

AGENDA
REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
LEUCADIA WASTEWATER DISTRICT
And
PUBLIC HEARING ON FISCAL YEAR 2010 COLLECTION OF WASTEWATER
SERVICE CHARGES ON COUNTY TAX ROLL
Wednesday, June 10, 2009 – 5:00 p.m.
1960 La Costa Avenue, Carlsbad, CA 92009

*NOTE: ITEMS ON THE AGENDA MAY BE TAKEN OUT OF SEQUENTIAL ORDER
AS THEIR PRIORITY IS DETERMINED BY THE BOARD OF DIRECTORS*

1. Call to Order

2. Roll Call

3. Pledge of Allegiance

4. Approval of Agenda

In the case of an emergency, items may be added to the Agenda by a majority vote of the Board of Directors. Also, items that arise after posting of the Agenda may be added, per Government Code Section 54954.2, by a 2/3 or unanimous vote of the Board.

5. Public Comment

Anyone wishing to address the Board or bring an agenda item forward may do so.

6. Presentations and Awards

A. Achievement of Individual Objectives. (Pages 1-2)

7. Consent Calendar

Any member of the Board, staff or public may request that items from the Consent Calendar be removed for discussion. Items so removed shall be acted upon separately following approval of remaining items on the Consent Calendar.

A. Minutes of the following meetings:

May 20, 2009 Regular Board Meeting (Pages 3-10)

May 27, 2009 Community Affairs Committee Meeting (Pages 11-12)

June 1, 2009 Engineering Committee Meeting (Pages 13-14)

B. Demands for May – June. (Pages 15-33)

C. Operations Report. (Pages 34-36)

D. Finance Report. (Pages 37-43)

E. Adopt Resolution No. 2199 Establishing an Appropriations Limit of the Leucadia Wastewater District (LWD) for the Fiscal Year 2010 (July 1, 2009 to June 30, 2010) Pursuant to Article XIII (B) of the California Constitution. (Pages 44-48)

8. Encina Wastewater Authority Reports

Reports by Directors and staff concerning the Encina Wastewater Authority.

- A. Encina Wastewater Authority Reports.
Regular Board Meeting – May 27, 2009 (Page 49)
Member Agency Managers (MAM) Meeting – June 10, 2009 (verbal report)

9. Committee Reports

- A. Human Resources Committee meeting was held on June 8, 2009 – report by Director Hanson (verbal report).
- B. Investment & Finance Committee meeting was held on June 9, 2009 – report by Director Omsted (verbal report).

10. Old Business

- A. Adopt the Fiscal Year 2010 (FY 10) Budget. (Page 50, Enclosure 10A)

11. Public Hearing

- A. Public Hearing to consider the following: (Page 51)
 - A proposal to consider collecting the District' Wastewater Service Charge for Fiscal Year 2010 on the San Diego County Tax Roll.

12. New Business

- A. Adopt Resolution No. 2200 Adopting and Approving the Report for the Collection of Wastewater Service Charges on the County Tax Roll for the Fiscal Year July 1, 2009 – June 30, 2010. (Pages 52-54)
- B. Adopt Resolution No. 2198 Approving the Recommended Encina Wastewater Authority (EWA) Fiscal Year 2010 (FY 10) Operating and Capital Budgets. (Pages 55-57)
- C. Adopt the LWD Sanitary Sewer Management Plan (SSMP). (Page 58, Enclosure 12C)
- D. Adopt Resolution No. 2201 Adopting LWD's Succession Plan Policy. (Pages 59-64)
- E. Discussion of attendance at the 24th Annual WateReuse Symposium in Seattle, WA from September 13-16, 2009. (Pages 65-66, Enclosure 12E)

13. Informational Items

- A. Thank you letter from Encinitas Union School District for the Teacher Grant. (Pages 67-68)
- B. Thank you letter from San Dieguito Union High School District for the Teacher Grant. (Page 69)
- C. LAFCO notice regarding the 2009 Special Districts Mailed-Ballot Election Results for the Regular and Alternate Special District Member of LAFCO. (Pages 70-72)
- D. Letter from General Manager Roy Coox with Vista Irrigation District requesting a Board Resolution nominating Jo MacKenzie to the CSDA Board of Directors, Region 6 Seat A. (Pages 73-75)
- E. Letter from Assemblyman Anderson requesting Support for AB 1399. (Page 76-78)

F. CASA news alert pertaining Property Tax Alert. (Pages 79-80)

G. LWD letter to CASA regarding Private Sewer Lateral Legislation. (pages 81-82)

14. Directors' Meetings

None.

15. Comments, Questions, or Requests by Directors

This item is placed on the agenda to allow individual Board members to briefly convey information to the Board or public, or to request staff to place a matter on a future agenda and/or report back on any matter. There is no discussion or action taken on comments by Board members.

16. General Manager's Report

Informational report by the General Manager on items not requiring Board action.

17. General Counsel's Report

Informational report by the General Counsel on items not requiring Board action.


18. Adjournment

Note: Any writings or documents provided to a majority of the members of Leucadia Wastewater District regarding any item on this Agenda will be made available for public inspection in the Administration Office located at 1960 La Costa Avenue, Carlsbad, CA 92009 during normal business hours.

AFFADAVIT OF POSTING

I, Paul J. Bushee, Secretary of the Leucadia Wastewater District, hereby certify that I posted a copy of the foregoing agenda in the lobby of the District office at 1960 La Costa Avenue, Carlsbad, California at least 72 hours prior to the meeting, in accordance with Govt. Code Section 54954.2(a).

Date: June 4, 2009



Paul J. Bushee, Secretary/General Manager

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: **Presentations and Awards – Achievement of Individual Objectives**

It is my pleasure to announce that a Leucadia Wastewater District (LWD) staff member has recently met an individual performance objective under LWD's Incentive Program. The achievement is as follows:

California Wastewater Environmental Association (CWEA) Collection System Maintenance Grade I Certification – Ian Riffel

Ian Riffel recently received his Grade I Collection System Maintenance certification from the CWEA. Working for LWD since January 12, 2009, this certification reflects Ian's desire to excel through continued professional development. As a result of this certification, Ian is eligible for an Individual Incentive Award of \$500.

Please join me in congratulating Ian for his recent professional certification.

PJB

CALIFORNIA WATER ENVIRONMENT ASSOCIATION

Certification of Competence

THIS IS TO CERTIFY THAT

Ian Riffel

HAVING SUBMITTED ACCEPTABLE EVIDENCE OF QUALIFICATIONS
BY EDUCATION, TRAINING AND EXPERIENCE IS HEREBY
GRANTED THIS CERTIFICATION OF COMPETENCY AS A

GRADE I

COLLECTION SYSTEM MAINTENANCE

Expires On Monday, May 31, 2010

David Greenwood

David Greenwood, President
California Water Environment Association

Certificate No. 090521002

Jody Allen

Jody Allen, Chair
Technical Certification Program



LEUCADIA WASTEWATER DISTRICT
Minutes of a Regular Board Meeting
May 20, 2009

A regular meeting of the Board of Directors of the Leucadia Wastewater District (LWD) was held Wednesday, May 20, 2009 at 5:00 p.m., at the District Administration Office at 1960 La Costa Ave., Carlsbad, California.

1. Call to Order

President Kulchin called the meeting to order at 5:00 p.m.

2. Roll Call

DIRECTORS PRESENT: Kulchin, Juliussen, Hanson, Sullivan, and Omsted
DIRECTORS ABSENT: None
OTHERS PRESENT: General Manager Paul Bushee, District Counsel Wayne Brechtel, Field Services Manager Leo Schempp, Administrative Services Manager Chuck LeMay, Project Manager Robin Morishita, Executive Assistant Trisha Hill, Richard Duffey with Brownell and Duffey, District Engineer Steve Deering, June Honsberger with La Costa Canyon High School, Cindy Pacino and Jennifer Carter with La Costa Meadows Elementary School, Jan Patterson and Leighangela Brady with La Costa Heights Elementary School.

3. Pledge of Allegiance

4. Approval of Agenda

Upon a motion duly made by Director Juliussen, seconded by Director Sullivan, and carried, the Board of Directors approved the agenda.

5. Public Comment

There was no public comment.

6. Presentations and Awards

President Kulchin moved item 6B forward for discussion.

B. Recognition of LWD's Teacher Grant Recipients.

GM Bushee stated that last month the Board of Directors approved three \$1,000 grants to three teachers, which all are present tonight. GM Bushee introduced President Kulchin to recognize each teacher for submitting the grant applications.

President Kulchin provided a brief background on how each teacher spent their grant money to educate the students. President Kulchin noted that two teachers have a PowerPoint presentation of their projects. President Kulchin introduced Mrs. Patterson to present her project. Mrs. Patterson thanked the Board of Directors for the grant.

