

AGENDA FOR A REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF THE VALLECITOS WATER DISTRICT  
WEDNESDAY, JANUARY 7, 2009 AT 4:00 P.M.  
AT THE DISTRICT OFFICE  
201 VALLECITOS DE ORO, SAN MARCOS, CALIFORNIA

CALL TO ORDER – PRESIDENT HANNAN

PLEDGE OF ALLEGIANCE – DIRECTOR FERGUSON

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 JANUARY 7, 2008

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 – DECEMBER 17, 2008

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

**Recommendation: Approve Minutes**

- 1.2 WARRANT LIST THROUGH JANUARY 7, 2009 - \$1,094,111.97

**Recommendation: Approve Warrant List**

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

ACTION ITEMS

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

REPORTS

- 2.1 GENERAL MANAGER
- 2.2 DISTRICT LEGAL COUNSEL
- 2.3 DEPUTY GENERAL MANAGER – ENGINEERING AND OPERATIONS
- 2.4 SAN DIEGO COUNTY WATER AUTHORITY  
- Summary of Formal Board of Directors' Meeting – December 18, 2008
- 2.5 ENCINA WASTEWATER AUTHORITY
- 2.6 ACWA/REGION 10
- 2.7 LAFCO
- 2.8 DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED

\*\*\*\*\*END OF REPORTS\*\*\*\*\*

OTHER BUSINESS

- 3.1 COMMENTS/QUESTIONS REQUESTING FUTURE BOARD REVIEW/ACTION,  
COMMITTEE WORK OR STAFF REPORTS

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

CLOSED SESSION

- 4.1 CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54954.2  
POTENTIAL LITIGATION

\*\*\*\*\*END OF CLOSED SESSION\*\*\*\*\*

- 5.1 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. 261 at least 48 hours prior to the meeting.

AFFIDAVIT OF POSTING

I, Carol Lewis, 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., Wednesday, December 31, 2009.

  
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Carol Lewis

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF THE VALLECITOS WATER DISTRICT  
WEDNESDAY, JANUARY 7, 2009, AT 4:00 PM AT THE DISTRICT OFFICE,  
201 VALLECITOS DE ORO, SAN MARCOS, CALIFORNIA

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

Director Ferguson led the pledge of allegiance.

Present: Director Ferguson  
Director Gentry  
Director Hannan  
Director Poltl  
Director Shell

Staff Present: Deputy General Manager Lamb  
Legal Counsel Scott  
Director of Finance Scaglione  
Director of Human Resources Caudle  
Engineering Manager Gerdes  
Operations & Maintenance Manager Arrant  
Public Information/Conservation Supervisor Urabe  
Public Information Representative Webb  
Administrative Secretary Posvar

ADOPT AGENDA FOR THE REGULAR MEETING OF JANUARY 7, 2009

Legal Counsel Scott reported that a Closed Session item pursuant to Government Code Section 54954.2(b) has arisen subsequent to the posting of the agenda which the Board needs to consider. The matter involves the claim of Krista Gunderson pursuant to Government Code Section 54956.95. A two thirds vote is needed to add the item to the agenda.

09-01-01 MOTION WAS MADE by Director Ferguson, seconded by Director Poltl, and carried unanimously, to add a Closed Session item to the agenda.

09-01-02 MOTION WAS MADE by Director Ferguson, seconded by Director Poltl, and carried unanimously, to adopt the agenda for the Regular Meeting of January 7, 2008, as amended.

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

09-01-03 MOTION WAS MADE by Director Shell, seconded by Director Gentry, and carried unanimously, to approve the Consent Calendar as presented:

1.1 Approval of Minutes

A. Regular Board Meeting – December 17, 2008

1.2 Warrant List through January 7, 2009 - \$1,094,111.97

ACTION ITEMS

None.

REPORTS

GENERAL MANAGER

Deputy General Manager Lamb provided an update on the IAWP (MET program) and SAWR (SDCWA program) programs as follows: out of 180 participants, 23 opted out of the IAWP program but remained in the SAWR program; 35 participants opted out entirely; the remaining participants who did not respond will, by default, remain in both programs. He further stated that for calendar year 2008, agricultural customers achieved about a 34% reduction from the 2006/07 base year.

