

**MINUTES OF THE BOARD OF DIRECTORS
MESA CONSOLIDATED WATER DISTRICT
1965 Placentia Avenue, Costa Mesa, CA
Tuesday, September 8, 2009
7:00 p.m. Regular Board Meeting**

CALL TO ORDER

The meeting of the Board of Directors was called to order on September 8, 2009 at 7:00 p.m. by President Dewane 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

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

Directors Absent

None

Staff Present

Coleen L. Monteleone, Interim General Manager/
District Secretary
Victoria L. Beatley, Financial Services Manager/Treasurer
Robert R. McVicker, District Engineer
Jerry Vilander, Water Operations Manager
Barbara Wiseman, Human Resources Manager
Denise Garcia, Executive Assistant
Rob Anslow, Attorney, Bowie, Arneson, Wiles & Giannone

Others Present

Jim Fitzpatrick, Mesa Customer

District Secretary Monteleone administered the Oath of Office to James Fisler. Mr. Fisler was appointed to the seat on the Board of Directors to fill the position vacated by the resignation of Paul Shoenberger. The Board of Directors, staff, and customers in the audience congratulated Mr. Fisler. Photos were taken.

PUBLIC COMMENTS

President Dewane invited members of the public to address the Board of Directors (Board) on matters that were not on the agenda.

Mesa Customer Jim Fitzpatrick addressed the Board and noted that he would soon be writing a weekly column for the Daily Voice, which is a website providing news, commentary, and information about Newport Beach and Costa Mesa.

There being no additional public comments, President Dewane proceeded with the meeting.

Mission: Dedicated to satisfying our community's water needs

ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA

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.

Interim General Manager Monteleone pulled Item E. There were no objections by the Board.

- A. Approve minutes of adjourned regular Board meeting of August 18, 2009.
- B. Approve minutes of adjourned regular Board meeting of August 24, 2009.
- C. Approve minutes of adjourned regular Board meeting of August 25, 2009.
- D. Approve attendance considerations (additions, changes, deletions).
 - 1. Diamond Valley Lake Tour; Hemet, CA; Friday, September 25, 2009; Friday, October 9, 2009.
- E. Board Schedule:
 - 1. Tentative Meeting Topics
 - 2. Conference, Seminars, and Meetings
 - 3. Board Calendar
- F. Approve support of Jo MacKenzie of the Vista Irrigation District for the CSDA Board of Directors Seat A, Region 6, obtain the Board President's signature of approval, and direct staff to complete the official ballot voting for Director MacKenzie.
- G. Approve Mesa's continued support of the City Arts Program.

President Dewane asked for comments from the public. There were no comments.

MOTION 2009-78

Motion by Director Bockmiller, seconded by Director Atkinson, to approve Items A – D, F, and G of the Consent Calendar. Motion passed 5-0.

Item E – Board Schedule

Director Ohlig Hall confirmed she was attending the LAFCO meeting scheduled for 9:00 a.m. on September 9, 2009. Director Fisler was invited and accepted the invitation.

Director Bockmiller offered that Mesa has been a long standing supporter for the excellent governance system Municipal Water District of Orange County currently has and no changes need be contemplated for now or in the future.

Director Atkinson announced he will be out of the area from September 10 to 13.

Director Fisler noted that he planned to attend the ACWA Region 2 program scheduled for October 15, 2009.

MOTION 2009-79

Motion by Director Atkinson, seconded by Director Bockmiller, to approve Item E of the Consent Calendar and authorize Director Ohlig-Hall to speak on behalf of Mesa's Board of Directors to convey to the LAFCO Commissioners Mesa's long standing support for the governance of the Municipal Water District of Orange County. Motion passed 5-0.

II. PRESENTATION AND DISCUSSION ITEMS:

A. BOARD WORKSHOP PLANNING:

It was noted that two topics identified for the Board half day Workshop are: Financial policies review and directors' benefits. The Board added Mesa's policy regarding contributions to non-profit groups and District governance and planning.

The Board confirmed the meeting date: October 30, 2009 8:00 a.m. to Noon.

A discussion ensued regarding the frequency of the Board Workshops. The Board agreed to hold annually three ½-day sessions. Additional meetings will be added if they are needed.

III. ACTION ITEMS:

A. ASSOCIATION OF CALIFORNIA WATER AGENCIES REGION 10 ELECTION FOR 2010-2011 TERM:

MOTION 2009-80

Motion by Director Bockmiller, seconded by Director Fisler, to defer action on the Association of California Water Agencies Regional 10 Election for 2010-2011 Term to Mesa's September 15, 2009 meeting. Motion passed 5-0.

B. ASSOCIATION OF CALIFORNIA WATER AGENCIES COMMITTEE APPOINTMENT NOMINEES FOR 2010-2011 TERM:

MOTION 2009-81

Motion by Director Atkinson, seconded by Director Ohlig-Hall, to approve the nomination of Director Fred R. Bockmiller to the Energy Committee of the Association of California Water Agencies. Motion passed 5-0.

