

Bighorn-Desert View Water Agency

Board of Directors

Terry Burkhart, President
Michael McBride, Vice President
David Larson, Director
Judy Corl-Lorono, Director
Nell Casey Garcia, Director



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Marina D West, PG, General Manager
Lyni Tompkins, Board/Exec. Secretary

A Public Agency

www.bdvwa.org

BOARD OF DIRECTORS' REGULAR MEETING MINUTES

BOARD MEETING OFFICE
1720 N. Cherokee Trail, Landers, CA 92285
Tuesday, August 23, 2011 - 6:00 p.m.

CALL TO ORDER

Meeting convened by Board President Terry Burkhart at 6:00 p.m.

PLEDGE OF ALLEGIANCE

Led by Dr. Bob Karman.

ROLL CALL

Directors Present: Michael McBride
Judy Corl-Lorono
Terry Burkhart
Nell Casey Garcia
David Larson

Staff Present: Marina West
Lyni Tompkins

APPROVAL OF AGENDA

Motion to approve the agenda.

MSC¹ (Corl-Lorono/McBride) unanimously approved.

RESOLUTION NO. 11R-12 - NOMINATE AND SUPPORT MICHAEL MCBRIDE AS A CANDIDATE FOR THE POSITION OF ACWA VICE PRESIDENT

General Manager West gave the staff report.

No public comment.

MOTION NO. 11-044

After Board discussion, Director Larson made a motion to adopt Resolution No. 11R-12, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency to Nominate and Support Michael McBride as a Candidate for the position of ACWA Vice President. Director Corl-Lorono seconded the motion.

Roll Call Vote:

Ayes: Burkhart, Corl-Lorono, Garcia, Larson
Nays: None
Abstain: McBride
Absent: None

MSC¹ (Larson/Corl-Lorono) motion carried. Vice President McBride abstained from voting due to a possible conflict of interest.

MOTION NO. 11-045

Director Larson made a motion to approve a portion of the travel and per diem expenses of \$250.00 for Vice President McBride to attend the interview in Sacramento for this position. Director Corl-Lorono seconded the motion.

MSC¹ (Larson/Corl-Lorono) motion carried. Vice President McBride abstained from voting due to a possible conflict of interest.

RESOLUTION NO. 11R-13 PROVIDING FOR IRS SECTION 125 CAFETERIA PLANS: FLEXIBLE SPENDING ACCOUNT, CHILD DEPENDENT CARE, AND PREMIUM PLAN FOR ANY ONE ELIGIBLE EMPLOYEE

General Manager West gave the staff report.

No public comment.

MOTION NO. 11-046

After Board discussion, Vice President McBride made a motion to adopt Resolution No. 11R-13, A Resolution of the Board of Directors of the Bighorn Desert View Water Agency Providing for IRS Section 125 Cafeteria Plans: Flexible Spending Account, Child Dependent Care, and Premium Plan for Any One Eligible Employee. The motion was seconded by Director Larson.

MSC¹ (McBride/Larson) unanimously approved.

RESOLUTION NO. 11R-14 - CHANGING CREDIT CARD PROCESSING PROVIDERS AND PASSING ANY PAYMENT PROCESSING FEES DIRECTLY ONTO THE CUSTOMER

General Manager West gave the staff report.

Public comment:

Anonymous, commented about customers paying by debit and the Agency paying the fees for that transaction.

MOTION NO. 11-047

After Board discussion, Vice President McBride made a motion to authorize the General Manager to change credit card processing providers from Elavon to Official Payments with the acknowledgement that the vendor will charge the customer directly for any applicable transaction fee(s); and adopt Resolution No. 11R-14, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Changing Credit Card Processing Providers and Passing any Payment Processing Fees Directly onto the Customer. Director Corl-Lorono seconded the motion.

MSC¹ (McBride/Corl-Lorono) unanimously approved.

BOARD TO DETERMINE PROCESS OF GENERAL COUNSEL INTERVIEWS

General Manager West gave the staff report.

Public comment:

Anonymous, commented about the types of questions the Board could ask the candidates being interviewed for Agency General Counsel.

MOTION NO. 11-048

After Board discussion, Director Corl-Lorono made a motion to have the General Counsel candidates, short-listed by the Ad Hoc Committee, complete a presentation before the Board and public, and then the Board will interview the candidates in closed session. Director Larson seconded the motion.

MSC¹ (Corl-Lorono/Larson) unanimously approved.

POLICY STATEMENT NO. 11P-01 - ESTABLISHING "DESERT LANDSCAPE WATER CONSERVATION GUIDELINES" IN AN EFFORT TO REDUCE THE IMPACT ON FUTURE WATER DEMAND

General Manager West gave the staff report.

