



**BEAUMONT CHERRY VALLEY WATER DISTRICT
AGENDA
REGULAR MEETING OF THE BOARD OF DIRECTORS
560 Magnolia Avenue, Beaumont, CA 92223
Wednesday, November 9, 2011
Regular Session 7:00 p.m.**

Call to Order, President Ball

Pledge of Allegiance, Director Guldseth

Invocation, Director Halliwill

Roll Call

Public Input

PUBLIC COMMENT: At this time, any person may address the Board of Directors on matters within its jurisdiction which is not on the agenda. However, any non-agenda matters that require action will be referred to Staff for a report and possible action at a subsequent meeting. To provide comments on specific agenda items, please complete a speaker's request form and provide the completed form to the Board Secretary prior to the board meeting. Please limit your comments to three minutes. Sharing or passing time to another speaker is not permitted.

Closed Session (One Matter)

A Closed Session will be held to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9 (Re: Joseph Scott vs. Beaumont Cherry Valley Water District, Superior Court of California, County of Riverside, Case No. RIC 10021518).

ACTION ITEMS

1. Adoption Of The Agenda

2. Consent Calendar: All matters listed under the Consent Calendar are considered by the Board of Directors to be routine and will be enacted in one motion. There will be no discussion of these items prior to the time the board considers the motion unless members of the board, the administrative staff, or the public request specific items to be discussed and/or removed from the Consent Calendar. (Page 3)

- a. October 2011 Bills for Consideration**
- b. October 2011 Invoices Pending Approval**
- c. September 2011 Month End Financial Statement**
- d. Minutes of the Special Meeting of October 12, 2011**
- e. Minutes of the Regular Meeting of October 12, 2011**
- f. Minutes of the Special Meeting of October 26, 2011**

3. Discussion regarding compensation of board members (Page 28)**

4. Resolution 2011-08, A Resolution of the Board of Directors of the Beaumont Cherry Valley Water District Designating New Division Boundaries (Page 30)**

5. Reports For Discussion And Possible Action

(a) Ad hoc Committees

(b) General Manager

- General Manager's Report

(c) Directors Reports

(d) Legal Counsel Report

ANNOUNCEMENTS

- A) District will be closed on November 24 in observance of the Thanksgiving Day
- B) Finance & Audit Meeting, December 1, 2011 at 2:30 p.m.
- C) Regular Board Meeting, December 14, 2011 at 7:00 p.m.

ACTION LIST FOR FUTURE MEETINGS

- _____
- _____

ADJOURNMENT

** Information included in the agenda packet

AVAILABILITY OF AGENDA MATERIALS - Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the Beaumont Cherry Valley Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection in the District's office, at 560 Magnolia Avenue, Beaumont, California ("District Office") If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District's Board Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during the meeting, they can be made available from the District's Board Secretary in the Board Room of the District's Office.

REVISIONS TO THE AGENDA -In accordance with §54954.2(a) of the Government Code (Brown Act), revisions to this Agenda may be made up to 72 hours before the Board Meeting, if necessary, after mailings are completed. Interested persons wishing to receive a copy of the set Agenda may pick one up at the District's Main Office, located at 560 Magnolia Avenue, Beaumont, California, up to 72 hours prior to the Board Meeting.

REQUIREMENTS RE: DISABLED ACCESS - In accordance with §54954.2(a), requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting, should be made to the Board Secretary, Blanca Marin, at least 48 hours in advance of the meeting to ensure availability of the requested service or accommodation. Ms. Marin may be contacted by telephone at (951) 845-9581, Ext. 23, email at blanca.marin@bcvwd.org or in writing at the Beaumont Cherry Valley Water District, 560 Magnolia Avenue, Beaumont, California 92223.

BEAUMONT-CERRY VALLEY WATER DISTRICT
Cheque Register-Summary-Bank



AP5090

Page : 1

Date : Oct 27, 2011

Time : 9:20 am

Supplier : A&A FENCE To ZETLMAIER
 Cheque Dt. : 01-Oct-2011 To 27-Oct-2011
 Bank : 7 - ACCOUNTS PAYABLE

Seq : Cheque No. Status : Issued
 Medium : M=Manual C=Computer E=EFT-PA

Cheque #	Cheque Date	Supplier	Supplier Name	Status	Batch	Medium	Amount
42451	06-Oct-2011	ALSCO	ALSCO	Issued	207	C	53.55
42452	06-Oct-2011	ARCO	ARCO GASPRO PLUS	Issued	207	C	5,793.53
42453	06-Oct-2011	AVAYA	AVAYA INC	Issued	207	C	145.65
42454	06-Oct-2011	AWTSYSTEMS	AWT SYSTEMS	Issued	207	C	19,851.20
42455	06-Oct-2011	B ACE HOME	BEAUMONT DO IT BEST HOME CENTER	Issued	207	C	212.43
42456	06-Oct-2011	BRIANSLIVE	BRIAN'S LIVE BEE REMOVAL	Issued	207	C	300.00
42457	06-Oct-2011	BTIRE	BEAUMONT TIRE	Issued	207	C	1,136.73
42458	06-Oct-2011	C&BCRUSHIN	C&B CRUSHING INC	Issued	207	C	150.00
42459	06-Oct-2011	CLEANBYDES	CLEAN BY DESIGN INC.	Issued	207	C	1,110.00
42460	06-Oct-2011	CVAUTO	CHERRY VALLEY AUTOMOTIVE	Issued	207	C	1,141.11
42461	06-Oct-2011	CVNURSERY	CHERRY VALLEY NURSERY	Issued	207	C	219.87
42462	06-Oct-2011	DANGELO	DANGELO CO.	Issued	207	C	31.56
42463	06-Oct-2011	EDISON	SOUTHERN CALIFORNIA EDISON	Issued	207	C	95,518.22
42464	06-Oct-2011	EDISON	SOUTHERN CALIFORNIA EDISON	Issued	207	C	68,831.19
42465	06-Oct-2011	EMEDCO	EMEDCO	Issued	207	C	78.83
42466	06-Oct-2011	ESBABCOCK	ES BABCOCK	Issued	207	C	1,620.00
42467	06-Oct-2011	FEDEX	FEDEX	Issued	207	C	34.56
42468	06-Oct-2011	FREEMANOFF	FREEMAN OFFICE PRODUCTS	Issued	207	C	1,616.22
42469	06-Oct-2011	GASCO	THE GAS COMPANY	Issued	207	C	15.29
42470	06-Oct-2011	HEMETVALLE	HEMET VALLEY TOOL & SUPPLY	Issued	207	C	786.58
42471	06-Oct-2011	HUDECS	HUDECS COMPUTER CONSULTING	Issued	207	C	5,633.64
42472	06-Oct-2011	INLANDWATE	INLAND WATER WORKS	Issued	207	C	1,365.19
42473	06-Oct-2011	JONSFLAG	JON'S FLAGS & POLES INC.	Issued	207	C	527.44
42474	06-Oct-2011	METROCALL	USA MOBILITY WIRELESS INC.	Issued	207	C	26.73
42475	06-Oct-2011	MIDORIGARD	MIDORI GARDENS	Issued	207	C	8,568.47
42476	06-Oct-2011	NAPAAUTOPA	NAPA AUTO PARTS	Issued	207	C	109.33
42477	06-Oct-2011	NATIONAL M	NATIONAL METER & AUTOMATION	Issued	207	C	10,817.03
42478	06-Oct-2011	ONLINE INF	ONLINE INFORMATION SERVICES	Issued	207	C	238.15
42479	06-Oct-2011	PACIFICALA	PACIFIC ALARM	Issued	207	C	229.00
42480	06-Oct-2011	PATSPOTS	PAT'S POTS	Issued	207	C	620.00
42481	06-Oct-2011	PRESTIGEMO	PRESTIGE MOBILE DETAIL	Issued	207	C	384.00
42482	06-Oct-2011	REDLANDS P	REDLANDS PRINT SHOP	Issued	207	C	893.87
42483	06-Oct-2011	SOUTH WEST	SOUTH WEST PUMP & DRILLING INC.	Issued	207	C	293.13
42484	06-Oct-2011	STAPLES	STAPLES ADVANTAGE	Issued	207	C	304.65
42485	06-Oct-2011	TERMINIX	TERMINIX	Issued	207	C	98.00
42486	06-Oct-2011	VERIZON	VERIZON	Issued	207	C	208.06
42487	06-Oct-2011	VERIZONWIR	VERIZON WIRELESS	Issued	207	C	277.01
42488	06-Oct-2011	USPOSTAL	US POSTAL SERVICE	Issued	209	C	1,436.30
42489	20-Oct-2011	ACTIONTRUE	ACTION TRUE VALUE HARDWARE	Issued	219	C	1,176.19
42490	20-Oct-2011	AIR&HOSES	AIR & HOSE SOURCE INC.	Issued	219	C	10.78
42491	20-Oct-2011	ALLPURPOSE	ALL PURPOSE RENTALS	Issued	219	C	760.00
42492	20-Oct-2011	ALSCO	ALSCO	Issued	219	C	53.55
42493	20-Oct-2011	AMERICANOF	AMERICAN OFFICE SOLUTION	Issued	219	C	53.29
42494	20-Oct-2011	AQMD	SOUTH COAST AQMD	Issued	219	C	832.82
42495	20-Oct-2011	AUTOVALUE	STAR AUTO PARTS	Issued	219	C	55.79
42496	20-Oct-2011	AWWA	AMERICAN WATER WORKS ASSOCIATION	Issued	219	C	1,785.00
42497	20-Oct-2011	B ACE HOME	BEAUMONT DO IT BEST HOME CENTER	Issued	219	C	904.71
42498	20-Oct-2011	BLAWNMOWE	BEAUMONT LAWNMOWER	Issued	219	C	45.39
42499	20-Oct-2011	BYRDINDELE	BYRD INC ELECTRONICS	Issued	219	C	523.24
42500	20-Oct-2011	CALTOOL	CA TOOL & WELDING	Issued	219	C	46.80
42501	20-Oct-2011	CDPH-OCP	CA DEPT OF PUBLIC HEALTH	Issued	219	C	7,447.69
42502	20-Oct-2011	CR&RINCORP	CR&R INC	Issued	219	C	230.57
42503	20-Oct-2011	CUSTOMTROF	CUSTOM TROPHIES	Issued	219	C	14.00
42504	20-Oct-2011	CVAUTO	CHERRY VALLEY AUTOMOTIVE	Issued	219	C	35.99
42505	20-Oct-2011	CVNURSERY	CHERRY VALLEY NURSERY	Issued	219	C	4.85
42506	20-Oct-2011	DAVINCI	DA VINCI PRINTING & BLUEPRINTS	Issued	219	C	37.17

