

## 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, James Kentosh, Mike Krumpschmidt, Diana Engle and Larry Harrold (arrived late at 7:45 pm). Staff Present: General Manager, Mike Hollebrands, Board Secretary, Summer Ward (left early at 8:00 pm) and Attorney, Lindsay Nielson were also present.

Absent: None.

### 2. Approval of the minutes

Approval of the December 18, 2018, Regular Meeting minutes:

Mr. Kentosh made the motion to approve the December 18, 2018, Regular Meeting minutes. Ms. Engle seconded the motion.

Mr. Krumpschmidt clarified that he was present in the meeting, not by phone; additionally, clarify at the beginning of item 5b that Mr. Krumpschmidt recused himself and left the conference room before the discussion and strike “abstain” to “recused.” Those changes will be reflected in the published minutes.

Mr. Kentosh made the motion to approve the December 3, 2018, Special Board Meeting minutes. Ms. Engle seconded the motion.

Kentosh/Engle  
4 Ayes – 1 Absent (Harrold)  
M/S/C

### 3. Public Comments

Ms. Theresa Stark (customer) requested assistance with the billing of MWAC charge for 2<sup>nd</sup> dwelling, if that can be waived if it is unoccupied; also, is there an option for putting a separate meter on the 2<sup>nd</sup> dwelling? The

Board recommended Ms. Stark meet with the GM during office hours to discuss options.

Ms. Von Gunten – Provided a statement regarding her attendance and past participation on the MOWD Board. Ms. Von Gunten shared information regarding the previous standing Health & Safety Committee; she appreciates the recent discussions about bringing it back. Ms. Von Gunten recommends scheduling that meeting, rather than postponing; she would like to see the schedule of committee meetings to be announced at the public comment section of each agenda.

#### **4. Financial Matters**

- Approval of Payroll and Payables from December 16<sup>th</sup> to January 15<sup>th</sup>, 2018/19 in the amount of:

Payables -	\$ 165,679.94
Payroll -	<u>\$ 35,438.24</u>
Total -	\$ 201,118.18

Mr. Krumpschmidt made the motion to approve the Payroll and Payables from December 16<sup>th</sup> to January 15<sup>th</sup>, 2018/19. Mr. Kentosh seconded the motion.

Mr. Krumpschmidt requested income vs. expenses comparison to last year, Mr. Hollebrands to add that data to future reports.

Ms. Engle made a second request to have the unbudgeted emergency repairs presented by each line item expense not by total, for review.

Public Comment – None.

Krumpschmidt/Kentosh  
4 Ayes – 1 Absent (Harrold)  
M/S/C

*\* Change in Agenda Order\**

The Board closed the open session at 6:25 p.m.

**5. 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.

- Conference with Legal Counsel – General Manager 54957 (b)(4)
- Conference with Legal Counsel – Existing Litigation (Paragraph (1) of subdivision (d) of Section 54956.9)
  - Meiners Oaks Water District vs. Moll, Ostling and Ojai Vista Farms 56-2018-00515474-CU-OR-VTA/

- **State Case: SBCK vs. SWRCB, San Francisco Superior Court, Case # CPF-14-513875**

**At 8:36 p.m. the board closed the closed session and re-opened the open session at 8:40 pm.**

**Mr. Nielson stated that in closed session they discussed with the Consultant, Susan Edlinger the possible development of a Grievance Procedure; she will provide a proposal at a future date. Mr. Nielson stated that he provided updates on the Moll litigation case, as well as the ChannelKeeper case. No decisions were made during the closed session.**

## **6. Board Discussion/Actions**

- a) Meet with Susan Edlinger – moved to closed session.**
- b) Allocation Program Presentation, Slide Show & Update**

**Director Kentosh presented a slideshow to review the new draft Allocation program. Mr. Kentosh reviewed the historical allocation program and explained that the new plan uses new terminology. Currently, all customers receive a fixed monthly allocation, under the new plan Commercial and Ag customers will receive a historically based annual allocation, and Residential customers will have a fixed and variable (based on irrigable area) seasonal allocation. The multi-dwelling customers will be assigned additional fixed units per dwelling. The Drought Committee will develop a new waiver process for customers that request adjustments to their variable allocation. Mr. Kentosh and Ms. Engle reviewed some of the current challenges to be a subset of customers that have for example one parcel and two meters. The individual customer notifications of allocation changes would be a manual process, so the Committee is looking to provide this information electronically; modification of the billing system to reflect the fixed and variable seasonal allocations, as well as annual allocations for Commercial and Ag that reflect usage each month. The Committee is working on finalizing the customer allocation spreadsheet, posting of the draft Allocation Program for public comment, bill stuffer for program updates to customers and preparing for the Prop 218 process. Directors Kentosh & Krumpschmidt will schedule upcoming Rate Committee meetings.**

