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EXECUTIVE COMMITTEE

The Executive Committee, consisting of the RCA Board Chairperson, Vice Chairperson, past Chairperson, and four members of the RCA Board of Directors, who oversee RCA administrative functions, staff functions, recommend staff positions, job descriptions and salaries, and consider such other matters as delegated to it by the Board.

August 21, 2019, at 12:00 p.m.
Western Riverside County Regional Conservation Authority
Riverside Centre, RCA Conference Room
3403 Tenth Street, Suite 320
Riverside, California 92501

EXECUTIVE COMMITTEE MEMBERS

Jonathan Ingram, Chairperson
City of Murrieta

Natasha Johnson, Vice Chairperson
City of Lake Elsinore

Larry Greene
City of Canyon Lake

Lesa Sobek
City of Menifee

Crystal Ruiz
City of San Jacinto

Kevin Jeffries
County of Riverside, District 1

Jeffrey Hewitt
County of Riverside, District 5

Charles Landry, Executive Director



EXECUTIVE COMMITTEE AGENDA*

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*Action(s) may be taken on any item listed on the agenda. Non-exempt materials related to an item on this agenda submitted to the RCA Executive Committee after distribution of the agenda packet are available for public inspection at the RCA Offices, 3403 10th Street, Suite 320, Third Floor, Riverside, California, 92501, 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.

Wednesday, August 21, 2019
12:00 p.m.
Riverside Centre, RCA Conference Room
3403 Tenth Street, Suite 320
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 an Executive Committee 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. ROLL CALL**
- 3. PUBLIC COMMENT** *At this time, members of the public can address the Executive Committee regarding any items within the subject matter jurisdiction of the RCA that are not separately listed on this agenda. Members of the public will have the 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 Executive Committee on any matter, whether or not it appears on this agenda, is requested to complete a Request to Speak Form available 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 Executive Committee in writing and only pertinent points presented orally. Any written documents to be distributed or presented to the Executive Committee shall be submitted to the Clerk of the Board.*
- 4. COMMITTEE MEMBER ANNOUNCEMENTS**
- 5. ADDITIONS/REVISIONS** *(The Committee 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 Committee subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Committee. If there are less than 2/3 of the Committee Members present, adding an item requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.)*

6. **APPROVAL OF MINUTES – May 15, 2019**

7. **WESTERN RIVERSIDE COUNTY MSHCP FEE COLLECTION REPORTS FOR MAY, JUNE AND JULY 2019**

Overview - **STAFF REPORT**

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors receive and file the Western Riverside County MSHCP Fee Collection Reports for May, June and July 2019; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

8. **FISCAL YEAR 2019 PRELIMINARY FOURTH QUARTER FINANCIAL REPORT (UNAUDITED)**

Overview - **STAFF REPORT**

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors receive and file the Fiscal Year 2019 Preliminary Fourth Quarter Financial Report; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

9. **RESOLUTION NO. 2019-00X, RESOLUTION OF THE BOARD OF DIRECTORS OF THE WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY AMENDING AND ADOPTING THE TICKET DISTRIBUTION POLICY TO CONFORM WITH SECTION 18944.1 OF TITLE 2, CALIFORNIA CODE OF REGULATIONS**

Overview - **STAFF REPORT**

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors adopt Resolution No. 2019-00X, Resolution of the Board of Directors of the Western Riverside County Regional Conservation Authority Amending and Adopting the Ticket Distribution Policy to Conform with Section 18944.1 of Title 2, California Code of Regulations; and

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- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

10. FISCAL YEAR 2019 FOURTH QUARTER CONSULTANT REPORTS

Overview - **STAFF REPORT**

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors to receive and file the Fiscal Year 2019 Fourth Quarter Consultant Reports; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

11. EXECUTIVE DIRECTOR'S REPORT

11.1 Upcoming Election of Officers

11.2 Status of Response to Grand Jury Report

11.3 Status of Member Agency Agreed-upon Procedures

11.4 Status of State Listing of San Bernardino Kangaroo Rat

12. FUTURE AGENDA ITEMS: (Committee members are invited to suggest additional items to be brought forward for future discussion.)

13. CLOSED SESSION ITEMS:

13.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9

Number of Cases: 1

13.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9

Case No. RIC1720190 Jorge Godinez vs. Western Riverside County Regional Conservation Authority; Robert Holmes; Holmes Investments, L.P.; United Pacific Rail Road; Mills Road Holdings

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14. ADJOURNMENT

The next meeting of the Western Riverside County Regional Conservation Authority Executive Committee will be held on Wednesday, September 18, 2019, at 12:00 p.m., at the Riverside Centre, 3403 Tenth Street, Suite 320, Third Floor, RCA Conference Room, Riverside, California, 92501.

AGENDA ITEM NO. 6

MINUTES

May 15, 2019



EXECUTIVE COMMITTEE MINUTES

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1. CALL TO ORDER

The meeting of the Western Riverside County Regional Conservation Authority Executive Committee was called to order by Chairman Ingram at 12:04 p.m., Wednesday, May 15, 2019, at the RCA Conference Room, 3403 Tenth Street, Suite 320, Riverside, California, 92501.

2. ROLL CALL – was taken by Kristin Staudenmaier

COMMITTEE MEMBERS PRESENT	COMMITTEE MEMBERS ABSENT
Jonathan Ingram, Chairman – City of Murrieta	Natasha Johnson, Vice Chair – City of Lake Elsinore
Lesa Sobek – City of Menifee	Larry Greene – City of Canyon Lake
Kevin Jeffries – County of Riverside, District 1	Crystal Ruiz – City of San Jacinto
Jeff Hewitt – County of Riverside, District 5	

**Arrived after start of meeting ** Departed before meeting adjourned*

3. PUBLIC COMMENTS

There were no public comments.

4. COMMITTEE MEMBER ANNOUNCEMENTS

There were no Committee Member announcements.

5. ADDITIONS/REVISIONS

There were no additions or revisions to the agenda.

6. APPROVAL OF MINUTES – April 17, 2019

M/S/C (County District 5/City of Menifee) to approve the minutes of the April 17, 2019, meeting of the Executive Committee as submitted.

(4 Ayes, 0 Nays, 0 Abstain)

7. WESTERN RIVERSIDE COUNTY MSHCP FEE COLLECTION REPORT FOR APRIL 2019

Honey Bernas, Deputy Executive Director, reported that for the month of April 2019, the total of fee collection receipts was \$1,112,070.

M/S/C (County District 1/County District 5) to approve this item as recommended:

Overview

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors receive and file the Western Riverside County MSHCP Fee Collection Report for April; and
- 2) Authorize staff to agendize this matter for the June 3, 2019, meeting of the RCA Board of Directors.

(4 Ayes, 0 Nays, 0 Abstain)

8. FISCAL YEAR 2019 THIRD QUARTER FINANCIAL REPORT AND RESOLUTION NO. 2019-00x, RESOLUTION OF THE BOARD OF DIRECTORS OF THE WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY APPROVING THE COMMITMENT OF TIPPING FEES TO THE ENDOWMENT FUND FOR FISCAL YEAR 2019

Honey Bernas, Deputy Executive Director, presented the Fiscal Year 2019 Third Quarter Financial Report, which included an Executive Summary (cash balance summary and financial statement overview), detailed financial statements, and MSHCP Fee Collections Report. She reported that as of March 31, 2019, the cash balance was \$44.6 million, which represents a \$3.3 million increase from the prior fiscal year ending cash balance. The cash balance as of May 13, 2019, was \$46.9 million, and an additional \$5.9 million is set aside as restricted for the endowment. She stated that revenue exceeded expenditures in all RCA programs, and staff projects an increase in fund balance at year end. In the Operations Program, revenue of \$603 thousand exceeded expenditures of \$257 thousand by \$346 thousand. The excess revenue is primarily attributable to interest earnings being higher than projected. Additionally, the Operations Program budget for flood, civic and infrastructure projects for the year was met in the third quarter. In the Land Management and Monitoring Program, revenues of \$3.5 million exceeded expenditures of \$2.1 million by \$1.4 million. For the first three quarters of the fiscal year, Tipping tonnage of 1.89 million tons was approximately 1.6% higher than the same prior year period. She further advised that staff anticipated that

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Tipping Fees would exceed budgeted revenue by at least \$724 thousand. Therefore, in an effort to increase the Endowment Fund, staff recommended that the RCA Board adopt the Resolution committing \$500 thousand in Tipping Fees from Fiscal Year 2019 to the RCA Endowment Fund. In the Land Acquisition Program, expenditures of \$24.7 million exceeded revenues of \$21.2 million by \$3.5 million. During the first nine months of the fiscal year, RCA acquired 15 properties totaling 1,212 acres, valued at approximately \$21.2 million. Additionally, RCA received two land donations. One donation of 33.4 acres from RCTC valued at approximately \$1.16 million, and another donation of 19 acres from a developer valued at approximately \$392 thousand.

Chairman Ingram stated that RCA has been exploring ways to increase the Endowment Fund. He suggested that RCA consider, as a matter of policy, committing excess discretionary revenue to the Endowment in an effort to build that fund. He further advised that staff and legal counsel are working to address the color of money issue so that additional funds can be set aside to increase the endowment fund.

Board Member Jeffries asked if land acquisition funding should be more of a priority than land management in that RCA is so far behind in land acquisitions according what was anticipated in the MSHCP. Charles Landry, Executive Director, responded stating that the majority of the funding goes to land acquisitions. He further stated that the mitigation fees can only be used for land acquisitions. RCA staff is recommending committing excess non-mitigation funding to the endowment so the endowment can become self-sustaining and RCA can meet its obligations.

Board Member Jeffries asked how many years the JPA is good for.

Michelle Ouellette, General Counsel, stated that the MSHCP is a 75-year plan and the JPA does not have an end date.

Chairman Ingram stated that this is a first step in addressing the issue. Staff will continue to explore options to increase the endowment fund.

M/S/C (County District 1/City of Menifee) to approve this item as recommended:

Overview

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors:
 - A) Receive and file the Fiscal Year 2019 Third Quarter Financial Report;
 - B) Adopt Resolution No. 2019-00x, Approving the Commitment of Tipping Fees to the Endowment Fund for Fiscal Year 2019;

and

- 2) Authorize staff to agendize this matter for the June 3, 2019, meeting of the RCA Board of Directors.

(4 Ayes, 0 Nays, 0 Abstain)

9. BIOLOGICAL MONITORING PROGRAM WORK PLAN AND COST ESTIMATE FOR FISCAL YEAR 2020

Tricia Campbell, Director of Reserve Management & Monitoring, presented the Biological Monitoring Program Work Plan and Cost Estimate for Fiscal Year 2020. She stated that the MSHCP requires that Monitoring Program Administrator submit an annual Work Plan and Cost Estimate for implementation of the Monitoring Program. The work plan describes the monitoring activities planned, schedule of fieldwork, and the estimate of cost for personnel and operations. The work plan is to be approved by the RCA Board and becomes part of the annual RCA budget. She explained that one of the key components of the MSHCP is the Biological Monitoring Program, which collects data on the MSHCP's 146 Covered Species and their associated habitats. She explained that monitoring results are used to assess the MSHCP's effectiveness at meeting conservation objectives and to provide information to the management team. She described the different species surveys that are planned for Fiscal Year 2020. The estimated cost for biological monitoring services for a not to exceed amount of \$1,266,720 was included in the Fiscal Year 2020 budget adopted by the Board on May 6, 2019. She further stated that for Fiscal Year 2020, the Santa Ana Watershed Association (SAWA) proposes to provide staff and all direct expenses for the program, including supplies, field equipment, computers, computer support, and building rent. She further stated that this is a rate increase of \$41,720 from Fiscal Year 2019. The MSHCP estimated the Biological Monitoring budget in Year 10 would be \$1.4 million.

M/S/C (City of Menifee/County District 5) to approve this item as recommended:

Overview

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors approve the Biological Monitoring Program Work Plan and Cost Estimate for Fiscal Year 2020; and
- 2) Authorize staff to agendize this matter for the June 3, 2019, meeting of the RCA Board of Directors.

(4 Ayes, 0 Nays, 0 Abstain)

10. CLINTON KEITH ROAD OVERCROSSING BIOLOGICAL MONITORING REIMBURSABLE WORK PLAN AND COST ESTIMATE FOR FISCAL YEAR 2020

Tricia Campbell, Director of Reserve Management & Monitoring, presented the Clinton Keith Road Overcrossing Biological Monitoring Reimbursable Work Plan and Cost Estimate for Fiscal Year 2020. She stated that the Riverside County Transportation Department (RCTD) agreed to perform mitigation monitoring at the wildlife overcrossing facility for five years. The monitoring work will occur through the RCA Biological Monitoring Program, with all work reimbursed to the RCA through the use of banked RCTD fee credits. She further stated that the monitoring crew will survey for the Quino checkerspot butterfly and monitor the usage of the overcrossing by other wildlife species. All results from the monitoring work will be provided in the MSHCP annual report.

Board Member Sobek asked how long they will monitor the wildlife overcrossing.

Tricia Campbell stated that they will monitor over the next five years starting in July. She said there is a sequence in the work plan that includes quarterly visits and some things will be more frequent than others. She also said they will take advantage of people out there and monitor other wildlife species. They will use camera checks and do weekly checks. The most cost-effective approach is through SAWA who will also monitor the undercrossing.

Board Member Sobek asked if they will be reporting back to the Board with pictures.

Chairman Ingram directed RCA staff to report back to the RCA Board of Directors once the monitoring is established.

Board Member Hewitt asked if nets are used to capture the species.

Tricia Campbell stated that the monitoring crew does not use nets to capture the species. She said that cameras and foot tracks are used for monitoring.

M/S/C (County District 5/County District 1) to approve this item as recommended:

Overview

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors approve the Clinton Keith Road Overcrossing Biological Monitoring Program Work Plan and Cost Estimate for Fiscal Year 2020; and
- 2) Authorize staff to agendize this matter for the June 3, 2019, meeting of the RCA Board of Directors.

(4 Ayes, 0 Nays, 0 Abstain)

11. FISCAL YEAR 2019 THIRD QUARTER CONSULTANT REPORTS

Charlie Landry, Executive Director, reported on the activities and services provided by Dudek, Geographics, Kadesh & Associates, LLP, Riverside County Regional Parks and Open-Space District, the Santa Ana Watershed Association and Douglas P. Wheeler, Hogan Lovells, US LLP, during the third quarter of Fiscal Year 2019.

M/S/C (City of Menifee/County District 1) to approve this item as recommended:

Overview

This item is for the RCA Executive Committee to:

- 1) Recommend that the RCA Board of Directors to receive and file the Fiscal Year 2019 Third Quarter Consultant Reports; and
- 2) Authorize staff to agendize this matter for the June 3, 2019, meeting of the RCA Board of Directors.

(4 Ayes, 0 Nays, 0 Abstain)

12. EXECUTIVE DIRECTOR'S REPORT

12.1 Update Concerning Status of Member Agency Agreed-Upon Procedures

Charles Landry, Executive Director, stated that at the next RCA Board of Directors meeting, staff would be presenting the new Dashboard created for the website to give public access on acreage goals and dollars spent. He also stated that an update would be given concerning the status of Member Agency Agreed-Upon Procedures.

Honey Bernas, Deputy Executive Director, reported that the Auditors are currently performing testing for the 2018 permits and RCA staff is still working with three Member Agencies regarding outstanding fees.

Chairman Ingram explained that staff has been working with Member Agencies who received findings as a result of the agreed-upon procedures performed by the auditors. These Member Agencies agreed to pay the fees owed to RCA, but have not yet done so. He suggested that RCA start looking at how to use the enforcement mechanism to collect the outstanding fees.

Honey Bernas stated that the City of Moreno Valley has entered into a settlement agreement with the RCA; however, they are still working to resolve other issues that arose in subsequent testing. She further stated that RCA staff is still working to reach agreement with the Cities of Riverside and Calimesa.

Chairman Ingram asked what date RCA's certification is due.

Honey Bernas responded stating that RCA's certification was due by June 3, 2019. She explained that RCA staff has been certifying with an asterisk noting that RCA is working with the Member Agency to resolve outstanding fee issues and that RCA will notify RCTC if resolution is not reached.

Board Member Johnson asked what it means to certify.

Honey Bernas explained that RCA must certify that Member Agencies are in compliance with the MSHCP in order to receive their Measure A funding.

Chairman Ingram suggested that RCA certify the report with an asterisk and proceed aggressively if an agreement is not reached.

Charles Landry stated that the asterisk with a statement allows for the RCA Board to decertify at any time.

Honey Bernas stated that staff report back at the next Executive Committee meeting.

13. FUTURE AGENDA ITEMS: (Committee members are invited to suggest additional items to be brought forward for future discussion.)

Chairman Ingram instructed staff to find a State Lobbyist to assist in obtaining funding from the State for reserve management issues. He advised that Tricia Campbell and Charles Landry are exploring different funding options for reserve management activities.

Chairman Ingram advised that staff would present the RCA Dashboard at the next Board of Directors meeting.

14. CLOSED SESSION ITEMS:

14.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to paragraph 1 of subdivision (d) of Government Code Section 54956.9

Case No. RIC1720190 Jorge Godinez vs. Western Riverside County Regional Conservation Authority; Robert Holmes; Holmes Investments, L.P.; United Pacific Rail Road; Mills Road Holdings

Case No. RIC1901547 EHOFF II Lakeside, LLC, a Delaware limited liability corporation, vs. Western Riverside County Regional Conservation Authority

After closed session, the meeting was reconvened. There were no announcements from General Counsel on closed session.

15. ADJOURNMENT

There being no other items before the Executive Committee, Chairman Ingram adjourned the meeting at 1:20 p.m. The next meeting of the Western Riverside County Regional Conservation Authority Executive Committee will be held on Wednesday, June 19, 2019, at 12:00 p.m., at the Riverside Centre, 3403 Tenth Street, Suite 320, Third Floor, RCA Conference Room, Riverside, California, 92501.

Prepared by:



April Boydd
Administrative Manager

Respectfully submitted:



Honey Bernas
Clerk of the Board

AGENDA ITEM NO. 7

**WESTERN RIVERSIDE COUNTY
MSHCP FEE COLLECTION
REPORTS FOR
MAY, JUNE AND JULY 2019**

Regional Conservation Authority

**WESTERN RIVERSIDE COUNTY
MSHCP FEE COLLECTION REPORTS**

Staff Contact:

**Honey Bernas
Deputy Executive Director
(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 are the reports for May, June and July 2019. The reports were prepared on a cash basis and, therefore, reflect the cash received by RCA during that month.

