

CALLEGUAS MUNICIPAL WATER DISTRICT
SPECIAL BOARD OF DIRECTORS MEETING
December 11, 2019

MINUTES

The special meeting of the Board of Directors of Calleguas Municipal Water District was held at the District Office, 2100 Olsen Road, Thousand Oaks, California, on December 11, 2019.

The meeting was called to order by Thomas L. Slosson, President of the Board, at 5:00 p.m.

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

Directors Present: Thomas L. Slosson, President
Andres Santamaria, Vice President
Andy Waters, Secretary
Scott Quady, Treasurer

Director Absent: Steve Blois, Director

Staff Present: Anthony Goff, General Manager
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
Todd Amspoker, Price, Postel & Parma, Special Counsel

B. MINUTES

On a motion by Director Quady, seconded by Director Santamaria, the Board of Directors voted 4-0 to approve the November 20, 2019 minutes.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

C. WRITTEN COMMUNICATION

None

D. ORAL COMMUNICATION

None

E. GENERAL MANAGER

1. November 2019 Monthly Status Report

The Board asked questions, which the General Manager and department managers answered. No action was taken.

The General Manager mentioned that Ray Diehr, Senior Control Technician (retired), received a safety award from ACWA/JPIA for overhauling the District's air monitoring program for confined space entries.

F. FINANCE AND HUMAN RESOURCES

None

G. OPERATIONS AND MAINTENANCE

1. Discussion regarding Resolution No. 1984, award of contract for pump maintenance services

A RESOLUTION OF THE BOARD OF DIRECTORS
OF CALLEGUAS MUNICIPAL WATER DISTRICT
AWARDING THE CONTRACT FOR
AS-NEEDED PUMP MAINTENANCE SERVICES FOR THE DISTRICT

The Manager of Operations and Maintenance said that three bids were received to perform corrective maintenance and rehabilitation services on pumps at District facilities on an as-needed basis based on the estimated scope of work to be assigned during the contract duration of one year. Staff has reviewed the bids and determined that, based on costs for the work in previous years, the prices are reasonable. Staff recommended award of the contract to Vaughan's Industrial Repair Co., Inc. and Board approval of a budget of \$200,000 to cover the next three-year period. The contract will be effective from January 1, 2020 through December 31, 2020 with an option to renew annually for up to two additional years if Calleguas so desires.

On a motion by Director Quady, seconded by Director Santamaria, the Board of Directors voted 4-0 to adopt Resolution No. 1984. Resolution No. 1984 is attached and made part of these minutes.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

H. RESOURCES AND PUBLIC AFFAIRS

1. Discussion regarding Resolution No. 1983, Calleguas Municipal Water District Annexation – CEDC (Calleguas Annexation No. 103)

RESOLUTION OF THE BOARD OF DIRECTORS
OF CALLEGUAS MUNICIPAL WATER DISTRICT
APPROVING THE CONCURRENT ANNEXATION OF
TERRITORY WITHIN THE CITY OF OXNARD TO
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA
AND TO THE CALLEGUAS MUNICIPAL WATER DISTRICT

Calleguas Municipal Water District Annexation – CEDC
(Calleguas Annexation No. 103)

The Manager of Resources said that this resolution grants final approval of Calleguas Annexation No. 103, an undeveloped parcel located near the intersection of Pleasant Valley Road and Etting Road within the City of Oxnard. This annexation totals 1.98 net acres of public right-of-way. The owner, Cabrillo Economic Development Corporation (CEDC), plans to utilize the land for an affordable housing development.

The Ventura Local Agency Formation Commission (LAFCo) approved the annexation with Resolution 19-04 on May 15, 2019. Metropolitan approved it with Resolution No. 9254 on June 11, 2019. On December 4, 2019, CEDC delivered a payment satisfying the outstanding Calleguas and Metropolitan annexation fees of \$6,154 and \$11,822 respectively.

On a motion by Director Santamaria, seconded by Director Waters, the Board of Directors voted 4-0 to adopt Resolution No. 1983. Resolution No. 1983 is attached and made part of these minutes.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

2. Imported Water Supply Conditions Report

The Manager of Resources provided an update on water supplies. No action was taken.

I. ENGINEERING AND CONSTRUCTION

1. Public Hearing and Discussion regarding Resolution No. 1985, declaring the necessity for acquisition of permanent and temporary construction easements for Oxnard-Santa Rosa Feeder, Las Posas Feeder, and Miscellaneous Valve Improvements, and authorizing the

District's Legal Counsel to institute eminent domain proceedings in connection therewith (Parcel No. 520-0-360-025). Owner: Delta JC, LLC

At 5:19 p.m., President Slosson opened the Public Hearing. There was no public comment. At 5:28 p.m., President Slosson closed the Public Hearing.

A RESOLUTION OF THE BOARD OF DIRECTORS OF CALLEGUAS
MUNICIPAL WATER DISTRICT
DECLARING THE NECESSITY FOR ACQUISITION OF
CERTAIN EASEMENTS FOR
OXNARD-SANTA ROSA FEEDER, LAS POSAS FEEDER, AND MISCELLANEOUS
VALVE IMPROVEMENTS AND AUTHORIZING THE DISTRICT'S LEGAL COUNSEL
TO INSTITUTE EMINENT DOMAIN PROCEEDINGS IN CONNECTION THEREWITH
(Delta JC, LLC, APN 520-0-360-025)

The Manager of Engineering said that, in order to complete the construction of the Oxnard-Santa Rosa Feeder, Las Posas Feeder, and Miscellaneous Valve Improvements, permanent and temporary construction easements are required for Pressure Regulating Station 6A (near the intersection of Santa Rosa and Blanchard Roads in the Santa Rosa Valley). The District and its right-of-way agent have attempted to work with Delta JC, LLC in good faith to negotiate financial compensation for the required easements. As these negotiations have failed, District staff recommends that the Board authorize the District's Legal Counsel to institute eminent domain proceedings. Negotiations with the property owner will continue even if the resolution is adopted. Adoption of the resolution will allow construction to proceed as scheduled. A detailed explanation of the facts supporting the adoption of the resolution is enclosed in the Board packet for reference.

