

MINUTES OF THE ADJOURNED MEETING OF THE
BOARD OF DIRECTORS OF THE
VISTA IRRIGATION DISTRICT

March 16, 2016

An Adjourned Meeting of the Board of Directors of Vista Irrigation District was held on Wednesday, March 16, 2016, at the offices of the District, 1391 Engineer Street, Vista, California.

1. CALL TO ORDER

President Vásquez called the meeting to order at 8:30 a.m.

2. ROLL CALL

Directors present: Miller, Vásquez, Dorey, Reznicek, and MacKenzie.

Directors absent: None.

Staff present: Roy Coox, General Manager; Lisa Soto, Secretary of the Board; Eldon Boone, Assistant General Manager; Don Smith, Director of Water Resources; Brian Smith, Director of Engineering; Brett Hodgkiss, Administrative Services Manager; Frank Wolinski, Operations and Field Services Manager; Randy Whitman, Engineering Project Manager; and Marlene Kelleher, Finance Manager. General Counsel Joel Kuperberg was also present.

Other attendees: None.

3. PLEDGE OF ALLEGIANCE

President Vasquez led the pledge of allegiance.

4. APPROVAL OF AGENDA

16-03-31	<i>Upon motion by Director Reznicek, seconded by Director MacKenzie and unanimously carried (5 ayes: Miller, Vásquez, Dorey, Reznicek, and MacKenzie), the Board of Directors approved the agenda as presented.</i>
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5. PUBLIC COMMENT TIME

No public comments were presented on items not appearing on the agenda.

6. CONSENT CALENDAR

16-03-32	<i>Upon motion by Director MacKenzie, seconded by Director Miller and unanimously carried (5 ayes: Miller, Vásquez, Dorey, Reznicek, and MacKenzie), the Board of Directors approved the Consent Calendar, including Resolution No. 16-08 approving disbursements.</i>
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A. Minutes of Board of Directors meeting on March 2, 2016

The minutes of March 2, 2016 were approved as presented.

B. Resolution ratifying check disbursements

RESOLUTION NO. 16-08

BE IT RESOLVED, that the Board of Directors of Vista Irrigation District does hereby approve checks numbered 52590 through 52688 drawn on Union Bank totaling \$294,055.94.

FURTHER RESOLVED that the Board of Directors does hereby authorize the execution of the checks by the appropriate officers of the District.

PASSED AND ADOPTED unanimously by a roll call vote of the Board of Directors of Vista Irrigation District this 16th day of March 2016.

7. GENERAL COUNSEL FEES

See staff report attached hereto.

General Counsel Joel Kuperberg stated that his firm’s policy is to adjust rates every two years, but it has actually been four years since his last request for a rate adjustment from the District. Mr. Kuperberg said he is seeking to increase both of his rates by \$15 for general and for special legal services, which he believes would be a fair and equitable adjustment. The Board discussed and negotiated the matter with Mr. Kuperberg in light of the rate survey provided by staff of legal counsel rates paid by neighboring water agencies. It was pointed out that some of the lower rates shown in the survey are paid by smaller agencies that have retained smaller firms or individual attorneys as general counsel. It was noted that the rate charged by Mr. Kuperberg is a consolidated rate for his firm, and any attorney from Rutan & Tucker that provides legal services for the District would do so at the same rate.

The Board discussed establishing a regular schedule for considering adjustments to general counsel’s rates in the future, as well as a regular pre-set percentage to be considered. The Board discussed authorizing a three percent increase rather than the proposed 6.2 percent for general services and 5.7 percent for special legal services. The Board ultimately elected to authorize the full amount proposed by Mr. Kuperberg, which works out to be roughly three percent for every two years since his last increase. The Board indicated a desire to consider general counsel rate adjustments on a more regular basis, and directed staff to agendize this matter again in two years. Director MacKenzie requested that the invoices for special legal services billed at the higher rate clearly indicate that they are for special legal services.

16-03-33 *Upon motion by Director Dorey, seconded by Director Reznicek and unanimously carried (5 ayes: Miller, Vásquez, Dorey, Reznicek, and MacKenzie), the Board of Directors approved an increase to General Counsel Kuperberg’s fees to \$255 per hour for general legal services and \$280 per hour for special legal services, to be revisited in two years.*

Mr. Kuperberg thanked the Board, adding that it is his privilege to serve the District and he looks forward to continuing to do so.

8. MATTERS PERTAINING TO THE ACTIVITIES OF THE SAN DIEGO COUNTY WATER AUTHORITY

See staff report attached hereto.

Director Miller reported that there had not been a meeting of the Water Authority Board of Directors since his last report. Director Miller reported on an email he received from Water Authority Deputy General Manager Sandra Kerl indicating that the future annual water demand for the region is expected to increase by just under 10 percent every five years until the year 2020. Water purchases from the Metropolitan Water District (MWD) for the same period are not projected to increase exponentially however, due to the anticipated availability of additional water from potable water reuse and desalination projects, expected to come online in the future.

Assistant General Manager Eldon Boone reported on the Water Authority Member Agencies Managers' meeting he attended the previous day where it was reported that due to changes in the law, the specifications for the seawater intakes at the Carlsbad Desalination Plant have been modified. These design changes have increased the cost of the project, and are expected to raise the cost of desalinated water from the plant by 6.5 percent. Director Dorey commented that this rise in cost might hinder the potential for future desalination projects for the region. Director Miller said that according to the Water Authority, the Camp Pendleton seawater desalination project is estimated to be built and operational sometime between the years 2035 - 2040. The Water Authority also estimates that by the year 2040, potable water reuse projects will provide more than double the quantity of water the Water Authority currently receives from MWD.