DISTRICT COUNSEL

None.

DEPUTY GENERAL MANAGER – ENGINEERING AND OPERATIONS

None.

SAN DIEGO COUNTY WATER AUTHORITY

Director Ferguson stated that the Board meeting is scheduled for January 22.

Director Ferguson stated that incoming Chair, Bud Lewis, has appointed an expanded Executive Committee; the group previously consisted of only three Board members. The expanded Executive group now includes Officers, Committee Chairs (i.e. Chair of Engineering/Operations, Chair of Water Conservation, etc), two MWD delegates, and two representatives at large. This expanded group had their first meeting today. One of the topics discussed at this meeting was whether membership in the Water Agencies Association (WAA) should be continued as the group felt that the WAA was not providing any substantive direction or involvement in water issues.

The group decided that the SDCWA should not continue membership in WAA and will submit this recommendation to the SDCWA Board. The group also voted to recommend to the SDCWA Board that Joe Parker (MET delegate from SDCWA) be appointed Director Emeritus (can attend meetings but cannot vote). Twenty three meetings in total have been scheduled for the group this year.

Director Ferguson also discussed the monthly Manager meeting and the issue of SDCWA Board members attending the meeting. It was decided by the group that Board members may attend, however, no per diem would be allowed. This issue of a quorum attending and violating the Brown Act was also discussed. It was determined that the Board members would sign up for the meeting through SDCWA Board clerk who would track the number of attendees. If a quorum would be present then the Board members would be limited. The members that were not allowed to attend would be the first signed up for the next Manager's meeting. The group was going to recommend this process to the Board for consideration.

#### ENCINA WASTEWATER AUTHORITY

Director Gentry stated that the Board meeting is scheduled for January 21.

#### ACWA REGION 10

Director Gentry stated that a meeting has not yet been scheduled.

#### LAFCO

Director Poltl reported that the Advisory Committee met on December 19, 2008. At this meeting the Chair was re-elected, as well as members Jo MacKenzie and Bud Pocklington. Two vacancies remain and will be filled at a later time.

#### DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED

Director Ferguson reported that she attended a Water Conservation Action Committee meeting on January 5, 2009, with General Manager Rucker. This was the start-up meeting for the Committee. The Committee Chair would like to form help for HOA's relative to conservation in their landscaping. This would be followed with conservation efforts for single family residences. Director Ferguson stated that a copy of a "How-To" guide on water smart landscaping for community associations, which was developed by the SDCWA, was provided to each VWD Director. She further stated that she will not continue attendance to this Committee's meetings; it is likely that the VWD General Manager will appoint a staff person to attend these meetings.

#### OTHER BUSINESS

None.

CLOSED SESSION

CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1)  
POTENTIAL LITIGATION

09-01-04 MOTION WAS MADE by Director Ferguson, seconded by Director Gentry, and carried unanimously, to move into Closed Session regarding potential litigation pursuant to Government Code Section 54956.9(b)(1) and regarding claim of Krista Gunderson pursuant to Government Code Section 54956.95.

REPORT AFTER CLOSED SESSION

The Board reconvened to Open Session at the hour of 4:50 p.m. The Board, in Closed Session, directed staff to deny the claim of Krista Gunderson and refer the claim to the Joint Powers Insurance Authority. In addition, staff and Counsel were directed to take appropriate action concerning the potential litigation matter.

ADJOURNMENT

There being no further business to discuss, President Hannan adjourned the Regular Meeting of the Board of Directors at the hour of 4:52 p.m.

A Regular Meeting of the Vallecitos Water District Board of Directors has been scheduled for Wednesday, January 21, 2009, at 4:00 p.m. at the District office, 201 Vallecitos de Oro, San Marcos, California.



Trish Hannan, President  
Board of Directors  
Vallecitos Water District

ATTEST:



William W. Rucker, Secretary  
Board of Directors  
Vallecitos Water District