



BIGHORN-DESERT VIEW WATER AGENCY

"To provide a high quality supply of water and reliable service to all customers at a fair and reasonable rate."

BOARD OF DIRECTORS' MEETING MINUTES

**BOARD MEETING OFFICE
1720 N. CHEROKEE TR.
LANDERS, CALIFORNIA 92285**

**June 25, 2019
Time – 6:00 P.M.**

Call to Order

Meeting convened by Board President Michael McBride at 6:00 p.m.

Pledge of Allegiance

Led by Mark Johannes

Moment of Silence in Honor of Mickey Luckman

Roll Call

Directors Present: Michael McBride
 Judy Corl-Lorono
 John R. Burkhart
 Jo MariMcKenzie
 J. Larry Coulombe

Staff Present: Marina West
 Seth Kish

Approval of Agenda

Motion to approve the agenda.

MSC¹ Coulombe/Burkhart unanimously approved.

Presentation by Mojave Water Agency General Manager Tom McCarthy

General Manager of Mojave Water Agency Tom McCarthy gave a presentation to the Board and to the public regarding recent operational issues, policy directives and the Delta Conveyance Project.

No Public Comments

Closed Session

Closed session pursuant to Government Code Section 54956.9 Paragraph 1 of subdivision (d) Conference with Legal Counsel on Existing Litigation: Bighorn-Desert View Water Agency vs Perry, Case No. CIVDS1715442

Closed Session at 6:23 P.M.

Back from closed session at 7:03 P.M.

Closed Session Report

By unanimous motion the Board gave direction to Counsel regarding the matter.

No Public Comments

Request for Bill Relief from Owner Located at Assessor Parcel Number (APN: 0630-211-XX) Due to "Theft".

No one attended on behalf of the property owner. General Manager West informed the Board that when a customer receives a high bill and asks for an adjustment, the customers are informed that there are no such policies in place to provide any kind of bill relief. When the discussion continues and the customer wants to speak to someone above the General Manager, they are informed that they have an opportunity to come before the Board to appeal their bill. In this situation, the customer explained to the Agency that someone broke into the home and turned on the hose bib before leaving. An estimated \$400.00 worth of water was released out of the hose bib before the caretaker of the property found it.

Vice-President Corl-Lorono asked if the customer knew who left the water on. GM West explained that a police report was filed and someone was arrested a few days later on the property. VP Corl-Lorono stated that this seemed like more of a legal matter between the owner and the person who was arrested.

Secretary Burkhart explained that since the property is being used as business (AirBnB), he thinks the property owner should take this up to with their business insurance. President McBride agreed with Sec. Burkhart and followed up by mentioning that this is what home owners insurance/business insurance is for.

An anonymous member of the public asked why the letters provided have redactions. General Manager West explained that for the safety and anonymity of the owners information, the Agency decided to redact the information from the letters. Another anonymous member of the public expressed their dismay regarding the redacted portions of the letters. Secretary Burkhart explained to the public that the owners information on the letters is not what the Board is there to discuss, the Board is there to determine if the owner will be receiving bill relief or not.

Motion No. 19-027

Secretary Burkhart made a motion to deny leak relief for theft. Director Coulombe seconded the motion.

MSC¹ (Burkhart/Coulombe) unanimously approved

McBride	Y
Corl-Lorono	Y
Burkhart	Y
Coulombe	Y
McKenzie	Y

**2019 California Special Districts Association (CSDA) Board of Directors Southern Network
– Seat B Election**

President McBride asked the Board who they would like to vote for regarding the 2019 California Special Districts Association (CSDA) Board of Directors Southern Network – Seat B. After deliberating, a motion was made for the following candidate: Greg Mills

No Public Comments

Motion No. 19-028

Vice President Corl-Lorono made a motion to vote for Greg Mills. Director Coulombe seconded the motion.

MSC¹ (Corl-Lorono/Coulombe) unanimously approved by roll call vote

Roll Call Vote:

Ayes:	McBride, Corl-Lorono, Coulombe
Nays:	McKenzie, Burkhart
Abstain:	None
Absent:	None

Agency's Appropriation Limit for Fiscal Year 2019/20

General Manager West gave her report to the Board. The Appropriation Limit has to be adopted by Resolution but prior to adoption, Government Code Section 7910 requires that the calculations made to determine the Agency's Appropriation Limit be made available to the public for at least 15 days prior to the date the Board considers adoption of the Resolution. The calculations were posted in the same locations as a Board agenda on May 24, 2019. The calculated Appropriation Limit for Fiscal Year 2019/20 is \$171,668.08. The FY 2019/20 budget projection for the general property tax levy is \$136,330 which does not exceed the reported Appropriation Limit.