BEAUMONT-CHEERY VALLEY WATER DISTRICT
Cheque Register-Summary-Bank



AP5090

Page : 2

Date : Oct 27, 2011

Time : 9:20 am

Supplier : A&A FENCE To ZETLMAIER

Cheque Dt. : 01-Oct-2011 To 27-Oct-2011

Bank : 7 - ACCOUNTS PAYABLE

Seq : Cheque No. Status : Issued

Medium : M=Manual C=Computer E=EFT-PA

Cheque #	Cheque Date	Supplier	Supplier Name	Status	Batch	Medium	Amount
Bank : 7 ACCOUNTS PAYABLE							
42507	20-Oct-2011	ESBABCOCK	ES BABCOCK	Issued	219	C	1,910.00
42508	20-Oct-2011	FREEMANOFF	FREEMAN OFFICE PRODUCTS	Issued	219	C	636.94
42509	20-Oct-2011	HOMEDEPOT	HOME DEPOT CREDIT SERVICES	Issued	219	C	456.73
42510	20-Oct-2011	HUDECS	HUDECS COMPUTER CONSULTING	Issued	219	C	3,787.06
42511	20-Oct-2011	INLANDWATE	INLAND WATER WORKS	Issued	219	C	21,279.24
42512	20-Oct-2011	KVSPAINANTAN	KV'S PAINT AND DECORATING	Issued	219	C	49.51
42513	20-Oct-2011	LUTHERSTRU	LUTHERS TRUCK & EQUIPMENT	Issued	219	C	537.93
42514	20-Oct-2011	MACROCOMM	MACRO COMMUNICATIONS	Issued	219	C	150.00
42515	20-Oct-2011	MATICH	MATICH CORPORATION	Issued	219	C	2,020.11
42516	20-Oct-2011	MIDORIGARD	MIDORI GARDENS	Issued	219	C	1,969.02
42517	20-Oct-2011	MIKEMCGEOR	MIKE MCGEORGE GOPHER CONTROL	Issued	219	C	400.00
42518	20-Oct-2011	NAPAAUTOPA	NAPA AUTO PARTS	Issued	219	C	233.73
42519	20-Oct-2011	NORTHROP	NORTHROP GRUMMAN COMMERCIAL INFO	Issued	219	C	81.64
42520	20-Oct-2011	PARSONS	PARSONS WATER & INFRASTRUCTURE INC.	Issued	219	C	3,963.50
42521	20-Oct-2011	PERFORMANC	PERFORMANCE METER INC	Issued	219	C	452.55
42522	20-Oct-2011	PRESSETER	PRESS ENTERPRISE MEDIA	Issued	219	C	630.00
42523	20-Oct-2011	PRESTIGEMO	PRESTIGE MOBILE DETAIL	Issued	219	C	336.00
42524	20-Oct-2011	RECORDGAZE	THE RECORD GAZETTE	Issued	219	C	81.65
42525	20-Oct-2011	REDWINE	REDWINE AND SHERRILL	Issued	219	C	4,261.00
42526	20-Oct-2011	ROBERTBELL	ROBERT BELL PHOTOGRAPHY	Issued	219	C	175.00
42527	20-Oct-2011	SGPWA	SAN GORGONIO PASS WATER AGENCY	Issued	219	C	204,148.00
42528	20-Oct-2011	SOUTHMESA	SOUTH MESA WATER COMPANY	Issued	219	C	85,167.00
42529	20-Oct-2011	STAPLES	STAPLES ADVANTAGE	Issued	219	C	1,099.24
42530	20-Oct-2011	TERMINIX	TERMINIX	Issued	219	C	151.00
42531	20-Oct-2011	UNDERGROUI	UNDERGROUND SERVICE ALERT	Issued	219	C	79.50
42532	20-Oct-2011	UNIVAR	UNIVAR USA INC	Issued	219	C	5,766.37
42533	20-Oct-2011	VERIZON	VERIZON	Issued	219	C	551.53
42534	20-Oct-2011	VERIZONCRE	VERIZON CREDIT INC.	Issued	219	C	138.00
42535	20-Oct-2011	VERIZONIP	VERIZON BUSINESS	Issued	219	C	1,099.05
42536	20-Oct-2011	VERIZONWIR	VERIZON WIRELESS	Issued	219	C	300.58
42537	20-Oct-2011	WASTE MANA	RIVERSIDE COUNTY WASTE MANAGEMENT	Issued	219	C	3.00
42538	20-Oct-2011	WASTEMANA	WASTE MANAGEMENT OF INLAND EMPIRE	Issued	219	C	366.04
42539	27-Oct-2011	JOHNOAKS	JOHN OAKS ATTORNEY CLIENT TRUST ACC	Issued	225	C	299,000.00
Total Computer Paid :		885,975.27	Total EFT PAP :	0.00	Total Paid :		885,975.27
Total Manually Paid :		0.00	Total EFT File :	0.00			

89 Total No. Of Cheque(s) ...

BEAUMONT-CHERY VALLEY WATER DISTRICT
Cheque Register-Summary-Bank



AP5090

Page : 1

Date : Oct 26, 2011

Time : 2:33 pm

Supplier : A&A FENCE To ZETLMAIER
 Cheque Dt. : 01-Oct-2011 To 26-Oct-2011
 Bank : 10 - CUSTOMER REFUNDS

Seq : Cheque No. Status : Issued
 Medium : M=Manual C=Computer E=EFT-PA

Cheque #	Cheque Date	Supplier	Supplier Name	Status	Batch	Medium	Amount
1222	06-Oct-2011	BERNSTEIN	BERNSTEIN, JOHANNA	Issued	208	C	150.00
1223	06-Oct-2011	STMP001220	K HOVNIANIAN HOMES	Issued	208	C	70.32
1224	06-Oct-2011	STMP001221	K HOVNIANIAN HOMES	Issued	208	C	36.28
1225	06-Oct-2011	STMP001222	K HOVNIANIAN HOMES	Issued	208	C	34.80
1226	06-Oct-2011	STMP001223	K HOVNIANIAN HOMES	Issued	208	C	39.04
1227	06-Oct-2011	STMP001224	CHAVEZ, LIVIER	Issued	208	C	30.59
1228	06-Oct-2011	STMP001225	GARCIA, JOANNA	Issued	208	C	69.87
1229	06-Oct-2011	STMP001226	MARTIN, ANNA	Issued	208	C	131.78
1230	06-Oct-2011	STMP001227	BRASHEAR, DAVID	Issued	208	C	38.99
1231	06-Oct-2011	STMP001228	MISTRETTA, TONY	Issued	208	C	147.87
1232	06-Oct-2011	STMP001229	ORNELAS, CANDIE	Issued	208	C	17.04
1233	06-Oct-2011	STMP001230	ATLANTIC & PACIFIC REAL ESTATE	Issued	208	C	152.98
1234	06-Oct-2011	STMP001231	BABER, CHERYL	Issued	208	C	76.24
1235	06-Oct-2011	STMP001232	ABLES, GARY	Issued	208	C	119.14
1236	06-Oct-2011	STMP001233	FONTAINE, LOUIS	Issued	208	C	150.00
1237	06-Oct-2011	STMP001234	BAC HOME LOAN SERVICING	Issued	208	C	50.47
1238	06-Oct-2011	STMP001235	NORRIS GROUP COMMUNITY REINVEST. LP	Issued	208	C	55.52
1239	06-Oct-2011	STMP001236	BAC FIELD SERVICES	Issued	208	C	17.04
1240	06-Oct-2011	STMP001237	PACIFIC PARADISE GROUP	Issued	208	C	12.85
1241	06-Oct-2011	STMP001238	DEREMO, CHRIS	Issued	208	C	42.20
1242	06-Oct-2011	STMP001239	BOGH CONSTRUCTION	Issued	208	C	728.88
1243	06-Oct-2011	STMP001240	SO CAL SANDBAGS INC	Issued	208	C	194.70
1244	20-Oct-2011	STMP001241	DILLARD, N	Issued	218	C	33.79
1245	20-Oct-2011	STMP001242	ERA J TIDWELL & ASSOCIATES	Issued	218	C	89.25
1246	20-Oct-2011	STMP001243	PREFERRED GROUP PROPERTIES-FULEE V	Issued	218	C	116.38
1247	20-Oct-2011	STMP001244	OAKMONT DOWLING ORCHARD LLC	Issued	218	C	1,510.85
1248	20-Oct-2011	STMP001245	OAKMONT DOWLING ORCHARD LLC	Issued	218	C	499.91
1249	20-Oct-2011	STMP001246	PAUL NEWMAN	Issued	218	C	120.54
1250	20-Oct-2011	STMP001247	NEW WEST REAL ESTATE INC	Issued	218	C	97.22
1251	20-Oct-2011	STMP001248	RIVERHAWK PROPERTY MGMT	Issued	218	C	100.00
1252	20-Oct-2011	STMP001249	STANDARD PACIFIC CORP	Issued	218	C	81.24
1253	20-Oct-2011	STMP001250	STANDARD PACIFIC CORP	Issued	218	C	93.33
1254	20-Oct-2011	STMP001268	GENE, DE FOUW	Issued	218	C	2,000.00
1255	25-Oct-2011	STMP001212	RADAKOVITZ, ERIC	Issued	221	C	150.00

