

**MINUTES OF THE BOARD OF DIRECTORS  
MESA CONSOLIDATED WATER DISTRICT  
1965 Placentia Avenue, Costa Mesa, CA  
Tuesday, January 13, 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 January 13, 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 Ohlig-Hall led the Pledge of Allegiance.

**ROLL CALL**

District Secretary Monteleone called the roll.

Directors Present

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

Directors Absent

None

Staff Present

Lee Pearl, General Manager  
Coleen L. Monteleone, Administrative Services 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  
Jeff Hoskinson, Attorney, Bowie, Arneson, Wiles & Giannone

Others Present

Larry Porter, Residents for Responsible Desalination  
Merle Moshiri, Residents for Responsible Desalination  
Marin Kettorack, Residents for Responsible Desalination  
Milt Dardis, Residents for Responsible Desalination  
John Scott, Residents for Responsible Desalination  
David Kincaid, Mesa Customer  
Ernie Feeney, Mesa Customer  
John Feeney, Mesa Customer

General Manager Pearl noted that President Dewane has a presentation to make honoring Past President Atkinson. President Dewane thanked Director Atkinson for his past service and presented him with a plaque. Photographs 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. President Dewane acknowledged that there were 10 people in the audience.

Marin Kettorack spoke regarding the need for the development of responsible desalination and the need for water conservation. She spoke on the water reclamation facility in Fountain Valley. She noted it is important for people to make responsible decisions regarding their water use and appreciates Mesa's efforts in this area. She continued with an explanation of the efforts of the Residents for Responsible Desalination.

Larry Porter, Vice President, Residents for Responsible Desalination spoke regarding responsible desalination.

Milt Dardus, Huntington Beach resident, speaking on behalf of Residents for Responsible Desalination.

Arlene Jones, Mesa Verde Community Homeowners Association, asked that the Board keep residents informed of any meetings that are conducted regarding desalination and presented a letter to the District Secretary.

John Scott, Huntington Beach resident, spoke on behalf of Residents for Responsibility Desalination.

President Dewane invited the meeting participants to attend Mesa's Water Issues Study Group. He noted it is opened to everyone who has an interest in water and is not limited to Mesa's ratepayers. Director Ohlig-Hall expanded on President Dewane's comments.

The Board thanked the group representatives for their comments.

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

There were no items to be added, withdrawn, or reordered.

### **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.

- A. Approve minutes of regular Board meeting of December 9, 2008.
- B. Approve attendance considerations (additions, changes, deletions).
  - 1. 2009 Water Issues Study Group Meetings; Costa Mesa, CA.
  - 2. CA-NV AWWA Spring Conference; Santa Clara, CA; April 6 - 9, 2009.
  - 3. ACWA/JPIA Spring Conference; Sacramento, CA; May 18, 2009.
  - 4. ACWA Spring Conference; Sacramento, CA; May 19 - 22, 2009.
  - 5. AWWA Annual Conference; San Diego, CA; June 14 - 18, 2009.

6. California Special Districts Association Annual Conference; Palm Springs, CA; September 21-24, 2009.
  7. CA-NV AWWA Fall Conference; Las Vegas, NV, October 5 - 8, 2009.
  8. ACWA/JPIA Fall Conference; San Diego, CA; November 30, 2009.
  9. ACWA Fall Conference; San Diego, CA; December 1 - 4, 2009.
  10. 2009 Colorado River Water Users Association Annual Conference; Las Vegas, NV; dates to be determined.
  11. The Costa Mesa Historical Society, 2009 Annual Dinner and Installation; Costa Mesa, CA; January 21, 2009.
- C. Receive the November 2008 Investment Transaction Report.
- D. Ratify Financial Advisor Request for Quote.
- E. Approve the purchase of three (3) heating, ventilation, air conditioning (HVAC) units, for an amount not to exceed \$22,532 from Preferred Air Service Company and authorize the General Manager to sign the purchase order.

MOTION 2009-01

Motion by Director Shoenberger, seconded by Director Atkinson, to approve the Consent Calendar, with the addition of item B. 11. Motion passed 5-0.

