AGENDA FOR A REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE VALLECITOS WATER DISTRICT
WEDNESDAY, AUGUST 21, 2013, AT 4:00 P.M.
AT THE DISTRICT OFFICE
201 VALLECITOS DE ORO, SAN MARCOS, CALIFORNIA

CALL TO ORDER – PRESIDENT HERNANDEZ

PLEDGE OF ALLEGIANCE – DIRECTOR POLTL

ROLL CALL

In the case of an emergency, items may be added to the Agenda by a majority vote of the Board of Directors. An emergency is defined as a work stoppage; a crippling disaster; or other activity which severely imperils public health, safety, or both. Also, items which arise after the posting of the Agenda may be added by a two-thirds vote of the Board of Directors.

ADOPT AGENDA FOR THE REGULAR MEETING OF AUGUST 21, 2013

PRESENTATION

President Hernandez will present certificates to Chloe Casebier, Chloe Orozco, and Daniela Pena, the top three entrants in the Poster Contest selected to represent Vallecitos Water District in the North County Water Agency 2014 calendar.

Ryan Strausbaugh from California State University San Marcos will present a Vallecitos Water District “Citizen-Centric Report.”

ORAL COMMUNICATIONS

Persons wishing to address a matter not on the Agenda may be heard at this time; however, no action will be taken until the matter is placed on a future agenda in accordance with Board policy.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar will be voted upon by one motion. There will be no separate discussion of these items, unless a Board member or member of the public requests that a particular item(s) be removed from the Consent Calendar, in which case it will be considered separately under Action Items.
CONSENT CALENDAR

1.1 APPROVAL OF MINUTES

A. REGULAR BOARD MEETING – AUGUST 7, 2013
B. COMMITTEE MEETING OF THE WHOLE SPECIAL BOARD MEETING – AUGUST 12, 2013

*Approved minutes become a permanent public record of the District.*

Recommendation: Approve Minutes

1.2 WARRANT LIST THROUGH AUGUST 21, 2013 – $1,239,104.07

Recommendation: Approve Warrant List

1.3 FINANCE REPORTS

A. WATER METER COUNT – JULY 31, 2013
B. WATER PRODUCTION/SALES REPORT – 2013/2014
C. WATER REVENUE AND EXPENSE REPORT – JULY 31, 2013
D. SEWER REVENUE AND EXPENSE REPORT – JULY 31, 2013
E. RESERVE FUNDS ACTIVITY (REVISED) – JUNE 30, 2013
F. RESERVE FUNDS ACTIVITY – JULY 31, 2013
G. INVESTMENT REPORT – JULY 31, 2013

*****END OF CONSENT CALENDAR*****

ACTION ITEMS

2.1 REQUEST FOR WATER AND SEWER ANNEXATION INTO THE VALLECITOS WATER DISTRICT AND SEWER IMPROVEMENT DISTRICTS 1, 2 & 6 FOR WATER AND SEWER SERVICE - APN: 221-661-23 (MOXIE PACIFIC PALOMAR, LLC)

*The property is near the boundaries of Poinsettia Avenue and Business Park Drive, located at the north side of San Marcos Boulevard.*

Recommendation: Approve annexation with conditions

2.2 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 2 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

*The project is located south of San Elijo Road between Double Peak Drive and Ledge Street.*

Recommendation: Approve construction agreement
2.3 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 3 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

The project is located south of San Elijo Road between Double Peak Drive and Ledge Street.

Recommendation: Approve construction agreement

2.4 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 4 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

The project is located along Ledge Street, north of San Elijo Road.

Recommendation: Approve construction agreement

2.5 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 5 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

The project is located north of San Elijo Road between Ledge Street and Attebury Drive.

Recommendation: Approve construction agreement

2.6 AWARD OF DESIGN CONTRACT FOR SAN MARCOS INTERCEPTOR PHASE 2

Phase 2 design extends from Lift Station No. 1 east to Via Vera Cruz along an alignment that has been revised to follow the proposed Main Street, which is part of the San Marcos Creek Project.

Recommendation: Approve final design contract award to Kennedy/Jenks Consultants in the amount of $381,732, subject to the provisions of the Contract

2.7 APPROVAL OF AS-NEEDED ENGINEERING SERVICES AGREEMENTS FOR FISCAL YEAR 2013/14 AND 2014/15

Agreements with selected firms for minor engineering and design services for capital projects and other unscheduled small projects.

