

**MINUTES OF A REGULAR MEETING OF
BIG BEAR MUNICIPAL WATER DISTRICT
HELD ON THURSDAY, July 20, 2023**

1. OPEN SESSION

President Bradford opened the regularly scheduled Board meeting at 1:05 PM at the Big Bear Municipal Water District located at 40524 Lakeview Drive, Big Bear Lake, CA 92315 on Thursday July 20, 2023.

BOARD MEMBERS PRESENT:

Steve Ludecke, Vice President
Bob Rehfuß, Director
Craig Brewster, Director
Mark Lee, Director
Tom Bradford, President

2. PLEDGE OF ALLEGIANCE

Tom Bradford

3. PUBLIC FORUM

A resident of Fawnskin wanted to discuss his dock permit from being across the right of way. Claims that his neighbors can have a larger dock than what he was permitted. Director Rehfuß explained that as things move forward and change in the world, that everyone is doing their best to bring current standards to modern situations. You need to conform to current standards as a home across the right of way. Mr. Stephenson explained that the rules for the docks across the right of way must remain. President Bradford asked the resident if this was something that you can work out or do you need something more from the Board? Mr. Stephenson explained to him that we can't just change the rule for his area of houses that are across the right of way because we would then have to change rules for the entire lake and that makes it very difficult to stay consistent. Director Rehfuß continued that just because something might have been overlooked in the past does not make it the new standard. We need to look at this in depth because I am not sure where all the details are from. The Fawnskin resident wants there to be different consideration for all over the lake. Director Rehfuß said that would be an absolute nightmare for admin and operations, it would not work.

4. REPORTS

A. Mr. Stephenson explained that the warrant list included our In-Lieu payment, this is the biggest payment in history. Huge payment that you see in warrant list. There was also a check to West Lake for the carp-o-matic that we bought for \$6K. Went out yesterday on the shock boat, however the pollen sucks up a lot of the electrical juices, so we had to make a lot of adjustments. Had some applications for the boat mechanic. Director Rehfuß asked Mr. Stephenson if we wanted to use the new machine now or wait until there is an issue with our original one? Mr. Stephenson responded, yes, we just rebuilt our older one so we will use that and have this as a backup.

B. The administrative committee and the operations committee met, and Director Brewster explained the bids are on the business items, so we will talk about under the business items. Discussed the surplus truck that the district must sell. We have a Kelly blue book price, and the committee came to a consensus, we will list for \$28,000.

5. CONSENT CALENDAR

- A. Minutes of a Regular Meeting on July 6, 2023.
- B. Warrant list dated 7/14/2023 in the amount of \$2,016,426.25.

Discussion:

No comments were made.

With a motion made by Vice President Ludecke, and seconded by Director Rehfuss, the consent calendar was unanimously approved.

6. BUSINESS

A. Administrative Committee (Directors Ludecke and Brewster) will have a recommendation for full Board consideration regarding the bids received from Bear Valley Paving and NPG for the district's main office parking lot improvement project.

Discussion:

Mr. Stephenson explained that the original bids for a similar parking lot project were all rejected when we first went out to bid and the committee decided they wanted to split this into two projects and revise the scope based on engineering's more recent recommendations. One contractor's bid was non-responsive after legal review. There is only one bidder left after that which is NPG. There was a mandatory job walk, which both were here for. The responsive bidder was NPG. Counsel Lemieux explained that after review from their public works contract counsel, and he deemed Bear Valley Paving was non-responsive. However, the Board needs to decide what they would like to do which could be that there is only one responsive bid, or say both are responsive or can reject all bids again. Director Rehfuss asked for clarification on what makes a bid non-responsive, Mr. Stephenson explained that when we rewrote the bid, and clarified all these questionable things from the past and wanted everything included on the base bid, Bear Valley Paving still included alternatives. However, the district specified that we wanted line items so we could see a price comparison, (if needed) but all required elements of the job should be included in the base bid determine the award.

