

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS

MINUTES OF THE BOARD MEETING OF  
October 22, 2008  
1:30 p.m.

President Melody McDonald called the Board 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  
Clare Henry Day, Director  
Arnold Wright, Director  
John Longville, Director

BOARD MEMBERS ABSENT:

Richard Corneille, Director

GENERAL COUNSEL PRESENT:

David Cosgrove, Rutan & Tucker

STAFF PRESENT:

R. Robert Neufeld, General Manager  
Colleen Theuer, Admin. Services Mgr./Recording Secretary  
Shanae Smith, Executive Assistant

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. BOARD DISCUSSION ITEMS

Director Tubbs reported that she presented the Resolution of Appreciation (adopted by the Board at the October 8 Board meeting) to Dennis Hansberger at the Mentone Chamber of Commerce.

Directors Day and Wright reported that they attended the Resources Committee meeting.

Director Aranda reported that he attended the California Water Policy Conference in Pasadena. He noted that he will attend the WESTCAS Conference in Denver from October 29-31.

President McDonald reported that she attended the California Water Policy Conference in Pasadena; the joint ACWA Region 8, 9, and 10 meetings; a meeting with the City of San Bernardino Board of Water Commissioners; and the Basin Technical Advisory Committee (BTAC) meeting.

## 3. CONSENT CALENDAR

There were no Consent Calendar items for this meeting.

## 4. INFORMATION ITEMS

### A. Board Committee Reports

Director Day reported on the Resources Committee (Committee) meeting held on October 20, 2008. He said the discussion was regarding the results so far from MWH Americas (MWH) for the Optimization Study. MWH had identified an apparently buried fault line, along with the San Andreas Fault line, that was blocking deep water flow. However, the Committee found that these fault lines had already been identified in the 1960s. Discussion ensued. It was suggested that MWH be invited to the next Board meeting to discuss and answer questions from the Board. Additionally, it was suggested that a meeting be called with Directors Tubbs, Corneille, and Day, and Joe Bonadiman, of Joseph E. Bonadiman & Associates, Inc., to examine the results of the Optimization Study and then report back to the Board. Mr. Neufeld discussed other possible uses for the borrow pit area.

### B. Operations and Maintenance Report

Mr. Neufeld reported that as part of routine maintenance, grading was being done at both the Mill Creek and Santa Ana spreading ground areas. The Match Corporation

was in the process of cleaning Basin 10, and stockpile is being moved out of the borrow pit. The Miniature Aircraft Radio Kontrol Society (MARKS) was in the process of moving their equipment to their new site. Regarding capital projects, Mr. Neufeld reported that Basin 10 head walls had been constructed and field staff was in the process of fabricating the gates. He has had discussions with Chris Bahnsen regarding the need to update the Board on a monthly basis on all of the District's capital projects. Mr. Bahnsen will provide the status of these projects for reporting purposes at the monthly Board meetings.

#### C. Optimization Study Update

Mr. Neufeld reported on the Optimization Study meeting held on October 13, where there was discussion on the report from MWH regarding the fault lines that exist in the borrow pit. Victor Harris, the Project Manager for MWH, had indicated he would be contacting Cal-Tech to see if they could determine the cost of finding out if a fault line actually exists. Mr. Neufeld noted that Douglas Headrick, of the San Bernardino Valley Municipal Water District (SBVMWD), had said at the meeting that the SBVMWD was proposing to spend \$8 million to build recharge facilities in the borrow pit. Mr. Headrick also indicated that SBVMWD would probably propose to bypass the upper spreading basins completely and take the water to north San Bernardino for spreading. A brief discussion ensued. Mr. Neufeld indicated he would keep the Board apprised of any developments.

#### D. General Manager's Report

Mr. Neufeld reported that there would be an election of Directors for the Association of the San Bernardino County Special Districts at their meeting on November 17, 2008.

Mr. Neufeld discussed the upcoming ACWA Fall Conference and the General Session meeting, where a vote by the membership would take place on a proposed amendment to the Bylaws, approved by the ACWA Board of Directors on July 25, 2008. Each member agency may designate one individual to cast the vote on behalf of their agency. Traditionally, the District's Board president has been the designee. President McDonald indicated that she had the proxy form for the election and agreed to be the designee.

Mr. Neufeld briefed the Board on the upcoming breakfast meetings for community leaders, to take place on October 29 and November 6, 2008, at 7:30 a.m. at the new Ayres Hotel in Redlands.

Regarding personnel items, Mr. Neufeld reported that the new Assistant General Manager, who is also a civil engineer, would be reporting to work in December.

Regarding the Wash Plan, Mr. Neufeld reported that the Final EIR for the Wash Plan would be presented for approval at a Task Force meeting scheduled for November 4, at 10:00 a.m., at the District offices, and would also be presented for approval by the Board on November 12, 2008 at the regular Board meeting.

Mr. Neufeld reported that the Big Bear Watermaster meeting was held on October 21, 2008, and that on October 28 the court will certify Mr. Neufeld's appointment as watermaster representative.

5. ACTION ITEMS, NEW BUSINESS, FYI

- A. Authorize General Counsel to Prepare Amendment to General Manager's Contract to Include Car Allowance and Authorize Board President to Execute Same

Discussion ensued as to a car allowance for the General Manager. Mr. Neufeld distributed information comparing other agencies car allowances and presented two options. After discussion, the following motion was made:

**It was moved by Director Tubbs and seconded by Director Day to amend the General Manager's compensation package to include a car allowance of \$1,000 per month. The motion carried 6-0, with Director Corneille noted absent.**

- B. Consider Renewal Contract for Property Management with Ascend Commercial Management

**It was moved by Director Day and seconded by Director Aranda to approve the renewal of the contract for property management with Ascend Commercial Management for one year, to September 30, 2009, at a compensation rate of \$850/month. The motion carried 6-0, with Director Corneille noted absent.**

- C. Approve Cancellation of Board Meetings Scheduled for November 26, 2008 and December 24, 2008

Due to the upcoming holidays, Mr. Neufeld proposed canceling the scheduled Board meetings for November 26 and December 24, 2008.

**It was moved by Director Aranda and seconded by Director Tubbs to cancel the scheduled Board meetings for November 26 and December 24, 2008, due to the upcoming holidays. The motion carried 6-0, with Director Corneille noted absent.**

6. UPCOMING MEETINGS

Upcoming meetings were briefly discussed.

7. CLOSED SESSION

**At 3:40 p.m., the meeting adjourned into Closed Session, under Government Code Section 54956.8, to consider Real Property negotiations**

**with the City of Redlands; Government Code Section 54956.9(c), consider whether to initiate litigation; 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; and Government Code Section 54957, consider performance evaluation for the General Manager. The motion carried 6-0, with Director Corneille noted absent.**

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

8. ADJOURN MEETING

At 4:41 p.m., the meeting adjourned to the Board meeting scheduled for November 12, 2008, at 1:30 p.m., at District headquarters, 1630 W Redlands Blvd., Ste. A, Redlands, CA.

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R. Robert Neufeld  
Secretary of the Board