

JOSHUA BASIN WATER DISTRICT
Minutes of the
REGULAR MEETING OF THE BOARD OF DIRECTORS
December 7, 2011

1. CALL TO ORDER: 7:00 PM

2. PLEDGE OF ALLEGIANCE

3. DETERMINATION OF QUORUM:

Bill Long	Present
Mickey Luckman	Present
Mike Reynolds	Present
Gary Wilson	Present

STAFF PRESENT: Joe Guzzetta, General Manager
Susan Greer, Assistant General Manager/Controller
Keith Faul, GIS Coordinator
Marie Salsberry, Executive Secretary

CONSULTANTS PRESENT: Gil Granito, District Counsel
Kathleen Radnich, Public Outreach Consultant

GUESTS 24

4. APPROVAL OF AGENDA

MSC Long/Reynolds 4/0 to approve the agenda for the December 7, 2011 Regular Meeting of the Board of Directors.

5. PUBLIC COMMENT

None.

6. CONSENT CALENDAR

MSC Long/Reynolds 4/0 to approve the minutes of the November 16 regular meeting of the Board of Directors.

7. 10/11 AUDIT REPORT PRESENTATION FROM MESSNER & HADLEY

President Luckman stated that this item would be postponed to a future meeting.

8. APPOINTMENT OF BOARD MEMBER TO FILL VACANCY

The Board interviewed the following eight candidates to fill the Board Vacancy: Paul F. Coate, Ben Costello, Barbara Delph, Richard Fountain, Robert Johnson, Albert Marquez, Karen Tracy, and Stephen Tuttle. President Luckman called a recess from 8:25 pm to 8:35 pm. President Luckman suggested adjourning this item to next Wednesday. Vice President Reynolds and Director Long commented in agreement with adjourning this item to a meeting to be held in a week. President Luckman noted that agenda Items 9 and 12B must be taken care of at tonight's meeting.

9. AUTHORIZATION TO APPLY FOR GRANT FOR GROUND WATER RECHARGE PROJECT

General Manager Joe Guzzetta reported. During discussion it was noted that preparation of grant proposals is a complex process. The following action was taken:

MSC Long/Reynolds 3/1 to authorize the General Manager to apply for a Bureau of Reclamation grant in the amount of up to \$2 million and authorize Dudek Engineering to prepare the grant application at a cost of up to \$11,620.

Long Aye

Luckman	Aye
Reynolds	Aye
Wilson	No

10. REVISION OF JBWD ADMINISTRATION CODE SECTION 3.07.02 PROVIDING FOR BOARD AGENDA ITEMS NEEDING TO BE ADDRESSED SUBSEQUENT TO POSTING OF AGENDA

This item was adjourned to December 14.

11. AGREEMENT BETWEEN HI-DESERT MEDICAL CENTER AND JOSHUA BASIN WATER DISTRICT FOR PACKAGE WASTE WATER TREATMENT PLANT

This item was adjourned to December 14.

12. COMMITTEE REPORTS:

A. **Public Information Committee:** adjourned to December 14.

B. **Ad Hoc General Manager Performance Facilitated Review Process:** Vice President Reynolds and Director Long reported the committee received a proposal and noted that GM Guzzetta's review is overdue. MSC Reynolds/Long 3/1 to approve the committee recommendation that the Board authorize an agreement with Rauch Communication Consultants, Inc. at a cost \$6,150 plus expenses, to assist the Board in conducting the annual performance evaluation of the General Manager and to make the following determinations: Decide whether the Board President, a committee, or a designated board member will be the consultant's direct contact. Confirm that the consultant shall be retained by the District's legal counsel who will oversee the process to assure that it meets all legal requirements. Identify any employees, peer managers, or others to interview.

Long	Aye
Luckman	Aye
Reynolds	Aye
Wilson	No

Following discussion and action on items 9 and 12B of the agenda, President Luckman stated that the meeting would be recessed until Wednesday December 14th at 7:00 at the Helen Gray Center.

Steven Whitman of Joshua Tree asked whether the Board would need a motion and second to defer the items that the Board did not act on at tonight's meeting. GM Guzzetta stated that the meeting was being adjourned to December 14th at the Helen Gray Center. Legal Counsel Gil Granito added that staff intends to prepare a modified agenda that will include the items on tonight's meeting agenda that were not covered as well as an additional item regarding the District's Rules and Regulations.

The Board then determined by "straw vote" the top four of the eight applicants for the board vacancy: Paul F. Coate, Barbara Delph, Robert Johnson and Karen Tracy.

MSC Long/Reynolds 4/0 to approve meeting with the four applicants for the vacant Director position, Barbara Delph, Karen Tracy, Paul F. Coate and Robert Johnson at the Helen Gray Center.

13. PUBLIC COMMENT

None.

14. GENERAL MANAGER REPORT

GM Guzzetta reported that he would provide the Board members proposed changes to Articles three and seven of the District Rules and Regulations and that this is the item that would be added to the agenda for the adjourned meeting.

15. DISTRICT COUNSEL REPORT

None.

16 SELECTION OF BOARD OFFICERS

This item was adjourned to December 14.

17. APPOINTMENT OF BOARD REPRESENTATIVES TO MOJAVE WATER AGENCY, MORONGO BASIN PIPELINE COMMISSION, AND ASSOCIATION OF THE SAN BERNARDINO COUNTY SPECIAL DISTRICTS

This item was adjourned to December 14.

18 DIRECTORS COMMENTS/REPORTS

Director Wilson stated that tonight's meeting was a nice showing of people and an interesting meeting. Vice President Reynolds stated he was pleased that eight people had applied for the vacant Director position. Director Long agreed, noting that an election will be held in 2012 and encouraging interested persons to consider running for a seat on the Board. President Luckman thanked the applicants. President Luckman appointed herself and Vice President Reynolds to a new standing committee to work with the General Manager on the Board meeting agendas.

19 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).
- C. Closed Session to confer with labor negotiator regarding MSC unit pursuant to Government Code 54957.6. District negotiator: Joe Guzzetta.

There was no Closed Session.

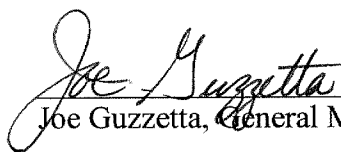
16. REPORT ON CLOSED SESSION

None.

21. ADJOURNMENT 9:00 PM

The meeting was adjourned to December 14, 2011, 7:00 pm at the Helen Gray Education Center in Joshua Tree.

Respectfully submitted;



Joe Guzzetta, General Manager