Counsel Lemieux further explained the rationale, the competitor (Bear Valley Paving) gave themselves a competitive advantage by putting some required items after the fact as alternatives to lower the base bid. President Bradford added, if legal determined that, that is what we should follow.

Director Rehfuss made a motion to deem Bear Valley Paving's bid as non-responsive per legal reviews recommendation, and the motion was seconded by Director Brewster and was approved unanimously.

Now that one of the two bids was deemed non-responsive, the Board needs to move ahead with awarding the bid. President Bradford was looking for motions to award the main office parking lot job.

With a motion made by Director Brewster to approve the awarding of the District's Main Office Parking Lot Repair Project to NPG not to exceed \$69,423, seconded by Vice President Ludecke, the project award was unanimously approved.

B. Administrative Committee (Directors Ludecke and Brewster) will have a recommendation for full Board consideration regarding the bids received from Bear Valley Paving and NPG for the east ramp parking lot improvement project.

Discussion:

Mr. Stephenson briefly explained this is for the second project. This is to be done at the East Ramp which includes parking lot repair as well as the pedestrian walkway repair to the west of the parking lot that goes out to the memorial bench on the end of the jetty. We must follow the same order as the previous business item.

Vice President Ludecke made a motion to deem Bear Valley Paving's bid as non-responsive per legal reviews recommendation, and the motion was seconded by Director Rehfuss and was approved unanimously.

Now that one of the two bids was deemed non-responsive, the Board needs to move ahead with awarding the bid. President Bradford was looking for motions to award the East Ramp parking lot job.

With a motion made by Vice President Ludecke, approving the awarding of the District's East Ramp Parking Lot Repair Project to NPG not to exceed \$167,700, seconded by Director Brewster, the project award was unanimously approved.

7. ITEMS REMOVED FROM CONSENT CALENDAR

N/A

8. ANNOUNCEMENTS

Nothing really, the lake is picking up. Director Ludecke, myself (Mr. Stephenson), Mike Kent and Brittany had a booth at the BBARWA open house. There was a ton of people there in attendance, Senator Ochoa Bough, Assemblymen Obernolte's Rep, town locals. The plant was small, but informative. Our booth was by far the best, lots of compliments on our booth and the people running it, had the most people and everyone was loving it. Vice President Ludecke repeated, our booth was great, the plant tour was a little lacking. Mr. Stephenson informed the Board that 'you' are getting a letter that says we should be paying for some of this project, regardless of the rates already being increased by rate payers. So, we are going to need to formally respond at this point that MWD will pay what we already pay for the in-lieu water per acre and nothing more. However, how are we going to meter that water to determine what we are getting? Director Rehfuss asked if that would cause any issues with the Big Bear watermaster? Mr. Stephenson responded that it would not.

9. DIRECTOR COMMENTS

Director Rehfuss reiterated that we had two different people asking for information about docks. He would like to try to facilitate these owners, but we need to stay within our current resolutions to make that happen. We can facilitate these people within these resolutions, and that's what should be done regardless of if they like the solution. Vice President Ludecke applauded Mr. Stephenson for doing a good job by not allowing exceptions and putting your foot down with one off's compared to these. President Bradford reiterated that we already made the decision with Larry when a similar situation was brought to us in the past, we will not offer any exceptions to these rules, we would never be able to manage it. We need to make all decisions consistently like we always have. We do consider all these properties when issues are brought up to us, however we can solve these issues within our resolutions, and it has worked for the entire lake and will continue to work. Our rules are in order to be able to work for the whole lake, not just one dock.

10. ADJOURN

There being no further business, the meeting was adjourned at 2:02 PM.

DATE AND TIME OF NEXT MEETING

Date: August 3, 2023

Location: 40524 Lakeview Drive
Big Bear Lake, CA 92315

Time: 1:00 PM



Brittany Lamson, Secretary to the Board of
Directors of Big Bear Municipal Water District

[SEAL]

