



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

AGENDA
REGULAR MEETING

Members of the public wishing to address the Board of Directors are advised that a statement of Public Comment Protocols is available from the Clerk of the Board. Prior to speaking, each speaker is asked to review these protocols and **MUST** complete a speakers' card and hand it to the Clerk of the Board. Speakers will be recognized in the order cards are received.

The Public Comments agenda item is presented to allow the public to address the Board on matters not on the agenda. The public may present comments on any agenda item at the time the item is called upon for discussion.

Materials prepared by the District in connection with subject matter on the agenda are available for public inspection at 4232 Las Virgenes Road, Calabasas, CA 91302. Materials prepared by the District and distributed to the Board during this meeting are available for public inspection at the meeting or as soon thereafter as possible. Materials presented to the Board by the public will be maintained as part of the records of these proceedings and are available upon written request to the Clerk of the Board.

5:00 PM

May 13, 2014

PLEDGE OF ALLEGIANCE

1. CALL TO ORDER AND ROLL CALL

A The meeting was called to order at _____ p.m. by _____ in the District offices, and the Secretary called the roll.

<u>Board of Directors</u>	<u>Present</u>	<u>Left</u>	<u>Absent</u>
Charles Caspary, President	_____	_____	_____
Glen Peterson, Vice President/MWD Rep.	_____	_____	_____
Barry Steinhardt, Secretary	_____	_____	_____
Leonard Polan, Treasurer	_____	_____	_____
Lee Renger, Director	_____	_____	_____

2. APPROVAL OF AGENDA

- A Moved by Director_____, seconded by Director_____, that the agenda for the Regular Meeting of May 13, 2014, be approved as presented/amended.

3. PUBLIC COMMENTS

Members of the public may now address the Board of Directors **ON MATTERS NOT APPEARING ON THE AGENDA**, but within the jurisdiction of the Board. No action shall be taken on any matter not appearing on the agenda unless authorized by Subdivision (b) of Government Code Section 54954.2

4. CONSENT CALENDAR

- A List of Demands: May 13, 2014. Approve
- B Investment Review: First Quarter of Calendar Year 2014 Receive and File
- C Directors' Per Diem: April 2014. Ratify
- D Minutes: Regular Meeting of April 22, 2014. Approve

5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

- A Poster Contest Awards Ceremony
- B Legislative and Regulatory Updates

6. TREASURER

7. BOARD OF DIRECTORS

A Clarification of District Policy for Video Recording Board Meetings

Approve a policy for the District to video record all Board meetings, including special Board meetings and workshops.

B Clarification of Board's Policy/Procedure for Per Diem Compensation

Consider a clarification to the Board's policy for per diem compensation to address the eligibility of travel days and provide staff with feedback on a new, proposed Per Diem Report form.

C Local Agency Formation Commission: Election of Special District Representative

Select one candidate to serve as the Local Agency Formation Commission Special District representative and authorize the General Manager to execute and return the official voting ballot on behalf of the District no later than 5:00 p.m. on Monday, June 2, 2014.

D California Association of Sanitation Agencies: Adoption of Proposed Bylaws

Approve repealing the existing bylaws of the California Association of Sanitation Agencies and adopting proposed new bylaws; and authorize the General Manager to execute and return the official voting ballot such that it is received no later than Monday, June 16, 2014.

8. FACILITIES AND OPERATIONS

- A City of Agoura Hills Eminent Domain Actions: Settlement and Release Agreement

Authorize the General Manager to execute the Settlement and Release Agreement between the District and City of Agoura Hills to dismiss the District from all claims associated with the City's eminent domain actions for the Agoura Road Improvement Project.

B Barrymore Drive Slope Repair and Pavement Restoration

Waive formal bidding requirements for the Barrymore Drive slope repair and pavement restoration work; authorize the General Manager to approve a purchase order to Toro Enterprises in the amount of \$47,169.00 for the work; and authorize the General Manager to approve an increase to the purchase order amount by up to \$15,000 as a contingency for additional work that may be required based upon field inspection of the work by a geotechnical engineer.

9. FINANCE AND ADMINISTRATION

A Financial Review: Third Quarter of Fiscal Year 2013-14

Receive and file the Financial Review for the third quarter of Fiscal Year 2013-14.

B Velocity Offsite Disaster Recovery for Information Systems: Annual Purchase Order

Authorize the General Manager to approve an annual purchase order to Velocity in the amount of \$37,418, providing for monthly payments of \$3,114 and a one-time additional payment of \$50 for shipment of back-up tapes.

C Settlement of Claims from Pacific Bell and JP Morgan Chase Bank

Approve settlements in the amounts of \$325,000 with JP Morgan Chase and \$32,073 with Pacific Bell for release of all claims associated with the District's May 13, 2013 water main break on Calabasas Road and authorize payment of \$50,000 to the District's insurance carrier for the self-insured retention.

10. RESOURCE CONSERVATION AND PUBLIC OUTREACH

A Expedited Drought Relief Funding: Adoption of Resolutions for Integrated Regional Water Management Plan Grant Applications

Pass, approve and adopt the proposed Resolution Approving the adoption of the 2014 Updated Greater Los Angeles County Region Integrated Regional Water Management Plan.

RESOLUTION NO. 05-13-2454

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT APPROVING THE ADOPTION OF THE 2014 UPDATED GREATER LOS ANGELES COUNTY REGION INTEGRATED REGIONAL WATER MANAGEMENT PLAN

Pass, approve and adopt the proposed Resolution approving the application to the California Department of Water Resources for an Integrated Regional Water Management Plan Implementation Grant and authorizing the General Manager to enter into an agreement to receive a grant for the development and implementation of budget-based water rates.

RESOLUTION NO. 05-13-2455

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT APPROVING THE APPLICATION TO THE CALIFORNIA DEPARTMENT

OF WATER RESOURCES FOR AN INTEGRATED REGIONAL WATER MANAGEMENT PLAN IMPLEMENTATION GRANT AND AUTHORIZING THE GENERAL MANAGER TO ENTER INTO AN AGREEMENT TO RECEIVE A GRANT FOR THE DEVELOPMENT AND IMPLEMENTATION OF BUDGET-BASED WATER RATES

(Reference is hereby made to Resolution No. 05-13-2454 and Resolution No. 05-13-2455 on file in the District's Resolution Book and by the reference the same are incorporated herein and made a part hereof.)

11. LEGAL SERVICES

A Frank Bonvino v. Las Virgenes Municipal Water District, et al.

Establish a preliminary budget for the District's response in the case of Frank Bonvino v. Las Virgenes Municipal Water District, et al.

12. INFORMATION ITEMS

A Water Conservation Programs: Los Angeles County Probation and Fire Camps Participation

B Alternative Rodent Control Methods: Owl Houses and/or Raptor Platforms

C California Direct Potable Reuse Initiative: Progress Report

13. NON-ACTION ITEMS

A Organization Reports

- (1) MWD
 - a. Representative Report/Agenda(s)
- (2) Other

B Director's Reports on Outside Meetings

C General Manager Reports

- (1) General Business
- (2) Follow-Up Items

D Director's Comments

14. FUTURE AGENDA ITEMS

15. PUBLIC COMMENTS

Members of the public may now address the Board of Directors **ON MATTERS NOT APPEARING ON THE AGENDA**, but within the jurisdiction of the Board. No action shall be taken on any matter not appearing on the agenda unless authorized by Subdivision (b) of Government Code Section 54954.2

16. CLOSED SESSION

A Conference with District Counsel – Existing Litigation (Government Code Section 54956.9(a)):

1. Las Virgenes - Triunfo Joint Powers Authority v. United States Environmental Protection Agency
2. Heal the Bay, Inc. v. Lisa P. Jackson
3. San Diego County Water Authority v. Metropolitan Water District of Southern California, et al.

17. OPEN SESSION AND ADJOURNMENT

LAS VIRGENES MUNICIPAL WATER DISTRICT

To: LEONARD POLAN, TREASURER

Payments for Board Meeting of: May 13, 2014

Upon certification by the Treasurer the checks and wire transfers were correct and supporting documents available, it is recommended the following demands on the various funds be approved and payments authorized.

Wells Fargo Bank A/C No. 4806-994448

Checks Nos. 65654 through 65840 were issued in the total amount of \$ 2,305,128.29

Payments through wire transfers as follows:

4/25/2014 Bank of New York Mellon	Payment Sani Refunding Revenue Bond	\$ 475,862.49
4/30/2014 Metropolitan Water Dist.	Payment for water deliveries in the month of February 2014	1,599,671.43

Total wires \$ 2,075,533.92

Total payments \$ 4,380,662.21

(Reference is hereby to these demands on file in the District's Check Register and by this reference the same is incorporated herein and made a part hereof.)

ITEM ~~4A~~

**CHECK LISTING FOR BOARD MEETING
05/13/14**

Company Name	Company No.	Check No. 65654 thru 65687 04/22/14	Check No. 65739 thru 65786 05/06/14	Check No. 65787 thru 65840 05/13/14	Total
		Amount	Amount	Amount	
Potable Water Operations	101	9,389.19	25,287.07	24,456.32	100,354.44
Recycled Water Operations	102				0.00
Sanitation Operations	130	1,593.02			1,593.02
Potable Water Construction	201	29,193.75			29,193.75
Water Conservation Construction	203				0.00
Sani- Construction	230				0.00
Potable Water Replacement	301	16,687.56	152,938.71	1,288,302.20	1,460,925.32
Reclaimed Water Replace	302				0.00
Sanitation Replacement	330				0.00
Internal Service	701	28,479.62	23,185.12	26,548.99	121,226.93
JPA Operations	751	12,339.50	35,335.29	39,587.49	159,769.92
JPA Construction	752				0.00
JPA Replacement	754	1,960.53	26,581.72	402,072.66	432,064.91
Total Printed		98,050.15	263,327.91	1,780,967.66	2,305,128.29

Voided Checks/payment stopped:

Total Voids	0.00	0.00	0.00	0.00
Net Total	98,050.15	162,782.57	263,327.91	1,780,967.66
				2,305,128.29

ITEM **9A**

LAS VIRGENES MUNICIPAL WATER DISTRICT
WIRE TRANSFER REQUEST

DATE NEEDED: April 25, 2014

REQUESTED BY: Jennifer Chen

FUNDS WIRING TO: LAS VIRGENES MWD 09 BOND PMT FUND A/C

BENEFICIARY BANK NAME: BANK OF NEW YORK MELLON ABA No. 021000018

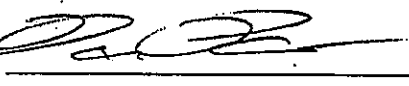
BENEFICIARY BANK A/C NO. 111565 TSA NO. 850024 LAS VIRGENES

DISTRICT DR. A/C NO.: 4806994448 (Wells Fargo Bank)

AMOUNT TO BE WIRED: \$ 475,862.49

REMARKS: Transfer Fund to A/C No. 850024-Las Virgenes Bond Pmt Account for interest payment due on 5/1/14 for 2009 Sani Refunding Revenue Bond.

REVIEWED BY: Joseph Lillio 


APPROVED BY: 

APPROVED BY: David W. Pulson 

PAID
Wired 4/16/14
JC

*****ACCOUNTING DEPARTMENT USE ONLY*****

WIRE ENTERED BY: Jennifer Chen DATE: 4-16-14

WIRE VERIFIED/SENT BY:  DATE: 4/16/14

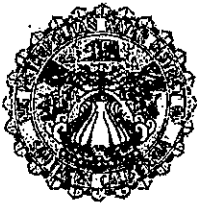
WIRE EFFECTIVE DATE: 4/25/14

JE NUMBER JC69160 BATCH NO.: 230565

G/L DATE 4/25/2014 BATCH DATE 4/28/2014

JE PREPARED BY: Jennifer Chen

ITEM 4A



MWD
METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA
 700 North Alameda Street
 Los Angeles, CA, 90012-2944

INVOICE

Billed To:
 Las Virgenes Municipal Water District



Service Address
 4232 Las Virgenes Road
 Calabasas, CA 91302

February 2014	Page No. 1 of 1
Mailed: 03/10/2014	Due Date: 04/30/2014
Invoice Number: 7951	Revision: 0

NOTICE
 The MWD Administrative Code Section 4507 and 4508 require that payment must be made in "Good Funds" by the due date or the payment will be considered delinquent and an additional charge shall be assessed.

DELIVERIES	Volume (AF)
Total Water Treated Delivered	1,603.8

SALES	Type	Volume (AF)	Rate (\$ /AF)	Total (\$)
Full Service	Tier 1 Supply Rate	1,603.8	\$148.00	\$237,362.40
	System Access Rate	1,603.8	\$243.00	\$389,723.40
	Water Stewardship Rate	1,603.8	\$41.00	\$66,755.80
	System Power Rate	1,603.8	\$161.00	\$258,211.80
	Treatment Surcharge	1,603.8	\$297.00	\$476,328.60
SUBTOTAL				\$1,427,382.00

OTHER CHARGES AND CREDITS	Rate (\$ /AF)
Readiness To Serve Charge(Payment Schedule: M)	\$140,827.76
Capacity Charge(Payment Schedule: M)	\$31,461.67
SUBTOTAL	\$172,289.43

ADDITIONAL INFORMATION	Volume (AF)	Tier1 %	Peak Day	Flow (CFS)
Purchase Order Commitment (Jan 2003 to Dec 2014)	164,524.0			
Purchase Order Firm Delivery To Date (Jan 2003 to Dec 2014)	253,235.7			
Tier 1 Annual Limit (For Current Calendar Year)	20,699.0			
Tier 1 YTD Deliveries (For Current Calendar Year)	3,653.1	17.6		
Tier 1 Current Month Deliveries	1,603.8			
Capacity Charge			8/27/2010	43.9

INVOICE TOTAL

Volume AF	Amount Now Due
1,603.8	\$1,599,671.43

Note: Amount Due is based on highlighted fields

Approved for Payment
David W. Pedersen 03/20/14
 David W. Pedersen, P.E.

Approved for Payment
David R. Lippman 3/13/14
 David R. Lippman

PAID
 Wired 4/20/14
 SC

R04576

Las Virgenes Municipal Water
AP Auto Payment Register

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Batch Number - 230519

Bank Account - 00146807 Cash-General

Payment Number	Date	Address Number	Name	Payment Stub Message	Document		Key	Amount	Invoice Number
					Ty	Number			
65654	04/22/14	19070	ADDISON FOREST PRODUCTS, LLC	80 YDS WOOD SHVGS-4/2&4/3	PV	132119	001 00701	720.00	1089
<p>Payment Amount 720.00</p>									
65655	04/22/14	3077	AIRGAS USA, LLC	3/14 CYLINDERS RENT	PV	132120	001 00701	626.46	9917462145
<p>Payment Amount 720.00</p>									
				ART5/CD25 COMP GAS	PV	132121	001 00701	130.52	9026039652
				RLV RADNOR ADPT CYL	PV	132123	001 00701	30.08	9025977460
				SAFETY SUPPLIES	PV	132131	001 00701	456.38	9026080321
				6 WELDG SFTY GLASSES	PV	132132	001 00701	41.53	9026080320
				60 LTHR GLOVES - LG	PV	132133	001 00701	306.73	9026164241
<p>All Payee 6658 AIRGAS USA, LLC P. O. BOX 7423 PASADENA CA 91109-7423</p>									
65656	04/22/14	18563	ALTURA PAINT CENTER, INC	DUNES TAN PAINT	PV	132129	001 00701	363.48	239153
<p>Payment Amount 1,591.70</p>									
65657	04/22/14	17389	ANIMAL & INSECT PEST MANAGEMENT, INC	3/14 PEST CTL @ HQ7	PV	132143	001 00701	54.60	76278
<p>Payment Amount 363.48</p>									
				3/14 PEST CTL @ HQ8 RW/TNK RSV	PV	132143	003 00701	29.40	76278
				3/14 PEST CTL @ RLV	PV	132144	001 00701	110.25	76279
				3/14 PEST CTL @ TAPIA	PV	132145	001 00701	110.25	76283
				3/14 PEST CTL @ WLK FLT	PV	132146	001 00701	54.00	76281
				3/14 PEST CTL @ WLK DAM	PV	132147	001 00701	80.00	76282
				3/14 PEST CTL	PV	132148	001 00701	54.00	76280

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Las Virgenes Municipal Water
AP Auto Payment Register

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Batch Number - 230519
Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key Lim	Key Co	Amount	Invoice Number
EQ TANK										
				3/14 PEST	PV	132149	001	00701	60.00	76330
				CTL@MNTR CTL						
				CNT						
				Payment Amount					552.50	
65658	04/22/14	2869	AT&T	SRV	PV	132102	001	00701	293.51	9268/040514
				4/5-5/4/14						
				SRV	PV	132103	001	00101	59.96	9054/040514
				4/5-5/4/14						
				SRV	PV	132104	001	00701	291.95	9065/040514
				4/5-5/4/14						
				CONDUIT P/S -	PV	132141	001	00101	53.66	0192/032514
				3/25-4/24/14						
				Payment Amount					699.08	
65659	04/22/14	18566	AT&T	SRV	PV	132124	001	00701	689.26	3688363204
				4/5-5/4/14						
				Payment Amount					689.26	
65660	04/22/14	16263	AT&T MOBILITY	WIRELESS SRV	PV	132178	001	00701	96.46	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	002	00701	16.55	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	003	00701	1,167.78	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	004	00701	102.59	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	005	00701	45.16	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	006	00701	58.30	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	007	00701	16.55	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	008	00701	11.58	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	009	00701	4.97	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	010	00701	180.64	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	011	00701	133.12	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	012	00701	28.61	992789332X041
				3/4-4/3/14						12014

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Las Virgenes Municipal Water
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Batch Number - 230519
Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
				WIRELESS SRV	PV	132178	013	00701	221.04	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	014	00701	16.55	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	015	00701	16.55	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	016	00701	45.16	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	017	00701	57.22	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	018	00701	66.10	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	019	00701	46.55	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	020	00701	28.61	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	021	00701	57.00	992789332X041
				3/4-4/3/14						12014
				WIRELESS SRV	PV	132178	022	00701	186.01	992789332X041
				3/4-4/3/14						12014
65661	04/22/14	16635	BRENNTAG PACIFIC, INC.	Payment Amount 2790# CITRIC ACID 50%	PV	132128	001	00701	2,876.40	BP1402892
65662	04/22/14	18944	BTC LABS - VERTICAL V	Payment Amount GEOTECH TSTG -3/4/14	PV	132127	001	00701	370.00	000013648
65663	04/22/14	18739	CALIFORNIA HAZARDOUS SERVICES, INC.	Payment Amount 3/14 FUEL TNK SUMP SHLD&BOOTS	PV	132164	001	00701	1,912.00	55217
65664	04/22/14	18992	CDW-GOVERNMENT T	Payment Amount 5 - AVLACRO 11 LIC	PV	132116	001	00701	1,360.00	KW13365
65665	04/22/14	18860	CHEMTREAT, INC.	Payment Amount 4/14 WATER TREATMENT	PV	132162	001	00701	562.71	1730714

ITEM 4A

At Payee 19010 CDW GOVERNMENT
75 REMITTANCE DR., SUITE 1515
CHICAGO IL 60675-1515
18860 CHEMTREAT,
INC.

R04576

Las Virgenes Municipal Water
AP Auto Payment Register

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Batch Number - 230518

Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
65666	04/22/14	2605	DELTA PACIFIC INDUSTRIES	SHOP-CHCT GLNR&MECH FRND	PV	132170	001	00701	495.73	3590
65667	04/22/14	18111	ELECSYS INTERNATIONAL CORPORATION	SHOP-2 BRAKE CLEANERS	PV	132171	001	00701	468.48	3591
65668	04/22/14	17205	ELLIS PAINT COMPANY	MAY'14- MAINT CHG	PV	132126	001	00701	261.00	123394
65669	04/22/14	18815	FASTENAL COMPANY	FEB BIN STOCK	PV	132172	001	00701	1,236.03	CACHA16248
65670	04/22/14	2658	FEDERAL EXPRESS CORP	1 PKG DEL 4/8/14	PV	132122	001	00701	57.10	2-619-14888
65671	04/22/14	4971	FUGRO CONSULTANTS, INC.	2/21-3/20/14 BRRYMR DR SLOPE	PV	132169	001	00701	1,612.50	04.62140020-1
65672	04/22/14	6770	G.I. INDUSTRIES	4/14 DISP - SHOP 4/14 DISP-RLY FARM 4/14 DISP - RLY 4/14 DISP-TAPIA RAGS/GRIT	PV	132135	001	00701	637.72	2682397-0283-3
					PV	132136	001	00701	79.72	2682396-0283-5
					PV	132137	001	00701	79.72	2682395-0283-7
					PV	132138	001	00701	841.60	2522120-0283-3

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Las Virgenes Municipal Water
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Batch Number - 230519

Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document		Key	Amount	Invoice Number
					Ty	Number			
				4/14 DISP - TAPIA	PV	132139	001 00701	493.27	2522119-0283-5
				4/14 DISP - WLK	PV	132140	001 00701	194.72	2375503-0283-8
All Payee 6771 G.I. INDUSTRIES P. O. BOX 541065 LOS ANGELES CA 90054-1065									
65673	04/22/14	18846	HDR ENGINEERING, INC.	Payment Amount 2/23-3/29/14 C-TANK REHAB	PV	132118	001 00701	16,317.56	00148114-B
				1/26-3/29/14 CEN TNK CP SYS	PV	132168	001 00701	1,960.53	00149891-B
65674	04/22/14	2736	IRON MOUNTAIN RECORDS MANAGEMENT	Payment Amount 4/14 RECORDS STORAGE	PV	132165	001 00701	677.31	KFB4639
65675	04/22/14	6777	CAL-COAST MACHINERY	Payment Amount (2) COOL GARD II	PV	132163	001 00751	89.25	168438
				JOHN DEERE OEM RADIATOR	PV	132173	001 00701	1,333.83	169087
All Payee 7133 JOHN DEERE FINANCIAL PO BOX 4450 CAROL STREAM IL 60197-4450									
65676	04/22/14	5230	KENNEDY/JENKS CONSULTANTS	Payment Amount P/E 3/28/14 LV/ICMD INTRCNT	PV	132117	001 00701	29,193.75	81425
65677	04/22/14	3765	MICROWEST SOFTWARE SYSTEMS, INC.	Payment Amount 1/1-12/31/14 AMMS MAINT	PV	132134	001 00701	5,175.00	23506
65678	04/22/14	2302	OFFICE DEPOT	Payment Amount ADDING MACHINE	PV	132110	001 00701	54.49	7024820460D2
65679	04/22/14	19190	PRESTIGE PROTECTION	Payment Amount SECURITY GUARD SRV	PV	132142	001 00101	108.00	31366

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Batch Number - 230519
Bank Account - 00146807 Cash-General

Payment Number	Date	Address Number	Name	Payment Stub Message	Document		Key	Amount	Invoice Number
					Ty	Number			
65680	04/22/14	3566	CARLOS REYES	Payment Amount REIMB PHN EXP 10/18/13-3/17 /14	PV	132106	001 00701	108.00 422.75	0694-031714
65681	04/22/14	2958	SOUTHERN CALIFORNIA GAS CO	Payment Amount CORNELL P/S SRV 3/10-4/8/14	PV	132109	001 00101	448.17 428.36	0400/041014
				3/10-4/8/14	PV	132174	001 00751	137.34	4200/041014
				3/10-4/8/14	PV	132175	001 00751	950.99	4000/041014
				2/6-4/8/14	PV	132176	001 00701	2,789.15	3600/041014
				3/10-4/8/14	PV	132177	001 00101	96.87	9400/041114
65682	04/22/14	2964	STATE BOARD OF EQUALIZATION	Payment Amount SALES/USE TAX-1ST QT '14	PV	132101	001 00701	4,402.71 6,204.00	97817885/0331 14
65683	04/22/14	18056	BARRY STEINHARDT	Payment Amount REIMB-EXP ACWA MTG 3/27-3/28	PV	132107	001 00701	473.21	032814
				REIMB-EXP PWR CONF 4/2-4/4	PV	132108	001 00701	459.10	040414
65684	04/22/14	9505	TIRE MAN AGOURA	Payment Amount TIRE - VEH#826	PV	132111	001 00701	932.31 190.80	2032437
65685	04/22/14	3022	VAUGHANS INDUSTRIAL REPAIR	Payment Amount INSPECT MTR BRNGS-AIR CMP#2	PV	132115	001 00701	1,760.00	020795
				SPLIT CASE PMP BEARING HOUSING	PV	132125	001 00701	1,345.84	020759
65686	04/22/14	2436	VINCE BARNES	Payment Amount VEH#10 RPL	PV	132112	001 00701	3,105.84 312.31	020288

ITEM 4A

R04576

Batch Number - 230519

Bank Account - 00146807 Cash-General

Las Virgenes Municipal Water
A/P Auto Payment Register

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Payment Number	Date	Address Number	Name	Payment Stub Message	Document Ty Number	Key Item Co	Amount	Invoice Number
			AUTOMOTIVE	DRY&PSR				
				SWTCH				
				VEH#803 ADJ	PV 132113	001 00701	200.44	020296
				BRKS.CHG				
				OILFLTR				
				Payment Amount			512.75	
				Total Amount of Payments Written			92,240.15	
				Total Number of Payments Written			33	

ITEM 4A

Las Virgenes Municipal Water
AP Auto Payment Register

R04576
Batch Number - 230536
Bank Account - 00146807 Cash-General

Payment Number	Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
65887	04/24/14	3488	DEPT. OF WATER & POWER - CITY OF LA	TEMP MTR - GERMAIN	PV	132229	001	00101	4,790.00	GERMAIN-5/14
				TEMP MTR - KITTRIDGE	PV	132230	001	00101	1,020.00	KITTRIDGE-5/14
									<u>5,810.00</u>	
Total Amount of Payments Written									5,810.00	
Total Number of Payments Written									1	

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Doc Ty	Doc Number	Key	Key	Amount	Invoice Number
65688	04/29/14	15483	ADVANCED VIBRATION ANALYSIS	ANALYZE VIBRATION DATA	PV	132278	001	00701	1,780.00	2555
				ANALYZE VIBRATION DATA	PV	132278	003	00701	267.00	2555
65689	04/29/14	18941	AMERICAN COLLISION CENTER	Payment Amount VEH#817 RPR & PAINT	PV	132270	001	00701	1,982.14	1918
				Payment Amount	PV	132187	001	00101	31.65	0124/040714
				SRV 4/7-5/6/14	PV	132188	001	00101	64.25	0123/040714
				SRV 4/7-5/6/14	PV	132189	001	00701	81.55	7721/040714
				SRV 4/7-5/6/14	PV	132190	001	00701	111.88	7720/040714
				SRV 4/7-5/6/14	PV	132191	001	00701	111.88	7719/040714
				SRV 4/7-5/6/14	PV	132192	001	00101	388.59	2043/040714
				SRV 4/7-5/6/14	PV	132196	001	00130	192.35	2220/040714
				SRV 4/7-5/6/14	PV	132237	001	00751	55.58	4860/041414
				SRV 4/14-5/13/14	PV	132238	001	00701	55.58	4639/041414
				SRV 4/14-5/13/14	PV	132239	001	00101	184.28	2045/040714
				SRV 4/7-5/6/14	PV	132256	001	00101	19.12	0051/040514
				SRV 4/5-5/4/14	PV	132256	002	00101	164.14	0051/040514
				SRV 4/5-5/4/14	PV	132256	003	00101	55.88	0051/040514
				SRV 4/5-5/4/14	PV	132256	004	00101	69.25	0051/040514
				SRV 4/5-5/4/14	PV	132256	005	00101	604.84	0051/040514

Payment Number	Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
				SRV 4/5-5/4/14	PV	132256	006	00101	4,326.81	0051/040514
				SRV 4/5-5/4/14	PV	132256	007	00101	1,202.33	0051/040514
				SRV 4/5-5/4/14	PV	132256	008	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	009	00101	84.61	0051/040514
				SRV 4/5-5/4/14	PV	132256	010	00101	1,045.29	0051/040514
				SRV 4/5-5/4/14	PV	132256	011	00101	466.66	0051/040514
				SRV 4/5-5/4/14	PV	132256	012	00101	1,275.74	0051/040514
				SRV 4/5-5/4/14	PV	132256	013	00101	30.89	0051/040514
				SRV 4/5-5/4/14	PV	132256	014	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	015	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	016	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	017	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	018	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	019	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	020	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	021	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	022	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	023	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	024	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	025	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	026	00101	55.58	0051/040514

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
				4/5-5/4/14	PV	132256	027	00101	56.62	0051/040514
				SRV 4/5-5/4/14	PV	132256	028	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	029	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	030	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	031	00101	55.58	0051/040514
				SRV 4/5-5/4/14	PV	132256	032	00101	27.79	0051/040514
				SRV 4/5-5/4/14	PV	132256	033	00101	27.79	0051/040514
				Payment Amount					11,735.59	
65691	04/29/14	7965	B&B PALLET CO.	55 YDS WOOD	PV	132150	001	00701	638.00	111222
				CHIPS	PV	132152	001	00701	638.00	111224
				55 YDS WOOD	PV	132153	001	00701	638.00	111225
				CHIPS	PV	132154	001	00701	638.00	111486
				55 YDS WOOD	PV	132155	001	00701	638.00	111487
				CHIPS	PV	132156	001	00701	638.00	111488
				55 YDS WOOD	PV	132157	001	00701	638.00	111489
				CHIPS	PV	132161	001	00701	638.00	111223
				Payment Amount					5,104.00	
65692	04/29/14	2425	BANK OF AMERICA	VISA	PV	132179	001	00701	561.60	1471/040714
				CHG-F&A-APRIL '14	PV	132180	001	00701	893.56	2738/040714
				CHG-OPS-APRIL '14	PV	132180	002	00701	330.70	2738/040714

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Payment Number	Payment Date	Address Number	Name	Payment Slub Message	Ty	Document Number	Key	Item	Co	Amount	Invoice Number
				CNSRV-APRIL'14							
4				VISA CHG-R	PV	132197	010	00701		30.00	9854/040714
				CNSRV-APRIL'14							
4				VISA CHG-R	PV	132197	011	00701		1,720.78	9854/040714
				CNSRV-APRIL'14							
4				VISA CHG-R	PD	132198	001	00701		720.16	2775/040714
				CNSV-1/APRIL'14							
				VISA	PV	132199	001	00701		87.14	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132199	002	00701		201.08	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132199	003	00701		422.43	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132199	004	00701		81.14	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132199	005	00701		263.47	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132199	006	00701		173.34	1302/040714
				CHG-MAINT-APR							
				IL'14							
				VISA	PV	132200	001	00701		291.28	8418/040714
				CHG-OPS-APRIL							
				'14							
				VISA	PV	132201	001	00301		101.97	6262/040714
				CHG-ENG-APRIL							
				'14							
				VISA	PV	132201	002	00301		201.16	6262/040714
				CHG-ENG-APRIL							
				'14							
				VISA	PV	132202	001	00751		329.95	8037/040714
				CHG-RLV-APRIL							
				'14							

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Payment Number	Date	Address Number	Name	Payment Sub Message	Document Ty	Document Number	Key Itrm	Key Co	Amount	Invoice Number
				VISA	PV	132203	001	00701	54.43	6228/040714
				CHG-TAPIA-APR IL'14						
				VISA	PV	132203	002	00701	88.51	6228/040714
				CHG-TAPIA-APR IL'14						
				VISA	PV	132203	003	00701	204.35	6228/040714
				CHG-TAPIA-APR IL'14						
				VISA	PV	132203	004	00701	23.38	6228/040714
				CHG-TAPIA-APR IL'14						
				VISA	PV	132203	005	00701	1,485.00	6228/040714
				CHG-TAPIA-APR IL'14						
				VISA CHG-WTR DIST-APRIL'14	PV	132204	001	00701	188.78	8136/040714
				VISA CHG-WTR DIST-APRIL'14	PV	132204	002	00701	245.10	8136/040714
				VISA CHG-WTR DIST-APRIL'14	PV	132204	003	00701	280.00	8136/040714
				VISA CHG-WTR DIST-APRIL'14	PV	132205	001	00101	88.19	8102/040714
				CHG-CONST-APR IL'14						
				VISA	PV	132205	002	00101	100.61	8102/040714
				CHG-CONST-APR IL'14						
				VISA	PV	132205	003	00101	88.19	8102/040714
				CHG-CONST-APR IL'14						
				VISA	PV	132205	004	00101	104.91	8102/040714
				CHG-CONST-APR IL'14						
				VISA	PV	132205	005	00101	117.27	8102/040714
				CHG-CONST-APR IL'14						
				VISA	PV	132206	001	00701	43.00	9981/040714
				CHG-PEDERSEN- APRIL'14						
				VISA	PV	132206	002	00701	19.48	9981/040714
				CHG-PEDERSEN- APRIL'14						

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Number	Im	Co	Key	Amount	Invoice Number
				APRIL'14	PV	132206	003	00701		13.64	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	004	00701		13.63	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	005	00701		13.63	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	006	00701		95.87	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	007	00701		54.52	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	008	00701		10.00	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	009	00701		94.14	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	010	00701		7.00	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	011	00701		500.00	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132206	012	00701		500.00	9981/040714
				VISA CHG-PEDERSEN-							
				APRIL'14	PV	132207	001	00701		487.24	7026/040714
				VISA CHG-PETERSON-							
				APRIL'14	PV	132206	001	00701		398.00	0711/040714
				VISA CHG-STEINHARD							
				T-APRIL'14	PV	132209	001	00701		104.74	7493/040714
				VISA CHG-WLK-APRIL							
				'14	PV	132209	002	00701		431.64	7493/040714
				VISA							

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Number	Key	Item	Co	Amount	Invoice Number
				CHG-WLK-APRIL							
				'14							
				VISA	PV	132209	003	00701		75.40	7493/040714
				CHG-WLK-APRIL							
				'14							
				VISA	PV	132209	004	00701		159.12	7493/040714
				CHG-WLK-APRIL							
				'14							
				VISA	PV	132209	005	00701		98.10	7493/040714
				CHG-WLK-APRIL							
				'14							
				VISA	PV	132209	006	00701		501.40	7493/040714
				CHG-WLK-APRIL							
				'14							
				Payment Amount							
				RLV 6' BENCH	PV	132160	001	00701	16,514.05	401.12	1020067647
65693	04/29/14	2815	BEN MEADOWS CO.								
				Payment Amount							
				RLV 6' BENCH	PV	132160	002	00701	545.38	144.26	1020067647
65694	04/29/14	18739	CALIFORNIA HAZARDOUS SERVICES, INC.								
				Payment Amount							
				04/14 DOP	PV	132158	001	00701	105.00	105.00	55208
				SITE VISIT							
				Payment Amount							
				COFFEE	PV	132284	001	00701	195.00	374.59	27767
65695	04/29/14	13919	CANTEEN OF COASTAL CALIFORNIA, INC								
				Payment Amount							
				SUPPLIES							
				Payment Amount							
				PULSA FDR	PV	132280	001	00701	374.59	10,661.27	20001
65696	04/29/14	2583	CHARLES P CROWLEY CO. INC.								
				Payment Amount							
				HYPO PMP PARTS							
				FREIGHT	PV	132280	004	00701	50.13	50.13	20001
				PMP#1 YMN	PV	132281	001	00701	5,968.84	5,968.84	19932
				KT&O-RNG							
				PMP#1 YMN	PV	132291	004	00701	226.81	226.81	19932
				KT&O-RNG							
				RTN CAP CORD KIT	PD	132292	001	00751	2,675.95-	2,675.95-	CM19932
				Payment Amount							
				VEH#125	PV	132294	001	00701	14,231.10	3,646.60	1668
65697	04/29/14	15517	COLLINS								

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key	Amount	Invoice Number
...
			EQUIPMENT REPAIR	RPR-CASE BCK					
				HOE					
				VEH#125	PV	132294	003 00701	172.94	1668
				RPR-CASE BCK					
				HOE TAX					
				Payment Amount					
				NAME TAG -	PV	132233	001 00701	13.44	82591
				D.PATTERSON					
				NAME TAG&INSRT	PV	132234	001 00701	29.56	82805
				-D.BETANCUR					
				Payment Amount					
				STL & ROD	PV	132258	001 00701	142.02	9009-693968
				CPLGS &					
				ZINC-IT					
				42 PS619-1 SQ	PV	132259	001 00701	59.07	9009-694046
				WASHS					
				3-120 V COIL	PV	132260	001 00701	460.37	9009-693854
				& 200 CKT FD					
				6 - 1H COPPLUG	PV	132261	001 00701	82.40	9009-694216
				1/2H					
				(10) 600V J	PV	132266	001 00701	163.39	9009-693656
				FUSES					
				(100) 18-14	PV	132267	001 00701	116.70	9009-693061
				INS RING					
				(10) 600V	PV	132268	001 00701	512.63	9009-694041
				CC&TD FUSES					
				PS619-3&1 SQ	PV	132269	001 00701	222.20	9009-694013
				WASH					
				Payment Amount					
				3/14 GRIT &	PV	132262	001 00701	598.01	48882/033114
				RAG HAULING					
				Payment Amount					
				3/7 WHIT OAK	PV	132295	001 00701	341.11	8094253
				ELEM TOUR					
				3/11 LUPIN	PV	132296	001 00701	341.11	8094254
				HILL ELEM					
				TOUR*					
				3/17 WILLOW	PV	132297	001 00701	341.11	8094255
				ELEM TOUR					

65700 04/29/14
 COUNTY
 SANITATION
 DISTRICTS OF
 LA COUNTY
 2547
 1,758.78
 598.01
 341.11
 341.11
 341.11
 8094253
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 8094255

65701 04/29/14
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Batch Number - 230568
Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Number	Item	Co	Key	Amount	Invoice Number
65702	04/29/14	14591	EMISSION COMPLIANT CONTROLS CORP.	3/24 CHAPARRAL EL TOUR Payment Amount ELEMENTS CLND,PKD&FLTR INSTLD	PV	132298	001	00701	341.11	8094256	
				Payment Amount					1,364.44		
									9,700.00	PSO2734	
									9,700.00		
									2,739.17	157796	
65703	04/29/14	2654	FAMCON PIPE	1" & 1 1/2" K&L CPPR PIPE/TUBG	PV	132220	001	00701	9,700.00		
				Payment Amount					2,739.17		
65704	04/29/14	2659	FENCE FACTORY	INSTALL DBL SWING GATE-TAPIA	PV	132277	001	00701	1,660.00	170884	
				Payment Amount					1,660.00		
65705	04/29/14	16543	INTERNATIONAL INSTITUTE OF MUNI CLERKS	MEMBERSHIP-BE TANCUR, D.	PV	132231	001	00701	185.00	042114	
				Payment Amount					185.00		
65706	04/29/14	5230	KENNEDY/JENKS CONSULTANTS	P/E 3/28/14-CONST DSG SVC	PV	132159	001	00701	1,894.88	81434	
				Payment Amount					185.00		
65707	04/29/14	2611	LA DWP	TWIN LAKE P/S 3/14-4/14/14 RECTIFIER 3/14-4/14/14 RECTIFIER 3/17-4/15/14	PV	132184	001	00101	7,353.13	875698/041514	
				Payment Amount					1,894.88		
									40.97	017698/041514	
									36.42	503850/041614	
									7,430.52		
65708	04/29/14	2590	LOS ANGELES DAILY NEWS	CLRFIER&FORD MTR BX BIDS 3/14 COMPOST:	PV	132271	001	00701	1,972.50	5021925	
				Payment Amount					1,972.50		
									1,495.00	5021926	

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Batch Number - 230568

Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key Lim. Co	Amount	Invoice Number
65709	04/29/14	18904	CHARLES PAXTON MARTIN	AD&INTRACTV Payment Amount EASEMENT-30" CLBS PIPELINE	PV	132183	001 00301	3,467.50 1,000.00	10344-EASEMINT
65710	04/29/14	19026	MNS ENGINEERS, INC.	Payment Amount PRIMARY TANK MAR'14 SRV	PV	132281	001 00701	1,000.00 1,450.00	64265
65711	04/29/14	2835	MODERN TOOL CO	Payment Amount STUB SHFTS-DUAL KEYS FR SPLINE	PV	132211	001 00701	1,450.00 455.00	43928
65712	04/29/14	2842	NAPA AUTO PARTS	SS COUPLINGS & RTNING RNGS Payment Amount VEH#853-TRNK LFT&VEH#833 ANTFZ VEH#833 SEAL&VEH#821 CBL TMNL	PV	132253	001 00701	4,454.80 4,909.80 239.02	43925
65713	04/29/14	18754	NATURAL SURROUNDINGS	Payment Amount INTERIOR PLANT MAINT-APRIL'14	PV	132223	001 00701	253.82 235.00	5973
65714	04/28/14	17411	OAKS DRAIN SERVICE	Payment Amount RFR TOILET@TAPIA	PV	132245	001 00701	235.00 200.00	30844
65715	04/29/14	17329	ODYSSEY POWER	Payment Amount INSTLL BTRY ENDS-HQ SHOP	PV	132242	001 00701	200.00 400.67	50246
65716	04/29/14	2302	OFFICE DEPOT	Payment Amount ENVELOPES-TAP IA SWEETNR-HQ BRKRM MISC OFFICE	PV	132213	001 00701 002 00701 001 00701	400.67 21.90 10.08 515.69	704155182001 704155182001 704155335001

Batch Number - 230568

Bank Account - 00146807 Cash-General

Payment Number	Payment Date	Address Number	Name	Payment Slub Message	Ty	Number	Key	Item	Co	Amount	Invoice Number
SUPPLIES											
				MISC COFFEE	PV	132214	002	00701		109.88	704155335001
				SUPPLIES-HQ							
				FLAIR PEN-HQ	PV	132215	001	00701		11.37	704155337001
				COPYRM							
				JIFFY SELF	PV	132216	001	00701		27.78	704155338001
				SEAL-HQ							
				COPYRM							
				SM BINDER	PV	132217	001	00701		2.31	704155335002
				CLIPS-HQ							
				COPYRM							
				WALL	PV	132218	001	00701		20.14	702863301001
				SIGN&VELCRO-D							
				BETANCUR							
				Payment Amount						719.15	
65717	04/29/14	8584	MIROSLAV POLAK	TURF RMVL	PV	132193	001	00101		1,050.00	351740
				REBATE							
				Payment Amount						1,050.00	
65718	04/29/14	19191	RAY'S QUALITY FLOOR COVERINGS	REPAIR LAB	PV	132243	001	00701		2,995.00	040414
				FLOOR TILES							
				Payment Amount						2,995.00	
65719	04/29/14	17174	ROTH STAFFING COMPANIES, LP	TEMP SRV WIE	PV	132194	001	00701		440.40	12976164
				4/8/14 S.T.							
				Payment Amount						440.40	
65720	04/29/14	2948	SMITH PIPE & SUPPLY	TEMP SRV WIE	PV	132195	001	00701		1,594.80	12976977
				4/8&4/13/14							
				B.J.							
				Payment Amount						2,035.20	
65721	04/29/14	19093	SOLARCITY CORPORATION	BUSHING, 1-1/4" X 1", BRASS	PV	132219	001	00701		896.60	2668750
				(2) ROUNDUP							
				PROMAX 30 GAL	PV	132288	001	00701		1,267.13	2672677
				(2) ROUNDUP							
				PROMAX 30 GAL	PV	132288	002	00701		1,267.13	2672677
				Payment Amount						3,430.86	
65722	04/29/14	16684	STAR BRITE BUILDING	RW P/S	PV	132235	001	00751		20,182.58	9133440/04111
				3/1-3/31/14							4
				Payment Amount						20,182.58	
				4/14	PV	132224	001	00701		3,172.75	24280
				JANITORIAL							

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key	Item	Co	Amount	Invoice Number
			MAINTENANCE, INC	SRV							
65723	04/29/14	2569	STATE WATER RESOURCES CONTROL BOARD	TAPIA WRF B/P 4/1/14-3/21/1	PV	132224	003	00701		390.25	24280
				Payment Amount						5,438.75	
65724	04/29/14	15427	THE GATEKEEPER	HQ7 GATE SFTY EDGS&MAG LOC	PV	132263	001	00701		1,791.00	87842
				Payment Amount						2,050.00	
65725	04/29/14	9505	TIRE MAN AGOURA	VEH#631 ALIGN	PV	132286	001	00701		69.95	2032692
				Payment Amount						2032695	
65726	04/29/14	18095	TOTAL BARRICADE SERVICE, INC.	TRFFC	PV	132227	001	00701		250.00	23845
				Payment Amount						567.19	
65727	04/29/14	18651	TOYOTA-LIFT OF LOS ANGELES	VEH#134 INSPECTION	PV	132290	001	00701		112.01	WO-240807
				Payment Amount						250.00	
65728	04/29/14	3429	UNITED PARCEL SERVICE	SRV 3/3-4/12/14	PV	132241	001	00701		179.50	000025W020154 /2014
				Payment Amount						112.01	
65729	04/29/14	16271	USA MOBILITY WIRELESS, INC	PAGER SRV 4/11-5/10/14	PV	132257	001	00701		84.41	X0143084D
				Payment Amount						179.50	
				PAGER SRV 4/11-5/10/14	PV	132257	002	00701		69.92	X0143084D
				PAGER SRV 4/11-5/10/14	PV	132257	003	00701		40.73	X0143084D
				PAGER SRV 4/11-5/10/14	PV	132257	004	00701		40.73	X0143084D
				Payment Amount						235.69	