**Public Comment – None.**

- c) Discussion of Ongoing Development of GSA Extraction Fees**  
**Ms. Engle reported that the GSA is now at the point of needing to decide how to structure the fees and presented the slides from the previous meeting. She stated that a consultant was hired to look at the legal options. The GSA can not base fees on metered extraction rates because not all pumpers are currently metered and the GSA cannot require**

meters until after the GSP is adopted. Ms. Engle requested feedback on the two options: 1. Fixed annual rate based on estimated 2017 water use at \$40/ acre-feet, which would include some debt service; 2. Variable annual rate based on the cost of the program, starting with a higher first year and reducing the following 4 years. The Board discussion came to a consensus that the “Variable” fee option was the most appropriate for the District, avoid debt services and keep payments true to the cost of the program. Ms. Engle to present the Board option at the next GSA meeting.

Public Comments – None.

## **7. General Manager’s Report**

- **Operations & Maintenance Report –** The report was included in the Board Agenda packet. Of note, the current rain totals this season are 12.04” in Matilija and 8.03” at Fire Station 22, with an additional ½” during the closed session of this meeting. He also reported that the static well level from December 2017 to December 2018 rose approximately 19 ft.
  - The Board requested that Mr. Hollebrands provide them with the data from October 2018 to current, to determine the recharge of the wells versus reduced pumping.
- **Wells 1 and 2 Update–** Mr. Hollebrands reported that the liner was installed for Well 1 and, work will commence once the access road is less muddy.
- **Well, 4 Update:** Third party test for vibration completed by CMS, the frequency is resonating throughout the platform and building. CMS will be providing the District with recommendations for bracing the platform and building to reduce the vibration. Mr. Hollebrands is working with WREA on resolving the VFD issues, may require replacing the circulation pumps.
- **Economic Study Meeting-** Mr. Hollebrands stated that Casitas would not lead the study and no further action has been taken by Casitas’ Board.
- **MOU –** Mr. Hollebrands stated that MOWD now has a copy of the MOU signed by both parties.

## **8. Board Committee Reports**

- **GSA (1/10/2019) –** Ms. Engle stated that she has two items to report: 1. She has been appointed Vice-Chair; 2. She will be on a sub-committee that interfaces with the State Board that is working on the stream flow projects.

- **Drought Committee (1/11/2019) – Mr. Kentosh stated that the Committee has met to work on the Allocation Program.**

## **9. Old Business**

- **Ventura, Ojai Water Conjunctive Use Partnership: State Water (1/11/2019) – Mr. Hollebrands stated that Ms. Runyan gave a status report stating that the CEQA document should be coming out in a couple of months. Additionally, the City of Ventura, Calleguas and United Water are still in negotiations and Casitas has contacted an engineer to look at the cost of moving water from west Ventura to the Casitas system. The Casitas Board will review the declaration of Stage 4 Drought every two weeks. Regina gave a brief update on the grants.**
- **Matilija Dam Removal – No update.**
- **Cold Water Formation – No update.**
- **Generators – No update.**
- **Manure near Well 8 – No update.**

## **10. Board of Directors' Reports/Comments**

**Mr. Etchart – None.**

**Mr. Kentosh – He attended the Casitas Water Resources meeting this morning, and they stated that Ted Moore of PWR is a firm of hydrogeologists that suggest there are an additional 5,000 acre-feet of groundwater that could be tapped into without affecting the surface water of the Ventura River. They approved \$400,000.00 to develop a Water Resources Plan.**

**Mr. Krumpschmidt – None.**

**Mr. Harrold – Stated that a resident had approached him about the diversion not being ready for the rains. Mr. Harrold went and spoke with Russ Baggerly of Casitas and was assured that the screens were being cleaned and all procedures to allow for diversion were being followed appropriately.**

**Ms. Engle – She is on the AWA Planning Committee for the annual symposium, and they are nearly done with developing the program, the draft title to be something similar to 'Going Beyond the Myths.'**

**11. Meeting Adjournment**

There being no further business to conduct at this time, Board President Mike Etchart adjourned the meeting at 10:15 pm.

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President

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Secretary