



PO Box 675 • 61750 Chollita Road • Joshua Tree CA 92252
 Phone (760) 366-8438 • Fax (760) 366-9528 • www.jbwd.com
 An Equal Opportunity Provider

**JOSHUA BASIN WATER DISTRICT
 REGULAR MEETING OF THE BOARD OF DIRECTORS
 WEDNESDAY JULY 15, 2015 7:00 PM
 61750 CHOLLITA ROAD, JOSHUA TREE, CALIFORNIA 92252
 AGENDA**

- | | |
|------------|---|
| 1. | CALL TO ORDER |
| 2. | PLEDGE OF ALLEGIANCE |
| 3. | DETERMINATION OF QUORUM |
| 4. | APPROVAL OF AGENDA |
| 5. | PUBLIC COMMENT:
This is the opportunity for members of the public to address the Board on matters within the Board’s jurisdiction that are not listed on the agenda. Please limit comments to three (3) minutes or less. State law prohibits the Board of Directors from discussing or taking action on items not included on the agenda. |
| Pgs. 1-4 | 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 June 17, 2015 Regular Meeting of the Board of Directors. |
| Pgs. 5-10 | 7. ALTAMIRA WILL SERVE LETTER
Recommend that the Board review the attached will serve letter and direct the General Manager to proceed with issuance of a will serve letter for Altamira. |
| Pgs. 11-14 | 8. REQUEST FOR WILL SERVE LETTER FOR NEXTERA SOLAR PROJECT
Recommend that the Board receive information from staff and direct General Manager on action to be taken. |
| Pg. 15 | 9. REVIEW OF AGRICULTURAL REQUESTS AND INQUIRIES
Recommend that the Board receive for information only: Briefing for the Board on agricultural use. |
| Pg. 15 | 10. AUTHORIZATION BY THE BOARD FOR THE DIRECTOR OF WATER RESOURCES AND OPERATIONS TO HAVE A DISTRICT CREDIT CARD
Recommend that the Board approve the issuance of a credit card to the Director of Water Resources and Operations. |

11. STANDING COMMITTEE REPORTS:
 - A. PUBLIC INFORMATION COMMITTEE: Vice President Luckman and Director Unger: Kathleen Radnich, Public Outreach Consultant to report.
 - B. FINANCE COMMITTEE: President Fuller and Director Johnson
 - C. WATER RESOURCES & OPERATIONS COMMITTEE: Vice President Luckman and Director Johnson.
12. PUBLIC COMMENT:

This is the opportunity for members of the public to address the Board on matters within the Board's jurisdiction that are not listed on the agenda. Please limit comments to three (3) minutes or less. State law prohibits the Board of Directors from discussing or taking action on items not included on the agenda.
13. DISTRICT GENERAL COUNSEL REPORT
14. GENERAL MANAGER REPORT
15. FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES

ASBCSD, July 20 – Mike Reynolds
Mojave Water Agency, July 23 – Robert Johnson
16. INDIVIDUAL DIRECTOR REPORTS ON MEETINGS ATTENDED
17. DIRECTORS COMMENTS/REPORTS
18. CLOSED SESSION:

LABOR NEGOTIATIONS-

At this time, the Board will go into Closed Session pursuant to Government Code Section 54957.6 to consult with the District's designated representative (Curt Sauer, General Manager) with regard to Labor Negotiations between the Joshua Basin Water District (JBWD) and the Joshua Basin Chapter of the American Federation of State, County and Municipal Employees (AFSCME), Local 1902.
19. FUTURE AGENDA ITEMS
20. ADJOURNMENT

INFORMATION

The public is invited to comment on any item on the agenda during discussion of that item.

Any person with a disability who requires accommodation in order to participate in this meeting should telephone Joshua Basin Water District at (760) 366-8438, at least 48 hours prior to the meeting in order to make a request for a disability-related modification or accommodation.

Materials related to an item on this Agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the District's office located at 61750 Chollita Road, Joshua Tree, California 92252 during normal business hours.

