



The Western Riverside County Regional Conservation Authority was established in 2004 as a joint powers authority to administer the 2003 Western Riverside County Multiple Species Habitat Conservation Plan. Currently, the Authority consists of eighteen (18) cities and the county.

MEETING

Monday November 5, 2018
12:30 p.m.
Riverside County Administrative Center
Board Room, First Floor, 4080 Lemon Street, Riverside, CA 92501

OFFICERS

Jonathan Ingram, Chairperson
City of Murrieta

Maryann Edwards, Vice-Chairperson
City of Temecula

BOARD MEMBERS

Daniela Andrade
City of Banning

Kevin Bash
City of Norco

Julio Martinez
City of Beaumont

David Starr Rabb
City of Perris

Jeffrey Hewitt
City of Calimesa

Andy Melendrez
City of Riverside

Larry Greene
City of Canyon Lake

Crystal Ruiz
City of San Jacinto

Eugene Montanez
City of Corona

Timothy Walker
City of Wildomar

Clint Lorimore
City of Eastvale

Kevin Jeffries
County of Riverside, District 1

Michael Perciful
City of Hemet

John Tavaglione
County of Riverside, District 2

Verne Lauritzen
City of Jurupa Valley

Chuck Washington
County of Riverside, District 3

Natasha Johnson
City of Lake Elsinore

V. Manuel Perez
County of Riverside, District 4

Matt Liesemeyer
City of Menifee

Marion Ashley
County of Riverside, District 5

Jeffrey Giba
City of Moreno Valley

Charles Landry, Executive Director



MEETING AGENDA*

**Actions may be taken on any item listed on the agenda. Non-exempt materials related to an item on this agenda submitted to the RCA Board after distribution of the agenda packet are available for public inspection at the RCA Offices, 3403 Tenth Street, Suite 320, Riverside, California, during normal business hours. Such documents are also available on the Western Riverside County Regional Conservation Authority website at www.wrc-rca.org subject to staff's ability to post the documents before the meeting. Alternative formats are available upon request by contacting the Clerk of the Board at (951) 955-9700. Notification of at least 72 hours prior to meeting time will assist staff in accommodating such requests.*

Monday, November 5, 2018

12:30 p.m.

**Riverside County Administrative Center
First Floor Annex – Board Hearing Room
4080 Lemon Street
Riverside, CA 92501**

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if special assistance is needed to participate in a Board meeting, please contact the Clerk of the Board at (951) 955-9700. Notification of at least 48 hours prior to meeting time will assist staff in assuring that reasonable arrangements can be made to provide accessibility at the meeting.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PUBLIC COMMENT**

At this time members of the public can address the RCA Board of Directors regarding any items within the subject matter jurisdiction of the Board that are not separately listed on this agenda. Members of the public will have an opportunity to speak on agenda items at the time the item is called for discussion. No action may be taken on items not listed on the agenda unless authorized by law. Each individual speaker is limited to speak three (3) continuous minutes or less. Any person wishing to address the Board on any matter, whether or not it appears on this agenda, is requested to complete a "Request to Speak" form from the Clerk of the Board. The completed form is to be submitted to the Clerk of the Board prior to an individual being heard. Whenever possible, lengthy testimony should be presented to the Board in writing and only pertinent points presented orally. Any written documents to be distributed or presented to the RCA Board of Directors shall be submitted to the Clerk of the Board.

- 5. BOARD MEMBER ANNOUNCEMENTS** *(This item provides the opportunity for the Board Members to report on attended meetings/conferences and any other items related to RCA activities.)*

RCA BOARD OF DIRECTORS AGENDA

Page 2 of 3

November 5, 2018

6. **ADDITIONS/REVISIONS** *(The Board may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the Board subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Board. If there are less than 2/3 of the Board Members present, adding an item requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.)*

7. **APPROVAL OF MINUTES — October 1, 2018**

8. **CONSENT CALENDAR** *(All matters listed under the Consent Calendar will be approved in a single motion unless a Board Member requests separate action on specific Consent Calendar item. The item will be pulled from the Consent Calendar and placed for discussion.)*

8.1 **WESTERN RIVERSIDE COUNTY MSHCP FEE COLLECTION REPORT FOR SEPTEMBER 2018**

Overview – **STAFF REPORT**

This item is for the RCA Board of Directors to receive and file the Western Riverside County MSHCP Fee Collection Report for September.

8.2 **FISCAL YEAR 2018 DEVELOPMENT IMPACT FEE ANNUAL ACCOUNTING REPORT**

Overview – **STAFF REPORT**

This item is for the RCA Board of Directors receive and file the Fiscal Year 2018 Development Impact Fee Annual Accounting Report.

8.3 **FISCAL YEAR 2019 FIRST QUARTER CONSULTANT REPORTS**

Overview – **STAFF REPORT**

This item is for the RCA Board of Directors to receive and file the Fiscal Year 2019 First Quarter Consultant Reports.

8.4 **FISCAL YEAR 2019 BUDGET ADJUSTMENT FOR ACQUISITION OF REAL PROPERTY**

Overview – **STAFF REPORT**

This item is for the RCA Board of Directors to:

- 1) Approve the budget adjustment contained in the attached Exhibit A; and

RCA BOARD OF DIRECTORS AGENDA

Page 3 of 3

November 5, 2018

- 2) Authorize the Chairman to direct the Auditor-Controller to make the budget adjustment contained in the attached Exhibit A.

9. EXECUTIVE DIRECTOR’S REPORT

9.1 Annual Meeting of the National HCP Coalition

10. LAND ACQUISITION UPDATE

11. FEATURED SPECIES OF THE MONTH

12. ITEMS FOR NEXT MEETING

Board Members are invited to suggest additional items to be brought forward for future discussion.

13. CLOSED SESSION

13.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8

Agency Negotiator: RCA – Executive Director or Designee

Under Negotiation: Price/Terms

Item	Assessor Parcel No(s).	Negotiating Party(ies)/Agent
1	470-400-030	Corazon Bustos, Shafiq Ali and Baynezeer Mina Ali
2	384-270-010	Anheuser Busch

14. ADJOURNMENT

The next meeting of the Western Riverside County Regional Conservation Authority Board of Directors is scheduled for Monday, December 3, 2018, at 12:30 p.m., at the County of Riverside Administrative Center, Board Room, 4080 Lemon Street, Riverside, California.

ACRONYMS

AGENDA ITEM NO. 7

MINUTES

October 1, 2018



www.wrc-rca.org

MEETING MINUTES

1. CALL TO ORDER

The meeting of the Western Riverside County Regional Conservation Authority called to order by Chairman Ingram at 12:33 p.m., Monday, October 10, 2018, in the Board Room of the Riverside County Administrative Center, 4080 Lemon Street, Riverside, California, 92501.

2. PLEDGE OF ALLEGIANCE

Board Member Washington led the RCA Board Members and meeting attendees in a flag salute.

3. ROLL CALL

Member Agency	Board Member Name	Status
City of Banning	Daniela Andrade	Present
City of Beaumont	Julio Martinez	Present
City of Calimesa	Jeffrey Hewitt	Present
City of Canyon Lake	Larry Greene	Present
City of Corona	Eugene Montanez	Present
City of Eastvale	Clint Lorimore	Present
City of Hemet	Michael Perciful	Present
City of Jurupa Valley	Verne Lauritzen	Present
City of Lake Elsinore	Bob Magee, <i>Alternate</i>	Present
City of Menifee	Matt Liesemeyer	Absent
City of Moreno Valley	Jeffrey Giba	Absent
City of Murrieta	Jonathan Ingram, Chairman	Present
*City of Norco	Kevin Bash	Present
City of Perris	David Starr Rabb	Present
City of Riverside	Andy Melendrez	Present
City of San Jacinto	Crystal Ruiz	Present
City of Temecula	Maryann Edwards	Present
City of Wildomar	Timothy Walker	Present
County District 1	Kevin Jeffries	Absent
County District 2	John Tavaglione	Absent
County District 3	Chuck Washington	Present
County District 4	V. Manuel Perez	Absent
County District 5	Lesa Sobek, <i>Alternate</i>	Present

*Representative arrived after roll call was taken at 12:38 p.m.

4. PUBLIC COMMENT

There were no public comments.

5. BOARD MEMBER ANNOUNCEMENTS (This item provides the opportunity for the Board Members to report on attended meetings/conferences and any other items related to RCA activities.)

There were no Board Member announcements.

6. ADDITIONS/REVISIONS (The Board may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the Board subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Board. If there are less than 2/3 of the Board Members present, adding an item requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.)

There were no additions/revisions to the agenda.

7. APPROVAL OF MINUTES — September 10, 2018 meeting of the RCA Board of Directors

RESULT:	APPROVED AS RECOMMENDED [15-0]
MOVER:	City of San Jacinto
SECONDER:	City of Banning
AYES:	Banning, Beaumont, Calimesa, Canyon Lake, Corona, Eastvale, Hemet, Murrieta, Norco, Perris, Riverside, San Jacinto, Temecula, Wildomar, County District 3
ABSENT:	Menifee, Moreno Valley, County District 1, County District 2, County District 4
ABSTAIN:	Jurupa Valley, Lake Elsinore, County District 5

8. CONSENT CALENDAR (All matters listed under the Consent Calendar will be approved in a single motion unless a Board Member requests separate action on specific Consent Calendar item. The item will be pulled from the Consent Calendar and placed for discussion.)

