

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

May 20, 2015

1. CALL TO ORDER: 7:02 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

CONSULTANTS PRESENT:

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

GUESTS 7

4. APPROVAL OF AGENDA

MSC Luckman/Johnson 5/0 to approve the agenda for the May 20, 2015 meeting.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	Aye
Unger	Aye

5. PUBLIC COMMENT:

None.

6. CONSENT CALENDAR

Draft Minutes of the April 15, 2015 Regular Meeting of the Board of Directors to be brought back for approval at the June 3, 2015 Regular Meeting of the Board of Directors.

7. UPDATE ON CHROMIUM 6 – COMPLIANCE ORDER FROM DIVISION OF DRINKING WATER, STATE WATER RESOURCES CONTROL BOARD

General Manager Curt Sauer presented the report. Chromium 6 levels at JBWD wells were presented. One Tier 2 notification required by the state will be issued to all customers in the June billing cycle. Questions asked and addressed. Board accepted the report for information only.

8. BRIEFING ON STATE WATER RESOURCE CONTROL BOARD (SWRCB) ORDINANCE and BRIEFING ON GOVERNOR'S BROWN'S EXECUTIVE ORDER

SWRCB regulations were adopted on March 17<sup>th</sup> and amended on May 5<sup>th</sup>. The May 5<sup>th</sup> emergency regulations apply.

General Manager Curt Sauer went over items in the SWRCB Resolution (No. 2015-32). JBWD is in the 28% reduction tier, and reduction will be compared with 2013.

GM explained some of the things that JBWD is doing and proposing to do in order to meet the goal of the 28% reduction.

Discussion of commercial and institutional customers that will also need to conserve/reduce consumption ensued, as many of these fall within our District, and serve customers from outside our community. GM Sauer recognized and commended the California Highway Patrol for their commitment to conservation. The CHP's water audit results showed no leaks, and a reduction in water consumption by 22% since the first of the year.

Residential: GM Sauer presented the tier system of water use and averages for 2014 use, and recommended the Board emphasize conservation using incentives and charges that encourage tier 3 and 4 to reduce water consumption.

Board members commented on the challenge ahead resulting from the regulations. Johnson suggests looking at Best Practices from other districts.

Public comment:

Fred Klintworth, of Sunfair: Regarding urban classification (Over 3000 meter connections = Urban water supplier), asked the following questions: What classifications were available? What if we were not classified as Urban? He also suggested the amounts of water be measured in gallons instead of units.

Karen Tracy of Joshua tree, and of the Citizen Advisory Committee referred to the 4 tiers and gallons used part of the presentation as particularly useful, and suggested fees for tier 3 and 4 users – that it is within our scope to charge them for overages. Tracy also suggested mulching trees, as there is pressure to reduce tree watering. Susan Greer stated that a Units to Gallons calculation is being developed by staff to appear on customers' bills, and also stated that 70% of our residential customers only use 10 units or less per month.

The Board received and discussed the briefing on these two items for information.

## 9. REVISION OF CONSERVATION ORDINANCE

A Draft Amended Ordinance 14-8 was presented and provided. GM Sauer showed what is suggested but not required, considered options available under the current and/or amended ordinance, and options for complying with new regulations.

Incentives and charges - Previous regulations were oriented towards encouraging voluntary compliance with water conservation. Proposed regulations encourage a more proactive approach towards enforcement, and incentives such as penalties or charges towards non-compliance with water conservation. GM Sauer suggests JBWD get a new ordinance in place.

Ordinance should not be limited to residential, and should include the entire community. Active outreach and education outside of the ordinance was encouraged.

Board comments:

Unger emphasized outreach education, slow water use in public facilities, and ask people to pay for a water audit. Reynolds suggested we trim the big numbers first – perhaps with a water audit or increase of rates for higher tiered users, in addition to looking for water loss internally.

Luckman suggested compliance fines – to get people to conserve it will be through financial penalties.

Fuller emphasized education, and that incentives are needed. Perhaps the first water audit is free, and charged

thereafter. Penalties for watering sidewalks need to be included, as well as an appeal process. Concentrate on the higher tiered water users.

MSC Fuller/ Luckman, 5/0 to authorize staff and General Counsel to proceed with the preparation of an amended Conservation Ordinance that is consistent with the conceptual changes discussed.

The Board authorized a Public Hearing to consider adoption of an amended ordinance.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	Aye
Unger	Aye

10. RECONSIDERATION OF THE ALTAMIRA WILL SERVE LETTER REQUEST

Curt Sauer presented information. Conditional will serve letter for one year has been drafted. The Altamira project may impact District's ability to meet mandated regulations.

Discussion ensued on the impact of will serve letters while trying to achieve 28% water reduction compliance.

Ron Schwartz was at the meeting, and GM Sauer requested he be able to address the Board.

Ron Schwartz, one of principals involved in Altamira project, addressed the Board regarding the will serve letter. He stated that the letter is not a binding agreement, but simply the first step in a process. He indicated that the letter contains contingencies and does not represent an agreement between Altamira and the District.

