

**Borrego Water District**  
**CORRECTED MINUTES**  
**Special Meeting of the Board of Directors**  
**Tuesday, July 16, 2013**  
**9:00 AM**  
**806 Palm Canyon Drive**  
**Borrego Springs, CA 92004**

**I. OPENING PROCEDURES**

- A. Call to Order: President Hart called the meeting to order at 9:00 a.m.
- B. Pledge of Allegiance: Those present stood for the Pledge of Allegiance.
- C. Roll Call:     Directors:     Present: President Hart, Vice-President Lyle Brecht, Secretary/Treasurer Marshal Brecht, Delahay, Estep  
Staff:           Jerry Rolwing, General Manager  
                      Lisa Foster, McDougal Love Eckis Boehmer & Foley (via teleconference, Item III only)  
                      David Aladjem, Downey Brand (via teleconference, Item III only)  
                      Wendy Quinn, Recording Secretary  
Public:           Casey Jones, *The Borregan*                    Jeanne Beck, *Borrego Sun*  
                      Doug Wilson, Mesquite Trails
- D. Approval of Agenda: *MSC: L.Brecht/Estep approving the Agenda as written.*
- E. Comments from Directors and Requests for Future Agenda Items: None
- F. Comments from the Public and Requests for Future Agenda Items: None

**II. CURRENT BUSINESS MATTERS**

A. Discussion and possible approval of Mesquite Trails Water Service Agreement: Jerry Rolwing announced that the proposed Mesquite Trails Water Service Agreement, which was originally presented to the Board a year and a half ago, had been updated to reflect current development fees and policies. *MSC: L.Brecht/M.Brecht approving the Mesquite Trails Water Service Agreement.* Doug Wilson of Mesquite Trails reported that he was working with the County on the fire service agreement and finalizing arrangements for an appraisal, partnership agreement and financing.

B. Discussion of updating the Groundwater Management Plan: Mr. Rolwing explained that the Groundwater Management Plan was created in 2002 and updated in 2006. The plan spells out goals, but not the methods to achieve them nor milestones for performance. The Plan needs updating, and the Borrego Water Coalition has offered to help. The project can dovetail into the Integrated Water Management Plan. It is contemplated the IRWMP will now be pursued in phases, beginning with Borrego Valley and eventually expanding into a larger region. Mr. Rolwing plans to begin by reviewing the existing GWMP and updating it, using information from the USGS study and input from the BWC. The Department of Water Resources has offered to provide a facilitator, and the County will assist with the GIS component.

Director Lyle Brecht emphasized the importance of stakeholder involvement, a DWR requirement. Enforcement and financing also need to be addressed. He recommended professional assistance, noting that RMC has submitted a \$30,000 estimate, whereas a Northern California firm bid three times as much. The State requires the GWMP update to be completed within two years. After discussion, the Board agreed to put the matter on next week's agenda for action, tentatively scheduling further discussion for the September workshop and a public hearing for the September Board meeting.

**C. Discussion of assigning the task of setting water credit price to the Due Diligence Committee:** Mr. Rolwing explained that the District currently has water credits for sale from the Palm Canyon Resort landscape reduction. They are acceptable only for District mitigation, not County, and sell for \$5,500 each. The District will soon acquire 306 credits from the Lundberg/Viking Ranch sale, good for both County and District mitigation. Jim Engelke has clients waiting for credits, and Mesquite Trails will need some soon. Mr. Rolwing recommended that the Due Diligence Committee make a recommendation as to the cost. The matter will be on next week's agenda.

**D. Discussion of potential agenda items for July 24th board meeting:** Agenda items for the Regular July Board meeting will include assignment of the water credit price to the Due Diligence Committee, updating Groundwater Management Plan and public hearing date thereon, change of September workshop date from the 17th to the 18th, National Science Foundation grant update, presentation by John Peterson on monitoring groundwater levels, and presentation by Taussig and Associates. The Board agreed that John Peterson will be first in the current business matters, followed by Taussig.

### **III. CLOSED SESSION**

**A. Conference with Legal Counsel - Anticipated Litigation. Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Gov't Code section 54956.9:**

**B. Conference with Labor Negotiators. Gov't Code section 54956.8:**

Agency representatives: Beth Hart, Marshal Brecht

Employee organization: Unrepresented employees

The Board adjourned to closed session at 9:35 a.m. President Hart declared a recess at 10:15 a.m., and the closed session reconvened at 1:00 p.m., with President Hart, Lisa Foster and David Aladjem participating via teleconference. The open session reconvened at 1:45 p.m. The Board approved a 5.3% cost of living raise for staff based on the previous three year period. In addition, employees will now pay an additional 1% of their pension costs.

### **IV. CLOSING PROCEDURE, Adjournment**

There being no further business, the Board adjourned at 1:45 p.m. The next Regular Meeting of the Board of Directors is scheduled for July 24, 2013 at the Borrego Water District.