



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

MINUTES
REGULAR MEETING

5:00 PM

July 14, 2009

PLEDGE OF ALLEGIANCE

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

1. CALL TO ORDER AND ROLL CALL

A Call to order and roll call.

The meeting was called to order at 5:01 p.m. by President Caspary in the District office. Secretary Peterson called the roll. Those answering present were Directors Bowman, Caspary, Peterson, Renger and Smith.

The Chair declared a quorum present.

2. APPROVAL OF AGENDA

A Approval of Agenda.

On a motion by Director Lee Renger, seconded by Director Joseph Bowman, the Board of Directors voted 5-0 to Approve the agenda for the Regular meeting of July 14, 2009, as amended by recommendation of General Manager Mundy, to include a verbal discussion of Consent Calendar 5F - Voice and Data Network Communications Study to be given by Robert Carder of Carrier Communications.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

3. PUBLIC COMMENTS

One speaker card was received from the public related to an item not appearing on the agenda. Howard Rodgers read a letter he prepared regarding his water budget, dated July 14, 2009; provided a copy of said letter to each Director; and entered a copy into the public record.

4. ILLUSTRATIVE AND/OR VERBAL PRESENTATION AGENDA ITEMS

A Legislative Update

No Legislative Update was given.

Consent Calendar Item 5F - Voice and Data Network Communications Study: Robert Carder of Carrier Communications discussed the cost saving measures provided by the proposed agreements with AT&T.

5. CONSENT CALENDAR

A Minutes: Regular Meetings of May 12, 2009 and May 26, 2009.

B List of Demands: 07/14/09.

C Directors' Per Diem June 2009.

D Rancho Las Virgenes Composting Facility - Biofilter Maintenance: Authorize the General Manager to approve a purchase order for Viramontes Express for biofilter media supply, removal, replacement and disposal.

E Call for Bids for Polymer, Clorifloc-WE389: Authorize a Call for Bids in accordance with the proposed Bid Schedule.

*On a motion by Director Glen Peterson, seconded by Director Jeff Smith, the Board of Directors voted 5-0 to Approve Consent Calendar Items 5 A-E as presented.
AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith*

F Voice and Data Network Communications Study: Authorize the General Manager to sign the 7 agreements with AT&T for voice and data network communications.

*On a motion by Director Joseph Bowman, seconded by Director Lee Renger, the Board of Directors voted 5-0 to Approve Consent Calendar Item 5 F as presented.
AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith*

6. TREASURER

No Treasurer's report was given.

7. GENERAL MANAGER

A Code Revision - Suspension of Sanitation Rate Increases

- The full reading of the proposed Ordinance No. 07-09-XXX as it relates to Certain Sanitation Rates be waived; and
- By a roll call vote of Ayes: Noes: Abstain: Absent: conduct the first reading on the proposed revision to the District's Administrative Code Sections 5-4.102 and 5-4.103 as it relates to sanitation rates.

ORDINANCE NO. 07-09-XXX: AN ORDINANCE OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT AMENDING ORDINANCE NO. 11-86-161 (LAS VIRGENES CODE) AS IT RELATES TO CERTAIN SANITATION RATES

(Reference is hereby made to Ordinance No. 07-09-XXX on file in the District's Ordinance Book and by this reference the same is incorporated herein and made a part of hereof.)

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 5-0 to Approve the first recommendation as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

On a motion by Director Glen Peterson, seconded by Director Jeff Smith, the Board of Directors voted 5-0 to Approve the second recommendation as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

B Code Revision - Water Conservation Incentives

- The full reading of the proposed Ordinance No. 07-09-257 as it relates to Water Conservation Incentives be waived; and
- By a roll call vote of Ayes: Noes: Abstain: Absent:, that the proposed Ordinance No. 07-09-257 as it relates to Water Conservation Incentives, given second reading by title only, be passed, approved and adopted as presented.

ORDINANCE NO. 07-09-257: AN ORDINANCE OF THE BOARD OF DIRECTORS OF LAS VIRGENES MUNICIPAL WATER DISTRICT AMENDING ORDINANCE NO. 11-86-161 (LAS VIRGENES CODE) AS IT RELATES TO WATER CONSERVATION INCENTIVES

(Reference is hereby made to Ordinance No. 07-09-257 on file in the District's Ordinance Book and by this reference the same is incorporated herein and made a part of hereof.)

On a motion by Director Glen Peterson, seconded by Director Lee Renger, the Board of Directors voted 5-0 to Approve the first recommendation as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 5-0 to Approve

the second recommendation as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

C Proposed Compensation Policies

- Approve the Compensation Policies as presented.

On a motion by Director Lee Renger, seconded by Director Charles Caspary, the Board of Directors voted 5-0 to Approve the recommendation as amended; per the request of General Manager Mundy who stated the motion title should read "Proposed Compensation Principles".

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

8. FACILITIES AND OPERATIONS

A Parcel Map 23897, APN 4457-003-016 and APN 4457-002-038 Detachment Request

- Direct staff to issue a letter to Los Angeles County Water Works District 29 agreeing to begin the process of detachment of Parcel Map 23897, APN 4457-003-016 and APN 4457-002-038 from the Las Virgenes MWD service area.

