

**VALLEY OF THE MOON WATER DISTRICT  
BOARD OF DIRECTORS  
REGULAR MEETING MINUTES  
April 3, 2012**

A regular meeting of the Board of Directors of the Valley of the Moon Water District was held on Tuesday, April 3, 2012, in the Board Chambers of the District Office at 19039 Bay Street, El Verano, California.

**1. CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL**

**President Bramfitt** called the meeting to order at 6:30 P.M. and led the Pledge of Allegiance.

Roll Call by **Deputy Secretary Walk** noted the following present:

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| Directors:         | Mark Heneveld<br>Ed Kenny<br>Russ Townsend<br>Ron Prushko<br>Mark Bramfitt          |
| General Manager:   | Krishna Kumar   |
| District Personnel | Paul Gradolph, Operations & Maintenance Supervisor<br>Shari Walk, Office Supervisor |
| Public:            | None  |

**2. PUBLIC COMMENTS**

There were no public comments.

**3. CONSENT CALENDAR**

- A. Minutes of the March 6, 2012 Board of Directors Meeting.
- B. Resolution No. 120401 ordering an election to be held and requesting consolidation with the November 6, 2012 general election.
- C. Resolution No. 120402 approving the District's Electronic Communications Policy.

On motion by **Director Heneveld**, seconded by **Vice President Prushko**, and carried unanimously by a voice vote to adopt the consent calendar as shown.

**4. PUBLIC HEARING – NONE**

**5. OPERATIONAL REPORTS**

- A. Monthly Financial Reports & Disbursements for February, 2012.

In response to **Director Heneveld**, Mr. Gradolph clarified that the newly purchased meter installed at the turnout for the Sobre Vista Water Company will be moved to another location when Sobre Vista's new well is complete.

On motion by **Vice President Prushko**, seconded by **Director Townsend**, and carried unanimously by a roll call vote to approve the monthly Financial Reports & Disbursements for the month of February 2012 in the amount of \$247,064.06.

**B. Water Source Report.**

In response to **Vice President Prushko**, Mr. Gradolph said that all the District wells have recovered and as soon as the warmer weather returned, they will be put online.

**6. PRESIDENT’S AND DIRECTORS’ REPORTS OR COMMENTS**

In response to **Director Heneveld**, Mr. Kumar pointed out that due to unseasonal rain during March, the water year was reclassified from a critical year to a normal year under the terms of Decision 1610 based on the cumulative inflows into Lake Pilsbury.

**Director Kenny** shared the gist of his conversation with an individual who had recently written a letter to the editor of the Press Democrat regarding the subject of fluoridation in drinking water.

**7. GENERAL MANAGER’S AND DISTRICT COUNSEL’S REPORTS**

**General Manager Kumar** updated the Board on the steps taken by staff so far in connection with the District’s 50<sup>th</sup> year celebrations. He also shared a letter of appreciation received from one of the District’s customers.

**8. OLD/NEW BUSINESS**

**A. Sobre Vista Water Company**

The adequacy of the limits of general liability coverage included in the proposed Right of Entry agreement with Sobre Vista Water Company was discussed.

**Director Townsend** requested staff to provide the Board, at a later date, with a comparative report on the general liability coverage limits required by other water districts/agencies in the area and a general discussion as to the adequacy or otherwise of the current limits in place.

On motion by **Director Townsend**, seconded by **Vice President Prushko** and carried unanimously by roll call to approve 1) the Right of Entry Agreement with Sobre Vista Water Company and 2) the First Amendment to the Lease Agreement with Sobre Vista Water Company and authorize the Board President to sign the said agreement and the amendment.

**President Bramfitt** convened into Closed Session at 7:12 P.M.

**9. CLOSED SESSION**

**A.** Conference with legal counsel to consider pending litigation, pursuant to government code section 54956.9 (a) – “Reus, Victor v. Hal Arbit Trust, VOMWD, et. al”

**B.** Conference with legal counsel to consider pending litigation, pursuant to government code section 54956.9 (a) – “aVOMWD v. Brown and Caldwell, et. al”

- C. Public Employee Performance Evaluation Pursuant to Government Code Section 54957-General Manager.

**President Bramfitt** reconvened from Closed Session at 8:15 P.M. There was nothing to report.

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| <b>10. ADJOURNMENT</b> |
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Motion by **Director Heneveld**, seconded by **Director Townsend**, and carried unanimously to adjourn the meeting at 8:17 P.M. The next scheduled meeting is a regular meeting on May 1, 2012 at 6:30 P.M.

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Shari Walk, Deputy Board Secretary

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Russ Townsend, Acting Board President