Total Computer Paid : 7,259.11 Total EFT PAP : 0.00 Total Paid : 7,259.11
Total Manually Paid : 0.00 Total EFT File : 0.00

34 Total No. Of Cheque(s) ...



**Beaumont Cherry Valley Water District
Board of Directors
November 9, 2011**

DATE: November 9, 2011
TO: Board of Directors
FROM: Eric Fraser, General Manager
SUBJECT: Approval of Pending Invoices

Recommendation

Staff recommends that the Board of Directors approves the Pending Invoices totaling \$61,381.17

Background

Staff has reviewed the pending invoices and found everything to be in order.

Fiscal Impact

There is a \$61,381.17 impact to the District.

Attachments:

- Parsons Invoice#1109A123
- Redwine & Sherrill Invoice#911001
- Daley & Heft#38877
- Daley & Heft#39125
- Daley & Heft#39306

MEMORANDUM

October 7, 2011

RECEIVED
OCT 12 2011

TO: Eric Fraser, General Manager
FROM: Steve Gratwick
SUBJECT: Work During Billing Period: 8/27/11 through 9/30/11
Invoice No. 1110A123

BY:

During this past billing period we performed the following tasks:

Task 01000 – General:

- Administration;.....\$825.50
- Water Supply Report – Timoteo Industrial Park;.....\$3,400.00
- Noble Creek Inflatable Dam Project, Preliminary Design;.....\$3,570.00
- Yucaipa Valley Water District Recycled Water
Connection - Utility Research;.....\$430.00
- Tract 30748, Pardee Homes, Review and Submit Invoices;.....\$1,360.00
- As-Built Drawings for Wells 23, 24, 25, 26, and 29;.....\$2,708.00

Task 89000 – Recycled Water Master Plan Update:

Finalize water and recycled water system maps
and submit to District for review;.....\$5,590.00

Task 10017 – 3900 Zone Booster Station:

Review plans and specifications and submit plans
to District for review;.....\$1,360.00

Task 10024 – Yucaipa Valley Water District Recycled Water Connection:

Field research and prepare alignment report;.....\$4,420.00

TOTAL \$23,663.50

October 31, 2011

Beaumont Cherry Valley Water District
ATTN: Tony Lara
P. O. Box 2037
Beaumont, CA 92223

For Services Rendered During October 2011

Legal Fees due for Month	\$	61.50
Costs Advanced for Month	\$	0.00
CURRENT AMOUNT DUE	\$	61.50

DENNIS W. DALEY †
ROBERT R. HEFT
NEAL S. MEYERS
RICHARD J. SCHNEIDER
ROBERT W. BROCKMAN, JR.
MITCHELL D. DEAN
DAVID P. BERMAN
SCOTT NOYA *
ROBERT H. QUAYLE, IV
GOLNAR J. FOZI
LEE H. ROISTACHER

MATTHEW E. BENNETT
SAMUEL C. GAZZO ††
SHIVA ELIHU STEIN
CRAIG A. BEALER
SANDRA K. DAWES
KRISTINA L. GAGNÉ
T. STEVEN BURKE, JR.
CHRISTOPHER M. BUSCH ††
ANDREA M. VELASQUEZ
MATTHEW T. RACINE **
DIANA LERMA
ATHENA B. TROY
RACHEL B. KUSHNER
REECE A. ROMÁN
SUZANA I. FILIPOVIC

DALEY & HEFT LLP

ATTORNEYS AT LAW
462 STEVENS AVE, SUITE 201
SOLANA BEACH, CALIFORNIA 92075-2099
TELEPHONE (858) 755-5666
FAX (858) 755-7870
WWW.DALEY-HEFT.COM

RON J. BEVERIDGE
OF COUNSEL

MELINDA M. DUDLEY
ADMINISTRATOR

† also admitted in Washington
‡ also admitted in Hawaii
†† also admitted in Iowa
††† also admitted in District of Columbia
††† also admitted in Oregon

July 19, 2011

IRS #95-3494652
Invoice No.: 38877

Beaumont Cherry Valley Water District
C/O Gilbert J. Granito, General Counsel
LAW OFFICES OF REDWINE AND SHERRILL
1950 Market Street
Riverside, CA 92501

Re:

PROFESSIONAL SERVICES STATEMENT:

For the Period: June 2011
Attorney: Neal S. Meyers

Client's Costs Advanced:

TOTAL COSTS THIS PERIOD	\$627.44
TOTAL FEES THIS PERIOD	\$8,934.00
<hr/>	
TOTAL THIS BILL	\$9,561.44

DENNIS W. DALEY †
ROBERT R. HEFT
NEAL S. MEYERS
RICHARD J. SCHNEIDER
ROBERT W. BROCKMAN, JR.
MITCHELL D. DEAN
DAVID P. BERMAN
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MATTHEW E. BENNETT
SAMUEL C. GAZZO ††
SHIVA ELIHU STEIN
CRAIG A. BEALER
SANDRA K. DAWES
KRISTINA L. GAGNÉ
T. STEVEN BURKE, JR.
CHRISTOPHER M. BUSCH ††
ANDREA M. VELASQUEZ
MATTHEW T. RACINE **
DIANA LERMA
ATHENA B. TROY
RACHEL B. KUSHNER
REECE A. ROMÁN
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RON J. BEVERIDGE
OF COUNSEL

MELINDA M. DUDLEY
ADMINISTRATOR

† also admitted in Washington
* also admitted in Hawaii
†† also admitted in Iowa
††† also admitted in District of Columbia
** also admitted in Oregon

August 10, 2011

Beaumont Cherry Valley Water District
C/O Gilbert J. Granito, General Counsel
LAW OFFICES OF REDWINE AND SHERRILL
1950 Market Street
Riverside, CA 92501

INVOICE #39125
TAX ID # 95-34934652

Re:

PROFESSIONAL SERVICES STATEMENT:

For the Period: July 2011
Attorney: Neal S. Meyers

Client's Costs Advanced:

TOTAL COSTS THIS PERIOD	\$152.22
TOTAL FEES THIS PERIOD	\$5,829.50
TOTAL THIS BILL	\$5,981.72

DENNIS W. DALEY †
ROBERT R. HEFT
NEAL S. MEYERS
RICHARD J. SCHNEIDER
ROBERT W. BROCKMAN, JR.
MITCHELL D. DEAN
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KRISTINA L. GAGNÉ
CHRISTOPHER M. BUSCH ††
ANDREA M. VELASQUEZ
MATTHEW T. RACINE **
DIANA LERMA
ATHENA B. TROY
RACHEL B. KUSHNER
REECE A. ROMÁN
SUZANA I. SINATRA

DALEY & HEFT LLP

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OF COUNSEL

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October 12, 2011

CONFIDENTIAL

ERIC FRASER, GENERAL MANAGER
BEAUMONT CHERRY VALLEY WATER DISTRICT
560 MAGNOLIA AVE
BEAUMONT, CA 92223

INVOICE #39306
TAX ID # 95-34934652

Re:

PROFESSIONAL SERVICES STATEMENT:

For the Period: August, 2011
Attorney: Neal S. Meyers

Client's Costs Advanced:

TOTAL COSTS THIS PERIOD	\$ 5,059.01
TOTAL FEES THIS PERIOD	\$17,064.50
TOTAL CREDITS THIS PERIOD	\$ - 10.50
TOTAL THIS BILL	\$22,113.01

Beaumont-Cherry Valley Water District
Statements of Revenues, Expenses, and Changes in Net Assets
Unaudited
Through September 30, 2011

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>Percent of the Budget</u>
Operating revenues:					
Water consumption sales	557,204	3,234,494	4,483,000	1,248,506	72%
Water service charges	161,474	1,565,296	1,958,960	393,664	80%
Water importation surcharges	139,492	808,675	1,645,592	836,917	49%
Water pumping power surcharges	191,814	1,108,534	1,350,000	241,466	82%
Development and installation charges	3,587	95,251	195,000	99,749	49%
Other charges for services	23,097	187,246	259,000	71,754	72%
Total operating revenues	1,076,669	6,999,496	9,891,552	2,892,056	71%
Operating expenses:					
Source of supply	526,700	3,589,916	3,841,313	251,397	93%
Transmission and distribution	95,664	715,109	964,093	248,984	74%
In house Inspections	5,086	28,641	24,000	(4,641)	119%
Customer accounts	20,410	147,002	217,630	70,628	68%
Maintenance & general plant	28,344	275,050	377,068	102,018	73%
In-House engineering	12,048	75,308	141,507	66,199	53%
Professional services	7,615	168,761	233,000	64,239	72%
Administrative	186,523	1,114,985	1,951,145	836,160	57%
Total operating expenses	882,390	6,114,773	7,749,756	1,634,983	79%
Operating income before depreciation	194,279	884,723	2,141,797	1,257,073	
Depreciation	159,915	1,532,908	2,200,000	667,092	70%
Operating income Surplus/(Loss)	34,364	(648,185)	(58,204)	589,981	
Non-operating revenue					
Interest earnings	1,278	16,319	35,000	18,681	47%
Rental income	2,228	15,801	22,000	6,199	72%
Reimbursement Insurance	-	33,766	33,000	(766)	102%
Grant Income	-	-	75,000	75,000	0%
Other Non Operating Revenue	5,343	34,163	31,000	(3,163)	110%
Total other non-operating revenues	8,850	100,049	196,000	95,951	51%
Non-operating Expenses					
Principal debit	-	-	722,500	722,500	0%
Interest on principal debit	11,450	106,977	137,270	30,293	78%
Other non operating expenses	1,527	16,655	18,432	1,777	90%
Total non-operating (expenses)	12,977	123,632	878,202	754,570	14%
Net Surplus/(Loss) before capital contributions	30,237	(671,768)	(740,405)	(68,638)	
Capital contributions:					
Facilities charges	2,531	760,571	740,405	(20,166)	103%
Front footage fees	-	91,700	-	(91,700)	0%
Total capital contributions	2,531	852,271	740,405	(111,866)	115%
Change in net assets Surplus/(Loss)	32,768	180,503	-	-	

Beaumont-Cherry Valley Water District
Statements of Revenues, Expenses, and Changes in Net Assets
Detailed
Unaudited Through September 30, 2011

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>% the Budget</u>
Operating revenues:					
Water consumption sales					
144010401	541,125	3,156,424	4,300,000	1,143,576	73%
144010402	13,878	26,158	28,000	1,842	93%
144010403	2,201	27,456	75,000	47,544	37%
144010414	-	24,456	80,000	55,544	31%
Water service charges (meter charge)					
144010400	161,474	1,565,296	1,958,960	393,664	80%
144010444	139,492	808,675	1,645,592	836,917	49%
144010445	191,814	1,108,534	1,350,000	241,466	82%
Development and installation charges					
144010404	765	45,259	145,000	99,741	31%
144010413	2,822	49,992	50,000	8	100%
Other charges for services					
144010407-					
144010439	121	9,982	33,000	23,018	30%
144010408	1,081	17,374	25,000	7,626	69%
144010410	360	2,060	2,000	(60)	103%
144010441	3,120	24,850	35,000	10,150	71%
144010442	9,315	64,070	78,000	13,930	82%
144010443	9,100	68,910	86,000	17,090	80%
	<u>23,097</u>	<u>187,246</u>	<u>259,000</u>	<u>71,754</u>	<u>72%</u>
Total operating revenues	<u>1,076,669</u>	<u>6,999,496</u>	<u>9,891,552</u>	<u>2,892,056</u>	<u>71%</u>

Operating expenses:

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>% the Budget</u>
Source of supply					
155200620	204,148	1,850,329	1,723,253	(127,076)	107%
155200623	85,167	340,693	0	(340,693)	0%
155200271	28,697	181,844	234,344	52,500	78%
155200281	6,284	48,544	64,737	16,193	75%
155200282	8,282	50,773	62,948	12,175	81%
155200283	159	1,189	1,656	467	72%
155200284	129	335	1,000	665	34%
155200285	(129)	265	3,500	3,235	8%
155200291	1,779	11,281	14,523	3,241	78%
155200292	416	2,638	3,396	758	78%
155200293	1,333	8,100	8,156	56	99%
155200511	25,618	54,682	68,000	13,318	80%
155200512	3,410	29,634	55,000	25,366	54%
155200513	937	56,263	138,000	81,737	41%
155200514	15	134	200	66	67%
155200515	160,455	951,727	1,430,000	478,273	67%
155200517	-	-	6,000	6,000	0%
155200518	-	30	400	370	8%
155200545	-	1,279	6,000	4,721	21%
155200562	-	177	0	(177)	0%
155200568	-	-	200	200	0%
155200625	-	-	20,000	20,000	0%
Total Source of supply	<u>526,700</u>	<u>3,589,916</u>	<u>3,841,313</u>	<u>251,397</u>	<u>93%</u>
Transmission and distribution					
155300271	48,267	321,142	434,117	112,975	74%
155300281	12,695	99,015	153,767	54,752	64%
155300282	15,197	87,538	101,739	14,201	86%
155300283	288	2,288	3,071	783	75%
155300284	-	784	3,000	2,216	26%
155300285	-	80	1,000	920	8%
155300291	2,991	19,837	26,915	7,078	74%
155300292	699	4,640	6,295	1,655	74%
155300293	2,112	16,369	19,939	3,570	82%
155300518	-	162	800	638	20%
155300530	3,238	30,015	38,000	7,985	79%

Beaumont-Cherry Valley Water District
Statements of Revenues, Expenses, and Changes In Net Assets
Detailed
Unaudited Through September 30, 2011

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>% the Budget</u>
155300531	104	2,195	2,500	305	88%
155300534	6,405	105,235	128,000	22,765	82%
155300535	-	1,577	1,000	(577)	158%
155300536	22	6,948	12,000	5,052	58%
155300537	1,123	8,698	9,000	302	97%
155300539	2,523	8,383	15,000	6,617	56%
155300540	-	203	(2,300)	(2,503)	-9%
155300541	-	-	10,000	10,000	0%
155300568	-	-	250	250	0%
Total transmission and distribution	95,664	715,109	964,093	248,984	74%

In House Inspections

155350271	LABOR	3067	16,780	15,400	(1,380)	109%
155350281	HEALTH INSURANCE	551	3,865	3,000	(865)	129%
155350282	RETIREMENT/CALPERS	1070	5,489	2,400	(3,089)	229%
155350283	LIFE INSURANCE	19	124	250	126	50%
155350284	UNIFORMS, EMPLOYEE BENEFITS	-	-	250	250	0%
155350291	SOCIAL SECURITY-FICA	189	1,084	1,350	266	80%
155350292	MEDICARE	44	254	350	96	72%
155350293	WORKER'S COMPENSATION INSURANCE	145	1,044	1,000	(44)	104%
		5086	28,641	24,000	(4,641)	119%

Customer accounts

155400271	LABOR	11,951	83,103	123,342	40,239	67%
155400281	HEALTH INSURANCE	3,021	28,073	48,133	20,060	58%
155400282	RETIREMENT/CALPERS	3,989	24,283	28,758	4,475	84%
155400283	LIFE INSURANCE	66	606	874	268	69%
155400284	UNIFORMS, EMPLOYEE BENEFITS	-	86	750	664	11%
155400285	EDUCATION EXPENSES	-	-	400	400	0%
155400291	SOCIAL SECURITY-FICA	744	5,183	7,647	2,464	68%
155400292	MEDICARE	174	1,212	1,788	576	68%
155400293	WORKER'S COMPENSATION	465	4,456	5,438	982	82%
155400518	SEMINAR & TRAVEL EXPENSES	-	-	300	300	0%
155400568	RANDOM DRUG TEST	-	-	200	200	0%
Total customer accounts		20,410	147,002	217,630	70,628	68%

