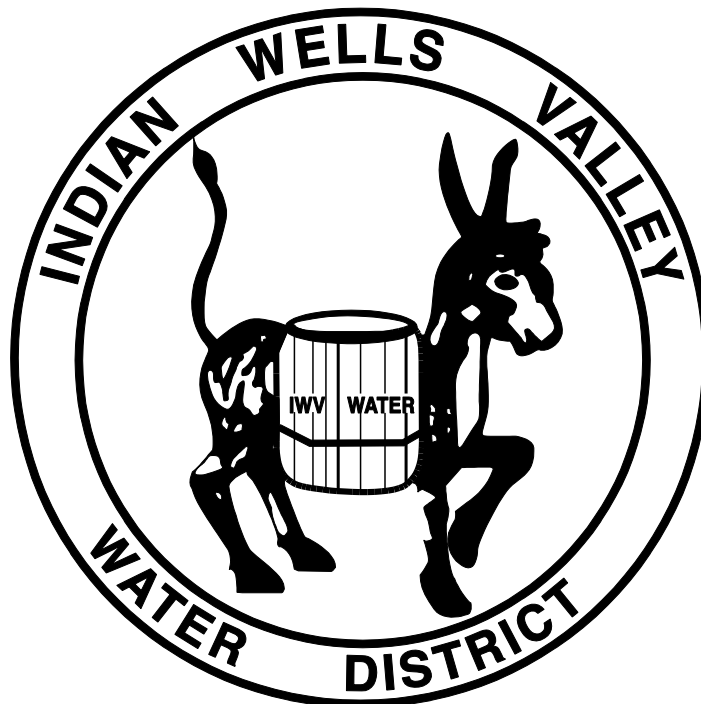


# Indian Wells Valley Water District

Board of Directors Meeting



May 9, 2011

# INDIAN WELLS VALLEY WATER DISTRICT

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## BOARD OF DIRECTORS

Harold W. Manning, President  
Peggy Breeden, Vice President  
Peter Brown  
Leroy Corlett  
Donald J. Cortichiato

Thomas F. Mulvihill  
*General Manager*  
Krieger & Stewart, Incorporated  
*Engineers*  
McMurtrey, Hartsock & Worth  
*Attorneys-at-Law*

## 2011 COMMITTEE ASSIGNMENTS

### ADMINISTRATION/EXECUTIVE COMMITTEE (BREEDEN/MANNING)

Personnel, Legal Matters, General Plan, Community Relations, Board Meeting Agendas, Ordinances, Rules, Regulations, Policies, Procedures, Customer Service, Variances, Director's Manual, etc.

### FINANCE COMMITTEE (BREEDEN/CORTICHIATO)

Rates, Cost-of-Service, Budget, Audits, Cost Allocation, Investments, Financial Services, Insurance, Loans/Grants, Water Sales & Service Policy Manual, Accounting, Assessment Districts, Billing, etc.

### WATER MANAGEMENT (CORLETT/CORTICHIATO)

Water Management, Water Policy, Water Quality, Conservation, Urban Water Management Plan, California Urban Water Conservation Council, Title 22 Compliance, etc.

### PLANT & EQUIPMENT COMMITTEE (BROWN/CORLETT)

Transmission/Distribution System, Vehicles & Equipment, Wells, Reservoirs, Real Property Management, Telemetry, etc.

### ALTERNATE WATER SUPPLY COMMITTEE (BROWN/MANNING)

Alternative sources for water supply including Blending, Importation, Reuse, etc.

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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REGULAR BOARD MEETING

AGENDA

MONDAY, MAY 9, 2011 - 7:00 P.M.

BOARD OF DIRECTORS' HEARING ROOM  
500 W. RIDGECREST BLVD., RIDGECREST

TELECONFERENCE LOCATION  
1230 J STREET  
SACRAMENTO, CA 95814

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*(Pursuant to Government Code section 54957.5, any materials relating to an open session item on this agenda, distributed to the Board of Directors after the distribution of the agenda packet, will be made available for public inspection at the time of distribution at the following location: Indian Wells Valley Water District, 500 W. Ridgecrest Blvd., Ridgecrest, CA).*

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. POSTING OF AGENDA DECLARATION
5. CONFLICT OF INTEREST DECLARATION
6. PUBLIC QUESTIONS AND COMMENTS

(THIS PORTION OF THE MEETING IS RESERVED FOR PERSONS DESIRING TO ADDRESS THE BOARD ON ANY MATTER NOT ON THE AGENDA AND OVER WHICH THE BOARD HAS JURISDICTION. HOWEVER, NO ACTION MAY BE TAKEN BY THE BOARD OF DIRECTORS ON ANY ITEM NOT APPEARING ON THE AGENDA. NON-AGENDA SPEAKERS ARE ASKED TO LIMIT THEIR PRESENTATION TO FIVE MINUTES. PUBLIC QUESTIONS AND COMMENTS ON ITEMS LISTED ON THE AGENDA WILL BE ACCEPTED AT ANY TIME THE ITEM IS BROUGHT FORTH FOR CONSIDERATION BY THE BOARD. WHEN YOU ARE RECOGNIZED BY THE CHAIRPERSON, PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD).

7. CURRENT BUSINESS/COMMITTEE REPORTS

A. Consent Calendar

1. Approval of Minutes:
  - a. April 11, 2011 Regular Board Meeting
2. Approval of Accounts Payable

B. Water Management Committee

1. Inyo-Mono Regional Water Management Plan Status
2. Inyo-Mono Regional Water Management Group Memorandum of Understanding (MOU)  
**Committee recommends the following Motion:** Staff present the revised MOU at the May 9<sup>th</sup> Regular Board Meeting for adoption.
3. Urban Water Management Plan Report and Public Hearing  
**Committee recommends the following:** Set the Public Hearing and Adoption for June 20, 2011 at 7:00 p.m.

C. Administration/Executive Committee

1. Mid-Year Board Workshop  
**Committee recommends the following:** Set the Mid-Year Board Workshop for June 23, 2011 at 9:05 a.m.
2. Congressional and State Redistricting

D. Letter of Support: Nomination to Association of California Water Agencies (ACWA) Health Benefits Authority (HBA) Board

E. General Manager and Staff Update

1. Water Production and New Services
2. Indian Wells Valley Specific Plan: Visioning Workshop
3. Mainline Replacement Projects
4. Capital Improvement Projects
5. Grant Applications Update
6. Spring 2011 Xeriscape Workshop

8. BOARD COMMENTS/FUTURE AGENDA ITEMS

9. CLOSED SESSION

A. Real Property Negotiations

Inyo County  
APN: 033-490-02  
District Negotiator: Tom Mulvihill  
Negotiating With: Foresight Solar, LLC  
(Pursuant to Government Code Section 54956.8)

10. ADJOURNMENT

Requests for disability related modifications or accommodations, including auxiliary aids or services may be made by telephoning or contacting Rose Koch at the District offices. Please attempt to make such requests known at least 24 hours before the scheduled meeting.



# Approval of Minutes

MINUTES OF THE REGULAR BOARD MEETING

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

April 11, 2011

The Regular Meeting of the Board of Directors of the Indian Wells Valley Water District was called to order by President Manning at 7:00 p.m. in the Board of Directors Hearing Room, 500 West Ridgecrest Boulevard, Ridgecrest, California. **CALL TO ORDER**

The Pledge of Allegiance was led by Director Brown. **PLEDGE**

**DIRECTORS PRESENT:** President Harold W. Manning **ROLL CALL**  
Vice-President Margaret "Peggy" L. Breeden  
Director Peter E. Brown  
Director Leroy H. Corlett  
Director Donald J. Cortichiato

**DIRECTORS ABSENT:** None.

**ALSO PRESENT:** Jim Worth, Attorney;  
Tom Mulvihill, General Manager;  
Larry DeGano, Operations Superintendent;  
Jennifer Keep, Chief Financial Officer;  
Reneé Morquecho, District Engineer;  
Lucinda Crosby, Public Education and  
Conservation Coordinator;  
Rose Koch, Recording Secretary

**AGENDA DECLARATION**

**AGENDA  
DECLARATION**

Recording Secretary, Rose Koch, reported that the agenda for tonight's Regular Board Meeting was posted on Friday, April 8, 2011.

**CONFLICT OF INTEREST DECLARATION**

**CONFLICT OF  
INTEREST**

None.

**PUBLIC QUESTIONS AND COMMENTS**

**PUBLIC  
COMMENTS**

Judie Decker of 625 W. Ward publicly commented that the map which shows the groundwater depression areas as an attachment to the Cooperative Groundwater Management Plan should be updated. The revised Indian Wells Valley Cooperative Groundwater Management Group (IWVCGWMG) Plan Memorandum of Understanding was recently presented at the IWVCGWMG meeting for review by its signatories.