Mrs. Patterson stated that with the funds, La Costa Heights Elementary purchased a digital microscope. Mrs. Patterson provided a brief demonstration on how the microscope works.

Ms. June Honsberger introduced herself as a science teacher at La Costa Canyon High School and presented a PowerPoint presentation of the drought tolerant garden beds that the students planted.

Ms. Cindy Pacino with La Costa Meadows Elementary thanked the Board for the grant and stated the school will use the funds to teach approximately 750 students one month's worth of lessons on geography of water, water management, and recycled water.

Director Sullivan provided a brief history on why LWD replaced the High School Scholarship Program with the Teacher Grant Program. Director Sullivan stated that this program will help educate many more students. Director Sullivan thanked the teachers for their efforts.

A. CWEA's 2008 Collections System of the Year Award.

GM Bushee stated that the California Water Environment Association (CWEA) presented LWD with the 2008 Collection System of the Year Award at its Annual Conference on May 1, 2009. GM Bushee stated that this award recognizes LWD as California's top small collection system and that is a tribute to staff and the Board's hard work for this past year. GM Bushee thanked staff and the Board for their work.

GM Bushee also acknowledged FST III Marvin Gonzalez for receiving CWEA's statewide third place award for Collections Person of Year.

The Board of Directors congratulated staff for their efforts.

7. Consent Calendar

A. Minutes for the following meetings:

March 4, 2009 Regular Board meeting
March 31, 2009 Engineering Committee meeting
April 1, 2009 Community Affairs Committee meeting

B. Demands for April/May 2009

Payroll Checks Numbered 14214 – 14275; General Checking – Checks numbered 37691 – 37859; Manager's Check no. 346; Voided check no. 37761.

C. Operations Report. (A copy was included in the original May 20, 2009 Agenda)

D. Finance Report. (A copy was included in the original May 20, 2009 Agenda)

E. Quarterly Treasurer's Investment Report. (A copy was included in the original May 20, 2009 Agenda)

Upon a motion duly made by Director Juliussen, seconded by Director Sullivan, and carried, the Board of Directors approved the consent calendar.

8. Encina Wastewater Authority (EWA) Reports

A. Encina Wastewater Authority Report – March 25, 2009 Board meeting.

Director Sullivan reported on EWA's May 20, 2009 Board meeting.

Member Agency Manager Meeting – May 13, 2009.

GM Bushee reported on the May 13, 2009 Member Agency Manager meeting.

9. Committee Reports

A. Community Affairs Committee meeting was held May 12, 2009.

Director Omsted reported that the CAC reviewed the final draft text of the summer newsletter. Director Omsted and Sullivan provided a brief description of the newsletter.

B. Human Resources Committee meeting was held May 12, 2009.

Director Hanson stated the committee met in closed session and the Board will meet in closed session tonight to review the FY 2010 Personnel Budget.

C. Engineering Committee meeting was held May 14, 2009 - report by Vice President Juliussen.

Vice President Juliussen reported that the EC reviewed the final FY 2010 Capital Acquisition Program and Capital Improvement Program budgets. This item will be reviewed by the Board of Directors later in the agenda.

In addition, the EC received a status report and PowerPoint slideshow on the Site Improvement Project. PM Morishita will provide a status report on the project later in tonight's agenda.

10. Old Business

None.

11. Public Hearing

A. Public Hearing to consider a proposal increasing compensation for LWD Board of Directors from \$165 to \$173.25 and confirming meetings that qualify for director compensation.

GM Bushee stated last month the Board directed staff to hold a Public Hearing for the recommended subject. The purpose of this Public Hearing is to receive comments.

No public input was received at the Public Hearing. President Kulchin closed the Public Hearing.

12. New Business

A. Adopt Ordinance No. 123 Increasing Compensation of Directors and Confirming meetings that Qualify for Director Compensation.

ASM LeMay stated on April 8, 2009, the Board of Directors directed staff to prepare, notice, and schedule a public hearing for the purpose of considering an increase in the Board of Director's compensation. The California water code §20202 allows the Board of Directors to receive a 5% adjustment per calendar year following the operative date of the last adjustment. ASM LeMay stated that this item was placed on the agenda for the Board's consideration. Staff has no recommendation on this matter.

President Kulchin inquired about the increase amount from \$165 to \$173.25. ASM LeMay stated the amount is a 5% increase, but the Board can approve a different amount that is no more than 5%. President Kulchin commented that he is in favor of the stipend increase because the District is financially strong and if the District wasn't in a strong financial position, he would not be in favor of a stipend increase.

Director Omsted also stated that he is in favor of the stipend increase because the District is not laying off staff members due to the economy and the District is in a strong financial position.

Director Hanson stated that she is not in favor of the stipend increase because the economy is in a financially deficient year, and the District may not receive its property taxes. Vice President Juliussen concurred with Director Hanson.

Following discussion, and upon a motion duly made by Director Sullivan, seconded by Director Omsted, then carried by President Kulchin, and opposed by Directors Hanson and Juliussen, the Board of Directors adopted the amended Ordinance No. 123 Increasing Compensation of Directors from \$165 to \$173 and Confirming Meetings that Qualify for Director Compensation for FY 2010.

President Kulchin commented on the conferences that are located outside of California. President Kulchin stated based on his experience that the CASA Washington D.C. conference is an expensive trip to meet local legislative members, while Board members can meet with them here.

Directors Juliussen, Hanson, and Sullivan agreed that the conference is important because it allows for Board members to hear the issues on the legislative bills and networking with other Directors.

Director Hanson requested that all out-of-state conferences be included on the agenda for approval. GM Bushee concurred and stated staff historically includes out-of-state conferences on the agenda for the Board's discussion.

Director Sullivan requested the Watereuse Symposium scheduled for September be added to the next Board meeting for discussion. GM Bushee indicated that that the Watereuse Symposium is on tonight's agenda. GM Bushee stated staff will add the Watereuse Symposium for discussion on the August/September Board meeting.

B. Overview of the Proposed Fiscal Year 2010 (FY 2010) Budget.

ASM LeMay stated that the FY 10 Personnel Budget has been reviewed by Human Resources Committee, and the Engineering Committee reviewed the Capital Budget. In addition, the Personnel Budget was reviewed by the Board of Directors at a Special meeting. ASM LeMay thanked the Committees and Board for their input and comments on the FY 10 Budget.

ASM LeMay presented an overview of the FY 10 Operating and Capital Budgets. Included in the presentation were the following:

- Main objectives of the FY 10 Budget
- FY 10 Budget revenue projections included a wastewater service increase from \$213.40 per year to \$234.74 per year
- Projected Wastewater, Batiquitos Pump Station, and Recycled Water Expenses
- Projected Administrative Services and Development Expenses
- Projected Capital Program Expenses

ASM LeMay noted that the Administration service costs have been allocated to the four programs and the Development Expenses have been included as a separate program because development pays for itself.

Throughout the presentation, staff answered the Board's questions relating to the FY 10 Budget.

GM Bushee stated that this item was presented for informational purposes and staff will include the FY 10 Budget on the June Board of Director's agenda for approval.

C. California Association Sanitation Agencies (CASA) Private Lateral Legislation Issue.

GM Bushee stated this item was included in the agenda for informational purposes. GM Bushee introduced Counsel Brechtel to present the subject. Counsel Brechtel stated that he served on CASA's Private Lateral Task Force and he provided background history for the purpose the Task Force and CASA's proposed Private Lateral legislation.

Counsel Brechtel stated staff is not in favor of CASA's sponsored legislation relating to private sewer laterals. Counsel Brechtel noted that attached to staff's memo is a sample letter from Central Contra Costa Sanitation District opposing the development of additional private lateral legislation. Counsel Brechtel stated that he and staff agree with the agency's view on this issue, and believe a similar letter to CASA from LWD is warranted.

GM Bushee stated that staff will draft a letter opposing the legislation and include a copy of the letter in the next Board meeting agenda packet.

This item was presented for informational purposes. No action was taken.

D. Site Improvement Project Status.

PM Morishita provided a PowerPoint presentation of the status for the Site Improvement Project. PM Morishita described the April change orders and noted that the change order percentage of the original contract cost will be 3.18%. PM Morishita also stated that the projected move in date is July 18, 2009.

E. Potential conflict between LWD Board meeting date and CASA Annual Conference on August 12-15, 2009.

GM Bushee presented the subject recommendation. GM Bushee stated that the CASA Annual Conference is scheduled for August 12 – 15, 2009, which is during same day and time of the District's regular Board meeting.

Following discussion, the Board of Directors moved the August 12, 2009 Regular Board meeting to Monday, August 10, 2009 at 5:00 p.m.

13. Information Items

A. NBC San Diego local news article "New Wastewater Facilities Near Completion."

GM Bushee briefly reviewed the article and showed the video that aired on NBC-7/39 at 4:30 pm on April 21, 2009.

