

# Agenda

## Regular Meeting of the Board of Directors of Yuima Municipal Water District

Monday, January 25, 2010 2:00 P.M.  
34928 Valley Center Road, Pauma Valley, California

Bill Knutson, President  
Douglas Anderson, Vice President  
George Stockton, Secretary/Treasurer

Mike Fitzsimmons, Director  
Ron W. Watkins, Director

### AGENDA TOPICS

2:00-2:05 P.M.

1. **Roll Call** – Determination of Quorum.
2. **Approval of Agenda** – At its option, the Board may approve the agenda, delete an item, reorder items and/or add an item to the agenda per the provisions of Government Code §54954.2.
3. **Public Comment** – This is an opportunity for members of the public to address the Board on matters within the Board's jurisdiction, inquiries pertaining to an item on the agenda will be received during deliberation on that agenda item. No action can be taken unless specifically listed on the agenda (Government Code §54954.3)

2:05-2:10 P.M.

#### **I. CONSENT CALENDAR**

Consent Calendar items will be voted on together by a single motion unless separate action is requested by a Board Member, staff or member of the audience.

1. Approve minutes of the Regular Meeting of December 28, 2009.
2. Approval of Accounts Paid and Payable & Reporting under Government Code §53065.5 for December, 2009.
3. Acceptance of Monthly Financial Reports – December Treasurer's Report & Cash Statement
4. Certificate of Compliance by Yuima MWD as Successor in Interest to Palomar Mutual Water Company for Calendar Year 2009 (Strub)

*Background:* Yuima was substituted as successor in interest for Palomar Mutual (IDA), the defendant in the Strub vs. Palomar Mutual lawsuit in 1968 when Palomar Mutual was dissolved.

The suit was settled through an agreement (Stipulated Judgment) which placed certain limits on water taken from the river (1,350 AF) for use upon lands for IDA and yearly certification has been made to the court. In calendar year 2009 IDA withdrew 1,350 acre feet from the river.

*Recommendation:* That the Board authorize the President and the Secretary to execute the accompanying Certificate of Compliance and file it with the court. (Action)

5. Proposed Resolution Authorizing the Use of California Bank & Trust Credit Card and Rescinding Resolution 978-05

*Background:* The proposed resolution updates the authorized positions to the current job titles.

*Recommendation:* That the Board adopt the proposed resolution.

6. Proposed Resolution Authorizing Petty Cash Checking Account with California Bank & Trust and Rescinding Res. 951-04

*Background:* The proposed resolution updates the authorized signers on the account.

*Recommendation:* That the Board adopt the proposed resolution.

7. Proposed Resolution Concurring in Nomination to the Office of President of the Association of California Water Agencies Joint Powers Insurance Authority (“ACWA/JPIA”) E. G. “Jerry” Gladbach

*Background:* The Board of Directors of the Castaic Lake Water Agency is submitting E. G. “Jerry” Gladbach as a candidate for President of the ACWA/JPIA Board of Directors and has requested that the board consider supporting Mr. Gladbach’s nomination.

*Recommendation:* That the Board adopt the proposed resolution.

2:10-2:15 P.M.

**II.** SPECIAL REPORTS

1. Joint Powers Fire Report  
*Battalion Chief Jeff Johnson will be present to report*

Johnson

2:15-2:50 P.M.

**III.** ACTION/DISCUSSION

1. Public Hearing to Receive Comments and Consider Adoption of the District’s Ordinance Setting Forth Water Capacity Charges.

1.A. Proposed Ordinance Fixing Capacity Charges

Burzell

*Background:* The proposed increase to the Capacity Charge is 4.5%, which is the ENR CCI-LA index from, August, 08 to August, 09. The capacity charges, a component of the cost for a new water meter installation, are collected and the revenue is allocated toward construction of capital facilities, such as tanks, pump stations and pipelines needed to provide service to the new demand on the system.

*Recommendation:* That should the Board over-rule all objections, adopt the Proposed Ordinance.

2. Consider Extending the Audit Contract with the current Auditors, Teaman, Ramirez & Smith, CPA's for an additional Two Years.

Knutson

*Background:* The board approved audit services with Teaman, Ramirez & Smith for the Fiscal years ending June 30, 2008, 2009 & 2010. The District reserved the right to extent the contract an additional two (2) years, at any time upon agreeable terms. A reasonable proposal has been presented for the board's consideration.

*Staff Recommendation:* That the board direct staff as to its desire to extend the contract for an additional two years, 2011 & 2012.

3. Proposed Agreement for Utility Bill Auditing Services with Utility Cost Management LLC

Burzell

*Background:* Utility Cost Management LLC (UCM) audits utility bills to identify billing errors. Compensation paid to UCM is a percentage of the refunds or savings that it generates. Staff would like them to audit the SDG&E power bills and AT&T phone bills under this agreement.

*Staff Recommendation:* That the board approve the agreement and authorize the General Manager to execute on behalf of the district.

4. Proposed Agreement for Mandated Cost Claiming Services with Shields Consulting Group through June 30, 2012

Burzell

*Background:* Shields Consulting Group has presented an Agreement for Mandated Cost Claiming Services through

June 30, 2012. The district has used Shields services in the past for filing the 1999 through 2005 State Mandated Cost Claims. The consultant fees are reimbursable as part of the claim.

*Staff Recommendation:* That the board approve the agreement and authorize the General Manager to execute on behalf of the district.

5. President's Appointments to Committees Knutson

*Background:* The Employee Recognition Committee is comprised of three members: the General Manager and two Directors appointed by the President of the Board of Directors for a one year term. In addition, the President makes the assignments to the various standing committees.

*Staff Recommendation:* That the President of the Board appoint two elected members to the Employee Recognition Committee for 2010, and make new, or confirm previous, assignments to the various standing committees of the Board.

2:50-3:30 P.M.

**IV. INFORMATION/REPORTS**

**1. Board Reports/Meetings**

President Knutson  
 San Diego County Water Authority/MWD/JPIA  
 Other Meetings

**2. Administrative** Burzell

General Information  
 Slippage  
 Well Levels  
 District Water Purchased

**3. Capital Improvement Program** Burzell

**4. Operations** Fowler

General Information  
 Rainfall Record

**5. District Engineer** Vacant

**6. Counsel** Scott

**7. Finance** Johnson

General Information

Delinquent Accounts  
Update on Cell Site Lease – Nextel  
6 Month Budget Report  
Water Rate Increase Projections

3:30-3:45 P.M.      **V.**      **OTHER BUSINESS**

1. **CLOSED SESSION:** Public Employee Performance Evaluation – General Manager (Pursuant to Government Code Section §54957.6) (Possible Action)

3:45-4:00 P.M.      **VI.**      **ADJOURNMENT**

*NOTE: In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board meeting, please contact the General Manager at (760) 742-3704 at least 48 hours before the meeting to enable the District to make reasonable accommodations.  
Any writings or documents provided to a majority of the members of the Yuima Municipal Water District Board of Directors regarding any item on this agenda will be made available for public inspection during normal business hours in the office of the General Manager located at 34928 Valley Center Road, Pauma Valley.*