

Minutes of the Casitas Municipal Water District  
Board Meeting Held  
February 22, 2012

A meeting of the Board of Directors was held February 22, 2012 at Casitas' Office, Oak View, California. Directors Baggerly, Word, Hicks, Bergen and Kaiser were present. Also present were Steve Wickstrum, General Manager, Rebekah Vieira, Clerk of the Board, and Attorney, John Mathews. There were three staff members and no members of the public in attendance. President Baggerly led the group in the flag salute.

1. Public Comments

None

2. General Manager comments.

Mr. Wickstrum reported on the lack of rainfall and that it was 80 degrees on this late February day. He informed the board that next Wednesday there will be a shut down on the Santa Ana Main out to the Recreation Area and Casitas Fire Station. The following week there will be a shut down on the Santa Ana Main that goes in the watershed. We are sending out flyers to Rancho Matilija and will contact their homeowners association. Mr. Wickstrum then informed the board that the fusion of the pipe on Rincon 2 M has started. If you want to look at it we could go up and see the operation. There has been a small change order as the PVC pipe manufacturer backed out and we moved to hdpe which I prefer. The cost is \$15,000 more but it is better pipe.

Mr. Wickstrum mentioned the notice regarding the filing of the appeal with the court in DC. He then informed the board of the two CPUC meetings being held in Ojai. Ms. Bergen stated she would attend the 2:00 meeting.

3. Board of Director comments.

Director Hicks informed the board of the Coastal Commission meeting being held in Ventura for the first time. The agenda is regarding development in the area. He will forward the information to Rebekah and it will be forwarded to the Board.

President Baggerly mentioned the notice on the SOD meeting and that he could not be on the conference call that date. It was then determined that the Finance Committee is handling the SOD meetings and both Directors Bergen and Word are available for the teleconference on March 6<sup>th</sup>.

Mr. Mathews then mentioned a change to the agenda suggesting that closed session item 12 c be placed on the regular action agenda. It is a recommendation to approve or deny a claim. It was made agenda item 10 a.

4. Consent Agenda

ADOPTED

- a. Minutes of the January 7, 2012 Board Meeting.
- b. Minutes of the February 8, 2012 Board Meeting.
- c. Recommend receipt of the Casitas Water Adventure End of Year report.
- d. Recommend letters of appreciation to Sue Hughes and Anthony Emmert for their assistance with Prop 50 supplemental funding.
- e. Resolution authorizing withdrawal of membership in Ventura County Regional Energy Alliance.

Director Word asked that the January 7<sup>th</sup> minutes, page six, second paragraph be re-worded as it is difficult to understand what was discussed. He also asked that Steve's comment later is not clear how they get to a million dollars a year and it needs to be re-worded. It will keep accumulating to where it will be over a million dollars a year. President Baggerly asked that page seven, the last sentence be changed as it was not the chairs prerogative to move it to the Executive Committee but that Director Kaiser suggested that it be moved to Executive Committee. He also requested the minutes reflect Director Kaiser's question of counsel if this would have bearing on the Casitas case and counsel answered absolutely.

The Consent Agenda with changes to the minutes was offered by Director Word, seconded by Director Bergen and passed with Director Kaiser abstaining from the vote for the portion approving the minutes from the February 8 Board Meeting as he was not in attendance. The Consent Agenda was passed by the following roll call vote:

AYES:	Directors:	Kaiser, Bergen, Hicks, Word, Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 12-08.

5. Bills

APPROVED

Director Hicks questioned the roof repairs for \$22,000. Mr. Wickstrum explained that is for the roof at the Casitas chlorination station, one of the Bureau's buildings. Director Hicks asked if we obtained bids on the project and Mr. Wickstrum replied yes.

Director Hicks then asked about the payment to the State of California, EDD for \$2624.08 reimbursable benefit charges. Denise Collin explained this is for reimbursement to the state for unemployment payments. They pay the benefit and then bill us for it. President Baggerly added it is probably best not to talk about personnel issues at the board meeting. You can check with her later.

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

6. Committee/Manager Reports

APPROVED FOR FILING

- a. Executive Committee Minutes
- b. Personnel Committee Minutes
- c. Finance Committee Minutes

Director Hicks asked about moving of the division boundaries. Mr. Wickstrum explained that we try to do this when we get the census data. We are looking to make a small change. Director Bergen's Division is small and Director Kaiser's is too high. This balance is sometimes hard to achieve due to dealing with election district boundaries.