RESULT:	APPROVED AS RECOMMENDED [UNANIMOUS]
MOVER:	City of Temecula
SECONDER:	City of Hemet
AYES:	Banning, Beaumont, Calimesa, Canyon Lake, Corona, Eastvale, Hemet, Jurupa Valley, Lake Elsinore, Murrieta, Norco, Perris, Riverside, San Jacinto, Temecula, Wildomar, County District 3, County District 5
ABSENT:	Menifee, Moreno Valley, County District 1, County District 2, County District 4

8.1 WESTERN RIVERSIDE COUNTY MSHCP FEE COLLECTION REPORT FOR AUGUST 2018

Overview

This item is for the RCA Board of Directors to receive and file the Western Riverside County MSHCP Fee Collection Report for August 2018.

9. LAND ACQUISITION UPDATE

Charles Landry, Executive Director, stated that at the last RCA Board of Directors' meeting, it was reported that RCA had acquired 59,493 acres. Escrow has closed on two additional properties totaling approximately 22 acres, bringing the reserve total to approximately 59,515 acres. A map depicting where the newly acquired properties are located in the Reserve was shown.

10. FEATURED SPECIES OF THE MONTH

Elizabeth "Betsy" Dionne, Ecological Resources Specialist, stated that the featured species for the month of October is the Arroyo Toad. She then gave an overview of the toad's characteristics, life history, migration, and how RCA manages for the species.

After her presentation, Betsy Dionne invited and answered questions from the Board Members.

Chairman Ingram and Board Members thanked Betsy Dionne for a well-informed presentation.

11. ITEMS FOR NEXT MEETING

There were no items requested.

12. CLOSED SESSION

Steve DeBaun, General Counsel, stated, before adjourning to Closed Session, that Agenda Item No. 12.1.4 Campaign Disclosure forms had not been received by staff from the negotiating parties. He further stated that for the purpose of conflict of interest, the parties negotiating on behalf of Anheuser Busch are Anheuser Busch, Salma Holdings, LLC, Dr. Haider and Sam Alhadeff. He advised the Board Members that if they received campaign contributions of more than \$250 in the past twelve months from any of the negotiating parties, they may want to disclose such and recuse themselves from the discussion of Agenda Item No. 12.1.4.

12.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8

Agency Negotiator: RCA – Executive Director or Designee

Under Negotiation: Price/Terms

Item	Assessor Parcel No(s).	Negotiating Party(ies)/Agent
1	472-140-015	Jonathan Edwards and Laura Edwards/ Ed Beudet (Keller Williams Realty)
2	940-020-005	Henmer Corporation, Henry Balanza/ Robert Tyler (Tyler & Bursch, LLP)
3	940-090-005	Rokay Kamyar/ Robert Tyler (Tyler & Bursch, LLP)
4	384-270-010	Anheuser Busch

During Closed Session, representatives from the City of Murrieta and County District 3 recused themselves and exited the Board Room before the discussion of Agenda Item No. 12.1.4.

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

13. ADJOURNMENT

There being no other items before the RCA Board, Chairman Ingram adjourned the meeting at 1:12 p.m. The next meeting of the Western Riverside County Regional Conservation Authority Board of Directors is scheduled for Monday, November 5, 2018, at 12:30 p.m., at the County of Riverside Administrative Center, Board Room, 4080 Lemon Street, Riverside, California.

Prepared by:



Rose Haro
RCA Administrative Manager

Respectfully submitted:



Honey Bernas
Director of Administrative Services

AGENDA ITEM NO. 8.1

WESTERN RIVERSIDE COUNTY MSHCP FEE COLLECTION REPORT FOR SEPTEMBER 2018

Regional Conservation Authority

**WESTERN RIVERSIDE COUNTY
MSHCP FEE COLLECTION REPORT FOR
SEPTEMBER 2018**

Staff Contact:

**Honey Bernas
Director of Administrative Services
(951) 955-9700**

Background:

The RCA Executive Committee directed staff to report on Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP) Local Development Mitigation Fee (LDMF) Collection and Civic/Infrastructure Contribution on a monthly basis.

Attached is the report for September 2018. The report was prepared on a cash basis and, therefore, reflects the cash received by RCA during that month.

Staff Recommendation:

That the RCA Board of Directors receive and file the Western Riverside County MSHCP Fee Collection Report for September 2018.

Attachment

- 1) Western Riverside County MSHCP LDMF Collection and Civic/Infrastructure Contribution Report for September 2018

AGENDA ITEM NO. 8.1
Attachment

**Western Riverside County
MSHCP LDMF Collection and
Civic/Infrastructure Contribution
Report for September 2018**

**WESTERN RIVERSIDE COUNTY MSHCP LDMF COLLECTION AND
CIVIC/INFRASTRUCTURE CONTRIBUTION REPORT FOR SEPTEMBER 2018
CASH BASIS**

LOCAL DEVELOPMENT MITIGATION FEE COLLECTIONS						
		REMITTED			EXEMPTIONS & FEE CREDITS	
		Residential Permits	Commercial/Industrial Acres	Amount Remitted	Residential Permits	Amount
City/County	Month					
City of Banning	August - No Activity					
City of Beaumont	August	11		\$23,144		
City of Calimesa	August	16		\$33,664		
City of Canyon Lake	August - No Activity					
City of Corona	August	14	0.2	\$25,922		
City of Eastvale	August	23		\$30,981		
City of Hemet	August		0.8	\$5,903		
City of Jurupa Valley	August	68		\$143,072		
City of Lake Elsinore	August	4	0.8	\$14,076		
City of Menifee	August	38		\$79,952		
City of Moreno Valley	August	38	66.4	\$575,713		
City of Murrieta	August - No Activity					
City of Norco	August		2.4	\$17,147		
City of Perris	July	34	0.4	\$74,432		
	August	2	16.3	\$120,910		
City of Riverside	July	48	56.0	\$460,271		
City of San Jacinto	August	35		\$74,263		
City of Temecula	August	15		\$31,560		
City of Wildomar	August	1		\$2,104		
County of Riverside	September	367	1.9	\$789,234		
	Starfield Sycamore Investors*				10	\$17,442
Total LDMF Collections		714	145.3	\$2,502,347	10	\$17,442

CIVIC AND INFRASTRUCTURE CONTRIBUTIONS		
City of Lake Elsinore	Serenity Park Improvements 2.6 acres	\$18,066
City of Menifee	Newport Road Widening (Haun to Bradley)	\$12,412
Riverside County Flood Control & Water Dist.	Heacock Channel (Sunnymead MDP Line B) Stages 3 and 4	\$407,748
Total Civic/Infrastructure Contributions		\$438,226

TOTAL SEPTEMBER 2018 \$2,940,574

* Starfield Sycamore Investors - Fee Credit Agreement with County of Riverside. Properly exempted at \$1,744 rate.

AGENDA ITEM NO. 8.2

FISCAL YEAR 2018 DEVELOPMENT IMPACT FEE ANNUAL ACCOUNTING REPORT

Regional Conservation Authority

**FISCAL YEAR 2018
DEVELOPMENT IMPACT FEE ANNUAL ACCOUNTING REPORT**

Staff Contact:

**Honey Bernas, Director of
Administrative Services
(951) 955-2842**

Background:

In accordance with Government Code Section 66006(b), RCA is required to prepare an annual accounting of the Development Impact Fee Funds. Additionally, the Government Code requires that the annual accounting be made available to the public no later than 180 days after the last day of each fiscal year. This information must be reviewed by the Board no earlier than 15 days after it becomes available to the public.

Staff Recommendation:

That the RCA Board of Directors receive and file the attached Fiscal Year 2018 Development Impact Fee Annual Accounting Report.

Attachment:

Fiscal Year 2018 Development Impact Fee Annual Accounting Report

AGENDA ITEM NO. 8.2
Attachment

FISCAL YEAR 2018
DEVELOPMENT IMPACT
FEE ANNUAL
ACCOUNTING
REPORT



Development Impact Fee Annual Accounting Report Fiscal Year 2018

California Government Code Section 66006 requires an annual disclosure review of development impact fees collected and disbursements made. The disclosure portion of Section 66006 (b) requires that, within 180 days after the last day of the fiscal year, the Western Riverside County Regional Conservation Authority (RCA) shall make available the following information:

A. A brief description of the type of fee in the account or fund:

The Local Development Mitigation Fee (LDMF) is to be charged throughout the Plan Area on all development in order to assemble a 500,000 acre reserve which will protect and sustain endangered and threatened animals and plants and their habitats in a comprehensive way and allow local governments to expedite development and the construction of infrastructure, particularly transportation facilities.

