

**JOSHUA BASIN WATER DISTRICT**  
**Minutes of the**  
**REGULAR MEETING OF THE BOARD OF DIRECTORS**  
**October 19, 2011**

1. **CALL TO ORDER: 7:00 PM**

2. **PLEDGE OF ALLEGIANCE**

3. **DETERMINATION OF QUORUM:**

Bill Long	Present
Mickey Luckman	Present
Michael Luhrs	Via Teleconference
Mike Reynolds	Present
Gary Wilson	Present

**STAFF PRESENT:**

Joe Guzzetta, General Manager  
Susan Greer, Assistant General Manager/Controller  
Terry Spurrier, HR/Administrative Services Supervisor  
Marie Salsberry, Executive Secretary  
Keith Faul, GIS Coordinator

**CONSULTANTS PRESENT:**

Gil Granito, District Counsel  
Kathleen Radnich, Public Outreach Consultant

**GUESTS 13**

4. **APPROVAL OF AGENDA**

Director Luckman requested that Item C of the consent Calendar be continued.  
MSC Long/Reynolds 5/0 to approve the Agenda for the October 19, 2011 Regular Meeting of the Board of Directors, with Item C, "Agreement between Hi-Desert Medical Center and Joshua Basin Water District for package waste water treatment plant" to be continued at a later meeting.

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	Aye
Reynolds	Aye
Wilson	Aye

5. **PUBLIC COMMENT**

None.

6. **CONSENT CALENDAR**

MSC Long/Reynolds 5/0 to approve the Minutes of the Regular Board Meeting of September 7, 2011; to approve the Financial Report for September 2011 and to continue Item C, "Agreement between Hi-Desert Medical Center and Joshua Basin Water District for package waste water treatment plant" to a later meeting.

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	Aye
Reynolds	Aye
Wilson	Aye

**7. AFTER HOURS TURN ON SERVICE**

Human Resources/Administrative Services Supervisor Terry Spurrier presented the staff report. There was no discussion.

MSC Reynolds/Long 5/0 to approve staff recommendation to adopt Resolution 11-876, Amending Resolution 97-572, as Amended, Adding Article 1.7.1 and Amending Article 13.4.1 Regarding After Hours Turn On Fee.

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	Aye
Reynolds	Aye
Wilson	Aye

**8. ADOPTION OF MOJAVE WATER AGENCY INTEGRATED REGIONAL WATER MANAGEMENT PLAN**

General Manager Joe Guzzetta presented the staff report. Dir. Wilson did not comment. Vice President Reynolds noted this was discussed previously and it is important to adopt the plan. Director Long commented in favor of adopting the plan, noting that some updates are needed. GM Guzzetta stated that the updates will be made. Director Luhrs commented opposing adoption.

Al Marquez of Joshua Tree commented he is in favor of the District receiving grant funds and in favor of the Board adopting the Resolution.

MSC Long/ Reynolds 3/2 to approve staff recommendation to adopt Resolution 11-877 adopting the Mojave Water Agency 2004 Integrated Regional Water Management Plan.

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	No
Reynolds	Aye
Wilson	No

**9. AMENDMENT OF DISTRICT ADMINISTRATION CODE**

District Council Gil Granito reported, recommending that the Board adopt an amendment to Article 2, Section 2.02(B) of the District Administration Code, adding "Item 11. Events, seminars and/or tours which are sponsored by public agencies that are designed to inform and educate participants in water related matters that are reasonably associated with the District's functions and operations."

Director Wilson commented opposing the amendment stating it will be only a way for people to make money. Vice President Reynolds commented that education is the key to being able to do the job of a Board member; he is in favor of the change. Director Luhrs commented opposing the proposed action. Director Long commented education is essential as a Director's job is complex; making decisions that affect the community requires education. President Luckman commented in favor of the amendment stating that education is valuable for the District.

Al Marquez of Joshua Tree commented opposing the proposed amendment to the Administration Code, noting that he is also opposed to previously adopted amendments of the Code.

MSC Reynolds/Long 3/2 to approve District Counsel recommendation to review and adopt the amendment to the District Administration Code Article 2, Section 2.02(B).

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	No

Reynolds     Aye  
Wilson        No

**10. COMMITTEE REPORTS:**

- A. **Public Information Committee: Kathleen Radnich, Public Outreach Consultant:** Ms. Radnich reported that tomorrow is the “Great California Shakeout”, reminding people to be prepared for earthquake and other disasters, especially regarding water supply. She reported that the District is working on communications through many different media and urged customers to update their contact information to the District.
- B. **Ad Hoc General Manager Performance Facilitated Review Process: Vice President Reynolds and Director Long:** Vice President Reynolds reported the response to the RFP should arrive shortly.

**11. PUBLIC COMMENT**

None.

**12. GENERAL MANAGER REPORT**

GM Guzzetta reported the District now has a Facebook page online and hopes for it to be a useful communication tool for the public. He reported staff will give a presentation at Joshua Tree Municipal Advisory Committee meeting tomorrow evening. On Monday October 17 the District hosted the monthly Association of San Bernardino County Special Districts (ASBCSD) dinner meeting. He thanked Executive Secretary Marie Salsberry for planning the event, stating it was well attended and no District funds were spent on hosting the dinner meeting.

**13. DISTRICT GENERAL COUNSEL REPORT**

District Counsel Granito reported that he and Director Luhrs have met once but were unable to meet last Friday; he stated that Director Luhrs is dedicated to looking closely at the issues, and they will meet again to discuss the proposed agreement with Hi-Desert Medical Center. He reported there will be no need for a closed session this meeting.

**14. DIRECTORS COMMENTS/REPORTS**

Director Luhrs made no comment. Director Long commented on attending the ASBCSD meeting, noting it is an opportunity to meet and compare notes with Directors of other special districts. Director Reynolds commented favorably on the District’s new Facebook page; he reported attended the ASBCSD meeting on October 17 stating he was impressed with the meeting and with the guest speaker, San Bernardino County Third District Supervisor Neil Derry. Vice President Reynolds stated that Supervisor Derry has a challenging job which he is doing well. He also attended the Mojave Water Agency Board meeting where the “R<sup>3</sup>” (R-cubed, or Regional Recharge and Recovery) project was discussed. He commented on the importance of a Director being able to do his job after being voted into the office by the residents of Joshua Tree, and stated the Board needs management training and ability. President Luckman reported attending the ASBCSD dinner and agreed that Supervisor Derry gave an informational and candid presentation. Director Wilson made no comment.

**15. CLOSED SESSION**

- A. 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. 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).

There was no Closed Session.

**16. REPORT ON CLOSED SESSION ITEMS**

None.

**17. ADJOURNMENT 7:32 PM**

MSC Long/Reynolds 5/0 to adjourn the October 19, 2011 Regular Meeting of the Board of Directors.

Roll Call Vote

Long	Aye
Luckman	Aye
Luhrs	Aye
Reynolds	Aye
Wilson	Aye

Respectfully submitted;



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Joe Guzzetta, General Manager

The next Regular Meeting of the Board of Directors is scheduled for Wednesday November 2, 2011 at 7:00 pm.