

AGENDA FOR A REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE VALLECITOS WATER DISTRICT
WEDNESDAY, OCTOBER 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 – PRESIDENT 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 OCTOBER 6, 2010

INTRODUCTION

Human Resources Technician Weaver will introduce new employee - **Kerr Norman**, Plant Operator.

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. COMMITTEE MEETING OF THE WHOLE, SPECIAL BOARD MEETING - SEPTEMBER 13, 2010
 - B. REGULAR BOARD MEETING – SEPTEMBER 15, 2010

Approved minutes become a permanent public record of the District.

Recommendation: Approve Minutes

- 1.2 WARRANT LIST THROUGH OCTOBER 6, 2010 - \$2,898,044.44

Recommendation: Approve Warrant List

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

ACTION ITEMS

- 2.1 BOARD OF SUPERVISORS APPOINTMENT RESOLUTION

Elections Code Section 10515 of the State of California provides that under attendant circumstances the Board of Supervisors of San Diego County can appoint a Director who has filed a Declaration of Candidacy.

Recommendation: Approve Resolution

- 2.2 RESOLUTION IN SUPPORT OF NEGOTIATIONS – SDCWA/POSEIDON RESOURCES

The District submitted a letter to the SDCWA confirming that upon completion of successful negotiations with Poseidon Resources for the purchase of desalinated water from the Carlsbad project, the District would relinquish contract rights to the desalinated water.

Recommendation: Approve Resolution

- 2.3 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS PHASE III - P.A. V1, UNIT 4

The project is located on Festival Road which is east of Wild Canyon Drive and north of San Elijo Road. The facilities being installed will provide water and sewer service to 32 single family dwelling units.

Recommendation: Approve the Construction Agreement

- 2.4 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS PHASE III – P.A. K-LOWER, UNIT 20

The project is located on Vega Way which is east of Wild Canyon Drive and north of San Elijo Road. The facilities being installed will provide water and sewer service to 25 single family dwelling units.

Recommendation: Approve the Construction Agreement

2.5 APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS
PHASE III – P.A. K-LOWER, UNIT 21

The project is located on Tucana Drive and Pavo Court which is east of Wild Canyon Drive and north of San Elijo Road. The facilities being installed will provide water and sewer service to 27 single family dwelling units.

Recommendation: Approve the Construction Agreement

*****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 – September 23, 2010

3.4 ENCINA WASTEWATER AUTHORITY

3.5 ACWA/REGION 10

3.6 LAFCO

3.7 DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS
ATTENDED

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

OTHER BUSINESS

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

CLOSED SESSION

4.1 CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION
549567.6 CONFERENCE WITH LABOR NEGOTIATOR
Agency designated representative: General Manager
Employee Organization: Vallecitos Employee's Association

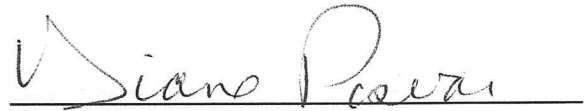
5.1 ADJOURNMENT

*****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. 264 at least 48 hours prior to the meeting.

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, October 1, 2010.

A handwritten signature in cursive script that reads "Diane Posvar". The signature is written in black ink and is positioned above a horizontal line.

Diane Posvar

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE VALLECITOS WATER DISTRICT
WEDNESDAY, OCTOBER 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
Finance Manager Scaglione
Administrative Services Manager Caudle
District Engineer Gerdes
Principal Engineer Gumpel
Human Resources Technician Weaver
Public Information Specialist Webb
Executive Secretary Posvar

ADOPT AGENDA FOR THE REGULAR MEETING OF OCTOBER 6, 2010

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

INTRODUCTION

Human Resources Technician Weaver introduced new employee Kerr Norman, Plant Operator.

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

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

1.1 Approval of Minutes

- A. Committee Meeting of the Whole, Special Board Meeting – September 13, 2010
- B. Regular Board Meeting – September 15, 2010

1.2 Warrant List through October 6, 2010 - \$2,898,044.44

ACTION ITEMS

BOARD OF SUPERVISORS APPOINTMENT RESOLUTION

General Manager Lamb stated that the Resolution requests the County Board of Supervisors reappoint Director Poltl to his Division seat for the term ending in 2014 due to the fact there was no opposition in this election for his division.

Staff recommended the Board adopt the Resolution.

- 10-10-03 MOTION WAS MADE by Director Hannan, seconded by Director Shell, and carried unanimously, to adopt the Resolution.

Resolution No. 1363 - The roll call vote was as follows:

AYES: GENTRY, HANNAN, POLTL, SHELL, FERGUSON
NOES:
ABSENT:
ABSTAIN:

RESOLUTION IN SUPPORT OF NEGOTIATIONS – SDCWA/POSEIDON RESOURCES

General Manager Lamb stated that the District entered into an agreement with Poseidon in 2007 for the purchase of 7,500 acre feet of desalinated water. In June of this year, the Board authorized a letter be sent to Maureen Stapleton, SDCWA General Manager, confirming that upon successful completion of negotiations between the SDCWA and Poseidon for the purchase of the desalinated water, the District would relinquish its contract rights to the desalinated water. In July, the SDCWA adopted a Term Sheet for negotiations with Poseidon in which several conditions were included.

