



Minutes of the Meeting
of the Rowland Water District

September 14, 2010

Location of Meeting: District Office

Pledge of Allegiance.

ROLL CALL OF DIRECTORS:

President Anthony J. Lima
Vice President Rene Rios
Director Robert W. Lewis
Director Szu-Pei Lu
Director John Bellah

OTHERS PRESENT:

Dan Horan, Three Valleys Municipal Water District
Kirk Howie, Three Valleys Municipal Water District
Janet Morningstar, Legal Counsel
Joe Ruzicka, Three Valleys Municipal Water District

ROWLAND WATER STAFF PRESENT:

Ken Deck, General Manager
Ted Carrera, Assistant General Manager
Sean Henry, Financial Officer
Rose Perea, Resource Analyst
Nicole P. Silva, Administrative Aide/Secretary to the Board

ADOPTION OF AGENDA: Upon a motion by Director Lewis, seconded by Director Lu, and approved by unanimous vote, the Agenda was adopted as presented. The motion was unanimously carried.

Mr. Deck announced that he had received information after the posting of Agenda about a potential opportunity to acquire water rights, and that if the Board desired to pursue the opportunity they would need to authorize him to enter into negotiations as soon as possible before others might step in to purchase the water rights. He requested that the Board add the item to the Agenda as a closed session after the Engineer's Report.

Upon a motion by Director Lewis, seconded by Director Bellah, the Board made a finding that the item came to the attention of the District after the posting of the Agenda and that there was a need to take action immediately. The Board voted to add an item to the Agenda to discuss an opportunity to purchase water rights from CMPC Transition, LLC. The motion was unanimously carried.

CONSENT CALENDAR: Upon a motion by Director Rios, seconded by Director Bellah, the Consent Calendar was approved as presented. The motion was unanimously carried.

The approval of the Consent Calendar includes the Minutes of the Regular Meeting on August 17, 2010 (Tab 1); Approval of Demands on the General Fund Account for August 2010 (Tab 2); Approval of Investment Report for August 2010 (Tab 3); and Approval of the Board Meeting scheduled for October 12, 2010 (Tab 4).

Tab 5 REVIEW AND APPROVE DIRECTORS' MEETING REIMBURSEMENTS FOR AUGUST 2010

A motion was made by Director Lewis, seconded by Director Lu, to approve the Directorsø Meeting Reimbursement report as presented. The motion was unanimously carried.

Tab 6 PUBLIC HEARING TO REVIEW CHANGES IN MANDATORY RECYCLED WATER CONNECTION POLICY

Public hearing opened at 6:07 p.m. Mr. Deck announced that no written comments were received. No one from the public was present to comment. Public hearing closed at 6:08 p.m.

Tab 7 APPROVE ORDINANCE NO. 0-9-2010 ESTABLISHING MANDATORY RECYCLED WATER CONNECTION POLICY

A motion was made by Director Lewis, seconded by Director Lu, to approve Ordinance 0-9-2010 establishing mandatory recycled water connection policy.

Roll call vote.

Ayes: Directors Lima, Rios, Lewis, Lu, and Bellah

Noes: None

Absent: None

Abstain: None

Motion was passed by a vote of 5-0.

Tab 8 APPROVE RESOLUTION NO. 9-2010 AMENDING THE POLICIES, RULES AND REGULATIONS APPLICABLE TO DISTRICT EMPLOYEES

Mr. Deck advised the Board that the changes discussed at last month's meeting had been incorporated into the draft Resolution and Personnel Rules and Regulations as directed by the Board. A motion was made by Director Lewis, seconded by Vice President Rios, to approve Resolution No. 9-2010 amending the policies, rules and regulations applicable to District employees.

Roll call vote.

Ayes: Directors Lima, Rios, Lewis, Lu, and Bellah

Noes: None

Absent: None

Abstain: None

Motion was passed by a vote of 5-0.

Tab 9 REVIEW AND APPROVE RESOLUTION NO. 9.1-2010 SUPPORTING LEGISLATIVE PROPOSAL TO BE SUBMITTED TO ACWA STATE LEGISLATIVE COMMITTEE

Mr. Deck explained that this resolution was generated through the Public Water Agency Group (PWAG) and may not necessarily benefit Rowland at this time, but would show Rowland's support to other members of PWAG that may benefit from such legislative changes. Director Lewis asked if the District would be required to pay for any expenses, to which Mr. Deck replied that the District would be required to pay legal counsel, including travel expenses for its 1/13 share as a member of PWAG.

Upon a motion by Director Lu, seconded by Director Bellah, to approve Resolution No. 9.1 2010 supporting legislative proposal submitted to ACWA state legislative committee.

