

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

**August 10, 2011**

President Van Wingerden called the regular meeting of the Board of Directors of the Carpinteria Valley Water District at City Hall to order at 5:30 p.m. Wednesday, August 10, 2011, and led the Board and others present in the Pledge of Allegiance.

Directors Present: Ducharme, Lieberknecht, Orozco, Van Wingerden,  
Roberts  
Directors Absent: None  
Others Present: Norma Rosales  
Roger Myers  
Robert McDonald  
Alex Keuper  
Sonia Fernandez  
David Gardner  
Bruce Mowry  
Clay Brown

**MINUTES**

Following discussion, Director Orozco moved and Director Lieberknecht seconded the motion to approve the minutes of the July 13, 2011 Board meeting. The motion carried by a 5-0 vote.

**MONTHLY BILLS**

Assistant General Manager Norma Rosales presented the monthly bills for the period of June 15, 2011 through July 19, 2011. Following questions and discussion, Director Ducharme moved and Director Lieberknecht seconded the motion to approve the monthly bills as presented. The motion carried by a 5-0 vote.

**GENERAL MANAGER  
REPORTS**

Following discussion, Director Roberts moved and Director Orozco seconded the motion to approve the General Manager Reports. The motion carried by 5-0 vote.

**PUBLIC FORUM**

No one from the public addressed the Board.

**DIRECTOR REPORTS**

**DRINK  
CARPINTERIA  
WATER  
COMMITTEE  
MEETING**

Director Ducharme gave a brief oral report of the Drink Carpinteria Water Committee Meetings held on July 19 and August 9, 2011, and noted that the first campaign event is scheduled for August 25, 2011 at the Carpinteria Farmers Market.

**RATE & BUDGET  
COMMITTEE  
MEETING**

Directors Roberts and Ducharme each gave a brief oral report on the Rate & Budget Committee meeting held on July 21, 2011.

**CACHUMA  
OPERATION AND  
MAINTENANCE  
BOARD MEETING**

Director Lieberknecht gave a brief oral report on the Cachuma Operation and Maintenance Board meeting held on July 25, 2011.

**STRATEGIC AND  
CAPITAL  
FACILITIES PLAN  
COMMITTEE  
MEETINGS**

Directors Lieberknecht and Orozco each gave a brief oral report on the Strategic Capital and Facilities Plan Committee meetings held on July 26 and August 3, 2011. Director Lieberknecht commented on the schedule of meetings leading up to possible Board action in November.

**CENTRAL COAST  
WATER AUTHORITY  
MEETING**

President Van Wingerden gave a brief oral report on the Central Coast Water Authority meeting held on July 28, 2011.

**CONFLICT OF  
INTEREST INQUIRY  
OF THE FAIR  
POLITICAL  
PRACTICES  
COMMISSION**

General Counsel Roger Myers reported briefly on the status of his inquiry to the Fair Political Practices Commission about a possible conflict of interest for Directors Van Wingerden and Roberts relative to the determination of Irrigation Rates. He recommended that the District make a formal request of the FPPC for a response. Following a brief discussion Counsel Myers was directed by President Van Wingerden to proceed with the formal request.

**2010 ANNUAL  
REPORT ON  
GROUNDWATER  
CONDITIONS  
(AB3030) AND  
PRESENTATION BY  
DAVID GARDNER OF  
FUGRO WEST**

President Van Wingerden introduced Dave Gardner, principal hydrogeologist for Fugro West, Inc., who then presented the District's 2010 annual report on groundwater conditions pursuant to the District's role as the Assembly Bill 3030 authorized groundwater management agency for the Carpinteria Groundwater Basin. Mr. Gardner reported on the general favorable increase in groundwater levels and general maintenance of good water quality throughout the Basin, but also noted increased levels of nitrates in some wells. He suggested that increased levels of nitrates, while within regulated drinking water standards, are a development that could warrant further investigation. He also suggested that additional monitoring of wells to gauge possible seawater intrusion also be considered. President Van Wingerden asked what the cost of such a well might be, and he responded with a rough estimate of \$50,000. Following discussion President Van Wingerden thanked Mr. Gardner for a very good report and directed the Strategic Water Management Committee (Lieberknecht and Ducharme) to take up Mr. Gardner's suggestions with the General Manager for further review and consideration.

**RESOLUTION  
NUMBER 926  
RATIFYING THE  
CACHUMA  
OPERATION AND  
MAINTENANCE  
BOARD'S APPROVAL  
FOR THE MODIFIED  
SOUTH COAST  
CONDUIT UPPER  
REACH**

Following an introduction by President Van Wingerden of COMB's General Manager Bruce Mowry, who briefly addressed the Board, and discussion, Director Lieberknecht moved and Director Ducharme seconded the motion to adopt Resolution Number 926 Ratifying the Cachuma Operation and Maintenance Board's Approval for the Modified South Coast Conduit Upper Reach Reliability Project and Authorizing Certain Other Actions.

Roll call on Resolution No. 926 resulted in adoption as follows:

Ayes: Roberts, Van Wingerden, Orozco, Roberts, Ducharme  
Nays: None

**RELIABILITY  
PROJECT AND  
AUTHORIZING  
CERTAIN OTHER  
ACTIONS**

Absent: None  
Abstain: None

**RECOMMENDATION  
TO ADJUST THE  
CURRENT CAPITAL  
COST RECOVERY  
FEE SCHEDULE**

Following a brief introduction by Assistant General Manager Rosales, and discussion, Director Roberts moved and Director Ducharme seconded the motion to adjust the current Capital Cost Recovery fee schedule to reflect increased capital cost recovery values at the end of the fiscal year 2010-2011, for formal Board consideration and action by Resolution on August 24, 2011, effective September 1, 2011. The motion carried by a 5-0 vote.

**PROPOSED  
CHANGES TO THE  
DISTRICT'S RULES  
AND REGULATIONS  
FOR POSSIBLE  
ACTION ON AUGUST  
24, 2011**

Following a brief introduction by President Van Wingerden, Assistant General Manager Rosales provided a summary of the proposed changes to the District Rules and Regulations. Director Roberts suggested that "cash" payments be defined as "cash or cash equivalents including credit/debit card" payments be required after District receipt of two returned checks for non-sufficient funds from a customer. President Van Wingerden then directed staff to prepare the changes as revised for formal Board action on August 24, 2011.

**CLOSED SESSION:  
CONFERENCE WITH  
LEGAL COUNSEL-  
ANTICIPATED  
LITIGATION  
PURSUANT TO  
GOVERNMENT  
CODE SECTION  
54656.9 (ONE CASE)**

Closed Session- Pursuant to Government Code Section 54656.9, Conference With Legal Counsel - Anticipated Litigation.

President Van Wingerden convened the Board into closed session at 6:22 p.m.

At 7:18 p.m. President Van Wingerden reconvened the Board in open session and reported that the Ortega Reservoir Committee (Roberts and Lieberknecht) had been directed to meet with a Board Committee of Montecito Water District to further consider the need for additional investigation of construction defects at the Ortega Reservoir and other related matters.

**NEXT MEETING**

The next Board meeting will be a regular meeting held on August 24, 2011, at 5:30 p.m. in the Carpinteria City Council Chamber, 5775 Carpinteria Ave, Carpinteria, California.

**ADJOURNMENT**

President Van Wingerden declared the meeting adjourned at 7:18 p.m.



Charles B. Hamilton, General Manager/Secretary