

# Bighorn-Desert View Water Agency



## Board of Directors

Michael McBride, President  
Judy Corl-Lorono, Vice President  
David Larson, Secretary  
Terry Burkhart, Director  
J. Dennis Staley, Director

Marina D West, PG, General Manager

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A Public Agency

[www.bdvwa.org](http://www.bdvwa.org)

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## BOARD OF DIRECTORS' REGULAR MEETING MINUTES

BOARD MEETING OFFICE  
1720 N. Cherokee Trail, Landers, CA 92285  
Tuesday, January 22, 2013 - 6:00 p.m.

### CALL TO ORDER

Meeting convened by Board President Michael McBride at 6:03 p.m.

### PLEDGE OF ALLEGIANCE

Led by Ms. Adams.

### ROLL CALL

Directors Present:                      David Larson  
    Judy Corl-Lorono  
    Michael McBride  
    Terry Burkhart  
    J. Dennis Staley

Staff Present:                              Marina West  
    Michelle Corbin

### APPROVAL OF AGENDA

*Motion to approve the agenda.*

MSC<sup>1</sup> (Larson/Corl-Lorono) unanimously approved.

### CLOSED SESSION

#### LIABILITY CLAIM (Gov. Code Section 54956.95)

Claimant: David Blair

Claim Against: Bighorn-Desert View Water Agency

Adjourned to closed session at 6:06 p.m. – Reconvened from closed session at 6:24 p.m.

### MOTION NO. 13-001

### CLOSED SESSION REPORT

President McBride reported that the claim was denied (ie insufficient) with a 5-0 vote.

## **BOARD TO APPOINT A VICE PRESIDENT**

No public comment.

### **MOTION NO. 13-002**

*(After brief Board discussion), Director Burkhart made a motion choosing Director Judy Corl-Lorono to continue her position as Vice President of the Board. The motion was seconded by Director Staley.*

MSC<sup>1</sup> (Burkhart/Staley) unanimously approved.

## **BOARD TO APPOINT A SECRETARY**

No Public Comment

### **MOTION NO. 13-003**

*(After brief Board discussion), Director Burkhart made a motion choosing Director David Larson to continue his position as Secretary of the Board. Director Corl-Lorono seconded the motion.*

MSC<sup>1</sup> (Burkhart/Corl-Lorono) motion carried.

## **STANDING COMMITTEE, AD HOC COMMITTEE & OTHER MEETING ASSIGNMENTS 2013**

President McBride went over the list as presented and confirmed with each Director their assignments.

No public comment.

### **MOTION NO. 13-004**

**(Acceptance of Standing Committee, Ad Hoc and other Meeting Assignment list for 2013)**

#### **Planning/Legislative/Engineering/Grant & Security Committee**

*(Meeting Schedule: 1st Wednesday of every other even month at 9:15 a.m.)*

Chairperson: Vice President Corl-Lorono  
Member: Director Burkhart  
Alternate: Director Staley

#### **Financial/Public Relations/Education & Personnel Committee**

*(Meeting Schedule: 2<sup>nd</sup> Wednesday of every other odd month at 4:00 p.m.)*

Chairperson: Director Larson  
Member: President McBride  
Alternate: Director Staley

#### **Morongo Basin Pipeline Commission Representatives**

*(Meets quarterly on the 2<sup>nd</sup> Wednesday of March, June, September, & December)*

Member: Vice President Corl-Lorono  
Alternate: Director Burkhart

#### **Mojave Water Agency Technical Advisory Committee Representatives**

*(Meets Feb 7, 2013, Apr 4, 2013, June 6, 2013, Aug 1, 2013, Oct 3, 2013, & Dec 16, 2013)*

Member: Director Staley  
Alternate: Director Burkhart

**Alliance for Water Awareness and Conservation (AWAC) Representatives**

*(Meets quarterly on the fourth Tuesday of January, April, July & October)*

Member: Vice President Corl-Lorono  
Alternate: President McBride

**Homestead Valley Community Council**

*(Normally meets 3<sup>rd</sup> Monday of each month at 3:00 p.m.)*

Member: Director Larson  
Alternate: Director Staley

**Ames/Means Ad Hoc Committee**

Chairperson: Director Staley  
Member: Vice President Corl-Lorono

**W-1 Reorganization Ad Hoc Committee**

Chairperson: Vice President Corl-Lorono  
Member: Director Staley

**DRAFT MODERNIZED BIGHORN-DESERT VIEW WATER AGENCY LAW**

General Manager West gave the staff report beginning with the events that led the Agency to the decision to modernize the Agency law. During the process of confirming support from various entities for the "proposed" spot bill it was suggested that the Agency modernize the Bighorn-Desert View Water Agency Law. San Bernardino Local Agency Formation Commission agrees that the draft copy presented to the Board today is in conformance with their suggested revisions.

General Counsel Joe Aklufi was present for this meeting. Having prepared the proposed draft, he discussed with the Board various portions of the document.

GM West stated she is looking for public and Board input on what modernization entails as well as direction on proceeding with both the modernization of the Agency Law and request to repeal Section 33305 from the Bighorn-Desert View Water Agency Law through "spot bill" action by the California State Legislature.

