
BOARD OF DIRECTORS

REGULAR MEETING

JULY 28, 2011



AGENDA

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

Thursday, July 28, 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, 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.

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

Pursuant to Government Code Section §54957.1(1)(B), the Board Secretary has compiled a list of parties reaching agreement with the District for the District's acquisition of easements related to the Tunnel Stabilization & Sewer Pipeline Replacement Project, the offered price for same having been approved by action of the Board on December 10, 2010. See Tab B for list of parties and payments for said easements. The final agreement and easements are on file at the District office and are public records available on request.

C. PLEDGE OF ALLEGIANCE Director Runge**D. ROLL CALL OF BOARD MEMBERS**

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

E. PRESENTATION OF SERVICE AWARDS

Efrem Rodriguez, 20 years of service

F. 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).

G. CONSENT CALENDAR

All matters listed under Consent Calendar are considered by the Board of Directors to be routine and will all be enacted by one motion by the form listed below. There will be no separate discussion of the items prior to the time the Board votes on the motion unless members of the Board, staff or public request specific items to be discussed and/or removed from the Consent Calendar for separate discussion. Staff reports will only be given if items are pulled from the Consent Calendar.

Members of the public who wish to discuss a Consent Calendar Item should do so under Oral Communications/Public Comments.

Recommended Action: Motion to approve Consent Calendar Item(s).

Consent Calendar (Item 1 - 5)**1. Approval of Board Minutes**

- a. Special Board Meeting of June 1, 2011 2 pm
- b. Special Board Meeting of June 1, 2011 6 pm
- c. Special Board Meeting of June 2, 2011
- d. Special Board Meeting of June 7, 2011
- e. Regular Board Meeting of June 9, 2011

- f. Special Board Meeting of June 21, 2011
- g. Regular Board Meeting of June 23, 2011

2. Consideration of Meeting Requests that are Outside of District Ordinance No. 205

AB 1234 requires that Board Members who desire to be paid a per diem for attendance at events or meetings that are not identified by District Ordinance must get approval from the Board in advance of the event or meeting to be eligible for the per diem fee. Directors must file their request with the Board Secretary the Wednesday before the Regular Meeting for inclusion on the Board agenda; if said request is not received then the requesting Director may pull item for consideration at the meeting.

Recommended Action: Information Item

3. Water Distribution System Repairs Summary

Recommended Action: Information Item

4. Sewer Rehabilitation Program Summary

Recommended Action: Information Item

- 5. Leave of Absence:** Permission to leave the State (this grants authority of any Director to be absent from the State and the performance of duties, if necessary, for a period of more than sixty (60) days)

H. NEW BUSINESS

6. California Special Districts Association (CSDA) 2011 Board Of Directors Election – Region 6, Seat C

Staff Report
 Questions of Staff
 Public Comments
 Director Discussion

Recommended Action: That the Board of Directors cast its vote for Mr. Dewey Ausmus as member of CSDA for Region 6, Seat C.

I. 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.

J. 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

K. 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

L. 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.