

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
November 3, 2011

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

Next Resolution Number: 2011-08

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 October 20, 2011
 - B. Warrant list dated October 26, 2011 for \$351,644.31
- 6. 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)
- 7. ANNOUNCEMENTS**
- 8. DIRECTOR COMMENTS**
- 9. ADJOURNMENT**

NEXT MEETING: Open Session at 1:00 P.M.
Thursday, November 17, 2011
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, OCTOBER 20, 2011***

CALL TO ORDER

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

REPORTS

General Manager, Scott Heule reported that he attended the California Special District Association meeting last week. He explained that there were several valuable break-out sessions and as a result he has made a list of to-do's and will be bringing some ideas to various committees for discussion over the next several weeks. Mr. Heule reported that he understands that the balance of work to remove the old highway bridge will be completed within two weeks. He explained that Mike Stephenson will hopefully find out tomorrow, during a meeting with Caltrans, what they intend to leave us with as it regards accessing the dam and the outlet works at the bottom of Bay 7. He added that Caltrans continues to work with Division of Safety of Dams to finalize their grouting plan at the left abutment. He commented that the grouting might or might not get done this year. Mr. Heule stated that National Oceanic and Atmospheric Administration (NOAA) reports that the US will experience another La Nina this winter. He explained that this typically results in drier winters for us. He added that they also say that there is a wild card; the erratic Arctic Oscillation that can generate strong shifts in the climate. He reported that if the predictions are correct we can expect colder than typical temperatures but drier weather also.

Lake Manager, Mike Stephenson reported on his trip to Clearlake for the CALMS Conference earlier in the month. He explained that he made a presentation on aquatic weeds. He commented that Big Bear Lake is doing very well. He added that Clearlake has a very serious algae problem explaining that the algae is so severe that a man actually ran across the water on the algae for at least 8 steps. He reported that the trout pond cleanup is moving forward adding that it is looking good. He explained that Ludecke Electric came out and severed the power in some areas where the lines were stapled to trees. Mr. Stephenson reported that Adam Williams and Tyler Cockrell were on *Good Morning Big Bear* yesterday talking about the Quagga Mussel program.

APPROVAL OF CONSENT CALENDAR

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

- Minutes of a Regular Meeting of October 6, 2011
- Warrant list dated October 14, 2011 for \$47,785.03

Director Murphy asked District Counsel to explain Conflict of Interest as it might relate to the Marina Point Shorezone Alteration Application. District Counsel Wayne Lemieux reported that a letter was received claiming that Director Murphy was a member of Friends of Fawnskin

indicating that it might be a conflict of interest. Mr. Lemieux explained that Director Murphy has no financial interest and no conflict of interest exists. He advised that Director Murphy would not have to recuse himself and no action is necessary.

REVIEW AND DISCUSS PRELIMINARY SHOREZONE ALTERNATION PERMIT CONDITIONS OF APPROVAL, MARINA POINT DREDGE PROJECT

Mr. Heule reported that the Lake Improvement Committee (Directors Suhay & Smith) recommended that the Board review and discuss the preliminary permit conditions and provide direction to Staff. He explained that the Committee came up with 10 Conditions of Approval. He then made a Power Point Presentation highlighting the project and the conditions. He explained that Marina Point Development Associates submitted a shorezone alteration application on September 20, 2011. He added that the proposed work generally includes dredging within and around the old Cluster Pines marina, opening the marina to the lake, and protecting exposed shoreline and jetty slopes from erosion. Mr. Heule reported that the California Environmental Quality Act (CEQA) lead agency for the Marina Point Development project, San Bernardino County, in a letter dated September 27, 2011 stated in part "with the recordation of Tract 12217, the EIR and Final Development Plan for the Marina Point Project remain active adding that this project and all development plans (grading plans, building plans, etc.) shall be prepared and constructed in conformance with the originally approved EIR, Final Development Plan and the Conditions of Approval as approved on December 9, 1991." Mr. Heule explained that District legal counsel advises that the District, as a responsible agency, use the approved EIR and existing District practice to identify conditions of approval in response to the shorezone alteration application. He commented that the conditions of approval have the general intent to document existing and as built bathymetry, define the most appropriate silt curtain alignment and depth, protect lake water quality, provide lake access during construction and accurately reflect public and private property ownership among others. He explained that the Committee proposes the following preliminary conditions be attached to the approval of a shorezone alteration permit that could be considered during the regularly scheduled Board meeting on November 17, 2011:

1. The applicant, Marina Point Development Associates, shall initiate and complete installation of jetty protection on the east jetty within 30 days of approval of the Shorezone Alteration Permit. If this cannot be accomplished, the applicant shall document the reasons for delays to the District.
2. The applicant shall submit current bathymetry mapping prior to initiating any dredging activities. This mapping shall be submitted to the District on paper and in a geo-referenced format compatible with the Districts' electronic mapping software for review and approval prior to initiating any dredging activities.
3. The applicant shall provide bathymetry mapping to document the as built conditions of all new dredge/fill areas extending a minimum of 200 feet from the nearest point above the OHWM. This information shall be submitted to the District on paper and in a geo-referenced format compatible with the Districts' electronic mapping software within 30 days of completing any dredging activities for District review and approval.
4. The applicant shall not initiate any dredging or haul road construction prior to April 15, 2012.

5. The applicant shall install silt curtains of sufficient length to extend at least two feet deeper than the water depth along their proposed alignment. Prior to dredging the owner shall document this condition has been met to the satisfaction of the District.
6. The applicant shall submit a Stormwater Pollution Prevention Plan (SWPPP) to the District for review and approval prior to initiating any disturbance of the lakebed below the OHWM. At a minimum this SWPPP shall identify all best management practices that will be implemented for all activities that directly affect lakebed below the ordinary OHWM and those construction activities that could indirectly affect the quality of water in the Lake. The SWPPP shall also include measures to address the accidental release of any hazardous or toxic material (such as petroleum product spills) that could enter into the Lake. The applicant shall demonstrate that all materials required to implement the SWPPP are in place before initiating construction activities that could degrade water quality of the Lake.
7. The applicant shall submit copies of the following current applicable permits prior to commencement of work at the site
 - a. California Department of Fish and Game Section 1601-1603 permit, and the
 - b. US Army Corps of Engineers Section 404 permit, and the
 - c. Regional Water Quality Control Board permit and the current BMP's imposed by that permit.
8. The applicant shall survey, file and record with the County of San Bernardino property lines on top of the marina jetties that accurately reflect actual post project private and public boundaries.
9. The applicant shall provide accommodation for the owners of Docks 727, 728 and 729 (APN's 0304-151-34, -47, and -48) to access the lake during the course of construction.
10. Secure necessary permits from the appropriate agencies to allow future maintenance dredging within all dredged areas identified in the current shorezone alteration application.

Mr. Heule reported that in addition to any conditions the District might place on the dredge project Order No. 92-3 issued in February 1992 by the Santa Ana Regional Water Quality Control Board establishes waste discharge requirements and a monitoring and reporting program the applicant will have to satisfy during the construction. He explained that while the Waste Discharge Permit remains valid today the applicant will have to perform the dredge project under the most current Best Management Practices defined by the Regional Water Quality Control Board. Director Eminger asked how deep the marina would be. Mr. Heule reported that it will be an elevation of 6,728 feet and therefore will not allow an isolated body of water to occur. Mr. Heule discussed condition #4 explaining that there was a misunderstanding between Tom Dodson and the applicant regarding the April 15, 2012 date of the initiation of dredging or construction. He indicated District regulations prohibit construction between November 30th and April 1st unless approved by an appropriate agency. He also further discussed condition #9 explaining that the applicant needs to negotiate with the property owners of certain docks that might be impacted by the silt curtain.

Mr. Ken Discenza, Site Design, thanked the Board for allowing him to come before them. He also thanked Mr. Heule for describing the project proposed. He explained that he has questions and concerns regarding several of the conditions of approval. He asked that condition #1 be eliminated because of the numerous permits that need to be obtained within this time frame. He remarked on condition #4 stating that it is acceptable as restated. He stated that his third concern

