

NOTE: If you wish to address the MWD Board of Directors during discussion of an agenda item, or during the PUBLIC FORUM, please complete a Speaker Request card (blue in color) and give it to the Board Secretary. Unless a detailed presentation of an agenda item is required by the Board of Directors, it is requested that each speaker limit comments to FIVE MINUTES. All testimony given before the Board of Directors is tape recorded.

A G E N D A
BIG BEAR MUNICIPAL WATER DISTRICT

BOARD OF DIRECTORS
Regular Meeting
April 15, 2010

PLACE: Big Bear Municipal Water District
40524 Lakeview Drive, Big Bear Lake, CA 92315

Next Resolution Number: 2010- 03

OPEN SESSION: 1:00 P.M.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. DISCUSSION AND ACTION ON CLOSED SESSION ITEMS**
- 4. REPORTS**
 - A. General Manager
 - B. Lake Manager
 - C. Legal
 - D. Committee
 - E. Other
- 5. CONSENT CALENDAR**
 - A. Minutes of a Regular Meeting of April 1, 2010
 - B. Warrant List Dated April 12, 2010 for \$183,488.55
 - C. Consider approval of the special event application for Big Bear PaddleFest to be held on July 10th and 11th, 2010
 - D. Consider approval of the special event application for Jazz Trax to be held June 18th, 19th, 20th, 2010
 - E. Consider approval of the special event application for Big Bear TroutfesT to be held October 2nd and 3rd, 2010
 - F. Consider approval of the special event application for USARC (United States Adaptive Recreation Center) summer program to be headquartered at B's Backyard BBQ on various weekday dates throughout the summer months
 - G. Consider approval of a concession permit to Ruth Faley for Big Kahuna Hot Dog concession at the East Ramp

6. BUSINESS

- A. Consider approval of a proposal from MWH to provide consulting services related to historic master planning activities by the District and to protecting the District's interests as they relate to TMDL Task Force work involving Lake management strategies.
- B. Consider voting for Steven Farrell for the Alternate Member of LAFCO and review and consider selection of other candidates for the Regular position.
- C. Presentation by MWH on historical master planning process, dredge program planning, and long term sediment management needs. Information only, no action.

7. PUBLIC FORUM

(The Board will receive comments from the public on items not on the agenda; no action is permitted on these items. Time set aside not to exceed 30 minutes total by all participants)

8. ANNOUNCEMENTS

9. DIRECTOR COMMENTS

10. ADJOURNMENT

NEXT MEETING: Open Session at 1:00 P.M.
Thursday, May 6, 2010
Big Bear Municipal Water District
40524 Lakeview Drive, Big Bear Lake, CA

***MINUTES OF A REGULAR MEETING OF
BIG BEAR MUNICIPAL WATER DISTRICT
HELD ON THURSDAY, APRIL 1, 2010***

CALL TO ORDER

President Fashempour called the Open Session to order at 1:00 PM. Those in attendance included Director Eminger, Director Smith, Director Murphy, District Counsel Wayne Lemieux, General Manager Scott Heule, Lake Manager Mike Stephenson, and Board Secretary Vicki Sheppard.

REPORTS

General Manager, Scott Heule reported on the Washington DC trip that he, President Fashempour, and Director Suhay made last week. He commented that Congressman Jerry Lewis explained that there was a hold on all earmarks by Republicans. He added that Senators Feinstein and Boxer might be able to sponsor. He added that the ACOE was happy to see them however they are in no position to influence the needed earmarks for funding. Mr. Heule reported on the Quagga Inspector Training that took place on Wednesday, explaining that it was attended by over sixty five participants including marina staff, two Fish & Game Wardens, one ACOE Park Ranger, and all District Staff. He stated that he has been receiving correspondence from ACWA and they are currently studying what ramifications the new health care legislation may have on our health insurance service and costs. Mr. Heule explained that there are a lot of items upstairs in storage including an electric cart. He suggested that staff should inventory the items and perhaps have a garage sale and get rid of some of the items that are no longer used. President Fashempour asked what the District would do with the money from the sale. Mr. Heule stated that we would see how much money was involved and then the Board could discuss.

Mr. Stephenson reported on his trip to Seattle to attend the Western Aquatic Plant Management Society (WAPMS) Conference. He explained that he found the conference to be very educational adding that they reported on a new herbaside treatment that is approved by the EPA and he feels it will "get the job done". Mr. Stephenson updated the Board on the office remodel stating that it is close to completion. He explained that the ramps opened today and, even with the snowy weather, they had two launches. He reported that there are lots of fish being caught explaining that trout are spawning and people are illegally catching them in the creeks with nets. He explained that Fish & Game can't help due to budget constraints so the District spent funds to make signs and post them at the entrances to the various creeks warning against illegal fishing. He added that Fish & Game however has been able to issue numerous tickets for illegal fishing.

APPROVAL OF CONSENT CALENDAR

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

- Minutes of a Regular Meeting of March 18, 2010
- Warrant List Dated March 26, 2010 for \$46,731.64

CONSIDER APPROVAL OF SECOND READING BY TITLE ONLY OF ORDINANCE 43, AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE BIG BEAR MUNICIPAL WATER DISTRICT ADOPTING DISTRICT OPERATIONS CODE AND REPEALING ORDINANCE NOS. 38, 40, 41, AND 42 AS IT RELATES TO COMMERCIAL ACTIVITIES ON THE LAKE

Mr. Heule reported that as discussed at the last Board meeting, adoption of this Ordinance will incorporate the previous amendments of Ordinance 38 into a single Ordinance and will add language further defining and controlling commercial activities below the high water elevation of the Lake. He added that in some cases amendments have been made that improve clarity within the document by consolidation of repetitive language and definitions. He reported that the significant changes in the Ordinance are in Title 2, "Lake Operations" as it relates to permits and permit applications. He explained that all commercial activities occurring below the high water elevation of the lake will require licensing either as a concessionaire of a licensed marina or with a concession permit issued by the District. Mr. Heule reported that the amendment specifically requires all boats, except those operated or rented by owners of commercial marinas or their concessionaires, to have lake permits. He added that changes proposed will prohibit boat rental businesses from launching vessels or using their vessels for training/teaching purposes below the high water elevation of the lake without a concession permit from the District or being a concessionaire of a licensed marina. He reported that if the business is a concessionaire of a marina they can conduct their activities at a marina or out of the marina site only. Mr. Heule stated that changes to the ordinance also reference concession policies that have not been developed by the District. He explained that provisions in the proposed Ordinance note that no commercial lake use concession permits will be issued by the District before April 1, 2011 and this will allow the Board time to draft and adopt policies that will be consistent with District Lake Management objectives. He reported that at the March 18, 2010 Board meeting the Board unanimously approved the first reading of new Ordinance 43. Mr. Heule stated that the Commercial Marina operators object to the new language in Ordinance 43 and a letter to the District from the marinas dated March 24, 2010 states "We, as current marina licensees, respectfully request that the Municipal Water District enter into arbitration with us concerning the proposed policy of changes addressing commercial operations on Big Bear Lake as presented by the MWD at the meeting of Thursday, March 4, 2010. We would further request that any such policy changes be held in abeyance until the arbitration is completed." Mr. Heule explained that although the use of arbitration to settle marina compensation disagreements is included in the marina licenses, arbitration of disagreements in proposed government legislation is not legal. He added that an arbitrator is a substitute for a judge and an arbitrator cannot have more power than the court could have and because of the separation of powers doctrine, courts will not interfere with the legislative process. He explained that courts are limited to judging whether legislation violates state law or the Constitution adding that courts cannot order the District to adopt or not adopt legislation. He reported that legislation cannot be judged by the court until it is adopted and the same principle applies to arbitration. Mr. Heule explained that if the District denies the request, the marina operators have a couple of options. They can wait until Ordinance No. 43 is adopted and renew the request (the operators would then have to establish every possible interpretation of the Ordinance is unlawful) or they can wait until the District issues a concession agreement for use of the lake and challenge the lawfulness of the permit (the operation would have to demonstrate the specific permit is unlawful). Mr. Loren Hafen,

Holloways Marina, stated he is disappointed by denial of arbitration. Director Eminger abstained due to a possible conflict of interest explaining that his wife works for Pleasure Point Marina.

Director Murphy moved approval of second reading by title only of Ordinance 43 adopting District Operations Code and repealing Ordinance Nos 38, 40, 41, and 42 as it relates to commercial activities on the lake and denial of the marina arbitration request.

Director Smith seconded the motion and it was unanimously approved.

PUBLIC FORUM

Mr. Loren Hafen congratulated the District on the aggressive and successful Quagga Mussel program and stated he is available to help and wants to spread the word. Mr. Stephenson stated that he appreciates Mr. Hafen's active participation commenting that whenever people get on board it is very helpful to the program. He stated that he does have big concerns about Lake Silverwood and is very disappointed with their lack of cooperation with the Quagga problem. Director Murphy asked if Lake Silverwood was still clear of Quagga mussels. Mr. Stephenson said they had a false positive but he does think they are still clear. He thanked Mr. Hafen for promoting the word at fishing shows and everywhere else that he can. Director Smith commented that the District doesn't accept other lakes Quagga free bands. Mr. Stephenson stated that the District doesn't recognize them because we don't know their Quagga program. Mr. Hafen commented that we have kept it out of Big Bear Lake and will continue to do so. Mr. Hafen commented on the arbitration decision explaining that the marinas are trying to get the opinion of judges to see what might happen if it goes to court. He added that Mr. Heule has been very cooperative in getting him the information he has requested. Mr. Hafen added that there is a "fish issue" explaining that trout are spawning in the creeks and his wife has been very active chasing people off who are fishing illegally. He asked if the spawning trout get stuck up the creeks will they be able to get back into the lake. Mr. Stephenson advised that the District will help rescue them.

ANNOUNCEMENTS

Mr. Heule announced that yesterday he had a photographer come in and take individual and group photos of all staff. He added that he showed photos of the Directors to the new staff so they could recognize the Board members. President Fashempour stated that some of the new staff greeted her by name. Director Murphy commented on the new *Mountain Waters Dispatch* stating that it came out very nice. Director Smith stated that he loved the "sock monkey" photo in the *Dispatch*. Director Smith reported on the Quagga training yesterday thanking the marinas for their active participation. He added that the State of Michigan feels that it is everyone's concern, not just boat owners, and is trying to add a fee to fishing licenses to fight invasive species.

ADJOURNMENT TO CLOSED SESSION

The meeting was adjourned to Closed Session at 1:44 P.M to:
Conference with Legal Counsel
Potential Litigation - 1 case

RECONVENE TO OPEN SESSION

The meeting was reconvened to Open Session at 1:56 P.M.
No reportable action.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:57 P.M.

NEXT MEETING

Open Session at 1:00 P.M.
Thursday, April 15, 2010
Big Bear Municipal Water District
40524 Lakeview Drive, Big Bear Lake, CA

Vicki Sheppard
Secretary to the Board
Big Bear Municipal Water District

(SEAL)

**Big Bear Municipal Water District
 Computer & Manual Check Register
 Current and History Files, After 03/26/10
 Account 10010-00-001, Sessions 000000 to 001886**

Active Sessions (Not Included in Report)
 001760, 001814, 001869

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
Checking Account: 10010-00-001							
147974	ATT785 / AT&T	04/10/10	2	03242010	001886	PHONE-LD	30.27
						ATT785 Subtotal :	30.27
147975	BAUMGA / Richard A. Baumgartner, M.D.	04/10/10	2	033110	001886	PHYSICALS	990.00
						BAUMGA Subtotal :	990.00
147976	BBDSPL / Big Bear Disposal	04/10/10	2	228064	001886	UTIL-MAIN	144.60
						BBDSPL Subtotal :	144.60
147977	BBPROD / BIG BEAR PRODUCTIONS	04/10/10	2	MAY2010	001886	MULTIMEDIA	733.00
						BBPROD Subtotal :	733.00
147978	BVELEC / Bear Valley Electric	04/10/10	2	03242010A	001886	UTIL-DAM	259.39
147978		04/10/10	2	03242010B	001886	UTIL-MAIN	8.80
147978		04/10/10	2	03242010C	001886	UTIL-DAM	8.80
147978		04/10/10	2	03242010D	001886	UTIL-AERAT	484.91
147978		04/10/10	2	03262010	001886	UTIL-RAMPS	479.21
						BVELEC Subtotal :	1241.11
147979	BVHOSP / Bear Valley Community Hospital	04/10/10	2	06359533	001886	PHYSICALS	129.00
147979		04/10/10	2	06359545	001886	PHYSICALS	129.00
147979		04/10/10	2	06359561	001886	PHYSICALS	129.00
147979		04/10/10	2	06359562	001886	PHYSICALS	129.00
147979		04/10/10	2	06359598	001886	PHYSICALS	129.00
147979		04/10/10	2	06359605	001886	PHYSICALS	129.00
147979		04/10/10	2	06359630	001886	PHYSICALS	129.00
147979		04/10/10	2	06359837	001886	PHYSICALS	129.00
						BVHOSP Subtotal :	1032.00
147980	CASH / Victoria Moore /Petty Cash	04/10/10	2	04092010	001886	PETTYCASH	205.40
						CASH Subtotal :	205.40
147981		04/10/10	2	03222010	001886	PETTYCASH	200.00
						CASH Subtotal :	200.00
147982	CENTUR / CENTURY FORMS, INC.	04/10/10	2	68849B	001886	PERMIT	180.00
						CENTUR Subtotal :	180.00
147983	CHEYEN / CHEYENNE	04/10/10	2	25042	001886	OSHA	528.60

