



AGENDA

REGULAR MEETING OF THE BOARD OF DIRECTORS

CARPINTERIA VALLEY WATER DISTRICT

AT CARPINTERIA CITY HALL - COUNCIL CHAMBER
5775 CARPINTERIA AVENUE
CARPINTERIA, CALIFORNIA
WEDNESDAY, AUGUST 11, 2010 AT 5:30 P.M.

BOARD OF DIRECTORS

Frederick Lemere, President

Jane Van Wingenen, Vice President

Robert R. Lieberknecht

Matthew T. Roberts

James W. Drain

GENERAL MANAGER

Charles B. Hamilton

- I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE, PRESIDENT LEMERE
- II. APPROVAL ITEMS - ****Minutes, July 28, 2010.**
- III. PUBLIC FORUM (Any person may address the Board of Directors on any matter within its jurisdiction which is not on the agenda.)
- IV. DIRECTOR REPORTS
 - A. ****Ortega Reservoir Committee, July 27, 2010, Directors Lieberknecht and Roberts.**
 - B. **Cachuma Operations and Maintenance Board, August 2, 2010, Director Lieberknecht.**
- V. OLD BUSINESS
- VI. NEW BUSINESS
 - A. Consider El Carro Well status report.
 - B. Consider presentation about District meters in customer back yards, etc., and dog bites.
 - C. Consider presentation about revised methodology for calculation of Capital Cost Recovery Fees.
 - D. ****Consider possible changes in Director appointments to Board Committees.**
 - E. ****Proposed changes to certain Service Fees and Charges, for possible action on August 18, 2010.**
 - F. Consider 2010 District election status report.

1301 Santa Ynez Avenue
Carpinteria, CA 93013
(805) 684-2816
Fax (805) 684-3170

****Indicates attachment of document to agenda packet.**

VII. CONSIDER DATE AND ITEMS FOR AGENDA FOR THE NEXT REGULAR CARPINTERIA VALLEY WATER DISTRICT BOARD MEETING ON AUGUST 18, 2010, AT 4:00 P.M. IN THE DISTRICT BOARD ROOM AT 1301 SANTA YNEZ AVENUE, CARPINTERIA, CALIFORNIA

VIII. ADJOURNMENT.



Charles B. Hamilton, Secretary

Note: The above Agenda was posted at the Carpinteria Valley Water District Administrative Office in view of the public no later than 4:00 p.m. August 6, 2010. The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied benefits of, the District's programs, services, or activities because of any disability. If you need special assistance to participate in this meeting, please contact the District Office at (805) 684-2816. Notification at least twenty-four (24) hours prior to the meeting will enable the District to make appropriate arrangements.

Materials related to an item on this Agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the Carpinteria Valley Water District offices located at 1301 Santa Ynez Avenue, Carpinteria, during normal business hours, from 8 am to 5 pm.

**MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
CARPINTERIA VALLEY WATER DISTRICT**

July 28, 2010

Vice President Van Wingerden called the regular meeting of the Board of Directors of Carpinteria Valley Water District to order in the District Board Room at 4:00 p.m. Wednesday, July 28, 2010, and led the Board and others present in the Pledge of Allegiance.

Directors Present: Lieberknecht, Van Wingerden, Drain, Roberts

Directors Absent: Lemere

Others Present: Charles Hamilton
Rob McDonald
Al Orozco

MINUTES

Following discussion, Director Lieberknecht moved and Director Drain seconded the motion to approve the minutes of the July 21, 2010 Board meeting. The motion carried by a 4-0 vote.

PUBLIC FORUM

No one from the public addressed the Board.

OLD BUSINESS

**RESOLUTION NO. 910
CONFIRMING THE
RETENTION OF
GOLDEN STATE
LABOR
COMPLIANCE, LLC
(GLSC) AS ITS THIRD
PARTY LABOR
COMPLIANCE
REPRESENTATIVE**

Following a brief introduction by District Engineer Bob McDonald and discussion, Director Drain moved and Director Lieberknecht seconded the motion to adopt Resolution No. 910 Confirming the Retention of Golden State Labor Compliance, LLC (GSLC) as its Third Party Labor Compliance Representative (TPLCR) and the District's Adoption and Intent to Operate Under GSLC's Approved Third Party Labor Compliance Program. Roll call on Resolution No. 897 resulted in adoption as follows:

Ayes: Roberts, Van Wingerden, Lieberknecht, Drain

Nays: None

Absent: Lemere

NEXT MEETING

The next scheduled Board meeting will be a regular Board meeting held on August 11, 2010, at 5:30 p.m. in the Carpinteria City Hall Council Chamber, 5775 Carpinteria Avenue, Carpinteria.

