

Minutes of the Casitas Municipal Water District
Board Meeting Held
April 11, 2012

A meeting of the Board of Directors was held April 11, 2012 at Casitas' Office, Oak View, California. Directors Baggerly, Word, Hicks, and Kaiser were present. Director Bergen was absent. Also present were Steve Wickstrum, General Manager, Rebekah Vieira, Clerk of the Board, and Attorney, John Mathews. There were three staff members and six members of the public in attendance. President Baggerly led the group in the flag salute.

1. Public Comments

Mr. Rod Thigpin residing at 213 Craig Drive spoke to the board regarding some issues he is having with recreation. This has been going on for five or six years for whatever reason. I fish Casitas a lot, was a lure maker and fishing guide. I had a discussion with Ranger Rob on how fishing was declining. I came to the board meeting and fought to get trout plants reinstated. Rob got worked up and told me I didn't know what I was talking about. He told me the only reason I wanted the trout stock back in the lake was because I was a lure maker. That is not true. Then we turned around to when the lake was closed down and we were locked out of the lake. That cost me thousands of dollars. Everybody got locked out. What happened was one of my friends had a motor home in storage and he got to where he couldn't go in there either. We agreed to go in on a boat. He donated his motor home and we put to get my boat in there. Ranger Suzy and Rob went to tell the guys at boat rentals, that Doc had died and they were giving that spot away. We made calls. I called Doc and said they are trying to give that space away. He called and they gave him a hard time. It didn't make a lot of sense. I came to you to get trout plants reinstated then had huge problems with a boat being cabled. One time it was through the jack plate then I was held for an hour and told to reroute the cable. I sent e-mails to the board and it got straightened out. It is uncalled for. I felt it was an attack. Ranger Rob came to my face and told me you are catching ten pound bass and you are complaining to our board that fish are dying. I'm just trying to do what's right for the fishery. The last year and a half I have had nothing to do with the lake as I have been extremely ill. I haven't had a boat in there at all. Last Saturday, I took a boat up and had it quarantined. Ranger Geoff got it through inspection no problem. On Saturday I get a call from Brent and he starts in asking if I am on the lake guiding. With the ten day quarantine that is impossible. I told him no. He started in on me about the lakes rules. I know what I have to do. I asked him why he is calling me and harassing me. He tells me how I have to have insurance and bonding. I told him no, I don't have my guide license. I have been ill. The intention was to come up with friends and shoot some carp. He starts in on my website. The website says you are guiding. I said the website has not been updated in three years. I said what's on website is none of your business. If I am inside the lake you have every right to ask these questions and I don't have boat in the lake yet.

President Baggerly informed Mr. Thigpin that he had been talking for about seven minutes and that in the public comment section of the agenda we can't take any actions. You don't feel you have been treated properly. We will turn it over to the General Manager and he will talk to his staff. Mr. Thigpin added I don't know where this is coming from. I want to enjoy the lake with my friends. Mr. Wickstrum asked if he had met Carol Belser, the Park Services Manager and suggested he start by speaking with Carol on this situation. Ms. Belser provided Mr. Thigpin with her car so he could contact her to discuss the situation.

2. General Manager comments.

Mr. Wickstrum reminded the board that the second meeting in April is scheduled for April 23rd.

3. Board of Director comments.

Director Word mentioned that at the Chamber meetings he has learned that the City of Ventura has approved another 200 housing units within our district bringing the total to 350 additional housing units to be added in the District.

Director Kaiser informed the board that he had the opportunity to meet with the CEO of the CREW organization where high school age kids take care of issues on the environment with Forest Service. There was some interest to take care of debris such as bricks on the watershed. As much as it fits perfectly there are other issues they are working through and they are not able to pursue it but they appreciated the fact we had contacted them.

President Baggerly mentioned that in the latest ACWA newsletter, Donald Glasser was awarded the Distinguished Service Award last month. We should send a congratulations message from the board.

4. Consent Agenda ADOPTED

- a. Minutes of the March 28, 2012 Board Meeting.
- b. Minutes of the March 23, 2012 Board Meeting.
- c. Recommend consent to Best Best & Krieger to provide joint representation in the State Water Cases that are currently pending and authorize the General Manager to sign and return the consent letter.

On the motion of Director Word, seconded by Director Kaiser and passed, the Consent Agenda was adopted.

5. Bills APPROVED

Director Kaiser questioned the bill for Water Tracks Software. Mr. Wickstrum explained this is for the lab to document sampling.

On the motion of Director Hicks, seconded by Director Kaiser and passed, the bills were approved.

6. Committee/Manager Reports APPROVED FOR FILING
- a. Recreation Committee Minutes
 - b. Finance Committee Minutes

Mr. Wickstrum informed the board that we considered the Hells Angels event and have declined to hold that event at the lake.

On the motion of Director Word, seconded by Director Hicks and passed, the Committee/Manager Reports were approved for filing.