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Lim	Key Co	Amount	Invoice Number
65730	04/29/14	19038	VALVE AUTOMATION & CONTROLS	SUPER SET ENVIROSEAL	PV	132285	001	00701	3,413.88	1501028
65731	04/29/14	16122	VOLVO CONSTRUCTION EQUIPMENT	Payment Amount RPR PARTS FOR L70 LOADER@RLV	PV	132232	001	00701	2,938.26	S504004292
65732	04/29/14	3035	VWR SCIENTIFIC	Payment Amount UVEX ASTRO SAFETY GLASSES FREIGHT 6 PETRI DISHES-100X15 MM FREIGHT	PV	132283	001	00701	32.29	8057178617
65733	04/29/14	18914	WECK LABORATORIES, INC.	Payment Amount LAB SRV @ WESTLAKE	PV	132225	001	00701	39.00	W4D0771-LV
65734	04/29/14	3080	WEED INSTRUMENT COMPANY INC.	Payment Amount TAPIA SPARE WEED INSTRMT PARTS	PV	132228	001	00701	7,237.09	201401379
65735	04/29/14	3047	WESCO DISTRIBUTION, INC.	Payment Amount PHOTO CNTRL& 18 WATT BULBS 2 CHNUM PWR SPPLS@WLK 500' PNM TFFN WIRE PAND WIRING DUCTS-RLV	PV	132222	001	00701	260.36	297919
									557.43	297920
									71.61	291204
									245.25	299783

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...
65736	04/29/14	3048	WEST COAST AIR CONDITIONING	RPLCD EXHST FN BLTS-BLDG	PV	132246 001 00701	1,385.84	S56100
				7				
				RPR/A/C UNIT-TAPIA 1ST FLR	PV	132247 001 00701	7,625.00	S56174
65737	04/29/14	11829	WORLDWIDE WATER UTILITY SERVICES	3/14 LEAK DETECTION SURVEY	PV	132249 001 00701	750.00	CA-1403-03
				Payment Amount		9,010.84		
65738	04/29/14	3070	ZEP MFG	ZEP AERO DZ LUBRICANTS FREIGHT	PV	132289 001 00701	538.48	9000845646
				Payment Amount		750.00		
				Alt Payee 6458 ZEP MFG FILE 50188	PV	132289 063 00701	35.02	9000845646
				LOS ANGELES CA 90074-0188				
				Payment Amount		573.50		
				Total Amount of Payments Written		162,782.57		
				Total Number of Payments Written		51		

Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item Co	Amount	Invoice Number
65739	05/06/14	18965	ePOWER NETWORK, INC.	EATON PW5130 TWR UPS	PV	132307	001 00701	886.62	22432
65740	05/06/14	17077	AECOM USA, INC.	Payment Amount 1/28-4/4/14 CONST PHASE SVC	PV	132327	001 00701	57,584.00	37434097
65741	05/06/14	18547	AMTECH ELEVATOR SERVICES	Payment Amount 1/27-4/4/14 CM 5 MG TANK 5/1-7/31/14 ELEVATOR@HQ&O PS	PV	132328	001 00701	51,071.93	37434096
65742	05/06/14	2397	AQUATIC BIOASSAY & CONSULTING	Payment Amount 3/14 CHRONIC BIOASSAY TSTG	PV	132377	001 00701	797.58	DVA09741514
65743	05/06/14	2869	AT&T	Payment Amount SRV 4/23-5/22/14	PV	132310	001 00751	810.00	LVSD0414.0267
				SRV 4/23-5/22/14	PV	132356	001 00701	60.07	1864/042314
				SRV 4/23-5/22/14	PV	132357	001 00101	57.47	2430/042314
				SRV 4/23-5/22/14	PV	132358	001 00101	55.59	5388/042314
				SRV 4/23-5/22/14	PV	132359	001 00101	55.59	7426/042314
				SRV 4/23-5/22/14	PV	132360	001 00101	122.47	0210/042314
				SRV 4/20-5/19/14	PV	132380	001 00101	55.59	2150/042014
				SRV 4/22-5/21/14	PV	132381	001 00701	276.19	0119/042214
				SRV 4/25-5/24/14	PV	132409	001 00101	117.48	0192/042514
65744	05/06/14	9631	AT&T LONG DISTANCE	Payment Amount LONG DISTN SRV 2/27-4/2/14 LONG DISTN SRV 2/27-4/2/14 LONG DISTN	PV	132412	001 00701	802.45	806368136/040 414
					PV	132412	002 00701	.79	806368136/040 414
					PV	132412	003 00701	.01	806368136/040



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... Payment Number	Date	Address Number	Name	Payment Stub Message	... Document ...		Key	Amount	Invoice Number
					Ty	Number			
				SRV					414
				2/27-4/2/14					
				LONG DISTN	PV	132412	004 00701	17.14	806368136/040
				SRV					414
				2/27-4/2/14					
				LONG DISTN	PV	132412	005 00701	16.41	806368136/040
				SRV					414
				2/27-4/2/14					
				LONG DISTN	PV	132412	006 00701	16.92	806368136/040
				SRV					414
				2/27-4/2/14					
				LONG DISTN	PV	132412	007 00701	.04	806368136/040
				SRV					414
				2/27-4/2/14					
				Payment Amount				310.72	
65745	05/06/14	2443	BENNER & CARPENTER	SRVY: CLD CYN	PV	132351	001 00101	3,180.00	11117
				FIH DMG					
				Payment Amount				3,180.00	
65746	05/06/14	18071	BLUE DIAMOND MATERIALS	3.06 TN PAVING	PV	132313	001 00701	273.44	248153 RI
				MATERIALS					
				Payment Amount				273.44	
65747	05/06/14	6472	BUSINESS MACHINES CENTER	SRV IBM TYPWRITER@	PV	132346	001 00701	127.50	78.14
				F&A					
				Payment Amount				127.50	
65748	05/06/14	2541	CITY OF WESTLAKE VILLAGE	PERMIT#13/14-122: RPR VALVE	PV	132410	001 00751	380.00	13714-122
				Payment Amount				380.00	
65749	05/06/14	4586	CONSOLIDATED ELECTRICAL DISTRIBUTORS	SPRG NUTS, STRUTS, STRAPS	PV	132319	001 00701	676.09	9009-693455
				LOWVOLTG SWITCH				61.23	9009-693450
				BASLR VOLTG REG				1,373.40	9009-694313
				SHPG ON VOLTG REG				635.00	9009-694483
				RCPTS HGR & FLX STL WALL				226.28	9009-694305

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Payment Number	Date	Address Number	Name	Payment Stub Message	Document		Key	Amount	Invoice Number
					Ty	Number			
				100 18-14 INS	PV	132324	001 00701	112.01	9009-693667
				RNG TRM					
				3 - O/L RLY	PV	132325	001 00701	136.35	9009-693947
				TAPIA-12V	PV	132368	001 00701	223.99	9009-693980
				BATTERY CHGR					
				6 AWG	PV	132369	001 00701	964.70	9009-694630
				WRE-BRN/ORG/ YLW					
				MH LAMPS 250W & CLR	PV	132378	001 00701	614.88	9009-694790
				BAL KITS & MH LAMPS	PV	132379	001 00701	425.66	9009-694789
				Payment Amount					
				HOA INFO PKTS	PV	132352	001 00701	742.34	A015026
				Payment Amount					
				3/14	PV	132363	001 00701	500.00	14295
				CONSULT&SUPPOR T SVC					
				Payment Amount					
				PERF EVAL	PV	132326	001 00701	1,608.55	718039
				STNDS					
				Payment Amount					
				BUSINESS	PV	132345	001 00701	63.22	2245
				CRDS-BETANGUR &NORMAN					
				Payment Amount					
				FORCE MAIN 2	PV	132314	001 00701	915.60	157789
				CK VALVES					
				GRIT WSHR#1	PV	132315	001 00701	969.01	157788
				REPAIR					
				Payment Amount					
				TAPIA&RLV	PV	132374	001 00751	50.27	CACHA16308
				BOLT BINS ADD ON					
				Payment Amount					
				FASTENAL COMPANY	Alt Payee	18835			
				P. O. BOX 1286					
				WINONA MN 55987-1286					
				Payment Amount					

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65756	05/06/14	19146	LOURDES FIGUEROA	SNACKS-TK .DTRS&SNS TO WRK 4/24	PV	132445	001	00701	191.67	042414
65757	05/06/14	6770	G.I. INDUSTRIES	Payment Amount 3/27-4/15/14 DISP@TAPIA 3/27-4/15/14 DISP@SHOP BLDG	PV	132365	001	00701	431.57	2522162-0283-5
									191.67	2682734-0283-7
									849.04	21404041
65758	05/06/14	2688	GEOLABS	Payment Amount 3/14 MTRL TSTG - 5 MG TNK MAR CONCRETE/FLD OBSV	PV	132305	001	00701	12,524.00	21404030
65759	05/06/14	2701	GRAINGER, INC.	Payment Amount 1/4" SS TUBING RLV - PUMP SEAL 3/8" SS TUBING ROTARY HAMMER KIT RTN SDS ROTRY HAMMR KIT GRINDER & SAW BLADE CONDUIT BENDERS-MURRA Y CRDLSS CIRC SAW-MURRAY	PV	132331	001	00701	157.94	9401323333
									15,294.00	9401433355
									164.05	9401433348
									169.17	9401323325
									169.17-	9404908452
									136.64	9401323325
									114.25	9401433363
									207.54	9403243232

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Alt Payee 5453 GRAINGER, INC.
DEPT 805178142
PALATINE IL 60038-0001

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item Co	Amount	Invoice Number
65760	05/06/14	2732	INDUSTRIAL METAL SUPPLY	VEH#899&900 EQ RACKS	PV	132349	001 00701	294.30	0047646
				Payment Amount				1,383.01	
65761	05/06/14	4144	INTERSTATE BATTERY SYSTEMS	VEH#875 BATTERY	PV	132311	001 00701	62.53	21023981
				Payment Amount				294.30	
65762	05/06/14	16423	JANO GRAPHICS	VEH#821&870 BATTERIES	PV	132312	001 00701	220.59	51022431
				Payment Amount				283.12	
65763	05/06/14	3083	JCI JONES CHEMICALS, INC	CURRENT FLW 2014 #2	PV	132372	001 00701	2,597.33	49683
				Payment Amount				2,597.33	
				4,911 GAL HYPOCHLORITE	PV	132316	001 00701	2,958.05	614825
				5,020 GAL HYPOCHLORITE	PV	132317	001 00701	2,921.49	615157
				4,193 GAL SOD BISULFITE	PV	132318	001 00701	5,702.48	614934
				JCI JONES CHEMICALS, INC P.O. BOX 636877 CINCINNATI OH 45263-6877				11,482.02	
65764	05/06/14	18535	KEMIRA WATER SOLUTIONS, INC.	FERRIC CHLORIDE	PV	132364	001 00701	6,357.16	9017386094
				Payment Amount				6,357.16	
65765	05/06/14	5230	KENNEDY/JENKS CONSULTANTS	KEMIRA WATER SOLUTIONS MAIL CODE 5581, P. O. BOX 105046 ATLANTA GA 30348-5046	PV	132411	001 00701	24,376.03	81916
				Payment Amount				6,357.16	
				3/14 PW,RW,SAN MSTR PLNS	PV	132411	002 00701	10,480.97	81916
				3/14 PW,RW,SAN MSTR PLNS	PV	132361	001 00101	36.42	851260/042514
				Payment Amount				34,857.00	
				RECTIFIER 3/26-4/24/14					

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					Ty	Number			
557160				RECTIFIER	PV	132382	001 00101	40.97	557160/042414
				3/25--4/23/14					
				Payment Amount				77.39	
65767	05/06/14	18895	JOSEPH LILLIO	REIMB-CMTA	PV	132444	001 00701	681.63	041814
				CONF					
				4/14--4/18/14					
				Payment Amount				681.63	
65768	05/06/14	3483	DAVID LIPPMAN	REIMB CELL	PV	132354	001 00701	59.92	7898/040714
				EXP					
				3/4--4/3/14					
				REIMB					
				MILEAGE-2				22.68	042314
				MTGS 4/23					
				Payment Amount				92.60	
65769	05/06/14	2610	LOS ANGELES COUNTY DEPT. OF PUBLIC WORKS	2/13--3/6/L201	PV	132353	001 00301	3,082.75	RE-PW-1404070
				202232-CLBS					7199
				PLN					
				Payment Amount				3,082.75	
65770	05/06/14	3514	LOS ANGELES COUNTY, REGISTRAR-REC ORDER	(3) EASEMENT DOCUMENTS	PV	132350	001 00701	72.00	14-1482
				Payment Amount				72.00	
65771	05/06/14	19026	MNS ENGINEERS, INC.	TAPIA CHNNL	PV	132300	001 00701	6,786.75	64266
				MXNG IMPRV					
				MAR*14					
				Payment Amount				6,786.75	
65772	05/06/14	2839	MOTTON INDUSTRIES, INC.	SEAL KITS FOR RANCHO	PV	132302	001 00701	1,146.84	CA22-577055
				FPH V-BELTS & STD V-BELTS				68.24	CA22-577089
				FHP SHEAVE				26.14	CA22-577087
				ALL Payee					
				10317 MOTION INDUSTRIES INC.					
				FILE 749376					
				LOS ANGELES CA 90074					
				Payment Amount				1,241.22	
65773	05/06/14	2842	NAPA AUTO PARTS	MISC PARTS FOR	PV	132299	001 00701	188.78	702755

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
VEH#715&STOCK										
65774	05/06/14	2302	OFFICE DEPOT	Payment Amount	PV	132305	001	00701	188.78	
				MISC OFFICE					365.24	705600626001
				SUPPLIES-HQ						
65775	05/06/14	18946	PACIFIC ADVANCED CIVIL ENGINEERING, INC.	Payment Amount	PV	132373	001	00701	365.24	
				RES#2					6,544.00	95475
				IMPRVMTS P/E						
				3/3-1/14						
65776	05/06/14	6766	SAWYER PETROLEUM	Payment Amount	PV	132376	001	00701	6,544.00	
				565.9 GL RD					2,099.79	V54069
				DYE						
				DIESL-RLV&FAR						
				M						
65777	05/06/14	14479	STEPHEN'S VIDEO PRODUCTIONS	Payment Amount	PV	132443	001	00701	2,099.79	
				4/14 BRD MTG					1,090.00	4-24-14
				VIDEO SRV						
65778	05/06/14	2977	TAFT ELECTRIC	Payment Amount	PV	132334	001	00701	1,090.00	
				INSTALLD					1,380.00	20724
				MOTION						
				SENSORS						
				BLDG#7						
				REPLACE ELEC					2,366.00	20723
				PANEL						
				BRD@TAPIA						
65779	05/06/14	15923	TOTAL-WESTERN, INC.	Payment Amount	PV	132344	001	00751	3,746.00	
				RLV BOILR					625.00	252829
				VALVE EMRGNCY						
				REPAIR						
65780	05/06/14	18604	VENTURA PEST CONTROL	Payment Amount	PV	132348	001	00301	625.00	
				BIRD PROOF-5					3,820.00	413744
				MG PROJ						
65781	05/06/14	16542	VISION INTERNET PROVIDERS, INC.	Payment Amount	PV	132347	001	00701	3,820.00	
				VISION					6,300.00	26989
				INTERNET						
				PROVIDERS,						
				INC.						
				4/15/14-4/14/15						
65782	05/06/14	19196	VOLLMER-GRAY	Payment Amount	PV	132343	001	00101	6,300.00	
				VALVE EXAM					1,937.00	41614



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65783	05/06/14	3025	ENGINEERING LABORATORIES	RPT-GOLD CYN RD	PV	132362	001	00101	1,937.00	873807
			WATER & SANITATION	PURCH WTR 3/18-4/15/14					19,159.23	
			SRV/VENTURA COUNTY							
65784	05/06/14	3047	WESCO DISTRIBUTION, INC.	MISC PARTS FR TAPIA WALL PMPS	PV	132301	001	00701	1,440.06	300853
			All Payee	WESCO DISTRIBUTION, INC PO BOX 31001-0465 PASADENA CA 91110-0465						
65785	05/06/14	18640	WEST COAST POWER SOLUTIONS	ADJUST HVAC SCHED-BLDG& BRD RM	PV	132336	001	00701	1,440.06	53785
			WORDLAND	ANNUAL PRINTER MAINT 4/14	PV	132342	001	00701	87.00	55932
									3,800.00	
									263,327.91	
										48

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Doc. Ty	Doc. Number	Key Lim	Key Co	Amount	Invoice Number
65787	05/13/14	17361	ACCURATE FIRST AID SERVICES	FIRST AID SUPPLIES @ HQ	PV	132502	001	00701	172.43	6276
				FIRST AID SUPPLIES @ OPS	PV	132503	001	00701	196.09	6277
				FIRST AID SUPPLIES @ RLV	PV	132504	001	00701	366.53	6278
				FIRST AID SUPPLIES @ TAPIA	PV	132505	001	00701	207.21	6279
65788	05/13/14	19198	AMERICAN RECORDS MANAGEMENT ASSOCIATION	Payment Amount MEMBERSHIP DUES-D.BETANC UR	PV	132385	001	00701	230.00	364455
				Payment Amount METER BOXES	PV	132457	001	00701	7,359.15	0155497-IN
65790	05/13/14	7865	ARMORCAST PRODUCTS CO. B&B PALLET CO.	Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132446	001	00701	638.00	111490
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132447	001	00701	638.00	111491
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132448	001	00701	638.00	111492
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132449	001	00701	638.00	111493
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132450	001	00701	638.00	111494
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132451	001	00701	638.00	111495
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132452	001	00701	638.00	111496
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132453	001	00701	638.00	111497
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132454	001	00701	638.00	111498
				Payment Amount 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS 55 YDS WOOD CHIPS	PV	132455	001	00701	638.00	111499

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Las Virgenes Municipal Water
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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item Co	Amount	Invoice Number
65791	05/13/14	2417	B&R TOOL & SUPPLY CO	Payment Amount CUTTER KIT-SER 1&2	PV	132458	001 00701	523.97	1278326-0001-01
65792	05/13/14	18562	BASKERVILLE, J.	Payment Amount TURF RMVL REBATE	PV	132407	001 00101	720.00	410130
65793	05/13/14	19012	BSVERCOM LLC	Payment Amount RFND BAL - CLOSED A/C	PV	132397	001 00101	746.05	9997807
65794	05/13/14	8153	C.D. LYON CONSTRUCTION INC.	Payment Amount RFND BAL - CLOSED A/C	PV	132400	001 00101	1,299.62	9998022
65795	05/13/14	18739	CALIFORNIA HAZARDOUS SERVICES, INC.	Payment Amount 12K GAL DIESEL UST	PV	132496	001 00701	1,585.00	55295
65796	05/13/14	18992	CDW-GOVERNIMEN T	Payment Amount HR CANON PHOTO PRINTER FREIGHT 3 YR WRNTY-HR PHOTO PNTR CANON INK CARTRIDGE FREIGHT 55" TV-ER OP CTR 55" TV-ER OP CTR 2 GLOSSY PHOTO PAPER FREIGHT	PV	132469	001 00701	212.55	LH20920
						132469	002 00701	46.49	LH20920
						132470	001 00701	20.00	LH74799
						132471	001 00701	45.78	LH20912
						132471	002 00701	7.31	LH20912
						132472	001 00701	2,528.80	LK16222
						132472	003 00701	10.00	LK16222
						132482	001 00701	65.23	LH54128
						132482	002 00701	23.99	LH54128
65797	05/13/14	19192	MARCIANA CHANG	Payment Amount RFND BAL - CLOSED A/C	PV	132395	001 00101	186.81	050947

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All Payee 19010 CDW GOVERNMENT
75 REMITTANCE DR., SUITE 1515
CHICAGO IL 60675-1515

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document	Key	Amount	Invoice Number
Number	Date	Number			Number	Co		
65798	05/13/14	2539	CITY OF SIMI VALLEY	PURCHS WTR	132500	001 00101	9,577.73	0092007135
				2/20~4/23/14				
				PURCHS WTR	132501	001 00101	309.92	0092007129
				2/20~4/23/14				
65799	05/13/14	2601	DELL COMPUTER CORP	3 CD/DVD DRIVES FOR D830	132461	001 00701	35.94	XJD97CT28
				2 VIDEO CARDS	132463	001 00701	156.94	XJD7X3N15
				2 DELL 27 MONITORS	132468	001 00701	700.59	XJDCJ88M6
65800	05/13/14	2655	FERGUSON ENTERPRISES	ELL-90 6" & SVC SADDLES	132456	001 00701	735.69	0472278
				FILE 56809				
				LOS ANGELES CA 90074-6809				
65801	05/13/14	19193	ROBERT FITCH	RFND BAL - CLOSED A/C	132396	001 00101	20.56	004155
65802	05/13/14	2591	GIERLICH+MITC HELL, INC.	7 SHEAR PIN KITS	132467	001 00701	323.13	GC 13940
				FREIGHT	132467	002 00701	15.05	GC 13940
65803	05/13/14	2701	GRAINGER, INC.	CORDLESS DRILL - CALDWELL VEH#8988900 TRUCK BOX RTV SILC BLUE & ELECC CNT CLNR	132474	001 00701	142.14	9406200825
				CYPRESS CA 90630				
				2,086.81				9406305830
				871.11				9412255925

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Payment Number	Date	Address Number	Name	Payment Stub Message	Document		Key	Amount	Invoice Number
					Ty	Number			
				RAIN JACKET	PV	132477	001 00701	159.14	9406305822
				-J.GIL					
				RAIN OVERALL	PV	132478	001 00701	95.75	9406200817
				-J.GIL					
				ELEC TAPE &	PV	132479	001 00701	744.22	9407674481
				EMERY CLOTH					
				SCOTCHBRITE	PV	132480	001 00701	206.66	9407126870
				PADS					
				EMERY CLOTH	PV	132481	001 00701	159.25	9407126888
				ROLLS					
				LAMP	PV	132495	001 00701	129.39	9411256792
				RECYCLING					
				KITS					
			Alt Payee 5453 GRAINGER, INC. DEPT 805178142 PALATINE IL 60038-0001						
				Payment Amount				4,594.47	
65804	05/13/14	2727	IDEXX LABORATORIES	QNTI-TRAY & COLRT BOTTLES	PV	132473	001 00701	976.64	277252106
				FREIGHT	PV	132473	003 00701	109.56	277252106
			Alt Payee 6447 IDEXX LABORATORIES P. O. BOX 101327 ATLANTA GA 30392-1327						
				Payment Amount				1,086.20	
65805	05/13/14	3083	JCI JONES CHEMICALS, INC	5,032 GAL HYPOCHLORITE	PV	132464	001 00701	2,928.47	615437
				5,051 GAL HYPOCHLORITE	PV	132465	001 00701	2,939.53	615858
				3,374 GAL SODIUM BISULFITE	PV	132465	001 00701	4,588.64	615458
			Alt Payee 13647 JCI JONES CHEMICALS, INC P.O. BOX 636877 CINCINNATI OH 45263-6877						
				Payment Amount				10,456.64	
65806	05/13/14	19184	ELLEN KATZMAN	RFND BAL - CLOSED A/C	PV	132402	001 00101	90.65	540296-069665
				Payment Amount				90.65	
65807	05/13/14	19199	VERA	RFND BAL -	PV	132403	001 00101	252.67	067926

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key Itm	Co	Amount	Invoice Number
65608	05/13/14	3352	KLEYNBERG LAS VIRGENES MUNICIPAL WATER DISTRICT	CLOSED A/C Payment Amount EQUESTRIAN 2/13-4/15/14	PV	132483	001	00101	252.67 207.42	0895/042314
65609	05/13/14	17295	MAILFINANCE	WLK FLT 2/19-4/21/14 WLK 2/19-4/21/14 Payment Amount POSTAGE MCHN RENT-5/23-6/2 2	PV	132484	001	00101	294.30 419.12 411.41	0907/043014 0909/043014 H4652041
65810	05/13/14	19202	JOANA MENEZES	Payment Amount RFND O/P BAL - OPEN A/C	PV	132405	001	00101	411.41 493.29	038144
65811	05/13/14	18940	MP PRINTING & MAILING	Payment Amount CURRENT FLW ISSUE#2, 2014	PV	132424	001	00701	493.29 3,097.30	54399
65812	05/13/14	2862	NEW PIG CORP	Payment Amount ANTH-FATIGUE MATS W/O HOLES	PV	132507	001	00701	3,097.30 804.45	21362794-00
65813	05/13/14	2802	OFFICE DEPOT	Payment Amount 32 GB USB DRIVE-A-ARENA S	PV	132426	001	00701	102.74 43.58	21362794-00 706764728001
65814	05/13/14	19194	LANCE ORDIN	Payment Amount RFND BAL - CLOSED A/C	PV	132398	001	00101	43.58 95.95	061102
65815	05/13/14	18946	PACIFIC ADVANCED CIVIL ENGINEERING, INC.	Payment Amount PMT#4-GRIT CONVYR	PV	132393	001	00701	95.95 30,095.00	10499/#4
				5% RETENTION-PMT #4	PD	132394	001	00754	1,504.75	10499/RTN#4

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Lim Co	Amount	Invoice Number
65816	05/13/14	18874	PACIFIC HYDROTECH CORPORATION	Payment Amount PMT#12-3RD DIGESTER	PV	132386	001 00701	28,590.25 373,482.41	10487/#12
				5% RETENTION-PMT #12	PD	132387	001 00754	18,574.12-	10487/RTN#12
65817	05/13/14	8484	PRAXAIR DISTRIBUTION, INC	Payment Amount 4/14 AIR CYLINDER RENTAL	PV	132428	001 00701	354,808.29 111.42	49133866
			All Payee	PRAXAIR DISTRIBUTION INC. DEPT. LA 21511 PASADENA CA 91185-1511					
65818	05/13/14	18945	PRESTON PIPELINES, INC.	Payment Amount PMT#6-CLBS PIPELINE	PV	132389	001 00701	111.42 637,471.58	10344/#6
				5% RETENTION/PMT #6.	PD	132390	001 00301	31,873.58-	10344/RTN#6
65819	05/13/14	10238	R C BECKER & SON INC.	Payment Amount RFND BAL - CLOSED A/C	PV	132401	001 00101	605,598.00 1,322.21	9997957
65820	05/13/14	2907	RED WING SHOE STORE	Payment Amount PROTECTIVE FTWR-E.CUARES MA	PV	132498	001 00701	1,322.21 225.00	416000001086
65821	05/13/14	19201	MARLENA ROGERS	Payment Amount RFND O/P BAL - OPEN A/C	PV	132399	001 00101	225.00 337.50	065978
65822	05/13/14	17174	ROTH STAFFING COMPANIES, LP	Payment Amount TEMP SRV. P/E 4/13/14 S.T.	PV	132483	001 00701	337.50 36.70	12978863
				TEMP SRV. P/E 4/20/14 S.T.	PV	132494	001 00701	293.60	12981544
65823	05/13/14	19189	DAVID SIMON	Payment Amount TURF RMVL REBATE	PV	132406	001 00101	330.30 1,350.00	700059

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
65824	05/13/14	19169	SJM INDUSTRIAL RADIO	RMV/INSTL VEH RADIO	PV	132430	001	00701	1,485.66	218006
Payment Amount 1,485.66										
65825	05/13/14	8645	SOUTHERN CALIFORNIA TROPHY COMPANY	K REED 25 ANNIV GIFT-WALLET	PV	132506	001	00701	66.74	040273-14
Payment Amount 66.74										
65826	05/13/14	18651	TOYOTA-LIFT OF LOS ANGELES	PM SERV-#723 TOYOTA FRKLFT	PV	132486	001	00701	112.01	WO-250869
Payment Amount 66.74										
				PM SERV-#134 NISSAN FRKLFT	PV	132487	001	00701	112.01	WO-250872
				PM SERV-#700 ELEC CART	PV	132488	001	00701	75.00	WO-250870
				PM SRV-#702 ELEC CART	PV	132489	001	00701	75.00	WO-250871
				PM SRV-#305 NISSAN FRKLFT	PV	132490	001	00701	104.00	WO-250873
				PM SRV-#303 ELEC CART	PV	132491	001	00701	83.01	WO-250874
				PM SRV-#302 ELEC CART	PV	132492	001	00701	83.01	WO-250875
Payment Amount 644.04										
65827	05/13/14	19197	COLETTE UDALL	TURF RMVL REBATE	PV	132408	001	00101	605.00	2080228
Payment Amount 605.00										
65828	05/13/14	2760	VALLEY NEWS GROUP	4/17/14 ADS DISPLAY	PV	132383	001	00101	290.00	4-17
Payment Amount 290.00										
				IRRIGATION&HA NDS ADS	PV	132384	001	00101	360.00	4-11
Payment Amount 650.00										
65829	05/13/14	18923	VAULT ACCESS SOLUTIONS	VAULT LIDS	PV	132508	001	00701	42,921.00	26
Payment Amount 42,921.00										
65830	05/13/14	18200	VILLA CARRITA LLC	RFND BAL - CLOSED A/C	PV	132404	001	00101	1,144.42	9997667
Payment Amount 1,144.42										
65831	05/13/14	3109	W. LITTEN	SRV	PV	132438	001	00701	3,349.60	0320303
Payment Amount 1,144.42										

65829 05/13/14
65830 05/13/14

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Payment Number	Payment Date	Name	Address Number	Payment Stub Message	Document Ty	Document Number	Key Item	Key Co	Amount	Invoice Number
65832	05/13/14	WAITE BROS. PLUMBING	3037	3/23-3/29/14 @ RANCHO SRV	PV	132439	001	00701	2,082.55	0320304
				3/30-4/5/14 @ RANCHO SRV	PV	132440	001	00701	4,360.95	0320305
				4/6-4/12/14 @ RANCHO						
				Payment Amount				9,793.10		
				INSTLD FAUCET-HQ	PV	132419	001	00701	265.00	37708
				RNTL OFFICE INSTLD 2	PV	132420	001	00701	546.00	37709
				FAUCETS-BLDG 7 WRR						
				Payment Amount				811.00		
				LAB SRV @ TAPIA	PV	132431	001	00701	100.00	W4D1005-LV
				EFFLUENT						
				LAB SRV @ MALIBU CREEK	PV	132432	001	00701	4,928.00	W4D1128-LV
				LAB SRV @ TAPIA	PV	132433	001	00701	62.00	W4D1127-LV
				GROUNDWATER						
				LAB SRV @ TAPIA	PV	132434	001	00701	292.00	W4D1126-LV
				INFLUENT						
				LAB SRV @ TAPIA 4/14	PV	132435	001	00701	55.00	W4D1125-LV
				LAB SRV @ TAPIA	PV	132436	001	00701	717.00	W4D1124-LV
				EFFLUENT						
				LAB SRV @ RANCHO FARM	PV	132437	001	00701	159.00	W3L1074-LV
				Payment Amount				6,313.00		
				RFND BAL - CLOSED A/C	PV	132499	001	00101	1,099.24	9998007
				Payment Amount				1,099.24		
				ELECTRIC PARTS - TAPIA INC.	PV	132441	001	00701	110.20	302943

65833 05/13/14
JEANETTE WEEKLEY
19203
65835 05/13/14
WESCO DISTRIBUTION, INC.
3047

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Payment Number	Payment Date	Address Number	Name	Payment Stub Message	Document Ty	Document Number	Key Item Co	Amount	Invoice Number
				CHNUM PWR SUPPLY - TAPIA	PV	132442	001 00701	567.74	304408
		Alt Payee	6443 WESCO DISTRIBUTION, INC PO BOX 31001-0465 PASADENA CA 91110-0465						
65836	05/13/14	3048	WEST COAST AIR CONDITIONING	Payment Amount A/C RPR @ RANCHO 4/3 & 4/7	PV	132418	001 00701	4,271.44	S56306
								677.94	
				RANCHO EX FAN P.M. 3/28/14	PV	132422	001 00701	450.00	S56193
				A/C PM-BLDG 7&8 4/14	PV	132423	001 00701	395.00	S56549
				Payment Amount (6) 24 AGM BATTERY	PV	132421	001 00701	1,105.26	171157
65837	05/13/14	8060	WIL-POWER BATTERY DISTRIBUTORS	Payment Amount				5,116.44	
				Payment Amount				1,105.26	
65838	05/13/14	8510	WORK BOOT WAREHOUSE	PROTECTIVE FTWR-D. BOCKEL MAN	PV	132497	001 00701	165.78	46472
				Payment Amount				165.78	
65839	05/13/14	18922	1ST ENTERPRISE BANK	RTN#12/RLV 3RD DIGESTER	PV	132388	001 00754	18,674.12	10487/RTN#12
				Payment Amount				18,674.12	
				Total Amount of Payments Written				1,141,184.46	
				Total Number of Payments Written				53	

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Payment Number	Date	Address Number	Name	Payment Stub Message	Ty	Document Number	Key Irm Co	Amount	Invoice Number
65840	05/13/14	18874	PACIFIC HYDROTECH CORPORATION	PMT#1-5 MG TANK P/E 3/31/14	PV	132391	001 00701	673,456.00	10476/#1
				5% RETENTION ON PMT#1	PD	132392	001 00301	33,672.80-	10476/RTN#1
				Payment Amount				639,783.20	
				Total Amount of Payments Written				639,783.20	
				Total Number of Payments Written			1		

ITEM 4A



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Finance & Administration

Subject: Investment Review: First Quarter of Calendar Year 2014

SUMMARY:

At the April 22, 2014 Board meeting, Director Len Polan requested that this item be continued to the next meeting to allow him to follow up with staff on several questions.

On May 2, 2014, staff met with Director Polan, who serves as the Board Treasurer, to discuss his questions on the report. Based on those discussions, staff will be working on modifications to future Quarterly Investment Review reports, beginning with the report for the second quarter of calendar year 2014, to include additional information consistent with the District's efforts to support transparency.

A list of investments as of March 31, 2014 is presented for Board review.

The total interest for the quarter was \$130,719.88. The average weighted portfolio duration, excluding LAIF, the reserve fund and the money market fund, is 1,049 days or about 2.87 years. The duration shortened slightly compared to last quarter's 1,077 days.

The investment portfolio includes Joint Powers Authority funds in the amount of \$6,539,642.66, of which \$4,850,605.35 belongs to Las Virgenes. Of the total investments, \$2.77 million is restricted by statute, \$4.95 million is prepaid development fees, \$2.76 million is restricted by bond covenants, and \$55.62 million is set aside for Board approved reserves, including reserves for future maintenance and replacement of major capital assets.

DISCUSSION:

During this quarter, \$8.2 million of investments were called or matured, and \$5 million of investments were purchased. Investment in LAIF increased by \$0.8 million during the quarter. The short-term interest rates remained unchanged for the quarter and remained at historic lows. The quarterly apportionment rate for LAIF was 0.24% in March, which was lower from the previous quarter of 0.26% in December. The average annual yield on the District's investment portfolio for the period ending March 31, 2014 was 0.96%, compared to 0.94% for the period ending December 31, 2013.

Investments as of March 31, 2014 included the following:

LAIF - General	\$26,344,912
Government Agency Notes:	
Maturing in 2014	2,000,000
Maturing in 2015	2,000,000
Maturing in 2016 or later	31,993,540

ITEM 4B

Municipal Bonds	10,872,110
U.S. Treasury Money Market Fund	19,991

Total	\$73,230,553

These investments generated interest of \$130,719.88 for the quarter. Investment portfolio ratios were as follows:

Investments in LAIF	35.98%
Callable Federal Agency Notes	38.22%
Federal Agency Bullet/Coupon Notes	10.92%
Municipal Bonds	14.85%
U.S. Treasury Money Market Fund	0.03%

Total	100.00%

Prepared By: Joseph Lillio, Finance Manager

ATTACHMENTS:

Exhibit A - Investments

Exhibit B - Cash Analysis

**LAS VIRGENES MUNICIPAL WATER DISTRICT
INVESTMENTS - 1ST QUARTER ENDED MARCH 31, 2014**

Investment Type	Interest Rate	No. of Days	Purchase Date	Maturity Date	Book Value	Par Value	Quarterly Interest		Quarterly Total Interest
							Earned	Accrued	
FFCB - Bullet	1.050%	1461	03/28/12	03/28/16	1,000,000.00	1,000,000.00	2,625.00	2,625.00	2,625.00
FFCB - Bullet	0.600%	1461	12/27/12	12/27/16	1,000,000.00	1,000,000.00	1,500.00	1,500.00	1,500.00
FFCB - Callable	0.980%	1826	09/18/12	09/18/17	1,000,000.00	1,000,000.00	2,450.01	2,450.01	2,450.01
FFCB - Callable	0.820%	1719	10/26/12	07/11/17	998,000.00	1,000,000.00	2,049.99	2,049.99	2,049.99
FFCB - Callable	0.600%	1464	12/13/12	12/16/16	1,000,000.00	1,000,000.00	1,500.00	1,500.00	1,500.00
FFCB - Callable	1.870%	1826	12/26/13	12/26/18	1,000,000.00	1,000,000.00	4,674.99	4,674.99	4,674.99
FHLB - Bullet	1.150%	1338	11/24/10	07/24/14	1,000,000.00	1,000,000.00	2,874.99	2,874.99	2,874.99
FHLB - Bullet	2.000%	1476	03/15/11	03/30/15	1,000,000.00	1,000,000.00	5,000.01	5,000.01	5,000.01
FHLB - Bullet	1.270%	1798	03/30/12	03/02/17	1,000,000.00	1,000,000.00	3,174.99	3,174.99	3,174.99
FHLB - Callable	0.500%	1278	12/28/12	06/28/16	1,000,000.00	1,000,000.00	1,250.01	1,250.01	1,250.01
FHLB - Callable	0.5% & Up	1826	02/07/13	02/07/18	1,000,000.00	1,000,000.00	1,583.30	1,583.30	1,583.30
FHLB - Callable	0.5% & Up	1826	02/28/13	02/28/18	1,000,000.00	1,000,000.00	819.42	819.42	819.42
FHLB - Callable	1.250%	1826	06/26/13	06/26/18	1,000,000.00	1,000,000.00	3,125.01	3,125.01	3,125.01
FHLB - Callable	0.5% & Up	1826	01/30/14	01/30/19	1,000,000.00	1,000,000.00	847.23	847.23	847.23
FHLMC - Bullet	0.625%	1467	10/26/12	11/01/16	997,040.00	1,000,000.00	1,562.49	1,562.49	1,562.49
FHLMC - Callable	1.250%	1827	02/17/12	02/17/17	1,000,000.00	1,000,000.00	3,125.01	3,125.01	3,125.01
FHLMC - Callable	1.150%	1827	02/28/12	02/28/17	1,000,000.00	1,000,000.00	1,850.65	1,850.65	1,850.65
FHLMC - Callable	1.400%	1826	03/28/12	03/28/17	1,000,000.00	1,000,000.00	3,349.39	3,349.39	3,349.39
FHLMC - Callable	0.500%	365	01/15/13	01/15/14	1,000,000.00	1,000,000.00	188.14	188.14	188.14
FHLMC - Callable	1.000%	1826	03/26/13	03/26/18	1,000,000.00	1,000,000.00	2,499.99	2,499.99	2,499.99
FHLMC - Callable	1.020%	1826	04/30/13	04/30/18	999,500.00	1,000,000.00	2,550.00	2,550.00	2,550.00
FHLMC - Callable	0.950%	1826	05/22/13	05/22/18	1,000,000.00	1,000,000.00	2,375.01	2,375.01	2,375.01
FHLMC - Callable	0.750%	1645	05/28/13	11/28/17	1,000,000.00	1,000,000.00	1,875.00	1,875.00	1,875.00
FHLMC - Callable	0.25% & Up	1278	12/30/13	06/30/17	1,000,000.00	1,000,000.00	624.99	624.99	624.99
FHLMC - Callable	0.625% & Up	1461	02/05/14	02/05/18	1,000,000.00	1,000,000.00	972.22	972.22	972.22
FHLMC - Callable	1.300%	1461	02/27/14	02/27/18	1,000,000.00	1,000,000.00	1,155.55	1,155.55	1,155.55
FHLMC - Callable	1.800%	1826	02/27/14	02/27/19	1,000,000.00	1,000,000.00	1,600.00	1,600.00	1,600.00
FHLMC - Callable	1.800%	1826	03/12/14	03/12/19	1,000,000.00	1,000,000.00	950.00	950.00	950.00
FNMA - Bullet	0.670%	1248	03/26/12	08/26/15	1,000,000.00	1,000,000.00	1,674.99	1,674.99	1,674.99
FNMA - Callable	1.500%	1461	09/08/10	09/08/14	1,000,000.00	1,000,000.00	3,750.00	3,750.00	3,750.00
FNMA - Callable	1.250%	1827	02/14/12	02/14/17	1,000,000.00	1,000,000.00	1,508.55	1,508.55	1,508.55

AB

**LAS VIRGENES MUNICIPAL WATER DISTRICT
INVESTMENTS - 1ST QUARTER ENDED MARCH 31, 2014**

Investment Type	Interest Rate	No. of Days	Purchase Date	Maturity Date	Book Value	Par Value	Quarterly Interest		Quarterly Total Interest
							Earned	Accrued	
FNMA - Callable	1.250%	1827	02/14/12	02/14/17	1,000,000.00	1,000,000.00	1,508.55		1,508.55
FNMA - Callable	1.300%	1827	02/21/12	02/21/17	1,000,000.00	1,000,000.00	1,830.53		1,830.53
FNMA - Callable	0.900%	1826	10/25/12	10/25/17	999,000.00	1,000,000.00		2,250.00	2,250.00
FNMA - Callable	0.75% & Up	1826	11/21/12	11/21/17	1,000,000.00	1,000,000.00		1,875.00	1,875.00
FNMA - Callable	0.625%	1461	11/28/12	11/28/16	2,000,000.00	2,000,000.00		3,125.01	3,125.01
FNMA - Callable	0.5% & Up	1817	12/07/12	11/28/17	1,000,000.00	1,000,000.00		1,250.01	1,250.01
FNMA - Callable	0.600%	1277	02/25/13	08/25/16	1,000,000.00	1,000,000.00		1,500.00	1,500.00
FNMA - Callable	0.8% & Up	1826	03/27/13	03/27/18	1,000,000.00	1,000,000.00		2,000.01	2,000.01
FNMA - Callable	0.75% & Up	1826	03/28/13	03/28/18	1,000,000.00	1,000,000.00		2,124.99	2,124.99
FNMA - Callable	0.75% & Up	1826	05/29/13	05/29/18	1,000,000.00	1,000,000.00		1,875.00	1,875.00
FNMA - Callable	1%-2%	1826	12/05/13	12/05/18	1,000,000.00	1,000,000.00		2,499.99	2,499.99
NYCGEN-Muni Bond	2.662%	1427	06/04/10	05/01/14	1,000,000.00	1,000,000.00		6,654.99	6,654.99
KYSHSG-Muni Bond	0.750%	621	06/27/12	03/10/14	190,000.00	190,000.00	273.22		273.22
KYSHSG-Muni Bond	0.750%	734	06/27/12	07/01/14	810,000.00	810,000.00		1,366.88	1,366.88
Montgomery-Muni Bon	0.740%	853	11/29/12	04/01/15	1,004,400.00	1,000,000.00		1,849.99	1,849.99
PORTRN-Muni Bond	0.600%	1077	12/19/12	12/01/15	1,000,580.00	1,000,000.00		1,500.00	1,500.00
AZSHGR-Muni Bond	0.850%	865	01/17/13	06/01/15	2,205,000.00	2,205,000.00		4,685.61	4,685.61
LVNSCD-Muni Bond	1.585%	1715	02/20/13	11/01/17	1,022,130.00	1,000,000.00		3,962.49	3,962.49
NJSMFH-Muni Bond	1.000%	585	03/26/13	11/01/14	1,245,000.00	1,245,000.00		3,112.50	3,112.50
PTS-Muni Bond	0.690%	1316	03/26/13	11/01/16	1,000,000.00	1,000,000.00		1,725.00	1,725.00
ARLDEV-Muni Bond	0.832%	1291	06/03/13	12/15/16	1,585,000.00	1,585,000.00		3,296.79	3,296.79
Reserve Fund-LAIF & Other					2,763,291.52		1,604.32		1,604.32
LAIF - All Other (3-month Average Balances)					23,569,287.08		13,721.71		13,721.71
HighMark U.S. Treasury Money Market Fund (3-month Average Balances)					312,107.54		3.52		3.52
Bank of New York Mellon/Wells Fargo Sweep Accounts (3-month Average Bal.)					728,693.90		36.84		36.84
Total							26,694.84	104,025.04	130,719.88

LVMWD CASH ANALYSIS - MARCH 31, 2014

	Financial Policies	Restricted by Statute	Restricted - Accrued Liability	Restricted - Funds Held in Trust for Others	Restricted by Bond Covenants	Total Restricted and Unrestricted
Operating Funds	24,091,461					24,091,461
Potable Water Construction		1,972,374				1,972,374
Recycled Water Construction		759,997				759,997
Sanitation Construction		35,767				35,767
Potable Water/District Wide Assets Replacement	13,080,237					13,080,237
Recycled Water Replacement	3,794,863					3,794,863
Sanitation Replacement	3,385,264					3,385,264
Emergency/Insurance Reserve	3,264,860					3,264,860
Vested Sick Leave			1,275,381			1,275,381
Joint Powers Authority - Operations & Construction				6,719,383		6,719,383
Prepaid Capacity Fees and Other Deposits				4,954,733		4,954,733
Refunding Revenue Bonds - Reserve Fund					2,763,292	2,763,292
Refunding Revenue Bonds - Revenue/Interest Fund					0	0
Rate Stabilization Reserve	8,000,000					8,000,000
Total	55,616,685	2,768,138	1,275,381	11,674,116	2,763,292	74,097,612

Financial Policy - Cash required to comply with District's adopted Financial Policy. Operating funds must have cash equal to three months of expense plus debt service for one year. Emergency/Insurance Reserve was approved in 2005 and is set at 2% of fixed assets net of land. Rate Stabilization Reserve shields ratepayers from dramatic increases due to climatic events.

