

THE PUBLIC IS INVITED

COACHELLA VALLEY WATER DISTRICT  
ADJOURNED REGULAR MEETING OF THE BOARD OF DIRECTORS

AGENDA – May 7, 2007, Monday, 9:00 a.m.

Dr. Forbes Auditorium  
Coachella Office  
85-995 Avenue 52  
Coachella

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

STATEMENT OF THE SECRETARY—AFFIDAVIT OF POSTING ORDER OF  
ADJOURNMENT OF REGULAR MEETING OF APRIL 24, 2007

MINUTES – Regular meeting of April 24, 2007

COMMENTS FROM AUDIENCE -- This is the time set aside for public comment on any matter on the consent calendar or on items not appearing on the agenda. Please come to the podium and limit your remarks to five (5) minutes and give your name and address.

ORDER OF BUSINESS

1. WRITTEN COMMUNICATIONS
2. REPORTS
  - A. General Manager's Report, longevity and retirement
  - B. Building Industry Association Public Officials' luncheon of April 24, 2007
  - C. Quantification Settlement Agreement Joint Powers Authority meeting of April 25, 2007
  - D. Salton Sea Authority Board of Directors meeting of April 26, 2007
  - E. Save our Sea Rally – Valley Action of April 26, 2007
3. Board Members', General Manager-Chief Engineer's and Counsel's comments
4. CONSENT CALENDAR—Consent calendar items are expected to be routine and noncontroversial, to be acted upon by the board of directors at one time without discussion. If any board member requests that an item be removed from the consent calendar, it will be removed so that it may be acted upon separately.
  - A. Award Contract Services Agreement for Manhole Vector Control (spraying of sewer manholes), Specification No. 2007-7

4. CONSENT CALENDAR, continued
  - B. Replace microwave radio link at Booster Station 03601 and at Well 5630-1, section 7-3-6 and section 6-5-6, respectively
  - C. Replace domestic reservoir seismic valve actuator systems, sections 33-3-5, 20-4-7, 30-5-6, 1-6-5, 13-6-6, 24-6-6 and 29-6-7
  - D. Authorize Attorney/Client Agreement with Shulman, Rogers, Gandal, Pordy & Ecker, P.A. for 800 MHz frequency rebanding negotiation
  - E. Authorize Agreement Regarding Construction and Joint Funding of Reservoir Improvements for Reservoir 6726-1
  - F. Authorize installation of electrical power supply by Imperial Irrigation District Energy for the Mid-Valley Pipeline, Phase 1

(End of Consent Calendar)

5. OTHER BUSINESS

- A. Coachella Valley Water District and U.S. Bureau of Reclamation right-of-way encroachment policy
- B. Award Professional Service Agreement for Dike 4 Recharge Facility land purchase appraisals and expert testimony, section 34-6-7
- C. Authorize Tolling and Waiver Agreement with the Department of Water Resources
- D. Claim of Michael C. Ward, Hacienda de Trampas, property damage

6. ORDINANCES FOR ADOPTION

7. ADJOURN TO CLOSED SESSION

- A. Conference with legal counsel—pending litigations  
Significant exposure to litigation pursuant to Government Code subdivision (b) of Section 54956.9: Two potential cases
- B. Public Employee Performance Evaluation  
Pursuant to Government Code Section 54957  
Title: General Manager-Chief Engineer
- C. Conference with labor negotiators  
Pursuant to Government Code Section 54957.6  
Agency negotiators: Steve Robbins, Mark Beuhler and Heidi Keeran  
Employees' organizations: Service Employees International Union Local 1997, Association of Coachella Valley Water District Managers and Association of Supervisory Support Evaluation Team

## 7. ADJOURN TO CLOSED SESSION, continued

D. Conference with legal counsel—existing litigations  
Pursuant to Government Code Section 54956.9

- 1) Name of Case: Coachella Valley Water District v. Imperial Irrigation District, complaint for declaratory relief, breach of contract, open book account, accounting and breach of fiduciary duty, Case No. 78863
- 2) Name of Case: County of Imperial v. Metropolitan Water District of Southern California, Imperial Irrigation District, Coachella Valley Water District and San Diego County Water Authority, Case No. ECU01656
- 3) Name of Case: Michael W. Morgan and Don R. and Mary K. Emanuelli, petitioners, v. Imperial Irrigation District, respondent. Real Parties in Interest: San Diego County Water Authority, Coachella Valley Water District, Metropolitan Water District of Southern California and State of California, Case No. ECU01658
- 4) Name of Case: Protect our Water and Environmental Rights (POWER), Larry Porter, and Does 1 through 5, inclusive, petitioners, v. Imperial Irrigation District and Does 6 through 10, inclusive, respondents. Real Parties in Interest: San Diego County Water Authority, Metropolitan Water District of Southern California, Coachella Valley Water District, and Does 11 through 15, inclusive, Case No. ECU01653
- 5) Name of Case: Imperial Irrigation District v. All Persons Interested in the QSA Agreements, Case No. ECU01649
- 6) Name of Case: Michael W. Morgan, et al. v. Coachella Valley Water District, Imperial Irrigation District, San Diego County Water Authority, and Metropolitan Water District of Southern California and State of California, Case No. ECU01643
- 7) Name of Case: Bobbie Ray Preckwinkle, Stephen Rice and Chad Siva v. Coachella Valley Water District, complaint
- 8) Name of Case: Riverside County Superior Court Case No. 18035 in the matter of the determination of the relative rights, based upon prior appropriation, of the various claimants to the waters of the Whitewater River and its tributaries, in San Bernardino and Riverside Counties, California

## 8. RECONVENE

- A. Report on closed session
- B. Authorize Change Order No. 2 to increase the monetary amount for the Improvement District No. 53 Trunk Sewer project

9. ADJOURNMENT

Next Scheduled Board Meeting: May 22, 2007

Request for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Secretary, Julia Hernandez, at least 48 hours in advance of the meeting to ensure availability of the requested service or accommodation. Ms. Hernandez may be contacted by telephone at (760) 398-2661, extension 2217, or in writing at the Coachella Valley Water District, Post Office Box 1058, Coachella, California 92236.