarters
 - Provide remote access to hearings
 - Dedicated web page on ieua.org
 - Include video of hearings for residents who were unable to attend
 - Include an online method for submitting written feedback
 - Provide outreach materials in English, Spanish and Chinese (Cantonese and Mandarin)
 - Distribute through print media, social media, LinkedIn, Nextdoor app, and local elected officials



Prison Populations

- U.S. Census counts prisoners as residents of the prison location.
 - Referred to as “prison gerrymandering”
- Eleven states – including CA – have passed legislation to end this practice:
 - Prisoners will be re-allocated to their respective districts using last known address
 - Those from out-of-state or without a last known address won’t be counted

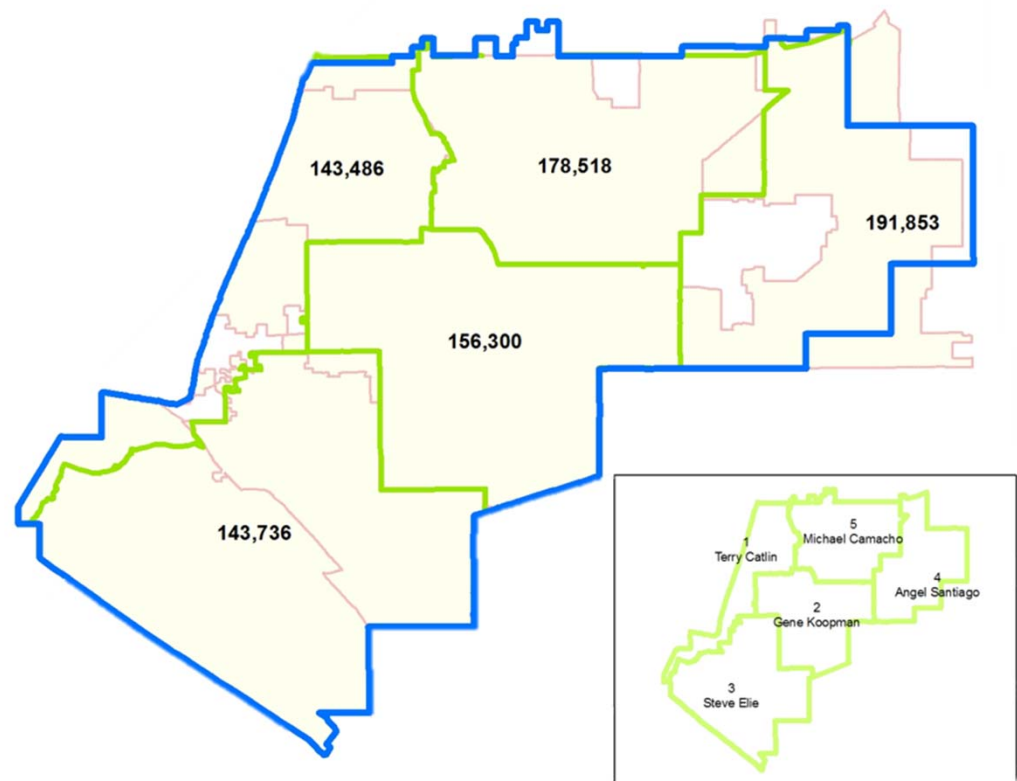


- Prison is defined as state or federal facilities that house convicted felons with a sentences typically longer than one year.
- In California, it is required for congressional and state legislative boundaries, as well as counties and cities.
- Optional for special districts

