

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS
MUNICIPAL WATER DISTRICT OF ORANGE COUNTY
December 16, 2009

At 8:30 a.m. President Clark called to order the Regular Meeting of the Municipal Water District of Orange County in the Board Room at the District facilities located in Fountain Valley. President Clark led the Pledge of Allegiance and Secretary Goldsby called the roll.

MWDOC DIRECTORS

Brett R. Barbre
Wayne A. Clark
Larry Dick
Joan C. Finnegan
Susan Hinman
Ed Royce, Sr.
Jeffery M. Thomas

STAFF

Kevin Hunt, General Manager
Karl Seckel, Assistant Gen. Mgr.
Dan Payne, Legal Counsel
Maribeth Goldsby, Board Secretary
Phil Letrong, Finance Manager
Joe Berg, Water Use Efficiency Prog. Mgr.
David Cordero, Dir. of Governmental Affairs
Harvey De La Torre, Principal Analyst
Darcy Burke, Dir. of Public Affairs
Warren Greco, Water Resource Analyst
Tiffany Baca, Sr. Administrative Assistant
Kelly Hubbard, WEROC Programs Mgr.

ALSO PRESENT

Bob Moore	South Coast Water District
Bob Kellison	City of Fountain Valley
Howard Johnson	City of Huntington Beach
Ray Miller	City of San Juan Capistrano
Diana Leach	Consultant to Golden State Water Company
Robert Hanford	Golden State Water Company
Trudy Ohlig-Hall	Mesa Consolidated Water District
Doug Reinhart	Irvine Ranch Water District
Julia Velez	San Diego County Water Authority

PUBLIC PARTICIPATION/PUBLIC COMMENT

President Clark announced members of the public wishing to comment on agenda items could do so after the item has been discussed by the Board and requested members of the public identify themselves when called on. Mr. Clark asked whether there were any comments on other items which would be heard at this time.

Ms. Trudy Ohlig-Hall wished the Board Merry Christmas.

ITEMS RECEIVED TOO LATE TO BE AGENDIZED

Determine need and take action to agendize items(s), which arose subsequent to the posting of the Agenda. (ROLL CALL VOTE: Adoption of this recommendation requires a two-thirds vote of the Board members present or, if less than two-thirds of the Board members are present, a unanimous vote.)

No information was presented.

ITEMS DISTRIBUTED TO THE BOARD LESS THAN 72 HOURS PRIOR TO MEETING

President Clark inquired as to whether there were any items distributed to the Board less than 72 hours prior to the meeting.

No information was presented.

EMPLOYEE SERVICE AWARDS

President Clark presented an award to Tiffany Baca for going “above and beyond” with her service to the District.

CONSENT CALENDAR

President Clark stated all matters under the Consent Calendar would be approved by one MOTION unless a Director wished to consider an item separately.

Director Hinman requested that items 1a (November 4, 2009 Workshop Board meeting minutes) and 2b (Administration & Finance Committee meeting minutes) be revised to reflect that she was present at both meetings.

Upon MOTION by Director Hinman, seconded by Director Barbre, and carried (7-0), the Board approved the Consent Calendar items (as amended above) as follows:

MINUTES

The following minutes were approved as presented.

November 4, 2009 Workshop Board Meeting
November 18, 2009 Regular Board Meeting

COMMITTEE MEETING REPORTS

The following Committee Meeting reports were received and filed as presented.

Planning & Operations Committee Meeting: November 2, 2009

Administration & Finance Committee Meeting: November 12, 2009
Public Affairs & Legislation Committee Meeting: November 16, 2009
Executive Committee Meeting: November 19, 2009
MWDOC/OCWD Joint Planning Committee Meeting: October 28, 2009

TREASURER'S REPORTS

The following items were ratified as presented.

MWDOC Revenue/Cash Receipt Register as of November 30, 2009
MWDOC Disbursement Register as of November 30, 2009

The following items were received and filed as presented.

