

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS

AGENDA

**April 4, 2007---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.

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**CALL TO ORDER**  
**PLEDGE OF ALLEGIANCE**  
**ROLL CALL**

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**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. PUBLIC MEETING RELATED TO ADOPTION OF GROUNDWATER CHARGE**

Article 1, Section 75560 of the California Water Code requires that a Water Conservation District that proposes to levy a groundwater charge "...shall annually cause to be made an engineering investigation and report upon groundwater conditions of the District." District staff will present the annual Bunker Hill Engineering Investigation Report and review the Groundwater Replenishment Program annual budget. District staff is recommending to the District's Board of Directors to retain the current amount of the groundwater charge of \$1.85 per acre-foot for groundwater production for agricultural purposes, and \$6.65 per acre-foot for groundwater production for non-agricultural purposes, for the ensuing year (July 1, 2007 to June 30, 2008). The purpose of the groundwater charge is to fund the District's continuing groundwater replenishment efforts. District staff will present any written comments received and hear oral comments.

**3. BOARD DISCUSSION ITEMS**

Monthly Activity Reports, and/or Comments by Board Members

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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.

4. **APPROVAL OF THE MINUTES**  
The Regular Meeting of March 7, 2007  
The Special Meeting of March 15, 2007
5. **BOARD COMMITTEE REPORTS**
6. **GENERAL MANAGER'S REPORT**
7. **OPERATIONS AND MAINTENANCE REPORT**
8. **WASH PLAN UPDATE**
9. **CONSENT CALENDAR**  
Approval of the Un-audited Financial Reports for March 2007
10. **BOARD LETTERS, ACTION ITEMS, NEW BUSINESS, FYI**
  - A. REQUEST FROM CITY OF HIGHLAND - SUBORDINATION OF TAX INCREMENT REVENUE  
*Recommendation:* Approve request from City of Highland Redevelopment Agency to subordinate the District's share tax increment revenue, if needed, to their agency bond debt service
  - B. COOPERATIVE AGREEMENT TO PROTECT WATER QUALITY AND ENCOURAGE THE CONJUNCTIVE USES OF IMPORTED WATER IN THE SANTA ANA RIVER BASIN  
*Recommendation:* Discuss and provide staff direction on District's participation in the proposed "Cooperative Agreement to Protect Water Quality and Encourage the Conjunctive Uses of Imported Water in the Santa Ana River Basin"
  - C. AMENDMENT TO CONTRACT FOR CONSULTANT D. BURNELL CAVENDER  
*Recommendation:* Approve Amendment to Contract for Consultant D. Burnell Cavender
  - D. AMENDMENT TO CONTRACT FOR CONSULTANT EDAW  
*Recommendation:* Approve Amendment to Contract for Consultant EDAW
  - E. UPCOMING MEETINGS:
    1. Historical Society Program - April 5, 2007, 7:00 p.m. - Christian R. Harris Memorial Hall, San Bernardino
    2. Special Districts - April 16, 2007, 6:00 p.m. - Hilton Garden Inn, Victorville
    3. San Bernardino Chamber Legislative Breakfast - April 20, 2007, 7:30 a.m. Shandin Hills Golf Club

11. **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 existing litigation, entitled Center for Biological Diversity v. San Bernardino County LAFCO, SBCSC Case No. SCVSS 136990 (CEQA).

**and/or**

Under the authority of Government Code Section 54956.9 (b)(3)(a), and Section 54956.9(c), and Section 54956.9 (b)(1), 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 54956.9(c), the Board may recess to Closed Session on to determine on whether to initiate litigation.

**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; Randy Van Gelder 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 54956.8, the Board of Directors may recess to Closed Session to consider Real Property negotiations re: a roadway easement with the City of Redlands; if action is directed, the negotiators will be Lawrence Libeu and David Cosgrove with the District, and Tom Fujiwara with the City of Redlands.

**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: review the performance and contract of General Manager.

12. **ADJOURN MEETING.** The next Board meeting will be on ***Friday, April 27*** at 1:30 p.m., at District Headquarters, 1630 W. Redlands Blvd., Ste. A, Redlands, CA.