

JOSHUA BASIN WATER DISTRICT
Minutes of the
REGULAR MEETING OF THE BOARD OF DIRECTORS
April 17, 2013

1. CALL TO ORDER: 7:00 PM

2. PLEDGE OF ALLEGIANCE

3. DETERMINATION OF QUORUM: Frank Coate Present
Victoria Fuller Present
Mickey Luckman Present
Mike Reynolds Present
Gary Wilson Present

STAFF PRESENT: Joe Guzzetta, General Manager
Susan Greer, Assistant General Manager/Controller
Keith Faul, GIS Coordinator

CONSULTANTS PRESENT: Gil Granito, District Counsel
Kathleen Radnich, Public Outreach Consultant
Steve Berliner, District Counsel

GUESTS: 6

4. APPROVAL OF AGENDA:

MSC Fuller/Coate 5/0 to approve agenda for the April 17th 2013 Regular Meeting of the Board of Directors

5. PUBLIC COMMENT:

Ms. Doris Bridges stated that she could not find the requirement for 8" inch pipe as the minimum size required for pipeline extensions. She also questioned why the service line for her property needed to be at the edge of the property line.

Karl Wyne, former board member, asked why most board members had not submitted reimbursement forms for interviews with the facilitator during the recent strategic planning process. He also questioned the need for a rate and fee study.

6. CONSENT CALENDAR:

MSC Fuller/Coate 5/0 to approve Check Audit Report for March 2013; to approve the minutes of the April 3, 2013 Special Meeting of the Board of Directors; to approve the minutes of the April 3, 2013 Regular Meeting of the Board of Directors and to approve the Resolution No. 13-905 Adopting a Labor Compliance Program as Required to Comply with Proposition 84 Grant Requirements.

7. RATE STUDY:

Susan Greer presented the staff report recommending approval of a rate study as provided in the District's Strategic Plan. Director Wilson spoke in opposition to the study. Other Board Members spoke to the need for a rate study, emphasizing that a rate study only provides information that

may or may not result in rate increases.

MSC Reynolds/Fuller, 4/1 to authorize Bartle Wells Associates to conduct a rate study at a cost of \$29,300 including 10% contingency plus estimated expenses.

Reynolds	Aye
Fuller	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

8. 2013 STRATEGIC PLAN:

Joe Guzzetta presented the staff report noting that Pat Caldwell, facilitator of the Strategic Plan, verified that the three goals in the staff report were the final goals determined by the Board. He noted that those goals have been incorporated in the Strategic Plan from the previous year.

MSC Fuller/Coate 4/1 to adopt the 2013 Strategic Plan as presented; to request staff to insert new anticipated project completion dates where completion dates have passed; and to authorize additional payment of \$301 to Pat Caldwell for the Strategic Plan.

Fuller	Aye
Coate	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

9. PENSION REFORM:

Steve Berliner, Labor Relations Attorney with Liebert Cassidy Whitmore, gave a presentation on the California Public Employee Pension Reform Act and its impact and implications for Joshua Basin Water District. It was noted that over a long period of time the Act should result in savings to the District.

10. COMMITTEE REPORTS:

- A. PUBLIC INFORMATION COMMITTEE President Luckman and Director Fuller: Kathleen Radnich reported on the new public education events being presented collaboratively by several water districts in the Morongo Basin to replace the "ABC's of Water" series. David O'Leary of USGS will give a presentation in the fall on aquifers in the Morongo Basin. JBWD will participate in a "Healthy Water Healthy Community" health fair at Hi-Desert Medical Center on April 27; and in Earth Day at the Yucca Valley Nature Museum in on April 20. Director Fuller will tend the booth at Farmers Market on April 20 and President Luckman on April 27. May 10 will be National Public Gardens Day at the Demonstration Garden.
- B. RECHARGE BASIN AND PIPELINE PROJECT: Vice President and Director Fuller: No report.
- C. HOSPITAL WASTEWATER PROJECT President Luckman and Vice President Coate: President Luckman reported that she and the General Manager attended a meeting of the Hi Desert Medical Center where District Engineer Mike Metts gave an excellent presentation on the status of the package wastewater treatment plant.
- D. TANK RESTORATION PROJECT: Director Wilson and Vice President Coate: No report
- E. RULES AND REGULATIONS UPDATE PROJECT: Director Fuller and Vice President Coate: No report.
- F. ADMINISTRATION CODE UPDATE PROJECT: Director Fuller and President Luckman: No report.

11. PUBLIC COMMENT:

Ms. Darla Bridges, ratepayer, asked when the final paving of Chollita Road would take place following installation of the pipe for the recharge project.

12. GENERAL MANAGER REPORT:

GM Joe Guzzetta reported that water was turned off to an area affecting 153 homes to install a valve that will reduce the need to shut down that area in the future. He explained the procedures used to notify the Public of the shutdown and that no complaints were received. He gave the status of the installation of the earthquake and altitude valves at the C2-B tank and the installation of pipe for the recharge project, as well as paving of Chollita Road.

13. DIRECTORS COMMENTS/REPORTS:

Director Wilson read from a staff report concerning replacement of pipeline dated March 5, 2008.

Director Reynolds thanked Steve Berliner for the presentation. He noted that it is the Board's job to represent customers. Director Fuller thanked Steve Berliner for his presentation and Kathleen Radnich for her work in updating the District website; and suggested that the website ask customers to provide the District with their phone numbers to enable contacting them during emergencies and for other notifications. President Luckman reported attendance at the Mojave Water Agency Technical Advisory Committee meeting and the Mojave Water Agency Board of Directors meeting. She notified the Board of a complementary letter from the Joint Powers Insurance Authority discussing their visit to the District. She reported receiving a small token gift from Hi-Desert Medical Center Director Marty Abels in acknowledgement of the joint effort on the wastewater treatment plant.

14. DISTRICT GENERAL COUNSEL REPORT:

General Counsel Gil Granito reported on state legislation that would require arbitrators to consider a plaintiff's contribution to damage or comparative negligence in cases of inverse condemnation. He will draft a letter of support for the District.

15. FUTURE AGENDA ITEMS:


President Mickey Luckman requested architectural proposals for a space needs study to be placed on the next agenda. Director Fuller requested that General Counsel Granito place a letter on the next agenda in support of the legislation noted under the General Counsel report. Former Director Richard Fountain requested that the Board agendaize the status of Well #11. General Manager advised that he would provide prior staff reports on the subject to Mr. Fountain.

16 and 17. CLOSED SESSION:

The Board recessed to closed session at 8:15pm to consider agenda item 16, conference with labor negotiator pursuant to Government Code Section 54957.6, and agenda item 17, annual performance evaluation of the General Manager pursuant to Government Code Section 54957(b). The Board reconvened in open session at 9:25pm. General Counsel Gil Granito reported that the Board held discussions with Labor Counsel Steve Berliner and General Manager Joe Guzzetta regarding item 16 with no reportable action taken. During consideration of item 17 only the Board and District General Counsel were present during the closed session. The Board determined to resume discussion of Item 17 at a Special Meeting to be held on Tuesday, April 30, at 6:00pm. No further reportable action was taken.

18. ADJOURNMENT: TIME: 9:30 pm
MSC Coate/Fuller moved to adjourn

Respectfully submitted:



Joe Guzzetta

The next regular meeting of the Board of Directors is scheduled for May 1, 2013 at 7:00 pm