The proposed Resolution reaffirms that the District, upon completion of successful negotiations, will relinquish its prior contract. The other terms listed in the Resolution acknowledge that the District does not have conflicts with any other agreements, no other financial involvement, and no outstanding/ongoing negotiations that could derail the contract. This is a similar Resolution that all other partner agencies are adopting.

Staff recommended adoption of the Resolution.

10-10-04 MOTION WAS MADE by Director Poltl, seconded by Director Shell, and carried unanimously, to adopt the Resolution.

Resolution No. 1364 - The roll call vote was as follows:

AYES: GENTRY, HANNAN, POLTL, SHELL, FERGUSON

NOES:

ABSENT:

ABSTAIN:

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS PHASE III –
P.A. V1, UNIT 4

General Manager Lamb stated that the project is located on Festival Road in San Elijo Hills Master Planned Community. The facilities being installed will provide water and sewer service to 32 single family dwelling units. The inspection fees have been paid and bonds have been secured. Capacity fees will be paid in accordance with the new policy recently adopted by the Board.

Staff recommended approval of the construction agreement.

10-10-05 MOTION WAS MADE by Director Gentry, seconded by Director Hannan, and carried unanimously, to approve the construction agreement.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS PHASE III –
P.A. K-LOWER, UNIT 20

General Manager Lamb stated that the project is located on Vega Way in San Elijo Hills Master Planned Community. The facilities being installed will provide water and sewer service to 25 single family dwelling units. The inspection fees have been paid and bonds have been secured.

Staff recommended approval of the construction agreement.

10-10-06 MOTION WAS MADE by Director Poltl, seconded by Director Shell, and carried unanimously, to approve the construction agreement.

APPROVAL OF CONSTRUCTION AGREEMENT FOR SAN ELIJO HILLS PHASE III –
P.A. K-LOWER, UNIT 21

General Manager Lamb stated that the project is located on Tucana Drive and Pavo Court in San Elijo Hills Master Planned Community. The facilities being installed will provide water and sewer service to 27 single family dwelling units. The inspection fees have been paid and bonds have been secured.

Staff recommended approval of the construction agreement.

10-10-07 MOTION WAS MADE by Director Hannan, seconded by Director Poltl, and carried unanimously, to approve the construction agreement.

REPORTS

GENERAL MANAGER

General Manager Lamb stated that the District received the RDA component of the tax increment from the City of San Marcos in the amount of \$798,147.00.

General Manager Lamb stated that he forwarded an e-mail message received from Mrs. Cano to the Board members. In Mrs. Cano's message, she thanked the sewer crew for finding her ring in the sewer system.

General Manager Lamb stated that the October 19 Council of Water Utilities meeting has been changed from 7:30 a.m. to 6:00 p.m. He will not be able to attend because of a conflict with the public scoping meeting being held that night at the District for the Master Plan CIP program, however, a vehicle will be made available for the Board members attending in order to carpool.

General Manager Lamb stated that information on the Grand Festival was provided to all Board members.

DISTRICT COUNSEL

None.

SAN DIEGO COUNTY WATER AUTHORITY

Director Hannan stated that the September 23, 2010, Board of Directors Meeting Summary was provided in the agenda packet.

ENCINA WASTEWATER AUTHORITY

None.

ACWA REGION 10

Director Gentry stated that the combined Regions 8, 9 & 10 Workshop on salt management was held last week. He and Director Shell attended. The workshop was well attended.

LAFCO

Director Poltl stated that a meeting will take place this month.

DIRECTORS REPORTS ON TRAVEL/CONFERENCES/SEMINARS ATTENDED

President Ferguson noted that written reports were provided. The reports are on file.

OTHER BUSINESS

General Manager Lamb stated that an invitation was received for the Boys and Girls Club's Business & Community Leaders' Luncheon which will be held on October 22, 2010. The speaker will be Congressman Brian Bilbray. He further stated that attendance at this luncheon will require Board approval as it is not an authorized event under Ordinance No. 142.

10-10-08 MOTION WAS MADE by Director Hannan, seconded by Director Poltl, and carried unanimously, to approve Board attendance.

CLOSED SESSION

CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 549567.6
CONFERENCE WITH LABOR NEGOTIATOR

Agency designated representative: General Manager
Employee Organization: Vallecitos Employee's Association

10-10-09 MOTION WAS MADE by Director Gentry, seconded by Director Poltl, and carried unanimously, to move into Closed Session pursuant to Government Code Section 549567.6.

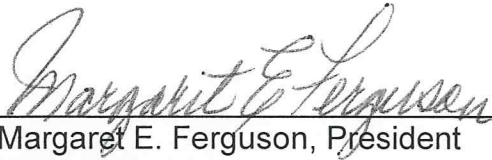
REPORT AFTER CLOSED SESSION

The Board reconvened to Open Session at the hour of 4:35 p.m. The Board, in Closed Session, provided direction to the General Manager concerning labor negotiation matters and voted unanimously to accept the withdrawal of the request for payment of FICA from the former General Manager.

ADJOURNMENT

There being no further business to discuss, President Ferguson adjourned the Regular Meeting of the Board of Directors at the hour of 4:36 p.m.

A Regular Meeting of the Vallecitos Water District Board of Directors has been scheduled for Wednesday, October 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