



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

MINUTES
REGULAR MEETING

5:00 PM

November 24, 2015

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by John Zhao.

1. CALL TO ORDER AND ROLL CALL

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

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

Absent: None

Staff Present: David Pedersen, General Manager
Josie Guzman, Clerk of the Board
Carlos Reyes, Director of Resource Conservation and Public Outreach
Donald Patterson, Director of Finance and Administration
David Lippman, Director of Facilities and Operations
Keith Lemieux, District Counsel

2. APPROVAL OF AGENDA

General Manager David Pedersen stated there was no update for Closed Session Item 13A, and he recommended that it be removed from the agenda.

Director Caspary moved to approve the agenda as amended. Motion seconded by Director Renger. Motion carried unanimously.

3. PUBLIC COMMENTS

None.

4. CONSENT CALENDAR

A List of Demands: November 24, 2015 - Approve

B Minutes: Regular Meeting of November 10, 2015 - Approve

C Potable Water Air-Vacuum Release Valves Relocation: Request for Proposals

Authorize a Request for Proposals for permitting, final design, and design support during construction for the Potable Water Air-Vacuum Release Valve Relocation Project.

Director Renger moved to approve the Consent Calendar as presented. Motion seconded by Director Polan. Motion carried unanimously.

5. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Legislative and Regulatory Updates

General Manager David Pedersen provided an update regarding the County of Los Angeles proposed ordinance for pharmaceuticals and sharps collection and disposal stewardship, which would establish an Extended Producer Responsibility Program in the unincorporated areas of the County for residents to safely dispose of unwanted and unused sharps and pharmaceutical materials. He stated that he submitted a comment letter in support of the ordinance. He also reported on Senate Bill 163, which declares that discharge of treated wastewater from ocean outfall is a waste and an unreasonable use of water and prohibits the discharge of wastewater through ocean outfalls by 2036. He noted that the California Association of Sanitation Agencies (CASA) has expressed concern with Senate Bill 163 (Hertzberg) because there is no current regulatory structure in place that would allow the water to be reused. He stated that CASA members are working on sending a comment letter to Senator Hertzberg expressing their concerns. He also reported that the State Water Resources Control Board (State Board) is working on extending the emergency conservation regulations, which will expire on February 13, 2016. He noted that the State Board is receiving input from water agencies on assigning water conservation standards. He also noted that a public hearing would be held in Sacramento on December 7, and he would be attending the hearing on behalf of the District and other water agencies to advocate the use of science in order to develop regulations to include an adjustment for climate, the use of recycled water, and the use of potable water supplement and flow augmentation to the creek.

A discussion ensued regarding requesting an exemption for budget based rates and consideration of water supply conditions.

B Water Supply Conditions and Drought Response

General Manager David Pedersen reported on the District's water conservation efforts to reach 36 percent reduction in water use. He also reported that staff is tracking El Niño weather conditions and the National Oceanic and Atmospheric Administration's (NOAA) forecasts. He also reported that he attended the MWD Managers meeting the previous week where they discussed managing an unusually wet year and water storage.

C Automatic Meter Reading/Advanced Metering Infrastructure (AMR/AMI): Update on Development of Implementation Plan

Carlos Reyes, Director of Resource Conservation and Public Outreach, introduced Susie McMullan, President of TritonAMI.

Ms. McMullan provided a PowerPoint presentation of the Advanced Metering Infrastructure Development Program Progress Report.

A discussion ensued regarding the one-year deployment and one-time meter reading cost for advanced meter infrastructure, the implementation of budget based rates, and ceasing the contract for meter reading services.

Ms. McMullan responded to a question regarding star network-based configuration versus a mesh-based configuration by stating that the District could have challenges with a star network-based system due to infrastructure placement.

General Manager David Pedersen responded to a question regarding whether staff had contacted cities and school districts regarding the use of their infrastructure for star network-based automated meters by stating that staff met with city and school district staff to discuss communication devices. He noted that concerns included antennas, the availability of opt-out programs, and aesthetics.