GIS Mapping

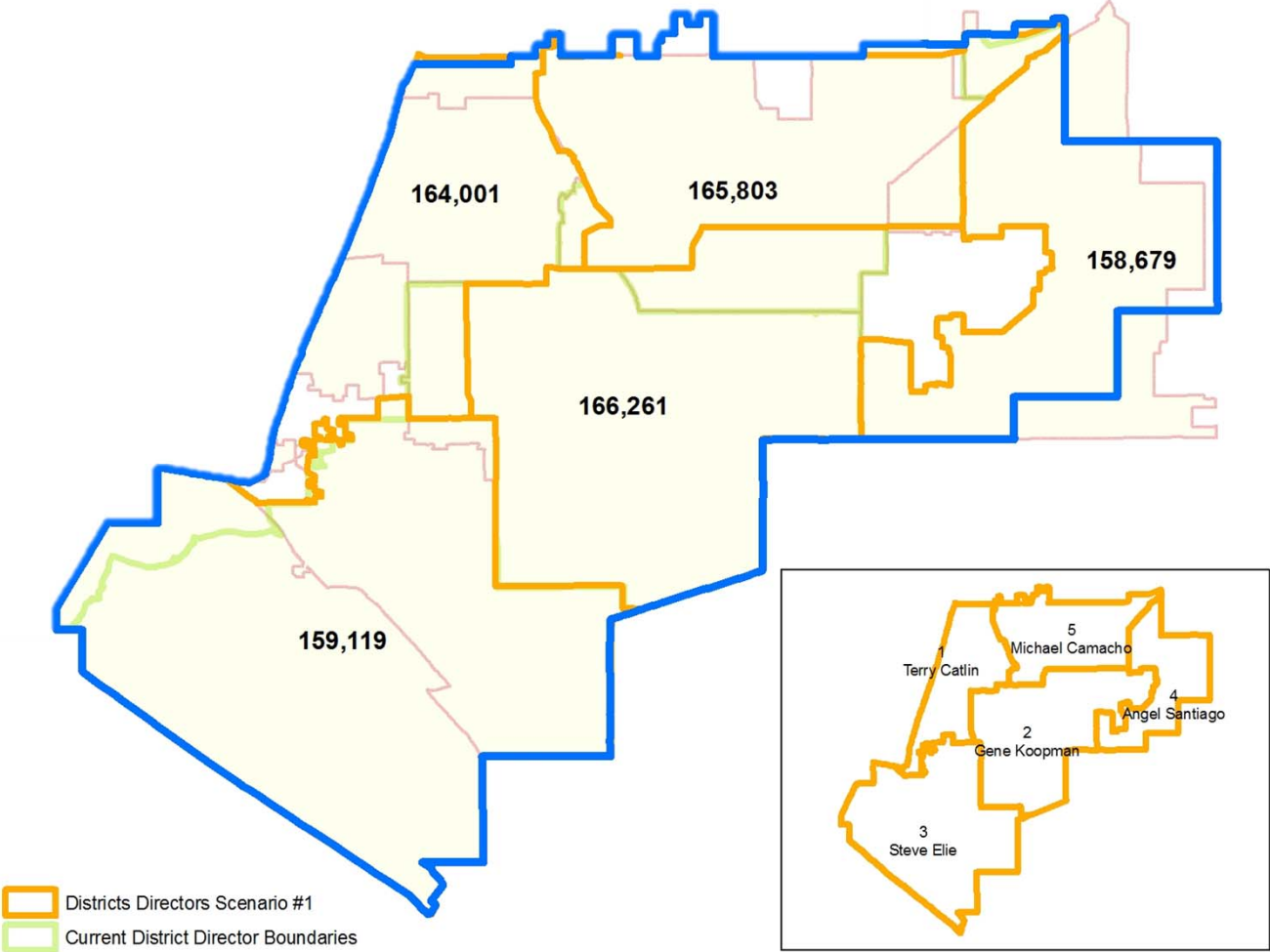
2010 Census Population Totals

- Redistricting Partners will provide decennial redistricting data specifically tailored to IEUA's service area.
- Working with Redistricting Partners, three successive maps will be created in-house based on input received at public hearings.
- Additional datasets can be used to help define communities of interest, critical geographic elements, and where people live.



