

**RECORD OF THE MINUTES OF THE
REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
BEAUMONT CHERRY VALLEY WATER DISTRICT
June 9, 2010**

CLOSED SESSION

Closed Session will begin at 6:00 p.m.

- A. A Closed Session will be held pursuant to subdivision (a) of Government Code Section 54956.9 to confer with legal counsel on a pending litigation matter (Daniel Slawson and Arlene Slawson vs. Beaumont Cherry Valley Water District-Riverside County Superior Court, Case No. RIC 533149)**
- B. A Closed Session will be held to confer with legal counsel on two matters of potential litigation pursuant to subdivision (b) of Government Code Section 54956.9 –TWO MATTERS – Potential Litigation**
- C. A Closed Session will be held pursuant to Government Code Section 54957.6 to confer with the District's designated representatives/negotiators, which consist of Personnel Committee Members (Directors Parks & Ross) and Anthony Lara, Concerning the District's ongoing labor negotiations with the Employees' Association. The purpose of this Closed Session matter is to review the District's position and to instruct the District's designated representatives.**

Upon opening the Open Meeting at approximately 6PM, the Board immediately went into closed session to discuss the matters as reflected on tonight's closed session agenda. During this phase of the closed session, the Board conferred with legal counsel pursuant to subdivision (a) of Government Code Section 54956.9 on the pending litigation matter noted in Item A. of tonight's closed session agenda. No further reportable action was taken on this matter.

This phase of the closed session adjourned at approximately 6:50PM and the Board went back into open session and preceded with the open session agenda at approximately 7PM.

REGULAR SESSION

Regular Session will begin at 7:00 p.m.

CALL TO ORDER, PRESIDENT BALL

President Ball called the meeting to order at 7:00p.m., 560 Magnolia Avenue, Beaumont, California.

PLEDGE OF ALLEGIANCE, DIRECTOR HALLIWILL

Director Halliwill led the pledge.

INVOCATION, DIRECTOR ROSS

Director Ross recited an invocation.

ROLL CALL, JEANNETTE OLKO

Those responding to roll call were President Ball, Vice President Parks and Directors Halliwill, Ross and Woll. Also present at this meeting were General Counsel Gil Granito, Interim General Manager Anthony Lara and Controller Jeannette Olko.

PUBLIC INPUT

Secretary Woll invited Patsy Reeley to address the Board on an item not on the agenda. Ms. Reeley thanked Staff and the Board for street repairs.

Secretary Woll invited Ms. Anglin to address the Board on an item not on the agenda. Ms. Anglin complained about the water tower located by the water ponds. She further asked if more towers will be located there. She expressed concern about the towers lowering the value of their nearby homes.

ACTION ITEMS

1. ADOPTION OF THE AGENDA

Director Halliwill moved to adopt the agenda as presented. Director Woll seconded. The motion passed unanimously.

2. FINANCIAL REPORTS

a. Bills for Consideration**

Board Action
May 2010

The Board will take action on the Bills for Consideration taking into account the recommendations of the Finance and Audit Committee.

Director Ross moved to approve the May 2010 invoices. Vice President Parks seconded. The motion passed unanimously.

b. Invoices Pending Approval**

Board Action
May 2010

The Board will take action on the invoices for payment taking into account the recommendations of the Finance and Audit Committee.

Director Ross moved to approve the May 2010 Invoices pending approval. Vice President Parks seconded. The motion passed unanimously.

c. Month End Financial Statements**

Board Action
April 2010

The Board will take action to "accept and file" the Month End Financial Statements presented by staff.

Director Halliwill requested that Staff include graphs of expenses. He also commented that he noticed the surplus for the importation charge and he is not against surpluses, but it needs to be justified.

Director Ross moved to receive and file the April 2010 Month End Report. Vice President Parks seconded. The motion passed unanimously.

3. APPROVAL OF THE MINUTES

a. Minutes of the Regular Board Meeting of May 12, 2010 **

Director Halliwill recommended that Staff include in the minutes the names of all Staff members in attendance at the meetings.

Director Halliwill moved to approve the minutes with corrections (submitted by Director Ross in writing). Director Woll seconded. The motion passed unanimously.

Director Woll requested clarification regarding the comment made regarding request made by Ms. Magee.

Interim General Manager Anthony Lara indicated that he has not had the time to meet with Ms. Magee regarding her questions.

Board requested that Interim General Manager Anthony Lara to contact Ms. Magee regarding subject brought up at the last month meeting under public comments.

4. **THE BOARD WILL REVIEW AND APPROVE THE TRANSMITTAL OF ELECTION INFORMATION FORM COMPLETED IN DRAFT BY STAFF AND DECIDE WHETHER THE DISTRICT WILL OR WILL NOT PAY FOR THE STATEMENT OF CANDIDATES*****

After review, Vice President Parks moved for candidates to pay for the cost of the candidate statement and to approve the Election Information Form completed in draft form by Staff. Director Ross seconded. The motion passed unanimously.

