

AGENDA FOR A REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF THE VALLECITOS WATER DISTRICT  
WEDNESDAY, JANUARY 6, 2010, AT 4:00 P.M.  
AT THE DISTRICT OFFICE  
201 VALLECITOS DE ORO, SAN MARCOS, CALIFORNIA

CALL TO ORDER – PRESIDENT FERGUSON

PLEDGE OF ALLEGIANCE – DIRECTOR HANNAN

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 6, 2010

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 16, 2009

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

**Recommendation: Approve Minutes**

1.2 WARRANT LIST THROUGH JANUARY 6, 2010 - \$1,441,636.50

**Recommendation: Approve Warrant List**

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

ACTION ITEMS

2.1 APPROVAL OF CONTRACT WITH ENERNOG FOR THE USE OF THE ON-SITE GENERATOR AT MEADOWLARK WATER RECLAMATION FACILITY

*Enernoc works in cooperation with SDG&E as a business partner in developing power generation during peak demand periods and has also been identified as a preferred service provider by ACWA. Enernoc enters into a contract with the agency that allows them to run the generator during peak periods and supply the power to the utility.*

**Recommendation:** Approve the contract with Enernoc for the use of the on-site generator at Meadowlark Water Reclamation Facility.

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

REPORTS

3.1 GENERAL MANAGER

3.2 DISTRICT LEGAL COUNSEL

3.3 SAN DIEGO COUNTY WATER AUTHORITY  
- Summary of Formal Board of Directors' Meeting – December 17, 2009

3.4 ENCINA WASTEWATER AUTHORITY

3.5 ACWA/REGION 10

3.6 DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED  
- Director Poltl submitted a written report on his attendance to the Council of Water Utilities meeting on December 15, 2009.  
- Director Shell submitted a written report on his attendance to the Council of Water Utilities meeting on December 15, 2009.

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

OTHER BUSINESS

4.1 MEETINGS

**CSDA Special District Legislative Days**  
May 11 - 12, 2010 – Sheraton Grand Hotel, Sacramento, CA

**Council of Water Utilities, San Diego County**  
January 19, 2010 – StoneRidge Country Club, Poway, CA

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

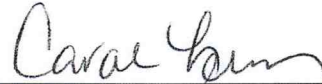
5.1 ADJOURNMENT

\*\*\*\*\*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., Thursday, 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 6, 2010, AT 4:00 PM AT THE DISTRICT OFFICE,  
201 VALLECITOS DE ORO, SAN MARCOS, CALIFORNIA

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

Director Hannan led the pledge of allegiance.

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

Staff Present: General Manager Lamb  
Legal Counsel Scott  
Director of Finance Scaglione  
Director of Human Resources Caudle  
Engineering Manager Gerdes  
Operations Manager Arrant  
Capital Facilities/Engineering Supervisor Gumpel  
Regulatory Affairs Specialist Janus  
Public Information Specialist Webb  
Executive Secretary Lewis  
Administrative Secretary Posvar

ADOPT AGENDA FOR THE REGULAR MEETING OF JANUARY 6, 2010

10-01-01 MOTION WAS MADE by Director Poltl, seconded by Director Gentry, and carried unanimously, to adopt the agenda for the Regular Board Meeting of January 6, 2010.

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

10-01-02 MOTION WAS MADE by Director Hannan, seconded by Director Shell, and carried unanimously, to approve the Consent Calendar as presented.

1.1 Approval of Minutes

A. Regular Board Meeting – December 16, 2009

1.2 Warrant List through January 6, 2010 - \$1,441,636.50

ACTION ITEMS

APPROVAL OF CONTRACT WITH ENERNOC FOR THE USE OF THE ON-SITE GENERATOR AT MEADOWLARK WATER RECLAMATION FACILITY

General Manager Lamb reported that EnerNOC works in cooperation with San Diego Gas & Electric (SDG&E) as a business partner in developing power generation during peak demand periods and has also been identified as a preferred service provider by ACWA. Essentially, this program entails working with public agencies that have large on-site generators that are normally utilized only for emergency power for the utility. EnerNOC enters into a contract with the agency that allows them to run the generator during peak demand periods and supply the power to the SDG&E grid. The contract allows the generator system to be operated at full load during the 210 hours EnerNOC is allowed to operate. In addition, the contract ensures that the District always has priority in operation of the equipment for its needs.

Following general discussion staff recommended approval of the contract with EnerNOC.

10-01-03 MOTION WAS MADE by Director Gentry, seconded by Director Shell, and carried unanimously, to approve the contract with EnerNOC for the use of the on-site generator at Meadowlark Water Reclamation Facility.

REPORTS

GENERAL MANAGER

General Manager Lamb reported that the District has received an invitation to the San Marcos Chamber of Commerce annual Installation and Awards Luncheon scheduled on February 10, 2010. Invitations were distributed to the Board.

General Manager Lamb reported that the District will be hosting the San Marcos Chamber Mixer at the District on January 20, 2010, from 5:30 – 7:30 p.m.

General Manager Lamb provided an update on the drought response in acre feet. M&I year to date (Dec. 31, 2009) demand is 1,474 acre feet, or 14.6% less than the M&I allotment. IAWP year to date demand is 173 acre feet, or 17.8%, less than the IAWP allotment. SAWR year to date demand is 105 acre feet, or 25.1%, less than the SAWR allotment. Meters in service in December were 20,442.

DISTRICT COUNSEL

Legal Counsel Scott reported on the recent case of Poland v. Brookrails Community Services District in which the court held that a water district's minimum charge on parcels for providing water or sewer service, regardless of actual use of the service by the property owner, was for an immediately available service and consequently did not require ballot approval by the affected property owners prior to imposition. The Court further held that the disputed charges were fees and not property-related assessments. Legal Counsel Scott noted that this was a good ruling for public agencies and was consistent with existing laws.

#### SAN DIEGO COUNTY WATER AUTHORITY

Director Ferguson reported that the December 17, 2009 Summary of the Formal Board of Directors' Meeting was provided in the agenda packet. The next meeting will be held on January 21, 2010.

#### ENCINA WASTEWATER AUTHORITY

Director Gentry reported that the next Board meeting will be held on January 27, 2010.

#### ACWA REGION 10

Director Gentry reported that the Region 10 Conference occurred in San Diego at which all Officers were reinstated for 2010.

#### LAFCO

None.

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

President Ferguson noted that written reports from Directors were included in the agenda packet.

Director Hannan provided a verbal report on her attendance to the Council of Water Utilities meeting on December 15, 2009.

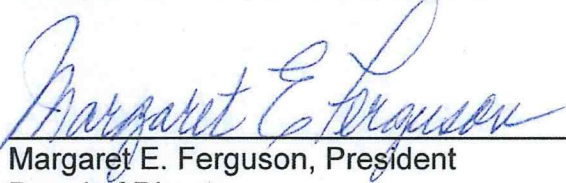
#### OTHER BUSINESS

None.

#### ADJOURNMENT

There being no further business to discuss, President Ferguson adjourned the Regular Meeting of the Board of Directors at the hour of 4:15 p.m.

A Regular Meeting of the Vallecitos Water District Board of Directors has been scheduled for Wednesday, January 20, 2010, at 4:00 p.m. at the District office, 201 Vallecitos de Oro, San Marcos, California.



Margaret E. Ferguson, President  
Board of Directors  
Vallecitos Water District

ATTEST:



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