Recommendation: Approve as-needed engineering services agreements for the selected firms, subject to provisions of the contract
2.8 COST OF SERVICE STUDY REPORT

Cost of Service Study for water, wastewater, overhead, and miscellaneous charges.

Recommendation: Consider and accept the "Water Validation, Cost of Service & Rate Design Analysis; Wastewater Validation & Rate Analysis; Miscellaneous Fees & Overhead Rate Analysis" dated August 14, 2013

2.9 SPECIAL DISTRICT LEADERSHIP FOUNDATION – DISTRICT TRANSPARENCY CERTIFICATE OF EXCELLENCE

Program created by the Special District Leadership Foundation (SDLF) in an effort to promote transparency in the operations and governance of special districts to the public.

Recommendation: Approval to move forward with the SDLF’s “District Transparency Certificate of Excellence” and post the requested information on the District’s new website

2.10 ACWA COMMITTEE APPOINTMENT NOMINATIONS FOR THE 2014-2015 TERM

ACWA is requesting committee nominations from ACWA members for the 2014-2015 term.

Recommendation: Request Board direction

*****END OF ACTION ITEMS*****

REPORTS

3.1 GENERAL MANAGER

3.2 DISTRICT LEGAL COUNSEL

3.3 SAN DIEGO COUNTY WATER AUTHORITY

3.4 ENCINA WASTEWATER AUTHORITY

3.5 DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED

*****END OF REPORTS*****
OTHER BUSINESS

4.1 MEETINGS

WateReuse Research Direct Potable Reuse Conference
November 7 – 8, 2013 – Marriott Hotel, Newport Beach, CA

4.2 DISCUSSION ON STANDING COMMITTEES AND BOARD COMMITTEE

*****END OF OTHER BUSINESS*****

5.1 DIRECTORS COMMENTS/FUTURE AGENDA ITEMS

*****END OF DIRECTORS COMMENTS/FUTURE AGENDA ITEMS*****

CLOSED SESSION

6.1 CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (ONE CASE)
Citizens Development Corporation v. County of San Diego, et al
U.S.D.C., So. District of California, Case No. 12-CV-00334-GPC-KSC

7.1 ADJOURNMENT

*****END OF AGENDA*****

If you have any disability which would require accommodation in order to enable you to participate in this meeting, please call the Executive Secretary at 760.744.0460 ext. 264 at least 48 hours prior to the meeting.

Audio and video recordings of all Board meetings are available to the public at the District website www.vwd.org

AFFIDAVIT OF POSTING

I, Diane Posvar, Executive Secretary of the Vallecitos Water District, hereby certify that I caused the posting of this Agenda in the outside display case at the District office, 201 Vallecitos de Oro, San Marcos, California by 3:00 p.m., Friday, August 16, 2013.

Diane Posvar
President Hernandez called the Regular meeting to order at the hour of 4:00 p.m.

Director Martin led the pledge of allegiance.

Present: Director Evans
Director Ferguson
Director Martin
Director Poltl
Director Hernandez

Staff Present: General Manager Lamb
Assistant General Manager Scaglione
Legal Counsel Scott
Legal Counsel Dodson
Administrative Services Manager Emmanuel
Finance Manager Fusco
Principal Engineer Gumpel
Water Operations Supervisor Pedrazzi
Accounting Supervisor Owen
Risk Management Supervisor Janus
Public Information/Conservation Supervisor Urabe
Public Information Representative Webb
Public Information Representative Yerman
Executive Secretary Posvar
Administrative Secretary Rogers

Others Present: Neal Meyers, Meyers Fozi, LLP

ADOPT AGENDA FOR THE REGULAR MEETING OF AUGUST 21, 2013

13-08-05 MOTION WAS MADE by Director Poltl, seconded by Director Evans, and carried unanimously, to adopt the agenda for the Regular Board Meeting of August 21, 2013.

PRESENTATIONS

President Hernandez presented certificates to Chloe Casebier, Chloe Orozco, and Daniela Pena, the top three entrants in the Poster Contest selected to represent Vallecitos Water District in the North County Water Agency 2014 calendar.

