



LAS VIRGENES MUNICIPAL WATER DISTRICT
4232 Las Virgenes Road, Calabasas, California

MINUTES
REGULAR MEETING

5:00 PM

December 14, 2010

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was given by President Caspary.

1. CALL TO ORDER AND ROLL CALL

A Call to order and roll call.

The meeting was called to order at 5:04 p.m. by President Caspary in the District offices. At the request of President Caspary, Assistant Deputy Secretary Conklin called the roll. Those answering present were Directors Caspary, Peterson and Renger.

Directors absent: Bowman and Smith.

2. APPROVAL OF AGENDA

A Approval of agenda.

General Manager Mundy stated 4.A Presentation to Jeff Smith would be rescheduled to a later date.

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 3-0 -2 to Approve the Regular Board meeting of December 14, 2010, as amended by recommendation of General Manager Mundy.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

3. PUBLIC COMMENTS

No speaker cards were received from the public.

4. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Presentation to Jeff Smith

Director Smith was absent, so presentation of the proposed Proclamation recognizing his service to the District will be rescheduled.

B Legislative and Regulatory Updates
Legislative Update - MWD Legislative Representative Kathy Cole

Kathy Cole, MWD Executive Legislative Representative - External Affairs provided an update of legislative activities for calendar year 2010 including the State budget deficit; legislative bills resulting from the City of Bell; Delta Management Plan; and MWD priorities - Little Hoover report on water governance; Bay Delta Conservation Plan; State/Federal Pension Reform; and continued budget deficits. Ms. Cole also provided an update on Governor Elect Brown's cabinet members and once in office he plans to ask voters to decide on either (1) new taxes/revenue streams, or (2) cuts to State provided services; and discussed the December 14, 2010 ruling by Judge Wanger that the biological opinion for Delta smelt used by the U.S. Department of the Interior and the U.S. Fish and Wildlife Service to justify water regulations restricting pumping was invalid and needs to be reconsidered.

5. CONSENT CALENDAR

On a motion by Director Glen Peterson, seconded by Director Lee Renger, the Board of Directors voted 3-0 -2 to Approve Consent Calendar 5A-5D as presented in the recommendations.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

A **Minutes: Regular Meetings of October 26, 2010, November 9, 2010, and November 23, 2010. Approve****B** **List of Demands: December 14, 2010. Approve****C** **Directors' Per Diem: November 2010. Ratify****D** **Claim from Rena Leeds: Deny the claim submitted by Rena Leeds. Deny****6. TREASURER**

No report was given.

7. FACILITIES AND OPERATIONS**A** Acceptance of the 2010 Las Virgenes Reservoir Watershed Sanitary Survey, LVMWD Report #2465

Accept and file LVMWD Report No. 2465, the Las Virgenes Reservoir Watershed Sanitary Survey and Raw Water Quality Evaluation.

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 3-0 -2 to Approve the recommendations as presented.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

B Request to Award Annual Purchase Orders

Authorize the General Manager to issue annual purchase orders for the period of January 1, 2011 through December 31, 2011 to the vendors and in the amounts listed in Attachment A.

On a motion by Director Glen Peterson, seconded by Director Lee Renger, the Board of Directors voted 3-0 -2 to Approve the recommendation as presented.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

C Westlake Filtration Plant Purchase of Filter Septums

Authorize the General Manager to issue a purchase order to Westfall Manufacturing for filter septum purchase in an amount not to exceed \$44,509 for FY2010-11.

On a motion by Director Lee Renger, seconded by Director Charles Caspary, the Board of Directors voted 3-0 -2 to Approve the recommendation as presented.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

8. FINANCE AND ADMINISTRATION

A Call for Bids for Board Room Audio/Visual Improvements

The Board of Directors approve a call for bids according to the bid schedule and the Notice Inviting Bids for the Board Room Audio/Visual Improvements.

Information Systems Manager Matthews discussed proposed modifications to the existing audio/visual equipment and their related capabilities.

