

## MINUTES

The meeting was called to order at 6:03 p.m.

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### 1. Roll Call

The meeting was called to order by the Board President Mike Etchart at 6:03 pm at the District Office.

Present were: Board President Mike Etchart, Board Directors Jim Kentosh, Mike Krumpschmidt, Diana Engle and Larry Harrold. Staff Present: General Manager Mike Hollebrands and Board Secretary Summer Ward. Attorney Lindsay Nielson was also present.

Absent: None.

### 2. Approval of the minutes

Approval of the March 20, 2018, Regular Meeting minutes:

Mr. Kentosh made the motion to approve the March 20, 2018, Regular Meeting minutes. Mr. Harrold seconded the motion.

Kentosh/Harrold  
All Ayes  
M/S/C

Mr. Kentosh requested a revision to item 11; the vote was 4 to 1, the secretary is to correct the minutes accordingly.

### 3. Public Comments

Ms. Von Gunten – Provided a statement of attendance and past participation on the MOWD Board. She requested that ad hoc meetings move to a standardized schedule, recommended Robert's Rules. She is appreciative for the email distribution of the meeting agendas. Mr. Hollebrands will add the Standing Board Committee member list to the GM report and work towards a standardized schedule as much as possible.

#### 4. General Manager's Report

- **Operations & Maintenance Report – Wells 1 & 2 are off due to high turbidity levels reaching 5 NTU. Mr. Hollebrands stated this is likely due to the silt layers being drawn down into the well water, further it will require a heavy flow to break up the “concrete” like layer that is preventing recharge. The District is currently running on Well 7 alone, meeting demand but may need to open connection to Casitas if well level drops.**
- **Thomas Fire – Repair invoices were submitted to SDRMA for reimbursement, estimated \$121,408.25. The six invoices submitted have returned 3 payments; the remaining invoices are in process.**
- **Well 4 – Drilling is scheduled to start April 18, 2018, Layne Christensen will be onsite, which has been prepped and neighboring customers were sent notices last week of the scheduled work and the expected noise produced by the drilling. Construction of the well is estimated at one month, the motor controls and required instruments will be out for bid.**
- **Drought Economic Study of the Ojai Valley – A scoping meeting is scheduled for April 23<sup>rd</sup> at 2:00 pm at the Ventura River District office, the GMs, and one Board Director will be present to discuss the scope of the collaborative. Mr. Hollebrands will report progress back at the Regular Board Meeting May 15<sup>th</sup>.**
- **AWA Annual Symposium – Mr. Hollebrands reminded the Board that the Annual Symposium would be held April 19<sup>th</sup> 8:00-1:30 at the Oxnard Marriott.**
- **District Sanitary Survey – The survey was conducted by DWR on March 23<sup>rd</sup>. There were a few minor information updates requested of MOWD; overall the survey went well.**
- **Matilija Dam Removal – (Item 6) Mr. Hollebrands attended the Matilija Dam Removal meeting on March 23<sup>rd</sup> at the Saticoy Operations Yard. The meeting started with a brief overview of the recent storm run-off and focused primarily on the financial aspects of the project, including agency and organization support. Some of the mitigations were outlined, but the specific trigger points for blowing the holes in the dam have not yet been decided. The most feasible approach at this time is DCR2 with a current cost of \$111 million. Mr. Hollebrands will continue to update the Board on project progress.**

#### 5. Board Committee Reports

- **Drought Committee (3/23/2018) – Ms. Engle reported that Mr. Kentosh and Hollebrands were in attendance. Work will continue on the allocation program pending completion of the Eagle Ariel parcel verification being completed by staff. The Drought Committee will schedule a meeting to be held prior to the May Regular Board meeting.**
- **State Water Committee (4/11/2018) – Mr. Kentosh reported that Mr. Krumpschmidt and Hollebrands were in attendance. They developed a**

list of tasks and draft Op-ed piece. The sub-committee will continue to revise the document in an effort to balance views and seek support from Ventura River and other water agencies before publishing.

