
BOARD OF DIRECTORS

REGULAR MEETING

JUNE 23, 2011



AGENDA

SOUTH COAST WATER DISTRICT
Meeting Location:
City of Dana Point Council Chamber
33282 Golden Lantern
Dana Point, CA 92629

Thursday, June 23, 2011
6:00 p.m.

(Closed Session at 5:00 p.m.)

IN ACCORDANCE WITH THE REQUIREMENTS OF CALIFORNIA GOVERNMENT CODE SECTION 54954.2, THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE DISTRICT'S ADMINISTRATIVE OFFICES NOT LESS THAN 72 HOURS PRIOR TO THE MEETING DATE AND TIME ABOVE. ALL WRITTEN MATERIALS RELATING TO EACH AGENDA ITEM ARE AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICE OF THE BOARD SECRETARY.

IN THE EVENT ANY MATTER NOT LISTED ON THIS AGENDA IS PROPOSED TO BE SUBMITTED TO THE BOARD FOR DISCUSSION AND/OR ACTION, IT WILL BE DONE IN COMPLIANCE WITH SECTION 54954.2(b) AS AN EMERGENCY ITEM OR BECAUSE THERE IS A NEED TO TAKE IMMEDIATE ACTION, WHICH NEED CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE POSTING OF THE AGENDA, OR AS SET FORTH ON A SUPPLEMENTAL AGENDA POSTED IN THE MANNER AS ABOVE, NOT LESS THAN 24 HOURS PRIOR TO THE MEETING DATE.

A. CLOSED SESSION

DURING THE COURSE OF CONDUCTING THE BUSINESS SET FORTH ON THIS AGENDA AS A REGULAR MEETING OF THE BOARD OF DIRECTORS, THE PRESIDENT MAY CONVENE THE BOARD IN CLOSED SESSION TO CONSIDER MATTERS OF PENDING OR POTENTIAL LITIGATION, OR PERSONNEL MATTERS, PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9, 54957 OR 54957.6.

REPORTS RELATING TO (A) PURCHASE AND SALE OF REAL PROPERTY; (B) MATTERS OF PENDING OR POTENTIAL LITIGATION; (C) EMPLOYMENT ACTIONS OR NEGOTIATIONS WITH EMPLOYEE REPRESENTATIVES; OR WHICH ARE EXEMPT FROM PUBLIC DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT, MAY BE REVIEWED BY THE BOARD DURING A PERMITTED CLOSED SESSION AND ARE NOT AVAILABLE FOR PUBLIC INSPECTION. AT SUCH TIME AS FINAL ACTIONS ARE TAKEN BY THE BOARD ON ANY OF THESE SUBJECTS, THE MINUTES WILL REFLECT ALL REQUIRED DISCLOSURES OF INFORMATION.

- (1) Convene in Closed Session
 - (a) Pursuant to Government Code Section §54956.9(b), confer with District Counsel and outside Counsel regarding negotiation of price and terms for District use of property at 1 Camel Point Drive, Laguna Beach (Roberts Property).

- (b) Pursuant to Government Code Section 54956.9, confer with District Counsel and outside Counsel on 1 matter of existing litigation: South Coast Water District vs. San Diego Regional Water Quality Control Board, Case No. OC-30-2010-00364016, Petition for Writ of Mandate.
- (c) Pursuant to Government Code Section 54956.8, meet with District negotiators, Mike Dunbar and Betty Burnett, to discuss price and terms for acquisition of tunnel project easements at Camel Point Drive.

B. RECONVENE BOARD MEETING IN REGULAR SESSION

- (1) Consideration of action, if any, on matters considered in closed session
- (2) Report on actions taken in closed session, as required

C. PLEDGE OF ALLEGIANCE..... Director Gardner

D. ROLL CALL OF BOARD MEMBERS

- President Wayne Rayfield
- Vice President Ingrid McGuire
- Director Richard Gardner
- Director Bob Moore
- Director Richard Runge

E. ORAL COMMUNICATIONS / PUBLIC COMMENTS

All persons wishing to address the Board on specific agenda items or matters of general interest should do so at this time by completing a "Request to Speak" form available at the door. The completed "Request to Speak" form is to be submitted to the secretary prior to an individual being heard by the Board. Members of the public who wish to discuss consent calendar items should do so at this time. **As determined by the President, speakers may also be heard following the Staff Report on each item and remarks may be limited to three (3) minutes.** Matters of interest addressed by a member of the public and not listed on this agenda cannot have action taken by the Board except as authorized by Government Code Section 54954.2(b).