Director Word asked that the Executive Committee minutes be changed to reflect the change of Committee members to Directors Baggerly and Word. Director Word asked about the Personnel Committee meeting time and date. It has been changed to the second Monday at 4:30 p.m.

On the motion of Director Bergen, seconded by Director Hicks and passed, the Committee/Manager Reports were approved for filing.

7. Resolution awarding award of a contract SWRCB Grant Improvement Project – Pipe Bridge and Instrumentation, Specification 11-344 to Toro Enterprises Inc in the amount of \$515,200.

ADOPTED

Mr. Wickstrum informed that board that this is a project we have long awaited to get started to help Senior Canyon use their water supplies more efficiently. Ron Merckling, Sue Hughes and Tony Emmert have worked hard to make this happen. We were short of money and the City of Oxnard had extra grant money left over. There was a request and offering to transfer those grant funds to us so we can do this project. Mr. Merckling mentioned that President Baggerly spoke with the Board of Supervisors when this was approved. Mr. Wickstrum explained that it was good that the parties in this county moved \$438,000 from Oxnard to Senior Canyon. We are pulling the SCADA project and other work from this bid as it will be completed through a different contract. President Baggerly added that this kind of cooperation is unprecedented except in Ventura County.

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

AYES:	Directors:	Kaiser, Bergen, Hicks, Word, Baggerly
NOES:	Directors:	None
ABSENT:	Directors:	None

Resolution is numbered 12-09.

8. Recommend approval of a letter to Ventura County Resource Management Agency regarding the Mosler Quarry.

DENIED

President Baggerly passed the gavel to Director Word and then made a motion to approve the above recommendation. The motion died for lack of a second.

9. Recommend approval of leak relief to the estate of Pauline Davis in care of Diane Atkinson in the amount of \$1,370.08.

APPROVED

On the motion of Director Word, in keeping with current policy, seconded by Director Bergen and passed, the above leak relief was approved.

10. Recommend approval of the agreement for the operation and management of the Casitas Water Adventure Temporary Seasonal Snack Bar Concession at Lake Casitas Recreation Area with the Butcher Shop.

APPROVED

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

- 10 (a). Claim for State Farm and their demand for \$6,177.27 for a rupture of a bidet pipe.

DENIED

Mr. Wickstrum recommended that this claim be denied as the property in question is at the Hitching Post Estates in Ojai and they have backflow devices and pressure regulators.

On the motion of Director Word, seconded by Director Hicks and passed the recommendation to deny the above referenced claim was passed.

11. Information Items:

- a. Recreation Area Report for January 2012.
- b. Letter from Ventura River County Water District regarding assistance received from Casitas employee Jerry Herrera.
- c. Results from recent Surplus Sale.
- d. Informational memo regarding the preliminary budget preparation schedule.
- e. News Articles.
- f. Investment Report.

12. Closed Session

President Baggerly moved the meeting to closed session at 4:04 p.m. with John Mathews stating the closed session was to cover items 12 a, b and d of the

closed session agenda. Item c had been discussed in open session as item 10 a.

- a. Conference with Real Property Negotiators (Govt. Code Sec. 54956.8)  
Property: Lake Casitas Recreation Area Marina  
Park Store  
  
Agency Negotiator: Steve Wickstrum  
Under Negotiation: Terms, price and contractual conditions
- b. (Govt. Code Sec. 54956.9 (c))  
Conference with Legal Counsel – Anticipated Litigation (One case).
- c. Liability Claims (Govt. Code Sec, 54956.95)  
Claimant: State Farm  
Agency Claimed Against: Casitas Municipal Water District  
  
Handled in open session as item 10 a.
- d. Public Employee Performance Evaluation (Govt. Code Sec. 54957)  
Title: General Manager TABLED

President Baggerly moved the meeting back into open session at 5:01 p.m. with John Mathews stating two items were discussed in closed session. Under the first item, conference with real property negotiators, the board gave direction to the negotiators and no specific action was taken. On the second item, conference with legal counsel on anticipated litigation the board gave oral instructions to the General Manager to open a dialog with the City of Ojai. The Public Employee Performance Evaluation was tabled to the next meeting.

- 13. Discussion and possible recommendation for approval of modification to the General Manager's compensation. TABLED
- 14. Adjournment

President Baggerly adjourned the meeting at 5:02 p.m.

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Bill Hicks, Secretary