

JOSHUA BASIN WATER DISTRICT
Minutes of the
REGULAR MEETING OF THE BOARD OF DIRECTORS
June 3, 2009

1. **CALL TO ORDER** 7:00 PM

2. **PLEDGE OF ALLEGIANCE**

3. **DETERMINATION OF QUORUM:** By roll-call vote:
Gary Given Present
Bill Long Present
Mickey Luckman Present
Mike Reynolds Present
Gary Wilson Present

STAFF PRESENT: Susan Greer, Assistant GM/Controller
Joe Bocanegra, Interim Chief of Operations
Terry Spurrier, HR/Administrative Services Supervisor
Marie Salsberry, Executive Secretary

GUESTS: 11

4. **APPROVAL OF AGENDA**

MSC Long/Luckman 5/0 to approve the agenda for the June 3, 2009 Regular Meeting of the Board of Directors.

5. **PUBLIC COMMENT**

None.

6. **CONSENT CALENDAR**

President Given abstained because he did not attend the regular meeting of May 6.
MSC Long/Reynolds 4/0 (1 Abstain) to approve the minutes of the regular meeting of May 6, 2009 and to approve Resolution #09-845 Providing Workers' Compensation Insurance for Volunteer Personnel.

Given	Abstain
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	Aye

7. PRESENTATION OF CERTIFICATE OF APPRECIATION FOR FORMER CHAIR PERSON OF THE CITIZENS ADVISORY COMMITTEE

President Given presented Cynthia Shepard with a framed certificate and thanked her for her service as chair of the Committee.

8. PRESENTATION BY ASSOCIATION OF CALIFORNIA WATER AGENCIES (ACWA) JOINT POWERS INSURANCE AUTHORITY (JPIA)

JPIA CFO Walter Sells presented an overview of the organization and services that the JPIA provides. Assistant General Manager/Controller Susan Greer reported that cost comparison between JPIA and the current provider shows a \$21,000 savings if the District chooses to be insured by the JPIA.

MSC Long/Luckman 5/0 to Adopt Resolution 09-846 Consenting to Enter the Joint Protection Programs of the Association of California Water Agencies/Joint Powers Insurance Authority.

MSC Long/Luckman 5/0 to adopt Resolution 09-847 Authorizing Application to the Director of Industrial Relations, State of California for a Certificate of Consent to Self-Insure Workers' Compensation Liabilities.

MSC Long/Given 5/0 to appoint Mickey Luckman to represent the District at JPIA meetings.

MSC Luckman/Given 5/0 to appoint Susan Greer as alternate to represent the District at JPIA meetings.

MSC Long/Reynolds 5/0 to approve the agreement between JPIA and JBWD

9. PUBLIC HEARING TO CONSIDER THE WATER AVAILABILITY (STANDBY) CHARGE FOR FISCAL YEAR 2009/2010

AGM/Controller Greer reported that standby charges have not changed since 1996; the public hearing is a legal requirement each year. There were no questions from the Board.

President Given opened the public hearing. There were no comments from the public and no written protests had been received. President Given closed the public hearing. The Board was given the opportunity for discussion, and took the following action.

MSC Long/Luckman 5/0 to approve staff recommendation to adopt Resolution 09-848, establishing water availability charges for 09/10 and authorizing collection by San Bernardino County.

10. LONG TERM WASTE WATER STRATEGY

AGM/Controller Greer reported on the Wastewater Treatment Strategy Report prepared by District engineers Dudek & Associates. Board discussion ensued. Director Reynolds abstained from commenting until he can confer with FPPC to determine if any conflict of interest exists.

MSC Long/Luckman 3/1 (1 Abstain) to approve staff recommendation to accept the Wastewater Strategy Report for information and refer it to the Citizens Advisory Committee and other stakeholders for study and recommendation.

Given	Aye
Long	Aye
Luckman	Aye
Reynolds	Abstain
Wilson	No

11. RESOLUTION APPROVING AN APPLICATION FOR FEDERAL FUNDS FOR THE GROUNDWATER RECHARGE PROJECT

AGM/Controller Greer reported that the District submitted an application to the US Bureau of Reclamation for a \$4 million grant, to be used for the recharge project.

MSC Long/Given 4/1 to approve staff recommendation to adopt Resolution 09-848 Supporting the Submittal of a Grant Proposal to the Bureau of Reclamation for a Pipeline and Ground Water Recharge Facility in the Amount of \$4 Million.

Given	Aye
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

12. AGREEMENT WITH DUDEK ENGINEERING FOR PRELIMINARY DESIGN REPORT FOR GROUNDWATER RECHARGE PROJECT

AGM/Controller Greer reported.

MSC Long/Reynolds 4/1 to approve staff recommendation to affirm the General Manager's authorization for Dudek Engineering, District Engineer, to prepare a preliminary design report for the groundwater recharge project at a cost not to exceed \$39,560.

