

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

July 20, 2016

1. **CALL TO ORDER:** 6:30 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
Keith Faul, GIS Coordinator
Seth Zielke, Director, Water Resources and Operations

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

GUESTS 7

4. **APPROVAL OF AGENDA –**
MSC/ Johnson/Reynolds 5/0 to approve the Agenda.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

5. **PUBLIC COMMENT - None**

6. **CONSENT CALENDAR:**

Items on the Consent Calendar are considered routine in nature and will be adopted in total by one action of the Board of Directors unless any Board Member or any individual or organization interested in one or more consent calendar items wishes to be heard.

A. Approve Draft Minutes of the July 6, 2016 Regular Meeting of the Board of Directors.

B. Approve Draft Minutes of the July 11, 2016 Special Meeting of the Board of Directors.

MSC/ Johnson/Unger 5/0 to approve the July 6, 2016 and July 11, 2016 Minutes of the Board of Directors.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

7. **UPDATE ON NEXTERA SOLAR PROJECT/WILL SERVE LETTER/WSA/INDEMNITY**
At 7:02 p.m. the BoD adjourned to read the document. At approximately 7:15 p.m. the BoD returned to regular session. General Manager Sauer reported on the changes to the Will Serve letter and the Water Supply Agreement. GM Sauer also explained the Indemnity Agreement that would be executed upon approval of the Project by San Bernardino County.

Recommendation to the BoD to proceed with the Will Serve Letter and Water Supply Agreement upon the condition that NextEra executes the Indemnity Agreement.

Gerry Eagans, Legal Counsel clarified to the BoD the action that the General Manager is asking for today, is for the Will Serve Letter and the Water Supply Agreement to become effective upon the final approval of the County of San Bernardino. Not with standing if there is a law suit filed after the approval. The Will Serve Letter will be effective on the date that the County of San Bernardino approves the Project.

PUBLIC COMMENT

David Ficke, Joshua Tree stated that it is too soon and since there are (3) appeals he doubts that the Project will survive the appeal process.

MSC/Reynolds/Unger 4/1 to table the BoD decision until August 8, 2016

Fuller	Aye
Luckman	No
Johnson	Aye
Reynolds	Aye
Unger	Aye

8. **2015/2016 BAD DEBT WRITE-OFF**
Recommend that the Board accept and file.

Assistant General Manager Susan Greer reported that the total bad debt has been reduced again this year, both in number of accounts being written off as well as the total amount. She also asked the BoD to consider an increase of the guarantee/deposit for new customers with red/poor credit.

PUBLIC COMMENT- None

MSC/ Reynolds/Luckman 5/0 to approve bad debt write-off and to have the Finance Committee review the guarantee/deposit and report back to the Board.

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

9. **ADOPT RESOLUTION 16-964- A RESOLUTION OF THE BOARD OF DIRECTORS OF THE JOSHUA BASIN WATER DISTRICT ESTABLISHING THE APPROPRIATION LIMIT OF THE DISTRICT FOR THE FISCAL YEAR 2016/2017**
Recommend that the Board adopt Resolution 16-964

Assistant General Manager Susan Greer explained to the BoD the appropriation limit calculation for the fiscal year 16/17. She also stated that the purpose of the Limit is to place an annual limit or restriction on the growth of tax-funded programs and services.

PUBLIC COMMENT - None

MSC/ Reynolds/Luckman 5/0 to adopt Resolution 16-964

Fuller Aye
Luckman Aye
Johnson Aye
Reynolds Aye
Unger Aye

10. STANDING COMMITTEE REPORTS:

- A. FINANCE COMMITTEE MEETING: President Fuller and Director Johnson. Next Meeting is scheduled for July 25, 2016 9 a.m. to 10 a.m.
- B. WATER RESOURCES & OPERATIONS COMMITTEE: Vice President Luckman and Director Johnson. Next Meeting is scheduled for July 25, 2016 10 a.m. to 11 a.m.
- C. LEGISLATIVE AND PUBLIC INFORMATION COMMITTEE: Vice President Luckman and Director Unger: Kathleen Radnich, Public Outreach Consultant to report. Next meeting is scheduled for August 3, 2016.

The Board approved time changes for July 25, 2016 Finance Committee to start at 10:00 a.m. (original time 9:00 a.m.) and the Water Resources and Operations Committee to start at 11:00 a.m. (original time 10:00 a.m.).

- 11. **DISTRICT GENERAL COUNSEL GIL GRANITO** – Commented on Assembly Bill 401 which requires the State Board, no later than January 1, 2018, in collaboration with the State Board of Equalization to develop a plan for the funding and implementation of the Low-Income Water Rate Assistance Program.
- 12. **GENERAL MANAGER REPORT** – GM Sauer reported to the BoD that Patricia Freeman would be leaving the District to accompany her husband, who has been assigned back East. GM Sauer and Assistant GM Susan Greer have been working on Union negotiation items and expect the Grant/Financial Assistance packet to be approved by SWRCB in September. The BOR pilot study concerning Reduction, Coagulation and Filtration commenced this week. GM Sauer stated that the JBWD is currently in discussions with BLM concerning the ROW rental fees and are waiting on a “next steps” letter from the BLM field office in Barstow.
- 13. **FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES**
 - Mojave Water Agency – July 28 – Victoria Fuller
 - **ASBCSD – (Reminder) No Meeting for August**
 - San Bernardino County Water Conference – August 12, 2016
- 14. **DIRECTOR REPORTS ON MEETINGS ATTENDED, COMMENTS/FUTURE AGENDA ITEMS**
- 14. **ADJOURNMENT**

MSC Unger/Luckman 5/0 to adjourn the Regular Meeting of the Board of Directors of July 20, 2016 at 8:27 p.m.

Fuller Aye
Luckman Aye
Johnson Aye
Reynolds Aye
Unger Aye

Respectfully submitted:


Curt Sauer, GM and Board Secretary