

**MINUTES OF THE REGULAR ADJOURNED MEETING
OF THE BOARD OF DIRECTORS OF
YUIMA MUNICIPAL WATER DISTRICT
December 30, 2008**

The Regular Adjourned Meeting of the Board of Directors of the Yuima Municipal Water District was held at the office of the District, 34928 Valley Center Road, Pauma Valley, California on Tuesday, the 30th day of December, 2008.

**Regular
Adj.Meeting
12/30/08**

1. ROLL CALL – DETERMINATION OF QUORUM

Call to Order

President Knutson called the meeting to order at 2:02 p.m., and then asked the General Manager to administer the Oath of Allegiance to those board members who were re-elected to new terms. Directors John Lyttle, Mike Fitzsimmons and Doug Anderson then took the Oath of Allegiance as prescribed by law.

Directors Present:

Present: All

W.D. Knutson, President
Douglas K. Anderson, Vice-President
George Stockton, Secretary
Mike Fitzsimmons
John B. Lyttle

Directors Absent:

Absent: None

None

Present

Others Present:

Linden A. Burzell, General Manager
Lori A. Johnson, Director of Finance
Bob Fowler, Director of Operations & Maintenance
Richard Teaman

President Knutson declared that a quorum of the Board was present.

**Quorum
Present**

2. ADDITIONS TO AGENDA

There were no additions to the agenda.

**Additions to
agenda: none**

3. PUBLIC COMMENTS

President Knutson opened the public comment period. No comments from the public were forthcoming.

**Public
Comments:
None**

I. CONSENT CALENDAR

Following review of the Consent Calendar and upon a motion offered by Director Stockton, seconded by Director Lyttle, the Consent Calendar, namely; approval of the Minutes of the Regular Meeting of November 24, 2008; the Accounts Paid and Payable for November; the monthly financial reports for November; and Resolution No. 1211-08 *Adopting Schedule of Rates and Amending Rules and Regulations Governing Water Service* was adopted by the following roll-call vote, to wit:

**Consent
Calendar

Minutes of
Regular
Meeting
11/24/08

Res. 1211-08
Adopting Rates
and Amending
Rules and Regs**

AYES: Knutson, Anderson, Fitzsimmons, Lyttle, Stockton

NOES: None

ABSENT: None

ABSTAIN: None

II. ACTION/DISCUSSION

II-1 Discussion on Interference with Yuima Creek Surface Water Rights and Demand for Removal of Diversion Structure and Restitution Discussion and Possible Action (Villalobos)

After discussion and upon a motion by Director Fitzsimmons, seconded by Director Anderson, the Board authorized the General Manager to settle this matter for one-half of the total amount demanded of Mrs. Villalobos by letter from the District's legal counsel, Jeffrey Scott. The motion was adopted by the following roll-call vote, to wit:

**Discussion of
Possible
Modification of
Conditions for
Settlement of
Villalobos
stream
diversion;
settlement for
50% of demand**

AYES: Knutson, Anderson, Fitzsimmons, Lyttle, Stockton

NOES: None

ABSENT: None

ABSTAIN: None

II-2 Consider Approval of the Yuima Municipal Water District's Fiscal Year 2007-2008 Audited Financial Statements and 2007-2008 Comprehensive Annual Finance Report (CAFR)

Richard A. Teaman, CPA with the audit Firm of Teaman, Ramirez & Smith, Inc. presented the 2007-2008 Audit Report. Following review and discussion and upon motion offered by Director Lyttle, seconded by Director Anderson and carried to approve the 2007-2008 audited financial statements and Comprehensive Annual Finance Report (CAFR) by the following roll-call vote, to wit:

AYES: Knutson, Anderson, Fitzsimmons, Lyttle, Stockton

NOES: None

ABSENT: None

ABSTAIN: None

III. REPORTS/MEETINGS

III-1. Board Reports/Meetings

Director Knutson reported that:

- The proposed delivery of reclaimed water to the Gregory Canyon landfill project by Olivenhain Water District is now under discussion at the Water Authority
- The District's voting percentage at the Water Authority has increased from 0.35% to 0.36%.
- The Water Authority's newly elected officers are Bud Lewis (Chair); Mark Watton (Vice Chair); Marilyn Daley (Chair, Leg. Committee); Gary Arant (Chair, E&O Committee); McMillan (Chair, Imported Water

Board Reports
SDCWA
Colorado River
Users Assn.

Committee); Javier Sanders (Chair, Water Policy Committee); and Ken Williams (Chair A&F Committee). President Knutson will remain as Water Authority Representative for Colorado River issues and as Chair of CRACA.

- ◆ The Special Agricultural Water Rate has been formally approved by the Water Authority Board of Directors for at least two years
- ◆ The Colorado River Users Association met in December in Las Vegas; farewell addresses were made by the outgoing Secretary of the Interior Kempthorne and by Bob Johnson, who is retiring from the Bureau of Reclamation. The issues dominating the meeting were discussion of a desalination project proposed by Mexican representatives for a site near Tijuana and efficiency measures proposed for Tijuana's water system.
- ◆ President Knutson reported on some specific techniques to improve customer satisfaction that were discussed in the working sessions at the Colorado River meetings, including some specific telephone script suggestions to properly convey the District's commitment to courtesy and problem-solving.

III-2. Administrative Report

Manager Burzell called the board's attention to his written Administrative report. There were no questions.

Administrative Report

III-3. Capital Improvement Program Review.

Manager Burzell drew the Board's attention to the Capital Improvement summaries; there were no questions.

Discussion on Capital Improvements

III-4. Operations Report.

Director of Operations & Maintenance Fowler called the Board's attention to his written Operations Report; there were no questions.

Operations Report

III-5. Engineer's Report.

Engineer's

The position of District Engineer is current vacant, following the passing of Linden R. Burzell on August 22, 2008.

Report

III-6. Counsel's Report.

Counsel was not present.

Counsel's Report

III-7. Finance Report

Director of Finance Johnson called the Board's attention to the OPEB Valuation Report in compliance with GASB 45 which requires that state and local governmental employers account for and report the annual cost of other post-employment benefits (OPEB) and the outstanding obligations and commitments related to OPEB in the financial statements. The District elected to calculate the annual required contribution of the employer (ARC) as permitted by GASB Statement 45 for employers of our size and elected early implementation @ June 30, 2008 which is reflected in the audit and CAFR.

Finance Reports

OPEB Valuation 6-30-08 (GASB 45)

(FEMA Update)

Director of Finance Johnson stated staff is working on filing the final close-out documents with FEMA.

IV. OTHER BUSINESS

Other Business

1. CLOSED SESSION: Public Employee Performance Evaluation – Office Manager/ Salary Range Limit Issue (Pursuant to Government Code Section §54957.6).

(Closed Session)

The Board entered closed session at 4:22 and emerged from closed session at 4:31, at which time President Knutson announced that no action had been taken, and that the matter would be added to the agenda of the regularly scheduled January meeting.

V. ADJOURNMENT

There being no further business to come before the board and upon a motion by Director Fitzsimmons, seconded by Director Lyttle, it was unanimously agreed that the meeting stand adjourned at 4:33 p.m.

**Adjournment
4:33 p.m.**

ATTEST:

George Stockton, Secretary

W.D. Knutson, President