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 3-0 -2 to Approve the recommendation as presented.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

B Proposed Change of Dental Insurance Provider

Approve termination of the contract with Delta Dental of California; and authorize the General Manager to execute a contract with MetLife Insurance Company to provide Dental Insurance coverage at an annual cost of \$162,238.

Human Resources Manager Paniagua provided a summary of benefits and costs; and Poms & Associates Representative, Sherry Skarda responded to Board inquiries in regards to costs and comparisons of benefits for all plans being considered.

One speaker card was received from the public (1) Barry Steinhardt who discussed his experience with MetLife; and his work with benefit programs including experiences with the proposed dental insurance carriers, specifically Guardian. Mr. Steinhardt recommended the Board of Directors look further at Guardian; employees pay more or use one of the preferred providers; discussed carriers ranking in the industry and that of five carriers, MetLife ranks fifth.

Director Peterson requested staff look at Guardian and renew Delta Dental for one month, January 2011.

President Caspary directed staff to work with Poms & Associates to request a quote from Guardian for UCR (Usual, Customary and Reasonable) versus Schedule pricing; that staff bring an item back on 01/11/2011 for consideration of a dental insurance provider; and to continue with Delta Dental for the month of January 2011.

9. **NON-ACTION ITEMS**

A Organization Reports(1) MWDa. Representative Report/Agenda(s); (2)Other

(1) MWD Representative Peterson discussed general business of Metropolitan including the allocation program; fines will continue (Las Virgenes may want to look at the refund policy again); MWD lost \$120 million in revenue during calendar year 2010; his appointment as Chair of MWD's Bay Delta Committee; approval of 2011 State Water Project purchase water payment; and Randy Record appointed as First Vice Chair to Chairman Elect Foley.

(2) None.

B Director's Reports on Outside Meetings

Director Peterson reported on his attendance at the December 9, 2010, MWD Student Art Event and that three Las Virgenes Unified School District student entries were selected for inclusion in the twelve month 2011 calendar.

C General Manager Reports

General Manager Mundy provided an update regarding general business of the district including cancellation of the December 28, 2010 board meeting due to a lack of quorum; reported on a staff meeting with Senator Fran Pavley during which recycled water storage was discussed; City of Calabasas adopted their urgency ordinance and did not include the recommended changes Las Virgenes MWD had submitted; City of Agoura Hills adopted a similar ordinance, and did include the recommended changes Las Virgenes MWD submitted; City of Calabasas Mayor Barry Groveman and City of Calabasas Council Member Dennis Washburn will not seek re-election in 2011; and in 2010 the District will have had a total of seven retirees - at December 31, 2010 there will be 12 of 127 budgeted positions vacant.

D Director's Comments

Director Peterson requested that a time schedule for the dam project be developed. Director Caspary thanked the employees of Las Virgenes for the level of service they provide to customers and for their dedication; customers cannot change providers and we need to remember that; and we need to continue with the drought and allocation message in 2011.

10. **FUTURE AGENDA ITEMS**

None.

11. **CLOSED SESSION**

Legal Counsel Lemieux stated there would be no report provided for Closed Session - 11. A Anticipated Litigation.

The meeting adjourned to break at 6:30 p.m.

The meeting reconvened to Closed Session at 6:35 p.m.

A **Conference with District Counsel - Anticipated Litigation (Government Code Section 54956.9(b): one case):**

1. Disclosure of identity of the parties would prejudice the interests of the District.

B **Conference with District Counsel - Existing Litigation (Government Code Section 54956.9(a)):**

1. Cooper, et al. v. Calabasas Park Estates, et al.
2. San Diego County Water Authority v. Metropolitan Water District, et al.
3. Arnaldes v. EH Excavation, Inc. and Las Virgenes Municipal Water District
4. Butler Enterprises, L.P. v. Las Virgenes Municipal Water District
5. Tort Claim - Susan and Les Gould
6. C.T. & F., Inc. v. Las Virgenes Municipal Water District

12. OPEN SESSION AND ADJOURNMENT

The meeting reconvened into Open Session at 6:45 p.m.

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 3-0 -2 to Authorize a settlement of claim to C.T.F., Inc.