**CONSENT CALENDAR**

**CONSENT CALENDAR**

MOTION: was made by Director Brown and seconded by Director Corlett, to approve the Minutes of the March 14, 2011 Regular Board Meeting and to approve payment of Accounts Payable totaling \$1,198,954.41. The Motion was carried, unanimously. (Vote 5-0)

**WATER MANAGEMENT COMMITTEE**

**WATER MANAGEMENT**

Director Corlett announced that the original Inyo-Mono Regional Water Management Plan (RWMP) Memorandum of Understanding (MOU) signed in November 2009 has been distributed to its members for review. The MOU was distributed to the Board of Directors today and will be brought forward to the next District Board Meeting scheduled on May 9<sup>th</sup>. RWMP

Director Corlett reported that the committee has completed the work of reviewing the grant applications goals and methods and the methodology of distributing the funding for the first round. The results were emailed to the Board today. Selected District staff will be presenting the Brackish Water Resources grant request at the next RWMP meeting scheduled for Wednesday, April 27<sup>th</sup>. Ten minutes will be allowed for each applicant's presentation.

**PLANT AND EQUIPMENT COMMITTEE**

**P & E**

A list of surplus equipment/tools/computers was included in the Board Package. No vehicles are on the surplus list. SURPLUS EQUIPMENT

MOTION: was made by Director Brown and seconded by Director Cortichiato, approving the surplus list of equipment/tools/computers as presented. The Motion was carried, unanimously. (Vote 5-0)

Tom Mulvihill reported that staff has discovered additional items to be deemed surplus. Staff will present additional surplus items at the next Plant and Equipment Meeting and then to the Board of Directors for approval. These items will be added to the items approved tonight and advertised all at the same time.

Director Brown presented the acceptance of the contract work by CB&I, Inc. for the construction of the 0.4 MG D-Zone Reservoir. The contract work has been completed and performed according to contract documents. The final payment for the contract work is in the amount of \$772,814.71. ACCEPTANCE OF CONTRACT WORK

MOTION: was made by Director Brown and seconded by Director Cortichiato, accepting contract work for construction of 0.40 MG D-Zone Reservoir by CB&I, Inc. in the amount of \$772,814.71. The Motion was carried, unanimously. (Vote 5-0)

Tom Mulvihill informed the Board that Engineering Consulting Services was \$21,000.00 under the original amount of \$201,474.00

**FINANCE COMMITTEE**

**FINANCE**

Jennifer Keep reported that there is an estimated tax liability for Sales and Use Tax for the last four years. Estimated tax is \$100,000 plus interest for 2007 through 2010. This is due primarily to the purchase of Firefly product out of Texas. No sales tax was applied to that purchase. The State Board of Equalization may issue penalties for the late returns, but the District can submit a "Request for Relief from Penalty" requesting a waiver. The 2010 return is due April 15, 2011. The Finance Committee had recommended staff to pay the 2007 through 2010 Sales and Use tax plus interest but request a penalty waiver. Since that committee meeting, staff discovered that there is an In-State Voluntary Disclosure Program through the State Board of Equalization (BOE). There are certain qualifications where businesses may apply for a voluntary disclosure program for the last three years that discloses we are aware that we owe the tax and in exchange, the BOE will excuse the penalty. The State Board of Equalization recommended the District apply for the In-State Voluntary Disclosure Program and provide payment for the estimated taxes, excluding interest. This will stop the accrual of interest. The State Board of Equalization will notify the District of the balance.

2010 SALES &  
USE TAX

MOTION: was made by Director Brown and seconded by Director Corlett, approving application to participate in the State Board of Equalization Voluntary Disclosure Program and payment of estimated sales and use tax liability for the years 2008 through 2010, and approving payment of interest when requested. Motion was carried, unanimously. (Vote 5-0)

**GENERAL MANAGER AND STAFF UPDATE**

**GENERAL  
MANAGER &  
STAFF UPDATE**

Tom Mulvihill reported that there were three new residential services for the month of March, totaling \$14,454.00. Water production for March was 437 acre-feet (142,386,000 gallons) compared to 477.8 acre-feet in March 2010.

PRODUCTION/  
NEW SERVICES

Larry DeGano reported on the Mainline Replacement Project: The Construction Crew has completed service changeovers and will be performing two tie-ins in California Avenue, between Sunland Street and Gateway Boulevard. Work should be completed this week. Once California Avenue Mainline Replacement Project is complete, the crew will move on to replacing a 6-inch AC line with an 8-inch PVC line in Burns Avenue, between Mahan and Brady Streets. This section of Burns Avenue has experienced numerous failures, and Kern County will be paving the road as early as June. Tom Mulvihill reported that the District has offered to the City of Ridgecrest to pay for a portion of the new street paving in lieu of permanent AC patch in Sunland Street. California Avenue will have permanent AC patch. Reneé Morquecho added that the District has a list of all areas, including California Avenue, which needs permanent patch work done. The District will be requesting bids in the near future.

MAINLINE  
REPLACEMENT  
PROJECTS

Reneé Morquecho reported that startup/troubleshooting activities continue at the Arsenic Treatment Facilities at the Well 11/13 site. A 3-day test may begin this week. Once the Well 11/13 plant is fully operational, official classroom training of staff will be scheduled. The California Department of Public Health has issued a compliance order extension to May 31, 2011.

CAPITAL  
IMPROVEMENT  
PROJECT

Ms. Morquecho reported that the two replacement wells at Butterworth Ranch have been drilled and tested. Three bids were received today for equipping the two wells: Bakersfield Well & Pump, Best Drilling & Pump, and Layne Christensen. Bakersfield Well & Pump is the low bidder in the amount of \$82,300.00. A work order will be issued tomorrow. Meanwhile, the renter has use of Wells 3 and 4.

Ms. Morquecho also reported that Well 18 is up and running, but still being flushed for bacteriological testing.

WELL NO. 18

Jennifer Keep informed the Board that staff submitted the 2011 Rural Water Supply Grant application to the Bureau of Reclamation on Friday, April 1<sup>st</sup>. The District applied for a total contribution of \$310,250.00. The District will be required to match \$110,250.00 for a total estimated project cost of \$420,500.00. The grant writer and the Bureau of Reclamation Representative both thought it was a great application and were positive of a good chance of receiving funding. On behalf of the Finance Committee, Ms. Keep thanked Cherokee Leader Little Dear Durvin and the Indian Wells Valley Cooperative Groundwater Management Group for their letters of support for the grant. Staff does not expect to hear anything about the Inyo-Mono Regional Water Management Plan or the Water Smart grants until the middle of June.

GRANT UPDATE

Lucinda Crosby reported that the March 26<sup>th</sup> XERIC<sup>®</sup> Seminar had over 125 in attendance. Fritzie von Jessen, certified Master Desert Gardner and Naturalist, Living Desert Wildlife and Botanical Park Docent, gave the presentation: "Gorgeous and Water Efficient: the California Friendly Garden." Ms. Crosby announced that the Spring 2011 Xeriscape Workshop will feature Guest Artist, Bill Maddux, "Copper Art for the Desert Friendly Garden", and special Guest Speaker, Jose Cazares, Architect "Planning and Installing Hardscape for a Desert Environment." The workshop will be held at the Historic USO Building on Saturday, June 18<sup>th</sup> from 10:00 a.m. to noon. Admission is free.

XERIC<sup>®</sup>  
SEMINAR

The 2011 Spring Home and Leisure Show Report was included in the Board Packet. Rose Koch reported that staff was busy answering public questions and distributing water conservation devices for the home. Alliance for Water Awareness and Conservation (AWAC) representatives brought additional xeriscape information and unique water conservation devices and were well received by the public. Ms. Koch thanked Vice-President Peggy Breeden, Director Leroy Corlett, General Manager Tom Mulvihill, Operations Superintendent Larry DeGano, Chief Financial Officer Jennifer Keep, as well as other District staff, for their assistance and participation.

HOME &  
LEISURE SHOW

Director Breeden publicly noted that Staff Member Tom Dodson was a really good people person. He spoke to a lot of people and answered a lot of specific questions. She was amazed at how well he did and how he kept talking with the public.

**BOARD COMMENTS/FUTURE AGENDA ITEMS**

**BOARD  
COMMENTS/  
FUTURE ITEMS**

None.

With no further Board comments, President Manning recessed the meeting and adjourned to Closed Session at 7:45 p.m.

**CLOSED SESSION**

**CLOSED  
SESSION**

The meeting was reconvened in Closed Session at 8:00 p.m.

