



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

MINUTES
REGULAR MEETING

5:00 PM

March 10, 2015

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Director of Resource Conservation and Public Outreach, Carlos Reyes.

1. CALL TO ORDER AND ROLL CALL

A Call to order and roll call

The meeting was called to order at **5:00 p.m.** by Board President Peterson in the District offices. Joanne Bodenhamer, Interim Clerk of the Board conducted the roll call.

Present: Director(s): Polan, Lewitt, Caspary and Board President Peterson.
Absent: Director(s): Renger

2. APPROVAL OF AGENDA

A Approval of agenda

Board President Peterson requested to move item 7A to be heard after the Consent Calendar.

On a motion by Director Caspary and seconded by Director Polan, the Board voted unanimously to approve the agenda with the request to move item 7A by Director Peterson.

3. PUBLIC COMMENTS

There were no speaker cards.

4. CONSENT CALENDAR

A List of Demands: March 10, 2015

B Minutes: Special Meeting of February 2, 2015

C Director's Per Diem: February 2015

D Investment Report for January 2015

E 2015 Las Virgenes Dam Settlement Report

Receive and file the 2015 Las Virgenes Dam Settlement Report No. 2677.00

F Supply and Delivery of Ammonium Hydroxide: Change Order

Authorize the General Manager to approve change orders in the amounts of \$7,000 and \$9,500 for the first and second one-year renewal options, respectively, with Argo Chemical, Inc., for the purchase and delivery of ammonium hydroxide.

G Replacement of Submersible Chopper Pumps: Award

Accept the bid from Xylem Water Solutions, and authorize the General Manager to execute a purchase order in the amount of \$78,623.88 for the purchase of four submersible chopper pumps and related controllers.

On a motion by Director Caspary and seconded by Director Lewitt, the Board voted unanimously to approve the Consent Calendar.

5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Legislative and Regulatory Updates.

David Pedersen, General Manager briefed the Board regarding legislative and regulatory updates and stated the SWRCB adopted regulations for urban water conservation last year and April is the sunset of those regulations; the State Board has been considering adopting new emergency regulations due to the ongoing drought, which include hospitality water uses in restaurants and hotels and prohibiting water use during periods of rain or 48 hours after rainfall.

Jeff Reinhardt presented an overview of State legislative activity, which included that nearly 3,000 bills that were filed before the deadline; the District is monitoring 110 state bills and five federal bills; he also spoke about a sales tax exemption for composting equipment; Jeff also stated that he participates in the bi-weekly Metropolitan conference calls and CASA and ACWA also keeps him informed.

The Board had a brief discussion with questions that were answered by Mr. Reinhardt.

6. TREASURER

Director Lewitt stated that the report looked good.

7. FACILITIES AND OPERATIONS

A Calleguas-Las Virgenes Municipal Water District Interconnection: Approve Cooperative Agreement, Preliminary Design and Environmental Review

Authorize the General Manager to approve the proposed cooperative agreement with Calleguas Municipal Water District for a potable water interconnection; approve an appropriation of \$312,500 to fund the preliminary design and District's share of the environmental review for the interconnection; and authorize the General Manager to issue a Request for Proposals and award a Professional Services Agreement for preliminary design, and to reimburse Calleguas Municipal Water District for the District's share of the environmental review of the

interconnection, in an aggregate amount not to exceed the appropriation.

Public Speaker Card: Calleguas General Manager Susan Mulligan spoke regarding the mutual benefit to both agencies if the Cooperative Agreement is approved.

General Manager Pedersen briefed the Board on the item stating that it was an easy agreement to come up with as it holds benefits for both agencies; the phases and terms of the agreement were reviewed; the agreement covers all of the elements that could arise; the agreement has been approved by Legal Counsel.

A brief discussion took place regarding the Calleguas feeders and questions from the Board were answered by Director of Facilities and Operations, David Lippman.

On a motion by Director Polan and seconded by Director Lewitt, the Board voted unanimously to approve the staff recommendation.

B Reservoir No. 2 Improvements: Ratification of Change Order No. 1 and Emergency Purchase Order for Silt and Sediment Removal Activities

Ratify the General Manager's approval of Change Order No. 1 with Zusser Company, Inc., in the deductive amount of \$82, 346, to remove the silt and sediment removal bid item from the Reservoir No. 2 Improvements Project, and issuance of an emergency purchase order to Toro Enterprises, Inc., in the amount of \$70,452, to complete the silt and sediment removal work.

General Manager Pedersen gave an overview of the item stating that the project is going well now; However, there were some difficulties with the contractor who had not worked for the District before; the contractor was not equipped to handle the sediment removal; the challenge was hitting the deadline for the project with the creek avoidance period beginning on April 15th.

Several questions were answered by Mr. Lippman and Mr. Pedersen.