Staff Recommendations:

That the RCA Executive Committee –

- 1) Recommend that the RCA Board of Directors receive and file the Western Riverside County MSHCP Fee Collection Reports for May, June and July 2019; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

Attachments

- 1) Western Riverside County MSHCP LDMF Collection and Civic/Infrastructure Contribution Report for May 2019
- 2) Western Riverside County MSHCP LDMF Collection and Civic/Infrastructure Contribution Report for June 2019
- 3) Western Riverside County MSHCP LDMF Collection and Civic/Infrastructure Contribution Report for July 2019

AGENDA ITEM NO. 7
Attachment 1

**Western Riverside County
MSHCP LDMF Collection and
Civic/Infrastructure Contribution
Report for May 2019**

**WESTERN RIVERSIDE COUNTY MSHCP LDMF COLLECTION AND
CIVIC/INFRASTRUCTURE CONTRIBUTION REPORT FOR MAY 2019
CASH BASIS**

LOCAL DEVELOPMENT MITIGATION FEE COLLECTIONS						
City/County		REMITTED			EXEMPTIONS & FEE CREDITS	
		Residential Permits	Commercial/ Industrial Acres	Amount Remitted	Residential Permits	Amount
City/County	Month					
City of Banning	April-No Activity					
City of Beaumont	April	57		\$119,928		
City of Calimesa	April	13		\$27,352		
City of Canyon Lake	April-No Activity					
City of Corona	April	14	6.3	\$64,241		
City of Eastvale	April	66		\$95,715		
City of Hemet	April	10		\$21,040		
	Correction		95.0	\$626,715		
City of Jurupa Valley	April-No Activity					
City of Lake Elsinore	April-No Activity Summerly Project ¹				23	\$48,392
City of Menifee	April	40		\$84,160		
City of Moreno Valley	April	15	1.0	\$38,724		
City of Murrieta	April-No Activity					
City of Norco	April-No Activity					
City of Perris	April	3	8.6	\$68,137		
City of Riverside	April in July					
City of San Jacinto	April	6		\$12,624		
City of Temecula	April	7		\$14,728		
City of Wildomar	April	3		\$6,312		
County of Riverside	May Starfield Sycamore Investors ²	115	1.0	\$252,567	33	\$63,954
Total LDMF Collections		349	112.0	\$1,432,243	56	\$112,346

CIVIC AND INFRASTRUCTURE CONTRIBUTIONS		
City of Hemet	Acacia and Sanderson widening	\$17,653
Riverside County Flood Control and Water	Moreno Valley Cottonwood Basin Project	\$3,000
Total Civic/Infrastructure Contributions		\$20,653

TOTAL MAY 2019 \$1,452,896

1) Summerly Project - Development agreement dated 8/24/04. Expiration date 9/23/14. Settlement Agreement with RCA per MOA dated 11/6/17.

2) Starfield Sycamore Investors - Fee Credit Agreement with County of Riverside. Properly exempted at \$1,938 rate.

AGENDA ITEM NO. 7
Attachment 2

**Western Riverside County
MSHCP LDMF Collection and
Civic/Infrastructure Contribution
Report for June 2019**

**WESTERN RIVERSIDE COUNTY MSHCP LDMF COLLECTION AND
CIVIC/INFRASTRUCTURE CONTRIBUTION REPORT FOR JUNE 2019
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	May-No Activity					
City of Beaumont	May	46	8.27	\$156,030		
City of Calimesa	May	32	0.9	\$73,876		
City of Canyon Lake	May	1		\$2,104		
City of Corona	May	53		\$67,845		
City of Eastvale	May	34		\$60,181		
City of Hemet	May-No Activity					
City of Jurupa Valley	May	13	53.6	\$398,344		
City of Lake Elsinore	May	9		\$18,936		
City of Menifee	May	54		\$113,616		
City of Moreno Valley	May	26	7.7	\$109,509		
City of Murrieta	May received in June					
City of Norco	May-No Activity					
City of Perris	May	23	46.8	\$383,667		
City of Riverside	April	13		\$21,442		
City of San Jacinto	May	7		\$14,728		
City of Temecula	May	8		\$16,832		
City of Wildomar	May	1		\$2,104		
County of Riverside	June	79	4.1	\$554,420		
	Starfield Sycamore Investors*				34	\$65,892
	Total LDMF Collections	399	121.4	\$1,993,634	34	\$65,892

CIVIC AND INFRASTRUCTURE CONTRIBUTIONS		
No Activity		
Total Civic/Infrastructure Contributions		\$0

TOTAL JUNE 2019 \$1,993,634

* Starfield Sycamore Investors - Fee Credit Agreement with County of Riverside. Properly exempted at \$1,938 rate.

AGENDA ITEM NO. 7
Attachment 3

**Western Riverside County
MSHCP LDMF Collection and
Civic/Infrastructure Contribution
Report for July 2019**

**WESTERN RIVERSIDE COUNTY MSHCP LDMF COLLECTION AND
CIVIC/INFRASTRUCTURE CONTRIBUTION REPORT FOR JULY 2019
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	June		0.005	\$33		
City of Beaumont	June	95		\$199,880		
City of Calimesa	June	12	17.9	\$153,269		
City of Canyon Lake	June	3		\$6,312		
City of Corona	June	332		\$376,344		
City of Eastvale	June	22		\$35,690		
City of Hemet	June	6		\$12,624		
City of Jurupa Valley	June	27		\$56,808		
City of Lake Elsinore	June	1	0.9	\$8,480		
	Summerly Project*				32	\$67,328
City of Menifee	June	99		\$208,296		
City of Moreno Valley	June	27		\$56,808		
City of Murrieta	May	1	24.9	\$180,488		
	June	2		\$4,208		
City of Norco	June-Pending					
City of Perris	June	6	8.2	\$71,369		
City of Riverside	May	14		\$28,446		
	June	33		\$57,930		
City of San Jacinto	June	16		\$33,664		
City of Temecula	June	3		\$6,312		
City of Wildomar	June	3		\$6,312		
County of Riverside	July	79	0.02	\$171,356		
Total LDMF Collections		781	51.9	\$1,674,628	32	\$67,328

CIVIC AND INFRASTRUCTURE CONTRIBUTIONS		
City of Temecula	Library Parking Lot Phase II	\$17,337
Total Civic/Infrastructure Contributions		\$17,337

TOTAL JULY 2019 \$1,691,965

* Summerly Project - Development agreement dated 8/24/04. Expiration date 9/23/14. Settlement Agreement with RCA per MOA dated 11/6/17.

AGENDA ITEM NO. 8

**FISCAL YEAR 2019
PRELIMINARY FOURTH
QUARTER FINANCIAL REPORT
(UNAUDITED)**

*Regional Conservation Authority***FISCAL YEAR 2019 PRELIMINARY FOURTH QUARTER
FINANCIAL REPORT (UNAUDITED)****Staff Contact:****Honey Bernas, Deputy
Executive Director
(951) 955-2842****Background:**

Attached is the Fiscal Year 2019 Preliminary Fourth Quarter Financial Report, which includes an Executive Summary (cash balance and financial statement overview), detailed financial statements, and an MSHCP Fee Collections Report.

During the year, the Regional Conservation Authority (RCA) acquired 26 properties totaling approximately 1,767 acres. One of the properties acquired was the final phase of the Anheuser Busch (AB) property. The AB property encompasses almost 1,000 acres of conserved land which was acquired in multiple phases starting in January 2012 and concluding in December 2018. The final phase of 73 acres was acquired one year ahead of schedule, which generated about \$2.7 million in savings to the RCA. The acquisition of the AB property was crucial to the RCA. The area provides thriving habitat for Bell's sage sparrow, California horned lark, coastal California gnatcatcher, grasshopper sparrow, Quino checkerspot butterfly, Los Angeles pocket mouse, and bobcats.

Staff worked diligently with the California Wildlife Conservation Board (WCB) and U.S. Fish and Wildlife Services (USFWS) to obtain approval from the agencies to spend \$2 million in 2016 Section 6 federal funds and \$1.1 million in state funds towards the purchase of the 58.3-acre Chappell Property, which is located in the Core 2 area at a close proximity to the AB property. In addition, staff is currently negotiating various land acquisitions which are eligible for the 2017 Section 6 federal funds of \$2 million that were awarded to the RCA in June 2018. Upon reaching an agreement with the property owners, staff will pursue approval from WCB and USFWS to acquire those lands with grant funds.

During the year, the RCA also received various funds for land acquisition from partner agencies. The Riverside County Transpiration Commission (RCTC) contributed \$3.0 million in Measure A funds for one land acquisition. RCTC also donated two conservation properties to the RCA with a combined acreage of 102 acres and a value of about \$3.4 million. In addition, as a result of a settlement between RCTC and a third party, RCTC contributed \$5.3 million to RCA for the acquisition of habitat within specific designated areas. Land eligible to be acquired with those funds has not been acquired by RCA as of June 30, 2019. Accordingly, those funds are being deferred until the acquisition requirement has been met. Staff is currently working with potential sellers to acquire land qualified under this settlement. The Western Riverside Council of Governments (WRCOG) contributed \$1.3 million in Transportation Uniform Mitigation Fees

(TUMF) funds which supported the acquisition of three properties during the year. In addition, the Rivers and Lands Conservancy contributed \$293 thousand for one land purchase.

Developer mitigation fees for the year totaled \$17.8 million, which exceeded the budgeted revenues of \$16.7 million by \$1.1 million. This represents a 21% increase over prior year's \$14.7 million in mitigation fees. Member Agencies collected and remitted fees to RCA for about 839 acres of new commercial/industrial development and about 6,386 new residential units for the year, for a total of \$5.9 million and \$11.8 million, respectively.

Fund Balance

Overall, the RCA reports a combined excess of expenditures over revenues of \$3.8 million for Fiscal Year 2019.

The attached financial statements report a decrease in the Capital project fund of \$5.6 million. The draw on fund balance is directly attributable to the early acquisition of the final phase of AB property in the current year. As of June 30, 2019, fund balance in the Capital Project Fund is estimated at \$11.9 million and is restricted for land acquisition related costs.

Savings in the Operations and Land Management and Monitoring Programs of \$372 thousand and \$1.3 million, respectively, increased fund balance in the General Fund by \$1.7 million. The fund balance in the General Fund is estimated at \$25.5 million as of June 30, 2019. Of this amount, \$79 thousand is restricted for burrowing owl related costs, whereas \$25.4 million is unrestricted, which means the RCA can use toward any of its programs.

Final Fiscal Year 2019 audited financial statements will be presented to the RCA Board at a later date.

Staff Recommendations:

That the RCA Executive Committee –

- 1) Recommend that the RCA Board of Directors receive and file the Fiscal Year 2019 Preliminary Fourth Quarter Financial Report; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

Attachments:

- 1) Executive Summary (Cash Balance Summary and Financial Statement Overview)
- 2) Detailed Financial Statements
- 3) MSHCP Fee Collections Report

AGENDA ITEM NO. 8
Attachment 1

Executive Summary
(Cash Balance Summary and
Financial Statement Overview)

Fiscal Year 2019 Preliminary Fourth Quarter Financial Report (Unaudited)

July 1, 2018 – June 30, 2019

Preserving our open space heritage • Protecting our economy • Building our future



Cash Balance Summary

July 1, 2018 – June 30, 2019

Balance as of 7-1-18	\$ 41,330,303
Cash Receipts 7-1-18 through 6-30-19	<u>38,441,321</u>
Cash Available	79,771,624
Cash Disbursements 7-1-18 through 6-30-19	<u>(37,628,397)</u>
Cash Balance as of 6-30-19	<u><u>\$ 42,143,227</u></u>

Budget to Actual and FYE Projections

July 1, 2018 – June 30, 2019

Operations (935100)	Budget	Actual	Variance
<u>Revenue</u>	\$ 480,085	\$ 716,606	\$ 236,521
<u>Appropriations:</u>			
Salaries & Benefits	143,275	139,932	3,343
Supplies & Services	<u>336,810</u>	<u>204,663</u>	<u>132,147</u>
Total Appropriations	<u>\$ 480,085</u>	<u>\$ 344,595</u>	<u>\$ 135,490</u>
Net Operating Position	<u>\$ 0</u>	<u>\$ 372,011</u>	<u>\$ 372,011</u>

Budget to Actual and FYE Projections

July 1, 2018 – June 30, 2019

Land Management & Monitoring (935300)	Budget	Actual	Variance
<u>Revenue</u>	\$ 3,440,820	\$ 4,342,014	\$ 901,194
<u>Appropriations:</u>			
Salaries & Benefits	710,335	674,934	35,401
Supplies and Services	2,649,685	2,240,999	408,686
Other Charges	65,000	55,696	9,304
Capital Assets	15,800	15,551	249
Total Appropriations	\$ 3,440,820	\$ 2,987,180	\$ 453,640
Net Operating Position	\$ 0	\$ 1,354,834	\$ 1,354,834

Budget to Actual and FYE Projections

July 1, 2018 – June 30, 2019

Land Acquisition (935201)	Adjusted Budget	Actual	Variance
Revenue	\$ 32,897,098	\$ 32,630,717	\$ (266,381)
Appropriations:			
Salaries & Benefits	1,746,840	1,715,980	30,860
Supplies & Services	1,849,125	1,482,295	366,830
Principal / Interest Notes	1,083,000	1,075,033	7,967
Capital Assets	<u>36,718,133</u>	<u>33,925,379</u>	<u>2,792,754</u>
Total Appropriations	<u>\$ 41,397,098</u>	<u>\$ 38,198,687</u>	<u>\$ 3,198,411</u>
Net Operating Position	<u>\$ (8,500,000)</u>	<u>\$ (5,567,970)</u>	<u>\$ 2,932,030</u>

Staff Recommendations

That the RCA Executive Committee –

- 1) Recommend that the RCA Board of Directors receive and file the Fiscal Year 2019 Preliminary Fourth Quarter Financial Report (Unaudited); and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

AGENDA ITEM NO. 8
Attachment 2

Detailed Financial Statements

Regional Conservation Authority
Preliminary Budget vs. Actual Comparison as of June 30, 2019 (Unaudited)
General Fund - 935100 Operations

REVENUES		Adjusted Budget	Actual	% of Actual to Budget	Note No.	Variance with Budget
722002	Participating Special Entities	\$ 73,685	\$ 88,320	120%	1	\$ 14,635
740020	Interest-Invested Funds	116,100	242,234	209%	2	126,134
740040	Interest-Other	-	1,515	N/A		1,515
769240	Other Gov MSHCP Infrastructure	65,300	138,190	212%	6	72,890
769260	Other Gov MSHCP Civic Projects	25,000	37,038	148%	7	12,038
771410	Flood Control District	100,000	100,000	100%	8	-
777860	Joint Project Review	100,000	109,309	109%		9,309
Total Revenues		\$ 480,085	\$ 716,606	149%		\$ 236,521
EXPENDITURES						
510040	Regular Salaries	\$ 96,665	\$ 94,902	98%		1,763
510200	Payoff Permanent-Seasonal	4,340	4,335	100%		5
510440	Annual Leave Buydown	2,440	2,354	96%		86
515200	Retiree Health Insurance	240	196	82%		44
518100	Budgeted Benefits	39,590	38,145	96%		1,445
Subtotal Salaries and Benefits		143,275	139,932	98%		3,343
520200	Communications	75	70	93%		5
520270	County Delivery Services	40	-	0%		40
520320	Telephone Service	45	8	18%		37
520940	Insurance-Other	1,370	1,355	99%	13	15
521360	Maint-Computer Equipment	1,260	1,200	95%		60
521540	Maint-Office Equipment	225	135	60%		90
521640	Maint-Software	355	313	88%		42
523100	Memberships	370	282	76%		88
523230	Miscellaneous Expense	2,345	969	41%		1,376
523620	Books/Publications	15	-	0%		15
523640	Computer Equip-Non Fixed Asset	315	80	25%		235
523660	Computer Supplies	60	-	0%		60
523680	Office Equip Non Fixed Assets	60	-	0%		60
523700	Office Supplies	300	106	35%		194
523760	Postage-Mailing	200	112	56%		88
523800	Printing/Binding	120	130	108%		(10)
523840	Computer Equipment-Software	180	58	32%		122
524560	Auditing and Accounting	11,185	6,773	61%	14	4,412
524900	GIS Services	330	300	91%	15	30
525020	Legal Services	90,000	21,581	24%	16	68,419
525140	Personnel Services	480	450	94%	17	30
525840	RCIT Device Access	925	648	70%	18	277
525850	RCIT Device Public	15	11	73%		4
526700	Rent-Lease Bldgs	5,795	5,802	100%	19	(7)
527780	Special Program Expense	600	160	27%		440
527840	Training-Education/Tuition	100	12	12%		88
527980	Contracts	216,150	162,022	75%	20	54,128
528120	Board/Commission Expense	1,920	935	49%		985
528140	Conference/Registration Fees	115	46	40%		69
528900	Air Transportation	195	42	22%		153
528960	Lodging	325	67	21%		258
528980	Meals	690	464	67%		226
529000	Miscellaneous Travel Expense	15	11	73%		4
529010	Parking Validation	135	132	98%		3
529040	Private Mileage Reimbursement	500	389	78%		111
Subtotal Services and Supplies		336,810	204,663	61%		132,147
Total Expenditures		\$ 480,085	\$ 344,595	72%		\$ 135,490
Net Operating Position		\$ -	\$ 372,011			\$ 372,011

Regional Conservation Authority
Preliminary Budget vs. Actual Comparison as of June 30, 2019 (Unaudited)
General Fund - 935300 Land Management and Monitoring

		Adjusted Budget	Actual	% of Actual to Budget	Note No.	Variance with Budget
REVENUES						
722000	Participating Special Entities	\$ 104,600	\$ 133,638	128%	1	\$ 29,038
740020	Interest-Invested Funds	117,100	243,880	208%	2	126,780
741000	Rents	82,120	86,913	106%	3	4,793
769260	Other Gov MSHCP Civic Projects	25,000	17,337	69%		(7,663)
771410	Flood Control District	100,000	100,000	100%	8	-
781360	Other Misc. Revenue	32,000	23,216	73%	10	(8,784)
781520	Tipping Fees	2,980,000	3,710,430	125%	11	730,430
790055	Sale of Vehicles	-	26,600	N/A		26,600
Total Revenues		\$ 3,440,820	\$ 4,342,014	126%		\$ 901,194

