

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

**June 8, 2016**

President Orozco called the regular meeting of the Carpinteria Valley Water District Board of Directors held in the Carpinteria City Hall Chamber to order at 5:30 p.m., Wednesday, June 8, 2016 and led the Board in the Pledge of Allegiance.

Directors Present: Orozco, Holcombe, Van Wingerden, Forde and Roberts

Directors Absent: None

Others Present: Charles B. Hamilton

Bob McDonald

Norma Rosales

Roger Myers

Ursula Santana

Shirley Johnson

Mark Lloyd

Cornelia Hutchings

James Bailard

Fran Farina

Paul Foley

Amy Stein

Cathy Henry

Steve Figler

Jim Moshirnia, MD

Scott Van Der Kar

Cynthia McAlexander

**PUBLIC FORUM**

No one from the public addressed the Board.

**MINUTES**

Following discussion, Director Van Wingerden moved and Director Holcombe seconded the motion to amend their motion to include an amendment to the minutes of the regular Board meeting held on May 25, 2016. The motion carried by a 5-0.

**FY 2016-2017 BUDGET AND  
CORRESPONDING  
FY 2016-2017 WATER  
RATES**

Assistant General Manager Rosales gave detailed PowerPoint presentations on the proposed FY 2016 -17 Budget and corresponding Water Rate increases. Following discussion and comments from members of the public no action was taken.

**PUBLIC HEARING ON  
PROPOSED RATES AND  
CHARGES FOR FY 16-17:**

**SECRETARY'S REPORT**

Board Secretary Santana presented the Secretary's Report which was also included in the Board packet.

**OPENING OF PUBLIC  
HEARING**

President Orozco opened the public hearing at 6:04 p.m.

**RECEIPT OF PUBLIC  
COMMENT AND/OR  
PROTESTS**

No one from the public addressed the Board.

**CLOSING OF PUBLIC  
HEARING**

President Orozco officially closed the public hearing at 6:08 p.m.

**DIRECTOR COMMENTS**

Directors offered comments pertaining to the proposed rate increases. Director Roberts requested through the Chair that General Manager Hamilton draft a response letter to customers who submitted protest letters.

**TALLYING OF PROTESTS**

Board Secretary Santana reported that a total of 15 protest letters were received as of June 8, 2016. She reported that a minimum of 3,248 letters would be necessary for a protest to prevent the proposed rate increases.

**RESOLUTION NO. 1008  
APPROVING THE  
2016-2017 BUDGET**

Following discussion, Director Holcombe moved and Director Forde seconded the motion to adopt Resolution No. 1008 approving the 2016- 2017 Budget. Resolution No. 1008 was adopted by roll call as follows:

Ayes: Roberts, Holcombe, Forde, Van Wingerden, Orozco  
Nays: None  
Absent: None

**RESOLUTION NO. 1009  
ADOPTING FY 16-17  
RATES AND CHARGES  
FOR WATER SERVICE**

Following discussion, Director Holcombe moved and Director Orozco seconded the motion to adopt Resolution No. 1009 approving the FY16-17 Rates and Charges for Water Service. Resolution No. 1009 was adopted by roll call as follows:

Ayes: Roberts, Holcombe, Forde, Van Wingerden, Orozco  
Nays: None  
Absent: None

**RESOLUTION NO. 1010  
ADOPTING AND  
ESTABLISHING A**

Following discussion, Director Van Wingerden moved and Director Holcombe seconded the motion to adopt Resolution No. 1010 adopting and establishing a methodology for

**METHODOLOGY FOR  
CALCULATION OF THE  
CAPITAL COST  
RECOVERY FEE**

calculation of the Capital Cost Recovery Fee. Resolution No. 1010 was adopted by roll call as follows:

Ayes: Roberts, Holcombe, Forde, Van Wingerden, Orozco  
Nays: None  
Absent: None

**PROCESSING  
AGREEMENTS TO  
PROVIDE FOR  
REIMBURSEMENT OF  
DISTRICT EXPENSES  
ASSOCIATED WITH THE  
PREPARATION OF  
DOCUMENTS NECESSARY  
TO CONSIDER THE  
POSSIBLE SALES,  
TRANSFER OR LEASE OF  
DISTRICT STATE WATER  
ALLOTMENT**