Public comments:

Anonymous stated that she supports the decision to consolidate and make the document more understandable.

**MOTION NO. 13-005**

*(After brief Board discussion), After Board discussion, Director Burkhart made a motion to direct staff to proceed with "modernization" of the Bighorn-Desert View Water Agency Law (California Water Code Appendix 112 and Related Water Codes) through the California State Legislature; and to proceed with the request to repeal Section 33305 from the Bighorn-Desert View Water Agency Law (Law) through "spot bill" action by the California State Legislature. The motion was seconded by Director Larson.*

MSC<sup>1</sup> (Burkhart/Larson) unanimously approved.

**RESOLUTION NO. 13R-01 ESTABLISHING AN INVESTMENT POLICY**

General Manager West gave the staff report. West stated that the Agency Investment Policy was last reviewed in 2005. A few typos and minor adjustments were corrected. To date all money outside of Union Bank is in the Local Agency Investment Fund (LAIF). Currently she is not recommending any other investments.

No public comment.

**MOTION NO. 13-006**

*(After brief Board discussion), Vice President Corl-Lorono made a motion to adopt Resolution No.13R-01, a Resolution of the Board of Directors Establishing its Investment Policy. Director Larson seconded the motion.*

MSC<sup>1</sup> (Corl-Lorono/Larson) unanimously approved.

**MIDYEAR BUDGET REVIEW – Information Only**

General Manager West gave the staff report beginning with revenue. Water sale charges are budgeted on 95% of last year's actual sales. To date the Agency has sold 12% more water than budgeted. The Basic Service Charge is budgeted on the number of accounts that are expected to pay. West reminded the Board the numbers today are only an estimate.

On the expense side West discussed various items such as overtime pay and projects like the reservoir recoating, arc flash labeling and analysis of Wells 2, 3 and 4. Uranium testing is complete and the Agency is now on the regular schedule of every three years. Many line items will use up their budgeted amounts early in the year or late in the year depending on the timeline of the service or project completion. Overall the midyear budget is on track. West stated the Board is to be commended for their work in helping the Agency stay on budget.

Anonymous commented that the Board of Directors and General Manager have done an excellent job.

Adjourned for a Break at 7:37 p.m. - Reconvened from Break at 7:47 p.m.

**SCHEDULING OF BOARD WORKSHOP FOR FEBRUARY 2013**

The Board agreed set the date for Monday, February 11, 2013 at 10:00 a.m.

No public comment.

**DISBURSEMENTS NOVEMBER AND DECEMBER 2012**

No Public Comments

**MOTION NO. 13-007**

*Director Burkhart made a motion to approve the Disbursements (Check Register - Payment of Bills) for November and December 2012. Vice President Corl-Lorono seconded the motion.*

MSC<sup>1</sup> (Burkhart/Corl-Lorono) unanimously approved.

## CONSENT ITEMS

- a. Financial Statements November and December 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, November and December 2012
- c. Service Order Report, November and December 2012
- d. Production Report, November and December 2012
- e. Regular Board Meeting Minutes, November 27, 2012
- f. Ames/Reche Groundwater Storage and Recovery Program – Receive and File Executed California Department of Fish and Game Incidental Take Permit No. 2081-2012-020-06
- g. Special Districts Legislative Days, May 14-15, 2013 at a Cost Estimate of \$1591.00 Per Director

No Public comment.

### MOTION NO. 13-008

*Director Burkhart made a motion to approve consent items b – g with the exception of item a. The motion was seconded by Vice President Corl-Lorono.*

MSC<sup>1</sup> (Burkhart/Corl-Lorono) unanimously approved.

## MATTERS REMOVED FROM CONSENT ITEMS

- a. Financial Statements November and December 2012
  1. Balance Sheet
  2. Statement of Revenue and Expense
  3. General Account (Union Bank)
  4. Disbursements
  5. Local Agency Investment Fund Balance Timeline

No Public comment.

### MOTION NO. 13-009

*Vice President Corl-Lorono made a motion to approve consent item a. The motion was seconded by Director Burkhart.*

MSC<sup>1</sup> (Corl-Lorono/Burkhart) unanimously approved.

## PUBLIC COMMENT PERIOD

Anonymous requested clarity on the Special District Legislative Days and the reason for its attendance.

## VERBAL REPORTS

Vice President Corl-Lorono reported on the Alliance for Water Awareness and Conservation Conference she had recently attended.

Director Staley commented on the 2013 calendar the Agency produced.

Director Larson reported on the Homestead Valley Community Council Meeting he had attended.

President McBride had earlier that day attended the Alliance for Water Awareness and Conservation meeting. He reported that \$1,000.00 will be given to the Agency to help landscape the Landers Post Office.

**FUTURE AGENDA ITEMS**

No items were suggested.

**ADJOURNMENT** - President McBride adjourned the meeting at 8:27 p.m.

Approved by:

  
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*David Larson, Secretary of the Board*

MSC<sup>1</sup> – Motion made, seconded, and carried.