EXPENDITURES						
510040	Regular Salaries	\$ 364,320	\$ 344,889	95%		\$ 19,431
510200	Payoff Permanent-Seasonal	180,200	180,192	100%		8
510440	Annual Leave Buydown	19,985	11,675	58%		8,310
515200	Retiree Health Insurance	875	1,046	120%		(171)
518100	Budgeted Benefits	144,955	137,132	95%		7,823
Subtotal Salaries and Benefits		710,335	674,934	95%		35,401
520200	Communications	3,760	276	7%		3,484
520320	Telephone Service	240	40	17%		200
520940	Insurance-Other	13,130	8,869	68%	13	4,261
521360	Maint-Computer Equipment	6,720	6,400	95%		320
521500	Maint-Motor Vehicles	6,000	-	0%		6,000
521540	Maint-Office Equipment	1,200	723	60%		477
521640	Maint-Software	1,895	1,669	88%		226
523100	Memberships	2,085	1,505	72%		580
523230	Miscellaneous Expense	2,060	883	43%		1,177
523620	Books/Publications	80	-	0%		80
523640	Computer Equip-Non Fixed Asset	1,670	445	27%		1,225
523660	Computer Supplies	320	-	0%		320
523680	Office Equip Non Fixed Assets	320	-	0%		320
523700	Office Supplies	1,600	563	35%		1,037
523760	Postage-Mailing	1,040	599	58%		441
523800	Printing/Binding	640	691	108%		(51)
523840	Computer Equipment-Software	965	299	31%		666
524560	Auditing and Accounting	5,235	4,709	90%	14	526
524900	GIS Services	1,760	1,600	91%	15	160
525020	Legal Services	125,000	117,842	94%	16	7,158
525140	Personnel Services	2,560	2,676	105%	17	(116)
525840	RCIT Device Access	4,930	3,459	70%	18	1,471
525850	RCIT Device Public	80	60	75%		20
526700	Rent-Lease Bldgs	30,915	30,940	100%	19	(25)
527100	Fuel	4,000	-	0%		4,000
527780	Special Program Expense	8,200	852	10%		7,348
527840	Training-Education/ Tuition	1,530	1,061	69%		469
527980	Contracts	2,397,210	2,043,755	85%	20	353,455
528120	Board/Commission Expense	10,240	4,985	49%		5,255
528140	Conference/Registration Fees	3,010	647	21%		2,363
528900	Air Transportation	1,840	667	36%		1,173
528960	Lodging	3,445	185	5%		3,260
528980	Meals	1,510	681	45%		829
529000	Miscellaneous Travel Expense	80	60	75%		20
529010	Parking Validation	705	704	100%		1
529040	Private Mileage Reimbursement	1,410	1,814	129%		(404)
529080	Rental Vehicles	300	-	0%		300
529500	Electricity	2,000	1,340	67%		660
Subtotal Services and Supplies		2,649,685	2,240,999	85%		408,686
535220	Assessments & HOA	65,000	55,696	86%		9,304
Subtotal Other Charges		65,000	55,696	86%		9,304
546320	Light Trucks	15,800	15,551	98%		249
Subtotal Capital Outlay		15,800	15,551	98%		249
Total Expenditures		\$ 3,440,820	\$ 2,987,180	87%		\$ 453,640
Net Operating Position		\$ -	\$ 1,354,834			\$ 1,354,834

Regional Conservation Authority
Preliminary Budget vs. Actual Comparison as of June 30, 2019 (Unaudited)
Capital Projects Fund - 935201 Land Acquisition

REVENUES		Adjusted Budget	Actual	% of Actual to Budget	Note No.	Variance with Budget
711040	Measure A-Local St & Rds	\$ 3,000,000	\$ 3,000,000	100%		\$ -
722000	Participating Special Entities	1,845,460	1,845,979	100%	1	519
740020	Interest-Invested Funds	169,805	398,629	235%	2	228,824
740040	Interest-Other	-	32,541	N/A		32,541
751680	CA-Grant Revenue	1,077,000	1,077,000	100%	4	-
766600	Fed-Capital Grants and Contrib	2,000,000	2,000,000	100%	5	-
769240	Other Gov MSHCP Infrastructure	257,700	223,807	87%	6	(33,893)
769260	Other Gov MSHCP Civic Projects	96,800	12,537	13%	7	(84,263)
771410	Flood Control District	290,000	294,381	102%	8	4,381
777170	Development Mitigation Fees	16,670,000	17,770,583	107%	9	1,100,583
777600	TUMF Revenue-Developer Fees	1,250,000	1,250,000	100%		-
781220	Capital Contributions & Donations	5,662,000	3,862,000	68%	22	(1,800,000)
781360	Other Miscellaneous Revenue	70,000	143,877	206%	11	73,877
781850	Grants-Nongovernmental Agencies	293,333	293,333	100%	12	-
790020	Sales of Real Estate	215,000	426,050	198%		211,050
Total Revenues		\$ 32,897,098	\$ 32,630,717	99%		\$ (266,381)
EXPENDITURES						
510040	Regular Salaries	\$ 1,164,015	\$ 1,146,121	98%		\$ 17,894
510200	Payoff Permanent-Seasonal	69,400	69,358	100%		42
510440	Annual Leave Buydown	44,735	44,293	99%		442
515200	Retiree Health Insurance	2,885	5,295	184%		(2,410)
518100	Budgeted Benefits	465,805	450,913	97%		14,892
Subtotal Salaries and Benefits		1,746,840	1,715,980	98%		30,860
520200	Communications	2,025	1,365	67%		660
520320	Telephone Service	1,215	54	4%		1,161
520940	Insurance-Other	38,500	38,330	100%	13	170
521360	Maint-Computer Equip	34,020	32,400	95%		1,620
521540	Maint-Office Equipment	6,075	4,544	75%		1,531
521640	Maint-Software	9,600	8,448	88%		1,152
523100	Memberships	10,045	7,620	76%		2,425
523230	Miscellaneous Expense	7,190	4,493	62%		2,697
523620	Books/Publications	405	-	0%		405
523640	Computer Equip-Non Fixed Asset	8,455	2,141	25%		6,314
523660	Computer Supplies	1,620	-	0%		1,620
523680	Office Equip Non Fixed Assets	1,620	-	0%		1,620
523700	Office Supplies	8,100	2,852	35%		5,248
523760	Postage-Mailing	5,260	3,284	62%		1,976
523800	Printing/Binding	3,240	3,497	108%		(257)
523840	Computer Equipment-Software	4,875	1,581	32%		3,294
524560	Auditing and Accounting	112,080	61,065	54%	14	51,015
524900	GIS Services	8,910	8,100	91%	15	810
525020	Legal Services	655,000	481,149	73%	16	173,851
525140	Personnel Services	12,960	12,146	94%	17	814
525840	RCIT Device Access	24,945	17,509	70%	18	7,436
525850	RCIT Device Public	405	301	74%		104
526700	Rent-Lease Bldgs	156,490	156,632	100%	19	(142)
527780	Special Program Expense	16,200	4,313	27%		11,887
527840	Training-Education/Tuition	2,670	321	12%		2,349
527980	Contracts	605,050	583,529	96%	20	21,521
528120	Board/Commission Expense	51,840	25,139	48%		26,701
528140	Conference/Registration Fees	3,075	1,207	39%		1,868
528280	Imaging Supplies	2,500	2,162	86%		338
528900	Air Transportation	16,965	3,000	18%		13,965
528920	Car Pool Expense	500	149	30%		351
528960	Lodging	20,730	2,223	11%		18,507
528980	Meals	5,600	2,836	51%		2,764
529000	Miscellaneous Travel Expense	1,105	583	53%		522
529010	Parking Validation	3,565	3,564	100%		1
529040	Private Mileage Reimbursement	5,890	5,758	98%		132
529080	Rental Vehicles	400	-	0%		400
Subtotal Services and Supplies		1,849,125	1,482,295	80%		366,830
532600	Principal Payment	1,000,000	1,000,000	100%		-
534000	Interest Notes-Warrants	83,000	75,033	90%	21	7,967
Subtotal Other Charges		1,083,000	1,075,033	99%		7,967
540040	Land	36,678,133	33,887,325	92%	22	2,790,808
540060	Improvements-Land	40,000	38,054	95%		1,946
Subtotal Capital Outlay		36,718,133	33,925,379	92%		2,792,754
Total Expenditures		\$ 41,397,098	\$ 38,198,687	92%		\$ 3,198,411
Net Operating Position		\$ (8,500,000)	\$ (5,567,970)	66%		\$ 2,932,030

Regional Conservation Authority
Notes to Financial Reports
Preliminary June 30, 2019 (Unaudited)

	Operations	Land Management and Monitoring	Land Acquisition	Total RCA
REVENUES:				
1) Participating Special Entities:				
Southern California Edison-West of Devers	\$73,741	\$104,600	\$1,755,460	\$1,933,801
Lockheed Martin- Potrero Canyon	14,579	29,038	90,519	134,136
Total Participating Special Entities	<u>\$88,320</u>	<u>\$133,638</u>	<u>\$1,845,979</u>	<u>\$2,067,937</u>
2) Interest from Riverside County Treasurer Pool				
1st quarter interest at 1.9%	\$50,037	\$50,392	\$84,956	\$185,385
2nd quarter interest at 2.2%	59,908	60,305	87,490	207,703
3rd quarter interest at 2.3%	63,028	63,456	108,781	235,265
4th quarter interest at 2.3%	69,261	69,727	117,402	256,390
Total Interest	<u>\$242,234</u>	<u>\$243,880</u>	<u>\$398,629</u>	<u>\$884,743</u>
3) Rent revenues from the following sources:				
Goodhart		\$5,160		
Great Horses of America		3,500		
KCAA Radio		8,163		
Archery Club		3,000		
Cell Tower Lease		59,358		
Lockheed Lease		1,000		
Beekeepers		6,732		
Total Rent		<u>\$86,913</u>		
4) State revenues were received for the following purposes:				
Chappell Property			<u>\$1,077,000</u>	
5) Federal funds were received for the following property acquisitions:				
Chappell Property			<u>\$2,000,000</u>	
6) Infrastructure contributions from Member Agencies:				
City of Menifee - Newport Road Widening	\$12,412			\$12,412
City of Temecula - Pechanga Parkway Widening	79,900			79,900
RCTD - Temescal Canyon Road Widening			\$223,807	223,807
City of Jurupa Valley - Riverside Dr Widening	28,225			28,225
City of Hemet - Street Widening along Acacia	17,653			17,653
Total Infrastructure	<u>\$138,190</u>		<u>\$223,807</u>	<u>\$361,998</u>
7) Civic contributions from Member Agencies:				
City of Menifee - Town Central Park	\$35,820			\$35,820
RCTD - Santa Ana River Trail			\$12,537	12,537
County EDA - Mental Health Clinic	1,218			1,218
City of Temecula - Library Parking Lot		\$17,337		17,337
Total Civic	<u>\$37,038</u>	<u>\$17,337</u>	<u>\$12,537</u>	<u>\$66,912</u>
8) Contributions from Riverside County Flood Control:				
City of Moreno Valley - Sunnymead MDP Heacock	\$100,000	\$100,000	\$207,748	\$407,748
City of Norco - MDP Line NA-1			61,733	61,733
City of Moreno Valley - Cottonwood Basin Project			3,000	3,000
City of Lake Elsinore - 3rd Street Channel			21,900	21,900
Total Flood Control	<u>\$100,000</u>	<u>\$100,000</u>	<u>\$294,381</u>	<u>\$494,381</u>

**Regional Conservation Authority
Notes to Financial Reports
Preliminary June 30, 2019 (Unaudited)**

Operations	Land Management and Monitoring	Land Acquisition	Total RCA
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REVENUES (Continued):

9) Mitigation fees through 6/30/19 are as follows:

City of Banning	\$6,345	
City of Beaumont	1,783,644	
City of Calimesa	631,410	
City of Canyon Lake	23,144	
City of Corona	1,026,231	
City of Eastvale	605,427	
City of Hemet	762,601	
City of Jurupa Valley	1,367,327	
City of Lake Elsinore	271,622	
City of Menifee	1,679,594	
City of Moreno Valley	1,310,359	
City of Murrieta	627,608	
City of Norco	193,337	
City of Perris	1,274,614	
City of Riverside	1,156,727	
City of San Jacinto	464,743	
City of Temecula	169,883	
City of Wildomar	81,885	
County of Riverside	4,334,082	
Total Mitigation		\$17,770,583

10) Miscellaneous Revenues were received as follows:

Deposit Agreements	\$87,281	\$87,281
Access Easement Agreement	6,000	6,000
Geller - LA Pocket Mouse Funding	45,240	45,240
Other	23,216	28,572
Total Miscellaneous Revenues	23,216	143,877

11) RCA receives \$1.50 per ton for the out-of-county tonnage. In addition, RCA receives a maximum of \$400,000 annually for the in-county tonnage.

	Out-of-County Tonnage	Revenue at \$1.50 per ton
July 2018	208,680	\$313,021
August 2018	222,712	334,068
September 2018	206,790	310,185
October 2018	230,426	345,638
November 2018	204,855	307,282
December 2018	206,200	309,301
January 2019	215,644	323,466
February 2019	197,251	295,876
March 2019	216,211	324,317
April 2019	214,406	321,609
May 2019	211,095	316,642
June 2019	212,750	319,126
Resolution 2019-007 Contribution to Endowment		(500,000)
June 2018 estimate adjustment		(10,100)
In-County Contribution		400,000
Total Tipping Fees	2,547,020	\$3,710,430

Regional Conservation Authority
Notes to Financial Reports
Preliminary June 30, 2019 (Unaudited)

	Operations	Land Management and Monitoring	Land Acquisition	Total RCA
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REVENUES (Continued):

12) Grants: Non-governmental Agencies Rivers & Lands Conservancy Grant for Bode Acquisition			\$293,333	
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EXPENDITURES:

13) Insurance provided by SDRMA: General & Property	\$1,355	\$8,869	\$38,330	\$48,554
14) Auditing and Accounting consists of the following:				
Brown, Armstrong Accountancy Corp	\$5,871	\$4,042	\$57,687	\$67,600
County Auditor-Controller's Office	902	667	3,378	4,947
Total Auditing and Accounting	\$6,773	\$4,709	\$61,065	\$72,547
15) GIS Services Digital Globe	\$300	\$1,600	\$8,100	\$10,000
16) Legal Services as follows: Best, Best and Krieger	\$21,581	\$117,842	\$481,149	\$620,573
17) Personnel services by County Human Resources: Approx. \$1,175 per employee annually	\$450	\$2,676	\$12,146	\$15,271
18) RCIT Device Charges RCIT Monthly \$1,801	\$648	\$3,459	\$17,509	\$21,616
19) Rent & lease building cost: RCA office monthly rent \$15,989	\$5,802	\$30,940	\$156,632	\$193,374
20) Contract services are as follows:				
Dudek	\$158,969	\$24,717	\$126,666	\$310,353
Economic & Planning Systems	420	2,238	11,332	13,990
EDA Real Estate Services			134,463	134,463
Hogan Lovells			150,000	150,000
Kadesh			75,000	75,000
OPR Communications	2,633	14,041	71,080	87,754
Parks & Open-Space Dist.-Land Mgmt.		914,668	3,489	918,156
Thomas Mullen (Reimbursable Expenditures)			11,499	11,499
SAWA		1,088,091		1,088,091
Total Contracts	\$162,022	\$2,043,755	\$583,529	\$2,789,306
21) Interest to Riverside County on Loan Interest rate at average 2018 Treasurer Pool Investment rate of 1.8%			\$75,033	

**Regional Conservation Authority
Notes to Financial Reports
Preliminary June 30, 2019 (Unaudited)**

Operations	Land Management and Monitoring	Land Acquisition	Total RCA
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EXPENDITURES (CONTINUED):

22) Land acquisition costs are as follows:

Properties donated to the RCA:

RCTC Dilworth Donation	\$1,160,000
Toscana Donation	392,000
Sierra Bella	70,000
RCTC Dilworth Donation #2	2,240,000
Subtotal Donated Properties	\$3,862,000

Properties acquired:

Emerald Aliso Property	4,883,504
Andrade Property	105,334
Bentley Property	241,646
Tax Sale Parcel 2017	209,284
Kisling Property	91,290
Thibodeaux Property	51,157
Bode Property	564,669
Edwards Property	127,392
Henmer Corp. Property	352,133
Bustos Property	111,345
Kamyar Property	301,997
Anheuser Busch Ph 9 Property	11,529,036
Tuscany Hills II Property	77,148
De Ortega Property	40,039
Devcil Property	794,054
Sances #1	58,135
Sances #2	58,135
Sances #3	58,135
Sances #4	58,135
Sey Corporation	1,805,751
Fleming French Valley-Phase I	2,608,637
Chappell Property	5,388,587
Consultants Costs:	
EDA Real Estate Services	372,423
Best Best & Krieger	128,465
Parks & Open-Space Dist.	8,894
Total Land Acquisition Costs	\$33,887,325