**Big Bear Municipal Water District
 Computer & Manual Check Register
 Current and History Files, After 03/26/10
 Account 10010-00-001, Sessions 000000 to 001886**

**Active Sessions (Not Included in Report)
 001760, 001814, 001869**

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
LIVESTOCK & PRODUCTS							
						CHEYEN Subtotal :	528.60
147984	CNKLIN / Conklin Paints	04/10/10	2	19760	001886	MAINOFFREM	88.78
147984		04/10/10	2	19764	001886	MAINOFFREM	19.51
147984		04/10/10	2	80538	001886	MAINOFFREM	48.30
147984		04/10/10	2	80542	001886	MAINOFFREM	119.41
147984		04/10/10	2	80565	001886	MAINOFFREM	45.16
147984		04/10/10	2	80566	001886	MAINOFFREM	3.90
						CNKLIN Subtotal :	325.06
147985	COMPVI / Computer Village	04/10/10	2	117510	001886	FACILMAINT	999.83
147985		04/10/10	2	117612	001886	EQUIPMAINT	800.00
						COMPVI Subtotal :	1799.83
147986		04/10/10	2	117509	001886	EQUIPMAINT	950.00
						COMPVI Subtotal :	950.00
147987		04/10/10	2	117571	001886	EQUIPMAINT	727.64
						COMPVI Subtotal :	727.64
147988		04/10/10	2	117549	001886	FACILMAINT	1000.00
						COMPVI Subtotal :	1000.00
147989	COMSER / ComSerCo	04/10/10	2	MA50219362	001886	RADIOSVC	255.00
						COMSER Subtotal :	255.00
147990	CONTAI / Container Storage Solutions	04/10/10	2	03242010E	001886	QUAGGA	67.97
147990		04/10/10	2	03242010W	001886	QUAGGA	167.97
147990		04/10/10	2	04072010	001886	MAINT-SHOP	108.75
						CONTAI Subtotal :	344.69
147991	DIRCTV / DIRECTV	04/10/10	2	1222300769	001886	UTIL-RV	150.24
						DIRCTV Subtotal :	150.24
147992	DIRECT / DirectSIGNS	04/10/10	2	10163	001886	QUAGGA	221.85
147992		04/10/10	2	10180	001886	QUAGGA	463.28
						DIRECT Subtotal :	685.13
147993	DWP / Department of Water and Power	04/10/10	2	03312010A	001886	UTIL-MAIN	80.04
147993		04/10/10	2	03312010B	001886	UTIL-MAIN	13.40
147993		04/10/10	2	03312010C	001886	UTIL-RAMPS	113.70
147993		04/10/10	2	03312010D	001886	UTIL-RAMPS	17.87

**Big Bear Municipal Water District
 Computer & Manual Check Register
 Current and History Files, After 03/26/10
 Account 10010-00-001, Sessions 000000 to 001886**

**Active Sessions (Not Included in Report)
 001760, 001814, 001869**

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
147993		04/10/10	2	03312010E	001886	UTIL-MAIN	44.15
						DWP Subtotal :	269.16
147994	EVANS / BILL EVANS	04/10/10	2	03222010	001886	TRAINING	263.10
						EVANS Subtotal :	263.10
147995	FEDSIG / Federal Signal Corporation	04/10/10	2	93883016	001886	ONROADMAIN	71.53
						FEDSIG Subtotal :	71.53
147996	FREDPR / Fred Pryor Seminars	04/10/10	2	11587442	001886	TRAININGMG	179.00
						FREDPR Subtotal :	179.00
147997	GALLS / GALLS, AN ARAMARK COMPANY	04/10/10	2	510502285	001886	UNIFORMS	54.64
147997		04/10/10	2	510521292	001886	ONROADMAIN	119.73
						GALLS Subtotal :	174.37
147998	IDEARC / SUPERMEDIA LLC	04/10/10	2	04012010	001886	PHONE-MAIN	62.75
						IDEARC Subtotal :	62.75
147999	INLOVR / Inland Overhead Door Company	04/10/10	2	35913	001886	EQUIPMAINT	417.00
						INLOVR Subtotal :	417.00
148000	LABSAF / Lab Safety Supply, Inc.	04/10/10	2	1015233403	001886	FACILMAINT	56.42
						LABSAF Subtotal :	56.42
148001	LEMIEU / Lemieux & O'neill A Professional	04/10/10	2	20999M-128	001886	LEGALRETAI	3500.00
						LEMIEU Subtotal :	3500.00
148002	MALQUI / DONNA MALQUIST	04/10/10	2	04060	001886	PERMIT	5.00
						MALQUI Subtotal :	5.00
148003	MASTER / FIRST BANKCARD CENTER	04/10/10	2	0331108541	001886	MASTER102	4120.30
						MASTER Subtotal :	4120.30
148004		04/10/10	2	0331104817	001886	MASTER505	896.44
						MASTER Subtotal :	896.44
148005		04/10/10	2	0331106888	001886	MASTER506	53.55
						MASTER Subtotal :	53.55
148006	MCOYBR / Mountain Water Company	04/10/10	2	17638	001886	UTIL-MAIN	54.05

**Big Bear Municipal Water District
 Computer & Manual Check Register
 Current and History Files, After 03/26/10
 Account 10010-00-001, Sessions 000000 to 001886**

**Active Sessions (Not Included in Report)
 001760, 001814, 001869**

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
						MCOYBR Subtotal :	54.05
148007	MWH / MWH America, Inc.	04/10/10	2	1317880	001886	WTRMSTRREP	7661.21
						MWH Subtotal :	7661.21
148008		04/10/10	2	1317884	001886	WTRMSTRMEE	3131.24
						MWH Subtotal :	3131.24
148009	NAPA / McConnell Motor Parts Inc.	04/10/10	2	909724	001886	PATROLMAIN	-1.00
148009		04/10/10	2	913856	001886	PATROL	103.03
148009		04/10/10	2	914218	001886	VEHICMAINT	139.79
148009		04/10/10	2	914955	001886	EASTMAINT	108.72
148009		04/10/10	2	914975	001886	WESTMAINT	108.72
148009		04/10/10	2	915101	001886	ONROADMAIN	192.90
148009		04/10/10	2	915117	001886	PATROL	36.90
148009		04/10/10	2	915998	001886	PATROL	36.75
148009		04/10/10	2	916236	001886	PATROL	19.99
148009		04/10/10	2	916649	001886	OFFROADMAI	13.70
148009		04/10/10	2	920675	001886	PATROLMAIN	6.21
148009		04/10/10	2	921345	001886	ONROADMAIN	110.48
						NAPA Subtotal :	876.19
148010	NATBUS / National Business Furniture	04/10/10	2	MK369815	001886	FURN09-10	3951.35
148010		04/10/10	2	MK369815LE	001886	FURN09-10	962.80
						NATBUS Subtotal :	4914.15
148011	ORION / Orion Radiology	04/10/10	2	5400023078	001886	PHYSICALS	34.00
148011		04/10/10	2	5400023097	001886	PHYSICALS	34.00
148011		04/10/10	2	540317001	001886	PHYSICALS	34.00
148011		04/10/10	2	540317101	001886	PHYSICALS	34.00
						ORION Subtotal :	136.00
148012	QUILL / Quill Corporation	04/10/10	2	4507386	001886	OFFSUPPLIE	161.91
						QUILL Subtotal :	161.91
148013	RIFFEN / Riffenburgh Lumber Co.	04/10/10	2	289562	001886	FACILMAINT	200.64
						RIFFEN Subtotal :	200.64
148014	ROCKHU / ROCKHURST UNIVERSITY	04/10/10	2	401103664	001886	TRAINING	179.00
						ROCKHU Subtotal :	179.00

Big Bear Municipal Water District
 Computer & Manual Check Register
 Current and History Files, After 03/26/10
 Account 10010-00-001, Sessions 000000 to 001886

Active Sessions (Not Included in Report)
 001760, 001814, 001869

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
148015	ROTARY / Rotary Club of Big Bear Lake	04/10/10	2	03312010	001886	MEMBERSHIP	111.00
ROTARY Subtotal :							111.00
148016	SAMENT / Sam Enterprises	04/10/10	2	29430	001886	MAINTSHOP	59.07
SAMENT Subtotal :							59.07
148017	SCOTTC / SCOTT CONSTRUCTION	04/10/10	2	516485BALA	001886	MAINOFFREM	1065.00
SCOTTC Subtotal :							1065.00
148018	SCOTTE / Scott Equipment, Inc.	04/10/10	2	E44891	001886	OFFROADMAI	571.37
SCOTTE Subtotal :							571.37
148019	SUHAY / Skip Suhay	04/10/10	2	03222010	001886	TRAVEL	172.47
SUHAY Subtotal :							172.47
148020	UPS / UPS	04/10/10	2	F33Y11130	001886	SHIPPING	113.90
UPS Subtotal :							113.90
148021	USBANK / US Bank Trust National Associatio	04/10/10	2	05012010	001886	COPINTRST	126788.13
USBANK Subtotal :							126788.13
148022	VERIZO / Verizon California	04/10/10	2	03132010	001886	PHONE-MAIN	48.46
148022		04/10/10	2	03252010	001886	PHONE-WS	31.66
148022		04/10/10	2	03282010	001886	PHONE-DAM	47.13
VERIZO Subtotal :							127.25
148023	XEROX / Xerox Corporation	04/10/10	2	047104073	001886	COPIERLEAS	1211.89
XEROX Subtotal :							1211.89
148024	YEP / Walter Yep, Inc.	04/10/10	2	608	001886	PROFSERVIC	13450.90
YEP Subtotal :							13450.90
148025	ZOOK / WILLIAM J. ZOOK	04/10/10	2	2010	001886	QUAGGA	911.99
ZOOK Subtotal :							911.99
Total For Check Account: 10010-00-001							183488.55
Check Register Total :							183488.55

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: April 15, 2010

AGENDA ITEM: 5C

SUBJECT:

CONSIDER APPROVAL OF THE SPECIAL EVENT PERMIT FOR BIG BEAR PADDLEFEST TO BE HELD ON JULY 10th & 11th, 2010

RECOMMENDATION:

The General Manager, Lake Manager and Operations Committee (Directors Smith & Suhay) recommend approval of this event.

DISCUSSION/FINDINGS:

Jim Dooley, owner of North Shore Trading Company, has organized this event to provide kayak and canoe paddle clinics and races on Big Bear Lake. The event will take place the weekend after July 4th on July 10 and 11, 2010. The event will include a 5K and 10K race as before. In addition, this year the event will include a 30K race just interior to the buoy line around the lake. The number of racers in the 30K is estimated at about 8 to 10. The Lake Operations Supervisor does not believe the longer race will generate any additional Lake Patrol duties because the racers will be spread out and will be paddling in a safe area along with other kayakers using the lake on a typical day. The \$500 deposit will be collected and whatever time is required for Patrol Services will be deducted from this deposit. The \$100 administrative fee will also apply as will the liability insurance requirements. The Committee recommends approval of the event.

OTHER AGENCY INVOLVEMENT: None

FINANCING: None

Submitted by: Scott Heule, General Manager



Big Bear Municipal Water District

Lake Management

Board of Directors

Todd Murphy – Division 1
Paula Fashempour – Division 2
Skip Suhay – Division 3
John Eminger – Division 4
Vince Smith – Division 5

SPECIAL EVENT PERMIT FOR BIG BEAR LAKE

As of 2010 Big Bear Municipal Water District (hereinafter "District") grants a Special Event Permit to (hereinafter "Permittee") as follows:

Section 1. Event Described

Permittee may conduct only the event described on Exhibit "A", attached hereto and hereby incorporated by this reference. Permittee shall comply with laws, rules and regulations applicable to the event.

