

Bighorn-Desert View Water Agency

Board of Directors

Terry Burkhart, President
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A Public Agency

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BOARD OF DIRECTORS' REGULAR MEETING AGENDA

BOARD MEETING OFFICE
1720 N. Cherokee Trail, Landers, CA 92285
Tuesday, July 27, 2010 - 6:00 PM

- CALL TO ORDER
- PLEDGE OF ALLEGIANCE
- ROLL CALL
- APPROVAL OF THE AGENDA

Public Participation - Public is invited to comment on any item on the agenda during discussion of that item. You may wish to submit your comments in writing to assure that you are able to express yourself adequately. When giving your public comment, please first state your name and have your information prepared. Due to time constraints, a three-minute time limit may be imposed. Per Government Code Section 54954.2, any person with a disability who requires a modification or accommodation, including auxiliary aids or services, in order to participate in the meeting, should contact the Board Secretary at 760-364-2315 during Agency business hours.

1. **PUBLIC PARTICIPATION-** Any person may address the Board on any matter within the District's jurisdiction on items not appearing on this agenda.
2. **DISCUSSION AND ACTION ITEMS** - The Board of Directors and Staff will discuss the following items, and the Board will consider taking action, if so inclined.
 - a. **AWARD OF ENGINEERING SERVICES CONTRACT TO KRIEGER & STEWART, INC. FOR FISCAL YEAR 2010/11**

RECOMMENDED ACTION:

- 1) Review and consider contract for engineering services; and if appropriate
- 2) Award contract to Krieger & Stewart, Inc. and direct General Manager to execute on behalf of the Board;

b. RESOLUTION NO. 10R-XX - A RESOLUTION OF THE BIGHORN-DESERT VIEW WATER AGENCY APPOINTING A CHIEF ENGINEER

RECOMMENDED ACTION:

- 1) Approve of Resolution 10R-XX Appointing Krieger & Stewart, Inc. as the Agency's Chief Engineer

c. DISCUSSION OF MR. GUBLER'S JUNE 2, 2010 LETTER OF OPPOSITION PERTAINING TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCO) SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR BIGHORN-DESERT VIEW WATER AGENCY (CASE NO. LAFCO 3148)

RECOMMENDED ACTION:

- 1) Review correspondence and discuss; provide direction to staff

d. RESOLUTION NO. 10R-XX - A RESOLUTION OF THE BIGHORN-DESERT VIEW WATER AGENCY RATIFYING THE AMENDED AND RESTATED ASSOCIATION OF CALIFORNIA WATER AGENCIES HEALTH BENEFITS AUTHORITY (ACWA HBA) BYLAWS AND JOINT POWERS AUTHORITY AGREEMENT

RECOMMENDED ACTION:

- 1) Consider approval of a Resolution ratifying the restated and amended ACWA Health Benefits Authority Bylaws and JPA Agreement.

e. BOARD TO CONSIDER APPROVING DIRECTORS' REQUEST FOR ATTENDANCE AND PARTICIPATION AT CALENDAR YEAR 2010 CONFERENCES - REGISTRATION FEES ESTIMATED AT \$1,220.00 PER INDIVIDUAL DIRECTOR PLUS \$100 PER DIEM PER DIRECTOR PER DAY AND ANY OTHER RELATED TRAVEL EXPENSES

RECOMMENDED ACTION:

- 1) Approve Directors' attendance at calendar year 2010 conferences, as requested by individual Directors, which includes registration costs, per diem, and any other related travel expenses.

f. BOARD TO ADOPT POLICY NO. 10P-XX ESTABLISHING A CODE OF ETHICS FOR THE AGENCY BOARD OF DIRECTORS

RECOMMENDED ACTION:

- 1) Discuss proposed restatement of established Board Policy 97P-03; and
- 2) Consider adoption of a Board Policy reaffirming the policy statements contained therein.

g. BOARD TO ADOPT POLICY NO. 10P-XX ESTABLISHING THE CODE OF CONDUCT DURING AGENCY BOARD MEETINGS

RECOMMENDED ACTION:

- 1) Discuss proposed amendment to existing Board Policy 97P-04; and
- 2) Consider adoption of a Board Policy updating the established Code of Conduct during Agency Board Meetings and affirming the policy statements contained therein.

3. DISBURSEMENTS JUNE 2010

RECOMMENDED ACTION:

- 1) Ratify/authorize payment of bills

4. CONSENT ITEMS - The following items are expected to be routine and non-controversial and will be acted on by the Board at one time without discussion, unless a member of the Public or member of the Board requests that an item be held for discussion or further action.

RECOMMENDED ACTION:

- 1) Approve as presented (Items a - f)
 - a. Financial Statements June 2010
 - b. Minutes of the June 15, 2010 Public Hearing and Special Meeting
 - c. Consumption & Billing Comparison Report June 2010
 - d. Production Report June 2010
 - e. Service Order Report June 2010
 - f. Progress Report on the Ames/Means Reche Recharge Facility Project

END OF THE CONSENT CALENDAR

5. MATTERS REMOVED FROM CONSENT ITEMS

6. VERBAL REPORTS

- GENERAL MANAGER'S REPORT
- DIRECTORS' REPORTS
 - > Announce Date for Johnson Valley Survey Ad Hoc Committee Meeting
 - > Report from the Ames/Reche Ad Hoc Committee
 - > Report from the Finance Ad Hoc Committee
 - > Reports on Courses/Conferences/Meetings Attended at Agency Expense
- PRESIDENT'S REPORT

7. COMMUNICATION AND PUBLIC INFORMATION ITEMS

- > Announce Agency's 20th Anniversary (1990-2010) Mini Celebration

The Board of Directors and staff will host a brief celebration commemorating this event at the conclusion of the board meeting.

8. ITEMS FOR NEXT AGENDA

9. ADJOURNMENT

In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted in the main lobby of the Bighorn-Desert View Water Agency, 622 S. Jemez Trail, Yucca Valley, CA not less than 72 hours prior to the meeting date and time above. All written materials relating to each agenda item are available for public inspection in the office of the Agency Secretary. Backup material for the Agenda is available at the Agency offices for public review and can be viewed online at the Agency's website: www.bdvwa.org.

As a general rule, agenda reports or other written documentation has been prepared or organized with respect to each item of business listed on the agenda, and can be reviewed at www.bdvwa.org.

Copies of these materials and other discloseable public records, distributed to all or a majority of the members of the Board of Directors in connection with an open session agenda item, are also on file with and available for inspection at the Office of the Agency Secretary, 622 S. Jemez Trail, Yucca Valley, California, during regular business hours, 8:00 A.M. to 4:30 P.M., Monday through Friday. If such writings are distributed to members of the Board of Directors on the day of a Board meeting, the writings will be available at the entrance to the Board of Directors meeting room at the Bighorn-Desert View Water Agency.