

CALLEGUAS MUNICIPAL WATER DISTRICT
SPECIAL BOARD OF DIRECTORS MEETING
August 21, 2019

MINUTES

The meeting of the Board of Directors of Calleguas Municipal Water District was held at the District Office, 2100 Olsen Road, Thousand Oaks, California, on August 21, 2019.

The meeting was called to order by Thomas L. Slosson, President of the Board, at 3:35 p.m.

A. CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL

Directors Present: Thomas L. Slosson, President
Andres Santamaria, Vice President
Scott Quady, Treasurer
Steve Blois, Director (Arrived at 3:47 p.m.)

Directors Absent: Andy Waters, Secretary

Staff Present: Anthony Goff, General Manager
Eric Bergh, Manager of Resources
Dan Drugan, Manager of Resources
Rob Peters, Manager of Operations and Maintenance
Henry Graumlich, Manager of Strategic Planning
Kristine McCaffrey, Manager of Engineering
Dan Smith, Manager of Finance and Human Resources
Kara Wade, Clerk of the Board

Legal Counsel Present: Robert Cohen, Cohen & Burge, LLP, District Counsel

Director Slosson said that Item M-1 on the agenda would be heard at this time.

M. CLOSED SESSION (Time certain item – 3:30 p.m.)

1. Pursuant to Government Code Section 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation, Las Posas Valley Water Rights Coalition, et.al., v. Fox Canyon Groundwater Management Agency, et.al., Santa Barbara Superior Court Case No. VENC100509700.

At 3:36 p.m., Director Slosson adjourned to Closed Session to discuss Item M-1 as stated on the agenda.

The General Manager said that, in January 2013, the Public Employee Pension Reform Act (PEPRA) took effect in the State of California. PEPRA sets requirements for CalPERS retirees who are interested in working for a public employer that belongs to the CalPERS system. One of the stipulations is that all employees who retire from a public employer must wait 180 days prior to returning to work within the same retirement system. This 180-day wait period begins on the date of retirement. An exemption to this wait period is available if the employer certifies the nature of the employment and the appointment is necessary to fill a critical need of the District prior to the end of the 180-day time period. The appointment of the retiree must be approved by the Board of Directors in an action item at a public meeting.

Susan B. Mulligan retired from the District on June 6, 2019 and therefore her 180-day wait period ends on December 3, 2019. It has been determined that her skills are needed to perform work of a limited duration related to existing litigation, Las Posas Valley Water Rights Coalition, et.al., v. Fox Canyon Groundwater Management Agency, et.al. It has also been determined that it is not in the best interest of the District to wait until after the 180-day period has passed in order to have Ms. Mulligan assist the District with this matter. Resolution No. 1975 will allow the District to proceed with the hiring of Ms. Mulligan prior to the end of her 180-day wait period without jeopardizing her retirement status.

On a motion by Director Santamaria, seconded by Director Quady, the Board of Directors voted 4-0 to adopt Resolution No. 1975. Resolution No. 1975 is attached and made part of these minutes.

AYES: Directors Blois, Quady, Santamaria, Slosson
NOES: None
ABSENT: Director Waters

F. FINANCE AND HUMAN RESOURCES

Director Slosson said that Items F-3 and F-4 on the agenda would be heard at this time.

3. Quarterly Consultant Report Second Quarter of 2019

The Manager of Finance and Human Resources presented the report. No action was taken.

4. Discussion regarding a request from California American Water for a waiver of a \$18,397.41 charge for late payment of its May 2019 invoice

The Manager of Finance and Human Resources said that a letter from California American Water (Cal Am), dated August 14, 2019, requests that the District waive the late charge related to their May 2019 invoice payment. The payment was due on Friday, June 28, and received by wire transfer on Wednesday, July 10. Per Cal Am's letter, their payment company had staff transitions that caused this invoice to be

H. RESOURCES AND PUBLIC AFFAIRS

The Manager of Resources (Drugan) said that he is working with legal counsel on the Cyclic Storage Cost-Offset Agreement with Metropolitan Water District. He is also working with legal counsel on the Local Resources Program Agreement for the North Pleasant Valley Desalter and anticipates that it will be on the September 18 agenda for Board consideration.

I. ENGINEERING AND CONSTRUCTION

1. Discussion regarding the Study of Seismic Impacts to the Santa Susana Tunnel, Phase 1

The Manager of Engineering provided an update on Phase 1 of the Study of Seismic Impacts to the Santa Susana Tunnel. No action was taken.

J. STRATEGIC PLANNING

The Manager of Strategic Planning provided an update on the comments for the State's Water Resilience Portfolio. The Board's interests are being addressed through multiple channels. Comment letters will be submitted by the Association of California Water Agencies, Metropolitan Water District, and the Southern California Water Coalition. The Manager of Strategic Planning is also coordinating with local watershed interests and will be submitting comments in coordination with the watershed parties.

K. DISTRICT COUNSEL

None

L. BOARD OF DIRECTORS

1. Oral reports on meetings attended by Board members

Board members provided oral reports on meetings attended at the expense of the District, pursuant to Government Code Section 53232.3(d). All expenses would be filed at the end of the month, accompanied by receipts.

2. Discussion regarding upcoming meetings to be attended by Board members

The Board discussed meetings they planned to attend.

3. Metropolitan update

Director Blois provided an overview of topics discussed at recent Metropolitan committee and Board meetings, including the adoption of the Ad Valorem Property Tax for the Fiscal Year commencing July 1, 2019 and ending June 30, 2020. He said that there was a decision to implement the Cyclic Cost-Offset Program as of August 1,

CLOSED SESSION CONTINUING

At 6:41 p.m., Director Slosson reconvened the meeting to Open Session.

Regarding M-2, Director Slosson stated that the Board discussed the Acting General Manager position in closed session and no action was taken.

L. BOARD OF DIRECTORS

Director Slosson said that Item L-4 on the agenda would be heard at this time.

4. Resolution No. 1976, Appointing an Acting General Manager

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CALLEGUAS MUNICIPAL WATER DISTRICT APPOINTING AN
ACTING GENERAL MANAGER

The General Manager said that the Administrative Code provides for the Board to designate, by resolution, an employee to serve as back-up to the General Manager to perform duties when the General Manager is on vacation or otherwise unavailable. The duties include decision making, signing documents, and taking actions that cannot wait until the General Manager returns. In April 2019, the Board designated Anthony Goff, Manager of Operations and Maintenance, to serve in that role.

Enclosed in the packet for reference are Section 4.6 of the Administrative Code, Delegation of Authority by General Manager, and a proposed resolution.

On a motion by Director Blois, seconded by Director Quady, the Board of Directors voted 4-0 to adopt Resolution No. 1976 and appoint Kristine McCaffrey as Acting General Manager. Resolution No. 1976 is attached and made part of these minutes.

AYES: Directors Blois, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Waters

N. OTHER BUSINESS

None

O. FUTURE AGENDA ITEMS

None