Given	Aye
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

13. REQUEST TO SOLICIT ENGINEERING DESIGN SERVICES ASSOCIATED WITH THE GROUNDWATER RECHARGE PROJECT

AGM/Controller Greer reported. President Given questioned whether Dudek & Associates might have a conflict of interest if they were to assist in preparing the RFP and also bid on the project.

MSC Long/Luckman 4/1 to approve staff recommendation to authorize the General Manager and District Engineer to prepare two independent Requests for Proposals for final design of the Groundwater Recharge Pipeline and the Groundwater Recharge Facility, subject to a determination from District's counsel that no conflict of interest exists for Dudek & Associates should they also wish to submit proposals on the projects.

Given	Aye
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

14. WELL 17 CLEAN UP OF BIOLOGICAL GROWTH PROBLEMS, RECONSTRUCTION OF PUMP BASE AND PUMP REINSTALLATION

Interim Chief of Operations Joe Bocanegra reported that Well 17 has had an ongoing water quality problem for over a year. Several tests have been done and the well was video logged; however no reason for the presence of bacteria has been determined. Staff recommends that the well be treated and the pump base reconstructed. Board and staff discussion ensued.

Al Marquez commented that Dudek should be responsible for the cost because they were the project inspectors. Cynthia Shepard commented that the District should further investigate to find the source of the bacteria. Steven Whitman noted that Director Wilson's comments identified two wells; both inspected by Dudek and both installed by Bakersfield Well & Pump, and both have problems.

MSC Long/Reynolds 5/0 to table the item to a future meeting pending further investigation of the cause of the problem.

15. DESIGN AGREEMENT WITH NOLTE ENGINEERING FOR A BACKUP WATER SOURCE TO THE HI-DESERT MEDICAL CENTER AND ZONES C, B AND D-3

Interim COO Bocanegra reported that the hospital is served by one four-inch domestic service line and there is currently no alternative water source should service on that line be disrupted due to a mainline break or other problem.

MSC Luckman/Reynolds 5/0 to approve staff recommendation to approve the design agreement with Nolte Engineering for a backup water supply to the Hi-Desert Medical Center and Zones C, B and D-3. The lump sum fee for the work is \$17,300.

16. CONSIDERATION OF SPONSORSHIP OF SAN BERNARDINO COUNTY WATER CONFERENCE

AGM/Controller Greer reported. Director Reynolds suggested that the District have a booth where they can exhibit the landscape templates. Another suggestion was to share a booth with another agency, possibly the Alliance for Water Awareness and Conservation or Mojave Water Agency.

MSC Luckman/Long 4/1 to sponsor a booth at the water conference at a cost not to exceed \$1,000 and to look into partnerships for participation.

Given	Aye
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

17. PROJECT PRIORITY LIST

Interim COO Joe Bocanegra reported that Well 16 power has been installed, but the electrical panels were vandalized. President Given requested a report on Well 11.

18. PUBLIC COMMENT

Al Marquez of Joshua Tree commented on a news article about a farmer who had mercury and arsenic in his water due his own dirty water storage tank.

19. GENERAL MANAGER REPORT

None. Director Wilson asked about the automotive services contract. Director Wilson asked about the fleet maintenance contract; COO Bocanegra stated that currently there is no contract. Bids will be requested in July.

20. DIRECTOR COMMENTS/REPORTS

Director Reynolds reported on attending the Association of California Water Agencies (ACWA) conference in Sacramento in May which included information on how to connect with legislators. He proposed to initiate meetings with other Morongo Basin Water Districts for

more regional influence in legislative matters in Sacramento. President Given suggested that Director Reynolds take the lead in setting up meetings with other water districts that might be interested in forming a regional legislative alliance. Director Luckman suggested that the District work with MWA who is instituting a similar program. Director Luckman also attended the ACWA conference and felt that the program was very valuable, she found the segment on the endangered species act and the delta most interesting. Vice President Long attended the Riverside County Water Symposium where the focus was on planning for the future for water and for wastewater.

21. CLOSED SESSION

Property Acquisition; pursuant to Government Code 54956.8, Conference with Real Property Negotiator regarding price and terms. District negotiator: Joe Guzzetta. APN: 603-231-05; 603-231-06; 603-191-41.

The Board went to Closed Session at 9:32 pm. The Board returned to Open Session at 10:10 pm; President Given stated that no reportable action was taken during the Closed Session.

22. CLOSED SESSION


Public employee performance evaluation; General Manager. Pursuant to government Code 54957.

This item was cancelled.

23. ADJOURNMENT 10:12 PM

MSC Luckman/Long 5/0 to adjourn the June 3, 2009 Regular Meeting of the Joshua Basin Water District Board of Directors.

Respectfully submitted;



Joe Guzzetta, General Manager

The next Regular Meeting of the Board of Directors is scheduled for June 17, 2009.