

# Bighorn-Desert View Water Agency



## Board of Directors

Terry Burkhart, President  
Michael McBride, Vice President  
David Larson, Director  
Judy Corl-Lorono, Director  
J. Dennis Staley, Director

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Marina D West, PG, General Manager  
Lyni Tompkins, Board/Exec. Secretary

A Public Agency

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## BOARD OF DIRECTORS' REGULAR MEETING AGENDA

BOARD MEETING OFFICE  
1720 N. Cherokee Trail, Landers, CA 92285  
Tuesday, January 24, 2012 - 6:00 p.m.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA

**DISCUSSION AND ACTION ITEMS** - The Board of Directors and Staff will discuss the following items, and the Board will consider taking action, if so inclined.

The Public is invited to comment on any item on the agenda during discussion of that item.

When giving your public comment, please have your information prepared, if you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment.

5. **CONSENT ITEMS** - The following items are expected to be routine and non-controversial and will be acted on by the Board at one time without discussion, unless a member of the Public or member of the Board requests that an item be held for discussion or further action.
  - a. Financial Statements December 2011
    1. Balance Sheet
    2. Statement of Revenue and Expense
    3. General Account (Union Bank)
    4. Disbursements
    5. Local Agency Investment Fund Balance Timeline
  - b. Consumption & Billing Comparison Report, December 2011
  - c. Service Order Report, December 2011
  - d. Production Report, December 2011

- e. Special Board Meeting Minutes, December 8, 2011
- f. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's Attorney by Motion
- g. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's Auditor by Motion
- h. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's Board Secretary by Motion
- i. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's Chief Engineer by Motion
- j. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's General Manager by Motion
- k. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Past Resolutions and Appointing the Agency's Treasurer by Motion
- l. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Appointing the Agency's Vice President by Motion
- m. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Authorizing Investment of Monies into the Local Agency Investment Fund
- n. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Approving a Form for Making Claims Against the Agency
- o. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Establishing its Banking Policy with Union Bank
- p. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding Resolution 00R-03, Consolidating The Offices of the Secretary and the Treasurer
- q. Resolution No. 12R-XX, A Resolution of the Board of Directors of the Bighorn-Desert View Water Agency Rescinding the Positions of the Agency's Assistant Board Secretary And Assistant Treasurer

Recommended Action:

Approve as presented (Items a - q):

**6. MATTERS REMOVED FROM CONSENT ITEMS**

**7. BOARD TO CHOOSE A PRESIDENT**

The Board of Directors to choose one of its members President of the Board.

**8. BOARD TO APPOINT A VICE PRESIDENT**

The Board of Directors to select one of its members Vice President of the Board.

**9. BOARD TO APPOINT A SECRETARY**

The Board of Directors to select one of its members Secretary of the Board.

**10. BOARD TO CONSIDER CONTINUATION OF AUDIT SERVICES WITH MAYER HOFFMAN MCCANN P.C. FOR AN ADDITIONAL 3-YEAR TERM AT A COST OF \$29,218 PER YEAR, AND APPOINT THEM AS THE AGENCY'S AUDITOR**

The Board to consider taking the following actions:

1. Authorize staff to execute the January 2, 2012 Engagement Letter with Mayer Hoffman McCann P.C. outlining the nature, terms and objectives of an engagement to audit the financial statements for the years ended June 30, 2012, 2013 and 2014 at an annual cost of \$29,918; and
2. Appoint Mayer Hoffman McCann P.C. as the Agency's Auditor.

**11. ASSOCIATION OF CALIFORNIA WATER AGENCIES HEALTH BENEFITS AUTHORITY (ACWA HBA) REQUEST FOR BOARD REVIEW AND DECISION REGARDING FEDERAL HEALTH CARE INSURANCE REFORM OPTION TO EXTEND ACWA DENTAL AND/OR VISION BENEFITS TO COVER DEPENDENT CHILDREN TO AGE 26**

The Board consider authorizing staff to notify Association of California Water Agency's Health Benefits Authority to extend the Dental and Vision benefits to adult children to age 26 or not.

**12. REVIEW OPTIONS FOR COMPLIANCE WITH SECTION 33305 OF THE BIGHORN-DESERT VIEW WATER AGENCY LAW (CALIFORNIA WATER CODE APPENDIX 112 & RELATED WATER CODES)**

The Board to consider authorizing staff to solicit assistance from the State Legislature to pursue a revision to the Bighorn-Desert View Water Agency Law (California Water Code Appendix 112 & Related Water Codes) retroactively repealing Section 33305.

**13. COUNTYWIDE VISION PROJECT – WATER ELEMENT COLLABORATION MEETING**

The Board to consider authorizing one director to attend the Countywide Vision Project – Water Element discussion on January 31, 2012 at an approximate cost of \$230 per Board member.

**14. BOARD TO DISCUSS CALENDAR YEAR 2012 BOARD OF DIRECTOR AND COMMITTEE MEETINGS**

**15. DISBURSEMENTS DECEMBER 2011**

Recommended Action:

Ratify Check Register (payment of bills) for December 2011.

**16. PUBLIC COMMENT PERIOD**

Any person may address the Board on any matter within the Agency's jurisdiction on items not appearing on this agenda.

When giving your public comment, please have your information prepared, if you wish to be identified for the record then please state your name. Due to time constraints, each member of the public will be allotted three-minutes to provide their public comment. State Law prohibits the Board of Directors from discussing or taking action on items not included on the agenda.

**17. VERBAL REPORTS - Including Reports on Courses/Conferences/Meetings.**

- a. GENERAL MANAGER'S REPORT
- b. DIRECTORS' REPORT
- c. PRESIDENT'S REPORT

**18. ITEMS FOR NEXT AGENDA**

**19. ADJOURNMENT**

In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted in the main lobby of the Bighorn-Desert View Water Agency, 622 S. Jemez Trail, Yucca Valley, CA not less than 72 hours if prior to a Regular meeting, date and time above; or in accordance with California Government Code Section 54956 this agenda has been posted not less than 24 hours if prior to a Special meeting, date and time above.

As a general rule, agenda reports or other written documentation has been prepared or organized with respect to each item of business listed on the agenda.

Copies of these materials and other discloseable public records in connection with an open session agenda item, are also on file with and available for inspection at the Office of the Agency Secretary, 622 S. Jemez Trail, Yucca Valley, California, during regular business hours, 8:00 A.M. to 4:30 P.M., Monday through Friday. If such writings are distributed to members of the Board of Directors on the day of a Board meeting, the writings will be available at the entrance to the Board of Directors meeting room at the Bighorn-Desert View Water Agency.

Internet: Once uploaded, agenda materials can also be viewed at [www.bdvwa.org](http://www.bdvwa.org).

Public Comments: You may wish to submit your comments in writing to assure that you are able to express yourself adequately.

Per Government Code Section 54954.2, any person with a disability who requires a modification or accommodation, including auxiliary aids or services, in order to participate in the meeting, should contact the Board's Secretary at 760-364-2315 during Agency business hours.