No Public Comments

Motion No. 19-029

Vice-President Corl-Lorono made a motion to Adopt Resolution No. 19R-07 establishing the Appropriation Limit of the Agency at \$171,668.08 for the fiscal year July 1, 2019 – June 30, 2020 pursuant to Article XIII B of the California Constitution. Director Coulombe seconded the motion.

MSC¹ (Corl-Lorono/Coulombe) unanimously approved

McBride	Y
Corl-Lorono	Y
Burkhart	Y
Coulombe	Y
McKenzie	Y

Authorize General Manager to Enter into a Professional Services Agreement with PaleoWest Archeology in the amount of \$73,000 to Perform Paleontological, Cultural and Biological Surveys in Support of the CEQA/NEPA Processes for the Proposition 1 Projects Outlined in the Preliminary Engineering Report

General Manager West gave her report. The Agency has been granted \$500,000 to develop a long term plan to physically interconnect the Improvement District Goat Mountain water system with the Bighorn-Desert View Water Agency water system, provide interties with Hi-Desert Water District, a blending pipeline to reduce Uranium levels and associated improvement projects. The plan is outlined in the Preliminary Engineering Report completed by the Agency's consultant NV5. The next step in the process is to complete the planning activities including right-of-way, project designs and environmental compliance. In order to achieve the environmental compliance under CEQA/NEPA (California Environmental Quality Act/National Environmental Policy Act), staff developed a Request for Proposals (RFP) for paleontological, cultural and biological surveys needed to support the CEQA/NEPA process. PaleoWest Archeology was determined to be the best overall proposal at a cost of approximately \$73,000 for all three requested survey components.

An anonymous member of the public asked if the Agency was looking at other options for the uranium treatment besides the blending that was mentioned. GM West explained that out of the other treatment options, blending would be the most cost effective way to reduce uranium levels over a long period of time.

Motion No. 19-030

Vice-President Corl-Lorono made a motion to Authorize General Manager to execute Professional Services Agreement(s) with PaleoWest Archeology, following finalization of scope and fee, to provide paleontological, cultural and biological survey services to support the CEQA/NEPA (California Environmental Quality Act/National Environmental Policy Act) efforts related to Proposition 1 Planning Grant activities at a cost of \$73,000. Director Coulombe seconded the motion.

MSC¹ (Corl-Lorono/Coulombe) unanimously approved

McBride	Y
Corl-Lorono	Y
Burkhart	Y
Coulombe	Y
McKenzie	Y

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 the item be held for discussion or further action.

- a. Receive and File Disbursements, May 2019
- b. Service Order Report, May 2019
- c. BDV Production Report, May 2019
- d. Goat Mtn. Production Report, May 2019
- e. May 28, 2019 Regular BOD Meeting Minutes
- f. Authorize Board Member(s) to attend the California Special Districts Association (CSDA) Conference, September 25-28, 2019 in Anaheim, Ca at an estimated cost of \$2,900.00 per Director.

- g. Tax Collector Contract for FY 2019-2020 authorizing an Agency staff member to sign the Auditor-Controller/Treasurer/Tax Collector Agreement for Collection of Special Taxes, Fees and Assessments Fiscal Year 2019-2020

Motion No. 19-031

Director McKenzie made a motion to approve consent items a-g. Vice-President Corl-Lorono seconded the motion.

MSC¹ (Corl-Lorono/Burkhart) unanimously approved

McBride	Y
Corl-Lorono	Y
Burkhart	Y
Coulombe	Y
McKenzie	Y

Public Comments

No Public Comments

Verbal Reports

General Manager West gave an update on grants awarded or being sought by the Agency. GM West wanted to also let the Board know that the Agency is actively pursuing grants.

Vice-President Corl-Lorono gave her report on the Mojave Pipeline Committee she attended on June 12th, 2019. She also gave her report for the Community Water System Alliance (CWSA) she attended in Sacramento, CA.

Director McKenzie gave her report on the Association of the San Bernardino Country Special Districts Meeting and Dinner she attended on June 17th, 2019

Secretary Burkhart gave his report on the Technical Advisory Committee meeting he attended on June 18th, 2019.

Adjournment – President Michael McBride adjourned the meeting at 8:13 P.M.

Approved by:


John R. Burkhart, Secretary of the Board

MSC¹ – Motion made, seconded, and carried.