

**MINUTES OF A REGULAR MEETING
of the
CACHUMA OPERATION & MAINTENANCE BOARD**

**held at
3301 Laurel Canyon Road, Santa Barbara, CA
Monday, May 20, 2013**

1. Call to Order, Roll Call

The meeting was called to order at 2:01 p.m. by President Lauren Hanson who chaired the meeting. Those in attendance were:

Directors present:

Lauren Hanson	Goleta Water District
Alonzo Orozco	Carpinteria Valley Water District
Doug Morgan	Montecito Water District
Dennis Beebe	SYR Water Conservation District, ID No. 1

Directors absent

Dale Francisco	City of Santa Barbara
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Others present:

Janet Gingras	Tony Trembley
Charles Hamilton	Tim Robinson
David Baum	Ryan Willard
Ruth Snodgrass	Phil Walker
Rebecca Bjork	Brian Trautwein

2. Public Comment

Phil Walker made comments regarding the dry period the area has experienced, the lowering water level of Lake Cachuma and power constraints.

Brian Trautwein, EDC made comments on the proposed Mission Creek project.

3. Consent Agenda

a. Minutes:

April 22, 2013 Regular Board Meeting and April 22, 2013 Special Board Meeting

b. Investment Funds

Financial Report
Investment Report

c. Payment of Claims

Director Beebe moved to approve the consent agenda, seconded by Director Morgan, the motion passed 5/0/2, Director Francisco was absent.

4. Authorize Board President to execute updated Quiota Creek Master Agreement with the County of Santa Barbara

Janet Gingras, Interim General Manager reported that at the April 23, 2012 COMB Board meeting the Board approved the Quiota Creek Master Agreement between the County of Santa Barbara and COMB for the maintenance of roadway and culvert improvements for the Quiota Creek crossings on Refugio Road. The Crossing 7 project was completed prior to the County Board of Supervisors approval of the agreement. Legal Counsel has reviewed the agreement and incorporated Crossing 7 and the affiliated addendum into the agreement.

The updates to the agreement are very minor and do not change the effectiveness or content of the original approved agreement. Staff is requesting the Board to authorize the COMB Board President to execute the updated Quiota Creek Master Agreement with the County of Santa Barbara. The agreement would then be submitted to the County Board of Supervisors for their approval.

Director Morgan moved to authorize the COMB Board President to execute the updated Quiota Creek Master Agreement with the County of Santa Barbara, seconded by Director Orozco, passed 4/1/2, Director Beebe voted no and Director Francisco was absent.

5. Consider approval of Resolution No. 562 to enter into California Department of Fish and Wildlife Grant Agreement for Quiota Creek Crossing No. One

Janet Gingras, Interim General Manager reported that COMB has been awarded a grant from the California Department of Fish and Wildlife (CDFW) in the amount of \$521,141 for the construction of the Quiota Creek Crossing One Project. The grant agreement requires the Board to approve a resolution agreeing to the terms and conditions of the contract as well as sign the grant agreement.

Legal Counsel and the Fisheries Committee have reviewed and approved the grant agreement and recommends approval of Resolution No. 562 to enter into a grant agreement with CDFW

Director Morgan moved to approve Resolution No. 562 to enter into a grant agreement with California Department of Fish and Wildlife for construction of the fish passage enhancement project at Quiota Creek Crossing One, seconded by Director Orozco.

The motion passed with a roll call vote:

Ayes: Orozco, Morgan, Hanson

Nays: Beebe

Absent: Francisco

6. Reports from Board Committees

a. Administrative Committee Meeting May 7, 2013

President Hanson reported on the committee meeting held May 7, 2013. She reported that the committee reviewed the draft budget and employee benefits.

b. Fisheries Committee Meeting, May 9, 2013

Director Beebe reported on the committee meeting held May 9, 2013. The committee reviewed future and past projects, focusing on the Quiota Creek Crossing One Project.