The meeting was recalled to Open Session at 8:25 p.m.

There was no action taken which would require disclosure under the Brown Act.

**ADJOURNMENT**

**ADJOURNMENT**

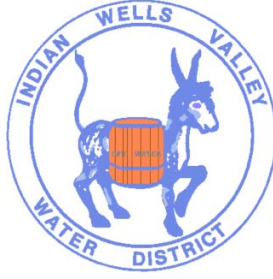
With no further business to come before the Board, the meeting was adjourned with the following Motion:

MOTION: was made by Director Corlett and seconded by Director Brown to adjourn the meeting at 8:25 p.m. The Motion was carried, unanimously. (Vote 5-0)

Respectfully submitted,

Rose Koch  
Recording Secretary

**APPROVED:** \_\_\_\_\_



# Committee Reports

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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WATER MANAGEMENT COMMITTEE  
REGULAR MEETING

REPORT

THURSDAY, APRIL 28, 2011 – 2:00 P.M.

GENERAL MANAGER'S OFFICE  
500 W. RIDGECREST BLVD., RIDGECREST

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Attendees: Leroy Corlett, Don Cortichiato, Tom Mulvihill, Jennifer Keep, and Rose Koch

**1. Call to Order**

The meeting was called to order at 2:06 p.m.

**2. Committee/Public Comments**

None.

**3. Water Efficient Landscape Ordinance**

Staff presented proposed changes to the Water Efficient Landscape Ordinances for new single family dwelling water services and new multi-family dwellings, commercial and/or institutional water services. The Committee reviewed the changes which had been proposed at the last joint meeting with the Water Management Committee and City Representatives on February 24<sup>th</sup>. Changes would give the new water service customer two options: Option 1 to choose the original ordinance adopted, or Option 2 to allow a limited amount of high water use turf and plants and also grant permission to access property for inspection. Those landscapes that already fall under Option 1 will have an opportunity to choose Option 2. Committee recommends staff draft ordinances with suggested changes for review by the Committee and for bringing to the mid-year Board Workshop for discussion.

**4. Inyo-Mono Regional Water Management Group Meeting Grant Presentation**

Tom Mulvihill reported to the Committee that the Brackish Water Resources Study Presentation to the Inyo-Mono Regional Water Management Group (RWMG) was Wednesday, April 27<sup>th</sup> in Bishop, CA. Two questions were asked after the presentation: 1) What can you do about the alfalfa growers? 2) Has there been any subsidence in the basin? The Inyo-Mono RWMG was appreciative of the District contributing a revised preliminary project cost.

**5. Inyo-Mono Regional Water Management Group Memorandum of Understanding (MOU)**

Tom Mulvihill presented the proposed changes to the Inyo-Mono RWMG MOU from the April 27<sup>th</sup> meeting. Changes included no longer allowing emergency meetings, but instead hold special meetings with a 50% quorum. Changes presented by the Inyo-Mono RWMG agencies will be made and a draft MOU will be sent out to participating agencies. It was the consensus of the group that there would be no deadline. All members present at the meeting will present changes to their respective Board at their next Board Meeting for adoption. The Committee recommended staff present the revised MOU at the May 9<sup>th</sup> Regular Board Meeting for adoption.

**6. Urban Water Management Plan Report and Update**

Staff presented to the Committee the schedule for adoption of the Urban Water Management Plan (UWMP). The UWMP must be adopted by the Board no later than July 1<sup>st</sup>, 2011. Staff has mailed 60-day notices of District review of UWMP to the City of Ridgecrest and the Counties of Kern and San Bernardino. As soon as staff receives the draft UWMP prepared by Krieger & Stewart, it will be reviewed by Staff and prepared for Board and public distribution. The Committee recommended setting the date of Monday, June 20<sup>th</sup> at 7:00 p.m. for the Public Hearing and adoption. The public will be notified as soon as the draft is ready for review and notification of the Public Hearing.

**7. Water Wise Partner Award for Sand Canyon Environmental Education (SEEP) Coordinator Peggy Jacobson**

Staff is nominating SEEP Coordinator Peggy Jacobson for the next Water Wise Partner Award. Staff would like to recognize Ms. Jacobson for her personal contribution to this education program, which targets 4<sup>th</sup> and 5<sup>th</sup> graders. The program has environmental and educational goals that relate to "...water and living within a sustainable arid ecosystem involving a hands-on approach for the students and members of the community....The entire program sets the stage for a lifelong excitement about the outdoors, and a desire to learn about the care for the environment." Committee recommends Coordinator Peggy Jacobson as the recipient of the Water Wise Partner Award.

**8. Xeriscape Recognition Award Photos Nominee**

Staff presented several pictures of xeriscaped yards nominated for Xeriscape Recognition. Xeriscape Recognition will be given to three landscaped yards at future Board Meetings.

**9. Possible New Summer Water Conservation Ad for Both Print and Radio**

The Committee reviewed the advertisement presented. This advertisement addresses the damage that can be done from water runoff. The Committee recommended the ad not only be placed in the newspapers and radio, but also the Summer 2011 newsletter.

**10. Future Agenda Items**

St. Ann's Demonstration Garden Design & Budget

**11. Adjournment**

Meeting was adjourned at 3:06 p.m.

c: Board  
Mulvihill  
Morquecho

Keep  
DeGano  
Koch

Crosby  
File  
Committee Binder

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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ALTERNATE WATER SUPPLY  
COMMITTEE MEETING

REPORT  
TUESDAY, MAY 3, 2011 – 2:00 PM

BOARD ROOM  
500 W. RIDGECREST BLVD., RIDGECREST

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Attendees: Harold Manning, Peter Brown, Tom Mulvihill, Renée Morquecho and Lucinda Crosby

**1. Call to Order**

The meeting was called to order at 2:15pm

**2. Committee/Public Comments**

None

**3. Mitigation on New Development**

The Committee reviewed examples of Water Mitigation Programs investigated by District staff. These included Coachella Valley Water District, Mojave Water Agency, Santa Monica, and the proposed District program for Solar Millennium. It was discussed that all of the agencies except for the District are in adjudicated basins and have imported sources of supply. Questions that were discussed included, What constitutes a project and What size of a project constitutes a trigger for a mitigation fee? The Committee discussed that clearly a project whose water use would be as much as Solar Millennium could be subject the new mitigation fees while other smaller residential projects such as D.R. Horton would fall below that threshold.

The Committee does not want to cause new development to be pushed from inside the District to elsewhere in the Valley. Therefore, a mitigation program would need to be coordinated with the County Planning Department and possibly included in the County's new Specific Plan. The Committee tasked the General Manager to contact the County Planning Department to discuss inclusion of a mitigation program in the County Specific Plan with the idea of coordination between the County Specific Plan and the District.

**4. Brackish Water Resources Study and Grant Request through Inyo-Mono Regional Water Management Group**

Staff reviewed the two grant requests currently pending with the Inyo-Mono Regional Water Management Group and with the U.S. Bureau of Reclamation, both for a Brackish

Water Resources Study. It was discussed that Staff had met with Parker Groundwater, the Navy and Searles Valley Minerals as well as the entire Technical Advisory Committee to discuss the proposed Scope of Work for the study. Due to a request from the Inyo-Mono Regional Water Management Group to reduce the Scope of the Study this resulted in a reduction of the project from \$405,000 to an estimated \$213,000. This was accomplished by reducing the Scope of Work through removing new borings or aquifer test and water quality sampling and analysis, a smaller number of geophysics sampling stations and less contract consultant analysis. The reduced cost of the work also resulted from use of in-kind services of the Indian Wells Valley Groundwater Management Group Technical Advisory Committee.

The District expects to receive an answer on the IRWMP grant request in May and on the U.S. Bureau of Reclamation grant later in the summer.

**5. Far Southwest Aquifer Test and Naval Air Weapons Station (NAWS) Aquifer Test**

Due to a lack of drilling equipment the Navy Seabees are not able to construct a well of sufficient capacity for an aquifer test in the far southwest of the valley. This has been placed on indefinite hold although interest remains high on the part of the Technical Advisory Committee and District staff.

**6. Alternate Water Supply**

Not discussed.

**7. Future Agenda Items**

None

**8. Adjournment**

The meeting was adjourned at 2:41pm.

c: Board  
Koch

Management  
Committee Binder

Crosby  
File

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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PLANT AND EQUIPMENT  
COMMITTEE REPORT

THURSDAY, MAY 3, 2011 – 3:30 PM

BOARD ROOM  
500 W. RIDGECREST BLVD., RIDGECREST

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Attendees: Peter Brown, Leroy Corlett, Tom Mulvihill, Larry Degano, Renee Morquecho, and Jason Lillion.

