

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

May 16, 2012 - 5:30 p.m.

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, May 16, 2012, and led the Board and others present in the Pledge of Allegiance.

Directors Present: Van Wingerden, Roberts, Lieberknecht, Orozco
Directors Absent: None (One vacancy)

Others Present: Charles Hamilton
Norma Rosales
Roger Myers
Amrita Salm
Cathy Adams

PUBLIC FORUM

No one from the public addressed the Board.

**APPROVAL OF MINUTES OF MAY 2,
2012**

Following discussion, Director Roberts moved and Director Orozco seconded the motion to approve the Minutes of the May 2, 2012 Regular Board Meeting. The motion carried by a 4-0 vote.

**CENTRAL COAST WATER
AUTHORITY BOARD MEETING OF
APRIL 26, 2012**

President Van Wingerden gave a verbal report about the April 26, 2012 CCWA Meeting.

**RATE AND BUDGET COMMITTEE
MEETING OF MAY 7, 2012**

Directors Roberts and Orozco reported verbally on the Rate and Budget Committee Meeting held on May 7, 2012.

**JOINT POWERS INSURANCE
AUTHORITY (JPIA) CONFERENCE
IN MONTEREY, MAY 7-8, 2012**

Director Lieberknecht gave a verbal report on the JPIA Conference held May 7-8, 2012 in Monterey.

**ASSOCIATION OF CALIFORNIA
WATER AGENCIES (ACWA)
CONFERENCE IN MONTEREY, MAY
8-11, 2012**

Both Directors Lieberknecht and Orozco gave verbal reports on the ACWA Conference held May 8-11, 2012 in Monterey.

**CALLING AN ELECTION FOR
VACANT BOARD SEAT ON
NOVEMBER 6, 2012**

Following an introduction by President Van Wingerden, Director Roberts moved and Director Lieberknecht seconded the motion to call for an election on November 6, 2012 for the vacant Board seat pursuant to Government Code Section 1780(g) (1) (2) and Election Code Section 1000. The motion carried by a 4-0 vote.

APPOINTMENT OF JIM DRAIN AND FRED LEMERE AS VOLUNTEERS IN ALL MATTERS RELEVANT TO LAWSUIT AGAINST PRICE POSTEL & PARMA

Director Roberts moved and Director Orozco seconded the motion to appoint both Jim Drain and Fred Lemere as volunteers to the Ortega Reservoir Committee and to have both individuals participate in all matters relevant to the District's lawsuit against Price Postel & Parma. The motion carried by a 4-0 vote.

DIRECTOR COMMITTEE AND JOINT POWERS AUTHORITY ASSIGNMENTS

Following an introduction and discussion, President Van Wingerden appointed Director Lieberknecht to the ACWA Joint Powers Insurance Authority; Director Orozco as an Alternate to the Strategic Water Management Committee; Director Lieberknecht to the Ad Hoc Communications Committee; and Director Roberts to the Community Outreach Committee.

SANTA BARBARA BANK & TRUST PROPOSAL AND ENGAGEMENT AS DISTRICT'S BANK FOR LOCAL BUSINESS BANKING SERVICES

Following a brief introduction by President Van Wingerden, Director Lieberknecht made a motion, seconded by Director Orozco, to 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 940 FOR A PAYROLL ACCOUNT FOR THE USE OF THE DISTRICT

Director Orozco moved to adopt Resolution 940 Establishing a Payroll Account for the Use of the District, and Director Lieberknecht seconded the motion. Roll call on Resolution No. 940 resulted in adoption as follows:

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

RESOLUTION 941 FOR AN OPERATING ACCOUNT FOR THE USE OF THE DISTRICT

Director Roberts moved to adopt Resolution 941 Establishing an Operating Account for the Use of the District, and Director Lieberknecht seconded the motion. Roll call on Resolution No. 941 resulted in adoption as follows:

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

RESOLUTION 942 ESTABLISHING A MONEY MARKET AND A CHECKING ACCOUNT FOR THE 2006 REFUNDED CERTIFICATES OF PARTICIPATION (COPS) FOR THE USE OF THE DISTRICT

Director Roberts moved to adopt Resolution 942 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 Orozco seconded the motion. Roll call on Resolution No. 942 resulted in adoption as follows:

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

RESOLUTION 943 FOR A MONEY MARKET AND CHECKING ACCOUNT FOR RANCHO MONTE ALEGRE PROJECT PHASE 4A FOR CAPITAL DISBURSEMENT

Director Lieberknecht moved to adopt Resolution 943 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 Roberts seconded the motion. Roll call on Resolution 943 resulted in adoption as follows:

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

RESOLUTION 944 CONSENTING TO JOIN THE HEALTH BENEFITS PROGRAM OF THE ACWA JOINT POWERS INSURANCE AUTHORITY, RATIFYING THE ACTION OF THE ACWA HEALTH BENEFITS AUTHORITY BOARD OF DIRECTORS TO TERMINATE HEALTH BENEFITS AUTHORITY AGREEMENT AND AUTHORIZING THE DISTRICT TO EXECUTE ALL NECESSARY DOCUMENTS

Director Roberts moved to adopt Resolution 944, and Director Lieberknecht seconded the motion, Consenting to Join The Health Benefits Program of The ACWA Joint Powers Insurance Authority, Ratifying the Action of the ACWA Health Benefits Authority Board of Directors to Terminate Health Benefits Authority Agreement and Authorizing the District to Execute All Necessary Documents. Roll call on Resolution 944 resulted in adoption as follows:

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

AMENDMENT NO. 1 TO THE CONSTRUCTION PERMIT ISSUED BY THE DISTRICT FOR PHASE 5 RMA ACCESS ROAD AND PIPELINE PROJECT

After discussion, Director Roberts made the motion, seconded by Director Orozco, to approve Amendment No. 1 to the Construction Permit Issued by the District for Phase 5 RMA Access Road and Pipeline Project. The motion carried 3-0, with Director Roberts abstaining.

