

Minutes of the Casitas Municipal Water District
Board of Directors Meeting Held
July 25, 2007

A meeting of the Board of Directors was held July 25, 2007 at Casitas' Office, Oak View, California. Directors Baggerly, Word, Hicks, Handley and Kaiser were present. Also present were Steve Wickstrum, General Manager, Rebekah Vieira, Clerk of the Board and Attorney, Rob Sawyer. There were two staff members and five members of the public in attendance. Director Baggerly led the group in the flag salute.

1. Public comments.

None

2. Board of Director comments.

Director Kaiser commented that his wife and daughter attended the astronomy event at the lake and suggested that we continue the program.

Director Word expressed his thanks to the staff and crew at recreation for the work helping set up for the AWA Annual BBQ.

Director Hicks reported that he attended a meeting in Ventura regarding the drought. He added that he learned that the City's leakage rate was between 10% and 15%. Director Hicks also attended an ACWA Zone 8 meeting on solar panels on July 12th and he talked them to giving us a free estimate on solar panels on the dam. There are three districts that put these in. He then congratulated the water park on the successful audit they received.

Director Kaiser reported on the Ventura County Regional Energy Alliance meeting he attended. There has been growth in the number of member agencies and there is a lot of funding available for projects. We are taking part in some of that with the variable speed pumps and we need to look at possibilities of generating energy off the dam. I would encourage continued support of that alliance.

3. Consent Agenda

ADOPTED

- a. Minutes of the July 11, 2007 Board Meeting.
- b. Resolution thanking Eagle Scout Aaron Friedman for his volunteer work at Lake Casitas Recreation Area.
- c. Recommend approval of Purchase Order #08005 to Polydyne, Inc. in the amount of \$25,000 for annual purchasing of polymer for fiscal year 2007/2008.
- d. Recommend approval of Purchase Order #08004 to Jones Chemicals, Inc. in the amount of \$71,300 for the annual purchasing of chlorine for fiscal year 2007/2008.
- e. Resolution terminating the CPEIA Joint Powers agreement because of the merger of CSAC Excess Insurance Authority and CPEIA with the remaining agency as the CSAC EIA.

- f. Recommend authorizing the General Manager to respond to Irvine Ranch Water District declining their request for consideration in a water storage partnership.

The Consent Agenda minus item b was offered by Director Word, Seconded by Director Hicks and passed by the following roll call vote:

AYES:	Directors:	Kaiser, Handley, Hicks, Word and Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 07-37.

Item b, the resolution expressing thanks for Eagle Scout Aaron Friedman was offered by President Baggerly, seconded by Director Word and passed by the following roll call vote:

AYES:	Directors:	Kaiser, Handley, Hicks, Word and Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 07-38.

4. Bills APPROVED

Director Hicks questioned #21722 to LAFCO. This was comparable to last years amount. President Baggerly added that special districts pay for staff time on a proportional basis.

On the motion of Director Hicks, seconded by Director Handley and passed, the bills were approved.

5. Committee/Manager Reports APPROVED FOR FILING

- a. Recreation Committee minutes
- b. Executive Committee minutes
- c. Water Resources Committee minutes

Director Hicks asked about the arborist report. Brian Roney explained that there were 284 trees in the survey, 50 that need to be removed and the remainder will require trimming. This work is not budgeted and would go to committee and to the Board for approval.

Director Hicks then questioned the hold time of 42 minutes for callers trying to make a reservation. We have a problem. Brian Roney explained the reservation software system tracked numbers of calls, abandoned time and call volume. We are answering 80% of calls and 20% are abandoning. We are trying to refurbish a building to move the reservationists as there is currently not enough room for additional personnel.

On the motion of Director Word, seconded by Director Kaiser and passed, the Committee/Manager reports were approved for filing.

6. Resolution authorizing an agreement with Anglers Choice for the exclusive operation of night bass fishing tournaments at Lake Casitas Recreation Area for 2008. ADOPTED

Brian Roney explained that this is an exclusive agreement for Anglers Choice to run the night bass tournaments. This year Fish & Game issued 18 separate tournaments. Fishing pressure is tremendous because of pre fishing the lake. The goal is to reduce the fishing pressure at night and generate funding for LCIF. We see this as an avenue for \$13,500 per year. \$45 per team will be donated to LCIF and at the Board's discretion they could supplement family fun fishing and fish stocking.

There was discussion regarding section 1 c giving exclusive rights to a minimum of 5 and a maximum of ten. Brian Roney explained that only five permits had been pulled. Director Word suggested changing the wording. Mr. Wickstrum suggested striking from the agreement the maximum of ten wording. The Agreement commences February of 2008.

With those changes, the resolution was offered by Director Word, seconded by Director Kaiser and passed by the following roll call vote:

AYES:	Directors:	Kaiser, Handley, Hicks, Word and Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 07-39.

7. Resolution authorizing a Weddings and Corporate Events Services Concessionaire agreement with Cindy Eaves.

APPROVED WITH CHANGES

Brian Roney explained that this is an exclusive and non exclusive agreement for wedding and corporate planning services. Previously this was handled by a park host who has since left. Event planning takes a lot of time and effort for tours, pricing, info, availability, rentals, catering services etc. We would like to run a trial program with Cindy Eaves for exclusive and non exclusive services. We would protect existing events and small parties under 50 people and non profits with events that come into the park would not be required to use her services.