This meeting is scheduled to be broadcast on Time Warner Cable Channel 10 on July 22 at 7:00 pm and July 29 at 7:00 pm. DVD recordings of Joshua Basin Water District Board meetings are available at the District office and at the Joshua Tree Library

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

June 17, 2015

1. CALL TO ORDER: 7:00 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 9

4. APPROVAL OF AGENDA

MSC Luckman/Johnson 5/0 to approve the agenda for the June 17, 2015 meeting.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Unger	Aye
Reynolds	Aye

5. PUBLIC COMMENTS:

Fred Kintworth, Joshua Tree: Regarding standby charges: Klintworth states standby charges are only levied against people who own property within our district, and only benefit us by providing a source of income for JBWD to provide viable potable water. Klintworth suggests looking at the issue not as a penalty clause, but as a use – benefit clause for our District.

Michael McCourt, Joshua Tree, past JBWD Director (letter read at McCourt's request; read by Curt Sauer): McCourt requests that Board member compensation be reviewed and discussed at a future meeting.

6. CONSENT CALENDAR

Public Comment: Al Marquez, Joshua Tree, Sunfair area: Regarding Resolution 15-950 – Marquez asks, what is the amount?

Answered by Susan Greer: Appropriation limit is \$1,529,671.00.

MSC Luckman/Reynolds, 5/0 to approve Draft Minutes of the June 3, 2015 Regular Meeting of the Board of Directors.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Unger	Aye
Reynolds	Aye

7. CONSIDER CHARGES FOR INACTIVE METER ACCOUNTS

Curt Sauer gave the report; see staff report in the agenda packet for details.

Public Comment:

Karen Tracy, Joshua Tree (President of the Citizen Advisory Committee): All members of the Citizens Advisory Committee approve of the charges for inactive meter accounts. Tracy states JBWD Board has a duty to bring in as much money as possible, including the \$200,000 to support the operations of the District.

Al Marquez, Joshua Tree, Sunfair area: Marquez points out that since the early 2000's other Boards have previously voted no on this issue. Marquez compared DMV car registrations for non-operating vehicles and inactive credit card charge accounts to make a comparison of other entities that have no charge for services not being utilized. Marquez is against inactive meter fees.

Michael McCourt, Joshua Tree, past JBWD Director (letter read at McCourt's request; read by Curt Sauer): McCourt is not supportive of charges for inactive meters, citing the high poverty levels in Joshua Tree. McCourt suggests potential negative impacts financially to taxes, real estate market values, and possibly having to install radio read meters.

Director Reynolds states he believes the charge to be unfair, and also does not support the opt out option.

Vice President Luckman states the charge is fair and just.

GM Sauer states that the infrastructure developed and maintained to provide water access is financed in part by the basic rate fees. GM Sauer and President Fuller state customers paying the basic fee are financially subsidizing the customers with inactive meters who are not paying the basic fee. Fuller states that it is fair for everyone to be paying for the infrastructure.

Counselor Granito states Guiding Premise is: Board is statutorily mandated to adopt a budget and to apportion rate fees and charges in a fair and impartial way that will finance the operations of the District.

MSC Luckman/Johnson, 4/1 to approve of the following:

1. Conceptual approval to begin charging inactive meter accounts the monthly Basic Fee; and
2. Authorize development of the Proposition 218 mailing to all customers, with final approval for the mailing and setting of the public hearing date at an upcoming Board meeting; and
3. Understanding that final approval of the inactive meter charges cannot occur until after the public hearing is held.

Fuller	Aye
Johnson	Aye
Luckman	Aye
Unger	Aye
Reynolds	No

8. STANDING COMMITTEE REPORTS

- A. LEGISLATIVE AND PUBLIC INFORMATION COMMITTEE: Vice President Luckman and Director Unger: Kathleen Radnich, Public Outreach Consultant, gave the report. Mojave Water Agency awarded JBWD a grant for \$3400 for Public Information and Education. Mojave Desert Land Trust will do a fall sale of Native Plants. Seed collection will be on July 20, 21, and 22. Summer Splash will be on Saturday June 6, District will be there from 12:15 to 2PM at the Joshua Tree Community Center.
- B. FINANCE COMMITTEE: President Fuller and Director Johnson: There was not a meeting since the last Board meeting.
- C. WATER RESOURCES & OPERATIONS COMMITTEE: Vice President Luckman and Director Johnson: There was not a meeting since the last Board meeting.