Section 2. Fees and Deposits

Within 30 days before the event: the Permittee shall pay the District \$100.00 to cover the cost of processing this Permit, and the Permittee shall deposit \$500.00 with the District to cover the cost of clean-up and other added expenses incurred by the District if Permittee fails to comply with this Permit. The part of the deposit, if any, not used by the District shall be refunded to the Permittee within 30 days after the event. The attached Fee Schedule (Exhibit "B") details rates for special services.

Section 3. Indemnification

A. Permittee shall indemnify and hold harmless and defend District, its officers, agents, employees and volunteers from and against: cost, liability and damages, including attorney's fees and litigation costs, arising out of any act or omission to, including any negligent act, or omission to act, by Permittee, its officers, agents, employees or volunteers arising out of activities permitted herein.

B. Permittee shall reimburse District and its directors, officers, employees, agents and/or volunteers, for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided.

Section 4. Insurance

A. Permittee shall cause the District, its officers, agents and employees to be named as an additional or co-insurance under policies of commercial general liability insurance as broad as the following:

1. General Liability - one million dollars (\$1,000,000) per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the project/location (with the ISO CG 2501 or insurer's equivalent endorsement provided to the District) or the general aggregate limit shall be twice the required occurrence limit.

2. The coverage shall contain no special limitations on the scope of protection afforded to the District, its officers, employees, agents and volunteers.
3. The permittee's insurance shall be primary insurance as respects the District, its officers, employees, agents and volunteers. Any insurance, pooled coverage or self-insurance maintained by the District, its officers, employees, agents and volunteers shall not contribute to it.
4. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage.
5. The permittee's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
6. Such liability insurance shall indemnify the permittee against loss from liability imposed by law upon, or assumed under contract by, the permittee for damages on account of such bodily injury (including death), property damage, personal injury and completed operations and products liability.
7. Such insurance shall be provided on a policy form written by underwriters through an agency satisfactory to the District which includes a cross-liability clause, and covers bodily injury and property damage liability, blanket contractual liability and completed operations liability.
8. Any deductible or self-insured retention must be declared to and approved by the District. At the option of the District, either the insurer shall reduce or eliminate such deductibles or self-insured retentions.
9. The insurer shall have a current A.M. Best's rating of no less than A-:VII or equivalent.

B. If applicable, the permittee shall cover or insure under the applicable laws relating to:

1. Workers' compensation insurance, all of their employees working on or about the event, regardless of whether such coverage or insurance is mandatory or merely elective under the law, and the permittee shall defend, protect and save harmless the District, its officers, employees, agents and volunteers from and against all claims, suits, and actions arising from any failure of the permittee to maintain such insurance. Before beginning work, permittee shall furnish to the District satisfactory proof that he has taken out for the period covered by the event, full compensation insurance for all persons employed directly by him in the event contemplated under this contract, has been obtained in accordance with the "Workers' Compensation and Insurance Act".
2. The permittee shall provide employer's liability insurance in the amount of, at least, \$1,000,000 per accident for bodily injury and disease.

C. Prior to execution of the contract, the permittee shall file with the District evidence of insurance from an insurer or insurers certifying to the coverage of insurance required herein. Such evidence shall include original copies of the ISO CG 2010 (endorsement form or insurer's equivalent) signed by the insurer's representative and certificate of insurance (Accord Form 25-S or equivalent). If such proof is not received 30 days prior to the event, the event may be canceled by the District's General Manager. All evidence of insurance shall be certified by a properly authorized officer, agent or qualified representative of the insurer and shall certify the names of the insured, any additional primary insurers, where appropriate, the type and amount of the insurance, the location and operations to which the insurance applies, the expiration date. The insurer will give by certified mail, written notice to the District at least thirty (30) days prior to the effective date of any cancellation, lapse or material change in the policy.

Section 5. Safety Regulations

The Permittee shall conduct the event with due care for the safety and welfare of participants and spectators, and in compliance with all laws, rules and regulations of federal, state, county or local agencies asserting jurisdiction. The Permittee shall attend two meetings with District representatives prior to the event described as follows:

A. Permit compliance meeting: Permittee shall demonstrate that all permit conditions have been met.

B. Skipper's and/or Safety meeting: Event organizers and participants shall meet with District representatives to have any questions answered and to receive an update of current Lake conditions which may affect event activities.

Section 6. Conditions

The Permittee shall comply with the conditions set forth on Exhibit C attached hereto and hereby incorporated by this reference.

Accepted by:

3-23-10
Date

James L. Tooley
Permittee

Date

General Manager

EXHIBIT A

DESCRIPTION OF EVENT

1. Name of Event: Big Bear PaddleFest 2010
2. Location: North Shore Trading Company and Captain John's Fawn Harbor & Marina
3. Date(s): July 10-11, 2010
4. Describe Event:
 - a. July 10 – vendors, clinics, exhibits at Captain John's Fawn Harbor & Marina
 - b. July 11 – races, awards
 - i. 5K inside Grout Bay
 - ii. 10K inside buoy markers from Grout Bay to dam and back
 - iii. 30K inside buoy markers around lake counterclockwise
 - iv. 3K paddleboard inside Grout Bay
5. Estimated Number of Participants: 50-100
6. Estimated Number of Spectators: 100
7. Method of Limiting Attendance: Entry Fee
8. Method of Trash Collection and Disposal: We will provide volunteers
9. Proposed First-Aid Services: We will provide station at Fawn Harbor
10. Proposed Security Services: We will provide volunteers
11. Proposed Fire Protection Services: We will alert Fawnskin Fire Department Station 49 of activity
12. Proposed Sanitation Facilities: We will provide temporary portables
13. Parking Arrangements: Provided
14. Name, Address and Telephone Number of Person Available Before and During Event with Authority to Control Event:

Jim Dooley, Janet Dooley
39130 North Shore Drive
Fawnskin, CA 92333
909-866-3414
15. Perimeter Control, if applicable: N/A

EXHIBIT B

FEE SCHEDULE

1. APPROVED SPECIAL EVENTS (except filming/photos):

Lake usage fee: Non-commercial -0-
Commercial \$200/event (or 5% of gross, whichever is greater)

*Lake Patrol or work boat services (one hour minimum):

Boat with operator \$110/hour
Each additional staff person \$ 30/hour

Other services: actual cost

*These fees will be deducted from the deposit where it is determined that additional Lake Patrol, weed harvesting or similar services will be necessary in the interest of health and safety.

2. GROUP SPECIAL EVENT PERMITS

A discounted boat permit fee for approved special events will be available at prevailing fees for the term of the event to those entrants not already having a boat permit. Any entrant participating for less than the full term of the event shall pay the normal daily permit fees. A minimum number of twenty-five special event boat permits shall be issued for the approved event to qualify for this special group rate. A group special event permit shall not be issued for major holidays or holiday weekends. Permittee shall be responsible for the sale of the special event boat permits. Proper remittance from the sale of these permits must be delivered to the District within three (3) days of the conclusion of the special event. Permittee shall be responsible for all permits including any missing permits. All other special event permit processing fees shall apply. Participants may upgrade the special event discounted boat permit to an annual boat permit by paying the difference between the special event permit fee and the annual permit fee. Upgrades to annual permits shall be handled at the District Administration office only.

EXHIBIT C
SPECIAL CONDITIONS

2010 PADDLEFEST

1. The organizers shall submit the \$100 non-refundable application fee and the \$500 refundable deposit. The District feels the event may require Lake Patrol services and the \$500 deposit will be collected and whatever time is required for Patrol Services will be deducted from this deposit.
2. The liability insurance requirements as noted in the Special Event Permit will apply.

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: April 15, 2010

AGENDA ITEM: 5D

SUBJECT:

CONSIDER APPROVAL OF THE SPECIAL EVENT APPLICATION FOR BIG BEAR JAZZ TRAX ON THE LAKE TO BE HELD JUNE 18TH, 19TH, 20TH

RECOMMENDATION:

The General Manager, Lake Manager and Operations Committee (Directors Smith & Suhay) recommend approval of this event.

DISCUSSION/FINDINGS:

Jazz Trax is a music event sponsored by the Village Business Association. It is scheduled for Friday, Saturday, and Sunday July 18, 19 and 20, 2010. This event proposes to use the fireworks barge (16 feet by 100 feet) and an additional smaller platform dock (16 feet by 30 feet) just off the shoreline at the Marina Resort white tent for performers. Audience will be on the shoreline watching and listening. In addition to the barge on the water they will need to install a fence around the event to the water's edge. The fence will prohibit access to the area from public property but is necessary because of the sales of liquor, beer, and wine. The \$500 deposit will be collected and whatever time is required for Patrol and Maintenance Services will be deducted from their deposit. The \$100 administrative fee will also apply as will the liability insurance requirements. The Committee recommends approval of this special event subject to the following conditions:

- a. The general public must be prevented from accessing the barge
- b. Boats must be prevented from tying up along the edge of the barge. The District will install a floating rope and red buoys on a perimeter to prevent boats from encroaching too close.
- c. Travis will provide direction for placement of lifesaving throwable devices and fire extinguishers on the barge.
- d. Travis and Mike may require additional conditions as the event is being staged based on actual conditions as the event is being staged.
- e. Lake Patrol and Maintenance will be needed to set up and prepare for the event but no Lake Patrol or monitoring duties will be needed following initial satisfactory inspection of the set up.

OTHER AGENCY INVOLVEMENT: None

FINANCING: None

Submitted by: Scott Heule, General Manager



Big Bear Municipal Water District

Lake Management

Board of Directors

Todd Murphy – Division 1
Paula Fashempour – Division 2
Skip Suhay – Division 3
John Eminger – Division 4
Vince Smith – Division 5

SPECIAL EVENT PERMIT FOR BIG BEAR LAKE

As of 2010 Big Bear Municipal Water District (hereinafter "District") grants a Special Event Permit to (hereinafter "Permittee") as follows:

Section 1. Event Described

Permittee may conduct only the event described on Exhibit "A", attached hereto and hereby incorporated by this reference. Permittee shall comply with laws, rules and regulations applicable to the event.

Section 2. Fees and Deposits

Within 30 days before the event: the Permittee shall pay the District \$100.00 to cover the cost of processing this Permit, and the Permittee shall deposit \$500.00 with the District to cover the cost of clean-up and other added expenses incurred by the District if Permittee fails to comply with this Permit. The part of the deposit, if any, not used by the District shall be refunded to the Permittee within 30 days after the event. The attached Fee Schedule (Exhibit "B") details rates for special services.

Section 3. Indemnification

A. Permittee shall indemnify and hold harmless and defend District, its officers, agents, employees and volunteers from and against: cost, liability and damages, including attorney's fees and litigation costs, arising out of any act or omission to, including any negligent act, or omission to act, by Permittee, its officers, agents, employees or volunteers arising out of activities permitted herein.

B. Permittee shall reimburse District and its directors, officers, employees, agents and/or volunteers, for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided.

Section 4. Insurance

A. Permittee shall cause the District, its officers, agents and employees to be named as an additional or co-insurance under policies of commercial general liability insurance as broad as the following:

1. General Liability - one million dollars (\$1,000,000) per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the project/location (with the ISO CG 2501 or insurer's equivalent endorsement provided to the District) or the general aggregate limit shall be twice the required occurrence limit.

2. The coverage shall contain no special limitations on the scope of protection afforded to the District, its officers, employees, agents and volunteers.
3. The permittee's insurance shall be primary insurance as respects the District, its officers, employees, agents and volunteers. Any insurance, pooled coverage or self-insurance maintained by the District, its officers, employees, agents and volunteers shall not contribute to it.
4. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage.
5. The permittee's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
6. Such liability insurance shall indemnify the permittee against loss from liability imposed by law upon, or assumed under contract by, the permittee for damages on account of such bodily injury (including death), property damage, personal injury and completed operations and products liability.
7. Such insurance shall be provided on a policy form written by underwriters through an agency satisfactory to the District which includes a cross-liability clause, and covers bodily injury and property damage liability, blanket contractual liability and completed operations liability.
8. Any deductible or self-insured retention must be declared to and approved by the District. At the option of the District, either the insurer shall reduce or eliminate such deductibles or self-insured retentions.
9. The insurer shall have a current A.M. Best's rating of no less than A-:VII or equivalent.