7. FY 2013-2014 Draft COMB Operating Budget

The FY 2013-2014 Draft COMB Operating Budget was included in the board packet for review. Janet Gingras, Interim General Manager reviewed the Budget with the Directors. Staff was given suggestions and directions in preparing the final budget for approval at the June regular Board meeting.

8. Interim General Manager Report

Janet Gingras highlighted the report that was included in the board packet.

9. Progress Report on Cachuma Lake Oak Tree Program

Tim Robinson reported that staff has continued the efforts begun in April - cage repair, mulching and weeding and some watering of the trees.

10. Engineering/Operations Division Reports

David Baum highlighted the report included in the board packet.

11. Fisheries Division Report

Tim Robinson highlighted the report included in the board packet.

12. Monthly Cachuma Project Reports

▪ **Cachuma Water Reports**

The monthly water reports were included in the board packet.

▪ **Cachuma Reservoir Current Conditions**

The Lake Cachuma Daily Operations report through May 15, 2013 was included in the board packet.

▪ **Lake Cachuma Quagga Survey**

The County's summary of Aquatic Invasive Species Inspection Program for April 2013 was included in the board packet.

13. Directors' Requests for Agenda Items for Next Meeting

There were no requests.

14. [Closed Session]:

a. Public Employee Appointment

[Government Code Section 54957]

Title: General Manager

b. Public Employment:

Title: General Manager

c. Conference with Legal Counsel: Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(d) (20: ONE CASE [November 9, 2012 Claim of Andrew and Jessica Brown for Breach of Right of Entry and Revocable License Agreement]

Counsel Tony Trembley announced that the Board would adjourn into closed session regarding Item #14 a, b, and c respectfully respectively.

The Board recessed at 3:25 p.m.

The Board went into closed session at 3:45 p.m. as to Item 14.c.

15. Reconvene into Open Session [Government Code Section 54957.7]

**Disclosure of actions taken in closed session, as applicable
[Government Code Section 54957.1]**

The Board reconvened into open session at 4:37 p.m. on Item 14. c. and made the following announcement in open session:

In accordance with Government Code Section 54957.1, the following is a report of action taken by the Governing Board in closed session today regarding Item 14.c. On a vote of 4-1-2 [Board Member Beebe abstained and Board Member Francisco was absent], the Governing Board approved a motion to authorize legal counsel to negotiate, and the Board President to execute, a tolling agreement on behalf of COMB with Andrew and Jessica Brown concerning potential litigation to be filed by the Browns against COMB.

After a short Board recess, Charles Hamilton, CVWD ~~MWD~~ General Manager thereafter provided comments to the Governing Board concerning Items 14. a. and b.

The Board returned to closed session at 4:47 p.m. concerning item 14. a. and b.

The Board reconvened into open session at 5:30 p.m. on Item 14. a. and b. and made the following announcement in open session:

With regard to Items 14. a. and b., the Board intends to appoint a candidate as General Manager at its June 24, 2013 meeting subject to reaching agreement with the candidate on the terms of an employment agreement. The agreement is to be prepared by legal counsel.

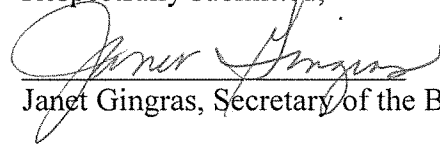
16. Meeting Schedule

The next regular Board meeting will be held June 24, 2013 at 2:00 P.M.
The Agendas and Board Packets are available on the COMB website,
www.cachuma-board.org

17. COMB Adjournment

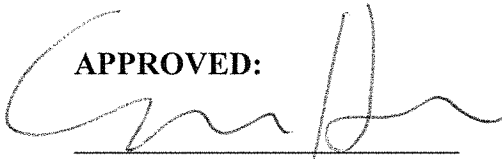
There being no further business, the meeting was adjourned at 5:30 p.m.

Respectfully submitted,



Janet Gingras, Secretary of the Board

APPROVED:



Lauren Hanson, President of the Board