Legal Restrictions - AB 1600 requires that development impact fees can only be used for capital projects related to expansion, not replacement or enhancement. The law also restricts interest earned on these funds to the same purpose.

Accrued Liability - Contractual obligation with long-term employees.

Trust Funds - Money held by the District that we do not own and may have to return, such as deposits from developers and customers.

Bond Covenants - Money relating to bond financing that is restricted in use and required by promises made in bond documents.

Operating funds includes three-month operating expenses.

May 13, 2014

To: Payroll

From: Daryl A. Betancur, Clerk of the Board

Subject: Per Diem Request
April 2014

Attached are the director statements of attendance for meetings, conferences and miscellaneous functions, which are summarized in the table below. If you have any questions please contact Joanne Bodenhamer.

At the meeting of 02/26/2008 the Board voted 5-0 to amend the daily per diem to:

- \$200.00 effective February 27, 2008
- January 26, 2010 during the annual review of compensation, the Board opted for the per diem to remain at \$200 and requested a per diem survey be completed along with the next employee compensation study.

Name	Meeting Attendance	Rate	Total
Charles Caspary	5	200.00	1,000.00
Glen Peterson* LVMWD – 5 MWD – 5	10	200.00	2,000.00
Leonard Polan	6	200.00	1,200.00
Lee Renger	5	200.00	1,000.00
Barry Steinhardt	8	200.00	1,600.00

Thank you.

Article 4, 2-2.401(a) "not exceeding a total of ten (10) days in any calendar month"

*Article 4, 2-2.401(b) MWD director "not exceeding a total of (10) days in any calendar month."

RECEIVED
APR 29 2014
BY: Clerk

Charles Caspary
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302
Fax: 818-251-2149

DATE: 4/29/2014
TO: Clerk of the Board, Las Virgenes Municipal Water District
FROM: Charles Caspary
LVMWD Director, Division 1
SUBJECT: Meeting Attendance Per Diem Request

The following are Las Virgenes Municipal Water District Board of Directors Meetings, Committee Meetings/Conferences I have attended.

Date	Description
<u>Apr 7, 2014</u>	<u>LV-TSD JPA Bd Mtg.</u>
<u>Apr 8, 2014</u>	<u>LVMWD - Regular Bd Mtg.</u>
<u>Apr 21, 2014</u>	<u>LVMWD - Budget Workshop</u>
<u>Apr 22, 2014</u>	<u>LVMWD - Regular Bd Mtg.</u>
<u>Apr 28, 2014</u>	<u>Santa Monica Bay Restoration Comm.</u>
_____	_____
_____	_____
_____	_____
_____	_____

5

Governing Board Mtg
Florida Del Rio

(Signed) Charles Caspary
Charles Caspary

RECEIVED
MAY 05 2014

Glen Peterson
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302
Fax: 818-251-2149

DATE: 5/5/14
TO: Executive Assistant/Clerk of the Board
FROM: Glen Peterson
LVMWD Director, Division 2
SUBJECT: Meeting Attendance Per Diem Request

The following are Las Virgenes Municipal Water District Board of Directors Meetings, Committee Meetings/Conferences I have attended.

Date	Description
<u>3</u>	<u>LV WATER Summit</u>
<u>4</u>	<u>W Starkey Str.</u>
<u>7</u>	<u>MWD Committee</u>
<u>8</u>	<u>MWD/Borros & Committee</u>
<u>9</u>	<u>MWD Colorno River Board</u>
<u>15</u>	<u>MWD Pre Mtg Bay Delta Committe</u>
<u>21</u>	<u>W Special Mtg</u>
<u>22</u>	<u>LV/MWD Committee & Borros</u>
<u>23</u>	<u>MWD Service Award</u>
<u>24</u>	<u>WAWA</u>

5-LV
5-MWD

(Signed) Glen Peterson
Glen Peterson

RECEIVED⁵⁹
APR 29 2014
BY: clerk

Lee Renger
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302
Fax: 818-251-2149

DATE: 4-28-2014
TO: Executive Assistant/Clerk of the Board
FROM: Lee Renger
LVMWD Director, Division 3
SUBJECT: Meeting Attendance Per Diem Request

The following are Las Virgenes Municipal Water District Board of Directors Meetings, Committee Meetings/Conferences I have attended.

Date	Description
<u>4-7</u>	<u>JPA Bud.</u>
<u>4-8</u>	<u>LVMWD Bud</u>
<u>4-21</u>	<u>Budget Workshops</u>
<u>4-22</u>	<u>LVMWD Bud</u>
<u>4-24</u>	<u>AWA symposium</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

(5)

(Signed)

Lee Renger
Lee Renger

ITEM 4C

Leonard Polan
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302
Fax: 818-251-2119

RECEIVED
MAY 05 2014
BY: _____

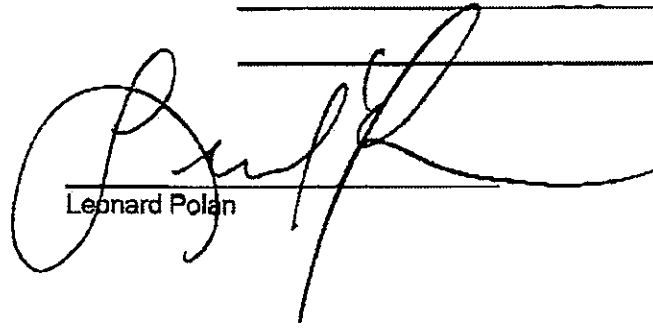
DATE: 5.5.14
TO: Daryl A. Betancur, Executive Assistant/Clerk of the Board
FROM: Leonard Polan
LVMWD Director, Division 4
SUBJECT: Meeting Attendance Per Diem Request

The following are Las Virgenes Municipal Water District Board of Directors Meetings, Committee Meetings/Conferences I have attended.

Date	Description
<u>4.3.14</u>	<u>WATER SUMMIT @ LVMWD.</u>
<u>4.7.14</u>	<u>JFR BOARD MTG</u>
<u>4.8.14</u>	<u>LVMWD BOARD MTG.</u>
<u>4.21.14</u>	<u>LVMWD BUDGET RATE BOARD WORKSHOP.</u>
<u>4.27.14</u>	<u>LVMWD BOARD MTG.</u>
<u>4.24.14</u>	<u>VCAWA MTG @ MARRIOTT</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

(6)

(Signed)


Leonard Polan

ITEM AC

RECEIVED
APR 28 2014
CLERK

Barry Steinhardt
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302
Fax: 818-251-2149

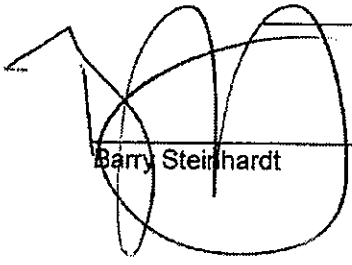
DATE: APRIL 2014
TO: Daryl A. Betancur, Executive Assistant/Clerk of the Board
FROM: Barry Steinhardt
LVMWD Director, Division 5
SUBJECT: Meeting Attendance Per Dlem Request

The following are Las Virgenes Municipal Water District Board of Directors Meetings, Committee Meetings/Conferences I have attended.

Date	Description
4/2-4/4	EDUCATION / POWER SYMPOSIUM
4/7	JPA BOARD MEETING
4/8	LVMWD BOARD MEETING
4/14	ACWA REGION 8 MEETING / BOARD MEMBERS
4/21	EDUCATION / LVMWD FINANCIAL WORKSHOP
4/22	LVMWD BOARD MEETING
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

8

(Signed)


Barry Steinhardt

ITEM 4C



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

MINUTES
REGULAR MEETING

5:00 PM

April 22, 2014

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Board President, Charles Caspary.

1. CALL TO ORDER AND ROLL CALL

A Call to order and roll call

The meeting was called to order at 5:02 p.m. by Board President Caspary in the District offices. Daryl Betancur, Clerk of the Board conducted the roll call.

Present: Directors, Polan, Renger, Steinhardt, Peterson and Board President Caspary.

Absent: None

Staff Present: David Pedersen, General Manager
Daryl Betancur, Clerk of the Board
David Lippman, Director of Facilities and Operations
Carlos Reyes, Director of Resource Conservation and Public Outreach
Don Patterson, Director of Finance and Administration
Wayne Lemieux, District Counsel

2. APPROVAL OF AGENDA

A Approval of agenda

General Manager Pedersen indicated that there were no changes to the agenda.

On a motion by Director Renger, seconded by Director Polan, the Board of Directors voted 5-0 to approve the agenda as presented. Motion carried unanimously.

ITEM ~~4D~~

3. PUBLIC COMMENTS

None

4. CONSENT CALENDAR

- A List of Demands: April 22, 2014. Approve
- B Investment Report for the Month of March, 2014. Receive and File
- C Investment Review: First Quarter of Calendar Year 2014. Receive and File.
- D Minutes: Regular Meeting of February 25, 2014; and Regular Meeting of March 11, 2104.

Director Polan Stated he wanted to discuss item 4C the Investment Review Report. Item 4C was subsequently pulled from the consent calendar for a separate discussion.

On a motion by Director Peterson, seconded by Director Renger, the Board of Directors voted 5-0 to approve the Consent Calendar items 4A, 4B and 4D. Motion carried unanimously. Item 4C was pulled for a separate discussion.

4C. Investment Report for the Month of March, 2014.

Director Polan stated that he wanted to discuss this item privately with Mr. Patterson, Director of Finance and Administration and following that discussion bring the item back at the next meeting.

On a motion by Director Steinhardt, seconded by Director Renger the Board of Directors voted 4-1 to bring the item back and allow Director Polan to discuss as requested. Motion carried by the following roll call vote:

AYES: Director(s): Polan, Renger, Steinhardt and Peterson
 NOES: Director(s): None
 ABSTAIN: Director(s): Board President Caspary

5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Legislative and Regulatory Updates

General Manager Pedersen reported on: SB 1014 (Jackson) that involved the statewide drug take back program; that the JPA submitted a letter of support; that the bill did not have the support of the business community thus the bill is on hold. Mr. Pedersen reported on regulatory items including: the water main break on February 4, 2014 on Barrymore Drive, which caused some erosion to the road; that on April 11 a letter was received from the Regional Water Quality Control Board what is essentially an order to submit information regarding the incident because there was some sediment that was washed into Solstice Creek as a result of the break and Heal the Bay alerted the Regional Water Quality Control Board. He spoke about next steps including submitting an incident report to the Regional Board explaining what happened, the level of response and other mitigating steps. Mr. Pedersen stated he will report back as more information becomes available.

There was a brief discussion relative to the dimensions of the pipe and the reasons it had failed with staff providing responses and indicating that it was installed in the early 60's and that its failure was attributed to corrosion and an original installation defect.

6. TREASURER

ITEM 4D

Nothing to report.

7. BOARD OF DIRECTORS

A ACWA General Session Membership Meeting: Designation of Voting Delegate

Designate a voting delegate for the ACWA General Session Membership meeting of May 7, 2014 and provide the delegate with feedback on the proposed by-law amendments recommended by the ACWA Board of Directors.

Director Steinhardt moved to have President Caspary be the designated delegate with President Caspary stating that he is not expected to attend and therefore the Board should consider nominating another member. Director Steinhardt then moved to nominate Vice President Peterson to be the designated delegate. Said motion was seconded by Director Polan.

Additionally, feedback is to be provided to the delegate relative to the proposed by-law amendments, so President Caspary asked if the amendments to the by-laws are acceptable to Vice President Peterson and to the Region 8 delegate. Mr. Steinhardt provided clarifying comments on this topic.

Director Steinhardt moved to nominate Vice President Peterson as the delegate and to also accept the proposed changes to the by-laws. Motion seconded by Director Polan and carried unanimously.

B Safe and Professional Work Environment for Employees: Approval of Five-Signature Statement.

Board President Caspary asked if there were any questions from the Board, seeing none, he entertained a motion to approve. Director Peterson moved to approve the five-signature statement as presented, seconded by Director Renger.

There was a brief discussion on this item with members of the Board including Director Steinhardt asking questions of staff for clarification. Among the questions asked included: number of verified incidents and the outcome of these with General Manager Pedersen indicating that there were a total number of seven and briefly commenting on their related status.

Director Steinhardt made comments relative to his objections in singling out residents in the Three Springs area as the basis for him not agreeing to sign the statement before the Board.

Board President Caspary sought to find consensus on this item to no avail and thus called for the question.

AYES: Director(s): Renger, Peterson and Board President Caspary
 NOES: Director(s): Polan and Steinhardt
 ABSTAIN: Director(s): None

Direction was given to staff to prepare an additional generalized statement supporting a safe and professional work environment for all employees and to bring back at a future meeting.

C Backbone Improvement Program 5-Million-Gallon Tank Project: Process to Approach Individuals with Greatest Concern.

General Manager Pedersen reported that this item was a request by Director Polan to talk about a process to approach individuals with greatest concern as it related to this project.

Mr. Pedersen spoke about the processes that were and are followed pertaining to this matter and explained in detail the process and how it works and what is being done. **ITEM 4D**

There was a brief discussion on the following topics: blasting; noise, and the delivery of explosives.

Mr. Pedersen commented that he had met with the City Manager in Westlake Village and the City Engineer and discussed related issues including the delicate process of delivering explosives to the site.

8. FACILITIES AND OPERATIONS

A Tapia Water Reclamation Facility Primary Clarified No. 1 Rehabilitation Project: Award of Construction Contract.

David Lippman, Director of Facilities and Operations presented the staff report and spoke briefly relative to the aspects of the project including: call for bids, and the given recommendation.

Director Peterson moved to approve as presented. Motion seconded by Director Renger and carried unanimously.

B Castro Peak Communication Site Lease: Approval of Terms and Authorization to Execute Lease Agreement.

David Lippman, Director of Facilities and Operations presented the staff report and spoke about the item stating that this is an item related to communications. Mr. Lippman provided a brief summary of how these towers got installed at Castro Peak and that the record is not clear about when that happened; and that these communication towers were installed in a National Park Service facility based on a verbal agreement not a lease agreement. Mr. Lippman explained in detail the purpose as to why this lease is needed, who owns the property, access rights, lease terms, associated costs and other specifics.

There were several questions by the Board about: back up power in case of power outages; how much power equipment takes; battery power of our own; why not use the bigger tower; whether or not the lease price includes electricity; easement agreement; line of sight; communication radios; and SCADA being a part of the response system with Metropolitan; FCC relicensing and other related topics.

Director Renger moved to recommend a lease agreement with Communications Relay on the terms stated contingent upon a favorable response on the issue of relicensing. Motion seconded by Director Peterson and carried unanimously.

9. FINANCE AND ADMINISTRATION

A Claim from Ray Stewart

General Manager Pedersen stated that the recommendation is to deny the claim and provided the basis for denial.

There were several questions related to water usage, water regulators and pressure. Staff indicated that an inspection was conducted some time ago and that the pressure was adjusted back to 75 psi.

Director Steinhardt moved to deny claim. Motion seconded by Director Polan and carried by the following roll call vote:

AYES: Director(s): Polan, Peterson, Steinhardt and Board President Caspary
 NOES: Director(s): Renger
 ABSTAIN: Director(s): None

Note: While made during the motion but not a part of it, the Board directed staff to work with claimant

ITEM 4 D

on the issue of the water audit to find out the underlying issues relative to the water usage.

B Approval of Detachment and Annexation of Malibu Heights Territory: Parcel Map No. 23897, APN# 4457-003-016; and APN # 4457-002-038.

Director Renger moved to approve as presented, motion seconded by Director Polan and carried unanimously.

10. LEGAL SERVICES

General Manager Pedersen briefly stated that this is an effort to update the code and outlined the process that is to be followed.

District Counsel Lemieux presented the staff report and briefed the Board through Title 1 of the Code, which includes existing language and proposed language. Mr. Lemieux spoke about the proposed changes.

There was a substantial discussion on this item with questions answered by District Counsel particularly on the subject of what is approved by ordinance v. what is approved by way of Resolution. Following the discussion, the Board requested that a binder containing the changes both current and proposed be prepared and kept on file for each Board member in order to enable them to keep track of these changes. Further, the Board requested that a redline version be provided to them to facilitate their review of the material and that such material be presented to the Board more timely. There was no action on this item.

11. INFORMATIONAL ITEMS

A Backbone Improvement Program 5-Millon-Gallon Tank Project: Summary of April 10th Information Session and Follow-up Activities.

General Manager Pedersen provided a summary of the April 10 information session that was held in Westlake Village on the blasting for the 5-Million Gallon Tank Project and that this item is presented because at that meeting there were concerns that warranted follow-up. Mr. Pedersen reported that there were a total of 46 attendees; three Westlake Village City Council members; all of Las Virgenes Board Members; 13 District staff and Consultants and construction team members; a reporter from the Ventura County Star, City of Westlake Village staff representative; as well as 23 residents.

Mr. Pedersen stated that the key part is on page 2 of the staff report, which outlines three major areas of concern including: 1) Emergency Preparedness; 2) Emergency Communications/Notification of Residents; and 3) Valley Fever Concern. Mr. Pedersen then spoke relative to each of these topics with more specificity and answered questions from the Board.

12. NON-ACTION ITEMS

A Organization Reports

(1) MWD

Director Peterson reported on the Executive Committee in the Bay Delta Committee where there was an excellent presentation about natural flows in the river and vegetation and that this presentation is on-line; that there are many agencies working together where everyone is working from the same science perspective; spoke about the final comment period for the Delta Plan, which is Friday the 13th. Further, he stated that on the Executive Committee meeting the big task was that the Board decided that they will hold their election at the next Board meeting believed to be May 8th for the Chair of the Board.

ITEM 4D

There were no other reports.

- (2) Other – None

B Director's Reports on Outside Meetings

None

C General Manager Reports

- (1) General Business

Mr. Pedersen reported on the Department of Water Resources, which increased the allocation from the State Water Project from 0 to 5%, which in essence provides a bit of relief in that there will be a small amount of water allocated in the current year. He further reported on the blasting, which began this week with several tests taking place and answered several questions on the subject. Mr. Pedersen also indicated that we had committed to posting on the web a map that shows the locations of the six seismographs and that this has been done; and that within 24 hours of each of the blasts we will post the data from the seismographs on a map with a table and data to show the readings and that the video will also be posted.

Mr. Pedersen stated that he would like to set up a date to go see the blasting work for the Board to go and observe the blasting.

- (2) Follow-Up Items

None.

D Director's Comments

Director Polan asked for a report on the rodenticide issue; commented on the issue of climate change v. drought definition. A brief discussion took place on this with clarification provided as to the terminology.

Director Peterson commented briefly on the amount of water that is in storage and what the programs are for distribution and allocation of these resources.

Board President Caspary made comments relative to the water conservation efforts and the drought measures.

13. FUTURE AGENDA ITEMS

Director Steinhardt requested to put on the agenda discussion of an item for video-taping all of the workshops, special meetings and any type of meeting the Board has. Director Polan seconded.

14. PUBLIC COMMENTS

A formal request was made by Director Steinhardt to put the issue of video recording of meetings on the next agenda.

Director Renger mentioned that the issue of the drought definition also be put on a future agenda. Director Polan moved to place this item on the agenda with Director Renger seconding the motion and carried.

ITEM 4D

There were no public comments from audience. Seeing none the Board recessed to closed session at 7:08 p.m. and reconvened to open session at 7: 12 p.m.

15. CLOSED SESSION

A. Conference with District Counsel- Existing Litigation pursuant to Government Code Section 54956.9 (a).

- 1. Las Virgenes – Triunfo Joint Powers Authority v. United States Environmental Protection Agency
- 2. Heal the Bay, Inc. v. Lisa P. Jackson

B. Conference with District Counsel- Anticipated Litigation pursuant to Government Code Section 54956.9 (d) (2).

- 1. Tort Claim of Seymour Howard
- 2. Tort Claim of A. Kazden
- 3. Undisclosed Matter

16. OPEN SESSION AND ADJOURNMENT

No actions were taken during closed session. Seeing no further business to come before the Board, the meeting was duly adjourned at 7:20 p.m.

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

ATTEST:

BARRY STEINHARDT, Secretary
Board of Directors
Las Virgenes Municipal Water District

(SEAL)



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: Clarification of District Policy for Video Recording Board Meetings

SUMMARY:

At the April 22, 2014 Board meeting, Director Barry Steinhardt requested a future agenda item to clarify the District's policy for video recording Board meetings. Specifically, the request involved ensuring that the District video record all Board meetings, including special meetings and workshops.

RECOMMENDATION(S):

Approve a policy for the District to video record all Board meetings, including special Board meetings and workshops.

FINANCIAL IMPACT:

There is a minimal financial impact associated with this item. Currently, the cost for video recording is \$545 per meeting.

DISCUSSION:

On March 12, 2013, the Board approved a motion for third-party video recording of 20 meetings to be indexed using a maximum of three cameras. On January 14, 2014, the Board renewed its contract for third-party video recording, covering an additional 20 meetings. Beginning on March 26, 2013, all regular Board meetings and most special Board meetings have been video recorded and posted on the District's webpage at www.lvmwd.com. The Board's actions to video record the meetings did not clearly address its intent with regard to special Board meetings and/or workshops.

The District has conducted the following two special Board meetings/workshops focused on strategic planning that were not video recorded: (1) April 24, 2013 Special Board Meeting - Strategic Planning and Labor Negotiations Workshop; and (2) April 21, 2014 Special Board Meeting - Budget and Strategic Planning Workshop. Although the discussions on labor negotiations should not have been recorded because they were conducted in closed session, the remainder of the meetings could have been video recorded. This item is intended to clarify the District's policy for video recording Board meetings.

Prepared By: David W. Pedersen, General Manager



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: Clarification of Board's Policy/Procedure for Per Diem Compensation

SUMMARY:

At the April 11, 2014 Board meeting, Board President Charles Caspary requested a future agenda item to provide a more formal procedure for the Board to approve attendance at events and determine whether or not they qualify for per diem compensation. Also, among the items to be addressed was the eligibility of travel days before and/or after an authorized event. This item provides additional information on eligible events for per diem compensation, a recommended policy pertaining to the eligibility of travel days for per diem compensation, and a new proposed per diem report form.

RECOMMENDATION(S):

Consider a clarification to the Board's policy for per diem compensation to address the eligibility of travel days and provide staff with feedback on a new, proposed Per Diem Report form.

DISCUSSION:

Eligible Events for Per Diem Compensation:

Section 2-2.401 of the Las Virgenes Municipal Water District Code (Code) specifies that directors are entitled to compensation, commonly referred to as a "per diem", for attendance at meetings and specified educational seminars. Attached for reference is an excerpt from the Code that describes those authorized meetings and educational seminars. The authorized educational seminars include those conducted by ACWA, CASA, POWER, and AWA.

Eligibility of Travel Days for Per Diem Compensation:

Recently, a question arose as to the eligibility of travel days for per diem compensation absent an authorized meeting or educational seminar on the same day. The District's Legal Counsel was asked to determine whether the Code currently provided for travel days to qualify for a per diem and opined that a per diem for travel days could not be inferred. However, it was noted that the Board is the final arbiter on whether or not travel days are authorized for a per diem.

Staff contacted a number of other municipal water agencies to determine if they had a policy pertaining to per diem compensation for travel days. Currently, it appears that Calleguas Municipal Water District, West Basin Municipal Water District and Three Valleys Municipal Water District have such policies. Attached for reference is a compilation of the policy statements for those three agencies.

Considering the above-described information, it may be prudent for the Board to consider approving a policy to clearly address this issue. The policy could be approved at this time and incorporated into the Code as part of the on-going Code update process. To assist in development of the policy, staff recommends that the Board consider the following or some variation thereof:

Directors may be paid for travel the day before and/or after an authorized meeting or seminar if it is **ITEM 7B**

impractical to travel on the same day for effective attendance at the event. It shall be considered impractical to travel on the same day when the start and/or finish time of the event together with the reasonable amount of time for travel requires beginning the trip prior to 7:00 a.m. or ending the trip after 6:00 p.m.

Proposed Per Diem Report Form:

Attached for consideration by the Board is a new, proposed Per Diem Report form. The existing form has been updated to clearly identify the total number of days eligible for per diem compensation, including both event and travel days. Also, the proposed form includes a field to indicate whether there are reimbursable expenses associated with the event. If there are reimbursable expenses, it is proposed that the reimbursement form be attached to the per diem report.

Prepared By: David W. Pedersen, General Manager

ATTACHMENTS:

Section 2-2.401 of the Las Virgenes Municipal Water District Code

Policies by Other Agencies on Eligibility of Travel Days

Proposed Per Diem Report Form

ARTICLE 4 - COMPENSATION AND EXPENSES

2-2.401¹

COMPENSATION

(a) Each director shall be paid \$200.00 for each day's attendance at meetings of the board, and for each day's service rendered as director by request of the board, not exceeding a total of ten (10) days in any calendar month. A director shall be compensated for no more than one authorized meeting per day even if more than one meeting is attended in one day.

(b) Each representative of the district on the Board of Directors of the Metropolitan Water District of Southern California shall be paid \$200.00 for each day's attendance at meetings of the Board of Directors of the Metropolitan Water District of Southern California or committees thereof, and for each day's service rendered as director, not exceeding a total of ten (10) days in any calendar month. The representative shall be compensated for no more than one meeting per day even if more than one meeting is attended in one day.

(c) On January 1st of each year, compensation to each director and each representative of this district's Metropolitan Water District of Southern California Board of Directors may be increased up to a maximum of five percent (5%), upon approval by the board.

(d) Directors may attend general meetings and educational seminars conducted by Association of California Water Agencies (ACWA), the California Association of Sanitation Agencies (CASA), Public Officials for Water and Environmental Reform (POWER) and the Association of Water Agencies of Ventura County (AWA). Directors are also authorized to attend various other meetings and committee meetings if appointed to serve by the board as the board's delegate/committee member. Directors may request, verbally or in writing, the board to authorize attendance at meetings and seminars conducted by other organizations on subjects related to district operations. At least annually, the board shall determine the meetings for which directors shall be compensated.

(e) Directors shall submit claims for compensation. The Secretary of the Board shall authorize payment for meetings and service and shall report such payments at a regular meeting following the month of submittal at which time the board may ratify or disapprove payment of the claim(s).

2-2.402

EXPENSES

(a) If previously approved by the board, a director shall receive actual, reasonable and necessary reimbursement for travel, meals, lodging, registration and similar expenses incurred on district business.

(b) The reimbursement rates for lodging shall not exceed the posted rates for a trade conference, but if the posted rates are not available, the reimbursement rate shall be comparable to the posted rates. The reimbursement rates for travel and meals (see district's Meal Reimbursement Policy) shall not exceed reasonable and necessary amounts if these expenses are incurred in connection with an event for which rates are not posted.

¹ Section 2-2.401 was amended by Resolution No. 03-08-2379 on March 11, 2008.

Policies by Other Agencies on Eligibility of Travel Days for Per Diem Compensation

April 30, 2014

- Calleguas Municipal Water District:

(b) Directors are authorized to receive compensation and reimbursement for expenses for the following:

- (8) Travel to or from an authorized activity when it is impractical to travel on the same day as the activity.

- West Basin Municipal Water District:

Attendance at Conferences/Business Meetings - Directors shall be entitled to reasonable expenses incurred for traveling to approved conferences, beginning one day prior to the start of the conference/business meetings and no later than one day following the conclusion of the conference, for travel outside the state and the United States. For travel in state, but outside of Los Angeles and Orange Counties, Directors shall be entitled to such reasonable expenses for either one day prior or one day after the conference/meeting. Travel to and from conference/business meetings in Los Angeles and Orange Counties is not normally reimbursed except under extenuating circumstances.

"Expenses" include per diem.

- Three Valleys Municipal Water District:

Compensation for a day of service will be permitted on the day before and/or the day after a meeting or conference if the travel distance to the event location is equal to or greater than 50 miles from the home of the Board member.



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: Local Agency Formation Commission: Election of Special District Representative

SUMMARY:

On April 8, 2014, the District received the attached notification from Lagerlof Senecal Gosney & Kruse, LLP, on behalf of the Local Agency Formation Commission (LAFCO), of the election process for LAFCO's Special District representative. E. G. "Jerry" Gladbach of Castaic Lake Water Agency currently serves as the Special District representative is seeking reelection to the position. Additionally, Melvin L. Matthews of Foothill Municipal Water District was nominated for the position and is seeking election.

Copies of the candidate statements and/or qualifications were included in the transmittal and attached herein. Also, the District received two letters (also attached) requesting support for reelection of Jerry Gladbach. Mr. Gladbach's term of office expires in May 2014; the new term for the position expires in May 2018.

For the Special District Alternate representative, Joseph T. Ruzicka of Three Valleys Municipal Water District was the only candidate nominated for the office; therefore, he will continue to serve as the Special District Alternate representative through May 2018.

RECOMMENDATION(S):

Select one candidate to serve as the Local Agency Formation Commission Special District representative and authorize the General Manager to execute and return the official voting ballot on behalf of the District no later than 5:00 p.m. on Monday, June 2, 2014.

Prepared By: David W. Pedersen, General Manager

ATTACHMENTS:

Notification of Election Process

Letters Supporting Reelection of Jerry Gladbach

Election Results for Special District Alternate Representative

*Lagerlof Senecal
Gosney & Kruse, LLP*

301 NORTH LAKE AVENUE, 10TH FLOOR
PASADENA, CALIFORNIA 91101
PHONE: (626) 793-9400 • FAX (626) 793-5900

William F. Kruse
E-MAIL: WFKRUSE@lagerlof.com

TO: PRESIDING OFFICER OF EACH INDEPENDENT SPECIAL DISTRICT IN
LOS ANGELES COUNTY

FROM: WILLIAM F. KRUSE

RE: BALLOT; SPECIAL DISTRICT LAFCO REPRESENTATIVE

DATE : APRIL 8, 2014

Enclosed is the Ballot and the supplementary materials submitted for each of the candidates for Special District LAFCO REPRESENTATIVE for the term expiring in May 2018. Nominations closed as of 5:00 p.m. on April 7, 2014.

Please vote for ONE candidate on the BALLOT. The marked ballot should be placed in the envelope marked "Ballot Envelope." Please write the name of your agency and sign your name on the outside of the ballot envelope and return the completed ballot by mail to:

**William F. Kruse, Esq.
Lagerlof, Senecal, Gosney & Kruse, LLP
301 N. Lake Avenue, 10th Floor
Pasadena, CA 91101-5123.**

No ballot will be counted if it is missing the name of the voting agency and the signature of the Presiding Officer on the ballot envelope.

The candidate receiving the highest number of votes will be declared the special district representative to LAFCO.

Ballots must be returned by 5:00 p.m. on June 2, 2014.

WFK/pjc
Enclosures

cc: Paul Novak, w/enc.

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SPECIAL DISTRICT LAFCO REPRESENTATIVE

Please vote for no more than one candidate.

E.G. "JERRY" GLADBACH

Occupation: Water District Director

Sponsor: Castaic Lake Water Agency

Sponsor: Water Replenishment District of Southern California

MELVIN L. MATTHEWS

Occupation: Vice President/Director

Sponsor: Foothill Municipal Water District

NOMINATION
OF
INDEPENDENT SPECIAL DISTRICT REPRESENTATIVE
TO THE
LOS ANGELES COUNTY LOCAL AGENCY FORMATION COMMISSION

To: Independent Special District Selection Committee

From: Castaic Lake Water Agency

Date: February 26, 2014

Name of Candidate: E. G. "Jerry" Gladbach

Castaic Lake Water Agency is pleased to nominate
E.G. "Jerry" Gladbach as a candidate for appointment as special district
REPRESENTATIVE to the Los Angeles Local Agency Formation Commission. The nominee is an
elected official or a member of the board of an independent special district appointed for a fixed term.
For your consideration, we submit the following additional information together with a resume of the
candidate's qualifications.

Elective office: Director

Agency: Castaic Lake Water Agency

Type of Agency: Special Act Water Agency

Term Expires: January 2017

Residence Address: 27491 Hillcrest Place, Valencia, CA 91354

Telephone Number: (661) 297-2200

PLEASE ATTACH RESUME OR CANDIDATE STATEMENT (limit one page)

Castaic Lake Water Agency

(Name of Agency)

By: 

Its: President

NOMINATION
OF
INDEPENDENT SPECIAL DISTRICT REPRESENTATIVE
TO THE
LOS ANGELES COUNTY LOCAL AGENCY FORMATION COMMISSION

To: Independent Special District Selection Committee

From: Water Replenishment District

Date: 3-20-14

Name of Candidate: E. G. "Jerry" Gladbach

Water Replenishment District is pleased to nominate

E. G. "Jerry" Gladbach as a candidate for appointment as special

district **REPRESENTATIVE** to the Los Angeles Local Agency Formation Commission. The nominee is an elected official or a member of the board of an independent special district appointed for a fixed term. For your consideration, we submit the following additional information together with a resume of the candidate's qualifications.

Elective office: _____

Agency: _____

Type of Agency: _____

Term Expires: _____

Residence Address: _____

Telephone: _____

PLEASE ATTACH RESUME OR CANDIDATE STATEMENT (limit one page)

WATER REPLENISHMENT DISTRICT OF SOUTHERN CALIFORNIA

(Name of Agency)

By: ROBERT KATHERMAN
Its: PRESIDENT

ITEM TC

E.G. "Jerry" Gladbach

27491 Hillcrest Place / Valencia, CA 91354
Phone: (661) 297-2200 / Email: eglad@cal.com

EXPERIENCE / COMMITMENT / DEDICATION

I would be honored to continue serving you on the Local Agency Formation Commission for Los Angeles County. As Chair of Los Angeles LAFCO I have urged the Commission to become more customer oriented. If reelected I would also be able to continue representing Los Angeles County on the California Association of Local Agency Formation Commissions' Board of Directors, even though I am not a member of the CALAFCO Board. Recognizing that Special Districts are an important segment of government in California, I will represent your concerns at LAFCO for Los Angeles County and CALAFCO.

LAFCO

Chair	2006 – present
First Vice-Chair	2005 – 2006
Commissioner	2002 – present
Alternate Commissioner	2001 – 2002

California Association of LAFCOs

President	2011 – 2012
Vice President	2010 – 2011
Treasurer	2008 – 2010
Secretary	2006 – 2008
Chair, CALAFCO Conference Committee	2008
Member, Board of Directors	2005 – 2013
Member, Water Committee	2005 – 2008

Association of California Water Agencies (ACWA)

President	2004 – 2005
Vice President	2002 – 2003
Region Chair	1998 – 2001
Board of Directors	1998 – present

ACWA – Joint Powers Insurance Authority

President	2010 – present
Executive Committee	2002 – 2003, 2006 – present
Board of Directors	2002 – present

Castaic Lake Water Agency

Board of Directors	1985 – present
President	1987 – 1990
Chair, Water Resources Committee	2003 – present
Chair, Finance, Administration, PR Committee	1991 – 2002

CALAFCO's "Outstanding Commissioner" Award 2013

Water Education Foundation, Board of Directors 1987 – 2009

Los Angeles Department of Water and Power

Leadership in Engineering, Management, Environmental Planning / retired after 35 years

Past Member, United States EPA Groundwater Task Force

Provided technical assistance to U.S. Commission on Water Quality

Past Member, Advisory Committee, CalPoly State University,

Civil and Environmental Engineering

Professional Engineer, Registered in California

Life Member, American Society of Civil Engineers

Master of Science Degree in Civil Engineering / Water Resources

PERSONAL

Married with 3 children, and 6 grandchildren, I have lived in the Santa Clarita Valley for over 45 years and have been devoted to community service for that entire period.

NOMINATION
OF
INDEPENDENT SPECIAL DISTRICT REPRESENTATIVE
TO THE
LOS ANGELES COUNTY LOCAL AGENCY FORMATION COMMISSION

To: Independent Special District Selection Committee

From: FOOTHILL MUNICIPAL WATER DISTRICT

Date: FEBRUARY 25, 2014

Name of Candidate: MELVIN L. MATTHEWS

FOOTHILL MUNICIPAL WATER DISTRICT is pleased to nominate
MELVIN L. MATTHEWS as a candidate for appointment as special

district **REPRESENTATIVE** to the Los Angeles Local Agency Formation Commission. The nominee is an elected official or a member of the board of an independent special district appointed for a fixed term. For your consideration, we submit the following additional information together with a resume of the candidate's qualifications.

Elective office: VICE-PRESIDENT / DIRECTOR

Agency: FOOTHILL MUNICIPAL WATER DISTRICT

Type of Agency: MUNICIPAL WATER DISTRICT / SPECIAL DISTRICT

Term Expires: JANUARY 1, 2015

Residence Address: 2121 GLEN SPRINGS ROAD
PASADENA, CA 91107

Telephone: 626-622-9137

PLEASE ATTACH RESUME OR CANDIDATE STATEMENT (limit one page)

FOOTHILL MUNICIPAL WATER DISTRICT
(Name of Agency)

By: Torrey Oleson
Its: TREASURER

ITEM TC

Melvin L. Matthews
2121 Glen Springs Road
Pasadena, CA 91107-1015
Phone: 626-794-4167
Mobile: 626-622-9137
E-mail: melmatthews@outlook.com



Mel is the general manager of the Kinneloa Irrigation District, a water company serving the Kinneloa Ranch area east of Altadena and portions of the City of Pasadena. He has served in this position for ten years. Before becoming general manager, he was elected to the Board of Directors of the Kinneloa Irrigation District in 1997 and served as chairman of the board or treasurer for seven years.

Mel is also concurrently serving as a director and vice-president on the board of the Foothill Municipal Water District. FWMD is a member of the Metropolitan Water District of Southern California and provides supplemental imported water to eight local water agencies. He also serves on the finance committee which oversees the financial matters of the district including the preparation of the budget.

Previously, Mel was in the cable television business for 32 years as founder and president of KTS Corporation and later with Charter Communications serving as the director of government and community relations after selling his cable systems to Charter in 1993.

Mel has extensive experience working on various projects and issues with the County of Los Angeles and cities as well as participating in community groups, homeowners' associations and service clubs. Mel has extensive education and experience in finance and has served as treasurer for many of these organizations.

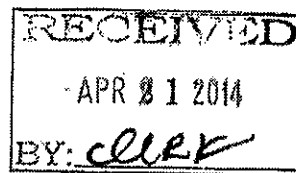
Mel is active with the California Special Districts Association and the Association of California Water Agencies and has gained first-hand knowledge and experience of the issues and challenges facing special districts and public water agencies in providing services to the citizens of the County of Los Angeles and State of California.

Mel is a graduate of the University of California at Berkeley with a BS in Chemical Engineering. He has also earned a MBA in Operations Management from the Anderson Graduate School of Business at UCLA. He was born in Pasadena and still lives there with his wife, Donna. They have five children and ten grandchildren.

Henri F. Pellissier

LAFCO Commissioner

April 19, 2014



Dear Director:

I am writing in support of Jerry Gladbach as he seeks a fourth term as a Commissioner on the Local Agency Formation Commission for the County of Los Angeles (LAFCO).

I currently have the distinction of being the longest-serving commissioner on LAFCO, as my first term on the Commission started in 1980.

Over the course of four decades, I have worked with dozens of fellow commissioners. In my opinion, and with all due respect to some very fine colleagues, I can say with absolute certainty that Jerry stands out as an individual who has performed in an exemplary manner, both as a commissioner and as Chair for the last several years.

As a Commissioner, Jerry does a good job of contributing positive, thoughtful insights to our deliberations. Over the years he has earned the respect of fellow commissioners for his expertise, judgment, and perspective. When Jerry weighs in on a matter, and irrespective of whether I or my colleagues agree with his viewpoint, we all pay close attention. And he can be persuasive: on many occasions, I have viewed things differently after listening to his comments.

As Chair, Jerry has been our "steady hand," guiding the Commission through challenging and sometimes controversial issues. He does a good job of insuring that all parties get a fair opportunity to speak, yet still moves things along in an orderly fashion. When the Commission faces a difficult issue, with impassioned testimony on both sides, it is testament to Jerry's leadership that everybody feels that his or her voice was considered, regardless of the outcome.

On a personal note, I find Jerry to be diligent, honest, and ethical. He doesn't have an ax to grind or any specific "agenda," and he consistently works hard to achieve a fair outcome for everybody.

The special districts in Los Angeles County are fortunate to have Jerry serve as your representative on the Commission. I encourage you to support Jerry's candidacy for another four years on the Commission.

Sincerely,

A handwritten signature in black ink that reads "Henri F. Pellissier".

Henri Pellissier
LAFCO Commissioner (Public Member)

ITEM 7C

E. G. Jerry Gladbach
 27491 Hillcrest Place
 Valencia, CA 91354
 661-297-2200 / cell 661-312-4080
ejglad@aol.com

received 4/14/14
 LAS VIRGENES MUNICIPAL DISTRICT
 4232 LAS VIRGENES ROAD
 CALABASAS, CA 91302

April 11, 2014

Mr. David W. Pedersen, P.E.
 General Manager
 Las Virgenes Municipal Water District
 4232 Las Virgenes Road
 Calabasas, CA 91302

Dear Mr. Pedersen:

I am writing to request your support as I run for a fourth term as a Commissioner on the Local Agency Formation Commission for the County of Los Angeles (LAFCO).

It has been my honor to represent you and 52 other independent special districts on the Commission. I was initially elected as an Alternate Member in 2001, and then as a Regular Member in 2002. Now serving my third term, I also have the honor of being the Commission Chair, a position to which my colleagues have elected me every year, since 2006. I have also served as Chair of the Board of Directors of the California Association of Local Agency Formation Commissions (CALAFCO). Just this last year I was awarded CALAFCO's "Distinguished Service Award" for my commitment to LA LAFCO and my leadership on issues impacting all LAFCOs throughout California.

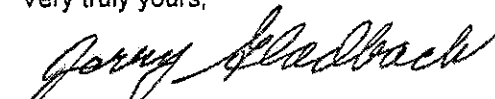
During my tenure on LAFCO, the Commission has considered the proposed secession of Hollywood, San Pedro, and the San Fernando Valley from the City of Los Angeles; the proposed incorporation of the City of East Los Angeles; and approval of Municipal Service Reviews (MSRs) for all cities and special districts. These significant efforts were considered amongst the Commission's evaluation of more traditional assignments, such as proposed annexations to cities and special districts, Sphere of Influence amendments, and out-of agency service requests.

My perspective as your Commissioner has been shaped by a broad range of professional and civic associations over more than four decades. I retired from my position as an engineer and manager with the City of Los Angeles Department of Water & Power after 35 years, and I have been an elected member of the Board of Directors of the Castaic Lake Water Agency (CLWA) since 1985. I am President of the Board of Directors of the Association of California Water Agencies (ACWA) – Joint Powers Insurance Authority and past President of ACWA. I am a graduate of the Special Districts Leadership Foundation's Governance Academy.

While much has been accomplished, there are more challenges to be addressed by LAFCO in the next four years. This includes a second round of MSRs, on-going annexations, and new requirements to consider Disadvantaged Unincorporated Communities (DUCs) in our decision-making. Several legislators are considering proposals to encourage the consolidation or dissolution of Special Districts; such initiatives may involve new or expanded responsibilities for LAFCO. **I believe that is imperative to proceed cautiously and with due consideration of the interest of local Special Districts.** I believe that I have the background, expertise, and judgment to proceed with due deliberation and caution on such matters, as I've demonstrated over the last 12 years on the Commission.

Thank you for your consideration of my candidacy for another term on LAFCO, and I hope that I can rely upon your support. If you have any questions, please contact me by phone or email.

Very truly yours,


 Jerry Gladbach

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*Lagerlof Senecal
Gosney & Kruse, LLP*

301 NORTH LAKE AVENUE, 10TH FLOOR
PASADENA, CALIFORNIA 91101
PHONE: (626) 793-9400 • FAX (626) 793-5900

William F. Kruse
E-MAIL: WFKRUSE@lagerlof.com

MEMORANDUM

To: Los Angeles County Independent Special Districts
From: William F. Kruse, Special Counsel
Date: APRIL 8, 2014
Subject: Election Results; LAFCO Alternate

JOSEPH T. RUZICKA was the only nomination for LAFCO Alternate, therefore, he will continue as the LAFCO Alternate with his term ending May 2018.