Maintenance & general plant

From 1-5-

5610515 to

155640591	UTILITIES - DISTRICT PROPERTIES	6,937	62,793	91,500	28,707	69%
155700589	AUTO/FUEL	5,794	55,146	86,722	31,576	64%
155700590	SAFETY EQUIPMENT	-	1,952	9,100	7,148	21%
155700591	COMMUNICATION MAINTENANCE	-	2,263	700	(1,563)	323%
155700592	REPAIR & MAINT OF GEN EQUIPMENT	210	9,756	8,000	(1,756)	122%
155700593	REPAIR VEHICLES AND TOOLS	-	2	0	(2)	0%
155700594	LARGE EQUIPMENT MAINTENANCE	-	25,213	30,000	4,787	84%
155700595	EQUIP. PREVENTATIVE MAINTENANCE	-	-	0	0	0%
155700596	FLEET REPAIR/MAINTENANCE	4,562	37,980	33,046	(4,934)	115%
155700597	MAINT GENERAL PLANT (BUILDINGS)	-	2,191	3,000	809	73%
155700598	LANDSCAPE MAINTENANCE	8,993	58,322	75,000	16,678	78%
155700601	RECHARGE FAC, CANYON & POND MAINTENANCE	1,849	19,433	40,000	20,567	49%
Total maintenance & general plant		28,344	275,050	377,068	102,018	73%

In-House engineering

155800271	LABOR	8,779	53,035	104,000	50,965	51%
155800281	HEALTH INSURANCE	429	3,607	5,735	2,128	63%
155800282	RETIREMENT/CALPERS	1,844	10,108	12,000	1,892	84%
155800283	LIFE INSURANCE	37	287	400	113	72%
155800285	EDUCATION EXPENSE	-	2,238	5,000	2,762	45%
155800291	SOCIAL SECURITY-FICA	544	3,288	6,459	3,171	51%
155800292	MEDICARE	127	769	1,510	741	51%
155800293	WORKER'S COMPENSATION	287	1,977	1,903	(74)	104%
155800518	SEMINAR & TRAVEL EXPENSES	-	-	500	500	0%
155800546	SOFTWARE LICENSING	-	-	4,000	4,000	0%
Total in-house engineering		12,048	75,308	141,507	66,199	53%

Professional services

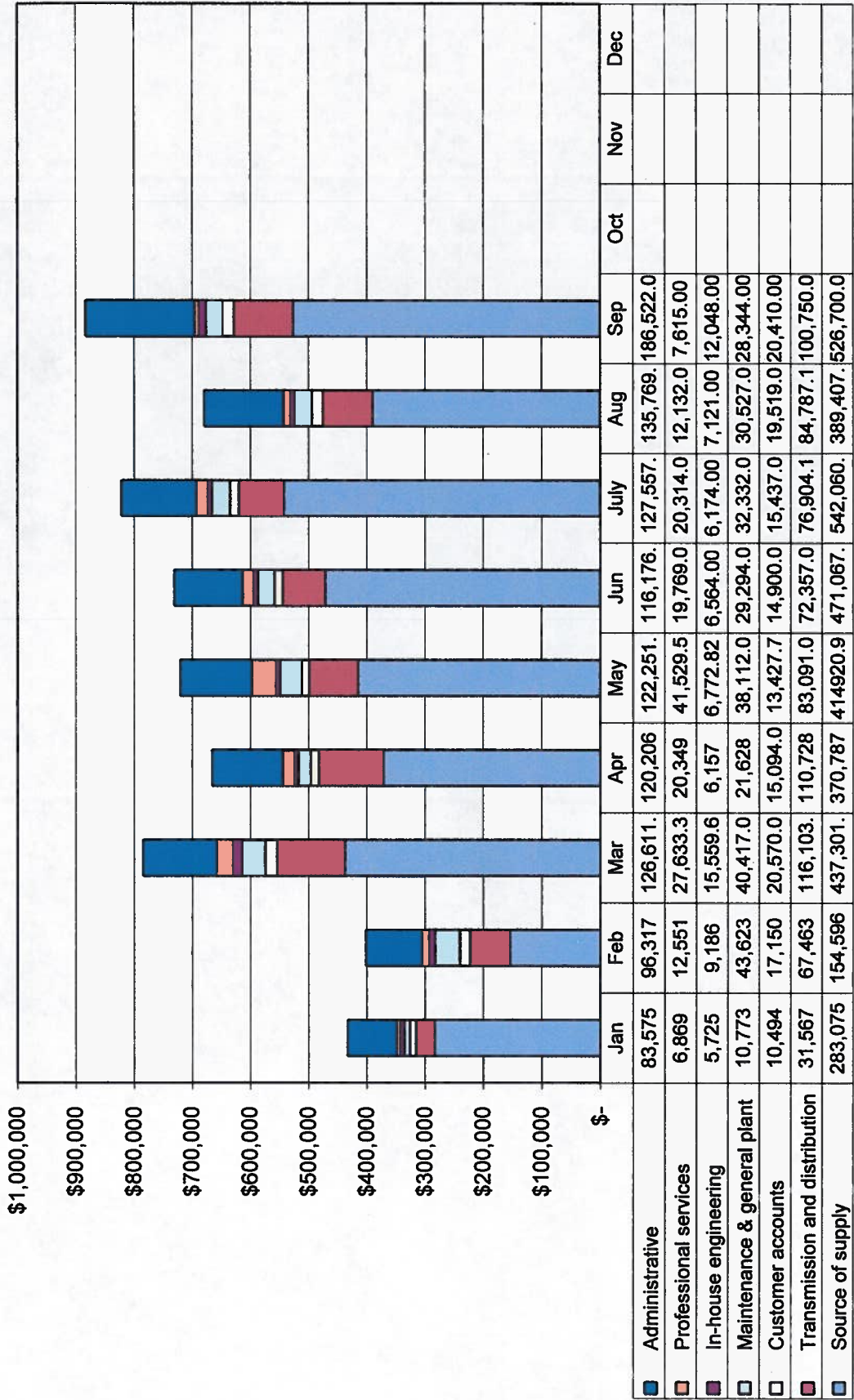
Beaumont-Cherry Valley Water District
Statements of Revenues, Expenses, and Changes In Net Assets
Detailed
Unaudited Through September 30, 2011

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>% the Budget</u>	
155810611	GENERAL LEGAL	4,261	96,818	150,000	53,182	65%
155810614	AUDIT	-	13,549	23,000	9,451	59%
155820611	GENERAL ENGINEERING	3,354	49,685	50,000	315	99%
155820612	DEVELOPMENT - REIMB. ENGINEERING	-	6,593	6,000	(593)	110%
155820615	ENGINEERING - PERMITTING (REC WATER)	-	2,116	4,000	1,884	53%
	Total professional services	7,615	168,761	233,000	64,239	72%
General and administrative						
155500271	LABOR	89,669	478,055	875,991	397,936	55%
155500281	HEALTH INSURANCE	14,425	102,609	224,132	121,523	46%
155500282	RETIREMENT/CALPERS	26,791	126,568	199,772	73,204	63%
155500283	LIFE INSURANCE	442	3,066	6,028	2,962	51%
155500284	UNIFORMS EMPLOYEE BENEFIT	-	119	1,000	881	12%
155500285	EDUCATION EXPENSES	-	110	0	(110)	0%
155500291	SOCIAL SECURITY	5,559	29,623	54,311	24,688	55%
155500292	MEDICARE	1,300	6,928	12,701	5,773	55%
155500293	WORKER'S COMPENSATION INSURANCE	1,338	6,377	7,521	1,144	85%
155500294	UNEMPLOYMENT INSURANCE	2,125	3,475	13,000	9,525	27%
155500518	SEMINAR & TRAVEL EXPENSES	-	775	2,000	1,225	39%
1155500544	BANK PROCESSING FEES -LOCK BOX	-	-	39,287	39,287	0%
155500547	EMPLOYER SHARE FOR RETIRED (CALPERS)	569	5,119	6,000	881	85%
155500548	ADMINISTRATIVE COSTS (CALPERS)	142	1,264	1,600	336	79%
155500549	BANK CHGS/MONEY MARKET/TRANS. FEES	3,037	21,571	26,000	4,429	83%
155500553	TEMPORARY LABOR	-	-	20,000	20,000	0%
155500555	OFFICE SUPPLIES	5,028	36,514	32,150	(4,364)	114%
155500556	OFFICE EQUIPMENT/SERVICE AGREEMENTS	1,117	63,009	69,050	6,041	91%
155500557	OFFICE MAINTENANCE	1,104	10,235	14,000	3,765	73%
155500558	MEMBERSHIP DUES	1,175	19,267	30,000	10,733	64%
155500560	OFFICE EQUIP.MAINT. & REPAIRS	-	61	3,950	3,889	2%
155500561	POSTAGE	6,711	39,572	48,000	8,428	82%
155500562	SUBSCRIPTIONS	238	3,306	5,000	1,694	66%
155500563	MISCELLANEOUS OPERATING SUPPLIES	1,043	4,833	7,700	2,867	63%
155500564	MISCELLANEOUS TOOLS/EQUIPMENT	283	5,349	4,092	(1,257)	131%
155500567	EMPLOYEE MEDICAL/FIRST AID	-	475	500	25	95%
155500568	RANDOM DRUG TESTING	-	-	300	300	0%
155500570	PROPERTY/AUTO/GEN LIABILITY INSURANCE	7,477	67,253	100,000	32,747	67%
155500572	STATE MANDATES AND TARIFFS	8,281	13,716	32,000	18,284	43%
155500573	MISCELLANEOUS EXPENSES	586	5,057	4,500	(557)	112%
155500574	PUBLIC EDUCATION	894	10,505	10,000	(505)	105%
155500575	PROPERTY DAMAGE	-	150	2,000	1,850	8%
155500578	IT SUPPORT/SOFTWARE SUPPORT	4,951	33,800	45,000	11,200	75%
155500630	BAD DEBT EXPENSES	-	-	0	0	0%
155510271	BOARD OF DIRECTOR FEES	2,055	14,516	48,850	34,334	30%
155510291	SOCIAL SECURITY-FICA	127	941	3010	2,069	3%
155510241	MEDICARE	30	220	500	280	44%
155510293	WORKER'S COMPENSATION	27	248	200	(48)	0%
155510551	SEMINAR & TRAVEL EXPENSES	-	-	1,000	1,000	0%
155510552	ELECTIONS	-	300	0	(300)	0%
	Total Administrative (Incl B of Directors)	186,523	1,114,985	1,951,145	836,160	57%
1,233,236						
	Total operating expenses	882,390	6,114,773	7,749,756	1,634,983	79%
	Operating Income before depreciation	194,279	884,723	2,141,797	1,257,073	41%
155700599	Depreciation	159,915	1,532,908	2,200,000	667,092	70%
	Operating Income Surplus/(Loss)	34,364	(648,185)	(58,204)	589,981	
Non-operating revenue						
144010446-						
144020435	Interest Earnings	1,278	16,319	35,000	18,681	47%
144010412 and From 1-4-4011- 412-to						
144017515	Rental Income	2,228	15,801	22,000	6,199	72%
144010409	Reimbursement Insurance	-	33,766	33,000	(766)	102%
144030600	Grant Income	-	-	75,000	75,000	0%