**1. Call to Order**

The meeting was called to order at 3:41 p.m.

**2. Committee/Public Comments**

Resident Judy Decker inquired as to the cause of a leak at Well 17 last week. Larry Degano explained that there was a failure in a Cal-Val that caused the tank on site to overflow. The problem was subsequently repaired.

**3. Water Supply Improvement Plan**

ECORP has prepared a draft project description and will soon be performing a tortoise survey of both proposed new well sites. They are also working on archeological/cultural resources surveys of both sites. The District will be meeting May 11, 2011 with Captain Dodson from the Navy to discuss the WSIP.

**4. Butterworth Ranch: Replacement of Wells No. 1 and 2**

The pedestals of both wells were finished last week by Best Drilling & Pump. Now Bakersfield Well & Pump is on site working on the new electrical connections. Staff expects BW&P to be installing the new pumping equipment before the end of the week and for staff to be onsite connecting the new discharge piping.

**5. Capital Improvement Projects Update**

**a. Arsenic Treatment Facilities/Well 34**

Construction of both plants is essentially complete. Pascal & Ludwig is working on a long list of punch list items at this time. The most important issue that has delayed the startup of the two facilities has been the control of the chlorine dosage. The process originally chosen by Filtronics has (in their opinion) not been able to control the chlorine dosage. After review

and approval of an alternate method, Filtronics will be making the necessary programming changes to accommodate a new chlorine dosing method. At this time, Filtronics is scheduled to be on site May 10<sup>th</sup> to make the necessary programming changes. The three day test of the system will commence immediately thereafter. After the three day continuous testing, training of staff will be scheduled.

**6. Mainline Replacement Program:**

**a. California Ave between Sunland and Gateway**

The crew has finished at this time with California Avenue and all service changeovers on that street. The side streets between Church and California Avenues have yet to be completed.

**b. Burns from Mahan to Dolphin**

Kern County is planning to pave Burns Avenue and other roads in the area starting in June therefore the Construction Crew is being scheduled to begin the replacement on Burns Ave at Mahan Street. The section for replacement has been surveyed and base mapping prepared. The center line will be staked tomorrow. Staff expects construction to begin next week.

**7. Regulatory Compliance**

With the rehabilitation of Well 18, it had to be flushed thoroughly and tested for coliform bacteria before putting water into the distribution system. After some initial positive coliform samples, a clear (absent for coliform) sample was collected last week. Well 18 is now online.

**8. Future Agenda Items**

- Surplus Items
- Asphalt Patching
- Tank Cleaning/Inspections
- Geographic Information System RFP
- Well 13 site beautification
- Emergency Preparedness

**9. Adjournment**

The meeting was adjourned at 4:12 pm.

c:	Brown	Morquecho	Lillion	Post	Krieger
	Corlett	DeGano	Koch	Committee Binder	Keep
	Mulvihill	Crosby	Calendar	Board	File

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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FINANCE COMMITTEE  
REGULAR MEETING

REPORT

Thursday, May 5, 2011 – 2:00 PM

BOARD ROOM  
500 W. RIDGECREST BLVD., RIDGECREST

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**ATTENDEES:** Peggy Breeden, Harold Manning, Tom Mulvihill, Renee Morquecho, Larry DeGano and Jennifer Keep

**1. Call to Order**

The Finance Committee Meeting was called to order at 2:05 pm.

**2. Committee/Public Comments**

Director Breeden reported that she had received a customer inquiry whether or not the District, like many other Districts in California, will have to raise rates to compensate for water conservation.

Staff reported that it had received the final Prop 50 reimbursement in the amount of \$102,004.81 as well as a \$2,674.94 rebate from SCE. When the District performs plant and equipment upgrades, the District may be eligible for rebates if the upgrade results in energy efficiency.

**3. 2010 Sales & Use Tax**

Staff reported it had filed the 2008 through 2010 sales and use tax returns, taxes and interest totaling \$96,901.68. A penalty waiver request was submitted to the State Board of Equalization.

**4. 2011-2012 Budget Initial Proposal Review and Discussion**

The Committee reviewed several revenue projections for fiscal year 2011-2012 and selected one for staff to use for the budget. After staff prepares a draft budget based on the selected revenue projections, the Committee would like to have a special meeting to review and discuss both the proposed budget, focusing on expenses, and cash flow projection allowing time for additional adjustments prior to the June 2011 board meeting.

**5. Financial Statements, March 31, 2011**

The Committee reviewed the District's financial statements as of March 31, 2011. 75% of the year has passed, and trend data indicates by March, the District generally collects *at least* 74% of its YTD revenues. This year, the District has only collected 69% of budgeted revenues. This 5% decrease is representative of ~\$500,000. Expenses are 6.0% or ~\$398,000 over YTD revenues.

The Committee also reviewed *estimated* financial statements for April 2011. By April, 83% of the year has passed, and the trend data indicates the District should have billed 82% of budgeted revenues compared to the estimated 76%. That 6% decrease is representative of ~ \$550,000. Final April expenses are expected to be 6.7% or ~ \$488,000 over YTD revenues.

**6. Accounts Payable**

The Committee recommended approval of accounts payable as follows:

Checks through:	<u>4/11/11</u>	<u>4/25/11</u>
Prepaid	\$ 58,926.61	\$ 166,111.65
Current	<u>122,805.11</u>	<u>\$ 276,604.70</u>
Total	<u>\$181,731.72</u>	<u>\$ 442,716.35</u>

**7. Future Agenda Items**

- Policies: Cell Phone and Vehicle Replacement & Maintenance
- Grant Writer Consultant
- Cost Accounting
- City of Ridgecrest Vehicle Maintenance Program
- Consultant Engineer Rate Survey
- Identity Theft Policy Annual Review
- Firefly Project Completion Report

**8. Adjournment**

The Committee adjourned at 3:21 pm.

cc: **Breeden**            **Keep**            **Morquecho**        **Post**            **Binder**  
     **Cortichiato**        **Koch**            **Crosby**            **Calendar**        **File**  
     **Mulvihill**           **DeGano**        **Kight**            **Board**

BOARD OF DIRECTORS  
INDIAN WELLS VALLEY WATER DISTRICT

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ADMINISTRATION/EXECUTIVE COMMITTEE  
MEETING REPORT, REVISED

THURSDAY, MAY 5, 2011 – 3:30PM

GENERAL MANAGER'S OFFICE  
500 W. RIDGECREST BLVD., RIDGECREST

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Attendees: Harold Manning, Peggy Breeden, Tom Mulvihill, Jennifer Keep and Renée Morquecho

**1. Call to Order**

The Administration/Executive Committee Meeting was called to order at 3:30pm

**2. Committee/Public Comments**

None

**3. Report from Lobbyist Aaron Mullins**

Committee discussed report submitted by Aaron Mullins making note of the grant applications submitted on behalf of the District to the U.S. Department of Interior, Bureau of Reclamation for the Brackish Water Resource Study Grant for \$310,250. Also, the Congressional implementation of a 2-year moratorium on Congressionally-directed spending is still being upheld, applying to Fiscal Year 2011 and Fiscal Year 2012 appropriations bills. As a result, both Senator Boxer and Senator Feinstein office will not be accepting appropriations requests. This 2-year moratorium mirrors the House of Representatives earmark ban, which Congressman McCarthy has agreed to uphold.

**4. Mid-Year Board Workshop**

The Committee recommends 9:05am, Thursday, June 23<sup>rd</sup> as the date of the Mid-Year Board Workshop.

**5. Congressional & State Redistricting**

General Manager Tom Mulvihill stated that the District has no position on the item and asked if the Committee members wish to discuss or propose a District position. Vice President Breeden stated that she attended the meeting in Bakersfield and asked that the item be placed on the Board Agenda for discussion. Ms. Breeden's also recommended that the District complete the form letter submitted by the Ridgecrest Chamber of Commerce.

**6. Urban Water Management Plan Public Hearing**

The Committee concurs with the date for the Urban Water Management Plan Public Hearing scheduled for Monday, June 20<sup>th</sup> at 7:00pm.

**7. Draft Agenda for Regular Board Meeting of May 9, 2011**

The Committee reviewed the agenda and made changes as necessary.