9. PUBLIC COMMENT

Al Marquez, Joshua Tree, Sunfair area: Requests that Joshua Tree Library receive DVD recordings of the Board of Director meetings as indicated in the agenda. Marquez requests Board members state their reasons for their votes on issues.

10. DISTRICT COUNSEL REPORT

No report. Comment: Counselor Granito discussed and updated events surrounding the San Juan Capistrano case regarding tiered structure.

11. GENERAL MANAGER REPORT

General Manager Curt Sauer gave the report. GM Sauer commented on Board member compensation in reference to a public comment. GM Sauer reported on conservation/water consumption, and a leak detection class that was conducted. Approximately 4 miles of pipes were surveyed and no leaks were found. GM Sauer mentioned additional conservation strategies that are being implemented. The Board received the report for information only.

12. FUTURE DIRECTOR MEETINGS AND TRAINING OPPORTUNITIES

Mojave Water Agency Board Meeting: June 25th – Victoria Fuller
The Colorado River Basin Regional Water Quality Control Board, Drought and Urban Water conservation Symposium: June 26th – Curt Sauer

13. INDIVIDUAL DIRECTOR REPORTS ON MEETINGS ATTENDED

Directors Luckman and Unger attended the Morongo Basin Pipeline meeting and the Colorado Regional Water Quality Control Board Meeting. Hi Desert was congratulated – sewer assessment district passed by 70%. Directors Johnson and Fuller attended the MAC meeting. Conservation presentation was informative and JBWD is supported in water conservation efforts.

14. DIRECTORS COMMENTS/REPORTS:

Director Unger commented regarding her voting choices.
Director Johnson commended JBWD staff for moving forward on issues.
Director Luckman expressed appreciation of Mojave Water Agency and their support for various projects.
Director Reynolds discussed the advantage of converting units to gallons on the bills.
Director Fuller thanked the public for their participation at the meetings.

15. CLOSED SESSION

At this time the Board went into Closed Session in accordance with Government Code Section 54956.9 (d) (2) to consult with legal counsel on one matter of Potential Litigation.
Into session at 8:05. Returned at 8:50. No further reportable action.

16. FUTURE AGENDA ITEMS

None.

17. ADJOURNMENT

MSC Luckman/Unger, 5/0/ to adjourn the Regular Meeting of the Board of Directors of June 17, 2015 at 08:56pm

Fuller	Aye
Johnson	Aye
Luckman	Aye
Unger	Aye
Reynolds	Aye

Respectfully submitted:


Curt Sauer, General Manager and Board Secretary

JOSHUA BASIN WATER DISTRICT
MEETING AGENDA REPORT

Meeting of the Board of Directors

July 15, 2015

Report to: President and Members of the Board

Prepared by: Curt Sauec 

TOPIC: Altamira Will Serve Letter

RECOMMENDATION: That the Board review the attached will serve letter and direct the General Manager to proceed with issuance of a will serve letter for Altamira.

ANALYSIS: We have discussed the Altamira Will Serve request at several Board meetings. District Counsel and the General Manager have worked on writing this Conditional Will Serve Letter which speaks to the concerns expressed by the Board, specifically the one year expiration and that no water would be provided for the project as long as State Drought Emergency Regulations restrict the District's monthly production capabilities.

The District has issued two will serve letters, in 2007 and 2011, based on the 2005 and 2010 Urban Water Management Plans. The amount of water in the aquifer has not changed. However, the State drought production restrictions do place an additional hardship on the District's ability to PROVIDE the water without having to reduce production for other customers. Should the restriction be lifted, then the District's long range planning documents already project there is water available for the project.

Although the Altamira project is not specifically mentioned in the 2010 Urban Water Management Plan, the projected growth rates of the plan, and projected levels of production account for a growth rate of 1.1 percent per year over a 25 year period. I will mention to the Board that the 2010 UWMP did predict water availability, in part, based on the District's plans to acquire 1175 AF per year, starting in 2015, until 2030, when that recharge water purchase increases to 1195 AF. We will be addressing this issue in the 2015 UWMP, because the District currently plans to purchase an average of only 500 AF per year.

