

***MINUTES OF A REGULAR MEETING OF
BIG BEAR MUNICIPAL WATER DISTRICT
HELD ON THURSDAY, MAY 20, 2010***

CALL TO ORDER

President Fashempour called the Open Session to order at 1:02 PM. Those in attendance included Director Eminger, Director Suhay, Director Smith, District Counsel Wayne Lemieux, General Manager Scott Heule, Lake Manager Mike Stephenson, and Board Secretary Vicki Sheppard.

REPORTS

Mr. Heule reported he has been busy the past several days with meetings with the Santa Ana Sucker Fish Task Force, Watermaster, ACOE, Chamber of Commerce, and TMDL Task Force. He explained that Santa Ana Sucker Task Force has developed a proposed scope of work and costs of \$406,000 for addressing the Critical Habitat Designation efforts. He commented that the District is one of 13 agencies that have contributed to the work so far that has raised \$65,000. He stated that moving forward (if no other agencies join the efforts) explaining that each of the existing participating agencies would need to come up with an additional \$31,000 to complete the proposed work. He added that the District has not made any commitments beyond a \$5,000 contribution at this time and the Task Force is not pressuring for more. Mr. Heule reported that a study has been prepared by John Husing on the economic impacts of the US Fish and Wildlife Service's revised habitat designation for the Santa Ana Sucker Fish. He explained that projects that could realistically be adversely impacted include 119,800 acre feet of water and a cost of \$2.7 billion over a 25 year planning period, assuming replacement water was even available. He added that the Watermaster Committee discussed a couple new issues including new water well construction for development near the lake at Mooncamp and constraints on Lake releases to meet Mutual's needs during high Lake level conditions. He reported that at the TMDL Task Force meeting, task force members further discussed obligations for submittal and approval of the aquatic plant management and sediment nutrient reduction plans. He explained that while the Regional Board did not have any comments on the sediment nutrient reduction plan, they had several substantive comments on the aquatic plant plan. Mr. Heule stated that a decision was made to limit the aquatic plant management plan to a two year time window only after which evaluation of the outcomes would be made and an updated plan would then be prepared. He added that the principal issue was regarding how the District could be held accountable to the Task Force for performing work in the lake that some of the Task Force members have legal obligations to perform as a condition of their stormwater discharge permits. He explained that both of these plans and plans for watershed modeling will now be consolidated into a single document, which the Regional Board has agreed can be submitted in August instead of June as was previously mandated. Mr. Heule stated that Simon Bluestone/MWH, Tim Moore, and Brown & Caldwell (TMDL Task Force consultants) will be making a presentation to the Board in a workshop setting on June 24. He reported that he met with them yesterday to go over his objectives for the workshop meeting and develop a strategy that will result in the Board being fully confident when they evaluate the TMDL Task Force plans for work in the lake. He commented that based on their meeting yesterday he is confident that the Board will be fully prepared to consider whether or not they want to endorse the plans. He stated that it appears that existing funding for the ACOE Ecosystem Restoration project will carry the work through the end of 2010. He added that if money is available for next fiscal year, and currently it does not appear likely, the District will probably have to come up with about \$330,000 cash to complete

the project. He reported that if funding is available and there are no delays the projected project completion date would be June 2012.

