

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF
April 5, 2006
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
Manuel Aranda, Vice President
Clare Henry Day, Director
Glenda Douglas, Director
Richard Corneille, Director
Melody Henriques-McDonald, Director
Arnold Wright, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Esq.

STAFF PRESENT:

Lawrence M. Libeu, General Manager/Board Secretary
Colleen Theuer, Assistant to the General Manager/Recording Secretary
Walter Christensen, Project Manager

GUESTS PRESENT:

David McAlister, Tetra Tech

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. PUBLIC MEETING RELATED TO ADOPTION OF GROUNDWATER CHARGE

Mr. Christensen presented the Annual Engineering Investigation Report as required by the Water Conservation Code Section 75560, and the proposed groundwater charge for FY 2006-2007. Staff recommended that the groundwater charge for the upcoming year remain the same as the current year, \$6.65 per acre foot for water for non-agricultural use, and \$1.85 per acre foot for water for agricultural use. Mr. Christensen indicated there had been no written or oral comments at this time. A presentation would also be made at the Upper Santa Ana Water Resources Association (USAWRA) meeting on April 13, 2006, and staff would anticipate receiving written and oral comments at that time. Director Corneille indicated that the Board should consider reducing the charge. Discussion ensued. This item would come before the Board on April 28, 2006 at the Public Hearing/Regular Board meeting for further discussion and consideration.

President Tubbs asked for further comments, and hearing none, proceeded to Item No. 3. Director Corneille requested further discussion on Item No. 2.

It was moved by Director McDonald and seconded by Director Douglas to reopen Item #2 for further discussion. The motion carried 5-1-1, with Director Aranda opposed and Director Wright abstaining, due to a potential conflict of interest.

Director Wright left the room during discussion, due to the potential conflict of interest. Director McDonald inquired as to when the public could comment on this issue. Mr. Cosgrove said there are three opportunities: at the Public Meeting, occurring at the current time; the USAWRA meeting, scheduled for April 13, 2006; and at the Public Hearing, scheduled for April 28, 2006. Discussion continued. The proposed rates and budget information in the report were discussed. Director Corneille reiterated proposing a reduction in the rates, due to the high income received by the District this year. Director McDonald said the District had implemented a rebate program which would take the place of reducing the rates; the rebate amount would be determined according to income, balanced against expenses, at the end of the year. Discussion continued. This item would be brought to the Board at the Public Hearing for further discussion and public comment on April 28, 2006.

3. BOARD DISCUSSION ITEMS

Director Douglas reported that she attended an ethics training seminar, the Highland Chamber breakfast, the LAFCO hearing, the Board Workshop, and a County Flood Control presentation "Women in Construction." Director Wright also attended the LAFCO hearing, and the ethics seminar. Vice President Aranda attended several chamber meetings and the LAFCO meeting, and a meeting with Muni President Pat Milligan and Director Aguilar. He noted that the Loma Linda Chamber will have a business festival on May 18 and suggested that the District participate. President Tubbs reported that she attended the ethics training, Special Districts, a meeting with Bob Martin and Dennis Johnson. Director Day attended the ethics training. Director

McDonald attended the ethics training, Highland Chamber, the LAFCO hearing, Special Districts, and a JPIA meeting. Director Corneille stated he attended the ethics training class and the Muni Advisory Commission meeting, where he was elected Chairman. Their next meeting would be on May 4, 2006. He discussed briefly the purpose of the Commission.

4. APPROVAL OF THE MINUTES

There was a brief discussion on the minutes from the March 8, 2006 Board meeting. Minor changes were noted.

It was moved by Vice President Aranda and seconded by Director McDonald to approve the minutes of the Public Meeting/Regular Board meeting of March 8, 2006, as amended. The motion carried unanimously.

5. BOARD COMMITTEE REPORTS

There were no Committee Reports for this meeting, but a Resources Committee meeting was set for April 19, 2006 at 3:00 p.m., at the District office.

6. GENERAL MANAGER'S REPORT

Mr. Libeu summarized his General Manager's report. He noted that a meeting of the Special Districts Selection Committee, as a part of the Association of San Bernardino County Special Districts meeting, would be held on April 17 for the selection of a voting member and alternate voting member on the LAFCO Commission. He said nominations would be taken from the floor.

7. OPERATIONS AND MAINTENANCE REPORT

Mr. Libeu discussed the field operations and maintenance. He noted that native water diversions in SAR were nearing the target of 10,500 cfs, and that he would alert the USAWRA at their meeting on April 13.

After the operations and maintenance report, there was a brief discussion as to the date of the Public Hearing, scheduled for April 28, 2006. Directors McDonald and Corneille would not be able to attend on that date, but as that date had been posted, the Board would be unable to change to another day.

President Tubbs, as the District's designated representative for the vote on a LAFCO Special Districts representative, was asked by the Board to cast their vote for Gerald Smith, a Director with the Baldy Mesa Water District, and James Curatalo, President of the Board of the Cucamonga Valley Water District. Mr. Curatalo is an incumbent.

8. CONSENT CALENDAR

The financial statements were briefly discussed.

It was moved by Director Day and seconded by Director Douglas to approve the Consent Calendar, consisting of the Warrants for March 2006 and the Un-audited Financial Reports for March 2006. The motion carried 6-1, with Director Aranda out of the room during the vote.

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

There were no items for this Board meeting.

10. CLOSED SESSION

There was not a Closed Session for this meeting.

11. ADJOURN MEETING

At 3:20 p.m., the meeting adjourned to the Public Hearing/Regular Board meeting scheduled for **April 28, 2006** at District Headquarters, 1630 W Redlands Blvd., Ste. A, Redlands, CA at 1:30 p.m.

Board Secretary