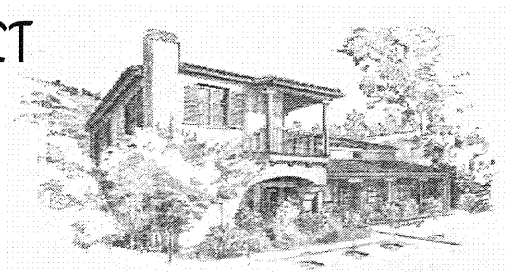


# LAGUNA BEACH COUNTY WATER DISTRICT



INCORPORATED 1925

**BOARD OF DIRECTORS:**  
JANE EGLY, President  
KELLY H. BOYD, Vice President  
TONI ISEMAN  
ELIZABETH PEARSON  
VERNA ROLLINGER  
**LEGAL COUNSEL:**  
PAULA E. MEYER, ESQ.

**GENERAL MANAGER:**  
RENAE M. HINCHEY  
**MANAGEMENT:**  
CHRISTOPHER J. REGAN, Assistant General Manager  
RICHARD B. MATHIS, Manager of Operations  
ROBERT L. WESTPHAL, Manager of Finance

## AGENDA

### Regular Meeting of the Board of Directors

4:15 P.M., Tuesday, November 3, 2009

505 Forest Avenue, Conference Rm A, Laguna Beach, CA 92651

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*At the discretion of the Board of Directors, all items appearing on the agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.*

### CALL TO ORDER

### ROLL CALL

#### 1. PUBLIC COMMENTS

*Speakers should step up to the table and address the Board of Directors. Please state your name and address, speaking clearly. Please limit your comments to three minutes.*

#### 2. CONSENT CALENDAR

*All matters under the Consent Calendar will be approved by one motion unless a separate action is requested by a Board member, staff or a member of the public, at which time it will be moved to the first item in the Matters for Consideration.*

- 2.1 Approval of the Minutes of the Board Meeting on June 16, 2009, July 7, 2009, and July 21, 2009

#### 3. ITEMS TO BE ADDED TO THE AGENDA

*(If any) In accordance with Section 54954.2 of the Government Code, an item may be added to the agenda upon determination by a two-thirds vote of the members of the Board of Directors present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action, and that the need for action came to the attention of the Laguna Beach County Water District subsequent to the agenda being posted.*

#### 4. MATTERS FOR CONSIDERATION

The following matters for consideration call for discussion and action by the Board of Directors.

- 4.1 Consider Resolution 739, Submitting LBCWD Budget to County of Orange

Board Meeting  
November 3, 2009

- 4.2 Consider Resolution 740, Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller's Proposition 1A Receivable from the State; and Directing and Authorizing Certain Other Actions in Connection Therewith
- 4.3 Consider Attendance at the Municipal Water District of Orange County (MWDOC) Water Policy Forum and Dinner
- 4.4 Consider Accepting the Audit Report and Management Letter for the Fiscal Year Ended June 30, 2009

**5. REPORTS**

*The following agenda items are reports. They are placed on the agenda to provide information to the Board of Directors and the public. There is no action called for in these items.*

- 5.1 Manager of Finance's Report
  - a. Financial Report – May 2009 – August 2009
  - b. Investment Report – May 2009 – August 2009
- 5.2 Manager of Operation's Report
  - a. Operations Report for August – September 2009
- 5.3 Assistant General Manager's Report
  - a. Customer Newsletter "Waves"
  - b. 2009 Water Quality Report
  - c. New Customer Welcome Packet
  - d. Water Use Efficiency Ordinance Customer Communication
- 5.4 General Manager's Report
  - a. Response to Orange County Grand Jury Reports:
    - 1) Water Districts: A New ERA in Public Involvement
    - 2) Paper Water-Does Orange County Have a Reliable Future?
  - b. Update on Dana Point Ocean Desalination Project
  - c. Submittal of the Commission Meeting Minutes of May 5, 2009, May 12, 2009, May 26, 2009, June 9, 2009, June 23, 2009, July 28, 2009, and August 11, 2009

- 5.5 Commissioners' Report
- 5.6 Directors' Report
- 5.7 General Counsel's Report

**6. DISCUSSION OF PENDING MATTERS**

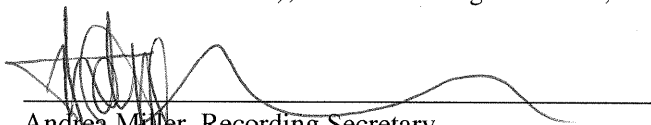
*The following agenda items are placed on the agenda for discussion only. There is no action called for in these items.*

**7. CLOSED SESSION**

- 7.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Pursuant to Government Code Section 54956.9  
Claimant: George Riviere, 625 Temple Hill, Laguna Beach  
Agency Claimed Against: Laguna Beach County Water District
- 7.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Pursuant to Government Code Section 54957  
Title: General Manager

**ADJOURNMENT**

**Certification of Posting:** I certify that on October 30, 2009 I posted a copy of the foregoing agenda near the regular meeting place of the Board of Directors of Laguna Beach County Water District, said time being at least 72 hours in advance of the November 3, 2009 meeting of the Board of Directors (Government Code Section 54954.2), executed at Laguna Beach, California, on October 30, 2009.

  
Andrea Miller, Recording Secretary

**Availability of Agenda Materials:** Agenda exhibits and other writings that are disclosable public records distributed to all members of the Laguna Beach County Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Commission are available for public inspection in the District's office, 306 Third Street, Laguna Beach, California (District Office). If such writings are distributed to members of the Commission less than 72 hours prior to the meeting, they will be available from the District Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during, the meeting, they will be available at the entrance of the Board Room at the District Office.

**Accommodations for the Disabled:** Any person may make a request for a disability-related modification or accommodation needed for the person to be able to participate in the public meeting by telephoning Michelle Boyd, Human Resources Manager, at (949) 494-1041, or writing to Laguna Beach County Water District at P.O. Box 987, Laguna Beach, CA 92652. Requests must specify the nature of the disability and the type of the accommodation requested. A telephone number or other contact information should be included so that District staff may discuss appropriate arrangements. Persons requesting a disability-related accommodation should make the request with adequate time before the meeting for the District to provide the requested accommodation.