**8. Future Agenda Items**

None

**9. Adjournment**

The meeting was adjourned at 4:09pm

c: Board Management Crosby Koch Worth File Committee Binder



**7.B.2.**

**INYO-MONO REGIONAL WATER MANAGEMENT GROUP  
PLANNING AND IMPLEMENTATION MEMORANDUM OF UNDERSTANDING**

**Revised Version #1**

**Effective Date: XXX, 2011**

WHEREAS, on November 21, 2008, a Memorandum of Understanding was entered into for the Pre-Planning Phase of the Inyo-Mono Integrated Regional Water Management Plan; and

WHEREAS, this Memorandum of Understanding reflects the further development of the Plan by establishing the basis for governance and consensus; and

WHEREAS, the parties to this Memorandum of Understanding seek to provide stability and consistency in the planning, management, and coordination of water resources within the watershed of the Inyo-Mono Region pursuant to the Integrated Regional Water Management Planning Act (California Water Code section 10530 et seq.); and

WHEREAS, the parties to this Memorandum of Understanding will identify projects, establish the priority of such projects and seek funding to implement such water-related projects in the Inyo-Mono Region as part of the development of an Inyo-Mono Regional Water Management Plan; and

WHEREAS, the parties to this Memorandum of Understanding are not limited in seeking other funding for water-related projects, nor does this Memorandum of Understanding impose legally binding requirements on the parties;

NOW, THEREFORE, the parties agree as set forth below to work together in the Inyo-Mono Regional Water Management Group for the Inyo-Mono Region to carry out the purposes of this Memorandum of Understanding and develop and advance the Inyo-Mono Regional Water Management Plan.

**ARTICLE I  
DEFINITIONS**

**Section 1.01 Definitions.** Unless the context requires otherwise, the words and terms defined in this Article shall have the meanings specified.

**“IRWM Planning Act” or “Planning Act”** means the Integrated Regional Water Management Planning Act, Part 2.2 of Division 6 of the California Water Code commencing with section 10530.

**“IRWM Plan” or “Plan”** has the meaning set forth in Water Code section 10534, which is a comprehensive plan for a defined geographic area, the specific development, content and adoption of which shall satisfy requirements of the Planning Act.

**“Regional Water Management Group”** has the meaning set forth in California Water Code section 10539, which is a group of three or more local agencies, at least two of which have statutory authority over water supply or water management, as well as those other persons who may be necessary for the development and implementation of a Plan.

**“Inyo-Mono Region” or “Region”** generally includes Inyo and Mono Counties, northern portions of San Bernardino County and the northeastern portion of Kern County as depicted in the Map attached as Exhibit “A”.

**“Inyo-Mono Regional Water Management Group” or “Group”** means the Regional Water Management Group for the Inyo-Mono Region.

**“Member of the Inyo-Mono Regional Water Management Group” or “Member”** means an entity identified in California Water Code §10541 (g) that is based in the Region, has members or chapters in the Region, or has water management authority in the Region, and is a signatory to this Memorandum of Understanding. Member Representative refers to the person or persons representing the Member at meetings of the Group.

**“Admin Committee”** means the Administrative Working Committee as defined in Section 2.05.

**“Consensus”** means approval of the Member Representatives to move forward with a particular action. “Consensus” does not mean that all Member Representatives support an action, but rather that no Member Representative has voted to oppose an action. A Member Representative may abstain or not vote and that will be considered as no opposition to the action. A Member Representative may verbally note disagreement with an action but still allow consensus without the Member Representative’s support. To vote, a Member Representative must be present in person or by telephone or other electronic device that enables the Member Representative to participate in the discussion. It is understood by the Group that some actions will require a decision by the governing body of one or more Members.

**“Chair and Vice-Chair”** means the Chairperson and Vice-Chairperson of the Administrative Working Committee.

**“Cooperating Entity”** means a business, organization, individual or agency that is not a Member of the Inyo-Mono Regional Water Management Group but is selected to carry out a specific project.

**“Disadvantaged Community” or “DAC”** means any community within the Region qualifying as a Disadvantaged Community under California law using then-current U.S. Census data.

**“Fiscal Year”** means the period from July 1<sup>st</sup> to and including the following June 30<sup>th</sup>.

**“MOU”** means this Memorandum of Understanding, as existing or as subsequently amended.

**“Program Office”** means Staff - personnel directed by the Group to manage daily operations and other needs. The Program Office shall preside over Group Meetings unless recused in which case the Chair or Vice-Chair of the Admin Committee shall preside.

## ARTICLE II

### PURPOSE AND ORGANIZATION

**Section 2.01 Purpose.** This MOU is entered into in accordance with the Planning Act for the purpose of forming the Group that will (1) develop, implement and periodically update the Plan, and (2) coordinate planning and actions with connected Regions. The Group shall work to:

- (a) Support regional objectives and the objectives of the California Water Plan.
- (b) Promote communication and cooperation within the Region in support of these objectives.
- (c) Facilitate investment in projects that can minimize costs and maximize regional benefits through cooperation between Members and Cooperating Entities, through economies of scale, through projects with multiple resource benefits, or through DAC projects.
- (d) Endeavor to assure an element of geographic fairness in the ranking of projects.

This MOU does not impose legally binding requirements on its Members and is not an enforceable contract or agreement. It is a statement of principles for how the Group will conduct business.

**Section 2.02 Term of MOU.** This MOU shall replace the MOU dated November 15, 2010. This MOU shall continue in effect until terminated by all then-current Members. Inclusion of additional Members, and/or withdrawal of Members shall not terminate this MOU.

**Section 2.03 Member Representatives.** Each member shall designate a Member Representative to the Group. More than one Member Representative may be appointed, but each Member shall have only one vote. A Member may appoint someone as their Member Representative notwithstanding the fact that such person is also the Member Representative for another Member. In such instances, such person shall have one vote on behalf of each Member represented.

**Section 2.04 Decision Making.** Decision making by the Group is based upon consensus of those Member Representatives present in person, by phone, or electronically. Where action by the governing body of one or more Members whose representative is present is required, or desirable, the matter shall not be considered approved by the Group until a decision by those governing bodies has been obtained. A Member's governing body may, in its discretion, elect to note disagreement with but "not oppose" an action, rather than disapprove it, thereby allowing the action to move forward without its endorsement.

If the Group cannot reach consensus, the matter may be referred to the Admin Committee for further work and consideration. The Group or the Admin Committee may appoint a working committee for this task. The Admin Committee or the working committee shall then report back to the Group. If consensus by the Group cannot be reached at this point, the matter is taken off the agenda. At a later point, the matter may be placed on the agenda for further consideration.

**Section 2.05 Administrative Working Committee.** The Admin Committee and the Program Office shall be jointly responsible for the on-going administrative work of the Group. The Admin Committee shall consist of six (6) Members who shall serve a term of two years. Three Members of the first Admin Committee shall serve a term of one year, so that there will be an orderly transition of administrative business. Members of the Admin Committee shall serve on a rotating basis so that every Member has the opportunity to serve, notwithstanding that a Member may decline to serve. Members may serve consecutive terms with approval of the Group.

Membership of the Admin Committee shall be appointed by the Group. The Admin Committee shall select a Chair and Vice Chair. Decisions by the Admin Committee shall be by consensus. Decisions by the Admin Committee are always subservient to those of the Group.

**Section 2.06 Other Working Committees.** Other working committees shall be appointed by the Group, or by the Admin Committee as needed.

**Section 2.07 Quorum.** The presence of fifty percent of the Members of the Group shall constitute a quorum for the transaction of business, except that less than a quorum may adjourn a meeting from time to time.

**Section 2.08 Meetings.** The various meetings of the organization shall be as follows:

- (a) Members shall meet at least quarterly in a regularly scheduled meeting.
- (b) The Admin Committee shall meet at least twice a year.
- (c) All Member and Admin Committee meetings are open to the public and shall be publicly noticed.
- (d) Other working committees shall meet as needed at a location of their own choosing and shall select their own chair as needed.
- (e) Attendance at all meetings may be in person or by electronic connection.
- (f) Location of meetings shall rotate throughout the planning region whenever feasible.

**Section 2.09 Minutes and Agenda.** The Program Office shall be responsible for maintaining a record of the activities of the Group and the Admin Committee, noticing all Group meetings, Admin Committee meetings and working committee meetings. Minutes of Group and Admin Committee meetings, and any special reports or documents, shall be distributed to the Group. Group and Admin Committee agendas shall be prepared by the Program Office in collaboration with the Admin Committee Chair or her/his designee. Any Member may request an item to be placed on the Group Agenda.

**Section 2.10 Organization, Bylaws and Policies and Procedures.** The Group may take another organizational form necessary to support the Inyo-Mono RWMG. The Group may amend the MOU and establish Bylaws and/or Policies and Procedures as necessary.