General Manager Hamilton presented information regarding two proposals from land developers in Goleta. The developers would like to buy options to purchase a portion of CVWD's State Water Project allocation (SWP allocation transfer). The first land developer represented by Mark Lloyd of L&P Consultants had requested 30 acre feet per year (AFY) in a formal letter but revised the request to 50 AFY verbally for a development with 60 single family residential (SFR) units. The second developer represented by Amy Steinfeld, of Brownstein, has requested 18 AFY of allocation for a separate development also with 60 SFR units. The first step in this process is for the proposing party to enter into a processing agreement with the District. The processing agreement starts a formal relationship between the interested party and the District and enables the District to recover any costs related to the work and resources needed to complete the option and purchase transaction. These costs may include staff time, consultant time and legal fees as well as any direct costs such as copies, reprographics and mileage. The processing agreement does not obligate or bind the District to any proposal if after it's complete review the District found that it was not interested in pursuing it further.

Following discussion, Director Holcombe moved and Director Van Wingerden seconded the motion to authorize the Board President to enter into a Processing Agreement to provide for reimbursement of District expenses associated with the preparation of documents necessary to consider the possible sale, transfer or lease of District State Water allotment with L&P Consultants. The motion passed 4-0-1, with Director Forde abstaining.

Following discussion, Director Holcombe moved and Director Van Wingerden seconded the motion to authorize the Board President to enter into a Processing Agreement to provide for reimbursement of District expenses associated with the preparation of documents necessary to consider the possible sale, transfer or lease of District State Water allotment with Kenwood Village, LLC. The motion passed 4-0-1, with Director Forde abstaining.



**NOTICE OF ELECTIVE OFFICES TO BE FILLED**

Board Secretary Santana provided a summary of the content of several documents in the Board packet to be filed by the District with the County of Santa Barbara for the November 8, 2016 consolidated General Election. Directors Van Wingerden and Holcombe must stand for re-election if they wish to serve another four-year term. Director Van Wingerden moved and Director Holcombe seconded the motion approving the content of the election documents as prepared by Secretary Santana, to be filed before the deadline of July 1, 2016. The motion carried by a 5-0 vote.

**NOTICE OF DEPOSITION OF GENERAL MANAGER HAMILTON ON JUNE 16, 2016**

General Manager Hamilton notified the Board that he received a subpoena from the attorneys representing Slippery Rock Ranch, LLC to appear in court on June 16, 2016. The lawsuit has been filed by Goleta Water District against Slippery Rock Ranch, LLC.

**CENTRAL COAST WATER AUTHORITY**

Director Van Wingerden gave a verbal report on the Central Coast Water Authority meeting held on May 26, 2016.

**STRATEGIC WATER MANAGEMENT COMMITTEE**

Directors Forde and Roberts gave verbal reports on the Strategic Water Management Committee meeting held on May 27, 2016.

**CACHUMA OPERATIONS AND MAINTENANCE BOARD**

Director Holcombe gave a brief summary report on the Cachuma Operation & Maintenance Board meeting held on June 2, 2016.

**RATE & BUDGET COMMITTEE**

Directors Holcombe and Roberts gave verbal reports on the Rate & Budget Committee meeting held on June 6, 2016.

**NEXT BOARD MEETING**

The next regular Board meeting is scheduled to be held on June 22, 2016 at Carpinteria City Hall at 5:30 p.m.

**ADJOURNED TO CLOSED SESSION**

President Orozco adjourned the meeting at 6:42 p.m. to convene the Board into closed session for the following item:

**CONFERENCE WITH LEGAL COUNSEL: EXISTING AND POTENTIAL LITIGATION [GOVERNMENT CODE SECTION 54956.9(D)(4)] NAME OF MATTER: PROTEST OF COMB MEMBER AGENCY RE: PAYMENT OF QUARTERLY ASSESSMENTS**

**BOARD RECONVENED IN OPEN SESSION**

At 7:12 p.m. President Orozco reconvened the Board meeting in open session and reported that no reportable actions were taken.

**ADJOURNMENT**

President Orozco adjourned the meeting at 7:13 p.m.

*Ursula Santana*  
Ursula Santana, Secretary