



COACHELLA VALLEY WATER DISTRICT
SPECIAL MEETING OF THE BOARD OF DIRECTORS
OFFICIAL MINUTES
DECEMBER 19, 2018

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

President John Powell called the special meeting of the Board of Directors of the Coachella Valley Water District to order at 8:00 a.m., Wednesday, December 19, 2018, at the office of the District in Palm Desert, California. President Powell led the Pledge of Allegiance.

2. ROLL CALL

Present: President John P. Powell, Jr.
Director Anthony Bianco
Director G. Patrick O'Dowd
Director Peter Nelson

Absent: Vice President Cástulo R. Estrada

Staff Present: Jim Barrett, General Manager
Sylvia Bermudez, Clerk of the Board

3. PUBLIC COMMENT

No public comment received.

4. RECESS TO CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 One case

B. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION Pursuant to Government Code § 54956.9 (a) Name of Case: Agua Caliente Band of Cahuilla Indians v. Coachella Valley Water District, et al., Case No. EDCV 13-883 JGB

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Government Code Section 54956.9 (d) (1) Name of case: Randall C. Roberts, v. CVWD, Riverside County Case Number RIC 1825310

5. RECONVENE

President Powell reconvened the meeting back into Open Session and reported there was no reportable action for Items 4A and 4B; the Board will reconvene back to Closed Session to discuss Item 4C, following the open session/other business calendar.

6. OTHER BUSINESS

- A. Review Intra-California Agreements necessary for Coachella Valley Water District's (CVWD's) participation in the Lower Basin Drought Contingency Plan, and consider approval of Amendment No. 2 to the California Agreement for the Creation and Delivery of Extraordinary Conservation Intentionally Created Surplus.

Following a presentation by Robert Cheng, Assistant General Manager, the board discussed the Intra-California agreements for CVWD's participation in the Lower Basin Drought Contingency Plan.

On a motion by Director Nelson, second by Director O'Dowd, the Board approved and authorized the General Manager to execute all necessary agreements for CVWD's participation in the Lower Basin Drought Contingency Plan, including Amendment No. 2 to the California Agreement for the creation and delivery of Extraordinary Conservation Intentionally Created Surplus.

Approved by the following vote:

AYES: Powell, Bianco, O'Dowd, Nelson

NOES: None


ABSENT: Estrada

Motion Passed: 4-0

The Board recessed back into Closed Session to discuss item 4C. President Powell reconvened the meeting back into Open Session and announced there was no reportable action on item 4C.

7. ADJOURNMENT

There being no further business before the Board, President Powell adjourned the special meeting of the Coachella Valley Water District Board of Directors at 9:55 AM.



Sylvia M. Bermudez, CMC
Clerk of the Board
Coachella Valley Water District



John P. Powell, President
Coachella Valley Water District