is condition #10 explaining that they don't have control over getting permits from other agencies asking that this condition be dropped and not be a part of approval. Director Eminger stated that he is concerned about this pristine area and runoff. Director Smith commented that it needs immediate work so it does not cause additional erosion of the jetty on the east side. Mr. Discenza asked if the matter could be addressed any sooner than the meeting of November 17th so they can begin construction as soon as possible (maybe at the meeting of November 3rd). President Suhay explained that the Committee will meet next week and discuss. Mr. Irv Okovita, applicant, commented that they are intent that the lake will not be polluted explaining that water quality is very important. He added that the project dates back to 1981 when they removed silt and rebuilt the jetties to protect for the future. Mr. J.P. Montero, local business owner and Vice President of Bear Valley Contractors, commented that he supports the Marina Point project. He added that he believes it will increase business to the Fawnskin area and the Big Bear Valley area as a whole. He explained that the owner will hire many locals to work on the project and the marina will bring business to the area. Director Smith asked if the marina will be open to the public. Mr. Montero responded that a commercial marina will have boat rentals, a beach facility, a recreation room, a fuel dock, and will bring customers to the Fawnskin area. Mr. Okovita explained that they have had numerous discussions on the commercial and private options and have not agreed on this as yet but have agreed to discuss it further. Ms. Sandy Steers, Fawnskin resident, thanked staff for the conditions of approval asking that the District not give up any of the conditions. District Counsel Lemieux stated that today is informational only and the Board is now more informed regarding the project adding that no decisions will be made today. Director Eminger commented that if it goes as planned, it is a great project. Director Smith explained that the Committee worked on this for a good number of hours. Director Fashempour stated that she would like to see some decisions made before the meeting of November 17th. Director Murphy stated the quicker the better. Mr. Heule reported that he is going to be in Hawaii on the next Board meeting date and trying to put this together for the meeting of the 3rd would be very difficult if not impossible. He explained that permits from the other agencies would be difficult to get by then. President Suhay asked if the north east corner had been discussed yet. Mr. Heule stated "not yet". Director Murphy asked if Fish and Game and ACOE could be discussed on the 3rd with a final approval on the 17th. President Suhay stated that the Committee will meet soon to discuss.

PUBLIC FORUM

No other comments were made

ANNOUNCEMENTS

Mr. Heule reminded the Directors about the educational Environmental Tour around Big Bear Valley scheduled for Monday afternoon asking them to RSVP if they were going to attend. He reported that he and his wife will be on vacation in Hawaii October 27 through November 5th reminding that he will be missing the Board meeting on the 3rd. He reported that he will be giving a "BBMWD Operations 101" class to a large group of realtors on Monday morning at Snow Summits' Bear Bottom lodge with the objective to educate them about dock privileges, lake rules, private docks, etc. He added that the December 1st meeting falls on a day that he and Directors Suhay and Fashempour are at the ACWA conference adding that a decision should be made whether or not to adjourn the meeting due to lack of a quorum.

DIRECTOR COMMENTS

Director Eminger commented that the Lake Improvement Committee did a good job with the Marina Point project consideration.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:59 P.M.

NEXT MEETING

Open Session at 1:00 P.M.
Thursday, November 3, 2011
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 10/12/11
 Account 10010-00-001, Sessions 000000 to 002470

Check	Payment / Vendor Information	Ck Date	Prty	Invoice	Session	Reference	Amount
Checking Account: 10010-00-001							
149779	BBCANV / Big Bear Canvas Co.	10/14/11	2	1872	002460	ONROAD	100.00
BBCANV Subtotal :							100.00
149780	BBDSPL / Big Bear Disposal	10/14/11	2	262338	002460	UTIL-MAIN	151.71
BBDSPL Subtotal :							151.71
149781	BVELEC / Bear Valley Electric	10/14/11	2	09302011	002460	UTIL-DAM	68.46
149781		10/14/11	2	10062011A	002460	UTIL-MAIN	9.24
149781		10/14/11	2	10062011B	002460	UTIL-MAIN	84.47
149781		10/14/11	2	10062011C	002460	UTIL-RV	1019.73
BVELEC Subtotal :							1181.90
149782	CCONNE / CONNELLY PUMPING SERVICES	10/14/11	2	11290	002460	SSRELIEF	180.00
CCONNE Subtotal :							180.00
149783	DISH / Dish Network	10/14/11	2	10042011	002460	UTIL-MAIN	59.99
DISH Subtotal :							59.99
149784	ENVLOG / ENVIRONMENTAL LOGISTICS	10/14/11	2	155281	002460	CLEANUP	2550.47
149784		10/14/11	2	155294	002460	CLEANUP	2229.28
149784		10/14/11	2	155303	002460	CLEANUP	2929.57
149784		10/14/11	2	155308	002460	CLEANUP	2685.94
149784		10/14/11	2	155333	002460	CLEANUP	2737.29
149784		10/14/11	2	155348	002460	CLEANUP	2864.02
149784		10/14/11	2	155353	002460	CLEANUP	2446.68
149784		10/14/11	2	155361	002460	CLEANUP	2637.87
ENVLOG Subtotal :							21081.12
149785	HOPKIN / MARK HOPKINS	10/14/11	2	10122011	002460	TRAINING	124.08
HOPKIN Subtotal :							124.08
149786	IDEARC / SUPERMEDIA LLC	10/14/11	2	10012011	002460	PHONE-MAIN	65.50
IDEARC Subtotal :							65.50
149787	MASTER / FIRST BANKCARD CENTER	10/14/11	2	0930113378	002460	MASTER102	1493.33
MASTER Subtotal :							1493.33
149788		10/14/11	2	0930112328	002460	MASTER320	2555.46
MASTER Subtotal :							2555.46
149789	MCMSTR / McMaster-Carr Supply Co.	10/14/11	2	97390576	002460	ON ROAD	16.66
MCMSTR Subtotal :							16.66

