

Minutes of the Casitas Municipal Water District
Board of Directors Regular Meeting Held
April 12, 2006

A regular meeting of the Board of Directors was held April 12, 2006 at Casitas' Office, Oak View, California. Directors Kaiser, Bennett, Baggerly, Word and Hicks were present. Also present were Steve Wickstrum, Principal Civil Engineer, Rebekah Vieira, Clerk of the Board; and Attorney, Rob Sawyer. There were five staff members and no members of the public in attendance. Director Kaiser led the group in the flag salute.

1. Public comments.

None

2. Board of Director comments.

Director Hicks reported that he had been at the Lake on Saturday and there were multiple squad cards and rescue vehicles. He was concerned until he learned that a training exercise was being conducted. Director Hicks went to the disc golf course and there were many people using it including kids with their parents. He suggested that Recreation look into some type of a retriever device to get the discs out of the water.

Director Baggerly reported that he had a call from a resident on Orchard Drive regarding a leak and he talked to Steve. Both Steve and Brian were aware of the situation and were monitoring it dutifully. Brian and his crew came out and fixed it. They are a great crew and did a good job. Director Baggerly thanked Brian and his crew for the good work this weekend.

Director Baggerly then reported that the District has spent \$300,000 on the takings claim. Director Word added that we are closer to a decision.

A video of the KEYT news coverage of the vandalism was shown and Director Kaiser commented on the news clip of the fish. Director Word added that nothing was said about United having three dead fish. Director Hicks asked if the Fisheries Biologists were monitoring the river. Mr. Wickstrum replied that the biologists are snorkeling in the Ventura River. Director Kaiser added that staff is doing a fantastic job regarding this situation and there is an editorial that is in the Ojai Valley News today and it will be in the Star tomorrow.

3. Consent Agenda.

ADOPTED

- a. Minutes of regular meeting held March 22, 2006.
- b. Minutes of the Board Planning Meeting held March 24, 2006.
- c. Recommend setting the Recreation Committee as Negotiators of an Interim Agreement on Recreation with the Bureau of Reclamation.

- d. Resolution of commendation for Administrative Staff on the Public Records Act audit conducted by the Ventura County Star.
- e. Recommend approval on performing background checks.
- f. Recommend approval of purchase order #06951 to Big T's Freightliner in the amount of \$11,889.41 for the replacement of the motor in the water truck.
- g. Resolution authorizing membership in California Association of Public Purchasing Officers, Inc in the amount of \$130.00.

Item d, the resolution of commendation to Ingrid Schuh and Rebekah Vieira was acted on separate from the Consent Agenda. The resolution was offered by Director Word, seconded by Director Bennett and approved by the following role call vote:

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

Resolution is numbered 06-10.

Director Word asked if on item e, the background checks if that company would be performing the drug screens as well. Rebekah answered no, they would only be providing the background check.

The remaining consent agenda items were offered by Director Word, seconded by Director Hicks and approved by the following role call vote:

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

Resolution is numbered 06-11.

4. Bills.

APPROVED

Director Hicks commented on #20763 for \$150 to tow the Think vehicles and he explained that Barber could pick them up for less. Director Hicks also questioned #20858 Steel to build platforms. Mr. Wickstrum explained that these are to go over 16 foot channel of water. We are building platforms above the entrance to the canal and the forebay. Director Bennett questioned #20887 for disability payments. Rebekah explained that this was for a current workers compensation claim. Director Kaiser questioned #20846 to Meg Alert. Mr. Wickstrum explained that this is a system that Jim Weber utilizes and it was previously approved by the board.

On the motion of Director Bennett, seconded by Director Word and passed, the bills were approved.

5. Committee/Manager Report(s). APPROVED FOR FILING
- a. Report on specific issues
 - b. Personnel Committee Minutes
 - c. Recreation Committee Minutes of March 31, 2006
 - d. Executive Committee Minutes
 - e. Recreation Committee Minutes of March 21, 2006
 - f. Report on Sludge Analysis
 - g. Pesticide Report which will be provided.
 - h. Reservoir Inspection Report

Director Hicks questioned some wording on the Personnel Committee Minutes which will be changed. Director Bennett asked about the Ojai Chamber Map. Brian Roney explained that previously they had advertised in the Phone Book but are now going with a listing in the phone book and this nice ad on the Ojai Map. There was discussion regarding the meeting with the Bureau of Reclamation regarding Recreation

On the motion of Director Word, seconded by Director Bennett and passed the committee reports were approved for filing.

6. Resolution requesting the County Elections Office to Change the Boundaries of the Divisions of Directors for Casitas Municipal Water District.