B. North County Times news article "Leucadia Wastewater District marks 50th Anniversary."

C. Thank you letter from resident Brian Nixon to General Manager Paul Bushee.

GM Bushee stated he received a thank you letter from a resident relating to the lateral grant program. The letter specifically names staff members Tianne Baity and Frank Reynaga, but Frank indicated that Field Services staff members Keon Nelson and Jeff Stecker also helped Mr. Nixon with his lateral issue.

D. CSDA Media Advisory "\$15,000 in Scholarships Awarded."

GM Bushee noted staff wanted to share CSDA's scholarship press release.

E. CASA Annual Conference is scheduled for August 12 – 15, 2009 at the Hilton on Mission Bay San Diego.

Directors Hanson and Sullivan stated they would like to attend the conference.

F. 24th WateReuse Annual Symposium is scheduled for September 13 – 16, 2009 in Seattle, WA.

G. LWD Employee Luncheon is scheduled for Thursday, July 9, 2009 at 12:00 pm.

14. Directors' Meetings

- A. CWEA Conference was held at the Wyndham Palm Springs Hotel in Palm Springs from April 28 – May 1, 2009.

Directors Kulchin, Juliussen and Omsted attended the CWEA Conference. Vice President Juliussen stated that the District received the 2008 Statewide Collections System of Year award and Encina staff had a great presentation on the Asset Management Plan.

- B. CASA Spring Conference was held at the Marriott Napa Valley Hotel in Napa, CA from April 29 – May 2, 2009.

Directors Sullivan and Hanson attended the CASA Spring Conference.

- C. CSDA Legislative Days was held at the Sheraton Grand Hotel in Sacramento, CA from May 4 – 6, 2009.

Directors Sullivan and Hanson attended the CSDA Legislative Days Conference. Director Sullivan stated she appreciates going to this conference because Board members can meet with legislators to discuss upcoming legislative bills and updates. Director Sullivan stated the conference was a good conference this year. Director Hanson concurred.

- D. Watereuse Conference was held at the Hilton Waterfront Beach Hotel in Huntington Beach, CA from May 18 – 19, 2009.

Directors Sullivan, Omsted, and Juliussen attended the Watereuse Conference. Director Juliussen stated that this conference was technical. The Board members attended presentations by speakers from Singapore and Australia. Director Omsted stated the speaker from Australia indicated that Australia eliminated gray water. The Board members discussed the comparisons between other cities and states that are reusing wastewater and/or gray water.

15. Comments, Questions or Requests by Directors

Director Sullivan stated that the Community Affairs Committee (CAC) should be more involved in preparing for the Open House of the new building. Director Sullivan stated that a program should be developed and we should start developing the program soon. Director Hanson and President Kulchin stated that all Board members should be involved in developing the program for the Open House. Director Omsted suggested that the CAC meet first, and then staff will schedule a Special Board meeting to discuss the Open House.

16. General Manager's Report

The following items were reported:

- ❖ GM Bushee acknowledged Director Hanson for coordinating Red Flag training in which staff members Chuck LeMay, Maggie McEniry, Trisha Hill, and Tianne Baity attended.

- ❖ Keon Nelson and his wife had a healthy baby boy named Keon Jr. on April 26, 2009.
- ❖ Governor Schwarzenegger has indicated that the state may pass a proposition taking property taxes from Special Districts.

17. General Counsel's Report

Counsel Brechtel provided details on the proposition that may take property taxes from Special Districts.

18. Closed Session

- A. Meet with General Manager Bushee and Administrative Services Manager LeMay to discuss the FY 2010 Informal Input Process regarding employee compensation, as authorized under Government Code Section 54957.6

Counsel Brechtel stated that the Board of Directors met in closed session and took the following four actions:

1. Increased the employee salary ranges 3%
2. Approved the FY 10 employee salary ranges
3. Approved the merit pool for the individual incentive program at 8% (\$96,742)
4. Approved the merit pool for the organization incentive program at 3% (\$36,278)

No other actions were taken.

19. Adjournment

President Kulchin adjourned the meeting at 7:25 p.m.

David Kulchin, President

Paul J. Bushee
Secretary/General Manager
(SEAL)

LEUCADIA WASTEWATER DISTRICT
 Minutes of a Community Affairs Committee Meeting
 May 27, 2009

A meeting of the Community Affairs Committee (CAC) of the Leucadia Wastewater District (LWD) was held May 27, 2009 at 11:00 a.m. at the District Administration Office at 1960 La Costa Ave., Carlsbad, California.

1. Call to Order

Chairperson Sullivan called the meeting to order at 11:05 a.m.

2. Roll Call

DIRECTORS PRESENT: Sullivan and Omsted

DIRECTORS ABSENT: None

OTHERS PRESENT: General Manger Paul Bushee, Administrative Services Manager Chuck LeMay, Project Manager Robin Morishita, Executive Assistant Trisha Hill, and Jennifer Dill of Katz & Associates, LLC (KATZ)

3. Public Comment

No public comment was received.

4. Old Business

None.

5. New Business

A. Initial Planning Meeting for LWD Open House.

GM Bushee stated the purpose of this meeting was to have a brainstorming session for the upcoming Open House. GM Bushee noted that at the May 20th Board meeting, CAC committee members suggested that a meeting be scheduled to discuss Open House details.

Jennifer Dill of KATZ provided a handout that included an outline of what the CAC should consider. In addition, she also provided a draft invitation list. The CAC reviewed the draft list and suggested that former Board members and employees be added. The Committee then discussed potential dates and proposed speakers. Following discussion, the CAC recommended that the Open House be held on Friday, November 6, 2009.

GM Bushee summarized the meeting indicating that a Special Board meeting would be scheduled in the near future. The following information will be included in the agenda:

1. Propose a two stage event for the Open House
2. Propose that the LWD Boardroom be named after former Board member Lois Humphreys

3. Provide samples for an organizational and individual plaque for the Administration Building
4. Provide an updated invitation list
5. Propose the date of the Open House for November 6, 2009
6. Propose a sample photo album of past and present photos

6. Information Items

None.

7. Directors' Comments

None.

8. General Manager's Comments

None.

9. Adjournment

Chairperson Sullivan adjourned the meeting at 12:04 p.m.

Paul J. Bushee
Secretary/Manager
(Seal)

LEUCADIA WASTEWATER DISTRICT
 Minutes of an Engineering Committee Meeting
 June 1, 2009

A meeting of the Engineering Committee (EC) of Leucadia Wastewater District (LWD) was held Monday, June 1, 2009 at 8:30 a.m., at the LWD Administration Office located at 1960 La Costa Ave., Carlsbad, California.

1. Call to Order

Chairperson Juliussen called the meeting to order at 8:30 a.m.

2. Roll Call

DIRECTORS PRESENT: Juliussen and Kulchin

DIRECTORS ABSENT: None

OTHERS PRESENT: General Manager (GM) Paul Bushee; Field Services Manager Leo Schempp; Project Manager Robin Morishita; District Engineer Steve Deering; Eric Honour of Dudek; Dexter Wilson and Natalie Frascchetti of Dexter Wilson Engineering

3. Public Comment

No public comment was received.

4. Old Business

None.

5. New Business

A. Adoption of the LWD Sanitary Sewer Management Plan (SSMP).

FSM Schempp presented the the various elements of the SSMP.

The EC discussed the SSMP at length. The EC commended FSM Schempp and Ms. Natalie Frascchetti for an excellent job on the SSMP. Following discussion, the EC concurred to forward the SSMP to the Board of Directors at the June 10th meeting for approval.

6. Information Items

A. Site Improvement Project Status Report for May 2009.

PM Morishita reviewed the status of the Site Improvement Project. He noted that the project is on schedule. To date, change orders have totaled approximately \$287,499.32 which represents 3.18% of the original contract amount. PM Morishita presented a PowerPoint overview of the construction progress.

B. Satellite Force Main Replacement Project.

PM Morishita provided a status update on the Satellite Force Main Replacement Project. He noted that the Coastal Development Permit for the project is expected to be before the Encinitas Planning Commission in the near future.

7. Director's Comments

Director Juliussen inquired about the status of the Batiquitos Gravity Line Project. PM Morishita responded that all of the physical work has been completed and that staff is working with Khavari Construction to complete various administrative requirements for the project. PM Morishita noted that staff was hoping to issue a Notice of Completion for the Project shortly.

8. General Manager's Comments

None.

9. Adjournment

Chairperson Juliussen adjourned the meeting at 9:23 a.m.

Paul J. Bushee,
Secretary/Manager
(Seal)

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager
SUBJECT: Approval of May/June Demands


RECOMMENDATION:

Staff requests that the Board of Directors:

1. Approve checks and electronic payments totaling **\$ 459,137.13**
2. Discuss and take other action as appropriate.

DISCUSSION:

Attached are check registers describing all payments made by LWD for the months May 15th – June 4, 2009.

