

JOSHUA BASIN WATER DISTRICT
Minutes of the
REGULAR MEETING OF THE BOARD OF DIRECTORS

April 6, 2016

1. CALL TO ORDER: 7:00 PM
2. PLEDGE OF ALLEGIANCE
3. DETERMINATION OF QUORUM: Victoria Fuller Present
Bob Johnson Present
Mickey Luckman Present
Mike Reynolds Present
Rebecca Unger Present

STAFF PRESENT: Curt Sauer, General Manager
Susan Greer, Assistant General Manager/Controller
Seth Zielke, Director of Water Resources and Operations
Keith Faul, GIS Coordinator

CONSULTANTS PRESENT: Kathleen Radnich, Public Outreach Consultant
Gil Granito, District Counsel, Redwine & Sherrill

GUESTS

4. APPROVAL OF AGENDA –
MSC/ Luckman/Reynolds 5/0 to Amend agenda to add a new agenda item prior to item #7. The new item for the agenda is as follows:
CONSIDER THE STAFF RECOMMENDATION TO AUTHORIZE THE GM TO ENTER INTO A CONTRACT WITH BEST, INC. TO PERFORM AN AMBIENT FLOW AND WATER CHEMISTRY SURVEY IN GEOPHYSICAL GAMMA RAY SURVEY AT WELL 14 FOR \$50,000 PLUS THE STANDARD 10% CONTINGENCY FOR A TOTAL NOT TO EXCEED \$55,000

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

MSC/Reynolds/Luckman 5/0 to approve agenda as modified.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

5. PUBLIC COMMENT

Tom Baker, Joshua Tree – Mr. Baker read a statement (attached) for the BOD to reverse the new meter fees.

Al Marquez, Sun Fair Area, Joshua Tree: Mr. Marquez asked that the BOD refer back to him in 10 days on the next step for him to take in reference to his protest of the new meter fees.

PUBLIC COMMENT CLOSED

Gil Granito commented that Barbara Wells, Rate Consultant, did a supplemental report and the majority of the parcel owners did not protest the imposition of the basic monthly fee and the BOD adopted it.

6. CONSENT CALENDAR

(No Items)

6.5 CONSIDER THE STAFF RECOMMENDATION TO AUTHORIZE THE GM TO ENTER INTO A CONTRACT WITH BEST, INC. TO PERFORM AN AMBIENT FLOW AND WATER CHEMISTRY SURVEY IN GEOPHYSICAL GAMMA RAY SURVEY AT WELL 14 FOR \$50,000 PLUS THE STANDARD 10% CONTINGENCY FOR A TOTAL NOT TO EXCEED \$55,000

GM Sauer read the staff report on the above recommendation.

Gil Granito commented on the Brown Act that allows the BOD to add to the Agenda when immediate action needs to be taken by the BOD after the Agenda has been prepared and posted.

Director Reynolds asked for a breakdown on why this has to be done.

Director Zielke responded with the breakdown of the issues with well 14 and why action needs to be taken.

PUBLIC COMMENT

Richard Fountain, Joshua Tree asked about the effectiveness.

Al Marquez, Sun Fair, Joshua Tree read from the Brown Act about items not listed on the Agenda.

Tom Baker, Joshua Tree commented on the savings that could be applied in other areas.

PUBLIC COMMENT CLOSED

MSC Reynolds/Luckman 5-0 to authorize the GM to enter into a contract with Best, Inc. to perform ambient flow and water chemistry survey in geophysical gamma ray survey at well #14 for \$50,000 plus the standard 10% contingency for a total not to exceed \$55,000.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

7. ELECTION OF ONE OF THREE CANDIDATES FOR THE POSITION OF REGULAR SPECIAL DISTRICT MEMBER OF THE LOCAL AGENCY FORMATION COMMISSION (LAFCO)

Recommend that the Board vote for Kimberly Cox, current incumbent.

MSC Reynolds/Luckman 5-0 approval vote of Kimberly Cox, LAFCO

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

8. GENERAL MANAGER EMPLOYMENT AGREEMENT

Recommend that the Board approve the revised Employment Agreement with the District’s General Manager, which has been negotiated pursuant to the guidelines provided by the Board, a copy of which is attached hereto.

Director Unger commented on the ADHOC that was formed to go over GM Sauer’s new contract.

PUBLIC COMMENT

Gary Wilson, Joshua Tree commented that he was on the BOD that hired GM Sauer and did not vote to hire him.

