



JOSHUA BASIN WATER DISTRICT

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JOSHUA BASIN WATER DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS
WEDNESDAY JUNE 1, 2011 7:00 PM
61750 CHOLLITA ROAD, JOSHUA TREE, CA 92252

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. DETERMINATION OF QUORUM
4. APPROVAL OF AGENDA
5. PUBLIC COMMENT
At this time, any member of the public may address the Board on matters within the Board's jurisdiction that are not listed on the agenda. Please use the podium microphone. The Board may not discuss at length or take action on items not on the agenda.
6. CONSENT CALENDAR
 - A. Approve the Minutes of the May 4, 2011 Regular Meeting
 - B. Approve the Minutes of the May 18, 2011 Regular Meeting
 - C. Approve the Financial Report for April 2011
 - D. Billing Rate for Attorney Services for Liebert Cassidy Whitmore: Recommend that the Board authorize increases from \$260 per hour to \$300 for Partners, \$235/hour to \$260 for Of Counsel, \$210/hour to \$245 for Associates, and \$95/hour to \$140 for Paralegals.
7. PROCLAMATION IN HONOR OF THE 75TH ANNIVERSARY OF JOSHUA TREE NATIONAL PARK
Recommend that the Board approve the proclamation.
8. WATER SUPPLY ASSESSMENT (WSA) FOR CASCADE SOLAR PROJECT
Recommend the Board approve the WSA for the Cascade Solar Project finding that there is sufficient water supply for the anticipated 30 acre-feet of water required during construction and two acre-feet required annually over the next 25 year planning horizon (the amount used by four to six homes).

9. EQUIPMENT FOR CALIFORNIA IRRIGATION MANAGEMENT INFORMATION (CIMIS) STATION
Recommend that the Board approve the purchase of CIMIS equipment from Campbell Scientific, Inc. at a cost of \$6,300, to be reimbursed by Alliance of Water Awareness and Conservation (AWAC).
10. BILLING STATEMENT FORMAT
Recommend that the Board review the proposed format and provide any comments.
11. APPROVE AGREEMENT WITH MESSNER & HADLEY TO PERFORM 10/11 AUDIT AT A PRICE OF \$23,582 (NO INCREASE FOR THREE YEARS)
Recommend that the Board authorize agreement with Messner & Hadley at a cost of \$23,582.
12. BOARD OF DIRECTORS TO AUTHORIZE UPDATED FEE STUDY AT A COST OF \$12,000, PLUS DIRECT EXPENSES ESTIMATED AT \$1,500, PLUS JBWD 10% CONTINGENCY OF \$1,200 FOR A TOTAL NOT TO EXCEED \$14,700
Recommend that the Board receive the information, evaluate and determine one of the following; 1) Authorize Bartle Wells Associates to conduct a fee study at a cost not to exceed \$14,700, including 10% contingency; 2) authorize Bartle Wells Associates to conduct a rate and fee study at a cost not to exceed \$34,500, including 10% contingency; 3) updated rate and fee studies not needed at this time.
13. REIMBURSEMENT OF EXPENSES FOR GENERAL MANAGER
Recommend that the Board accept for reimbursement the attached expenses incurred for the General Manager and Board President while conducting District Business for the fiscal year to date totaling \$2,064.34.
14. COMMITTEE REPORTS
 - A: PUBLIC INFORMATION COMMITTEE: Kathleen Radnich, Public Outreach Consultant
 - B: AD HOC GENERAL MANAGER PERFORMANCE FACILITATED REVIEW PROCESS: Vice President Reynolds and Director Long
 - C: AD HOC PIPELINE REPLACEMENT FUNDING COMMITTEE; Director Luhrs and Director Wilson
 - D: AD HOC MORONGO PIPELINE CAPACITY POST 2022: Vice President Reynolds and Director Long: Recommend that the Board approve the following three alternative policy positions in determining future allocation of *capacity* in the Morongo Pipeline:
 - 1: Allocation of *capacity* in the Morongo Pipeline will be based on the current allocation initially, but adjusted every 5 to 10 years in conjunction with the updating of the Urban Water Management Plan;
 - 2: Allocation of *capacity* in the pipeline will be guaranteed permanently to Morongo Basin agencies collectively but not allocated to individual agencies. The Morongo Basin agencies would split the allocation in the future;
 - 3: Future allocation of *capacity* will be determined by Mojave Water Agency (MWA) since that agency would control the allocation of “*water*” to the Morongo Basin.
15. PROJECT PRIORITY LIST
16. PUBLIC COMMENT
At this time, any member of the public may address the Board on matters within the Board’s jurisdiction that are not listed on the agenda. Please use the podium microphone. The Board may not discuss at length or take action on items not on the agenda.

17. GENERAL MANAGER REPORT
18. DIRECTORS COMMENTS/REPORTS
 - Director Luhrs Reports:
 - 1) PAYMENTS TO GENERAL MANAGER FOR CAR ALLOWANCE IN VIOLATION OF DISTRICT ADMINISTRATION CODE
 - Director Luhrs recommends that the Board demand restitution from the General Manager for all payments received for his car allowance in violation of Administration Code Section 4.07.
 - 2) REIMBURSEMENT TO THE GENERAL MANAGER FOR WASHINGTON D.C. TRIP IN VIOLATION OF DISTRICT ADMINISTRATION CODE
 - Director Luhrs recommends that the Board demand restitution from the General Manager in the amount of \$1,967.01 taken in violation of section 4.07 of the District's Administration Code and a letter of reprimand be placed in his personnel file.
19. CLOSED SESSION
 - A. At this time, the Board will go into Closed Session to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9. (Re Joshua Basin Water District v. Robert Ellis, San Bernardino Superior Court - Joshua Tree District, Case No. CIVMS 900168).
 - B. At this time, the Board will go into Closed Session to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9. (Re Joshua Basin Water District v. Ironhead LLC a California Limited Liability Company, Praxedes Beard and Does 1 – 10 inclusive, San Bernardino Superior Court - Joshua Tree District, Case No. CIVMS 1100087).
20. REPORT ON CLOSED SESSION ITEMS
21. ADJOURNMENT

INFORMATION

During either "Public Comment" Item, please use the podium microphone. State your name and have your information prepared and be ready to provide your comments to the Board. The District is interested and appreciates your comments. A 3-minute time limit may be imposed. Thank you.

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

Any person with a disability who requires accommodation in order to participate in this meeting should telephone Joshua Basin Water District at (760) 366-8438, at least 48 hours prior to the meeting in order to make a request for a disability-related modification or accommodation.

Materials related to an item on this Agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the District's office located at 61750 Chollita Road, Joshua Tree, California 92252 during normal business hours.

The Board of Directors reserves the right to take action on items reserved for discussion only.