9. REPORTS ON MEETINGS AND EVENTS ATTENDED BY DIRECTORS, AND AUTHORIZATION FOR DIRECTOR ATTENDANCE AT UPCOMING MEETINGS AND EVENTS

See staff report attached hereto.

Director MacKenzie and President Vásquez reported on their attendance at the ACWA Legislative Symposium on March 9, 2016 where a proposed amendment to Article 10 of the California Constitution was discussed. This amendment, if passed, would address two issues that have come out of Prop 218; one is limitations on the ability to adopt tiered rates, and the other is restrictions on the ability to collect a storm water fee. The amendment would also allow the establishment of lifeline rates for low income households. In order for this measure to be placed on the ballot, it will require a two-thirds vote of the Assembly and the Senate, or a requisite number of voters' signatures.

Director MacKenzie reported on her attendance as Chair of the CSDA Membership Committee. The Committee discussed the activities of two new CSDA representatives for the northern and southern halves of the State. The Committee also discussed the CSDA Endorsed Affiliate Program, which has garnered over \$141,000 in non-dues revenue for CSDA. Director MacKenzie reported that 71 new members joined CSDA last year, bringing total membership to 1089 members.

Director MacKenzie requested to attend the free SDRMA Safety Claims Education Day on Tuesday, March 29 in Newport Beach. She suggested that the staff consider taking advantage of this opportunity as well.

Director Dorey reported on his participation on the Vista Historical Society Hall of Fame Nominating Committee. He stated that there were 17 candidates this year, more than ever before. The District's nomination of Thomas J. Adams (VID Board member from 1949-1974) was selected for

consideration by the Historical Society Board of Directors for induction into the Vista Hall of Fame. Director Dorey noted that Paul Campo (VID Board member from 1993-2007) and his wife Dorothy were nominated by their son, and were also selected to move forward in the process. Director Dorey said that the induction ceremony will take place on June 4 at the Vista Valley Country Club.

Director Dorey reported on his attendance at the March 9 meeting of the Upper San Luis Rey Watershed Authority (USLRWA) where, per VID Board action taken on March 2, he tendered his resignation as President and withdrawal of the District's membership on the USLRWA. He stated that he departed the meeting immediately thereafter.

Director Dorey and President Vásquez reported on their attendance at a meeting of the Council of Water Utilities (COWU) the previous day, where Dr. Lee Brown presented an update on the certificate/master's program for Water Resources Management and Leadership at the University of California San Marcos. Director Dorey and President Vásquez requested authorization after the fact for their attendance because the agenda for this meeting was not published until after the last VID Board meeting.

16-03-34	<i>Upon motion by Director Miller, seconded by Director Reznicek and unanimously carried (5 ayes: Miller, Vásquez, Dorey, Reznicek, and MacKenzie), the Board of Directors authorized the attendance by Directors Dorey and Vásquez at the meeting of COWU on March 15 in Poway; and attendance by Director MacKenzie at the upcoming free SDRMA Safety Claims Education Day on March 29 in Newport Beach.</i>
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10. ITEMS FOR FUTURE AGENDAS AND/OR PRESS RELEASES

See staff report attached hereto.

President Vásquez requested that staff provide a monthly update on the development of the District's new website as a line-item in the monthly Division Reports. Administrative Services Manager Brett Hodgkiss updated the Board briefly about the status of the project, stating that staff is currently adding and rearranging content, and testing the site. Mr. Hodgkiss stated that he hopes to have the site ready for review by the Board sometime in April. Director MacKenzie requested that staff make sure that the website is designed to perform advanced searches that yield narrowed results.

11. COMMENTS BY DIRECTORS

Director MacKenzie provided an update regarding proposed legislation SB 885 regarding design-build construction contracts, specifying that a design professional would not have a duty to defend claims against any other person or entity arising from the project. She noted that there was a call to action by CSDA to oppose this bill, to which staff complied with a letter of opposition to Senator Jackson, with copies to all of the appropriate parties. Mr. Kuperberg provided some background regarding SB 885.

Director MacKenzie updated the Board about SB 1436, a bill to require the final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive to be made a separate discussion item and not placed on a consent calendar. Mr. Kuperberg commented on the bill and provided clarification as needed. He stated that his concern about this type of legislation is that it creates a special rule for a very specific set of circumstances. He commented that in his opinion, these types of rules carry the potential to be forgotten or overlooked, which could result in an inadvertent violation of the law.

President Vásquez commented on an email he received from CSDA about a recent court ruling on the State's obligation to reimburse for major State mandates. President Vásquez also commented on the impending deadline for applying to the State Water Resources Control Board for an adjustment to the District's conservation mandate. Mr. Boone responded that the District did apply for an adjustment to its 20 percent mandate and received the maximum adjustment available, making the District's new conservation mandate 12 percent. President Vásquez also commented briefly on a news article regarding the Rosarito Desalination project and its investors.

12. COMMENTS BY GENERAL COUNSEL

Mr. Kuperberg responded to an inquiry by Director MacKenzie about the legality of a public agency conducting a candidates' forum for election to its own agency's board of directors. Mr. Kuperberg stated that it could be legal, provided that the forum is conducted in a fair and objective manner. He continued that a Brown Act issue could arise if a quorum of the Board were to attend, but a case could be made that this event would fall under the "conference exception" contained in the Brown Act. He added that to avoid any violation of the Brown Act, the forum could be agendaized as a meeting of the Board. Mr. Kuperberg said that publicity for the forum could also be problematic because agencies are prohibited from sending out more than 200 pieces of the same mailing per month that bear an elected official's name, photo, or other identification. Mr. Coox said that in his opinion, the political implications are more serious than any legal issues in this matter because staff's position in an agency's election should be one of neutrality. Handling the logistics for such an event would be very tricky for staff, and he believed it would be best for such events to be held off-site, hosted by groups such as the Rotary Club, or the local homeowners' associations, etc. General Counsel Kuperberg agreed, stating that it would be highly unusual and not recommended for the District to host such an event.

