

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
YUIMA MUNICIPAL WATER DISTRICT
July 27, 2009**

The Regular 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 Monday, the 27th day of July, 2009.

**Regular Meeting
7/27/09**

1. ROLL CALL – DETERMINATION OF QUORUM

Call to Order

President Knutson called the meeting to order at 2:00 p.m..

Directors Present:

Present: All

W.D. Knutson, President
Douglas K. Anderson, Vice-President
George Stockton, Secretary
Mike Fitzsimmons
Ron W. Watkins

Directors Absent:

Absent: None

None

Present

Others Present:

Linden A. Burzell, General Manager
Bob Fowler, Director of Operations & Maintenance
Vanessa Velasquez, YMWD
Jolyn Duff, YMWD
Tony Cinquini
Jeff Johnson, CalFire

Following the roll call, President Knutson declared that a quorum of the Board was present.

Quorum Present

2. ADDITIONS TO AGENDA

Additions to agenda: none

There were no additions to the agenda at this time; however, see subsequent addition of Item No. III – 5 at 3:10 p.m.

3. PUBLIC COMMENTS

President Knutson opened the public comment period. There were no comments from the public.

Public Comments:

None

I. CONSENT CALENDAR

Following review of the Consent Calendar, a motion was offered by Director Stockton, seconded by Director Anderson, to adopt the Consent Calendar, namely; approval of the Minutes of the Regular Adjourned Meeting of June 29, 2009; the Accounts Paid and Payable for June, 2009; the Treasurer's Report for June, 2009; Resolution No. 1263-09 *Revising the Appropriation Limit for Fiscal Year 2009-10 Pursuant to Article XIII B of California Constitution*; Resolution 1264-09 *Amending Rules and Regulations Governing Water Service (Monthly Meter Charges – Section 16.3 Recorded Agreements)*. The motion was adopted by the following roll-call vote, to wit:

Consent Calendar

Minutes of Reg. Meeting of 6/29/09

Accts. Paid & Payable for June '09

Treasurers Report for June '09

Res. 1263-09 Appropriation Limit

Res. 1264-09 Meter Charges.

AYES: Knutson, Anderson, Fitzsimmons, Stockton, Watkins

NOES: None

ABSENT: None

II. SPECIAL REPORTS

Captain Johnson of CalFire reported that Rincon Station personnel responded to 49 incidents during June, of which 25 were medical aid related. There were no serious fire incidents during the month

Special Report CalFire Capt. Johnson

III. ACTION/DISCUSSION

- III-1. Resolution Adopting the Memorandum of Understanding Regarding Urban Water Conservation and Membership in the California Urban Water Conservation Council.

Res. 1265-09 CUWCC membership authorization

Upon a motion by Director Fitzsimmons, seconded by Director Watkins, a motion to

approve Resolution No. 1265-09 Adopting the Memorandum of Understanding Regarding Urban Water Conservation and Membership in the California Urban Water Conservation Council was adopted by the following roll-call vote:

AYES: Knutson, Anderson, Fitzsimmons, Stockton, Watkins

NOES: None

ABSTAIN: None

ABSENT: None

III-2. Resolution Setting Forth the Time and Place of Hearing and Giving Notice of Hearing for Notice of Intention to File a Negative Declaration Regarding the Pauma Ranch LLC Annexation (38.1 acres)

**Res. 1266-09
Public
Hearing
Notice: Neg.
Dec. Pauma
Ranch LLC**

Upon a motion by Director Stockton, seconded by Director Anderson, a motion to approve Resolution No. 1266-09 *Setting Forth the Time and Place of Hearing and Giving Notice of Hearing for Notice of Intention to File a Negative Declaration Regarding the Pauma Ranch LLC Annexation (38.1 acres)* was adopted by the following roll-call vote, to wit:

AYES: Knutson, Anderson, Fitzsimmons, Stockton, Watkins

NOES: None

ABSTAIN: None

ABSENT: None

III-3. Resolution Establishing “Fixed Charge Special Assessments” for Uncollected Charges for Water and Other Services in Accordance with Water Code Section 72100