ITEM 7C



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: California Association of Sanitation Agencies: Adoption of Proposed Bylaws

SUMMARY:

On April 21, 2014, the District received the attached notification letter from the California Association of Sanitation Agencies (CASA) of a mail ballot election to adopt proposed, new bylaws for the organization. If adopted, the new bylaws (also attached) will replace the existing bylaws in their entirety. The Executive Board of CASA has approved the new bylaws, which also require adoption by the membership.

RECOMMENDATION(S):

Approve repealing the existing bylaws of the California Association of Sanitation Agencies and adopting proposed new bylaws; and authorize the General Manager to execute and return the official voting ballot such that it is received no later than Monday, June 16, 2014.

DISCUSSION:

CASA's existing bylaws have not undergone a comprehensive review or revision in many years. In the assessment of the Board and Executive Director, the existing bylaws no longer meet the organization's needs and require an update. In November, CASA retained Jill S. England to serve as its General Counsel and tasked her with preparing the revised bylaws. The new proposed bylaws reflect those recommended for a Section 501(c)(6) mutual benefit corporation and meet both state and federal requirements.

The proposed bylaws address the following key areas:

- Membership: Clarification of voting and definition of quorum
- Board of Directors: Length of terms
- Officers: Designated officers and manner of election
- Committees: Types of committees authorized

The notification letter from CASA includes questions and answers on the proposed new bylaws and a side-by-side comparison of the proposed and existing bylaws. The Executive Board of CASA has approved the new bylaws and recommends adoption by the membership.

Prepared By: David W. Pedersen, General Manager

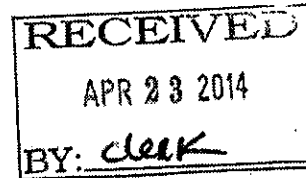
ATTACHMENTS:

Notification of Mail Ballot Election

Proposed Bylaws

**CALIFORNIA ASSOCIATION of SANITATION AGENCIES**1225 8th Street, Suite 595 • Sacramento, CA 95814 • TEL: (916) 446-0388 -- www.casaweb.org

April 21, 2014

**Executive Board****President**
STEPHEN A. HOGG
City of Fresno**1st Vice President**
DAVID R. WILLIAMS
East Bay Municipal Utility District**2nd Vice President**
KEVIN M. HARDY
Encina Wastewater Authority**Secretary-Treasurer**
TOM SELFRIDGE
Truckee Sanitary District**TIMOTHY P. BECKER**
Oro Loma Sanitary District**DAVE BACHTEL**
Lee & Ro**PAUL BUSHEE**
Leucadia Wastewater District**WILLIAM C. LONG**
Nevado Sanitary District**JEFF M. MOORHOUSE**
Carpinteria Sanitary District**MARGIE L. RICE**
Midway City Sanitary District**E.J. SHALABY**
West County Wastewater District**ROBERTA L. LARSON**
Executive Director**MICHAEL F. DILLON**
State Lobbyist**GREG KESTER**
Biosolids Program Manager**ERIC SAPIRSTEIN**
Federal Legislative Advocate**TO:** David Pedersen, GM
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302**FROM:** ROBERTA LARSON, EXECUTIVE DIRECTOR**RE: VOTE NEEDED ON PROPOSED NEW BYLAWS—MAIL
BALLOTS DUE BY JUNE 16, 2014**

Over the past two years, CASA has made a number of organizational changes to implement the Association's Strategic Plan. As part of this effort, the Executive Board identified the need to modernize and update the bylaws to ensure CASA is compliant with applicable California law. The bylaws have been revised in accordance with the advice of general counsel, Jill S. England, and the Executive Board has approved the new bylaws. Now we need the members' approval for the new bylaws to become effective.

If adopted, the enclosed new bylaws will replace the existing bylaws in their entirety. The proposed bylaws address the following key areas:

- **Membership:** Clarification of voting, definition of quorum
- **Board of Directors:** Length of terms
- **Officers:** Designated officers, manner of election
- **Committees:** Types of committees authorized

The most significant changes are described in the following pages of this memorandum. In addition, the enclosed side-by-side comparison of the proposed bylaws with the existing bylaws may assist you in your review. CASA will also hold two webinars in early June for members interested in learning more about the proposed bylaws and to answer any questions members may have. Additional information regarding the schedule and logistics for the webinars will be provided soon.

Historically, CASA has approved revisions to the bylaws during the business meeting portion of the conference. We are using a mail ballot for this election in order to have the new bylaws in place prior to the annual conference in August. Each member agency has one vote. The ballot is being sent out two months ahead of the voting deadline to allow consideration of the bylaws by the agency governing boards, as appropriate.

ITEM 7D

Vote Needed
April 21, 2014
page 2

Enclosed is an "Official Ballot" for the purpose of voting on this important matter. The existing bylaws govern this process until the new bylaws are effective. Based on the quorum requirement for membership actions, we need to receive ballots back from at least a majority of the voting members (at least 56 ballots must be returned), and of those voting, at least a majority must approve the new proposed bylaws.

Please complete the enclosed ballot and return it by the deadline. Your vote on this matter is very important. When ballots are received, they will be placed, unopened, in a designated location. Once the deadline to vote has passed, I will personally open and count the ballots in the presence of two witnesses and report the results to the membership.

We must **receive** your **completed signed ballot** at the CASA office (1225 8th Street, Suite 595 Sacramento, CA 95814) **no later than June 16, 2014**, in order for it to be counted. A postmark date will not suffice – a completed/signed ballot must be received by that date.

Thank you in advance for your participation in this important vote. Please don't hesitate to contact me if you have questions. Email: blarson@casaweb.org

ITEM 7D

Proposed New CASA Bylaws

Why New Bylaws?

CASA's existing bylaws have served the organization well. The bylaws have not undergone a comprehensive review and revisions for many years, and in the assessment of the Board and Executive Director, no longer meet the Association's needs. The objective of the new bylaws is to be (1) legally compliant; (2) address the core governance of the association; and (3) allow flexibility to operate and adapt to changing priorities (for example, with regard to committee structure.)

In November CASA retained Jill S. England to serve as General Counsel and to prepare revised bylaws. Counsel's assessment was that the Association's existing bylaws are deficient and require significant redrafting. The proposed bylaws reflect the recommended bylaws for a section 501(c)(6) mutual benefit corporation and meet both state and federal law requirements.

What are the Key Provisions?

Article II: Members

- Section 1: Each member agency must designate in writing the individual (and alternate) who will have exclusive voting rights for the agency. (Page 2.)
- Sections 6-8: Sets forth the process for suspending or expelling a member. (Pages 3-4.)
- Section 13: Member meetings. State law requires that official notices of member business meetings and ballots (for voting outside a meeting) be provided by U.S. mail unless the members have signed a consent form. Thus, if CASA wants to rely on email notices for member meetings, we must have consent forms on file. (Pages 5-6.)
- Section 15: Membership Quorum. A quorum is defined as 30 members. (Page 7.)
- Budget: The proposed bylaws delete the requirement that the annual budget be approved by the membership. The budget is a planning document related to the sound management of the Association, and will be approved by the Board.

Article III: Board of Directors

- Changes the nomenclature from Executive Board to Board of Directors.
- Section 4: Terms of Office. Provides for three year terms of office for elected Directors. The President will continue to appoint the Associates' Director.
- Section 10: Board meetings. As noted above for member meetings, State law requires that official notices of Board meetings be provided by U.S. mail unless the Directors have signed a consent form. (Page 11.)
- Section 19: Prohibits compensation of Directors and elected Officers by CASA. Directors and elected officers must be volunteers (not paid) in order to qualify for the liability protection offered by section 7231.5 of the California Corporations Code. (Page 13.)

Article IV: Officers

- Sections 2-4: Election/Removal of Elected Officers. The revised bylaws call for the Board to elect officers from among its members to serve one year terms, and specifies that officers serve at the pleasure of the Board. This is the structure the statute contemplates and it would allow the Board to deal with the (unlikely but not impossible) situation of a non-performing or disruptive officer. (Page 13.)
- Section 7: Responsibilities of Officers: The proposed bylaws specify three officer positions: President, Vice President and Secretary/Treasurer. (Page 14.)
- Past Presidents: Past Presidents with time remaining in their terms of office would serve out their terms. If a president were in the third year of a three year term, it is possible that he or she would leave the Board following the one year term as President.

Article V: Committees

This section has been significantly streamlined. The bylaws simply authorize the Board to establish either committees of the Board or advisory committees and the committees are not enumerated in the bylaws. Under the applicable statute, there are only two types of committees authorized—"committees of the board" and "advisory committees." All committees must fall under one of these two categories.

Article VIII: Amendments to Bylaws:

- Section 1: Specifies the types of bylaws changes that require member approval. (Page 19.)

**Side-by-Side Comparison
CASA Bylaws**

Topic	Proposed Bylaws	Current Bylaws	Rationale for Change
Article II: Members			
Official notices	Requires Consent for Electronic Distribution of official notices	Silent	Consent Required by Law (Corp Code)
Dues	Provides for member approval of dues	Provides for member approval of dues	No Change
Quorum	Defined as 30 members	Defined as a majority of member agencies represented at a meeting	Facilitates conduct of official business outside meetings Ensures quorum is representative of membership by establishing quorum as a fixed number of members
Budget	Approved annually by Board of Directors	Approved annually by membership	Budgeting is a function of elected Board
Article III: Board of Directors			
Nomenclature	Board of Directors	Executive Board	Consistent with nonprofit corporation law & typical practice
Terms of Office for elected directors	3 years; 4 seats elected each year	Technically, one year but in practice open ended	Facilitates turnover, provides clarity re duration of commitment to directors
Article IV: Officers			
Number/titles	Three (3): President, Vice President, Secretary/Treasurer	Four (4): president, First Vice President, Second Vice President, Secretary/Treasurer	
Election/terms	Elected by the Board of Directors for one (1) year terms	Elected by the membership for one (1) year terms	Consistent with statute; allows the Board to deal with non-performing or disruptive officer.
Past Presidents	May remain on the Board until end of three year term as Director and may be re-nominated	Automatically remain on Board for 2 years following term as President	Consistent with fixed terms

Article V: Committees		
Types of Committees	Authorizes establishment of two types of committees: Board Committees, consisting only of Directors and Advisory Committees (all other committees)	Enumerates 12 Standing committees
		Change is consistent with corporation law; Allows greater flexibility with formation of committees, membership, functions, etc. CASA will retain committees as outlined in the attachment and announced to the membership in January 2014 though no longer enumerated in the bylaws

In addition, a number of provisions were removed from the bylaws. The goal was to have the bylaws conform to legal requirements and reflect as much as possible the standards for non-profit associations. Deleting these programmatic details from the bylaws will allow CASA to be more flexible, accommodate innovation, change its committee structure in response to member needs, and ensure the bylaws serve their true function: To define, control and set the basic principles and manner by which the organization will be operated.

CASA will continue to develop policies, procedures, strategic plans and other documents that will cover much of the information not carried forward in the bylaws.

Provisions to be deleted or significantly revised:

- Mission and Strategic Goals (simplified into a statement of purpose)
- Committees (revised)
- Rules of procedure
- Schedule and Detail re Dues Structure.

CALIFORNIA ASSOCIATION OF SANITATION AGENCIES

OFFICIAL BALLOT

The voting members of the California Association of Sanitation Agencies ("CASA") are requested to cast their votes on the following important action:

New Bylaws

New bylaws have been approved by the Executive Board. A copy of the proposed new bylaws is enclosed. The Board recommends repeal of the existing CASA bylaws and approval of the new bylaws by the membership.

Please check one:

Approve repealing existing CASA bylaws and adopting proposed new bylaws

Do not approve repealing existing CASA bylaws and adopting proposed new bylaws

Please mark this Official Ballot for approval or disapproval and then print voting member's name and your name and sign your name and date below where indicated.

In order to be counted, this original completed, signed and dated Official Ballot **must be RECEIVED** at the CASA office (1225 8th Street, Suite 595, Sacramento, CA 95814) **on or before June 16, 2014**. A postmark on that date is not sufficient – the ballot must be received at the CASA office by the deadline in order to be counted. Thank you.

Dated: _____

Type or print name of CASA voting member

Signature of CASA voting member representative

Type or print name of representative

Telephone number

Email address

Adopted by the Board of Directors March 10, 2014
Approved by the Membership _____, 2014

BYLAWS
OF
CALIFORNIA ASSOCIATION OF SANITATION AGENCIES
(a California nonprofit mutual benefit corporation)

ARTICLE I.

General Provisions

Section 1. Name. The name of this corporation is CALIFORNIA ASSOCIATION OF SANITATION AGENCIES (hereafter referred to in these bylaws as "CASA" or "Association").

Section 2. Principal Office. The principal office for the transaction of business of the Association shall be located in California. The Board of Directors ("Board") shall have the authority to set and change the precise location of the principal office so long as the principal office remains in California. The Association may also have offices at such other places within or without the State of California where it is qualified to do business, as its activities may require, and as the Board may from time to time designate.

Section 3. Purposes and Limitations. The Association is a NONPROFIT MUTUAL BENEFIT CORPORATION organized under California law. The Association is formed for the purpose of engaging in any lawful act or activity for which a nonprofit mutual benefit corporation may be organized under the law.

The specific purpose of this Association is to provide leadership, advocacy and information to members, legislators, and the public, and to promote clean water and beneficial reuse issues that protect public health and the environment.

ARTICLE II.

Members

Section 1. Voting Members. CASA is organized with members, but without capital stock. Any local public agency or public organization authorized by California law to engage in the collection, treatment, or disposal of wastewater or the recycling of water

therefrom, may become a full voting member of the Association upon signing and approval of a membership application/agreement and payment of the required dues.

All persons admitted to voting membership in the Association shall have the rights afforded members under the California Nonprofit Mutual Benefit Corporation Law, including the right to vote on issues put before the membership. Each voting member shall have one (1) vote on membership issues.

Each voting member shall designate in writing the individual who shall exercise the voting rights and other privileges on behalf of the member and two alternates to that individual as well. The designation shall be filed with the Secretary of the Association and shall be maintained with the corporate records. Said designation may be changed by written notice to the Secretary of the Association.

Section 2. Non-voting Associate Members. CASA may also admit associate members who shall be non-voting members of the Association. Any person who isn't qualified for voting membership but who has a bona fide interest in the welfare of the Association and its mission and strategic goals may become an associate member upon signing and approval of a membership application/agreement and payment of the required dues. For purposes of these bylaws, "person" shall mean an individual, sole proprietorship, limited or general partnership, limited liability company, corporation, or any other business entity recognized by the state of California.

Associate members shall be non-voting members of the Association and shall not have any of the voting rights or other rights afforded voting members under the California Nonprofit Mutual Benefit Corporation Law.

Section 3. Non-voting Honorary Members. Any individual who meets the following minimum criteria may, by majority vote of the Board, be granted an honorary life membership in the Association:

1. He or she is no longer actively employed by or affiliated with a voting member of the Association.
2. He or she has held leadership positions, such as officer, director, committee chair or staff in the Association.
3. He or she has been an active participant in the Association for at least ten years.
4. He or she has made a significant individual contribution to the Association's mission and goals.

Honorary life members are not required to pay fees, dues or assessments, nor shall they be entitled to vote or hold office as a director or officer or be employed as staff. They shall be entitled to notice of meetings and to attend meetings in an emeritus capacity at their own expense so as to contribute their knowledge and experience for the good of the Association.

Section 4. Fees, Dues, and Assessments. The fees, dues, and assessments for all members of the Association shall be set by the Board and approved by the voting members.

Section 5. Good Standing. Those CASA members who have timely paid the required fees, dues, and assessments, who conduct themselves in accordance with any code of ethics established by the Association, and who are not in violation of any bylaw, rule, or policy of the Association, shall be members in good standing.

Section 6. Termination of Membership. Membership shall terminate on the occurrence of any of the following events:

- (a) Resignation of a member upon notice to the Association;
- (b) Failure of a member to pay any fees, dues, or assessments within the period of time established by the Board after they become due and payable;
- (c) Expulsion pursuant to Sections 7 and 8 of this Article.

Section 7. Suspension or Expulsion from Membership. Any CASA member may be suspended or expelled in accordance with this Article, based on the good faith determination by the Board, or a committee authorized by the Board to make such a determination, that the member has failed in a material and serious degree to comply with the Association's Articles of Incorporation, bylaws, code of ethics if any, or any law applicable to the Association and its members, or has engaged in conduct materially and seriously prejudicial to the purposes and interests of the Association.

An entity whose membership is suspended shall not be a member in good standing during the period of suspension.

Section 8. Procedure for Suspension or Expulsion. If grounds appear to exist for suspension or expulsion of a member under this Article, the procedures set forth below shall be followed:

- (a) The member shall be provided at least 15 days prior notice of the proposed suspension or expulsion and the reasons for the proposed suspension or expulsion. Notice shall be given by any method reasonably calculated to provide actual notice. Any notice given by mail shall be sent first class or express mail to the member's last address as shown on the Association's records.
- (b) The member shall be given an opportunity to be heard, either orally or in writing, at least five (5) days before the effective date of the proposed suspension or expulsion. The hearing shall be held, or the written statement

considered, by the Board or by a committee authorized by the Board to determine whether the suspension or expulsion should take place.

- (c) The Board or authorized committee shall decide whether or not the member should be suspended, expelled or sanctioned in some other way. The decision of the Board or committee shall be in writing and shall be final.
- (d) Any action challenging an expulsion, suspension or termination of membership, including any claim alleging defective notice, must be commenced within one year after the effective date of the expulsion, suspension or termination.

Section 9. Effect of Termination, Suspension or Expulsion. All rights and privileges of a member of the Association shall cease upon termination, suspension or expulsion from membership. If a suspended member also has a director/officer on the Board, he/she will not be eligible to serve on the Board during the period of the member's suspension. He/she may resume his/her director/officer duties if the suspension is lifted and good standing is restored.

In the case of termination or expulsion, the member's membership in the Association shall terminate on the effective date of the termination or expulsion. If the terminated or expelled member had a director/officer on the Board, he/she shall no longer be eligible to serve on the Board as of the effective date of the member's termination or expulsion.

However, termination, suspension or expulsion shall not relieve the member (or former member) of any existing obligations to the Association (e.g. unpaid dues, fees, or assessments, duties of loyalty and confidentiality relative to CASA if the member had a director/officer on the Board, duty to return CASA property and documents, etc).

Section 10. No property Rights/No Withdrawal Value. Membership in the Association does not constitute an ownership interest in any asset of the Association at any time. If a member is terminated or expelled for any reason, the Association shall not be liable for the payment of any amount whatsoever to the member. Each member is received into membership on its express agreement to this provision.

Section 11. Transfer of Memberships. A membership or any right arising from membership may not be transferred to another person without the prior written approval of the Board.

Section 12. Limitations. No person shall hold more than one membership in the Association.

Section 13. Liability of Members. Except as provided by law, no member is liable for the Association's debts, liabilities, or obligations.

Section 14. Meetings of Members.

- (a) **Place of Meetings.** Meetings of the members shall be held in any place designated by the Board. In the absence of any such designation, members' meetings shall be held at the Association's principal office.
- (b) **Annual Meeting.** An annual meeting of the members shall be held each year at a time and location determined by the Board. At this meeting, any proper business may be transacted, subject to any limitations in law or these bylaws. Written notice of the annual members' meeting shall be given to all members of the Association, and the Board, in accordance with the procedures provided in subsections (d) and (e) below. Only voting members of CASA as described in Section 1 above may vote at the CASA annual membership meeting. Other interested persons may attend (but do not vote), and may be excluded from some portions of the meeting in the discretion of the Board President.
- (c) **Special Meetings of the Members.** Other meetings of the members ("special meetings") may be called at any time by 1) the Board, (2) the President of the Board, or (3) five percent of the voting members.

A special meeting of members shall be called by written request, specifying the general nature of the business proposed to be transacted and submitted to the President or the Secretary of the Association. The officer receiving the request shall cause notice to be given promptly to the members entitled to vote, in accordance with subsections (d) and (e) below, stating that a meeting will be held at a specified time and date. If the meeting is called by anyone other than the Board or President, the meeting date shall be at least thirty-five (35), but not more than ninety (90) days after receipt of the request. If the Board or President calls the meeting, the meeting date may be any date for which appropriate notice is given in accordance with subsections (d) and (e) below. If notice of a requested special meeting is not given within twenty (20) days after receipt of the request, the person or persons requesting the meeting may give the notice.

- (d) **Notice Requirements for Members' Meetings.** Written notice of any membership meeting shall be given, in accordance with these bylaws, to each voting member of the Association. Subject to any additional requirements in law or these bylaws, the notice shall state the place, date and time of the meeting, the means of electronic transmission by and to the Association (Corporations Code Sections 20 and 21) or electronic video screen communication, if any, by which members may participate in the meeting, and the general nature of the business to be transacted, and no other business may be transacted. The notice of any meeting at which directors are to be elected shall include the names of all those who are nominees at the time the notice is given to members.

- (e) **Manner of Giving Notice for Meetings.** Except as otherwise provided in these bylaws or by law, notice of any meeting of members shall be sent not less than 10 nor more than 90 days before the date of the meeting to each member who, on the record date for notice of the meeting, is entitled to vote; provided, however, that if notice is given by mail, and the notice is not mailed by first-class or express mail service, then that notice shall be given not less than 20 days before the meeting.

Notice of a members' meeting or any report shall be given personally, by electronic transmission (Corporations Code sections 20 and 21), or by regular, bulk, or express mail service, addressed to a member at the address of the member appearing on the books of the Association or given by the member to the Association for purpose of notice; or if no such address appears or is given, at the place where the principal office of the Association is located. An affidavit of giving of any notice or report in accordance with the provisions section, executed by the Secretary, shall be prima facie evidence of the giving of the notice or report.

Notice given by electronic transmission by the Association under this subdivision shall be valid only if it complies with Corporations Code Section 20. Notwithstanding the foregoing, notice shall not be given by electronic transmission by the Association after either of the following:

- (1) The Association is unable to deliver two consecutive notices to the member by that means.
- (2) The inability to so deliver the notices to the member becomes known to the Secretary or other person responsible for the giving of the notice.

Section 15. Waiver of Notice or Consent. The transactions of any members' meeting, however called or noticed and wherever held, shall be as valid as though taken at a meeting duly held after regular call and notice, if (1) a quorum is present, and (2) either before or after the meeting, each member who is not present in person, signs a written waiver of notice, a consent to holding of the meeting, or an approval of the minutes. The waiver of notice, consent or approval need not specify either the business to be transacted or the purpose of any meeting of members. All such waivers, and consents, or approvals shall be filed with the corporate records or made a part of the minutes.

A member's attendance at a meeting shall also constitute a waiver of notice of and presence at that meeting, unless the member objects at the beginning of the meeting to the transaction of any business because the meeting was not lawfully called or convened. Also, attendance at a meeting is not a waiver of any right to object to the consideration of matters required to be included in the notice of the meeting, but not so included, if that objection is expressly made at the meeting.

Section 16. Quorum. Thirty (30) of the voting members shall constitute a quorum for the transaction of business at any meeting of members. Provided, however, that if any meeting of members is actually attended by less than one-third of the voting power, the only matters that may be voted on are those for which the general nature of the action was specified on the notice of the meeting.

Section 17. Loss of Quorum. The members present at a duly called or held meeting at which a quorum is present may continue to transact business until notwithstanding the withdrawal of enough members to leave less than a quorum, if any action taken (other than adjournment) is approved by at least a majority of the members required to constitute a quorum (or by a greater number if required by law or by the articles of incorporation or these bylaws). Any meeting may be adjourned by a majority of those members in attendance, whether or not a quorum is present.

Section 18. Act of the Members. If a quorum is present, the affirmative vote of a majority of the voting power represented at the meeting, entitled to vote and voting on any matter, shall be the act of the members, unless the vote of a greater number is required by law, or by the articles of incorporation or these bylaws.

Section 19. Eligibility to Vote/Number of Votes. Voting members entitled to vote at any meeting of members or by ballot shall be all those voting members in good standing as of the date the vote is taken. Each voting member shall be entitled to one vote at any annual or special meeting of members.

Section 20. Proxies. Proxy voting is not allowed.

Section 21. Action of Members by Written Ballot Without a Meeting. Any action that may be taken at any meeting of members may be taken without a meeting by complying with the following procedure.

The President of CASA shall cause a ballot to be distributed to each voting member in accordance with Section 14(e) of this Article.

Any written ballot pursuant to this section shall: 1) set forth the proposed action, 2) provide an opportunity to specify approval or disapproval of any proposed action, and 3) provide a reasonable time within which to return the ballot to the Association.

The cover letter or memo soliciting ballots shall indicate the number of responses needed to meet the quorum requirement and, with respect to ballots other than for the election of directors, shall state the percentage of approvals necessary to pass the action submitted. The solicitation must specify the time by which the ballot must be received by the Association in order to be counted.

Approval of an action by written ballot pursuant to this section shall be valid only when the number of votes cast by ballot within the time period specified equals or exceeds the quorum required to be present at a meeting authorizing the action, and the number of approvals equals or exceeds the number of votes that would be required to approve at a

meeting at which the total number of votes cast was the same as the number of votes cast by ballot.

Directors may be elected by written ballot under this section. If directors are to be elected by written ballot and the Board adopts a nomination procedure for the election process, the procedure may provide for a date for the close of nominations prior to the printing and distributing of the written ballots.

A written ballot may not be revoked. All written ballots shall be filed with the Secretary of the Association and maintained in the corporate records for at least three years.

ARTICLE III.

Board of Directors

Section 1. Powers of Board of Directors. The Board, subject to restrictions of law, the Articles of Incorporation, and these bylaws, shall exercise all powers of the Association. Without limitation on its general power, except as specified herein, the Board may do the following:

- (a) **Policies.** Adopt policies, rules and procedures for the management and operation of the Association.
- (b) **Administration.** Employ or retain an individual or management firm to administer the day-to-day activities of the Association. An individual retained pursuant to this authority shall be known as the Executive Director. The Executive Director, if any, cannot also be a member of the Board. The Board may also employ, retain, or authorize the employment of such other employees, independent contractors, agents, accountants, and legal counsel as it from time to time deems necessary or advisable in the interest of the Association, prescribe their duties and set their compensation.
- (c) **Bonds.** Require officers, agents, and employees charged by the Association with responsibility for the custody of any of its funds or negotiable instruments to give adequate bond.
- (d) **Borrowing money.** Borrow money and incur indebtedness on behalf of the Association and cause to be executed and delivered for the Association's purposes, in the Association name, promissory notes, bonds, debentures, deeds of trust, mortgages, pledges, liens, and other evidences of debt and securities.
- (e) **Gifts.** Receive and accept gifts, devises, bequests, donations, annuities, and endorsements of real and personal property, and use, hold and enjoy the same, both as to principal and income, and to invest and re-invest the same or any part thereof for the furtherance of any objects, interests or purposes of this Association.

- (f) **Contributions.** Make such contributions as the Board determines are necessary and advisable in furtherance of the interests and purposes of this Association.
- (g) **Fiscal Year.** Fix and change the fiscal year of the Association.
- (h) **Contracts.** Enter into contracts and agreements with individuals and with public and private entities for the advancement of the purposes for which the Association is organized.
- (i) **Property.** Acquire, construct and possess real and personal property.
- (j) **Bank Accounts and Special Funds.** Establish one or more bank accounts and/or special funds in order to accomplish and further the purposes of the Association.
- (k) **Committees.** Appoint committees as provided in these bylaws.
- (l) **Lobbying/Political Activity.** Lobby local, state, and federal agencies and officials and engage in political activity on issues important to the members of CASA.
- (m) **Political Action Committees.** Establish and administer state and federal political action committees in order to accomplish and further the purposes of CASA.
- (n) **Litigation.** Initiate or participate in litigation as a party or via amicus brief if such action is deemed in the best interests of the corporation.
- (o) **Other.** Do and perform all acts and exercise all powers incidental to, or in connection with, or deemed reasonably necessary for the proper implementation of the purposes of the Association.

Section 2. Number/Qualifications. The Board shall consist of 13 directors as follows:

Twelve (12) directors elected by and from among the voting members; and

One (1) director appointed by the President from among the non-voting associate members.

Every director must be interested in and committed to the mission and purposes of CASA.

Section 3. Election of Directors. The twelve elected directors shall be elected at the annual meeting of the membership, or by written ballot in accordance with these bylaws. The one appointed director shall be appointed by the President at the annual meeting of

the Board. The Board may adopt additional procedures relative to the nomination and election process.

Section 4. Terms of Office. The term of office for all elected directors shall be three (3) years and all elected directors shall serve until expiration of the term for which elected and until a successor has been elected and qualified. The term of office for the appointed director shall be one (1) year and he/she shall serve until expiration of the term for which appointed and until a successor has been appointed and qualified. There shall be no limit on the number of terms a director may serve if he or she remains qualified and elected or appointed. The terms of the elected directors may be staggered using any reasonable method.

Section 5. Reduction of Number of Directors. No change of the authorized number of directors shall have the effect of removing any director before that director's term of office expires.

Section 6. Resignations/Removals. Any director may resign by giving written notice to the President or the Secretary. The resignation shall be effective when the notice is given unless it specifies a later time for the resignation to become effective.

Any elected director may be removed from the Board by a majority vote of the members at any properly called and noticed membership meeting where a quorum is present or by written ballot pursuant to Section 21 of Article II above. The appointed director may be removed from the Board by a majority vote of the other Board members at any properly called and noticed Board meeting where a quorum is present.

Section 7. Vacancies. A vacancy or vacancies on the Board shall exist on the occurrence of the following: (a) the death or resignation of any director, (b) the declaration by resolution of the Board of a vacancy in the office of a director who has been declared of unsound mind by an order of court or convicted of a felony, (c) the vote of the members or the Board, as applicable, to remove any director(s), (d) the increase of the authorized number of directors, or (e) the failure of the members, at any meeting of members at which any director or directors are to be elected, to elect the number of directors required to be elected at that meeting or the failure of the Board to appoint any director they are authorized to appoint.

Section 8. Filling Vacancies. Vacancies on the Board may be filled by a majority vote of the remaining directors on the Board at any properly called and noticed Board meeting where a quorum is present. The members may fill any vacancy or vacancies not filled by the Board. Any individual filling a vacancy pursuant to this section shall meet the criteria for election to that seat. An individual appointed to fill a vacancy shall serve until the end of the term of the director whose vacancy he or she is filling.

Section 9. Annual and Special Board Meetings. An annual meeting of the Board shall be held in conjunction with the annual membership meeting. Other meetings ("special meetings") of the Board may be held from time to time on the call of the President, the

Board, or any two directors. The time and purpose for any special meeting shall be set by the person(s) calling such meeting.

Section 10. Notice of Board Meetings. Notice of meetings of the Board, specifying the time and place of the meeting, shall be given to each director at least seven (7) days before the meeting if sent by first-class mail or express mail service, or forty-eight (48) hours before the meeting if personally delivered or delivered by telephone (including a voice messaging system), or by electronic transmission by the Association (Corporations Code Section 20).

Notice shall be deemed delivered when deposited in the U.S. mail or with an express mail service, or when received if delivered personally or by telephone, or on its confirmation of delivery if by electronic transmission. A notice, or waiver of notice, need not specify the purpose of any meeting of the board.

Section 11. Place and Time of Meetings. Meetings of the Board shall be held at whatever place and time is designated from time to time by the Board or persons calling the meeting and, in the absence of any designation, shall be held at the principal office of the Association.

Section 12. Board meetings by Telephone or Video Conference or by Electronic Transmission.

Directors may participate in a meeting of the Board through use of conference telephone, electronic video screen communication, or electronic transmission by and to the Association (Corporation Code Sections 20 and 21).

Participation in a meeting through use of conference telephone or electronic video screen communication constitutes presence in person at that meeting as long as all directors participating in the meeting are able to hear one another.

Participation in a meeting through use of electronic transmission by and to the Association, other than conference telephone and electronic video screen communication, constitutes presence in person at that meeting if both of the following apply:

(a) Each director participating in the meeting can communicate with all of the other directors concurrently.

(b) Each director is provided the means of participating in all matters before the Board, including, without limitation, the capacity to propose, or to interpose an objection to, a specific action to be taken by the Association.

Section 13. Waiver of Notice and Consent to Meetings. Notice of a meeting need not be given to any director who, either before or after the meeting, signs a waiver of notice, a written consent to the holding of the meeting, or an approval of the minutes of the meeting. The waiver of notice or consent need not specify the purpose of the meeting.

All such waivers, consents, and approvals shall be filed with the corporate records or made a part of the minutes of the meetings. Notice of a meeting need not be given to any director who attends the meeting and does not protest, before or at the commencement of the meeting, the lack of notice to him or her.

Section 14. Quorum. A majority of the authorized number of directors shall constitute a quorum of the Board for the transaction of business.

Section 15. Act of the Board. Unless otherwise restricted by law or these bylaws, every act or decision done or made by a majority of directors present at a meeting duly held at which a quorum is present shall be regarded as an act of the Board. A meeting at which a quorum is initially present may continue to transact business, despite the withdrawal of a director(s), if any action taken or decision made is approved by at least a majority of the required quorum for that meeting.

Section 16. Adjournment. A majority of the directors present, whether or not a quorum, may adjourn any meeting to another time and place. If the meeting is adjourned for more than 24 hours, notice of the adjournment to another time or place must be given prior to the time of the adjourned meeting to the directors who were not present at the time of the adjournment. Any business that might have been transacted at a meeting as originally noticed may be transacted at an adjourned and rescheduled meeting.

Section 17. Closed Meetings. Any meeting of the Board may be closed by the President so that only directors and individuals deemed necessary by the President are present. Members of the Association who are not directors may attend any Board meeting unless excluded by the President as described in this Section.

Section 18. Board Action Without Meeting. Any action required or permitted to be taken by the Board may be taken without a meeting, if all directors on the board individually or collectively consent in writing to that action. An action by written consent shall have the same force and effect as a unanimous vote of the directors.

Section 19. Compensation of Directors/Officers. Directors and officers shall not receive compensation from CASA for their services as directors/officers. Directors/officers may, at the discretion of the Board, receive reimbursement for travel and other actual expenses related to activities on behalf of the Association if authorized by the Board or a committee having such authority.

Section 20. Voting Power. For all purposes, the voting power of each voting director shall be one vote.

Section 21. Property Rights. No director shall have any property rights in any assets of the Association.

ARTICLE IV.

Officers

Section 1. Officers of the Association. The elected officers of the Association shall be a President, a Vice-President, and a Secretary/Treasurer. All officers must be directors. The Executive Director shall be an officer of the corporation, but not an elected officer.

Section 2. Election of Officers. The elected officers of the Association shall be elected by the Board from among its directors at the annual Board meeting.

Section 3. Terms of Office; Term Limits. Elected officers shall serve at the pleasure of the Board for one (1) year terms. There is no limit on the number of terms an officer may serve if she is a director and continues to be qualified and elected by the Board.

Section 4. Removal of Officers. Any elected officer may be removed at any time, with or without cause, by a majority vote of the Board at any properly called and noticed meeting where a quorum is present.

Section 5. Resignation of Officers. An officer may resign at any time by giving written notice to the President or Secretary of CASA. The resignation shall take effect as of the date the notice is received or at any later time specified in the notice and, unless otherwise specified in the notice, the resignation need not be accepted to be effective.

Section 6. Vacancies in Office. A vacancy in any office because of death, resignation, removal, disqualification, or any other cause shall be filled by a majority vote of the directors present at any annual or special meeting of the Board where a quorum is present. The individual filling a vacant officer position shall serve until the end of the term of the officer whose vacancy he or she is filling.

Section 7. Responsibilities of Officers.

(a) **President.** The President of the Board shall preside at meetings of the Board and shall exercise and perform such other powers and duties as the Board may assign from time to time.

(b) **Vice-President.** In the absence or disability of the President, the Vice-President shall perform all of the duties of the President, and when so acting, shall have all the powers of and be subject to all the restrictions on the President. In case of death or resignation of the President, the Vice-President shall assume the office of President and fulfill the remainder of that term of office. The Vice-President shall have such other powers and perform such other duties as the Board or the bylaws may prescribe.

(c) **Secretary/Treasurer.**

The Secretary/Treasurer shall keep or cause to be kept a book of minutes at the principal office, or at such other place as the Board may order, of all meetings of

the Board. The Secretary/Treasurer shall give, or cause to be given, notice of all conferences and meetings of the Members and Board for which the bylaws require notice, and shall have such other powers and perform such other duties as the Board or the bylaws prescribe.

The Secretary/Treasurer shall keep and maintain the following records on behalf of the corporation:

- Copies of the Articles of Incorporation and Bylaws.
- Accounting books.
- Minutes of board and membership meetings.
- Membership lists.
- Any records related to special meetings.
- Tax records.

The Secretary/Treasurer shall cause to be prepared and distributed the following reports on behalf of the corporation:

- **Annual Report:** An annual report, audited by a Certified Public Accountant selected by the Board, must be prepared within 120 days of the close of the corporation's fiscal year. This must include: a balance sheet for the end of the fiscal year; an income statement and statement of changes in financial position for the fiscal year; a statement of where the records of current members' names and addresses are located and; a statement of transactions involving self-dealing, indemnifications or advances between the corporation and any director, officer or holder of more than 10 percent of voting power.

The report must be made available to any member on request, and members must be notified of the availability of the report annually.

- **Secretary of State Filing:** A biennial form must be filed with the Secretary of State that gives the name and address of the officers and an agent for service of process.
- **IRS tax return:** A federal tax return must be prepared and filed by November 15 of each year.

(d) **Executive Director.** The Executive Director serves at the pleasure of the Board and may not be an individual who is serving on the Board. The Executive Director shall be the chief executive officer and general manager of CASA and shall supervise, direct, and control the Association's day-to-day activities, affairs, and administration. The Executive Director shall keep the Board apprised of significant matters relating to the operation of the Association, its activities, employees, contractors, and financial condition. The Executive Director shall have such other powers and duties as the Board or the Bylaws may prescribe.

ARTICLE V.

Committees

Section 1. Committees of the Board. The Board may create one or more "committees of the Board", each consisting of two or more directors *and no persons who are not directors*, to serve at the pleasure of the Board. Appointments to committees of the Board shall be made by the President. Any such committee, to the extent provided in the Board resolution creating the committee, shall have all the authority of the Board, except that no committee, regardless of Board resolution, may:

- (a) Fill vacancies on the Board or on any committee that has the authority of the Board;
- (b) Fix compensation of the directors for serving on the Board or on any committee;
- (c) Amend or repeal Bylaws or adopt new Bylaws;
- (d) Amend or repeal any resolution of the Board that by its express terms is not so amendable or repealable;
- (e) Create any other committees of the Board or appoint the members of committees of the Board; or
- (f) Approve any contract or transaction to which the Association is a party and in which one or more of its directors has a material financial interest, except as allowed by the California Corporations Code.

Section 2. Notice Requirements for Committees of the Board. Written notice for meetings of committees of the Board shall be given in accordance with Article III of these bylaws. Provided, however, that this notice may be waived in writing, or by the committee member's actual attendance at the meeting.

Section 3. Quorum for Committees of the Board. A majority of the voting members of any committee of the Board shall constitute a quorum, and the acts of a majority of the voting members present at a meeting at which a quorum is present shall constitute the act or recommendation of the committee.

Section 4. Advisory Committees. The Board may also establish advisory committees composed of any number of directors and/or non-directors who shall be appointed by the President. Advisory committees shall provide advice and recommendations to the Board but shall not have the authority of the Board or any final decision making authority.

Section 5. Meetings by Telephone or Video Conference or by Electronic Transmission. Any meeting of a committee may be held by telephone or video

conference or by electronic transmission in the same manner provided for in Article III of these bylaws.

ARTICLE VI.

Liability, Indemnification, and Insurance stop

Section 1. Liability. Subject to any limitations contained in the California Corporations Code, there is no monetary liability on the part of, and no cause of action for damages shall arise against, any volunteer director or officer of the Association based on any alleged failure to discharge the person's duties as a volunteer director or officer if the duties are performed in accordance with the standards of conduct provided for in the California Corporations Code.

Section 2. Indemnification.

- (a) **Indemnification.** To the fullest extent permitted by law, this Association shall indemnify its directors, officers, employees, and other persons described in Section 7237(a) of the California Corporations Code, including persons formerly occupying any such positions, against all expenses, judgments, fines, settlements, and other amounts actually and reasonably incurred by them in connection with any "proceeding," as that term is used in that Section, and including an action by or in the right of the Association, by reason of the fact that the person is or was a person described in that Section. "Expenses," as used in this bylaw, shall have the same meaning as in Section 7237 of the California Corporations Code.
- (b) **Approval of Indemnity.** On written request to the Board by any person seeking indemnification under Section 7237(b) or Section 7237(c) of the California Corporations Code, the Board shall promptly determine under Section 7237(e) of the California Corporations Code whether the applicable standard of conduct set forth in Section 7237(b) or Section 7237(c) has been met and, if so, the Board shall authorize indemnification. If the Board cannot authorize indemnification because the number of directors who are parties to the proceeding with respect to which indemnification is sought prevents the formation of a quorum of directors who are not parties to that proceeding, the Board shall promptly call a meeting of members. At that meeting, the members shall determine under Section 7237(e) whether the applicable standard of conduct set forth in Section 7237(b) or Section 7237(c) has been met and, if so, the members present at the meeting shall authorize the indemnification.

Section 3. Insurance. The Board shall adopt a resolution authorizing the purchase and maintenance of an insurance policy or policies or bond on behalf of its directors, officers or employees against any liabilities, other than for violating provisions against self-dealing, incurred by the director, officer or employee in such capacity or arising out of their status as such.

ARTICLE VII.

Miscellaneous

Section 1. Inspection of Records. The members and directors of the Association shall have the right to inspect the records of the Association to the extent and under the circumstances provided by the California Nonprofit Mutual Benefit Corporation Law.

Section 2. Fiscal Year. Unless changed by the Board, the fiscal year of the Association shall begin on July 1 and end on June 30.

Section 3. Conflicts of Interest. Board members and committee members must actively seek to avoid situations and activities that create an actual or potential conflict between the individual's personal interests and the interests of the Association. If a Board member or committee member believes that a conflict exists relative to a particular issue being considered by the Board or any committee, he or she shall disclose the conflict to the Board or committee, as appropriate, and abstain from discussion or voting on the issue.

For purposes of this section and these bylaws, a "conflict of interest" means a situation in which a Board or committee member is part of a discussion or decision by the Board or a committee which has the potential to financially benefit that Board or committee member or a member of that Board or committee member's immediate family. "Immediate family" means, spouse or same-sex/domestic partner, children, parents, siblings, parents-in-law, or siblings-in-law.

Both the fact and the appearance of a conflict of interest should be avoided. Board members or committee members who are unsure as to whether a certain transaction, activity, or relationship constitutes a conflict of interest should discuss it with the President, who will determine whether disclosure to the Board or the assistance of legal counsel is required.

Section 4. Intellectual Property. All intellectual property prepared or purchased by or on behalf of the Association, including but not limited to the CASA name, educational, promotional, and training materials, newsletters, contracts, logos, service marks, membership lists, contributor lists, and research results, shall be the exclusive property of the Association and directors, members, and contractors/employees agree to deal with it as such. Directors, members and contractors/employees agree that they will not sell, transfer, publish, modify, distribute, or use for their own purposes, the intellectual property belonging to the Association without prior approval of the Board memorialized in a writing signed by the President.

Section 5. Required Disclosures and Reporting. CASA shall comply with the disclosure and reporting requirements of federal and state agencies to which it is subject.

ARTICLE VIII.

Amendments

Section 1. Amendment to Bylaws. These bylaws may be initially adopted, amended, or repealed and new bylaws adopted, by a majority vote of the Board at any properly called and noticed meeting where a quorum is present.

However, approval of the members is also required for any amendment or for new bylaws after the initial adoption that would:

- (a) Materially and adversely affect the members' rights as to voting or dissolution;
- (b) Effect an exchange, reclassification, or cancellation of all or part of the memberships;
- (c) Authorize a new class of membership;
- (d) Change the number of authorized directors;
- (e) Change from a fixed number of directors to a variable number of directors, or vice versa;
- (f) Increase or extend the terms of directors;
- (g) Allow any director to hold office by designation or selection rather than by election by the members;
- (h) Increase the quorum for members' meetings; or
- (i) Repeal, restrict, create, expand, or otherwise change proxy rights.

All proposed bylaw amendments or new bylaws must be sent to all directors and/or members eligible to vote on such amendments or new bylaws at least ten (10) days prior to the meeting at which the amendments or new bylaws will be discussed and voted on.

ARTICLE IX.

Dissolution

Section 1. Voluntary Dissolution. The Association may be voluntarily dissolved at any time by a majority vote of the voting members at any properly called meeting where a quorum is present. If the voting members approve the dissolution, the Board shall promptly cease operations and proceed to wind up and dissolve the Association.

Section 2. Remaining Assets. Upon the dissolution of the Association, all debts thereof shall be paid and its affairs settled, and all remaining assets shall be distributed as determined at the time of dissolution by the CASA Board in its sole discretion, so long as the distribution is not inconsistent with law.

