



LAS VIRGENES MUNICIPAL WATER DISTRICT
4232 Las Virgenes Road, Calabasas CA 91302

MINUTES
REGULAR MEETING

5:00 PM

July 10, 2018

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Jess Thomas.

1. CALL TO ORDER AND ROLL CALL

The meeting was called to order at **5:00 p.m.** by Board President Peterson in the Board Room at Las Virgenes Municipal Water District headquarters at 4232 Las Virgenes Road, Calabasas, CA 91302. Josie Guzman, Clerk of the Board, conducted the roll call.

Present: Directors Charles Caspary, Jay Lewitt, Len Polan, Glen Peterson, and Lee Renger.

Absent: None

Staff Present: David Pedersen, General Manager
David Lippman, Director of Facilities and Operations
Joe McDermott, Director of Resource Conservation and Public Outreach
Don Patterson, Director of Finance and Administration
Josie Guzman, Clerk of the Board
Wayne Lemieux, District Counsel

2. APPROVAL OF AGENDA

Director Renger moved to approve the agenda. Motion seconded by Director Lewitt. Motion carried unanimously.

3. **PUBLIC COMMENTS**

None.

4. **CONSENT CALENDAR**

A List of Demands: July 10, 2018: Ratify

B Minutes: Regular Meeting of June 26, 2018: Approve

C Directors' Per Diem: June 2018: Ratify

D Monthly Cash and Investment Report for May 2018

Receive and file the Monthly Cash and Investment Report for May 2018.

E Annual Report: Records Review and Destruction

Authorize the destruction of records in accordance with the District's records retention schedule and the Las Virgenes Municipal Water District Code.

F Annual Print Services: Award

Accept the bid from International Printing and Typesetting, Inc., and authorize the General Manager to issue a purchase order for an annual amount not to exceed \$50,000 with four one-year renewal options.

Director Caspary moved to approve the Consent Calendar. Motion seconded by Director Polan. Motion carried unanimously.

5. **ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS**

A 60th Anniversary Recognition of Partner in Service: Las Virgenes Homeowners Federation

Board President Peterson recognized the Las Virgenes Homeowners Federation (LVHOF) as the District's Partner in Service. Kim Lamorie, President of LVHOF, expressed her appreciation and stated that it was an honor to accept the recognition on behalf of the LVHOF. She also stated that the District and LVHOF have shared a commitment to environmental stewardship and protecting the natural resources of the Santa Monica Mountains. Jess Thomas, former President of LVHOF, noted that the District and LVHOF have shared many common objectives.

B Legislative and Regulatory Updates

Joe McDermott, Director of Resource Conservation and Public Outreach, reported that it appeared SB 623 (Monning), the water tax/public goods charge bill, would not pass. He

also reported that SB 998 (Dodd) that proposes to prohibit water shutoffs due to non-payment was being considered by the Assembly Appropriations Committee; however, the Committee had returned the bill to the Legislative Committee due to concerns with Proposition 218 compliance. He also reported that AB 2050, the Small System Water Authority Act, was garnering much support. He noted that the water bond measure, now known as the Water Infrastructure and Watershed Conservation Bond Initiative (2018), was designated as Proposition 3 for the November 6, 2018 ballot. He stated that \$400 million would be set aside for recycled water projects if Proposition 3 passes. He responded to a question regarding SB 998 and concerns with Proposition 218 compliance by stating that there was concern with the proposal to waive and cap reconnection fees for low-income customers and shifting these costs from one customer to another.

C. Water Supply Conditions Update

Joe McDermott, Director of Resource Conservation and Public Outreach, reported there were no changes to the water supply conditions. Board President Peterson noted that 37 percent average runoff is expected in the Colorado River Basin due to extreme heat.

6. TREASURER

Director Renger stated that the Treasurer's report was in order.

7. BOARD OF DIRECTORS

CASA Annual Business Meeting: Board of Directors Election and Dues Resolution

Designate and authorize a Board Member to cast the District's vote in favor of the four-member slate of directors and approval of the dues resolution for Fiscal Year 2019 for the California Association of Sanitation Agencies.

General Manager David Pedersen presented the report.

Director Caspary moved to designate and authorize Glen Peterson to cast the District's vote in favor of the four-member slate of directors and approval of the dues resolution for Fiscal Year 2019 for the California Association of Sanitation Agencies. Motion seconded by Director Renger.

Motion carried unanimously.

