

VENTURA RIVER COUNTY WATER DISTRICT  
REGULAR MEETING HELD APRIL 11, 2012

Pursuant to due and official notice, a regular meeting of the Board of Directors of the Ventura River County Water District was held at 409 Old Baldwin Road, Ojai, California on April 11, 2012.

There were present Directors: J. Curtis, M. Hanson, T. Jamison, E. Lee and E. Ramseyer. Also present were General Manager/Board Secretary Bert Rapp, Office Manager/recording secretary Janet Schaefer, and Counsel Lindsay Nielson. Public present was Mr. George Galgas.

1. CALL MEETING TO ORDER - President E. Lee called the meeting to order at 5:30 o'clock p m.
2. PLEDGE OF ALLEGIANCE – Led by J. Curtis.
3. CONSENT AGENDA – A. MINUTES FOR THE REGULAR MEETING OF MARCH 14, 2012  
B. EXPENDITURES FOR MARCH 2012 AND FINANCIAL REPORT FOR FEBRUARY 2012  
J. Curtis moved for approval of the consent agenda, seconded by M. Hanson and carried.
4. PUBLIC COMMENT – None
5. BUDGET REVIEW – A preliminary draft budget was presented with a list of potential capital improvements. A budget workshop is scheduled for April 25, 2012 to prioritize and schedule capital improvements and maintenance items for the fiscal year ending June 30, 2013, and to update the 10 year capital improvement plan. Director E. Ramseyer expressed concern about increased health care and retirement costs. Staff requested direction as to whether the Board would like Staff to research other options for health care and retirement to present at the budget workshop. President E. Lee stated that discussion should be tabled until after the November election when the results of the Governor's proposals for retirement reform are known. Additionally, the Supreme Court's decision on President Obama's health care program is not known at this time. Staff was instructed not to bring information at the budget workshop. Staff was also instructed to bring this item back for discussion after November when information required is available to make a decision that will encompass any changes in law that may occur in the interim.
6. APPROVAL OF AUDITOR AGREEMENT – T. Jamison moved for approval of the proposed audit contract with Streit & Peters, CPA for the fiscal years ending June 30, 2012 to June 30, 2016, seconded by J. Curtis and carried.
7. ACWA HEALTH BENEFITS-JOINT POWERS RESOLUTION #2012-268 – Staff reported that the ACWA-HBA is being dissolved and consolidated with the ACWA-JPIA who were both performing administration of health care. Consolidation of administration should result in reduced costs with no change in coverage. After some discussion, J. Curtis moved to approve Resolution 2012-268, seconded by T. Jamison and carried by a unanimous roll call vote.

**RESOLUTION NO. 2012 - 268**

**RESOLUTION APPROVING MEMBERSHIP IN THE ACWA JOINT POWERS INSURANCE AUTHORITY, CONSENTING TO JOIN THE HEALTH BENEFITS PROGRAM OF THE ACWA JOINT POWERS INSURANCE AUTHORITY, 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 GENERAL MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS**

WHEREAS, this Agency entered into a joint exercise of powers agreement ("HBA Agreement") with the Association of California Water Agencies Health Benefits Authority ("HBA") in order to pool its purchasing needs with other public agencies desiring to provide their employees with comprehensive and economical health and welfare benefits; and

WHEREAS, this Agency entered into a Health Benefits Memorandum of Understanding ("MOU") to enroll in specific health programs and ancillary programs ("Existing Employee Benefits Coverage") offered by HBA and agreed to abide by: (1) the HBA Agreement; (2) all rules and procedures established by HBA in the administration of the Agency's Existing Employee Benefits Coverage; and (3) all underwriting, eligibility, and contribution requirements in Appendix A to the MOU; and

WHEREAS, certain public agencies have entered into a joint exercise of powers agreement ("JPIA Agreement") with the Association of California Water Agencies Joint Powers Insurance Authority ("JPIA") in order to

pool their purchasing needs with other public agencies desiring to obtain comprehensive and economical public liability, workers' compensation, unemployment, health, accident and/or dental, or property coverage; and

WHEREAS, JPIA is both qualified and authorized by the laws of the State of California to administer the Existing Employee Benefits Coverage to this Agency through JPIA's Employee Benefits Program; and

WHEREAS, during a noticed special meeting held on February 6, 2012, the HBA Board of Directors unanimously voted to transfer all HBA operations and administrative functions to JPIA on or about July 1, 2012, and to pursue a merger of the two public agencies after which the HBA Agreement would be terminated; and