**Section 2.11 Fiscal Agent.** The Admin Committee, with approval by the Group, is responsible for establishing a Fiscal Agent with appropriate qualifications to receive, disburse and account for funds related to this MOU. Funding received by the Fiscal Agent to carry out projects shall be disbursed to Members or to Cooperating Entities only after the Fiscal Agent enters a funding agreement with the Member or Cooperating Entity as may be appropriate or required. The Fiscal Agent shall be responsible for any necessary financial reporting, including reports needed to comply with the terms of any grant agreement. The Fiscal Agent shall report annually to the Group and monthly to the Admin Committee. All fiscal reports shall be distributed to the Group.

**Section 2.12 Program Office.** The Group may employ professional staff or consultants as needed and within prudent fiscal constraints. The Group may accept staffing funded by members of the Group or others.

**Section 2.13 Annual Budget.** The Admin Committee shall develop an annual budget for each fiscal year for administrative expenses. The budget shall be based upon funds available or pledged as of May 31<sup>st</sup> of the previous year. The budget may be modified during the fiscal year as necessary with approval by the Group. Each annual budget shall be approved by the Group.

**Section 2.14 Annual Operational and Fiscal Report.** The Admin Committee is responsible for preparing an annual operation and fiscal report for presentation to the Group at the end of each fiscal year. The annual report of the Fiscal Agent is part of this report.

**Section 2.15 Member Withdrawal.** A Member may withdraw from the Group and MOU at any time. A letter, resolution, or similar document signed by the Member's designated representative or other appropriate authority within the Member's organization shall be provided to the Group to complete the withdrawal.

**Section 2.16 Member Financial Responsibility.** A Member shall have no financial obligation to the Group or the Plan unless otherwise agreed to by the Member in writing. Each Member is responsible for individually contracting with the Fiscal Agent for its own project grant funding. The Group will contract separately for any grants or monies it receives.

Date: \_\_\_\_\_

\_\_\_\_\_  
Organization

\_\_\_\_\_  
Name and position (print)

\_\_\_\_\_  
Name (signature)

*Primary Representative:*

Email: \_\_\_\_\_

Telephone: \_\_\_\_\_

Address: \_\_\_\_\_

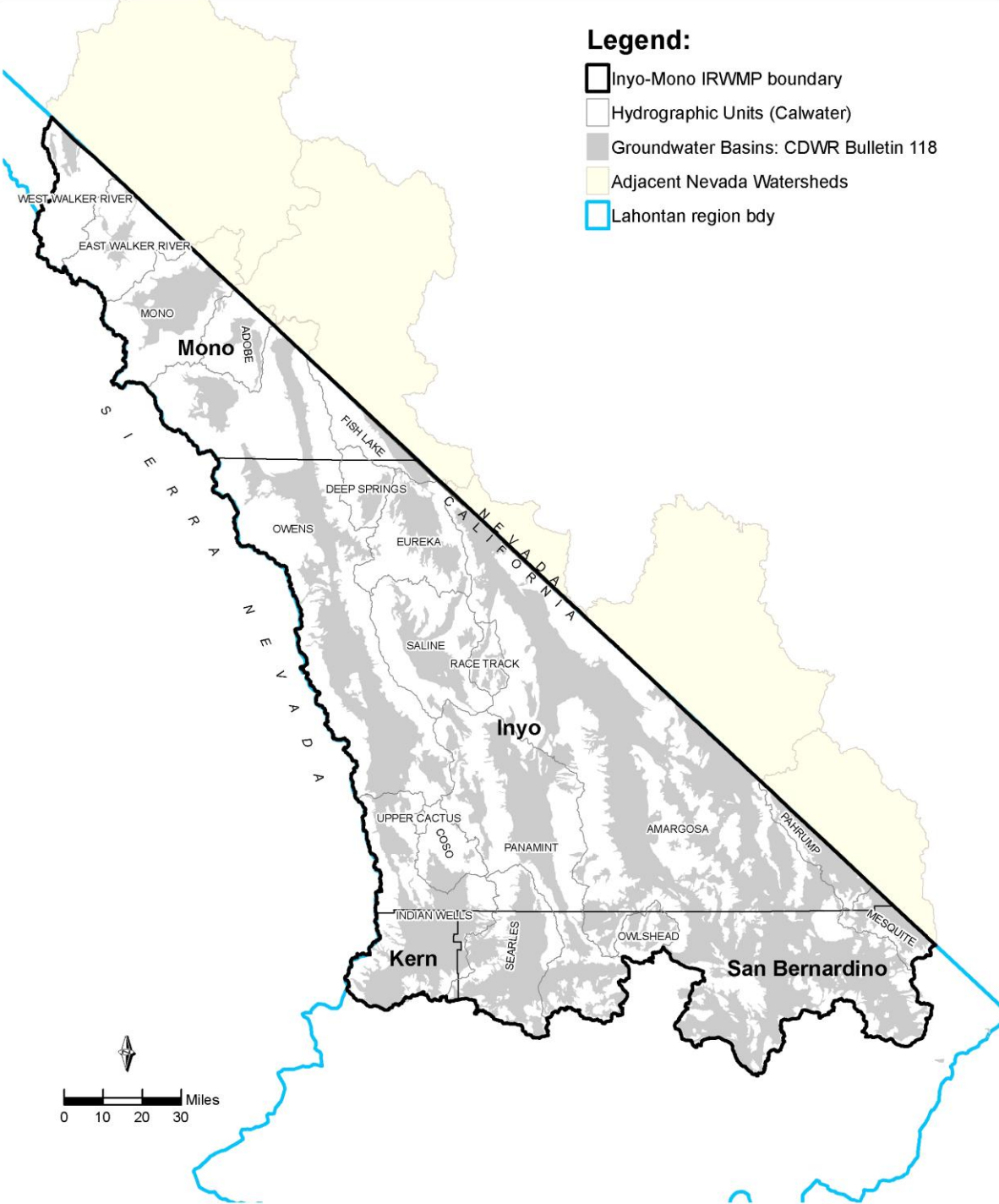
*Alternative Representative:*

Email: \_\_\_\_\_

Telephone: \_\_\_\_\_

Address: \_\_\_\_\_

# Exhibit A: Inyo-Mono IRWMP boundaries





**7.C.2.**

Citizen's Redistricting Commission  
1130 K Street, Suite 101  
Sacramento, CA 95814

Dear Members of the Commission:

My name is \_\_\_\_\_ and I own and operate \_\_\_\_\_, a small business in Ridgecrest, California. Ridgecrest is located in Region 6, in the northeastern portion of Kern County.

I am writing to you today in favor of keeping Ridgecrest located with the rest of our Kern County neighbors with respect to our federal and state legislative districts. Our area forms a definite "Community of Interest" with the rest of Kern County. We share county resources and services with our neighbors in communities such as Bakersfield, Tehachapi, and Mojave, and should therefore share political representation. In addition, our community is home to the Naval Air Weapons Station China Lake, which is part of an aerospace corridor with installations at Mojave Spaceport and Edwards Air Force Base. Keeping Ridgecrest located as is makes the most sense for our community.

Thank you for your time and interest in California's future.

Sincerely,

Business Owner

Below are some of the most frequently asked questions about the Citizens Redistricting Commission (Commission).

Q. What is the Commission?

A. Every 10 years, after the federal census, California must redraw the boundaries of its Congressional, State Senate, State Assembly, and State Board of Equalization districts, to reflect the new population data. Now those lines will be drawn by the Commission. California voters authorized the creation of the Commission when they passed the Voters First Act, which appeared as Proposition 11 on the November 2008 general election ballot. Under the Act, the Commission is charged with drawing the boundaries of California's Congressional, Senate, Assembly and Board of Equalization electoral districts.

Q. How many Commission members are there?

A. The commission has 14 members from varied ethnic backgrounds and geographic locations in the state and includes five Democrats, five Republicans, and four Decline to State.

Q. What was the process of becoming a member of the Commission?

A. When the applications became available, interested parties submitted their applications online. Applicants who affirmed in their applications that they met all of the qualifications in the Act for serving on the Commission, and did not have a "conflict of interest" were invited to submit a supplemental application containing additional information about their qualifications.

Q. How were the members of the Commission selected after the application period closed?

Interested parties submitted their application online. Applicants who met the qualifications in the Act and did not have a "conflict of interest" were invited to submit a supplemental application in which they answered essay questions providing insight into their professional experience, awareness of California's diversity, and their reasons for wanting to serve on the Commission.

Three independent auditors from the Bureau of State Audits reviewed the applications and selected 120 of the most qualified applicants to be interviewed in Sacramento. The 120 applicants were divided into 3 sub-pools: 40 Democrats, 40 Republicans, and 40 who were neither Democrats nor Republicans.