B. If applicable, the permittee shall cover or insure under the applicable laws relating to:

1. Workers' compensation insurance, all of their employees working on or about the event, regardless of whether such coverage or insurance is mandatory or merely elective under the law, and the permittee shall defend, protect and save harmless the District, its officers, employees, agents and volunteers from and against all claims, suits, and actions arising from any failure of the permittee to maintain such insurance. Before beginning work, permittee shall furnish to the District satisfactory proof that he has taken out for the period covered by the event, full compensation insurance for all persons employed directly by him in the event contemplated under this contract, has been obtained in accordance with the "Workers' Compensation and Insurance Act".
2. The permittee shall provide employer's liability insurance in the amount of, at least, \$1,000,000 per accident for bodily injury and disease.

C. Prior to execution of the contract, the permittee shall file with the District evidence of insurance from an insurer or insurers certifying to the coverage of insurance required herein. Such evidence shall include original copies of the ISO CG 2010 (endorsement form or insurer's equivalent) signed by the insurer's representative and certificate of insurance (Accord Form 25-S or equivalent). If such proof is not received 30 days prior to the event, the event may be canceled by the District's General Manager. All evidence of insurance shall be certified by a properly authorized officer, agent or qualified representative of the insurer and shall certify the names of the insured, any additional primary insurers, where appropriate, the type and amount of the insurance, the location and operations to which the insurance applies, the expiration date. The insurer will give by certified mail, written notice to the District at least thirty (30) days prior to the effective date of any cancellation, lapse or material change in the policy.

Section 5. Safety Regulations

The Permittee shall conduct the event with due care for the safety and welfare of participants and spectators, and in compliance with all laws, rules and regulations of federal, state, county or local agencies asserting jurisdiction. The Permittee shall attend two meetings with District representatives prior to the event described as follows: -

A. Permit compliance meeting: Permittee shall demonstrate that all permit conditions have been met.

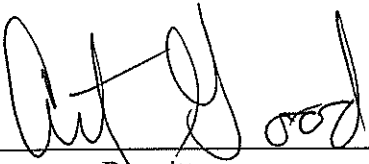
B. Skipper's and/or Safety meeting: Event organizers and participants shall meet with District representatives to have any questions answered and to receive an update of current Lake conditions which may affect event activities.

Section 6. Conditions

The Permittee shall comply with the conditions set forth on Exhibit C attached hereto and hereby incorporated by this reference.

Accepted by:

Date



Permittee

Date

General Manager

EXHIBIT A

DESCRIPTION OF EVENT

- Name of Event: JAZZ TRAX ON THE LAKE, SPONSORED BY THE VILLAGE BUSINESS ASSOC.
2. Location: MARINA RESORT 40770 LAKEVIEW BBL
3. Date(s): FRI JUNE 18, SAT JUNE 19, SUN JUNE 20, 2010
4. Describe Event: CONCERT ON THE BEACH/LAWN
5. Estimated Number of Participants: 30
6. Estimated Number of Spectators: 400-700
7. Method of Limiting Attendance: PRE TICKET SALES
8. Method of Trash Collection and Disposal: TRASH CANS, CLEANUP CREW
9. Proposed First-Aid Services: AT HOTEL, OFFICE
10. Proposed Security Services: CERTIFIED 4-6 SECURITY PERSONNEL, SAN DIEGO SAFETY
11. Proposed Fire Protection Services: JACK TOFDLOBO 619-606-1806
BIG BEAR LAKE, F.D. ACCESS ROAD
12. Proposed Sanitation Facilities: EXISTING AND ADDITIONAL PORTABLE TOILETS
13. Parking Arrangements: MARINA & ROBINHOOD HOTELS, CITY LOT AT BARTRETT
14. Name, Address and Telephone Number of Person Available Before and During Event with Authority to Control Event: CHARLES BREWSTER, 909-844-5337; ARLT GOOD 700-333-1900

15. Perimeter control, if applicable:

SEE #14 AND JACK TOFDLOBO, SECURITY 619-606-1806

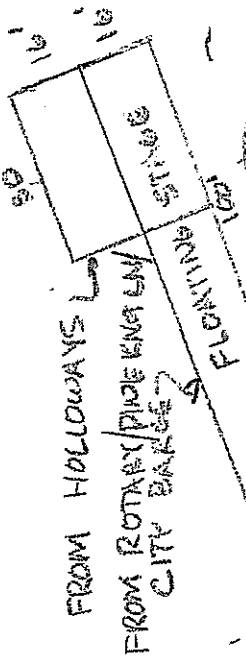
4 SECURITY PEOPLE, WATER LINE GUARDS

NOISE: STAGE WILL BE POINTING AWAY FROM THE LAKE
EXPECTED dB LEVEL TO BE 95dB AT STAGE, 83dB AT P/L

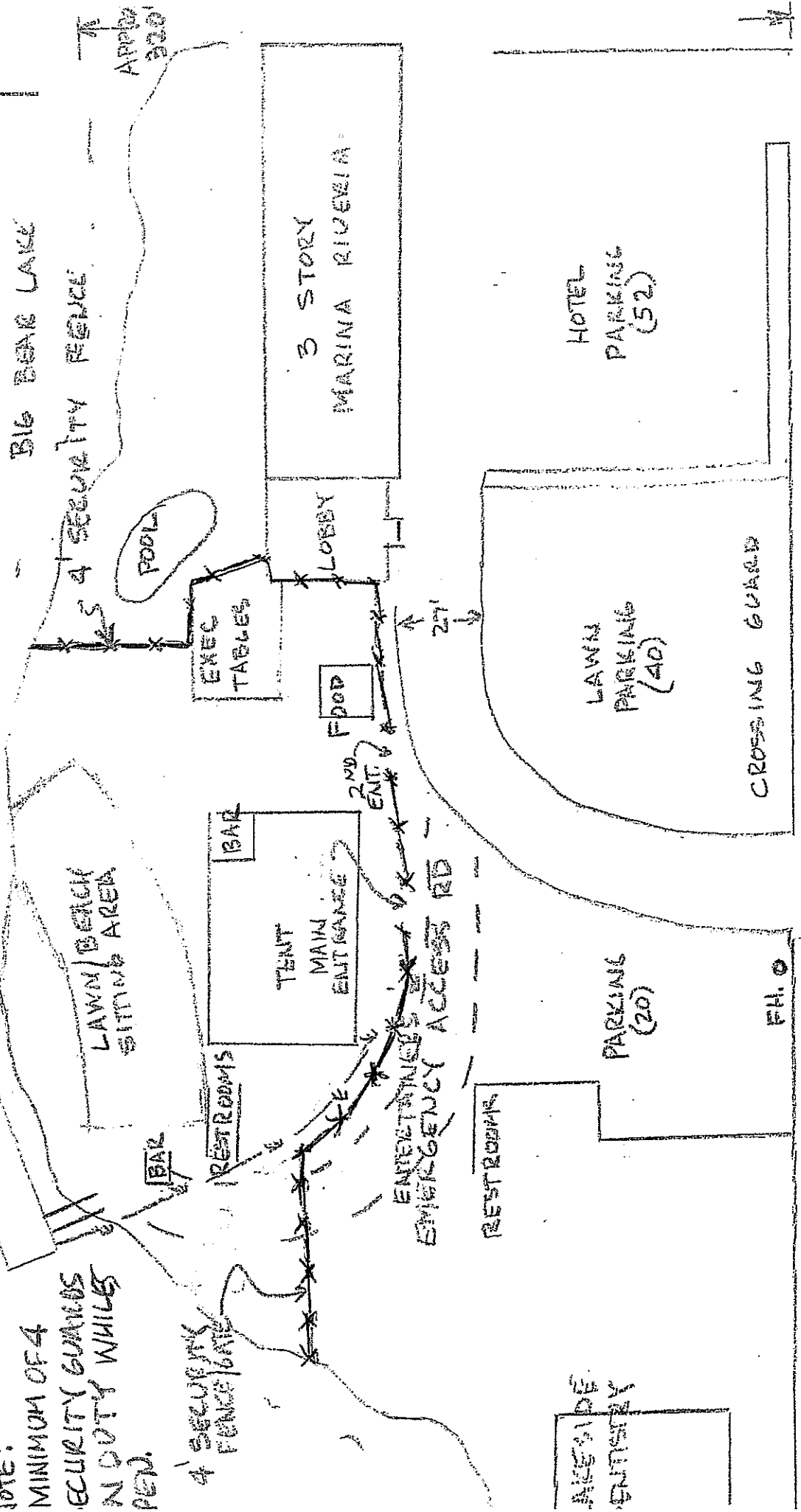
PLEASE NOTE:

WE ARE REQUESTING USE OF THE
16' X 100' FIREWORKS KILN FROM JUNE 17 TILL JUNE 22, 2010
FLOATED 20 FEET OFF THE HOTEL'S BEACH (SEE MAP)

40170 BIG BEAR BLVD (LAKEVIEW)
 APN. 0308-151-32-POOO



NOTE:
 MINIMUM OF 4
 SECURITY GUARDS
 ON DUTY WHILE
 OPEN.



BIG BEAR BLVD

APPROX 400'

USE BARTLETT PARKING LOT FOR ADDITIONAL

ROBINWOOD REPORT
 200 ADDITIONAL SPACES
 FH. 0



PROPERTY OWNER CONSENT

I/we, BRANDON LINDHOLM, being the property owner(s) of the property herein described, and being duly sworn, depose and state as follows:

1. That I am (we are) the owner(s) of the subject property described as Assessor's Parcel Number (APN) _____ Address 40770 BIG BEAR BLVD.
2. That I am (we are) aware of the project being proposed on said property.
3. That the applicant and/or representative whose name(s) is/are so affixed at the bottom of this application is/are the duly authorized representative(s) of the project.
4. I am (we are) aware that there may be conditions of approval imposed upon the project which may require the applicant or the property owner to construct or remove certain property improvements.
5. I (we) hereby authorize representatives of this city to enter upon the above-mentioned property for inspection services.

Property owner(s) signature:

[Signature]

JURAT

State of: CA

County of: SAN BERNARDINO

Subscribed and sworn (or affirmed) to before me on this _____ day of _____,

By _____ (Name of Signer) proved to me on the basis of satisfactory evidence to be the person who appeared before me.

And _____ (Name of Signer) proved to me on the basis of satisfactory evidence to be the person who appeared before me.

(Signature of Notary Public)

AFFIDAVIT

I (we) certify that the information provided is true, accurate, and complete to the best of my (our) knowledge and belief. I (we) understand that in order for this application to be considered a complete submittal, the following information must be included:

- > Completed application forms,
- > Scaled and dimensioned plans of the existing and proposed improvements,
- > Appropriate number of copies submitted,
- > And such other completed information as required by the Planning Division,

I (we) further understand that the review period for the project will not commence nor will required public hearings or public meetings be scheduled, unless the application is complete.

BRANDON LINDHOLM
PROPERTY OWNER(S) PRINTED NAME

[Signature]
PROPERTY OWNER(S) SIGNATURE

03/05/10
DATE

APPLICANT'S PRINTED NAME (if different from owner)

[Signature]
APPLICANT'S SIGNATURE

DATE



[see newsletters you ma](#)

JazzTrax Mailin

Email: _____



JazzTrax Tickets

Big Bear Lake JazzTrax Summer Festival - WEEKEND SERIES TICKET

Includes seating to both the Saturday, June 19, 2010 and Sunday, June 20, 2010 performances.

Saturday, June 19, 2010

- 1:00 PM - Doors Open
- 2:00 PM - Female Trumpeter CINDY BRADLEY
- 4:00 PM - Chicago Guitarist NICK COLIONNE
- 6:00 PM - Saxophonist MINDI ABAIR

Sunday, June 20, 2010

- 1:00 PM - Doors Open
- 2:00 PM - Saxophonist JACKIEM JOYNER
- 4:00 PM - Swiss Keyboardist ALEX BUGNON
- 6:00 PM - Saxophonist EUGE GROOVE

Saturday, June 19, 2010 at 2:00 PM

Big Bear Lake Marina Resort

40770 Lakeview Dr.
Big Bear Lake, CA 92315
[Map & Directions](#)

Select Tickets

Best Available

[Terms of Use](#) | [Privacy Policy](#) | [Account](#)

powered by www.tix.com

Copyright © 2001 - 2010 Tix, Inc.
Box Office Software and Online Ticketing Solutions.
All rights reserved.

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: *March 18, 2010*

AGENDA ITEM: *5E*

SUBJECT:

CONSIDER APPROVAL OF A SPECIAL EVENT APPLICATION FOR BIG BEAR TROUTFEST TO BE HELD OCTOBER 2ND AND 3RD, 2010

RECOMMENDATION:

The General Manager, Lake Manager and Operations Committee (Director Suhay & Smith) recommend approval of this special event.

