

**THE BOARD OF DIRECTORS OF THE
CARPINTERIA VALLEY WATER DISTRICT**

March 28, 2012

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, March 28, 2012, and led the Board and others present in the Pledge of Allegiance.

Directors Present: Van Wingerden, Lieberknecht, Orozco
Directors Absent: Roberts, (one vacancy)

Others Present: Charles Hamilton
Norma Rosales
Roger Myers
Shirley Johnson
Nilo Fanucchi
Richard Russell
Frederick Lemere
Wayne Ni
Ella Ni
Miguel Checa
Tom Murdy
Howard Chase
David Granaroli
Antoinette Chartier
Linda Hernandez
Leo Fortunato
Nancy Tuomey
Brian King
Alex Keuper
Cathy Adams
Jeff Dinkin (arrived at 6:15 pm)

PUBLIC FORUM

No one from the public addressed the Board.

**APPROVAL OF MINUTES OF
REGULAR BOARD MEETING
HELD ON MARCH 14, 2012**

Following discussion, Director Lieberknecht moved and Director Orozco seconded the motion to approve the Minutes of the March 14, 2012 Board Meeting. The motion carried by a 3-0 vote.

**APPROVAL OF MONTHLY
BILLS**

Following discussion, Director Lieberknecht moved and Director Orozco seconded the motion to approve the monthly bills. The motion carried by a 3-0 vote.

**APPROVAL OF GENERAL
MANAGER REPORTS**

Following discussion, Director Orozco moved and Director Lieberknecht seconded the motion to approve the General Manager Reports. The motion carried by a 3-0 vote.

**CENTRAL COAST WATER
AUTHORITY MEETING,
MARCH 22, 2012**

President Van Wingerden gave a verbal report about the March 22, 2012 CCWA Meeting.

**CACHUMA OPERATION AND
MAINTENANCE BOARD
(COMB) MEETING ON MARCH
26, 2012**

Director Lieberknecht gave a verbal report about the COMB meeting held on March 26, 2012.

**RATE AND BUDGET
COMMITTEE MEETINGS:
MARCH 20, 2012**

Directors Orozco presented a verbal report on the Rate and Budget Committee Meeting held on March 20, 2012.

**GENERAL MANAGER'S
RECOMMENDATION TO
APPROVE A CREDIT OF \$93.08
TO ACCOUNT NUMBER 17-
170084-03**

General Manager Hamilton reported that it was feasible that 220 units of water could have passed through the ¾ inch meter serving the property in question in one month. He recommended that the Board approve a one-time credit pursuant to Rule No 15 d even though no leak was found. President Van Wingerden moved and Director Orozco seconded the motion to approve a credit of \$93.08 to account number 17-170084-03. The motion carried by a 2-1 vote with Director Lieberknecht voting no.

**GENERAL MANAGER'S
RECOMMENDATION TO SEND
DEMAND LETTERS TO
WAYNE NI, PO AND YACHEN
WANG, AND JIM GASKIN
PERTAINING TO
ENCROACHMENTS ON
DISTRICT EASEMENTS**

Following an introduction by Mr. Hamilton about encroachments on District easements identified on three properties on Lomita Lane, Associate Engineer presented slides showing pictures of the properties and identified the approximate locations of the District pipeline and easement. Following discussion including comments made by Mr. Wayne Ni, President Van Wingerden directed Mr. Hamilton to look into County obligations with regard to information provided resident about District easements and send demand letters as prepared to Wayne Ni, Po and Yachen Wang and Jim Gaskin.

**INTERVIEWS AND
CONSIDERATION OF
ELIGIBLE APPLICANTS FOR
DIRECTOR FOR POSSIBLE
ACTION TO FILL THE BOARD
VACANCY**

Following an introduction by President Van Wingerden and presentations by Nilo Fanucchi, Shirley Johnson, Frederick Lemere and Richard Russell, as well comments from Antoinette Chartier, and discussion, Director Lieberknecht moved to appoint Frederick Lemere to fill the Board vacancy and President Van Wingerden seconded the motion. Following discussion, the motion carried by a 2-1 vote with Director Orozco voting no.

**ADMINISTRATION OF OATH
OF OFFICE**

Secretary Hamilton administered the Oath of Office to newly-appointed Director Frederick Lemere, and Mr. Lemere then took a seat with the other Directors.

**DIRECTOR COMMITTEE AND
JOINT POWERS AUTHORITY
ASSIGNMENTS**

This item was postponed until a later Board meeting when all Directors are present.