STRATEGIC PLAN ITEM:

FISCAL IMPACT: None. Altamira's deposit is used to offset District expenses.

[JBWD LETTERHEAD]

CONDITIONAL WILL SERVE LETTER

YV105, LLC
Attn: Ronald Schwartz, Managing Partner
74-399 Highway 111, Ste. M
Palm Desert, CA 92260

Re: Domestic Water and Sanitation Service for 248 Residential Units ("Project") Tentative Tract Map #18255 to Property APN: 0601-211-09 & 0601-211-13 known as ALTAMIRA ("Property")
Owner/Applicant: YV105, LLC

Dear Mr. Schwartz,

The purpose of this letter is to inform YV105, LLC, owner of the Property ("Owner"), as follows:

A. DROUGHT STATE OF EMERGENCY

Recitals:

1. WHEREAS, the Joshua Basin Water District (District) and the State of California are in an extended drought condition that has required substantial conservation efforts; and
2. WHEREAS, on January 17, 2014, Governor Brown declared a drought state of emergency and on April 25, 2014, the Governor signed an Executive Order ("Executive Order") calling on the State Water Resources Control Board ("State Water Board") to adopt emergency regulations to ensure that urban water suppliers implement drought response plans to limit outdoor potable water irrigation and prohibit other wasteful water practices; and
3. WHEREAS, on July 15, 2014, the State Water Board adopted Emergency Regulations ("State Regulations") effective July 29, 2014 that mandate that urban water suppliers take action implementing the stage of its water conservation and water shortage plan that imposes mandatory restrictions on outdoor irrigation; and
4. WHEREAS, on April 1, 2015, Governor Brown issued Executive Order B-29-15, the fourth in a series of Executive Orders that called upon the State Water Resources Control Board to adopt and enforce Emergency Regulations that would achieve a statewide 25% reduction in potable water production June 1, 2015 through February 28, 2016; and

5. WHEREAS, on May 5, 2015, in compliance with Executive Order B-29-15, the State Water Resources Control Board adopted Emergency Water Conservation Regulations (California Code of Regulations, Title 23, Sections 863-865) that, among other conservation measures, mandates that Urban Water Suppliers as a whole, reduce by 25% the total potable Water Production/usage (relative to the amount produced/used in 2013) June 1, 2015 through February 28, 2016; and

6. WHEREAS, on May 18, 2015, the Office of Administrative Law approved the Emergency Water Conservation Regulation that the State Water Resources Control Board adopted on May 5, 2015; and

7. WHEREAS, pursuant to the Regulatory Framework (and the apportioned water reductions applicable therein), adopted by the State Water Resources Control Board, the District is mandated to achieve a 28% reduction in monthly Water Production relative to the District's 2013 production; and

8. WHEREAS, due to the prevailing drought in the State and the Declared Emergency by the Governor and the resulting Emergency Regulations adopted by the State Water Resources Control Board, it is necessary for the District to implement water service measures and restrictions.

NOW, THEREFORE, IN RECOGNITION OF THE STATE OF EMERGENCY, AND THE NEED TO COMPLY WITH STATE-MANDATED CONSERVATION AND MANAGEMENT ACTIONS, THE DISTRICT FINDS AND DETERMINES AS FOLLOWS:

B. NON-AVAILABILITY OF WATER "SERVICE"

Notwithstanding anything to the contrary in this Conditional Will Serve Letter, actual water service to the Project shall not commence during the term of any Declared State of Emergency.

The District shall have the absolute and sole discretion to determine whether implementation of directives of the State and/or Emergency Water Conservation Regulations will impact the District's determination to commence or not commence water service to the Project.

C. WATER "AVAILABILITY"

Absent a State of Emergency and/or any State mandated directive to reduce Water Production there is an ample supply of water within the Joshua Basin Water District ("District") to serve the Project. However, this finding will require re-assessment after taking into consideration, the findings and determinations of the District's 2015 Urban Water Management Plan.