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 Account 10010-00-001, Sessions 000000 to 002470**

<u>Check</u>	<u>Payment / Vendor Information</u>	<u>Ck Date</u>	<u>Prty</u>	<u>Invoice</u>	<u>Session</u>	<u>Reference</u>	<u>Amount</u>
149790	PERS / Public Employees' Retirement Syst	10/14/11	2	081104	002460	PERS	4882.71
						PERS Subtotal :	4882.71
149791		10/14/11	2	091104	002460	PERS	4882.71
						PERS Subtotal :	4882.71
149792	SAGE / Sage Software Checks & Forms	10/14/11	2	2011	002460	OFFICSUPPL	149.12
						SAGE Subtotal :	149.12
149793	SQUEEG / Squeegee Clean Window Service	10/14/11	2	10132011	002460	FACILMAINT	50.00
						SQUEEG Subtotal :	50.00
149794	TIFCO / Tifco Industries	10/14/11	2	70695923-	002460	SHOPMAINT	-89.45
149794		10/14/11	2	70717312	002460	SHOPMAINT	190.75
						TIFCO Subtotal :	101.30
149795	TOMDOD / Tom Dodson & Associates	10/14/11	2	BB14511-1	002460	PROFSVCS	1200.00
						TOMDOD Subtotal :	1200.00
149796	TURNEY / ERIC TURNEY	10/14/11	2	10072011	002460	PHONE-CELL	50.00
						TURNEY Subtotal :	50.00
149797	UPS / UPS	10/14/11	2	F33Y11411	002460	SHIPPING	154.73
						UPS Subtotal :	154.73
149798	VERIZO / Verizon California	10/14/11	2	10012011A	002460	PHONE-MAIN	412.32
149798		10/14/11	2	10012011B	002460	PHONE-RAMP	53.00
149798		10/14/11	2	10012011C	002460	PHONE-RAMP	61.12
149798		10/14/11	2	10012011D	002460	PHONE-RAMP	43.42
						VERIZO Subtotal :	569.86
149799	VERWIR / VERIZON WIRELESS	10/14/11	2	1018232358	002460	PHONE-CELL	235.12
						VERWIR Subtotal :	235.12
149800	WILLIA / Adam Williams	10/14/11	2	10122011	002460	TRAINING	94.70
						WILLIA Subtotal :	94.70
149801	COCKRE / Tyler Cockrell	10/17/11	2	10122011	002463	TRAINING	247.33
						COCKRE Subtotal :	247.33
149802	ALLPRO / All Protection Alarm Co.	10/24/11	2	200901	002470	FACILMAINT	37.00
149802		10/24/11	2	201116	002470	FACILMAINT	147.00
149802		10/24/11	2	201196	002470	FACILMAINT	33.00