**CERTIFICATE OF SECRETARY
OF
CALIFORNIA ASSOCIATION OF SANITATION AGENCIES**

I certify that I am the duly elected and acting Secretary of the CALIFORNIA ASSOCIATION OF SANITATION AGENCIES, a California Nonprofit Mutual Benefit Corporation; that the above Bylaws, consisting of 20 typewritten pages including this page, are the Bylaws of this Association as adopted by the Board of Directors on March 10, 2014, and approved by the voting members on _____, 2014; and that these Bylaws have not been amended since that date.

Executed on the _____ day of _____, 2014, at
_____, California.

_____, Secretary



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Facilities & Operations

Subject: City of Agoura Hills Eminent Domain Actions: Settlement and Release Agreement

SUMMARY:

The City of Agoura Hills is moving forward with the improvement and widening of Agoura Road and requires additional property outside of the public right-of-way to complete the project. As a result, the District was among those named in five eminent domain lawsuits that were filed to acquire the additional property. Upon investigation, staff determined that there is no impact from the acquisitions to District facilities or easements. Attached is a Settlement and Release Agreement acknowledging that there is no impact to the District and for the City to agree to dismiss the District from all claims. The District's Legal Counsel has approved the Agreement as to form.

RECOMMENDATION(S):

Authorize the General Manager to execute the Settlement and Release Agreement between the District and City of Agoura Hills to dismiss the District from all claims associated with the City's eminent domain actions for the Agoura Road Improvement Project.

FINANCIAL IMPACT:

There is no financial impact associated with this action.

DISCUSSION:

The City of Agoura Hills is proceeding with work on the Agoura Road Improvement Project. The City is undertaking the project to alleviate congestion, improve traffic operations, reduce accident rates, improve pedestrian safety, and provide for future increases in traffic volume. The project will include widening the existing roadway on Agoura Road from two to four lanes from the westerly City limits to just west of Reyes Adobe Road, and again from Ladyface Court to Kanan Road. For the segment between Reyes Adobe and Ladyface Court, the work only involves a pavement overlay. The roadway will remain a two-lane facility from Kanan Road to Cornell Road with the addition of diagonal parking spaces on both sides of the road.

The project also include constructing a Class II bike lane; adding curb and gutters on both sides of Agoura Road; and installing landscaped medians and meandering sidewalks with landscaped parkways, as outlined in the Agoura Village Specific Plan and City of Agoura Hill General Plan. A second pedestrian-only bridge over Medea Creek is also to be constructed adjacent to the roadway bridge. Most of the widening will occur within existing public right-of-way; however, additional frontage area on private parcels along Agoura Road will be required, which necessitated acquisition of the areas by the City.

Other parcels will be affected by the project for grading and driveway reconstruction, or accessed temporarily during construction. It is anticipated that construction work will commence in Fall 2014. The City determined that it was necessary to acquire some of the properties by eminent domain and the District was among those names in the various legal actions. However, it has been determined that there will be no impact on District facilities or easements from the acquisition. The attached Settlement and Release Agreement acknowledges that there is no impact to the District and that the City agrees to dismiss the

District from all claims. The District's Legal Counsel has approved the Agreement as to form.

Prepared By: David R. Lippman, Director of Facilities & Operations

ATTACHMENTS:

Settlement Agreement

SETTLEMENT AND RELEASE AGREEMENT

As of May____, 2014, Las Virgenes Municipal Water District (“Las Virgenes”) and the City of Agoura Hills (“Agoura Hills”) agree as follows:

Legal Actions

This Agreement is made with respect to the following eminent domain lawsuits only, hereafter referred to as the “Legal Actions”:

1. *City of Agoura Hills v. Kids From the Valley V, LLC, et al.*, LASC No. BC525487; (29045 Agoura Road, Agoura Hills, California (APN: 2061-006-044));
2. *City of Agoura Hills v. Kids From the Valley VI, LLC, et al.*, LASC No. BC525486; (29395 Agoura Road, Agoura Hills, California (APN: 2061-004-024));
3. *City of Agoura Hills v. Shuman Associates, LLC, et al.*, LASC No. BC525488; (Real property located at the Southeast corner of Agoura Road and Kanan Road, Agoura Hills, California (APN: 2061-031-020));
4. *City of Agoura Hills v. Creekside Terrace, LP, et al.*, LASC No. BC525679 (Real Property located at the Southwest corner of Agoura Road and Kanan Road, Agoura Hills, California (APN: 2061-033-016));
5. *City of Agoura Hills v. Shuman Associates, LLC, et al.*, LASC No. BC542289; (Real Property located at the Southeast corner of Agoura Road and Kanan Road, Agoura Hills, California (APN: 2061-031-020)).

This Agreement is entered into with reference to all claims for loss, damages, expert fees, litigation costs and expenses, attorney fees, indemnity, injunctive relief and compensation as are alleged, or which could be alleged, in the complaints set forth in the above “Legal Actions”.

Total Settlement

In full and complete settlement of all claims between Agoura Hills and Las Virgenes:

1. Las Virgenes consents to the Project described in the Legal Actions because Las Virgenes’ property interests are not implicated by the Project.
2. Agoura Hills agrees to dismiss the Legal Actions as to Las Virgenes.

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RELEASES

A. Mutual Releases

Each Party, on behalf of themselves and on behalf of their respective heirs, spouses, co-trustees, successors in interest, partners, affiliated entities, and beneficiaries, hereby mutually releases and forever discharges each of the other Parties to this Agreement, and their heirs, executors, administrators, trustees, successors, officers, board or council members, departments, employees, engineers, contractors, partners, joint ventures, attorneys, insurers, shareholders, and all other of their agents and principals of and from any and all "Claims," demands, causes of action, damages, losses, or equitable or injunctive relief in the Legal Actions known or unknown, which they had, may now have or may hereafter have, against any or each of the Parties, persons and entities released, and arising out of or relating to any act or omission, event, cause or condition serving as the basis for the Legal Actions or the allegations as set forth in their respective complaints, and which relate to the Legal Actions set forth above.

Civil Code § 1542 Waiver:

As between the Parties signing this Agreement, it is the intention of the Parties hereto that the foregoing mutual releases shall be effective as a bar to all actions, causes of action, suits, claims or demands for property damage, loss or expense, known or unknown, suspected or unsuspected, fixed or contingent, except those expressly reserved in this Agreement.

EACH OF THE PARTIES ACKNOWLEDGES THAT IT HAS BEEN ADVISED BY LEGAL COUNSEL OF THE EFFECT OF THIS RELEASE, AND EACH IS FAMILIAR WITH THE PROVISION OF CALIFORNIA *CIVIL CODE* § 1542, WHICH PROVIDES AS FOLLOWS:

"A general release does not extend to claims which the creditor does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or her must have materially affected his or her settlement with the debtor."

EACH OF THE PARTIES EXPRESSLY WAIVES AND RELINQUISHES ANY AND ALL RIGHTS OR BENEFITS THEY MAY HAVE UNDER, OR WHICH MAY BE CONFERRED UPON THEM BY, THE PROVISIONS OF § 1542 OF THE CALIFORNIA *CIVIL CODE* AS IT APPLIES TO THE CLAIMS RELEASED HEREIN.

In conjunction with such waiver and relinquishment, each Party hereby acknowledges that it may hereafter discover claims and facts in addition to or different from those which they now know or believe to exist, but nevertheless, each Party understands and agrees that it is the intention of the Parties to hereby fully, finally, and forever settle and release all other Parties from any and all disputes and differences, known or unknown, suspected or unsuspected, as to the damages and claims serving as the basis for the Legal Action.

The waivers and releases in this Agreement are specific to the claims and damages at issue in the Legal Actions and do not impair or limit the Parties' governmental powers and duties or any actions either may undertake in their respective roles as a governmental agency.

B. Complete Settlement

This is a complete settlement of all claims by and all disputes between the Parties arising out of the subject of the Legal Actions which are settled in their entirety as between the Parties to this Agreement. The Parties agree and acknowledge that they understand that they are releasing each other from any and all claims related to the matters set forth above.

JUDICIAL ENFORCEMENT OF THIS AGREEMENT

The Parties expressly agree that this Agreement is enforceable by the Court under California *Code of Civil Procedure* § 664.6. Each of the Parties hereto agrees and stipulates that the Los Angeles Superior Court may retain jurisdiction, even after dismissal of an action or any cause of action and over each Party for the purpose of enforcing compliance and resolving any claims and defenses by the Parties arising under the terms, promises and conditions of this Agreement. The Parties agree that the Los Angeles Superior Court shall have jurisdiction to enter judgment adjudicating such claims and defenses pursuant to *C.C.P.* § 664.6, including without limitation, any disputes and claims for rescission, restitution, specific performance or for breach of the Agreement.

In any action or proceeding to enforce or rescind the Agreement for a breach, the Court shall declare any breaching Party to be in default and order said Party to make reasonable restitution for any contributions or damages caused by said breach. The Court also shall have the power and jurisdiction under *C.C.P.* § 664.6 over all signatories to this Agreement to make any Order that the Court deems appropriate under law or equity to enforce the terms and intent of the Agreement, including restitution and reinstatement of the Legal Actions.

The remedies set forth in this Section are not exclusive, and in the event of a breach, misconduct or other non-performance, all remedies provided by law may be pursued by any Party.

CONCLUDING PROVISIONS

A. Waiver of Claims for Attorney Fees and Costs

As a material consideration for this Agreement, each Party hereto agrees to waive any and all claims for costs and attorney fees against all other Parties to this Agreement, and each Party agrees to bear their own costs and attorney fees for the Legal Actions.

B. No Admission of Liability or Fault

Each of the Parties expressly agrees and acknowledges that this Agreement is the settlement of disputed claims and allegations, and each Party agrees that neither the fact of or terms of this Agreement or the Releases herein shall be deemed or contended to be an admission of liability or fault, or of the truth of any allegations or claims made in the Legal Actions. Except as may be necessary to enforce this Agreement either by separate action or petition to the court under *C.C.P.* § 664.6, or as allowed by statute, each Party agrees that this settlement is subject to *Evidence Code* §§ 1152 and 1154, and that this Agreement, and any terms and provisions of this Agreement, shall not be admissible in any action or proceeding. Each Party

denies fault, and this agreement is not admissible at trial as evidence of an admission of fault or liability by any Party.

C. Authorization to Enter into this Agreement

Each of the Parties and signatories hereto represents and warrants that it is authorized to sign this Agreement and is the rightful owner of all rights, title and interest in every claim and other matter which that Party releases herein, and warrants that it has not sold, conveyed or otherwise transferred all or a portion of any interest in the properties or in any claim which he or it may have against the other Parties. Each Party agrees to indemnify, defend and hold each other harmless from any liabilities, claims, demands, damages, costs, expenses and attorneys' fees as a result of any person or entity asserting any claim or cause of action based upon assignment, successor interest, or transfer by that Party to this Agreement.

D. No Reliance Upon Other Counsel or Parties

Each Party hereto acknowledges that it has been represented by and has relied upon counsel of their own choosing in the negotiations and the preparation of this Agreement, and that they have read this Agreement, have had the opportunity to have its contents fully explained to them by such counsel, and are fully aware of and understand all of its terms, obligations assumed, and the legal consequences thereof. It is acknowledged that each of the Parties hereto has, through their respective counsel, mutually participated in the preparation of this Agreement, and it is agreed that no provision hereof shall be construed against any Party or that Party's attorneys as the "drafter" of this Agreement.

E. Binding Benefit and Burden on Successors in Interest

This Agreement shall be binding upon and inure to the benefit and burden of each Party and his/her/its respective heirs, spouses, representatives, and successors in interest.

F. Modification, Waiver and Amendment

No breach of any provision hereof can be waived unless in writing. Waiver of any one breach of any provision hereof shall not be deemed to be a waiver of any other breach of the terms or any other provision hereof. This Agreement may be amended only by a written agreement signed by each of the Parties or their successor(s) in interest at the time of the modification.

G. Integration

This Agreement constitutes the entire, final and integrated agreement between the Parties hereto pertaining to the subject matter hereof and fully supersedes all prior negotiations, understandings, representations, warranties and agreements between the Parties hereto, or any of them, pertaining to the subject matter hereof of this Agreement.

///

H. Severance

If any material provision of this Agreement is determined by a court of competent jurisdiction to be illegal, invalid or unenforceable, then any Party shall have the right to seek restitution and rescission of the Agreement in its entirety.

I. Voluntary Agreement

The Parties hereto, and each of them, represent and declare that they have carefully read this Agreement and know the contents thereof, and that each has signed the Agreement freely and voluntarily.

J. Governing Law

This Agreement has been negotiated and entered into in the State of California, and shall be governed by, construed and enforced in accordance with the internal laws of the State of California, without regard to provisions concerning choice or conflict of law.

K. Counterparts

This Agreement may be executed in two or more counterparts, each of which shall be an original, but all of which shall constitute one and the same instrument and may be executed and delivered by facsimile.

L. Captions and Interpretations

Titles or captions contained herein are inserted as a matter of convenience and for reference, and do not define, limit, extend or describe the scope of this Agreement or any provision thereof. Whenever the context shall so require, the singular shall include the plural.

IN WITNESS WHEREOF, the undersigned have executed this Agreement on the date affixed by their signature.

Dated: _____

LAS VIRGENES MUNICIPAL WATER
DISTRICT

By: _____

Name: _____

Dated: _____

CITY OF AGOURA HILLS

By: _____

Name: _____



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Facilities & Operations

Subject: Barrymore Drive Slope Repair and Pavement Restoration

SUMMARY:

In late January 2014, a 12-inch steel water main failed on Barrymore Drive in the unincorporated Malibu area of Los Angeles County. The water main break was repaired by District crews to restore water service to the area; however, water from the broken main caused significant erosion damage to the roadway and descending portion of the hillside. This work consists of completing the slope repair and restoring the asphalt pavement to return the site to its original condition and minimize the potential for future erosion of the hillside.

RECOMMENDATION(S):

Waive formal bidding requirements for the Barrymore Drive slope repair and pavement restoration work; authorize the General Manager to approve a purchase order to Toro Enterprises in the amount of \$47,169.00 for the work; and authorize the General Manager to approve an increase to the purchase order amount by up to \$15,000 as a contingency for additional work that may be required based upon field inspection of the work by a geotechnical engineer.

FINANCIAL IMPACT:

Sufficient funds are available in the adopted Fiscal Year 2013-14 Budget for the work under CIP Job No. 10553. No additional appropriation is needed.

DISCUSSION:

The work consists of repairing erosion damage to the descending slope adjacent to Barrymore Drive and restoring the roadway pavement. The water from the break eroded the slope embankment, resulting in an erosion gully approximately 26 feet wide and 20 feet below the road grade. Additionally, the pavement section was completely destroyed and needs to be restored to match the adjacent areas.

The District received the following bids from three contractors based on a job walk of the site and bid package information that defined the scope of work:

- (1) Toro Enterprises - \$47,169.00;
- (2) S&S Paving - \$71,675.00; and
- (3) Blois Construction, Inc. - \$210,954.00.

The slope repair work will be inspected by a geotechnical engineer hired by the District. During the course of the work, the geotechnical engineer may need to adjust the limits of excavation to ensure that suitable foundation material is reached before recompacting the slope. As a result, authorization is requested for the General Manager to increase the purchase order amount by up to \$15,000 for unforeseen additional work that may be required based upon the field inspection by the geotechnical engineer.

Attached for reference are a location map and photographs of the site.

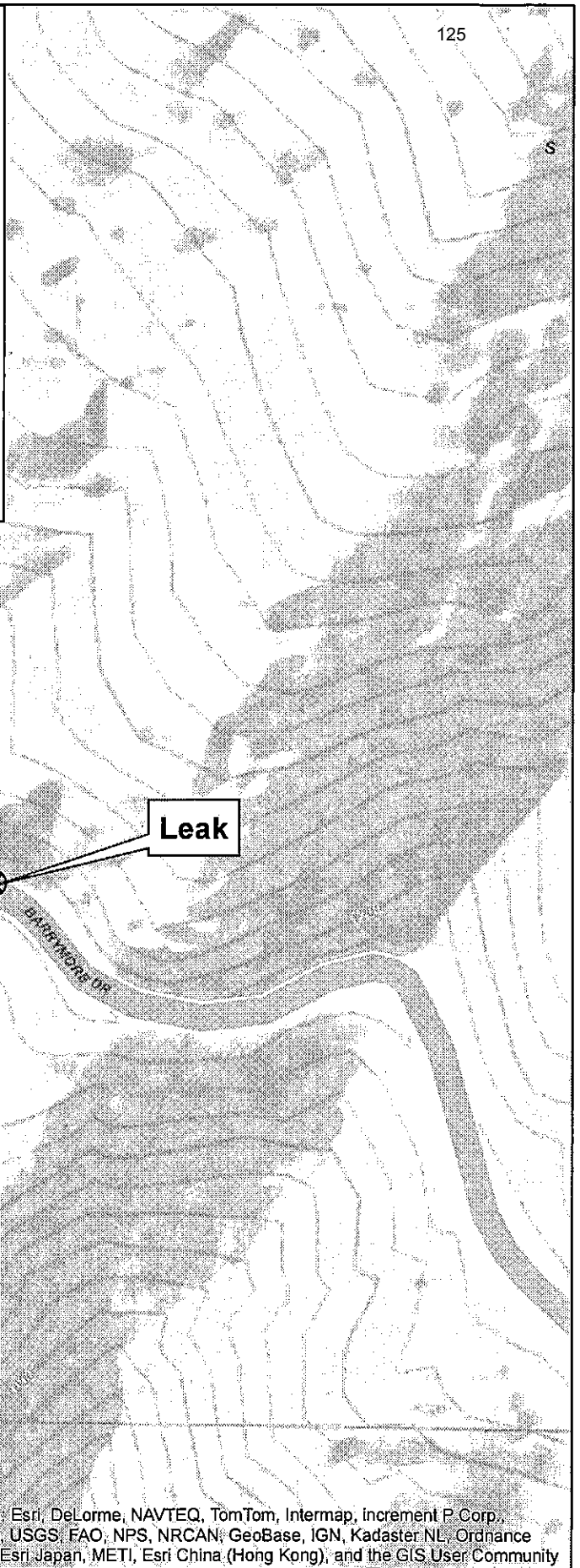
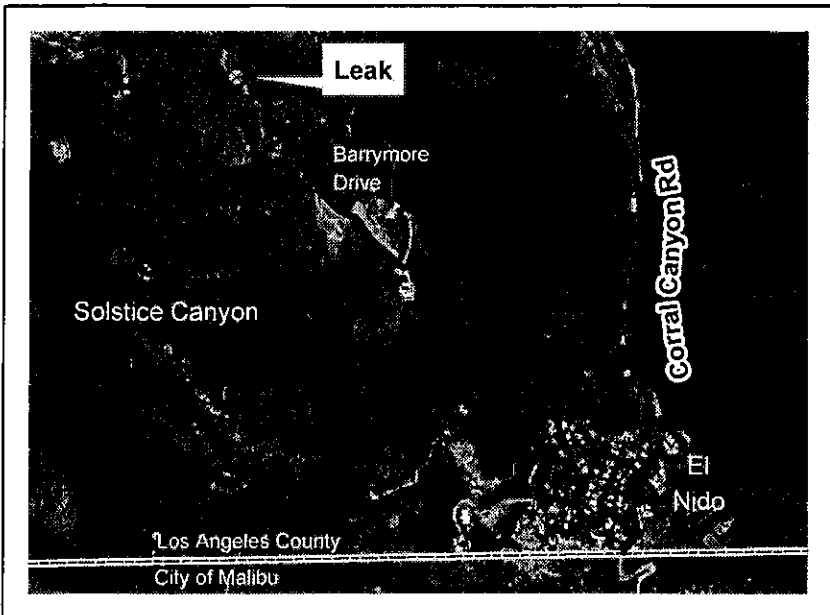
ITEM 8B

Prepared By: Eric Schlageter, P.E., Associate Civil Engineer

ATTACHMENTS:

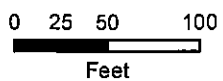
Project Location Map

Photographs



Sources: Esri, DeLorme, NAVTEQ, TomTom, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), and the GIS User Community

ITEM 8B



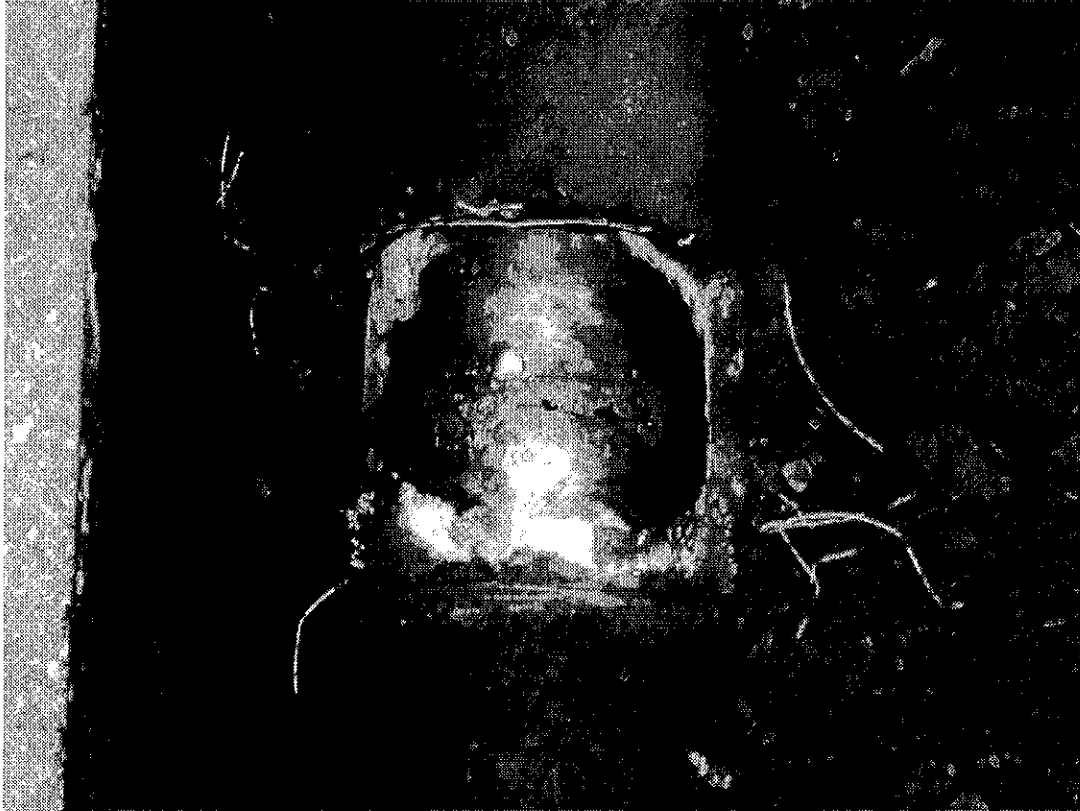
Barrymore Leak Site





Barrymore Leak Site - Photographs

ITEM 8B



Barrymore Leak Site - Photographs

ITEM 8B



Barrymore Leak Site - Photographs

ITEM 8B



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Finance & Administration

Subject: Financial Review: Third Quarter of Fiscal Year 2013-14

SUMMARY:

This report summarizes the financial review as of March 31, 2014.

The third quarter of Fiscal Year (FY) 2013-14 had higher overall revenues than anticipated in the budget with a corresponding higher-than-expected source of supply cost. In the third quarter, potable water revenue remained greater than the prior year, as well as the current year projected budget. The budget projection was based upon potable water sales averaged over the last three years. The District saw a significant increase in potable water sales in January due to the lack of rain, as well as the unusually warm seasonal conditions. A chart comparing the amounts of potable water purchased from MWD and delivered to customers during the third quarter is attached. Please refer to the column titled "AF Delivered", which provides the number of acre feet delivered to customers for the corresponding month. Potable water expenses were greater than budgeted due to the increased volume of water purchased from MWD.

Recycled water revenue was higher than the prior year by 20.7% and greater than the budgeted amount by 31.9% due to higher than expected sales. Source of supply expenses were higher than budget because of the increased amount of recycled water purchased from the JPA as well as a higher-than-expected purchases of potable water supplement. Operating and maintenance expenses were below budget.

Sanitation revenue was very comparable to the prior year and the budgeted amount with less than a 0.5% variance. The expenses were less than budget by 5.6%.

Total capital project expenses through the third quarter were \$8.56 million, which was higher than the prior year, but less than budgeted.

RECOMMENDATION(S):

Receive and file the Financial Review for the third quarter of Fiscal Year 2013-14.

DISCUSSION:

The following table provides a tabular comparison of the third quarter of FY 2013-14 with the same period in FY 2012-13 ("Prior Year") and the budget for the third quarter of the current year ("Budget").

The amounts in the **Actual** column represent that received or spent year-to-date. These figures agree with the amounts shown on the attached schedules for each enterprise. The **Prior Year** column represents the difference between that received or spent in the current year with that received or spent for the same period in the prior year. The actual prior year amounts are shown in the attached schedules by enterprise. This table is meant to highlight the differences and show whether the differences are positive (example: revenue is greater than last year, or expenses are less than last year) or negative (example: revenue is less than last year, or expenses are higher than last year).

The **Budget** column represents the difference between that received or spent in the current year and the budget.

budgeted for this period. The actual budget amounts are shown in the attached schedules by enterprise. This table is meant to highlight the differences and show whether the differences are positive (example: revenue is greater than budget, or expenses are less than budget) or negative (example: revenue is less than budget, or expenses are higher than budget).

Interest Income is not shown on the attached schedules but is reported in the quarterly and monthly investment reports to the Board.

	Actual	Prior Year	Budget
		Variance	Variance
Potable Water Revenues	\$24,990,598	P \$3,854,842	P \$2,208,710
Potable Water Expenses	\$25,429,699	N \$3,108,815	N \$1,670,341
Recycled Water Revenues	\$5,906,780	P \$1,009,630	P \$1,428,469
Recycled Water Expenses	\$2,286,718	N \$212,496	N \$507,900
Sanitation Revenues	\$12,330,967	P \$41,045	N \$27,824
Sanitation Expenses	\$7,930,662	N \$429,199	P \$463,536
Interest Income	\$377,945	N \$156,343	P \$12,127
Capacity Fee Income	\$908,370	N \$6,492	P \$165,111
Capital Project Expenses	\$8,563,226	N 4,962,308	P \$8,231,206

Potable Water revenue was greater than the prior year due to rate increases effective on January 1, 2013 and January 1, 2014. The significant increase between actual revenue and budget was due to the drier and warmer winter.

Potable Water expenses were higher than the prior year because the MWD rate for potable water increased, which was anticipated in the adopted Budget, and the District purchased more water than planned from MWD.

Recycled Water revenue was greater than the prior year due to a larger volume sold.

Recycled Water expenses were higher than the prior year due to a larger volume purchased from the JPA and a larger amount of potable supplement required.

Sanitation revenues were fairly close to budget and very close to the prior year amount. Expenses were also less than budget estimates but greater than the prior year, as expected. Overall, the sanitation net operating income was on-target.

Interest income was lower than last year due to continued low interest rates.

Capacity fee income and **capital project expenses** vary greatly from year to year and are difficult to project.

Prepared By: Joseph Lillio, Finance Manager

ATTACHMENTS:

[Third Quarter Financial Review - Water Sales](#)

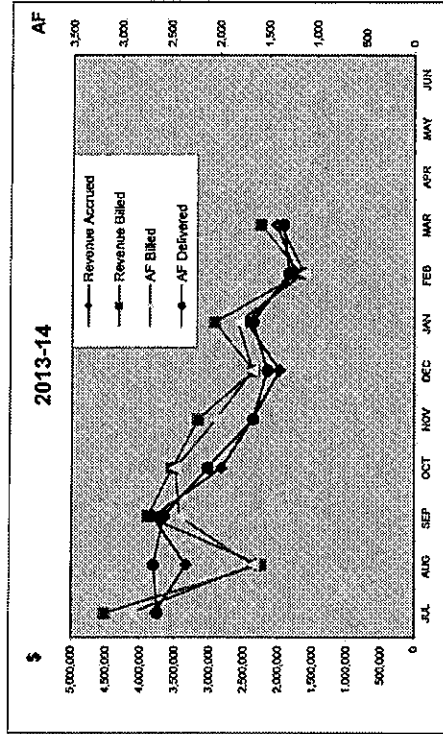
[Third Quarter Financial Review](#)

POTABLE WATER SALES
Source: Potable Water Accrual XLS

2013-14

	Revenue Accrued	Revenue Billed	AF Billed	Rev Billed / AF Billed	AF Delivered	Rev Accrued / AF Delivrd
JUL	3,771,422	4,516,282	2,888	1,563.81	2,621.40	1,438.71
AUG	3,337,482	2,249,150	1,649	1,363.95	2,659.70	1,254.83
SEP	3,808,674	3,886,735	2,403	1,617.45	2,559.50	1,488.05
OCT	2,822,985	3,534,416	2,444	1,446.16	2,121.80	1,330.47
NOV	2,368,166	3,168,408	2,036	1,556.19	1,654.10	1,431.69
DEC	1,979,568	2,360,410	1,658	1,423.65	1,511.40	1,309.76
JAN	2,461,971	2,928,694	1,813	1,615.39	1,656.60	1,486.16
FEB	1,747,950	1,673,257	1,136	1,472.94	1,289.90	1,355.10
MAR	2,027,466	2,257,629	1,379	1,637.15	1,346.10	1,506.18
APR						
MAY						
JUN						
TOTAL	24,325,684	26,574,982	17,406	1,526.77	17,421	1,396.38

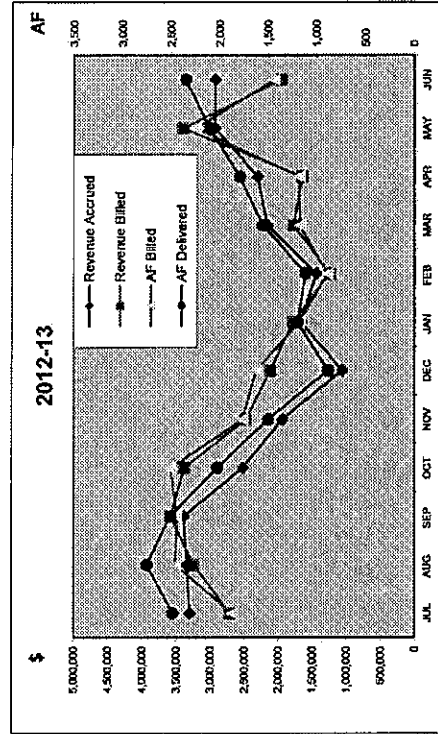
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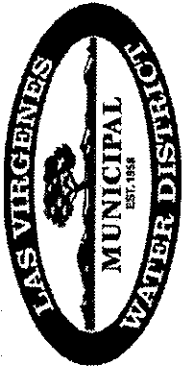


2012-13

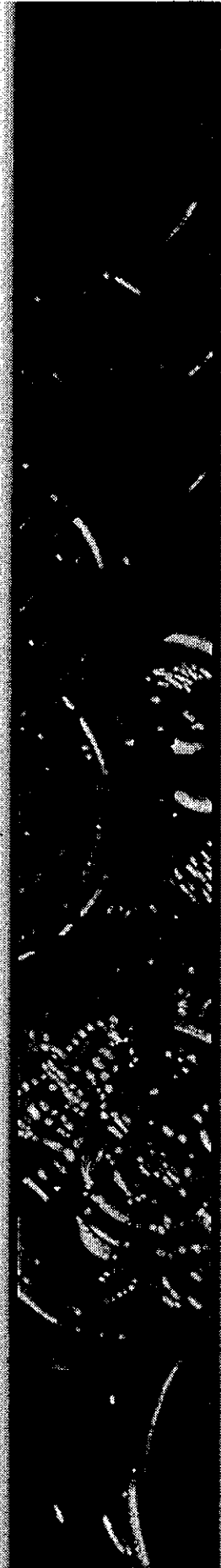
	Revenue Accrued	Revenue Billed	AF Billed	Rev Billed / AF Billed	AF Delivered	Rev Accrued / AF Delivrd
JUL	3,298,222	2,704,417	1,874	1,443.13	2,484.20	1,327.68
AUG	3,333,056	3,237,910	2,455	1,318.90	2,746.90	1,213.39
SEP	3,385,353	3,580,684	2,440	1,467.49	2,507.50	1,350.09
OCT	2,518,452	3,379,794	2,504	1,349.76	2,028.10	1,241.78
NOV	1,934,319	2,470,668	1,763	1,401.40	1,500.30	1,289.29
DEC	1,055,692	2,108,398	1,625	1,297.48	884.40	1,193.68
JAN	1,658,662	1,773,012	1,175.00	1,508.95	1,194.80	1,386.23
FEB	1,434,412	1,240,217	887.00	1,398.21	1,115.10	1,286.35
MAR	2,155,840	1,765,013	1,172.00	1,505.98	1,556.00	1,385.50
APR	2,300,547	1,641,793	1,178.00	1,393.71	1,794.20	1,282.21
MAY	2,926,239	3,396,494	2,246.00	1,512.24	2,103.30	1,391.26
JUN	2,924,277	1,943,992	1,437.00	1,352.81	2,349.60	1,244.59
TOTAL	28,925,071	29,242,391	20,756	1,408.86	22,264	1,299.16

	Revenue Accrued	Revenue Billed	AF Billed	Rev Billed / AF Billed	AF Delivered	Rev Accrued / AF Delivrd
JUL	3,298,222	2,704,417	1,874	1,443.13	2,484.20	1,327.68
AUG	3,333,056	3,237,910	2,455	1,318.90	2,746.90	1,213.39
SEP	3,385,353	3,580,684	2,440	1,467.49	2,507.50	1,350.09
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APR	2,300,547	1,641,793	1,178.00	1,393.71	1,794.20	1,282.21
MAY	2,926,239	3,396,494	2,246.00	1,512.24	2,103.30	1,391.26
JUN	2,924,277	1,943,992	1,437.00	1,352.81	2,349.60	1,244.59
TOTAL	28,925,071	29,242,391	20,756	1,408.86	22,264	1,299.16





Las Virgenes Municipal Water District



FY13-14 Year to Date at March 31

	FY12-13 Actual YTD	FY13-14 Budget YTD	FY13-14 Actual YTD
Total Revenues	\$42,135,442	\$42,618,099	\$46,291,053
Total Expenses	\$38,553,955	\$53,419,316	\$46,783,492
Net Sources (Uses) of Funds	\$3,581,487	\$(10,801,217)	\$(492,439)

Third Quarter

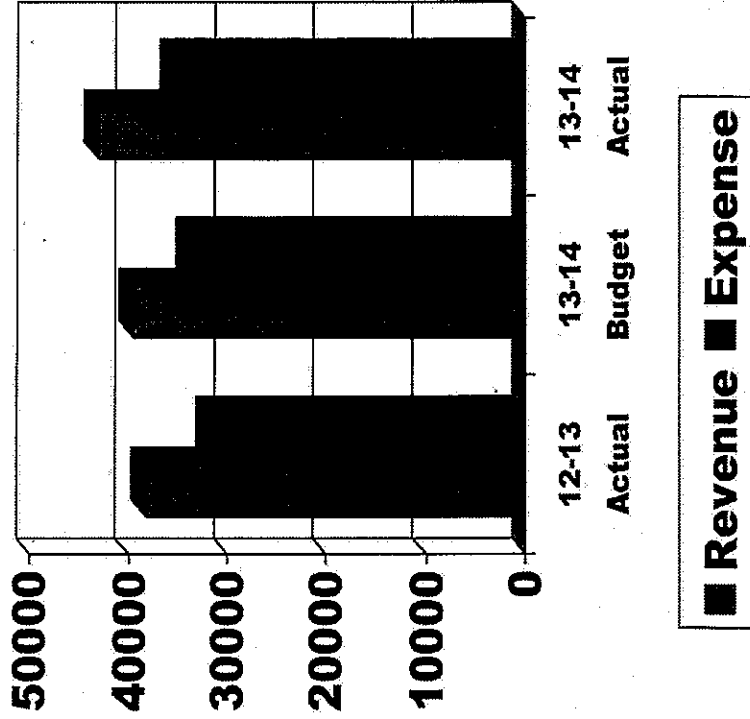
FY12-13 Actual FY13-14 Budget FY13-14 Actual

	YTD	YTD	YTD
Total			
Total Operating Revenues	\$ 38,322,828	\$ 39,618,990	\$ 43,228,346
Source of Supply	16,010,368	16,802,498	18,968,662
Purchased Services	6,573,446	7,226,511	6,821,292
Operating & Maintenance Expenses	3,798,437	3,744,143	4,023,298
Administrative Expenses	5,514,318	6,159,222	5,833,827
Total Operating Expenses	31,896,569	33,932,374	35,647,079

Operating Income available for

Replacement Projects and Debt Service \$ 6,426,259 \$ 5,686,616 \$ 7,581,267

(in Thousands)



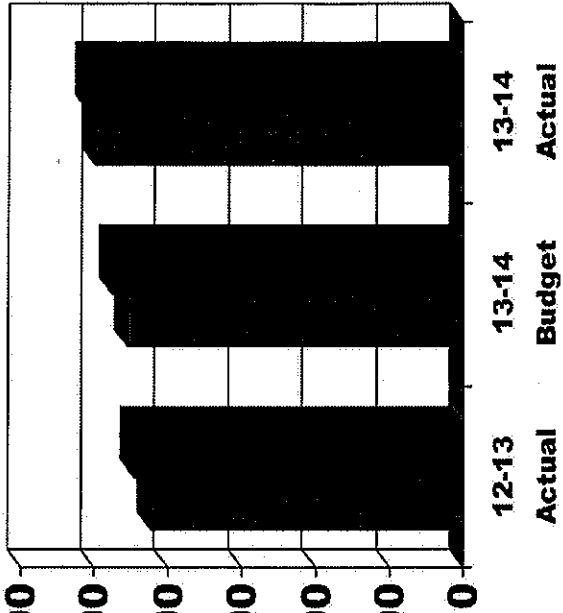
ITEM 9A

4/30/2014

Third Quarter

(in Thousands)

	FY12-13 Actual	FY13-14 Budget	FY13-14 Actual
	YTD	YTD	YTD
<u>Potable Water</u>			
Total Operating Revenues	\$ 21,135,756	\$ 22,781,888	\$ 24,990,598
Source of Supply	14,327,526	15,463,896	17,083,814
Operating & Maintenance Expenses	3,455,016	3,349,224	3,596,834
Administrative Expenses	4,538,342	4,946,238	4,749,051
Total Operating Expenses	22,320,884	23,759,358	25,429,699
Operating Income available for Replacement Projects	\$ (1,185,128)	\$ (977,470)	\$ (439,101)



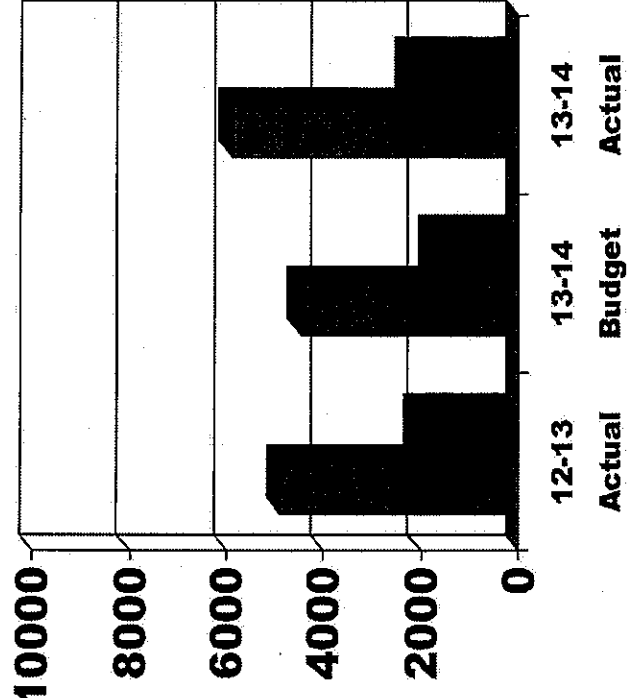
■ Revenue ■ Expense



Third Quarter

(in Thousands)

	FY12-13 Actual	FY13-14 Budget	FY13-14 Actual
	YTD	YTD	YTD
<u>Recycled Water</u>			
Total Operating Revenues	\$ 4,897,150	\$ 4,478,311	\$ 5,906,780
Source of Supply	1,682,842	1,338,602	1,884,848
Operating & Maintenance Expenses	110,725	132,632	92,865
Administrative Expenses	280,655	307,584	309,005
Total Operating Expenses	2,074,222	1,778,818	2,286,718
Operating Income available for Rw			
Repl Projects & Sanitation Operation	\$ 2,822,928	\$ 2,699,493	\$ 3,620,062
Replacement			

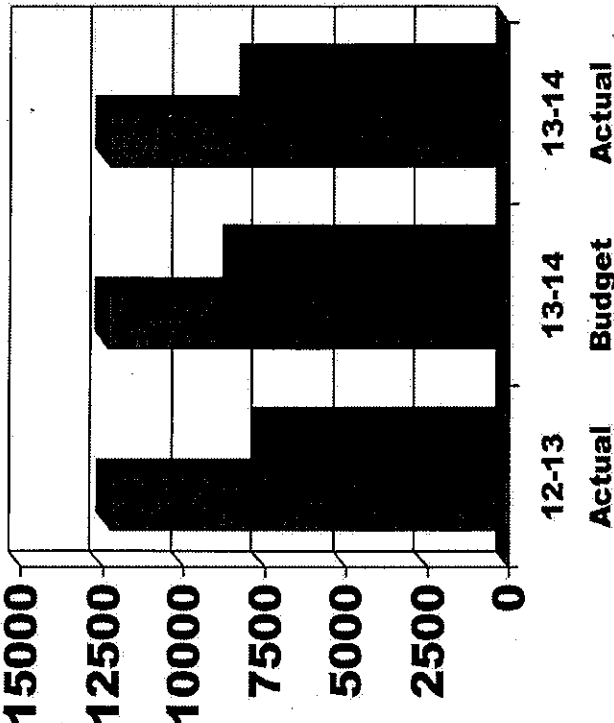


■ Revenue ■ Expense

Third Quarter

(in Thousands)

	FY12-13 Actual		FY13-14 Budget		FY13-14 Actual	
	YTD		YTD		YTD	
<u>Sanitation</u>						
Total Operating Revenues	\$ 12,289,922	\$	12,358,791	\$	12,330,967	
Purchased Services	6,573,446		7,226,511		6,821,292	
Operating & Maintenance Expenses	232,696		262,287		333,599	
Administrative Expenses	695,321		905,400		775,771	
Total Operating Expenses	7,501,463		8,394,198		7,930,662	
Operating Income available for						
Replacement Projects	\$ 4,788,459	\$	3,964,593	\$	4,400,305	



■ Revenue ■ Expense

Las Virgenes Municipal Water District
Quarterly Update - Comparison to Budget at March 31, 2014
FY 13-14 Year to Date

	<u>FY 12-13 Actual</u> <u>YTD</u>	<u>FY 13-14 Budget</u> <u>YTD</u>	<u>FY 13-14 Actual</u> <u>YTD</u>
<u>Total Revenues</u>			
Operating Revenues	\$ 38,322,828	\$ 39,618,990	\$ 43,228,346
Capacity Fees	914,862	743,259	908,370
Other (Stand-by, Interest Inc, Property Tax)	2,897,752	2,255,850	2,154,337
Total Revenues	<u>42,135,442</u>	<u>42,618,099</u>	<u>46,291,053</u>
<u>Total Expenses</u>			
Operating Expenses:			
Staff Salaries	\$ 7,232,877	\$ 7,701,574	\$ 7,229,405
Staff Salaries - Overtime	222,779	180,712	316,258
Other Operating Expenses	24,440,913	26,050,088	28,101,416
Capital Project Expenses	3,600,918	16,794,432	8,563,226
Other (Debt Service, bond amortization)	3,056,468	2,692,510	2,573,187
Total Expenses	<u>38,553,955</u>	<u>53,419,316</u>	<u>46,783,492</u>
Net Sources (Uses) of Funds	<u>\$ 3,581,487</u>	<u>\$ (10,801,217)</u>	<u>\$ (492,439)</u>

Las Virgenes Municipal Water District
Quarterly Update - Comparison to Budget at March 31, 2014
FY13-14 Year to Date .

