

THE PUBLIC IS INVITED

COACHELLA VALLEY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS

AGENDA – December 11, 2007, Tuesday, 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 NOTICE OF  
ADJOURNMENT OF REGULAR MEETING OF NOVEMBER 27, 2007

MINUTES – Adjourned regular meeting of November 26, 2007, and regular meeting of  
November 27, 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 Reports

1) Good Samaritan Awards

2) Dues

- National Association of Flood Stormwater Management Agencies
- WaterReuse
- Urban Water Institute, Inc.
- California Farm Water Coalition

B. Association of California Water Agencies 2007 fall conference and exhibition  
of November 27 through November 30, 2007

C. Reception and dinner with the Metropolitan Water District of Southern  
California board members of November 27, 2007

D. Workshop of November 27, 2007, on *The State of the State Water Project*  
presented by the Department of Water Resources and State Water Contractors

2. REPORTS, continued
  - E. Quantification Settlement Agreement Joint Powers Authority regular meeting of November 29, 2007
  - F. Growers' monthly meeting of December 3, 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 Professional Services Agreement for the 2008 Annual Soil Testing and Inspection
  - B. Amend Consulting Agreement with AMEC, Earth and Environmental, Inc., to increase the monetary amount to include additional environmental tasks for the Coachella Canal Lining Project
  - C. Authorize site work preparation and purchase and installation of a steel structure for using, protecting and securing two 1-ton Chlortainer® chlorine containment vessels
  - D. Purchase of outdoor (billboard) advertising to promote and encourage water conservation
  - E. Participation in the American Water Works Association Research Foundation Subscription Program
  - F. Offer to purchase year 2007 Riverside County Tax default land, section 16-7-10 and section 31-3-5

(End of Consent Calendar)
5. OTHER BUSINESS
  - A. Authorization to sign Lower Colorado River Basin Intentionally Created Surplus Forbearance Agreement and California Agreement for the Creation and Delivery of Extraordinary Conservation Intentionally Created Surplus
  - B. City of La Quinta/Coachella Valley Water District Cooperative Landscape Water Management Program
  - C. Award Professional Services Agreement for construction management services for the Palm Desert Administration Facility Project
  - D. Service Area Agreement between City of Coachella and Coachella Valley Water District

## 5. OTHER BUSINESS, continued

- E. Acknowledge receipt of audited basic financial statements from Mayer, Hoffman and McCann P.C., year ended June 30, 2007 (with Independent Auditor's Report thereon)
- F. Authorize First Amendment to Tolling and Waiver Agreement

## 6. ORDINANCES FOR ADOPTION

## 7. ADJOURN TO CLOSED SESSION

- A. Conference with legal counsel—anticipated litigation  
Significant exposure to litigation pursuant to Government Code subdivision (b) of Section 54956.9: Four potential cases
- B. Conference with real property negotiator  
Pursuant to Government Code Section 54956.8

Property: APN 766-120-007

Negotiating parties: Steve Robbins for Coachella Valley Water District and Desert Community Foundation

Under negotiation: Instructions to negotiator will concern price and terms

Property: APNs 766-120-009 and 766-120-010

Negotiating parties: Steve Robbins for Coachella Valley Water District and Shannon Gray/Vincent A. DiAntonio/Americo DiAntonio

Under negotiation: Instructions to negotiator will concern price and terms

Property: APNs 766-110-014 and 766-110-015

Negotiating parties: Steve Robbins for Coachella Valley Water District and Estate of Dennis Richard Cooney/Richard D. Cleary/James Gerard/Douglas L. Mahaffey

Under negotiation: Instructions to negotiator will concern price and terms

Property: APNs 766-110-011 and 766-110-013

Negotiating parties: Steve Robbins for Coachella Valley Water District and William (Willard) Kelsey and Jacque Becker

Under negotiation: Instructions to negotiator will concern price and terms

Property: APNs 766-120-004, 766-120-012, 766-120-013 and 766-120-014

Negotiating parties: Steve Robbins for Coachella Valley Water District and Richard J. Meyer

Under negotiation: Instructions to negotiator will concern price and terms

Property: APN 766-110-012

Negotiating parties: Steve Robbins for Coachella Valley Water District and Timothy Y, Kraushaar

Under negotiation: Instructions to negotiator will concern price and terms

## 7. ADJOURN TO CLOSED SESSION, continued

## C. Conference with legal counsel—existing litigations

Pursuant to Government Code subdivision (a) of Section 54956.9

- 1) QSA Cases JCCP No. 4353
- 2) 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
- 3) Name of Case: Bobbie Ray Preckwinkle, Stephen Rice and Chad Siva v. Coachella Valley Water District, complaint
- 4) Name of Case: Riverside County Superior Court Case No. 18035 in regards to Waters of Whitewater River and its Tributaries
- 5) CVWD v. Roger Snellenberger Development Corporation, etc., et al RSC No. INC 057641
- 6) Coachella Valley Water District v. City of Indio, Sun-Cal Companies as Real Party in Interest, Case No. INC 065049

## D. Personnel matters

Pursuant to Government Code Section 54957

Title: Tom Levy, Consultant

## 8. RECONVENE

## A. Report on closed session

## 9. ADJOURNMENT

The December 25, 2007 Board Meeting **will not** be held

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.