On a motion by Director Caspary and seconded by Director Polan, the Board voted unanimously to approve item 7B.

C Infrastructure Investment Plan: Fiscal Years 2015-2016 through 2019-2020

Receive and file the Infrastructure Investment Plan for Fiscal Years 2015-2016 through 2019 2020.

General Manager Pedersen spoke on the five-year IIP and stated that it was very similar to the document that was submitted to the JPA.

On a motion by Director Lewitt and seconded by Director Caspary, the Board voted unanimously to receive and file item 7C.

8. FINANCE AND ADMINISTRATION

A Claim for Calabasas/Sorrento Square, LLC.

Deny the claim from Calabasas/Sorrento Square LLC.

General Manager Pedersen reported that damage to the water system was caused by a third party; Mesa Engineering, a subcontractor, was installing water system improvements at 23500 Park Sorrento and when they excavated around the District gate valve, it caused a gate valve to blow off and caused the main line leak; the shutdown impacted the claimant; the District filed a claim for damage to its facilities.

The Board had questions that were answered by Mr. Lippman and Mr. Patterson.

Director Caspary moved to deny the claim. Director Lewitt seconded the motion. Motion carried unanimously.

Director Peterson requested to move up item 13, Public Comments.

9. LEGAL SERVICES

A Update of Las Virgenes Municipal Water District Code: Session No. 7

Review the proposed updates to Title 2, Chapters 4 through 6, of the Las Virgenes Municipal Water District Code and provide staff with feedback.

Legal Counsel Lemieux briefed the Board on the proposed Administrative Code changes.

10. INFORMATION ITEMS

A Backbone Improvements Program 5-Million-Gallon Tank: Change Order No. 5

Director Peterson requested a tour of the Backbone Improvements Program facilities; General Manager Pedersen stated a tour would be arranged.

B Calabasas Tank Rehabilitation Project: Change Order No. 1

11. NON-ACTION ITEMS

A Organization Reports

(1) MWD

Board President Peterson reported that Metropolitan Water District had a new Director from Santa Ana and briefed the Board on MWD's current activities.

Director Caspary asked about MWD approving a purchase of 100,000 acre-feet of water from a water district up in the Sacramento area (Peterson: the State Water Project Contractors and Federal representatives had worked together on the purchase of about 100,000 acre-feet at approximately \$750.00 an acre-foot)

(2) Other

None.

B Director's Reports on Outside Meetings

Director Lewitt reported on the synthetic turf issues in Morrison Ranch Estates and stated he would like to see homeowners able to make their own choices to conserve water.

Director Polan spoke about the recycled water reservoir.

Director Peterson reported on the State Legislative Symposium and that a person from Heal the Bay was there talking about transparency.

C General Manager Reports

(1) General Business

General Manager Pedersen reported that the District had joined the Alliance for Water Efficiency and spoke about the agency. He also announced upcoming calendar events.

(2) Follow-Up Items

There was no report on follow-up items.

D Director's Comments

Director Polan asked about the native garden planting proposed for District Headquarters (Pedersen: the work is proposed in conjunction with improvements to Building No. 1).

12. FUTURE AGENDA ITEMS

None.

13. PUBLIC COMMENTS

Linda Lo-Hill spoke on Budget Based Water Rates; she is excited about the plan being implemented; she stated that anything encouraging conservation is a bonus; she asked that the District inform the public ahead of time so they are prepared; she has a concern on how the number of people would be counted in households; she spoke about long-term outcomes with rates.

Director Peterson stated that Irvine Ranch Water District, Cucamonga Valley and Eastern Municipal Water District had already implemented the Budget Based Water Rates; he also clarified that names of people living in households would not be requested, just the number of people.

A brief discussion took place on the subject.

14. CLOSED SESSION

The Board recessed to closed session at **5:52 p.m.** and reconvened to open session at **6:28 p.m.**

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

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

No reportable action was taken.

A Conference with Labor Negotiator (Government Code Section 54957.6):

Agency Designated Representative: David W. Pedersen, General Manager; Donald Patterson, Director of Finance and Administration; Sherri Paniagua, Human Resources Manager; and Peter Brown Liebert Cassidy Whitmore.

Employee Organization(s): Las Virgenes Manager, Supervisor, Professional and Confidential Employees Association.

The Board provided staff with direction for the District's response to the initial bargaining proposal.

15. OPEN SESSION AND ADJOURNMENT

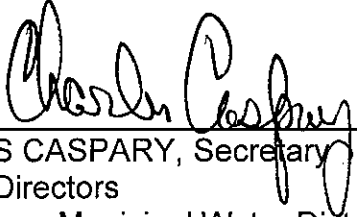
Seeing no further business to come before the Board, the meeting was duly adjourned at **6:29 p.m.**





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

ATTEST:



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

(SEAL)