	<u>FY 12-13 Actual</u> <u>YTD</u>	<u>FY 13-14 Budget</u> <u>YTD</u>	<u>FY 13-14 Actual</u> <u>YTD</u>
<u>Total</u>			
Total Operating Revenues	\$ 38,322,828	\$ 39,618,990	\$ 43,228,346
Source of Supply	16,010,368	16,802,498	18,968,662
Purchased Services	6,573,446	7,226,511	6,821,292
Operating & Maintenance Expenses	3,798,437	3,744,143	4,023,298
Administrative Expenses	5,514,318	6,159,222	5,833,827
Total Operating Expenses	<u>31,896,569</u>	<u>33,932,374</u>	<u>35,647,079</u>
Operating Income available for Replacement Projects and Debt Service	<u>\$ 6,426,259</u>	<u>\$ 5,686,616</u>	<u>\$ 7,581,267</u>
<u>Potable Water</u>			
Total Operating Revenues	\$ 21,135,756	\$ 22,781,888	\$ 24,990,598
Source of Supply	14,327,526	15,463,896	17,083,814
Operating & Maintenance Expenses	3,455,016	3,349,224	3,596,834
Administrative Expenses	4,538,342	4,946,238	4,749,051
Total Operating Expenses	<u>22,320,884</u>	<u>23,759,358</u>	<u>25,429,699</u>
Operating Income available for Replacement Projects	<u>\$ (1,185,128)</u>	<u>\$ (977,470)</u>	<u>\$ (439,101)</u>
<u>Recycled Water</u>			
Total Operating Revenues	\$ 4,897,150	\$ 4,478,311	\$ 5,906,780
Source of Supply	1,682,842	1,338,602	1,884,848
Operating & Maintenance Expenses	110,725	132,632	92,865
Administrative Expenses	280,655	307,584	309,005
Total Operating Expenses	<u>2,074,222</u>	<u>1,778,818</u>	<u>2,286,718</u>
Operating Income available for Rw Repl Projects & Sanitation Operation Replacement	<u>\$ 2,822,928</u>	<u>\$ 2,699,493</u>	<u>\$ 3,620,062</u>
<u>Sanitation</u>			
Total Operating Revenues	\$ 12,289,922	\$ 12,358,791	\$ 12,330,967
Purchased Services	6,573,446	7,226,511	6,821,292
Operating & Maintenance Expenses	232,696	262,287	333,599
Administrative Expenses	695,321	905,400	775,771
Total Operating Expenses	<u>7,501,463</u>	<u>8,394,198</u>	<u>7,930,662</u>
Operating Income available for Replacement Projects	<u>\$ 4,788,459</u>	<u>\$ 3,964,593</u>	<u>\$ 4,400,305</u>

ITEM 9A

**Las Virgenes Municipal Water District
Capital Improvement Project Status
March 31, 2014**

Job # - Description	Prior Year Appropriations	Prior Year Expenditures	Prior Year Balance	Current Year Appropriations	Working Capital Requirement	Current Year Expenditures	Balance Available
Completed Projects							
10384 Integrate Tel & Computer Ntwrk	\$0	\$0	\$0	\$0	\$0	\$0	\$0
10457 Tapia Altrmtv Disinfectn Study	\$1,718,532	\$1,710,325	\$8,207	\$0	\$8,208	\$257,060	(\$248,852) 2
10494 Malibu Bowl	\$150,000	\$314,408	(\$164,408)	\$0	\$0	\$28,584	(\$28,584) 2
10519 Misc. CIP (Bandsaw)	\$10,000	\$0	\$10,000	\$0	\$10,000	\$11,924	(\$1,924)
10525 Twin Lakes P/S-Rbld Pump #1	\$25,000	\$7,415	\$17,585	\$15,525	\$33,110	\$33,606	(\$496) 1
10530 Wstlk Plant-D.E. Handlg Imprv	\$35,000	\$8,362	\$26,638	\$0	\$26,638	\$21,889	\$4,749
10534 Solar Energy Project	\$50,000	\$44,846	\$5,154	\$20,000	\$25,154	\$45,379	(\$20,225) 5
10535 Emrgncy Repair-10*Main/Clbs R	\$700,000	\$116,130	\$583,870	\$0	\$583,870	\$607,884	(\$24,014) 2
10545 Weslake P/S FireContnl Upgrd	\$0	\$0	\$0	\$15,000	\$15,000	\$9,494	\$5,506
10547 Bldg. 7 Boiler Replacement	\$0	\$0	\$0	\$15,000	\$15,000	\$9,650	\$5,350
10548 Tapia Roof Replacement	\$0	\$0	\$0	\$25,000	\$25,000	\$23,895	\$1,105
10549 Rancho Agitator Control Upgrd	\$0	\$0	\$0	\$14,000	\$14,000	\$13,564	\$436
10550 Rancho Reactor Room Door Rep	\$0	\$0	\$0	\$20,000	\$20,000	\$17,467	\$2,533
Completed Projects	\$2,688,532	\$2,201,486	\$487,046	\$124,525	\$775,980	\$1,080,396	(\$304,416)
Projects on Hold							
10448 Rancho Polymer Feed System R	\$121,000	\$46,822	\$74,178	\$0	\$74,179	\$0	\$74,179
10453 Tapia/Rancho Vulnerability Ass	\$50,000	\$0	\$50,000	\$0	\$50,000	\$0	\$50,000
10493 Tapia: Sludge Screening	\$385,000	\$0	\$385,000	\$0	\$385,000	\$0	\$385,000
10509 Medea Valley RW Pipln Extensn	\$50,000	\$0	\$50,000	\$0	\$50,000	\$0	\$50,000
10528 Fuel Tank Lid Overhaul	\$30,000	\$0	\$30,000	\$0	\$30,000	\$0	\$30,000
10529 Meter Svcs-Firefly Conversion	\$75,000	\$0	\$75,000	\$0	\$75,000	\$0	\$75,000
10544 Centrate Tank CP System Repl.	\$0	\$0	\$0	\$110,000	\$110,000	\$25,121	\$84,879
10554 AMR Implementation- FY 13-14	\$0	\$0	\$0	\$1,200,000	\$1,200,000	\$0	\$1,200,000
Projects on Hold	\$711,000	\$46,822	\$664,178	\$1,310,000	\$1,974,179	\$25,121	\$1,949,058

Projects to complete by June 30, 2014

10-Apr-14

Capital Improvement Project Status

Job # - Description	Prior Year Appropriations	Prior Year Expenditures	Prior Year Balance	Current Year Appropriations	Working Capital Requirement	Current Year Expenditures	Balance Available
10487 Construct 3rd Digester @Rancho	\$6,841,790	\$1,394,366	\$5,447,424	\$0	\$5,447,424	\$3,945,770	\$1,801,654
10499 Tapia Grit Cyclone ConveyorSys	\$150,000	\$4,003	\$145,997	\$0	\$145,997	\$34,754	\$111,243
10510 Potable Master Plan Update	\$178,319	\$68,865	\$109,454	\$0	\$109,454	\$45,434	\$64,020
10515 Sanitation Master Plan Update	\$62,500	\$13,805	\$48,695	\$0	\$48,695	\$9,185	\$39,510
10516 Recycled Water Master Plan	\$62,500	\$12,831	\$49,669	\$0	\$49,669	\$46,541	\$3,128
10522 Rsvr #2 Imprvmt (Lining Cover	\$50,000	\$36,683	\$13,317	\$0	\$13,317	\$9,130	\$4,187
10546 L/S #1 Wet Well Improvements	\$0	\$0	\$0	\$20,000	\$20,000	\$0	\$20,000
10552 Misc Info Tech CapitalPurchase	\$0	\$0	\$0	\$52,700	\$52,700	\$11,985	\$40,715
10555 Vehicle Rpl Program - FY 13-14	\$0	\$0	\$0	\$175,000	\$175,000	\$59,087	\$115,913
Projects to complete by June 30, 2014							
	\$7,345,109	\$1,530,553	\$5,814,556	\$247,700	\$5,062,256	\$3,861,886	\$2,200,370
Multi-Year Projects							
10236 Raise Air Vac Valves	\$197,166	\$24,829	\$172,337	\$25,000	\$197,336	\$932	\$196,404
10344 E/W Trnsm: Calabasas Rd.-LV R	\$3,707,975	\$634,964	\$3,073,011	\$3,580,000	\$6,653,011	\$4,196,923	\$2,456,088
10372 Calabasas Pk Estate Sys Rehab	\$385,000	\$460,735	(\$75,735)	\$0	\$0	\$2,916	(\$2,916)
10393 RW Storage Study	\$570,715	\$260,879	\$309,836	\$0	\$309,837	\$0	\$309,837
10418 Rehab 18" RW Pipe (Tapia/Mlhd	\$185,000	\$253,501	(\$68,501)	\$50,000	(\$18,501)	\$13,609	(\$32,110)
10430 Twin Lakes P/S Pipeline Proj.	\$1,700,000	\$19,931	\$1,680,069	\$0	\$1,680,069	\$0	\$1,680,069
10446 Buffer Land at Rancho	\$250,000	\$0	\$250,000	\$0	\$250,000	\$0	\$250,000
10463 Bldg 1 Tenant Improvements	\$227,380	\$136,860	\$90,520	\$0	\$90,520	\$11,101	\$79,419
10474 WoodlandHills Cntry Clb RW Ext	\$400,000	\$23,638	\$376,362	\$0	\$376,362	\$0	\$376,362
10476 5 MG Tank @ LV Reservoir	\$818,453	\$743,511	\$74,942	\$12,787,716	\$12,862,659	\$236,982	\$12,625,677
10508 Tank Renovation:Calabasas Tan	\$976,000	\$58,247	\$917,753	\$0	\$917,753	\$113,044	\$804,709
10512 Tapia: Primary Tank Rehab	\$343,000	\$0	\$343,000	\$342,000	\$685,000	\$52,176	\$632,824
10513 Tapia Gate & Drive Rpl-FY12-13	\$160,000	\$0	\$160,000	\$182,000	\$342,000	\$0	\$342,000
10518 L/S #2 Suction Line Repair	\$45,000	\$0	\$45,000	\$0	\$45,000	\$10,242	\$34,758
10520 SCADA System Communicn Up	\$46,550	\$6,239	\$40,311	\$46,550	\$86,861	\$0	\$86,861
10521 SCADA System Comm Upgrd (L	\$198,450	\$31,596	\$166,854	\$250,000	\$416,854	\$53,693	\$363,161
10536 Agoura Rd RW 8"-Ladyface-Cor	\$100,000	\$12,765	\$87,235	\$0	\$87,235	\$67,403	\$19,832
10537 Raw Sludge WetWell Mixing Imp	\$0	\$0	\$0	\$100,000	\$100,000	\$0	\$100,000
10538 Tapia Channel Mixing Improvmt	\$0	\$0	\$0	\$454,000	\$454,000	\$11,136	\$442,864

Job # - Description

Job # - Description	Prior Year Appropriations	Prior Year Expenditures	Prior Year Balance	Current Year Appropriations	Working Capital Requirement	Current Year Expenditures	Balance Available
10539 Saddletree Tank Improvements	\$0	\$0	\$0	\$274,165	\$274,165	\$15,517	\$258,648
10540 Lost Hills Overpass RW Main	\$0	\$0	\$0	\$355,000	\$355,000	\$23,284	\$331,716
10541 Building 8 Computer Critr Upgrd	\$0	\$0	\$0	\$70,000	\$70,000	\$19,070	\$50,930
10542 Vault Lid Replacement	\$0	\$0	\$0	\$166,750	\$166,750	\$18,268	\$148,482
10543 Bldg. 7 & 8 HVAC Integration	\$0	\$0	\$0	\$257,000	\$257,000	\$0	\$257,000
10551 Centrate System-Pump Impeller	\$0	\$0	\$0	\$35,000	\$35,000	\$0	\$35,000
10553 PW System Rehabilitation	\$0	\$0	\$0	\$240,000	\$240,000	\$15,902	\$224,098
10556 Interconnection With CMWD	\$0	\$0	\$0	\$45,000	\$45,000	\$0	\$45,000
Multi-Year Projects	\$10,310,689	\$2,667,695	\$7,642,994	\$19,260,181	\$26,978,911	\$4,862,198	\$22,116,713
Totals	\$21,055,330	\$6,446,556	\$14,608,774	\$20,942,406	\$35,791,326	\$9,829,601	\$25,961,725
Less: Triunfo Sanitation District's share of JPA Projects							
			\$2,124,108	\$515,544	\$2,639,652		\$14,279
Total Las Virgenes share: All Projects							
			\$12,484,666	\$20,426,862	\$33,151,674	\$8,563,226	\$25,947,446

Footnotes

- 1 Appropriate additional \$15,525, approved by Board of Directors, 9/24/2013, Item 8B.
- 2 Expenditures include Labor and Administrative charges.
- 3 Appropriate \$45,000, approved by Board of Directors, 11/26/2013, Item 8B.
- 4 Appropriate additional \$8,787,716, approved by Board of Directors, 1/14/2014, Item 8E.
- 5 Expenditures include Deposit of \$20,000 paid to SCE.

ITEM 9A

10-Apr-14

Capital Improvement Project Status

**Las Virgenes Municipal Water District
Capital Improvement Projects Working Capital
Fiscal Year 2013-14 - through March 31, 2014**

Job # - Description	Working Capital Requirement per Budget	Current Estimate	YTD Expenditures
10236 Raise Air Vac Valves	\$200,000	\$197,336	\$932
10344 EAW Trasm: Calabasas Rd.-LV Rd	\$6,716,661	\$6,653,011	\$4,186,923
10372 Calabasas Pk Estate Sys Rehab	\$0	\$0	\$2,916
10384 Integrate Tel & Computer Ntwrk	\$133,273	\$0	\$0
10393 RW Storage Study	\$309,836	\$309,837	\$0
10418 Rehab 18" RW Pipe (Tapia/Milnd)	\$164,005	(\$18,501)	\$13,609
10430 Twin Lakes P/S Pipeline Proj.	\$0	\$1,680,069	\$0
10446 Buffer Land at Rancho	\$250,000	\$250,000	\$0
10448 Rancho Polymer Feed System Reh	\$0	\$74,179	\$0
10453 Tapia/Rancho Vulnerability Ass	\$0	\$50,000	\$0
10457 Tapia Altrnty Disinfectn Study	\$364,576	\$8,208	\$257,060
10463 Bldg 1 Tenant Improvements	\$115,764	\$90,520	\$11,101
10474 WoodlandHills Entry Clb RW Ext	\$0	\$376,362	\$0
10476 5 MG Tank @ LV Reservoir	\$13,217,003	\$12,862,659	\$236,982
10487 Construct 3rd Digester @Rancho	\$6,046,689	\$5,447,424	\$3,645,770
10493 Tapia: Sludge Screening	\$0	\$385,000	\$0
10494 Malibu Bowl	\$0	\$0	\$28,584
10499 Tapia Grit Cyclone ConveyorSys	\$0	\$145,997	\$34,754
10508 Tank Renovation:Calabasas Tank	\$925,267	\$917,753	\$113,044
10509 Medea Valley RW Pipin Extensn	\$0	\$50,000	\$0
10510 Potable Master Plan Update	\$77,721	\$109,454	\$45,434
10512 Tapia: Primary Tank Rehab	\$685,000	\$685,000	\$52,176
10513 Tapia Gate & Drive Rpt-FY12-13	\$342,000	\$342,000	\$0

Job # - Description	Working Capital Requirement per Budget	Current Estimate	YTD Expenditures
10515 Sanitation Master Plan Update	\$26,840	\$48,695	\$9,185
10516 Recycled Water Master Plan	\$17,737	\$49,669	\$46,541
10518 L/S #2 Suction Line Repair	\$45,000	\$45,000	\$10,242
10519 Misc. CIP (Bandsaw)	\$0	\$10,000	\$11,924
10520 SCADA System Communicatn Upgrd	\$93,100	\$66,861	\$0
10521 SCADA System Comm Upgrd (LV)	\$448,450	\$416,854	\$53,693
10522 Rsvr #2 Imprvmt (Lining Cover	\$0	\$13,317	\$9,130
10525 Twin Lakes P/S-Rbid Pump #1	\$0	\$33,110	\$33,606
10528 Fuel Tank Lid Overhaul	\$30,000	\$30,000	\$0
10529 Meter Svc-Firefly Conversion	\$75,000	\$75,000	\$0
10530 Wslk Plant-D.E. Handlg Imprv	\$0	\$26,638	\$21,889
10534 Solar Energy Project	\$36,150	\$25,154	\$45,379
10535 Emrgncy Repair-10"Main/Cibs Rd	\$0	\$563,870	\$607,884
10536 Agoura Rd RW 8"-Ladyface-Cornl	\$0	\$87,235	\$67,403
10537 Raw Sludge WetWell Mixing Impv	\$100,000	\$100,000	\$0
10538 Tapia Channel Mixing Imprvmt	\$454,000	\$454,000	\$11,136
10539 Saddletree Tank Improvements	\$274,165	\$274,165	\$15,517
10540 Lost Hills Overpass RW Main	\$355,000	\$355,000	\$23,284
10541 Building 8 Computer Cntr Upgrd	\$70,000	\$70,000	\$19,070
10542 Vault Lid Replacement	\$166,750	\$166,750	\$18,268
10543 Bldg. 7 & 8 HVAC Integration	\$257,000	\$257,000	\$0
10544 Centrate Tank CP System Repl.	\$110,000	\$110,000	\$25,121
10545 Westlake P/S FireContrl Upgrd	\$15,000	\$15,000	\$9,494
10546 L/S #1 Wet Well Improvements	\$20,000	\$20,000	\$0
10547 Bldg. 7 Boiler Replacement	\$15,000	\$15,000	\$9,650
10548 Tapia Roof Replacement	\$25,000	\$25,000	\$23,895
10549 Rancho Agliator Control Upgrd	\$14,000	\$14,000	\$13,564

1

5

2

<i>Job # - Description</i>	<i>Working Capital Requirement per Budget</i>	<i>Current Estimate</i>	<i>YTD Expenditures</i>
10550 Rancho Reactor Room Door Repl	\$20,000	\$20,000	\$17,467
10551 Centrate System-Pump Impellers	\$35,000	\$35,000	\$0
10552 Misc Info Tech Capital Purchase	\$52,700	\$52,700	\$11,965
10553 PW System Rehabilitation	\$240,000	\$240,000	\$15,902
10554 AMR Implementation- FY 13-14	\$1,200,000	\$1,200,000	\$0
10555 Vehicle Rpl Program - FY 13-14	\$175,000	\$175,000	\$59,087
10556 Interconnection With CMWD	\$0	\$45,000	\$0
		<u>\$35,791,326</u>	
		<u>\$2,639,652</u>	
		<u>\$33,151,674</u>	
<i>Totals</i>			
<i>Less: Triunfo Sanitation District's share of JPA Projects</i>			
<i>Total Las Virgenes share: All Projects</i>			
		<u>\$33,918,687</u>	
		<u>\$2,738,395</u>	
		<u>\$31,180,292</u>	
			<u>\$9,829,601</u>
			<u>\$1,266,375</u>
			<u>\$8,563,226</u>

3

Footnotes

- 1 Appropriate additional \$15,525, approved by Board of Directors, 9/24/2013, Item 8B.
- 2 Expenditures include Labor and Administrative charges.
- 3 Appropriate \$45,000, approved by Board of Directors, 11/26/2013, Item 8B.
- 4 Appropriate additional \$8,787,716, approved by Board of Directors, 1/14/2014, Item 8E.
- 5 Expenditures include Deposit of \$20,000, paid to SCE.

ITEM 9A



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Finance & Administration

Subject: Velocity Offsite Disaster Recovery for Information Systems: Annual Purchase Order

SUMMARY:

The District has used Velocity, formerly WTS, as its offsite disaster recovery vendor for information systems since 2008. Velocity provides disaster recovery services for the Advanced Utilities Customer Information System (CIS) and J.D. Edwards (JDE) financial system used by the District. Any changes to the CIS data are replicated on a server located at Velocity's office in real-time. Velocity also has an AS 400 system and two other servers ready to restore the District's JDE financial system, if necessary. The disaster recovery plan is tested every year and changes are made to address any problems. The current annual purchase order for this service expires in May 2014. A new annual purchase order is needed to continue the important service.

RECOMMENDATION(S):

Authorize the General Manager to approve an annual purchase order to Velocity in the amount of \$37,418, providing for monthly payments of \$3,114 and a one-time additional payment of \$50 for shipment of back-up tapes.

FINANCIAL IMPACT:

Sufficient funds are available in the adopted Fiscal Year 2013-14 Budget to continue the service for the remainder of this fiscal year and additional funds are included in the proposed FY 2014-15 Budget for the balance of the purchase order.

DISCUSSION:

In 2008, the Board approved the selection of Velocity, then WTS, as the District's Disaster Recovery Provider. A initial setup fee of \$13,500, covering configuration, implementation, and documentation of recovery procedures was paid at that time. Changing providers at this time would incur unnecessary additional expenses and be labor intensive for staff. Velocity has performed satisfactorily and has maintained its current pricing with no additional expenses or staff time required.

Prepared By: Gretchen Bullock, Buyer



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Finance & Administration

Subject: Settlement of Claims from Pacific Bell and JP Morgan Chase Bank

SUMMARY:

The District received claims in the amounts of \$369,909.04 from JP Morgan Chase and \$40,092.05 from Pacific Bell for alleged damages caused by a water main break on Calabasas Road in the City of Calabasas. Both claims were denied by the Board pending additional investigation. Since December 2013, the District's insurance carrier and Legal Counsel have been handling the legal claims. On April 20, 2014, staff was notified that settlements had been reached in the amounts of \$325,000 with JP Morgan Chase and \$32,073 with Pacific Bell for release of these claims. The District is responsible for payment its self-insured retention of \$50,000 for the settlement of claims, which were consider to be one incident, with the remainder of the funds paid by the District's insurance carrier.

RECOMMENDATION(S):

Approve settlements in the amounts of \$325,000 with JP Morgan Chase and \$32,073 with Pacific Bell for release of all claims associated with the District's May 13, 2013 water main break on Calabasas Road and authorize payment of \$50,000 to the District's insurance carrier for the self-insured retention.

FINANCIAL IMPACT:

Sufficient funds are available in the adopted Fiscal Year 2013-14 Budget for payment of the \$50,000 self-insured retention.

DISCUSSION:

On May 13, 2013, a deteriorated 10-inch water main broke on Calabasas Road causing significant damages to the roadway and adjacent Chase Bank. The District received two claims related to the water main break: (1) a \$369,909.04 claim from JP Morgan Chase; and (2) a \$40,092.05 claim from Pacific Bell, doing business as AT&T California.

The JP Morgan Chase claim was reviewed and denied by the Board on December 10, 2013. The denial was based on the disputed liability and the fact that the extent of the damages were not fully substantiated at the time. The recommendation to deny the claim was supported by the District's Legal Counsel.

The Pacific Bell claim was reviewed and denied by the Board on October 22, 2013. This claim was denied because the allegations were vague, the reported damages occurred three days prior to the water main break, and there was no evidence that Pacific Bell notified the District of the alleged seepage that was potentially a precursor to the water main break. The denial of the claim resulting in a lawsuit filed by Pacific Bell against the District, which was subrogated to the District's insurance carrier who retained the District's Legal Counsel for defense of the lawsuit.

Since December 2013, the District's Legal Counsel and insurance carrier have been investigating the claims. On April 20, 2014, staff was notified that a settlement had been reached and signed Releases of Claims were provided by both JP Morgan Chase and Pacific Bell. Additionally, Pacific Bell agreed

PFEM 91C

to dismiss the lawsuit against the District related to this incident.

Staff verbally reviewed the settlements with the District's Legal Counsel who confirmed the settlements would result in payments of \$325,000 to JP Morgan Chase and \$32,073 to Pacific Bell. However, the District is only responsible for payment of its self-insured retention, in the amount of \$50,000, for the incident. The remaining funds will be paid by the District's insurance carrier. Staff recommends approval of the settlements.

Copies of the original claims from JP Morgan Chase and Pacific Bell are attached for reference.

Prepared By: Mary Northrup, Secretary

ATTACHMENTS:

JP Morgan Chase Claim

Pac Bell AT&T Claim



Claim Against Las Virgenes Municipal Water District
Government Code Sections 910 and 910.4

Mail or Deliver To: Executive Clerk of the Board
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302

Name of claimant: JP Morgan Chase

Address/location of accident or occurrence:
23703 Calabasas Road Calabasas, CA 91302

Address to where replies/notices should be sent (if different from the above):
201 North Central Avenue, 20th Floor, Phoenix, AZ 85004

Mail Code AZ1-3023 Attention Dan Henderson

Telephone numbers: Home () _____ ; Work () 602-221-4764

Please answer the following questions. If more space is required, please attach additional sheets. Make sure to reference the item number and sign and date the additions.

1. When did damage or injury occur? (Give exact date and hour) May 13, 2013 at approximately 3:15 A.M.
2. Where did the damage or injury occur? In Calabasas road in front of Chase Bank at 23703 Calabasas Road.
3. How did the damage or injury occur? (Give full details) The water main broke and sprayed a large volume of water under high pressure which caused both exterior and interior water damage to our branch.
4. What damage or injuries do you claim? There were significant water intrusion damages to our branch; damage items included flooring, furniture, fixtures, bank specific equipment and both interior and exterior damages to to walls and ceiling.

5. If this claim is for damage to property, are you the legal owner of said property?
Yes _____ No X . If not, please list name and address of property owner.

BVK Courtyard Commons LLC
875 N Michigan Ave Suite 4100
Chicago IL 60611

6. What is the name or names of the District employee or employees causing the injury, damage or loss, if known?

Unknown

7. If District employees were involved in causing the damage or injury, do you believe there was a particular act or omission on the part of the employees that caused it?

Unknown

8. What is the amount of claim to date – actual? (Bills verifying such amounts may be required)

\$369,909.04

9. What is the amount of claim to completion date? (Estimates verifying such amounts may be required. Three (3) estimates are recommended.)

\$369,909.04

9. Other details? (Names, addresses of witnesses, doctors and hospitals)

Steve Thoma is the Facility Manager for this site and was intimately involved in th cleanup and restoration of our branch. His Cell number is 818-262-4466. Please contact Steve with specific questions regarding this claim.

Paul H. Witham
Signature of Claimant or Person Acting on Claimant's Behalf
Paul H. Witham V.P.

11/6/13
Date

This claim must be signed by claimant or by an authorized agent of the claimant. One copy must be filed with this office. Keep one copy for your records.

Notice: Section 72 of the Penal Code provides: "Every person who, with intent to defraud, presents for allowance or for payment to any state board or officer, or to any county, town, city, district, ward or village board or officer, authorized to allow or pay the same if genuine, any false or fraudulent claim, bill, account, voucher, or writing, is guilty of a felony".

Date Received: 11/07/13 Time: 1:58 pm Recorded by: K Conklin



Claim Against Las Virgenes Municipal Water District
Government Code Sections 910 and 910.4

Mail or Deliver To: Executive Clerk of the Board
Las Virgenes Municipal Water District
4232 Las Virgenes Road
Calabasas, CA 91302

Name of claimant: Pacific Bell / AT&T / Diane Mancini

Address/location of accident or occurrence: Water District water break @ 23700 Block of Calabasas Rd between Park Granada & Commons Way in Calabasas / AT&T facilities @ 23801 Calabasas

Address to where replies/notices should be sent (if different from the above): ATTN: Diane Mancini
ATT address: 739 E Santa Clara
Venova Ca 93001

Telephone numbers: Home (); Work (805 641-3107)

Please answer the following questions. If more space is required, please attach additional sheets. Make sure to reference the item number and sign and date the additions.

1. When did damage or injury occur? (Give exact date and hour)

5/10/2013

2. Where did the damage or injury occur?

see above under location of accident

3. How did the damage or injury occur? (Give full details)

Water District repair crews restoring service

4. What damage or injuries do you claim?

to customers / damaged
att AT&T facilities

AT&T telephone

cable damaged

ITEM 92



Claim For Damages

To: LAS VIRGENES MINICIPAL WATER D
4232 LAS VIRGENES ROAD
CALABASAS, CA 91302

Date: 09/19/2013
Page 1 of 1
Claim #: PACB-CS-201305-0H-0043-KLE

Charges for Damages to: PACIFIC BELL TEL CO., DBA AT&T- CALIFORNIA
Occurred/Discovered On or About: ~~8/10/2013~~ 5/10/2013
Approximate Location: MH 17283 CALABASAS RD. N/S 190' W/O PARK GRANADA.SIZE-12'X6'X6.5'.VOL-468 CU FT, CALABASAS, CA
How Damage Occurred: LEAKING WATER MAIN FLOODING AT&T MANHOLE

The labor cost amount claimed includes direct costs and indirect costs, including but not limited to personnel, equipment, vehicles, administrative overheads, and an allocation of general corporate overhead.

LABOR COST:	\$16,275.69
MATERIALS/UNIT COST ITEMS:	\$4,726.36
CONTRACTOR:	\$13,000.00
LOSS OF USE:	\$6,090.00
OTHER:	\$0.00
TOTAL AMOUNT DUE:	\$40,092.05

(**** PLEASE DO NOT PAY WITH TELEPHONE BILL ****)

Remit Payment to:

AT&T

909 Chestnut Street

Room 39-N-13

St. Louis, MO 63101-3099

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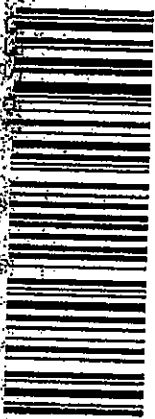
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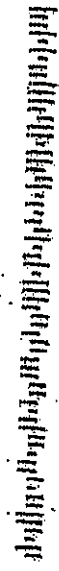
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LAS VIRGENES MUNICIPAL WATER DISTRICT
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By hand the clerk

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ITEM 9C



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Resource Conservation & Public Outreach

Subject: Expedited Drought Relief Funding: Adoption of Resolutions for Integrated Regional Water Management Plan Grant Applications

SUMMARY:

The District is eligible to receive emergency drought relief funding recently approved by the Legislature and Governor via Senate Bill Nos. 103 and 104 and Assembly Bill Nos. 79 and 80. Staff prepared a list of project that would potentially meet the funding criteria, which is focused on developing new water supplies or implementing demand management measures. The District's proposed project for water-conserving budget-based water rates was determined to be most likely to receive grant funding and, therefore, staff recommends submittal of an Integrated Regional Water Management Plan (IRWMP) grant application for the effort.

The District must pass two Resolutions that are required for the submittal of the IRWMP grant application before the June 1, 2014 deadline: (1) Resolution No. 05-13-2454 is to approve the adoption of the 2014 Updated Integrated Regional Water Management Plan and to authorize the General Manager or his designee to vote for its adoption as a representative of the Greater Los Angeles County (GLAC) IRWMP region; and (2) Resolution No. 05-13-2455 authorizes the General Manager or his designee to approve the submittal of an IRWMP grant application for expedited drought relief Proposition 84 funds administered by the GLAC IRWMP region for budget-based water rates development.

RECOMMENDATION(S):

Pass, approve and adopt the proposed Resolution Approving the adoption of the 2014 Updated Greater Los Angeles County Region Integrated Regional Water Management Plan.

RESOLUTION NO. 05-13-2454

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT APPROVING THE ADOPTION OF THE 2014 UPDATED GREATER LOS ANGELES COUNTY REGION INTEGRATED REGIONAL WATER MANAGEMENT PLAN

Pass, approve and adopt the proposed Resolution approving the application to the California Department of Water Resources for an Integrated Regional Water Management Plan Implementation Grant and authorizing the General Manager to enter into an agreement to receive a grant for the development and implementation of budget-based water rates.

RESOLUTION NO. 05-13-2455

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT APPROVING THE APPLICATION TO THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR AN INTEGRATED REGIONAL WATER MANAGEMENT PLAN IMPLEMENTATION GRANT AND AUTHORIZING THE GENERAL MANAGER TO ENTER INTO AN AGREEMENT TO RECEIVE A GRANT FOR THE DEVELOPMENT AND IMPLEMENTATION OF BUDGET-BASED WATER RATES ITEM 10A

(Reference is hereby made to Resolution No. 05-13-2454 and Resolution No. 05-13-2455 on file in the District's Resolution Book and by the reference the same are incorporated herein and made a part hereof.)

FINANCIAL IMPACT:

There is no financial impact associated with approving the adoption of the 2014 Updated IRWMP (Resolution No. 05-13-2454).

The cost to prepare the IRWMP grant application for Proposition 84 expedited drought relief funds (Resolution No. 05-13-2455) is estimated to be \$20,000. Sufficient funds are available in the adopted Fiscal Year 2013-14 Budget for this purpose.

In the event that the Board does not approve the implementation of proposed budget-based water rates, any grant funds received for their development will be returned to the California Department of Water Resources for redistribution within the GLAC IRWMP region.

DISCUSSION:

The California Department of Water Resources (DWR) created the Integrated Regional Water Management (IRWM) Program to encourage integrated regional strategies for managing water resources and to provide funding for both planning and implementation of projects that support management of water supply, water quality, environmental interests, drought protection, flood protection, and reduction of dependence on imported water.

DWR and state legislators also established IRWM program guidelines through the Proposition 84 and Proposition 1E water bond guidelines in 2012. These guidelines require the formation of Regional Water Management Groups (RWMGs) to administer the IRWM Programs locally, and the adoption in 2014 of updated IRWM Plans (IRWMPs) in order to qualify for funding under the Propositions 84 and 1E. The requirement applies to all voting member agencies of a RWMG, their governing bodies or representatives, and applicants for IRWM grant funding. The Board approved the previous IRWMP by resolution in 2008 and to-date the District has been awarded \$221,000 in GLAC IRWMP funds for three water conservation projects: (1) High Efficiency Clothes Washer retrofits; (2) High Efficiency Toilet retrofits; and (3) Mow-No-Mow Program and its predecessor, the Runoff Control Project.

Staff participated on the IRWM Plan 2014 Update Committee, reviewing and editing both the draft updated plan itself and its supplemental material on IRWMP Program areas such as water supply and open space elements. A copy of the final 2014 Updated IRWMP is available on-line at <http://www.ladpw.org/wmd/irwmp/index.cfm?fuseaction=update2013>. Resolution 05-13-2454 will approve the adoption of the 2014 Updated IRWMP and authorize the General Manager or his designee to vote on its adoption by the GLAC IRWMP Leadership Committee, which is expected in June 2014.

The second requested action is Resolution 05-13-2455 approving an application for State funds under the Proposition 84 expedited drought relief program to offset the cost of developing and implementing water-conserving, budget-based water rates for the District and to authorize the General Manager to enter into a grant agreement for funding, if awarded. The District's project, if approved by the GLAC IRWMP Leadership Committee, would be combined with other water conservation projects across the greater Los Angeles County area and submitted to DWR as a single grant application for expedited Proposition 84 funding. RMC Water and Environment has been engaged by the Los Angeles County Flood Control District, the agency leading the GLAC IRWMP effort, to compile projects into a single application under an extremely short schedule for submittal to the DWR this summer. The cost of this effort is estimated to be about \$20,000 per project, and while the GLAC IRWMP Leadership Committee has asked the DWR to allow for reimbursement of grant application costs, they are unlikely to make a decision on it in advance of the grant application deadline. It is noteworthy that these projects may still be funded under a later Proposition 84 funding round should they not be funded under the current expedited drought relief cycle.

Finally, staff's recommendation to authorize the General Manager to represent the District for the IRWMP adoption and Proposition 84 expedited grant funding is to provide administrative flexibility because a date has not been selected for the GLAC IRWMP Leadership Committee to meet for adoption of the 2014 Updated IRWMP and because many elements of the Proposition 84 expedited funding cycle have very short deadlines and turn-around times.

ITEM 10A

Prepared By: Randal Orton, Resource Conservation Manager

ATTACHMENTS:

Resolution 05-13-2454

Resolution 05-13-2455

RESOLUTION NO. 05-13-2454

**A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES
MUNICIPAL WATER DISTRICT APPROVING THE ADOPTION OF THE 2014
UPDATED GREATER LOS ANGELES COUNTY REGION INTEGRATED
REGIONAL WATER MANAGEMENT PLAN**

WHEREAS, the State of California Department of Water Resources (DWR) created the Integrated Regional Water Management (IRWM) Program to encourage integrated, regional strategies for managing water resources and to provide funding for both planning and implementation of projects that support management of water supply, water quality, environmental interests, drought protection, flood protection, and reduction of dependence on imported water and many other objectives; and

WHEREAS, organizations participating in the IRWM Program join together to form IRWM Regions; and

WHEREAS, the IRWM Region serving the Greater Los Angeles County (GLAC) area is known as the GLAC IRWM; and

WHEREAS, the GLAC IRWM engages in regional water resources planning for the GLAC area; and

WHEREAS, DWR recognizes the GLAC IRWM as an official IRWM Region; and

WHEREAS, the IRWM Program requires that a Regional Water Management Group (RWMG) be formed to establish an IRWM Region; and

WHEREAS, Las Virgenes Municipal Water District (LVMWD) is a member of the RWMG for the GLAC IRWM; and

WHEREAS, DWR and State Legislators have established program guidelines for the IRWM Program through Proposition 84 and Proposition 1E (2012 Guidelines); and

WHEREAS, the RWMG for the GLAC IRWM is responsible for the preparation and adoption an IRWM Plan; and

WHEREAS, the RWMG for the GLAC IRWM has developed the 2014 Updated GLAC IRWM Plan to addresses the provisions of the 2012 Guidelines; and

WHEREAS, LVMWD actively participated in the development of the 2014 Updated GLAC IRWM Plan; and

WHEREAS, adopting the 2014 Updated GLAC IRWM Plan will enable participants in the GLAC IRWM, including LVMWD, to apply for future grant funding under various grant programs including Proposition 84 and Proposition 1E; and

WHEREAS, on June 21, 2011, GLAC RWMG participants accepted Proposition 84 Planning Grant funds from DWR, together with funding contributions from members of the RWMG for the GLAC IRWM, to fund the development of the 2014 Updated GLAC IRWM Plan; and

WHEREAS, the 2012 Guidelines require the governing bodies of member agencies of the RWMGs, the RWMG representatives of the governing bodies, as well as proponents of projects included in IRWM grant funding proposals to adopt an updated IRWM Plan; and

WHEREAS, to date, DWR has awarded the GLAC IRWM RWMG Forty-Eight Million and 00/100 Dollars (\$48,000,000.00) in grant funding to implement 27 regionally significant water resources management projects and has recommended the award of an additional Twenty Three Million Four Hundred Thousand and 00/100 Dollars (\$23,400,000.00) for 13 more projects.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of Las Virgenes Municipal Water District:

1. Adopt the 2014 Updated GLAC IRWM Plan;
2. Authorize and direct the General Manager or his designee, in his role as a member agency representative of the RWMG of the GLAC IRWM Region, to vote at the appropriate time to adopt the 2014 Updated GLAC IRWM Plan.

PASSED, APPROVED, AND ADOPTED the 13th day of May 2014.

Charles Caspary, President

ATTEST:

APPROVED AS TO FORM:

Barry Steinhardt, Secretary

Wayne K. Lemieux, District Counsel

RESOLUTION NO. 05-13-2455**A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT APPROVING THE APPLICATION TO THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR AN INTEGRATED REGIONAL WATER MANAGEMENT IMPLEMENTATION GRANT AND AUTHORIZING THE GENERAL MANAGER TO ENTER INTO AN AGREEMENT TO RECEIVE A GRANT FOR THE DEVELOPMENT AND IMPLEMENTATION OF BUDGET-BASED WATER RATES**

WHEREAS, the State of California Department of Water Resources (DWR) created the Integrated Regional Water Management (IRWM) Program to provide funding for both planning and implementation of projects that support management of water supply, water quality, environmental interests, drought protection, flood protection, and reduction of dependence on imported water and many other objectives; and

WHEREAS, organizations participating in the IRWM Program join together to form IRWM Regions; and

WHEREAS, the IRWM Region serving the Greater Los Angeles County (GLAC) area is known as the GLAC IRWM; and

WHEREAS, the GLAC IRWM engages in regional water resources planning for the GLAC area; and

WHEREAS, DWR recognizes the GLAC IRWM as an official IRWM Region; and

WHEREAS, the IRWM Program requires that a Regional Water Management Group (RWMG) be formed to establish an IRWM Region; and

WHEREAS, Las Virgenes Municipal Water District (LVMWD) is a member of the RWMG for the GLAC IRWM; and

WHEREAS, DWR and State Legislators have established program guidelines for the application of the GLAC IRWM for expedited drought relief funding through Proposition 84; and

WHEREAS, LVMWD has submitted an application to the GLAC IRWM RWMG for expedited funding through Proposition 84 for the planning, design and implementation of budget-based water rates.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Las Virgenes Municipal Water District:

1. Authorize the General Manager or his designee to approve and submit an Integrated Regional Water Management Implementation Grant application to the California Department of Water Resources pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Public Resource Code Section 75001 et seq.)
2. Authorize and direct the General Manager to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement with the California Department of Water Resources for the development of water-conserving budget-based water rates.

PASSED, APPROVED, AND ADOPTED the 13th day of May 2014.

Charles Caspary, President

ATTEST:

APPROVED AS TO FORM:

Barry Steinhardt, Secretary

Wayne K. Lemieux, District Counsel



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: Frank Bonvino v. Las Virgenes Municipal Water District, et al.

SUMMARY:

On April 24, 2014, the District was served with a complaint by Frank Bonvino related to construction of the Backbone Improvement Program: 5-Million-Gallon Tank Project. Mr. Bonvino is a resident of Three Springs who lives adjacent to the District's Las Virgenes Reservoir property where the tank is being constructed. The purpose of this item is to update the Board on the litigation and establish a preliminary budget for the case.

RECOMMENDATION(S):

Establish a preliminary budget for the District's response in the case of Frank Bonvino v. Las Virgenes Municipal Water District, et al.

FINANCIAL IMPACT:

The financial impact of this action is dependent on the budget and expenditures authorized for the District's response to the lawsuit. The cost to defend the lawsuit is largely dependent on whether or not the case proceeds to trial. At this point, staff recommends that the Board consider establishing a preliminary budget to defend the District through the preliminary injunction phase of the litigation.

DISCUSSION:

In the case of Frank Bonvino v. Las Virgenes Municipal Water District, et al., the plaintiff seeks a Temporary Restraining Order and declaratory and injunctive relief to stop the construction of the District's 5-Million-Gallon Tank Project. The initial filing is a total of 553 pages; however, the complaint itself (without exhibits) is 28 pages and attached for reference. The complaint is focused on the project approval process pursuant to the California Environmental Quality Act.

On May 5, 2014, a hearing was conducted in Los Angeles County Superior Court on the plaintiff's request for a Temporary Restraining Order; however, the plaintiff's legal counsel withdrew the request for the Temporary Restraining Order at the hearing. As a follow-up, a hearing on the Preliminary Injunction was scheduled for June 4th. In the meantime, legal counsels for both sides agreed to meet and confer over the plaintiff's issues and discuss any additional measures that may overcome his concerns with the project.

Prepared By: David W. Pedersen, General Manager

ATTACHMENTS:

[Complaint by Frank Bonvino](#)

2

1 John V. Tamborelli (State Bar No. 134027)
 2 **TAMBORELLI LAW GROUP**
 3 A Professional Law Corporation
 4 21700 Oxnard Street, Suite 1590
 5 Woodland Hills, California 91367
 6 Tel: (818) 710-3696
 7 Fax: (818) 710-3695
 8 Attorneys for Plaintiff,
 9 Frank Bonvino

CONFORMED COPY
 ORIGINAL FILED
 Superior Court of California
 County of Los Angeles

APR 24 2014

Sheri R. Carter, Executive Officer/Clerk
 By Shaunya Bolden, Deputy

SUPERIOR COURT OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

10 FRANK BONVINO,

11 Plaintiff,

12 v.

13 LAS VIRGINES MUNICIPAL WATER
 14 DISTRICT, PACIFIC HYDROTECH, and
 15 AECOM, and DOES 1 through 100,
 16 Inclusive,

17 Defendant(s).

Case No.: **BC 543637**

**VERIFIED COMPLAINT FOR
 DECLARATORY RELIEF; INJUNCTIVE
 RELIEF; AND NUISANCE**

(Pub. Res. Code §21000; *et seq.* (CEQA))

DEPT.: _____

NOTE TO COURT CLERK: THIS
 PETITION INCLUDES A CALIFORNIA
 ENVIRONMENTAL QUALITY ACT
 (CEQA) CAUSE OF ACTION TO BE
 ASSIGNED TO A SUPERIOR COURT
 JUDGE DESIGNATED IN ACCORDANCE
 WITH PUBLIC RESOURCES CODE §
 21167.1(B) WHO HAS EXPERTISE IN
 CEQA

18
 19
 20
 21
 22
 23
 24
 25 Petitioner/ Plaintiff Frank Bonvino ("Plaintiff") is informed and believes and on that
 26 basis alleges as follows in this Verified Petition for Writ of Mandate under the California
 27 Environmental Quality Act ("CEQA") and Other Laws:
 28

COMPLAINT

ITEM 11

TAMBORELLI LAW GROUP
 A PROFESSIONAL LAW CORPORATION
 21700 OXNARD STREET, SUITE 1590
 WOODLAND HILLS, CALIFORNIA 91367

INTRODUCTION

1
2 1. In this action Petitioner /Plaintiff, Frank Bonvino, ("Petitioner") challenges
3 the approval of Respondents/Defendants, Las Virgenes Municipal Water District, Pacific
4 Hydrotech, and Aecom, (collectively, "Respondents") and all those others similarly
5 situated or as subcontractors of Respondents concerning, the project initiated by
6 Respondents to expand the water storage capacities in the Las Virgenes Municipal Water
7 District—Specifically called, Las Virgenes Municipal Water District Backbone
8 Improvement Program ("Tank Project") —a project which includes without limitation:

- 9 • Installation of two 30-inch pipelines across the 'dam' upstream face which if
10 they fail could compromise the dam holding back 3 billion gallons of water.
11 • Five-million gallon storage tank which now requires blasting; and
12 • Modifications to the Westlake Filtration Plant and pump station-adjacent to
13 the Westlake Reservoir.