MWDOC Summary of Cash and Investment and Portfolio Master Summary Report (Cash and Investment report) as of October 31, 2009

Water Use Efficiency Projects Cash Flow

DISTRICT CONFERENCES/MEETINGS/SEMINARS

The Board authorized attendance by Directors and such members of District staff as approved by the General Manager, at the following conference:

- 2010 Association of California Water Agencies (ACWA) DC Conference, February 23-25, 2010, Washington, DC

END CONSENT CALENDAR

ACTION CALENDAR

RESOLUTIONS RECOGNIZING BOB KELLISON (FOUNTAIN VALLEY) AND HOWARD JOHNSON (HUNTINGTON BEACH) ON THE OCCASION OF THEIR RETIREMENTS

President Clark advised that both Bob Kellison (Fountain Valley) and Howard Johnson (Huntington Beach) were retiring after many years of excellent service to the water community; he noted that resolutions honoring them were before the Board for consideration.

Upon MOTION by Director Barbre, seconded by Director Hinman, and carried (7-0), the Board adopted RESOLUTION NO. 1864 recognizing Bob Kellison on the occasion of his retirement from the City of Fountain Valley, and RESOLUTION NO. 1865, recognizing Howard Johnson on the occasion of his retirement from the City of Huntington Beach, by the following roll call vote:

AYES: Directors Barbre, Clark, Dick, Finnegan, Hinman, Royce & Thomas
 NOES: None
 ABSENT: None
 ABSTAIN: None

General Manager Hunt then presented each of the above gentlemen their respective Resolutions.

PROPOSED ADDITION TO MALCOLM PIRNIE SCOPE TO PROVIDE SUPPORT TO THE METROPOLITAN MANAGERS' COALITION

Director Barbre advised that the Administration & Finance Committee reviewed this item (and reviewed the various alternatives for funding) and concurred with the staff recommendation.

Upon MOTION by Director Hinman, seconded by Director Finnegan, and carried (6-1), the Board authorized the General Manager to enter into an amendment to existing agreement with Malcolm Pirnie to provide services to the MET managers working group as originally proposed (Water Districts paying \$7K and cities paying \$1K); MWDOC's share of the increased amount would be \$7,000. Director Dick voted no.

SUSPENSION OF INCREASE IN DIRECTOR COMPENSATION FOR 2010

Director Barbre advised that the Administration & Finance Committee recommended the Board suspend the increase in director compensation for 2010. Director Dick advised that staff was directed to conduct a survey of its member agencies to determine which agencies have suspended increases for the upcoming year. It was noted the survey was conducted; the Board requested staff forward the survey results to all of the Board members.

Upon MOTION by Director Barbre, seconded by Directors Royce and Thomas, and carried (7-0), the Board adopted RESOLUTION NO. 1866 Suspending the Increase in Directors' Fees for the calendar year 2010, by the following roll call vote:

AYES: Directors Barbre, Clark, Dick, Finnegan, Hinman, Royce & Thomas
 NOES: None
 ABSENT: None
 ABSTAIN: None

CONTINUATION OF MEMBERSHIP IN CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA)

Director Barbre advised that the Administration & Finance Committee recommended this item for approval by a vote of 2-1 (with Director Barbre the opposing vote).

Upon MOTION by Director Thomas, seconded by Director Hinman, and carried (6-1), the Board authorized a budget augmentation of \$1,463 to allow the District to continue

its membership in the California Special Districts Association (CSDA) for 2010. The augmentation will correct a FY 2009/10 budgeting oversight in which insufficient funds were allocated for this membership, which was approved as part of the budget. Director Barbre voted no.

INFORMATION CALENDAR

GENERAL MANAGER'S REPORT, DECEMBER 2009

General Manager Hunt advised that the General Manager's report was included in the Board packet.

Director Barbre commended Kelly Hubbard on her efforts in planning the WEROC tabletop exercise with the Cities of Yorba Linda and Placentia, along with the Yorba Linda Water District.