13. COMMENTS BY GENERAL MANAGER

Mr. Coox informed the Board that the water level at Lake Henshaw was at 5,400 acre feet, which is about 10 percent of the lake's capacity. Mr. Coox reminded the Board about its upcoming tour of District facilities at Lake Henshaw and the Warner Ranch on April 12. Mr. Coox said that an itinerary has been drafted based on the Board's requests, and a stop at the Escondido-Vista Water Treatment facility will be included to see the on-site chlorine generation project. Mr. Coox said that there will also be a stop to view the flume relocation project at the Shea Homes Hidden Valley Estates. Mr. Coox said there will be a stop at the Warner-Carrillo Ranch House to look at the barn in need of restoration. Director MacKenzie requested a brief stop at the Armstrong Egg Ranch to review possible alignment alternatives for the San Pasqual Undergrounding Project. Director Dorey requested for a future field trip, a tour of the Weese Filtration Plant.

Mr. Coox proposed possible dates in June for required Ethics Training for the Board to be conducted by General Counsel Kuperberg. The Board selected June 21, 2016 from 1:00 p.m. to 3:00 p.m.

Mr. Coox updated the Board regarding Mr. Joe Rauh, the Real Estate Broker from Ranchita Realty who addressed the Board under Public comment on February 17. He contacted the District recently to say that he has a new buyer for the Ranchita property.

A brief break was taken from 10:26 a.m. to 10:35 a.m. Upon return from break, only Director of Water Resources Don Smith was present in the audience.

14. CLOSED SESSION FOR CONFERENCE WITH LEGAL COUNSEL

President Vásquez adjourned the meeting to closed session at 10:35 a.m. for a conference with legal counsel per Paragraph (1) of subdivision (d) of Government Code section 54956.9 to discuss the following pending litigation:

A. San Luis Rey Indian Water Rights Litigation (Settlement)


The meeting reconvened in open session at 10:55 a.m. President Vásquez declared that no reportable action had been taken.

15. ADJOURNMENT

There being no further business to come before the Board, at 10:56 a.m., President Vásquez adjourned the meeting.


Richard L. Vásquez, President

ATTEST:



Lisa R. Soto, Secretary
Board of Directors
VISTA IRRIGATION DISTRICT

Cash Disbursement Report



Payment Dates 2/18/2016 - 3/2/2016

Payment Number	Payment Date	Vendor	Description	Amount
52590	02/24/2016	Airgas USA LLC	Repaired Tools	765.90
	02/24/2016		Oxygen & Acetylene	524.93
52591	02/24/2016	Auto Specialist Warehouse	Brake Pads - Truck 66	61.85
52592	02/24/2016	Best Best & Krieger LLP	Legal 01/2016	300.00
52593	02/24/2016	BHA Inc	Surveying Services 01/2016	1,990.00
	02/24/2016		Moore Parcel Research 01/2016	100.80
52594	02/24/2016	CDW Government Inc	Office Supplies	848.46
	02/24/2016		Office Supplies	774.40
52595	02/24/2016	Cecilia's Safety Service Inc	Traffic Control - Montgomery Dr	1,217.00
	02/24/2016		Traffic Control - Willow Ridge Dr	1,008.00
	02/24/2016		Traffic Control Plan - Cypress Ave	185.00
52596	02/24/2016	Coast Equipment Rentals	Concrete	139.97
52597	02/24/2016	Coastal Chlorination & Backflow	Chlorination of Waterline - Rockhill Road	332.00
52598	02/24/2016	Digital Deployment, Inc	Website Hosting, Maintenance & Support	300.00
52599	02/24/2016	Direct Energy	Electric 01/2016 - VID	1,214.20
	02/24/2016		Electric 01/2016 - Henshaw Well Field	15,537.77
	02/24/2016		Electric 01/2016 - T & D / Cathodic Protection	29.92
	02/24/2016		Electric 01/2016 - Reservoirs	14.31
	02/24/2016		Electric 01/2016 - Pump Stations	684.07
	02/24/2016		Electric 01/2016 - Treatment Plants	22.20
52600	02/24/2016	ESRI Inc	ArcGIS Annual Maintenance 02/14/16-02/13/17	11,200.00
	02/24/2016		ArcGIS Annual License 02/14/16-02/13/17	1,500.00
52601	02/24/2016	Evoqua Water Technologies LLC	DI Bottle Exchange	238.98
52602	02/24/2016	Fastenal	Bolts, Zip Ties	63.02
52603	02/24/2016	FedEx	Express Shipping	24.75
52604	02/24/2016	Flyers Energy, LLC	Fuel	49.23
52605	02/24/2016	D.H. Maintenance Services	Janitorial Service 02/2016	1,850.00
52606	02/24/2016	GLC-(CA) Vista LLC	Solar Use 01/2016	3,230.93
52607	02/24/2016	Glennie's Office Products Inc	Credit for Supplies	(19.87)
	02/24/2016		Office Supplies	31.73
52608	02/24/2016	Hawthorne Machinery Co	Teeth & Pens, Pressure Pump Strainer - B23	314.79
52609	02/24/2016	Horton Knox Carter & Foote LLP	Legal 01/2016	29,962.50
52610	02/24/2016	IDAC West Inc	Station 9/"H" Reservoir Software Development	5,880.00