14 As noted below, implementation of the Tank Project will have numerous and
15 substantial impacts on the environment.

16 2. Petitioner requests that the Court vacate, set aside, rescind and void all
17 actions, resolutions, approvals, and findings related to the Project's Mitigated Negative
18 Declaration approval, Findings of Fact, Statement of Overriding Consideration, Mitigation
19 Monitoring and Reporting Program, including rescinding any authorizations to proceed
20 with construction. Said Projects approvals and any certifications, Findings of Fact,
21 Mitigated Negative Declaration first approved in October 2009. On November 4, 2009,
22 Notice of Determination filed. Further approvals occurred on January 14, 2014.
23 Petitioner requests that the Court vacate the approvals because Respondents failed to
24 comply with the provisions set forth under the California Environmental Quality Act,
25 Public Resources Code section 21000, et seq. ("CEQA").

26 3. Petitioner seeks a writ to mandate under California Code of Civil Procedure
27 sections 1085 and 1094.5, directing Respondents to vacate, rescind and set aside all
28 approvals associated with the construction of the tank project.

PARTIES

1
2 4. Petitioner/Plaintiff, Frank Bonvino, is a natural person who resides
3 approximately 300 feet away from the proposed tank construction site in the Three
4 Springs community in the City of Westlake Valley, California, and has a direct interest in
5 protecting the region's air quality, his personal health and his real property, and
6 promoting environment-related-quality-quality of life.

7 5. Respondents/Defendants, Las Virgenes Municipal Water District
8 ("LVMWD") is and at all relevant times herein was, a California water district located in
9 the County of Los Angeles. The water district is a public agency under Section 21063 of
10 the Public Resources Code. The LVMW's Board is authorized and required by law to
11 hold public hearings, to determine the adequacy of documents prepared pursuant to
12 CEQA, and to take other actions in connection with the approval of projects within its
13 jurisdiction.

14 6. Respondents/ Defendants, Pacific Hydrotech, and Aecom, (collectively,
15 "Other Respondents") are the contractors and subcontractors for the construction of the
16 tank site.

17 7. Respondents/Defendants, DOES 1 through 100, inclusive, and individuals,
18 corporations, associations, public agencies, quasi-public agencies, or otherwise related
19 to Respondents/Defendants. Petitioner does not know the true names and capacities
20 and therefore sues such Respondents/Defendants by those fictitious names pursuant to
21 California Code of Civil Procedure section 474. Petitioner is informed and believes and
22 thereon alleges that each fictitious Respondent/Defendant is responsible for, participated
23 in, or contributed to the matters and things of which Petitioner complains herein and in
24 some fashion has legal responsibility thereof. When identity of such fictitious
25 Respondents/Defendants and the extent and nature of and their responsibility for,
26 participation in, and contribution to matters and things herein alleged have been
27 ascertained by Petitioner, Petitioner will seek leave of this Court to amend this
28 Petition/Complaint to show true names and capacities.

GENERAL ALLEGATIONS

15. The "Las Virgenes Reservoir" as it is identified in LVMWD's notice as published in The Daily News on Wednesday, August 26, 2009 does not in fact exist as identified. Instead, the Reservoir/ dam which LVMWD refers to as the location of tank's construction and blasting are identified by the State of California as "Westlake Reservoir"¹. Westlake Reservoir has existed since 1972 and has provided water storage for LVMWD customers in several cities for that time. LVMWD's Mitigated Negative Declaration, dated October 2009, proposed to alter the [Westlake] Reservoir site to introduce a 5 million gallon storage reservoir ("tank"), upgrades to the Westlake Filtration Plant and pump station, and 16 inch pipeline that starts in the City of Westlake Village, at least some of LVMWD's operations require six weeks of blasting and soil upheaval.

16. On or about 2007, the LVMWD conducted an initial evaluation of the Backbone Improvement Program identified in the master plan of 2007. In 2009, alternative study was completed outlining various alignments and options for the improvements, see LVMWD's Regular Board Meeting Minutes of June 26, 2012; Notice of Intent ("NOI") to Adopt a Mitigated Negative Declaration ("MND") was posted in/on August 25, 2009 thru September 23, 2009.² However, on August 26, 2009, LVMWD's Daily News ad labeled "Public Notice For Draft Initial Mitigated Negative Declaration," stated that public's comment period expired on September 30, 2009. In October 2009, the board approved the Alternative Study and certified the MND for the program. On or about November 4, 2009, Notice of Determination ("NOD") was filed with the Registrar Records Office/County Clerk. On or about December 5, 2011, Dr. Richard F. Hector provided comments and recommendations regarding environmental concerns identified,

¹ State of California lists the reservoir's name as "Westlake Reservoir" owned by Las Virgenes Municipal Water District, Dam No. 1073-000, National ID No. CA00904 Common public name for reservoir is also "Westlake Reservoir".

² All supporting declarations and documents are incorporated herein by reference as though fully set forth hereat as set forth in the concurrently filed ex parte TRO and request for Injunction, Appendix of Authorities and Appendix of Declarations which are attached hereto as Exhibits C-E.

1 yet his comments fail to adequately addressed points raised. Thus, the MND was not
2 updated accordingly.

3 17. As of the filing of this action significant changes to plan outlined in MND
4 were as follows: blasting period expanded from four (4) to six (6) weeks. Currently, the
5 tank construction is projected to last now for eighteen (18) months, contrary to the
6 originally defined project duration of 5 months, attached as MND, Page 29, Paragraph 1,
7 b-c, ("Project construction is anticipated to occur for approximately five months.")

8 18. In or around 2011, the Board acknowledged that The Daily News was a
9 newspaper based outside the Water District service area and that it was not generally
10 read by the people living in the District, therefore the Board switched all public notice
11 articles to "The Acorn" newspaper.

12 19. Leading up to and prior to the Board's vote on January 14, 2014, to approve
13 commencement of the tank construction and blasting aspect of the project, Board
14 member Barry Steinhardt repeatedly attempted to include items to the agenda for public
15 discussion regarding Environmental Impact, concerns about blasting, dam safety, animal
16 safety, traffic safety, noise and air pollution, dust, and exposure to "Valley Fever" spores.

17 20. More recently, on March 17, 2014, at 6:22 a.m., a 4.4 magnitude
18 earthquake occurred in the Santa Monica Mountains, near the location of the proposed
19 tank site.

20 21. The Los Angeles Times reported that Mr. Thomas Heaton, director of
21 Caltech earthquake engineering division was quoted stating 'this earthquake was located
22 in an area not previously known to have faults and subject to ground movement. In sum,
23 despite numerous concerns communicated by Three Springs residents, members of the
24 Westlake Village City Council and even member of the LVMWD Board, the LVMWD has
25 refused to amend the MND so that it incorporates a more thorough and reliable study into
26 risk of "Valley Fever" and its proposed mitigation measures to prevent such an outbreak,
27 as well as a re-examination of the effects and/or dangers of faults or earthquakes in the
28 location of the tank's construction.

1 22. Defendants failed to give proper notice required under CEQA Public
 2 Resource Code Sections 21080.3 and 21092 as well as CEQA Guidelines Sections
 3 15072, 15072(f) and 15074, prior to Board approval of the Las Virgenes Municipal Water
 4 District Backbone Improvement Program ("Backbone Improvement Program") and as
 5 such Defendants' continuing effort to develop a five million gallon water storage tank
 6 ("Storage Tank") is unlawful. LVMWD's actions represent a colossal failure to comply
 7 with California's public notice, and public participation statutes, very possibly intentionally.
 8 Specifically, Defendant Las Virgenes Municipal Water District's public notification ("Public
 9 Notice") was invalid and/or deficient in the following ways:

10 23. Public Notice used a name that describes a site at a different location
 11 approximately 11+ miles from actual site,

12 24. Public Notice failed to provide an accurate description of the tank site by
 13 using the wrong name for the reservoir, one that contradicts the name used and cited by
 14 State of California safety agencies, without mention of neighborhood nor even city,

15 25. Public Notice was placed in The Daily News—a newspaper which does not
 16 meet the CEQA requirements for a "newspaper of general circulation".

17 26. Water District recognized this deficiency in 2011, and subsequently
 18 changed its normal practice to a different publication.

19 27. Public Notice provides a filing period which contradicts the filing period
 20 provided in Notice of Intent to Adopt a Mitigated Negative Declaration.

21 28. Defendant provided only 29 days for public comment, when they were
 22 required to provide 30 days.

23 29. Evidence of the failure in Public Notice is that the Water District did not
 24 receive even a single comment from residents on this major project.

25 30. Defendant mislead the public, and violated public process, likely increasing
 26 its chances to obtain Board approval of its project, when it incorrectly stated in its Initial
 27 Study/Mitigated Negative Declaration ("MND") submitted for approval that it had in fact
 28 "...directly mailed [Notice of Intent to Adopt a Mitigated Negative Declaration] to owners
 contiguous to the project."

1 31. Defendant failed to file the Notice of Determination in the required period of
2 time under CEQA Guidelines Sections 15075(d).

3 32. As a result of an improperly filed Notice of Determination, "the statute of
4 limitations is 180 days from the date the decision to carry out or approve the project is
5 made". The project's final approval was January 14, 2014.

6 33. Under CEQA Guidelines Sections 15162, and confirmed in writing by the
7 Water District's own District Counsel, a subsequent or supplemental Environmental
8 Impact Report ("EIR") is required if there are substantial changes for the project,
9 substantial changes occur in circumstances, or new information becomes available
10 relevant to the EIR or MND for the project. The Defendants have incorrectly assessed
11 the need for a subsequent or supplemental Environmental Impact Report for the following
12 reasons:

- 13 a. New information since the MND approval including:
- 14 b. Announcement of California's Declaration of Drought,
- 15 c. Locally, lack of rain at new extreme (driest year on record)
- 16 d. New earthquake fault found in the same mountain range as project, and
17 much closer than previously known active faults.
- 18 e. Substantial changes in circumstances since the MND approval
19 including:
 - 20 i. Fever testing is no longer valid due to Drought conditions which
21 significantly increase risk of cocci exposure.
 - 22 f. Substantial changes to the project since the MND approval including:
 - 23 i. Project duration increased by more than 300% from 5 months, as
24 stated in the MND when talking about environmental impact , to
25 an estimated 18 months.
 - 26 ii. Blasting period increased by 50% from four weeks to six weeks of
27 daily blasting.

28 34. These changes have a significant impact requiring a supplemental EIR.

1 35. MND does not address the risk of "Valley Fever", and it should have been
2 addressed in a supplemental EIR. "Valley Fever is a serious disease. Symptoms and
3 manifestations predominantly involve the respiratory system but can include painful
4 lesions in the skull, spine or other bones; meningitis; painful, swollen joints; nodules,
5 ulcers and skin lesions; as well as more serious issues such as strokes, or even death."

6 36. "There is significant risk that multiple residents or workers will be exposed
7 to cocci spores which could subsequently result in a localized cocci epidemic."
8 Defendants' Storage Tank project has caused dust to fly and expose residents living in
9 the adjacent development to the risk of inhaling "Valley Fever" spores. Blasting and
10 future stages will create an even greater exposure.

11 37. Newly revealed information recently confirmed by the Water District, has
12 shown that while the Water District did test for Valley Fever after the MND was approved,
13 their testing was inadequate. Because testing was performed during a wet period, and
14 the area has now experienced years of drought, the tests are no longer adequate, as well
15 as the samples taken while raining, as reported, may have been tainted. "We are in a
16 situation now where longstanding drought conditions will impact germination of hyphae
17 spores and increase their ability to be aerosolized. Any samples taken during a rainy
18 period are only partially relevant to the current time period as the conditions then differ
19 greatly from those in a multi-year drought: the conditions we are now in."

20 38. LVMWD's safeguards of Valley Fever are wholly inadequate in the following
21 ways:

- 22 a. LVMWD's solution of placing tarps on dirt fails to resolve the times when
23 "as the tarps are lifted and dirt is shoveled crudely into trucks" ;
- 24 b. LVMWD fails to provide details of their ability as well as the feasibility of
25 keeping the soil adequately watered during a drought;
- 26 c. there is no monitoring and accuracy of LVMWD's testing ;
- 27 d. LVMWD has not instituted recommendations by County of Los Angeles
28 Department of Public Health to raise awareness, and educate the

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community on the disease, symptoms, and what to do if residents suspect infection.

e. There is no evacuation or emergency plan in the event of dam compromise or blasting accident. The impacted Three Springs neighborhood of 481 homes has only one two-lane road of egress.

39. Association of Dam Safety Officials classifies this dam as "High Hazard" because of how close the dam is to people. A dam is considered "high hazard" when if it fails, it probably means loss of life (as is the case with this dam). LVMWD's oversight—in not providing detailed emergency exit procedures—has huge ramifications especially because there is only one entrance and exit to the affected community and one disaster could result in irreparable human and real property losses.

40. MND identifies the closest active earthquake fault to the two dams of the Westlake Reservoir as the "Northridge Fault", and that "Neither tank site would be located within proximity to an active or potentially active fault, and therefore neither would be subject to significant ground shaking potential." However, following the recent earthquake on March 17, 2014 at 6:22a.m. located in the same mountain range as the project, as quoted by Thomas Heaton, director at Caltech's Earthquake Engineering Research Laboratory that 'this earthquake was located in an area not previously known to have faults and subject to ground movement'. The recent earthquake has serious implications not previously identified prior to Board's approval of Backbone Improvement Project which includes repetitive blasting in close proximity to two dams holding back approximately 3 billion gallons of water in close proximity to thousands of residents.

41. Defendants have failed to comply with their own stipulated project safety guidelines in that Defendants have promised, yet failed to deliver on the following:

- a. Defendants obtained approval by stating that it would mitigate issues regarding 'Geology, Soils and Seismicity,' by consulting the California Division of Safety of Dams.
- b. Defendants obtained approval for its project by making at minimum an implied promise to comply with the City of Westlake Village's laws and

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regulations, yet Defendant's start construction as early as 7:00 a.m. on weekdays and the noise emanating from the construction site has been measured as exceeding greater than 95 decibels, which is approximately 20 decibels higher than permitted in Westlake Village;

42. Pecuniary compensation will not afford adequate relief.

43. It would be extremely difficult to ascertain the amount of compensation which would, if even possible at all, provide adequate relief.

44. The requested restraint is necessary to prevent a multitude of judicial proceedings and to avoid a multitude of suits against Defendants initiated by residents of the 481 homes in the Three Springs community, an estimated 1500 residents in 481 homes, seventy of which have signed declarations in support of Plaintiff's TRO and Preliminary Injunction.

45. Moreover, the testing blasting stage of the Backbone Improvement Project began Monday, April 21, 2014, despite repeated requests for administrative relief to prevent this action based on the above facts. Such requests however have been ignored.

46. Petitioner has a beneficial right and interest in Respondents' fulfillment of all of their legal duties, as alleged in this pleading.

47. If Respondents are not enjoined from implementing and undertaking acts in furtherance of the tank project, Petitioner and others in the community will suffer irreparable harm from which there is no adequate remedy at law.

FIRST CAUSE OF ACTION

Violation of CEQA;

Failure to Notice Public

(Against all Respondents/ Defendants)

48. Petitioner hereby incorporates by reference each and every allegation contained in Paragraphs 1 through 45 as set forth above.

1 49. CEQA mandates that unless project is deemed exempt the public must be
2 notified lead agency's intent to adopt Mitigated Negative Declaration and Notice of
3 Determination.

4 50. CEQA Guidelines section 15072, provides in pertinent part: "The lead
5 agency shall mail a notice of intent to adopt a negative declaration or mitigated negative
6 declaration to the last known name and address of all organizations and individuals who
7 have previously requested such notice...and shall give notice...by at least one of the
8 following procedures to allow the public the review period provided under Section 15105:

- 9 a. Publication at least one time by the lead agency in a newspaper of
10 general circulation in the area affected by the proposed project. If more
11 than one area is affected, the notice shall be published in the newspaper
12 of the largest circulation from among the newspaper of largest
13 circulation in those areas.
14 b. Posting of notice by the lead agency on and off site in the area where
15 the project is to be located.
16 c. Direct mailing to the owners and occupants of contiguous property
17 shown on the latest equalized assessment roll."

18 51. Water District's Mitigated Negative Declaration ("MND") incorrectly states
19 that "A Notice of Intent to Adopt a Mitigated Negative Declaration was filed with the State
20 Clearinghouse along with the required number of copies of the document for circulation to
21 various state agencies, published in a newspaper of general circulation in the area
22 affected by the project, and directly mailed to owners of property contiguous to the
23 project". see MND, Summary, pg. 1, paragraph 2. The public notice portion of this
24 statement is simply untrue.

25 52. More than seventy (70) Westlake Village residents, who live contiguous to
26 the tank project site never received any such notice by mail. Appendix of exhibits
27 attached hereto. Furthermore, LVMWD is unable to produce proof of mailing of Notice of
28 Intent to any owners of property contiguous to the project. Thus, LVMWD's statement
that is mailed notice is more than misleading it is untrue.

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53. While the LVMWD did publish an ad in the Daily News purportedly providing notice to the public, this also fails to meet CEQA requirements.

54. California Government Code sections 6008, 6008(b), 6008(d), provides in pertinent part:

“Notwithstanding any provision of the law to the contrary, a newspaper is a ‘newspaper of general circulation’ if it meets the following criteria”:

55. 6008(b):

“It has a substantial distribution to paid subscribers in the city, district, or judicial district in which it is seeking adjudication”

56. 6008(d):

“It has only one principal office of publication and that office is in the city, district, or judicial district for which it is seeking adjudication”

57. Daily News fails to meet the general circulation criteria listed above. First, the Daily News did not have a substantial distribution to paid subscribers in the area affected by the tank construction and blasting project. In or around 2011, and after publishing notice of the tank project in the Daily News, LVMWD recognized that the Daily News was not a local paper with widespread distribution across the LVMWD’s region.

58. To increase the likelihood of getting notice to the residents, LVMWD switched to “The Acorn” newspaper, a local paper with widespread distribution across the LVMWD’s region. Thus, more than seventy (70) residents of the affected community did not subscribe to or regularly see the Daily News sold in their community; the Board decided to change from the Daily News to The Acorn because they recognized—albeit late—that Daily News did not constitute a ‘newspaper of general circulation’. CEQA § 15072(b)(1); Cal. Gov Code § 6008(b). Moreover, Plaintiff did not actually learn of the Mitigated Negative Declaration until February 2014.

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1 59. Second, the Daily News' principal office of publication is outside the area of
2 residents affected by the tank project. In fact, the Daily News' principal office of
3 publication is located at 21860 Burbank Blvd., Suite 200, Woodland Hills, CA 91367. 3

4 60. Third, CEQA Guidelines section 15072(g), provides in pertinent part:

5 "A notice of intent to adopt a negative declaration or mitigated negative
6 declaration shall specify the following:

7 A brief description of the proposed project and its location.

8

9 The date, time, and place of any scheduled public meetings or hearings to be
10 held by the lead agency on the proposed project...

11 The address or addresses where copies of the proposed...mitigated negative
12 declaration including revisions developed under 15070(b) and all documents
13 referenced in the proposed...mitigated negative declaration are available for
14 review. This location or locations shall be readily accessible to the public
15 during the lead agency's normal working hours.

16 ...

17 Other information specifically required by statute or regulation for a particular
18 project or type of project."

19 61. Again, LVMWD failed to comply with CEQA's because it incorrectly
20 identifies the tank site location. LVMWD's ad in the Daily News states "A five gallon
21 storage reservoir adjacent to Las Virgenes Reservoir."

22 62. According to State of California, it identifies the reservoir referred to in
23 LVMWD's ad as the Westlake Reservoir as such Defendant's ad fails to notify the public
24 of the location of the project site. As such the "storage reservoir" is ambiguous and does
25 not provide proper notice to the public that a 5 million gallon tank will be constructed.

26 The probable confusion caused by LVMWD's ad using the word "reservoir", instead of

27 ³ <http://www.dailynews.com/contact-us>

1 "tank" becomes more evident when one considers the fact that residents in the area
 2 would have known that a "reservoir" holding 3 billion gallons of water already existed in
 3 the location of the project site; therefore, many residents likely would assume that the ad
 4 did not apply to the location of the Westlake Reservoir.

5 63. CEQA Guidelines section 15072(g)(2), provides in pertinent part:

6 (2) The starting and ending dates for the review period which the lead agency will
 7 receive comments on the proposed...mitigated negative declaration. This shall include
 8 the start and end dates for the review period. If the review period has been shortened
 9 pursuant to 15105, the notice shall include a statement to that effect.

10 64. CEQA Guidelines section 15105(b), provides in pertinent part:

11 "...When a proposed...mitigated declaration is submitted to the State
 12 Clearinghouse for review by state agencies, the public review period shall not be
 13 less than 30 days, unless a shorter period, not less than 20 days, is approved by
 14 the State Clearinghouse."

15 65. Because LVMWD submitted a MND to the State Clearinghouse and failed
 16 to obtain approval for a shorter public review period, the review period should have been
 17 no less than 30 days.

18 66. Yet again, the public notice period was insufficient and failed to comply with
 19 CEQA's requirements in that a MND was posted on August 25, 2009 and it was removed
 20 on September 23, 2009.

21 67. Not only did the Notice of Intent to Adopt MND fail to effectuate public
 22 notice, but the Notice of Determination also failed to meet CEQA notice requirements.
 23 Pursuant to CEQA Guidelines section 15075, LVMWD was required to file NOD within
 24 five calendar days of project approval. CEQA Guidelines §15075. Here, the LVMWD did
 25 not file there NOD for at least six days after receiving approval. Decl. of Steinhardt at 6-7
 26 pargs. 15(a)-(d).

27 68. The California Court of Appeals, in *Latinos Unidos De Napa v. City of Napa*,
 28 196 Cal.App.4th 1154 (2011), held that the "30-day" period—as outlined in CEQA—

1 excludes the first day of posting and includes the last day. The Court also held that the
 2 NOD notice must be posted "...for the entire last (30th day) to satisfy the 30-day posting
 3 requirement." 196 Cal.App.4th 1154, at 1157-1158; see also, Cal. Civ. Proc. Code § 12.

4 69. The language in CEQA definitively states that the **review period shall not**
 5 **be less than 30 days.** CEQA Guidelines section 15105(b), *emphasis added*. Since
 6 public notice of proposed MND was posted for no more than twenty-nine (29) days, not
 7 the thirty (30) days required under CEQA, notice was improper.

8 70. For the foregoing reasons, notice of the proposed MND was defective and
 9 improper as such the statute of limitations did not accrue. Furthermore, the time period
 10 for the public to comment only begins after notice as required by CEQA is accomplished,
 11 the public review period, period to comment, and period to attend hearings has not
 12 expired. Moreover, Plaintiff was prejudiced by LVMWD's failure to notice the public
 13 because he was unable to have any of his comments / recommendations published, his
 14 objections to the tank project were not taken seriously and the project has resulted in
 15 constant dust (possibly cocci) settling on his and inside his home, and noise above the
 16 City's limits going unchecked and without regard to his health and safety.

17 71. In or around January 2014, LVMWD's Board approved the commencement
 18 of the tank project, yet LVMWD failed to provide proper notice and they failed to file
 19 Notice of Determination as required under CEQA Guidelines section 15075. Therefore,
 20 the statute of limitations has not yet run.

21 **SECOND CAUSE OF ACTION**

22 **Violation of CEQA;**

23 **Failure to Thoroughly Study and Mitigate the Project's Significant Impacts in an**
 24 **Environmental Impact Report.**

25 **(Against all Respondents/ Defendants)**

26 72. Petitioner hereby incorporates by reference each and every allegation
 27 contained in Paragraphs 1 through 71 as set forth above.
 28

1 73. Plaintiff contends that not only did the LVMWD fail to meet CEQA's notice
2 requirements, but LVMWD also misclassified its tank project as meeting the standards to
3 draft a Mitigated Negative Declaration, and thereby avoided drafting an Environmental
4 Impact Report.

5 **Expert Opinion Supports a "fair argument" That the Project Has Significant**
6 **Environmental Impacts.**

7 74. An EIR is required, whenever substantial evidence in the record supports a
8 "fair argument" that a project "may have any significant environmental impact." Pub. Res.
9 Code § 21080(c); Citizens Action v. Thornley, (1990) 222 Cal. App.3d 748, 754.) The fair
10 argument standard creates a "low threshold" favoring preparation of an EIR. If
11 substantial evidence supports a fair argument that a project may have a significant
12 environmental effect, the lead agency must prepare an EIR even if it is also presented
13 with other substantial evidence indicating that the project will have no significant effect.
14 (Stanislaus Audubon v. Stanislaus, (1995), 33 Cal.App.4th 144, 150-151.)

15 75. The "fair argument" standard is virtually the opposite of the typical
16 deferential standard afforded to agencies. Whereas agency decisions are generally
17 upheld if any substantial evidence supports its decision, once the "fair argument"
18 standard is applied, an agency's decision to avoid preparation of an EIR must be
19 reversed if any evidence contradicts the agency's decision. (Quail Botanical Gardens v.
20 City of Encinitas, (1994), 29 Cal.App.4th 1597, 1602) (EIR required for 40-home
21 residential development).

22 76. As a matter of law, "expert opinion" constitutes "substantial evidence"
23 within the meaning of CEQA. (Pub. Res.Code § 21080(e)(1); Guidelines § 15064(f)(5)).
24 Expert testimony is sufficient to create a fair argument, even if other evidence contradicts
25 the expert's conclusions. (Guidelines § 15064(g); Brentwood ass'n v. City of Los
26 Angeles, (1982) 134 Cal.App.3d 491, 504-05; Sierra Club v. Sonoma, (1992) 6
27 Cal.App.4th, 1307, 1317).
28

Expert Opinion Demonstrates the Project's Significant Impacts

77. In addition to Dr. Ajay Nirula's many credentials, he has worked on studies which are germane the current issue of the case. As a trained Molecular Biologist, Dr. Nirula completed extensive early work PCR (assay used by consultant to detect cocci) soon after its discovery). While working at the National Institute of Health, Dr. Nirula went on to develop a new version of PCR which in 1990 was published in a scientific journal called "Gene". Dr. Nirula's declaration indicates that the LVMWD tank project has a number of significant environmental impacts that must be disclosed, studied, and mitigated. To be clear, LVMWD's expert Dr. Richard Hector's recognizes that there is a localized risk of valley fever (cocci) epidemic relating to the to the constructing of the water tank. Additionally, the documents relied on by Dr. Hector confirms that cocci infection is a serious concern as it relates to the tank's construction due to the geographic location, and historical precedents of analogous situations. As explained in Dr. Nirula's declaration, the testing to identify risks of a Valley Fever is cursory at best and misleading at worst due to the following: first, the samples that Dr. Hector relied on were extracted from the proposed tank construction location in 2011 and during a rainy season. Dr. Hector comments on numerous studies including a study done by a Dr. Smith and relied on by Dr. Hector which demonstrated that during seasons of sufficiently heavy rains reported of coccidioid disease are decreased in the area endemic for Coccidioides. Following this line of reasoning, if a locality endemic for Coccidioides experienced a drought, incidents of cocci disease would increase. As Dr. Nirula points out, the area of

⁴Dr. Nirula has background in immunology, molecular biology, internal medicine, and direct experience with the clinical manifestations of "Valley Fever." he has an MD, Board certified in Internal Medicine(2000-2010), Rheumatology, very familiar with clinical course of cocci, having treated several patients with the disease, Ph.D. in Molecular Immunology; Former Faculty member at UCSF, Department of Medicine; Worked in Biotechnology for many years, and very familiar with technical aspects of diagnostic testing; Trained Molecular Biologist. Did extensive early work with PCR (assay used by consultant to detect cocci) soon after its discovery. Developed new version of PCR while working at National Institute of Health, which was published in journal Gene in 1990.

1 the proposed tank construction as well as other regions in California are currently
 2 experiencing drought conditions. As such, Dr. Hector's conclusions cannot be relied
 3 upon because they do not encompass the current weather conditions that Dr. Hector
 4 admits influence the outcome of his analysis regarding the risk of Valley Fever infection
 5 at the site of the proposed tank.

6 78. The mitigation measures for dust control, mainly covering soil with tarps
 7 during blasting, lack effective deterrence because it fails to take into account the time
 8 periods when the tarps are lifted and "dirt is shoveled crudely into trucks.". It is at this
 9 time and others that the dust can travel and carry airborne cocci particles straight to
 10 multiple residents in affected areas as well as workers—thereby exposing others to a
 11 localized cocci epidemic. LVMWD's water the soil proposal lacks detailed planned
 12 measures to address this current season of drought that we face and there have been
 13 reports of inadequate watering. The dust from the construction site flies directly over to
 14 my property. Third, the sensitivity and accuracy of the PCR assay used by LVMWD's
 15 experts are questionable. As Dr. Nirula's declaration states "LVMWD's review claims that
 16 polymerase chain reaction (PCR) testing has not detected cocci in the soil by the
 17 reservoir. The claim lacks some important details and appears to be supported by
 18 assumptions that raise further questions. Specifically:

- 19 a. According to LVMWD, soil was sampled at depths of 4-10 inches. This
 20 may not truly rule out cocci at the varying depths where blasting will
 21 occur, estimated by LVMWD at a depth of 10-24 feet.
- 22 b. LVMWD's expert claims the depth is representative without referencing
 23 supportive data. LVMWD's expert accurately notes that 'soil studies can
 24 prove the presence of the fungus but negative studies cannot prove the
 25 absence.' The PCR assay is highly sensitive and is an appropriate tool.
 26 As someone that worked on the development of PCR, it is somewhat
 27 puzzling he was unable to detect any cocci DNA with soil samples from
 28 an endemic area. The sensitivity of the assay is theoretically at the level
 of a single copy of a gene. A more reassuring result would have been

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- detection of cocci DNA at low amounts relative to multiple positive control soil samples, PCR primer pairs, and indication of sensitivity.
- c. LVMWD's expert did not demonstrate that there were appropriate internal positive controls used for the reservoir soil sample.
- d. LVMWD's expert did not demonstrate that the samples and testing were taken with the appropriate rigor.
- e. It is not clear if positive controls with soil from cocci-endemic regions were used. Use of purified cocci DNA would not be an adequate positive control."

79. Based on the foregoing, LVMWD's expert's testing and expert's comments fail to provide a reliable analysis of the risks of Valley Fever and the likelihood of exposure if the proposed tank construction is allowed to proceed because of the following: Dr. Hector's assessments relies on the tests conducted during a raining season and we are currently experiencing a drought; the diagnostic testing for cocci near the reservoir is no longer valid, incomplete, or potentially flawed; testing spores used and data retrieved are out-of-date, and major change in environment. As such, to threaten the safety of the neighboring residents under these circumstances is unconscionable.

THIRD CAUSE OF ACTION

Violation of CEQA;

Failure to Supplement MND and / or Draft and Supplement an Environmental Impact Report.

(Against all Respondents/ Defendants)

New Information and Substantial Change in Circumstances Requires That LVMWD Draft a Supplemental MND and/or Environmental Impact Report.

80. Petitioner hereby incorporates by reference each and every allegation contained in Paragraphs 1 through 79 as set forth above

81. Pursuant to Pub. Res. Code §21166, a supplemental environmental impact report is required if:

1 "21166(a) Substantial changes are proposed in the project which will require
 2 major revisions of the environmental impact report. (b) Substantial changes
 3 occur with respect to the circumstances under which the project is being
 4 undertaken which will require major revisions in the environmental impact
 5 report. (c) New information, which was not known and could not have been
 6 known at the time of the environmental impact report was certified as complete,
 7 becomes available."

8 82. New information previously unknown to both Plaintiff and Defendant is now
 9 available. Since LVMWD's MND and NOD fails to address these current health and
 10 safety issues, LVMWD's tank project should not be allowed to proceed any further until
 11 any and all health and safety issues raised by new information is fully researched,
 12 analyzed, and mitigated.

13
 14 **a. March 17, 2014 Earth Quake Near The Location of Proposed Five-
 15 Million Gallon Tank Site.**

16 83. As Plaintiff declares in his declaration, on or about March 17, 2014, at
 17 approximately 6:22a.m., a 4.4 magnitude earth quake erupted in the Santa Monica
 18 Mountains, near the location of the proposed tank site. In his comments, the LVMWD's
 19 expert, Dr. Richard F. Hector points out that " Even though the spores of the Coccidioides
 20 fungus have the ability to travel great distances, as the cases resulting from the
 21 Northridge Earthquake demonstrated, [he does not believe that the same health risks are
 22 present in the instant project site because he] is unaware of reports that the movement of
 23 comparatively small amounts of soil results in infection in persons some distance from
 24 the site of disruption, suggesting that the risk of infection in residents near the Law
 25 Virgenes Reservoir is low..."Dr. Hector's Letter, dated Dec. 5, 2011. Dr. Hector's
 26 comments clearly point out that earthquakes in the tank site can cause dust and even
 27 cocci to travel great distances and result in cases of human valley fever infection.

28 84. Dr. Hector comments refer to an earthquake which occurred in 1994,
 approximately fifteen (15) years prior to the LVMWD's research, and Dr. Hector's

1 comments. Moreover, as Plaintiff declares, a director Cal Tech was quoted saying that
 2 ““this earthquake was located in an area not previously known to have faults and subject
 3 to ground movement. ”” This new event is both relevant and substantial and must be
 4 thoroughly reviewed for any environmental and/ health and safety effects that it may have
 5 on the residents of Three Springs. Subsequent to his LVMWD’s research and Dr.
 6 Hector’s comments, however, the same general geographic area sustained a 4.4
 7 magnitude earthquake.

8
 9 **a. Recent California State Recognition that We Are Experiencing A**
 10 **Drought.**

11 85. Our State is currently experiencing a drought⁶, yet the soil studies
 12 conducted by and relied upon by LVMWD were completed in 2011 “after the area
 13 experienced heavy rainfall totaling over .0.8”...” Dr. Hector’s Letter at paragraph 1. As
 14 Dr. Nirula explains in his attached declaration, any samples taken during a rainy period
 15 are only partially relevant and do not reflect the soil present during the current drought
 16 conditions. Furthermore, the LVMWD’s plan to water the soil does not detail the plans
 17 for watering during drought conditions. Moreover, I have already experienced dust
 18 possibly carrying the cocci / valley fever flying directly unto my property.

19 86. Since the 2011 soil samples were taken, more than two years have elapse,
 20 a 4.4 magnitude earthquake sent a stiff jolt to the area near the proposed tank site, and
 21 alas we are experiencing drought conditions. It is indisputable that these new events
 22 have occurred and it is clear from Dr. Hector’s comments that these events were not
 23 analyzed in his comments. Moreover, Dr. Hector’s analysis makes it clear that
 24 earthquakes and drought conditions are most certainly substantial factors in contributing
 25 to the spread of the cocci and possibly valley fever infection.

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 27 _____
 28 ⁶

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FOURTH CAUSE OF ACTION

For Injunctive Relief

(Against all Respondents/ Defendants)

The Risk of Valley Fever is a Real and is Likely to Harm People and the Environment

87. Petitioner hereby incorporates by reference each and every allegation contained in Paragraphs 1 through 86 as set forth above

88. Plaintiff, the environment, and human health are at risk of suffering irreparable harm should LVMWD's tank construction be allowed to continue without adequate environmental analysis and without feasible mitigation measures to protect the environment and public health. "It is undisputed that 'environmental injury, by its nature, can seldom be remedied by money damages and is often permanent or at least of long duration, i.e., irreparable.'" (CBE v. Cenco, 179 F. Supp.2d 1128, 1148 (C.D.Cal. 2001), quoting Amoco Prod. Co v. Village of Gambell, 480 U.S. 531, 545 (1987); Save the Yaak Comm. V. Block, 840 F.2d 714, 722 (9th Cir. 1988) ("when the environmental injury is sufficiently likely, the valance of harms will usually favor the issuance of an injunction to protect the environment"). CEQA, like its federal counterpart the National Environmental Policy Act ("NEPA"), has procedural requirements in place to provide the opportunity for public involvement and to facilitate sound environmental decision. Failure to comply with CEQA's requirements caused harm itself, specifically the risk that "real environmental harm will occur through inadequate foresight and deliberation." (Sierra Club v. Marsh, 872 F.2d 497, 504 (1st Cir.1989)); see also, Sierra Club v. U.S. Army Corps of Eng'rs, 446 F.3d 808, 816 (8th Cir. 2006) (injury under NEPA includes "failing to issue a required impact statement").

89. The Water District's failure to provide adequate testing and mitigation measures and their failure to notice the public as required by CEQA inflicts substantial and irreparable informational harm upon Plaintiff and the general public. CEQA confers a right of an informed decision making process and an opportunity for meaningful public participation prior to project construction. See e.g. Pub. Res. Code §21092; Save Our

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1 Ecosystems v. Clark, 747 F.2d 1240, 1250 (9thCir. 1984) (strong presumption of
2 irreparable harm when "agency fails to evaluate thoroughly the environmental impact of a
3 proposed action"). (emphasis added.)

4 90. "Valley Fever is a serious disease. Symptoms and manifestations
5 predominantly involve the respiratory system but can include painful lesions in the skull,
6 spine or other bones; meningitis; painful, swollen joints; nodules, ulcers and skin lesions;
7 as well as more serious issues such as strokes, or even death." Generally, largely
8 unpopulated rural communities have reported cases of Valley Fever; however, the tank
9 construction site is "reportedly in close proximity to residents who are pregnant, suffer
10 from asthma, have respiratory issues, and are recovering from illness. All of these
11 residents are at increased risk of the cocci infection, and some are within very close
12 proximity to the project."

13 Recent Cases

14 91. "Independent from Dr. Hector's review, it is worth noting that numerous
15 recent examples of cocci outbreaks related to construction of similar scope can be
16 provided. Examples include:

- 17 a. In May 2013, 28 workers were sickened by cocci infection related to
18 construction at Topaz Solar Farm and California Valley Solar Ranch.
19 b. In August 2013, the California Department of Public health reported that
20 ten members of a 12-person construction crew excavating a trench
21 developed Valley Fever.
22 c. In September 2013, U.S. Centers for Disease Control Director Dr.
23 Thomas Frieden called valley fever "a big and growing problem" that
24 presents "substantial" economic and health costs for Californians."
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FIFTH CAUSE OF ACTION

For Declaratory Relief

(Against all Respondents/ Defendants)

92. Petitioner hereby incorporates by reference each and every allegation contained in Paragraphs 1 through 91 as set forth above.

93. An actual controversy has arisen between Petitioner and Respondents, in that Petitioner contends that Respondents' approval of tank project and construction of tank did/ does not comply with CEQA and the provisions of the CEQA Guidelines.

94. Petitioner is informed and believes and on that basis alleges that Respondents dispute that contention of Petitioner as described in the proceeding paragraphs.

95. The parties at the time require a judicial determination of their respective rights and duties with respect to Respondents' compliance with CEQA and the provisions of CEQA Guidelines regarding the tank project.

SIX CAUSE OF ACTION

For Nuisance

(Against all Respondents/ Defendants)

96. Petitioner hereby incorporates by reference each and every allegation contained in Paragraphs 1 through 95 as set forth above.

97. Defendants know that the noise level at the construction site is above what's allowed by the City.

98. Defendants know that dust is flies from the construction site onto surrounding residential properties.

99. Defendants know that their construction vehicles emit heavy gas fumes and these fumes travel to surrounding residential properties.

100. Plaintiff has suffered special harm.

TAMBORELLI LAW GROUP
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c. To post a copy of the Temporary Restraining Order and Order to Show Cause re.: Preliminary Injunction, and/or permit Plaintiffs to immediately do so, at all locations, including without limitation, on the entrance point of the Three Springs Community of Westlake Village, in and outside of the project location(s), and to mail notice to all residents who are contiguous and/or adjacent to the Las Virgenes Municipal Water District Backbone Improvement Program site—specifically the area affected by tank project;

d. To identify with yellow caution tape visible to contractors, subcontractors, agents, and all on-lookers that construction blasting as well as any other activities above-mentioned is to cease immediately and without delay.

2. That pending the resolution of the issues presented herein, the Court issue a Preliminary Injunction restraining Respondent from taking further action to implement or proceed with the proposed tank project during the pendency of the litigation;

3. That this Court issue a Preliminary Injunction restraining Respondent/Defendant from taking further action to implement or proceed with the proposed project prior to satisfying this Court or a higher tribunal, that Respondents have fully complied with CEQA with respect to this tank project by, among other things, preparing a EIR that truly and accurately addresses the environmental impact set forth above; and

4. That the Court allow for costs of this lawsuit herein and reasonable attorney's fees and other such relief as the Court deems proper and allowed .

DATED: 4/23/14

Respectfully submitted,
Tamborelli Law Group
A Professional Law Corporation



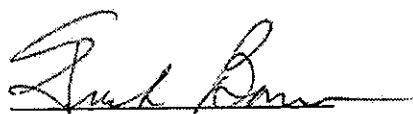
John V. Tamborelli, Esq.
Tamborelli Law Group
Attorney for Plaintiff Frank Bonvino

VERIFICATION

I, FRANK BONVINO, am the Plaintiff in the above-captioned action. I have read the foregoing Verified Complaint and know the contents thereof. The same is true of my own knowledge, except as to those matters that are therein alleged on information and belief, and as to those matters, I believe it to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 23rd Day of April 2014 in Westlake California

DATED: April 23, 2014



Frank Bonvino

TAMBORELLI LAW GROUP
A PROFESSIONAL LAW CORPORATION
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May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Resource Conservation & Public Outreach

Subject: Water Conservation Programs: Los Angeles County Probation and Fire Camps Participation

SUMMARY:

On September 10, 2013, the Board asked staff to determine if any of the Los Angeles County probation and/or fire camps within the District's service area had participated in the conservation incentive/low-flow fixture retrofit programs offered by the District or Metropolitan Water District of Southern California. Staff's investigation shows that none of the County facilities have participated in the programs. As a result, staff contacted the Los Angeles County Internal Services Department to determine if the District's conservation rebate programs can help reduce their water costs, subject to some limitations on the kinds of fixtures that can be used at these facilities.

DISCUSSION:

Within the District's service area, there are three Los Angeles County camps for at-risk youth^[1] and one probation fire/conservation camp operated jointly by the County and California Department of Corrections and Rehabilitation^[2]. There is also one fire camp with paid crews (Camp 8). Collectively, these facilities house over 400^[3] resident staff and inmates and use about 18 million gallons, or 55.2 acre-feet, of potable water per year^[4].

Staff contacted representatives of all five facilities by letter to notify them of the District's conservation incentives/fixture rebate programs and followed-up with them by phone. The only response received was from staff at Camp David Gonzales and Fire Camp 8. Representatives for both facilities reported that they do not have on-site staff for their restrooms and other water infrastructure and that they rely on the County's Internal Services Department staff for all water fixture repair and maintenance needs. Staff was also informed that there may be some limitations on the kinds of fixtures that can be used at the probation and at-risk youth facilities. Accordingly, staff contacted the Internal Services Department and is currently working directly with their staff^[5] to determine if the County facilities can take advantage of the District's conservation incentive/low-flow fixture retrofit programs.

^[1] Camp David Gonzales, Camp Vernon Kilpatrick, and Camp Miller

^[2] Camp 13

^[3] 2011 figures (LA County Office of Education & LA County Fire Dept.)

^[4] Customer Information System (CIS) billing records

^[5] T. Marshall, Los Angeles County Internal Services Department Plumbing Supervisor

Prepared By: Randal Orton, Resource Conservation Manager

INFORMATION ONLY



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: Facilities & Operations

Subject: Alternative Rodent Control Methods: Owl Houses and/or Raptor Platforms

SUMMARY:

At the April 11, 2014 Board meeting, Director Len Polan requested a future agenda item to discuss potential alternatives to the use of rodenticides for rodent control at District facilities. Concerns with the use of anti-coagulant rodenticides have been gained substantial attention recently with most local cities adopting ordinances to ban the sale or use of the products. This report is intended to provide the Board with more information on the District's rodent control methods and potential alternatives.

FINANCIAL IMPACT:

The complete financial impact of alternative rodent control methods is unknown at this time. Currently, \$10,000.00 is budgeted for pest control activities for the entire District. Staff expects the cost of building and installing owl houses and/or raptor perches to be negligible. The District may be able to get volunteers such as students from Camp David Gonzalez to build the perches with material purchased by the District and assist with installation to minimize the cost of the effort. However, completely eliminating the use of rodenticides at District facilities could result in more staff and vendor time required to set and tend to traps.

DISCUSSION:

Background:

On October 22, 2013, staff reported to the Board on the regulation and use of anticoagulant rodenticides. The report cited concerns associated with secondary exposure to anticoagulant rodenticides by wildlife. Also, the report distinguished between first- and second-generation anticoagulant rodenticides, explaining that limited use of the less toxic first-generation products could substantially reduce the risk to local wildlife. Attached is a copy of the report for reference.

Rodent Concerns and Current Control Methods:

Staff endorses the use of alternative safe and environmentally-friendly means to control rodents including vectors and gophers. Current practice employs the use of EPA-approved rodenticides applied by a state-licensed pest control company. Many of the District's facilities reside in or near the sensitive Santa Monica Mountains, so there is a need to protect both the District's facilities and the surrounding environment. Most local cities have responded to this situation by adopting resolutions banning the sale and use of anticoagulant rodenticides.