AGENDA ITEM NO. 8
Attachment 3A

MSHCP Fee Collection Report

REGIONAL CONSERVATION AUTHORITY
MSHCP MITIGATION FEE COLLECTIONS BY MEMBER AGENCY
FISCAL YEAR 2019

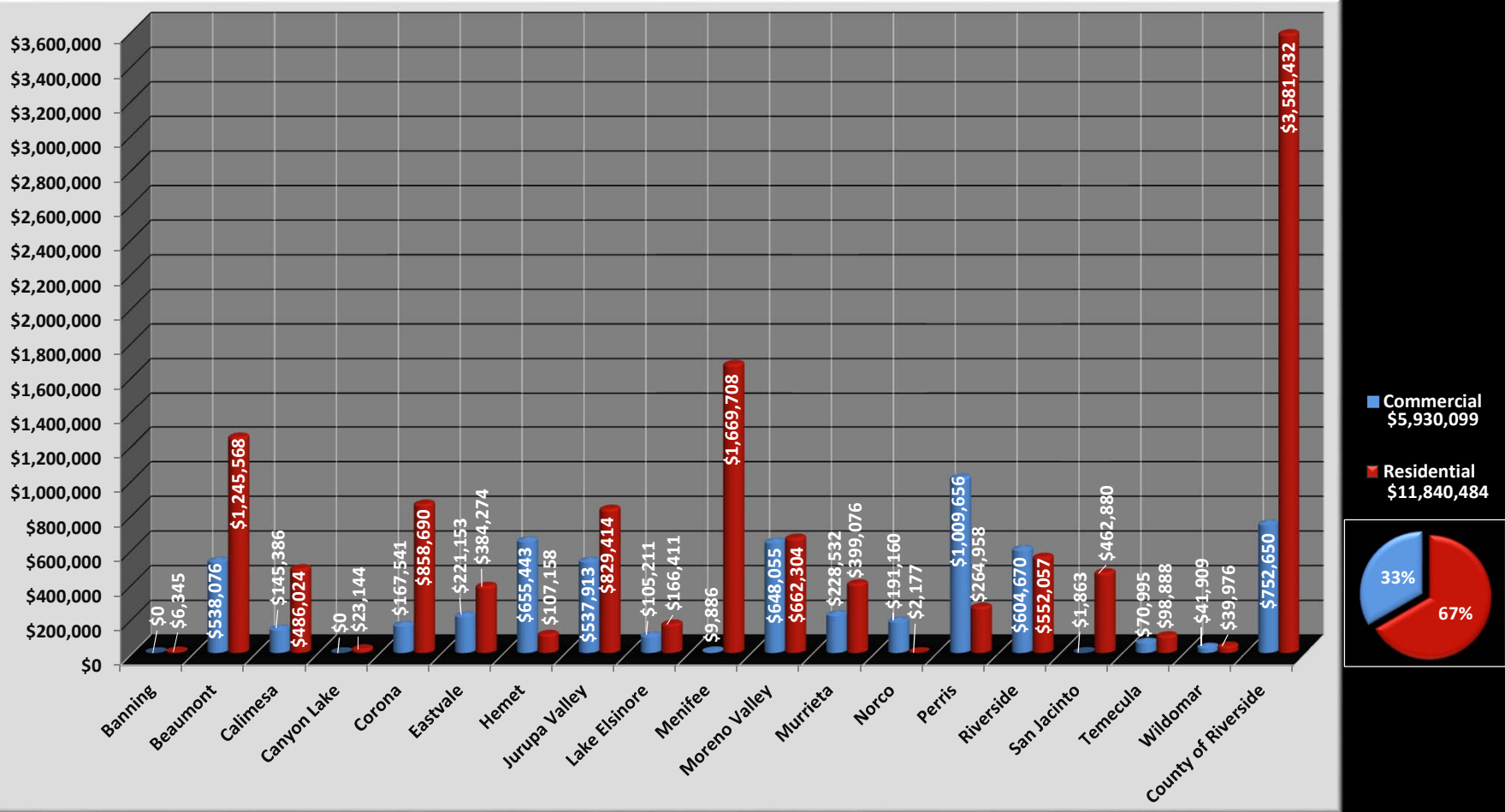
BASED ON ACCRUAL BASIS (Month reported by City)

COUNTY AND CITIES:	JUL 2018	AUG 2018	SEP 2018	OCT 2018	NOV 2018	DEC 2018	JAN 2019	FEB 2019	MAR 2019	APR 2019	MAY 2019	JUN 2019	TOTALS FY 2019	%
CITY OF BANNING	\$ -	\$ -	\$ -	\$ -	\$ 2,104	\$ -	\$ -	\$ 2,104	\$ 2,104	\$ -	\$ -	\$ 33	\$ 6,345	0.0%
CITY OF BEAUMONT	77,848	23,144	189,826	547,521	84,160	86,264	155,971	29,456	113,616	119,928	156,030	199,880	\$1,783,644	10.0%
CITY OF CALIMESA	2,104	33,664	12,624	6,312	37,872	75,744	36,066	58,912	113,616	27,352	73,876	153,269	\$631,410	3.6%
CITY OF CANYON LAKE	4,208	-	2,104	-	2,104	-	-	6,312	-	-	2,104	6,312	\$23,144	0.1%
CITY OF CORONA	158,815	25,922	27,525	29,677	130,020	46,288	86,931	2,104	10,520	64,241	67,845	376,344	\$1,026,231	5.8%
CITY OF EASTVALE	69,634	30,981	37,716	10,776	29,634	6,312	171,724	31,816	25,248	95,715	60,181	35,690	\$605,427	3.4%
CITY OF HEMET	4,062	5,903	14,178	33,685	6,928	-	17,841	19,624	-	21,040	626,715	12,624	\$762,601	4.3%
CITY OF JURUPA VALLEY	113,249	143,072	220,920	108,834	83,070	52,219	46,726	62,226	81,859	-	398,344	56,808	\$1,367,327	7.7%
CITY OF LAKE ELSINORE	19,848	14,076	-	38,542	6,259	91,195	67,974	4,208	2,104	-	18,936	8,480	\$271,622	1.5%
CITY OF MENIFEE	20,967	79,952	247,340	227,179	54,704	79,952	374,068	44,184	145,176	84,160	113,616	208,296	\$1,679,594	9.5%
CITY OF MORENO VALLEY	223,889	575,713	61,016	27,352	42,080	71,536	47,479	37,318	31,560	38,724	109,509	44,184	\$1,310,359	7.4%
CITY OF MURRIETA	-	-	-	-	-	241,960	146,596	-	54,356	-	180,488	4,208	\$627,608	3.5%
CITY OF NORCO	-	17,147	-	164,056	-	2,104	7,927	-	-	-	-	2,104	\$193,337	1.1%
CITY OF PERRIS	74,432	120,910	272,191	68,774	8,416	104,403	61,871	13,092	27,352	68,137	383,667	71,369	\$1,274,614	7.2%
CITY OF RIVERSIDE	460,271	52,235	60,038	14,838	148,829	194,432	34,625	36,218	47,423	21,442	28,446	57,930	\$1,156,727	6.5%
CITY OF SAN JACINTO	75,121	74,263	42,080	54,704	-	6,312	107,304	8,175	35,768	12,624	14,728	33,664	\$464,743	2.6%
CITY OF TEMECULA	2,104	31,560	61,969	2,104	10,520	7,594	16,161	-	-	14,728	16,832	6,312	\$169,883	1.0%
CITY OF WILDOMAR	8,416	2,104	2,104	48,221	-	2,104	-	-	4,208	6,312	2,104	6,312	\$81,885	0.5%
COUNTY OF RIVERSIDE	410,365	219,480	789,234	333,305	175,388	312,349	563,132	167,577	180,424	375,838	252,567	554,420	\$4,334,082	24.4%
TOTAL COUNTY AND CITIES	\$ 1,725,333	\$ 1,450,125	\$ 2,040,866	\$ 1,715,880	\$ 822,089	\$ 1,380,767	\$ 1,942,396	\$ 523,325	\$ 875,334	\$ 950,241	\$ 2,505,988	\$ 1,838,239	\$17,770,583	100.0%
OTHER														
FLOOD CONTROL	\$ 407,748	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 61,733	\$ -	\$ -	\$ 3,000	\$ 21,900	\$494,381	16.5%
OTHER GOV MSHCP INFRASTRUCTURE	12,412	-	-	-	-	79,900	-	223,807	28,225	-	17,653	-	\$361,998	12.1%
OTH GOV MSHCP CIVIC PROJECTS	-	-	-	-	35,820	-	-	13,755	-	-	-	17,337	\$66,912	2.2%
MISC PARTICIPANT FEES	-	134,136	-	-	-	1,933,745	-	-	-	-	-	56.25	\$2,067,937	69.1%
TOTAL OTHER	\$ 420,160	\$ 134,136	\$ -	\$ -	\$ 35,820	\$ 2,013,645	\$ -	\$ 299,296	\$ 28,225	\$ -	\$ 20,653	\$ 39,293	\$2,991,228	100.0%
GRAND TOTAL	\$ 2,145,493	\$ 1,584,261	\$ 2,040,866	\$ 1,715,880	\$ 857,909	\$ 3,394,412	\$ 1,942,396	\$ 822,621	\$ 903,559	\$ 950,241	\$ 2,526,641	\$ 1,877,532	\$20,761,812	

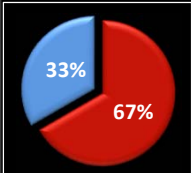
AGENDA ITEM NO. 8
Attachment 3B

MSHCP GRAPH FY 2019

**Fiscal Year 2019
MSHCP Development Mitigation Fee Revenues
July 1, 2018 through June 30, 2019**



■ Commercial
\$5,930,099
■ Residential
\$11,840,484



AGENDA ITEM NO. 9

TICKET DISTRIBUTION POLICY

Regional Conservation Authority

**RESOLUTION NO. 2019-00X,
RESOLUTION OF THE BOARD OF DIRECTORS OF THE
WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION
AUTHORITY ADOPTING A GIFT OF TICKET DISTRIBUTION POLICY**

Staff Contact:

**Steve DeBaun
Best, Best & Krieger, LLP
(951) 686-1450**

Background:

FPPC Regulation 18944.1 creates an exception to the definition of gift for tickets or passes to entertainment, sports or other similar events which are donated to an agency and distributed to public officials for use for official public business as long as the agency complies with specified requirements.

Regulation 18944.1 requires an agency to:

1. Adopt a distribution policy setting provisions required under Regulation 18944.1;
2. Post a copy of the policy on the agency's website and email a link to the FPPC for posting;
3. Ensure the ticket/pass is used for a governmental purpose;
4. Complete Form 802 for each distribution and retain Form 802 as a public record under the Political Reform Act; and
5. Post a copy of each Form 802 on the agency's website, and email a link to the FPPC for posting.

The Western Riverside County Regional Conservation Authority (RCA) adopted a Resolution setting forth a written ticket distribution policy to comply with Regulation 18944.1.

In 2012, 2013, 2016, and on May 16, 2019, the FPPC revised and amended Regulations 18942, 18944, 18944.1, 18946 and 18946.1 in an effort to provide clarification of the definitions and valuation of tickets and passes, and revise the requirements for agency ticket distribution policies in an effort to limit misuse of resources and the potential to abuse these policies.

These Regulations were amended to provide clarification on when a Public Official is exempted from reporting certain tickets and passes on a Form 700 or as additional income, and to include certain revisions affecting the requirements of agency ticket distribution policies to:

1. Declare the agency head (Executive Director) has the authority to establish procedures for ticket distribution in accordance with the adopted policy.
2. Allow the agency head (Executive Director) to select him/herself to use certain tickets that are for the general use by agency officials. [Previously, the agency head was not permitted to select him/herself as the individual to use the ticket.]
3. Require the agency to post its distribution policy on its website along with any amendments within 30 days of adoption or amendment and send a link to the website displaying the policy to the FPPC for additional posting.
4. Each agency must post all Form 802s within 45 days of distribution and email the website link displaying the Form 802 to the FPPC for additional posting. [The Agency's Policy previously stated the posting would be done within 30 days. Additionally, there is no limit on the time for posting Form 802. This information has been removed. These forms are to be kept for 7 years as noted below.]
5. Form 802 must be maintained as a public record for inspection and copying under Government Code section 81001(a). [Form 802s are to be kept for 7 years.]
6. Limit the transfer of tickets by an official to one guest for attending the event as well as to the official's immediate family.
7. For tickets distributed to a department or other Agency unit, or to an organization outside the Agency, and not used by a member of the Board of Directors, political appointee, department head or the Executive Director, the report may name the department or organization with the number of tickets received, in lieu of naming individual employees or individuals of the organization.
8. The provisions of the Policy apply only to benefits an official receives that are provided to all members of the public with the same class ticket.
9. Change the term of "face value" to "fair value" in order to clarify and assist in valuing tickets or passes.
10. Prohibit disproportionate use of tickets by members of the Board of Directors, Executive Director or department heads.
11. Require Officials to submit a written report of findings and recommendations when a ticket is distributed for purposes of oversight or inspection of facilities.

Additionally, the list of Public Purposes for the distribution of such tickets or passes has been expanded to ensure suitable coverage of instances that could benefit the RCA and its residents.

Therefore, the proposed Resolution No. 2019-00X is submitted to the Board of Directors for approval.

Staff Recommendations:

That the Executive Committee:

- 1) Recommend that the Board of Directors adopt Resolution No. 2019-00X, Resolution of the Board of Directors of the Western Riverside County Regional Conservation Authority Amending and Adopting the Ticket Distribution Policy to conform with Section 18944.1 of Title 2, California Code of Regulations; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the Board of Directors.

Attachments:

1. Resolution No. 2019-00X, Resolution of the Board of Directors of the Western Riverside County Regional Conservation Authority Amending and Adopting the Ticket Distribution Policy to conform with Section 18944.1 of Title 2, California Code of Regulations; and
2. Redline Version of amended Policy showing changes made.

AGENDA ITEM NO. 9
Attachment 1

Resolution 2019-00X

RESOLUTION NO. 2019 - 00X

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
WESTERN RIVERSIDE COUNTY REGIONAL
CONSERVATION AUTHORITY AMENDING AND
ADOPTING THE TICKET DISTRIBUTION POLICY TO
CONFORM WITH SECTION 18944.1 OF TITLE 2,
CALIFORNIA CODE OF REGULATIONS**

WHEREAS, the Fair Political Practices Commission (“FPPC”) adopted Section 18944.1, Title 2, California Code of Regulations (Regulation 18944.1) to regulate the distribution and disclosure by public agencies of certain tickets and passes to public officials and employees; and

WHEREAS, Regulation 18944.1 provides that a ticket and pass distributed pursuant to an adopted policy and properly disclosed by the agency is not a gift to the public official and does not trigger a disclosure requirement on the official’s Statement of Economic Interests, Form 700; and

WHEREAS, from time to time, the Western Riverside County Regional Conservation Authority (RCA) may receive complimentary or discounted tickets or passes from third party sources, both public and private, for distribution to RCA officials; and

WHEREAS, the RCA finds that the receipt of all such discounted, free or purchased tickets and/or passes are public resources; and

WHEREAS, the FPPC amended and adopted Regulation 18944.1 in order to clarify the valuation of tickets and passes, and include revisions affecting public agency distribution policy requirements; and

WHEREAS, the RCA’s proposed Ticket Distribution Policy incorporates the revisions to Regulation 18944.1 by the FPPC since its adoption date to ensure that the policy establishes a fair and equitable process for the distribution to RCA officials of such tickets and passes by the RCA, in compliance with the requirements of FPPC Regulations; and

WHEREAS, this Resolution updates the RCA’s Ticket Distribution Policy, attached hereto as Exhibit A and incorporated by reference, to conform to FPPC Regulations, which will rescind, supersede and replace Resolution No. 2009-02.

NOW THEREFORE, BE IT RESOLVED, the Board of Directors of the Western Riverside County Regional Conservation Authority hereby adopts the following:

- Section 1.** The foregoing recitals are true and correct.
- Section 2.** The Board of Directors hereby approves and adopts the RCA's Ticket Distribution Policy updated in accordance with FPPC Regulations and attached hereto as Exhibit "A."
- Section 3.** The Executive Director is directed to implement this policy.
- Section 4.** The Resolution shall take effect immediately upon adoption.
- Section 5.** Resolution No. 2009-02 is rescinded, superseded, and replaced by Resolution No. 2019-00X.
- Section 6.** The Clerk of the Board shall certify the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2019.

Jonathan Ingram, Chairman

ATTEST:

Honey Bernas
Clerk of the Board

AGENDA ITEM NO. 9
Attachment 1

EXHIBIT A
TICKET DISTRIBUTION
POLICY

EXHIBIT A

WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY TICKETS AND/OR PASSES DISTRIBUTION POLICY

Section 1. Purpose of Policy. The purpose of this policy is to ensure that all tickets and/or passes provided to the Western Riverside County Regional Conservation Authority (RCA) are distributed in furtherance of governmental and/or public purposes as required under Section 18944.1, Title 2, California Code of Regulations (“Regulation 18944.1”).

In addition, the purpose of this policy is to ensure that tickets distributed by the RCA under and this policy are disclosed on Form 802 and posted to the RCA’s website within forty-five days of distribution, as required by Regulation 18944.1.

Section 2. Application. This policy applies to tickets that provide admission to a facility, event, show or performance for an entertainment, amusement, recreation or similar purpose, and are either:

- a. gratuitously provided to the RCA by an outside source;
- b. acquired by the RCA by purchase;
- c. acquired as consideration pursuant to the terms of a contract for the use of an RCA venue; or
- d. acquired and distributed by the RCA in any other manner.

Section 3. Scope. This policy applies to all Public Officials, as defined in Section 4b, below.

Section 4. Definitions. Unless otherwise expressly provided herein, words and terms used in this policy shall have the same meaning as that ascribed to such words and terms in the Political Reform Act of 1974 (Government Code section 8100 et seq., as the same may from time to time be amended) and the Fair Political Practices Commission (“FPPC”) Regulations (Title 2, California Code of Regulations, section 18110 et seq., as the same may from time to time be amended).

- a. “RCA” means the Western Riverside County Regional Conservation Authority.
- b. “Public Official” means every member, officer, employee or consultant of the RCA as defined by Government Code section 82048 and Regulation 18700.3. Such term shall include, without limitation, any Board member or other appointed official or employee or consultant required to file an annual Statement of Economic Interests (Form 700).
- c. “Immediate Family” means the Public Official’s spouse and dependent children.

- d. "Policy" means this Policy for the Distribution of Tickets and/or Passes.
- e. "Ticket" shall mean and refer to a "ticket or pass" as those terms are defined in Regulation 18946 and referenced in Regulation 18944.1, both Regulations as amended from time to time, but which currently define "ticket" or "pass" as anything that provides admission or access to a facility, event, or performance for entertainment, amusement, recreation or similar purpose.

Section 5. General Provisions.

- a. The use of complimentary tickets is a privilege extended by the RCA and not the right of any person to which the privilege may from time to time be extended.
- b. Tickets distributed to a Public Official pursuant to this policy shall not be transferred to any other person, except to members of the public official's immediate family solely for their personal use, or to no more than one guest solely for their attendance at the event.
- c. No person who receives a ticket pursuant to this policy shall resell or receive compensation for the value of such ticket.
- d. The Executive Director shall have the authority, in his or her sole discretion, to establish procedures for the distribution of tickets in accordance with this policy. All requests for tickets which fall within the scope of this policy shall be made in accordance with the procedures established by the Executive Director.
- e. The Executive Director or his or her designee shall be the "agency head" for purposes of implementing the provisions of this policy and completing and posting the Form 802. In such case, where the Executive Director desires to obtain a ticket or pass, the Board of Directors authorizes the Board President to exercise the RCA's sole discretion in determining whether the Executive Director's use or behest of tickets and/or passes is in accordance to the terms of this policy.
- f. No ticket gratuitously provided to the RCA by an outside source and distributed to, or at the behest of, a Public Official pursuant to this policy shall be earmarked by the original source for provision to a particular Public Official.
- g. A ticket provided to a Public Official and one guest of the Official at which the Official performs a ceremonial role, as defined in Regulation 18942.3, on behalf of the RCA must be disclosed on Form 802 as set forth below. Any additional effort by the RCA to either limit or expand permissible ceremonial roles will require that the revised policy be forwarded to the FPPC.