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Check	Payment / Vendor Information	Ck Date	Prity	Invoice	Session	Reference	Amount
149802		10/24/11	2	201260	002470	SHOPMAINT	63.00
149802		10/24/11	2	201373	002470	FACILMAINT	175.00
149802		10/24/11	2	201624	002470	DAMMAiNT	129.00
149802		10/24/11	2	206410	002470	DAMMONITOR	50.00
ALLPRO Subtotal :							634.00
149803	BMARIN / Big Bear Marina	10/24/11	2	10311156	002470	PETRO-BOAT	1062.13
BMARIN Subtotal :							1062.13
149804	BURBAK / Burback's Auto Electric	10/24/11	2	714480	002470	WORKBOAT	199.34
BURBAK Subtotal :							199.34
149805	BUTCHR / Butcher's Block & Building Materi	10/24/11	2	94254	002470	SHOPMAINT	2.37
149805		10/24/11	2	94480	002470	SHOPMAINT	9.15
149805		10/24/11	2	94601	002470	SHOPMAINT	2.54
149805		10/24/11	2	94867	002470	SHOPMAINT	27.71
149805		10/24/11	2	94937	002470	SMTTOOLS	21.81
BUTCHR Subtotal :							63.58
149806	BVELEC / Bear Valley Electric	10/24/11	2	10202011A	002470	UTIL-RAMPS	93.27
149806		10/24/11	2	10202011B	002470	UTIL-RAMPS	233.41
BVELEC Subtotal :							326.68
149807	CHARTE / CHARTER COMMUNICATIONS	10/24/11	2	10162011	002470	PHONE-NET	274.99
CHARTE Subtotal :							274.99
149808	COMSER / ComSerCo	10/24/11	2	58227	002470	RADIOBASE	157.36
COMSER Subtotal :							157.36
149809	CONNEY / Conney Safety Products	10/24/11	2	4023674	002470	OSHASUPPLS	230.48
CONNEY Subtotal :							230.48
149810	CSBISD / Information Services Department	10/24/11	2	12209	002470	SUBSCRIPTI	500.00
CSBISD Subtotal :							500.00
149811	CSDA / CSDA	10/24/11	2	2012	002470	MEMBERSHIP	4257.00
CSDA Subtotal :							4257.00
149812	EADIEP / Eadie & Payne	10/24/11	2	117824	002470	PROFSVCS	14465.00
EADIEP Subtotal :							14465.00
149813	FEDRAL / Federal Express, Corp.	10/24/11	2	766133523	002470	SHIPPING	29.62

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						FEDRAL Subtotal :	29.62
149814	MCMSTR / McMaster-Carr Supply Co.	10/24/11	2	97989669	002470	FISHREARIN	44.99
						MCMSTR Subtotal :	44.99
149815	MERITO / Merit Oil Company	10/24/11	2	151120	002470	QUAGGAKERO	301.13
						MERITO Subtotal :	301.13
149816	MWH / MWH America, Inc.	10/24/11	2	1421985	002470	DAMREPAIR	11619.19
						MWH Subtotal :	11619.19
149817	NAPA / McConnell Motor Parts Inc.	10/24/11	2	052097	002470	PATROL	19.05
149817		10/24/11	2	052103	002470	PATROL	-5.61
						NAPA Subtotal :	13.44
149818	PERS / Public Employees' Retirement Syst	10/24/11	2	101103	002470	PERS	5107.09
						PERS Subtotal :	5107.09
149819		10/24/11	2	101104	002470	PERS	5107.09
						PERS Subtotal :	5107.09
149820	PITNY / PITNEY BOWES (RENTAL)	10/24/11	2	OT11	002470	POSTAGE	121.00
						PITNY Subtotal :	121.00
149821	SMITHR / Smith Root Inc	10/24/11	2	33094	002470	ELECTRO	510.28
						SMITHR Subtotal :	510.28
149822	SPEARS / DAN SPEARS	10/24/11	2	10172011	002470	RVPKCANCL	40.00
						SPEARS Subtotal :	40.00
149823	SWSTGS / Southwest Gas Corp	10/24/11	2	10142011A	002470	UTIL-RV	27.27
149823		10/24/11	2	10142011B	002470	UTIL-MAIN	30.54
						SWSTGS Subtotal :	57.81
149824	UPS / UPS	10/24/11	2	F33Y11421	002470	SHIPPING	571.93
						UPS Subtotal :	571.93
149825	USBANK / US BANK TRUST N.A.	10/24/11	2	09162011	002470	COP	264560.63
						USBANK Subtotal :	264560.63
149826	VALERO / Valero Marketing and Supply Co.	10/24/11	2	10192011	002470	PETRO-AUTO	1078.19
						VALERO Subtotal :	1078.19
149827	VERIZO / Verizon California	10/24/11	2	10132011	002470	PHONE-MAIN	47.06

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						VERIZO Subtotal :	47.06
149828	VERWIR / VERIZON WIRELESS	10/24/11	2	1020200641	002470	PHONE-CELL	233.73
						VERWIR Subtotal :	233.73
149829	WASTE / Solid Waste Management	10/24/11	2	006346	002470	FACILMAINT	353.24
						WASTE Subtotal :	353.24
149830	WEBER / JAMES WEBER	10/24/11	2	10062011	002470	PHONE-CELL	50.00
						WEBER Subtotal :	50.00
Total For Check Account: 10010-00-001							351644.31
Check Register Total :							351644.31