Gil Granito states: limiting production will limit availability of water. Reluctant to say there is ample water available without complete analysis. Working draft of the letter.

Luckman – strongly urge will serve be put on hold to meet goals and avoid fines

Reynolds – timing for request not optimal; for giving the will serve, but not during the state of emergency.

Johnson – 3 will serve letters, concur timing is bad – at this junction ill-timed and postpone review to a later date until we have more information

Fuller – we need to interpret our ordinances, wait timing is awful

Unger – specific regarding treatment plant not confirmed.... Cannot look at will serve until March 1 to even look at offering a will serve letter. Current regulations are in force until February 28, 2016.

Ron Schwartz proposed we continue this rather than further discuss tonight, and that he would work and communicate with staff to see if we can come to a solution.

Move to table number 10 with understanding that GM will work with project proponent.

MSC Luckman/Reynolds, 4/1 to direct General Manager to work with project proponent, Ron Schwartz, Altamira representative.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	Aye
Unger	No

11. SUSPENSION OF CARPI CLAY LOBBYIST SERVICES

Carpi Clay was recognized by GM and Board members as a high quality company.

MSC Unger/Johnson, 5/0 to direct General Manager to cancel using Carpi Clay for lobbying services until needed.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	Aye
Unger	Aye

12. COMPLETION OF 2015 URBAN WATER MANAGEMENT PLAN

GM Curt Sauer presented the report.

MSC Johnson/Luckman, 4/1 that the Board approve the use of Kennedy Jenks consulting to complete the required 2015 Urban Water Management Plan for a cost not to exceed \$47,000, with a contingency of no more than 10%.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	No
Unger	Aye

Reynolds concerned that it has not gone out to bid. GM Sauer stated JBWD can go with sole source with someone previously used before that has provided good quality work.

13. THIRD QUARTER FINANCIAL REPORT

Fuller states Finance committee has reviewed the third quarter financial report and recommends that Board accepts the report.

MSC Luckman/Unger, 5/0 that the Board receive and accept the third quarter financial report.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Reynolds	Aye
Unger	Aye

14. REVIEW OF STANDING AND AD HOC COMMITTEES

STANDING:

- A. LEGISLATIVE AND PUBLIC INFORMATION COMMITTEE: Kathleen Radnich, Public Outreach Consultant, gave the report. Kathleen gave recognition for Steve Corbin's award. On May 8<sup>th</sup> Radnich attended Jean Fuller's office opening, and thanked her for the certificate of recognition Fuller gave to the JBWD for Water Education Day. The next Legislative and Public Information Committee Meeting will be held on June 3, 2015, 9:30 AM. Emphasis for discussion will be public outreach for the drought, and ideas to help our community.
- B. FINANCE COMMITTEE: President Fuller and Director Johnson: Next Meeting will be on Tuesday May 26, 2015. Continuing forward with inactive meters.
- C. WATER RESOURCES & OPERATIONS COMMITTEE: Vice President Luckman and Director Johnson: Organizational meeting. The meeting is currently scheduled for Tuesday May 26, 2015, although this could change.

15. PUBLIC COMMENT

None.

16. DISTRICT COUNSEL REPORT  
No report. Counselor Granito commented on the San Juan Capistrano Case.
17. GENERAL MANAGER REPORT  
None.
18. FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES  
Mojave Water Agency Technical Advisory Committee Meeting June 4<sup>th</sup>, 10:00AM in Apple Valley  
Mojave Water Agency Board Meeting: May 28 (4:30-5:30)
19. INDIVIDUAL DIRECTOR REPORTS ON MEETINGS ATTENDED  
None.
20. DIRECTORS COMMENTS/REPORTS:  
Three directors attended ACWA meetings and would like to disseminate information in the community through Public Outreach. Information will be posted.
- Unger talked about Alliance for water awareness conservation meeting - – Mojave water drafted a letter  
Unger mentioned Bighorn Desert View Water Agency received a \$5000 scholarship to be given to student pursuing water or engineering studies.
- Johnson attended the Morongo Basinwide Foundation breakfast; the guest speaker Jose Angel, gave JBWD credit to be forward leaning in our efforts to have a wastewater treatment plan in place.  
Luckman attended the Association of San Bernardino County special districts dinner.
21. FUTURE AGENDA ITEMS  
Hi-Desert Medial Center/ Tenet Health There is an upcoming vote on whether or not Tenet Health will take over the hospital. We have a stake with the water treatment plant. Final ballet at the end of June.
22. ADJOURNMENT
- MSC Luckman/Johnson 5/0 to adjourn the Regular Meeting of the Board of Directors of May 20, 2015 at 9:18 pm
- |          |     |
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| Fuller   | Aye |
| Johnson  | Aye |
| Luckman  | Aye |
| Reynolds | Aye |
| Unger    | Aye |

Respectfully submitted:

  
Curt Sauer, General Manager and Board Secretary