- h. The disproportionate use of tickets and passes, distributed pursuant to this policy by a member of the governing body, political appointee, department head, and Executive Director is prohibited.
- i. The value of any ticket shall be the fair value of the ticket. The “fair value” is the face value of the ticket, or the price at which the ticket would otherwise be offered for sale to the general public by the operator or host. Where the ticket does not reflect the actual cost for a ticket in a luxury box or suite, the face value is determined by dividing the total cost of the box or suite by the number of tickets available for that box or suite.

Section 6. Public Purpose for Which Tickets May be Distributed. Subject to the provisions of this policy, the RCA shall only provide a ticket and/or pass to a Public Official, or at the behest of a Public Official, under one of the following public and governmental purposes:

- a. If the distribution is to a Public Official and the Official reimburses the RCA for the fair value of the ticket(s).
- b. If the distribution is to a Public Official, the Official treats the ticket(s) as income consistent with applicable federal and state income tax laws and the RCA complies with the reporting requirements of Section 7, below.
- c. If the distribution is to a Public Official, or is at the behest of a Public Official, such distribution must accomplish a governmental and/or public purpose. The following is a list of governmental and/or public purposes the RCA may accomplish through the distribution of tickets. The list is illustrative rather than exhaustive:
 - 1) Promotion of habitat conservation activities by or on behalf of the RCA, regionally and statewide.
 - 2) Facilitating the performance of a ceremonial role or function by a Public Official on behalf of the RCA at an event.
 - 3) Facilitating the attendance of a Public Official at an event where the job duties of the Official require his or her attendance.
 - 4) Promotion of RCA issues and interests at events sponsored by other governmental agencies and government related industry groups, and nonprofit organizations.
 - 5) Promotion of local and regional businesses, economic development and tourism activities within the RCA that serve or may potentially serve the RCA’s residents, including conventions and conferences.

- 6) Promotion of RCA-run, sponsored or supported events, activities, or programs.
- 7) Promotion of community programs and resources available to RCA residents, including nonprofit organizations and youth programs.
- 8) Marketing promotions highlighting the achievements of public agencies, local residents, nonprofits, community groups and businesses in the areas of conservation and preservation.
- 9) Promotion and marketing of private facilities available for RCA resident use, including charitable and nonprofit facilities.
- 10) Promotion and marketing of RCA facilities and resources available for public use.
- 11) Promotion of RCA growth and development, including outreach efforts, economic development and job creation opportunities.
- 12) Promotion of specific RCA community events provided by or sponsored by the RCA.
- 13) Promotion of any RCA owned sites or facilities.
- 14) Exchange programs with foreign officials and dignitaries.
- 15) Promotion of RCA recognition, visibility, and/or profile on a local, state, national or international scale.
- 16) Promotion of RCA services on a local, state, national or worldwide scale.
- 17) Promotion of open government and/or community relations by Public Official appearances, participation and/or availability at business or community events.
- 18) Sponsorship agreements involving private events where RCA specifically seeks to enhance RCA's reputation both locally and regionally by serving as hosts providing the necessary opportunities to meet and greet visitors, dignitaries, and residents.
- 19) All written contracts where RCA as a form of consideration has required that a certain number of tickets or suites be made available for its use.
- 20) Employment retention programs.

- 21) Special outreach programs for veterans, teachers, emergency services, medical personnel and other civil service occupations.
 - 22) Encouraging or rewarding significant academic, athletic, or public service achievements by residents or businesses of the RCA service area.
 - 23) Charitable 501 (c)(3) fundraisers for the purpose of networking with other community and civic leaders.
 - 24) Promotion of and participation in intergovernmental relations and activities.
 - 25) Promoting, supporting and/or showing appreciation for programs or services rendered by charitable and non-profit organizations benefiting RCA residents.
 - 26) Increasing public exposure to, and awareness of, the various recreational, cultural, and educational venues and facilities available to the public within the RCA's service area.
 - 27) Attracting or rewarding volunteer public service.
 - 28) Attracting and retaining highly qualified employees in the RCA's service.
 - 29) Recognizing or rewarding meritorious service by a RCA employee.
 - 30) Promoting enhanced RCA employee performance or morale.
 - 31) Recognizing contributions made to the RCA by former Board members or RCA employees.
 - 32) Spouses of RCA officials in order to accompany him or her to any of the events listed above.
 - 33) Any purpose similar to above included in any RCA contract.
- d. When a public purpose involves the oversight or inspection of facilities by a Public Official, the Public Official is required to provide a written inspection report and/or recommendation.
 - e. If the distribution is to an organization outside of the RCA, such distribution is done pursuant to a public purpose outlined in Section 6c, above.
 - f. Subject to the provisions of this policy, tickets obtained by the RCA pursuant to terms of a contract for use of public property because the RCA controls the event, or, by purchase at fair market value, may be distributed to Public Officials.

Any distribution must accomplish a governmental and/or public purpose in accordance with Section 6c, above.

- g. Any ticket obtained pursuant to Section 6f which is distributed to a Public Official, other than an elected official or member of the governing body of the RCA, for the Official's personal use, to support general employee morale, retention, or to reward public service is also deemed to serve a public purpose. Such ticket distribution shall be disclosed pursuant to Section 7, below. For purposes of this subsection, "personal use" is defined as use by the Public Official, his or her family, or no more than one guest.
- h. Any Public Official, any member of the Public Official's immediate family, or guest of the Public Official may return any unused ticket to the RCA for redistribution pursuant to this policy.
- i. The provisions of this policy apply only to benefits the Public Official receives that are provided to all members of the public with the same class of ticket.

Section 7. Disclosure Requirements.

- a. This policy shall be posted on the RCA's website in a prominent manner. The RCA shall, within 30 days of adoption or amendment, send to the FPPC by email a website link that displays the policy.
- b. Tickets distributed by the RCA to any Public Official which the Public Official treats as income pursuant to Section 6b, above, or, which are distributed for one or more public purposes described in Section 6c, above, must be recorded on Form 802 or, on such alternative form(s) as may from time to time be designated by the FPPC. This form must be maintained as a public record, and be subject to inspection and copying as required under Government Code section 81008(a). Within 45 days the RCA must post these forms on its website and email a website link to the FPPC that displays the form.
- c. Tickets distributed by the RCA for which the RCA receives reimbursement from the Public Official as provided under Section 6a, above, shall not be subject to the disclosure provisions of Section 7b.
- d. For tickets distributed to a department or other unit of the RCA, and not used by a member of the Board, political appointee, a department head or the Executive Director the RCA may report the name of the department or other unit of the RCA and the number of tickets provided to the department or other unit in lieu of posting the name of the individual employee(s) as otherwise required.

- e. Tickets distributed to an organization outside of the RCA pursuant to Section 6e, above, shall be disclosed in accordance with Section 7b, above, but, may be done by reporting the name, address, description of the organization, and the number of tickets or passes provided to the organization in lieu of posting the names of each individual from the organization as otherwise required.

AGENDA ITEM NO. 9
Attachment 2

REDLINE TICKET
DISTRIBUTION POLICY

REDLINE VERSION
(Shows Changes Made)

**WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY
TICKETS AND/OR PASSES DISTRIBUTION POLICY**

Section 1. Purpose of Policy. The purpose of this policy is to ensure that all tickets and/or passes provided to RCA shall be are distributed in furtherance of governmental and/or public purposes as required under Section 18944.1, Title 2, California Code of Regulations (“Regulation 18944.1”).

In addition, the purpose of this policy is to ensure that tickets distributed by RCA under and this policy are disclosed on Form 802 and posted to RCA’s website within forty-five days of distribution, as required by Regulation 18944.1.

Section 2. ~~Limitations.~~ Application. This policy applies to tickets that provide admission to a facility, event, show or performance for an entertainment, amusement, recreation or similar purpose, and are either:

- a. This Policy shall only apply to the Authority’s distribution of tickets and/or passes to, or at the behest of, a public official for which no consideration of equal or greater value is provided by the public official. gratuitously provided to RCA by an outside source;
- b. Consideration of equal or greater value shall be presumed if the tickets and/or passes are distributed pursuant to this policy. acquired by RCA by purchase;
- c. Unless exempted otherwise under state law, any ticket and/or pass received or directed for use by a Authority official not in conformance with this policy remains subject to a separate disclosure requirements and the annual gift limit. acquired as consideration pursuant to the terms of a contract for the use of an RCA venue; or
- d. This policy does not generally apply to political or nonprofit fundraisers which are governed under a separate policy. acquired and distributed by RCA in any other manner.

———— e. ——— Tickets and/or passes to events that primarily provide informational material and is provided to assist the Authority official in the performance of his or her official duties or that of his or her elected office being sought is also not generally subject to this policy. As any event becomes more entertainment oriented, this policy as well as Authority counsel should be consulted.

Section 3. ~~Official Duties; Ceremonial Roles.~~ Scope. Tickets provided to public officials as part of their official duties, or tickets provided so that the public official may perform a ceremonial role or function on behalf of the Authority shall not be subject to this Tickets and/or Passes Distribution Policy. These tickets are exempt from any disclosure or reporting requirements. This policy applies to all Public Officials, as defined in Section 4b, below.

Section 4. Definitions. Unless otherwise expressly provided herein, words and terms used in this policy shall have the same meaning as that ascribed to such words and terms in the Political Reform Act of 1974 (Government Code section 8100 et seq., as the same may from time to time be amended) and the Fair Political Practices Commission (“FPPC”) Regulations (Title 2, California Code of Regulations, section 18110 et seq., as the same may from time to time be amended).

a. “RCA” means the Western Riverside County Regional Conservation Authority.

b. “Public Official” means every member, officer, employee or consultant of RCA as defined by Government Code section 82048 and Regulation 18700.3. Such term shall include, without limitation, any Board member or other appointed official or employee or consultant required to file an annual Statement of Economic Interests (Form 700).

c. “Immediate Family” means the Public Official’s spouse and dependent children.

d. “Policy” means this Policy for the Distribution of Tickets and/or Passes.

e. “Ticket” shall mean and refer to a “ticket or pass” as those terms are defined in Regulation 18946 and referenced in Regulation 18944.1, both Regulations as amended from time to time, but which currently define “ticket” or “pass” as anything that provides admission or access to a facility, event, or performance for entertainment, amusement, recreation or similar purpose.

Section 5. General Provisions.

a. The use of complimentary tickets is a privilege extended by RCA and not the right of any person to which the privilege may from time to time be extended.

b. ~~Transfer Prohibition. The transfer by any public official of any tickets and/or passes distributed pursuant to this policy. Tickets distributed to a Public Official pursuant to this policy shall not be transferred~~ to any other person, except to members of the public official’s immediate family solely for their personal use, or to no more than one guest solely for their attendance at the event.

c. No person who receives a ticket pursuant to this policy shall resell or receive compensation for the value of such ticket. —

d. The Executive Director shall have the authority, in his or her sole discretion, to establish procedures for the distribution of tickets in accordance with this policy. All requests for tickets which fall within the scope of this policy shall be made in accordance with the procedures established by the Executive Director.

e. ~~The Authority delegates the authority to distribute any tickets and/or passes in accordance with this policy to the~~ Executive Director or his or her designee shall be the “agency head” for

purposes of implementing the provisions of this policy and completing and posting the Form 802. In such case, where the Executive Director desires to obtain a ticket or pass, the Board of Directors authorizes the Board President to exercise RCA's sole discretion in determining whether the Executive Director's use or behest of tickets and/or passes is in accordance to the terms of this policy.

f. No ticket gratuitously provided to RCA by an outside source and distributed to, or at the behest of, a Public Official pursuant to this policy shall be earmarked by the original source for provision to a particular Public Official.

g. A ticket provided to a Public Official and one guest of the Official at which the Official performs a ceremonial role, as defined in Regulation 18942.3, on behalf of RCA must be disclosed on Form 802 as set forth below. Any additional effort by RCA to either limit or expand permissible ceremonial roles will require that the revised policy be forwarded to the FPPC.

h. The disproportionate use of tickets and passes, distributed pursuant to this policy by a member of the governing body, political appointee, department head, and Executive Director is prohibited.

i. The value of any ticket shall be the fair value of the ticket. The "fair value" is the face value of the ticket, or the price at which the ticket would otherwise be offered for sale to the general public by the operator or host. Where the ticket does not reflect the actual cost for a ticket in a luxury box or suite, the face value is determined by dividing the total cost of the box or suite by the number of tickets available for that box or suite.

Section 6. Public Purpose for Which Tickets May be Distributed. ~~Authority may accomplish one or more public purposes of the Authority through the distribution of tickets to, or at the behest of, a Authority official. The following list is illustrative rather than exhaustive, of the public purposes of the Authority that may be served by Authority officials attending events using tickets distributed to them by the Authority. Subject to the provisions of this policy, RCA shall only provide a ticket and/or pass to a Public Official, or at the behest of a Public Official, under one of the following public and governmental purposes:~~

a. If the distribution is to a Public Official and the Official reimburses RCA for the fair value of the ticket(s).

b. If the distribution is to a Public Official, the Official treats the ticket(s) as income consistent with applicable federal and state income tax laws and RCA complies with the reporting requirements of Section 7, below.

a-c. If the distribution is to a Public Official, or is at the behest of a Public Official, such distribution must accomplish a governmental and/or public purpose. The following is a list of governmental and/or public purposes RCA may accomplish through the distribution of tickets. The list is illustrative rather than exhaustive:

- 1) Promotion of habitat conservation activities by or on behalf of RCA, regionally and statewide.
- ~~2)~~ Facilitating the performance of a ceremonial role or function by a Public Official on behalf of RCA at an event.
- ~~3)~~ Facilitating the attendance of a Public Official at an event where the job duties of the Official require his or her attendance.
- ~~4)~~ Promotion of ~~Authority~~RCA issues and interests at events sponsored by other governmental agencies and government related industry groups, and nonprofit organizations.
- ~~2)5)~~ Promotion of local and regional businesses, economic development and tourism activities within RCA that serve or may potentially serve RCA's residents, including conventions and conferences.
- ~~6)~~ Promotion of ~~Authority~~RCA-run, sponsored or supported events, activities, or programs.
- ~~7)~~ Promotion of community programs and resources available to ~~Authority~~RCA residents, including nonprofit organizations and youth programs.
- ~~8)~~ Marketing promotions highlighting the achievements of public agencies, local residents, nonprofits, community groups and businesses in the areas of conservation and preservation.
- ~~3)9)~~ Promotion and marketing of private facilities available for ~~Authority~~RCA resident use, including charitable and nonprofit facilities.
- ~~10)~~ Promotion and marketing of ~~Authority~~RCA facilities and resources available for public use.
- ~~11)~~ Promotion of ~~Authority~~RCA growth and development, including outreach efforts, economic development and job creation opportunities.
- ~~12)~~ Promotion of specific ~~Authority~~RCA community events provided by or sponsored by RCA.
- ~~13)~~ Promotion of any ~~Authority~~RCA owned sites or facilities.
- ~~14)~~ Exchange programs with foreign officials and dignitaries.
- ~~15)~~ Promotion of ~~Authority~~RCA recognition, visibility, and/or profile on a local, state, national or international scale.

- 4)16) Promotion of AuthorityRCA services on a local, state, national or worldwide scale.
- 5)17) Promotion of open government and/or community relations by Public Official appearances, participation and/or availability at business or community events.
- 6)18) Sponsorship agreements involving private events where AuthorityRCA specifically seeks to enhance AuthorityRCA's reputation both locally and regionally by serving as hosts providing the necessary opportunities to meet and greet visitors, dignitaries, and residents.
- 7)19) All written contracts where AuthorityRCA as a form of consideration has required that a certain number of tickets or suites be made available for its use.
- 8)20) Employment retention programs.
- 21) Special outreach programs for veterans, teachers, emergency services, medical personnel and other civil service occupations.
- 9)22) Encouraging or rewarding significant academic, athletic, or public service achievements by residents or businesses of RCA service area.
- 10)23) Charitable 501 (c)(3) fundraisers for the purpose of networking with other community and civic leaders.
- 24) Promotion of and participation in intergovernmental relations and activities.
- 25) Promoting, supporting and/or showing appreciation for programs or services rendered by charitable and non-profit organizations benefiting AuthorityRCA residents.
- 26) Increasing public exposure to, and awareness of, the various recreational, cultural, and educational venues and facilities available to the public within RCA's service area.
- 27) Attracting or rewarding volunteer public service.
- 28) Attracting and retaining highly qualified employees in RCA's service.
- 29) Recognizing or rewarding meritorious service by a AuthorityRCA employee.
- 30) Promoting enhanced AuthorityRCA employee performance or morale.
- 11)31) Recognizing contributions made to RCA by former Board members or AuthorityRCA employees.

~~12)32)~~ Spouses of ~~Authority~~RCA officials in order to accompany him or her to any of the events listed above.

~~b:33)~~ Any purpose similar to above included in any ~~Authority~~RCA contract.

