

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF
March 31, 2003

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

ROLL CALL:

BOARD MEMBERS PRESENT:

Cheryl A. Tubbs, Vice President
Clare Henry Day, Director
Manuel Aranda, Jr., Director
Melody Henriques, Director
Bert Marcum Jr., Director

BOARD MEMBERS ABSENT:

Sterling Woodbury, President
Arnold L. Wright, Director

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Esquire

STAFF PRESENT:

D. Burnell Cavender, General Manager/Board Secretary
Tom Crowley, Assistant General Manager
Stephen Luhn, GIS/CAD Analyst
Colleen Theuer, Admin. Services Mgr./Recording Secretary

CONSULTANTS PRESENT:

Susan Patane, SLP Communications

GUESTS:

Eric Fraser, Chief of Water Resources, City of Colton

1. PUBLIC PARTICIPATION

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

2. PUBLIC MEETING RELATED TO ADOPTION OF GROUNDWATER CHARGE

Vice President Tubbs opened the Public Meeting regarding the proposal to continue the present groundwater charge for the year 2003-2004. Mr. Cavender explained that staff was ready to present a briefing of the annual Bunker Hill Engineering Investigation Report to the Board and visitors. The report would also be presented at the Upper Santa Ana Water Resources Association meeting April 3. Mr. Fraser said that since he was planning to be at the Upper Santa Ana meeting, he would wait to see the presentation then. The Board decided to forgo the presentation also, having seen it previously. Action and adoption of the groundwater charge would take place at the Public Hearing and Board Meeting scheduled for April 30, 2003.

3. CONSENT CALENDAR

It was moved by Director Day and seconded by Director Marcum to approve the Consent Calendar, consisting of the minutes of the Regular Meeting of March 10, 2003; the Expenditures for the month of March 2003; and the un-audited Financial Reports for March 2003. The motion carried 5-0, with President Woodbury and Director Wright absent.

4. PUBLIC AWARENESS/VISIBILITY PROGRAM

Mr. Cavender reviewed public awareness activities for the month: On March 19, Director Aranda and Mr. Crowley made a presentation to the Loma Linda Chamber of Commerce; Mr. Christensen manned the District booth at the Highland Citrus Festival on March 29; and Mr. Christensen planned to conduct a field trip on Saturday, April 5, with the Association of Environmental Professionals. Ms. Patane reported on other activities, including meetings with several city managers and city council members. She distributed the monthly calendar of upcoming events.

5. STATUS OF THE "WASH PLAN" ENVIRONMENTAL PROCESS

Mr. Cavender updated the Board on the Wash Plan. He said LSA Associates, Inc. (LSA) would be at the District on Monday, April 21, for a tour of the District. A meeting of the Task Force and LSA will follow the tour to finalize the component plans.

6. ANNUAL INVESTMENT POLICY

Mr. Cavender said there has been no change in the District investment policy since September 2002, at which time CAMP investments were dropped. He said interest rates are still considerably low. Discussion followed.

It was moved by Director Marcum and seconded by Director Henriques to approve the District's proposed Statement of Investment Policy. The motion carried 5-0, with President Woodbury and Director Wright absent.

7. FY 2003-2004 DISTRICT OPERATING BUDGET

Mr. Cavender discussed the guidance list for preparing the FY 2003-2004 budget. He said a Personnel Committee meeting is scheduled for April 9 for reviewing the personnel proposed budget, and a Finance Committee meeting is scheduled for April 23 to review the first draft of the complete budget.

8. COMMITTEE REPORTS

Mr. Cavender reported that a Public Affairs Committee meeting is scheduled for April 16, at 3:00 p.m.

Regarding the Legislative Committee, Mr. Cavender suggested scheduling a meeting to discuss AB496, Santa Ana River Conservancy. Director Aranda reported on SB34 (Nell Soto), and said Senator Soto is willing to come to the District to discuss. He will try to set up a meeting.

Regarding the Land Resources Committee, Mr. Cavender said information on the City of Redlands land sale would be presented in Closed Session.

9. GENERAL MANAGER'S REPORT

Mr. Cavender reported that a grant request through AB303 for \$230,000 for monitoring wells has been processed. Mr. Crowley and Kate White from Todd Engineers will be attending a meeting at the Department of Water Resources in Sacramento, on April 2, to answer any questions or comments regarding the request. All requests have been ranked, and the District is 14 out of 69 requests. Director Aranda said SB1938 has funds available for ground management, but the District may not qualify.

Mr. Cavender reported on an article by the *Sacramento Bee* regarding inappropriate payments made to some directors and managers of the Sacramento Suburban Water District. Their Board directed these payments be paid back to the District; the amounts come to thousands of dollars.

10. DIRECTORS REPORTS

Director Henriques reported on the upcoming election for ACWA Region 9, indicating that on May 12 there would be a call for nominations. A brief discussion ensued.

11. ATTORNEY'S REPORT

There was no attorney's report for this meeting.

At 2:55 p.m. a five-minute recess was taken.

12. CLOSED SESSION

It was moved by Director Marcum and seconded by Director Henriques to adjourn to Closed Session at 3:00 p.m., as provided by the authority of Government Code Section 54956.9a, Application before the State Water Resources Control Board to appropriate waters of the Santa Ana River (applications 31165, 31370, and 31371); Government Code Section 54956.9c, applications by Southern California Edison to re-license hydroelectric plants; Government Code Section 54956.9(b)(3)(a) and Section 54956.9(c), confer with legal counsel regarding significant exposure to litigation in one case; Government Code Section 54956.8, lease and/or Real Property negotiations with Robertson's Ready Mix; Government Code Section 54956.8, consider lease and/or Real Property negotiations with CEMEX, USA; and 54957, a personnel issue. The motion carried 5-0, with President Woodbury and Director Wright absent.

At 5:15 p.m., the Board reconvened in Open Session. In accordance with Government Code Section 54957.1, there was no reportable action taken.

13. NEXT MEETING

There will be a Special Board Meeting on April 11, 2003, at 8:00 a.m. to interview final candidates for the position of General Manager. The next regular Board meeting will be on April 30, 2003, at 1:30 p.m. There will not be a regular Board meeting during the month of May.

14. ADJOURN MEETING

There being no further business, the meeting adjourned at 5:15 p.m.

Board Secretary

