

## Bighorn-Desert View Water Agency

### Board of Directors

Michael McBride, President  
Judy Corl-Lorono, Vice President  
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## BOARD OF DIRECTORS' REGULAR MEETING AGENDA

BOARD MEETING OFFICE  
1720 N. Cherokee Trail, Landers, CA 92285  
Tuesday, November 27, 2012 - 6:00 p.m.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA

**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.

The Public is invited to comment on any item on the agenda during discussion of that item.

When giving your public comment, please have your information prepared, if you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment.

5. **PRESENTATION OF THE AGENCY FINANCIAL AUDIT FOR FISCAL YEAR 2011-2012**  
Board considers taking the following action(s):
  1. Board to receive and file the Agency Financial Audit for fiscal year 2011-2012 conducted by Mayer Hoffman McCann P.C.
6. **REQUEST FOR WATER SERVICE TO PARCEL NO. 635-101-02**  
Board considers taking the following action(s):
  1. Approve or deny applicant's request for variance to extend a service line greater than 700 feet (est. 1,000 feet) from Ming Road to parcel No. 635-101-02 which lies outside the boundaries of Improvement District 1.

**7. AMENDING THE EMPLOYEE HANDBOOK**

Board considers taking the following action(s):

1. Adopt Resolution No. 12R-XX amending the Employee Handbook for purposes of establishing the policy/procedure for cost-of-living increases, modification of holiday provisions, and modifying/correcting/adding job descriptions and establishing and organizational structure.

**8. AMES/RECHE GROUNDWATER STORAGE AND RECOVERY PROGRAM – RECEIVE AND FILE EXECUTED FEDERAL, STATE AND LOCAL PERMITS FOR THE PROJECT.**

Board considers taking the following action(s):

1. Board to receive and file various permits and notices obtained for the Ames/Reche Groundwater Storage and Recovery Program identified as:
  - a. Letter of “Non-jurisdictional” Authority; County of San Bernardino, Department of Public Works, July 2010.
  - b. Approved Jurisdictional Determination regarding presence/absence of geographic jurisdiction (pertains to Section 404 Streambed Alteration); U.S. Army Corps of Engineers, June 10, 2011.
  - c. Streambed Alteration Agreement (Section 1600); California Department of Fish and Game, August 2, 2011.
  - d. National Environmental Policy Act (NEPA) – Decision Record; U.S. Department of the Interior, Bureau of Land Management, August 2012.
  - e. National Environmental Policy Act (NEPA) – Finding of No Significant Impact (FONSI); U.S. Department of the Interior, Bureau of Land Management, August 2012.

**9. PROPOSAL TO MODERNIZE BIGHORN-DESERT VIEW WATER AGENCY LAW (CALIFORNIA WATER CODE APPENDIX 112 AND RELATED WATER CODES)**

Board considers taking the following action(s):

1. Direct staff to continue processing request through the State Legislature to pursue a revision to Bighorn-Desert View Water Agency Law (California Water Code Appendix 112 & Related Water Codes) retroactively repealing, in part, Section 33305; and
2. Authorize staff to proceed with modifications/updates to “modernize” the Bighorn-Desert View Water Agency Law (California Water Code Appendix 112 and Related Water Codes) as requested by San Bernardino Local Area Formation Commission Executive Officer.

**10. DISBURSEMENTS OCTOBER 2012**

Recommended Action:

Ratify Check Register (payment of bills) for October 2012.

**11. 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.

- a. Financial Statements October 2012
  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, October 2012
- c. Service Order Report, October 2012
- d. Production Report, October 2012
- e. Special Board Meeting Minutes, October 16, 2012

Recommended Action:

Approve as presented (Items a - e):

## **12. MATTERS REMOVED FROM CONSENT ITEMS**

## **13. PUBLIC COMMENT PERIOD**

Any person may address the Board on any matter within the Agency's jurisdiction on items not appearing on this agenda.

When giving your public comment, please have your information prepared, if you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment. State Law prohibits the Board of Directors from discussing or taking action on items not included on the agenda.

## **14. VERBAL REPORTS - Including Reports on Courses/Conferences/Meetings.**

- a. GENERAL MANAGER'S REPORT
- b. DIRECTORS' REPORT
- c. PRESIDENT'S REPORT

## **15. FUTURE AGENDA ITEMS**

## **16. 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 if prior to a Regular meeting, date and time above; or in accordance with California Government Code Section 54956 this agenda has been posted not less than 24 hours if prior to a Special meeting, date and time above.

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.

Copies of these materials and other discloseable public records 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.

Internet: Once uploaded, agenda materials can also be viewed at [www.bdvwa.org](http://www.bdvwa.org).

Public Comments: You may wish to submit your comments in writing to assure that you are able to express yourself adequately.

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's Secretary at 760-364-2315 during Agency business hours.