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## MINUTES EXECUTIVE COMMITTEE November 16, 2011

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### 1. CALL TO ORDER

The meeting of the Western Riverside County Regional Conservation Authority Executive Committee was called to order by Vice Chairman Jim Hyatt at 12:05 p.m. in the RCA Conference Room, 3403 Tenth Street, Suite 320, Riverside, California.

### 2. ROLL CALL

#### Committee Members Present

Bob Buster  
Maryann Edwards  
Jim Hyatt  
John Machisic  
Eugene Montanez  
Jeff Stone\*

#### Committee Member Absent

Mark Yarbrough

\*Arrived after start of meeting.

### 3. PUBLIC COMMENTS

There were no public comments.

### 4. COMMITTEE MEMBER ANNOUNCEMENTS

Bob Buster mentioned a recently published article in The Press-Enterprise regarding securing the remaining \$24 million from RCTC to acquire wildlife habitat.

There were no other Committee Member announcements.

### 5. ADDITIONS/REVISIONS

There were no additions or revisions to the agenda.

### 6. CLOSED SESSION ITEM *(This item was discussed by the Executive Committee at the end of the agenda.)*

#### 6A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Subdivision (a) of Government Code Section 54956.9

- RIC 530137

There was no announcement from the Closed Session item.

**7. APPROVAL OF MINUTES**

*M/S/C (MACHISIC/MONTANEZ) to approve the minutes of the August 17, 2011 meeting of the Executive Committee, as submitted.*

**8. PROPOSED 2012 RCA BOARD OF DIRECTORS AND EXECUTIVE COMMITTEE MEETING SCHEDULE**

*M/S/C (MONTANEZ/MACHISIC) to:*

- 1) Recommend that the Board of Directors adopt the proposed 2012 meeting schedule of the RCA Board of Directors and Executive Committee; and*
- 2) Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.*

**9. ELECTION OF 2012 RCA OFFICERS**

*M/S/C (MONTANEZ/BUSTER) to:*

- 1) Recommend that the RCA Board of Directors hold an election for RCA Chairman and Vice Chairman for 2012; and*
- 2) Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.*

**10. AMENDMENTS TO THE JOINT EXERCISE OF POWERS AGREEMENT, THE IMPLEMENTING AGREEMENT, AND INTRODUCTION OF RESOLUTION NO. 11-008 AMENDING THE AUTHORITY'S BYLAWS TO ADD THE CITY OF JURUPA VALLEY TO THE WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY AND TO REVISE THE BOARD MEETING SCHEDULE**

Michelle Ouellette, RCA Legal Counsel, informed the Executive Committee that this item is in response to the City of Jurupa Valley's request to join the RCA. She reviewed the procedure which needs to be utilized to add the city, which includes amending the Joint Exercise of Powers Agreement, the Implementing Agreement and the Authority's bylaws. The amendment to the bylaws will also incorporate the changes necessary to reflect the revised Board meeting schedule. Changes to the bylaws requires a minimum four week notice, therefore, Resolution No. 11-008 is submitted for introduction.

*M/S/C (EDWARDS/MONTANEZ) to:*

- 1) Recommend that the RCA Board of Directors approve and authorize the Chairman to execute the Fifth Amendment to the Joint Exercise of*

***Powers Agreement Creating the Western Riverside County Regional Conservation Authority;***

- 2) ***Recommend that the RCA Board of Directors approve and authorize the Chairman to execute the Third Amendment to the Implementing Agreement for the Western Riverside County Multiple Species Habitat Conservation Plan/Natural Community Conservation Plan;***
- 3) ***Recommend that the RCA Board of Directors authorize the Executive Director to take the necessary actions to effect the incorporation of the City of Jurupa Valley into the Western Riverside County Regional Conservation Authority and the Western Riverside County Multiple Species Habitat Conservation Plan/Natural Community Conservation Plan;***
- 4) ***Recommend that the RCA Board of Directors authorize staff to send notice of the environmental effects, pursuant to Section 20.4.2 of the Implementing Agreement;***
- 5) ***Recommend that the RCA Board of Directors introduce Resolution No. 11-008, Resolution of the Board of Directors of the Western Riverside County Regional Conservation Authority Amending the Weighted Voting Section of Its Bylaws, to add the City of Jurupa Valley and the Regular Meeting Section to Reflect Changes to the RCA Board Meeting Schedule, and***
- 6) ***Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.***

**11. FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION WITH INDEPENDENT AUDITORS' REPORT FOR THE YEAR ENDING JUNE 30, 2011.**

Honey Bernas stated that the firm of Ahern, Adcock, Devlin, LLP, conducted an independent financial audit for the fiscal year ending June 30, 2011. A single audit was required because RCA received more than \$500,000 in federal funds. She reported that there were no findings concerning the financial statements or the internal controls over the Authority's operations. .

***M/S/C (MONTANEZ/BUSTER) to:***

- 1) ***Recommend that the RCA Board of Directors receive and file the Financial Statements and Supplementary Information with Independent Auditors' Report for the Year Ended June 30, 2011; and***
- 2) ***Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.***

**12. FISCAL YEAR 2010-11 DEVELOPMENT IMPACT FEE ANNUAL ACCOUNTING REPORT**

Honey Bernas said that in accordance to Government Code Section 66006(b), RCA has prepared the FY 2010-11 MSHCP Development Impact Fee Annual Accounting Report, imposed by member agencies, and required to be prepared no later than 180 days after the end of the fiscal year.

***M/S/C (MONTANEZ/EDWARDS) to:***

- 1) Recommend that the RCA Board of Directors receive and file the Fiscal Year 2010-11 Annual Development Impact Fee Accounting Report; and***
- 2) Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.***

**13. EXECUTIVE DIRECTOR'S REPORT**

Charlie Landry, Executive Director, presented the following reports:

**13.1 CONSULTANT REPORT – DOUG WHEELER FY 2012 FIRST QUARTER REPORT**

Doug Wheeler continues to work on the proposed loan program by soliciting industry support for the bills by Senator Dianne Feinstein (S. 826) and Congressman Ken Calvert (H.R. 1907).

***M/S/C (MONTANEZ/HYATT) to:***

- 1) Recommend that the RCA Board of Directors receive and file the first quarter report for Doug Wheeler; and***
- 2) Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.***

**13.2 CONSULTANT REPORT – DAVE KENNETT FY 2012 FIRST QUARTER REPORT**

As indicated on the report, Dave Kennett is focusing his efforts on the proposed loan program as well as the critical habitat designation issue with USFWS.

***M/S/C (HYATT/EDWARDS) to:***

- 1) Recommend that the RCA Board of Directors receive and file the first quarter report for Dave Kennett; and***

- 2) *Authorize staff to agendize this matter for the December 5, 2011 meeting of the RCA Board of Directors.*

**13.3 LOAN PROGRAM UPDATE**

There will be a need for staff and RCA Board members to travel to Washington, D.C., for the hearings for the proposed loan program legislation. Charlie Landry will update the RCA Board of the hearing date(s).

**14. FUTURE AGENDA ITEMS**

There were no future agenda items recommended by the Executive Committee.

**15. ADJOURNMENT**

The next meeting of the Western Riverside County Regional Conservation Authority Executive Committee will be held on Wednesday, December 21, 2011, at 12:00 p.m., at the Riverside Centre, 3403 Tenth Street, Suite 320, Third Floor, RCA Conference Room, Riverside, California, 92501.

Respectfully submitted,



Honey Bernas  
Clerk of the Board