

**MINUTES OF THE BOARD OF DIRECTORS  
MESA CONSOLIDATED WATER DISTRICT  
1965 Placentia Avenue, Costa Mesa, CA  
Tuesday, June 23, 2009  
7:00 p.m. Regular Board Meeting**

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**CALL TO ORDER**

The meeting of the Board of Directors was called to order on June 23, 2009 at 7:00 p.m. by Acting President Bockmiller at the District Office Boardroom, located at 1965 Placentia Avenue, Costa Mesa, California.

**PLEDGE OF ALLEGIANCE**

Director Atkinson led the Pledge of Allegiance.

**ROLL CALL**

Directors Present

Fred R. Bockmiller, First Vice President  
James F. Atkinson, Vice President  
Trudy Ohlig-Hall, Vice President

Directors Absent

Shawn Dewane, President  
Paul E. Shoenberger, Vice President

Staff Present

Lee Pearl, General Manager  
Coleen L. Monteleone, Administrative Services Manager/  
District Secretary  
Victoria L. Beatley, Financial Services Manager/Treasurer  
Jerry Vilander, Water Operations Manager  
Barbara Wiseman, Human Resources Manager  
Rob Anslow, Attorney, Bowie, Arneson, Wiles & Giannone

Others Present

Joan C. Finnegan, Director, Municipal Water District of Orange County (MWDOC), Division 4

**PUBLIC COMMENTS**

Acting President Bockmiller invited members of the public to address the Board of Directors on matters that were not on the agenda. There being none, Acting President Bockmiller proceeded with the meeting.

Acting President Bockmiller recognized Director Joan C. Finnegan, MWDOC.

**ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA**

A recommendation was made to continue Items II.A - Urban Water Research Center, III.A – Revised Regulations of the California Fair Political Practices, and III.B – Continue Support of the Costa Mesa Chamber of Commerce Les Miller Study Awards Program to the July 14, 2009, regular Board meeting. There were no objections by the Board.

**I. CONSENT CALENDAR ITEMS:**

All matters on the Consent Calendar will be approved by one motion unless a Board member, staff, or a member of the public requests a separate action.

Director Ohlig-Hall pulled Item M and asked that it be continued to the July 14, 2009 regular Board meeting. Acting President Bockmiller asked that it be agendaized as a discussion item. Item H, Board Schedule, was pulled to be addressed at the end of the meeting. There were no objections by the Board.

- A. Approve minutes of regular Board meeting of May 26, 2009.
- B. Approve minutes of adjourned regular Board meeting of May 28, 2009.
- C. Approve minutes of regular Board meeting of June 9, 2009.
- D. Approve minutes of adjourned regular Board meeting of June 11, 2009.
- E. Approve minutes of adjourned regular Board meeting of June 12, 2009.
- F. Approve minutes of adjourned regular Board meeting of June 16, 2009.
- G. Approve attendance considerations (additions, changes, deletions).
- H. Board Schedule:
  - 1. Tentative Meeting Topics
  - 2. Conference, Seminars, and Meetings
  - 3. Board Calendar
- I. Receive the May 2009 Investment Transaction Report.
- J. Approve request from Bowie, Arneson, Wiles & Giannone for adjustment of rates for legal services.
- K. Award a contract to Sierra Analytical Laboratories for water quality analyses for FY10 in an amount not to exceed \$35,145.40 and authorize the General Manager to execute the contract.
- L. Approve the annual utility membership dues for the Foundation for Cross-Connection Control and Hydraulic Research in the amount of \$1,000.
- M. Appoint the Executive Committee Chair and Finance Committee Chair as members of the Ad Hoc Audit Committee.

**MOTION 2009-51**

Motion by Director Ohlig-Hall, seconded by Director Atkinson, to approve Items A through G and I through L of the Consent Calendar. Motion passed 3-0-2 with Directors Dewane and Shoenberger absent.

**II. PRESENTATION AND DISCUSSION ITEMS:**

- A. URBAN WATER RESEARCH CENTER:

This item was continued to the July 14, 2009 Board meeting.

B. EMERGENCY INTERTIE STUDY:

Acting President Bockmiller acknowledged Water Operations Manager Vilander who proceeded with the presentation.

Mr. Vilander noted that about six months ago staff initiated and participated in a series of meetings with the cities of Newport Beach, Santa Ana and Irvine Ranch Water District staff to identify and study the interties between the agencies distribution system. The purpose of this effort is to coordinate that during an emergency situation the public continues to receive a safe and reliable water supply.

