

***MINUTES OF A REGULAR MEETING OF
BIG BEAR MUNICIPAL WATER DISTRICT
HELD ON THURSDAY, JULY 5, 2012***

CALL TO ORDER

President Eminger called the Open Session to order at 1:00 PM. Those in attendance included Director Murphy, Director Suhay, Director Smith, District Counsel Wayne Lemieux (via Skype), General Manager Scott Heule, and Board Secretary Vicki Sheppard.

REPORTS

General Manager, Scott Heule reported that we are already nearly half way through the summer. He added that ramp attendants now are almost routinely catching Quagga Mussel infested boats attempting to launch. He explained that one boater spent over \$1,200 at a marine repair shop to get his boat cleaned to the point of being able to visit our lake. He commented that District staff spent a couple hours decontaminating an infested pontoon boat that we had quarantined. He explained that he feels we should establish a fee for this kind of work so we can recoup our expense. Mr. Heule reported on the disappointing results for the Carp Roundup. He explained that the windy weather reduced visibility and sent the carp down. He added that only about 4100 pounds were recovered. He stated that our electro-shock boat will be going out on the water as soon as the last of the herbicide is administered. He reported that last month we fell below our required fish release flow rate at Station A for several days. He explained that even though the rate at Station B met target requirements, downstream plant transpiration decreased Station A flows below the 1.2 cfs standard. He commented that fish releases have been increased and will be reviewed again later this month when the data is downloaded from the recording device at Station A. Mr. Heule updated everyone on last night (the 4th of July) commenting that it was fairly uneventful except for a minor confrontation where a boater shoved ramp attendant Chris Jackson. He explained that the sheriffs came and spoke to the boater (on 2 separate occasions) adding that no punches were thrown and no one was hurt. He reported on another incident where two inflatables were in the middle of the lake with 4 persons in each boat well after dark. He explained that neither of the boats had any lights so lake patrol couldn't see them and might have run into them. He added that they were removed from the lake.

APPROVAL OF CONSENT CALENDAR

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

- Minutes of a Regular Meeting of June 21, 2012
- Warrant List Dated July 2, 2012 for \$43,691.20
- Approval of a proposal from Eadie and Payne, Certified Public Accounts, for the completion of the Annual Audit for the year ended June 30, 2012

CONSIDER APPROVAL OF IN-LIEU WATER MOU BETWEEN BBMWD AND SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT (VALLEY DISTRICT)

Mr. Heule reported that the Watermaster Committee reviewed the latest version of an MOU prepared by Don Evenson. He commented that the Committee would like to

continue discussions with Valley District regarding an amendment to the 1996 in-lieu agreement that would allow the District to keep water in the Lake all summer long and have Valley District deliver in-lieu of releases during the summer boating season even when the Lake level would normally require Lake releases. He explained that Valley District would be "paid back" the water they delivered during this time with releases made after the Labor Day weekend. He reported that Don Evenson has suggested that additional operational efficiencies could be made that would provide for emergency storage of water in the Lake for Valley District but the details and modeling to understand the full impact of the storage has not been completed.

Mr. Heule reported that Valley District is undertaking a construction project that might interfere with their ability to deliver water to some of their customers during 2013. He added that they would like to enter into an MOU, which term would extend from July 1, 2012 through December 31, 2013, to store water in Big Bear Lake by making in-lieu deliveries to Bear Valley Mutual when Lake releases would normally be made under the Lake Release Policy and to use the stored water, as needed, to meet its water delivery needs while the elements of their delivery system are out of service. Mr. Heule explained that by making in-lieu deliveries to Bear Valley Mutual when Lake releases would normally be made, Valley District would create a storage account in the Lake that could be used as needed during construction. He added that the water that is left in the Lake after the term of the MOU would either be incorporated into an amendment to the in-lieu agreement if all parties can agree or will no longer be callable by Valley District. He reported that the Committee would like to continue moving forward on a possible amendment to the 1996 in-lieu agreement and believes the proposed June 2012 MOU is a good step towards accomplishing the longer term goal. He explained that the Watermaster Committee is recommending approval of the proposed MOU. Mr. Heule reported that on Tuesday the Valley District Board approved the MOU. To Begin the process of amending the 1996 In-Lieu Agreement, Big Bear and Valley District are willing to enter into this July 2012 MOU to replicate the conditions under Amendment 1 of the June 1999 Memorandum and to accommodate Valley District's needs as described in Paragraph 6 while the technical details of a future amendment to the 1996 In-Lieu Agreement are developed. This 2012 MOU will provide the Parties an opportunity to collect basic data on the effect of lake operations on Santa Ana River flows, to experiment with the impact lake releases will have on the ability of Valley District to divert lake releases for beneficial uses, and to evaluate how to maximize the effectiveness of lake releases on environmental management of Big Bear Lake and the Santa Ana River. This MOU will expire on Dec. 31, 2013 or the date the amendment to the In-Lieu Agreement is signed, whichever date occurs first.).

Director Murphy moved approval of the 2012 In-Lieu Water MOU between BBMWD and San Bernardino Valley Municipal Water District. Director Suhay seconded the motion and it was unanimously approved.

CONSIDER APPROVAL OF A RESOLUTION OF THE BOARD OF DIRECTORS OF BIG BEAR MUNICIPAL WATER DISTRICT REVISING BOUNDARIES FOR DISTRICT DIVISIONS

Mr. Heule reported that at the Board meeting of April 5, 2012, a map that delineates the new Division boundaries was approved. He added that after that Board action, Staff authorized Hicks and Hartwick Engineers to prepare the legal description that fully defines the new Divisions. He added that Hicks and Hartwick has completed their work and Board approval of the resolution will formally adopt the new boundaries. He explained that once

the resolution has been approved it will be submitted to the San Bernardino County Registrar of Voters for use beginning with the November elections.

Director Smith moved approval of a Resolution revising boundaries for District Divisions. Director Murphy seconded the motion and it was unanimously approved.

PUBLIC FORUM

Mrs. Ellen Williams, Valley Resident, asked how many boats were on the lake for the 4th of July fireworks. Mr. Heule reported that there were several hundred; possibly 400 to 500. Mr. Jack Williams commented on speeding boats after sundown saying he shines a spot light on them and they seem to slow down.

ANNOUNCEMENTS

No announcements were made.

DIRECTOR COMMENTS

Director Suhay thanked staff for a good job on the 4th. He commented that patrol really did their job. Director Murphy asked about a lodge in the Boulder Bay area that appears to have kayaks with permits loosely stapled to their sides. He commented that this would allow for interchanging the permits between numerous kayaks. Mr. Heule said he would have staff look into it. Director Murphy also reported that he saw a contractor climbing over the fence at the dam commenting that we may want to look into other fencing and security. He also mentioned that he heard reports that both of the SS Reliefs were closed on the holiday. Mr. Heule stated that he was not aware of that and believed both were open. President Eminger commented that everyone should keep Director Fashempour in their prayers during her illness.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:30 P.M.

NEXT MEETING

Open Session at 1:00 P.M.
Thursday, July 19, 2012
Big Bear Municipal Water District
40524 Lakeview Drive, Big Bear Lake, CA



Vicki Sheppard
Secretary to the Board
Big Bear Municipal Water District

(SEAL)