



MEETING MINUTES

Monday, December 5, 2011

1. CALL TO ORDER

The meeting of the Board of Directors of the Western Riverside County Regional Conservation Authority was called to order by Chairman Jeff Stone at 12:01 p.m. in the Auditor-Controller's Conference Room of the Riverside County Administrative Center, 11th Floor, 4080 Lemon Street, Riverside, California 92501

At this time, the RCA Board adjourned to Closed Session.

2. CLOSED SESSION ITEMS

2.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR **Pursuant to Government Code Section 54956.8**

Negotiating Parties: RCA – Executive Director or Designee
Under Negotiation: Price/Terms

ITEM	Assessor Parcel Nos.	Property Owners
1	940-140-010	Alan Oto, Patricia Oto
2	940-030-002	Morgan Stanley Trust

RCA Board Members Bob Buster and Marion Ashley left the meeting and did not participate on Agenda Item No. 2.2.

2.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION **Pursuant to Subdivision (a) of Government Code Section 54956.9**

- **RIC 530137 Anheuser Busch**

3. ADJOURN TO FIRST FLOOR – BOARD HEARING ROOM

4. RECONVENE MEETING

There were no announcements from the Closed Session items.

5. PLEDGE OF ALLEGIANCE

Eugene Montanez led the RCA Board Members and those present in a flag salute.

RCA BOARD OF DIRECTORS MEETING MINUTES

Page 2 of 6

December 5, 2011

6. ROLL CALL

Board Members Present

Marion Ashley
Kevin Bash
Bill Batey
Ben Benoit
Roger Berg
Randy Bonner
Bob Buster
Maryann Edwards
Thomas Fuhrman
Jim Hyatt
Linda Krupa
Alan Long
John Machisic
Scott Miller
Eugene Montanez
Adam Rush
Jeff Stone
Mark Yarbrough

Board Members Absent

John Benoit
Mike Gardner
Melissa Melendez
John Tavaglione

7. PUBLIC COMMENTS

Bud Spresney of Cerritos, California, submitted comments addressing the presentation of Dr. Winston Vickers at the November RCA Board meeting regarding the mountain lion population and their food supply, linkages, and his proposal to implement Cost-Optimized Linkages. He stated his concern about Board Member Maryann Edwards' comments about the possibility of completely eliminating certain non-critical linkages may lead to precluding the flow of all animals to certain areas. (Written copies of Mr. Spresney's comments, which described his testimony in detail, were provided to RCA for the Board Members and for the record.)

Maryann Edwards stated that, as a point of clarification, she did not suggest eliminating any critical linkages but rhetorically asked Dr. Vickers about the use and preservation of the remaining linkages and culverts for species. (*Note: See October 3, 2011 minutes.*)

8. BOARD MEMBER ANNOUNCEMENTS

Adam Rush expressed his appreciation to RCA staff for providing training information for MSHCP Permittees which is beneficial to his respective city as they have out of town individuals that are involved in the program.

RCA BOARD OF DIRECTORS MEETING MINUTES

Page 3 of 6

December 5, 2011

9. ADDITIONS/REVISIONS

Staff noted that a revised agenda was mailed and posted to add Agenda Item No. 11.5, "Adoption of Resolution No. 11-009 Approving the Issuance of a Promissory Note, and Agreements for Funding the Acquisition of Real Property for Inclusion in the MSHCP Conservation Area".

10. APPROVAL OF MINUTES

M/S/C (HYATT/KRUPA) to approve the November 7, 2011 minutes of the RCA Board of Directors' meeting, as submitted.

Abstain: Berg

11. CONSENT CALENDAR

M/S/C (BUSTER/HYATT) to approve the recommendations for the following Consent Calendar Items:

11.1 PROPOSED 2012 RCA BOARD OF DIRECTORS AND EXECUTIVE COMMITTEE MEETING SCHEDULE

Adopt the proposed 2012 meeting schedule of the RCA Board of Directors and Executive Committee.

11.2 CONSULTANT REPORT – DOUG WHEELER FY 2012 FIRST QUARTER REPORT

Receive and file the first quarter report for Doug Wheeler.

11.3 CONSULTANT REPORT – DAVE KENNETT FY 2012 FIRST QUARTER REPORT

Receive and file the first quarter report for Dave Kennett.

11.4 FISCAL YEAR 2010-11 DEVELOPMENT IMPACT FEE ANNUAL ACCOUNTING REPORT

Receive and file the Fiscal Year 2010-11 Annual Development Impact Fee Accounting Report.