AYES: Director(s) Caspary , Peterson , Renger

ABSENT: Director(s) Bowman , Smith

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 3-0 -2 to Authorize rejection of the claim submitted by Susan and Les Gould for lateness.

AYES: Director(s) Caspary , Peterson , Renger

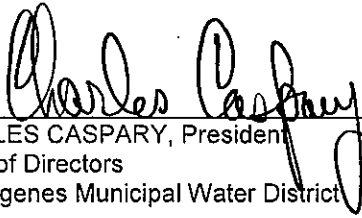
ABSENT: Director(s) Bowman , Smith

The Chair declared the meeting adjourned at 6:50 p.m. in the memory of Alan MacGregor.

Attachment A – List of Vendors

Vendor	2010 Amount	Expenditures	2011 Request
Agoura Lock Technologies	750	175	500
Airgas-West	5,000	5,600	5,600
All Safe Electric	17,500	18,476	18,500
Aquatic Bioassay	22,000	16,590	17,500
Arbor Oilfield Specialties	24,000	23,228	24,000
California Centrifugal Pump	17,000	17,743	18,000
California Electric Supply	45,000	22,826	23,000
Capco Analytical Services	5,000	4,360	4,500
Cemex Inc.	7,500	7,677	7,750
Collins Equipment Repair	12,000	11,060	12,000
Cordell Electric	2,500	2,310	2,500
Custom Industrial Sheet Metal	3,000	2,457	2,600
Delta Pacific Industries	2,000	1,941	2,000
Dial Communications	24,000	22,600	24,000
Dial Security	6,932	6,636	7,000
Dixie Diesel & Electric	20,000	0	0
Emission Compliant Controls	25,000	1,095	25,000
Fleming Environmental Inc.	4,300	4,000	5,000
Fruit Growers Laboratory	100,000	92,137	95,000
George Kreider IV	7,550	6,987	6,500
G.I. Industries	44,400	33,578	44,400
Golden State Elevator	3,000	3,118	2,500
GP Resource Inc.	5,000	2,352	3,000
GTA Auto Body	6,500	6,388	6,500
Interstate Battery systems	3,431	2,574	3,000
Joey M's Upholsterers	5,000	4,789	5,000
Kaman Industrial Technologies	2,000	1,332	2,000
Motion Industries	16,435	17,265	17,000
MWH Laboratories	20,000	12,918	13,500
NAPA Auto Parts	2,500	1,759	2,000
National Plant Services	17,500	15,745	14,000
Pinky's Tire Service	6,500	4,498	5,000
Power Machinery Center	6,500	2,192	3,000
R&B Automation, Inc	17,500	17,289	17,500
Stansbery's Welding	2,000	500	2,000
T & T Truck & Crane	10,000	6,460	6,500
The Gatekeeper	2,500	1,353	1,500
Tire Man Agoura	17,500	17,226	17,500
Underground Service Alert	3,000	2,867	3,000
Unity Constructors	2,500	0	2,500
Valley Power Systems	2,500	866	1,000
Vaughans Industrial Repair	10,000	9,926	10,000
Vince Barnes Automotive	50,000	44,638	50,000
Vortex Industries	20,000	13,122	15,000
Vulcan Materials	8,000	3,924	4,000
W.A.S.T.E.C., Inc.	4,000	3,200	4,000
Waite Bros. Plumbing	4,500	490	1,000
West Coast Air Conditioning	40,000	31,262	32,500
Worldwide Water Utility Service	3,000	3,000	3,000
	\$686,798	\$532,529	\$592,850

ADD:			
Blue Diamond	0	0	6,000
C S Amsco	0	0	10,000
Empire Pipe Cleaning	0	13,909	10,000
IFM Effector	0	9,082	3,000
Oaks Drain Service	0	1,464	1,000
Odyssey Power	0	23,315	20,000
Support Product Services	0	3,005	2,000
Wesco	0	9,096	15,000
	\$ 0	\$59,871	\$67,000



CHARLES CASPARY, President
Board of Directors
Las Virgenes Municipal Water District

ATTEST:



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

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

(SEAL)