B. The amount of the fee 2018:

Category	Fee Amount
Residential, density less than 8.0 dwelling units per acre (fee per dwelling unit)	\$ 2,031
Residential, density between 8.0 and 14.0 dwelling units per acre (fee per dwelling unit)	\$ 1,300
Residential, density greater than 14.0 dwelling units per acre (fee per dwelling unit)	\$ 1,056
Commercial (fee per acre)	\$ 6,914
Industrial (fee per acre)	\$ 6,914

C/D. The beginning and ending balance of the account or fund and the amount of the fees collected and interest earned (Government Code Sections 66006(b)(1)(C) and (D):

Beginning Fund Balance (7/01/17)	\$ 12,475,817
Fees Collected:	
Fees Collected	\$14,681,852
Fee Credits Applied	<u>1,968</u>
Net Fees	14,683,820
Other Proceeds:	
Interest Earned	253,976
Reimbursement of prior purchases	<u>13,200</u>
Other Proceeds	267,176
Expenditures	<u>(10,590,851)</u>
Ending Fund Balance (6/30/18)	\$ <u>16,835,962</u>



Development Impact Fee Annual Accounting Report

Fiscal Year 2018

E. An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees:

Project Descriptions	Project ID	FY 2018 Reportable Fees	Percentage Funded with Reportable Fees
Katz Property	17-026	\$ 160,431	100%
Allred Property	17-027	187,393	100%
Bechtel Property	17-028	343,865	100%
Bennecke Property	17-029	550,233	69%
Bennecke Donation	17-030	13,158	8%
Higgins Donation	17-031	18,467	8%
Tuscany Hills Property	17-032	131,943	100%
City of Perris Donation	17-033	\$2,278	5%
Percival Property	17-037	364,649	100%
Henry Property	17-038	518,392	63%
Washington St. Conservation Easement	17-E05	794	1%
Henry Conservation Easement	17-E06	13,070	2%
F Miller Property	18-001	107,496	100%
J Miller Property	18-002	117,182	100%
Melmoth Property	18-003	176,881	100%
Spring Mountain Ranch Donation (PA5)	18-004	4,143	5%
Guzman Property	18-005	163,874	100%
Chard Property	18-006	86,040	100%
Skorpanich Property	18-007	99,291	100%
Shamblem Property	18-008	336,162	75%
La Laguna Donation	18-009	2,056	1%
Pena Property	18-010	333,959	59%
Nuevo Donation	18-011	21,399	2%
Murrieta Marketplace Donation	18-012	2,232	0%
Wolfe Property	18-013	260,671	100%
Rindahl Property	18-014	1,671,824	34%
Burum Property	18-015	175,793	100%
Jackson Property	18-016	183,678	100%
Adams Property	18-017	221,775	100%
Lin Property	18-018	803,275	100%
Chandlee Property	18-019	575,909	100%
Harrison Property	18-020	212,521	100%
Cost Related to Land Acquired in Prior Years		109,157	100%
Properties of Interest Under Negotiation		451,375	91%
Capital Acquisition Administrative Cost		1,551,598	100%
Consultants: Capital Acquisition Strategies		527,905	100%
Consultants: Financial and Compliance Audits		55,755	100%
Property Insurance		34,227	100%
		<u>\$ 10,590,851</u>	



Development Impact Fee Annual Accounting Report Fiscal Year 2018

- F. An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) of subdivision (a) of Section 66001, and public improvement remains incomplete.**

The RCA has determined as of the end of fiscal year 2018 that sufficient funds have been collected to finance a portion or all of the cost associated with the following properties:

Property	Estimated/Actual Acquisition Date
Emerald Aliso Property	July 2018
Andrade Property	September 2018
Bentley Property	September 2018
Bode Property	October 2018
Kisling Property	October 2018
Tax Sale Parcels 2017	October 2018
Thibodeaux Property	October 2018
Edwards Property	November 2018
Henmer Property	November 2018
Kamyar Property	November 2018
Tuscany Hills II Property	November 2018

- G. A description of each interfund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account or fund will receive on the loan.**

Not applicable. The RCA has not made any such interfund transfers or loans.

- H. The amount of refunds made pursuant to subdivision (e) of Section 66001 and any allocations pursuant to subdivision (f) of Section 66001.**

Not applicable. The RCA has not made any refunds pursuant to subdivision (e) of Section 66001 or any allocations pursuant subdivision (f) of Section 66001.

AGENDA ITEM NO. 8.3

FISCAL YEAR 2019 FIRST QUARTER CONSULTANT REPORTS

Regional Conservation Authority

**FISCAL YEAR 2019 FIRST QUARTER
CONSULTANT REPORTS**

Staff Contact:

**Charles Landry
Executive Director
(951) 955-9700**

Background:

Attached are the Fiscal Year 2019 First Quarter Consultant Reports for Dudek, Kadesh & Associates, LLP, Riverside County Regional Parks and Open-Space District, Santa Ana Watershed Association, and Douglas P. Wheeler – Hogan Lovells, US LLP.

Staff Recommendation:

That the RCA Board of Directors receive and file the Fiscal Year 2019 First Quarter Consultant Reports.

Attachments:

Fiscal Year 2019 First Quarter Consultant Reports

- Attachment 1 – Dudek
- Attachment 2 – Kadesh & Associates, LLP
- Attachment 3 – Riverside County Regional Parks and Open-Space District
- Attachment 4 – Santa Ana Watershed Association
- Attachment 5 – Douglas P. Wheeler, Hogan Lovells, US LLP

AGENDA ITEM NO. 8.3
Attachment 1

Dudek

**CONSULTANT REPORT
DUDEK
FISCAL YEAR 2019 FIRST QUARTER REPORT**

Report Covers Period: 07/01/18 to 09/30/18

Services Provided During Current Work Period:

Joint Project Reviews

As part of our ongoing duties related to MSHCP implementation for the RCA, Dudek continued to provide review of biological reports, analysis and submittals related to Joint Project Reviews (JPRs) submitted by Permittees. Dudek reviewed and completed multiple JPRs for Permittees during this reporting period.

Permittee Trainings and Support

Dudek assists the RCA in providing training and support to Permittees on MSHCP implementation. These training sessions are provided once or year or upon request and include an overview of the MSHCP, RCA responsibilities, Permittee responsibilities, rough step, JPR process, required surveys and mitigation, CEQA documents, changes to the MSHCP, reserve lands, and the Wildlife Agencies' role. Discussion of circumstances unique to each Permittee is also provided in the training. The last training sessions were held for Permittees during the fourth quarter of Fiscal Year 2018 on April 9, 2018, and a special training for the City of Murrieta on June 12, 2018. The Biological Consultant Training is tentatively planned during Fall 2018, outside of their busiest time of year (i.e., outside of the biological survey season).

Monthly meetings with the Riverside County Environmental Programs Department (EPD) are ongoing. These meetings are a forum to discuss upcoming or ongoing County HANS/JPRs, conservation criteria, and other Permittee requirements to facilitate MSHCP consistency. The only meeting with EPD this quarter was held September 5, 2018. The July and August meetings were cancelled due to the holiday and a County scheduling conflict, respectively.

Three additional separate meetings/conference calls were held with RCA, Dudek, Permittees and/or applicants and their consultants: 1) City of Lake Elsinore and Wildlife Agencies (July 7; conference call) to discuss outstanding items on Mission Trails Apartments; and 2) County of Riverside and applicant (August 8; in-person meeting). Dudek also had several meetings/conference calls with applicants/biologists on other projects.

Dudek staff continued to provide ongoing support and attended meetings with Permittees on MSHCP implementation and compliance questions. Dudek fields questions on an ongoing basis related to either new projects or ongoing projects, both inside and out of the criteria area.

Wildlife Agency Coordination and Meetings

Dudek attended three monthly meetings with U.S. Fish and Wildlife Service (USFWS) and California Department of Fish and Wildlife (CDFW) staff hosted by the RCA. Duties included coordinating with attendees and review of materials ahead of the meeting. Meetings with the Wildlife Agencies this quarter were held on July 19, August 16, and September 20, 2018.

Pre-Application Meetings

Dudek also attended two Pre-Application Meetings with the U.S. Army Corps of Engineers, Regional Water Quality Control Board, CDFW, and USFWS staff. Projects represented by Permittees and/or the project representatives were presented for consideration. The various regulatory agencies and RCA discuss, review, and seek solutions to issues related to permitting and MSHCP compliance. The review and analysis presented in these meetings is often subject to MSHCP Consistency review, which is part of Dudek's role with the RCA. Meetings with the regulated waters Permitting Agencies this quarter were held on July 11, August 8, and September 22, 2018.

Also in this reporting period, Dudek provided documentation and support to CDFW and USFWS related to ongoing projects and questions on MSHCP implementation.

Participating Special Entities

Dudek staff provided support and coordination related to pending and existing PSEs. Dudek remains involved in all processing of Southern California Edison (SCE) PSE application reviews, including follow-up on conditions required of the West of Devers System Upgrade Project (WODUP). Conditions include finalizing riparian/riverine mitigation and replacement of Additional Reserve Lands (ARL) and Public/Quasi-Public (PQP) lands. Coordination between Dudek and SCE is ongoing to help with their questions regarding mitigation implementation during construction.

