

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

AGENDA

October 5, 2005 --- 1:30 p.m.

Location--1630 West Redlands Boulevard, Suite A, Redlands, California

Note: Copies of staff reports and other documents relating to the items on this agenda are on file at the District offices and are available for public review during normal District business hours.

CALL TO ORDER / PLEDGE OF ALLEGIANCE

ROLL CALL

1. PUBLIC PARTICIPATION

Members of the public may address the Board of Directors on any item that is within the jurisdiction of the Board; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) Section 54954.2 of the Government Code.

2. BOARD DISCUSSION ITEMS

Monthly Activity Reports, and/or Comments by Board Members

3. APPROVAL OF THE MINUTES

The Regular Meeting of September 7, 2005
The Special Meeting of September 28, 2005

4. BOARD COMMITTEE REPORTS

5. GENERAL MANAGER'S REPORT

6. OPERATIONS AND MAINTENANCE REPORT

7. CONSENT CALENDAR

- A. Approval of Expenditures for September 2005
- B. Approval of the Un-audited Financial Reports for September 2005

It is the intention of the San Bernardino Valley Water Conservation District to comply with the American With Disabilities Act (ADA) in all respects. If you need special assistance with respect to the agenda or other written materials forwarded to the members of the Board for consideration at the public meeting, or if as an attendee or a participant at this meeting you will need special assistance, the District will attempt to accommodate you in every reasonable manner. Please contact Ms. Colleen Theuer (909-793-2503) at least 48 hours prior to the meeting to inform her of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

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

A. ACWA/JPIA ELECTION

Recommended Action: Consider concurring in the nomination of candidate Wes Bannister for the office of President for the Association of California Water Agencies/Joint Powers Insurance Authority (ACWA/JPIA), and authorizing the Board President and Secretary to adopt and sign Resolution No. 416, stating same.

B. CONSIDER RETENTION OF LAGERLOF, SENECA, BRADLEY, GOSNEY & KRUSE, LLP TO ASSIST IN THE PROVISION OF ADVICE REGARDING THE CONSERVATION DISTRICT'S MSR AND OTHER PROCEEDINGS

Recommended Action: Authorize the General Manager to enter into a contract with Lagerlof, Senecal, Bradley, Gosney, & Kruse, LLP to provide assistance in the Provision of Advice regarding the Conservation District's MSR and other proceedings.

9. **CLOSED SESSION**

Under the authority of Government Code Section 54956.9(a), the Board of Directors may recess to Closed Session to consider the Application No. 31371 before the State Water Resources Control Board to appropriate waters of the Santa Ana River.

and/or

Under the authority of Government Code Section 54956.9(a), the Board of Directors may recess to Closed Session to consider the applications by Southern California Edison before the Federal Energy Regulatory Commission to re-license hydroelectric plants on the Santa Ana River, Mill Creek, and Lytle Creek.

and/or

Under the authority of Government Code Section 54956.9 (b)(3)(a), and Section 54956.9(c), the Board may recess to Closed Session to confer with legal counsel regarding significant exposure to litigation in one case.

and/or

Under the authority of Government Code Section 54956.8, the Board of Directors may recess to Closed Session to consider lease and/or Real Property negotiations with Robertson's Ready Mix; if action is directed, the negotiators will be Lawrence Libeu and David Cosgrove with the District; and Dennis Troesh of Robertson's Ready Mix.

and/or

Under the authority of Government Code Section 54956.8, the Board of Directors may recess to Closed Session to consider lease and/or Real Property negotiations with CEMEX, USA; if action is directed, the negotiators will be Lawrence Libeu and David Cosgrove with the District; and Tom Powell and Christine Jones of CEMEX, USA.

and/or

Under the authority of Government Code Section 54956.8, the Board of Directors may recess to Closed Session to consider Real Property negotiations re: easement agreement with San Bernardino Valley Municipal Water District/Western Municipal Water District concerning the District's Santa Ana River facilities; if action is directed, the negotiators will be Lawrence Libeu and David Cosgrove with the District; Robert Reiter and David Aladjem with the San Bernardino Valley Municipal Water District; and John Rossi with Western Municipal Water District.

and/or

Under the authority of Government Code Section 54957 and 54957.6, the Board of Directors may recess to Closed Session to consider public employee items.

10. **ADJOURN MEETING.** The meeting will adjourn to a regular Board meeting on November 2, 2005, at District headquarters, 1630 W Redlands Blvd., Ste. A, Redlands, CA at 1:30 p.m.