Al Marquez, Sun Fair, Joshua Tree quoted GM Sauer’s salary for the last couple of years and didn’t agree with the percentage increase, vacation days or termination agreement that the BOD is voting on.

Tom Floen, Joshua Tree Praised GM Sauer for the job that he has done and that it is not unreasonable for a GM to earn the salary amount that the BOD is seeking for GM Sauer.

Tom Baker, Joshua Tree commented that he is in agreement to whatever is equitable for GM Sauer as long as it doesn’t impact senior rate payers.

Cooki Bellsborough expressed an appreciation for democracy in action.

PUBLIC COMMENT IS CLOSED

Director Unger revisited the issues that Mr. Marquez had on GM Sauer’s salary and how the ADHOC decisions came about.

Gil Granito commented that this was an effort to bring GM Sauer to compliance with a prevailing compensation rate for GM’s.

Director Reynolds shared that GM Sauer asked to be brought on board at a considerable lower pay rate until he got up to speed.

MSC Unger/Johnson 5-0 to approve the revised Employment Agreement with the District’s General Manager.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

9. 2nd QUARTER ENDING 12/31/15 FINANCIAL REPORT

Recommend that the Board accept and file.

Asst. General Mgr. Susan Greer read the finance report.

No Public Comment

MSC Johnson/Luckman 5-0 to accept and file the 12/31/15 Financial Report

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

10. RESOLUTION ESTABLISHING THE TIME AND PLACE OF THE REGULAR MEETINGS OF THE BOARD OF DIRECTORS

Recommend that the Board adopt Resolution 16-956

GM Sauer read Resolution 16-956

Director Reynolds stated that the reasoning behind the 7:00 p.m. start time was that people work and it affords them the opportunity to participate in the meeting. By moving the meeting to an earlier time you are limiting the ability for individuals to attend.

Director Unger commented on the meeting times of the Morongo Basin Water Districts and Committees. Vice President Luckman supports the time change.

PUBLIC COMMENT

Tom Baker, Joshua Tree commented he supports the 6:30 p.m. change.

Cooki Bellsborough, Joshua Tree suggested that even though people are not in the immediate audience they may be participating by watching the meeting online or TV.

PUBLIC COMMENT CLOSED

MSC Unger/Luckman 4/1/0 approval of Resolution 16-956.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	No
Unger	Aye

11. STANDING COMMITTEE REPORTS

- A. LEGISLATIVE AND PUBLIC INFORMATION COMMITTEE: Vice President Luckman and Director Unger: Kathleen Radnich, Public Outreach Consultant to report. Next meeting is scheduled for June 1, 2016. Kathleen Radnich gave update on Water Education Day.
- B. FINANCE COMMITTEE: President Fuller and Director Johnson. Next meeting is scheduled for April 25, 2016 Public is invited.
- C. WATER RESOURCES & OPERATIONS COMMITTEE: Vice President Luckman and Director Johnson. Next meeting is scheduled for April 25, 2016.

12. DISTRICT GENERAL COUNSEL REPORT

No Report

13. GENERAL MANAGER REPORT

GM Sauer gave his report and informed the BOD that the originally planned, strategy special meeting for April 11, 2016 has been postponed. He will email future dates to the BOD to confirm another date.

14. FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES

A. Mojave Water Agency Board of Directors Meeting April 14, 2016 – Rebecca Unger

B. ASBCSD Meeting April 18, 2016 – Director Reynolds

C. ACWA Spring Conference in Monterey, CA – May 3-6, 2016

DIRECTOR REPORTS ON MEETINGS ATTENDED, COMMENTS/FUTURE AGENDA ITEMS

Director Unger attended Water Education Day.

Director Johnson attended the Mojave Agency Water District meeting on March 24th.

Director Reynolds did not attend any meetings but thanked everyone for attending the BOD meeting tonight.

Vice President Luckman attended the Finance Committee meeting and will be attending the Technical Advisory Committee Meeting on April 7, 2016.

President Fuller attended the March 23, 2016 Communications Committee meeting.

ADJOURNMENT

MSC Unger/Reynolds, 5/0 to adjourn the Regular Meeting of the Board of Directors of April 6, 2016 at 9:01 PM.

Fuller Aye

Luckman Aye

Johnson Aye

Reynolds Aye

Unger Aye

Respectfully submitted:



Curt Sauer, GM and Board Secretary