Operating expenses totaled **\$201,610.77** while Capital Improvement Program expenses totaled **\$169,173.04**.

Payroll for employees and the Board totaled **\$ 88,353.32**.

Attached please find a year to date Employee and Board Payroll Report from May 2008 to June 2009 for your review. The report includes a monthly breakdown of employee and Board payroll expenses for the prior 12 months.

Attachment 1	Summary of Demands by Account, May/June 2009
Attachment 2	Payroll Check Register-Incentive dated May 14th, 2009
Attachment 3	Accounts Payable Check Register dated May 15, 2009
Attachment 4	Payroll Check Register dated May 20, 2009
Attachment 5	Managers Check Register dated May 20, 2009
Attachment 6	Accounts Payable Check Register dated May 26, 2009
Attachment 7	Accounts Payable Check Register dated June 2, 2009
Attachment 8	Payroll Check Register dated June 3, 2009
Attachment 9	Board Payroll Check Register dated June 4, 2009
Attachment 10	Year to Date Employee and Board Payroll Report

DEMANDS SUMMARY

June 10, 2009

1. Demands

<u>Category</u>	<u>Check #'s</u>	<u>Amount</u>	<u>Total</u>
Payroll Checks -5/14/2009	14276 - 14293 Incentive	\$5,005.09	
Payroll Checks - 5/20/2009	14294 - 14312	\$37,875.93	
Payroll Checks - 6/3/2009	14313 - 14331	\$39,411.65	
Board Payroll Checks - 6/4/2009	14332 - 14336	<u>\$6,060.65</u>	
	Total	\$88,353.32	
General Checking -5/15/2009	37860 - 37891	\$120,004.05	
General Checking -5/26/2009	37892 - 37923	\$125,636.94	
General Checking - 6/2/2009	37924 - 37940	<u>\$124,555.61</u>	
	Total	\$370,196.60	
Mgrs Check	347	\$587.21	
	Grand Total	\$459,137.13	\$459,137.13

LEUCADIA WASTEWATER DISTRICT
EMPLOYEE PAYROLL CHECK REPORT

Payroll Date: May 14, 2009
Incentive

<u>Check Nos.</u>	<u>Date</u>	<u>Amount</u>
14276 - 14293	5/14/2009	\$5,005.09

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
37860- 2389	1	5/15/2009	10570 ANTIMITE TERMITE & PEST CONTRO		
	1		38468 MONTHLY PEST SERVICE	53.00	277675
37860- 2389	1	5/15/2009	Logged *** Total ***	53.00	
37861- 2389	2	5/15/2009	10717 ASHLAND WATER TECHNOLOGIES		
	2		38437 POLYALUM	5,930.08	92457660
37861- 2389	2	5/15/2009	Logged *** Total ***	5,930.08	
37862- 2389	3	5/15/2009	11877 KENNETH BUTTS		
	3		38452 REIMBURSE KB, 5/5/5/12/09	40.00	K5-5/12/09
37862- 2389	3	5/15/2009	Logged *** Total ***	40.00	
37863- 2389	4	5/15/2009	12112 JEFF BILLS		
	4		38456 CONSULTING FEES-APRIL	2,000.00	CC5/1/09
37863- 2389	4	5/15/2009	Logged *** Total ***	2,000.00	
37864- 2389	5	5/15/2009	12360 CITY OF CARLSBAD		
	5		38466 WATER @ VACTOR	73.13	88538889-4/09
	5		38467 WATER @ VACTOR 2	215.85	1530880-4/09
37864- 2389	5	5/15/2009	Logged *** Total ***	288.98	
37865- 2389	6	5/15/2009	12411 CL28		
	6		38434 OPEN PO-CL2 ANALYZERS SUPPLIES	337.73	1721
37865- 2389	6	5/15/2009	Logged *** Total ***	337.73	
37866- 2389	7	5/15/2009	12510 COAST WASTE		
	7		38442 RENT STORAGE CONTAINER	180.25	45504890274
37866- 2389	7	5/15/2009	Logged *** Total ***	180.25	
37867- 2389	8	5/15/2009	12514 CONEXIS		
	8		38450 SEC 125 FLEX PLAN-APRIL	126.00	0409-OR5179
37867- 2389	8	5/15/2009	Logged *** Total ***	126.00	
37868- 2389	9	5/15/2009	12520 DONALD W. COOK		
	9		38440 LATERAL REIMBURSEMENT	2,300.00	DC-LATERAL
37868- 2389	9	5/15/2009	Logged *** Total ***	2,300.00	
37869- 2389	10	5/15/2009	12631 COR-0-VAN		
	10		38439 OPEN PO-STORAGE	98.16	RS1318288
37869- 2389	10	5/15/2009	Logged *** Total ***	98.16	
37870- 2389	11	5/15/2009	12822 CUMMINGS & ASSOCIATES		
	11		38438 SHOREBIRD MONITORING	571.88	1573.36-D-MAY
37870- 2389	11	5/15/2009	Logged *** Total ***	571.88	
37871- 2389	12	5/15/2009	13072 DATA NET		
	12		38447 DVD AND RAM MODULE	322.85	9733247
	12		38448 ADDITIONAL RAM-5 WORKSTATIONS	749.32	9733246
	12		38462 VIDEO CARD-R.D.	170.76	9733052
	12		38463 IS MAINT AND SUPPORT	763.75	9733179
	12		38464 IS MAINT AND SUPPORT-SPEAKERS	108.70	9733248
	12		38465 IS MAINT AND SUPPORT	815.00	9733136

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Obligat'n	Name / Description	Net amount	INVOICE NUMBER
37871-	2389	12	5/15/2009	Logged	*** Total ***	2,930.38
37872-	2389	13	5/15/2009	13822 DUDEK & ASSOCIATES		
		13		38483 GE/3252/759/CABO GRILL	495.00	20091522
		13		38484 GE/3252/778/1521 NEPTUNE	220.00	20091351
		13		38485 GE/3252/770/1865 VULCAN	110.00	20091350
		13		38486 GE/3252/705/BELLA VISTA	165.00	20091349
		13		38487 GE/3252/669/LEUCADIA	110.00	20091348
		13		38488 GE/3252/667/V. OF LC	170.50	20091347
		13		38489 GE/3252/648/SHERIDEN RD	277.20	20091346
		13		38490 GE/3252/642/V. OF LC	115.50	20091345
		13		38491 GE/3252/546/LC FAIRWAY	275.00	20091344
37872-	2389	13	5/15/2009	Logged	*** Total ***	1,938.20
37873-	2389	14	5/15/2009	14410 EL CAMINO REAL SHELL ENCINITAS		
		14		38435 OPEN PO-VEHICLE FUEL	216.69	8067
		14		38446 OPEN PO-VEHICLE FUEL	362.69	8073
37873-	2389	14	5/15/2009	Logged	*** Total ***	579.38
37874-	2389	15	5/15/2009	14521 EMPLOYMENT DEVELOPMENT DEPT		
		15		38453 UNEMPLOYEMENT-J. PATINO	3,138.00	JP-932-05383APR
37874-	2389	15	5/15/2009	Logged	*** Total ***	3,138.00
37875-	2389	16	5/15/2009	14840 EWING IRRIGATION PRODUCTS		
		16		38455 PARTS FOR BPS	12.91	422517
37875-	2389	16	5/15/2009	Logged	*** Total ***	12.91
37876-	2389	17	5/15/2009	18561 U.S. BANK		
		17		38482 CONFERENCES, SUPPLIES, MEETING	7,477.84	US BANK-4/22/09
37876-	2389	17	5/15/2009	Logged	*** Total ***	7,477.84
37877-	2389	18	5/15/2009	20310 KHAVARI CONSTRUCTION, INC		
		18		38492 CONTRACT-BPS GRAVITY SEWER CON	58,000.00	#4
		18		38493 RETENTION 10%	-5,800.00	#4-
37877-	2389	18	5/15/2009	Logged	*** Total ***	52,200.00
37878-	2389	19	5/15/2009	23567 NORTH COUNTY BLUEPRINT CO, INC		
		19		38454 SCAN -AS BUILTS	196.38	8656
37878-	2389	19	5/15/2009	Logged	*** Total ***	196.38
37879-	2389	20	5/15/2009	24224 OFFICE DEPOT, INC.		
		20		38436 OPEN PO-OFFICE SUPPLIES	77.97	473662036
		20		38445 OPEN PO-OFFICE SUPPLIES	65.59	473662326
37879-	2389	20	5/15/2009	Logged	*** Total ***	143.56
37880-	2389	21	5/15/2009	25032 PALOMAR WATER		
		21		38459 WATER @ OFFICE	150.51	1364351
37880-	2389	21	5/15/2009	Logged	*** Total ***	150.51
37881-	2389	22	5/15/2009	25680 PRUDENTIAL OVERALL SUPPLY		
		22		38460 LAUNDRY SERVICE-APRIL	801.44	35925-00-4/09
37881-	2389	22	5/15/2009	Logged	*** Total ***	801.44