ADJOURNMENT

Vice President Van Wingerden declared the meeting adjourned at 4:04 p.m.

Charles B. Hamilton, General Manager/Secretary

AGENDA

**CARPINTERIA VALLEY WATER DISTRICT
ORTEGA RESERVOIR COMMITTEE**

With

**MONTECITO WATER DISTRICT
OPERATIONS COMMITTEE MEETING**

At

**MONTECITO WATER DISTRICT
583 SAN YSIDRO ROAD, MONTECITO, CALIFORNIA
TUESDAY, JULY 27, 2010 AT 12:00 NOON**

I. CALL TO ORDER

II. PUBLIC FORUM (Any person may address the Rate and Budget Committee on any mater within its jurisdiction which is not on the agenda.)

III. NEW BUSINESS

ITEMS FOR COMMITTEE CONSIDERATION

(A) ORTEGA RESERVOIR

- i) Settlement Fund Management and Accounting – Oral Discussion
- ii) Joint Agency General Reservoir Repair Process and Policy – Oral Discussion
- iii) Review of Repair Alternatives and Estimated Costs
 - 1. Proposed Sikadur Combi- Flex Concrete Joint Repair System
 - 2. Proposed Polypropylene Liner
 - 3. Proposed HDPE Conductive and Leak Detection Liner(s)

IV. ADJOURNMENT



____ *Charles B. Hamilton, Secretary*

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** Indicates enclosure of document with agenda.

**MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
CARPINTERIA VALLEY WATER DISTRICT**

December 17, 2008

President Lemere called the regular meeting of the Board of Directors of Carpinteria Valley Water District to order at 4:05 p.m. Wednesday December 17, 2008.

Directors Present: Drain, Lemere, Lieberknecht, Roberts, Van Wingerden
Directors Absent: none
Others Present: Charles Hamilton
Bob McDonald
Norma Rosales
Omar Castro
Kathy Stone
Chip Wullbrandt
Stewart Welch
Tad Buchanan
Chris Gabriel

**BOARD
REORGANIZATION**

Director Lemere appointed General Manager Charles Hamilton as Temporary Chairman. Temporary Chairman Hamilton then declared that a quorum was present and announced that Directors Bob Lieberknecht and June Van Wingerden were elected to the office of Director. He further declared that each has taken the oath of office, the original of which is on file with the Secretary of this District, Mr. Hamilton, and the County of Santa Barbara. He declared that pursuant to law this is the time and place for the organization of the Directors of the Board. He also declared that this is the appropriate time to appoint a General Manager, Secretary, Auditor, Attorney and such other employees as necessary and that all elections and appointments may be made by majority vote.

Following discussion, Director Lieberknecht moved and Director Van Wingerden seconded the motion as follows:

- 1) To elect Director Fred Lemere as Board President;
- 2) To elect Director June Van Wingerden as Vice President;
- 3) To appoint Charles B. Hamilton as General Manager and Secretary;
- 4) To appoint Norma C. Rosales as Auditor;
- 5) To appoint Price Postel and Parma as General Counsel;
- 6) To appoint Katherine E. Stone of Counsel to Myers, Widders, Gibson, Jones & Schneider, LLP as Special Counsel;
- 7) To designate Montecito Bank & Trust as depository for the general funds of the District.

The motion carried unanimously. President Lemere then proceeded to chair the meeting as Board President.