~~d. When a public purpose involves the oversight or inspection of facilities by a Public Official, the Public Official is required to provide a written inspection report and/or recommendation.~~

~~e. If the distribution is to an organization outside of RCA, such distribution is done pursuant to a public purpose outlined in Section 6c, above.~~

~~f. Subject to the provisions of this policy, tickets obtained by RCA pursuant to terms of a contract for use of public property because RCA controls the event, or, by purchase at fair market value, may be distributed to Public Officials. Any distribution must accomplish a governmental and/or public purpose in accordance with Section 6c, above.~~

~~g. Any ticket obtained pursuant to Section 6f which is distributed to a Public Official, other than an elected official or member of the governing body of RCA, for the Official's personal use, to support general employee morale, retention, or to reward public service is also deemed to serve a public purpose. Such ticket distribution shall be disclosed pursuant to Section 7, below. For purposes of this subsection, "personal use" is defined as use by the Public Official, his or her family, or no more than one guest.~~

~~h. Any Public Official, any member of the Public Official's immediate family, or guest of the Public Official may return any unused ticket to RCA for redistribution pursuant to this policy.~~

~~i. The provisions of this policy apply only to benefits the Public Official receives that are provided to all members of the public with the same class of ticket.~~

~~**Section 5. Return of Tickets.** Any public official or any member of the public official's immediate family may return any ticket unused to the Authority for redistribution pursuant to this policy. Government Code section 82029 has defined immediate family to mean spouse and dependent children. Under no reasons, may either the public official or a member of his or her immediate family sell or further transfer any ticket and/or pass provided under this policy.~~

~~**Section 6. Executive Director.** The Authority delegates the authority to distribute any tickets and/or passes in accordance with this policy to the Executive Director or his or her designee. In such case, where the Executive Director desires to obtain a ticket or pass, the Board of Directors authorizes the Board President to exercise the Authority's sole discretion in determining whether the Executive Director's use or behest of tickets and/or passes is in accordance to the terms of this policy.~~

~~**Section 7. Solicitation of Donated Tickets and/or Passes.** The Executive Director may authorize Authority staff to approach companies or organizations to request donation of~~

~~tickets and/or passes to facilitate the achievement of the governmental and public purposes described below.~~

~~**Section 8. — Transfer Prohibition.** The transfer by any public official of any tickets and/or passes distributed pursuant to this policy to any other person, except to members of the public official's immediate family for their personal use, is prohibited.~~

~~**Section 9. — Website Posting.** This policy shall be posted on the Authority's website in a prominent fashion. These forms shall be posted for 12 months and may be removed at the Authority's discretion anytime thereafter.~~

~~**Section 10. — Website Disclosure.** The distribution of a tickets or passes pursuant to this policy shall be posted on the Authority website in a prominent fashion within 30 days after the ticket distribution and shall include all the information as required under Section 18944.1. Any such posting shall use FPPC Form 802 or such alternative form as may be approved or amended from time to time.~~

Section 7. Disclosure Requirements

a. This policy shall be posted on RCA's website in a prominent manner. RCA shall, within 30 days of adoption or amendment, send to the FPPC by email a website link that displays the policy.

b. Tickets distributed by RCA to any Public Official which the Public Official treats as income pursuant to Section 6b, above, or, which are distributed for one or more public purposes described in Section 6c, above, must be recorded on Form 802 or, on such alternative form(s) as may from time to time be designated by the FPPC. This form must be maintained as a public record, and be subject to inspection and copying as required under Government Code section 81008(a). Within 45 days RCA must post these forms on its website and email a website link to the FPPC that displays the form.

c. Tickets distributed by RCA for which RCA receives reimbursement from the Public Official as provided under Section 6a, above, shall not be subject to the disclosure provisions of Section 7b.

d. For tickets distributed to a department or other unit of RCA, and not used by a member of the Board, political appointee, a department head or the Executive Director RCA may report the name of the department or other unit of RCA and the number of tickets provided to the department or other unit in lieu of posting the name of the individual employee(s) as otherwise required.

e. Tickets distributed to an organization outside of RCA pursuant to Section 6e, above, shall be disclosed in accordance with Section 7b, above, but, may be done by reporting the name, address, description of the organization, and the number of tickets or passes provided to the organization in lieu of posting the names of each individual from the organization as otherwise required.

AGENDA ITEM NO. 10

**FISCAL YEAR 2019
FOURTH QUARTER
CONSULTANT REPORTS**

Regional Conservation Authority

**FISCAL YEAR 2019 FOURTH QUARTER
CONSULTANT REPORTS**

Staff Contact:

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

Background:

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

Staff Recommendations:

That the RCA Executive Committee –

- 1) Recommend that the RCA Board of Directors receive and file the Fiscal Year 2019 Fourth Quarter Consultant Reports; and
- 2) Authorize staff to agendize this matter for the September 9, 2019, meeting of the RCA Board of Directors.

Attachments:

Fiscal Year 2019 Fourth Quarter Consultant Reports

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

AGENDA ITEM NO. 10

Attachment 1

DUDEK

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

Report Covers Period: 04/01/19 to 06/30/19

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, provided comments, 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 a 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. Most recently, the MSHCP implementation training for Permittees was held on April 15, 2019. Previous to this, the Biological Consultant Training was held on December 3, 2018, outside of their busiest time of year (i.e., outside of the biological survey season). This latter training will be held again in the late fall/early winter 2019. Additional training, focusing only on Reserve Assembly analysis, is tentatively being scheduled for August 2019 to facilitate more efficient reviews.

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. RCA and EPD meetings this quarter were held on April 3, May 1, and June 6, 2019.

Additional separate meetings/conference calls were held with RCA, Dudek, Permittees and/or applicants and their consultants, including but not limited to: 1) Crestview Apartments (City of Riverside), 2) Warren Road/Stetson Avenue Road Exchange Minor Amendment (City of Hemet), 3) the San Jacinto River Stage 3 Project (Riverside County Flood Control), 4) Sunset Avenue/La Estrella Road Exchange Minor Amendment (City of Wildomar), and 5) the Temecula Creek Restoration Project.

Dudek also has multiple conference calls each month with applicants/biologists on other projects regarding MSHCP implementation and compliance questions. Dudek fields questions on an ongoing basis related either to new projects or ongoing projects, both inside and out of the Criteria

area. Dudek also provides assistance regarding explaining the California Environmental Quality Act (CEQA) and how the MSHCP review process works with the CEQA process.

Dudek also prepared templates for, and provides as-needed updates to, the MSHCP Consistency Analysis report and the Determination of Biologically Equivalent or Superior Preservation report now posted on RCA's website. The purpose of these templates is to provide guidance for Permittees and applicant biologists with the expectation that information needed to demonstrate MSHCP consistency will not be missed and thus, RCA comments on JPR supporting documentation may be reduced.

Wildlife Agency Coordination and Meetings

Dudek attended three monthly meetings with USFWS and 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 April 18, May 16, and June 20, 2019.

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 are 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 April 10, May 21, and June 12, 2019.

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 Participating Special Entities (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), including conditions to finalize 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. Dudek has also been working with SCE on two PSE for the two phases of the Valley-Ivyglen 115kV Project. Phase 1 was found consistent with the MSHCP with a Certificate of Inclusion (COI) issued December 2014. However, due to design changes, the project will need to be reviewed again, and the PSE Findings will need to be amended. The Phase 2 PSE application and supporting documents are expected to be submitted later this year (2019). Dudek and SCE have coordinated extensively prior to the formal Phase 2 submittal to ensure that the MSHCP PSE policies and requirements are being appropriately addressed.

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. Multiple rounds of review/revisions were necessary to demonstrate MSHCP consistency, but both PSE processes are now complete. The COI for Site 2 Laborde Canyon was issued May 2018, and Site 1 Potrero Canyon COI was issued in July 2018. Both remediation sites have started construction and may need to extend their work outside of the area approved under the PSE

Findings. It has since been determined that some of the remediation activities will occur outside of the previously approved footprints, and revised documentation is pending. Once received by Lockheed, both Sites 1 and 2 will be reviewed, and the PSE Findings will be amended accordingly.

Criteria Refinements

Dudek staff provided support and coordination related to pending and existing Criteria Refinements (CR). Ongoing reviews and coordination include 1) Luiseno Village CR with the City of San Jacinto and Soboba, and 2) Olsen Canyon CR with Riverside County.

RCA and Management Support

Dudek staff provided various forms of analysis and provided staff support by attending meetings, 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, particularly those with substantial issues. Dudek works very closely with Tricia Campbell, Director of Reserve Management and Monitoring, and other RCA staff to assist with past and ongoing JPRs, PSEs, and CRs, report templates, Permittee coordination and training, and consistency with MSHCP implementation procedures, including Reserve Assembly (Cell/Cell Group/Subunit) analysis standards.

AGENDA ITEM NO. 10

Attachment 2

Kadesh & Associates

CONSULTANT REPORT – KADESH & ASSOCIATES
FISCAL YEAR 2019 4th QUARTER REPORT – 4/1/19 – 6/30/19

Services Provided During Current Work Period:

- 1- Budget and Appropriations for FY2020;
- 2- Follow up to National HCP Coalition DC advocacy trip;
- 3- Led monthly coalition government affairs conference calls;
- 4- Planning for Coalition annual conference; and
- 3- Pursuit of Refuge legislation.

April -

April was focused on the release of the Mueller report and the follow-up to the release of the Administration's FY20 Federal Budget, particularly how the House and Senate Budget committees as well the Appropriations committees were proceeding. Both the House and Senate were adjourned for two weeks for the Easter/Passover recess.

Congressional Action on the FY20 Budget-

House Democrats proposed a defense budget of \$664b for FY20, up 2.6% over FY19, and \$680b in 2021, according to statement by House Budget Cmte Chairman John Yarmuth.

-\$631b was proposed for non-defense discretionary budget in FY20 – a 5.7% increase over FY19 – and \$646b for 2021.

·FY20 Defense funding would total up to \$733b including a cap of \$69b for cap-exempt Overseas Contingency Operations funds.

·Defense and non-defense budgets would each increase by \$88b compared with FY20 cap level

Infrastructure-

It was announced that the Senate Environment and Public Works Committee will approve a public works package by July, with the current surface authorization expiring at the end of 2020. The committee planned hearings on draft legislation.

May -

May was focused on the development and markup of the FY20 funding bill for the House Appropriations Subcommittee on Interior, EPA and Related Agencies. Both the House and Senate were in session for all of May except for the final week of the month for the Memorial Day recess.

Congressional Action on the FY20 Interior/EPA House Subcommittee Appropriations Bill- The FY20 House Subcommittee mark-up on May 15, 2019 and the subsequent full committee and House action on RCA's primary concerns -- Section 6 funding; favorable mention of HCPs; and strong Refuge funding levels and direction – were all favorable.

This language was included in the House Appropriations Interior Report.

This excerpt starts at the bottom of p. 18 of attachment and can be found via this link: <https://appropriations.house.gov/sites/democrats.appropriations.house.gov/files/FY2020%20Interior%20Filed%20Report%20-%20HR3052.pdf>

Planning and Consultation. — The recommendation includes \$113,018,000 for timely evaluations and permitting of development projects to ensure species are protected while allowing for development that contributes to economic growth and job creation. This recommendation is an increase of \$6,939,000 above the enacted level and \$5,502,000 above the budget request. This recommendation does not accept the reductions proposed in the budget request and provides \$2,500,000 for National Environmental Policy Act (NEPA) streamlining. ***The additional funding is for staffing to build field capacity for technical assistance to Federal agencies and project proponents and to work with States, counties and private landowners to create Habitat Conservation Plans; to enhance the Integrated Planning and Conservation (IPaC) system; and to plan the development of a system for compliance monitoring and enforcement to ensure adequate implementation of the ESA. The Service is encouraged to issue guidance to field offices for streamlining Endangered Species Act section 7(a)(2) consultations on federal actions that authorize, fund, or carry out a covered activity in an approved Habitat Conservation Plan (HCP) permitted under section 10(a)(1)(B) and that affect listed species that are covered species in the approved HCP.***

Conservation and Restoration. — The recommendation includes \$34,650,000 for Conservation and Restoration, *\$2,254,000 above the enacted level*, and \$8,209,000 above the budget request. The recommendation does not include any of the proposed reductions and provides an additional \$2,000,000 for Candidate Conservation. This increase will help the Service work with partners to conserve species by identifying and alleviating threats so they do not require listing.

Recovery. — The recommendation includes \$117,873,000 for Endangered Species Act recovery activities, *\$22,841,000 above the enacted level*, and \$22,873,000 above the request. The recommendation does not accept the proposed budget reductions for de-listing and down-listing, State of the Birds, White Nose Syndrome, Prescott Grant Program and Wolf Livestock Demonstration Program, and includes a total of \$8,000,000 for Recovery Challenge grants. The Committee has long championed the need for listing decisions to be based on science, not politics. In the current political climate, the Committee remains concerned that if iconic species are removed from the endangered species list, they will not receive adequate protections to ensure their survivability. The gray wolf is an example of a species of concern. The Committee directs that if the Service is going to delist a species based on the best available science, the Service must first carefully analyze state management plans to ensure adequate protections will be in place and then establish a stringent monitoring system that guarantees there is rigorous enforcement of those plans.

National Wildlife Refuge System. — The recommendation includes \$514,164,000 for the National Wildlife Refuge System, *an increase of \$25,913,000 above the enacted level*, and \$4,635,000 above the budget request.

Wildlife and Habitat Management. — The recommendation includes \$239,437,000, *an increase of \$4,970,000 above the enacted level* and equal to the budget request. The Committee supports the funding increase included in the budget request for Invasive Species Strike Teams and the reduction proposed for Inventory and Monitoring. The Committee understands the use of native plant materials increases resilience, reduces invasive species, and creates a more effective deterrent to fire. The Service is directed to brief the Committee on the use of native plants in refuge restoration within 180 days of enactment of this Act.

Refuge Visitor Services. — The recommendation includes \$80,855,000, *an increase of \$7,536,000 above the enacted level*, and equal to the budget request. The recommendation restores the reduction proposed in the budget request for Youth and Careers in Nature, which includes tribal youth, provides an additional \$1,000,000 over the budget request for the Urban Wildlife Conservation Program, and provides \$5,106,000 of the requested program increase for refuge visitor services. Engaging Americans of all ages with nature must be a priority.

Refuge Law Enforcement. — Federal Wildlife Officers are the face of the Refuge System. Current refuge law enforcement staffing is at 22 percent of the staffing level recommended by the International Association of Chiefs of Police. The recommendation includes \$45,307,000, an increase of \$7,253,000 above the enacted level and \$2,112,000 above the budget request. This funding level provides an additional 40 FTE that are to be dispersed nationwide to ensure every refuge has law enforcement coverage by a Federal Wildlife Officer.

Conservation Planning. — The recommendation provides \$2,523,000, equal to the enacted level, and an increase of \$2,523,000 above the budget request.

Refuge Maintenance. — The recommendation includes \$146,042,000, *an increase of \$6,154,000 above the enacted level*, and equal to the budget request.

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND –

The Cooperative Endangered Species Conservation Fund (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, 2019:	\$53,495,000
Budget estimate, 2020:	\$ 0
Recommended, 2020:	\$63,702,000
<i>Comparison:</i>	<i>+\$10,207,000</i>

The Committee recommends \$63,702,000 for the Cooperative Endangered Species Conservation Fund, ***an increase of \$10,207,000 above the enacted level***, and \$63,702,000 above the budget request. The additional funding will increase the grant funding available to States and Territories for species and habitat conservation actions on non-Federal lands.

Infrastructure-

On May 15, 2019 House Energy & Commerce Democrats introduced an infrastructure package aimed at combating Climate Change, expanding Broadband Access and protecting public health and the environment. H.R.2479, the Leading Infrastructure for Tomorrow's America Act (LIFT America) had a full committee hearing on May 22, 2019.

The LIFT America Act includes investments in several key areas, including programs and funding to address the Climate Crisis and Protect the Environment:

- Over \$33 billion for clean energy, including \$4 billion to upgrade the U.S. electric grid to accommodate more renewable energy and make it more resilient. It also includes \$4 billion for the expansion of renewable energy use, including \$2.25 billion for the installation of solar panels in low-income and underserved communities.

June -

June was focused on the floor consideration of the FY20 funding bill for the House Appropriations Subcommittee on Interior, EPA and Related Agencies. The House and Senate were in session for all of June. The House passed its second minibus package 227-194 on June 25: Agriculture-FDA/Commerce-Justice-Science/Interior-Environment/Military Construction-VA/Transportation-HUD and passed Financial Services-General Government 224-196 on June 26. Two bills remain outstanding: Homeland Security and Legislative Branch. The Senate had not moved any appropriations bills absent a budget caps deal.

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.

AGENDA ITEM NO. 10

Attachment 3

RIVERSIDE COUNTY REGIONAL PARKS AND OPEN-SPACE DISTRICT

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

Report Covers Period: 04/01/2019 – 06/30/2019

External Services Provided During Current Work Period:

200 Work Release Program hours were utilized during the Fourth Quarter of FY2019

152.5 Intern Program hours were utilized during the Fourth Quarter of FY2019

22.5 Volunteer hours were utilized during the Fourth Quarter of FY2019

General Administration

Natural Resource Manager (NRM) Jonathan Reinig worked toward addressing the increasing threat of mountain bikes and recreation on RCA Conserved Lands. Work committed toward the issue included: meeting with management staff of the RCA and public relations firm OPR Communications to consolidate ideas and strategies on how to address the issue, drafting a conceptual guide to recreation on MSHCP Reserve Lands, identifying properties with particularly sensitive habitats and species that will necessitate special recreation restrictions, continued mapping of trails in highly impacted areas, and reaching out to influential members of the mountain bike community to open lines of communication and discuss future meeting possibilities.

Staff fielded several phone calls regarding complaints from residents whose properties had been inundated by bees attracted to their water sources (e.g., swimming pools, fountains, etc.). The bees were originating from the neighboring Delgado property where 44 pallets of bee boxes had been placed by the Happy Bee Co. per their lease agreement with the RCA. The owner of the Happy Bee Co. cooperated with instruction from MSHCP Land Management staff in attempts to mitigate the problem. The Happy Bee Co. initially placed additional water sources at the hives and later removed half of the bees from the property when the issues did not subside. Despite these measures, the residents continued to see large numbers of bees at their properties. Plans were arranged at the end of the quarter to have the remainder of the bees removed from the Delgado property.

The MSHCP Land Management section of RCA Annual Report (2018 Section 6.0 Management Activities) was completed and submitted to the RCA.

Suggestions and comments were submitted on behalf of the RCA on draft versions of the recently established S&S Seeds, Inc./RCA Contract and Right of Entry. This contract helps the RCA facilitate the collection of rare plant seeds that can be used for restoration and reintroduction projects on RCA Reserve Lands.

An email contact list for MSHCP Land Management volunteer opportunities was created to broadcast MSHCP land management events/projects that would benefit from the help of volunteer participation.

NRM Reinig gave a presentation on Delhi sands flower-loving fly habitat management at the Teledyne property to the Mount San Jacinto College SEAL club (Students for Environmental Action and Leadership). Three of the club members later participated in a volunteer weed pull day at the site.

Staff collected photographs from their files of MSHCP covered species, land management activities, and the 2019 super bloom event. The photographs were submitted to the RCA's public outreach firm OPR Communications to be used on the RCA's webpage and outreach material.

A letter was drafted for and provided to a private property owner adjacent to the Maddock Ranch Conservation Easement. The property owner's Home Owners Association was requesting a letter stating that his fence line was not encroaching onto the Conservation Easement.

A meeting was attended with the RCA and representatives from Riverside County Roads Department and Riverside County Department of Waste Resources. The Roads Department was seeking input on options of remedying road runoff erosion onto the Lake Hemet Municipal Water District (LHMWD) Conservation Easement at Fairview Ave in unincorporated Valle Vista. The Roads Department agreed to minimize impacts by building up riprap in their existing easement.

A fire management meeting was attended with the RCA and representatives from CALFIRE, Riverside County Fire, and Murrieta Fire. The focus of the meeting was to discuss potential increased efforts for preventative fire measures on RCA Conserved Lands and the balance between habitat preservation and community protection.