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Obligat'n	Name / Description	Net amount	INVOICE NUMBER
37882- 2389	23	5/15/2009	27315	IAN RIFFEL		
	23		38458	REIMBURSE I.R. FOR CLASS	115.00	RIFFEL-5/09
37882- 2389	23	5/15/2009	Logged	*** Total ***	115.00	
37883- 2389	24	5/15/2009	27729	RICHARD STINSON		
	24		38451	CONSULTING FEES-APRIL	4,600.00	#21
37883- 2389	24	5/15/2009	Logged	*** Total ***	4,600.00	
37884- 2389	25	5/15/2009	28020	SAN DIEGO GAS AND ELECTRIC		
	25		38472	GAS @ OFFICE	23.58	1178368-4/09
	25		38473	GAS @ EE	6.54	896555-4/09
	25		38474	ELECTRIC @ VP7	63.86	747631-4/09
	25		38475	ELECTRIC @ OFFICE	1,029.06	1823519-4/09
	25		38476	ELECTRIC @ RANCHO VERDE	186.91	01380248-APR/09
	25		38477	ELECTRIC @ SAXONY PS	776.22	01683816-5/09
	25		38478	ELECTRIC @ E. ESTATES	646.45	1444485-4/09
	25		38479	ELECTRIC @ LC PS	1,096.45	1031273-4/09
	25		38480	ELECTRIC @ MEADOWS 3	180.65	1169672-4/09
	25		38481	ELECTRIC @ VP5	309.76	747336-4/09
37884- 2389	25	5/15/2009	Logged	*** Total ***	4,319.48	
37885- 2389	26	5/15/2009	28020	SAN DIEGO GAS AND ELECTRIC		
	26		38471	ELECTRIC @ LPS	13,404.21	1874070-4/09
37885- 2389	26	5/15/2009	Logged	*** Total ***	13,404.21	
37886- 2389	27	5/15/2009	28070	SAN DIEGUITO WATER DISTRICT		
	27		38469	WATER @ BPS	159.66	31527-APRIL09
37886- 2389	27	5/15/2009	Logged	*** Total ***	159.66	
37887- 2389	28	5/15/2009	28324	SHELL OIL COMPANY		
	28		38441	OPEN PD-VEHICLE FUELS	345.88	065023442905
37887- 2389	28	5/15/2009	Logged	*** Total ***	345.88	
37888- 2389	29	5/15/2009	29225	TELEPACIFIC COMMUNICATIONS		
	29		38461	PHONE SYSTEM-APRIL	842.70	13196986-0
37888- 2389	29	5/15/2009	Logged	*** Total ***	842.70	
37889- 2389	30	5/15/2009	32347	DEXTER WILSON ENGINEERING		
	30		38443	CONTRACT-SEWER SERVICE MANAG.	5,150.00	0409.02.131
	30		38444	CONTRACT-FORCE MAIN CORROSION	2,400.00	0409.06.130
37889- 2389	30	5/15/2009	Logged	*** Total ***	7,550.00	
37890- 2389	31	5/15/2009	32500	WORDEN WILLIAMS, APC		
	31		38470	LEGAL SERVICES-APRIL	7,122.50	27130
37890- 2389	31	5/15/2009	Logged	*** Total ***	7,122.50	
37891- 2389	32	5/15/2009	33227	XEROX CORPORATION		
	32		38457	MONTHLY MAINT FEE-APRIL	49.94	040260468
37891- 2389	32	5/15/2009	Logged	*** Total ***	49.94	

Run date: 05/15/2009 @ 15:55
Bus date: 05/15/2009

Leucadia Waste Water District
Check - Complete Detail

OCCKHST.L10 Page 4

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
				.00	
** Total check discount **				.00	
** Total check amount **				120,004.05	
** Total void discount **				.00	
** Total void amount **				.00	

LEUCADIA WASTEWATER DISTRICT
EMPLOYEE PAYROLL CHECK REPORT

Payroll Date: May 20, 2009

<u>Check Nos.</u>	<u>Date</u>	<u>Amount</u>
14294 - 14312	5/20/2009	\$37,875.93

UNION BANK-MRGS

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
347- 2390	0	5/20/2009	12578 COSTCO		
	0		38497 WIRE RACK SHELVING	587.21	
347- 2390	0	5/20/2009	Logged	*** Total ***	587.21
				.00	
** Total check discount **				.00	
** Total check amount **				587.21	
** Total void discount **				.00	
** Total void amount **				.00	

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
37892- 2392	1	5/26/2009	10167 ACACIA GASOLINE & CAR WASH		
	1		38504 OPEN PO-VEHICLE FUELS	201.32	2043
	1		38510 OPEN PO-VEHICLE FUELS	175.70	2040
37892- 2392	1	5/26/2009	Logged *** Total ***	377.02	
37893- 2392	2	5/26/2009	11314 BERGELECTRIC CORP		
	2		38500 OPEN PO-MIS ELECTRICAL REPAIRS	181.40	117927TM-9
37893- 2392	2	5/26/2009	Logged *** Total ***	181.40	
37894- 2392	3	5/26/2009	11550 BOOT WORLD CORP		
	3		38535 BOOTS FOR KEON NELSON	73.95	1055215-INVOICE
37894- 2392	3	5/26/2009	Logged *** Total ***	73.95	
37895- 2392	4	5/26/2009	11712 BOB STALL CHEVROLET		
	4		38508 2 TRUCKS PLUS TRADE INS	64,736.35	60148,60147
37895- 2392	4	5/26/2009	Logged *** Total ***	64,736.35	
37896- 2392	5	5/26/2009	11872 PAUL BUSHEE		
	5		38539 REIMBURSE PB FOR CONFERENCE	54.72	PB-WATEREUSE-09
37896- 2392	5	5/26/2009	Logged *** Total ***	54.72	
37897- 2392	6	5/26/2009	13072 DATA NET		
	6		38507 HIVEAP 320, WIRELESS ANTENNA,P	3,920.18	9733309
37897- 2392	6	5/26/2009	Logged *** Total ***	3,920.18	
37898- 2392	7	5/26/2009	13822 DUDEK & ASSOCIATES		
	7		38502 CONTRACT/NGVI-ENVIRONMENTAL/MI	111.75	20091594
	7		38524 GE/3252/782/CASA DE BANDINI	55.00	20091523
	7		38525 GE/3252/781/NISHI RESIDENCE	440.00	20091352
	7		38526 GE/3252/697/LC GREENS	2,565.20	20091583
	7		38540 GE/CIP/APRIL/200/333	5,482.50	20091554
	7		38541 GE/CIP/MARCH/200/333/325	3,740.00	20091258
37898- 2392	7	5/26/2009	Logged *** Total ***	12,394.45	
37899- 2392	8	5/26/2009	14410 EL CAMINO REAL SHELL ENCINITAS		
	8		38501 OPEN PO-VEHICLE FUEL	388.48	8076
37899- 2392	8	5/26/2009	Logged *** Total ***	388.48	
37900- 2392	9	5/26/2009	14423 ELECTRICAL SALES, INC.		
	9		38533 ELECTRIC @ VP7	171.68	1065233
37900- 2392	9	5/26/2009	Logged *** Total ***	171.68	
37901- 2392	10	5/26/2009	15016 FALLBROOK PUBLIC UTILITY DISTR		
	10		38511 EMPLOYEE ASST. PROGRAM-JULY	41.40	JULY 2009
37901- 2392	10	5/26/2009	Logged *** Total ***	41.40	
37902- 2392	11	5/26/2009	18150 ICMA RETIREMENT-303979		
	11		38517 DEFERRED COMP-ICMA	2,223.01	ICMA-5/20/09
37902- 2392	11	5/26/2009	Logged *** Total ***	2,223.01	
37903- 2392	12	5/26/2009	18223 EGOTECH CONTROLS, INC		
	12		38509 CELLULAR GATEWAY, ANTENNA	1,504.22	0110811-