Lake Manager, Mike Stephenson reported that grading is going on at Big Bear Marina with the District supplying the materials and Big Bear Marina supplying the labor. He explained that the East Ramp Repave & Decon Station Construction Project has not begun because the contractor has not yet furnished his bond. He reported that there has been discussion with District Counsel on the contractor's inability to perform and what options the District has. Mr. Lemieux commented that the District could notify the contractor that if he can't perform the District will keep his bid bond and notify the contractor who came in second that he could proceed. Mr. Lemieux expressed his concerns with the contractor's inability to get the bond necessary. President Fashempour asked if the District had to re-bid the project. Mr. Lemieux stated that it does not have to be re-bid. President Fashempour stated that it is her opinion that the sooner we get rid of WTA Construction and go on to the second bidder, the better. Mr. Stephenson reported on the progress of the Carp Roundup explaining that this year there is a special "kids" prize and a new blind boogie. He commented that the May Trout Classic went well with some nice fish being caught on Saturday, but explaining that Sunday was slow catching. He added that the winning fish weighed 8.2 lbs. Mr. Stephenson introduced Tyler Cockrell, Launch Ramp Supervisor, who reported on an invasive species incident a few days ago. Mr. Cockrell explained that Pine Knot Landing discovered a suspicious boat with standing water and sent it to the District to be decontaminated. He stated that he and Stacy Marquardt found Quagga mussel on the boat and quarantined it at the main office. He explained that it was infected four days before. He commented that the Quagga Mussel program is working and gave kudos to Ms. Marquardt and Pine Knott Landing for their diligence in discovering the mussel. Mr. Stephenson stated that the program is only as good as the people administering it and our people are very good. He reported that Lake Poway has been infected with Quagga Mussel and they don't know exactly how they got them (possibly through a float tube). Director Eminger suggested that we notify the Grizzly and KBHR of the diligence of our staff and of Pine Knott Landing in discovering the infected vessel. Mr. Cockrell stated that the District plans to issue a press release. Director Smith asked Mr. Stephenson if he has heard anything about a mechanism that emits ultra-sound frequency causing the Quagga Mussels to fall off of boats. Mr. Stephenson stated that he has heard of that explaining that the noise seems to bother the mussels enough that they fall off adding that the noise also bothers the fish. He added that there is a mollusk-side that is being developed but it will be very expensive so most lakes may not be able to afford it is it is developed.

District Counsel Wayne Lemieux reported on a ruling by Federal Judge Wagner regarding how much water could be pumped out of California's Sacramento Delta without harming fish populations. He read some excerpts from the ruling explaining that it could result in more water being shipped to farmers in Central California.

APPROVAL OF CONSENT CALENDAR

Upon a motion by Director Suhay, seconded by Director Smith, the following consent items were unanimously approved:

- Minutes of a Special Meeting of May 3, 2010
- Warrant List Dated May 14, 2010 for \$62,616.0
- Consider approval of a Resolution of the Board of Directors of Big Bear Municipal Water District requesting the Board of Supervisors of the County of San Bernardino to permit the Registrar-Recorder/County Clerk to render election services for a General District Election to be held on November 2, 2010

PUBLIC FORUM

No comments were made

ANNOUNCEMENTS

Mr. Heule reported that the new dedicated Skype system is up and running. Mr. Lemieux explained that the Directors can also use it when they are unable to physically be at a meeting. Mr. Heule announced that he is on vacation through Memorial Day and back to work on Tuesday June 1. He added that on June 1 Don Evenson and he will be having lunch with Doug Headrick to discuss the potential of summertime storage of water for Muni. He reported that the June 3 Board meeting will include the formal first presentation of FY 2010-11 budget, which would then be approved at the June 15 Meeting.

DIRECTOR COMMENTS

No comments were made

ADJOURNMENT TO CLOSED SESSION

The meeting was adjourned to Closed Session at 1:49 P.M to:
Conference with Legal Counsel under:

- Government Code Section 54956.9 (a) - Existing Litigation
 - A. One Case – Case No. BC434740 Graybill vs BBMWD
- Government Code Section 54956.9 (b) - Potential Litigation
 - A. Two Cases

RECONVENE TO OPEN SESSION

The meeting was reconvened to Open Session at 3:22 P.M.
No reportable action.

ADJOURNMENT

There being no further business, the meeting was adjourned at 3:23 P.M.

NEXT MEETING

Open Session at 1:00 P.M.
Thursday, June 3, 2010
Big Bear Municipal Water District
40524 Lakeview Drive, Big Bear Lake, CA



Vicki Sheppard
Secretary to the Board
Big Bear Municipal Water District

(SEAL)