The District experiences two types of damage from rodents. First, rats typically seek shelter from the elements to raise their brood. Remote pump stations and electrical panels are prime locations as they offer shelter and often provide some heat given off by the equipment and wiring. Over the years, staff has become adept at sealing up these locations. More difficult to seal up are the facilities manned by staff such as those the Tapia Water Reclamation Facility, Rancho Las Virgenes Composting Facility, Westlake Filter Plant, pump stations and Headquarters buildings. Mice and rats only need a small opening to gain access to the facilities.

ITEM 12

The other area where rodents, typically gophers, present a challenge is at the District's dam at Las Virgenes Reservoir. Gophers burrow into the ground, making a maze of underground tunnels. When it rains, water enters the burrows and tunnels, causing extensive soil erosion. The California Division of Safety of Dams has strict rules on operating dams and controlling rodent-induced erosion at earthen dams is a very important safety element that District staff takes seriously. Current practice at dam typically includes the use of rodenticides because it is very difficult to trap gophers as they breed rapidly.

Potential Alternative Rodent Control Methods:

Staff shares concerns with the use of rodenticides due to potential collateral harm to other creatures up the food chain, including coyotes, bobcats, mountain lions and the many raptors such as owls, kites, hawks, falcons and the occasional osprey and golden eagles that come to the area. As a result, staff is currently researching the best practices of other agencies with earthen dams to determine how they control gophers and other burrowing animals.

One potential idea that is gaining acceptance involves the use of fabricated owl houses and/or raptor platforms. Staff is in the process of determining the best type of fabricated houses and/or perches, along with the most suitable location(s) to attract owls and other raptors to help control rodent populations. Many experts endorse this idea; however, it is currently difficult to ensure that neighbors and licensed pest control operators performing work near the facilities do not use rodenticides. Rodents in the process of dying become easy targets for the raptors and can lead to secondary poisoning of the animals. The Three Springs neighborhood is an example where the neighbors and pest control vendors would need to cooperatively halt the use of rodenticides. Recent ordinances passed by local cities, including the City of Westlake Village, are expected to support this endeavor.

Staff believes the use of owl houses and/or raptor perches could significantly reduce the gopher population at the dam and at other remote locations; however, it is unlikely to completely eliminate the need for some use of rodenticide. Another advantage of installing owl houses is that some houses will not be inhabited by owls but may attract honey bees, creating a safe habitat for them. Staff proposes to continue its work with the District's integrated pest management vendors to incorporate alternative pest management strategies, including the possible installation of a pilot owl house and/or raptor platform.

Attached for reference is a sample plan for a Barn Owl house.

Prepared By: Larry J. Miller, Water Systems and Facilities Manager and Doug Anders, Management Analyst

ATTACHMENTS:

Report on Use and Regulation of Anticoagulant Rodenticides

Barn Owl House Plans

Anticoagulant Rodenticides: Regulation and Use

October 22, 2013

Summary:

Recently, the cities of Calabasas and Malibu passed resolutions opposing the sale, purchase and use of anticoagulant rodenticides, and voluntarily chose to forego their use on city-owned lands to prevent the inadvertent poisoning of local wildlife. District staff reviewed the city staff reports to gain additional background information on this issue, and also spoke with wildlife biologists at the National Park Service (NPS) and Nature Conservancy who shared information on the risks that anticoagulant rodenticides pose to local wildlife, and how the risks were determined. Based on its investigation, staff concurs with the findings that these chemicals pose serious risks to local wildlife, especially if they are improperly used.

Staff contacted the District's pest control vendor who was well-informed on the issue and described some of the precautions taken at District and JPA facilities to minimize the risk to wildlife. In particular, where anticoagulant poisons are used at District or JPA facilities, the use is limited to less toxic, so-called "first-generation" products, as recommended by state and federal wildlife agencies, and professionally managed to minimize direct contact with local wildlife at sites where alternative pest control measures have proven incapable of keeping rodent and gopher populations in check.

Staff also contacted other water and wastewater utilities for information on their current pest control practices and any alternatives employed for rodenticide use at their facilities. All report indicated that other utilities are no longer using the more toxic, second-generation anticoagulant rodenticides at their facilities, but that some form of chemical rodent control is still necessary at some locations, as it is at some District and JPA facilities.

Discussion:

Anticoagulant rodenticides are poisons added to rodent baits that kill by interfering with blood clotting, resulting in internal bleeding (hemorrhaging). First-generation anticoagulants usually require multiple ingestions before killing rodents and other target species (i.e. ground squirrels, gophers, voles), whereas second-generation anticoagulants are more toxic and usually kill with one dose.

Direct exposure of wildlife to poisonous baits is minimized by deploying the baits in small, covered traps. However, because these poisons need time to work, wildlife that prey on the target species (or eat them as carrion) can be killed via ingestion of poisoned animals after the animal leaves the bait box. This is particularly true of second-generation rodenticides, which are more toxic and persist longer in both prey and predator tissue. For this reason, the District's vendor does not use second-generation anticoagulant rodenticides for pest control at District and JPA facilities in either bait traps or as broadcast baits.

There appears to be ample grounds for this precaution. Locally, NPS officials recently reported that 83% of coyotes, 90% of bobcats and 7 of 8 mountain lions tested in the Santa Monica Mountains and adjacent areas had been exposed to rodenticides, with two mountain lions known to have died directly from anticoagulant rodenticide toxicity in 2004^[1]. Local birds, which prey on small mammals (e.g. hawks and owls) or eat them as carrion (e.g. turkey vultures), have also been shown to have high rates of exposure to these chemicals^[2].

Nationally, the U.S. EPA has moved to ban these chemicals pest control products that fail to comply with EPA safety standards^[3], but in the meantime they are still commercially available to pest control vendors. There are alternatives to their use, including less toxic chemicals, better sanitation (removal of trash and food items) and removal of rodent habitat (e.g. ivy, tall grass), along with physical exclusion barriers to keep rodents from getting into and establishing colonies in human dwellings and buildings.

However, to date these alternatives alone have proven incapable of controlling rodent and ground squirrel populations at key District locations. Professional pest control using rodenticide-baited boxes has proven necessary at selected sites for public health (rodent-borne disease vector control) or facility protection (to prevent ground squirrels from burrowing into reservoir banks or undermining concrete footings at pump stations and other structures).

Coincidentally, staff attended a recent Santa Monica Mountains Watershed Council meeting where Dr. Winston Vickers, a noted wildlife expert affiliated with the Nature Conservancy, was presenting findings on mountain lion mortality and movement in southland coastal and inland watersheds. Staff took the opportunity to share the District vendor's information on rodenticide best management practices with Mr. Vickers. He was well-aware of the recent resolutions by local cities opposing anticoagulant rodenticide use, and he agreed with our vendor's information that limiting use to less-toxic, first-generation anticoagulant rodenticides substantially reduced the risk to local wildlife, particularly if the application was limited to professional, state-licensed pest control companies. Mr. Vickers shared NPS and state wildlife agency opinion that the problem is largely the result of the availability and indiscriminate use of rodenticides by homeowners in communities adjoining wildlife habitat.

A good resource on this issue is the Ventura County Watershed Protection District (VCWPD) report on efforts to eliminate the use of poisons at its facilities^[4]. VCWPD currently has probably the most wildlife-friendly agency program, but it also depends on baited traps at "no tolerance" sites like those used at similar District sites (e.g. bench and dam toe).

^[1] 7-1-13 letter from Superintendent David Szymanski of the Santa Monica Mountains National Park Service to the City of Malibu regarding its Resolution against rodenticides.
<http://www.cityofcalabasas.com/pdf/agendas/council/2013/091113/item8-correspondence-received.pdf>

^[2] Ibid.

[3] <http://www.epa.gov/pesticides/mice-and-rats/>

[4] http://portal.countyofventura.org/portal/page/portal/PUBLIC_WORKS/Watershed_Protection_District/Programs_and_Projects/ApprovedIPMfinal.12.06.pdf

Prepared by: Randal Orton, Resource Conservation Manager

BARN OWL NEST BOX

Plans and Instructions

United States
Department of
Agriculture

Natural
Resources
Conservation
Service
Davis, CA 95616

The barn owl (*Tyto alba*) is one of the most beneficial owls in the world. Farmers who know the merits of the barn owl strive to keep this "cat with wings" around their crops. One of the common resident owls, the barn owl has, a white heart-shaped face and is distinguished by whitish or pale cinnamon underparts (that look ghostly at night) and buffy or rusty upper plumage. Average barn owls weigh about 1 pound, and are approximately 15 inches long with a wingspan of about 40 inches.

Barn owls frequently are seen near roads, vacant fields, and wooded areas at night. Their call is a long, raspy scream. They hunt from perched or flying positions. Velvety feathers with soft fringes allow them to silently approach their prey, which they can find in total darkness. A barn owl's diet consists mainly of rodents, such as gophers, ground squirrels, and meadow mice.

The female lays 1 to 11 white eggs between November and July. Incubation is about 30 days. One to two broods are reared during the season with the young leaving the nest after about 8 weeks.

NESTING SITES

Barn owls do not build nests but lay eggs in holes in rotted trees, rocky cliffs, or bluffs. Alternatively, they may use structures with an appropriate cavity, including barns, silos, and abandoned buildings. You can encourage barn owls by building a nesting box and by establishing perching sites.

PICKING A NEST SITE

Good locations for barn owl nest boxes are wooded areas or in open fields and meadows with a few trees. Oak and sycamore are ideal tree species. The box can face any direction and should be hung 3 feet below a stout tree limb suspended by cables or mounted on poles 15 to 30 feet above the ground. The entrance should be unobstructed and the box positioned so it does not attract human attention. Place about 6 boxes per square mile. Boxes mounted high in barns or abandoned buildings also are readily occupied by owls. If the nest box is placed on a post, the post should be wrapped with an 18-inch metal, conical predator guard.

IMPORTANT FACTS TO CONSIDER

Honey bees frequently take over barn owl nest boxes, making them useless for nesting. About one fourth of the nest boxes in coastal southern California are used by honey bees.



About 85 percent of barn owl nesting attempts produce fledging young. Reasons for mortality include human disturbance, limb breakage, and attacks by raccoons, opossums, skunks, and bobcats.

Summer is the best time to erect a barn owl nest box. Boxes should not be disturbed during the nesting season or owls may desert them.

Barn owl nest boxes can be especially useful on farms and ranches where rodent control is desired.

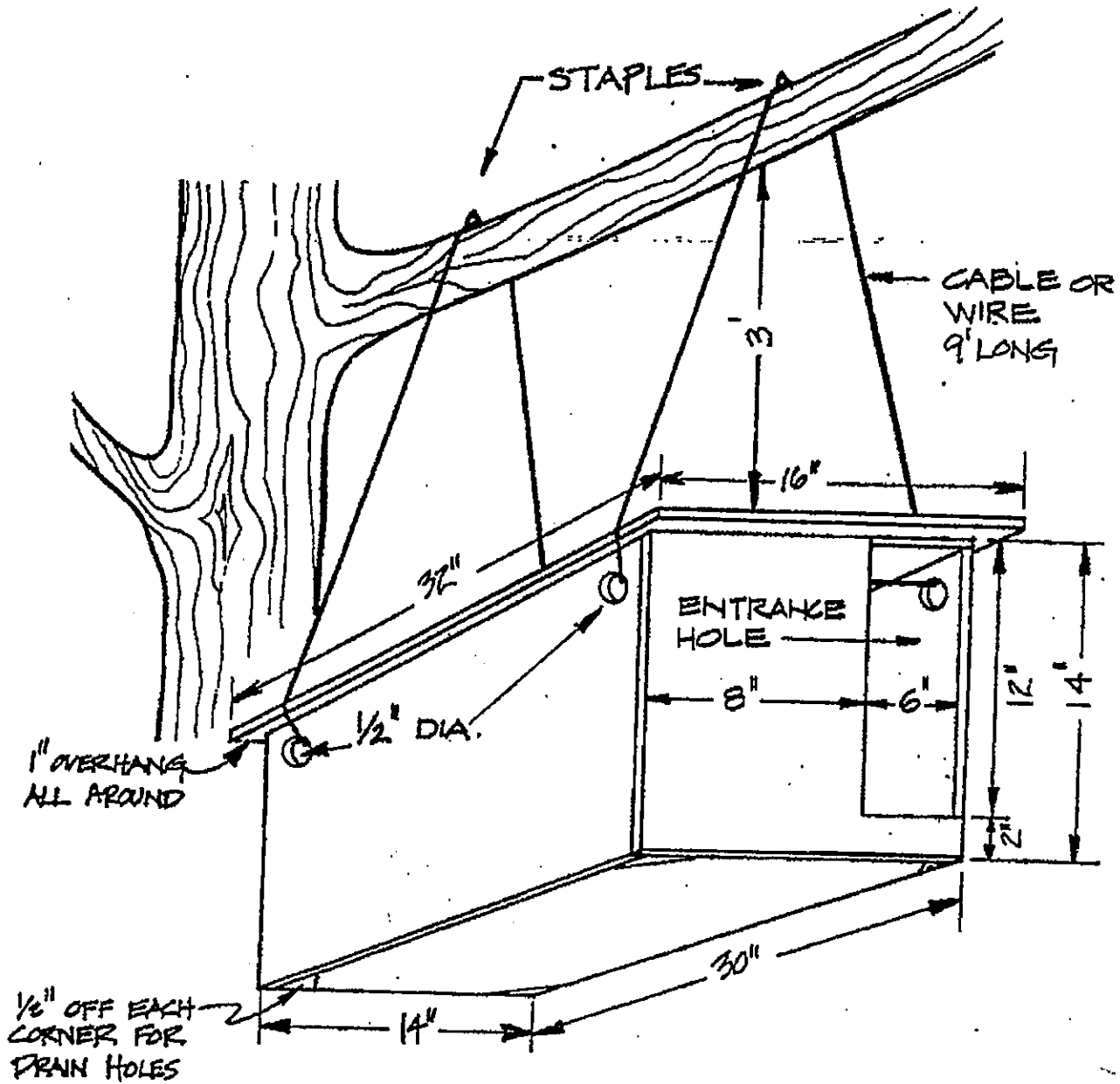
BUILDING A NEST BOX

Barn owl nest boxes are easy to build. Ideal material is 3/8-inch or 1/2-inch plywood. Nest boxes should be painted using a camouflage pattern or drab green, black, and brown to minimize human disturbance. Painting also helps prevent warping. Place a 2-inch layer of sawdust or wood chips in the bottom of the box and replace each year.

GUIDE

1. Make the entrance hole 6 inches wide by 12 inches high.
2. Hang or mount the box 15 to 30 feet above the ground and, if in a tree, 3 feet below a sturdy branch.
3. Use scrap exterior grade 3/8-inch or 1/2-inch plywood.
4. Use #4 or #5 galvanized hot dipped box nails.
5. Use a marine grade plastic resin or exterior wood glue for assembly.
6. Make the roof 16 inches by 26 inches to give a 1-inch overhang all around.
7. Use wire staples to keep the cable from moving on the branch.
8. Use at least a 9-foot long piece of wire to hang boxes.

BARN OWL NEST BOX Plans



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To file a complaint of discrimination, write USDA Director, Office of Civil Rights, Room 326W, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 20250-9410 or call (202) 720-5964 (voice or TDD). USDA is an equal opportunity provider and employer.

ITEM 12 **B**

INFORMATION ONLY



May 13, 2014 LVMWD Regular Board Meeting

TO: Board of Directors

FROM: General Manager

Subject: California Direct Potable Reuse Initiative: Progress Report

SUMMARY:

On June 25, 2013, the Board approved the District's participation in the California Direct Potable Reuse Initiative, authorizing a \$50,000 contribution to the WaterReuse Research Foundation in two equal amounts over Fiscal Years 2013-14 and 2014-15. The attached report provides an update on the progress of the California Direct Potable Reuse Initiative since its launch in June 2012.

DISCUSSION:

The California Direct Potable Reuse Initiative was launched by the WaterReuse Research Foundation (Foundation) in June 2012. The objective is to remove the regulatory, scientific, technical, and attitudinal barriers to direct potable reuse through rigorous scientific research; communicate the resulting findings and data through awareness programs; and work with regulatory authorities to facilitate implementation of direct potable reuse based on economic considerations.

In its four-year business plan, the Foundation identified two core programmatic activities to be undertaken (outreach/education and technical research) and a funding need of \$6 million. To-date, the Foundation has secured contributions from water agencies, consulting engineering firms, and other private organizations totaling almost \$6 million. In return for the contributions, funding partners will be provided with copies of all outreach, educational and technical research materials.

About Direct Potable Reuse and the Foundation:

Direct potable reuse consists of the introduction of highly treated recycled water into a potable water supply system or into a raw water supply immediately upstream of a water treatment plant. Interest in direct potable reuse has grown in California due to diminishing potable water supplies, difficulties in expanding the use of non-potable water, and challenges facing the discharge of wastewater effluent into the environment.

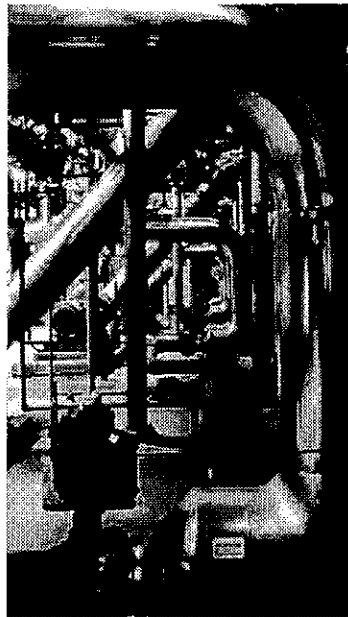
The Foundation is an educational, non-profit public benefit 501(c)(3) corporation that conducts applied research on behalf of the water and wastewater community for the purpose of advancing the science of water reuse, recycling, reclamation, and desalination. The mission of the Foundation is to conduct and promote applied research on the reclamation, recycling, reuse and desalination of water.

Prepared By: David W. Pedersen, General Manager

ATTACHMENTS:

California Direct Potable Reuse Initiative - Progress Report

ITEM 12



California Direct Potable Reuse Initiative
REPORTING ON OUR PROGRESS

Thank You to Our Sponsors!
Spring/Summer 2014



Off to a Great Start!

The WaterReuse Research Foundation, in partnership with WaterReuse California, launched the DPR Initiative in June of 2012 to advance DPR as a water supply option in California. This was driven by the establishment in recent years of statewide goals for the use of recycled water, and a mandate from the California legislature to come up with a feasibility study by 2016 to investigate developing uniform water recycling criteria for DPR.

Since then, the DPR Initiative has raised almost \$6 million for cutting edge DPR research. This includes \$500,000 in matching funds from The Metropolitan Water District of Southern California (MWD) to fund four projects on public acceptance, critical control points, source water control, and development of an operations plan. Additionally, we forged a valuable partnership with the Water Research Foundation, resulting in WRF along with six of its member agencies funding and managing two research projects (worth \$600,000) from the list of 22 identified as essential by experts at a WRRF workshop. WRRF welcomed this additional support to augment the leadership shown by California municipal water agencies and other stakeholders. Not included in that total is a \$2.1 million grant application to the State of California that has been approved for a DPR demonstration project. This work in San Diego is expected to start this fall.

We are extremely grateful for the support of almost 50 public water agencies, consulting engineering firms, and suppliers who have pledged funds to advance DPR as a water supply option in California.

WaterReuse Research Foundation DPR Research Program

The Beginnings

This Initiative was built upon a solid DPR Research Program that started in 2011 when WRRF began funding research identified by WaterReuse's *Direct Potable Reuse: A Path Forward*, the 2012 NRC report on potable reuse, and the investors of the California DPR Initiative. The six resulting projects initiated in 2011 and 2012, representing over \$3.8 million in research, created a solid foundation exploring the viability of DPR. Significant findings and conclusions will arise from these initial DPR projects and will help steer future DPR research.

Launching of the DPR Initiative

WRRF and WRCA hosted a DPR Research Needs Workshop at West Basin's Edward C. Little Water Recycling Facility in December 2012 to identify research gaps to be addressed in new research. Attended by more than 50 (Appendix A) international leaders in potable reuse, the workshop divided the experts in industry, academics, consulting, and regulators into four strategic breakout groups (Operations, Quality Assurance, Treatment Technology, and Public Acceptance). Descriptions for 22 projects resulted and were ranked by the workshop attendees.

This ranked list was submitted to the Foundation's Research Advisory Committee (RAC) for review and selection at their January 2013 meeting. The RAC further developed four projects addressing regulatory, utility, and community concerns. This 2013 DPR research approved by the Board (WRRF-13-02, 13-03, 13-12, 13-13) totals \$1,000,000 and is funded by the CA DPR Initiative donors as well as Metropolitan Water District of Southern CA. This program is further enhanced by collaboration with the Water Research Foundation (WRF), who is funding and managing an additional two projects (WRF4536 and 4506) at \$600,000.

The RAC again met in January 2014 and added more important research to address key questions in DPR. The RAC built off of existing projects and recommended research to develop four new projects to be started in 2014. These projects were approved by the Board in March and add another \$1 million to the DPR program to address technical and public acceptance concerns with DPR. The nine projects funded by the DPR Initiative are represented below.

Current DPR Research

Project #	WRRF Project Manager	Research Project Title	Principal Investigator	WRRF DPR Initiative	In Kind Contribution
WRRF-13-02	Stefani McGregor	Model Public Communication Plan for Advancing DPR Acceptance	Mark Millan, Data Instincts; Patsy Tennyson, Katz & Associates	\$337,125	\$272,606
WRRF-13-03	Justin Mattingly	Critical Control Point assessment to quantify robustness and reliability of multiple treatment barriers of DPR scheme	Troy Walker, Hazen & Sawyer	\$300,000	\$238,969
WRRF-13-12	Stefani McGregor	Evaluation of Source Water Control Options and the Impact of Selected Strategies on DPR	TBD	\$150,000	TBD
WRRF-13-13	Justin Mattingly	Development of Operation and Maintenance Plan and Training and Certification Framework for Direct Potable Reuse (DPR) Systems	Troy Walker, Hazen & Sawyer	\$250,000	\$85,000
WRRF-13-15 (WRF4536)	John Whitler (WRF)	Blending Requirements for Water from Direct Potable Reuse Treatment Facilities	TBD	\$325,000	TBD
WRRF-13-14 (WRF4508)	John Whitler (WRF)	Assessment of Techniques to Evaluate and Demonstrate the Safety of Water from Direct Potable Reuse Treatment Facilities	TBD	\$275,000	TBD
WRRF-14-01	Justin Mattingly	Integrated Management of Sensor Data for Real Time Decision Making and Response	TBD	\$300,000	TBD
WRRF-14-02	Stefani McGregor	Establishing additional log reduction credits for WWTPs	TBD	\$400,000	TBD
WRRF-14-03	Justin Mattingly	Develop Methodology of comprehensive (fiscal/triple bottom line) analysis of alternative water supply projects compared to DPR	TBD	\$250,000	TBD

CDPH Expert Panel

On March 5, NWRI convened a kickoff conference call with CDPH staff, expert panelists, and WRCA/WRRF staff. The objectives of the call were to (1) Provide an overview of the CDPH's mandate regarding the Expert Panel, (2) Review the Panel's scope of work, and (3) Review DPR research efforts to date and future research needs. The Foundation staff provided a 30 minute overview of our DPR research, initiating in 2011 and gaining new momentum in with the launch of the DPR Initiative. A preliminary report was drafted by Jeff Mosher and shared with the Foundation Board at the March 26 meeting. A formal response from the Expert Panel is expected in the end of April to advise the Foundation on remaining research gaps. The Foundation will assemble an ad-hoc RAC group to review the report and develop new research to add to our 2014 program.

CDPH Expert Panel Members

Rhodes Trussell, Trussell Technologies (Chair)
 Michael Anderson, UC Riverside
 Dick Bull, MoBull Consulting
 Jörg Drewes, Technische Universität München
 Chuck Haas, Drexel University
 Walter Jakubowski, WaltJay Consulting
 Perry McCarty, Stanford University
 Kara Nelson, UC Berkeley
 Adam Olivieri, EOA, Inc.
 Joan Rose, Michigan State University
 David Sedlak, UC Berkeley
 Tim Wade, US EPA.

Advisory Committee Representatives

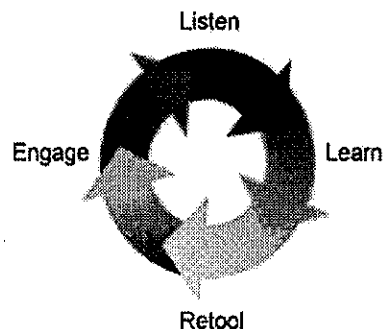
Ray Tremblay, LACSD
 Jim Fiedler, Santa Clara Valley Water District
 Marsi Steirer, City of San Diego
 Mike Wehner, Orange County Water District
 Al Lau, Padre Dam Municipal Water District
 Keith Solar, San Diego County Taxpayers Association
 Traci Minamide, LA Bureau of Sanitation
 Garry Brown, Orange County Coastkeeper
 Andria Ventura, Clean Water Action
 Conner Everts, Environmental Justice Coalition for Water
 Fran Spivy-Weber, SWRCB
 Alisa Reinhardt, San Diego Regional Chamber of Commerce
 Charles Mosher, Mariposa County Health Department
 Bruce Macler, U.S. EPA
 Mark Bartson, CDPH

Project Status Summaries

WRRF-13-02: Model Public Communication Plan for Advancing DPR Acceptance

The objective of this project is to establish a framework communication plan and develop an implementable, strategic communication plan to achieve DPR acceptance for the State of California. The contractor-led portion of this high profile project officially commenced on October 15, 2013. The Data Instincts project team led by Mark Millan meets weekly by phone and is active on several fronts at this time:

- A literature review and summary were completed.
- One-on-one interviews were conducted with individuals at a variety of agencies/utilities who are considering potable reuse to learn what concerns/challenges they face.
- PAC Workshop #1 was held March 19th in Newport Beach
- Target audience lists were assembled and draft questions for one-on-one interviews with representatives of these target audiences were prepared, both were reviewed by the PAC at Workshop #1. The PAC and project team also discussed which Legislators, Health Officials, and Special Interest groups would have the most valuable input, and a priority list was developed for the team to use when assembling interview subjects.
- One on one interviews with Legislators are currently taking place, and the team is working to schedule interviews with Health Officials and Special Interest groups.
- Next steps: The two model communities selected are San Diego and Santa Clara. The team will survey and interview these communities to test and refine their messaging. A second workshop is being held in July to review findings from all of the interviews and focus groups and begin to plan for Phase II (development of a toolkit of materials to be used for outreach)



LEFT: A delegation from the Model Public Communication Plan for Advancing DPR Acceptance Project (WRRF-13-02) traveled to Brisbane to meet with the Australian Water Recycling Centre of Excellence on March 24-26. Project PI Mark Millan, Research Manager Stefani McGregor, and PAC members Dave Smith and Ron Wildermuth toured the Bundamba Advanced Water Treatment Plant and received an overview of South-East Queensland history on challenges around water supply and water reuse from Don Alcock, Sue Keay, and Greg Oliver of the AWRCoE. The tours were followed up by a two day forum with presentations from both groups and their respective project teams and provided an opportunity to explore for cross-linkages and collaboration between AWRCoE and WRRF projects (NDEEP and 13-02); and to share knowledge around drivers and needs of the industries in both countries.

WRRF-13-03: Critical Control Point Assessment to Quantify Robustness and Reliability of Multiple Treatment Barriers of DPR Scheme

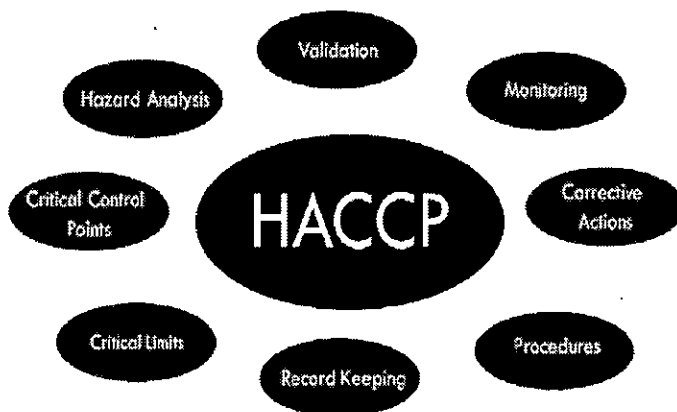
Objectives:

1. Conduct hazard assessment for key unit operations for two or more direct potable reuse (DPR) treatment trains, including the following:
 - a. MF/UF – RO – UV/H₂O₂ – Cl₂ – Engineered Storage
 - b. O₃ – BAC – GAC – UV – Cl₂ – Engineered Storage
2. Develop best design, monitoring, and operational practices by evaluating critical process control points in each of the DPR treatment trains evaluated to meet overall system robustness and reliability.
3. Develop standard design approaches and response strategies (i.e., operations plan and standard operating procedures) to mitigate upset events to strive towards 'fail-safe' operation of a DPR plant.

Research Approach:

- Conduct hazard assessment for key unit operations and determine critical control points
- Conduct bench/pilot level challenge test studies
- Conduct Monte Carlo risk analysis and develop standard design approaches, operational procedures, and response strategies

Hazard Analysis and Critical Control Point



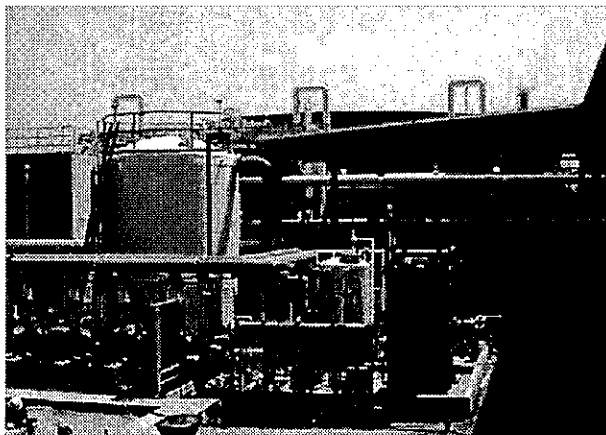
The contractor-led portion of the project officially commenced on December 3, 2013. The Hazen & Sawyer project team is led by Troy Walker and Ben Stanford.

- A multi-disciplinary Hazard Analysis and Critical Control Points (HACCP) team has been assembled to assist in the delivery of the project outcomes.
- The first HACCP workshop was held on February 25th and 26th resulting in the first determination of critical control points and monitoring options determined.
- Critical Control Points (CCP) for both processes (FAT membrane treatment and Ozone/BAC/GAC/UV) were identified.
- Key items for utility data gathering were identified and actions for collection.
- Detailed water quality risk assessment to be undertaken separately (more value for the team to work on CCP selection).
- A “kick-off” conference call was conducted on April 10th between the project team, PAC, and PM.
- In addition, the literature review is underway and operating data from participating utilities is continually being gathered.

WRRF-13-12: Evaluation of Source Water Control Options and the Impact of Selected Strategies on DPR

The goals are to evaluate upstream wastewater treatment impacts (e.g. N/dN-nitrification/denitrification, industrial source control) on DPR source water quality and DPR process, and to evaluate impact of hydraulic control mechanisms (e.g. flow equalization and source water storage buffers) on influent water quality and flow variations that "stress" the DPR process.

Proposal selection has occurred and contracting is in process so that an award should be announced shortly.



WRRF-13-13: Development of Operation and Maintenance Plan and Training and Certification Framework for Direct Potable Reuse (DPR) Systems

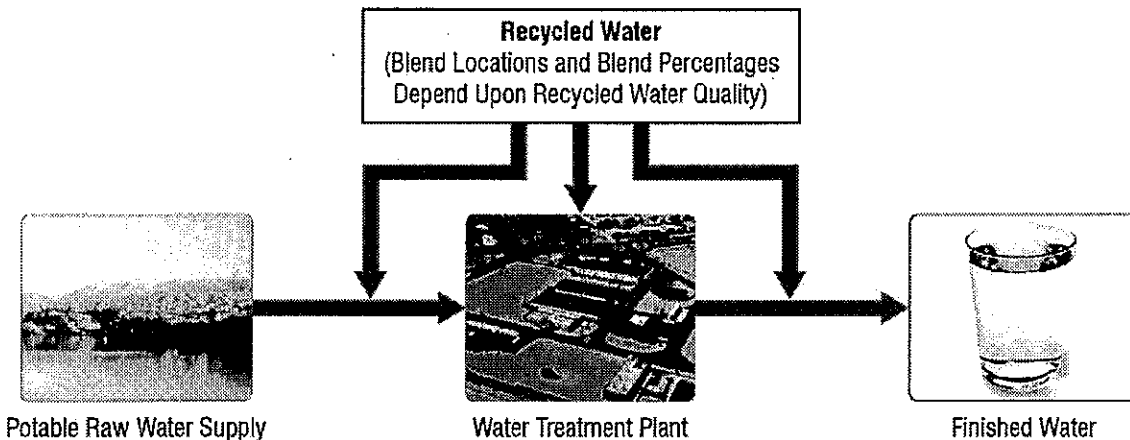


The object of this project is to develop a standard operations and maintenance plan for various DPR treatment processes, including appropriate portions of the upstream secondary wastewater treatment processes providing feedwater to the DPR processes. A DPR Training and Certification framework for DPR system operators will also be developed.

Proposal selection has occurred and contracting is in process so that an award should be announced shortly.

WRF 4536: Blending Requirements for Water from DPR Treatment Facilities

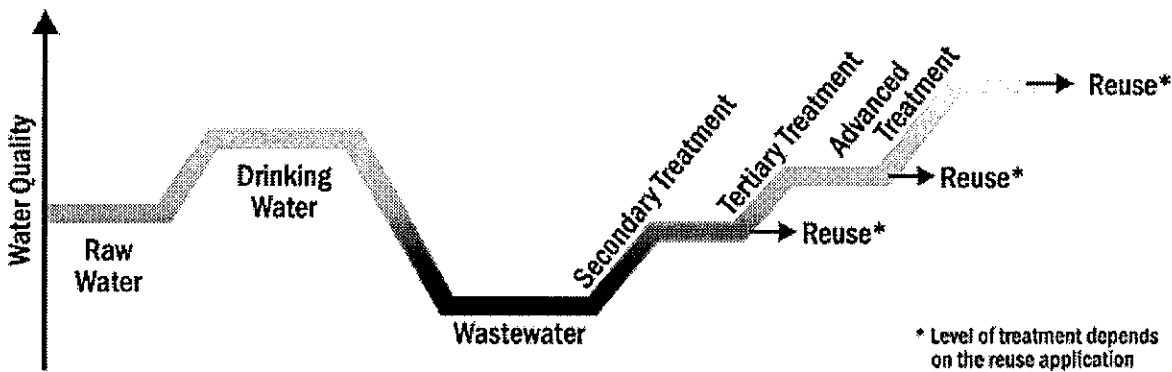
The objective of this project is to optimize with respect to water quality, the blending of DPR water with existing water supplies based on existing information. Phase II will conduct case studies of selected blending strategies. Proposal selection has occurred and contracting is in process so that an award should be announced shortly. Water Research Foundation will fund and manage this project.



Blending Locations proposed for analysis (taken from awarded team's (TBA) proposal)

WRF 4508: Assessment of techniques for evaluating and demonstrating safety of DPR product water

The objectives of this project are to evaluate known techniques/methodologies (and potentially develop new technologies) for the assessment of DPR water safety (work with public outreach group to identify key criteria by which public would evaluate safety); to evaluate the effectiveness of currently accepted and alternative treatment trains for the production of DPR water using the developed techniques; and to develop tools and methods for utilities to demonstrate water safety to the public, elected officials, etc. Proposal selection has occurred and contracting is in process so that an award should be announced shortly. Water Research Foundation will fund and manage this project.



Treatment technologies are available to achieve any desired level of water quality (taken from EPA, 2012)

The **2014 DPR projects** were approved by the Board on March 26, 2014. Project managers are currently working on forming PACs and refining RFPs. RFPs can be expected this summer. Please contact Julie Minton or the project manager (see table on page 2) if you would like to serve on the PAC or if your utility would like to participate on the project (e.g. provide in-kind support). Additional DPR projects will be announced later in the year.

WRRF-14-01: Integrated Management of Sensor Data for Real Time Decision Making and Response

The objectives of this project are as follows:

- Develop an operation support tool that integrates diverse sensors within the treatment process for immediate feedback/alerts. Integrate existing sensors as an early warning system for a Direct Potable Reuse (DPR) treatment process to provide:

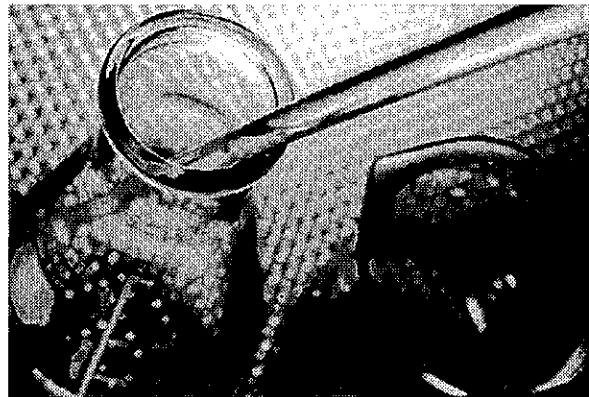


- Real time sensor network for tracking system performance and key quality parameters,
- A tool for early detection of system anomalies prior to any compromise in water quality.
- Build on criteria developed in WRRF-13-03 and 13-13 for decision making based on established critical control points.
- Develop framework for sensor data integration based on above criteria.

WRRF-14-02: Establishing additional log reduction credits for WWTPs

The objectives are as follows:

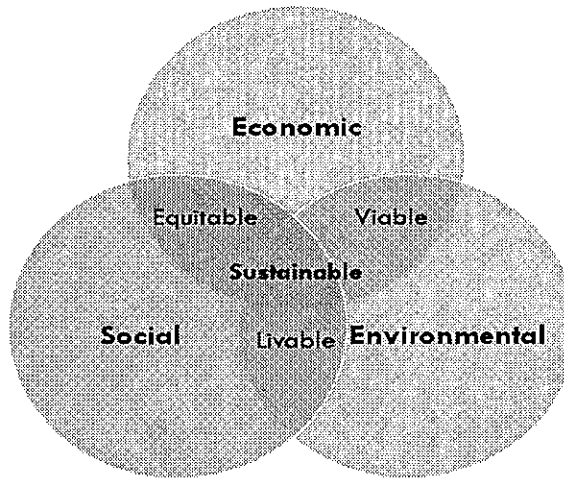
- Obtain more accurate picture of the microbial treatment requirements by addressing the major source of uncertainty—the concentration of pathogens in raw wastewater and secondary effluent.
- Establish if there is any correlation between the number of pathogens in raw wastewater and secondary effluent.
- Establish removal credit for biological treatment provided (e.g., activated sludge) for protozoa, bacteria, and viruses.
- Determine validity of pathogen log-removal requirements identified by CDPH for potable reuse projects.



WRRF-14-03, Develop Methodology of comprehensive (fiscal/triple bottom line) analysis of alternative water supply projects compared to DPR

The objective of this project is to develop and demonstrate an assessment method (spreadsheet, database, or other) to provide information to decision makers in considering the full economic, social, and environmental impacts of a DPR water supply versus other alternative supplies.

Triple Bottom Line Approach





THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA

MWD MEETING AGENDA

Board Meeting
Meeting with Board of Directors

May 13, 2014

12:00 p.m. -- Board Room

MWD Headquarters Building

700 N. Alameda Street

Los Angeles, CA 90012

1. Call to Order

(a) Invocation: Meang Hassel, Senior Engineer, Engineering Services

(b) Pledge of Allegiance: Director Jennifer Fitzgerald

2. Roll Call

3. Determination of a Quorum

PUBLIC HEARING

Comments on the standby charge levy supporting 43rd Fringe Area Annexation to Western Municipal Water District and Metropolitan

4. Opportunity for members of the public to address the Board on matters within the Board's jurisdiction. (As required by Gov. Code § 54954.3(a))

5. OTHER MATTERS

A. Approval of the Minutes of the Meeting for April 8, 2014. (A copy has been mailed to each Director) Any additions, corrections, or omissions

B. Report on Directors' events attended at Metropolitan expense for month of April

C. Induction of new Director, Glen C. Dake, from city of Los Angeles

(a) Receive credentials

(b) Report on credentials by General Counsel

(c) File credentials

(d) Administer Oath of Office

(e) File Oath

D. Approve committee assignments

ITEM 12D

- E. Chairman's Monthly Activity Report
 - F. Nomination and election of Board Chairman for unexpired term ending December 31, 2014 and two-year term effective January 1, 2015
- 6. DEPARTMENT HEADS' REPORTS**
- A. General Manager's summary of Metropolitan's activities for the month of April
 - B. General Counsel's summary of Legal Department activities for the month of April
6B Report
 - C. General Auditor's summary of activities for the month of April
 - D. Ethics Officer's summary of activities for the month of April
6D Report
- 7. CONSENT CALENDAR ITEMS — ACTION**
- 7-1 Adopt final resolutions for annexation and water standby charge levy for the 43rd Fringe Area Annexation to Western Municipal Water District and to Metropolitan. (F&I)
7-1 Board Letter and Attachments
 - 7-2 Appropriate \$140,000; and authorize: (1) design of copper sulfate storage facilities at Lake Mathews and Lake Skinner; and (2) increase in change order authority for PCCP repairs on the Second Lower Feeder (Approps. 15441 and 15471). (E&O)
7-2 Board Letter and Attachment
 - 7-3 Adopt resolutions supporting Metropolitan's application for low-interest financing and acceptance of low-interest financing from the Safe Drinking Water State Revolving Fund; and authorize agreement with TSG Enterprises, Inc. to administer a funding agreement compliance program. (E&O)
7-3 Board Letter and Attachments
 - 7-4 Appropriate \$1.95 million; and authorize: (1) final design to replace filter valves at the F. E. Weymouth Water Treatment Plant; and (2) amendment to agreement with Carollo Engineers, Inc. (Approp. 15369). (E&O)
7-4 Board Letter and Attachments
 - 7-5 Appropriate \$530,000; and authorize two rehabilitation projects at the F. E. Weymouth Water Treatment Plant (Approp. 15477). (E&O)
7-5 Board Letter and Attachments
 - 7-6 Appropriate \$1.68 million; and authorize final design of two rehabilitation projects on the Colorado River Aqueduct (Approp. 15438). (E&O)
7-6 Board Letter and Attachments
 - 7-7 Appropriate \$1.7 million; and authorize two projects to enhance water supply reliability in the West Valley area (Approp. 15488). (E&O)
7-7 Board Letter and Attachments
- 8. OTHER BOARD ITEMS — ACTION**
- 8-1 Adopt resolution to continue Metropolitan's Water Standby Charge for fiscal year 2014/15. (F&I)
8-1 Board Letter and Attachment
 - 8-2 Authorize execution and distribution of the Official Statement in connection with the issuance of the Special Variable Rate Water Revenue Refunding Bonds, 2014 Series D, and authorize payment of costs of issuance from bond proceeds. (F&I)
8-2 Board Letter and Attachments
 - 8-3 Authorize increase of maximum amount payable under contract with Duncan, Weinberg, Genzer & Pembroke, P.C. for legal services related to Federal Energy Regulatory Commission by \$150,000 to an amount not to exceed \$3,175,000. (L&C)
8-3 Board Letter and Attachment

ITEM 12B -

- 8-4 Appropriate \$9.4 million; and authorize: (1) \$6,583,000 agreement with Advanced Electronics, Inc. for the Emergency Radio Communications System; and (2) increase of \$300,000 to agreement with Hatfield & Dawson Consulting Engineers, LLC (Approp. 15376). (E&O)

8-4 Board Letter and Attachments

- 8-5 Appropriate \$3.4 million; and authorize: (1) final design of seismic upgrades to Metropolitan's Headquarters Building in Los Angeles; and (2) amendments to agreements with ABSG Consulting, Inc., Simpson Gumpertz & Heger, Inc., and UC Irvine to provide specialized engineering services (Approp. 15473). (E&O)

8-5 Board Letter and Attachments

- 8-6 Authorize changes to conservation program in response to drought conditions. (WP&S)

8-6 Board Letter

9. BOARD INFORMATION ITEMS

- 9-1 Renewal status of Metropolitan's Property and Casualty Insurance Program. (F&I)

9-1 Board Letter and Attachment

- 9-2 Report on federal legislation related to invasive species. (C&L)

9-2 Board Letter

10. FUTURE AGENDA ITEMS

11. ADJOURNMENT

NOTE: At the discretion of the Board, all items appearing on this agenda and all committee agendas, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.

Each agenda item with a committee designation will be considered and a recommendation may be made by one or more committees prior to consideration and final action by the full Board of Directors. The committee designation appears in parentheses at the end of the description of the agenda item e.g. (E&O, F&I). Committee agendas may be obtained from the Board Executive Secretary.

Writings relating to open session agenda items distributed to Directors less than 72 hours prior to a regular meeting are available for public inspection at Metropolitan's Headquarters Building and on Metropolitan's Web site <http://www.mwdh2o.com>.

Requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.

ITEM 12D