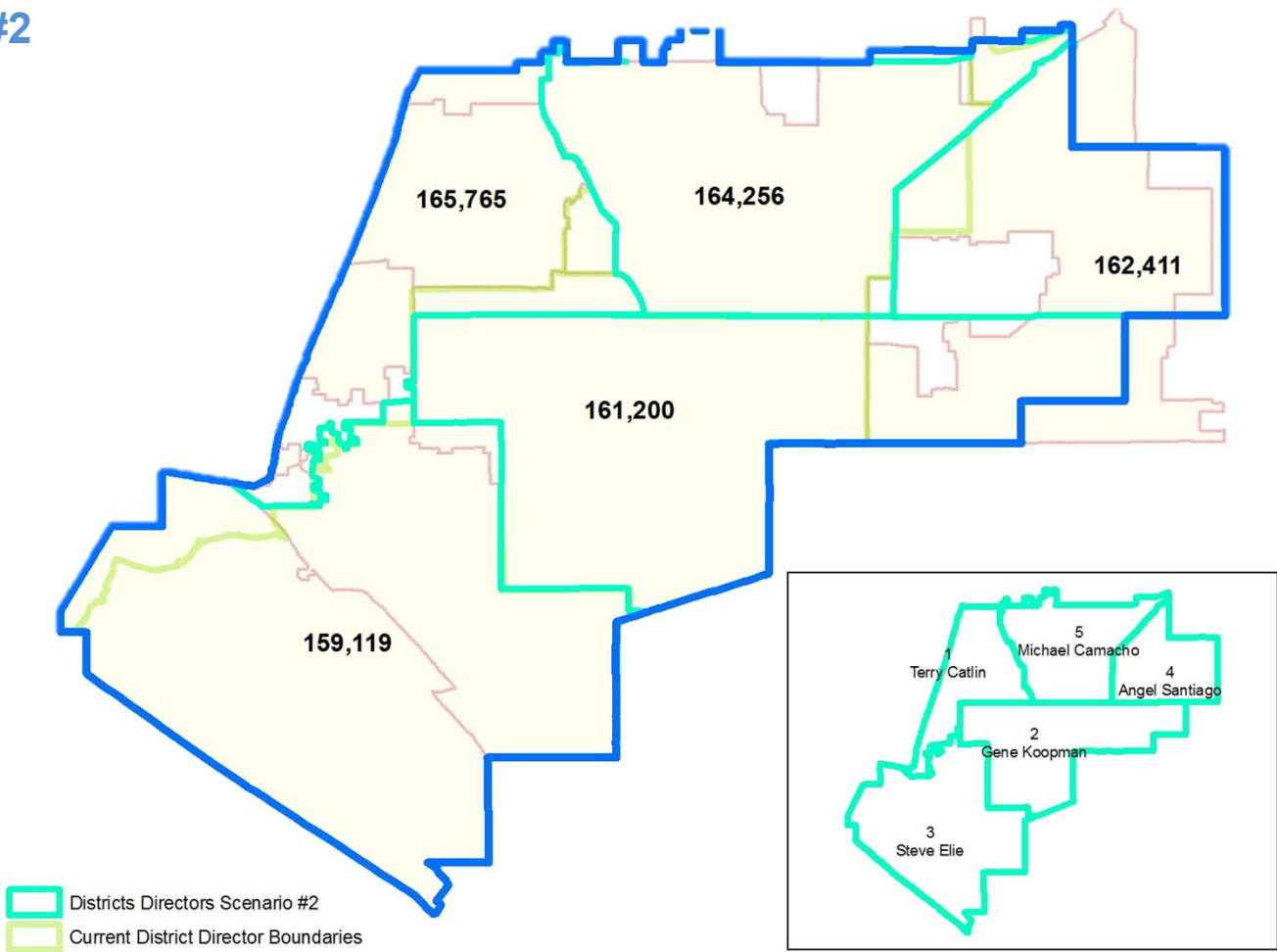
2010 Census Population Totals

Scenario #1



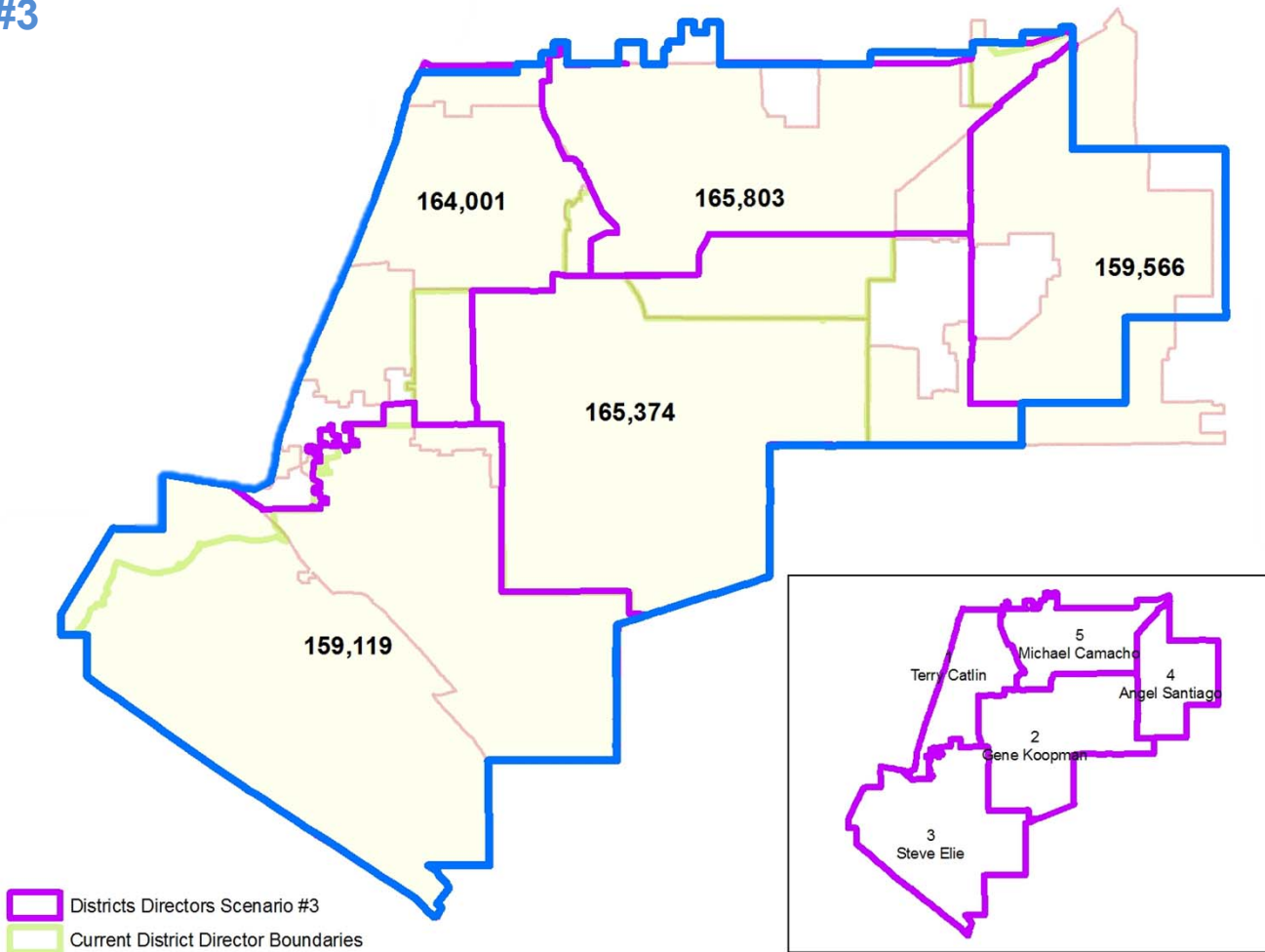