F. NEW BUSINESS

1. Urban Water Management Plan

Resolution No. 14-10/11 Titled, "A Resolution of the Board of Directors of the South Coast Water District adopting and directing filing of the South Coast Water District Revised 2010 Urban Water Management Plan"

(Public Hearing at 6:00 pm or as soon as possible thereafter)

- Staff Report
- Open Public Hearing
- Public Comments
- Close Public Hearing
- Board Discussion

Recommended Action: The Engineering & Operations Committee recommends that Board of Directors adopt Resolution No. 14-10/11 titled, "A Resolution of the Board of Directors of the South Coast Water District adopting and directing filing of the South Coast Water District Revised 2010 Urban Water Management Plan"

2. Resolution No. 15-10/11 entitled, "A Resolution of the Board of Directors of South Coast Water District Approving a Report on Water Account Delinquencies for the Period Ending May 1, 2011 and Directing the County Auditor to add such Charges to the 2011/2012 Secured Tax Roll"

(Public Hearing at 6:00 pm or as soon as possible thereafter)

Staff Report
Open Public Hearing
Public Comments
Close Public Hearing
Board Discussion

Recommended Action: That the Board of Directors approve Resolution No. 15-10/11 entitled, "A Resolution of the Board of Directors of South Coast Water District Approving a Report on Water Account Delinquencies for the Period Ending May 1, 2011 and Directing the County Auditor to add such Charges to the 2011/2012 Secured Tax Roll"

3. **Resolution No. 16-10/11 entitled, "A Resolution of the Board of Directors of South Coast Water District Continuing Water Standby Charges upon all Undeveloped Land within the District for Fiscal Year 2011/2012; Approving a Report on Water Standby Charges and Directing the County Auditor to add such Standby Charges to the 2011/2012 Secured Tax Roll, and Repealing Resolution No. 2-10/11"**

(Public Hearing at 6:00 pm or as soon as possible thereafter)

Staff Report
Open Public Hearing
Public Comments
Close Public Hearing
Board Discussion

Recommended Action: That the Board of Directors approve Resolution No. 16-10/11 entitled, "A Resolution of the Board of Directors of South Coast Water District Continuing Water Standby Charges upon all Undeveloped Land within the District for Fiscal Year 2011/2012; Approving a Report on Water Standby Charges and Directing the County Auditor to add such Standby Charges to the 2011/2012 Secured Tax Roll, and Repealing Resolution No. 2-10/11"

4. **Resolution No. 17-10/11 entitled, "A Resolution of the Board of Directors of South Coast Water District Continuing Sewer Standby Charges upon all Undeveloped Land within the District for Fiscal Year 2011/2012; Approving a Report on Sewer Standby Charges and Directing the County Auditor to add such Standby Charges to the 2011/2013 Secured Tax Roll; and Repealing Resolution No. 3-10/11"**

(Public Hearing at 6:00 pm or as soon as possible thereafter)

Staff Report
Open Public Hearing
Public Comments
Close Public Hearing
Board Discussion

Recommended Action: That the Board of Directors approve Resolution No. 17-10/11 entitled "A Resolution of the Board of Directors of South Coast Water District Continuing Sewer Standby Charges upon all Undeveloped Land within the District for Fiscal Year 2011/2012; Approving a Report on Sewer Standby Charges and Directing the County Auditor to add such Standby Charges to the 2011/2012 Secured Tax Roll; and Repealing Resolution No. 3-10/11"

5. **Ordinance No. 212 entitled, "An Ordinance of the Board of Directors of South Coast Water District Reestablishing Rates, Fees and Charges applicable to Customers for Water Services and Facilities and Sanitary Sewer Collection, Treatment and Disposal Services and Facilities, Continuing Water and Sewer**