Ryan Strausbaugh, recently graduated from California State University San Marcos, presented a Vallecitos Water District “Citizen-Centric Report.” The report was prepared for a college course Ryan attended during the summer. General discussion followed the presentation.
ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

13-08-06 MOTION WAS MADE by Director Martin, seconded by Director Evans, and carried unanimously, to approve the Consent Calendar as presented.

1.1 A. Regular Board Meeting – August 7, 2013
    B. Committee Meeting of the Whole Special Board Meeting – August 12, 2013

1.2 Warrant List through August 21, 2013 - $1,239,104.07

1.3 Financial Reports

    A. Water Meter Count – July 31, 2013
    B. Water Production/Sales Report – 2013/2014
    C. Water Revenue And Expense Report – July 31, 2013
    D. Sewer Revenue And Expense Report – July 31, 2013
    E. Reserve Funds Activity (Revised) – June 30, 2013
    F. Reserve Funds Activity – July 31, 2013

ACTION ITEMS

REQUEST FOR WATER AND SEWER ANNEXATION INTO THE VALLECITOS WATER DISTRICT AND SEWER IMPROVEMENT DISTRICTS 1, 2 & 6 FOR WATER AND SEWER SERVICE - APN: 221-661-23 (MOXIE PACIFIC PALOMAR, LLC)

General Manager Lamb stated that the property is near the boundaries of Poinsettia Avenue and Business Park Drive, located at the north side of San Marcos Boulevard. The property is currently within the Vista Irrigation District (VID) in the City of Vista. One of the conditions of approval requires the reorganization from Vista Sanitation District (Buena) and Vista Irrigation District (VID) to Vallecitos Water District (VWD) for water and sewer service.

Annexation into VWD for water and sewer service and concurrent detachment from VID will be required prior to water and sewer service being available. Processing and approval of the annexation by the Local Agency Formation Commission (LAFCO) will also be required. The property is currently within the VWD Sphere of Influence as adopted by LAFCO; therefore, no Sphere of Influence amendment will be required.

This item was discussed at the August 12 Board Committee meeting.

Staff recommended the Board approve the annexation with conditions.
13-08-07  MOTION WAS MADE by Director Ferguson, seconded by Director Martin, and carried unanimously, to approve the annexation with conditions.

1. Payment of water annexation fee of $4,097.00 per acre (17.17 acres) = $70,345.49
2. Payment of sewer annexation fee of $8,736.00 per acre (17.17 acre) = $149,997.12
3. Payment of State Board of Equalization fee of $800.00.
4. Submit copy of title report showing ownership and a geographic description of the property including a plat map.
5. No construction of or connection into District water and sewer facilities will be allowed until completion of the annexation/detachment process, payment of annexation fees, payment of water and wastewater capital facility fees and payment of all current fees and charges.
6. Initiate annexation proceedings with LAFCO within 90 days of initial Board approval.
7. Initiate detachment proceedings with VID.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 2 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

General Manager Lamb stated that the project will construct approximately 337 feet of 8-inch diameter PVC water main and 337 feet of 8-inch diameter VCP sewer main. Upon completion of the water and sewer facilities, water and sewer service will be available to 13 single family homes.

All engineering fees and inspection deposits have been paid prior to Board approval of the Developmental/Construction Agreement. Water and wastewater capital facility fees are due and payable prior to issuance of the first building permit in the subdivision per Resolution 1343.

This item was discussed at the August 12 Board Committee meeting.

Staff recommended approval of the construction agreement.

13-08-08  MOTION WAS MADE by Director Poltl, seconded by Director Ferguson, and carried unanimously, to approve the Construction Agreement.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 3 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

General Manager Lamb stated that the project will construct approximately 244 feet of 8-inch diameter PVC water main and 243 feet of 8-inch diameter VCP sewer main. Upon completion of the water and sewer facilities, water and sewer service will be available to 11 single family homes.
All engineering fees and inspection deposits have been paid prior to Board approval of the Developmental/Construction Agreement. Water and wastewater capital facility fees are due and payable prior to issuance of the first building permit in the subdivision.

This item was discussed at the August 12 Board Committee meeting.

Staff recommended approval of the construction agreement.

13-08-09  MOTION WAS MADE by Director Martin, seconded by Director Poltl, and carried unanimously, to approve the Construction Agreement.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 4 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

General Manager Lamb stated that the project will construct approximately 119 feet of 8-inch diameter PVC water main and 108 feet of 8-inch diameter VCP sewer main. Upon completion of the water and sewer facilities, water and sewer service will be available to 16 single family homes.

