

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

October 19, 2016

1. **CALL TO ORDER:** 6:30 PM
2. **PLEDGE OF ALLEGIANCE**
3. **DETERMINATION OF QUORUM:**

Victoria Fuller	Attended Telephonically from 30 Tetilla Rd Santa Fe, NM 87508
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  
Beverly Waszak, Executive Assistant

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

**GUESTS** 5

4. **APPROVAL OF AGENDA – MSC/ Johnson/Luckman 4/1 to approve the Agenda with the following change: Item #12 – President Fuller will be attending.**

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	No

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 October 5, 2016 Regular Meeting of the Board of Directors.

**MSC/ Johnson/Luckman 5/0 to approve the October 5, 2016 minutes of the Regular Meeting of the Board of Directors with the removal of “with the following change” after the approval of Item #7.**

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

7. **JUST WHAT DOES A LOBBYIST DO?** Recommend that the Board receive for information only. GM Sauer gave a short presentation on what a Lobbyist does (staff report attached).

**BOARD COMMENTS:**

Director Reynolds stated that he was involved from the beginning with the hiring of Carpi and Clay and thanked Kathleen Radnich for her impressive video that was shown to Congress in Washington D.C. who were equally impressed.

Director Unger commented that we have a good working relationship with Carpi and Clay and we need them again because we have another big project to fund.

Director Johnson thanked GM Sauer for the update and unfortunately it takes money to make money.

Vice President Luckman informed everyone that she too went back to Washington D.C. with Director Reynolds to meet with the Bureau of Reclamation and that the video blew them away.

**PUBLIC COMMENT:**

Al Marquez, Joshua Tree stated that he has a lot of respect for the General Manager, however, he pointed out that JBWD spent \$340k for Carpi and Clay and not \$260k as he had originally stated at the prior Board meeting. Which was in part because the contract was from 2007-2015 not 2009-2015.

**8. PROPOSAL TO HIRE KENNEDY JENKS TO PROVIDE GRANT**

Recommend that the Board authorize the General Manager to enter into a contract with Kennedy Jenks to provide grant services, at a cost not to exceed \$60,000 with a 10% contingency. GM Sauer reported that several issues have created the need to find additional funding for the District’s priorities. These include funding for the construction of Chromium VI treatment facilities, a Sustainable Groundwater Management Plan, pipeline replacement, leak detection, replacement of pipeline and replacement of 4500 meters that have reached their expected end of use life expectancy. A short discussion with the Board members followed.

**PUBLIC COMMENT**

Al Marquez stated that the Board of Directors are supposed to make the decisions on where the District goes not the other way around.

Director Reynolds made a motion to table the proposal for 30 days, no second.

**MSC/ Unger/Johnson 4/1 to approve hiring Kennedy Jenks not to exceed \$60,000 with a 10% contingency.**

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	No
Unger	Aye

**9. STANDING COMMITTEE REPORTS**

A. **FINANCE COMMITTEE MEETING:** President Fuller and Director Johnson. Next meeting is scheduled for November 1, 2016 at 9:00 a.m.

B. **WATER RESOURCES AND OPERATIONS COMMITTEE:** Vice President Luckman and Director Johnson. Next meeting is scheduled for November 1, 2016 at 10:00 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 November 2, 2016 at 9:30 a.m.

Kathleen reported that a very in-depth letter on Chromium VI went out to the customers and she has communicated to them that all of Joshua Tree is in this together, no one is removed from the problem.

Candidates forum, sponsored by the Chamber of Commerce, will be held on October 20, 2016 at 6:30 pm at the Chamber office. She thanked VP Luckman, Director Unger and Tom Floen for manning the Great Shakeout booth.

10. **DISTRICT GENERAL COUNSEL REPORT** – General Counsel Gil Granito briefed the Board on Senate Bill 7 that the Governor signed on September 28, 2016. The Bill requires every new apartment complex to have sub-metering, each apartment will have their own water meter. The Bill will go into effect January 1, 2017.

11. **GENERAL MANAGER REPORT** – GM Sauer reported that the Department of Water Resources advised us that the 2015 UWMP addresses the requirements of the California Water Code. This finding will allow us to compete for State Financial Packages with DWR and SWRCB. GM Sauer updated the BoD on the NextEra Project, Altamira Project, Chromium VI financial package and the BLM Lease (staff report is attached).

12. **FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES**

- Mojave Water Agency Board of Directors Meeting, November 3, 2016 – Director Johnson
- ACWA Region 9 Program & Tour 2016 – November 4, 2016-President Fuller & Vice President Luckman attending.
- ASBCSD – November 14, 2016, Hilton Garden Inn, Victorville, CA –Director Reynolds
- ACWA 2016 Fall Exhibition November 29, 2016 to December 2, 2016- Anaheim Marriott President Fuller, Vice President Luckman, Director Unger and GM Sauer attending.

13. **DIRECTOR REPORTS ON MEETINGS ATTENDED, COMMENTS/FUTURE AGENDA ITEMS**

Director Reynolds attended the Special District’s meeting by West Valley Water District and Matt Litchfield, Interim General Manager gave a report on PERCHLORATE (toxin due to rampant industrial pollution). Because of the high levels of perchlorate, they had several wells shut down.

Director Johnson thanked everyone at the Farmers Market for all of their hard work.

Director Unger thanked Kathleen Radnich for the wonderful job on the Great Shakeout.

Vice President Luckman thanked Kathleen Radnich on the wonderful job with the Great Shakeout.

She also attended the MWA Board of Directors meeting on October 13, 2016 and they are adding a plant data base on their website for AWAC.

14. **CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION:** At this time, the Board will go into closed session pursuant to paragraphs 2 and 4 of subdivision (d) of Government Code Section 54956.9 to confer with legal counsel on a matter of potential litigation (one matter).

**OPEN SESSION**

At approximately 7:26 p.m., the Board of Directors went into closed session as reflected in item 14 of tonight's Agenda. During the closed session, the District's General Counsel and General Manager led a discussion on a matter of potential litigation. No further reportable action was taken. The closed session ended at approximately 8:36 p.m. and the Board returned to regular session.

15. **UPDATE ON WELL 14 PROJECT**

**MSC Reynolds/Unger, 5/0 to table the update on the Well 14 Project.**

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

16. **ADJOURNMENT**

**MSC Reynolds/Johnson, 5/0 to adjourn the Regular Meeting of the Board of Directors of October 19, 2016 at 8:37 p.m.**

Fuller	Aye
Luckman	Aye
Johnson	Aye
Reynolds	Aye
Unger	Aye

Respectfully submitted:

  
Curt Sauer, GM and Board Secretary