Payment Number	Payment Date	Vendor	Description	Amount
52611	02/24/2016	InfoSend Inc	Mailing Service 01/2016	6,530.49
	02/24/2016		Data Processing Service 01/2016	2,580.45
	02/24/2016		Support & Storage 01/2016	1,027.87
52612	02/24/2016	Infrastructure Engineering Corporation	Environmental Svc 01/2016	420.00
52613	02/24/2016	Inland Water Works Supply Co	Meters 100W ERT (288)	23,436.00
52614	02/24/2016	Interstate Battery of San Diego Inc	Battery - Truck 60	107.64
52615	02/24/2016	Iron Mountain Records Management	Offsite Data Storage 01/2016	220.32
52616	02/24/2016	Joe's Paving	Road Repair - Estrelita Drive	88,505.10
52617	02/24/2016	Leon Perrault Trucking & Materials	Material & Trucking 01/2016	7,171.86
	02/24/2016		Material & Trucking 01/2016	1,294.40
	02/24/2016		Material & Trucking 01/2016	7,582.50
52618	02/24/2016	Lighthouse Inc	Brake Lamp - T22	(17.31)
	02/24/2016		LED Tail Lamp - T22	17.31
	02/24/2016		Fuses - Truck 76	29.42
52619	02/24/2016	Lightning Messenger Express	Messenger Service 02/12/2016	43.50
52620	02/24/2016	Moodys	Dump Fee	150.00
	02/24/2016		Dump Fees (2)	300.00
52621	02/24/2016	North County Auto Parts	Tool Box Supports - Truck 58	107.76
	02/24/2016		Trans Fluid & Filter, Brakes - Truck 76	182.28
	02/24/2016		Turn Rotors (2)	40.00
	02/24/2016		Fuses (2) - Truck 76	11.15
	02/24/2016		Trailer Light Socket - Truck 76	16.59
	02/24/2016		Filters, Oil & Trans Fluid	97.32
	02/24/2016		Strobe Switch, Filters	91.90
52622	02/24/2016	On Hold Marketing Systems	On Hold Message	220.00
52623	02/24/2016	Pacific Pipeline Supply	Rubber Full Face Gaskets (2)	19.01
	02/24/2016		Ball Valve 1" Brass Lockwings (60)	4,504.27
52624	02/24/2016	Packard Government Affairs	Indian Water Settlement 01/2016	750.00
52625	02/24/2016	Pollardwater	D-Chlor Tablets	1,015.11
52626	02/24/2016	Quality Chevrolet	Mirror - Truck 51	354.32
52627	02/24/2016	R J Safety Supply Co Inc	Boots 9 Knee-high Steel Toe	17.33
	02/24/2016		Boots 10 Knee-high Steel Toe (2)	34.65
	02/24/2016		Boots 11 Knee-high Steel Toe	17.33
	02/24/2016		Boots 10 Hip Steel Toe	75.95
52628	02/24/2016	Interstate All Battery Center	UPS Batteries (16)	258.34
	02/24/2016		Batteries (4) - HP Reservoir Actuators	306.50
	02/24/2016		Solar Batteries (4)	710.02
52629	02/24/2016	Southern Counties Lubricants, LLC	Hydraulic Oil	88.86

Payment Number	Payment Date	Vendor	Description	Amount
52630	02/24/2016	WorkPartners Occupational Health Specialists	Pre-employment Physical	120.00
52631	02/24/2016	TS Industrial Supply	Grinder Hydraulic Fittings - B20	143.30
	02/24/2016		Trailer Snap Pins - Shop	35.32
52632	02/24/2016	Underground Service Alert of Southern California	Dig Alert New Tickets 01/2016	261.00
52633	02/24/2016	UniFirst Corporation	Uniform Service	323.90
	02/24/2016		Uniform Service	336.15
52634	02/24/2016	USABlueBook	Pressure Relief Valve	(354.80)
	02/24/2016		Tri-Bender, Pipe Plug & Super Lube	119.08
	02/24/2016		Cla-Val Tool - Adjustable Wrench	211.47
	02/24/2016		Lab Supplies	45.72
52635	02/24/2016	VG Donuts & Bakery Inc	Board Meeting 02/17/2016	31.00
52636	02/24/2016	Vista Firestone Brake & Smog	Tire & Alignment - Truck 19	234.39
	02/24/2016		Tires & Mounting - Truck 60	224.63
	02/24/2016		Tires & Mounting (2) - Truck 76	447.26
52637	02/24/2016	Vista Lock & Safe Co	Keys, Padlock	69.10
52638	02/24/2016	Volt	Temporary Service PE 01/31/16	378.00
	02/24/2016		Temporary Service PE 02/07/16	378.00
52639	02/24/2016	WaterISAC	Membership Renewal 2016	1,999.00
52640	02/24/2016	Weseloh Chevrolet	Emergency Brake Control - Truck 19	76.09
52641	03/02/2016	Accela, Inc #774375	HP9000 Programming 01/2016	1,092.50
52642	03/02/2016	Airgas USA LLC	First Aid Kit Stock	120.30
52643	03/02/2016	ASBURY ENVIRONMENTAL SERVICES	Waste Oil Filters - Shop	55.00
52644	03/02/2016	AT&T	Calnet3 01/13/16-02/16/16	970.23
52645	03/02/2016	Blue Shield of CA Life & Health	Vision Insurance 03/2016 - Cobra	42.72
	03/02/2016		Vision Insurance 03/16 - Employees	1,502.92
	03/02/2016		Vision Insurance 03/2016 - P Dorey	14.24
	03/02/2016		Vision Insurance 03/2016 - J MacKenzie	14.24
	03/02/2016		Vision Insurance 03/2016 - R Reznicek	22.54
	03/02/2016		Vision Insurance 03/2016 - R Vasquez	14.24
	03/02/2016		Vision Insurance 03/2016 -M Miller	14.24
52646	03/02/2016	Brewer Crane & Rigging	Crane Service @ Station 12	525.00
52647	03/02/2016	Brian Fisher	Reimbursement for Purchase of Software	529.95
52648	03/02/2016	Brithinee Electric	Motor Refurbishment - Station 12/Pump 3	3,575.95
52649	03/02/2016	Capstone Fire Management Inc	Confined Space Entry for Repairs @ Meyer Siphon	3,706.25
52650	03/02/2016	Cecilia's Safety Service Inc	Traffic Control - Westwood	63.00
	03/02/2016		Traffic Control - Anza Ave	504.00
	03/02/2016		Traffic Control - Bandini	441.00
	03/02/2016		Traffic Control - Blockton Rd	882.00

