

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF  
February 6, 2008  
1:30 p.m.

President Melody McDonald 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 McDonald.

ROLL CALL:

BOARD MEMBERS PRESENT:

Melody McDonald, President  
Manuel Aranda, Vice President  
Cheryl Tubbs, Director  
Arnold Wright, Director  
Richard Corneille, Director  
Clare Henry Day, Director  
John Longville, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Rutan & Tucker, LLP

STAFF PRESENT:

Marvin Shaw, General Manager  
Colleen Theuer, Admin. Services Mgr./Recording Secretary

GUESTS PRESENT:

None

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. CONSENT CALENDAR

**It was moved by Director Corneille and seconded by Director Aranda to approve the minutes of the regular meeting of January 15, 2008. The motion carried unanimously.**

The financial reports were briefly discussed.

**It was moved by Director Day and seconded by Director Wright to approve the financial reports for the month of January 2008. The motion carried unanimously.**

3. INFORMATION ITEMS

A. Wash Plan Update

Mr. Cosgrove updated the Board on the Wash Plan. Work was continuing with BLM on the land exchange, as well as with the miners' consultants regarding air quality aspects. The DEIR was expected to be released in early March.

B. Board Committee Reports

There were no Board Committee Reports for this meeting.

C. Operations and Maintenance Report

Mr. Shaw reported on the field operations/maintenance for the month of January, 2008. A written report was also provided in the Board package.

D. General Manager's Report

Mr. Shaw reported that the lease at the Mill Creek No. 1 Power Plant with Southern California Edison (Edison) had expired. Edison was in the process of hiring a biologist for the purpose of conducting a study to list endangered species in that area, and to evaluate the land for future use.

Mr. Shaw reported that the District had received RFPs from Kennedy Jenks and Montgomery Watson (MWH), for the Evaluation and Conceptual Design to Optimize Santa Ana River Groundwater Recharge Facilities and Operations. He indicated that a selection committee was being formed.

Mr. Shaw said that he is in the process of applying to the U.S. Army Corps of Engineers to become a local sponsor for their Lakes and Streams Project.

4. ACTION ITEMS, NEW BUSINESS, FYI

There were no action items for this meeting.

5. UPCOMING MEETINGS

Several upcoming meetings were briefly discussed.

6. BOARD DISCUSSION ITEMS

Director Aranda reported attending the Jerry Wilson retirement dinner and the Water Crisis Roundtable.

Director Corneille reported that that he attended the Louis Fletcher Lifetime Achievement Award dinner. He said the next Advisory Commission on Water Policy meeting would be on March 27, 2008.

Director Tubbs reported attending the San Bernardino County Special Districts (Special Districts) dinner; she also advised that she would not be attending the ACWA Washington D.C. conference.

Director Day reported attending the Special Districts dinner.

Director Wright reported attending the Special Districts dinner and the Louis Fletcher Lifetime Achievement Award dinner.

President McDonald reported attending the Jerry Wilson retirement dinner, the San Bernardino Valley Municipal Water District Board meeting, and the Upper Santa Ana Water Resources Association meeting.

7. CLOSED SESSION

**It was moved by Director Longville and seconded by Director Day to adjourn to Closed Session at 3:15 p.m., under Government Code Section 54956.9(a), confer with legal counsel regarding Case No. SCVSS 147526 San Bernardino Valley Water Conservation District vs. San Bernardino County Local Agency Formation Commission; Government Code Section 54956.9(a), confer with legal counsel regarding the applications pending before the State Water Resources Control Board regarding the Santa Ana River, including Nos. 31169 and 31170; and Government Code Section 54956.9(c), confer with legal counsel regarding potential litigation. The motion carried unanimously.**

At 4:50 p.m., the meeting reconvened into Open Session. Reportable action taken was to authorize the District, if necessary, to file an objection with the State Water Resources Control Board, regarding the San Bernardino Valley Municipal Water District's application for a Temporary Urgency Application, for the right to divert 45,000

acre-feet of water that is stored behind or regulated by the Seven Oaks Dam. The Board also directed Staff to continue negotiations with the applicants to see if the need to file an objection could be avoided.

8. ADJOURN MEETING

At 4:55 p.m., the meeting adjourned to the Board meeting scheduled for March 5, 2008 at 1:30 p.m., at District Headquarters, 1630 W Redlands Blvd., Suite A, Redlands, CA.

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Secretary of the Board