2010 Census Population Totals

Scenario #2



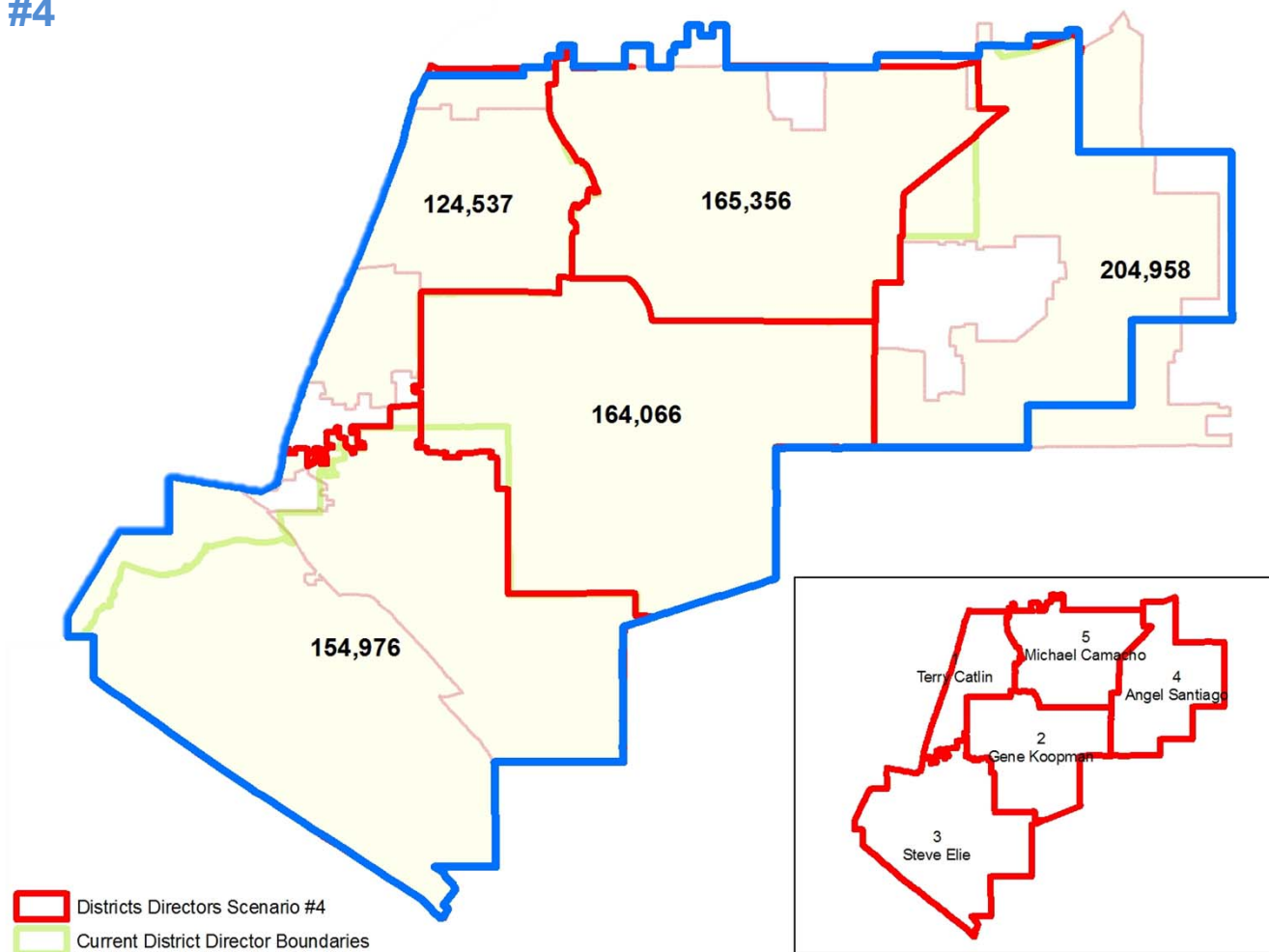