**II. PRESENTATION AND DISCUSSION ITEMS:**

**A. FY09 FIRST QUARTER FINANCIAL REPORT:**

General Manager Pearl noted that the budget is dependent upon revenue from water rates and noted that Mesa does not receive any support from sales or property taxes, unlike other agencies or cities. He noted that the District has to be fiscally responsible.

Financial Services Manager Beatley was introduced and proceeded with an overview of the FY09 First Quarter Financial Report.

Ms. Beatley responded to questions from the Board.

President Dewane asked for comments from the public. There being none he thanked Ms. Beatley for her report.

**B. WATER SUPPLY PLAN UPDATE:**

General Manager Pearl introduced District Engineer McVicker who proceeded with the Water Supply Plan update. Mr. McVicker noted the District is expecting a 6% reduction in water demand from water conservation efforts from Mesa's customers. He continued with information on the management of the underground water basin and the management of Mesa's wells.

MOTION 2009-02

Motion by Director Bockmiller, seconded by Director Ohlig-Hall, to continue Mesa Board's policy and direct staff to urge Orange County Water District to maintain the water budget and water reserves until such time as water becomes available that they plan to purchase, and spread it to the maximum extent, and that they do not raid, decrease or otherwise artificially subsidize the replenishment rate from the previously accumulated funds source. Motion passed 5-0.

Mr. McVicker responded to questions from the Board and the public.

President Dewane thanked Mr. McVicker for his report.

**RECESS**

President Dewane declared a recess at 8:27 p.m. The Board meeting reconvened at 8:40 p.m.

**C. WELLNESS PROGRAM:**

General Manager Pearl reported the Wellness Program was approved at the November 25, 2008 Board meeting. At the December 8, 2008 Board meeting, staff was asked by the Board to agendaize the Wellness Program for further discussion. He noted that in the days of doing more with less, Mesa has downsized its staff and implemented the use of technology to improve performance. As a result of that, a Wellness Programs becomes more valuable to reduce Workers' Compensation rates and injury, reduce sick leave usage, increase productivity, and increase the morale of Mesa's employees. Mr. Pearl noted that a letter was received from Ms. Wendy Leece asking Mesa to put off the program. Mr. Pearl noted that although Ms. Leece is a Costa Mesa City Council Member this letter represents Ms. Leece as a citizen and is not the opinion of the Council.

Human Resources Manager Wiseman explained that CALPERS plans to begin requiring its members offer Wellness Programs on behalf of member employees. She explained that Mesa's program is not a giveaway. It is a program to make the employees more aware of their health.

Customer Mrs. Ernie Feeney provided a handout to the Board and offered comments in opposition to Mesa's Wellness Program.

Customer Mr. John Feeney offered comments in opposition to Mesa's Wellness Program.

MOTION 2009-03

Motion by Director Ohlig-Hall, seconded by Director Bockmiller, to revisit the Wellness Program and receive a report in six months regarding the effectiveness of program and participation of Mesa's employees. Motion passed 5-0.  
Director Ohlig-Hall asked the attorney if the Board could add the item of reimbursing Mrs. Feeney for the cost of the Board packet.

Attorney Jeff Hoskinson confirmed it was within the purview of the Board to add the reimbursement request to the agenda.

MOTION 2009-04

Motion by Director Ohlig-Hall, seconded by Director Bockmiller, to add an item to the agenda to reimburse Mrs. Feeney \$12.48 for the duplication of the Board packet as the matter arose after the agenda was posted and action is required prior to the next Board meeting. Motion passed 5-0.

A brief discussion ensued regarding the Board's policy to charge ratepayers for the duplication of Mesa's board packet. The Board noted that the next time the policy is updated a phrase be added that at the request of a Director a copy of the Board packet would be provided to a customer without cost.

Mrs. Feeney made additional comments thanking the Board for staff's cooperation during her efforts to receive information regarding her evaluation of Mesa's Wellness Program. She also commented on the process she follows to receive information from the City of Costa Mesa.