Lockheed Martin Corporation (LMC) submitted two PSE applications on December 13, 2016, one for remediation at Site 1 Potrero Canyon and the other for remediation at Site 2 Laborde Canyon. Since that time, the Site 2 Laborde PSE process has been completed. The Certificate of Inclusion for Site 1 Potrero Canyon was issued in July 2018.

Another PSE for the Judson Water Tank proposed by Eastern Municipal Water District (EMWD) was submitted on July 18, 2018. This PSE process is currently on hold, pending the submittal of revised supporting documents.

RCA and Management Support

Dudek staff provided various forms of analysis and provided staff support by attending meetings, participating in conference calls, and conducting research via email related to ongoing and past projects. During this reporting period, Dudek was involved in discussions on various projects, as described above. Dudek is also assisting RCA management in the training of staff relative to JPR processing.

AGENDA ITEM NO. 8.3
Attachment 2

Kadesh & Associates, LLP

**CONSULTANT REPORT
KADESH & ASSOCIATES
FISCAL YEAR 2019 FIRST QUARTER REPORT**

Report Covers Period: 7/1/18 – 9/30/18

Services Provided During Current Work Period:

1. Budget and Appropriations for FY2018;
2. Planning for National HCP Coalition Conference; and
3. Pursuit of Refuge legislation.

Legislation and Issues:

For the First Quarter of WRRCRA's FY2019, the ongoing focus of the RCA and HCP Coalition activities has achieved success and/or progress on all three points above.

1. "Regular order" in the House and Senate Appropriations process has produced beneficial results (see funding numbers below). However, the Interior Appropriations is part of the 25% of FY2019 federal spending that has not been signed into law and is operating under a Continuing Resolution (CR) through December 7. Thus, the funding numbers repeated below are not finalized as of yet.
2. The National HCP Coalition has planned its annual conference as a "road show" in Pensacola, FL. Kadesh & Associates' Principal Dave Ramey was asked to make a presentation at the conference. This is further evidence that the RCA's participation in the coalition is worthwhile as it has developed into a successful advocacy organization.
3. Refuge language is progressing in the House and within the department at the behest and guidance of Rep. Calvert and his staff.

Additional:

A. Not among the enumerated goals above is the passage into law of S. 3021 – the Water Resources and Development Act (WRDA) of 2018 which reauthorizes Water Infrastructure Finance and Innovation Act (WIFIA) for two years as a regular program (no longer a pilot) at \$50 million per year for FY2019 and FY2020.

WIFIA history –

For FY2017, Congress appropriated \$30 million to the U.S. Environmental Protection Agency (EPA) for the WIFIA program through two appropriations acts: P.L. 114-254 provided \$20 million to EPA to begin the financing selection process (including \$3 million for administrative purposes); P.L. 115-31 provided an additional \$8 million to EPA to apply toward loan subsidy costs plus \$2

million for administrative expenses. The combined FY2017 appropriation for subsidy costs (\$25 million) allowed the agency to invite 12 entities across the country to apply for loans totaling \$2.3 billion that support a variety of water infrastructure projects. For FY2018, the Consolidated Appropriations Act, 2018 (P.L. 115-141), provided \$63 million for the WIFIA program (including \$8 million for administrative costs). EPA announced a second round of WIFIA funding on April 4, 2018. EPA estimated that its budget authority (\$55 million) would provide approximately \$5.5 billion in credit assistance.

The WRDA bill reauthorizes WIFIA, through which the EPA provides loan subsidies for water infrastructure projects. The bill authorizes \$50 million for financial assistance and a \$5 million allowance for administrative expenses, including technical assistance, in each of Fiscal Years 2020 and 2021. The measure allows a state to finance as much as 100 percent of the costs of a project through WIFIA so long as the state's infrastructure financing authority is solely responsible for immediate repayment in the event of a default.

B. Also included in the WRDA bill is a section furthering the initiative to remove the United States Army Corps of Engineers' (Corps) civilian water projects from the Army. The Corps would have to enter into an agreement with the National Academy of Sciences to study the possible effects of transferring civil works-related functions, including water resources development, from the Defense Department to a new or different federal agency. A report would be due to Congress two years after the bill's enactment, and the Corps could not implement any changes without separate congressional authorization.

C. Waters of the United States (WOTUS) language repealing WOTUS is in the House version of the Interior & EPA Appropriations bill. The bill is still in conference so the final negotiated package is unknown.

"WATERS OF THE UNITED STATES 13 SEC. 431. The final rule issued by the Administrator of the Environmental Protection Agency and the Secretary of the Army entitled "Clean Water Rule: 'Definition of Waters of the United States'" (80 Fed. Reg. 37053 (June 17, 2015)) is repealed, and, until such time as the Administrator and the Secretary issue a final rule after the date of enactment of this Act defining the scope of waters protected under the Federal Water Pollution Control Act and such new final rule goes into effect, any regulation or policy revised under, or otherwise affected as a result of, the rule repealed by this section shall be applied as if that repealed rule had not been issued."

Background (still pending, to be resolved after Congress returns on Nov. 13):

Details on FY2019 House and Senate Interior Appropriations Bills (each passed out of their respective chambers and now subject to House-Senate Conference negotiations):

Senate appropriations Bill, p. 9:

<https://www.appropriations.senate.gov/imo/media/doc/FY2019%20Interior%20Environment%20Appropriations%20Act,%20S.30731.pdf>

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

For expenses necessary to carry out section 6 of the Endangered Species Act of 1973 (16 U.S.C. 1535), **\$49,495,000**, to remain available until expended, of which \$18,695,000 is to be derived from the Cooperative Endangered Species Conservation Fund; and of which \$30,800,000 is to be derived from the Land and Water Conservation Fund.

House appropriations Bill, pp. 9-10.

<https://docs.house.gov/meetings/AP/AP00/20180606/108402/BILLS-115-FC-AP-FY2019-AP00-InteriorEnvironmentBill.pdf>

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

For expenses necessary to carry out section 6 of the Endangered Species Act of 1973 (16 U.S.C. 1535), **\$53,495,000**, to remain available until expended, of which \$22,695,000 is to be derived from the Cooperative Endangered Species Conservation Fund; and of which \$30,800,000 is to be derived from the Land and Water Conservation Fund.

Senate Report, pp. 27-28

<https://www.appropriations.senate.gov/imo/media/doc/FY2019%20Interior%20Environment%20Appropriations%20Act,%20Report%20115-2761.pdf>

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND (CESCF)

Appropriations, 2018	\$53,495,000
Budget estimate, 2019	0
Committee recommendation	\$49,495,000

The CESCF program was provided \$49,495,000; funds are to be distributed as follows: \$10,508,000 for endangered species conservation grants to states and territories; \$5,485,000 for habitat conservation planning grants; \$19,638,000 for habitat conservation land acquisition grants; and \$11,162,000 for species recovery land acquisition.

House Report, p. 17

<https://docs.house.gov/meetings/AP/AP00/20180606/108402/HRPT-115-HR.pdf>

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

The CESCF, Section 6 of the Endangered Species Act, administered by the Service’s Ecological Services Program, provides grant funding to states and territories for species and habitat conservation actions on non-federal lands, including habitat acquisition, conservation planning, habitat restoration, status surveys, captive propagation and reintroduction, research, and education.

Appropriation enacted, 2018	\$53,495,000
Budget estimate, 2019	0
Recommended, 2019	\$53,495,000
Comparison:	
Appropriation, 2018	0
Budget estimate, 2019	+53,495,000

The Committee recommends \$53,495,000 for the Cooperative Endangered Species Conservation Fund, equal to the fiscal year 2018 enacted level. A detailed table of funding recommendations below the account level is provided at the end of this report. ***The Service is commended for lifting the cap on funding for each Habitat Conservation Plan (HCP), and is expected to continue to apportion funding to HCPs based on need in order to eliminate unobligated balances.***

The Service is strongly encouraged to consider structuring land acquisitions for HCPs in a manner similar to projects in the Land Acquisition account. ***Such projects are typically delineated by refuge unit, and high priority projects are typically funded over several years. In so doing, the Service and its partners are able to plan more efficiently and move more quickly when willing sellers become available.*** The Service is expected to seek consensus agreement with the State regarding the use of funds before awarding any traditional conservation grant.

Q1 Review:

July-

The House and Senate were in session for three of the four weeks in July. Both the House and Senate Appropriations Committees finished working through the FY2019 bills and several bills were completed in their respective chambers. The Senate completed work on seven of the annual bills – considered via two minibus bills – and the House moved on six. Conference work at the staff level occurred throughout August with the intention of passing nine conference reports in September. Given the limited House schedule in September, it was unclear if these would be passed separately or as an omnibus.

August-

The House was recessed for all of August, only meeting in pro forma sessions so as to allow certain oversight committees to work. The Senate was in session for 13 days, dealing with appropriations and judicial nominations.