Payment Number	Payment Date	Vendor	Description	Amount
	03/02/2016		Traffic Control - Sunrise	441.00
	03/02/2016		Traffic Control - Terracina	756.00
	03/02/2016		Traffic Control - Rockhill	882.00
	03/02/2016		Traffic Control - Richland Road	2,905.00
	03/02/2016		Traffic Control - Buena Creek & Lakeside	189.00
	03/02/2016		Traffic Control - Cypress & Monte Vista	856.00
52651	03/02/2016	Coast Equipment Rentals	Parts for Multigrip Tampers	270.38
52652	03/02/2016	Department of Forestry & Fire Protection	Weed & Brush Abatement	456.96
52653	03/02/2016	DIRECTV	Direct TV Service	66.99
52654	03/02/2016	Dr Steve Albrecht	All Hands Mtg 02/23/16 - Training	1,500.00
52655	03/02/2016	Eagle Paving Company, Inc	Customer Refund - Closing	1,599.61
52656	03/02/2016	Edgehill Gate Account	Road Maint Fee Edgehill/HP Access 01/16-06/16	600.00
52657	03/02/2016	El Camino Rental	Concrete	159.50
52658	03/02/2016	Estate of William D Kendall	Customer Refund - Closing	22.66
52659	03/02/2016	Fastenal	Stainless Hardware	37.37
52660	03/02/2016	Ferguson Waterworks	Coupling 1" Repair for Copper (5)	78.99
	03/02/2016		Wire 10 Copper (1500)	366.19
	03/02/2016		Corp Stop 2" (15)	2,611.81
	03/02/2016		Adapter 1.5" Copper Male (3)	18.62
	03/02/2016		Ell 2" Brass 90 Degree St. (7)	194.05
	03/02/2016		Adapter 2" Copper x MIP (18)	189.44
52661	03/02/2016	Gabriel Guitierrez	Customer Refund - Overpayment	154.13
52662	03/02/2016	Glennie's Office Products Inc	Office Supplies	98.28
52663	03/02/2016	Grainger	Flume Hi-Line Materials	46.83
	03/02/2016		Flume Hi-Line Materials	30.85
	03/02/2016		SCADA UPS	394.73
52664	03/02/2016	HD Supply Waterworks	Fire Hydrant Check Valve	1,136.69
52665	03/02/2016	Infrastructure Engineering Corporation	Plan Review Services 01/2016	708.75
	03/02/2016		AB Line, Meyers Siphon Replacement 01/2016	365.12
52666	03/02/2016	Jo MacKenzie	Water Education Foundation Symposium	403.73
52667	03/02/2016	Land Trek Property Management	Customer Refund - Closing	95.66
52668	03/02/2016	Moodys	Dump Fees (5)	750.00
	03/02/2016		Dump Fee	150.00
	03/02/2016		Dump Fee	150.00
	03/02/2016		Dump Fees (3)	450.00
52669	03/02/2016	Mutual of Omaha	LTD/STD/Life 02/2016	5,774.94
52670	03/02/2016	North County Auto Parts	Filters, Trans Fluid, Oil - Truck 35	94.21
	03/02/2016		Filters, Spark Plugs, Wire Set - Truck 6	107.52