Following the interviews, the total pool was reduced to 60, again with equal sub-pools. Those 60 names were sent to the leadership of both houses of the Legislature, where the leaders exercised their right under the Act to remove up to 24 applicants from the pool.

On November 18, 2010, the State Auditor randomly drew the names of 3 Democrats, 3 Republicans and 2 Decline to State applicants and they became the first 8 members of the Commission. Subsequently, on December 15, 2010, the first 8 selected the final 6 commissioners, choosing 2 Democrats, 2 Republicans and 2 Decline to State.

Q. Will Commission members be paid?

The Act specifies that members of the Commission will be compensated at the rate of \$300 for each day a commissioner is engaged in Commission business. The Act also allows for reimbursement for personal expenses incurred in connection with the duties required of commissioners.

Q. How long will Commission members serve?

The Act states that the Commission will serve for 10 years, however, most of the work that the commissioners will perform should be completed by the time they approve the maps of the new districts, which is required by August 15, 2011.

Q. How can we find out more about the Commissioners' backgrounds?

A. Brief bios of the Commissioners are posted at [wedrawthelines.com](http://wedrawthelines.com). The Commissioners' very exhaustive supplemental applications are also posted as well as their financial disclosure statements.

Q. What is the difference between reapportionment and redistricting?

A. Reapportionment is the permanent process by which seats in the US House of Representatives are redistributed among the 50 states according to each census. Redistricting is the process of drawing district lines which means changing the boundaries every ten years following the census.

Q. Why should Californians have confidence that 14 Commissioners who are unelected and therefore unaccountable to the voters be able to produce district boundaries that are in the voters' best interests?

A. It was the voters themselves that took the job of redistricting out of the elected legislators hands because of their frustration with a process which served to protect incumbents. The voters supported a new process which would choose 14 citizens with a myriad of backgrounds, skills and from varied geographic locations to draw district boundaries based on criteria designed to preserve communities of interest.

Q. Why should I care about redistricting?

A. One of the greatest powers that the people have is the right to elect their own representatives to conduct the business of their government. How the district boundaries are configured can make the difference between empowering and maximizing the voters' voices or minimizing and muting those voices. The independent Citizens Redistricting Commission is committed to drawing fair districts that reflect the best interests of the people not the incumbent political parties.

Q. Won't legislators be working behind the scenes to influence Commissioners and take control of the redistricting process?

A. The Voters First Act is very clear that no communication between legislators and Commissioners regarding redistricting issues can occur. Any comment from legislators must take place in a public Commission meeting—just like any other citizen.

Q. What criteria will the Commission consider in deciding the districts?

A. The criteria for the Commission to follow is laid out in the Act:

Districts must be of equal population to comply with the US Constitution.

Districts must comply with the Voting Rights Act to ensure that minorities have an equal opportunity to elect representatives of their choice.

Districts must be contiguous so that all parts of the district are connected to each other.

Districts must respect the boundaries of cities, counties, neighborhoods and communities of Interest, and minimize their division, to the extent possible.

Districts should be geographically compact, that is, have a fairly regular shape.

Where practicable each Senate District should be comprised of two complete and adjacent Assembly Districts and Board of Equalization districts shall be composed of 10 complete and adjacent State Senate Districts.

Districts shall not be drawn to favor or discriminate against an incumbent, candidate, or political party.

Q. What is the Voting Rights Act and why is it important?

A. Before the Voting Rights Act was passed, the practice of many states was to require qualified African Americans to pass literacy tests in order to register to vote. Other states only allowed a person to register to vote if his or her grandfather was allowed to vote. The Voting Rights Act was passed in 1965 to outlaw these practices.

In the 1970s, Congress heard extensive testimony about how state and local governments drew district lines and manipulated elections rules to prevent newly-registered African American voters from being able to elect candidates. Today, the Voting Rights Act protects all racial and language minorities, including African Americans, Asian Americans, Latinos, Native Americans and Pacific Islanders.

The Commission will consider public input and legal and expert advice to meet the Voting Rights Act requirements.

For a more detailed description of how the Voting Rights Act works, visit the U.S. Department of Justice at:

<http://www.justice.gov/crt/about/vot/redistricting.php>.

Q. What is a community of interest?

A. The California Constitution defines a community of interest as:

A community of interest is a contiguous population which shares common social and economic interests that should be included within a single district for purposes of its effective and fair representation. Examples of such shared interests are those common to an urban area, a rural area, an industrial area, or an agricultural area, and those common to areas in which the people share similar living standards, use the same transportation facilities, have similar work opportunities, or have access to the same media of communication relevant to the election process. Communities of interest shall not include relationships with political parties, incumbents, or political candidates.

-Section 2(d)(4) of Article XXI of the California Constitution

Q. Does the Act require that districts be more competitive, rather than dominated by one political party?

A: No. Historically, districts were drawn to favor incumbents and this naturally led to dominance by one political party. Under the Act, districts must be drawn to maximize voters' opportunity to elect representatives of their own choosing, and this may lead to more competitive races

Q. Can't this whole process be done by a computer program?

A: The Commission is relying on the active participation of citizens across California to weigh in on how the districts should be drawn, since information about "communities of interest" is not collected in the Census. This is an open conversation that will assist the Commission in evaluating citizen input and exercising responsible judgment about what districts should look like – a computer could never do that

Q: What is the difference between the Commission's work and what was done in the past?

A: Historically, legislators drew the district boundaries in closed meetings, often favoring incumbents or their own party. This Commission is independent and committed to including the voices of all Californians in the process. In addition to holding public hearings throughout the State, the Commission is soliciting citizen participation through its website [crc.ca.gov](http://crc.ca.gov) as well as new media such as Twitter and Facebook. You will also see Commissioners participating in speaking engagements and educational forums in your local community.

Q. What if the Commission cannot agree on the final redistricting maps?

A. Each of the 14 Commissioners is committed to delivering fair district boundaries. To accomplish that goal the Commission is undertaking a deliberative and open process engaging citizens from every corner of the state. Through that process, and working with all the critical data available, the Commission will have a clear understanding to enable them to draw the lines and agree to final maps. In the unlikely scenario that the Commission does not come to agreement on final district boundaries the matter goes directly to the California Supreme Court which will appoint three masters to draw the lines.

Q. What happens if there is a legal challenge to the district maps adopted by the Commission?

A. The Act provides that any legal challenge is sent straight to the California Supreme Court for review. This provision was written to expedite any legal challenge straight to the state's highest court so a decision could be made on the maps in time for the June 2012 elections.

**From:** Swap Sheet [mailto:swap@iwvisp.com]  
**Sent:** Tuesday, May 03, 2011 9:11 AM  
**To:** Tom Mulvihill  
**Subject:** what Chip and Nathan said plus potential letter

**This is the full text which I submitted to the commission online, couldn't get it all out in two minutes, even at Louisiana speed ?**

The whole reason that Prop 11 passed in the first place is voters felt under represented and disenfranchised .

I challenge you that any many areas of the state this is true , hence you guys are here today. I will tell you in our current districts we don't feel that way.

You have heard many reasons today why we need to remain whole but I would like to speak to it from another perspective.

You have heard mention frequently of Edwards Airforce base as well as China Lake Naval Weapons Center but I would like to speak to it from the economic impact not only to our district but the entire state.

China Lake alone is responsible for 80% of all the jobs and revenue in the city of Ridgecrest, over 2 billion in physical plant, 300 million dollars in payroll, Over \$150 million in Kern County purchases. The center consist of 50% of all the land holdings the Navy owns worldwide.

Every 7-10 years the Dept of Defense goes through a process known as BRAC (explain) it is a daunting process that pits communities against communities and more importantly states against states.

The economic value of defense spending in the state of California exceeds over \$80 billion dollars , it is currently the third largest industry sector in the state.

China Lake in the most recent BRAC was named the center of excellence for weapons RDTE & A, CL was the single biggest gainer in the entire state, it created jobs, secured long term viability for the center and we are finishing up over \$220 million in new construction as we speak.

This success did not happen by accident , it was a coordinated effort between local stakeholders, the Navy , the city and our elected leaders at all levels including the county, the state and the federal govt

I was Mayor during this process and I can tell you the success of our efforts was a direct result of the tremendous synergy between our elected officials, key staff and agencies at all levels, from the county to the state to Washington DC.

The BRAC process will happen again and the level of expertise we have developed in our elected's to this point cannot be quantified, it is an ongoing effort and requires a great deal of corporate knowledge and continuing education and updates. Our success not only benefits our district but also the entire state .

While some of the proposals on the table clearly make some geographical sense, if enacted the competing interest would clearly dilute our past efforts and couldn't possibly be expected to understand nor support the military mission at current levels. The time necessary to recreate the level of commitment we have now could possibly negatively influence future BRAC outcomes which would devastate our communities and do permanent damage to the state of Cal.