## **6. Old Business**

- **State Water/MOWD public statement of support – Discussion in 9e.**
- **Matilija Dam Removal (verbal report) – Discussed in GM report.**
- **Generators – Quinn Cat estimate \$40,000 for a 45kv trailer mounted generator, for the larger unit that would have the capacity for the larger motors/facilities estimate ~\$100,000. Mr. Hollebrands re-stated that local retailers have them more available for rent versus own. Ongoing maintenance costs and shelf-life are to be considered when the board decides whether to purchase or rent. Item will remain on Old Business and will be discussed at Budget Committee.**
- **Casitas MOU – Mr. Hollebrands discussed the MOU with Mr. Wickstrum, there is no disagreement regarding language in the MOU. An email request to meet to set the allocation number was sent, pending meeting date. Board is requesting this matter be resolved urgently.**

**Mr. Krumpschmidt made the motion to request that Mr. Hollebrands express the Board's urgency to Mr. Wickstrum for setting a fixed allocation in the MOU. Mr. Kentosh seconded the motion.**

**Krumpschmidt/Kentosh  
All Ayes  
M/S/C**

- **Cold Water Formation – No new updates.**

## **7. Board of Directors' Reports**

**Mr. Kentosh – Requested timeline for 2018 Election process; staff to compile and share with Board Directors. Mr. Kentosh asked if working drafts of documents are discoverable. Mr. Nielson advised that generally only drafts approved and adopted are discoverable.**

**Mr. Krumpschmidt – None.**

**Mr. Harrold – Reminder that the District's 70<sup>th</sup> Anniversary is coming in February 2019. Mr. Harrold also noted that there appears to be a lot of fill dirt around Well 8; Mr. Hollebrands stated he noticed that as well and that staff will work to reduce the fill. He also stated that he just became aware that someone is drilling a private well on S. Alvarado. Mr. Hollebrands stated that he is also aware of the work being done and that it is not related to District business.**

Ms. Engle – The GSA meeting held 4/12/2018 had continued discussions regarding the pending approval of Jordan Kear’s scope of work with attached QA/QC standard operating procedures. A special GSA meeting has been scheduled for May 3<sup>rd</sup> to review the updated scope of work.

Mr. Etchart – None.

## **8. Financial Matters**

- **Approval of Payroll and Payables from March 16<sup>th</sup> to April 15<sup>th</sup>, 2018 in the amount of:**

Payables -	\$ 43,486.26
Payroll -	<u>\$ 30,581.79</u>
Total -	\$ 74,068.05

Ms. Engle asked if the District will be reimbursed from the insurance carrier for the car that hit the hydrant on Arnaz, to which Mr. Hollebrands confirmed yes.

Mr. Harrold made the motion to approve the Payroll and Payables from March 16<sup>th</sup> to April 15<sup>th</sup>, 2018. Mr. Kentosh seconded the motion.

Harrold/Kentosh  
All Ayes  
M/S/C

## **9. Board Discussion/Actions**

- a) **2016-2017 Fiscal Audit Final Approval– Mr. Hollebrands stated that the enclosed final document reflects the revisions discussed during the draft report reviewed at the March Regular Board Meeting.**

Mr. Kentosh made the motion to approve the 2016-2017 Fiscal Audit. Ms. Engle seconded the motion. There was no discussion. The motion went to a Roll Call vote: Etchart – Aye, Kentosh – Aye, Harrold – Aye, Engle – Aye. 2016-2017 Fiscal Audit passes unanimously.

- b) **Resolution 201804-2 Honoring James Kentosh for Board President- Mr. Etchart read the resolution recognizing Mr. Kentosh for his years of service as the MOWD Board President.**

Mr. Harrold made the motion to approve Resolution 201804-2 Recognition of James Kentosh. Mr. Krumpschmidt seconded the motion. There was no discussion. The motion went to a Roll Call vote: Etchart – Aye, Kentosh – Aye, Harrold – Aye, Engle – Aye.