Mr. Hunt, responding to a question by Director Barbre, advised that due to grant funding, the proposal for the MWDOC website redesign will now be presented to the Public Affairs & Legislation Committee in January or February. Director Barbre noted that this issue has been under review for quite some time; he requested that more realistic dates be forecasted in the future.

Kelly Hubbard (WEROC Programs Manager) provided a brief overview of the reverse notification system (through AlertOC program), in response to an inquiry from Director Hinman.

The Board received and filed the report as presented.

MWDOC GENERAL INFORMATION ITEMS

BOARD OF DIRECTORS

In addition to the regular MWDOC Board and Committee meetings attended by the Directors, the following reports were made on conferences and meetings attended on behalf of the District.

Director Barbre advised that he executed his Oath of Office at MET and thanked the Board for their support. He also commented on the sad passing of former OCWD and MET Director Wes Bannister, noting Mr. Bannister's important role in water issues throughout his career. He asked that those present keep Mr. Bannister and his family in their prayers.

Director Dick reported on attending the OC Taxpayers Association meeting, the ACWA conference, a meeting with Supervisor Campbell, and the WACO Planning Committee meeting. He commented that MET Director Linda Ackerman was appointed to the MET Integrated Resources Plan Committee, noting the importance of the appointment.

Director Royce commented on Orange County's population growth, and the effects this may have on Orange County's current and future infrastructure. President Clark congratulated Mr. Royce on his recent appointment as Mayor of Stanton.

Director Finnegan reported that she attended the WACO Planning Committee meeting, the ISDOC Executive Committee meeting, ACWA/JPIA Board meeting, ACWA Board meeting, and ACWA conference. Ms. Finnegan advised that she would be attending the Center for Demographic Research meeting later in the day. She also advised that due to Mr. Bannister's passing, as Vice President, she would complete his term as President of ACWA/JPIA.

Director Thomas expressed his condolences to the Bannister family. He also wished everyone present a Happy Holiday. Mr. Thomas then highlighted his recent activity with OC Water Summit planning committee, noting they are in the process of securing the speakers. He also advised that the City of Tustin has a new Mayor (Jerry Amante), and that he would be meeting with the elected officials of the South County agencies later in the month.

Director Hinman referenced a lawsuit involving Imperial Irrigation District (IID) regarding restoration of the Salton Sea and requested an update on this lawsuit at an upcoming MWDOC Committee meeting. Ms. Hinman then reported on various meetings she attended, including, the Operational Area Executive Board meeting, the South Coast Water District and Moulton Niguel Water District Board meetings, the ACWA conference, the ACWA Region 10 meeting, the San Juan Capistrano Utilities Commission meeting, and the Laguna Beach County Water District Meeting. She referenced the ACWA conference, noting that she heard two speakers from the Bureau of Reclamation (Mike Connor and Dan Blazer) and suggested they be invited to speak at an upcoming WACO Meeting.

President Clark advised that he attended the ACWA fall conference, and the National Water Resources Association annual conference (a written report was included in the Board packet).

Ms. Trudy Ohlig-Hall announced that the City of Costa Mesa was facing the sale of the Orange County Fair; she encouraged those who support the Fair to send letters of support and to adopt resolutions in support.

CLOSED SESSION

After a moment of silence in honor of the late Wes Bannister, at 9:20 a.m., Legal Counsel Payne announced that the Board would adjourn to closed session, pursuant to Government Code Section 54956.9(c) for a conference with legal counsel to discuss anticipated litigation (one case).

RECONVENE

The Board reconvened at 11:00 a.m. Legal Counsel Payne advised that no reportable action was taken in closed session.

ADJOURNMENT

There being no further business to come before the Board, President Clark adjourned the meeting at 11:05 a.m. in memory of Wes Bannister.

APPROVED

Wayne A. Clark, President

Maribeth Goldsby, Secretary