D. SPECIAL CONDITIONS TO WATER AND SANITATION SERVICES

WATER SERVICE

1. **Main Line** – This Conditional Will Serve Letter recognizes that there is a main line adjacent to the Project along Sunny Vista and Alta Loma, however additional main line extensions will need to be installed in order to obtain domestic water service for the entire Project.
2. **District's Rules, Regulations & Ordinances** - The initiation of water service to the Project shall also be contingent upon the "availability of water" pursuant to the prevailing regulations and ordinances of the District in effect at the time that water service is scheduled to commence. In addition, the District shall not be responsible for conditions that are beyond the District's control such as acts of God, federal, state or county regulatory agency requirements or decisions, or legal actions initiated by others.
3. **Water System Evaluation** – Prior to construction, Owner will be required to document in a manner satisfactory to District, in District's sole and absolute discretion (e.g. Water System Evaluation Study) the facilities required to supply domestic water to the Project.
4. **Facilities** – Owner shall construct and convey to District, at no cost to the District, water facilities needed as determined by the District at its sole discretion, to provide water service to the Project, in order to maintain the District's ability, as solely determined by the District, to meet water demands, storage and fire flow requirements of the Project. Such facilities include, but are not limited to, storage reservoirs, pump stations, pipelines and pipeline extensions. All of the terms and conditions concerning said construction and operation shall be the subject of a separate agreement or agreements. This Conditional Will Serve Letter is contingent upon the ability of the parties to agree on all such terms and conditions of such agreement(s).

SANITATION SERVICE

1. **Wastewater System Evaluation** - Owner will be required to document in a manner satisfactory to the Regional Water Quality Control Board ("Regional Board"), the District (e.g. Wastewater System Evaluation) and any other agency having jurisdiction over the Property, in such agencies' sole and absolute discretion the facilities required to handle wastewater conveyance, treatment and disposal from the Project.
2. **Facilities and Operations** - In conformance with any such Wastewater System, Owner shall construct and convey to District, at no cost to District, a package sewer treatment plant and collection system or such other wastewater system as shall be approved by the Regional Board and the District, in their sole and absolute discretion. All of the terms and conditions concerning the construction and funding of the Wastewater System and its operations shall be the subject of a separate agreement or agreements. This Conditional Will Serve Letter is contingent upon the ability of the parties to agree on all such terms and conditions of such agreement(s).

NOTE: The funding alternatives (as set forth in the District's "Wastewater Treatment Strategy") of the needed Sanitation Facilities (short term and long term (e.g. central treatment plant) will be the subject of the agreements referenced herein (e.g. Development Agreements). For

example, service fees, capital facility fees, and the potential formation of a Community Facility District, etc.

E. GENERAL CONDITIONS APPLICABLE TO WATER SERVICE AND SANITATION SERVICE

1. The Owner must comply with all of the rules, regulations and policies of the District as they presently exist and as they are amended from time to time including but not limited to the payment of all fees and charges. In addition, Owner must comply with all of the laws, rules, regulations, ordinances and policies of all governmental and quasi governmental agencies having jurisdiction over the Property as they presently exist and as they are amended from time to time.
2. Prior to commencement of construction of the Project, or any phase thereof, including any alteration to the District's existing facilities, Owner shall prepare and submit to the District for approval, which approval may be withheld in District's sole and absolute discretion, detailed construction plans and/or studies showing proposed new water and sanitation facilities, including extensions and modifications to the District's existing facilities.
3. Prior to the approval of construction plans by the District, Owner shall enter into an agreement for the purpose of providing the District with funds with which the District may pay expenses incurred by District in processing Owner's Application for Water and Sanitation Service (e.g. plan check fees, engineering fees, legal fees and administrative fees, etc.).
4. Depending on the circumstances and at the sole determination of the District, certain developments require that the District procure consulting engineering services to verify the ability of the existing and proposed water and wastewater systems to meet the demands of proposed developments. The costs of such services shall be added to the plan check and inspection fees referenced in item 3 above, all of which are due and payable prior to the District's approval of construction plans.
5. Prior to the approval of construction plans, Owner shall prepare and execute easements, rights of way, and any other instruments necessary in order to complete the dedication of facilities to the District. Said instruments shall be prepared subject to the District's approval, which approval may be withheld in District's sole and absolute discretion and shall be prepared and executed at no cost to the District.
6. Prior to commencement of construction of the Project, Owner shall pay to the District appropriate Water Capacity Charges and Wastewater Capacity Charges as determined by the District. Depending on the circumstances, the District's regulations provide for the payment of certain charges by Owner and said charges are subject to change. Receipt of all applicable charges are due and payable prior to the initiation of water and/or sanitation services or as otherwise set forth in the agreements referred to in Water Service Section 3 and Sanitation Service Section 2 above.