Director Ohlig-Hall suggested that this item be brought before the full Board at a Board workshop. She also recommended that staff include the Engineering and Operations Committee in all discussions with the entities listed.

The Board agreed to further discuss the item at an upcoming Board workshop.

C. BOARD WORKSHOP PLANNING:

The Board discussed the date for the next Board workshop and chose three dates: July 10, 11, or 17. Prior to confirmation of a date, President Dewane and Director Shoenberger will be consulted for their availability.

**III. ACTION ITEMS:**

A. REVISED REGULATIONS OF THE CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION:

This item was continued to the July 14, 2009 Board meeting.

B. CONTINUE SUPPORT OF THE COSTA MESA CHAMBER OF COMMERCE LES MILLER STUDY AWARDS PROGRAM:

This item was continued to the July 14, 2009 Board meeting.

C. CLOSED SESSION:

**The following Closed Session will be taken after Item V. Information Items.**

1. PUBLIC EMPLOYEE APPOINTMENT  
PURSUANT TO GOVERNMENT CODE SECTION 54957:  
Title: General Manager

RETURN TO OPEN SESSION.

**IV. REPORTS AND INFORMATION ITEMS:**

**A. REPORT OF THE GENERAL MANAGER:**

1. May Key Indicators Report
2. Items of general interest
  - ◆ Other
    - There was a leak on Harbor Blvd. To repair the leak, water at a few businesses was temporarily interrupted.

**B. STANDING COMMITTEE REPORTS:**

1. Director Atkinson reported on the following meeting:
  - a. Engineering and Operations Committee Meeting, 6/11
    - Acting President Bockmiller provided information regarding solar power systems.
2. Director Ohlig-Hall reported on the following meeting:
  - a. Finance Committee Meeting, 6/18
    - The Committee reviewed disbursements to Directors and employees as reported on the Accounts Paid Listing per California Government Code Section 53065.5.

**C. DIRECTORS' REPORTS AND COMMENTS:**

1. Director Bockmiller reported on the following meeting:
  - a. Water Issues Study Group Meeting, 6/16
  - b. Other
2. Director Shoenberger attended the following meeting:
  - a. Water Issues Study Group Meeting, 6/16
  - b. Other
3. Director Ohlig-Hall reported on the following meeting:
  - a. AWWA Annual Conference, 6/14-6/18 (continued to the July 14, 2009 meeting)
  - b. Other
4. Director Atkinson reported on the following meetings:
  - a. Water Issues Study Group Meeting, 6/16
  - b. OCWD Meeting, 6/17
  - c. Other
5. President Dewane attended the following meetings:
  - a. Water Issues Study Group Meeting, 6/16
  - b. MWDOC Meeting, 6/17
  - c. Other

**V. INFORMATION ITEMS:**

**A. ITEMS OF GENERAL INTEREST:**

1. Groundwater Producers meeting minutes, 6/10/09
2. Thank you letters for bottled water donations from the following organizations:
  - ◆ Page Private School, letter dated 5/25/09
  - ◆ Orange County Model Engineering, Inc., letter dated 5/29/09
  - ◆ Adams Elementary School, letter dated 6/4/09
  - ◆ Estancia High School, letter dated 6/12/09

**I. CONSENT CALENDAR ITEMS:**

Item H. – Board Schedule:

1. Tentative Meeting Topics
2. Conference, Seminars, and Meetings
3. Board Calendar

It was noted that the Branding Exercise for July 2, 2009 has been cancelled and will be re-scheduled after the new General Manager has been hired.

**RECESS**

Acting President Bockmiller declared a recess at 8:15 p.m. The meeting reconvened at 8:18 p.m.

**III. ACTION ITEMS:**

**C. CLOSED SESSION:**

Acting President Bockmiller announced that the Board of Directors was going into Closed Session at 8:19 p.m.

1. PUBLIC EMPLOYEE APPOINTMENT  
PURSUANT TO GOVERNMENT CODE SECTION 54957:  
Title: General Manager

RETURN TO OPEN SESSION.


The Board returned to Open Session at 8:24 p.m.

Acting President Bockmiller announced that the Board conducted one Closed Session pursuant to Government Code Sections 54957. The Board received information and no other announcement was made.

Acting President Bockmiller adjourned the meeting at 8:25 p.m. to an adjourned regular Board meeting to be held on Wednesday, July 1, 2009 at 7:00 p.m.

Approved:

  
Shawn Dewane, President

  
Coleen L. Monteleone, District Secretary

Recording Secretary: Sharon D. Brimer