Payment Number	Payment Date	Vendor	Description	Amount
	03/02/2016		Shop Supplies, Battery Terminals - Truck 7	252.56
52671	03/02/2016	North County Industrial Park	Association Fee 03/2016 - Headquarter	879.30
52672	03/02/2016		Association Fee 03/2016 - Vacant Lot	256.40
52673	03/02/2016	Pacific Pipeline Supply	Blow off Valve	232.50
	03/02/2016		Fire Hydrant	1,880.85
	03/02/2016		Bolt Nut Sets (60)	205.07
	03/02/2016		Gasket, Bolts, Nut Hex - Manhole Parts	135.89
52674	03/02/2016	Paul Folia	Customer Refund - Closing	82.56
52675	03/02/2016	Platinum Realty Executives	Customer Refund - Closing	108.15
52676	03/02/2016	Pool & Electrical Products Inc	Bottle Deposit	(1.00)
	03/02/2016		Chlorine	15.82
	03/02/2016		Chlorine	5.85
52677	03/02/2016	Pres-Tech	Leak Detection Equipment Repair	150.00
52678	03/02/2016	R J Safety Supply Co Inc	Sample Rain Jacket	67.44
52679	03/02/2016	Ramco Petroleum	Fuel 01/2016	1,379.63
52680	03/02/2016	Rutan & Tucker LLP	Legal 01/2016	3,888.00
	03/02/2016		Legal 01/2016	528.00
	03/02/2016		Legal 01/2016	240.00
	03/02/2016		Legal 01/2016	1,200.00
	03/02/2016		Legal 01/2016	79.50
	03/02/2016		Legal 01/2016	384.00
52681	03/02/2016	San Diego Gas & Electric	Electric 02/2016 - Ranch House	33.40
	03/02/2016		Electric 01/2016 - Cathodic Protection & T&D	135.68
	03/02/2016		Electric 01/2016 - Reservoirs	76.91
	03/02/2016		Electric 01/2016 - Pump Stations	7,820.67
	03/02/2016		Electric 01/2016 - Plants	86.83
52682	03/02/2016	Shred-it USA LLC	Shredding Service 2/12/16	86.11
52683	03/02/2016	TS Industrial Supply	Rake 14" Garden	97.32
52684	03/02/2016	UniFirst Corporation	Uniform Service	329.84
52685	03/02/2016	Verizon Wireless	Air Cards 01/13/16-02/12/16	76.02
52687	03/02/2016	Vista Firestone Brake & Smog	Tire & Mounting - Truck 80	170.02
	03/02/2016		Tire & Mounting - Truck 37	155.91
52688	03/02/2016	Weseloh Chevrolet	Kick Panel - Truck 19	39.69
Grand Total:				294,055.94



STAFF REPORT

Agenda Item: 7

Board Meeting Date: March 16, 2016
Prepared By: Lisa Soto
Reviewed By: Eldon Boone
Approved By: Roy Coox

SUBJECT: GENERAL COUNSEL FEES

RECOMMENDATION: Consider General Counsel Joel Kuperberg's request for an adjustment to the fees for general counsel services.

PRIOR BOARD ACTION:

6/20/12 Approved adjustments to the fees for legal services from Rutan & Tucker as follows: General Legal Services increased from \$230 to \$240 per hour; Special Legal Services increased from \$255 to \$265 per hour.

FISCAL IMPACT: The proposed adjustment is estimated to increase the annual legal fees from Rutan and Tucker from \$245,000 to \$260,000, or \$15,000 per year.

SUMMARY: The District's General Counsel, Joel Kuperberg, was appointed by the Board as General Counsel on October 2, 2008. At this time, Mr. Kuperberg is proposing an increase to his fees for general legal services from \$240 per hour to \$255 per hour and his fees for special legal services (primarily complex and specialized issues and litigation) from \$265 per hour to \$280 per hour. General Counsel's fees have not changed since the Board last approved an increase in June 2012. The proposed fees represent a 6.2 percent increase for general legal services and a 5.7 percent increase for special legal services.

DETAILED REPORT: Please see the attached letter dated March 3, 2016, from General Counsel Joel Kuperberg of Rutan and Tucker to President Richard Vásquez and the Members of the Board of Directors. Mr. Kuperberg has requested that the Board consider an adjustment to the rates paid by the District for general counsel services. Article 4 of the legal services agreement with Rutan and Tucker, "Term of Agreement" states the following:

ATTORNEY may request an adjustment in the Agreement's fee schedule. This proposal for an adjustment must be submitted by ATTORNEY, to be received by the DISTRICT, at least ninety (90) days prior to the effective date of the requested adjustment. The DISTRICT reserves both the right to determine the reasonableness of the proposal and the right to accept, reject or negotiate ATTORNEY's proposed adjustment.

Staff has conducted a survey of other local water agencies' general counsel fees which is attached for comparison purposes.

ATTACHMENTS: Letter from General Counsel Joel Kuperberg
General Counsel Fee Survey

March 3, 2016

President Richard Vasquez and
Members of the Board of Directors
Vista Irrigation District
1391 Engineer Street
Vista, CA 92081-8836

Re: Adjustment of Fees for General Counsel Services

President Vasquez and Members of the Board of Directors:

The purpose of this letter is to request a modest adjustment to the rates paid by Vista Irrigation District for general counsel services. We appreciate the Board's consideration of this request, which would be only the second adjustment to our rates in the almost eight years that we have had the honor to serve the District.

Under the District's agreement with Rutan & Tucker, general legal services are charged at the rate of \$240 per hour, while special legal services (i.e., large projects and litigation) are charged at the rate of \$265 per hour. These rates have not been adjusted since June 2012. With the exception of the *QSA* and *Omdahl* lawsuits (and the relatively brief defense of an eminent domain action brought by the City of San Marcos for easement rights that were ultimately negotiated between the parties), all of our legal services have been provided to the District at the general legal services rate of \$240 per hour.

In order to address the incremental effects of inflation and normal business costs impacting the provision of legal services, we ask the Board of Directors to consider a rate adjustment of \$15.00 to the rates for both general legal services and special legal services. This proposed adjustment is an increase of 6.2% for general legal services, and 5.7% for special legal services, which represents an increase of 1.5% per year since our last adjustment in 2012. Even with this modification, the legal fee structure for Vista Irrigation District will remain at or below the rates that most lawyers charge similarly-sized agencies in Southern California for general and specialized legal services, and is significantly below the rate that we charge private sector clients and public agencies for "special counsel" services.

Thank you in advance for your consideration of this request. It has been a privilege for me to serve as general counsel for Vista Irrigation District for over seven years, and I have very much enjoyed working with the Board and District staff. I look forward to the opportunity to

President Richard Vasquez and
Members of the Board of Directors
March 3, 2016
Page 2

continue to provide legal services to VID, and to assist the Board of Directors in achieving the goals and objectives of the District.