2010 Census Population Totals

Scenario #3

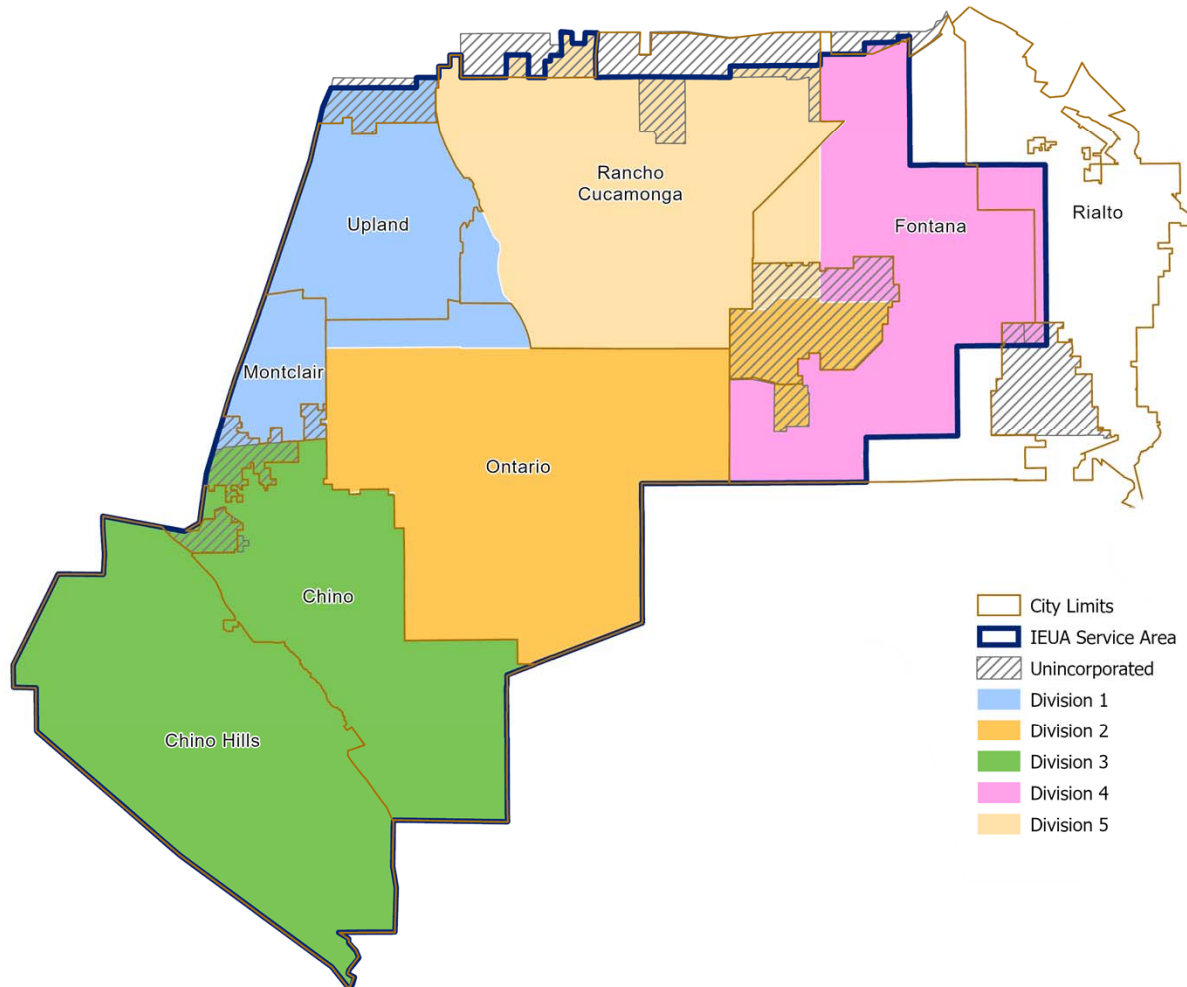


2010 Census Population Totals