No public comment.

MOTION NO. 11-049

After Board discussion, Director Larson made a motion to adopt Policy Statement No. 11P-01, A Policy of the Board of Directors of the Bighorn-Desert View Water Agency Establishing "Desert Landscape Water Conservation Guidelines" in an Effort to Reduce the Impact on Future Water Demand. The motion was seconded by Vice President McBride.

MSC¹ (Larson/McBride) unanimously approved.

Adjourned for a Break at 6:46 p.m. - Reconvened from Break at 7:00 p.m.

ATTENDANCE AT CALIFORNIA SPECIAL DISTRICT ASSOCIATION ANNUAL MEETING TO RECEIVE THE MCMURCHIE EXCELLENCE IN SAFETY AWARD FOR 2011 FROM SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

General Manager West gave the staff report.

Public comment:

Anonymous, commented this is a great opportunity for the Agency to get good press from this achievement.

MOTION NO. 11-050

After Board discussion, Director Corl-Lorono made a motion to send Vice President McBride to receive the McMurchie Excellence in Safety Award for 2011 from Special District Risk Management Authority to be held on Wednesday October 12, 2011, and pay for qualifying expenses costing a maximum of \$300; this cost will not effect Vice President McBride's education budget. Director Garcia seconded the motion.

MSC¹ (Corl-Lorono/Garcia) motion carried. Vice President McBride abstained from voting due to a possible conflict of interest.

APPROVING THE AGENCY'S OFFICIAL SEAL DESIGN

General Manager West gave the staff report.

No public comment.

MOTION NO. 11-051

After Board discussion, Director Larson made a motion to approve the proposed design of the Agency's Official Seal, with a slight design modification, at a cost of \$170. The motion was seconded by Vice President McBride.

MSC¹ (Larson/McBride) unanimously approved.

DISBURSEMENTS JULY 2011

No public comment.

Vice President McBride made a motion to approve the Disbursements (Check Register - Payment of Bills) for July 2011. Director Corl-Lorono seconded the motion.

MSC¹ (McBride/Corl-Lorono) unanimously approved.

CONSENT ITEMS

- a. Financial Statements July 2011
 1. Balance Sheet
 2. Statement of Revenue and Expense
 3. General Account (Union Bank)
 4. Disbursements
 5. Local Agency Investment Fund Balance Timeline
- b. Consumption & Billing Comparison Report, July 2011
- c. Service Order Report, July 2011
- d. Production Report, July 2011
- e. Special Board Meeting Minutes, July 22, 2011
- f. Regular Board Meeting Minutes, July 26, 2011
- g. Progress Report on the Ames/Reche Recharge Facility Project, Todd Engineers, July 2011
- h. Resolution No. 11R-15, BOD Authorizing Investment of Monies into the Local Agency Investment Fund (LAIF)
- i. Resolution No. 11R-16, BOD Establishing its Banking Policy with Union Bank

No public comment.

Vice President McBride made a motion to approve consent items a - i. The motion was seconded by Director Corl-Lorono.

MSC¹ (McBride/Corl-Lorono) unanimously approved.

PUBLIC PARTICIPATION

Dr. Bob Karman, of Yucca Mesa, commented he believes the Agency's sign located on Hwy 247 should be more visible.

VERBAL REPORTS

GENERAL MANAGER'S REPORT

General Manager West reported the Agency will be closing escrow on the Johnson Valley property this week; The JVHI RFP was sent out to 52 firms; she intends on bringing the contract to the Board next month; and regarding the EPA STAG grant she requested a no-cost time extension to November 30, 2012 from the EPA.

General Manager West also gave an update on the Ames Reche Project.

DIRECTORS' REPORT

Vice President McBride reported on attending Joshua Basin Water District's Board meeting this month.

Director Corl-Lorono reported on attending the AWAC meeting this month.

Director Larson reported on attending the Acquisition of Legal Counsel Ad Hoc Committee, and is looking forward to attending the Morongo Basin Pipeline Commission meeting next month.

PRESIDENT'S REPORT

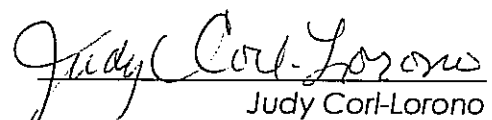
None

ITEMS FOR NEXT AGENDA

Conduct General Counsel interviews at a Special meeting on Tuesday, September 13, 2011.

ADJOURNMENT - President Burkhart adjourned the meeting at 7:43 p.m.

Approved by:


Judy Corl-Lorono
Board Secretary

MSC¹ – Motion made, seconded, and carried.