

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE BOARD MEETING OF
July 9, 2009
3:00 P.M.

President Melody McDonald called the Board Meeting of the Board of Directors to order at 3:00 p.m. All present stood for the pledge of allegiance, led by President McDonald.

ROLL CALL:

BOARD MEMBERS PRESENT:

Melody McDonald, President
Manuel Aranda, Vice President
Cheryl Tubbs, Director
Clare Henry Day, Director
Arnold Wright, Director
Richard Corneille, Director (3:05 p.m.)
John Longville, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David Cosgrove, Rutan & Tucker, LLP

STAFF PRESENT:

R. Robert Neufeld, General Manager
Claud Seal, Assistant General Manager/District Engineer
Colleen Theuer, Admin. Mgr/Recording Secretary
Shanae Smith, Executive Assistant

GUESTS PRESENT:

Don Lee, Tetra Tech
Charles Roberts, Highland Community News

1. PUBLIC PARTICIPATION

President McDonald 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. ADDITIONS/DELETIONS TO AGENDA

There were no additions/deletions to the agenda.

3. BOARD DISCUSSION ITEMS

Director Tubbs reported attending the Ad Hoc Committee meeting regarding consolidation.

Director Longville reported attending the Ad Hoc Committee meeting regarding the consolidation and the General Manager Evaluation meeting. He announced that he was formally approved as the first resident in the City of San Bernardino who was granted a legal permit to allow his lawn to die in an effort to conserve water.

President McDonald reported attending the Basin Technical Advisory Committee (BTAC) meeting. She summarized the TOOLS committee's modeling draft assumptions and the Project Implementation Group's (PIG) list of projects finalized for SAWPA's One Water One Watershed (OWOW) project. President McDonald stated that discussions continued regarding San Bernardino Valley Municipal Water District's (SBVMWD) account for basin water sales.

Director Corneille announced the upcoming SBVMWD Advisory Commission meeting scheduled on July 16, at 7 p.m.

4. CONSENT CALENDAR

It was moved by Director Tubbs and seconded by Director Longville to approve the minutes from the Board meeting of June 22, 2009. The motion carried unanimously.

It was moved by Director Corneille and seconded by Director Day to approve the minutes from the Board meeting of June 24, 2009. The motion carried unanimously.

It was moved by Director Tubbs and seconded by Director Longville to approve the un-audited financial reports for the month of June, 2009. The motion carried unanimously.

5. INFORMATION ITEMS

A. Board Committee Reports

There were no Board committee reports for this meeting.

B. Wash Plan Update

Mr. Neufeld reported that the District received confirmation of the Bureau of Land Management's release of the Environmental Impact Statement for the Wash Plan land exchange to be published in the Federal Register. The plan was on schedule for completion by close of the 2009 calendar year contingent upon completion of the Habitat Conservation Plan (HCP).

C. Operations and Maintenance Report

Mr. Seal reported that the District had been spreading 2 to 4 cfs of water from the Santa Ana River with flows that ranged from 10 to 20 cfs.

Mr. Seal reported that the Southern California Edison (SCE) Power Plant #3 (PP#3) inflow had dropped below 7.5 cfs. He indicated that the generator plant would be inoperable until the Fall. Hard copies of surveyed cross sections as well as topographic maps in and around the SCE PP#3, the District's inlet structure, and the river area upstream of the inlet, were given to members of the Upper Santa Ana Water Resources Association (USAWRA) and at today's Board meeting. He said that meetings with East Valley Water District (EVWD), SCE, the City of Redlands (Redlands), San Bernardino Valley Municipal Water District (SBVMWD) and the U.S. Geology Survey (USGS) regarding water-mixing problems with Bear Valley Mutual Water Company's (BVMWC) river pickup inlet were yet to be rescheduled.

D. Santa Ana River Groundwater Recharge Optimization Study Update

Mr. Seal reported that concepts and designs to implement the Optimization Study recommendations, as well as designs for capturing and spreading additional water, have been developed. He said that due to time constraints of meeting schedules, he anticipated presenting the study summary at the July 22 Board meeting, as MWH and GEI have issued a final report.

E. Assistant General Manager's Report

This item was covered in previous reports.

F. General Manager's Report

Mr. Neufeld reported that SAWPA's priority funding list designated the Enhanced Spreading of the Santa River Spreading Basins as the number one project eligible for Prop 84 Integrated Regional Water Management (IRWM) Grant Program funding. Mr. Neufeld stated that the study was a result of the District's Optimization Study and would account for \$18 million of the allocated Prop 84 grant funds. A discussion ensued regarding projects selected from other local water agencies that were previously

identified in the local Integrated Regional Water Management Plan (IRWMP) adopted in 2007.

Mr. Neufeld expressed concerns regarding the methodology of established recharge targets set by the BTAC at its July 6 meeting, as the District's existing licensed amount of 8,300 acre feet of water had been reduced to 8,091 acre feet. A discussion ensued regarding the Notice to Renew Temporary Urgency Permit 21232 submitted by SBVMWD to the State Water Resources Control Board (SWRCB) on July 8, 2009 to appropriate 1,000 acre feet of local water.

6. ACTION ITEMS, NEW BUSINESS, FYI

A. Consider Potential Amendment To General Manager's Contract

It was moved by Director Day and seconded by Director Corneille to approve the amendment to the General Manager's Contract. The motion carried unanimously.

7. UPCOMING EVENTS

There was a brief discussion on the upcoming LAFCO hearing scheduled for July 15.

8. CLOSED SESSION

At 3:40 p.m., it was moved by Director Longville and seconded by Director Corneille to adjourn to Closed Session, under Government Code Section 54956.8, consider Real Property negotiations with the City of Redlands regarding potential well sites along Orange Avenue; Government Code Section 54956.9(c), consider whether to initiate litigation; and Government Code Section 54956.9(b)(3)(a), and Section 54956.9(c), and Section 54956.9(b)(1), confer with legal counsel regarding significant exposure to litigation in one case. The motion carried unanimously.

At 4:40 p.m., the meeting reconvened into Open Session. Under Government Code Section 54957.1, there was no reportable action taken.

9. ADJOURN MEETING

At 4:40 p.m., the meeting adjourned to the Special Board Meeting scheduled for July 13, 2009, at 2:00 p.m., at District Headquarters, 1630 W. Redlands Blvd., Redlands, CA.

R. Robert Neufeld
Secretary of the Board