September -

The House was in session for three of the four weeks of September. The Senate was in session for all four weeks. Some Federal agencies – including Interior – are funded only through December 7, under a continuing resolution signed into law September 28. The Continuing Resolution was attached to a minibus spending package (Public Law 115-245), thereby averting a partial government shutdown when the new fiscal year began October 1. The package also included the full-year Defense and Labor-HHS-Education appropriations measures. With its enactment, work was complete on five of the 12 annual spending bills. On September 21, President Donald Trump signed a separate measure (Public Law 115-244) containing the Military Construction-VA, Energy and Water, and Legislative Branch bills. Together, these two minibuses account for about 75% of the FY2019 discretionary budget.

Outlook:

Though officially scheduled to be in session through October 12, the House actually adjourned as of September 30, to return on November 13. The Senate stayed in session into October to complete action on the Supreme Court nomination, other Executive Branch appointments that require Senate approval, and to vote on the FAA reauthorization and WRDA.

Questions and Comments -

It is the pleasure of Kadesh & Associates to serve the RCA. If this report generates any questions, please direct them to Dave Ramey at 202-549-1519 or dave@kadeshdc.com.

Thank you.

###

AGENDA ITEM NO. 8.3
Attachment 3

**Riverside County Regional
Parks and Open-Space District**

**CONSULTANT REPORT
RIVERSIDE COUNTY PARKS AND OPEN-SPACE DISTRICT
FISCAL YEAR 2019 FIRST QUARTER REPORT**

Report Covers Period: 07/01/2018 – 9/30/2018

Services Provided During Current Work Period:

160 Work Release Program hours were utilized during the First Quarter of FY2019

Patrol/Access Control/Maintenance

General Administration

Natural Resource Manager (NRM) Jonathan Reinig conducted a site inspection of the CALMAT property with Maria Olmos of California Fish and Wildlife's OHV grant program. Ms. Olmos inspected the OHV grant funded restoration and exclusionary efforts on the property starting in 2015 to close out the CALMAT grant file. She was pleased with the restoration, the efficacy of the exclusion measures, and our continued efforts patrolling property and reinforcing its fencing.

A meeting was held between the Rancho RV resort, NRG Asphalt, and the Riverside County Parks MSHCP Management Unit (MSHCP Unit) to discuss their plans to pave the entrance road to the resort. This access road travels approximately 0.5 miles through sensitive alluvial fan sage scrub and sage scrub habitats of the Bush property. The resort was very receptive to RCA concerns regarding small mammal covered species in the area. They agreed to not stockpile any asphalt grindings or stage any machinery on the Bush property and foresaw no impacts outside the foot print of the road. The work was planned to start the first week of October but was postponed to late October because of forecasted rains.

NRM Reinig attended a meeting with the Cornerstone representatives (French Valley) to address concerns regarding the wildlife fencing surrounding the development. The developers were on track to complete the three access gates through the fencing. Gaps in the fencing at its eastern terminuses had been corrected. Issues regarding the southern terminuses of the fence were also discussed. It was concluded the current condition would remain. This was decided because of the fact that any remedies were not planned, that potential remedies would exist off of the development's property and thus out of their control, coupled with concerns that it could cause more harm than good (by increasing the risk of animals being funneled into neighborhood).

A field meeting was held at Soboba Donation Phase 3 (Horseshoe Grande) conservation area between Natural Resource Specialist (NRS) Joseph Sherrock and Soboba Public Works regarding a construction project adjacent to the east side of the easement. A fire station and medical center are planned for the adjacent property. At the time, construction fencing surrounded the project. This

fencing included K-rat proof fencing (1/4" hardware cloth). A permanent, 5-foot high block wall will eventually separate the easement from the development. The Tribe's biologist was in the process of trapping and moving San Bernardino kangaroo rats and Los Angeles pocket mice from the development to the San Jacinto River. Grading began on the Tribe's project at the end of the quarter.

NRM Reinig and RCA Ecological Resources Specialist Elizabeth Dionne held a meeting at the Anheuser Busch property. The purpose of the meeting was to identify potential wildlife undercrossing locations under a possible extension of Keller Road to connect conserved lands to the north and south. The best location of a 40-acre connection was mapped.

NRM Reinig attended the quarterly Delhi Sands flower-loving fly working group meeting at the Colton Dunes Conservation Bank. The majority of the meeting was traveling to the site discussing site history and future management plans of the Conservation Bank.

NRM Reinig gave a presentation of the Delhi Sands flower-loving fly management to the Riverside County Parks Interpretive group, for their annual meeting.

NRM Reinig joined Elizabeth Dionne in the vendor booth at the Clinton Keith Road extension ribbon cutting ceremony. Approximately 500 members of the public attended the ceremony.

A Request to Hire was submitted to Riverside Parks Human Resources Division for the vacant Natural Resource Specialist position. The job posting for the position was open at the end of the quarter and interviews are to be held the end of October.

MSHCP Unit staff participated in Wilderness First Aid and CPR training.

MSHCP Unit Ranger and Supervisor staff completed a Basic Water Rescue Class.

NRS Sherrock attended Eagleview CONNECT Explorer training. The program is a useful tool for examining properties from multiple, oblique angles and to view changes to properties over time. The program is available to anyone working for the County.

In September, the MSHCP Unit's two new vehicles were picked up from Parks headquarters. "Riverside County Parks" and "Ranger" decals were installed on the vehicles and they were cleared for fueling at County fleet stations. The vehicles are now in use.

Two OHV quads were transferred from Desert ROVE to the MSHCP Unit. They are two-wheel drive quads estimated to have been manufactured in 2005. The units are in fair to good condition and will be useful for patrolling and maintenance work.

Patrol/Enforcement

Badlands HMU

The two 5,000 gallon water tanks used at the CALMAT property OHV restoration site were stolen from the property. A police report was filed and repairs to the fence (through which the tanks were removed) were completed. Subsequent patrols of the property were conducted with nothing to report.

The Wolfskill-Driscoll property was patrolled on multiple occasions. A small cut in the fence next to the gate was found and repaired.

Cactus Valley HMU

The Bautista and Tax Sale 2013 properties were patrolled. At the Tax Sale 2013 property, the MSHCP lock had been cut out of the chain and a new, unknown lock was found on the chain. After discussions with the Forest Service, it was determined that the unknown lock was likely unauthorized and it was removed.

Gavilan HMU

A homeless camp on the Elsinore Lakeview Estates property was reported to the MSHCP Unit by City of Lake Elsinore Code enforcement. Ranger staff was successful in removing camp occupant and ensuring the complete removal of belongings from the property. Boundary signs missing from the access road into the property's main valley were replaced.

North Peak 1 and 4 were patrolled on dove hunting opening day. No hunters were found to be using either property.

Vandalism to the gate and vehicle trespassing continue to be a problem at the North Peak 2 property at El Toro Cutoff. Three documented cuts to the lock box and cable, which is quite secure, have been documented and repaired in recent months. Staff is currently in the process of taking necessary measures to increase security at this access point to the property.

Meniffee HMU

Murrieta Winchester 700 continues to see unsanctioned mountain bike riding on officially closed trails. Ranger staff worked to extend closure fences that were being skirted by local mountain bikers. Contacts were made with several mountain bikers on the property and the closures were verbally communicated to them.

Ranger staff patrolled Cornerstone Donation, Evandel-Wilson, and Evandel-Bergstein.

San Jacinto HMU

While on patrol at the Soboba Donation Phase 2 property, Ranger staff encountered tribal members who had their vehicle stuck while trespassing in the river bottom. Boundary perimeters were discussed with the tribal members, and they agreed to work on removing the vehicle. They were able to free and remove the vehicle that afternoon.

Several properties in the San Jacinto HMU were patrolled on dove hunting opening day on September 1, 2018. The Higgins Bar V, Higgins Nuevo, Pico Thompson, Carlsbad, and KB Homes Coastal Donation properties were covered with no issues to report. At the San Jacinto Wildlife Area, immediately adjacent to the translocated burrowing owls at the Nuevo Donation, 20 cars parked in a southern parking lot at the peak hour. Ranger staff observed 13 hunters nearest the burrowing owl area and the rest walked to the north on the north side of the levee. Five owls from three burrows were out and seemingly not impacted from the activity.

Ranger staff observed signs of OHV trespass on the SJRR property. The barrier logs blocking access to the property from the south were moved to the side. The logs were replaced, but more permanent access restrictions are needed and are being evaluated.

Ranger staff patrolled RCTC Dilworth, Wilhelm, EMWD, Soboba Donations and Hemet Donation.

Sage HMU

Staff patrolled Temecula Creek for homeless encampments and trash issues. An encampment was found on the second visit in the southeast portion of the easement and posted to vacate. Staff will return to remove the camp debris. Staff reported that gates were secure and chain-link fencing was still intact.

Temecula Creek Conservation Easement was patrolled for homeless encampments by Ranger staff. No individuals were found occupying the easement; however, two dumpsters of trash in four separate areas that had been left by the area's homeless population were removed.