7. Consideration of an appeal from Steve and Diane Atkinson regarding a leak relief that was granted in February, 2012. APPROVED

Steve and Diane Atkinson provided their appeal regarding the leak relief that was previously granted. They explained that they have had a debate with Casitas about some water losses and some damage to the road crossings of creeks on our property. About ten years ago we installed a line off the meter to supply a camp site and we put a shut off valve after the main supply line. When the camp was not in use we shut the water off so if the line were broken no water would be lost. We had no lost water until after Casitas had to make some changes due to a large main leak. They moved our meter and did not replace the shut off valve. The letter received with the latest leak relief stated that we are responsible for things that happen on our side of the meter. Our argument is if you make changes on our side of the meter you are responsible for any adverse outcomes.

The board discussed the various issues surrounding this request and Mr. Wickstrum explained that staff has presented a differing opinion of the situation.

On the motion of Director Hicks, seconded by Director Kaiser and passed the additional relief in the amount of \$2,507.33 was granted to the Atkinsons with Director Word adding that this is the entire settlement.

8. Resolution approving execution of a five year concession agreement with Lake Casitas Marina, Inc. for the operation and management of the Park Store at Lake Casitas Recreation Area. TABLED

Gary Wolfe requested that the Board consider the agreement for ten years as that was what our original proposal was for. There are several items we want to do such as fixing the walk in coolers, replacing the air conditioner, replacing shelving displays. We have up to \$26,000 of improvements to make now but can't economically do that if we are only there for five years.

Ms. Belser reminded the Board that the RFP in November was for a ten year proposal. During a closed session it was discussed to send a letter to the three respondees asking if they would be interested in a five year. All three proposals responded yes and so we are now dealing with a five year agreement.

Mr. Wickstrum informed the board that this is not a bid and we are not stuck with the way it is written. Five years has gone by very quickly. For Gary and Luis this will go by very quickly. They stepped up to the plate to help us out at the park store and get it operating last year.

Mr. Wolfe added he is willing to offer three years at ten percent, four years at 11 % and then the final two years at 12%. It was suggested that the improvements be added in the contract. A revised contract will be brought back to the next board meeting.

9. Recommend approval of a letter to the County of Ventura regarding Mosler Rock Products CEQA Addendum. APPROVED

President Baggerly informed the board of the meeting tomorrow at 10:00 a.m. with the planning director to entertain a hearing to adopt the Reclamation Plan compliance agreement and addendum to CEQA EIR adopted in 1995.

Director Word asked prior to this they have not told him that he has to do these other things? President Baggerly responded yes and no. Prior to this the CEQA Addendum didn't address a lot of things. They are saying there is no issue of water quality or harming the critical habitat for steelhead. We are saying have a look at it. They rely on EIR that didn't address it. Director Word asked where it stands in relation to Mary's concern. President Baggerly explained she had a problem with us requiring CEQA. They did CEQA and an Addendum. We are asking them to include other information. Pete's issue was it was not timely. Now it is timely. We are not forcing them to do CEQA. We are asking them to look at issues. Director Word asked are you going to the meeting. President Baggerly responded, yes.

On the motion of Director Kaiser, seconded by Director Hicks and passed, the above recommendation was approved.

10. Resolution approving membership in the ACWA Joint Powers Insurance Authority, consenting to join the Health Benefits Program of the ACWA JPIA, ratifying the action of the ACWA Health Benefits Authority Board of Directors to terminate the Health Benefits Authority Joint Powers Agreement, and authorizing and directing the Casitas MWD to execute all necessary documents. ADOPTED

The resolution was offered by Director Word, seconded by Director Hicks and passed by the following roll call vote:

AYES: Directors: Kaiser, Hicks, Word, Baggerly

NOES: Directors: None
ABSENT: Directors: Bergen

Resolution is numbered 12-15.

11. Resolution cancelling the May 9, 2012 meeting and scheduling a special meeting to be held May 7, 2012. ADOPTED

The resolution was offered by Director Hicks, seconded by Director Word and passed by the following roll call vote:

AYES: Directors: Kaiser, Hicks, Word, Baggerly
NOES: Directors: None
ABSENT: Directors: Bergen

Resolution is numbered 12-16.

12. Information Items:

- a. Monthly Cost Analysis for operation of Robles, fisheries and fish passage.
- b. Letter from Bureau of Reclamation regarding Lake Casitas Structure Burn.
- c. News Articles
- d. Investment Report.

President Baggerly moved the meeting to closed session at 4:15 p.m. per government Code Section 54956.9(c).

13. Closed Session

- a. (Govt. Code Sec. 54956.9 (c))
Conference with Legal Counsel – Anticipated Litigation (One case).

President Baggerly moved the meeting out of closed session at 4:52 p.m. stating there was nothing to report.

14. Adjournment

President Baggerly adjourned the meeting at 4:52 p.m.

Bill Hicks, Secretary