A meeting was attended with the RCA and representatives of the Inland Empire California Conservation Corp (IECCC) to discuss the potential for future collaborative projects. The IECCC had acquired grant money and was soliciting partners in need of assistance from their labor force.

Two Interagency Santa Ana/Palomar mountain lion linkage working groups were attended. The purposes of the meetings were to coordinate and discuss ongoing plans and strategies for facilitating the continuity of the two mountain lion populations on either side of Interstate 15 in the Temecula area.

Proposed legal access routes from the Inland Empire Resource Conservation District (IERCD) were reviewed and commented on. The IERCD was in the process of acquiring a large area of land adjacent to the Oak Valley Partners and Live Oak Canyon properties. As a result, the IERCD was searching for additional legal accesses which would pass through RCA Conserved Land to reach their future property.

Communications were held with Brian Beck (RCA) regarding the status of an Edison Gate near the Pecuniary property. The Edison gate had been recently reinforced by staff and several land owners had contacted the RCA's office asking for access through the gate. Two private property owners were given gate lock combinations after providing documentation of their legal access (see the San Timoteo HMU portion in the Maintenance/Fencing section below for more detail).

At the Greenwald property, a recent home buyer to the east of the property contacted the MSHCP Land Management office. The private property owner requested access through the Greenwald property as an alternate route for semi-trucks to access his property. Due to a lack of legal access thru the property by the individual, the request was declined.

A list of all RCA-owned and/or managed lands was compiled for Riverside County Parks for one of their District reports.

NRM Reinig reviewed and edited an updated draft of Riverside County Parks Policy 4.6-Uniforms.

The monthly Riverside County Parks Mangers Meeting was regularly attended.

The monthly Western Riverside County Management and Monitoring Meeting was regularly attended.

Staff attended monthly MSHCP Land Management Staff Meetings.

Staff attended the annual Riverside County Parks Employee and Volunteer Appreciation Luncheon.

Staff attended Blood Borne Pathogen Training.

Ranger Robert Fountain attended self-defense training.

Patrol/Enforcement

Badlands HMU

Ranger Richard Chagolla continued working on the Off-Highway Vehicle (OHV) issues at the CALMAT property. Over the course of the three months (Fourth Quarter) one motocross jump was removed at Jack Rabbit Trail, three fence repairs were made along Jack Rabbit Trail, So Cal Gas Company (an adjacent landowner) was notified of the damage to their gate, and several contacts were made with individuals in trucks who were attempting to unload their dirt bikes in the area.

During regular patrols, two OHV-created fence cuts were located and repaired at the Wolfskill/Driscoll property.

Cactus Valley HMU

Evidence of OHV activity was found at the SSR property. Fence go-arounds created by OHV riders at the entrance gate to the property were identified and closed by extending the existing fencing.

Gavilan HMU

The Ranger patrol duties associated with the super bloom event in Lake Elsinore tapered off in the beginning of the Fourth Quarter. With the drying of the flowers, public interest in the Reynolds and Long Beach Equities properties nearly dropped to pre-super bloom levels. Staff removed all temporary signage and fencing that was installed for the event.

The Andrade, Adams, and North Peak #2 properties continued to be the site of routine misuse by the public. These properties are all located in the problem area of the El Toro Cutoff Road. During the Fourth Quarter, patrol/enforcement activities at the properties included: contacting two separate individuals whose belongings were illegally dumped in the area and persuading them to return to remove their trash, assisting Riverside County Sheriff with the identification of a man in the possession of a stolen vehicle who fled the properties earlier in the day, and intervening with illegal target shooters who had set up themselves in the area.

Dirt bike jumps at the Nelson property were knocked down and the cut fence (associated with the dirt bike activity) was repaired. Subsequent patrols of the property showed no new signs of OHV activity.

Two separate cut fences were repaired at the Toscana Donation Phase 2 property.

The Johnson property was patrolled. The hard rock mine closures were checked and found to be working and intact. Ranger Chagolla made contact with a group of landscapers removing boulders from the adjacent U.S. Bureau of Land Management (BLM) parcel and ordered them to return the boulders.

The Greenwald property was patrolled with no issues to report.

Menifee HMU

Ranger staff inspected the interior of the White Rocks property where a possible marijuana grow site was reported by the MSHCP Biological Monitoring staff. Thousands of small plants as well as fresh irrigation tubing, fertilizer bags, and a small camp were located. Ranger Supervisor Ruben Rodriguez was successful at reaching out to the Lake Elsinore Sheriff Department for assistance. The Sheriff Department's Marijuana Task Force was able to locate and remove a few thousand small plants and a bottle of extremely toxic illegal pesticide (Carbofuran) from the property's riparian area.

With an increase in awareness of the destructive behavior of mountain bikes in the south western portion of the Plan Area, attention was refocused at the Winchester 700 Murrieta property, a property where an unauthorized trail system had been established in the past. Time was spent by Ranger Fountain learning the trail system of the property, reclosing closed trails that had been reopened by members of the public, and closing additional unauthorized old and new trails. On a trail-by-trail basis these efforts had varying degrees of success. Some trails remained closed after the initial closure while others were repeatedly reopened by unknown individuals. Efforts to document this vandalism is ongoing and include trail cameras and other experimental approaches.

An inspection was made of the Tax Sale #5 property in Murrieta for weed abatement needs. Upon arrival, the north eastern portion of the property was found mowed by unknown individuals. To prevent future unauthorized mowing within the property, boundary signage was increased.

Target shooters were found using the Dyer Wynn property by Rangers Chagolla and Fountain. Contact was made with the target shooters and they left the property without issue.

Ranger Fountain patrolled the interior of Elsinore Lakeview Estates and confirmed no camps had been reestablished since the homeless camp eviction and cleanup effort that occurred in the Third Quarter of 2019.

Ranger staff patrolled the interior of the Delgado property and the property's southern boundary fencing. The fence line was found intact and no other issues were found to report.

The El Sol property was patrolled during the Lake Skinner Balloon and Wine Festival. No issues arose from the nearby event.

Sage HMU

The Bush property was patrolled regularly to check on the status of the extensive new fencing in this former OHV hotspot. The fencing was found to be highly effective at stopping OHV access to this sensitive property and no vandalism has occurred to it in the Fourth Quarter. During these patrols, a homeless encampment was located within the property and was posted to vacate. A subsequent visit by Ranger staff determined that the camp was inactive. With the help of four Work Release Program workers, staff removed one Ford F55 dump truck worth of encampment trash from the property.

Ranger staff regularly patrolled the Bell/Weigel/Tax Sale 13 properties and conducted upkeep of access controls in the area. A side trail leading into the Tax Sale 13 property, which had been blocked the previous quarter with a fence segment, was found heavily vandalized by OHV riders and was repaired. An OHV fence go-around was located along the western boundary of the reserve lands at La Estrella and was blocked with additional fencing.

The mountain bike trail network in the area was checked to assure closed trails remained closed and no additional trail work had been initiated. Although neighboring BLM land had signs of recent trail building, no new trail evidence was found on MSHCP Reserve Lands and trails that had been closed in previous quarters remained unused.

Also, at the site, staff coordinated with CALFIRE Captain Jim Rodriguez who was interested in mapping conditions of the areas' roads for potential fire suppression duties. Existing road conditions and combination lock codes were conveyed to the Captain to aid in his access and mapping efforts.

Evidence of an illegal marijuana grow site was found on National Forest land immediately adjacent to the Agua Tibia Donation, from which the grow site was being accessed. Officers from the Forest Service were notified. Through correspondence with a University of California, Davis research team who had mountain lion monitoring trail cameras on the Agua Tibia Donation property, photographs of suspicious individuals passing through the property were provided to the National Forest Officers.

During regular patrols, Ranger Johnny Garcia discovered the Cordova property's fencing had been cut and two large plastic water tanks had been stolen from the property. A stolen equipment report was filed with the Riverside County Sheriff's Department and the associated cut fencing was repaired. Searches of nearby private parcels were unsuccessful at locating the stolen tanks.

In response to reports from neighbors of OHV activity at the Terra Investors property, Ranger staff scouted the interior of the property to find potential access points. Several were found in a remote,

unfenced portion of the property. The OHV access points were blocked with boundary signs and logs.

The Temecula Creek Conservation Easement was patrolled by Rangers Chagolla and Fountain for homeless encampments. While no living areas were found within the RCA parcels, cut fencing and vandalized signage were located and repaired or replaced.

The Odegaard property gate was found damaged and was repaired.

Evidence of increased vehicle and OHV use was observed on the Mulder property. Additional boundary signs and "No OHV" signs were installed at access points.

Ranger Garcia patrolled the Anza Knolls, Winchester 700, Reden, JPR Inc, Martin, Walker, Santos, and De Jesus properties. All gates remained in good condition and no signs of OHV activity were observed on any of the properties.

San Jacinto HMU

Ranger staff continued to regularly patrol the OHV hotspot area of the EMWD San Jacinto River Parcels. In early stages of planning for desired large-scale OHV access controls in the area, Ranger Staff spent time identifying the many OHV access points leading into the properties. Key OHV access points originate from both privately owned properties to the south and Soboba Indian Reservation to the north.

Rangers Fountain and Chagolla discovered 300 feet of damaged fencing along the northern boundary of the Higgins Nuevo property. Temporary repairs were made to keep the property secure pending another site visit that will replace the approximately 40 T-posts that were removed. Ranger Fountain contacted a volunteer Sheriff's outpost in the area and discussed the issue of fence theft at the property.

Natural Resource Specialist (NRS) Ana Sawyer checked the Kaelyn #2 property to assess dry farming within the property's boundary. The wheat farming incursion covered 4 acres of the southern portion of the property and was stemming from private parcels to the south. In response to the farming incursion, the southern boundary of the property was heavily signed and a letter asking for a cessation of the farming activity was mailed to the private property owner, from which the farming activity was originating.

The KB Homes River Donation was patrolled with no issues to report.

Santa Ana Mountains HMU

At the La Laguna and Bishop properties, patrols were increased to ensure that access controls were remaining intact and effective at restricting unauthorized access into the Holy Jim Fire burn scar. The fencing at the Bishop property's western boundary (placed in the Third Quarter) was found to be effective at stopping the large spike in OHV, mountain bike, and pedestrian traffic that had occurred at the property immediately after the fire. Additionally, the large boulders placed by Elsinore Public Works during the Rice Canyon emergency work conducted in the Fall 2018, were found to also be effective at stopping OHV access into the La Laguna property.

The mountain bike trail network at the Temecula Escarpment (area of the Fischer, Temecula Escarpment Donation, Hong, and Tax sale #5 properties) was visited to search for new unauthorized trail building. Although no new trail construction was found to have occurred since our last visit, the miles of unauthorized new trails (majority of which occurred on private parcels) were very apparent. The gate at the Fischer property was found cut open and was repaired.

The Kamyar property was patrolled for new homeless encampments. No active camps were found within the property boundary. This property has had homeless encampment issues in the recent past.

Ranger staff patrolled Murrieta 180, Trans/Clarke, Lancina, Damietta Ranch, TNC/Monte Cristo, and Hansen Layton properties and found no issues to report.

San Timoteo HMU

MSHCP Land Management staff responded to reports of tree harvesting (including native oaks) occurring on and around the Oak Valley Partners property. The tree cuttings were documented along the northern boundary of the property. The suspect of the illegal tree harvesting was identified by a concerned citizen from a social media post, offering firewood for sale. A complaint was filed with Calimesa Code Enforcement, who later visited the site with a Sherriff's Deputy and Ranger Chagolla. The Code Enforcement Officer and Sherriff's Deputy made contact with relatives of the suspect. The relatives assured the officers that the individual had moved out of the area and would no longer harvest wood.

In addition, Ranger Chagolla made contact with three sets of OHV riders to the north of the Oak Valley Partners property, repaired the damages to the property's northern gate, and worked with IERCD to gain them access through the Oak Valley interior gate, for their restoration activities.

The Palmyrita Donation and Spring Mountain Ranch Donation were patrolled with no issues to report.

Maintenance/ Fencing

Cactus Valley HMU

At the Goodhart property residence, replacement carpeting was installed, winter rain damaged roads were graded, and the shop/residence area was string trimmed.

At the Gabrych property, Staff responded to calls from neighbors about unauthorized and poorly completed road grading of Lewis Valley Road, which passes through the Gabrych property. The road is a private dirt road and six property owners share the responsibility of road maintenance. A contractor working for a new property owner, widened the road as it passes through the Gabrych property and left the road with large sandy patches. A "No Unauthorized Road Grading" sign with the MSHCP Land Management office contact number was designed and will be deployed along Lewis Valley Road to ensure private property owners work with Land Management staff on future road grading.

Gavilan HMU

Park Maintenance staff completed road repairs and two OHV barricades at the Roth property.

Meniffee HMU

The interior roads at the McElhinney/Stimmel property were tractor mowed to allow access by vehicle.

Sage HMU

A dumped refrigerator, washing machine, and trash pile were removed from the newly acquired Sances property.

San Jacinto HMU

A dumped Jacuzzi was removed from the Riverpark property. A northern road entrance which bisected the property was fenced to discourage future dumping in the property's interior.

San Timoteo HMU

With the permission from Edison, work was completed on securing and reinforcing one of their gates located just outside the boundary of the Pecuniary property. This gate had secured the area from trespass issues in the past but had remained cut open for an extended period of time.

Weed Abatement

The Fourth Quarter signifies the peak weed abatement season for MSHCP Land Management staff. Most parcels identified for abatement stemmed from notices distributed by the Riverside County Fire Department and/or various City Code Enforcement offices. In addition, a small percentage of parcels were abated at the bequest of neighboring private property owners or in areas determined necessary by Land Management staff. Communications with the issuing entities were often necessary to strike a balance between their desired fire prevention measures and the allowable actions under the Abatement Notice.

MSHCP Land Management staff completed road side and/or neighboring structure weed abatement using string trimmers at the Bautista, Calvary Chapel, Cuccia/Vogel, Emerald Meadows, KB SJ River Donation, Pecuniary, Riverside Clark, Soboba Donation, and Scheer properties.

Roadside tractor mowing (often accompanied by string trimmer work) was completed by staff at the Carlsbad, Dilworth, Gentry, Kaelyn #1 and #2, KB Homes Coastal Donation, McCormick, Percival, Rafco, RCTC Hemet Donation, Shiang, Wilhelm Ranch, and Wolfskill/Driscoll properties.

The road side areas of several properties were herbicide treated as a means of weed abatement. Herbicide applications were done in areas with high nonnative plant growth early in the season to reduce future mechanical abatement efforts, or in areas that had been mechanically abated but were experiencing regrowth. These properties included Bolton, CALMAT, Casa Modelo, Clark, Emerald Meadows, Greenwald, North Peak 3 and 4, Pecuniary, McElhinney/Stimmel, Riverside Clark, Scheer, Soboba Donation, and Wolfskill/Driscoll.

Finally, using the Riverside County Parks District contracted mower, large roadside weed abatement projects were completed at the Damietta Ranch, Gozman, McElhinney/Stimmel, Riverside Clark, Skorpanich, and Trans Clark properties.

Habitat/Species Management

General

NRM Reinig prepared for and met separately with a new Mount San Jacinto College (MSJC) Intern and a new Riverside County GAIN (Greater Avenues for Independence) Program Intern to discuss the MSHCP and their summer projects of collecting seeds from native shrubs to be used for restoration purposes. A species checklist, shrub identification guide, and seed collection supplies were distributed to the interns and time was spent in the field with each intern working on shrub identification and seed collecting techniques.

Badlands HMU

Quarterly photo points were completed at the CALMAT restoration area.

Gavilan HMU

Efforts to locate surviving western pond turtles at the Bolton property were unsuccessful. Two weeks of camera trap monitoring followed by a week of active trapping efforts detected no pond turtle observations. It appears the prolonged drought has extirpated the once robust population of western pond turtles on the property.

Meniffee HMU

The future Spencer's Crossing Conservation Easement was inspected to determine annual habitat maintenance costs of the restoration area for establishing the cost of the endowment fund. The upland areas of the property were found to be nearly completely composed of dense nonnative stinknet and mustard. The restored riparian portion of the property continues to possess good stands of native vegetation but large amounts of nonnative Bassia, bristly ox-tongue, Spanish sunflower, stinknet, bull thistle, mustard, and rabbit foot grass were found invading the area. It was estimated that two bouts of seven-day treatments per year with a crew of three staff members would be necessary to maintain the site with low nonnative cover.

The Clinton Keith Wildlife Overcrossing was assessed to determine annual habitat maintenance and wildlife fencing maintenance costs for establishing an endowment fund. The site has a heavy infestation of nonnative short pod mustard dispersed amongst native forbs and shrub seedlings. It was estimated that an annual effort of ten visits per year would be required to maintain the overcrossing's habitat and the one-way doors within the wildlife fencing.

Two MSJC Interns were accompanied by staff on a nocturnal nonnative bullfrog and crayfish removal at the Cornerstone property. Six juvenile/sub-adult bullfrogs, eight large bullfrog tadpoles, and 19 crayfish were removed from the property's creek using an air rifle and dip net.

Quarterly Peeper Scope checks were completed at the artificial burrowing owl burrows on the McElhinney/Stimmel property. A pair of burrowing owls was observed nesting in an artificial

burrow with two eggs. Two additional pairs of owls were seen using an artificial burrow and a natural burrow but did not appear to be actively nesting. Subsequent visits and camera trap monitoring by NRS staff revealed that the nesting pair of owls failed when one of the adults was predated. The two additional pairs of owls continued to show little sign of nesting behavior by the end of the Quarter. Other portions of the property were searched twice monthly by an MSJC Intern and Paloma Valley High School Intern for additional burrowing owls.

The Anheuser Busch property was also searched by the Interns on two occasions. Despite these efforts, no owls were located. Habitat maintenance performed at the site during the Fourth Quarter included string trimming all artificial burrows by NRS staff and mowing of approximately one acre around each of the active burrows by the Riverside County Parks District contracted mower.

At the White Rocks property, two days were spent clearing weeds from the upland marijuana grow site which was dismantled by staff in 2018. The disturbed soil of the area encouraged vigorous growth of nonnative mustards and star thistle. Many native buckwheat and black sage seedlings were observed in the area as a result of previous native shrub seeding efforts.

At the Winchester 700 Murrieta property, mechanical weed removal was performed as part of the restoration being performed on the decommissioned unauthorized mountain biking trail. Seeding of California buckwheats at the restoration site in fall of 2018 has resulted in many seedlings of the native shrub at the site in the Fourth Quarter.

One day of weed removal was performed at the La Paloma coastal sage scrub restoration site.