Rob Sawyer added this is the standard concession contract. There are questions about defining corporate activities and continuing activities and he was not sure corporate was defined. Exclusivity does not apply to recurring events to which the district has already established an agreement. Pat Baggerly expressed concern that this started out as weddings and then corporate events came in and this is forcing smaller events to have to pay Cindy Eaves. Rob suggested defining a corporate event as an event for a business or profit corporation for self, guests, customers as opposed to outside promotion. Corporations own the events for itself. Brian said he could add that definition.

The resolution with the suggested changes in the agreement was offered by Director Hicks, seconded by Director Kaiser with the added comment that Rob Sawyer reviews the agreement before signature and passed by the following roll call vote:

AYES:	Directors:	Kaiser, Handley, Hicks, Word and Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 07-40.

8. Resolution providing a policy for commercial filming at Lake Casitas Recreation Area.

APPROVED

President Baggerly mentioned that he had one suggestion of inserting the following statement regarding fees. All fees including but not limited to: Use, Staff Fees, Equipment and Heavy Equipment surcharges are subject to negotiation by the Park Services Manager.

Pat Baggerly commented that the film companies come along with generators and cranes that they should be charged for that. They are not talking normal vehicles. Director Hicks added that some of them have made roads for us. Director Word added that some of the RV's are heavier than some of the cranes. Brian Roney added the overall goal is to lessen impact on the facility and the public.

Rob Sawyer suggested that negotiation of a surety bond could be appropriate as then there would not be a need for an insurance claim. He added there is more coverage in a bond and less red tape.

The resolution was offered by Director Kaiser, seconded by Director Word and passed by the following roll call vote:

AYES:	Directors:	Kaiser, Handley, Hicks, Word and Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 07-41.

9. Discussion regarding the request of the Bureau of Reclamation for water service in the Teague Memorial Watershed.

DENIED

Mr. Wickstrum reported that he has a call from the Bureau requesting a meter to be reconnected in the Teague watershed. There is a well on that property and they are housing Forest Service employees and there is a lack of water in the well to support the house. He visited the property and turned on a tap and got some water in the one hose that was there. The swimming pool is full of water. The issue is that this district has

since the mid 80's supported the removal of homes and removal of the large diameter lines so as not to have to flush the lines. Several years ago we removed those water meters in that area and took the allocations that were provided and that was one of the first allocations we gave out to people in the building process. There is no facility out there except a 12 inch line. They are getting water now from well. The home was vacated about two years ago and is known as the Webster house. Additional concern is that there is a plaque designating it as a historic house. The Ventura County Register that handles the county and the national register do not have a listing of that house. In addition there was evidence of a number of spot fires that had occurred and there is concern if a fire would get out of hand it is a major issue. There was discussion of the interim agreement for the Teague watershed and it appears that they are circumventing the interim agreement by entering into an MOU with the Forest Service to provide law enforcement in the watershed.

There was discussion of providing a temporary meter but it was not a good idea as it could become permanent. It was suggested that a meeting with the Bureau be scheduled. The position of the board for many years has been that the homes, once vacated would be removed along with the water service and that is still the position of the board.

On the motion of Director Kaiser, seconded by Director Hicks and passed a letter will be sent explaining that the request was considered at the board level and the conclusion of the board is that service is denied to that parcel.

10. Information items:

Level of lake -7/20/2007 - -553.42 feet above mean sea level 13.58 feet below spill elevation); present storage is 218,677 acre feet (35,323 acre feet below full capacity of 254,000 acre feet, 91,677 acre feet above half capacity, or 86.1% full capacity.

- a. Fisheries report for June, 2007.
- b. Recreation Area report for June, 2007.
- c. Letter from Virginia Kamhi expressing thanks for a recent field trip at Lake Casitas.
- d. Letter from Nancy Von Essen expressing thanks for a recent trip at Lake Casitas.
- e. Request from ACWA for nominations for officer positions.
- f. Water Adventure Safety Audit.
- g. News Articles of Interest.
- h. Investment Report.

Director Kaiser thanked Scott Lewis for his report. We had a few mishaps and Mr. Wickstrum added that we are working with the Watershed Protection District to make sure we do not get into a situation with them wanting to do surveys on Matilija dam and fisheries in a dwindling water supply period. We need to find other options. The county surveyors working through the Watershed Protection District demanded we turn off the pipe; it was turned off for three hours and then turned back on. Director Handley asked if there was any indication that any of the fish are steelhead. Scott answered not

yet, he has been communicating with NOAA on analysis and offered his services to dissect it with them as they don't know how to do it. We rescued six fish on the day of the incident and over the weekend four of them died. They were rescued up to the Robles entrance pool but the water was dropping quickly and is now completely dry.

11. Closed Session:

- a. Conference with Legal Counsel -- Existing Litigation (Subdivision (a) of Section 54956.9, Government Code). Name of Case: Aaron Stittler vs. Casitas Municipal Water District, Case number: CIV246325.
- b. Conference with Legal Counsel -- Existing Litigation (Subdivision (a) of Section 54956.9, Government Code). Name of Case: Doris Vasquez vs. Casitas Municipal Water District, Case number: CIV248322.
- c. Review of Workers' Compensation Claims – Insurance Liability government code 54956.95.
- d. Conference with Labor Negotiators:
District Designated Negotiator: Rebekah Vieira, Employee Organizations: Management Employees. Govt. Code Section 54957.6(a).
- e. Conference with Legal Counsel -- Existing Litigation (Subdivision (a) of Section 54956.9, Government Code). Name of Case: Casitas Municipal Water District v. United States.

President Baggerly convened the meeting to closed session at 6:07 p.m. At 6:50 p.m. President Baggerly moved the meeting back into open session stating no action had been taken in closed session and immediately adjourned the meeting.

Secretary