Standby Charges, Continuing Certain Miscellaneous and Delinquent Charges, Conditions of Service and District Annexation Fees, for the Period Commencing July 1, 2011 and thereafter until Repealed, and Repealing Certain Ordinances inconsistent Herewith”

(Public Hearing at 6:00 pm or as soon as possible thereafter)

Staff Report
Open Public Hearing
Public Comments
Close Public Hearing
Board Discussion

Recommended Action: That the Board of Directors approve Ordinance No. 212 entitled, “An Ordinance of the Board of Directors of South Coast Water District Reestablishing Rates, Fees and Charges applicable to Customers for Water Services and Facilities and Sanitary Sewer Collection, Treatment and Disposal Services and Facilities, Continuing Water and Sewer Standby Charges, Continuing Certain Miscellaneous and Delinquent Charges, Conditions of Service and District Annexation Fees, for the Period Commencing July 1, 2011 and thereafter until Repealed, and Repealing Certain Ordinances inconsistent Herewith”

6. **Resolution No. 18-10/11 entitled, “A Resolution of the Board of Directors of South Coast Water District Approving a Report on Water and Sewer Service Fees; as Adopted by Ordinance No. 212, and Directing the County Auditor to add such Water and Sewer Service Fees to the 2011/2012 Secured Tax Roll Pursuant to District Ordinance No. 209”**

(Public Hearing at 6:00 pm or as soon as possible thereafter)

Staff Report
Open Public Hearing
Public Comments
Close Public Hearing
Board Discussion

Recommended Action: That the Board of Directors approve Resolution No. 18-10/11 entitled, “A Resolution of the Board of Directors of South Coast Water District Approving a Report on Water and Sewer Service Fees; as Adopted by Ordinance No. 212, and Directing the County Auditor to add such Water and Sewer Service Fees to the 2011/2012 Secured Tax Roll Pursuant to District Ordinance No. 209”

G. ITEMS TO BE CONSIDERED AT NEXT MEETING

Board of Directors to identify specific items for consideration at the next regular Board of Director’s meeting. The Board President shall assist staff in the preparation of the agenda for the next regular Board meeting. Items shall appear on the agenda if a consensus of the Board is to place an item on the agenda for consideration.

H. ORAL COMMENTS /STAFF, CONSULTANTS

There will be a time limit of three (3) minutes per person. The Directors, General Manager, District Counsel and/or Consultants may present oral reports on miscellaneous matters of general interest to the Directors which are not set forth specifically on the agenda. These reports are for information only and no action is required or permissible by the Directors.

District Counsel Betty Burnett
Director of Engineering Bob Clark
Director of Operations Joe McDivitt
Director of Finance Carolyn Rynda
Director of Property Development Joe Sovella

I. ORAL COMMENTS/BOARD GOVERNANCE/AGENCY REPORTS; DIRECTORS, GENERAL MANAGER

There will be a time limit of three (3) minutes per person for general comments and five (5) minutes per person for agency reports. The Directors, General Manager, District Counsel and/or Consultants may present oral reports on miscellaneous matters of general interest to the Directors which are not set forth specifically on the agenda and the Directors may present oral reports on meetings they attended in the past month with affiliated agencies and organizations. These reports are for information only and no action is required or permissible by the Directors.

Director Richard Gardner
Director Bob Moore
Director Richard Runge
General Manager Michael Dunbar
Vice President Ingrid McGuire
President Wayne Rayfield

J. ADJOURNMENT

Accommodations for the Disabled. The Board of Directors Meeting Room is wheelchair accessible. If you require any special disability related accommodations, please contact the South Coast Water District Secretary's office at (949) 499-4555 ext. 3160 at least seventy-two (72) hours prior to the scheduled meeting. Requests must specify the nature of the disability and the type of accommodation requested.

Written materials related to Board Agenda. At the time of the posting of the agenda for regular and special Board meetings, the entire agenda packet is available for public review at the District's Administrative Offices at 31592 West Street, Laguna Beach, California. Pursuant to Government Code Section 54957.5 any writing that is distributed to the Board of Directors after the posting of a regular or special meeting agenda shall also be made immediately available to the public at the District's Administrative Offices. Written materials distributed by members of the public at a South Coast Water District Board meeting shall be made available immediately following the meeting.