Roll call vote.

Ayes: Directors Lima, Rios, Lewis, Lu, and Bellah

Noes: None

Absent: None

Abstain: None

Motion was passed by a vote of 5-0.

Tab 10 BIENNIAL REVIEW AND APPROVAL OF ROWLAND WATER DISTRICT'S CONFLICT OF INTEREST CODE

Mr. Deck and legal counsel advised the Board that upon review of the District's staffing changes and the statutes governing conflict of interest codes, it did not appear to be necessary to add any designated employees or make any changes to the disclosure categories as they are currently written. It was recommended that no changes be made to the District's conflict of interest code. Upon staff recommendation the Board determined that the current conflict of interest code should remain as-is and no changes are needed at this time.

Upon a motion by Director Lewis, seconded by Director Lu, to approve the current conflict of interest code with no changes based on advice of legal counsel. Motion was unanimously carried.

Tab 11 DISCUSSION OF UPCOMING CONFERENCES, WORKSHOPS, OR EVENTS (INCLUDING ITEMS THAT MAY HAVE ARISEN AFTER THE POSTING OF THE AGENDA)

- a. Three Valleys Municipal Water District Leadership Breakfast (October 21, 2010).

Directors Lewis, Bellah, and Lima confirmed attendance.

- b. ACWA Region 8 "Navigating Through Urban Water Management Planning" (October 26, 2010). Director Lewis confirmed attendance. Information pending, at which time remaining Directors will determine their attendance.
- c. 5th Annual ACWA Regions 8, 9, 10 Fall Program and Tour "The Salty Truth: A Look at Salt Management" (September 30, 2010).
Director Lewis and Bellah confirmed attendance.

Tab 12 GENERAL MANAGER'S REPORT

- a. Water Purchase Report: Information only.
- b. Mr. Deck stated that he provided information for Directors on current projects, to which Directors acknowledged receipt in Tab 12 of their Board packets.

Tab 13 REVIEW OF CORRESPONDENCE

- a. Information only.

Tab 14 THREE VALLEYS MUNICIPAL WATER DISTRICT

President Lima stated that TVMWD held a Special Meeting on August 18, 2010 and primarily dealt with several closed session items on the agenda.

Tab 15 JOINT POWERS INSURANCE AUTHORITY

Nothing to report.

PWR Joint Water Line Commission: Nothing to report.

Puente Basin Water Agency: Nothing to report.

Association of California Water Agencies: Director Lewis will attend meeting held on September 16, 2010 via teleconference.

Regional Chamber of Commerce: Next meeting will be held on September 16, 2010.

Sheriff Community Advisory Committee: Nothing to report.

Project Ad-Hoc Committee: Director Lu commented that the project statuses are provided under the General Manager's Report, Tab 12.

Finance Ad-Hoc Committee: Nothing to report.

ATTORNEY'S REPORT: Nothing to report.

PERSONNEL REPORT: Nothing to report.

PUBLIC RELATIONS: Ms. Perea announced there is a teacher's workshop on October 7, 2010 in Rancho Cucamonga. Ms. Perea also passed out EduGrant applications today at respective schools within the District. Lastly, a landscaping class will be held on October 9, 2010, which currently only has seven attendees and the District needs to have at least 20 residents in attendance.

Buckboard Days Parade is this Saturday, September 18, 2010.

Mr. Carrera revealed to the Board a mock-up of the newly constructed RWD website that Ms. Perea has been working on.

ENGINEER'S REPORT: Mr. Carrera showed Directors GeoViewer® and explained the new work order program and how it will improve efficiency and customer service.

Closed Session: President Lima adjourned the meeting to closed session at 7:03 p.m. pursuant to Government Code Section 54956.8 in order to confer with the District's negotiator Ken Deck concerning price and terms upon which he is authorized to negotiate for the acquisition of water rights from CMPC Transition, LLC.

The Board by consensus authorized Mr. Deck to pursue water rights from CMPC Transition, LLC under the parameters discussed.

A motion was made by Director Lewis, seconded by Director Lu, and unanimously carried to adjourn the closed session at 7:21 p.m.

Open session reconvened at 7:22 p.m.

DIRECTORS' AND GENERAL MANAGER'S QUESTIONS AND COMMENTS: None at this time.

FUTURE AGENDA ITEMS: Deferred compensation for Directors.

LATE BUSINESS: None.

A motion was made by Director Bellah, seconded by Director Lu, and unanimously carried to adjourn the meeting. The meeting was adjourned at 7:26 p.m.

Anthony J. Lima
Board President

Attest: _____
Ken Deck
Board Secretary