Following discussion, Director Drain moved and Director Lieberknecht seconded the motion as follows:

- 8) To designate 1301 Santa Ynez Avenue, Carpinteria, 4:00 pm each Wednesday as the location., time and day of regular meetings of the Board of Directors;
- 9) To acknowledge Section 54946 of the Government Code as the basis for and manner by which special meetings shall be called;
- 10) To fix compensation for Director attendance at Board meetings, per Water Code Sections 30507 and 30508, at \$100 per Board meeting and \$100 for any committee meeting or day for each day's service, not exceeding \$600 in any month, plus expenses incident thereto, with mileage expense calculated using the IRS rate per mile;
- 11) To follow Roberts Rules of Order for all proceedings of the Board;
- 12) To establish a Finance committee comprised of all Directors, with the requirement that all bills, statements, invoices or claims exceeding \$300 are reviewed and approved by one member of the committee on a rotating basis, that each member be provided with a list of the routine monthly bills and purchases. Bills smaller than \$300 to be approved by the General Manager;
- 13) To appoint Director Bob Lieberknecht as representative to the Cachuma Operation & Maintenance Board and Director June Van Wingerden as alternate representative;
- 14) To appoint Director Bob Lieberknecht as representative to the Cachuma Conservation Release Board and June Van Wingerden as alternate representative;
- 15) To appoint Director Fred Lemere as representative to the Central Coast Water Authority and Director June Van Wingerden as alternate representative;
- 16) To appoint General Manager Charles B. Hamilton as representative to the Central Coast Water Authority Operating Committee;
- 17) To appoint Director Bob Lieberknecht as representative to the Santa Barbara County Special District Association and Director Fred Lemere as alternate representative;
- 18) To appoint Director Fred Lemere as representative to the Association of California Water Agencies Joint Powers Insurance Authority and Director bob Lieberknecht as alternate representative;

- 19) To appoint Directors Jim Drain and Fred Lemere to the Board Strategic and Capital Facilities Plan Committee;
- 20) To appoint Directors Bob Lieberknecht and Matt Roberts to the Board Groundwater Committee;
- 21) To appoint Directors Jim Drain and June Van Wingerden to the Board Personnel Committee;
- 22) To appoint Directors Jim Drain and Matt Roberts to the Board Rates and Budget Committee;
- 23) To appoint Directors Matt Roberts and Bob Lieberknecht to the Board Ortega Reservoir Committee;
- 24) To appoint Directors Matt Roberts and June Van Wingerden to the State Water Sale Committee;
- 25) To appoint Directors Fred Lemere and Bob Lieberknecht to the Strategic Water Management Committee.

The motion carried by a 5 – 0 vote.

MINUTES

Following discussion, Director Van Wingerden moved and Director Lieberknecht seconded the motion to approve the minutes of the November 19, 2008 Board meeting. The motion carried by a 5-0 vote.

MONTHLY BILLS

Following a brief overview presented by Business Manager Norma Rosales, and discussion, Director Van Wingerden moved and Director Lieberknecht seconded the motion to approve the monthly bills for the period of November 12, 2008 through December 9, 2008. The motion carried by a 5 – 0 vote.

PUBLIC FORUM

No one from the public addressed the Board.

NEW BUSINESS

AGREEMENT FOR TEMPORARY SUSPENSION OF CONTRACT BETWEEN WHITAKER AND DISTRICT

Following discussion, Director Drain moved and Director Lieberknecht seconded the motion to authorize Board President Lemere to execute the proposed “Agreement for Temporary Suspension of Contract” between the District and Whitaker Contractors Inc., and the accompanying “Agreement Regarding the Temporary Suspension” between the District and Rancho Monte Alegre. The Agreement with Whitaker was amended to require that Whitaker continue to maintain its general liability coverage with the District as an additional insured. The motion carried by a 5-0 vote.

PROCESSING AGREEMENT WITH PLAINS EXPLORATION AND PRODUCTION COMPANY (PXP)

Following discussion, Director Lieberknecht moved and Director Van Wingerden seconded the motion to authorize the Board President to execute the “Processing Agreement” between Plains Exploration & Production Company (PXP) and the District to address options related to the existing Option Agreement for PXP to purchase up to 440 acre feet of State Water allotment from the District. The Processing Agreement was amended to change the threshold to replenish the deposited funds from \$500 to \$5000. The motion carried unanimously by a 5 – 0 vote.

**ATTORNEY
WULLBRANDT
LEAVES**

Attorney Chip Wullbrandt of Price Postel and Parma left the meeting at approximately 4:45 pm.

**JANUARY 28 BOARD
MEETING
PREPARATIONS**

Mr. Hamilton reported on the preparations underway for the facilitated Strategic Planning workshop involving all District managers and the Board, scheduled for January 28 following a closed session evaluation of the General Manager with the assistance of attorney Jeff Dinkin. No action was taken.