On a motion by Director Santamaria, seconded by Director Quady, the Board of Directors voted 4-0 to adopt Resolution No. 1985. Resolution No. 1985 is attached and made part of these minutes.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

2. Discussion regarding Agreement for Transfer of Portion of Lindero Feeder No. 2 and Relocation of Falling Star Turnout

The Manager of Engineering said that Calleguas and Triunfo Sanitation District (now Triunfo Water and Sanitation District or TWSD) entered into the Agreement for Transfer of Surplus Facilities to Triunfo Sanitation District in 2011. This agreement transferred Lindero Feeder No. 3, Palo Comado Pump Station, Chesebro Reservoir, and a portion of

Lindero Feeder No. 2 to TWSD as these facilities were not needed to serve Calleguas' needs and could benefit TWSD.

During preliminary design for the Calleguas-LVMWD Interconnection, a number of potential alternative pipeline alignments were considered. The analysis determined that the best alignment involved utilizing a portion of Lindero Feeder No. 2 from TWSD along Kanan Road between Falling Star Avenue and Lindero Canyon Road, which avoids the need to construct a new pipeline through the most challenging portion of the alignment. However, this approach requires that TWSD transfer back a portion of Lindero Feeder No. 2 to Calleguas and the Falling Star Turnout be relocated to the intersection of Kanan and Lindero Canyon Roads.

This agreement transfers from TWSD to Calleguas the portion of Lindero Feeder No. 2 between Lindero Canyon Rd. and Falling Star Avenue (including associated easements) and obligates Calleguas to construct a relocated turnout at the intersection of Lindero Canyon and Kanan Roads at no cost to TWSD.

TWSD's Board previously indicated that they would be receptive to this arrangement and they will consider the agreement after Calleguas' Board. The agreement has been reviewed by Walt Wendelstein of Cohen & Burge and Mark Barney of Ferguson Case Orr Paterson (as well as TWSD's legal counsel).

On a motion by Director Waters, seconded by Director Santamaria, the Board of Directors voted 4-0 to authorize the General Manager to execute the agreement on behalf of the District.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

3. Discussion regarding replacement Easement Deed for Las Posas Basin Deep Groundwater Monitoring Project, Monitoring Well No. 2, Project No. 527-2 (Daryl E. Smith and Susan L. Smith, As Trustees of the Daryl and Susan Smith Family Trust, Dated November 30, 2015), located at 10968 Broadway Road in unincorporated Ventura County, California

The Manager of Engineering said that the Board previously considered and accepted this Easement Deed at their November 6 meeting; however, it was recently learned that the property owners have changed how they hold title since the agreement was executed, and this change was not reflected in the previously accepted Easement Deed. Therefore, a replacement Easement Deed is needed to correct the property ownership information.

This right of way acquisition is for the deep groundwater Monitoring Well No. 2 (MW2), located at 10968 Broadway Road in unincorporated Ventura County, California. The Agreement to Install Monitoring Well provided the District access to install MW2 and,

once construction of the well was complete, required the property owner to grant an easement with a 40-year term to the District for the well. The right-of-way acquisition also includes right of entry to the easement location. Calleguas agreed to pay the property owner \$23,228 for all of the necessary property rights, including compensation required in the Agreement (\$18,728), compensation required in Amendment No. 1 to the Agreement (\$2,000), and four one-month extensions to the Well Installation Period as required in the Agreement (4 x \$625).

On a motion by Director Santamaria, seconded by Director Quady, the Board of Directors voted 4-0 to authorize the President of the Board and the General Manager to sign the certificate of acceptance for the replacement Easement Deed for CMWD Parcel No. 2925.

AYES: Directors Waters, Quady, Santamaria, Slosson

NOES: None

ABSENT: Director Blois

J. STRATEGIC PLANNING

None

K. DISTRICT COUNSEL

None

L. BOARD OF DIRECTORS

1. Oral report 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

In the absence of Director Blois, the Manager of Strategic Planning provided an overview of topics discussed at recent Metropolitan Board meetings. The topics included: (1) the Metropolitan Board's decision to forego a water rate cost element to fund demand management programs in the fiscal period 2020-2022 budget in favor of funding demand management programs through the unexpended budget fund balance pending a proposed rate restructuring; (2) the award of Local Resource Program

agreement to the City of San Diego's Pure Water project; and (3) the proposed schedule to develop the fiscal period 2020-2022 budget and rates, update Metropolitan's Integrated Water Resources Plan, and restructure water rates and fees.

M. CLOSED SESSION

1. Closed session conference with legal counsel regarding initiation of litigation pursuant to Government Code Section 54956.9(d)(4); 1 case

No closed session was necessary as the issue was resolved prior to the Board meeting.

N. OTHER BUSINESS

None

O. FUTURE AGENDA ITEMS

None

P. ADJOURNMENT

Director Slosson declared the meeting adjourned at 5:57 p.m.

Respectfully submitted,



Andy Waters, Board Secretary