DISCUSSION/FINDINGS:

The sixth annual October TroutfesT tournament will be held on the weekend of October 2 and 3, 2010. New tournament leadership at Western Outdoor News (WON) seems to be more receptive to District concerns and issues than during previous events. Staff and WON will be developing a detailed list of responsibilities to be sure everyone knows who is in charge of what. The Committee recommends approval of this event.

OTHER AGENCY INVOLVEMENT: None

FINANCING: None

Submitted by: Scott Heule, General Manager



Big Bear Municipal Water District

Lake Management

Board of Directors

Todd Murphy – Division 1
Paula Fashempour – Division 2
Skip Suhay – Division 3
John Eminger – Division 4
Vince Smith – Division 5

SPECIAL EVENT PERMIT FOR BIG BEAR LAKE

As of 2010 Big Bear Municipal Water District (hereinafter "District") grants a Special Event Permit to WOLF (hereinafter "Permittee") as follows:

Section 1. Event Described

Permittee may conduct only the event described on Exhibit "A", attached hereto and hereby incorporated by this reference. Permittee shall comply with laws, rules and regulations applicable to the event.

Section 2. Fees and Deposits

Within 30 days before the event: the Permittee shall pay the District \$100.00 to cover the cost of processing this Permit, and the Permittee shall deposit \$500.00 with the District to cover the cost of clean-up and other added expenses incurred by the District if Permittee fails to comply with this Permit. The part of the deposit, if any, not used by the District shall be refunded to the Permittee within 30 days after the event. The attached Fee Schedule (Exhibit "B") details rates for special services.

Section 3. Indemnification

A. Permittee shall indemnify and hold harmless and defend District, its officers, agents, employees and volunteers from and against: cost, liability and damages, including attorney's fees and litigation costs, arising out of any act or omission to, including any negligent act, or omission to act, by Permittee, its officers, agents, employees or volunteers arising out of activities permitted herein.

B. Permittee shall reimburse District and its directors, officers, employees, agents and/or volunteers, for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided.

Section 4. Insurance

A. Permittee shall cause the District, its officers, agents and employees to be named as an additional or co-insurance under policies of commercial general liability insurance as broad as the following:

1. General Liability - one million dollars (\$1,000,000) per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the project/location (with the ISO CG 2501 or insurer's equivalent endorsement provided to the District) or the general aggregate limit shall be twice the required occurrence limit.

2. The coverage shall contain no special limitations on the scope of protection afforded to the District, its officers, employees, agents and volunteers.
3. The permittee's insurance shall be primary insurance as respects the District, its officers, employees, agents and volunteers. Any insurance, pooled coverage or self-insurance maintained by the District, its officers, employees, agents and volunteers shall not contribute to it.
4. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage.
5. The permittee's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
6. Such liability insurance shall indemnify the permittee against loss from liability imposed by law upon, or assumed under contract by, the permittee for damages on account of such bodily injury (including death), property damage, personal injury and completed operations and products liability.
7. Such insurance shall be provided on a policy form written by underwriters through an agency satisfactory to the District which includes a cross-liability clause, and covers bodily injury and property damage liability, blanket contractual liability and completed operations liability.
8. Any deductible or self-insured retention must be declared to and approved by the District. At the option of the District, either the insurer shall reduce or eliminate such deductibles or self-insured retentions.
9. The insurer shall have a current A.M. Best's rating of no less than A-:VII or equivalent.

B. If applicable, the permittee shall cover or insure under the applicable laws relating to:

1. Workers' compensation insurance, all of their employees working on or about the event, regardless of whether such coverage or insurance is mandatory or merely elective under the law, and the permittee shall defend, protect and save harmless the District, its officers, employees, agents and volunteers from and against all claims, suits, and actions arising from any failure of the permittee to maintain such insurance. Before beginning work, permittee shall furnish to the District satisfactory proof that he has taken out for the period covered by the event, full compensation insurance for all persons employed directly by him in the event contemplated under this contract, has been obtained in accordance with the "Workers' Compensation and Insurance Act".
2. The permittee shall provide employer's liability insurance in the amount of, at least, \$1,000,000 per accident for bodily injury and disease.

C. Prior to execution of the contract, the permittee shall file with the District evidence of insurance from an insurer or insurers certifying to the coverage of insurance required herein. Such evidence shall include original copies of the ISO CG 2010 (endorsement form or insurer's equivalent) signed by the insurer's representative and certificate of insurance (Accord Form 25-S or equivalent). If such proof is not received 30 days prior to the event, the event may be canceled by the District's General Manager. All evidence of insurance shall be certified by a properly authorized officer, agent or qualified representative of the insurer and shall certify the names of the insured, any additional primary insurers, where appropriate, the type and amount of the insurance, the location and operations to which the insurance applies, the expiration date. The insurer will give by certified mail, written notice to the District at least thirty (30) days prior to the effective date of any cancellation, lapse or material change in the policy.

Section 5. Safety Regulations

The Permittee shall conduct the event with due care for the safety and welfare of participants and spectators, and in compliance with all laws, rules and regulations of federal, state, county or local agencies asserting jurisdiction. The Permittee shall attend two meetings with District representatives prior to the event described as follows: -

A. Permit compliance meeting: Permittee shall demonstrate that all permit conditions have been met.

B. Skipper's and/or Safety meeting: Event organizers and participants shall meet with District representatives to have any questions answered and to receive an update of current Lake conditions which may affect event activities.

Section 6. Conditions

The Permittee shall comply with the conditions set forth on Exhibit C attached hereto and hereby incorporated by this reference.

Accepted by:

Date

Permittee

Date

General Manager

EXHIBIT A

DESCRIPTION OF EVENT

1. Name of Event: Big BEAR TROUT FEST 2010
2. Location: BBMWD LOT AND Big BEAR MARINA
3. Date(s): OCTOBER 2ND & 3RD
4. Describe Event: 2 DAY FISHING DERBY WITH PRIZES AND GIVEAWAYS
5. Estimated Number of Participants: 1000
6. Estimated Number of Spectators: 1500
7. Method of Limiting Attendance: CUTOFF FOR ENTRIES AT 1000.
8. Method of Trash Collection and Disposal: MWD DISTRICT STAFF
9. Proposed First-Aid Services: LOCAL AUTHORITIES
10. Proposed Security Services: TO BE PAID BY WDM.
11. Proposed Fire Protection Services: LOCAL FIRE AUTHORITY
12. Proposed Sanitation Facilities: MWD DISTRICT
13. Parking Arrangements: MWD DISTRICT
14. Name, Address and Telephone Number of Person Available Before and During Event with Authority to Control Event:
Bill Egan
(949) 290-0582
10 WESTCOT LANE, LADENA RANCH, CA 92694
15. Perimeter control, if applicable: MWD

EXHIBIT B
FEE SCHEDULE

N/A

per Mike S.

1. APPROVED SPECIAL EVENTS (except filming/photos):

Lake usage fee: Non-commercial -0-
Commercial \$200/event (or 5% of gross, whichever is greater)

*Lake Patrol or work boat services (one hour minimum):

Boat with operator \$110/hour
Each additional staff person \$ 30/hour

Other services: actual cost

*These fees will be deducted from the deposit where it is determined that additional Lake Patrol, weed harvesting or similar services will be necessary in the interest of health and safety.

2. GROUP SPECIAL EVENT PERMITS

A discounted boat permit fee for approved special events will be available at prevailing fees for the term of the event to those entrants not already having a boat permit. Any entrant participating for less than the full term of the event shall pay the normal daily permit fees. A minimum number of twenty-five special event boat permits shall be issued for the approved event to qualify for this special group rate. A group special event permit shall not be issued for major holidays or holiday weekends. Permittee shall be responsible for the sale of the special event boat permits. Proper remittance from the sale of these permits must be delivered to the District within three (3) days of the conclusion of the special event. Permittee shall be responsible for all permits including any missing permits. All other special event permit processing fees shall apply. Participants may upgrade the special event discounted boat permit to an annual boat permit by paying the difference between the special event permit fee and the annual permit fee. Upgrades to annual permits shall be handled at the District Administration office only.

**EXHIBIT C
SPECIAL CONDITIONS**

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: April 15, 2010

AGENDA ITEM: 5F

SUBJECT:

CONSIDER APPROVAL OF A SPECIAL EVENT APPLICATION FOR USARC (UNITED STATES ADAPTIVE RECREATION CENTER) SUMMER PROGRAM TO BE HEADQUARTERED AT B'S BACKYARD BBQ ON VARIOUS WEEKDAY DATES THROUGHOUT THE SUMMER MONTHS

RECOMMENDATION:

The General Manager and the Operations Committee (Directors Suhay & Smith) recommend approval of this event.

DISCUSSION/FINDINGS:

The USARC Summer Program (United States Adaptive Recreation Center) involves adaptive water skiing, jet skiing, fishing, kayaking and sailing. Their staff members are CPR, First Aid, and Lifeguard certified. This event will again take place from the docks at B's Backyard Barbeque. The event will run weekdays only during July and August. Staff training will take place on Sunday and Monday July 25 and 26. The Committee recommends approval of this event.

OTHER AGENCY INVOLVEMENT: None

FINANCING: None

Submitted by: Scott Heule, General Manager



Big Bear Municipal Water District

Lake Management

Board of Directors

Todd Murphy – Division 1
Paula Fashempour – Division 2
Skip Suhay – Division 3
John Eminger – Division 4
Vince Smith – Division 5

SPECIAL EVENT PERMIT FOR BIG BEAR LAKE

As of 2010 Big Bear Municipal Water District (hereinafter "District") grants a Special Event Permit to (hereinafter "Permittee") as follows:

Section 1. Event Described

Permittee may conduct only the event described on Exhibit "A", attached hereto and hereby incorporated by this reference. Permittee shall comply with laws, rules and regulations applicable to the event.

Section 2. Fees and Deposits

Within 30 days before the event: the Permittee shall pay the District \$100.00 to cover the cost of processing this Permit, and the Permittee shall deposit \$500.00 with the District to cover the cost of clean-up and other added expenses incurred by the District if Permittee fails to comply with this Permit. The part of the deposit, if any, not used by the District shall be refunded to the Permittee within 30 days after the event. The attached Fee Schedule (Exhibit "B") details rates for special services.

Section 3. Indemnification

A. Permittee shall indemnify and hold harmless and defend District, its officers, agents, employees and volunteers from and against: cost, liability and damages, including attorney's fees and litigation costs, arising out of any act or omission to, including any negligent act, or omission to act, by Permittee, its officers, agents, employees or volunteers arising out of activities permitted herein.

B. Permittee shall reimburse District and its directors, officers, employees, agents and/or volunteers, for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided.

Section 4. Insurance

A. Permittee shall cause the District, its officers, agents and employees to be named as an additional or co-insurance under policies of commercial general liability insurance as broad as the following:

1. General Liability - one million dollars (\$1,000,000) per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the project/location (with the ISO CG 2501 or insurer's equivalent endorsement provided to the District) or the general aggregate limit shall be twice the required occurrence limit.

2. The coverage shall contain no special limitations on the scope of protection afforded to the District, its officers, employees, agents and volunteers.
3. The permittee's insurance shall be primary insurance as respects the District, its officers, employees, agents and volunteers. Any insurance, pooled coverage or self-insurance maintained by the District, its officers, employees, agents and volunteers shall not contribute to it.
4. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage.
5. The permittee's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
6. Such liability insurance shall indemnify the permittee against loss from liability imposed by law upon, or assumed under contract by, the permittee for damages on account of such bodily injury (including death), property damage, personal injury and completed operations and products liability.
7. Such insurance shall be provided on a policy form written by underwriters through an agency satisfactory to the District which includes a cross-liability clause, and covers bodily injury and property damage liability, blanket contractual liability and completed operations liability.
8. Any deductible or self-insured retention must be declared to and approved by the District. At the option of the District, either the insurer shall reduce or eliminate such deductibles or self-insured retentions.
9. The insurer shall have a current A.M. Best's rating of no less than A-VII or equivalent.

B. If applicable, the permittee shall cover or insure under the applicable laws relating to:

1. Workers' compensation insurance, all of their employees working on or about the event, regardless of whether such coverage or insurance is mandatory or merely elective under the law, and the permittee shall defend, protect and save harmless the District, its officers, employees, agents and volunteers from and against all claims, suits, and actions arising from any failure of the permittee to maintain such insurance. Before beginning work, permittee shall furnish to the District satisfactory proof that he has taken out for the period covered by the event, full compensation insurance for all persons employed directly by him in the event contemplated under this contract, has been obtained in accordance with the "Workers' Compensation and Insurance Act".
2. The permittee shall provide employer's liability insurance in the amount of, at least, \$1,000,000 per accident for bodily injury and disease.

