

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF
May 30, 2007
1:30 P.M.

Vice President Manuel Aranda 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 Vice President Aranda.

ROLL CALL:

BOARD MEMBERS PRESENT:

Manuel Aranda, Vice President
Cheryl Tubbs, Director
Richard Corneille, Director
Melody McDonald, Director
Arnold Wright, Director

BOARD MEMBERS ABSENT:

Clare Henry Day, Director
Glenda Douglas, Director

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Esq., Rutan & Tucker, LLP

STAFF PRESENT:

Tim Clark, Assistant General Manager
Colleen Theuer, Assistant to the General Manager/Recording Secretary

GUESTS PRESENT:

Ross Jones, Mayor of the City of Highland
Burnie Cavender, Consultant for the Wash Plan
Fred Hicks, Federal Legislative Advocate

1. PUBLIC PARTICIPATION

Mr. Ross Jones, Mayor of the City of Highland (City), stated that the City is in the process of a development near Greenspot Road, between the freeway and Boulder Street. The development includes an approximate 12-acre County Flood Control parcel

of land. The City had attempted to purchase this parcel for three years, and Flood Control is now ready to sell. However, they wish to trade the parcel for the District's "pit" that sits on the east side of the 330 freeway. He asked if the Board would consider selling the "pit" to the City. Discussion ensued. Mr. Cosgrove said he would get the necessary information and follow up with Mayor Jones.

2. BOARD DISCUSSION ITEMS

Director Corneille reported that he attended the Advisory Commission meeting, and the next meeting was scheduled for July 19.

Director McDonald reported attending several meetings, including a meeting with Stacy Alstadt from the City of San Bernardino Water Department. She also attended the ACWA Spring Conference and the Water Resources Institute luncheon.

Director Tubbs reported attending a luncheon meeting with Mayor Ross Jones of Highland, Dennis Johnson, and Mr. Clark, and several meetings with District staff.

Director Wright reported attending the Water Resources Institute luncheon and the Special Districts Dinner.

Vice President Aranda reported attending chamber meetings, the ACWA Spring Conference, and the Upper Santa Ana Resources Water Association meeting. He noted that the District had participated in the Loma Linda Business Expo as a Gold Sponsor for the fifth year in a row. He also attended the ACWA Legislative meeting on May 18, where Jess Senecal is chair; Ralph Simoni from California Advocate also attended. At that meeting, Mr. Simoni presented information on the Harmon Bill.

3. APPROVAL OF THE MINUTES

A brief discussion ensued on the wording of the minutes, and a minor change was noted.

It was moved by Director Corneille and seconded by Director Tubbs to approve the minutes from the Regular Board Meeting/Public Hearing of April 27, 2007. The motion carried 5-0, with Directors Day and Douglas noted absent.

4. BOARD COMMITTEE REPORTS

There were no committee meetings during the month of April, 2007.

5. GENERAL MANAGER'S REPORT

Mr. Clark summarized the written General Manager's report, noting in-house repairs and maintenance, and computer improvements in the office.

6. OPERATIONS AND MAINTENANCE REPORT

Mr. Clark summarized the written Operations and Maintenance report, noting that an air compressor had been purchased, and a new or used water buffalo was being considered for purchase.

7. WASH PLAN UPDATE

Mr. Cavender reported on the current status of the Wash Plan. He discussed the land exchange with BLM, and the appraisal necessary before the exchange can take place. He discussed the progress of LSA Associates, noting some problems that he and Mr. Cosgrove were concerned with regarding their progress, as well as some of their financial issues. Mr. Hicks also commented on the land appraisal, noting it would take six months for it to be completed. Mr. Cosgrove agreed to further work with Mr. Hicks on this matter.

8. CONSENT CALENDAR

It was moved by Director Corneille and seconded by Director McDonald to approve the Consent Calendar, consisting of the un-audited financial statements for the month of April 2007, and the un-audited financial statements through May 30, 2007. The motion carried 5-0, with Directors Day and Douglas noted absent.

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

A. Election of Officers

Director Corneille thanked Director Tubbs for her service as Board president, noting it was with deep regret and sincere gratitude that the Board would need to accept her resignation as Board president.

It was moved by Director Corneille and seconded by Director Wright to accept Director Tubbs resignation as president of the Board. The motion carried 5-0, with Directors Day and Douglas noted absent.

A brief discussion ensued regarding the election of a new president.

It was moved by Director Corneille and seconded by Director Tubbs to defer the election of Board officers to the next Board meeting of July 11, 2007. The motion carried 5-0, with Directors Day and Douglas noted absent.

B. Audit Proposals

Bid proposals for the FY 2006-2007 audit were discussed.

It was moved by Director Corneille and seconded by Director McDonald to contract with the firm Rogers, Anderson, Malody & Scott, LLP for the FY 2006- 2007 audit, in the amount of \$18,800. The motion carried 5-0, with Directors Day and Douglas noted absent.

- C. Approve and Adopt FY 2007-2008 Operating and Capital Budgets

It was moved by Director McDonald and seconded by Director Tubbs to approve and adopt the Operating and Capital Budgets for FY 2007-2008. The motion carried 5-0, with Directors Day and Douglas noted absent.

10. CLOSED SESSION

It was moved by Director Tubbs and seconded by Director McDonald to adjourn to Closed Session, at 4:10 p.m., Government Code Section 54957 to consider a matter of public employee discipline. The motion carried 5-0, with Directors Day and Douglas noted absent.

At 5:30 p.m. the meeting reconvened into Open Session. During Closed Session, the Board voted to retain outside counsel in connection with a personnel matter, and continued the Closed Session to June 1, at 3:00 p.m., for a conference with the outside counsel.

11. ADJOURN MEETING

At 5:35 p.m., the meeting adjourned to June 1, 2007, at 3:00 p.m., to continue the Closed Session of May 30, 2007 for consideration of a personnel matter, at District Headquarters, 1630 W Redlands Blvd., Suite A, Redlands, CA .

Recording Secretary of the Board