

THE PUBLIC IS INVITED

COACHELLA VALLEY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS

AGENDA – February 12, 2008, Tuesday, 9:00 a.m.

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MINUTES – Regular meeting of January 22, 2008 and special meeting of February 5, 2008

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.

HEARINGS—Groundwater Production and Replenishment Assessment Determination and Fixing of Interest and Penalties

1. Jeule I, LLC, Howard Marguleas
2. Indian Springs Golf and Country Club

ORDER OF BUSINESS

1. WRITTEN COMMUNICATIONS
2. REPORTS
  - A. General Manager's Reports
    - 1) Longevity and retirement
    - 2) Staff report on Key Projects Update
  - B. Salton Sea Authority board meeting of January 24, 2008
  - C. Southern California Water Committee quarterly meeting of January 25, 2008, *Vision to Decision Outlook for a Water Bond in 2008*
  - D. Association of California Water Agencies' board of directors meeting of January 25, 2008
  - E. KMIR panel meeting of January 25, 2008

## REPORTS, continued

- F. Joint Water Policy Advisory Committee meeting for the Lower Whitewater River Subbasin Management Area of Benefit of January 29, 2008
  - G. Regional water leaders water crisis roundtable meeting of February 1, 2008
  - H. Growers monthly meeting of February 4, 2008
  - I. Special District and Local Government Institute Governance Updated Seminar of February 7 and 8, 2008
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. Replacement of 750 positive displacement water meters with automatic meter read meters in Tri-Palms Estates, Phase II, by District forces
  - B. Domestic Water Agreement with R.T. W Company, LLC, for Tract No. 33597, section 33-6-7
  - C. Authorize an Agreement with Union Pacific Railroad Company for the construction of new railroad bridges over the Morongo Creek Stormwater Channel
- (End of Consent Calendar)
5. OTHER BUSINESS
- A. Review appointment of representative and alternate to the State Water Contractors Joint Powers Authority
  - B. Award Professional Service Agreement for 2008 Hydraulic Modeling and Engineering Services
  - C. Approve Contract with MAF Consulting Services for account analysis and pre-audit work for the Comet Project
  - D. Adopt a Mitigated Negative Declaration and prepare and file Notice of Determination for Well 6808-1, section 19-6-8
6. ORDINANCES FOR ADOPTION
- A. Amend Section 5-03-01 of Ord. 1354, Working Rules and Regulations

## 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

- C. Conference with legal counsel—existing litigations  
Pursuant to Government Code subdivision (a) of Section 54956.9

- 1) QSA Cases JCCP No. 4353
- 2) Coachella Valley Water District v. City of Indio, Sun-Cal Companies as Real Party in Interest, Case No. INC 065049
- 3) Richard J. Meyer vs. Coachella Valley Water District, Case No. INC 063043, Complaint for Inverse Condemnation; and precondemnation damages

8. RECONVENE
  - A. Report on closed session
9. ADJOURNMENT

Next Scheduled Board Meeting: February 26, 2008

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.