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Obligat'n	Name / Description	Net amount	INVOICE NUMBER
37903-	2392	12	5/26/2009	Logged	*** Total ***	1,504.22
37904-	2392	13	5/26/2009	19050 JANI-KING OF SAN DIEGO		
		13		38523 JANITORIAL SERVICE-MAY	975.00	SD005090542
37904-	2392	13	5/26/2009	Logged	*** Total ***	975.00
37905-	2392	14	5/26/2009	19775 ALLAN JULIUSSEN		
		14		38537 REIMBURSE FOR CONFERENCE	594.27	AJ-WATEREUSE-09
37905-	2392	14	5/26/2009	Logged	*** Total ***	594.27
37906-	2392	15	5/26/2009	20050 KAMAN INDUSTRIAL TECHNOLOGIES		
		15		38534 FOW METER	187.57	H339818
37906-	2392	15	5/26/2009	Logged	*** Total ***	187.57
37907-	2392	16	5/26/2009	20079 KATZ & ASSOCIATES		
		16		38529 PUBLIC INFORMATION-APRIL	6,861.05	405328
37907-	2392	16	5/26/2009	Logged	*** Total ***	6,861.05
37908-	2392	17	5/26/2009	23068 NATIONWIDE RETIREMENT SOLUTION		
		17		38515 DEFERRED COMP-NATIONWIDE	1,102.18	NATION-5/20/09
37908-	2392	17	5/26/2009	Logged	*** Total ***	1,102.18
37909-	2392	18	5/26/2009	23570 NORTH COUNTY TIMES		
		18		38532 PUBLIC INFORMATION NOTICE	142.00	2207992
37909-	2392	18	5/26/2009	Logged	*** Total ***	142.00
37910-	2392	19	5/26/2009	23612 NRC ENVIRONMENTAL SERVICES, IN		
		19		38505 OPEN PO-EMERGENCY PUMPING	970.00	538662
37910-	2392	19	5/26/2009	Logged	*** Total ***	970.00
37911-	2392	20	5/26/2009	24224 OFFICE DEPOT, INC.		
		20		38499 OPEN PO-OFFICE SUPPLIES	101.91	474589568
37911-	2392	20	5/26/2009	Logged	*** Total ***	101.91
37912-	2392	21	5/26/2009	24528 DONALD OMSTED		
		21		38538 REIMBURSE DO FOR CONFERENCE	103.20	DO-WATEREUSE-09
37912-	2392	21	5/26/2009	Logged	*** Total ***	103.20
37913-	2392	22	5/26/2009	24629 OPTO 22		
		22		38506 ANALOG MODULE,DIGITAL,CONTROLL	1,856.36	351204
37913-	2392	22	5/26/2009	Logged	*** Total ***	1,856.36
37914-	2392	23	5/26/2009	25010 AT&T		
		23		38513 ODOR CONTROL MODEM	25.49	7604364009-5/09
		23		38518 SCADA ALARMS	527.48	2570451-5/09
37914-	2392	23	5/26/2009	Logged	*** Total ***	552.97
37915-	2392	24	5/26/2009	27315 IAN RIFFEL		
		24		38527 REIMBURSE I RIFFEL FOR TUITION	1,620.00	IR-TUITION
37915-	2392	24	5/26/2009	Logged	*** Total ***	1,620.00
37916-	2392	25	5/26/2009	28020 SAN DIEGO GAS AND ELECTRIC		

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
	25		38519 ELECTRIC @ EEPS	1,350.22	01909876-5/09
	25		38520 ELECTRIC @ AVOCADO PS	125.51	00505010-5/09
	25		38521 ELECTRIC @ DIANA PS	338.91	01444495-5/09
	25		38522 ELECTRIC @ BPS	12,949.61	01857178-5/09
37916- 2392	25	5/26/2009	Logged *** Total ***	14,764.25	
37917- 2392	26	5/26/2009	28070 SAN DIEGUITO WATER DISTRICT		
	26		38531 RED FLAG TRAINING	59.50	TRAINING-5/19
37917- 2392	26	5/26/2009	Logged *** Total ***	59.50	
37918- 2392	27	5/26/2009	28844 ELAINE SULLIVAN		
	27		38528 REIMBURSE E.S. FOR CONF	203.44	ES-5/2/09
	27		38536 REIMBURSE FOR CONF	83.35	ES-WATEREUSE-09
37918- 2392	27	5/26/2009	Logged *** Total ***	286.79	
37919- 2392	28	5/26/2009	29630 TRI COMMUNITY ANSWERING SERVIC		
	28		38512 ANSWERING SERVICE-MAY	90.00	TRI-5/20/09
37919- 2392	28	5/26/2009	Logged *** Total ***	90.00	
37920- 2392	29	5/26/2009	30580 UNITED WAY		
	29		38516 EMPLOYEE CONTRIBUTION	5.00	UNITED-5/20/09
37920- 2392	29	5/26/2009	Logged *** Total ***	5.00	
37921- 2392	30	5/26/2009	30723 SIEMENS WATER TECH. CORP		
	30		38503 OPEN PO-BIOXIDE	8,576.39	7826436
37921- 2392	30	5/26/2009	Logged *** Total ***	8,576.39	
37922- 2392	31	5/26/2009	31050 VALLECITOS WATER DISTRICT		
	31		38530 WATER @ MEADOWS 3	42.33	108105000-5/09
37922- 2392	31	5/26/2009	Logged *** Total ***	42.33	
37923- 2392	32	5/26/2009	31232 VERIZON WIRELESS		
	32		38514 CELL PHONES	679.31	076040779
37923- 2392	32	5/26/2009	Logged *** Total ***	679.31	
				.00	
** Total check discount **				.00	
** Total check amount **				125,636.94	
** Total void discount **				.00	
** Total void amount **				.00	

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
37924- 2393	1	6/02/2009	10515 BLACKBAUD FUNDWARE		
	1		38551 RENEWAL FUNDWARE-09-10	2,816.40	26011791
37924- 2393	1	6/02/2009	Logged *** Total ***	2,816.40	
37925- 2393	2	6/02/2009	11710 BRIAN SMITH AND ASSOCIATES, IN		
	2		38547 MONITORING BPS GRAVIETY	1,300.00	00006180
37925- 2393	2	6/02/2009	Logged *** Total ***	1,300.00	
37926- 2393	3	6/02/2009	11877 KENNETH BUTTS		
	3		38550 REIMBURSE KB-5/19-5/26	40.00	KB-5/19-5/26/09
37926- 2393	3	6/02/2009	Logged *** Total ***	40.00	
37927- 2393	4	6/02/2009	12589 CA SDU		
	4		38559 CHILD SUPPORT-AB	516.12	AB-MAY09
37927- 2393	4	6/02/2009	Logged *** Total ***	516.12	
37928- 2393	5	6/02/2009	13072 DATA NET		
	5		38554 IS MAINT AND SUPPORT	105.00	9733383
37928- 2393	5	6/02/2009	Logged *** Total ***	105.00	
37929- 2393	6	6/02/2009	13822 DUDEK & ASSOCIATES		
	6		38545 CONTRACT/CM SERVICES FOR SITE	68,353.09	20091690
37929- 2393	6	6/02/2009	Logged *** Total ***	68,353.09	
37930- 2393	7	6/02/2009	16806 THE GUARDIAN		
	7		38555 DENTAL INS-JUNE	2,410.48	00324226-6/09
37930- 2393	7	6/02/2009	Logged *** Total ***	2,410.48	
37931- 2393	8	6/02/2009	17058 JUDY HANSON		
	8		38548 REIMBURSE JH FOR CONFERENCE	665.61	CASA-JH-NAPA
	8		38549 REIMBURSE JH FOR CONF-CSDA	242.82	CSDA-SCRAMENTO
37931- 2393	8	6/02/2009	Logged *** Total ***	908.43	
37932- 2393	9	6/02/2009	17060 HARTFORD LIFE & ACCIDENT INS.		
	9		38553 LIFE INS-JUNE	364.06	4346522-8
37932- 2393	9	6/02/2009	Logged *** Total ***	364.06	
37933- 2393	10	6/02/2009	18212 INFRASTRUCTURE ENGINEERING COR		
	10		38546 ASSET MANAGEMENT PLAN IMPLEMEN	14,564.95	4426
37933- 2393	10	6/02/2009	Logged *** Total ***	14,564.95	
37934- 2393	11	6/02/2009	18228 IDEAL STRIPING, INC		
	11		38544 BPS ASPHALT SEALING	1,275.00	446
37934- 2393	11	6/02/2009	Logged *** Total ***	1,275.00	
37935- 2393	12	6/02/2009	21102 CASH		
	12		38562 PETTY CASH-MAY 29-09	304.36	PETTY-5/29/09
37935- 2393	12	6/02/2009	Logged *** Total ***	304.36	
37936- 2393	13	6/02/2009	22274 MET-LIFE		
	13		38556 DISABILITY INS-JUNE	949.09	KM05535094-6/09
37936- 2393	13	6/02/2009	Logged *** Total ***	949.09	

