



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**

**May 10, 2022
Time ~ 6:00 P.M.**

MEETING ROOM IS OPEN FOR IN-PERSON ATTENDANCE

Please note that due to continued COVID concerns the Public may be required to wear face coverings at all times while present in the meeting room.

PUBLIC WISHING TO PARTICIPATE REMOTELY

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/88583463688?pwd=VW1VOW9zSWdKMfZ5VmpYSk0OU1Bwdz09>

Passcode: 424353

OR

TELECONFERENCE LINE THRU ZOOM

1-669-900-6833

Webinar ID: 885 8346 3688

Passcode: 424353

CALL TO ORDER

President Burkhart called the meeting to order at 6:00 pm.

PLEDGE OF ALLEGIANCE

Led by John Burkhart

ROLL CALL

Directors present: John R. Burkhart
 JoMarie McKenzie
 Megan Close-Dees
 Craig Dicht
 David Chapman

Staff present: Marina West
 Steve Kennedy, General Counsel (present for Item 1 only)

Public Present: 2 member(s) of the public indicated they were participating via teleconference.
1 member of the public were present in the meeting room.

APPROVAL OF AGENDA

GM West asked to remove Item 3 – A-Booster Station Project from the Agenda.

Burkhart	Y
McKenzie	Y
Close-Dees	Y
Dicht	Y
David Chapman	Y

MSC¹ (Chapman/Close-Dees) unanimously approved.

Discussion and Action Items

1. Resolution No. 22R-05 – Resolution Adopting a Conflict of Interest Code (2022 Biennial Review – Amended)

GM West introduced General Counsel Steve Kennedy to present the Conflict of Interest Code. General Counsel Kennedy introduced the issue of Political Reform Act and associated legislation directing the Board to have a Conflict of Interest Code (aka Form 700). He reviewed the fact that Directors who have a Conflict of Interest on a specific agenda item are required to recuse themselves from such decisions.

He reviewed the general guidelines around filing the Form 700 annually. He reviewed the document highlighting changes that have been made in this draft.

Mr. Kennedy answered questions from the Board of Directors.

Public Comment:

None

Motion No. 22-020

Director McKenzie made a motion to adopt Resolution No. 22R-05 Adopting the Agency’s Conflict of Interest Code (2022 Biennial Review –Amended). Director Chapman seconded the motion.

Burkhart	Y
McKenzie	Y
Close-Dees	Y
Dicht	Y
David Chapman	Y

MSC¹ (McKenzie /Chapman) unanimously approved.

2. **Authorize General Manager to Execute County of San Bernardino Auditor-Controller/Treasurer/Tax Collector Agreement for Collection of Special Taxes, Fees and Assessments Fiscal Year 2022-23**

GM West gave the staff report by simply stating the Agreement is required by the County of San Bernardino in order to apply secured liens to the tax rolls in the current tax year.

GM West answered questions from the Board of Directors.

Public Comment:

None

Motion No. 22-021

Director Dicht made a motion to authorize the General Manager to execute the *County of San Bernardino Auditor-Controller/Treasurer/Tax Collector Agreement for Collection of Special Taxes, Fees and Assessments Fiscal Year 2022-23*. Director McKenzie seconded the motion.

Burkhart	Y
McKenzie	Y
Close-Dees	Y
Dicht	Y
David Chapman	Y

MSC¹ (Dicht/McKenzie) unanimously approved.

3. **Consent Items -**

- a. Regular Board Meeting Minutes, April 12, 2022
- b. Financial Statements
 1. Balance Sheet(s) – April 2022
 2. Budget Sheet(s) – April 2022
- c. Receive and File Disbursements for April 2022
- d. Service Order Report for April 2022
- e. BDV Production Report for April 2022
- f. Goat Mountain Production Report for April 2022
- g. Authorize Attendance at the BIA Southern California Water Conference at an estimated cost of \$300 per Director.
- h. Receive and File PLEGS Committee Minutes for February 15, 2022

Recommended Action:

Approve as presented (Item a-h):

Public Comment:

Ms. Conkle asked for additional details on the BIA Conference.

Motion No. 22-022

Director Dicht made a motion to accept the Consent Items a to h, as presented.
Director Chapman seconded the motion.

Burkhart	Y
McKenzie	Y
Close-Dees	Y
Dicht	Y
David Chapman	Y

MSC¹ (Dicht/Chapman) unanimously approved.

4. Matters Removed from Consent Items

None.

5. Public Comment Period

None.

6. Verbal Reports – Including Reports on Courses/Conferences/Meetings.

1. General Manager Report – GM West thanked Ms. Conkle for her positive comments she made about the Agency on the Z107.7FM Radio Talk Show in April.

GM West reported on the results of the Local Area Formation Commission of San Bernardino Election for Regular and Alternate Special District Member. Mr. Steven Farrell, Crestline Village Water District was elected as the Special District's Regular Member and Mr. Kevin Kenley, Cucamonga Valley Water District was elected as the Special Districts Alternate Member.

2. Director Reports

Director Close-Dees reported on the Landers Association meeting April 16, 2022 where topics of discussion were: not enough volunteers for Thrifte Store; Landers Open Aire Market on the first Saturday of the month at the Moose Lodge; summary of the Homestead Valley Community Council meeting; CalTrans Adopt-a-Highway program; new Garden Club will be established (Dir. McKenzie reported the Garden Club has held its first meeting on the 4th Saturday of the month); and other miscellaneous information.

She also reported on the Board of Supervisor's meeting April 26, 2022. She noted one of the public comments was that Amazon, as an employer, is doing collective damage to the roads and communities in San Bernardino County. During Supervisor comments it was noted that the Board of Supervisors was frustrated in the reaction of the State Legislature to the illegal cannabis issue in the County and their lack of support for eradication.

Director Chapman reported on the Homestead Valley Community Council meeting he attended on April 18, 2022. Topics were Red Cross update; "neighbor helping neighbor" program with Candy Lopez; repeal effort update on FP5; reports from various representatives; and an update on community opposition to glamping project in Flamingo Heights.

Director Dicht reported on the *What is Really Real? Distinguishing Facts from Opinion?* Conference he participated in at Copper Mountain College on April 30, 2022 where he gave a talk entitled "Thinking about California Desert Water".

7. Adjournment

President Burkhart Adjourned the meeting at 7:30 pm.

Approved by:


Megan Close-Dees, Secretary of the Board

MSC¹ – Motion made, seconded and carried



Official Seal