PRESENTATION BY NORMA ROSALES ABOUT THE PROPOSED FY 12-13 BUDGET

Assistant General Manager Rosales gave a detailed PowerPoint Presentation about the proposed Budget, FY 2012-2013, including a number of graphs providing historical context. Member of the public Amrita Salm addressed the Board in support of Operating Budget reductions. Following discussion, no action was taken. President Van Wingerden commended Norma Rosales on her clear and thorough presentation. Director Roberts requested that the presentation be placed on the District's website.

CREDIT TO ACCOUNT 11-115598-04 IN THE AMOUNT OF \$159.65 RELATED TO EXCESSIVE LEAK BEYOND CUSTOMER'S CONTROL AN RULE NO. 15 (D)

Following an introduction by Assistant General Manager Rosales, and discussion, Director Roberts made a motion, seconded by Director Orozco, to approve a credit in the amount of \$159.65 to account # 11-11598-04 pursuant to District Rule No. 15 (d). The motion carried by a 4-0 vote.

CREDIT TO OVERBILLED ACCOUNTS UP TO A TOTAL OF \$16,403.65

Following an introduction by Assistant General Manager Rosales, and discussion, Director Roberts made a motion, seconded by Director Orozco, to approve crediting the following accounts, for a total amount of \$16,403.65:

CIP Errors

Account	TOTAL REFUND / CREDIT
01-010117-07	24.30
01-010134-08	145.80
02-020306-02	510.84
03-030523-02	64.80
03-030599-03	685.74
03-030611-01	685.74
03-030656-12	94.50
03-030698-02	685.74
03-030699-02	685.74
04-040859-01	685.74
04-040899-01	685.74
04-040958-01	571.45
04-040974-07	24.30
04-040980-06	92.16
04-041008-04	48.60
04-041053-01	48.60
05-051103-09	72.90
06-061546-05	463.14
08-082025-03	320.04
08-082089-08	320.04
08-082092-02	145.80
08-082148-09	510.84
08-082172-02	145.80
08-082173-04	145.80
08-082174-05	145.80
08-082175-05	81.00
08-082176-05	145.80
08-082250-01	270.30
09-092379-02	685.74
09-092442-01	685.74
09-092446-02	685.74
09-092561-04	189.36
09-092580-07	145.80
09-092582-05	113.40
09-092583-06	145.80
11-115461-01	685.74
11-115607-02	685.74
11-115705-12	145.80
14-146048-02	685.74

14-146144-02	685.74
14-146146-06	320.04
15-157732-09	145.80
15-157733-03	685.74
15-157736-01	145.80
15-157904-04	447.24
15-157975-10	145.80
16-169008-01	320.04
16-169503-04	145.80
	16,403.65

The motion carried by a 4-0 vote.

CACHUMA WATER SALE - STATUS REPORT

General Manager Hamilton stated that all three other South Coast Cachuma member agencies have requested to buy the District's surplus Cachuma water for a price of \$150/AF and that information about actual sales would be presented at the next Board Meeting on May 30, 2012.

ADJOURNMENT FOR CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR CHARLES HAMILTON PURSUANT TO GOVERNMENT CODE SECTION 54957.5

President Van Wingerden adjourned the Open Session Board Meeting at 6:52 p.m. to go into Closed Session pursuant to Government Code Section 54957.6; District Negotiator: Charles Hamilton

RECONVENING REGULAR MEETING IN OPEN SESSION

At 7:03 p.m. President Van Wingerden reconvened the Regular Board Meeting in Open Session.

MEMORANDUM OF UNDERSTANDING BETWEEN THE DISTRICT AND INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL UNION NO. 12

Following an introduction by President Van Wingerden, noting the significant changes in the MOU providing for all employees to pay the full 7% employee contribution to their California Public Employees' Retirement System (PERS) plans within four years, and to begin making contributions to the District employee health benefit plans and discussion, Director Roberts made a motion, seconded by Director Orozco, to approve the Memorandum of Understanding between the District and the International Union of Operating Engineers, Local Union No. 12. The motion carried by a 4-0 vote.

RESOLUTION NO. 939 FOR EMPLOYER PAID MEMBER PERS CONTRIBUTIONS

Following discussion, Director Roberts moved to adopt Resolution 939 for Employer Paid Member Contributions for PERS, and Director Lieberknecht seconded the motion. Roll call on Resolution 939 resulted in adoption as follows:

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

**NEW POSITION AND JOB
DESCRIPTION: ADMINISTRATIVE
ASSISTANT, CONFIDENTIAL**

Following a brief introduction by General Manager Hamilton, Director Lieberknecht made a motion, seconded by Director Orozco, to approve the new position and job description: Administrative Assistant – Confidential.

ADJOURNMENT

President Van Wingerden adjourned the Board meeting at 7:13 p.m.

A handwritten signature in cursive script that reads "Charles B. Hamilton".

Charles B. Hamilton, General Manager/Secretary