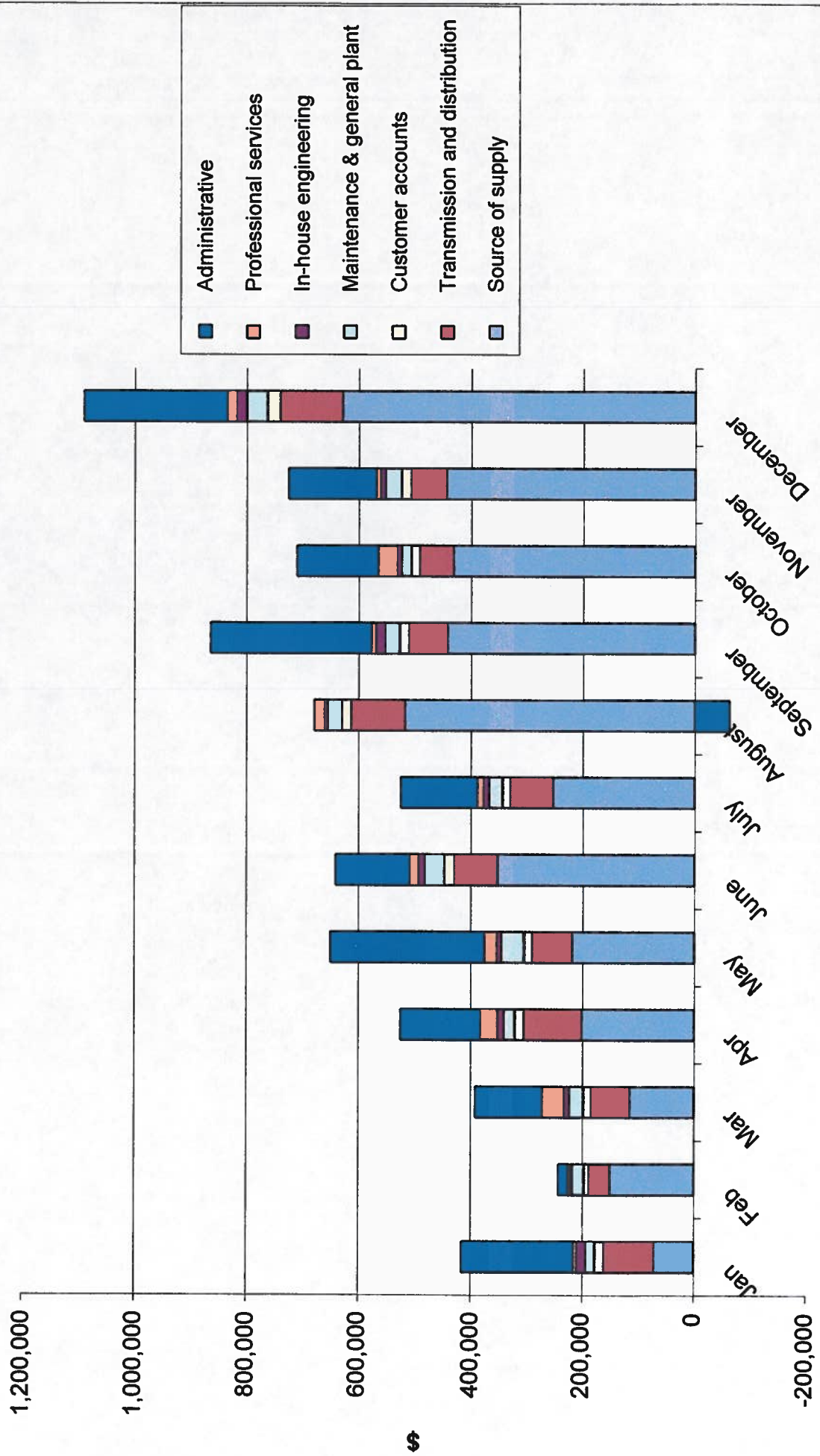
Beaumont-Cherry Valley Water District
Statements of Revenues, Expenses, and Changes in Net Assets
Detailed
Unaudited Through September 30, 2011

	<u>Current Month</u>	<u>Actual YTD</u>	<u>Adopted Budget</u>	<u>Budget Remaining</u>	<u>% the Budget</u>
1-4-4010411- 144010448- 144010-449-14- 4030-452					
Other non-operating revenues	5,343	34,163	31,000	(3,163)	110%
Total non-operating (revenues)	<u>8,850</u>	<u>100,049</u>	<u>196,000</u>	<u>95,951</u>	51%
Non-operating Expenses					
155500587					
Principal debit	0	0	722,500	722,500	0%
155500588					
Interest on principal debit	11,450	106,977	137,270	30,293	78%
155500631- 155820617					
Other non operating expenses	1,527	16,655	18,432	1,777	90%
Total non-operating (expenses)	<u>12,977</u>	<u>123,632</u>	<u>878,202</u>	<u>754,570</u>	14%
Net surplus/(Loss) before capital contributions	<u>30,237</u>	<u>(671,768)</u>	<u>(740,405)</u>	<u>(68,638)</u>	9%
Capital contributions:					
144020422-432					
Facilities charges	2,531	760,571	740,405	(20,166)	103%
144020421					
Front footage fees	-	91,700	-	(91,700)	0%
Total capital contributions	<u>2,531</u>	<u>852,271</u>	<u>740,405</u>	<u>(111,866)</u>	115%
Change in net assets Surplus/(Loss)	<u>32,768</u>	<u>180,503</u>	<u>-</u>	<u>-</u>	0%

Operating Expenses by Activity - Ending September 2011



Operating Expenses by Activity - December 2010



**Beaumont-Cherry Valley Water District
 Month-end Financial Statement
 Cash and Investments (Unaudited)
 As of September 30, 2011**

Cash and cash equivalents	6,367,980
Restricted:	
Debt service	0
Construction	<u>57,336</u>
Total	<u>6,425,316</u>
<i>(Sep-11 The Bofa Loan was paid. Restricted cash will resume October-11)</i>	

Cash and cash equivalents consist of the following:

Petty cash	1,400
Deposits with financial institutions	<u>6,366,580</u>
Total cash and cash equivalents	<u><u>6,367,980</u></u>

**Beaumont-Cherry Valley Water District
Bank of America Note Reconciliation
Sep 30, 2011**

	FY2011
Balance of Funds received on March 31, 2010	\$215,489.22
Add: FY 2011 Year to date Interest earned	\$179.78
Less: reimbursement for costs incurred on capital projects	
2800 Zone Tank	
24" Recycled - Brookside	
1 MG Reservoir/Booster	\$64,818.93
24" Recycled - Westerly Loop Phase 4B Ring Ranch Rd	
24" Recycled - Westerly Loop Phase 4A	<u>\$93,514.49</u>
Total	<u>\$158,333.42</u>
Capital Project Fund balance	<u><u>\$57,335.58</u></u>

**RECORD OF THE MINUTES OF THE
SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
BEAUMONT CHERRY VALLEY WATER DISTRICT
October 12, 2011**

Call to Order, President Ball

President Ball called the meeting to order at 6:05 p.m., 560 Magnolia Avenue, Beaumont, California.

Pledge of Allegiance, Director Halliwill

Director Halliwill led the pledge.

Invocation, Director Guldseth

Director Guldseth recited an invocation.

