

MINUTES OF A REGULAR BOARD MEETING
CITY OF BIG BEAR LAKE
DEPARTMENT OF WATER AND POWER
BOARD OF COMMISSIONERS
OCTOBER 22, 2013

A Regular Meeting of the Board of Commissioners of the City of Big Bear Lake Department of Water and Power was called to order at 9:00 a.m. by Chair Foulkes at 41972 Garstin Drive, Big Bear Lake, California.

BOARD MEMBERS PRESENT:

Steve Foulkes, Chair
Bill Giamarino, Vice Chair
Bob Tarras, Treasurer
Don Smith, Commissioner
Craig Hjorth, Commissioner

BOARD MEMBERS EXCUSED:

None

OPEN SESSION

PLEDGE OF ALLEGIANCE

Don Smith, Commissioner

PUBLIC FORUM

No public comment was received during the Public Forum.

1. CONSENT CALENDAR

- 1.1 Approve Minutes of a Regular Board Meeting Dated September 24, 2013**
- 1.2 Approve Minutes of a Special Board Meeting Dated October 1, 2013**
- 1.4 USDA 2013 Budget Adjustment – Grant Award**
- 1.5 Authorize Payment of Legal Fee – Best, Best & Krieger**

Motion made by Commissioner Smith, seconded by Vice-Chair Giamarino, and carried 5-0 to approve Consent Calendar items 1.1, 1.2, 1.4 and 1.5 as presented.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 1.3 Resolution No. DWP 2013-13; Amending Policy #2009-03, DWP Water Loss or Leak Adjustment Policy**
Board discussed the policy amendment and requested that adjustments to the cost recovery charges be presented to the Board annually for consideration and approval.

Motion made by Commissioner Smith, seconded by Vice-Chair Giamarino, and carried 5-0 to approve Consent Calendar item 1.3, Resolution No. DWP 2013-13 - Amending Policy #2009-03, DWP Water Loss or Leak Adjustment Policy.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

Motion made by Vice-Chair Giamarino, seconded by Treasurer Tarras, and carried 5-0 to set the cost recovery charges for the DWP Water Loss or Leak Adjustment Policy to \$.065 per CCF of water and a service fee in the amount of \$110 per incident, effective immediately.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2. DISCUSSION/ACTION ITEMS

2.1 Check Register: 09/01/13 – 09/30/13

Board reviewed and discussed check register for September 2013 with Management.

Motion made by Treasurer Tarras, seconded by Vice-Chair Giamarino, and carried 5-0 to authenticate the check register for September 2013 as presented.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2.2 Addendum to the Mitigated Negative Declaration for the Arrastre Creek Well and Pipeline Project

Board discussed the addendum to the Mitigated Negative Declaration for the Arrastre Creek Well and Pipeline Project with Management.

Motion made by Treasurer Tarras, seconded by Commissioner Smith, and carried 5-0 to adopt the addendum to the City of Big Bear Lake Department of Water and Power Mitigated Negative Declaration for the Arrastre Creek Well and Pipeline Project; and authorize the General Manager to file a second Notice of Determination.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2.3 Authorize Reimbursement to the City of Big Bear Lake

Board discussed the reimbursement to the City of Big Bear Lake for costs incurred on behalf of DWP.

Motion made by Commissioner Hjorth, seconded by Commissioner Smith, and carried 5-0 to authorize reimbursement to the City of Big Bear Lake for costs incurred on behalf of DWP in the amount of \$312,597.75; and adopt the budget adjustment as presented.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2.4 Financial Data – September 2013

Board discussed the financial data for the quarter ended September 30, 2013 with Administrative Manager McGee.

2.5 Ratification to Award the E-Lane Trench Paving Project Contract

Board discussed the E-Lane Trench Paving Project with General Manager Lamson.

Motion made by Vice-Chair Giamarino, seconded by Treasurer Tarras, and carried 5-0 to ratify the awarding of the E-Lane Trench Paving Project contract to the lowest responsive bidder, Bear Valley Paving, in the amount of \$30,774.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

At 9:25 a.m. Chair Foulkes moved to recess without objection.

At 9:28 a.m. Chair Foulkes reconvened the meeting.

3. CLOSED SESSION

At 9:28 a.m. the Board went into closed session.

**3.1 Closed Session Pursuant to Section 54956.8
Conference with Real Property Negotiators**

Property: Water System
DWP Negotiator: Reginald Lamson
Negotiating Parties: Western Water Holdings LLC
Under Negotiation: Price and Terms

**3.2 Closed Session Pursuant to Section 54956.8
Conference with Real Property Negotiators**

Property: APN 0315-291-03
DWP Negotiator: Reginald Lamson
Negotiating Parties: YMCA of Greater Long Beach
Under Negotiation: Price and Terms

**3.3 Closed Session Pursuant to Section 54957.6
Conference with Labor Negotiators**

DWP Designated Representatives: Reginald Lamson, Diego Chavez
Employee Organization: San Bernardino Public Employees' Association

At 11:50 a.m. the Board came out of closed session. No reportable action was taken.

OPEN SESSION

At 11:50 a.m. Chair Foulkes reconvened the meeting.

2. DISCUSSION/ACTION ITEMS CONT'D

2.6 Award Contract for the Arrastre Creek Well Drilling Project

Board discussed the Arrastre Creek Well Drilling Project with Management.

Motion made by Vice-Chair Giamarino, seconded by Commissioner Hjorth, and carried 5-0 to award the Arrastre Creek Well Drilling Project contract to the lowest responsive bidder, South West Pump & Drilling, Inc., in the amount of \$586,620, and budget internally for a 5% contingency for a total amount of \$615,951, contingent upon award of the 2013 USDA funding.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2.7 Resolution No. DWP 2013-14, Approving a Memorandum of Understanding (MOU) Between the General Employees and the DWP Beginning January 1, 2014 and Ending December 31, 2016

Board discussed the memorandum of understanding regarding benefits and working conditions for represented employees with Management.

Motion made by Commissioner Smith, seconded by Commissioner Hjorth, and carried 5-0 to adopt Resolution No. DWP 2013-14, Adopting a Memorandum of Understanding Between the General Employees and the Department of Water and Power Beginning January 1, 2014 and Ending December 31, 2016.

AYES: Foulkes, Giamarino, Tarras, Smith, Hjorth

2.8 Management Reports

Board discussed Management Reports.

2.9 Board Member Reports

Commissioner Smith reported that the water supply and fire flow were very satisfactory at the recent Riffenburgh Lumber structure fire. Approximately 70,000 gallons of water were discharged during this event.

ADJOURNMENT

No additional business came before the Board. At 12:06 p.m. Chair Foulkes adjourned the meeting.

A handwritten signature in black ink, appearing to be 'D. Chavez', written in a cursive style.

Diego Chavez, Secretary
DWP Board of Commissioners

Approved at meeting dated: November 26, 2013