C. Prior to execution of the contract, the permittee shall file with the District evidence of insurance from an insurer or insurers certifying to the coverage of insurance required herein. Such evidence shall include original copies of the ISO CG 2010 (endorsement form or insurer's equivalent) signed by the insurer's representative and certificate of insurance (Accord Form 25-S or equivalent). If such proof is not received 30 days prior to the event, the event may be canceled by the District's General Manager. All evidence of insurance shall be certified by a properly authorized officer, agent or qualified representative of the insurer and shall certify the names of the insured, any additional primary insurers, where appropriate, the type and amount of the insurance, the location and operations to which the insurance applies, the expiration date. The insurer will give by certified mail, written notice to the District at least thirty (30) days prior to the effective date of any cancellation, lapse or material change in the policy.

Section 5. Safety Regulations

The Permittee shall conduct the event with due care for the safety and welfare of participants and spectators, and in compliance with all laws, rules and regulations of federal, state, county or local agencies asserting jurisdiction. The Permittee shall attend two meetings with District representatives prior to the event described as follows: -

A. Permit compliance meeting: Permittee shall demonstrate that all permit conditions have been met.


B. Skipper's and/or Safety meeting: Event organizers and participants shall meet with District representatives to have any questions answered and to receive an update of current Lake conditions which may affect event activities.

Section 6. Conditions

The Permittee shall comply with the conditions set forth on Exhibit C attached hereto and hereby incorporated by this reference.

Accepted by:

4/8/10
Date

RALPH AROS 
Permittee

Date

General Manager

EXHIBIT A

DESCRIPTION OF EVENT

1. Name of Event: U.S. Adaptive Recreation Center Summer Program
2. Location: B's Backyard BB-Q.
3. Date(s): July 7, 8, 14, 15, 21, 22, 28-30, Aug. 4, 5, 18, 19, 23-27
4. Describe Event: Adaptive water skiing, jet-skiing, fishing, kayaking & sailing.
5. Estimated Number of Participants: 10 on Day Sessions, 20 on overnite sessions.
6. Estimated Number of Spectators: 5-20
7. Method of Limiting Attendance: reservations only
8. Method of Trash Collection and Disposal: trash cans that we dispose of
9. Proposed First-Aid Services: All staff are life-guard, cpr + first-aid trained.
10. Proposed Security Services: N/A
11. Proposed Fire Protection Services: Five extinguishers
12. Proposed Sanitation Facilities: Accessable porta-potty
13. Parking Arrangements: B's Backyard BB-Q.
14. Name, Address and Telephone Number of Person Available Before and During Event with Authority to Control Event:
Ralph Aros (909) 584-0269 office
PO Box 2897 (909) 459-6643 mobile.
Big Bear Lake CA
92315
15. Perimeter control, if applicable:

EXHIBIT B

FEE SCHEDULE

1. APPROVED SPECIAL EVENTS (except filming/photos):

Lake usage fee: Non-commercial -0-
Commercial \$200/event (or 5% of gross, whichever is greater)

*Lake Patrol or work boat services (one hour minimum):

Boat with operator \$110/hour
Each additional staff person \$ 30/hour

Other services: actual cost

*These fees will be deducted from the deposit where it is determined that additional Lake Patrol, weed harvesting or similar services will be necessary in the interest of health and safety.

2. GROUP SPECIAL EVENT PERMITS

A discounted boat permit fee for approved special events will be available at prevailing fees for the term of the event to those entrants not already having a boat permit. Any entrant participating for less than the full term of the event shall pay the normal daily permit fees. A minimum number of twenty-five special event boat permits shall be issued for the approved event to qualify for this special group rate. A group special event permit shall not be issued for major holidays or holiday weekends. Permittee shall be responsible for the sale of the special event boat permits. Proper remittance from the sale of these permits must be delivered to the District within three (3) days of the conclusion of the special event. Permittee shall be responsible for all permits including any missing permits. All other special event permit processing fees shall apply. Participants may upgrade the special event discounted boat permit to an annual boat permit by paying the difference between the special event permit fee and the annual permit fee. Upgrades to annual permits shall be handled at the District Administration office only.

Summer 2010 Calendar

June 25	Staff Training
June 26	Volunteer Training
July 7	Day 1
July 8	Day 2
July 14	Day 3
July 15	Day 4
July 21	Day 5
July 22	Day 6
July 25-27	Overnight 1
July 28-30	Overnight 2
Aug 4	Day 7
Aug 5	Day 8
Aug 9	LMS Vol Training
Aug 10-13	Land Meets Sea
Aug 18	Day 9
Aug 19	Day 10
Aug 22-24	Overnight 3
Aug 25-27	Overnight 4
Aug 28	Volunteer Party
Sept. 1	Day 11
Sept 2	Day 12

What do you think about this schedule?

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: *April 15, 2010*

AGENDA ITEM: *5G*

SUBJECT:

CONSIDER APPROVAL OF A CONCESSION PERMIT TO RUTH FALEY FOR BIG KAHUNA HOT DOG CONCESSION AT THE EAST RAMP

RECOMMENDATION:

The General Manager and the Operations Committee (Directors Suhay & Smith) recommend approval of this concession.

DISCUSSION/FINDINGS:

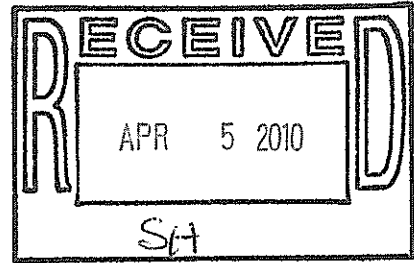
Ruth Fawley asks to secure a concession permit for hot dog sales at the Carol Morrison East Public Boat Launch. She has all of her permits in place and is prepared to be self contained with an electrical generator. The Lake Operations Supervisor can locate a spot for her to set up and will be sure the generator she is using is not too noisy. The Committee recommends approval of a concession permit for May 1 through October 2010 using the same format and conditions as last year.

OTHER AGENCY INVOLVEMENT: None

FINANCING: None

Submitted by: Scott Heule, General Manager

Ruth Fawley
Big Kahuna Dogs
P. O. Box 856
Big Bear, CA 92315



March 24, 2010

Mr. Scott Heule, General Manager
Big Bear Municipal Water District
P. O. Box 2863
Big Bear Lake, CA 92315

Dear Mr. Heule,

Thank you for permitting the Big Kahuna hot dog cart at the East Boat Ramp last year.

With summer around the corner, we are gearing up for another season beginning the first weekend of May. My county and city permits are currently paid through September at that location. We have purchased a generator that will allow us to be self-sufficient. Our hours of operation will be posted on the hot dog cart and our plan is to operate May 1, 2010, through September 30, 2010. If the weather stays nice, we may operate into October. I am asking the Big Bear Municipal Water District for a concession permit for the East Boat Ramp location for the 2010 season.

If you have any questions, please feel free to call me. Thank you for considering my request.

Sincerely,

A handwritten signature in cursive script that reads "Ruth Fawley".

Ruth Fawley,
Owner, Big Kahuna Dogs

CONCESSION PERMIT

As of April 15, 2010, Big Bear Municipal Water District, hereinafter "District", grants a permit to Ruth Fawley, hereinafter called "Permittee", upon the following terms and conditions:

Section 1. Purpose.

Permittee may use Big Bear Lake to operate a hot dog concession from Carol Morrison East Launch Ramp from May 1 through October 2010.

Section 2. Permit Fee.

Permittee shall pay District \$300 per month payable in advance for each full or partial month of concession operation.

Section 3. Operation and Maintenance.

Permittee shall:

- a) maintain equipment under its control in a good and workmanlike manner, and in compliance with laws, and regulations;
- b) Comply with all the rules and regulations which District may from time to time adopt
- c) Maintain in full force and effect, and pay all premiums for public liability insurance with insurance company or companies approved by the District naming the District as additional insured. The minimum liability limits of the policy or policies shall be three hundred thousand dollars (\$300,000) combined single limit policy. Concurrent with the date of this Permit, and each succeeding year, Permittee shall deliver to the District, a policy of such insurance and a certificate of insurance (with the ISO CG 2501 or insurer's equivalent endorsement provided to the District), which shall designate District as additional or co-insured. Insurance policies shall not be amended or terminated without thirty (30) days prior written notice to District.

Section 4. Reserved Rights.

- a) District may issue additional permits for the use of District property;
- b) District does not warrant or agree the Lake will be maintained as a Lake or that water will be maintained therein at any particular level or at all.

Section 5. Indemnification of District.

Permittee shall save and hold District, its officers, agents and employees free and harmless from any and all costs, liability or damages including attorney fees arising out of any act or omission to act including any negligent act or omission to act by Permittee, its officers, agents or employees arising out of or connected with Permittee's activities under this permit.

Section 6. Default.

- a) If Permittee breaches any term of this Permit, District may declare this Permit terminated if Permittee fails to cure the breach within thirty (30) days after written notice thereof from District;

- b) Every right and remedy given to District by this Permit is cumulative and no right or remedy shall be exclusive of any other right or remedy in law or equity. The exercise of one right or remedy by District shall not impair the right of District to exercise any other right or remedy;
- c) If either party hereto shall institute any legal action to enforce any of the terms or conditions of this Permit, the prevailing party in such action shall be entitled to attorney's fees adjudged by the Court in such action to be reasonable.

Section 7. Notice.

All notices required under this permit or given in connection therewith shall be in writing and shall comply with the provisions of this Section. Notices may be delivered personally, in which event the effective date shall be the date of delivery, or may be sent by United States mail, registered or certified, return receipt requested, in which event the effective date shall be the date of deposit in the United States mail, addressed as hereinafter set forth:

- a) Until otherwise directed by notice in writing, Permittee shall deliver or mail as aforesaid all notices to District as follows:
 Big Bear Municipal Water District
 P.O. Box 2863
 Big Bear Lake, CA 92315
- b) Until otherwise directed by notice in writing, District shall deliver or mail as aforesaid all notices to Permittee:
 Big Kahuna Hot Dogs
 P.O. Box 856
 Big Bear Lake, CA 92315

BIG BEAR MUNICIPAL WATER DISTRICT

By: _____
 Date: _____

PERMITTEE NAME

By: _____
 Date: _____

PERMITTEE NAME

By: _____
 Date: _____

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: April 15, 2010

AGENDA ITEM: 6A

SUBJECT: CONSIDER APPROVAL OF A PROPOSAL FROM MWH TO PROVIDE CONSULTING SERVICES RELATED TO HISTORIC MASTER PLANNING ACTIVITIES BY THE DISTRICT AND TO PROTECTING THE DISTRICT'S INTERESTS AS THEY RELATE TO TMDL TASK FORCE WORK INVOLVING LAKE MANAGEMENT STRATEGIES

RECOMMENDATION:

The General Manager recommends approval of the proposal for consulting services with MWH and the Watershed/Lake Improvement Committee will bring a recommendation to the Board meeting for consideration.

DISCUSSION/FINDINGS:

MWH has been compiling and reviewing documents useful for preparing a programmatic EIR for Lake dredge projects. They have been asked to deliver a presentation at today's Board meeting providing a historic perspective of master planning efforts undertaken by the District in 2000 and 2001 prior to most Directors' election to the Board. Additionally, during their research efforts new and complicating issues associated with the TMDL Task Force work have arisen that could significantly impact District management of the Lake. The District is a major stakeholder in the TMDL Task Force and the implications associated with a recently prepared draft Sediment Nutrient Management Plan (Plan) are far reaching. For example, the Plan suggests the potential for near shore development with both short-term and long-term watershed management strategies (including the design of wetlands and other sediment re-use projects). The District would likely be the lead agency under CEQA for environmental permitting and likewise, for grant funding application requests for projects identified in the Plan. While there are a number of capable technical professionals supporting the TMDL Task Force, the District will occasionally have a need for independent technical and strategic advice, to provide insights and advocacy for the District to make informed decisions regarding our position on certain subjects. Topics of particular relevance may include maintenance dredging, TMDL planning, master planning and grant funding support, design and pilot testing activities, environmental permit scoping and programmatic EIR/EIS development, and support during implementation. The District also has an interest in understanding potential implications regarding issues that may affect the In-Lieu Agreement and/or water balance and transfers. MWH has been a long-standing, trusted service provider to the District and has a team of local experts who are well versed in these subjects.

MWH will provide commentary during their Board presentation that further introduces these themes. However, the work proposed by MWH and is being considered for authorization by the Board does not create any further financial obligation than what is provided in their current proposal.

OTHER AGENCY INVOLVEMENT: None

FINANCING: The cost for the proposed scope of work and presentation to the Board is \$8,900. There is undesignated money in the Lake Improvement Fund that would be used to fund this work.

