

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF
November 3, 2004
1:30 p.m.

President Cheryl Tubbs called the Regular Meeting of the Board of Directors to order at 1:30 p.m. All present stood for the pledge of allegiance, led by President Tubbs.

ROLL CALL:

BOARD MEMBERS PRESENT:

Cheryl Tubbs, President
Clare Henry Day, Vice President
Manuel Aranda, Jr., Director
Melody Henriques-McDonald, Director
Burt Marcum Jr., Director
Arnold Wright, Director
Glenda Douglas, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Esq.

STAFF PRESENT:

Lawrence M. Libeu, General Manager/Board Secretary
Tom Crowley, Assistant General Manager
Colleen Theuer, Assistant to the General Manager/Recording Secretary

GUESTS PRESENT:

Brendan Shire, TetraTech Co.

1. PUBLIC PARTICIPATION

President Tubbs announced this as the time for any persons present, who so desire, to make an oral presentation to the Board of Directors. Hearing none, the meeting proceeded with the published agenda items.

2. BOARD DISCUSSION ITEMS

President Tubbs and Directors Douglas, Aranda, and Henriques-McDonald reported on their activities for the month, which included in-depth information from Director Aranda on Senator Ortiz's failed proposed legislation to reform water districts. He noted that she would attempt similar legislation in the future.

3. APPROVAL OF THE MINUTES

It was moved by Vice-President Day and seconded by Director Henriques-McDonald to approve the minutes of the regular meeting of October 6, 2004. The motion carried unanimously.

4. BOARD COMMITTEE REPORTS

There were no committee reports for this meeting.

5. GENERAL MANAGER'S REPORT

Mr. Libeu summarized the General Manager's report. He noted that the new General Manager of Western Municipal Water District, John Rossi, wants to be a part of the water rights negotiations. Mr. Libeu also reported that he attended the WESTCAS meeting and would be attending the NWRA meeting on November 9-12 in San Diego.

6. OPERATIONS AND MAINTENANCE REPORT

Mr. Crowley summarized the Operations and Maintenance Report, and discussed the damage done by the two storms that occurred in October. He reported that he and Director Douglas attended the Water Quality Conference on October 27-29, sponsored by East Valley Water District and the AWWA Research Foundation.

7. CONSENT CALENDAR

Ms. Theuer presented and briefly discussed the monthly financial reports.

It was moved by Vice-President Day and seconded by Director Wright to approve the Consent Calendar, consisting of the Expenditures for October 2004, and the Un-audited Financial Reports for October 2004. The motion carried unanimously.

8. BOARD LETTERS, ACTION ITEMS, NEW BUSINESS, FYI

A. Approve Revised Agreement for Legal Services

Mr. Libeu explained that the District's legal services contract with Rutan & Tucker, LLP, had not been updated since 1994, and would therefore need to be amended. Mr. Cosgrove further discussed the contract.

It was moved by Vice-President Day and seconded by Director Aranda to approve the amended Legal Services Retainer Agreement with Rutan & Tucker, LLP. The motion carried unanimously.

B. Approve Roofing Contract for Mentone House

Mr. Libeu reported that the roof on the Mentone house was leaking, and a new roof would be required. Mr. Crowley reported that the most cost-effective bid received was for \$6,100 by E.J. Jure Roofing Company. The price would include the removal and haul-away of the old roof and installation of a 30-year dimensional shingle roof. Once the roof was removed, an evaluation of the wood structure would be conducted and additional work may be required. An additional \$900 was budgeted for this work. Discussion ensued.

It was moved by Vice-President Day and seconded by Director Melody Henriques-McDonald to approve and authorize the General Manager to execute a contract with E.J. Jure Roofing Company for roofing the Mentone house, not to exceed \$7,000. The motion carried unanimously.

9. CLOSED SESSION

There was no Closed Session for this meeting.

10. ADJOURN MEETING

At 2:20 p.m., the meeting adjourned to the Board meeting to be held on **December 10, 2004, at 10:00 a.m.**, at District headquarters.

Board Secretary