All engineering fees and inspection deposits have been paid prior to Board approval of the Developmental/Construction Agreement. Water and wastewater capital facility fees are due and payable prior to issuance of the first building permit in the subdivision.

This item was discussed at the August 12 Board Committee meeting.

Staff recommended approval of the construction agreement.

13-08-10  MOTION WAS MADE by Director Martin, seconded by Director Evans, and carried unanimously, to approve the Construction Agreement.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS, PHASE 5, P.A. ‘S’, UNIT 5 (SAN ELIJO HILLS DEVELOPMENT COMPANY, LLC)

General Manager Lamb stated that the project will construct approximately 378 feet of 8-inch diameter PVC water main and 575 feet of 8-inch diameter VCP sewer main. Upon completion of the water and sewer facilities, water and sewer service will be available to 23 single family homes.

All engineering fees and inspection deposits have been paid prior to Board approval of the Developmental/Construction Agreement. Water and wastewater capital facility fees are due and payable prior to issuance of the first building permit in the subdivision.

This item was discussed at the August 12, Board Committee meeting.

Staff recommended approval of the construction agreement.
13-08-11 MOTION WAS MADE by Director Martin, seconded by Director Ferguson, and carried unanimously, to approve the Construction Agreement.

AWARD OF DESIGN CONTRACT FOR SAN MARCOS INTERCEPTOR PHASE 2

Principal Engineer Gumpel stated that the project consists of replacing the existing 21” sewer interceptor with approximately 9,000 LF of 36” to 42” diameter sewer pipe between Twin Oaks Valley Road and Lift Station No. 1.

Phase 1 is currently under construction between the southwest side of State Route 78 and east of Johnston Lane. Phase 1 consists of two tunnel portions as well as sections of open cut trenching.

Phase 2 design extends from Lift Station No. 1 east to Via Vera Cruz along an alignment that has been revised to follow the proposed Main Street, which is part of the San Marcos Creek project. Phase 2 will complete the project.

District staff requested a new scope and fee from Kennedy Jenks for Phase 2 in order to incorporate the latest changes to the alignment and extension. Kennedy/Jenks Consultants submitted an engineering services proposal and scope for final design and construction phase services of the San Marcos Interceptor Replacement Project for Phase 2 from Via Vera Cruz Lane to Lift Station No. 1.

This item was discussed at the August 12 Board Committee meeting.

Staff recommended the Board approve the agreement for engineering services with Kennedy/Jenks Consultants in the amount of $381,732.

13-08-12 MOTION WAS MADE by Director Evans, seconded by Director Martin, and carried unanimously, to approve the Agreement for Engineering Services.

APPROVAL OF AS-NEEDED ENGINEERING SERVICES AGREEMENTS FOR FISCAL YEAR 2013/14 AND 2014/15

Principal Engineer Gumpel stated that the District routinely requires minor engineering and design services for its capital projects and other unscheduled small projects. The cost of these services generally do not justify going through the formal engineering proposal process.

Based on past experience it is often in the best interests of the District to negotiate standard fees for these types of services. Over the past few years, staff has negotiated reduced rates, on an annual basis, with selected engineering/design/specialty firms which have submitted resumes, provided statements of qualifications and/or proposals and have successfully completed projects and provided services to the District. In 2011, the agreements and standard fees were revised to a two year basis. All as-needed
agreements will be reviewed and renewed on a bi-annual basis. Staff and Counsel have reviewed the engineering services agreements and find them consistent with similar, past agreements.

The following firms were selected for as-needed services:

- Infrastructure Engineering Corp. - Engineering Design
- Kennedy Jenks - Engineering Design
- Nolte Associates - Engineering Design
- Dudek – Engineering Design
- RF Yeager – Corrosion Engineering
- Southern California Soils and Testing – Geotechnical Engineering
- Harper & Associates – Reservoir Corrosion/Inspection and Design

This item was discussed at the August 12 Board Committee meeting

Staff recommended the Board approve the as-needed engineering services agreements for the selected firms, subject to the provisions of the contract.

13-08-13 MOTION WAS MADE by Director Martin, seconded by Director Ferguson, and carried unanimously, to approve the As-needed Engineering Services Agreements.