A discussion ensued regarding the ability to access water use information online; transmitters' battery life, power, and wattage; warranties; quality control; and implementing the program as soon as possible.

6. TREASURER

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

7. FACILITIES AND OPERATIONS

A Proposed Technical Services Division Re-organization: Approval

Approve the proposed re-organization of the Technical Services Division, including reclassification of an Assistant/Associate Engineer position to a Senior Engineer Position and a Civil Engineering Assistant position to a Technical

Support Services Supervisor position; and pass, approve and adopt proposed Resolution No. 2479, an amendment of Resolution No. 2466 establishing salaries for employees.

RESOLUTION NO. 2479

AN AMENDMENT OF RESOLUTION NO. 2466 OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT ESTABLISHING SALARIES FOR EMPLOYEES

(Reference is hereby made to Resolution No. 2479 on file in the District's Resolution Book and by this reference the same is incorporated herein.)

General Manager David Pedersen presented the report.

Director Caspary moved to approve Item 7A as presented. Motion seconded by Director Renger.

General Manager David Pedersen responded to questions regarding increased development activity, long-term infrastructure planning, and increased efficiencies.

Motion carried unanimously.

B Headquarters Building No. 8 Air Conditioning Unit Replacement: Final Acceptance

Approve the execution of a Notice of Completion by the Secretary of the Board and have the same recorded; in the absence of claims from subcontractors and others, release the retention in the amount of \$13,150 30-calendar days after filing the Notice of Completion; and approve an additional appropriation in the amount of \$4,689.65 for the Headquarters Building No. 8 Air Conditioning Unit Replacement Project.

General Manager David Pedersen presented the report.

Director Polan moved to approve Item 7B as presented. Motion seconded by Director Caspary. Motion carried unanimously.

8. FINANCE AND ADMINISTRATION

A Proposed Change of Vision Insurance Provider: Approval

Authorize the General Manager to execute a four-year agreement with EyeMed Vision Care, at an annual cost of \$12,529, to provide vision insurance coverage for employees.

General Manager David Pedersen presented the report.

Director Lewitt moved to approve Item 8A as presented. Motion seconded by Director Polan. Motion carried unanimously.

B Claim from Richard Breene

Deny the claim from Richard Breene.

General Manager David Pedersen presented the report.

Director Caspary moved to deny the claim from Richard Breene. Motion seconded by Director Renger.

District Counsel Keith Lemieux responded to a question regarding the possibility of the claimant refiling the claim in order to provide new information. He noted that there is no provision in the Government Code for refiling a claim; however, the Board could voluntarily reconsider the claim.

Motion carried unanimously.

9. RESOURCE CONSERVATION AND PUBLIC OUTREACH

A Policy for Water Budget Adjustments: Adoption

Adopt the proposed Policy for Water Budget Adjustments.

Carlos Reyes, Director of Resource Conservation and Public Outreach, presented the report and responded to questions posed by the Board.

The Board requested the following amendments to the proposed policy: Delete "income tax return" from the proof of residency documentation under Section 1, Change in the Number of Residents; and add "except during the months of June, July and August" following "A 20% temporary increase in the outdoor water budget is available for two billing periods to establish new landscaping" in Section 2, Increase in Landscape Area.

Director Renger moved to approve Item 9A as amended. Motion seconded by Director Caspary. Motion carried unanimously.

B Drought Response: Further Restriction on Outdoor Potable Water Irrigation

Pass, approve and adopt the proposed Resolution Further Restricting Outdoor Irrigation and Repealing Resolution No. 2463.

RESOLUTION NO. 2478

A RESOLUTION OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT FURTHER RESTRICTING OUTDOOR IRRIGATION AND REPEALING RESOLUTION NO. 2463

(Reference is hereby made to Resolution No. 2478 on file in the District's Resolution Book and by this reference the same is incorporated herein.)