**Resolution 201804-2 passes unanimously. Mr. Etchart presented Mr. Kentosh with the signed and framed Resolution.**

- c) Discussion and Approval of contract to replace Highway 33 lateral mainline and attached services – Mr. Hollebrands presented a table with the four contractor bids, of note, Shaw is unable to remain in the bid process due to heavy scheduling. Mr. Hollebrands reviewed MOWD history and bid coverage for each contractor. The work to be performed is at the 6” AC line that ties into a 12” mainline on Maricopa Hwy near the Deer Lodge. The line is buried extremely deep and is leaking at one of the fittings. The leak will be repaired, and a 5 meter manifold will be added, which will reduce some District liability on the service lines that run up the property from the meters. This repair is not budgeted and will come from reserve funds.**
- Mr. Krumpschmidt made the motion to approve the Toro Enterprise bid of \$114,493.00 for repair of the highway 33 lateral mainline. Mr. Harrold seconded the motion.**

**Krumpschmidt/Harrold  
All Ayes  
M/S/C**

- d) Ventura Local Agency Formation Commission calls for nominations for a Countywide Oversight Board – member representing Independent Special Districts – There are no MOWD Board Members interested in being nominated for the Oversight Board.**
- e) Grant project summaries and Op-ed paper - Mr. Kentosh briefly reviewed the three potential grant projects that will be presented to the Grant Writer at Bennett’s Collaborative meeting on Friday 4/20/2018. The projects include 1) Economic Evaluation of Drought Impacts; 2) Cold Water Well, and 3) Nitrate Removal of MOWD Well 8.**

**The Op-ed draft mentioned by Mr. Kentosh in his Director Report was created by Mr. Kentosh and Krumpschmidt. The intent is to publish MOWD’s support of Casitas pursuing State Water. The Board is requesting some further revisions for grammar, tone and links for additional resources. Mr. Hollebrands to facilitate a meeting with Mrs. Kentosh, Krumpschmidt along with Bruce & Burt from Ventura River to gain support along with Sr. Canyon and City of Ojai.**

- f) Resolution 20180417-1 Supporting Casitas’ connection to State Water – Mr. Etchart read the resolution before the Board for**

posting on the MOWD website homepage as well as under ‘Board Decisions.’

Mr. Krumpschmidt made the motion to approve Resolution 20180417-1 Supporting Casitas’ Connection to State Water. Mr. Kentosh seconded the motion.

Public Comment –

Ms. Von Gunten expressed concerns regarding State Water and the need to pursue other conservation methods.

The motion went to a Roll Call vote: Etchart – Aye, Kentosh – Aye, Harrold – Aye, Engle – Aye. Resolution 20180417-1 passes unanimously.

The Board closed the open session at 8:23 p.m.

**10. Closed Session:** The Board of Directors will hold a closed session to discuss personnel matters or litigation, pursuant to the attorney/client privilege, as authorized by Government Code Sections 54957 & 54956.8, 54956.9 and 54957.

- a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION– (Paragraphs (2, 4) subdivision (d) of Section 54956.9)
  
- b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – (Paragraph (1) subdivision (d) of Section 54956.9)  
State Case: SBCK vs. SWRCB, San Francisco Superior Court, Case # CPF-14-513875

**11. Meeting Adjournment**

At 9:45 p.m. the board closed the closed session and re-opened the open session.

Mr. Nielson reviewed that (item a) in closed session were discussions regarding potential litigation issues.

Mr. Etchart stated that the Board advised legal counsel to file a Motion for Stay related to the Santa Barbara Channel Keeper case.

There being no further business to conduct at this time, Board President Mike Etchart adjourned the meeting at 9:51 PM.

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President

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Secretary