COST OF SERVICE STUDY REPORT

Assistant General Manager Scaglione stated that In April of 2013, the District hired Black & Veatch (B&V) to perform a Cost of Service Study (COSS) for water, wastewater, overhead, and miscellaneous charges. Black & Veatch assessed the District's current rate structure to gain an understanding of the District's rate setting practices and used the existing rate structure as a baseline for recommended changes. The review utilized the approved 2013/14 budget and financial projections and did not increase the adopted budget. Recommended rate changes resulted solely from a full cost allocation plan allocating water costs on the basis of water consumed, peak flows, number of customers, and other relevant factors ensuring cost of service fundamentals. Sewer costs were classified as either base costs (costs that vary with flow, like sewer collection), treatment/strength costs (biochemical oxygen demand and total suspended solids), or customer costs (costs that vary with the number of sewer connections). Details of the cost allocation plan and rate recommendations were included in the Report.

Assistant General Manager Scaglione provided an overview of all line items addressed in the COSS Report by Black and Veatch as well as future actions as a result of the Report.

This item was discussed at the July 24 and August 12 Board Committee meetings.

Staff recommended the Board accept the Cost of Service Study Report.
Minutes of the Vallecitos Water District Regular Meeting  
August 21, 2013  

General discussion took place.

13-08-14 MOTION WAS MADE by Director Evans, seconded by Director Ferguson, and carried unanimously, to accept the Cost of Service Study Report.

SPECIAL DISTRICT LEADERSHIP FOUNDATION – DISTRICT TRANSPARENCY CERTIFICATE OF EXCELLENCE

Public Information/Conservation Supervisor Urabe stated that staff is proposing to apply for the Special District Leadership Foundation’s “District Transparency Certificate of Excellence”. This program was created by the Special District Leadership Foundation (SDLF) in an effort to promote transparency in the operations and governance of special districts to the public. Earning the certificate demonstrates a commitment to engaging the public and creating greater awareness of the District’s activities. This certificate would be a tangible acknowledgement of the District’s transparency efforts. The certificate can be shown on the new District website which will have a section specifically for “Transparency” to highlight the District’s commitment to being open and accessible to ratepayers. All requirements for the certification have been obtained.

Once the application is completed, the District would be required to obtain a completed overview checklist from two individuals from a preapproved list. If the Board chooses to move forward with the application, staff will seek a review from the LAFCO Executive Officer and General Manager of a peer agency.

Staff requested the Board’s approval to submit the application.

General discussion took place.

13-08-15 MOTION WAS MADE by Director Ferguson, seconded by Director Evans, and carried unanimously, to approve staff’s submittal of the SDLF’s District Transparency Certificate of Excellence application.

ACWA COMMITTEE APPOINTMENT NOMINATIONS FOR THE 2014-2015 TERM

General Manager Lamb stated that ACWA is requesting committee nominations from ACWA members for the 2014-2015 term. Committees are an integral part of ACWA’s activities, therefore, committees need active, involved individuals able to expend the time and provide their expertise if appointed. The committees have a varied number of meetings per year.

All correspondence and forms regarding committee appointments must be submitted to ACWA no later than September 30, 2013 to be eligible for consideration.

General Manager Lamb stated that Assistant General Manager Scaglione has indicated he would like to continue participating on the Finance Committee. Director Hernandez has indicated he would like to continue participating on the Groundwater Committee as well.
Director Martin stated that he is interested in serving on the Energy committee and/or the Membership Committee.

General discussion took place.

REPORTS

GENERAL MANAGER

None.

DISTRICT COUNSEL

Legal Counsel Scott updated the Board on two cases related to the dissolution of Redevelopment agencies. One case involves the City of Escondido vs. Matosantos and the other is the affordable Housing Coalition vs. Sandoval. Legal Counsel Scott indicated that Vallecitos Water District, like other special districts in San Diego County, is being sued as a defendant as a result of receiving Redevelopment funds. Legal Counsel Scott indicated that the District will be filing general appearances and entering into stipulations to abide by whatever the court determines is the proper result between the parties.

SAN DIEGO COUNTY WATER AUTHORITY

Director Evans stated that the next Board meeting is tomorrow, August 22. The Board is focused on the BDCP and the Water Authority has chosen four options of the sixteen that are in the EIR/EIS. She will report back after the meeting.