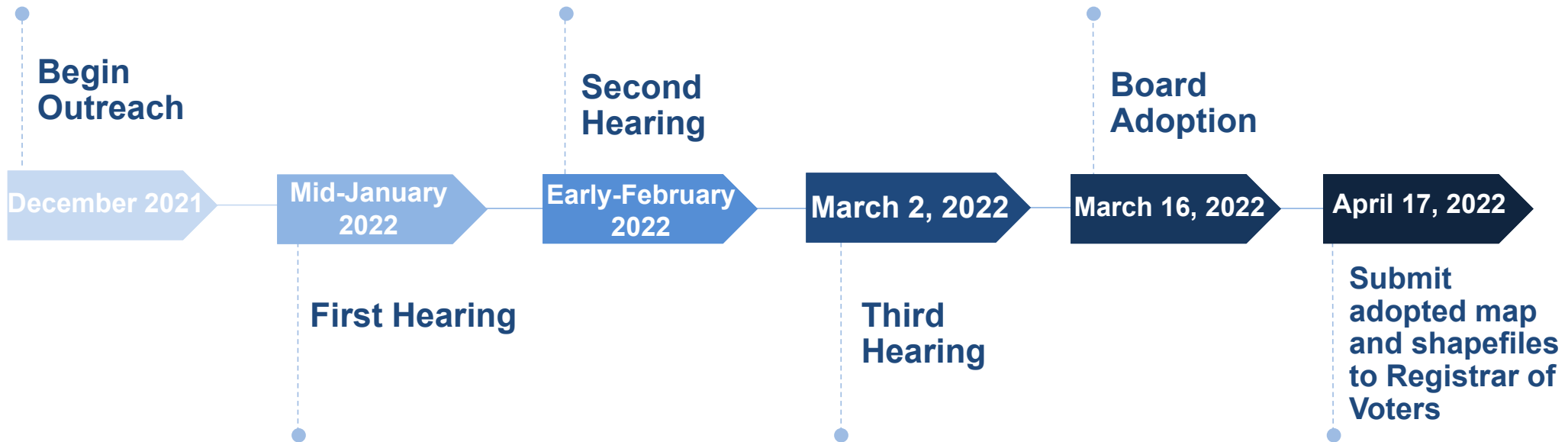
Scenario #4



Current District Boundaries



Timeline



Questions?