

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

January 9, 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 January 9, 2008.

Directors Present: Lemere, Lieberknecht, Roberts, Drain, Van Wingerden
Directors Absent: None
Others Present: Charles Hamilton
Norma Rosales
Kathy Stone
Mark Manion
Suzie Lara
Scott Van Der Kar

MINUTES

Following discussion, Director Drain moved and Director Lieberknecht seconded the motion to approve the minutes of the regular Board meeting held on December 19, 2007. The motion carried by a 4-0-1 vote. Director Van Wingerden abstained.

PUBLIC FORUM

Scot Van Der Kar addressed the Board about the possible sale of State Water and a suggestion that a customer advisory committee be considered to assist the Board in deliberations about such a major decision. Following a brief discussion President Lemere directed General Manager Hamilton to follow up with a phone call to Mr. Van Der Kar to further discuss his concerns.

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

**RESOLUTION NO. 863
CONCERNING
INVENTORY OF
LAND AND AIR
SPACE**

Following discussion, Director Roberts moved and Director Drain seconded the motion to approve Resolution No. 863 Concerning Inventory of District Land and Air Space with the addition of the Gobernador Reservoir property.

Roll call on Resolution No. 863 resulted as follows:

Ayes: Lieberknecht, Drain, Roberts, Lemere, Van Wingerden
Nays: None
Absent: None
Abstain: None

The motion carried by 5 – 0 vote.

**AGREEMENT FOR
CONSTRUCTION OF
WATER SERVICES**

Following a brief presentation by District Engineer Bob McDonald, and discussion, Director Roberts moved and Director Drain seconded the motion to approve the Agreement for Construction of Water Services between the

**BETWEEN DISTRICT
AND NURIT ADIZES**

District and Nurit Adizes. The motion carried by a 5-0 vote.

**CHANGE ORDER NO.
3 IN THE AMOUNT
OF \$43,835 FOR THE
CONTRACT WITH
CAMARILLO
ENGINEERING, INC.
FOR PHASE 5 ROUGH
GRADING &
DRAINAGE WORK
FOR RMA;**

Following a brief introduction about the change orders occurring as result of incomplete engineering work in determining the original bids, Mr. McDonald noted that the tasks represented by change orders No. 3 and No. 4 were deliberately separated from the original bid at the time of the bid. Following discussion Director Roberts moved and Director Drain seconded the motion, with the stipulation that the change orders and extension for construction and inspection services be signed off by a representative of Rancho Monte Alegre, to approve the following:

**CHANGE ORDER NO.
4 IN THE AMOUNT
OF \$121,057 FOR THE
CONTRACT WITH
CAMARILLO
ENGINEERING, INC.
FOR PHASE 5 ROUGH
GRADING &
DRAINAGE WORK
FOR RMA;**

Change Order No. 3 in the amount of \$43,835 for the contract with Camarillo Engineering, Inc. for Phase 5 Rough Grading & Drainage work for facilities serving Rancho Monte Alegre, fully reimbursable to the District by RMA;

**EXTENSION OF
CONSTRUCTION
MANAGEMENT AND
INSPECTION
SERVICES BY
PENFIELD & SMITH
FOR PHASE 5
ACCESS ROAD
FACILITIES
SERVING RMA**

Change Order No. 4 in the amount of \$121,057 for the contract with Camarillo Engineering, Inc. for Phase 5 Rough Grading & Drainage work for facilities serving Rancho Monte Alegre, fully reimbursable to the District by RMA;

Extension of construction management and inspection services provided by Penfield & Smith for the Phase 5 access road for facilities serving Rancho Monte Alegre through January of 2008, for an estimated cost of \$60,000, fully reimbursable to the District by RMA.

The motion carried by a 5-0 vote.

**CUSTOMER
REQUEST FOR HIGH
WATER BILL
REDUCTION**

Mr. Hamilton noted that he did not have a recommendation for the Board for its consideration in the application of its policy for a request for relief due to a high water bill in the matter before the Board, for account no. 13-4521-4. Following discussion, Director Lieberknecht moved and Director Van Wingerden seconded the motion to decline the customer request for credit as presented by Business Manager Norma Rosales, due to the apparent cause of the high bill being a result of an accidental water release combined with inattentiveness, and not a leak. The motion carried by a 5-0 vote.

**PROPOSED SHORT
TERM WATER
STORAGE
PARTNERSHIP AND
AGREEMENT
BETWEEN**

Mr. Hamilton reported that progress on the multi-agency effort to bring about Carpinteria Valley Water District participation in Irvine Ranch Water District's water bank in the Rosedale-Rio Bravo Water Storage District could soon lead to a Board action. He noted that the basic terms had not changed about the District's ability to store unused State Water in the Irvine Ranch District water bank, namely a two for one exchange whereby in

**CARPINTERIA
VALLEY WATER
DISTRICT AND
IRVINE RANCH
WATER DISTRICT**

exchange for storage for up to five years the District retains the right to recover about half of the water banked. He suggested that this was the time to raise any questions about the terms of the exchange. During discussion that followed, President Lemere requested that Mr. Hamilton obtain a legal opinion from CCWA counsel about this District's rights and responsibilities vis-à-vis other CCWA member agencies in this matter. Questions were also raised about how the storage agreement would be viewed by growers in the Rosedale Rio Bravo Water Storage District and whether or not the groundwater basin there is adjudicated. Mr. Hamilton responded that he would follow up with the information as requested.

