

THE PUBLIC IS INVITED

COACHELLA VALLEY WATER DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS

AGENDA – April 8, 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 March 25, 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.

1. PUBLIC MEETING

A. Proposed Fiscal Year 2008-2009 Irrigation Water Availability Assessment Program

- 1) Acknowledge receipt of Draft Engineer's Report, Irrigation Water Availability Assessment, April 2008

ORDER OF BUSINESS

1. WRITTEN COMMUNICATIONS

2. REPORTS

A. General Manager's Reports

- 1) Dues

- California Stormwater Quality Association

- 2) Longevity and retirement

B. Salton Sea Authority Board of Directors meeting of March 27, 2008

C. Association of California Water Agencies Board of Directors meeting of March 28, 2008

D. Southern California Water Committee quarterly meeting of March 28, 2008

2. REPORTS, continued
 - E. Growers' meeting of March 31, 2008.
 - F. Integrated Water Resources Management Plan meeting of April 1, 2008
 - G. Salton Sea Authority special Board of Directors meeting of April 7, 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. Award contract for printing of *2007-2008 Annual Review*, Specification No. 2008-18
 - B. Amend the Consulting Agreements to increase the monetary amounts
 - 1) MWH for additional construction management support, on-call services, and Phase V of the Dos Palmas Water Supply Development and Management Plan for the Coachella Canal Lining Project
 - 2) Stantec Consulting, Inc., for the design of the alternate alignment of the Airport Boulevard water transmission main at the crossing of the 86 Expressway
 - 3) Parsons Water and Infrastructure, Inc., for the automated air process control system at Palm Desert Water Reclamation Plant No. 10
 - C. Purchase and install diesel particulate filters in diesel-fueled engines of heavy duty trucks to meet California Air Resources Board requirements
 - D. Authorization to execute the Revised Implementation Agreement for the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit
 - E. Authorize additional cost for upgrade of Variable Frequency Drives at Plants B and C located at the Palm Desert Water Reclamation Plant No. 10

(End of Consent Calendar)
5. OTHER BUSINESS
 - A. Authorize Agreement between the Torres Martinez Desert Cahuilla Indians and the Coachella Valley Water District-Trailer Park Sewer Collection System Preliminary Engineering and Environmental Documents

5. OTHER BUSINESS, continued
 - B. Award Construction Contract for the Highway 86 Transmission Main Extension, Phase I, Specification No. 2008-13
 - C. Determine and fix groundwater production within the Lower Whitewater River Subbasin Area of Benefit for Indian Palms Country Club and Resort; City of Indio - Indio Water Authority; and Palm Royale Country Club HOA
 - D. Award Consulting Services Agreement for the Avenue 62 trunk sewer design modifications, sections 31, 32, 33, 34, 35, 36-7-8
 - E. Upgrade the Turbidity Meter System for the Palm Desert Water Reclamation Plant No. 10 Tertiary Filtration System Nos. 1 and 2

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. Public Employee Performance Evaluation
Pursuant to Government Code Section 54957
Title: General Manager-Chief Engineer
- C. 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 766-110-014 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

7. ADJOURN TO CLOSED SESSION, continued

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

D. 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: Bobbie Ray Preckwinkle, Stephen Rice and Chad Siva v. Coachella Valley Water District, complaint
- 3) Name of Case: Riverside County Superior Court Case No. 18035 in regards to Waters of Whitewater River and its Tributaries
- 4) CVWD v. Roger Snellenberger Development Corporation, etc., et al RSC No. INC 057641
- 5) Alameda County Flood Control and Water Conservation District Zone 7, et. al., plaintiffs, v. State of California Department of Water Resources, et. al., defendants, Antelope Valley-East Kern Water Agency, et. al., intervenors, Case No. 05AS01775
- 6) Landmark Properties, U.S., Inc., v. Coachella Valley Association of Governments, Case No. INC071351
- 7) State of California ex rel. Nora Armenta v. James Jones Company, et al., Civil No. BC 173487
- 8) Richard J. Meyer vs. Coachella Valley Water District, Case No. INC 063043, Complaint for Inverse Condemnation; and precondemnation damages
- 9) Coachella Valley Water District v. City of Indio, Sun-Cal Companies as Real Party in Interest, Case No. INC 065049
- 10) Coachella Valley Water District v. City of Indio, Riverside County Superior Court Case No. INC 073838
- 11) Mary Justice, an individual vs. Coachella Valley Water District; County of Riverside; Coachella Valley Association of Governments, Case RIC No. 451297
- 12) James L. Milne, et al. vs. Coachella Valley Water District Public Facilities Corporation, Case No. INC076069

7. ADJOURN TO CLOSED SESSION, continued
 - 13) Bashford Hot Mineral Spa, LLC, a California Limited Liability Company, and Imperial Hot Mineral Spa, Inc., a California Corporation vs. Coachella Valley Water District, et al., Case No. ECU 02997
8. RECONVENE
 - A. Report on closed session
9. ADJOURNMENT

Next Scheduled Board Meeting: April 22, 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.