UNION BANK GENERAL

Check-Run	Seq#	Date	Vendor / Name / Obligat'n Description	Net amount	INVOICE NUMBER
37937- 2393	14	6/02/2009	23359 NINYO & MOORE		
	14		38552 GEOTESTING @ BPS	11,270.75	141270
37937- 2393	14	6/02/2009	Logged	*** Total ***	11,270.75
37938- 2393	15	6/02/2009	25018 MES VISION		
	15		38557 VISION INS-JUNE	349.50	091282183001
37938- 2393	15	6/02/2009	Logged	*** Total ***	349.50
37939- 2393	16	6/02/2009	25261 PUBLIC EMPLOYEES HEALTH		
	16		38560 BRD HEALTH INS-JUNE	1,986.60	H2009067247000
	16		38561 EMPLOYEES HEALTH INS-JUNE	16,937.03	H2009061231000
37939- 2393	16	6/02/2009	Logged	*** Total ***	18,923.63
37940- 2393	17	6/02/2009	28844 ELAINE SULLIVAN		
	17		38558 REIMBURSE ES FOR CONF	104.75	CSDA-SACRAM
37940- 2393	17	6/02/2009	Logged	*** Total ***	104.75
				.00	
** Total check discount **				.00	
** Total check amount **				124,555.61	
** Total void discount **				.00	
** Total void amount **				.00	

LEUCADIA WASTEWATER DISTRICT
EMPLOYEE PAYROLL CHECK REPORT

Payroll Date: June 3, 2009

<u>Check Nos.</u>	<u>Date</u>	<u>Amount</u>
14313 - 14331	6/3/2009	\$36,609.10

LEUCADIA WASTEWATER DISTRICT
BOARD PAYROLL CHECK REPORT

Payroll Date: June 4, 2009

<u>Check No.</u>	<u>Date</u>	<u>Amount</u>
14332 - 14336	6/4/2009	\$6,060.65

**LEUCADIA WASTEWATER DISTRICT
YEAR TO DATE EMPLOYEE AND BOARD PAYROLL AMOUNTS**

MAY

5/2/2008	Board	\$4,578.71
5/7/2008	Employee	\$33,324.54
5/21/2008	Employee	<u>\$33,443.45</u>
	TOTAL	\$71,346.70

JUNE

6/4/2008	Employee	\$35,340.58
6/6/2008	Board	\$3,537.32
6/18/2008	Employee	<u>\$33,588.18</u>
	TOTAL	\$72,466.08

JULY

7/2/2008	Employee	\$33,571.14
7/3/2008	Board	\$1,213.50
7/16/2008	Employee	\$35,350.59
7/30/2008	Employee	<u>\$35,647.13</u>
	TOTAL	\$105,782.36

AUGUST

8/4/2008	Board	\$912.00
8/13/2008	Employee	\$34,888.88
8/27/2008	Employee	<u>\$34,663.46</u>
	TOTAL	\$70,464.34

SEPTEMBER

9/3/2008	Board	\$4,124.04
9/10/2008	Employee	\$37,194.80
9/11/2008	Employee-Incentive	\$10,748.44
9/16/2008	Employee-Incentive	\$716.49
9/24/2008	Employee	<u>\$34,934.35</u>
	TOTAL	\$87,718.12

OCTOBER

10/1/2008	Board	\$4,868.49
10/3/2008	Employee-Incentive	\$7,196.80
10/8/2008	Employee	\$35,569.53
10/22/2008	Employee	<u>\$36,190.27</u>
	TOTAL	\$83,825.09

**LEUCADIA WASTEWATER DISTRICT
YEAR TO DATE EMPLOYEE AND BOARD PAYROLL AMOUNTS**

NOVEMBER

11/3/2008	Board	\$1,802.40
11/5/2008	Employee	\$37,453.57
11/10/2008	Employee-Incentive	\$1,627.64
11/19/2008	Employee	<u>\$37,607.59</u>
		\$78,491.20

DECEMBER

12/1/2008	Employee-Sick bybk	\$8,991.32
12/3/2008	Employee	\$37,215.37
12/4/2008	Board	\$2,307.63
12/10/2008	Employee-Incentive	\$1,696.73
12/17/2008	Employee	37252.97
12/31/2008	Employee	<u>36562.18</u>
	TOTAL	\$124,026.20

JANUARY 2009

1/5/2009	Board	\$1,320.93
1/14/2009	Employee	\$36,240.23
1/28/2009	Employee	<u>\$36,351.40</u>
	TOTAL	\$73,912.56

FEBRUARY

2/4/2009	Board	\$4,030.91
2/11/2009	Employee	\$37,873.81
2/25/2009	Employee	<u>\$36,940.35</u>
	TOTAL	\$78,845.07

MARCH

3/2/2009	Board	\$5,384.80
3/4/2009	Employee Incentive	\$26,786.81
3/11/2009	Employee	\$37,676.16
3/25/2009	Employee	<u>\$37,117.66</u>
	TOTAL	\$106,965.43

APRIL

4/2/2009	Board	\$4,427.88
4/8/2009	Employee	\$37,246.81
4/22/2009	Employee	<u>\$36,491.63</u>
	TOTAL	\$78,166.32

**LEUCADIA WASTEWATER DISTRICT
YEAR TO DATE EMPLOYEE AND BOARD PAYROLL AMOUNTS**

MAY

5/6/2009	Employee		\$37,755.16
5/7/2009	Board		\$4,124.08
5/14/2009	Employee	Incentive	\$5,005.09
5/20/2009	Employee		<u>\$37,875.93</u>
	TOTAL		\$84,760.26

JUNE

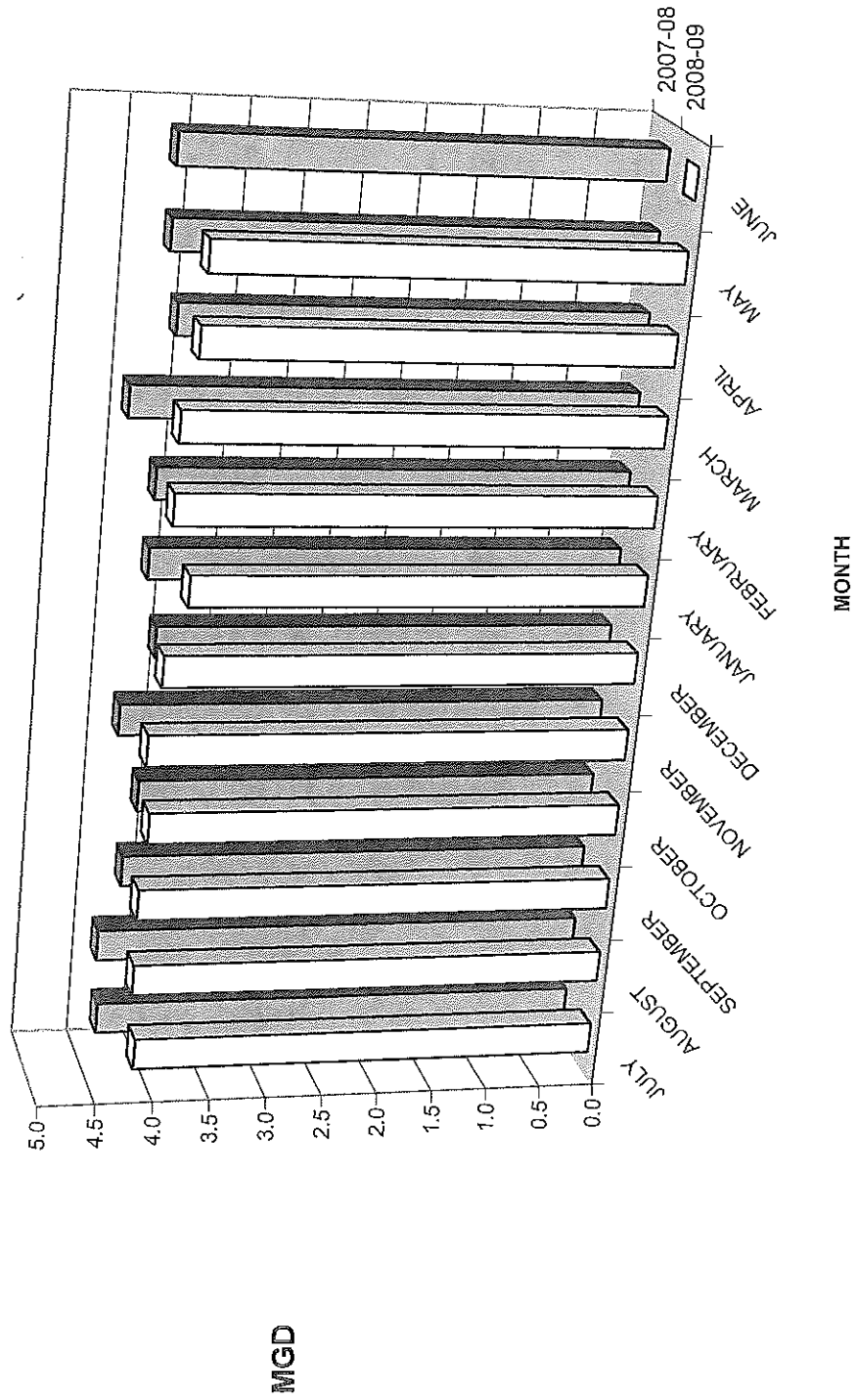
6/3/2009	Employee		\$36,609.10
6/4/2009	Board		<u>\$6,060.65</u>
	TOTAL		\$42,669.75

