

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF
June 5, 2002

The Regular Meeting of the Board of Directors was called to order at 1:30 p.m. by President Woodbury. All present stood for the pledge of allegiance.

ROLL CALL:

BOARD MEMBERS PRESENT:

Sterling Woodbury, President
Cheryl A. Tubbs, Vice President
Clare Henry Day, Director
Manuel Aranda, Jr., Director
Melody Henriques, Director
Arnold L. Wright, Director
Bert Marcum Jr., Director

BOARD MEMBERS ABSENT:

None

GENERAL COUNSEL PRESENT:

David B. Cosgrove, Esquire

STAFF PRESENT:

D. Burnell Cavender, General Manager/Board Secretary
Tom Crowley, Deputy Manager for Water Resources/Info. Systems
Walter Christensen, Project Manager
Colleen Theuer, Administrative Services Manager/Recording Secretary

CONSULTANTS PRESENT:

Susan Patane, SLP Communications
Florence Adams, National Demographics Corporation
Douglas Johnson, National Demographics Corporation
Alan Heslop, National Demographics Corporation

1. PUBLIC PARTICIPATION

President Woodbury announced this as the time for any persons present, who so desire, to make an oral petition to the Board of Directors. Hearing none, the regular meeting proceeded with the published agenda items.

3. REDISTRICTING PROGRAM

Florence Adams, of the National Demographics Corporation, presented for discussion Scenarios A, B, and C for the District Redistricting Program. Her associate, Douglas Johnson, used overhead illustrations and large maps for demonstrating the differences between the scenarios. Also used in the discussion were spreadsheets indicating the overall deviation for each scenario. After a lengthy discussion, it was decided that a Board workshop would be scheduled at a later date to further discuss and explore the presented scenarios. Ms. Adams, Mr. Johnson, and Mr. Heslop excused themselves from the meeting at 2:05 p.m.

At 2:05 p.m. the meeting recessed for five minutes.

At 2:10 p.m., the meeting reconvened.

4. PUBLIC AWARENESS/VISIBILITY PROGRAM

Mr. Cavender reported on several public affairs activities. Regarding the District/WRI quarterly breakfasts, he said he is in the process of scheduling speakers for the next three sessions, to take place in July, October, and January.

Mr. Aranda spoke on a presentation he and Mr. Crowley gave to the Loma Linda Chamber of Commerce on May 22 regarding the relationship between endangered species and the District. He said he was able to introduce Plan B within their presentation, and that it had been well received.

Mr. Crowley said on May 21, reporter Jennifer Bowles, from the Press-Enterprise newspaper, visited the District to gather information in preparation for a newspaper article on water rights. They also toured the Seven Oaks Dam and the spreading facilities. The article should appear around the water rights hearing date of July 3. Mr. Crowley said her intention was to interview other agencies as well, and she may return to the District for more information.

Mr. Cavender noted that Sue Patane was nominated by the San Bernardino Sun newspaper as one of twelve people to sit on a commission to help in determining the future of San Bernardino County.

Ms. Patane reported on several of her activities on behalf of the District. She said she is scheduling an interview with District staff for the Channel 3 television station in June, to discuss the District's 70th anniversary. She discussed the possibility of working with

the libraries and the county museum for county outreach. A list of her activities for the month was distributed. Discussion continued.

A Public Affairs Committee meeting was scheduled for Friday, June 7, at 8:30 a.m.

5. STATUS OF THE "WASH PLAN" ENVIRONMENTAL PROCESS

Mr. Cavender provided a background on the Wash Plan Environmental Process. He said that the City of Highland (Highland) had been waiting to resolve litigation involving Highland and the mining companies before agreeing to sign the Task Force Agreement (Agreement) for the Wash Plan. During the meeting on May 17 of the Policy Action Committee (PAC), it was agreed that Highland should be a participant in the Agreement. The PAC suggested a proposed revision of the Agreement, allowing Highland to join within 180 days. If Highland agreed, the revised Agreement could then be sent out for signatures. At a meeting on June 3 between Highland and District staff, Highland concurred with the revised Agreement, but could not guarantee the Highland City Council would approve participation in the Task Force once the litigation is resolved. Mr. Cavender said he was now preparing to send out the revised Agreement for signatures.

2. CONSENT CALENDAR

This item was taken out of order. On page 2, paragraph 2, Vice President Tubbs suggested changing "Engineering Investigation Report (EIR)" to "Engineering Investigation (EI) Report", as EI is more commonly used.

It was moved by Director Wright and seconded by Director Henriques to approve the Consent Calendar, as amended, consisting of the minutes of the Regular Meeting/Public Hearing of April 30, 2002; the Expenditures for the month of May 2002; and the un-audited Financial Reports for May 2002. The motion carried unanimously.

6. PERSONNEL ACTION

It was moved by Vice President Tubbs and seconded by Director Henriques to approve the promotion of Thomas J. Crowley to Assistant General Manager, effective July 1, 2002. The motion carried unanimously.

7. COMMITTEE REPORTS

There were no committee reports for this meeting.

A Personnel Committee meeting was scheduled for Tuesday, June 25, at 3:30 p.m.

8. GENERAL MANAGER'S REPORT

Mr. Cavender noted that the meeting for the Association of Ground Water Agencies on June 17 would be held at Azusa rather than Chino Basin Watermaster.

Mr. Cavender said the Cadiz tour would be on Friday, June 14, and anyone interested in taking the tour could meet and leave at 7:30 a.m. from the District office.

Regarding Santa Ana River spreading, Mr. Cavender said he and Mr. Crowley met with the Los Angeles District Corps of Engineers (Corps) on June 4 to discuss the possibility of federal money to help finance construction of the District basins. The Corps advised that a "small projects" program for up to \$5 million could be used for environmental restoration projects. Mr. Cavender said the District would be exploring this possibility.

Regarding LAFCO, Mr. Cavender said that the results of the alternative funding proposals were not yet available.

Mr. Cavender advised the Board of the early bird registration of June 26 for the ACWA Fall Conference, to take place November 20-22 in Anaheim.

9. ATTORNEY'S REPORT

There was not an attorney's report for this meeting.

10. CLOSED SESSION

It was moved by Director Day and seconded by Director Marcum to adjourn to Closed Session at 3:15 p.m., as provided by the authority of Government Code Section 54956.9a, application before the State Water Resources Control Board to appropriate waters of the Santa Ana River; Government Code Section 54956.9a, applications by Southern California Edison to re-license hydroelectric plants; Government Code Section 54956.9(b)(3)(a) and Government Code Section 54956.9(c), confer with legal counsel regarding significant exposure to litigation in one case; Government Code Section 54956.8, lease and/or real property negotiations with Robertson's Ready Mix; Government Code Section 54956.8, lease and/or real property negotiations with CEMEX, USA. The motion carried unanimously. Vice President Tubbs excused herself from Closed Session due to a potential conflict of interest.

At 4:15 p.m. the Board reconvened in Open Session. In accordance with Government Code Section 54957.1, there was no reportable action taken.

12. NEXT MEETING

The next Board meeting was scheduled for Tuesday, July 2, 2002, at 1:30 p.m.

13. ADJOURN

There being no further business, the meeting adjourned at 4:15 p.m.

Board Secretary