Roll Call

Present at this meeting were President Ball, Vice President Woll, Directors Ross, Guldseth and Halliwill, General Counsel James Markman, General Manager Eric Fraser and Executive Assistant Blanca Marin.

There were no members of the public that registered their attendance.

Public Input

There was no public input presented at this time.

ACTION ITEMS

1. Adoption Of The Agenda

Vice President Woll moved to adopt the agenda as presented. Director Ross seconded. The motion passed unanimously.

2. Closed Session (One Matter)

President Ball adjourned the meeting to Closed Session at 6:07 p.m.

A Closed Session will be held to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9 (Re: Joseph Scott vs. Beaumont Cherry Valley Water District, Superior Court of California, County of Riverside, Case No. RIC 10021518).

President Ball reconvened from Closed Session at 6:58 p.m.

General Counsel James Markman reported that the Board discussed in Closed Session one matter on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9, Joseph Scott vs. Beaumont Cherry Valley Water District. No reportable action was taken.

ADJOURNMENT

President Ball adjourned the meeting at 7:00 p.m.

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

Attest:

Kenneth Ross, Secretary to the
Board of Directors of the
Beaumont Cherry Valley Water District

**RECORD OF THE MINUTES OF THE
REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
BEAUMONT CHERRY VALLEY WATER DISTRICT
October 12, 2011**

Call to Order, President Ball

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

Roll Call

Present at this meeting were President Ball, Vice President Woll, Directors Ross, Guldseth and Halliwill, General Counsel James Markman, General Manager Eric Fraser and Executive Assistant Blanca Marin.

There were no members of the public that registered their attendance.

Public Input

There were no public comments presented at this time.

ACTION ITEMS

1. Adoption Of The Agenda

General Manager Fraser requested that Item 3, Proposed Health Insurance Coverage for the Board of Directors at their Own Expense, be pulled off the agenda as new documents related to the item were received by staff that required further review.

Director Ross moved to adopt the agenda as amended. Director Guldseth seconded. The motion passed unanimously.

2. Consent Calendar: All matters listed under the Consent Calendar are considered by the Board of Directors to be routine and will be enacted in one motion. There will be no discussion of these items prior to the time the board considers the motion unless members of the board, the administrative staff, or the public request specific items to be discussed and/or removed from the Consent Calendar.

- a. September 2011 Bills for Consideration**
- b. September 2011 Invoices Pending Approval**
- c. August 2011 Month End Financial Statement**
- d. Minutes of the Regular Meeting of September 14, 2011**
- e. Minutes of the Special Meeting of September 29, 2011**

President Ball requested that the minutes of September 14, 2011, Item 6, be modified to read: "President Ball indicated that the Board met at Yucaipa Valley Water District on September 1, 2011 and not the ad hoc committee as previously scheduled"

President Ball further requested that Item 6C be amended to read: "Nancy Wright from Mission Springs Water District was selected to represent the Special Districts at LAFCO".

President Ball moved to approve the Consent Calendar with changes on Item 2d. Vice President Woll seconded. The motion passed unanimously.

3. Proposed Health Insurance Coverage for the Board of Directors at their Own Expense**

This item was taken off the agenda at the beginning of the meeting.

4. Request for Participation in the 2012 CSDA Committee & Expert Team**

Director Halliwill commented on his interest of participating on the CSDA's Expert Feedback Environmental Compliance and Legal Teams.

Vice President Woll moved to appoint Director Halliwill to participate and contribute to the Legal Feedback Team as first choice and to the Environmental Compliance Team as a second choice. Director Guldseth seconded. The motion passed unanimously.

5. Reports For Discussion And Possible Action

(a) Ad hoc Committees

No reports were presented at this time.

(b) General Manager

- Urban Water Management Plan Schedule- General Manager Fraser reported that the Urban Water Management Plan continues to move forward. He recommended that presentation of draft document be delayed a few weeks and not as previously scheduled as staff is still awaiting receipt of important documents from other agencies to be included.
- Operations Report- General Manager Fraser reported that the District purchased 644 AF of water for the month of September 2011, and that the total AF of water purchased and recharged since 2006 was 22,257.

(c) Directors Reports

Director Halliwill reported that he attended the last City Council Meeting and the Beaumont Peers Action Team meeting.

President Ball reported that he attended the San Gorgonio Pass Agency's 50th Anniversary Celebration.

(d) Legal Counsel Report

General Counsel James Markman thanked the Board and General Manager Fraser for the opportunity to work with the District. He further recommended that the Board schedule an AB1234 Training in the near future.

General Manager Fraser recommended that a workshop be scheduled to provide the AB1234 training to the board and other staff the opportunity to participate.

ANNOUNCEMENTS

- A) Finance & Audit Meeting, November 3, 2011 at 2:30 p.m.
- B) Regular Board Meeting, November 9, 2011 at 7:00 p.m.

ACTION LIST FOR FUTURE MEETINGS

- Provide a list indicating when the Ethics Training is due for each director.

ADJOURNMENT

President Ball adjourned the meeting at 7:18 p.m.

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

Attest:

Kenneth Ross, Secretary to the
Board of Directors of the
Beaumont Cherry Valley Water District

**RECORD OF THE MINUTES OF THE
SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
BEAUMONT CHERRY VALLEY WATER DISTRICT
October 26, 2011**

Call to Order, President Ball

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

Pledge of Allegiance, Vice President Woll

Vice President Woll led the pledge.

Invocation, Director Ross

Director Ross recited an invocation.

Roll Call

Present at this meeting were President Ball, Vice President Woll and Directors Ross, Guldseth and Halliwill. Also present at this meeting were General Manager Eric Fraser and Executive Assistant Blanca Marin.

There were no members of the public who registered their attendance.

Public Input

Secretary Ross invited Niki Magee to address the Board on an item not on the agenda. Ms. Magee requested that the District do a research on "water deeds" especially related to Oak Valley Partners.

ACTION ITEMS

1. Adoption Of The Agenda

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

2. Closed Session (One Matter)

A Closed Session will be held to confer with Legal Counsel on existing litigation pursuant to subdivision (a) of Government Code Section 54956.9 (Re: Joseph Scott vs. Beaumont Cherry Valley Water District, Superior Court of California, County of Riverside, Case No. RIC 10021518).

President Ball adjourned to Closed Session at 7:05 p.m.

President Ball reconvened the meeting to open session at 7:55: p.m.

President Ball reported that the Board went into Closed Session on a existing litigation pursuant to subdivision (a) of Government Code Section 54956.9 (Re: Joseph Scott v. Beaumont Cherry Valley Water District, Superior Court of California, County of Riverside, Case No. RIC 10021518. There was no reportable action.

ADJOURNMENT

President Ball adjourned the meeting at 7:56 p.m.

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

Attest:

Kenneth Ross, Secretary to the
Board of Directors of the
Beaumont Cherry Valley Water District



**Beaumont Cherry Valley Water District
Board of Directors
November 9, 2011**

DATE: November 9, 2011
TO: Board of Directors
FROM: Eric Fraser, General Manager
SUBJECT: Review of Director's Per Diem Fees

Recommendation

Staff recommends that the Board of Directors review the per diem fees as required by the District's Policies and Procedures.

Background/Discussion

The Board of Directors are compensated at a rate of \$200 per meeting per Ordinance 2007-01 (See attached). On June 9, 2010 the Board of Directors unanimously voted to voluntarily reduce this amount by a 10% for as long as the Furlough Program is in place. Section 16B of Part II of the District's Policies and Procedures require that the per diem fees be reviewed by the Board annually in October of each year with any increase, if any, to be effective January 1st of the next year.

Fiscal Impact

Assuming each board member attends and requests payment for each regularly scheduled board meeting and two members attend each Finance & Audit meeting, the minimum financial impact would be \$16,800 per year. Any change in policy or attendance of other meeting in accordance with Section 16 of the Policies and Procedures Manual would result in a proportionate impact to the general fund.

Attachment: Ordinance 2007-01

ORDINANCE NO. 2007-1

**ORDINANCE OF THE BOARD OF DIRECTORS OF THE
BEAUMONT-CHERRY VALLEY WATER DISTRICT PROVIDING FOR
COMPENSATION OF MEMBERS OF THE
BOARD OF DIRECTORS**

**THE BOARD OF DIRECTORS OF THE BEAUMONT-CHERRY VALLEY
WATER DISTRICT, RIVERSIDE COUNTY, CALIFORNIA, DOES ORDAIN as
follows:**

Section 1. Purpose. This Ordinance is enacted pursuant to Section 20200 et seq. of the Water Code of California.

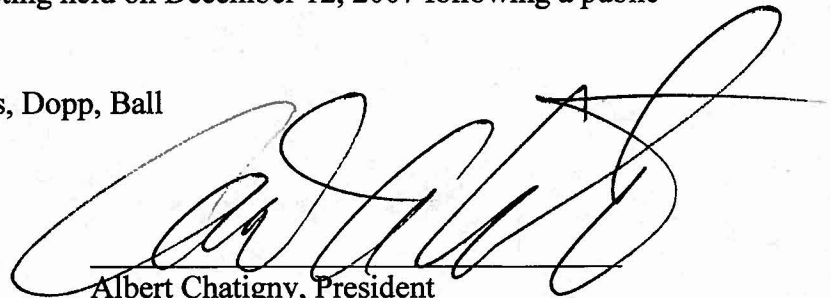
Section 2. Compensation and Operative Date.

