

SAN BERNARDINO VALLEY WATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS

MINUTES OF THE REGULAR BOARD MEETING OF  
July 3, 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  
Steve Luhn, GIS/CADD Analyst  
Colleen Theuer, Administrative Services Manager/Recording Secretary

CONSULTANTS PRESENT:

Susan Patane, SLP Communications

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.

2. CONSENT CALENDAR

**It was moved by Vice President Tubbs and seconded by Director Marcum to approve the Consent Calendar, consisting of the minutes of the Regular Meeting of June 5, 2002; the Expenditures for the month of June 2002; and the un-audited Financial Reports for June 2002. The motion carried unanimously.**

3. INDEPENDENT SPECIAL DISTRICTS FUNDING OF LAFCO BUDGET

Mr. Cavender reported on the results of the vote by independent special districts for the funding of one-third of the LAFCO annual budget. He said that because none of the alternatives (A, B, or C) received a majority of the vote, it was necessary to have a run-off of the top two alternatives, A and B. LAFCO requested a vote by 5:00 p.m. June 26, 2002. Because Alternative B was less expensive for the District (\$1,166 vs. \$4,954), the Board president submitted a vote for Alternative B. He said the Board would need to ratify this action.

**It was moved by Director Wright and seconded by Director Henriques to ratify the Board President's action of voting for Alternative B for the independent special districts' funding portion of the LAFCO annual budget. The motion carried unanimously.**

4. PUBLIC AWARENESS/VISIBILITY PROGRAM

Mr. Cavender requested that the Board ratify Resolution No. 385, presented to WESTCAS at their annual meeting June 19-21.

**It was moved by Director Henriques and seconded by Vice President Tubbs to ratify Resolution No. 385, presented to WESTCAS in June 2002, in recognition of their contributions to water resources management. The motion carried unanimously.**

Ms. Patane reported on several items and activities for the Public Awareness/Visibility Program. She said she was working on the public relations plan for next year with the Public Affairs Committee. A "Leaders of Distinction" luncheon was being planned and she will report more details as she receives them. The Sun newspaper approved a news release regarding Tom Crowley's promotion to Assistant General Manager, to be published soon. She also mentioned several political activities and fund raisers.

Director Aranda reported that a Loma Linda Chamber newsletter would feature Mr. Crowley on the Endangered Species Presentation recently presented to the Chamber. He said the District was also recognized at their awards dinner as a contributor of twelve cases of water for their golf tournament.

5. STATUS OF THE "WASH PLAN" ENVIRONMENTAL PROCESS

The final Agreement to Form the Upper Santa Ana Wash Land Management and Habitat Conservation Plan was dispatched to all parties on June 12, 2002 for signature.

**It was moved by Director Henriques and seconded by Director Aranda to authorize the Board President and Secretary to sign an Agreement to Form the Upper Santa Ana Wash Land Management and Habitat Conservation Plan Task Force. The motion carried unanimously.**

6. LAND EASEMENTS AND LEASES

Mr. Cavender said the Metropolitan Water District desires to cross a portion of District property in Section 12 for the purpose of connecting the Inland Feeder pipeline to the Foothill Feeder pipeline, for State Water Project water to be moved from Silverwood Lake to the Diamond Valley Reservoir. An easement has been developed for this purpose, and would remain in effect for approximately four years. Mr. Crowley discussed in detail the connection requested, using a map on the wall to demonstrate the proximity of the area. Discussion continued.

**It was moved by Vice President Tubbs and seconded by Director Aranda to approve an easement with the Metropolitan Water District of Southern California to provide a pipeline connection between the Inland Feeder and Foothill Feeder pipelines. The motion carried unanimously.**

7. PROFESSIONAL SERVICE CONTRACTS

Mr. Cavender led a discussion on the four professional services contracts up for renewal. The four were Wes Green Realty - Property Management Services; Susan L. Patane Communications - Public Awareness Services; California Advocates, Inc. - Legislative Advocacy Services; and Todd Engineers - Water Resources Consulting Services. He said Mr. Green was requesting a rate increase of \$100 a month, and that Susan Patane's contract should be extended from six months to one year. Discussion continued.

**It was moved by Director Marcum and seconded by Director Aranda to approve Amendment No. 2 with Wes Green Realty and increase their fee to \$800.00 per month. The motion carried unanimously.**

**It was moved by Vice President Tubbs and seconded by Director Henriques to approve Amendment No. 3 with Susan L. Patane Communication, extending the contract to July 2003; approve Amendment No. 5 with California Advocates, Inc.; and Amendment No. 2 with Todd Engineers. The motion carried unanimously.**

8. COMMITTEE REPORTS

Mr. Cavender discussed upcoming meeting dates. He said the Finance Committee would be meeting on July 8, and the Public Affairs Committee would be meeting on July 10. A Legislative Committee meeting date was scheduled for August 6 at 3:30 p.m. Director Aranda said he would have information for that meeting on AB 1986, regarding eligibility of Board members for PERS retirement.

9. GENERAL MANAGER'S REPORT

Mr. Cavender reported that the Upper Santa Ana Water Resources Association would be conducting a workshop on July 22 to address whether to use state water for recharging. Mr. Crowley will be attending the workshop. Director Marcum suggested the District should also have a workshop to discuss the same idea. After further discussion, it was decided to schedule a Board Workshop on August 2, at 9:00 a.m., to discuss whether the District should purchase state water for recharging. Director Wright indicated he would be out of town for the workshop.

Other meetings scheduled were a Region 9 meeting at the Calimesa Country Club on August 23, a time to be set at a later date, and a Water Conference by Congressman Joe Baca on August 1, at 9:00 a.m., in Ontario.

Mr. Cavender said that a letter had been received from ACWA asking if the District would want to be a sponsor in any ACWA activities. After discussion, it was decided that the District would not sponsor ACWA activities.

10. ATTORNEY'S REPORT

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

11. DIRECTOR'S REPORT

There were no Directors' reports for this meeting.

12. CLOSED SESSION

**It was moved by Vice President Tubbs and seconded by Director Day to adjourn to Closed Session at 2:40 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.**

At 4:05 p.m., the Board reconvened in Open Session. In accordance with Government Code Section 54957.1, there was no reportable action taken.

13. NEXT MEETING

The next Board meeting was scheduled for Wednesday, August 7, 2002, at 1:30 p.m.

14. ADJOURN

There being no further business, the meeting adjourned at 4:05 p.m.

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Board Secretary