11.5 ADOPTION OF RESOLUTION NO. 11-009, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY APPROVING THE ISSUANCE OF A PROMISSORY NOTE, AND AGREEMENTS FOR FUNDING THE ACQUISITION

RCA BOARD OF DIRECTORS MEETING MINUTES

Page 4 of 6

December 5, 2011

OF REAL PROPERTY FOR INCLUSION IN THE MSHCP CONSERVATION AREA

- 1) Adopt Resolution No. 11-009, *Resolution of the Board of Directors of the Western Riverside County Regional Conservation Authority Approving the Issuance of a Promissory Note; and*
- 2) Authorize the Chairman to execute the agreements with the County and RCTC when finalized and reviewed by legal counsel.

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

Honey Bernas, Director of Administrative Services, presented the Financial Statements and the Independent Auditors' report for the year ending June 30, 2011. She noted that a Single Audit was required this year because RCA received more than \$500,000 in federal funds. She informed the RCA Board that for the FY 2010-2011 audit, there were no reportable findings concerning the financial statements or the internal controls of RCA operations.

M/S/C (EDWARDS/BBENOIT) to receive and file the Financial Statements and Supplementary Information with Independent Auditors' Report for the Year Ended June 30, 2011.

13. 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

Steve DeBaun, Legal Counsel, reviewed the procedures to add the City of Jurupa Valley to the RCA, which included amending the Joint Powers Agreement, the Implementing Agreement with the Wildlife Agencies, and the RCA Bylaws. The RCA Bylaws will be amended to update the acreages for Jurupa Valley in the weighted voting section and incorporate applicable changes to the Board's meeting schedule.

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

- 1) ***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) ***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;***

RCA BOARD OF DIRECTORS MEETING MINUTES

Page 5 of 6

December 5, 2011

- 3) ***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) ***Authorize staff to send notice of the environmental effects pursuant to Section 20.4.2 of the Implementing Agreement; and***
- 5) ***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 direct staff to agendize for adoption at the next regularly scheduled meeting of the RCA Board of Directors.***

14. EXECUTIVE DIRECTOR'S REPORT

14.1 Loan Program Update

Charlie Landry, Executive Director, reported that Congressman Ken Calvert has requested that hearings on the proposed loan program legislation be scheduled before the House of Representatives. In addition, they are attempting to place the loan legislation as a rider on other larger bills.

15. LAND ACQUISITION UPDATE

Brian Beck, Land Acquisition Analyst, reported that an additional 380 acres were added to the reserve bringing the total conserved land to 44,714 acres. He showed the location of the added acreage on a map.

Chairman Stone commented that this year has proven to be very productive for the RCA as it related to acquiring needed conservation acreage considering the dismal state of the economy.

16. ELECTION OF 2012 RCA OFFICERS

Chairman Stone said that it has been an honor to serve as RCA's Chairman for the second time. He believes that RCA is integral in delivering infrastructure for the Western Riverside County, as it was designed to do. He added that Jim Hyatt, as the Vice Chairman, has been an outstanding advocate within the RCA, attending meetings to discuss a number sensitive and challenging issues.

M/S (STONE/ASHLEY) to nominate Jim Hyatt as RCA's Chairman for 2012.

M/S (BATEY/STONE) to nominate Marion Ashley as RCA's Vice Chairman for 2012.

RCA BOARD OF DIRECTORS MEETING MINUTES

Page 6 of 6

December 5, 2011

No other nominations were received for the Chairman and Vice Chairman positions, and Jim Hyatt and Marion Ashley were unanimously elected as RCA's 2012 Chairman and Vice Chairman, respectively.

At this time, incoming Chairman Hyatt thanked Chairman Stone for impressively leading the RCA and for this year's achievements and accomplishments and presented him with a plaque which shows the acquired conserved acreages for 2011.

17. ITEMS FOR NEXT MEETING

Thomas Fuhrman noted his interest with the cougar report presented at the last meeting. He requested that staff invite a representative from the Fish and Game Commission to a future meeting to provide an update on their activities as it related to the protection of wildlife and predators.

18. ADJOURNMENT

There being no other items to be considered, the next meeting of the Western Riverside County Regional Conservation Authority Board of Directors is scheduled for Monday, January 9, 2012, at 12:30 p.m., at the County of Riverside Administrative Center, Board Room, 4080 Lemon Street, Riverside, California.

Respectfully submitted,



Honey Bernas
Clerk of the Board