The Bell-Weigel properties were patrolled frequently this quarter with several issues reported and rectified. New trash debris was found and removed from the lower closed trail area. A vehicle go-around of the locked gate on Via de Oro was found and closed with 25 feet of standalone fencing. All the existing open and closed trails were hiked on the south side of the canyon. No evidence of new mountain bike activity was found. MSHCP combination locks were added to the Via Del Oro access gates at the bequest of area equestrian riders to facilitate rescues in the advent of an accident.

Ranger staff patrolled SSR and Bergman properties with no issues to report.

Santa Ana Mountains HMU

Ranger and Natural Resources staff made several visits to the Maddock Conservation Easement. The MSHCP unit received reports from an adjacent property owner of vegetation clearing that had occurred on the easement. It was confirmed that one oak, as well as 0.25 acres of brush, had been cleared within the easement. In response to the clearing, the easement's boundary was heavily signed, the cleared area was mapped, and aerial photos of the clearing were captured. This information was given to the RCA for further investigation.

San Timoteo HMU

At the Oak Valley property, Ranger Chagolla remained busy securing the property. He made contact with the neighbor who is crossing the railroad tracks in order to enter his private property. Ranger Chagolla reminded the neighbor not access his property through Oak Valley, as had been done in the past. A cut fence was located and repaired at O'Grady Court, and two new dirt bike jumps that had been created on the property were removed.

The Oak Valley, Kramer, and Lin properties were patrolled by Ranger staff on dove hunting opening day with no issues to report. Oak Valley and Kramer were also patrolled on the last day of the season. Contact was made with dove hunters on the Kramer property. The hunters were escorted off of the property before they could set up.

The Hudson Live Oak property was patrolled with no issues to report.

Maintenance/ Fencing

Cactus Valley HMU

Several issues have been addressed at the Goodhart property this quarter by resident and PMW Alfredo Salazar. PMW Salazar repaired a water leak in the residence and graded the entry road. The MSHCP Unit's vehicle experienced expensive rodent damage which lead to the development of a pest management plan for the property.

Gavilan HMU

Maintenance staff used a backhoe to close access at the recently acquired Adams property.

Maintenance staff used donated steel cable to create a 100 foot section of fencing to close a vehicle go-around to the Toscana Donation Phase 2 property.

Maintenance staff completed the fabrication of a double gate for the easement entrance of the Nelson property. Installation of the gate is scheduled for October 2018.

San Jacinto HMU

In order to deter hunters and vehicle trespassing, maintenance staff installed 1,050 feet of fencing and a gate along portions of the boundary of the burrowing owl translocation field at the Nuevo Donation property. The southern boundary and portions of the western boundary are now fenced. "No Hunting" signs were placed along the property's western boundary with the San Jacinto Wildlife area. A bee owner had placed boxes on the Nuevo Property. The owner was contacted and the boxes promptly removed.

Menifee HMU

Extra measures were taken to secure one of two vehicle access routes into Evandel-Bergstein and Evandel-Wilson. An absentee neighbor's gate secures a key access point into the area and is occasionally vandalized. With the neighbor's permission, maintenance staff field welded repairs to the gate's lock box after one such event.

At the Winchester 700 Murrieta property, a repair was made by maintenance staff to 75 feet of cable and three strand wire fencing that was damaged by OHV riders.

Management staff has been involved in light maintenance work with the Roe House in preparation of its transfer from Riverside County Transportation Department to the Regional Conservation Authority (RCA). This work included cleaning the house's interior, removing large trash items from the house and property, installing a security door to ease access (all other doors and windows have been, and continue to be boarded), conducting weed abatement around the house, hand pulling and bagging the invasive stinknet weed from the property's hydro-seeded area, developing a work list of items to be completed (which is moderately extensive), and working with Transportation on access and restoring electricity to the house.

Sage HMU

A big effort by maintenance staff was undertaken to secure the new Brian Bush property, and its sensitive habitats, from a long-standing onslaught of OHV riders. A gate and 1,700 feet of three strand and cable fencing was placed along the property's northern boundary. In addition, 1,100 feet of three strand wire and cable fencing was placed along an access easement that passes through the property in its eastern portion.

Ranger Supervisor (RS) Ruben Rodriguez has been in contact with neighbors of the Brian Bush property in the High Point Road neighborhood. RCA fencing efforts cut off their access to the north which they had been illegally using on occasion. One neighbor had interest in easement rights from the High Point Road neighborhood through the Bush Property, but no supporting documentation. RS Rodriguez spoke with another neighbor who has a legal easement document granting him to use an easement through the Bush property which does not currently exist. His easement rights and options were discussed.

San Timoteo HMU

A well and surrounding debris at the Lin property was capped and cleaned up by maintenance staff.

Habitat/Species Management

General

NRM Reinig attended a meeting with Robert Williams of Riverside County Parks Open-Space and Chris McDonald of UCR Extension to gain knowledge from Chris McDonald on methods to control the highly invasive Bassia weed. The weed is relatively new to the area and has begun to affect several RCA and Riverside County Parks properties.

Incident records of all past MSHCP Management Unit pond turtle trapping captures were created and submitted to the Biological Monitoring Program for their records.

Camera stations were visited at CALMAT*, KB Homes*, Carlsbad, Warren Road Partners, Wilhelm Ranch, La Laguna*, Bishop*, Mulder*, JPR6*, Gabrych, Cordova*, and Hurkey Creek* properties. Aerial Hanger 360 photo points were created and taken for the first time at properties denoted with an asterisk.

Gavilan HMU

Bolton – A concentrated effort was made at the property in an attempt to document south western pond turtles using the ponds after the Metropolitan Water District water release. Despite a week's worth of trapping efforts, as well as an additional dozen visual inspections, no turtles were documented at the property during the pond's 54-day inundation period.

San Jacinto HMU

Lakeview Burrowing Owl Translocation

Nuevo Donation – MSHCP Unit staff concluded its raven harassment regime in early July once the two owl chicks fledged from AB03. Staff time has since been focused on managing vegetation on

the property. The MSHCP Unit intervened when it became clear that weed control of the property being conducted by Lewis Development wasn't effectual. An on-site meeting with a representative and a contractor of Lewis discovered a flaw in their vegetation management strategy which was rectified. The fields were subsequently treated with herbicide and mowed with good results. Prior to mowing by Lewis's contractor, MSHCP Unit staff string trimmed 50-foot buffers around each artificial burrow.

San Jacinto Wildlife Area – Approximately 110 acres adjacent to the Nuevo donation on the SJWA was mowed by the MSHCP Unit's mowing contractor, DeGuire Weed Abatement. This mowing was mandated and funded by Lewis as part of the Lakeview burrowing owl translocation agreement. The mowed area was precisely mapped for documentation and billing reasons.

Meniffee HMU

McElhinney Stimmel – NRS Sherrock documented burrowing owl breeding activity using camera traps. The purpose of this monitoring was threefold. First, to document reproduction of all known burrowing owls across the MSHCP conservation area. One pair of owls fledged three offspring from one artificial burrow in the north of the property. Second, to try to determine if the translocated burrowing owls attempted a second clutch after their first nest failed. They were not documented on the site after the predation event. Finally, to determine the status of a pair of owls in the southern portion property. The breeding activity of this pair of owls affected permissible work that was being conducted on a neighboring development construction site.

El Sol – A field meeting was attended by NRS Sherrock with Elizabeth Dionne (RCA) and Peggy Bartels (U.S. Army Corps) regarding the Roripaugh Ranch off-site mitigation implemented by Helix Environmental on the property. A number of concerns were documented that need to be addressed, including stream fencing breaches and inadequate stream drop structures.

Cornerstone – Radio telemetry tracking of the property's southwestern pond turtles ended with the transmitter batteries failure after one year of deployment. The two tracked turtles moved far less than turtles tracked on other nearby properties. This suggests that the habitat at the Cornerstone property is likely more attractive to turtles than at other sites.

Winchester 700 Murrieta – NRS Sherrock collected native seeds near the property's mountain bike restoration area to be used on site. NRS Sherrock documented signs of mountain bikes continuing to use the closed area and repaired a cut in the fence that serves as a boundary for the closure.

Electro-shocking non-native removals were conducted at the Winchester 700 Murrieta and Cornerstone Donation properties for the benefit of southwestern pond turtles. These removals were completed with help and equipment from the MSHCP Biological Monitoring Office and resulted in the removal of hundreds of harmful non-native aquatic animals.

The burrowing owl artificial burrows were peeped with a camera scope for routine monitoring at the El Sol and McElhinney-Stimmel properties by Natural Resources staff.

River HMU

The burrowing owl artificial burrows were peeped with a camera scope for routine monitoring at the Hidden Valley Wildlife area.

Teledyne – One protocol fly survey was conducted, and the monthly photo stations were visited at the property. Overall, the numbers of flies, as well as the numbers and species richness of other insects seen this year, were way down compared to previous years.

One day was spent by NRM Reinig and NRS Sherrock assisting Chris Jones of San Bernardino Valley Municipal Water District with their annual Santa Ana Sucker Survey.

Sage HMU

Bell Weigel – Scrub oaks planted on a decommissioned mountain bike trail were watered once a month through the summer.