**GENERAL MANAGER
REPORTS**

**FINANCIAL -
MONTHLY
STATEMENTS**

Business Manager Rosales presented the monthly financial statements for the period ending November 30, 2008.

**OPERATIONS AND
MAINTENANCE**

Operations and Maintenance Manager Omar Castro presented the Operations and Maintenance report for the month of November, 2008. He also reported on the 2008 4th quarter TTHM and HAA5 sampling results and on the CPR & first aid training provided to employees on December 10, 2008.

ENGINEERING

District Engineer Bob McDonald presented the monthly Engineering report for December 2008. He also reported on the status of the El Carro Well and Pipelines Project and the Foothill Storage Tank Project.

WATER SUPPLY

Mr. Hamilton presented the November Water Supply report.

**JPIA LIABILITY
COVERAGE AND
THE ORTEGA AND
CARPINTERIA
RESERVOIR COVERS**

Mr. Hamilton reported briefly on the status of his inquiry prompted by a question posed by Director Lemere about the availability to Carpinteria Valley and Montecito Water Districts of JPIA dam failure liability coverage. He reported that a written statement from the JPIA was requested and in progress.

**CARPINTERIA
VALLEY AGENCY
MANAGERS
MEETING**

Mr. Hamilton reported briefly on the meeting of Carpinteria Valley agency managers on December 2, 2008.

**SANTA BARBARA
WATER
COMMISSION
MEETING OF
DECEMBER 8, 2008**

Mr. Hamilton reported briefly on the meeting of the Santa Barbara Water Commission held on December 8, 2008. He noted that the Commission approved a staff recommendation to apply for \$19.75 million State Revolving Fund loan to finance the proposed Cater Treatment Plant ozone improvement, of which Carpinteria Valley Water District's cost share will be about 20%. He also reported briefly on the discussion about automated meter reading.

**DISTRICT HOLIDAY
SCHEDULE**

Following a brief summary of upcoming District holidays by Business Manager Rosales, and discussion by the Board of Directors, President Lemere directed the General Manager to close the District for business on the day after Christmas and the day after New Year's Day if he is able to obtain the agreement of the few employees who would still need to elect to

use available vacation or sick leave days.

**COMB AND CCRB
GENERAL MANAGER
SERVING AS SANTA
BARBARA WATER
COMMISSIONER**

Mr. Hamilton reported that he met recently with Cachuma Operation and Maintenance Board (COMB) General Manager Kate Rees to express his concern and objection to her serving as both a Commissioner on the City of Santa Barbara Water Commission, involved in major water resources planning and policy formulation for the City of Santa Barbara, and as General Manager of COMB as well as the Cachuma Conservation Release Board (CCRB) joint powers agencies, comprised of elected representatives of the City of Santa Barbara, Goleta, Montecito, Santa Ynez and Carpinteria Valley Water Districts. He stated that serving as a City of Santa Barbara Water Commissioner compromises her independence in her roles as General Manager of the two joint powers agencies, COMB and CCRB, that serve the City of Santa Barbara and other member agencies.

DIRECTOR REPORTS

**CCRB / COMB
MEETINGS ON
NOVEMBER 24, 2008**

Director Lieberknecht gave an oral report on the meeting of the Cachuma Conservation Released Board and the Cachuma Operations and Maintenance Board held on November 24, 2008.

**STRATEGIC WATER
MANAGEMENT
COMMITTEE
MEETING ON
DECEMBER 11, 2008**

Directors Lemere and Lieberknecht gave a verbal report on the discussion that took place on December 11, 2008 during the meeting of the Strategic Water Management Committee held jointly with the Montecito Water District's Long Term Water Supply Committee.

**ACWA/JPIA FALL
CONFERENCE**

Directors Lemere and Lieberknecht gave oral reports about the December 1-5, 2008 ACWA/JPIA Fall conference held in Long Beach. Director Lemere expressed concern about the relatively high liability loss ratio of the District as represented in material presented at the JPIA conference.

NEXT MEETING

The next scheduled Board meeting will be a Regular meeting held on January 14, 2008, at 4:00 pm in the Board meeting room at 1301 Santa Ynez Avenue.

ADJOURNMENT

President Lemere declared the meeting adjourned at 6:07 p.m.

Charles B. Hamilton, General Manager/Secretary