Two MSJC Interns conducted regular visits to the ephemeral pools at the Bolton and Shiang properties to document if recent improvements to the pools were effective. The Shiang pool was improved in fall of 2018 by placement of a subterranean plastic liner and the Bolton pool was improved in fall 2014 with placement of a clay liner. In the past, both of these man-made pools would regularly inundate with rain water, then dry before the western spadefoot frogs breeding in them could complete their reproduction cycle. The Shiang pool successfully metamorphed thousands of juvenile spadefoots for the first time since monitoring began in 2007. The Bolton pond successfully metamorphed hundreds of spadefoot juveniles for the second time since improvements were completed and since monitoring of the pool began in 2008. The common versatile fairy shrimp were also documented to be abundant in both pools.

River HMU

Habitat restoration, maintenance, and monitoring of the Delhi sands flower-loving fly habitat at the Teledyne property continued. Heavy winter rains necessitated several passes of weeding in the upper dune portion of the property by staff, Work Release Program workers, and volunteers. Nonnative short-pod mustard and verbisina were both heavily targeted and were removed with hand tools prior to them seeding. Despite this, late spring rains encouraged additional late season growth of verbisina and several trash bags of verbisina seed heads were removed from the site late in the season. The system of open sandy paths needed by the Delhi fly was maintained with several treatments using a quad drawn harrow. Photo points were taken at the property's photo stations twice during the Quarter.

With reductions in the nonnative seed bank from multiple years of management, seed collection of native plant species that historically occupied the habitat was conducted for reintroduction to the property. A MSJC Intern was assigned the task of seed collection. The Intern collected native

annual forb seeds from the Bode, Bush, Henry Conservation Easement, Soboba Donation, and Meadows at Lone Cone (SJRR) properties.

Quarterly Peeper Scope checks were completed on the artificial burrows of the Hidden Valley Wildlife Area. No burrowing owls were documented using the site.

Sage HMU:

NRS Joseph Sherrock checked and maintained a water guzzler camera trap at the Winchester 700 Reed Valley property. The camera trap documented use of the water guzzler by bobcat, coyote, deer mouse, desert cottontail, dusky-footed wood rat, grey fox, mule deer, striped skunk, California scrub jay, California thrasher, greater roadrunner, California quail, and common raven. Incidental records of covered species were submitted to the MSHCP Biological Monitoring Program.

MSJC Interns conducted two checks of the Winchester 700 Reed Valley old tar paper-lined ephemeral pool. Consistent with findings in previous years, western spadefoot frogs that breed in the pool were found to be unsuccessful when their eggs failed to complete development.

An area search was conducted by NRM Reinig with two MSJC Interns at the Agua Tibia Donation for target reptiles needing species objectives met in this MSHCP Core Area (red diamond rattlesnake, granite night lizard, and San Diego mountain king snake). Although speckled rattlesnake, Gilbert's skink, western fence lizard, and slender salamander were observed, no target species were found. During the search, signs of an active marijuana grow site were found immediately upstream of the property on National Forest land. The marijuana grow site was reported to National Forest officials (see Sage HMU portion of Patrol/Enforcement section above for details).

At the Bush property, NRS Sherrock monitored a road paving project at the adjacent Rancho California RV Resort, to ensure all work was limited to the existing pavement.

Quarterly photo points were completed at the Cordova, Gabrych, JPR Inc (6), and Mulder properties.

San Jacinto HMU:

Work continued on managing habitat and monitoring burrowing owls at the Nuevo Donation burrowing owl translocation site. The artificial burrows were string trimmed and the remainder of the 87-acre parcel was mowed by staff. Communications were held with the biological consultant for Lewis Management Corp. to coordinate the purchase of two years of native seeds to be used at the site. MSHCP Land Management staff coordinated with staff of the adjacent San Jacinto Wildlife Area and contracted mowing of 100 acres of their property for the benefit of the Nuevo Donation burrowing owls.

Weekly visits were made to the site by a MSCJ intern to document use of the site by burrowing owls. Early in the quarter, a pair of translocated owls and two wintering owls were observed using the property's artificial burrows. Nest checks by staff revealed the pair was actively nesting and incubating eight eggs. Unfortunately, the nest failed when both adult owls fell victim to predation events.

NRS Sawyer assisted S&S Seeds, Inc. with their special seed collection efforts for the RCA of rare alkali playa and vernal pool plant species. NRS Sawyer conducted multiple site visits to several RCA properties to identify locations of the target species. Location records were transmitted to S&S Seeds, Inc., who was able to collect the desired density of seeds from 11 of the targeted species.

NRS Sawyer and a volunteer removed three trash bags of scattered stinknet from the RCTC Dilworth Donation #2 property, in hopes of stopping the spread of this species. This aggressive nonnative weed is in early stages of infestation at the property.

Quarterly photo points were completed at the Carlsbad, EMWD Conservation Easement, KB Home Coastal Donation, Warren Road Partners, and Wilhelm Ranch properties.

Santa Ana Mountains HMU:

Work was continued on habitat management and monitoring at the Saddleback Munz's onion salvage site. NRS staff, with the help of volunteers, spent several days removing aggressive weeds from the site. A record high of 117 Munz's onions were observed growing in the salvage site.

Quarterly photo points were completed at the Bishop and La Laguna properties.

San Timoteo HMU

Quarterly photo points were completed at the Bode property.

Acquisitions

Initial Site Inspections:

Circle K Donation – the parcel was assessed for potential access options. With modifications to existing fencing, access to the property from the southwest was determined to be adequate for management purposes.

Escarpment Investors – The parcel was found to be vegetated with a mix of dense chaparral interspersed with native forbs, native and non-native grassland, and coastal sage scrub. A patch of long-spined spineflower (a MSHCP covered plant species) was also observed on the property. The property was found to have a high density of new mountain bike trails crossing through it. The location of two small piles of trash and several missing property markers were conveyed to Riverside County EDA.

Fleming French Valley – A re-inspection of the property was conducted. All trash was found to have been adequately removed. The property consists of approximately 11 acres of coastal sage scrub and 38 acres of cultivated barley. The historical farming practices of the property and its proximity to existing California gnatcatcher occupied habitat, indicates that it was an ideal candidate for active restoration.

Fletcher – the property consists of steep hills of chaparral which had recently burned. No trash issues were observed. The location of several missing witness markers was conveyed to Riverside County EDA.

Hernandez - The property consists of hilly terrain with recently mowed native and non-native herbaceous cover. Small patches of coastal sage scrub were also noted on the property. No trash issues were found.

JP Ranch –The property consists of low quality sage scrub habitat. Much of property had been the site of active habitat restoration that was found to be in poor condition. Concerns with the inadequate restoration were conveyed to the RCA and the locations of the property's missing property markers were conveyed to Riverside County EDA.

Sances – A re-inspection of the property was conducted. Trash identified during the original inspection was found to still be present. The seller subsequently accepted a clean-up cost estimate provided by the MSHCP Land Management unit. The cleanup will be completed by staff once the property closes escrow.

Stump –The parcel consists of flat topography with a good mix of low growing native forbs. The property is enclosed in 3-rail vinyl and wire mesh fencing and is surrounded by equestrian properties. No trash issues were observed. The locations of missing property markers were conveyed to Riverside County EDA.

Rahmati –the property consists of healthy chaparral and riparian habitat and includes a stretch of De Luz Creek. Several issues with structures and trash on the property were conveyed to Riverside County EDA.

TNC Anderson – The property contains approximately 10 acres of healthy chaparral, as well as 9 acres of oak savannah habitat with native bunch grasses, live oaks, and numerous Engelmann oak adults, seedlings, and saplings. As such, this is a property with exceptionally high conservation value. No trash issues were detected, and all property markers were found to be present.

Wilder –The property consists of moderate quality alluvial fan sage scrub habitat and includes a portion of the San Jacinto River. Several issues of trash on the property were noted and conveyed to Riverside County EDA.

AGENDA ITEM NO. 10

Attachment 4

SANTA ANA WATERSHED ASSOCIATION

**CONSULTANT REPORT
SAWA – BIOLOGICAL MONITORING PROGRAM (BMP)
FISCAL YEAR 2018/2019 FOURTH QUARTER REPORT**



Report Covers Period: 04/01/19 – 06/30/19

Services provided during current work period:

Biological monitoring surveys conducted:

- Burrowing Owl artificial burrow condition assessment surveys (for management purposes).
- Burrowing Owl pair counts via trail cameras.
- Grasshopper Sparrow point transect surveys continued.
- Riparian Bird point count surveys emphasizing Yellow Warbler and Yellow-breasted Chat conducted.
- Vernal pool surveys continued to document adults and breeding evidence of Western Spadefoot and fairy shrimp at ephemeral pools located on newly acquired conserved lands and at historically occupied sites.
- Rare plants via area-constrained visual encounter surveys at conserved locations known or suspected to support covered rare plant species.
- Nocturnal presence/absence survey conducted at Bautista Creek for Arroyo Toad.

Collaborations:

- Avian Taxa Lead attended (via Skype) an interagency working group meeting in Temecula focusing on mountain lions on 4/19/19.
- Avian Taxa Lead attended a meeting at RCA regarding Burrowing Owl.
- Mammal Taxa Lead coordinated with Metropolitan Water District and Riverside County Habitat Conservation Agency (RCHCA) for access to properties in Core C to ground truth future Long-tailed Weasel surveys.
- Taxa Leads continue collaborating with MSHCP Natural Resources Manager to share information regarding RCA-owned lands with sensitive habitats and species.
- Collaboration continuing with Center for Natural Lands Management, San Jacinto Wildlife Area (SJWA), and Multi-Species Reserve on Burrowing Owl burrow check surveys.
- Coordination continuing with California Department of Fish and Wildlife (CDFW) staff at SJWA regarding management of the Tricolored Blackbird breeding and foraging habitat.
- Botany Taxa Lead collaborated with Riverside County Parks Management to share information regarding a seed collecting project, species photos for Managers presentation; surveys at the new Dilworth property for any Covered Species presence, and at Rice Canyon (La Laguna Donation) for Coulter's Matilija poppy.
- Herp Taxa Lead collaborated with Orange County Water District (OCWD) and Riverside-Corona Resources Conservation District (RCRCD) staff on fish identification in Sunnyslope Creek.

Accomplishments:

- 2018 MSHCP Biological Monitoring Program (BMP) Annual Report submitted.
- 2018 Quino Checkerspot Butterfly Survey Report submitted.
- 2018 Delhi Sands Flower-loving Fly report submitted.
- 2018 Englemann Oak Survey report submitted.
- Second Field Biologist passed Quino Checkerspot Butterfly exam.
- Revised cost estimate for first year of a five-year monitoring effort at Clinton Keith wildlife overcrossing was finalized and accepted.
- Collected data for Burrowing Owl, Grasshopper Sparrow; Yellow Warbler, Yellow-breasted Chat, Western Spadefoot; Quino Checkerspot Butterfly; Riverside Fairy Shrimp and rare plants.
- Met objectives necessary for the following rare plant species to be adequately conserved under the MSHCP: Beautiful Hulsea, Coulter's Matilija Poppy, Graceful Tarplant, Parry's Spine Flower, Peninsular Spine Flower, Plummer's Mariposa Lily, Small-flowered Microseris, Fish's Milkwort.
- Ten additional covered plant species detected during rare plant surveys.
- Burrowing Owl artificial burrow condition assessment (for management purposes) completed.
- Vernal pool surveys for fairy shrimp and Western Spadefoot completed 4/5/19.
- Quino Checkerspot Butterfly surveys completed on 6/12/19.
- Confirmed breeding of Arroyo Toad at San Juan and Arroyo Seco Creeks.
- Incidentally confirmed breeding of Santa Ana Sucker at Martha McLean/Anza Narrows Regional Park.
- Interim MSHCP BMP Administrator posted job announcements for Data Manager, Field Biologist and Biologist Supervisor openings
- Interim MSHCP BMP Administrator and Avian Taxa Lead conducted interviews for Field Biologist and Biologist Supervisor.
- Interim MSHCP BMP Administrator hired new Field Biologist and Biologist Manager.
- Hosted two monthly monitoring/management coordination meetings with local land managers and wildlife agency representatives.

Training:

- Mammal Taxa lead and Field Biologist attended *Botany for Wildlifers* 5/1-4/19 in San Luis Obispo.
- Staff meeting occurred on 5/8/19: cleaned and conducted safety checks on the vehicles, discussed new Interim BMP Administrator, surveys and report status.
- Newly hired Field Biologist studied specimens of Covered Species at the UC Riverside Herbarium, under the direction of the Botany Taxa Lead.
- Field Biologists (4) observed Covered Species at known occurrences, field-tested ability to correctly identify covered species of interest. All Rare Plant observations made without Botany Taxa Lead were specimen or photo verified. A practical test on these species will be given next quarter.

Status of Deliverables:

2018

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

2019

- Jan-Mar Quarterly report submitted

AGENDA ITEM NO. 10

Attachment 5

**DOUGLAS P. WHEELER
HOGAN LOVELLS US LLP**

QUARTERLY CONTRACT REPORT

WESTERN RIVERSIDE COUNTY REGIONAL CONSERVATION AUTHORITY

April - June, 2019

On May 29, Congressmen Ken Calvert, Mark Takano and Pete Aguilar introduced H.R. 2956 “To provide for the establishment of the **Western Riverside County Wildlife Refuge**”. This long-awaited proposal to establish a new unit of the National Wildlife Refuge System within the boundaries of the Multiple Species Habitat Conservation Plan (MSHCP) conforms to the specifications of the Authority’s Resolution No. 2017-006 (October 2, 2017). Essentially, the Secretary of the Interior is authorized to establish the Refuge upon his determination that “sufficient property has been acquired by the United States to constitute an area that can be effectively managed as a national wildlife refuge...”. As prescribed by the Authority, the new Refuge in the southeastern quadrant of the Plan area will consist of qualified habitat which has already been acquired for purposes of the MSHCP, and which would now be conveyed to the Secretary for administration under the National Wildlife Refuge System Administration Act. Within the proposed 113,751-acre boundary of the Refuge, 22,078 acres have already been conserved, mainly through acquisition by the Authority. The Secretary is expected eventually to acquire an additional 47,948 acres, thus fulfilling an obligation of the Federal government to support the MSHCP.

Upon introduction, H.R. 2956 was referred for consideration by the House Committee on Natural Resources. On June 25, Messrs. Calvert, Takano and Aguilar asked the Chair and Ranking Member of the Subcommittee on Water, Oceans and Wildlife –Representatives Jared Huffman and Tom McClintock, respectively—to promptly schedule hearings on S. 2956. In their letter, the bill’s sponsors noted that the Refuge proposal has broad, bi-partisan support. They also said that enactment of their bill would further strengthen the MSHCP, which they describe as arguably “**one of this nation’s best conservation success stories**”. Rep. Calvert has asked Senators Feinstein and Harris to introduce “companion” legislation, and the Authority’s consultants are working with Senate staff to write language which is acceptable to the Senators and the Senate Committee on Environment and Public Works. Committee staff is thought to be generally supportive of the House version, but has asked its legislative counsel for clarification of “technical” issues. The House sponsors have indicated a willingness to accept minor amendments, in order to assure that the House and Senate versions are identical. Enactment by the House of a bill which is completely acceptable to Senate will facilitate approval by that body, as well.

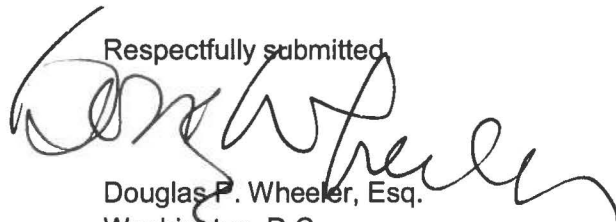
True to form, the Congress has yet to enact **appropriations bills for fiscal year 2020**, which begins on October 1 of this year. Appropriations committees in the House and Senate have made some progress, however, and leaders suggest the possibility of final action before the summer recess,

beginning for the House on July 26, and for the Senate on August 2 and lasting for both bodies until the week of September 8. The House has passed a “minibus” spending bill, including appropriations for EPA and the Department of the Interior. Funding in the House-passed bill includes substantial increases over the President’s proposal for programs of interest to the Authority: funding for the Cooperative Endangered Species Program, from which **section 6 grants are made for habitat acquisition, would be increased from \$53.4 million in recent years to \$63.7 million in FY 2020.** Although the President recommended that the Land and Water Conservation Fund (LWCF) be completely de-funded next year, the House and Senate are likely to agree on a level of \$425 million, as they did for FY 2019. In another promising development, the House Natural Resources Committee voted on June 19 to approve H.R. 3195, which would mandate annual funding of LWCF at its full authorized level of \$900 million. LWCF had been permanently re-authorized earlier this year, but remained subject to the annual appropriations process, usually yielding results of far less than \$900 million. Whether the House and Senate are prepared to adopt the mandate of full funding is an open question, given the preference of appropriators for the annual exercise of their discretion in making budget allocations.

Despite action in the House, the Senate has yet to act on any of the twelve appropriations bills which it must consider to fund the Government in FY 2020. Some Senate appropriators, including Sen. Lisa Murkowski, chair of the Senate Appropriations Subcommittee for Interior and EPA, have voiced optimism about prospects for enactment of a bill before the fiscal year-end deadline, but there remains the possibility—as in prior years—of one or more stop-gap continuing resolutions (CRs) before a conventional appropriations bill can be adopted.

Another of the Authority’s legislative priorities—an amendment to the Transportation Infrastructure Finance and Innovation Act (TIFIA) to authorize the use of **low-interest loans for the acquisition of MSHCP habitat**—also appears to have gained momentum in recent weeks. Directors may recall that, with the Authority’s support, the Congress had earlier enacted the Water Infrastructure Financing and Innovation Act (WIFIA) including a comparable provision for habitat loans in conjunction with water infrastructure projects. Although this EPA program has been very successful, it is of limited use to WRCRCA. Also at the Authority’s suggestion, the 113th Senate (but not the House) adopted the TIFIA habitat amendment. Now, the Environment and Public Works Committee (EPW) of the Senate has again expressed interest in the TIFIA amendment, proposing that it be included in pending legislation to re-authorize the **Fixing America’s Surface Transportation (FAST) Act**. Committee staff have responded favorably to expressions of support from the Authority, the National Habitat Conservation Planning Coalition, and Senator Marco Rubio. The Chairman and Ranking Member of EPW, Senators John Barrasso and Tom Carper, are planning to seek Committee approval of the FAST Act re-authorization, including the TIFIA amendment, prior to the August recess.

Respectfully submitted,



Douglas P. Wheeler, Esq.
Washington, D.C.

July 18, 2019

2019 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