San Jacinto HMU

The burrowing owl artificial burrows were peeped with a camera scope for routine monitoring at the Nuevo donation.

Santa Ana Mountains HMU

La Laguna and Bishop – Both properties completely burned in the Holy fire. A post-fire inspection revealed that upland chaparral habitat burned with light to high severity. Much of the upland habitat is expected to grow back quickly from intact root crowns. The oak/sycamore riparian strips burned with light to moderate severity. Many of the oaks and sycamores had limited leaf die off, while others were more charred. Most of the property's trees are expected to live. Staff is scheduled to replace signage and cutoff access points that were opened up during the firefighting process.

A meeting was attended with the RCA and City of Lake Elsinore Public Works staffs to discuss sediment/debris flow concerns down Rice Canyon (which La Laguna is a large part of) potentially flooding a handful of houses and an elementary school at the canyon mouth in a large rain event. Elsinore Public Works was given a right of entry to La Laguna to use heavy machinery to build up an earthen berm on the south side of Rice Canyon adjacent to the homes in the path of a possible debris flow.

Saddleback Munz's onion Salvage Site – NRS Sherrock hand weeded seedling Russian thistle across the site once a month. As a result, the site is clear of the noxious weed.

Fire Management/Weed Abatement

Weed abatement at the Mulder, Skorpanich and Guzman properties was completed.

A neighbor of the Lancina property contacted the MSHCP Unit with a request to conduct weed abatement along his access road through the property. After discussions with the RCA on legalities and obligations of any proposed weed abatement, it was determined the request could not be granted.

Communications were held with Charles Douglas (City of Calimesa Code Enforcement) about weed abatement on the Lin property after he received a complaint from a neighbor of the property. Mr.

Douglas was satisfied with our policies regarding weed abatement and was agreeable to no abatement being done on the property.

Acquisitions

Initial Site Inspections

Fleming French Valley – The property is predominantly disked fields and is contiguous to the north border of the Cornerstone property and east border of the French Valley Airport. Some trash and OHV access issues on the property were discovered upon inspection and were reported.

Kisling – The vast majority of property burned just prior to inspection with medium to high severity. This fire resulted in the clearing of the property's sparse coastal sage scrub habitat. No trash or other issues were found upon inspection.

Edwards – The vast majority of property burned just prior to inspection with medium to high severity. This fire resulted in the clearing of the property's sparse coastal sage scrub habitat. A large travel trailer and some small trash items were discovered on the property upon inspection and were reported.

Kamyar – The property is covered in old growth, albeit drought/heat stressed, scrub oak dominated chaparral. Scattered litter around the dirt road in the western section of property, as well as small piles of trash and two active homeless camps in the eastern portion of the property, were found upon inspection and were reported.

Chun – The property is covered in sparse coastal sage scrub dominated by black sage with some junipers. A major dumping area on the north side of the property was found upon inspection and was reported.

Thibodeaux – The property is covered in healthy, mature chaparral habitat on western slopes of Cahuilla Mountain and is adjacent to RCA conserved land to the north, west, and south, and national forest to the east. No issues were found upon inspection.

Henmer – The property is covered in mature chaparral habitat and is adjacent to RCA conserved lands to the north. No issues were found upon inspection.

Bustos – the property is covered in healthy coastal sage scrub and chaparral. Some minor trash issues were located upon inspection and were reported.

AGENDA ITEM NO. 8.3
Attachment 4

Santa Ana
Watershed Association

CONSULTANT REPORT
SAWA – BIOLOGICAL MONITORING PROGRAM
FISCAL YEAR 2018/2019 FIRST QUARTER REPORT

Report Covers Period: 07/01/18 – 9/30/18

Services provided during current work period:

Biological monitoring surveys conducted:

- Burrowing Owl pair count surveys via trail cameras at locations with owls to determine numbers of breeding pairs and nest outcomes.
- Tricolored Blackbird monitoring and habitat use at the San Jacinto Wildlife Area (SJWA).
- Loggerhead Shrike via repeat-visit line transect surveys within suitable conserved habitat.
- California Gnatcatcher nest monitoring via area-constrained visual encounter surveys.
- Yellow-billed Cuckoo passive surveys via autonomous recording unit in the Prado Basin.
- Santa Ana sucker via electroshocking during native fish surveys in the Santa Ana River.
- Arroyo chub via electroshocking along 50-m stream transects in Core Areas.
- Delhi Sands flower-loving fly via visual encounter surveys along line transects at Teledyne to confirm annual reproduction and determine density.
- Rare plants via area-constrained visual encounter surveys at conserved locations known or suspected to support covered rare plant species.

Collaboration:

- Collaborated with other wildlife organizations and wildlife professionals in a Delhi Sands flower-loving fly Working Group meeting on July 10.
- Collaborated with Orange County Water District (OCWD) biologists on autonomous recording unit placement in Prado.
- Participated in native fish survey and non-native aquatic species removal efforts at Sunnyslope in the Santa Ana River on August 22 with OCWD and SAWA biologists. Surveys resulted in arroyo chub data.
- Coordinated with UC Cooperative Extension regarding sharing invasive stinknet (*Oncosiphon piluliferum*) occurrence records.
- Coordinated with SJWA to remove invasive turtles from a pond on an adjacent inholding property. Trapping occurred July 10 and August 27-30. Approximately 37 turtles were removed in total.
- Participated in native fish survey and non-native aquatic species removal efforts near Van Buren drain in the Santa Ana River on September 14, coordinated by San Bernardino Valley Municipal Water District. Surveys resulted in arroyo chub and Santa Ana sucker data.
- Collaborated with MSHCP Management Program to remove non-native aquatic species at the Winchester Murrieta 700 property on September 19.
- Collaborated with MSHCP Management Program to remove non-native aquatic species at the Cornerstone property on September 20.
- Collaboration continuing with Center for Natural Lands Management (CNLM) to plan Stephens' kangaroo rat monitoring efforts in Wilson Valley.

- Collaboration continuing with CNLM on the Burrowing Owl burrow check surveys.
- Coordination continuing with CA Department of Fish and Wildlife staff at SJWA regarding management of the Tricolored Blackbird breeding and foraging habitat, along with some discussion on Burrowing Owl.
- Collaboration continuing with the state-wide Tricolored Blackbird Working Group.

Accomplishments:

- Gathered useful data for Burrowing Owl, Tricolored Blackbird, Loggerhead Shrike, California Gnatcatcher, Santa Ana sucker, arroyo chub, Delhi Sands flower-loving fly, and rare plants, including Coulter's matilija poppy, graceful tarplant, smooth tarplant, lemon lily, and California beardtongue.
- Met species objective for Loggerhead shrike regarding documentation of presence in 7 of 8 (88%) Core Areas.
- Met species objective for California Gnatcatcher regarding documentation of presence in 9 of 9 Core Areas.
- Hosted three monthly monitoring/management coordination meetings with local land managers and wildlife agency representatives.

Training

- Arroyo chub survey training was provided by the Taxa Lead on July 20.
- All Hands Meeting occurred on September 12: cleaned and checked vehicles, discussed survey and report status.
- Long-tailed weasel survey training provided by the Taxa Lead on September 12.
- Loggerhead Shrike post-survey meeting provided by the Taxa Lead on September 13 to share monitoring results with staff.
- California Gnatcatcher post-survey meeting provided by the Project Lead on September 13 to share monitoring results with staff.
- Five biologists attended the Western Field Ornithologist conference and associated workshops September 26-29 in Ventura, California.

Status of Deliverables

2015

- Species Occurrence Dataset: completed and submitted
- Survey Reports: completed and submitted
- Annual Report: completed and submitted

2016

- Species Occurrence Dataset: completed and submitted
- Survey Reports: completed and submitted
- Annual Report: completed and submitted

2017

- Species Occurrence Dataset: data certified by Data Manager for 18/20 datasets
- Survey Reports: completed and submitted
- Annual Report: in progress

2018

- Species Occurrence Dataset: in progress
- Survey Reports: in progress
- Annual Report: in progress

AGENDA ITEM NO. 8.3
Attachment 5

Douglas P. Wheeler
Hogan Lovells, US LLP

QUARTERLY CONTRACT REPORT

WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY

July-September, 2018

Appropriations for Fiscal Year 2019 remain unsettled, despite earlier signs of progress, and a promised return to “regular order” in the House and Senate. Because neither body had adopted an appropriations bill for the Department of the Interior prior to the beginning of the fiscal year, on October 1, the Congress enacted a stop-gap continuing resolution to fund the Department’s operations until December 7. Both of the appropriations committees of jurisdiction have reported bills for consideration by the full House and Senate, respectively, but neither body is expected to act until after the mid-term elections in November. There’s a possibility that the Senate could enact an appropriations “minibus”, including funding for the Departments of the Interior, HUD, Transportation and Agriculture, Financial Services and EPA before the mid-terms, but the House is in recess until November 13, and will be unable to act before then. Meanwhile, staffs of both committees are in discussion about resolution of outstanding issues, including provisions of the House bill which impose policy prescriptions on controversial issues which may be unacceptable to the Senate.