Very truly yours,

RUTAN & TUCKER, LLP



Joel D. Kuperberg

JDK:nd

General Counsel Rate Survey
March 9, 2016

AGENCY	COUNSEL/FIRM	LAST INCREASE	INCREASE AMT.	CURRENT RATE
Encina JPA	Greg Moser, Procopio, Cory, Hargreaves & Savitch	2007	\$25	\$285
Fallbrook PUD	Robert James, Fallbrook	Formerly in-house counsel	N/A	\$183
Helix WD	Elizabeth Hull and Scott Smith, Best Best & Krieger (BBK)	July 2015	\$150/month	\$266/hr. for services outside retainer; Monthly retainer \$9,767
Leucadia WWD	Dwight Worden, Worden Williams APC	2014	Not provided	\$234
Olivenhain MWD	Alfred Smith, Nossaman LLP	Dec. 2014	4%	\$248.23 up to 1200 hrs. per year; varied hourly rates for special counsel services
Otay WD	Daniel Shinoff, Stutz Artiano Shinoff and Holtz	Same since 2011	N/A	\$240 for services outside the retainer; Monthly retainer \$20,000/100 hrs.
Padre Dam MWD	Paula de Sousa Mills, BBK	July 2015	1.90%	\$240
Rainbow MWD	Greg Moser, Procopio, Cory, Hargreaves & Savitch	2007	\$55	\$285
Rancho California WD	BBK	June 2015	1.90%	\$276
Rincon del Diablo MWD	Gerry Shoaf, Redwine & Sherrill	2011	\$10	\$220
Santa Fe ID	Paula de Sousa Mills, BBK	Oct. 2014	1.80%	\$232
Sweetwater Authority	Paula de Sousa Mills, BBK	July 2015	\$5	\$245
Vallecitos WD	Jeffrey G. Scott, Scott & Jackson Law	Dec. 2011	\$20	\$185
Valley Center MWD	Paula de Sousa Mills, BBK	July 2015	\$5	\$253
Vista ID	Joel Kuperberg, Rutan & Tucker	Oct. 2012	\$10	\$240 general; \$265 special \$255 general; \$280 special (proposed)
Yuima MWD	Jeffrey G. Scott, Scott & Jackson Law	Dec. 2011	\$20	\$185



Agenda Item: 8

STAFF REPORT

Board Meeting Date: March 16, 2016
Prepared By: Roy Coox

SUBJECT: MATTERS PERTAINING TO THE ACTIVITIES OF THE SAN DIEGO COUNTY WATER AUTHORITY

SUMMARY: Informational report by staff and directors concerning the San Diego County Water Authority. No action will be required.



STAFF REPORT

Agenda Item: 9.A

Board Meeting Date: March 16, 2016
Prepared By: Lisa Soto
Approved By: Roy Coox

SUBJECT: REPORTS ON MEETINGS AND EVENTS ATTENDED BY DIRECTORS

SUMMARY: Directors will present brief reports on meetings and events attended since the last Board meeting.



STAFF REPORT

Board Meeting Date: March 16, 2016
Prepared By: Marian Schmidt
Approved By: Roy Coox

SUBJECT: SCHEDULE OF UPCOMING MEETINGS AND EVENTS AND DIRECTORS ATTENDING

SUMMARY: The following is a listing of upcoming meetings and events. Requests to attend any of the following events should be made during this agenda item.

	SCHEDULE OF UPCOMING MEETINGS AND EVENTS	ATTENDEES
1 *	Council of Water Utilities Meeting <i>Mar. 15, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 3/10/16</i>	Dorey (R) Vásquez (R)
2	Grassroots Advocacy and Public Outreach Webinar (CSDA) <i>Mar. 15, 2016, 10:00 a.m. – 11:30 a.m.</i> <i>Registration deadline: 3/10/16</i>	
3	Conflict of Interest & When One Must Step Aside Webinar (CSDA) <i>Mar. 24, 2016, 10:00 a.m. – 11:00 a.m.</i> <i>Registration deadline: 3/17/16</i>	
4	GRA’s Annual Legislative Symposium <i>Mar. 29-30, 2016 – The Citizen Hotel, Sacramento</i> <i>Registration deadline: None</i>	Dorey (A,H,R)
5	New Developments in the Brown Act Webinar (CSDA) <i>Apr. 7, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 3/31/16</i>	
6	Staying in Compliance: Understand Special District Laws (CSDA) <i>Apr. 12, 2016 – CSDA Training Center, Sacramento</i> <i>Registration deadline: 4/5/16</i>	
7	Central Valley Tour (Water Education Foundation) <i>Apr. 13-15, 2016 – Tour starts at Sacramento Airport</i> <i>Registration deadline: 3/30/16</i>	
8	Legislative Round-Up Webinar (CSDA) <i>Apr. 14, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 4/7/16</i>	
9	Colorado River Aqueduct System Tour (SDCWA) <i>Apr. 16-17, 2016 – Meets at SDCWA</i> <i>First come, first served.</i>	
10 *	Council of Water Utilities Meeting <i>Apr. 19, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 4/14/16</i>	
11	California Water Policy Conference <i>Apr. 20-21, 2016 – UC Davis Conference Center</i> <i>Registration deadline: 4/1/16</i>	
12	Who Does What? Best Practices in Board/Staff Relations (CSDA) <i>Apr. 25, 2016 – McKinleyville CSD, McKinleyville</i> <i>Registration deadline: 4/18/16</i>	