5. **APPROVAL OF AMENDING ORDINANCE 2007-01, TO REDUCE COMPENSATION OF MEMBERS OF THE BOARD OF DIRECTORS****

Director Woll recommended a 10% reduction per meeting for as long as the furloughs are in place for employees.

Director Ross questioned legal counsel if the 10% reduction could be voluntary.

Legal Counsel Gil Granito stated that the 10% reduction could be voluntary. He further stated that a formal procedure, including a public hearing would be required if stipends are to be increased, but not decreased. He recommended that an end date be included with the motion.

Director Halliwill expressed concern about timing if formal compensation is decreased.

Vice President Parks suggested that the 10% reduction be voluntary.

Director Woll suggested a temporary suspension of the ordinance.

Vice President Parks moved to make compensation reduction voluntary. Director Woll seconded. The motion passed unanimously.

6. **APPROVAL OF AGREEMENT CONSENTING TO JOINT USE OF CITY EASEMENT****

Interim General Manager Anthony Lara reported that the easement is for access for construction and to allow staff to operate and maintain portion of the pipeline that is in the easement.

Vice President Parks moved to approve. Director Woll seconded. The motion passed unanimously.

7. **REPORTS FOR DISCUSSION AND POSSIBLE ACTION**

(a) Ad hoc Committees

(b) General Manager

▪ SWP Water Allotment- Lara reported that the State Water allocation has been increased to 45% and will increase 2.5 times the amount currently being delivered, which is about 300 acre feet per month.

▪ Recycled Water Projects-Lara reported that the only project pending is the completion of the reservoir and the Ring Ranch pipeline. The reservoir is full of water

and has been tested, the water samples have been taken and the results will be received soon. The Ring Ranch Road pipeline was pressure tested, chlorinated and it is ready to be flushed.

- AWWA Water Conservation Workshops-Lara announced that AWWA is sponsoring a conservation workshop in Rancho Cucamonga in November. He indicated that he would like to attend the four day workshop with another employee. The cost to attend is \$1500.

Vice President Parks moved to approve. Director Ross seconded. The motion passed unanimously.

(c) Directors

- Dr. Blair Ball-He reported that he also attended a conservation meeting provided by the SGPWA at the Grange. He further commented that the Southern California Gas has included information on tips for interior conservation that customers can apply for.
- John Halliwill-He reported that he attended the SGPWA water conservation meeting in Calimesa. He suggested that the District look into interior conservation in addition to focusing on landscaping and irrigation.
- Stella Parks-She attended a meeting at the SGPWA on May 17, 2010 it was suggested that their board review Rules and Regulations of the Watermaster to see if they wanted to join the committee. She further announced that she will be attending a meeting at the SGPWA next Friday regarding the review of the Beaumont Adjudication as well at the Beaumont Storage Account.
- Ken Ross-He announced that he will be on vacation until June 28.
- Ryan Woll-None

(d) Legal Counsel

Legal Counsel Gil Granito announced that Closed Session will resume after adjournment of regular meeting.

Director Woll announced that he will be on vacation after June 30 and he will return before the July board meeting.

8. ANNOUNCEMENTS

- A) Rate Increase Workshop June 30, 2010 at 7 p.m.**
- B) Regular Board Meeting July 14, 2010 at 7 p.m.**
- C) Office will be Closed, Monday, July 5, 2010 in Observance of 4th of July Holiday**

ACTION LIST

- Anthony Lara to meet with Ms. Magee regarding subject brought up at the last board meeting.

9. CLOSED SESSION-CONTINUATION

Board adjourned to Closed Session at 7:53 p.m.

10. OPEN SESSION REPORT ON CLOSED SESSION

At approximately 7:53Pm the open session concluded and the Board went back into closed session.

The first matter discussed in this phase of the closed session concerned item B. of tonight's agenda which was held pursuant to subdivision (b) of Government Code Section 54956.9 for the purpose of conferring with legal counsel on two matters concerning potential litigation. No further reportable action was taken.

The second matter discussed in this phase of the closed session concerned Item C. of tonight's closed session agenda. This phase of the Closed Session was held pursuant to

Government Code Section 54957.6 for the purpose of conferring with the District's labor negotiators. No further reportable action was taken.

This phase of the Closed Session was adjourned at approximately 8:55 PM and the board went back into open session.

11. ADJOURNMENT

President Ball adjourned the meeting at approximately 9:55 p.m.



Dr. Blair Ball, President of the
Board of Directors of the
Beaumont Cherry Valley Water District

Attest:



Ryan Wolf, Secretary to the
Board of Directors of the
Beaumont Cherry Valley Water District