C. NOMINATIONS FOR CALIFORNIA CAUCUS POSITIONS TO NATIONAL WATER RESOURCES ASSOCIATION:

MOTION 2009-82

Motion by Director Atkinson, seconded by Director Ohlig-Hall, to approve the nomination of Director Fred R. Bockmiller to the California Caucus of the National Water Resources Association Board of Directors. Motion passed 5-0.

D. PROCLAMATION HONORING ARLENE SCHAFFER RECIPIENT OF THE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION'S 2009 BOARD PRESIDENT OF THE YEAR AWARD:

MOTION 2009-83

Motion by Director Ohlig-Hall, seconded by Director Atkinson, to approve Proclamation Honoring Arlene Schaffer Recipient of the California Special Districts Association's 2009 Board President of the Year Award. Motion passed 5-0.

RECESS

President Dewane declared a recess at 7:35 p.m. The Board meeting reconvened at 7:45 p.m.

The agenda was re-ordered to take Item IV. Reports and Information Item prior to Item III, E, Closed Session. There were no objections by the Board.

IV. REPORTS AND INFORMATION ITEMS:

A. REPORT OF THE INTERIM GENERAL MANAGER:

1. Items of general interest:

◆ Other

- Interim General Manager Monteleone reported that the District received confirmation from the Metropolitan Water District of Southern California (Met) that the District's recently adopted Water Conservation Ordinance meets the prerequisite requirement for all available funding from Met.

B. STANDING COMMITTEE REPORTS:

1. President Dewane reported on the following meeting:
 - a. Executive Committee Meeting, 9/3

C. DIRECTORS' REPORTS AND COMMENTS:

1. Director Atkinson reported on the following meeting:
 - a. OCWD Meeting, 9/2
 - b. Other

2. Director Ohlig-Hall reported on the following meetings:
 - a. MWDOC/OCWD Jt. Planning Committee Meeting, 8/26
 - b. Jt. MWDOC Meeting, 9/2
 - c. Other

3. Director Fisler:
 - a. Other

4. Director Bockmiller:
 - a. Other

5. President Dewane reported on the following meeting:
 - a. ISDOC Meeting, 9/1
 - b. Other

President Dewane announced that the Board of Directors was going into Closed Session at 8:29 p.m.

III. ACTION ITEMS:

E. CLOSED SESSION:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS –
PURSUANT TO GOVERNMENT CODE SECTION 54956.8:
Property: Capital Project # CM-394 (OC-44 FEEDER)
District Negotiator: Interim General Manager
Negotiating Parties: Poseidon Resources
Under Negotiation: Possible use of Mesa Consolidated Water District property
by an outside company for purposes of delivering desalinated potable water to
other agencies.

RETURN TO OPEN SESSION.

The Board returned to Open Session at 9:21 p.m.

Attorney Anslow announced that the Board met in Closed Session with the Interim General Manager, District Engineer, and General Legal Counsel. The Board received information and there was no other announcement.

IV. REPORTS AND INFORMATION ITEMS:

The agenda was re-ordered to take item IV, Reports and Information Items prior to III, Action Item E. Closed Session.

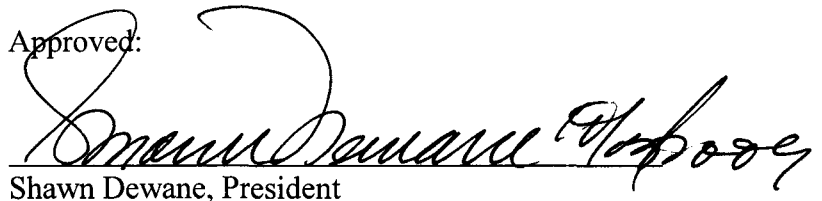
V. INFORMATION ITEMS:

A. ITEMS OF GENERAL INTEREST:

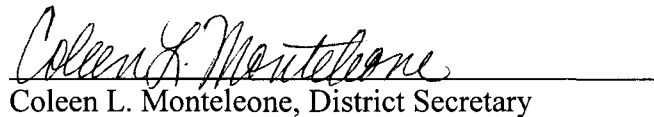
1. Thank you letters for bottled water donation from the following organizations:
 - ◆ Costa Mesa High School PTSA, letter dated 8/22/09
 - ◆ Costa Mesa Chamber of Commerce, letter received 8/24/09

President Dewane adjourned the regular Board meeting at 9:22 p.m. to an adjourned regular Board meeting to be held on Tuesday, September 15, 2009 at 7:00 p.m.

Approved:



Shawn Dewane, President



Coleen L. Monteleone, District Secretary

Recording Secretary: Sharon D. Brimer