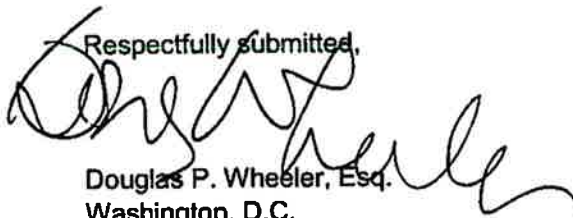
In a related matter, the House and Senate are moving toward re-authorization of the **Land and Water Conservation Fund (LWCF)**. This venerable program, comprised of government revenues from the sale of offshore oil, funds most federal land acquisition programs and assistance to the states, including section 6 of the Endangered Species Act. Though funding is authorized at \$900 million annually, the Congress has rarely, if ever, appropriated the full amount. As reported by the Committee on Energy and Natural Resources, the Senate bill (S. 569) would mandate the expenditure of \$900 million annually, regardless of appropriation. The House bill (H.R. 502) would authorize \$900 million, but leaves to appropriators a determination of the amount to be expended annually. Advocates for renewal of the fifty year-old program argue that a mandate is necessary, since there is an unappropriated “balance” of \$21.5 billion in the hypothetical LWCF account. The House Natural Resources Committee Chair, Rep. Rob Bishop, believes that a spending mandate would be unacceptable to his colleagues, and that this issue is thus a stumbling block to final enactment of a re-authorization bill.

At the Department of the Interior, **personnel changes** affect programs and policies of interest to the Authority. With the early departure of Greg Sheehan, who had been serving as Acting Director of the Fish and Wildlife Service, that responsibility has been temporarily assigned to Sheehan’s former deputy, James W. (“Jim”) Kurth. Secretary Ryan Zinke has nominated Aurelia Skipwith—currently a Deputy Assistant Secretary for Fish and Wildlife and Parks—to serve as permanent Director of the Service. At the same time, Zinke named Andrea Travnicek of North Dakota as Acting Assistant Secretary for Fish and Wildlife and Parks. She replaces Susan Combs, who has been confirmed by the Senate to serve as Assistant Secretary for Policy, Management and Budget.

The Authority's legislative agenda continues to be a focus of its consultants in Washington. Most important, the office of Rep. Ken Calvert has circulated a "discussion draft" bill to establish a new **Western Riverside National Wildlife Refuge**. In response to a request from Dave Kennett, the Congressman's chief of staff, the Authority staff and its consultants reviewed the draft bill, and offered comments which reflect the Board's priorities. These include the designation of a boundary for the new Refuge, including only land which has been previously identified for acquisition; transfer of Authority-owned land for inclusion in the Refuge; and authority for acquisition of previously-identified additional land which meets MSHCP criteria. The draft bill will be revised to incorporate the Authority's recommendations, and a final draft will be made available for the Authority's approval, prior to introduction by Rep. Calvert. Based on earlier conversations with their staffs, it is anticipated that Senators Feinstein and Harris will co-sponsor companion bills in the Senate.

Other developments of interest during this Quarter: Representatives of the Authority met with Rep. Calvert and his staff in Washington to encourage **adequate funding for section 6** in the FY 2019 appropriations bill, and reform of provisions which limit grants for implementation of large, complex MSHCPS; Continued participation in the activities of the **National Habitat Conservation Planning Coalition**, including preparation for the annual meeting on October 16-17 and membership on the Resource Development and Government Relations committees; Editorial assistance to Lindell Marsh of the **Center for Collaboration in Governance** in his development of a case study on the Western Riverside MSHCP, and preparation for a meeting on advance mitigation at the Council on Environmental Quality on September 26; Exploration with Ecosystem Investment Partners and The Nature Conservancy of opportunities for **cooperative acquisition of priority MSHCP properties**; and Preparation of a memorandum on **legal attributes of joint powers authorities (JPAs)** under California law.

Respectfully submitted,



Douglas P. Wheeler, Esq.
Washington, D.C.
October 9, 2018

AGENDA ITEM NO. 8.4

FISCAL YEAR 2019 BUDGET ADJUSTMENT FOR ACQUISITION OF REAL PROPERTY

Regional Conservation Authority

**FISCAL YEAR 2019 BUDGET ADJUSTMENT
FOR ACQUISITION OF REAL PROPERTY**

Staff Contact: Honey Bernas, Director of Administrative Services
(951) 955-2842

Background:


Staff is proposing a budget adjustment for Fiscal Year 2019 to reflect an increase in land acquisition costs. On October 1, 2018, the RCA Board took action during closed session to authorize the acquisition of property not anticipated in the current budget.

In addition, development fees for the first quarter of Fiscal Year 2019 are approximately \$4.6 million. This represents 38% of the RCA’s budgeted fees for the year of \$12.1 million. Staff anticipates actual development fees for the year will surpass the original budget and, therefore, recommends increasing the estimated developer mitigation revenues by \$3 million, for a new total of \$15.1 million.

Staff Recommendation:

That the RCA Board of Directors –

- 1) Approve the budget adjustment contained in the attached Exhibit A; and
- 2) Authorize the Chairman to direct the Auditor-Controller to make the budget adjustment contained in the attached Exhibit A.

FINANCIAL INFORMATION	
In Fiscal Year 2019 Budget: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Cost \$ 11,500,000
Source of Funds: MSHCP Local Development Mitigation Fees	Budget Adjustments – Increase Estimated Revenues: 777170 Developer Mitigation \$ 3,000,000
	Increase Appropriations: 540040 Land \$ 11,500,000
	Use of Restricted Fund Balance \$ 8,500,000
Approved by: 	Date: November 5, 2018

Attachment:

Exhibit A – Budget Adjustment

AGENDA ITEM NO. 8.4
Attachment

Exhibit A – Budget Adjustment



DATE	November 5, 2018
TO	Auditor-Controller
FROM	Honey Bernas, Director of Administrative Services (951) 955-2842
SUBJECT	FISCAL YEAR 2019 BUDGET ADJUSTMENT (FUND 51630)

Background:

On November 5, 2018, the RCA Board of Directors approved the Fiscal Year 2019 budget adjustment contained herein.

Requested Action:

That the Auditor-Controller make the following budget adjustment:

Land Acquisition (935201)		
<u>Increase Estimated Revenues</u>		
777170	Developer Mitigation	\$ 3,000,000
 <u>Increase Appropriations</u>		
540040	Land	\$11,500,000

APPROVED BY: _____ DATE: _____
Jonathan Ingram, Chairman
RCA Board of Directors

2018 RCA - Commonly Used Acronyms

ARL	Additional Reserve Lands
BUOW	Burrowing Owl
CALFIRE	California Department of Forestry and Fire Protection
CALTRANS	California Department of Transportation
CD	Consistency Determination
CDFG	California Department of Fish and Game
CDFW	California Department of Fish and Wildlife (<i>formerly CDFG</i>)
CEQA	California Environmental Quality Act
CETAP	Community and Environmental Transportation Acceptability Process
CHD	Critical Habitat Designation
CIP	Capital Improvement Program
CNLM	Center for Natural Lands Management
DBESP	Determination of Biologically Equivalent or Superior Preservation
EMWD	Eastern Municipal Water District
EPD	Environmental Programs Department (<i>Riverside County</i>)
ERP	Expedited Review Process
ESA	Endangered Species Act
FAST	Fixing America's Surface Transportation
FY	Fiscal Year
HANS	Habitat Evaluation and Acquisition Negotiation Strategy
HCP	Habitat Conservation Plan
HMU	Habitat Management Unit
IC	Interchange
IMER	Initial Management Evaluation Report
JPR	Joint Project Review
LDMF	Local Development Mitigation Fee
MOU	Memorandum of Understanding
MSHCP	Multiple Species Habitat Conservation Plan
OHV	Off-Highway Vehicle
PCL	Proposed Constrained Linkage
PQP	Public/Quasi-Public
PSE	Participating Special Entities
RCA	Regional Conservation Authority
RCD	Resource Conservation Districts
RCOE	Riverside County Office of Education
RCRCD	Riverside-Corona Resource Conservation District
RCTC	Riverside County Transportation Commission
RCTD	Riverside County Transportation Department
RMOC	Reserve Management Oversight Committee
ROVE	Recreation Off-Highway Vehicle Enforcement
SAWA	Santa Ana Watershed Association
SB	San Bernardino
SR	State Route
SWG	State Wildlife Grant
TAC	Technical Advisory Committee
TIFIA	Transportation Infrastructure Finance and Innovation Act
TUMF	Transportation Uniform Mitigation Fee
USFWS	United States Fish and Wildlife Service
UTM Nad 83 Zone 11	Meter Coordinate System for Maps
WA	Wildlife Agencies (<i>USFWS & CDFW</i>)
WCB	Wildlife Conservation Board
WIFIA	Water Infrastructure Finance and Innovation Act
WIIN	Water Infrastructure Improvements for the Nation
WPT	Western Pond Turtle
WRDA	Water Resources Development Act