8. FACILITIES AND OPERATIONS

A Deerlake Ranch Tract No. 53138: District Financial Participation in Storage and Pumping Facilities

Approve a maximum total level of financial participation in the amount of \$2,352,225, consisting of a not-to-exceed amount of \$1,425,244 for a potable water storage tank and a not-to-exceed amount of \$926,981 for pumping improvements;

and authorize the General Manager to prepare and execute a participation agreement to define the limits and conditions of the financial participation, in a form approved by District Legal Counsel, for Deerlake Ranch Tract No. 53138.

David Lippman, Director of Facilities and Operations, provided a PowerPoint presentation.

Director Caspary moved to approve Item 8A. Motion seconded by Director Renger.

David Lippman, Director of Facilities and Operations, responded to a question regarding the location of the new tank by stating that it would be located in the same hydraulic zone as the existing nearby tanks, and he noted that pumping would be increased at the Twin Lakes Pump Station. He also responded to a question regarding whether the developer would install the pumps by stating that the developer would be obligated to install the pumps for the District to serve Phase 3. He noted that the conditions of service require that the developer meet all obligations prior to being served by the District. He also responded to a question regarding the nine percent conservation fee charged to the developer by stating that the District applies the same capacity fee to every connection. He also responded to a question regarding whether there was a precedent for the District providing financial participation by stating that the District participated in oversizing some of the facilities for the tract by Cordillera Tank. He also responded to a question regarding the developer's other obligations by stating that the developer would be responsible for acquiring and preparing the site, constructing an access road, and installing an inlet/outlet pipeline from the distribution system to the tank.

Motion carried unanimously.

9. FINANCE AND ADMINISTRATION

A Contractor Debarment Policy

Pass, approve and adopt Resolution No. 2538, modifying Las Virgenes Municipal Water District Code to establish a process for the Board to debar a contractor, prohibiting it from entering into any agreement with the District.

RESOLUTION NO. 2538

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT ADOPTING LAS VIRGENES MUNICIPAL WATER DISTRICT CODE TITLE 2, CHAPTER 6, ARTICLE 4 – PURCHASING – AND REPEALING CONFLICTING SECTIONS OF RESOLUTION NO. 2468

(Reference is hereby made to Resolution No. 2538 on file in the District's Resolution Book and by this reference the same is incorporated herein.

General Manager David Pedersen presented the report.

Director Renger moved to approve Item 9A. Motion seconded by Director Polan.

A discussion ensued regarding concerns with adopting a contractor debarment policy, exploring whether other public agencies have adopted such a policy, and tabling this item to the next Board meeting following District Counsel's review of Metropolitan Water District's contractor debarment policy.

The Board unanimously concurred to table Item 9A and have it brought back at the July 24, 2018 Board meeting.

10. NON-ACTION ITEMS

A Organization Reports

(1) MWD Representative Report/Agenda(s)

Board President Peterson reported the MWD Board met earlier in the day and took a new vote to fund the California WaterFix Project. He noted that this item was brought back for a revote due to claims of an alleged Brown Act violation. He also noted that a majority of the Board voted in favor once again, and the project would move forward. He also reported that the MWD Board authorized amendments to Palo Verde Valley farming leases and authorized funding an investigation into the alleged Brown Act violation. He also reported that Director Phillip Hawkins from Central Basin Municipal Water District was inducted to the MWD Board, replacing Director William Gedney. He noted that the Chair from the Colorado River Board had resigned and appointment of a new Chair would take place in August. He stated that the next MWD Board and Committee meetings would be held the third week of August.

(2) Other

B Director's Reports on Outside Meetings

None.

C General Manager Reports

(1) General Business

General Manager David Pedersen reminded the Board of the Las Virgenes - Triunfo Joint Powers Authority Special Meeting on July 11, 2018, at 5:00 p.m.

(2) Follow-Up Items

General Manager David Pedersen noted that an item would be brought back to discuss a tribute to honor former Director Hal Helsley.

D Directors' Comments

None.

11. FUTURE AGENDA ITEMS

None.

12. PUBLIC COMMENTS

None.

13. CLOSED SESSION

None.

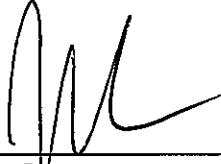
14. OPEN SESSION AND ADJOURNMENT

Seeing no further business to come before the Board, the meeting was duly adjourned at **5:57 p.m.**



GLEN PETERSON, President
Board of Directors
Las Virgenes Municipal Water District

ATTEST:



JAY LEWITT, Secretary
Board of Directors
Las Virgenes Municipal Water District

(SEAL)