13	ACWA Spring Conference <i>May 3-6, 2016 – Monterey Marriott</i> <i>Registration deadline: 4/8/16</i>	Vásquez (H,R) Dorey (A,H,R) Reznicek (T) (A,H) Miller (A,H,R) MacKenzie (A,H,R)
14	Communication Protocols for Board Members/Staff Webinar (CSDA) <i>May 12, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 5/5/16</i>	
15 *	Council of Water Utilities Meeting <i>May 17, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 5/12/16</i>	
16	Legislative Days (CSDA) <i>May 17-18, 2016 – Sacramento Convention Center, Sacramento</i> <i>Registration deadline: 5/10/16</i>	MacKenzie
17 *	CSDA Quarterly Dinner Meeting <i>May 19, 2016 – 6:00-9:00 p.m. – The Butcher Shop Steakhouse, Kearny Mesa</i> <i>Reservation deadline: 5/12/16</i>	
18	San Diego Tour – Carlsbad Desalination Plant (Water Education Foundation) <i>May 19-20, 2016 – Tour start TBD</i> <i>Registration deadline: 4/19/16</i>	
19	Colorado River Aqueduct System Tour (SDCWA) <i>May 21-22, 2016 – Meets at SDCWA</i> <i>Registration not available</i>	
20	Communication Protocols for Board Members/Staff Webinar (CSDA) <i>May 26, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 5/19/16</i>	
21	AB 1825 Sexual Harassment Prevention Training Webinar (CSDA) <i>June 1, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 5/26/16</i>	
22	Bay Delta Tour (Water Education Foundation) <i>June 15-17, 2016 – Tour starts at Sacramento Airport</i> <i>Registration deadline: 5/15/16</i>	
23 *	Council of Water Utilities Meeting <i>June 21, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 6/16/16</i>	
24	LAFCO 101 for Special Districts Webinar (CSDA) <i>June 29, 2016 – 10:00 a.m. – 11:30 a.m.</i> <i>Registration deadline: 6/23/16</i>	
25	Special District Leadership Academy Conference #2 (CSDA) <i>July 10-13, 2016 – Embassy Suites Napa Valley, Napa</i> <i>Registration deadline: 7/1/16</i>	
26 *	Council of Water Utilities Meeting <i>July 19, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 7/14/16</i>	
27	Legislative Round-Up Webinar (CSDA) <i>Aug. 11, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 8/4/16</i>	
28 *	Council of Water Utilities Meeting <i>Aug. 16, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 8/11/16</i>	
29 *	CSDA Quarterly Dinner Meeting <i>Aug. 18, 2016 – 6:00-9:00 p.m. – The Butcher Shop Steakhouse, Kearny Mesa</i> <i>Reservation deadline: 8/11/16</i>	
30	The Who, What, Where, When, Why and How of Public Engagement (CSDA) <i>Sept. 7, 2016 – CSDA Training Center, Sacramento</i> <i>Registration deadline: 9/1/16</i>	

31 *	Council of Water Utilities Meeting <i>Sept. 20, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 9/15/16</i>	
32	CEQA – California Environmental Quality Act (CSDA) <i>Sept. 21, 2016 – CSDA Training Center, Sacramento</i> <i>Registration deadline: 9/15/16</i>	
33	CSDA Annual Conference <i>Oct. 10-13, 2016 – Sheraton San Diego Hotel</i> <i>Registration deadline: TBD</i>	
34 *	Council of Water Utilities Meeting <i>Oct. 18, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 10/13/16</i>	
35	Northern California Tour (Water Education Foundation) <i>Oct. 19-21, 2016 – Tour starts at Sacramento Airport</i> <i>Registration deadline: 9/19/16</i>	
36	San Joaquin Restoration Tour (Water Education Foundation) <i>Nov. 2-3, 2016 – Tour starts at Sacramento Airport</i> <i>Registration deadline: 10/2/16</i>	
37	Ethics AB 1234 Compliance Training Webinar (CSDA) <i>Nov. 8, 2016 – 10:00 a.m. – 12:00 p.m.</i> <i>Registration deadline: 11/3/16</i>	
38 *	Council of Water Utilities Meeting <i>Nov. 15, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 11/10/16</i>	
39 *	CSDA Quarterly Dinner Meeting <i>Nov. 17, 2016 – 6:00-9:00 p.m. – The Butcher Shop Steakhouse, Kearny Mesa</i> <i>Reservation deadline: 11/10/16</i>	
40	ACWA Fall Conference <i>Nov. 29-Dec. 2, 2016 – Anaheim Marriott Hotel</i> <i>Registration deadline: TBD</i>	
41	Colorado River Water Users Association Annual Conference <i>Dec. 7-9, 2016 – Caesar’s Palace, Las Vegas</i> <i>Registration deadline: TBD</i>	
42 *	Council of Water Utilities Meeting <i>Dec. 20, 2016, 7:00 a.m., Stoneridge Country Club, Poway</i> <i>Reservation deadline: 12/15/16</i>	

* Non-per diem meeting except when serving as an officer of the organization

The following abbreviations indicate arrangements that have been made by staff:

A=Airline; **R**=Registration; **C**=Car; **H**=Hotel; **T**=Tentative



Agenda Item: 10

STAFF REPORT

Board Meeting Date: March 16, 2016
Prepared By: Lisa Soto

SUBJECT: ITEMS FOR FUTURE AGENDAS AND/OR PRESS RELEASES

SUMMARY: This item is placed on the agenda to enable the Board to identify and schedule future items for discussion at upcoming Board meetings and/or identify press release opportunities.

Staff-generated list of tentative items for future agendas:

- Flume relocation (Shea Homes)
- Update on status of Warner-Carrillo Ranch House Barn
- Pipeline replacement program
- Groundwater study update
- Development of policy on sale/lease of District properties