On a motion by Director Lee Renger, seconded by Director Glen Peterson, the Board of Directors voted 5-0 to Approve the recommendation as presented. Prior to the Board taking action, Grant Adamson discussed consideration of the detachment request related

to the six parcels he owns.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

B Sewer System Management Plan

- Approve the Sewer System Management Plan, LVMWD Report # 2440.00; and
- Authorize the Joint Powers Authority Administering Agent General Manager or his designee to provide certification to the State Water Resources Control Board as all sections of the SSMP are complete.

On a motion by Director Lee Renger, seconded by Director Jeff Smith, the Board of Directors voted 5-0 to Approve

the recommendations as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

C Tapia Water Reclamation Facility BNR Centrate Treatment Project: Authorization of Purchase Order

- Waive the formal bidding process; and
- Authorize the General Manager to issue a Purchase Order in an amount not to exceed \$42,065.74 to R&B Automation.

On a motion by Director Jeff Smith, seconded by Director Joseph Bowman, the Board of Directors voted 5-0 to Approve the recommendations as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

D Consent Agreement for the Westlake Yacht Club to encroach upon a 20.00 foot wide District potable waterline easement at "The Landing" in Westlake Village

- Accept the Consent Agreement between the Las Virgenes Municipal Water District and the Westlake Yacht Club; and
- Authorize the President and Secretary to execute the Consent Agreement for and on behalf of the District; and
- Direct staff to send the document to the Westlake Yacht Club and recordation.

On a motion by Director Joseph Bowman, seconded by Director Glen Peterson, the Board of Directors voted 5-0 to Approve the recommendations as presented.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

9. RESOURCE CONSERVATION AND PUBLIC OUTREACH

A Santa Monica Bay Restoration Foundation PIE Grant

- Authorize the General Manager to execute a grant agreement with the Santa Monica Bay Restoration Foundation.

On a motion by Director Joseph Bowman, seconded by Director Jeff Smith, the Board of Directors voted 5-0 to Approve the recommendation as presented, subject to change of the revision of Condition 1) to: "The proposed Grantee must pay all outstanding debts owed by the Grantee to the Santa Monica Bay Restoration Foundation (SMBRF) within ninety (90) days from the date of grant award" and review of Condition 51 - Sweatfree Code of Conduct; final grant agreement to be approved by legal counsel.

AYES: Director(s) Bowman , Caspary , Peterson , Renger , Smith

10. NON-ACTION ITEMS

A Organization Reports (1)MWD a. Representative Report/Agenda(s) (2)Other

(1) MWD Representative Peterson provided an update regarding general business of Metropolitan Water District including meeting recordings are now available on the web; MWD's newest Director is Tom Evans of Western MWD; conservation program funding and review of the entire program; Integrated Resource Plan-core business discussion; employee negotiations are underway; and express support, if amended, for S. 787 (Feingold) Clean Water Restoration Act 2009.

(2) No other organizational reports were given.

B Directors' Reports on Outside Meetings

No reports on outside meetings were given.

C Information Items

(1) Monthly Billing and AMR/AMI

D General Manager Reports

General Manager Mundy provided an update regarding general business of the District including the July 16, 2009 Regional Water Quality Control Board Public Hearing in Simi Valley to discuss 303(d) - Director of Resource Conservation and Public Outreach Reyes stated Dr. Randal Orton would be attending and providing comments on behalf of the District; the District had received documentation from Association of California Water Agencies pertaining to nominations for President and Vice President - Las Virgenes Director/ACWA President Peterson requested this item be presented to the Board on August 25, 2009 to allow nominees time to file; General Manager Mundy and Public Affairs and Communications Manager Reinhardt would be attending the August 2009 California Association of Sanitation Agencies Conference and would represent the District who is a recipient of an award for their 50th Anniversary outreach events.

E Director's Comments

Director Bowman stated he was waiting for a response to the punch list he requested from General Manager Mundy (the documentation requested was included with Board folders on 07/14/09); bios for water appeals committee members were needed (bios have been requested by staff, but so far no responses have been received); summary of what other agencies are doing in regard to water conservation (the information was included with Board folders on 07/14/09); and why the first payment for Other Post Employment Benefits is not included on the spreadsheet provided (not on spreadsheet as the first payment has not been made yet).

At the request of President Caspary a-break was taken at 6:15 p.m. The meeting reconvened at 6:25 p.m.

11. FUTURE AGENDA ITEMS

Director Bowman requested Legal Counsel Lemieux provide the Board information regarding issues, limitations, negotiation statute on how to negotiate, but only as a framework.

12. CLOSED SESSION

A Conference with District Counsel - Existing Litigation:Cooper, et al. v. Calabasas Park

Estates, et al.Mehta Construction Company v. LVMWD

The meeting convened into Closed Session at 6:30 p.m.

13. OPEN SESSION AND ADJOURNMENT

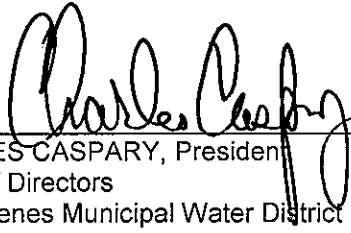
The meeting reconvened into Open Session at 6:54 p.m. and the Chair declared the meeting adjourned at 6:55 p.m.

UPCOMING EVENTS

CASA 2009 Annual Conference: August 12-15, 2009

POWER: October 29-30, 2009

ACWA Fall Conference: December 1-4, 2009



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

ATTEST:



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

(SEAL)