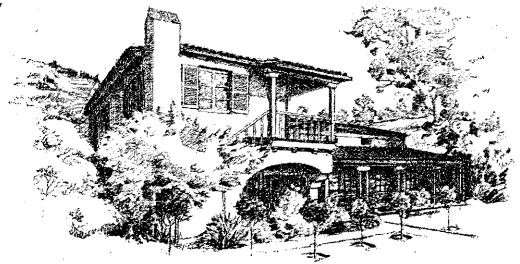


LAGUNA BEACH COUNTY WATER DISTRICT

**COMMISSIONERS:**

BRUCE R. SCHERER, Chair
SUSAN M. TRAGER, Vice Chair
MARVIN C. JOHNSON
MARK B. LEWIS
DEBORAH K. NEEV

GENERAL MANAGER:

RENAE M. HINCHEY

MANAGEMENT:

CHRISTOPHER J. REGAN, Assistant General Manager
RICHARD B. MATHIS, Manager of Operations
ROBERT L. WESTPHAL, Manager of Finance

LEGAL COUNSEL:

PAULA E. MEYER, ESQ.

INCORPORATED 1925

AGENDA

Regular Meeting of the Commission

5:45 P.M., Tuesday, March 9, 2010

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

CALL TO ORDER

ROLL CALL

1. PUBLIC COMMENTS

Speakers should step up to the table and address the Commission. 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 Commission 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 Warrants
- 2.2 Approval of Statistical Report – January 2009
- 2.3 Approval of Financial Report – January 2009
- 2.4 Approval of Investments Report – January 2009
- 2.5 Approval of Legal Invoice from Paula E. Meyer, Esq.
- 2.6 Approval of the Minutes of the Commission Meeting on February 9, 2010
- 2.7 Ratification of Consultant Agreements with Ruby Wood and Mark Rosen

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 Commission 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 Commission.

- 4.1 Consider Budget Based Water Allocation Rate Structure

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- 4.2 Consider Authorizing the General Manager to Sign a Confidentiality Agreement between Laguna Beach County Water District and Poseidon Resources
- 4.3 Consider Awarding Contract for Phase 1 of the Valve and Fire Hydrant Replacement Project
- 4.4 Consider Adoption of Resolution 746, Concurring with Municipal Water District of Orange County's Nomination of Joan Finnegan to Serve as President of ACWA/JPIA
- 4.5 Consider Adoption of Resolution 747, Concurring with Valley Center Water District's Nomination of Merle Aleshire to Serve as Vice President of ACWA/JPIA
- 4.6 Consider Audit Services Contract Renewal
- 4.7 Consider Attendance at Association of California Water Agencies Annual Spring Conference, May 3-7, 2010, Monterey, CA
- 4.8 Consider Membership in CalDesal

5. REPORTS

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

- 5.1 Manager of Finance's Report
- 5.2 Manager of Operation's Report
 - a. Operations Report for January 2010
- 5.3 Assistant General Manager's Report
 - a. "Fix a Leak Week," March 15-21, 2010
- 5.4 General Manager's Report
 - a. Dana Point Desalination Project Meeting of March 3, 2010
 - b. Poseidon Resources Desalination Meeting of February 25, 2010
 - c. Status of Discussions Between the Municipal Water District of Orange County (MWDOC) and South Orange County Agencies to Resolve Issues
 - d. Budget Timeline
 - e. Metropolitan Water District's Ten-Year Rate Projections
- 5.5 Commissioners' Report

5.6 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(b)
Claimant: Albert Chammas, 425 Dartmoor Street, Laguna Beach
Agency Claimed Against: Laguna Beach County Water District

7.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(b)
Claimant: Name Redacted Per Claimant's Request
Agency Claimed Against: Laguna Beach County Water District

7.3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(b)
Claimant: Mohammad Towhidian, 437 Panorama Drive, Laguna Beach
Agency Claimed Against: Laguna Beach County Water District

7.4 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(b)
Claimant: Charles Ware, 595 Dunnegan Place, Laguna Beach
Agency Claimed Against: Laguna Beach County Water District

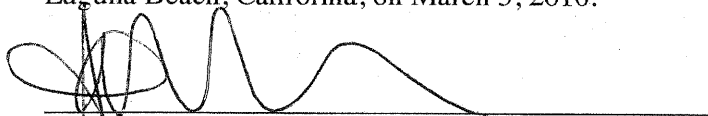
7.5 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8
Property: Groundwater Rights in the Santa Ana River Basin
District negotiator: General Manager
Negotiating Parties: District and public agency participants in Santa Ana River Basin
Under negotiation: Terms/Location of District's exercise of its water rights

ADJOURNMENT

Certification of Posting

I certify that on March 5, 2010 I posted a copy of the foregoing agenda near the regular meeting place of the Commission of Laguna Beach County Water District, said time being at least 72 hours in advance of the meeting of the Commission (Government Code Section 54954.2). Executed at Laguna Beach, California, on March 5, 2010.



Andrea Miller, Recording Secretary

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Commission Meeting

Availability of Agenda Materials: Agenda exhibits and other writings that are disclosable public records distributed to majority of the members of the Laguna Beach County Water District Commission 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 Commission 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.