Submitted by: Scott Heule, General Manager



MWH

BUILDING A BETTER WORLD

April 8, 2010

Mr. Scott Heule, General Manager
Big Bear Municipal Water District
40524 Lakeview Drive
Big Bear, California 92315

**Subject: Proposal for Historical Document Review, Presentation Preparation, Site
Reconnaissance and Board Meeting Attendance**

Dear Mr. Heule:

Thank you very much for providing MWH Americas, Inc. (MWH) the opportunity to prepare this proposal for the Big Bear Municipal Water District (District) to review some of the historical documents prepared for the District by MWH and others, and develop a focused presentation for delivery to the District's Board of Directors on Thursday, April 15th at 1:00 pm.

We have recovered archived copies of some of the projects completed by MWH for the District, including records of projects completed in the late 1990s and early 2000s. Key documents include the Lake Bottom Modification Reconnaissance Investigation (November 1999), the Conceptual Master Plan (2001) and the Rehabilitation and Enhancement Plan (2002). Additionally, the District has provided MWH with more recent work products associated with the US Army Corps of Engineers (USACOE) sediment investigation studies and the Draft Sediment Nutrient Management Plan, prepared for the Big Bear Lake Task Force (March 2010).

These documents have relevance to the District's current mission and on-going sediment management and related environmental planning and implementation process. Based on our discussions, we understand it would be valuable for the District to revisit the historical master planning process and key outcomes. This information can be used moving forward, to help define the benefits of a programmatic environmental planning process and will allow the District to capitalize on the prior work products and lessons learned.

Following is a brief description of our proposed scope of work, schedule, cost estimate and assumptions and terms and conditions.

Scope of Work

Task 1 – Document Review and Presentation Preparation

The three key documents, referenced above, will be reproduced and one set of hard copies and an electronic copy will be sent to you via overnight courier.

618 Michillinda Avenue TEL 626-796-9141
Suite 200 FAX 626-568-6515
Arcadia, California 91007 www.mwhglobal.com

MWH will review the key historical documents referenced above. In addition, MWH will review the Draft Big Bear Lake Sediment Nutrient Management Plan, prepared by the Big Bear Lake TMDL Task Force (March 30, 2010). The District is a major stakeholder in the TMDL Task Force and the implications associated with the subject Sediment Nutrient Management Plan are far reaching, for example, the District could be the lead agency under CEQA for environmental permitting and likewise, for grant funding application requests. MWH will provide a preliminary review of the implications associated with the Sediment Nutrient Management Plan's recommendations on the District's current operations. MWH has directly relevant experience supporting another water district and lake operator in Southern California with TMDL task force participation.

A tabular bibliography will be developed to identify relevant content from each document. A timeline will also be created, to map the District's historical master planning and sediment management approach, including the related USACOE investigation and TMDL Task Force activities and outcomes. This information will be used to develop a focused, high-level presentation for the District's Board and Administrative Committee. The presentation will provide an overview of the historical master planning process and outcomes. The presentation will also highlight alignment with the District's current environmental planning and sediment management needs, including the benefits of a programmatic Environmental Impact Report (EIR).

Task 2 – Site Reconnaissance, Board Meeting and Project Management

Simon Bluestone and Sarah Garber (the Principal Biologist who was involved in the original Lake Bottom Modification Reconnaissance Investigation in 1999) will briefly visit some of the key areas of interest at Big Bear Lake, prior to meeting with you on Thursday, April 15th. They will review the presentation and discuss content with you, prior to the Board presentation that afternoon. An electronic deliverable will be provided with the presentation and tabular bibliography. This task also includes project set up and related project management tasks.

Schedule

MWH will begin the document review and presentation preparation immediately upon authorization to proceed. The presentation will be completed by close of business on Thursday, April 15th.

Cost Estimate

The time and materials cost estimate for the proposed services is provided on the attached cost summary table. The cost basis is consistent with the commercial terms of the existing Master Agreement for Consulting Services between MWH and the District (as referenced below). MWH estimates a total budget of approximately \$8,900 to complete the described scope of work.

Terms and Conditions

If this scope of work is acceptable to the District, these services would be retained as a new Task Order under the existing Master Agreement for Consulting Services between MWH and

the District (dated September 29, 2008). To confirm this work authorization, please execute the signature block below and return to MWH.

Closing

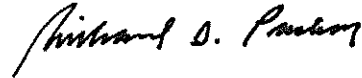
MWH looks forward to working with the District to complete this important project. Please feel free to contact me at (626) 568-6357 or via email at simon.bluestone@mwhglobal.com, if you have any questions or comments regarding this proposal. We will be in touch shortly to follow-up.

Sincerely,

MWH Americas, Inc.



Simon Bluestone, P.G.
Vice President
Principal-in-Charge



Richard Plecker, P.E.
Vice President
Southwest Regional Manager

BIG BEAR MUNICIPAL WATER DISTRICT AUTHORIZATION:

By: _____

SIGNATURE: _____

TITLE: _____

DATE: _____

Enclosures: Cost Summary Table

cc: Mike Rogers, MWH
Steve Reiners, MWH
Sarah Garber, MWH

Cost Estimate Summary Table
 Big Bear Municipal Water District
 Historical Document Review, Presentation Preparation, Site Reconnaissance and Board Meeting
 April 8, 2010

LABOR COSTS	Staff Name	2009 Burdened Rate \$/hour	Task 1 Document Review and Presentation Preparation		Task 2 Site Reconnaissance, Board Meeting and PM		TOTAL	
			Units/Hr	Cost	Units/Hr	Cost	Units/Hr	Cost
LABOR COSTS								
Staff Category	Staff Name	\$/hour	Units/Hr	Cost	Units/Hr	Cost	Units/Hr	Cost
Principal Hydrogeologist	Simon Bluestone, P.G.	\$256.42	12	\$3,077	8	\$2,051	20	\$5,128
Principal Biologist	Sarah Garber	\$183.34	6	\$1,100	8	\$1,467	14	\$2,567
Senior Drafter	Mike Luebke	\$126.96	2	\$254	0	\$0	2	\$254
Administrator	Janice Camp	\$ 79.97	0	\$0	2	\$160	2	\$160
Administrator	Spring Tenney	\$ 59.79	4	\$239	0	\$0	4	\$239
Labor Subtotals			24	\$4,670	18	\$3,678	42	\$8,348
DIRECT COSTS								
Reimbursable Item/Equipment		Rate	Qty	Cost	Qty	Cost	Qty	Cost
FedEx/Mail/Equipment Courier (per package)		Lump	2	\$15		\$0	2	\$15
Travel expenses		Lump	0	\$0	1	\$100	1	\$100
Subtotal without markup				\$15		\$100	0	\$115
Subtotal with 10% markup				\$17		\$110	0	\$127
APC		\$10 per labor hour	24	\$240	18	\$180	42	\$420
Reimbursable Expense Subtotal with 10% markup				\$257		\$290	0	\$547
ESTIMATED TOTALS								
				\$4,927		\$3,968		\$8,895

**BIG BEAR MUNICIPAL WATER DISTRICT
REPORT TO BOARD OF DIRECTORS**

MEETING DATE: April 15, 2010

AGENDA ITEM: 6B

SUBJECT:

CONSIDER VOTING FOR STEVEN FARRELL FOR THE ALTERNATE MEMBER OF LAFCO AND REVIEW AND CONSIDER SELECTION OF OTHER CANDIDATES FOR THE REGULAR POSITION

RECOMMENDATION:

The General Manager and the Administrative Committee (Directors Fashempour/Suhay) recommend approval of this measure.

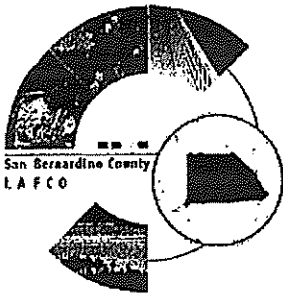
DISCUSSION/FINDINGS:

The Committee is recommending that the Board vote for Steven Farrell, Vice President at Crestline Village Water District, for the Alternate position. The Committee asked the General Manager to do some research on candidates for the Regular position and bring the information to the Board meeting for the entire Board to consider before voting.

OTHER AGENCY INVOLVEMENT: LAFCO

FINANCING: None

Submitted by: Scott Heule, General Manager



LOCAL AGENCY FORMATION COMMISSION

215 North "D" Street, Suite 204 • San Bernardino, CA 92415-0490
(909) 383-9900 • Fax (909) 383-9901
E-mail: lafco@lafco.sbcounty.gov • www.sbclafco.org

Established by the State of California to serve the Citizens, Cities, Special Districts and the County of San Bernardino

March 24, 2010

Sent Via E-mail and U.S. Mail

COMMISSIONERS

PAUL BIANE
Board of Supervisors

KIMBERLY COX
Special District

JAMES V. CURATALO
Special District

LARRY McCALLON
City Member

BRAD MITZELFELT, Vice Chair
Board of Supervisors

MARK NUAIMI, Chair
City Member

RICHARD P. PEARSON
Public Member

ALTERNATES

JIM BAGLEY
Public Member

NEIL DERRY
Board of Supervisors

ROBERT W. SMITH
Special District

DIANE WILLIAMS
City Member

STAFF

KATHLEEN ROLLINGS-McDONALD
Executive Officer

SAMUEL MARTINEZ
Senior LAFCO Analyst

MICHAEL TIERPE
LAFCO Analyst

Vacant
Clerk to the Commission

ANGELA M. SCHELL
Deputy Clerk to the Commission

REBECCA LOWERY
Deputy Clerk to the Commission

LEGAL COUNSEL

CLARK H. ALSOP

**TO: Presidents of the Boards of Directors of the
Independent Special Districts in San Bernardino
County**

SUBJECT: Special Districts Election for Regular LAFCO Member

This letter provides a Revised Ballot for Regular Special District Member of the Local Agency Formation Commission. The revision is the removal of Ms. Linda DeLuca as a candidate for the position. LAFCO staff has learned that Ms. DeLuca is ineligible for the position as she is not a member of the board of directors of an Independent Special District in the County.

Due to the revision, the voting period will be extended one week to Monday, April 26, 2010 for the **Regular Special District Member**. No change in the process for Alternate Special District Member has been made. The signed original ballot, with the name of each voting Board Member outlined, must be received in the LAFCO Office by 5:00 p.m. on **April 26, 2010**. If a faxed copy of the ballot is provided by the April 26 deadline, the original signed copy must be received by 5:00 p.m. on May 3, or the ballot will be declared invalid.

My apologies for any inconvenience this revision has caused the Districts. Please let me know if you have any questions concerning this revised selection process. You may contact me at the address listed above, by e-mail at lafco@lafco.sbcounty.gov, or by phone at (909) 383-9900.

Sincerely,

KATHLEEN ROLLINGS-McDONALD
Executive Officer

BALLOT - REVISED

**REGULAR SPECIAL DISTRICT MEMBER
OF THE LOCAL AGENCY FORMATION COMMISSION**

The _____
(Name of District)

hereby votes for the marked candidate as indicated below:

REGULAR MEMBER OF LAFCO:

_____ **JAMES CURATALO (Member of the Board of Directors of
Cucamonga Valley Water District)**

_____ **SARAH EVINGER (Member of the Board of Directors of
Chino Valley Independent Fire District)**

I, _____, do hereby certify that at its regularly-
scheduled meeting of _____, the Board of Directors voted to elect
the above-marked candidate as the Regular Special District Member of the Local Agency
Formation Commission of San Bernardino County, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

District President/Authorized Board Member

Dated: _____



chino valley
Independent Fire District

cvifd

[home](#) | [sitemap](#) | [contact us](#)

ABOUT US

[Home](#) > [About Us](#) > [Board of Directors](#) > [Bio of Sarah Evinger](#)

Sub Menu

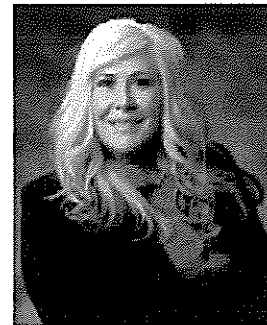
- About CVIFD
- History of CVIFD
 - Preface
 - The Beginning
 - The Early Years
 - A New Era
 - The Growing Years
 - Paramedic Service
 - Progress Continues
- Board of Directors
 - [Bio of Sarah Evinger](#)
 - Bio of Ed Gray
 - Bio of James (Jim) Espinosa
 - Bio of Ray Marquez
 - Bio of John DeMonaco
- Board Agendas & Minutes
- Letter from Chief
- Organizational Chart
- CV Fire Foundation

Bio of Sarah Evinger

Director Sarah Evinger has been a resident of Chino Hills for over 11 years. She has been married to her husband Mike for 17 years. They have three children. George, Hannah and Scotty.

