

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE BOARD MEETING OF
August 17, 2008
(Continuation from Board Meeting of August 13, 2008)
1:00 p.m.

President Melody McDonald called the Board Meeting of the Board of Directors to order at 1:00 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
Richard Corneille, Director
John Longville, Director
Arnold Wright, Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

None

STAFF PRESENT:

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

GUESTS PRESENT:

Dr. Bill Mathis, Mathis Consulting Group

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.

7. CLOSED SESSION (continued from August 13, 2008)

It was moved by Director Corneille and seconded by Director Longville to adjourn to Closed Session under Government Code Section 54956.8, consider lease and/or real property negotiations with CEMEX, USA; Government Code Section 54956.9(c), confer with legal counsel regarding potential litigation; and 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. The motion carried unanimously.

At 2:00 p.m., the meeting reconvened into Open Session. Under Government Code Section 54957.1, there was no reportable action taken.

Mr. Neufeld requested that item 5D be taken out of order.

It was moved by Director Tubbs and seconded by Director Corneille to take Item 5D out of order. The motion carried unanimously.

5. D. Receive Written Report - Mathis Consulting Group

Dr. Bill Mathis distributed and discussed his written report. He discussed organizational and survival strategies regarding the consolidation issues, as well as the necessity to be prepared in the event the District was consolidated, in order to protect staff and to ensure that the District's mission would continue. Mr. Neufeld also noted the necessity to recruit to fill open positions, even under the circumstances. Dr. Mathis continued his discussion and answered questions from the Board. President McDonald indicated that she would appoint an Ad Hoc Committee at a later date to discuss further.

2. BOARD DISCUSSION ITEMS

Director Corneille indicated that an Advisory Commission on Water Policy meeting would be held on August 21 at SBVMWD, at 7:00 p.m.

Director Tubbs said she attended Board meetings and interviews for EIS consultants.

Director Longville reported that he attended a San Bernardino Chamber of Commerce meeting that featured Congressman Jerry Lewis.

Director Aranda reported that he had been asked to speak at the Rotary Club, among others, regarding the water crisis. Thus far he has given two presentations.

President McDonald reported that she attended the BTAC meeting, the LAFCO meeting, the Upper Santa Ana Water Resources Association meeting, a Region 9 meeting, and a meeting with Dr. Mathis.

3. CONSENT CALENDAR

It was moved by Director Corneille and seconded by Director Day to approve the minutes of July 2, 2008. The motion carried unanimously.

It was moved by Director Day and seconded by Director Tubbs to approve the revised minutes (distributed at the meeting) of July 21, 2008. The motion carried 6-1, with Director Corneille abstaining due to his absence from the meeting.

The un-audited financial reports ending July 31, 2008 were discussed.

It was moved by Director Tubbs and seconded by Director Day to approve the un-audited financial reports ending July 31, 2008. The motion carried unanimously.

4. INFORMATION ITEMS

A. Wash Plan Update

Mr. Neufeld summarized the written Wash Plan report.

B. Board Committee Reports

There were no Board Committee reports for this meeting.

C. Operations and Maintenance Report

Mr. Neufeld noted there was nothing new to report.

D. Optimization Study Update

Mr. Neufeld briefly discussed the Optimization Study meeting of August 11, 2008, held at SBVMWD.

E. General Manager's Report

Mr. Neufeld discussed the meeting at the Tarrant Regional Water Authority in Ft. Worth, Texas that he and President McDonald attended on July 30 - August 1, and the Utility Executive Leadership Institute Conference he attended on August 6 - August 8.

5. ACTION ITEMS, NEW BUSINESS, FYI

- A. Consider Proposal from M.J. Klinefelter, GIS & Environmental Consulting Services, to Provide Assistance with Data Analysis for the Wash Plan

The proposal for professional services for the purpose of evaluating the spectral analysis data and other habitat parameters to determine the suitability for use in the Habitat Conservation Plan (HCP) was discussed.

It was moved by Director Corneille and seconded by Director Aranda to approve the contract proposal from M.J. Klinefelter, GIS & Environmental Consulting Services, to provide assistance with data analysis for the Wash Plan, in the amount of \$6,467, or 1/3 of the total amount of \$19,400 (to be split three ways with the mining companies and the District). The motion carried unanimously.

- B. Consider California Advocates Contract Amendment for Legislative Services, on a Month-to-Month Basis

Mr. Neufeld discussed his conference with Mr. Simoni of California Advocates, in which Mr. Simoni agreed to an amendment to his contract for a month-to-month, as needed basis; he also agreed to provide a monthly report.

It was moved by Director Aranda and seconded by Director Wright to approve the amendment to the contract for legislative services with California Advocates on a month-to-month, as needed basis. The motion carried 6-1, with Director Corneille opposed.

- C. Professional Services Contract Renewals

Contract renewal amendments for Larry Jacinto Construction and Todd Engineers were discussed. Regarding the Todd Engineers contract, the Board asked for further information, to be brought back to the next Board meeting for discussion.

It was moved by Director Day and seconded by Director Aranda to approve an amendment to the contract with Larry Jacinto Construction, renewing their contract to August 3, 2009. The motion carried unanimously.

6. UPCOMING MEETINGS

There was no discussion on the upcoming meetings.

7. CLOSED SESSION

Closed Session was held at the beginning of the meeting.

8. ADJOURN MEETING

At 3:45 p.m., the meeting adjourned to the Board meeting scheduled for September 3, 2008, at 1:30 p.m., at District headquarters, 1630 W Redlands Blvd., Ste. A, Redlands, CA.

Secretary of the Board