TABLED

President Kaiser suggested that this item be tabled. Director Word asked if it was the intent to have this changed before the November elections. Director Baggerly commented that the numbers do not seem right as there are differences between the census numbers and numbers used in the Urban Water Management Plan. It was explained that the Urban Water Management Plan study used projected numbers whereas the district boundaries map is reflective of 2000 census numbers. Director Hicks said the modifications did not need to be in place prior to the November election. Director Kaiser added that we need to exercise caution and do it right.

On the motion of Director Word, seconded by Director Baggerly and passed the above item was tabled to the next board meeting.

7. Recommend that the Board discuss and give direction to staff regarding the brushes at Robles.

Mr. Wickstrum reported that Mr. Johnson has directed Scott Lewis, the new Fisheries Scientist to begin searches on the brush systems and to find information on how other facilities have handled these issues. Neil Cole has also requested some information. It is anticipated that the report will be completed within two weeks. Director Bennett asked to have a follow up on the Sludge Analysis report. Director Word added that we are waiting to give direction until we get more information. Director Kaiser said when we get the recommendation we can incorporate them in the off season.

8. Recommend that the Board allow larger boats up to 35 feet on Lake Casitas.

APPROVED

Brian Roney presented the proposal to the Board to allow for larger boats. The existing rule is 26 feet. The initial concern was for water quality and concern of toilets draining overboard. Now most boats utilize portable toilets that capture the waste. The proposal would increase the horse power to 400 and the length to 35 feet. We do not want to discourage customers and we are now turning away paying customers. Director Baggerly expressed concerns about the requirement to have a self contained latrine and would any boat over 26 foot require an inspection? Brian explained that they would have to sign the special use permit. Brian also explained that many pontoon boats have twin 200 hp motors and that this would be a one year pilot program.

On the motion of Director Word, seconded by Director Hicks and passed the above recommendation was approved.

9. Resolution authorizing the Cooperating Agencies Agreement No. 2 and the Agreement Amendment No. 2 with Entrix for the Habitat Conservation Plan.

ADOPTED

The resolution was offered by Director Hicks, seconded by Director Baggerly and approved by the following roll call vote:

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

Resolution is numbered 06-12.

10. Information items:

Level of lake -4/4/2006 - -561.64 feet above mean sea level 5.36 feet below spill elevation); present storage is 239,592 acre feet (14,408 acre feet below full capacity of 254,000 acre feet, 112,592 acre feet above half capacity, or 94.33% full capacity.

- a. Letter from State Water Contractors regarding payment of costs related to the CALFED memorandum of understanding for the 2007 Statement of Charges.
- b. Letter from State Water Contractors regarding payment of certain costs associated with relicensing of Oroville Facilities for 2007 Statement of Charges.
- c. Correspondence from the Department of Transportation to Bronte Reynolds regarding slope failure.

- d. Letter from the Bureau of Reclamation regarding the Water Conservation Field Service Program being considered for award of financial assistance of either a grant or cooperative agreement.
- e. Letter from Natural Heritage Institute to State Water Resources Control Board regarding Water Rights Complaint of California Trout.
- f. Report on meetings held by Director Hicks with Mrs. Weinberger discussing the Lake Casitas Improvement Foundation.
- g. Letter from Michael Burke regarding the Disc Golf Course.
- h. March Recreation Report
- i. News Articles of Interest
- j. Investment Report of April 6, 2006.

11. Closed Session

- a. Conference with Real Property Negotiators (Section 54956.8):
District Designated Negotiators: John Johnson, James Word, Russ Baggerly
Property: Appropriate water rights, including future appropriate water rights, to the waters of Matilija Creek, and associated appurtenances including Matilija Conduit.
Negotiating Parties: Ventura County Watershed Protection District, County of Ventura, and California State Water Resources Control Board
Under Negotiation: Price, identification and nature of consideration other than cash, and terms of payment.
- b. Conference with Legal Council- Anticipated Litigation
Significant exposure to Litigation-Facts and Circumstances that might result in litigation against the agency, but which the Agency believes are not yet known to a potential plaintiff or plaintiffs. Government Code Section 54956.9(b)(3)(A).
Agency Claimed against: Casitas Municipal Water District
- c. Threat to Public Services or Facilities. Government Code Section 54957.
Consultation with Agency Counsel Robert M. Sawyer and Principal Civil Engineer Steve Wickstrum.

President Kaiser adjourned the meeting to closed session at 3:55 PM regarding government code 54956.8 and 54957. President Kaiser returned the meeting to open session at 4:35 PM announcing that no action had been taken in closed session and immediately adjourned the meeting.

Secretary