

JOSHUA BASIN WATER DISTRICT
Minutes of the
REGULAR MEETING OF THE BOARD OF DIRECTORS
March 7, 2012

1. CALL TO ORDER: 7:00 PM

2. PLEDGE OF ALLEGIANCE

3. DETERMINATION OF QUORUM:

Frank Coate	Present
Bill Long	Present
Mickey Luckman	Present
Mike Reynolds	Present
Gary Wilson	Present

STAFF PRESENT:

Joe Guzzetta, General Manager
Susan Greer, Assistant General Manager/Controller
Randy Little, Water Production Supervisor
Keith Faul, GIS Coordinator
Marie Salsberry, Executive Secretary

CONSULTANTS PRESENT:

Gil Granito, District Counsel
Mike Metts, District Engineer
Kathleen Radnich, Public Outreach Consultant

GUESTS 12

4. APPROVAL OF AGENDA

MSC Luckman/Long 5/0 to approve the agenda for the Regular Board Meeting of March 7, 2012.

5. PUBLIC COMMENT

Al Marquez of Joshua Tree commented on Board actions, stating that at the March 7th meeting the Board passed an item and later reconsidered the motion. He noted that local agencies are under scrutiny for compliance to the Brown Act.

6. CONSENT CALENDAR

MSC Long/Coate 4/1 to approve staff recommendation to authorize the President to sign a letter in support of a grant for \$1 million of Proposition 84 funds for the Mojave Water Agency Integrated Regional Water Management Plan Update.

Coate	Aye
Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

7. WILL-SERVE LETTER FOR NEW JOSHUA TREE ELEMENTARY SCHOOL PROJECT

GIS Coordinator Keith Faul and General Manager Joe Guzzetta reported. It was noted that the Regional Water Quality Board authorized the project for septic rather than a package wastewater treatment

system.

MSC Luckman/Long 5/0 to authorize staff to issue a “Will Serve Letter” to the Morongo Unified School District for the new Joshua Tree Elementary School Project.

8. ADDITIONAL FUNDING FOR WELL #10 REPAIR

Water Distribution Supervisor Randy Little reported and introduced Keith Collier of Legend Well and Pump. The condition of the well column and shaft were explained and it was noted that further repairs will be needed.

MSC Luckman/Long 5/0 to approve staff recommendation to authorize \$28,000 in additional funds to replace the column in Well #10.

9. STATUS OF PROJECTS UNDERWAY AND FUNDS AVAILABLE FOR PROJECTS

GM Guzzetta reviewed the status of the budget and reviewed in detail status of projects on the Project Priority List. Supervisor Little and District Engineer Mike Metts provided further information.

10. PUBLIC COMMENT

None.

11. GENERAL MANAGER REPORT

The General Manager had nothing further to report.

12. DISTRICT GENERAL COUNSEL REPORT

District Counsel Gil Granito commented regarding proposed plans to build a casino in Joshua Tree noting that District is monitoring this situation closely and will be prepared to address concerns if an application is filed for this project.

GM Guzzetta requested that Public Outreach Consultant Kathleen Radnich present a brief report.

Ms. Radnich reported that the District is active at the Saturday Farmers Market in Joshua Tree. She invited Board members to visit the booth to interact with the public on Saturdays.

13. FUTURE AGENDA ITEMS

It was suggested that a report on the strategic planning workshop of March 14th be provided at the Regular Board Meeting of March 21st.

14. DIRECTORS COMMENTS/REPORTS

Vice President Luckman reported attending the Mojave Water Agency Board meeting; MWA Director Art Bishop was appointed as Association of California Water Agencies Region 9 representative. Vice President Luckman noted that MWA is more reliant on property tax than JBWD; it was reported at MWA that some improvement is expected in property values after the next year.

15. CLOSED SESSION

A. Closed Session to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9. (Re Joshua Basin Water District v. Robert Ellis, San Bernardino Superior Court - Joshua Tree District, Case No. CIVMS 900168).

B. Closed Session to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9. (Re Joshua Basin Water District v. Ironhead LLC a California

Limited Liability Company, Praxedes Beard and Does 1 – 10 inclusive, San Bernardino Superior Court - Joshua Tree District, Case No. CIVMS 1100087).

C. At this time the Board will go into Closed Session pursuant to Government Code Section 54957(b) to continue the evaluation performance process of the District's General Manager.

The Board went to Closed Session at 8:50 pm. Open session resumed at 9:35 pm.

16. REPORT ON CLOSED SESSION

Mr. Granito stated the Board went into Closed Session on all closed session matters noted on tonight's agenda (Items 17. A, B, and C).

Mr. Granito reported that during the first phase of the Closed Session, he had provided a very brief status report on the pending litigation matter noted as Item 17. A of tonight's agenda.....the Ellis litigation. Mr. Granito went on to report that during the second phase of the Closed Session, he had provided the Board with a status report on the pending litigation matter noted as Item 17. B of tonight's agenda.....the Ironhead-Prax Beard litigation. Mr. Granito reported that this matter had been settled as previously authorized by the Board which would result in dismissal of the litigation. Mr. Granito reported that as a result of the settlement, the District has acquired title to the land adjacent to its H-1 Tank site for \$10,000. Mr. Granito stated that no further reportable action was taken on Items 17. A and B. Mr. Granito noted that Mr. Guzzetta had participated in the first & second phase of the Closed Session concerning Items 17. A and B and that Mr. Guzzetta did not attend the third and last session of the Closed Session.

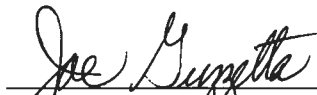
Mr. Granito reported that the third and last phase of the Closed Session concerned Item 17. C of tonight's agenda and that during this phase of the Closed Session the Board reviewed the Consultant's draft summary report.

Mr. Granito concluded his report by stating that the Closed Session ended at approximately 9:35 PM.

17. ADJOURNMENT 9:40 PM

MSC Luckman/Long 5/0 to adjourn the March 7, 2012 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 Wednesday March 21, 2012 at 7:00 pm.