F. NON-ASSIGNABLE

All rights, privileges, and conditions of this Conditional Will Serve Letter are made to Owner and shall not be assigned, hypothecated or transferred to another person/entity or parcel without the prior written consent of the District which consent may not be unreasonably withheld. In the event District consents to such assignment, hypothecation or transfer District reserves the right to impose further requirements, which it deems appropriate.

G. NON-BINDING

This Conditional Will Serve Letter is a letter of intent only. There is no legally binding or enforceable contract between the parties pertaining to the subject matter of this letter, and statements of intent or understanding in this letter do not constitute an offer, acceptance or legally binding agreement and does not create any rights or obligations for or on the part of the parties pertaining to the subject matter of this letter.

H. EXPIRATION DATE

This Conditional Will Serve Letter shall expire one (1) year from the date of this letter. Upon expiration, Owner must submit a new request for a new Conditional Will Serve Letter to the District for review and consideration.

Should you have any questions, please contact the undersigned.

Sincerely,

JOSHUA BASIN WATER DISTRICT

By: _____
Curt Sauer, General Manager

JOSHUA BASIN WATER DISTRICT
MEETING AGENDA REPORT

Meeting of the Board of Directors

July 15, 2015

Report to: President and Members of the Board

Prepared by: Curt Sauer *CS*

TOPIC: Request for will Serve letter from NextEra Solar project

RECOMMENDATION: Receive information from staff and direct General Manager on action to be taken.

ANALYSIS: NextEra Solar is a project to install a solar field on the property locally referred to as the Joshua Tree Airport. The project is on 120 acres of land, consisting of 10 parcels. The project was issued a will serve letter in September of 2012, at the time the project was being pursued by Joshua Tree Solar Farm LLC.

There is currently one well on the property, which we believe is active but have not confirmed. There is also one meter for the Airport, with an average annual consumption over the past 5 years of 1.34 AF.

In a March 12, 2015 letter to the County, of which NextEra has a copy, we informed the County that unless the legal merger takes place, only parcels 0607-231-07, 10, 11, 12, 13 and have the ability to be served under Joshua Basin Water District rules and regulations, without extensions of the mainline. Additionally, all parcels that currently have a water main adjacent (abutting) would be required to have separate meter and pay all fees for each individual parcel; sharing of water between parcels is not allowed.

Project proponent has stated that all of the parcels will be combined into one parcel through the County using the legal merger process.

On July 8, in phone conversations with Jess Melin of NextEra and Tracy Creason of the County, I confirmed that the legal merger has not been completed. Jess stated that they were in the process of attaining the legal merger and that he was requesting a will serve letter based on the legal merger being completed. NextEra is not interested in a will serve letter that addresses all ten parcels needing to be served.

NextEra expects to begin construction in March 2016, and end construction in September 2016. Estimated water needs for construction is 30 AF. Estimated water needs for operation and maintenance each year for 20 years is .35 AF per year. Estimated water needs for decommissioning at the end of the 20 year project is 12 AF. Therefore, total project estimated water need is 39 AF.

As a reference, Cascade Solar was a 140 acre project that used 38 AF for construction, in 2013. They claimed no need for water for Operation and Maintenance.

In their letter requesting a will serve letter, NextEra proposes to provide \$30,000 to the District for the purchase of a quantity of water greater than the anticipated need of the project. At current rates for 2015 Water Year, the District could purchase approximately 60 AF of additional water from the State Water Project. Putting that water into the aquifer would result in this project not contributing to aquifer drawdown.

