

AGENDA ITEM NO. 7

MINUTES



MEETING MINUTES

1. CALL TO ORDER

The meeting of the Western Riverside County Regional Conservation Authority was called to order by Chairman Scott Miller at 12:35 p.m. on Monday, November 3, 2014, in the Board Room of the Riverside County Administrative Center, 4080 Lemon Street, Riverside, California, 92501.

2. PLEDGE OF ALLEGIANCE

Chairman Scott Miller led the RCA Board Members and meeting attendees in a flag salute.

3. ROLL CALL

Board Members Present

Marion Ashley, *Riverside County District 5*
Kevin Bash, *City of Norco*
Ben Benoit, *City of Wildomar*
Roger Berg, *City of Beaumont*
Randy Bonner, *City of Canyon Lake Alternate*
Maryann Edwards, *City of Temecula**
Debbie Franklin, *City of Banning Alternate*
Tom Fuhrman, *City of Menifee*
Jeffrey Hewitt, *City of Calimesa*
Kevin Jeffries, *Riverside County District 1*
Natasha Johnson, *City of Lake Elsinore*
Verne Lauritzen, *City of Jurupa Valley*
Eugene Montanez, *City of Corona*
Scott Miller, *City of San Jacinto*
Harry Ramos, *City of Murrieta*
Jeff Stone, *Riverside County District 3*
John Tavaglione, *Riverside County District 2*
Mark Yarbrough, *City of Perris*

Board Members Absent

John Benoit, *Riverside County District 4*
Andy Melendrez, *City of Riverside*
Shellie Milne, *City of Hemet*
Adam Rush, *City of Eastvale*
Richard Stewart, *City of Moreno Valley*

**Arrived after start of meeting*

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4. PUBLIC COMMENTS

There were no public comments.

5. BOARD MEMBER ANNOUNCEMENTS

There were no Board Member announcements.

6. ADDITIONS/REVISIONS

There were no additions or revisions.

7. APPROVAL OF MINUTES

M/S/C (ASHLEY/STONE) to approve the minutes of the November 1, 2014 meeting of the RCA Board of Directors, as corrected.

Ayes 17

8. FISCAL YEAR 2014 FOURTH QUARTER AND FISCAL YEAR 2015 FIRST QUARTER CONSULTANT REPORTS FOR DOUGLAS P. WHEELER, HOGAN LOVELLS US LLP, AND DAVID KENNETT, CAPITAL ALLIANCE CONSULTING.

Maryann Edwards entered the meeting during the presentation.

David Kennett of Capital Alliance Consulting and, through Skype, Douglas Wheeler of Hogan Lovells US LLP presented an update on the following subject items: 1) Federal funding for habitat acquisition; 2) Critical habitat designations on MSHCP land; and, 3) Loan/loan guarantee legislation. As of this date, the FY 2015 Section 6 funding is yet to be determined. The House proposed \$49.2 million and the Senate proposed \$40 million (this amount includes a \$10 million reduction for habitat acquisition). Appropriations of \$50 million and \$50 million automatic funding for Section 6 are included in the President's budget request.

Senator Dianne Feinstein and Congressman Ken Calvert continue to support RCA's proposal for a loan program. In consultation with the House and Senate membership, the Administration and Stakeholders, Senate Bill 1175 (Feinstein) and HR 2280 (Calvert) were introduced. This proposed legislation will provide for a pilot program of loans and loan guarantees to be administered jointly by the Secretaries of the Treasury and Interior. The version of the bill was included in the Water Resources Development Act (WRDA). They added that Senator Barbara Boxer, under her proposed legislation, included language allowing TIFIA loans to be used to buy land for HCPs that foster transportation projects.

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However, the House has not yet passed a version of the bill. This will be taken up in the next Congress.

On behalf of the RCA Board, Chairman Scott Miller thanked Doug Wheeler and David Kennett for reporting on the status of the activities in Washington, D.C.

