

# Bighorn-Desert View Water Agency



## Board of Directors

Terry Burkhart, President  
J. Larry Coulombe, Vice President  
Michael McBride, Director  
David Larson, Director  
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Marina D West, PG, General Manager

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A Public Agency

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## BOARD OF DIRECTORS' REGULAR MEETING AGENDA

BOARD MEETING OFFICE  
1720 N. Cherokee Trail, Landers, CA 92285  
**Tuesday, February 22, 2011 - 6:00 p.m.**

### 1. CALL TO ORDER

Any member of the audience using an audio or video recording device during this meeting must advise members of the public when the device is turned on and when it is turned off.

### 2. PLEDGE OF ALLEGIANCE

### 3. ROLL CALL

### 4. APPROVAL OF AGENDA

### 5. PUBLIC PARTICIPATION

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

When giving your public comment, please first state your name and have your information prepared. Due to time constraints, a three-minute time limit may be imposed.

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.

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

**6. RETENTION OF CPA FIRM MAYER HOFFMAN MCCANN, P.C. AS AUDITOR**

Recommended Action:

The Board to provide direction to the General Manager regarding the Board's desire to continue contractual services with Mayer Hoffman McCann, P.C. for a third term.

**7. CONTRACT SERVICES AGREEMENT WITH ALESHIRE & WYNDER LLP FOR GENERAL AND SPECIAL COUNSEL SERVICES**

Recommended Action:

- a. The Board to consider authorizing the General Manager to enter into a Contract Services Agreement for General and Special Legal Counsel Services with Aleshire & Wynder, LLP; and
- b. Provide direction to General Manager on Board's desire to initiate a competitive solicitation process for appointment of an Agency attorney pursuant to Section 112-14 of the Bighorn-Desert View Water Agency law.

**8. DEPARTMENT OF PUBLIC HEALTH NOTICE: GROSS ALPHA AND URANIUM CONCENTRATIONS AT WELL NO. 2 AND WELL NO. 3**

Staff to present an update to the Board on a Department of Public Health Notice regarding Gross Alpha and Uranium concentrations at Well No. 2 and Well No. 3.

**9. GENERAL MANAGER PERFORMANCE/COMPENSATION "2-MEMBER" AD HOC COMMITTEE**

Recommended Action:

The Board to consider forming a General Manager Performance/Compensation Ad Hoc Committee to discuss the annual review of the General Manager's performance and contract.

**10. REGISTRATION TO ATTEND A PUBLIC FORUM ON "THE IMPACT OF POLITICS" HOSTED BY THE VICTORVILLE CHAMBER OF COMMERCE**

Recommended Action:

The Board to consider attending a Public Policy Forum: The Impact of Politics. Guest speakers will be Dan Schnur, Chairman of the California Fair Political Practices Commission/Director of the Institute of Politics at the University of Southern California and Steve Knight, California State Assemblyman, in discussing recent changes in government and the impact of politics in California. Estimated cost: \$125.00.

**11. DISBURSEMENTS JANUARY 2011**

Recommended Action:

Ratify/authorize payment of bills for January 2011.

- 12. 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.

Recommended Action:

Approve as presented (Items a - d):

- a. Financial Statements, January 2011
- b. Consumption & Billing Comparison Report, January 2011
- c. Service Order Report, January 2011
- d. Production Report, January 2011

**13. MATTERS REMOVED FROM CONSENT ITEMS**

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

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

**15. ITEMS FOR NEXT AGENDA**

**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 prior to the meeting date and time above. All written materials relating to each agenda item are available for public inspection in the office of the Agency Secretary.

Backup material for the Agenda is available at the Agency offices for public review and can be viewed online at the Agency's website: [www.bdvwa.org](http://www.bdvwa.org).

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, and can be reviewed at [www.bdvwa.org](http://www.bdvwa.org).

Copies of these materials and other discloseable public records, distributed to all or a majority of the members of the Board of Directors 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.