**Res. 1267-09
Fixed Charge
Special
Assessments
For
Uncollected
Charges**

After discussion and upon a motion by Director Watkins, seconded by Director Fitzsimmons, the Board approved Resolution No. 1267-09 *Establishing “Fixed Charge Special Assessments” for Uncollected Charges for Water and Other Services in Accordance with Water Code Section 72100*. The motion was adopted by the following roll call vote, to wit:

AYES: Knutson, Fitzsimmons, Anderson, Watkins, Stockton

NOES: None

ABSTAIN: None

ABSENT: None

III-4. Discussion on the IDA Well Agreement. Language, the Need for Clarification and Standardization of Terms and Conditions, and to require Compliance with Current Health Department Requirements for Drilling and Destroying Domestic Wells.

**Revision of
IDA Well
Agreement
Language**

After discussion and upon a motion by Director Fitzsimmons, seconded by Director Anderson, the board (A) directed the General Manager to instruct the District's counsel to revise the standard provisions of the current IDA well agreement to ensure that the responsibility for complying with state and other rules on well destruction rests with the landowner and that the interests of the District are otherwise better protected (B) establish a moratorium on consideration of applications for new well agreements until counsel has completed his review of, and revisions to, the standard provisions of the well agreement and (C) approved, without further board review, execution of a new well agreement with Cinquini, provided that such agreement is in full conformance with the new standard provisions proposed by counsel upon the conclusion of his review and revision of the standard well agreement.

The resolution was passed upon the following roll-call vote, to wit:

AYES: Knutson, Anderson, Fitzsimmons, Stockton, Watkins

NOES: None

ABSTAIN: None

ABSENT: None

III-5. Acceptance of State Warrants by the State.

Upon a motion by Director Watkins, seconded by Director Fitzsimmons, the Board (a) added consideration of item III-5 to the agenda and (b) directed the General Manager to prepare a letter of support for pending state legislation that would require the State to accept its own warrants in payment for amounts owed to it by public agencies and private persons. The

motion was passed upon the following roll-call vote, to wit:

AYES: Knutson, Anderson, Fitzsimmons, Stockton, Watkins

NOES: None

ABSTAIN: None

ABSENT: None

IV. REPORTS/MEETINGS

IV-1. Board Reports/Meetings

Director Knutson reported that hearings on the Gregory Canyon landfill project have been delayed indefinitely. The Water Authority will apparently require that Pipelines 1 & 2 be re-located away from the dump site (at the cost of the dump owner) as a condition of approval for a major encroachment permit.

Chairman Knutson left the meeting at 2:45 p.m.

IV-2. Administrative Report

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

IV-3. Capital Improvement Program Review.

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

IV-4. Operations Report.

Director of Operations & Maintenance Fowler called the Board's attention to his written Operations Report. Director Anderson asked that staff verify that the steel casing to be used in Wells 29 and 30 be of American manufacture, in view of the corrosion problems encountered recently with imported steel.

**Board
Reports**

**President
Knutson**

**Admin.
Report**

**Discussion on
Capital
Improvements**

**Operations
Report**

IV-5. Engineer's Report.

None.

**Engineer's
Report**

IV-6. Counsel's Report.

Counsel Scott was not present.

**Counsel's
Report**

IV-7. Finance Report

Vanessa Velasquez called the Board's attention to the written Treasurer's report in the packet stating that the temporary increase in the FDIC coverage limits to \$250,000 has been extended to December 31, 2013. After that the limit will return to \$100,000. Also, staff has implemented quarterly monitoring on the bank ratings instead of mid-year under this climate.

**Finance
Reports**

V. OTHER BUSINESS

None

**Other
Business**

VI. ADJOURNMENT

There being no further business to come before the board and upon a motion by Director Watkins, seconded by Director Stockton, it was unanimously agreed that the meeting stand adjourned at 3:20 p.m.

**Adjournment
3:20 p.m.**

Original minutes were approved
and signed on August 24, 2009.

George Stockton, Secretary

ATTEST:

Original minutes were approved
and signed on August 24, 2009.

W.D. Knutson, President