**PUBLIC NOTICE OF
INTENT TO ADOPT A
NEGATIVE
DECLARATION FOR
OPTION
AGREEMENT FOR
SALE OF STATE
WATER PROJECT
(SWP) ALLOTMENT
TO THE CITY OF
GUADALUPE**

Referring to a copy of the Initial Study/Negative Declaration for an Option Agreement for the Sale of State Water Project Allotment to the City of Guadalupe in the Board packet, Mr. Hamilton commented that today's proposed action item was to primarily authorize the publication of the Public Notice of Intent to Adopt the Negative Declaration. Mr. Hamilton noted that Board action on the Negative Declaration is now scheduled for the January 30 Board meeting. Once this is done the way will be clear for the City of Guadalupe to take action on the proposed Option Agreement. Following discussion Director Roberts moved and Director Drain seconded the motion to authorize the General Manager to take the necessary steps including the dissemination and publication of the Public Notice of Intent to Adopt a Negative Declaration for the Option Agreement for Sale of State Water Project (SWP) Allotment to the City of Guadalupe. The motion carried by a 5 – 0 vote.

**DISTRICT CAPITAL
FACILITIES
PROJECT LIST**

Mr. Hamilton distributed copies of the Engineering Department's Capital Facilities Project list. This was a follow-up item from the Strategic and Capital Facilities Plan meeting of December 18, when Mr. Hamilton discussed the need for an Operations and Capital Facilities Plan. No action was taken.

**DIRECTOR ROBERTS
LEAVES MEETING**

Director Roberts left the meeting at 5:25 p.m.

**GENERAL MANAGER
REPORTS**

**IRWMP
/PROPOSITION 50
GRANT FUNDING
APPLICATION
STATUS**

Mr. Hamilton reported that the Proposition 50 grant funding application process continued to involve significant amounts of time from Mr. McDonald and himself. The following people submitted letters in support to of the District's Proposition 50 grant application for the El Carro Well and Pipeline Project: Ron Tito, Scott Van Der Kar, Kurt Souza, Diane and Frederic Cogburn, Doug and Donna Treloar, Phylene Wiggins, Winfred Van Wingerden and Kate Rees.

**ADDITIONAL STAFF
REVIEW OF WATER
RATE STRUCTURE
AND POSSIBLE
CHANGES**

Mr. Hamilton reported that additional staff review of the water rate structure is underway that includes a proposal for a uniform water rate for all residential, commercial industrial and public authority water (M&I) rates coupled with a revised CIP charge that is based on actual water use. He noted that it would be presented and discussed in detail at the next Rate &

Budget committee meeting before presentation to the full Board for discussion.

**CACHUMA MEMBER
UNIT MANAGERS
MEETING, JANUARY
9, 2008**

Mr. Hamilton reported on the discussion at the Cachuma Managers meeting held on January 9, 2008 about the need by Cachuma member unit managers to meet and discuss at least a month in advance of Lake Cachuma storage dropping to a level of 100,000 acre feet. The 100,000 acre feet level triggers discussions about possible cutbacks of Cachuma Project water to be delivered to Cachuma member agencies to prolong the supply remaining in the Lake through a drought.

**CARPINTERIA
VALLEY MANAGERS
MEETING**

Mr. Hamilton reported on the monthly meeting of the Carpinteria Valley managers held on January 8, 2008. He noted that it included the new Fire Chief, Mike Mingee. He reported that he raised the issue of Carpinteria Valley emergency preparedness as an important concern of the Water District Board of Directors. He cited the Montecito community's establishment of the Montecito Emergency Response & Recovery Action Group (MERRAG) as a possible model for what might be created in the Carpinteria Valley. He also suggested to the managers group that it may require the full time resources of a staff or consultant employee to carry this issue to fruition, and that the Water District Board is prepared to spend some amount of money in concert with the other participating Carpinteria Valley agencies to make this a reality. One of the questions raised during discussion had to do with the need to determine the role played by the County in such an effort.

**ORTEGA
RESERVOIR**

Mr. Hamilton had nothing new to report on this item.

**FOOTHILL
RESERVOIR**

Mr. Hamilton reported on the effects of the recent storm on Foothill Reservoir facilities and any storm drainage impacts to neighbors. He thanked Bob McDonald for identifying and addressing some problems with temporary measures on Friday, January 4, that helped to ensure that there were no adverse storm drainage impacts to neighbors. He noted that the large swale and pipeline diverting flow from the Ranch Monte Alegre area into the Santa Monica Creek Flood Control Channel worked very well.

DIRECTOR REPORTS

There were no Director reports.

NEXT MEETING

President Lemere announced that the next scheduled Board meeting will be a regular meeting held on January 23, 4:00 p.m. in the Board meeting room at 1301 Santa Ynez Avenue.

ADJOURNMENT

President Lemere declared the meeting adjourned at 5:48 p.m.



Charles B. Hamilton, General Manager/Secretary