ENCINA WASTEWATER AUTHORITY

Director Poltl stated that the Policy and Finance Committee did not meet this month.

Director Hernandez stated that at the Capital Improvement Committee meeting the Affluent Conjunction Structure project was discussed. The estimate was 14% incorrect; staff will negotiate with the lowest bidder. They are confident they are going to meet the goal and if they don’t it will be taken back to re-bid.

DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED

Director Martin reported on his attendance to the Urban Water Institute Annual Conference. The sessions consisted of discussions about the Bay Delta Conservation Plan, the Colorado River study and fracking.

Director Evans reported on her attendance to the Urban Water Institute Annual Conference. She provided a couple quotes that she found interesting. “The cheapest water is to keep the water you already have.” “We are working very hard and our hydrology is not supporting us.” She also commented on the fracking issue.
Director Ferguson reported on her attendance to the North San Diego Regional Recycled Water Group meeting on the direct potable reuse initiative which was held at the District office on August 13. She stated that their goal is to establish direct potable reuse as a water supply option that can be implemented by water utilities. She further stated that the North San Diego County Regional Recycled Water Project group has changed its name to North San Diego Water Reuse Coalition.

Director Poltl reported on his attendance to the North San Diego Regional Recycled Water Group meeting held on August 13. He commented that it was a great presentation. He stated that they were stressing that if potable water was going to happen it was going to be up to the individual districts to implement it.

Director Poltl reported on his attendance to the CSDA San Diego Chapter Quarterly meeting. The presentation was about the revolution that is going on in education and how to keep students focused.

Director Martin reported on his attendance to the Council of Water Utilities meeting. The speaker spoke about Mexico and the relationship in regards to water and the Colorado River.

OTHER BUSINESS

DISCUSSION ON STANDING COMMITTEES AND BOARD COMMITTEE

General Manager Lamb provided background on the Committee meetings in general and the District’s Ordinance No. 178 which governs the business of the Board and establishes the regular Board meetings. The standing committees are comprised of the Finance Committee, Engineering Committee, Public Awareness and Personnel Committee and the Legislative Committee. Two Board members serve on each Committee although the District does not currently utilize this process. Also allowed in the policy is the Board’s authority to call a Special Meeting. A Special Meeting requires only a 24 hour notice versus the standard 72 hour notice. The Ordinance also authorizes the Committee of the Whole meetings. The Special Meetings and the Committee Meetings of the Whole can be called at any time; they are not held to a standing time.

General discussion took place on a potential time change, location change and name change for the Committee Meetings of the Whole.

During general discussion, Legal Counsel Scott stated the reason the District needs to call the Committee Meetings of the Whole a Board Meeting is to follow the Brown Act. When the five Board Members get together routinely it is considered a Board Meeting. The Board can continue to have the same meetings they just need to be called a Regular Board Meeting. These meetings can still be conducted in a workshop setting.
The consensus of the Board was to keep the meetings at 4:00 p.m.

Director Ferguson requested that staff notify Board members if there will be a topic on the agenda that will cause a Board Meeting to run longer than usual.

DIRECTORS COMMENTS/FUTURE AGENDA ITEMS

None.

CLOSED SESSION

CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)  
CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (ONE CASE)  
Citizens Development Corporation v. County of San Diego, et al  
U.S.D.C., So. District of California, Case No. 12-CV-00334-GPC-KSC

13-08-16 MOTION WAS MADE by Director Ferguson, seconded by Director Evans, and carried unanimously, to move into Closed Session pursuant to Government Code Section 54956.9(a).

REPORT AFTER CLOSED SESSION

The Board reconvened to Open Session at the hour of 6:45 p.m. The Board, in Closed Session, directed staff to take appropriate action.

ADJOURNMENT

There being no further business to discuss, President Hernandez adjourned the Regular Meeting of the Board of Directors at the hour of 6:46 p.m.

A Regular Meeting of the Vallecitos Water District Board of Directors has been scheduled for Wednesday, September 4, 2013, at 4:00 p.m. at the District office, 201 Vallecitos de Oro, San Marcos, California.

James Hernandez, President  
Board of Directors  
Vallecitos Water District

ATTEST:

Dennis O. Lamb, Secretary  
Board of Directors  
Vallecitos Water District