General Manager David Pedersen presented the report.

Director Caspary moved to approve Item 9B as presented. Motion seconded by Director Lewitt.

A discussion ensued regarding concerns with customers ignoring the irrigation restrictions; the effectiveness of outdoor irrigation only once per week; the need for the District to meet the 36 percent water reduction mandate; and keeping the current irrigation schedule based on even and odd numbered addresses and only on Monday or Tuesday.

Motion carried by the following vote:

AYES: Director(s): Caspary, Lewitt, Peterson
NOES: Director(s): Polan, Renger
ABSTAIN: Director(s): None

10. NON-ACTION ITEMS

A Organization Reports

- (1) MWD Representative Report

Board President Peterson reported that the MWD Board did not meet. He also reported that he attended a meeting at the Bard Water District to discuss a pilot program for fallowing only in the summer.

- (2) Other

B Director's Reports on Outside Meetings

Director Caspary reported he attended the Association of Water Agencies of Ventura County WaterWise Breakfast Meeting where the General Managers of Calleguas Municipal Water District, Casitas Municipal Water District, and United Water Conservation District discussed water supply conditions.

Director Lewitt reported he also attended the Association of Water Agencies of Ventura County WaterWise Breakfast Meeting. He noted that Susan Mulligan, General Manager of Calleguas, mentioned that desalination would not be a viable option for water agencies due to the extreme cost.

Board President Peterson reported he also attended the Association of Water Agencies of Ventura County WaterWise Breakfast Meeting and stated he was very impressed with the new General Manager from United Water Conservation District. He also

commented on Ms. Mulligan's discussion regarding using Calleguas' pipes for moving water from system to system. He suggested the District should consider investing in Calleguas' service area for a de-salter near the brine line and setting aside that water for the District's use at a later date.

C General Manager Reports

(1) General Business

General Manager David Pedersen noted the District offices would be closed on November 26 and 27 for the Thanksgiving Day holidays. He also noted that the Las Virgenes – Triunfo JPA would hold a Special Board meeting on November 30 at 5:00 p.m. He noted that Senator Fran Pavley selected the District's project to relocate oak trees to the 5-million gallon tank site as the Sustainability Project for the month of November. He acknowledged David Lippman, Director of Facilities and Operations, and staff for their efforts.

(2) Follow-Up Items

General Manager David Pedersen noted that staff would be bringing back an item related to the Russell Valley Basin.

D Directors' Comments

Director Polan inquired regarding the status of the rebranding concept. General Manager David Pedersen responded that the Board had expressed an interest in looking at the Strategic Plan and incorporating branding concepts. He noted that the District entered into a contract with John Ruetten from Resource Trends, Inc., who has been working with staff on the Strategic Plan Update and who would assist in a Board workshop in early 2016.

Director Lewitt stated that he attended the 5-Million Gallon Tank Open House on November 14, and he was very impressed with the site and staff's efforts.

Director Caspary noted that the District, through its participation in MWD, is investing in agricultural lands that have senior water rights to Colorado River water. He also stated that the California State Senate Natural Resources Committee is discussing unmet needs for water supply improvements throughout California and a public goods charge. He stated it would be important for customers to convey their thoughts to their elected officials regarding this proposal.

Board President Peterson acknowledged staff on their efforts for the 5-Million Gallon Tank Open House.

11. FUTURE AGENDA ITEMS

None.

12. **PUBLIC COMMENTS**

None.

13. **CLOSED SESSION** (This item was removed from the agenda.)

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 (This item was removed from the agenda.)

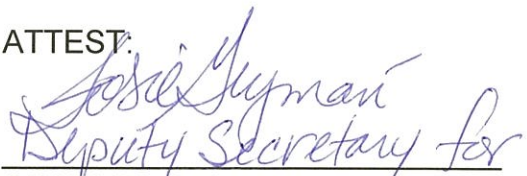
14. **OPEN SESSION AND ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at **7:01 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)