David Kincaid, Costa Mesa resident, noted that the City of Costa Mesa provides information relative to the Council meetings at no charge to residents.

MOTION 2009-05

Motion by Director Ohlig-Hall, seconded by Director Shoenberger, to waive the Board policy and reimburse Mrs. Ernie Feeney \$12.48 for the duplication of the Board packet. Motion passed 5-0.

**III. ACTION ITEMS:**

**A. BOARD COMMITTEE & OTHER AGENCY LIAISON ASSIGNMENTS AND SCHEDULES:**

President Dewane reviewed the committee assignments. Director Ohlig-Hall noted that she was only on one Board committee. President Dewane stated that due to Director Ohlig-Hall's tenure on the Board and having served on every committee that he wanted her input where needed as the opportunities present themselves as the alternate on several committees.

MOTION 2009-06

Motion by Director Shoenberger, seconded by Director Atkinson, to ratify the Board Committee Meeting and Liaison Assignments effective February 1, 2009. Motion passed 4-1-0 with Director Ohlig-Hall voting no.

**IV. REPORTS AND INFORMATION ITEMS:**

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

1. November Key Indicators Report
2. Items of general interest:
  - ◆ Update on Colored Water Treatment Facility bromated treatment system
  - ◆ Other
    - Metropolitan Water District of Southern California has projected the following increases: 2010 - 21%, 2011 - 14%.
    - The CA Coastal Commission rejected Poseidon's application, which will be resubmitted with their responses/corrections.
    - Mesa has been meeting with 10 Orange County water agencies to discuss pricing of desalinated water.
    - Mesa representatives will attend Mesa Verde Homeowners Association's next meeting.

Director Bockmiller asked to receive a copy of the rejection letter from the CA Coastal Commission.

**B. STANDING COMMITTEE REPORTS:**

1. Director Bockmiller reported on the following meetings:
  - a. Engineering and Operations Committee Meeting, 12/10
  - b. City/Districts Liaison Meeting, 1/9
2. President Dewane reported on the following meetings:
  - a. Finance Committee, 1/5
  - b. Executive Committee Meeting, 1/8
  - c. City/Districts Liaison Meeting, 1/9

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

1. Director Atkinson reported on the following meetings:
  - a. WACO Meeting, 12/12
  - b. LAFCO Meeting, 12/17 – Did not attend
  - c. OCWD Meeting, 1/7
  - d. WACO Meeting, 1/9
  - e. Other

2. Director Ohlig-Hall reported on the following meetings:
  - a. Colorado River Water Users Association Conference, 12/15-12/17
  - b. Jt. MWDOC Meeting, 1/7
  - c. Other
  
3. Director Shoenberger reported on the following meetings:
  - a. League of California Cities Holiday Mixer, 12/11
  - b. OCWA Holiday Event, 12/12
  - c. Other
  
4. Director Bockmiller reported on the following meeting:
  - a. OCWD Meeting, 12/17
  - b. Other
  
5. President Dewane reported on the following meeting:
  - a. ISDOC Meeting, 1/6
  - b. Other

**V. BOARD SCHEDULE:**

- A. TENTATIVE MEETING TOPICS:
  
- B. CONFERENCES, SEMINARS, AND MEETINGS:
  
- C. BOARD CALENDAR:

**VI. INFORMATION ITEMS:**

- A. ITEMS OF GENERAL INTEREST:
  1. OCWD Groundwater Producers Meeting Minutes, 12/10/08.
  2. Thank you letters for bottled water donations from the following organizations:
    - Coastline Regional Occupational Program, letter dated 11/24/08
    - City of Costa Mesa, letter dated 12/15/08

President Dewane adjourned the regular Board meeting at 9:58 p.m. to an adjourned regular Board meeting to be held on Tuesday, January 20, 2009 at 7:00 p.m. for the purpose of the Water Issues Study Group.

Approved:



Shawn Dewane, President



Coleen L. Monteleone, District Secretary

Recording Secretary: Sharon D. Brimer