A. Each Director shall receive \$200.00 compensation per day for each day's service rendered at meetings or events specified in the Policy Statement entitled "Board Member's Compensation and Expense Reimbursement" adopted this same date and as amended from time to time, not exceeding a total of ten (10) days in any calendar month.


THE FOREGOING ORDINANCE was introduced at a meeting of the Board of Directors of the Beaumont-Cherry Valley Water District held on December 12, 2007, following a public hearing, notice of which was published in the Press Enterprise. This Ordinance takes effect 60 days from and after the date of its passage.

PASSED and ADOPTED by the Board of Directors of the Beaumont-Cherry Valley Water District at a regular meeting held on December 12, 2007 following a public hearing by the following vote:

AYES: Chatigny, Parks, Dopp, Ball
NOES: Lash
ABSENT:
ABSTAIN:



Albert Chatigny, President
Beaumont-Cherry Valley Water District and
the Board of Directors thereof



C.J. Butcher, Secretary
Beaumont-Cherry Valley Water District
and the Board of Directors thereof



**Beaumont Cherry Valley Water District
Board of Directors
November 9, 2011**

DATE: November 2, 2011
TO: Board of Directors
FROM: Eric Fraser, General Manager
SUBJECT: Redistricting of Divisional Boundaries in Response to the 2010 Census

Recommendation

Staff recommends adopting Resolution 2011-08, establishing new division boundaries.

Background

In accordance with Section 21605 of the California Water Code, the Board of Directors shall, by resolution, adjust the boundaries of any divisions pursuant to Section 22000 of the Elections Code. The Elections Code requires the Beaumont Cherry Valley Water District (BCVWD) to adjust division boundaries of the elected Board of Directors after each Federal Census to equalize the population as far as practicable. Data from the 2010 Census is now available and shows a significant variance in population in the existing division boundaries. The current total population as reported in the 2010 data is 43,116. As such, the average population per division should be approximately 8,623 to provide for equal representation.

Staff has developed proposed boundaries to balance the population as close as reasonably practicable to meet the average population goal and maintain the general concept of the existing boundaries. Maps depicting the existing and proposed boundaries are attached to this report.

The results of the division boundary adjustment have the following population distribution statistics:

BCVWD DIVISION BOUNDARY DATA						
	Division 1	Division 2	Division 3	Division 4	Division 5	Total
Existing Division Population	9,985	11,048	11,922	3,529	6,632	43,116
Proposed Division Population	8,713	8,643	8,673	8,646	8,441	43,116
Percentage of Total District Population	20.21%	20.05%	20.12%	20.05%	19.58%	100%
Variance from Equal (20%) Population Distribution	-0.21%	-0.05%	-0.12%	-0.05%	0.42%	--



Water Code Section 21605

- (a) Each district required by its authorizing act to adjust division boundaries pursuant to this section shall, by resolution, after each federal decennial census, and using that census as a basis, adjust the boundaries of any divisions so that the divisions are, as far as practicable, equal in population and in compliance with Section 1973 of Title 42 of the United States Code, as amended, to the extent those provisions are applicable. In adjusting the boundaries of the district, the board may give consideration to the following factors: (1) topography, (2) geography, (3) cohesiveness, contiguity, integrity, and compactness of territory, and (4) community of interests of the district. This section does not apply to districts in which only landowners vote for directors or whose directors are all elected at large or appointed.
- (b) The resolution specified in subdivision (a) shall be adopted by a vote of not less than a majority of the directors.
- (c) At the time of, or after, any annexation of territory to the district, the board of directors shall designate, by resolution, the division of which the annexed territory shall be a part.
- (d) No change in division boundaries may be made within 180 days preceding the election of any director.
- (e)(1) A change in division boundaries shall not affect the term of office of any director.
- (2) If division boundaries are adjusted, the director of the division whose boundaries have been adjusted shall continue to be the director of the division bearing the number of his or her division as formerly comprised until the office becomes vacant by means of term expiration or otherwise, whether or not the director is a resident within the boundaries of the division as adjusted.
- (f) The successor to the office in a division whose boundaries have been adjusted shall be a resident and voter of that division.
- (g) A district is not required to adjust the boundaries of any divisions pursuant to this section until after the 2000 federal decennial census.
- (h) Nothing in this section shall be construed to prohibit or restrict a district from adjusting the boundaries of any divisions whenever the governing body of the district determines by a two-thirds vote of the governing body that a sufficient change in population has occurred that makes it desirable in the opinion of the governing body to adjust the boundaries of any divisions, or whenever any territory is added by or excluded from the district.



Elections Code Section 22000

- (a) Each district required by its authorizing act to adjust division boundaries pursuant to this section shall, by resolution, after each federal decennial census, and using that census as a basis, adjust the boundaries of any divisions so that the divisions are, as far as practicable, equal in population and in compliance with Section 1973 of Title 42 of the United States Code, as amended, to the extent those provisions are applicable. In adjusting the boundaries of the district, the board may give consideration to the following factors: (1) topography, (2) geography, (3) cohesiveness, contiguity, integrity, and compactness of territory, and (4) community of interests of the district. This section does not apply to districts in which only landowners vote for directors or whose directors are all elected at large or appointed.
- (b) The resolution specified in subdivision (a) shall be adopted by a vote of not less than a majority of the directors.
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- (d) No change in division boundaries may be made within 180 days preceding the election of any director.
- (e) (1) A change in division boundaries shall not affect the term of office of any director.
(2) If division boundaries are adjusted, the director of the division whose boundaries have been adjusted shall continue to be the director of the division bearing the number of his or her division as formerly comprised until the office becomes vacant by means of term expiration or otherwise, whether or not the director is a resident within the boundaries of the division as adjusted.
- (f) The successor to the office in a division whose boundaries have been adjusted shall be a resident and voter of that division.
- (g) A district is not required to adjust the boundaries of any divisions pursuant to this section until after the 2000 federal decennial census.
- (h) Nothing in this section shall be construed to prohibit or restrict a district from adjusting the boundaries of any divisions whenever the governing body of the district determines by a two-thirds vote of the governing body that a sufficient change in population has occurred that makes it desirable in the opinion of the governing body to adjust the boundaries of any divisions, or whenever any territory is added by or excluded from the district.



RESOLUTION No. 2011-08

RESOLUTION OF THE BOARD OF DIRECTORS OF THE BEAUMONT CHERRY VALLEY WATER DISTRICT DESIGNATING NEW DIVISION BOUNDARIES

Water Code Section 21605

WHEREAS Water Code Section 21605(a) is a provision of Irrigation District Law and states that an irrigation district's Board of Directors shall, by resolution, adjust the boundaries of any division pursuant to Chapter 8 (commencing with Section 22000) of the Division 21 of the Elections Code; and

WHEREAS, the Beaumont Cherry Valley Water District was authorized in accordance with Irrigation District Law; and

WHEREAS, Election Code Section 22000(a) states that each district is required by its authorizing act to adjust division boundaries pursuant to this section shall do so by resolution after each federal decennial census, and using that census as a basis; and

WHEREAS, Election Code Section 22000(a) further states that the resulting division must be, as far as practicable, equal in population and in compliance with Section 2 of the federal Voting Rights Act; and

WHEREAS, the District is divided into five divisions and the Board of Directors now desire to change the boundaries of those divisions in accordance with the census data and applicable law; and

WHEREAS, the District has received and calculated new division boundaries nearly equal in population as practicable based on the 2010 census data and the proposed new boundaries are substantially in compliance with all requirements of the law; and

NOW, THEREFORE, be it resolved by the Board of Directors of the Beaumont Cherry Valley Water District as follows:

1. That the Board of Directors of the Beaumont Cherry Valley Water District, an Irrigation District formed pursuant to the provisions of the Water Code, hereby amends and changes the boundaries of its divisions as indicated on the map attached and incorporated herein full by reference.
2. That the division boundaries indicated on the attached map hereto comply with the requirement of the law and are as nearly equal in population as practicable based on the 2010 census data.
3. That the Secretary of the District transmits to the County Clerks of Riverside and San Bernardino Counties a certified copy of this Resolution.

PASSED AND ADOPTED on November _____, 2011 by the following vote:

Ayes:

Noes:

Absent:

Abstain:

CURRENT DIVISION BOUNDARY MAP FOR THE BEAUMONT-CHERRY VALLEY WATER DISTRICT

Total Population 43,116
Target Average Population Per Division 8,623

Current Population by Division (Variance from Avg.)

	Division 1	9,985 (+1,362)
	Division 2	11,048 (+2,425)
	Division 3	11,922 (+3,299)
	Division 4	3,529 (-5,094)
	Division 5	6,632 (-1,991)

**BASED ON RECORDS FROM THE
2010 CENSUS**