9. CONSENT CALENDAR

M/S/C (ASHLEY/TAVAGLIONE) to approve the following Consent Calendar items:

Ayes 18

9.1 WESTERN RIVERSIDE COUNTY MULTIPLE SPECIES HABITAT CONSERVATION PLAN (MSCHP) LOCAL DEVELOPMENT MITIGATION FEE COLLECTION AND CIVIC/INFRASTRUCTURE CONTRIBUTION REPORTS FOR AUGUST AND SEPTEMBER 2014

Receive and file the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP) Local Development Mitigation Fee Collection and Civic/Infrastructure Contribution Reports for August and September 2014.

9.2 FISCAL YEAR 2014 ANNUAL DEVELOPMENT IMPACT FEE ACCOUNTING REPORT

Receive and file the Fiscal Year 2014 Annual Development Impact Fee Accounting Report.

10. FISCAL YEAR 2015 FIRST QUARTER CONSULTANT REPORTS

Charlie Landry, Executive Director, presented the Fiscal Year 2015 First Quarter Reports for: 1) Dudek - biological support services; 2) Geographics – website and newsletter support; 3) Riverside County Regional Park and Open-Space District – reserve management; and, 4) Santa Ana Watershed Association -- monitoring program.

M/S/C (EDWARDS/MONTANEZ) to receive and file the Fiscal Year 2015 First Quarter Consultant Reports.

11. EXECUTIVE DIRECTOR'S REPORT

11.1 Loan Program Update

(This item was discussed during the presentation of Agenda Item No. 8.)

11.2 Section 6 Update

Charlie Landry gave an update on Section 6 funding. For the years 2012, 2013 and 2014 the RCA has been given a total of \$8.27 million in Section 6 grants. When the State match is included, the total is approximately \$11 million. To date, RCA has spent \$5.6 million. Staff has identified qualified properties to expend the rest of the funding. The properties are either in the appraisal phase or the appraisals are being reviewed by the Department of General Services. The grant funding needs to be expended in order to receive additional funds.

11.3 Report Back Concerning RCA Investments

Charlie Landry gave an overview of the RCA Investment Policy, which Jeff Stone suggested staff review to determine if there were investment options available that would provide a higher yield. Staff met with Don Kent, Riverside County Treasurer, Jon Christensen, and staff to discuss RCA investment options. There are higher yield investment options available to RCA; however, those options require longer-term investments. Because of the timeline set forth in the MSHCP to purchase properties, acquisitions in process and current funding, it was determined that long-term investments may not be in the best interest of the RCA at this time. Long-term investments could result in RCA losing dollars if the money was needed early. However, if there is an upturn in development fees and the loan program is approved and in place, staff will revisit RCA's investment options.

12. LAND ACQUISITION UPDATE

Charlie Landry reported that since the last meeting, the RCA has conserved an additional fifteen (15) acres, bringing the reserve total to 48,268 acres.

13. ITEMS FOR NEXT MEETING

Thomas Fuhrman informed the RCA Board of the latest cougar strike that killed a horse and two alpacas. He cautioned that the next victim may be a human or a child, unless the problem is taken care of.

There were no items requested for the next RCA Board meeting.

At this time, Chairman Miller adjourned the meeting to Closed Session.

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14. CLOSED SESSION ITEMS

14.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8

Negotiating Parties: RCA – Executive Director of Designee

Under Negotiation: Price/Terms

Item	Assessor Parcel No.	Property Owners/Representative
1	349-280-001	Robert Dyer and Linda Wynn/Jim Sauls
2	407-050-010,407-050-013	Inland Premier Properties/No Agent
3	321-200-019	Robert Helmand/Jim Sauls
4	569-020-001	Lester Conn and Mary Conn/ Tammy Tengs

14.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Paragraph 1 of Subdivision (d) of Government Code Section 54956.9

- **Case Number MCC1300351 JPR, Inc., dba Silverado Ranch Estates vs. California Department of Fish and Game; County of Riverside; Western Riverside County Regional Conservation Authority**

After the Closed Session, the meeting reconvened. There were no announcements.

15. ADJOURNMENT

There being no other items before the RCA Board, Chairman Miller adjourned the meeting of the Western Riverside County Regional Conservation Authority Board of Directors. The next meeting will be on Monday, December 1, 2014, 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