WHEREAS, pursuant to Article 22 of the HBA Agreement, the HBA Agreement may be terminated by the HBA Board of Directors subject to ratification by the written consent of three-fourths of the HBA Member agencies within 90 days of the HBA Board's action, provided, however, that HBA and the HBA Agreement shall continue to exist for the purpose of concluding all functions necessary to wind up HBA's affairs; and

WHEREAS, during a noticed regular meeting held on March 28, 2012, the HBA Board of Directors approved HBA Resolution 12-03-02: (1) electing to terminate the HBA Agreement pursuant to Article 22 of the HBA Agreement and, except as provided in clause 2 below, said termination shall become effective upon ratification by the written consent of three-fourths of the HBA member districts and agencies; (2) recognizing that pursuant to Article 22 of the HBA Agreement, HBA and the HBA Agreement shall continue to exist for the purpose of winding up and dissolving the business affairs of HBA, and acknowledge that the HBA Board of Directors is vested with all powers of HBA for doing the same; and (3) declaring that Resolution 12-03-02 shall take effect on April 1, 2012, thereby beginning the 90-day ratification period.

NOW, THEREFORE, BE IT RESOLVED that the Directors of the Ventura River County Water District hereby:

1. Agree that the JPIA Agreement and the HBA Memorandum of Understanding referred to in the recitals above are incorporated in this resolution by reference.
2. Approve this Agency's membership in the Association of California Water Agencies Joint Powers Insurance Authority.
3. Consent to join JPIA's Employee Benefits Program and acknowledge, represent, and agree that all terms and conditions of the HBA Memorandum of Understanding apply to the provision of this Agency's Existing Employee Benefits Coverage through JPIA.
4. Authorize and direct this Agency's General Manger to cooperate fully with HBA and JPIA in the execution of any other documents and in the completion of any additional actions that may be necessary or appropriate for the purpose of ensuring that this Agency's Existing Employee Benefits Coverage continues without lapse through JPIA.
5. Ratify the action of the HBA Board of Directors to terminate the HBA Agreement, to be effective as provided in Article 22 of the HBA Agreement.
6. Direct the Secretary of the Board of this Agency to immediately send a certified copy of this resolution to: Association of California Water Agencies Health Benefits Authority, 4600 Northgate Blvd, Suite 100, Sacramento, California, 95834.

PASSED AND ADOPTED by the Directors of Ventura River County Water District this 11<sup>th</sup> day of April, 2012, by the following vote:

Ayes: Curtis, Hanson, Jamison, Lee, Ramseyer  
 Noes: None  
 Absent: None



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 President



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 Attest by:

8. GENERAL MANAGERS REPORT – WELLS, WATER PRODUCTION & USAGE UPDATE - B. Rapp reported on wells, production, and usage. The static aquifer level at Well #2 on April 1, 2012 was 36.9 feet below surface. The level has risen 0.9 feet since the first of last month, and is 15.3 feet below the 20-year average for April and 4.9 feet below the April 1<sup>st</sup> drought trigger that indicates purchased water may be required this summer.
  - a) B. Rapp reported that Krotona Institute had made a request to VRCWD to provide emergency water through a fire hydrant. Krotona Institute is in Casitas MWD's service area and would require an agreement through LAFCO and Casitas MWD to allow an emergency connection with VRCWD. Subsequently, Krotona has located a fire hydrant within CMWD's boundaries that is actually closer and more practical than the VRCWD hydrant. Krotona has made a request to Casitas MWD for an emergency water connection.
9. ATTORNEY'S REPORT – EXECUTIVE SESSION – None.
10. OLD BUSINESS – B Rapp reported on new technology for pipeline integrity testing, proposed law for notices to customers and various other items learned at the AWWA conference he attended J. Schaefer reported on revenues from the newly imposed delinquent fee and the reduction in late notices as a result. E. Lee mentioned that the Board is still waiting for a response from Casitas MWD regarding water allocations. Staff was instructed to address it again to Steve Wickstrum, General Manager of Casitas MWD. President Lee said he understands it is a busy time for Staff with budgeting in progress and if no response is available now, a meeting can be scheduled in a few months.
11. NEW BUSINESS – AWA of Ventura County will hold its 20<sup>th</sup> Annual Water Symposium on April 19, 2012.
12. MEETING ADJOURNMENT - There being no further action to come before this Board on motion duly seconded the meeting was adjourned at 6:56 o'clock p.m.

Attested:



Ed Lee, President



Marvin Hanson, Vice President