Director Evinger was born in West Covina, California and attended Glen A. Wilson High School in Hacienda Heights. She has attended Mt. San Antonio College and studied Criminal Law Administration and Business Administration. She has also attended Cosmetology School.

Director Evinger worked in telecommunications for AT&T wireless for over 13 years. During that time, she managed a national territory and a portfolio of high revenue generating business accounts, including public affairs and special services for all political public and municipal clients. Her responsibilities included managing a team of 19 local and remote employees. She left AT&T to spend more time with her family. Director Evinger currently works in client relations in the field of aesthetics.



Director Evinger has been involved in many community activities, such as the Spanish Trails Girl Scouts, Chino Hills Little League, AYSO, local Chino Hills Elementary schools, and Townsend Junior High.

Director Evinger has spent countless hours serving on the Board of Directors for the Fire Foundation for over eight years and has served in the capacity of President and Vice President. She has served as Chair for the Firefighters Fun Muster for six (6) consecutive years. She has also served as Chair and participated on the committees for the Foundation's Golf Tournament and the Firefighter's Ball. Director Evinger has also volunteered her time in many other Fire District Programs such as the Spark of Love Toy Drive and the Make a Child Smile Program. In 2005, Director Evinger received the Fred L. Burns Award. Receiving this award is a reflection of the recipient's dedication and commitment to fire and life safety education and to the Fire District.

Director Evinger has also been recognized by the Los Angeles County Sheriff's Department and was presented with a Top Volunteer Award for her dedicated service to the Sheriff's Department.

In her personal time, Director Evinger attends Inland Hills Church in Chino Hills. She enjoys spending time with her friends and family, entertaining and cooking, exercising, and outdoor activities.

[GO TO TOP](#)



chino valley
Independent Fire District



cvifd
home | sitemap | contact us

ABOUT US

Home > About Us > About CVIFD

Sub Menu

- About CVIFD
- History of CVIFD
- Board of Directors
- Board Agendas & Minutes
- Letter from Chief
- Organizational Chart
- CV Fire Foundation

About CVIFD

The Chino Valley Independent Fire District is known for the delivery of high-quality emergency services to the Chino Valley, including emergency medical and paramedic services, hazardous materials response and urban search and rescue services.

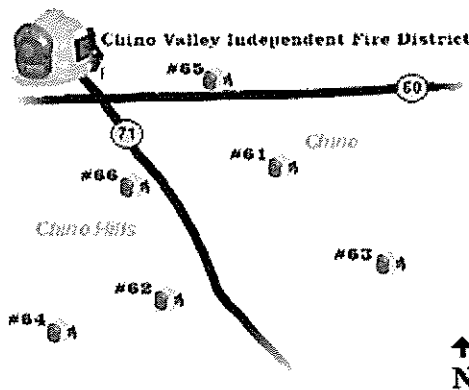
CVIFD began in 1895 as Chino Fire Company No. 1 and has since grown to include six fire stations housing over 100 professional firefighters who spend each day training themselves and the public about fire.



Our Mission

Our mission is to protect the lives and property of the community from the detrimental effects of fires, medical emergencies and other hazardous conditions caused by either man or nature.

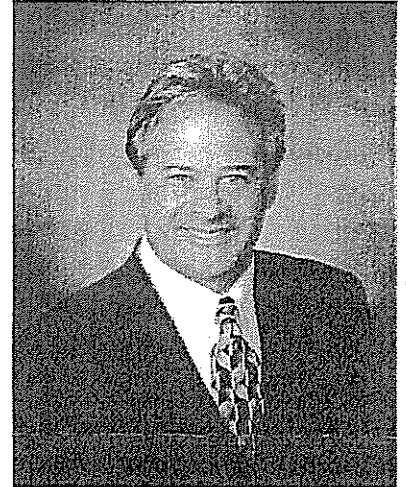
We're proud of our long tradition of protecting our community and look forward to the challenges of the future.



ELECT
James V. Curatalo, Jr.
For LAFCO Special District Voting Member

Dear Special District Colleges:

My name is Jim Curatalo and I am seeking the Special District Voting Member vacancy on the San Bernardino County Local Agency Formation Commission (LAFCO). For the past six years I have served on LAFCO as the Special District Representative which has provided me with a depth of knowledge and experience in addressing governance issues as it pertains to special districts. As your representative I have worked to ensure the integrity and scope of special district governance is preserved and effective not only for special district organizations, but for the constituents that we serve. I would like to continue my representation of LAFCO by serving as your Special District Voting Member.



I truly believe the special district form of government provides one of the most effective, accessible, and accountable forms of delivery of local services. I have learned a great deal about the governance of San Bernardino County through the evaluation of numerous service reviews of public agencies that have come before the Commission. With this gained knowledge I hope to continue to provide quality representation as a member of the special district community. California's political landscape, and in particular the role LAFCO plays statewide, is changing and requires that the San Bernardino LAFCO have representation that will provide leadership, direction and a common sense approach to managing local government.

My political involvement includes serving on the Board of Directors of the Cucamonga Valley Water District for the past 12 years. I have previously served as President and Vice-President of the Board and I also serve as the Chairman of the Legislative and Public Affairs and Water Resources Committees, as well as a member of the Personnel Committee.

My commitment to community service and local government is demonstrated by my extensive experience as a fire safety employee for the City of Rancho Cucamonga Fire Protection District. While employed I have served as a firefighter/engineer, fire captain and battalion chief. My experience in working with the Fire Protection District has solidified my belief that local self-governance is the cornerstone of democracy and is the most responsive form of government for the people.

From what I have experienced on the job, and through my experience as a policy-maker, I firmly believe in the special district approach to local government and the need to have effective representation on the LAFCO Board. If elected as the Special District Voting Member I want you to know that I will serve the organization to the best of my ability and for the betterment of all special districts. **I look forward to your support!**

James V. Curatalo, Jr.

BALLOT

ALTERNATE SPECIAL DISTRICT MEMBER OF THE LOCAL AGENCY FORMATION COMMISSION

The _____
(Name of District)

hereby votes for the marked candidate as indicated below:

ALTERNATE MEMBER OF LAFCO:

_____ STEVEN FARRELL (Member of the Board of Directors of
Crestline Village Water District)

_____ RAY MARQUEZ (Member of the Board of Directors of
Chino Valley Independent Fire District)

_____ BOB SMITH (Member of the Board of Directors of
Yermo Community Services District)

I, _____, do hereby certify that at its regularly-
scheduled meeting of _____, the Board of Directors voted to elect
the above-marked candidate as the Alternate Special District Member of the Local Agency
Formation Commission of San Bernardino County, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

District President/Authorized Board Member

Dated: _____



PO Box 3347, 777 Cottonwood Drive, Crestline, CA 92325-3347
Telephone: (909) 338-1727 <=> FAX: (909) 338-4080

March 10, 2010

Special District Members,

I am pleased to again accept the nomination of the Crestline Village Water District to serve as a Commission Alternate Special Districts member.

I hope that you will recognize and support our desire (and of course, LAFCO's policy) of striving for balanced regional representation on the Commission between the desert, valley and mountain areas. The work and role of the Commission is critical to good government and incorporating our County's diversity of perspectives and experiences will only enhance the quality of LAFCO's efforts.

I intend to serve LAFCO's mandate for ensuring the orderly growth and the effective, efficient delivery of local government services not only with a full appreciation of the interests of the independent special district, but also an understanding of the perspective and challenges of our San Bernardino mountain areas.

As an Alternate, I will be committed to staying informed of all the issues that come before the Commission and will always be prepared to vote responsibly when it may be required.

I am grateful that last year, I received unanimous support from the districts in the west mountain area where I am most actively involved in local government and service issues. In this election I earnestly ask for similar support from the Big Bear Valley districts as well as those valley and desert districts that recognize the value and importance of a balanced LAFCO Commission.

For the last 8 years I have used the analytical skills I learned from a 25-year career in IT management and consulting to extensively participate as a private citizen in many of our area's local government processes (including LAFCO actions and the County's recent General Plan Update). I regularly attend the board meetings of multiple agencies. These experiences have given me a unique and valuable education in Special District and service issues. Now, as a Vice-President and second-term member of a district board myself, I am ready to more directly contribute to County planning as a member of LAFCO itself.

I strive for excellence and will always act and represent Special Districts fairly, thoughtfully and well.

Sincerely,

A handwritten signature in black ink that reads "Steven Farrell". The signature is written in a cursive style with a large initial "S".

Steven Farrell
Vice-President
Crestline Village Water District



Ray Marquez

Candidate for

LAFCO Alternate Special District Member

Ray Marquez is currently a Board of Director for the Chino Valley Fire District after being elected in 2006. He has served in the capacity of Vice President and President. He has over 28 years of experience in the Fire Service with the City of Santa Fe Springs. He retired from the Santa Fe Springs Fire Department in July of 2009.

Currently, Ray Marquez's community involvement and affiliations include serving on the CIW Citizen Advisory Commission, CSDA Legislative Committee, CSDA Fiscal Committee, CSDA Special District Task Force, Y.M.C.A Board of Managers, Chino Centennial Advisory Committee and the Carbon Canyon Fire Safety Council.

Ray Marquez has also served as a City of Chino Hills Parks and Recreation Commissioner, a City of Chino Hills Planning Commissioner, Salvation Army TLC Advisory Board Member, President of the Canyon Hills Little League for three years, Head Coach for A.Y.S.O, and AD for Junior All American Football. He has also been a member of the Ayala High School Wrestling Booster Club, served on the Chino Hills Citizen Patrol and was part of the Incorporation Committee for Chino Hills.

Ray Marquez understands the importance of LAFCO's role in providing effective leadership and direction in representing special districts in the San Bernardino County. He is committed to special district governance and the delivery of quality services by local government.

RECEIVED
MAR 15 2010

LAFCO
San Bernardino County



Robert W. Smith

Candidate

ALTERNATE SPECIAL DISTRICTS MEMBER OF LAFCO

"He has proven experience and a strong public service background to get the job done"

Brad Mitzelfelt-LAFCO Vice-Chair

P.O. Box 1209, Yermo, CA 92398-1209 Ph: (760) 508-0607 (c)

Email: bobsmith@san.rr.com

Website: <http://electbobsmith.com>

I have enjoyed the privilege of serving as the Special Districts Alternate Commissioner for the San Bernardino LAFCO since May of 2009. I am very aware of the needs and challenges of special districts going into my second term as a Board President for our CSD. I am looking forward to entering this next full term with the experience I have gained in the past year with the goal of tackling some very demanding issues ahead.

Thank you for your district support going into my second term. Please don't hesitate to call my cell: 760-508-0607 or email me: bobsmith@san.rr.com with any questions.

- 27 years with the San Bernardino County Sheriff's Department
 - Deputy / Detective / Watch Commander
- 7 years with San Bernardino County Board of Supervisors
 - Field Representative / Sr. Field Representative / District Director
 - Numerous committees and Boards
 - Morongo Transit Authority
 - Victorville Economic Development
 - Victorville Transit Authority
 - Barstow Police Chief Advisory Board
- 2 years with California State Assembly
 - Field Representative / Sr. Field Representative
 - Specialized Training through California Assembly Capitol Institute:
 - Legislative Services
 - Field Representation
 - Constituent Casework
 - Legislative Process
 - Bill Tracking
 - Budget Process
- Currently: Retired?
- Currently: President of the Yermo Community Service Board

ENDORSEMENT BY LAFCO MEMBERS & SPECIAL DISTRICTS

- Brad Mitzelfelt
LAFCO VICE CHAIR
- Kimberly Cox
LAFCO SPECIAL DIST
COMMISSIONER
- Larry McCallon
LAFCO
COMMISSIONER
- Richard Pearson
LAFCO
COMMISSIONER
- Jim Ventura
Mojave Water Agency
- Doug Shumway
Mojave Water Agency
- Paul A. Courtney
Barstow Fire Protection
- Chuck Bell
Mojave Desert RCD
- Craig Schneider
Helendale CSD
- Art Bishop
Mojave Water Agency
- Daryl Schendel
Barstow Heights CSD
- Tim Silva
Odessa Water CSD
- Pete Lounsbury
Mojave Desert RCD
- Geoff Berner
Yermo CSD
- Sandy Haas
Helendale CSD
- Bob Dunn
Yucca Valley Airport
- Julie Hackbarth
Barstow Mayor Pro-
Tem

PARTIAL
ENDORSEMENT LIST