APPOINTMENT OF JIM DRAIN AS VOLUNTEER TO THE ORTEGA RESERVOIR COMMITTEE TO PARTICIPATE IN MATTERS RELEVANT TO THE DISTRICT'S LAWSUIT AGAINST PRICE POSTEL & PARMA

Following an introduction by Counsel Roger Myers and comments by General Manager Hamilton, Director Lemere moved to appoint Jim Drain to the Ortega Reservoir Committee to participate in matters relevant to the District's lawsuit against Price Postel & Parma. Director Orozco seconded the motion. The motion carried by 4-0 vote.

GENERAL MANAGER'S RECOMMENDATION TO ACCEPT AND APPROVE SANTA BARBARA BANK & TRUST'S PROPOSAL FOR BANKING SERVICES

Following a presentation by Assistant General Manager Rosales, and discussion, including comments made by Linda Hernandez of Santa Barbara Bank & Trust, Director Lemere moved and Director Orozco seconded the motion to accept and approve Santa Barbara Bank & Trust's proposal for banking services and authorize the General Manager and Board President to take the necessary steps to engage Santa Barbara Bank & Trust as the District's bank for local business banking services. The motion carried by a 4-0 vote.

RESOLUTION NO. 933 ESTABLISHING A PAYROLL ACCOUNT FOR THE USE OF THE DISTRICT

Director Lieberknecht moved to adopt Resolution 933, Establishing a Payroll Account for the Use of the District, and Director Orozco seconded the motion. Roll call on Resolution No. 933 resulted in adoption as follows:

Ayes: Van Wingerden, Lieberknecht, Orozco, Lemere
Nayes: None

RESOLUTION NO. 934 ESTABLISHING AN OPERATING ACCOUNT FOR THE USE OF THE DISTRICT

Director Lieberknecht moved to adopt Resolution 934, Establishing an Operating Account for the Use of the District, and Director Orozco seconded the motion. Roll call on Resolution 934 resulted in adoption as follows:

Ayes: Van Wingerden, Lieberknecht, Orozco, Lemere
Nayes: None

RESOLUTION 935 ESTABLISHING A MONEY MARKET AND A CHECKING ACCOUNT FOR THE 2006 REFUNDED CERTIFICATES OF PARTICIPATION (COPS) FOR THE USE OF THE DISTRICT

Director Orozco moved to adopt Resolution 935, Establishing a Money Market Account and a Checking Account for the 2006 Refunded Certificates of Participation (COPS) for the Use of the District, and Director Lieberknecht seconded the motion. Roll call on Resolution 935 resulted in adoption as follows:

Ayes: Van Wingerden, Lieberknecht, Orozco, Lemere
Nayes: None

**RESOLUTION 936
ESTABLISHING MONEY
MARKET AND CHECKING
ACCOUNTS FOR THE
DISTRICT'S RANCHO MONTE
ALEGRE PROJECT PHASE 4A
FOR CAPITAL
DISBURSEMENT FOR THE USE
OF THE DISTRICT**

Director Lieberknecht moved to adopt Resolution No. 936, Establishing Money Market and Checking Accounts for the District's Rancho Monte Alegre Project Phase 4A for Capital Disbursement for the Use of the District, and Director Orozco seconded the motion. Roll call on Resolution No. 936 resulted in adoption as follows:

Ayes: Van Wingerden, Lieberknecht, Orozco, Lemere
Nays: None

**PROPOSED FY 12-13 BUDGET
AND RATES, AND NOTICE OF
PUBLIC HEARING FOR
PROPOSED RATES &
CHARGES**

Assistant General Manager Rosales gave a PowerPoint Presentation on the proposed Fiscal Year 2012-13 Budget and Rates. Following discussion Director Orozco moved and Director Lieberknecht seconded the motion to authorize the General Manager to publish the Notice of Public Hearing for Proposed Rates & Charges for fiscal year 2012-13. The motion carried by 4-0 vote.

**DATE AND ITEMS FOR
AGENDA FOR NEXT
REGULAR BOARD MEETING
ON APRIL 11, 2012**

The next regular Board Meeting is scheduled to be held on April 11, 2012.

**CLOSED SESSION:
CONFERENCE WITH LABOR
NEGOTIATOR PURSUANT TO
GOVERNMENT CODE
SECTION 54957.6**

At 7:12 p.m., President Van Wingerden announced that the Board was adjourned to go into Closed Session as follows: Conference with Labor Negotiator Pursuant to Government Code Section 54957.6. District Negotiator: Jeffery A. Dinkin; Employee Organization: International Union of Operating Engineers, Local 12.

At 7:50 p.m. President Van Wingerden reconvened the Board in Open Session and announced that no action was taken.

**ADJOURNMENT OF REGULAR
MEETING**

President Van Wingerden adjourned the Board meeting at 7:52 p.m.


Charles B. Hamilton, General Manager/Secretary