Keep in kind in most cases when jobs leave in The bRAC process they usually leave the state not simply move to another community, a state with a \$27 billion dollar deficit cannot afford that.

We have invested tremendous effort in nurturing relationships that allow us to prosper on behalf of the entire state it would make no political sense nor economic sense to not keep us whole"

My name is Nathan Ahle, CEO of the Ridgecrest Chamber of Commerce. Ridgecrest is located in Region 6. I am here to provide information to the Commission about the business economy of Ridgecrest and its outreach into eastern Kern County.

The Ridgecrest Chamber of Commerce represents approximately 450 small and large businesses which support the quality of life in Ridgecrest and the research, development, test, and evaluation work at the Naval Air Weapons Station at China Lake. All these businesses use the U.S Highway 395 and the California State Highway 14 north/south corridors and California State Highways 58 and 178 east/west corridors to provide their services, transport in supplies, and transport out their goods and products. Because of these major transportation corridors Ridgecrest businesses receive clients and customers as far north as Bishop and Lone Pine; west from Bakersfield, Tehachapi, and Lake Isabella; east from Trona; and south from California City and Mojave. Advertising by our businesses also reach out to these points as well.

Inyokern airport is our mainstay for air transport of China Lake program sponsors and visitors as well as the citizens of the Indian Wells Valley.

Ridgecrest is established and recognized as a major business hub in eastern Kern County and eastern Inyo County providing a large white collar workforce to China Lake and having established businesses to support the social-economy of a community with the federal government as the driving force in our economy. Maintaining the "status quo" with respect to district lines is essential.

Businesses throughout Kern County should have similar representation as much as possible, as we share taxation and county services. Our community deserves to have the same area of representation as the rest of our neighbors; this means keeping the district lines consistent with Kern County's borders to the greatest extent possible. Thank you for your time.



**7.D.**

May , 2011

Barbara Duggen  
ACWA-HBA  
910 K Street, Suite 100  
Sacramento, CA 95814

Dear Barbara:

The ACWA Health Benefits Authority (HBA) is currently accepting nominations of willing persons to serve on the ACWA HBA Board of Directors. East Bay Municipal Utility District has nominated Tamara Wickland, HR Employee Services Manager, for the open Board position representing the North Region. Indian Wells Valley Water District as a member agency in ACWA Health Benefits Authority concurs with this nomination.

Ms. Wickland has managed all employee and retiree benefit programs on behalf of EBMUD for the past six years and is an active participant in several local and national professional benefits organizations including the ACWA Insurance and Personnel Committee. Her background in the benefits arena makes her uniquely well qualified to serve on the ACWA HBA Board. If elected to the Board, Ms. Wickland can very effectively represent the interests of Northern California member agencies in this critically important area.

Sincerely,

**From:** Coate, Alexander [mailto:[acoate@ebmud.com](mailto:acoate@ebmud.com)]

**Sent:** Tuesday, May 03, 2011 1:19 PM

**To:** [tmulvihill@iwvwd.com](mailto:tmulvihill@iwvwd.com).

**Cc:** Wickland, Tamara; McDonald, Gwen; Jones, Rema

**Subject:** Request for Letter of Support for A Nomination to ACWA Health Benefits Authority (HBA) Board

Dear Tom:

I am supporting one of my staff who is very interested in serving on the ACWA HBA Board of Directors. At this time the HBA is accepting nominations and EBMUD would like to nominate one of our management staff, Tamara Wickland, for one of the open Board positions. Ms. Wickland has worked with Don Cortichiato from your agency and he is supportive of nominating her. Ms. Wickland has managed all employee and retiree benefit programs on behalf of EBMUD for the past six years and is an active participant in several local and national professional benefits organizations including the ACWA Insurance and Personnel Committee. Her background in benefits qualifies her well to serve on the Board and she would do a good job representing the interests of Northern member agencies. If such a nomination is acceptable to you then please see the instructions below.

The bylaws of the ACWA HBA provide that for a nomination to be made to the ACWA HBA Board of Directors, three member districts must concur with the nominating district. This can be done through a letter or by resolution (see attached samples). Please send your letter or resolution to Barbara Duggen, ACWA-HBA, 910 K Street, Sacramento, CA 95814 with a copy to EBMUD, HR Employee Services, MS 601, 375 11<sup>th</sup> Street, Oakland, CA 94607. The ACWA deadline for receipt of nomination concurrence letters or resolutions is May 18, 2011.

Thank you for considering this request and I hope to have the opportunity to introduce myself at the next ACWA meeting. – Alex

Alexander R. Coate

General Manager

East Bay Municipal Utility District

(510) 287-0101 [acoate@ebmud.com](mailto:acoate@ebmud.com)



**7.E.2.**

**GET INVOLVED!**

1st District County Supervisor Jon McQuiston &  
Kern County Planning & Community Development Department



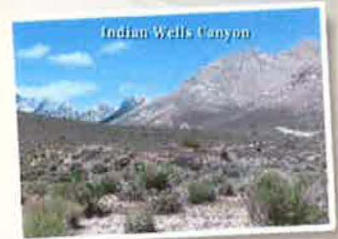
**Present:**

# INDIAN WELLS VALLEY

## *Visioning Workshop*

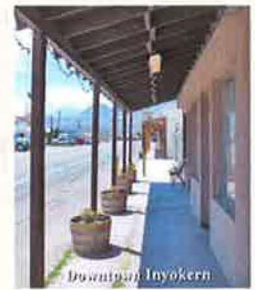


**SATURDAY-MAY 21, 2011**  
**9:00 am - 1:00 pm**



The Kern County Planning & Community Development Department invites all community members to participate in a visioning workshop for the Indian Wells Valley area. The workshop will include a community discussion on the elements that define the Indian Wells Valley area as unique and special. The workshop process will assist the County in formulating the framework for a regional trails plan, support for continued operations of China Lake, a future of economic stability in Inyokern and other topics identified by the community.

The resulting vision and goals developed from the community's participation will serve as a critical guide for the County in the future process of preparing land use planning documents for the area. It is important for you to be involved as this is a critical first step in the upcoming multistep process to establish a vision for the Indian Wells Valley region and form an appropriate land use plan around this vision. A second workshop will be held in June 2011 to present the findings of this first workshop. Please join us for this workshop, which will be held at the location identified below.



### **Location:**



**Inyokern Senior Center**  
**1247 Broadway**  
**Inyokern, CA 93527**



For any additional information please contact:  
John George at the Kern County Planning and Community Development Department  
**(661) 862-8618 or by Email at [georgj@co.kern.ca.us](mailto:georgj@co.kern.ca.us).**



**7.E.6.**

# INDIAN WELLS VALLEY WATER DISTRICT

proudly presents the

## SPRING 2011 Xeriscape Workshop

GUEST ARTIST:

*Bill Maddux*

*“Copper Art for the  
Desert Friendly Garden”*

SPECIAL GUEST SPEAKER

*José Cazares*

*Designer*

*“Planning and Installing Hardscape  
For a Desert Environment”*

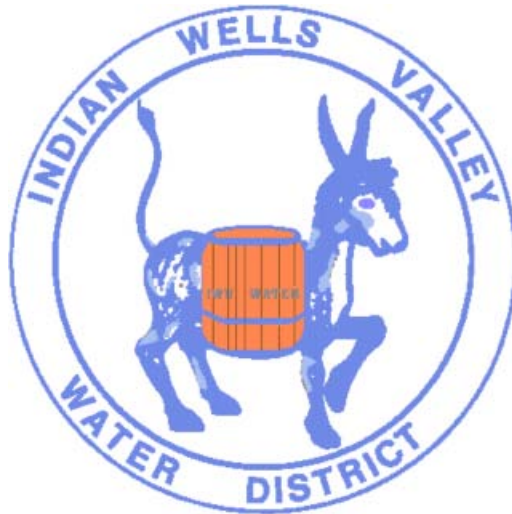
at the

**HISTORIC USO BUILDING**

**SATURDAY, June 18    10 am to noon**

**Many thanks to Desert Planters of Ridgecrest!**

**ADMISSION IS FREE. Seating is limited. Reservations recommended.  
For more information, contact: (760) 384-5518**



**The Mission  
of the  
Indian Wells Valley Water District  
is to deliver the  
highest quality water at the  
best possible price  
while continuing to serve as  
respectful stewards of the environment.**

**The Vision  
of the  
Indian Wells Valley Water District  
is to provide for  
self-sustaining water resources  
now and for  
generations to come.**

**Board of Directors**