Potential Actions for the Board to Consider :

1. Considering the current emergency restriction on total monthly production, condition this will serve letter on no water being provided until Emergency Regulations are rescinded.
2. Either condition the will serve letter on the successful completion of the legal merger of all parcels, or defer issuance of a will serve letter until proof of a legal merger is presented to the District.
3. Condition the acceptance of the \$30,000 for water purchase on the project being approved by the County.
4. Stipulate that the will serve letter is good for one year and may be affected by any updated finding of water availability dependent upon the 2015 Urban Water Management Plan, which will be submitted to the State in May 2016. However, the proposal to acquire 60 AF of SWP water offsets the potential impacts to the aquifer.

STRATEGIC PLAN ITEM:

FISCAL IMPACT:



July 6, 2015

Curt Sauer, General Manager
Joshua Basin Water District
61750 Chollita Road
Joshua Tree, CA 92252

Subject: Joshua Tree Solar Farm – Request for Will Serve Letter

Dear Mr. Sauer:

NextEra Energy Resources Inc. (NextEra) would like to formally request a Will Serve letter from the Joshua Basin Water District (JBWD) for the construction and operational water needs for the Joshua Tree Solar Farm (Project), to be located in Joshua Tree, California.

As we have discussed in meetings and as described in the Conditional Use Permit Application with San Bernardino County, we anticipate needing approximately 30 acre feet of water over the duration of the construction period, primarily for dust control. The project is expected to use approximately .35 acre feet per year for panel washing and we have assumed 12 acre feet for decommissioning at the end of the project life.

NextEra proposes to provide \$30,000 to the JBWD for the purchase of a quantity of water significantly greater than what is anticipated to be needed. At \$475/acre foot, \$30,000 would buy approximately 63 acre feet of water, which could be stored by JBWD to be extracted at a future date. Upon withdrawing the water for use at the Joshua Tree Solar Farm, NextEra would still pay JBWD the current market rate for commercial water.

Alternatively, JBWD could use part or all of the \$30,000 for water conservation practices, as seen fit by the District. However, this alternative could be implemented only with an agreement that the JBWD will still serve the Project with the necessary water.

The following provides a breakdown of the Project's anticipated water needs and timing. Construction is expected to begin in the spring of 2016.

- March: 162,950 gallons /week
- April: 162,950 gallons/week
- May thru July: 488,850 gallons/week
- August &Sept: 325,900 gallons/week



Joshua Tree Water Usage (Acre-FT)									
Activity	March	April	May	June	July	August	September	Yearly	LS
Fence	1	1							
Demolition	1	1							
Construction			6	6	6	4	4		
Operations/Maintenance								0.35	
Decommissioning									12

These numbers are approximate and will be refined and discussed with the EPC contractor when they are selected.

We look forward to working out an agreement with the JBWD which we hope will benefit the community through an increased water supply or greater conservation implementation. We would request a Will Serve letter as soon as possible for the project as this is critical to completing our permit with the County.

Please don't hesitate to reach out with any questions or concerns regarding our proposal.

Sincerely,

Jess Melin
 Project Developer, Business Development
 NextEra Energy Resources
 Mobile 561.267.1079

JOSHUA BASIN WATER DISTRICT
MEETING AGENDA REPORT

Meeting of the Board of Directors

July 15, 2015

Report to: President and Members of the Board

Prepared by: Curt Sauer *CS*

TOPIC: Authorization by the Board for the Director of Water Resources and Operations to have a District credit card.

RECOMMENDATION: That the Board approve the issuance of a credit card to the Director of Water Resources and Operations

ANALYSIS: The District currently authorizes two credit cards, one for the General Manager and one for the Assistant General Manager. In order to improve the efficiency of procurement procedures with the new DWRO coming on Board, I am requesting that the Board approve the issuance of a credit card to the DWRO.

This will negate the necessity for the DWRO to come get a credit card from the GM or AGM.

The DWRO's procurement limit is \$5,000. Each time the Production or Distribution department needs to acquire items that exceed \$1,000, they have to find the GM or the AGM. Having the DWRO with a credit card will streamline the process and reduce the need for involvement of the GM or AGM in Water Resources and Operations' functional area.

All procurement policies and regulations will be followed by the DWRO.

STRATEGIC PLAN ITEM:

FISCAL IMPACT: none