**LEUCADIA WASTEWATER DISTRICT
OPERATIONS REPORT
FISCAL YEAR 2008-2009**

CURRENT MONTH - May 2009										FY 2008-2009	
Period	Total Rain Inches	Total Flow MG	Total EDU's 27,528	LWD ADF (MGD)	GPD/EDU	RECLAIMED ADF (ac-ft/mo)	ADF (MGD)				
JULY	0	128.44	-2	4.14	151	36.13	4.34				
YTD		128.44	27,526				4.38				
AUGUST	0	130.25	16	4.20	153	32.82	4.21				
YTD		130.25	27,542				4.12				
SEPTEMBER	0	126.34	0	4.21	153	38.23	4.33				
YTD		126.34	27,542				4.07				
OCTOBER	0.03	129.27	3	4.17	151	31.01	4.18				
YTD		129.27	27,545				4.17				
NOVEMBER	3.44	126.90	0	4.23	154	12.47	4.17				
YTD		126.90	27,545				4.17				
DECEMBER	3.39	128.65	1	4.15	151	0.00	4.17				
YTD		128.65	27,546				4.17				
JANUARY	0.17	123.38	4	3.98	144	2.43	4.17				
YTD		123.38	27,550				4.17				
FEBRUARY	2.7	116.48	10	4.16	151	0.00	4.17				
YTD		116.48	27,560				4.44				
MARCH	0.12	128.96	0	4.16	151	13.91	4.09				
YTD		128.96	27,560				4.19				
APRIL	0.15	121.50	14	4.05	147	27.99	4.19				
YTD		121.50	27,574				4.19				
MAY	0	124.93	21	4.03	146	33.35	4.19				
YTD		124.93	27,595				4.23				
JUNE											
YTD											
Annual Total	10.00	1385.10	67	4.14	150	228.34					
Mo Average	0.91	125.92	6	4.14	150	25.37					

operations report

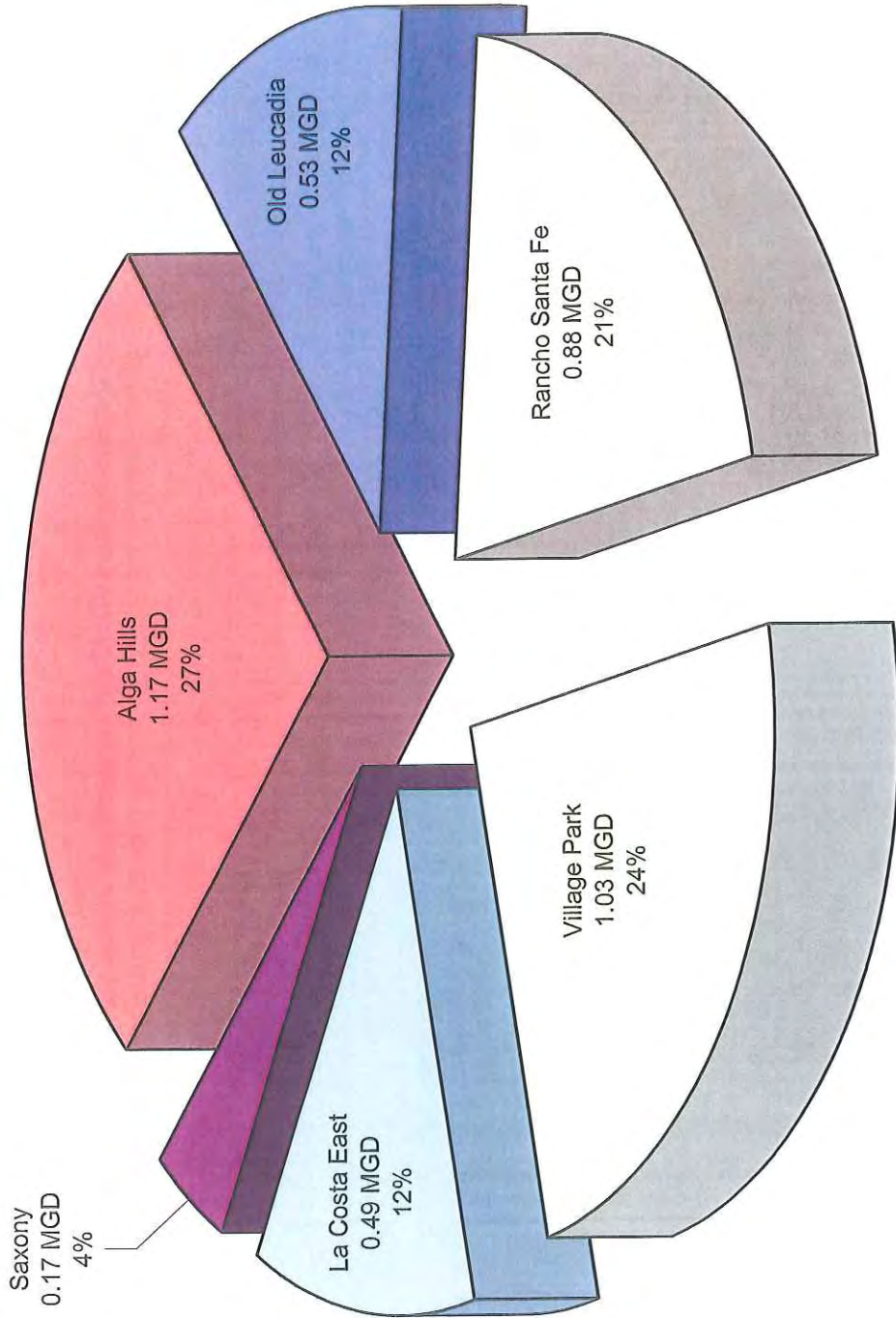
**LEUCADIA WASTEWATER DISTRICT
FLOW COMPARISON FY 08 to FY 09**



LWD Flows by Sub-Basin

May 2009

Total LWD Flow = 4.28 MGD



LEUCADIA WASTEWATER DISTRICT
SCHEDULE OF ASSETS, LIABILITIES, AND NET ASSETS
As of May 31, 2009

ASSETS	
Cash	\$ 190,418.27
Investments and Investment Pools	42,470,722.60
Bond Investments Held by Agents	4,152,210.30
Accounts Receivable	416,095.30
Funds Held with Encina Wastewater Authority	906,849.00
Prepaid Expenses	43,113.17
Capital Assets	109,826,660.09
Less Accumulated Depreciation	(36,326,130.71)
Debt Issuance Costs, Net of Amortization	255,679.18
TOTAL ASSETS	\$ 121,935,617.20
LIABILITIES	
Accounts Payable and Accrued Expenses	963,540.37
Developer Deposits	166,235.35
Bond & Interest Debt	4,090,656.02
TOTAL LIABILITIES	\$ 5,220,431.74
NET ASSETS	
Net Investment in Capital Assets	72,109,790.85
Restricted Reserves	7,312,729.84
Unrestricted Operating Reserve	1,583,404.20
Unrestricted Non-Operating Reserves (Designated)	34,912,853.52
Unrestricted Emergency Reserve	7,500,000.00
Capital Contributions	-
YTD Revenue over (under) Expenditures	(6,703,592.95)
TOTAL NET ASSETS	\$ 116,715,185.46

Preliminary: subject to future review, reconciliation, accruals, and audit.

LEUCADIA WASTEWATER DISTRICT
BUDGET PERFORMANCE REPORT
YTD Revenue and Expenditures Through 5/31/2009 with Annual Budget

OPERATING REVENUES AND EXPENSES					
DESCRIPTION	A/C No.	YTD ACTUAL AMOUNT	ANNUAL BUDGET	REMAINING BALANCE	% USED
OPERATING REVENUES AND TRANSFERS					
OPERATING REVENUES					
SEWER SERVICE	3110	\$ 5,639,930.24	\$ 5,873,835.00	233,904.76	96.02%
RECLAIMED WATER SALES	3150	138,986.79	285,400.00	146,413.21	48.70%
OTHER OPERATING INCOME		55,035.81	230,274.00	175,238.19	23.90%
TOTAL OPERATING REVENUE		\$ 5,833,952.84	\$ 6,389,509.00	\$ 555,556.16	91.31%
OPERATING EXPENSES					
WAGES AND BENEFITS	4100 & 4200	\$ 1,726,817.62	\$ 1,941,248.00	\$ 214,430.38	88.95%
BOARD EXPENSES AND ELECTION	4300 & 4400	107,305.73	138,000.00	30,694.27	77.76%
DEPRECIATION EXPENSE	4510	2,418,000.00	-	(2,418,000.00)	n/a
REPLACEMENT EXPENSE	4515	-	794,000.00	794,000.00	n/a
FUELS	4600	34,900.79	60,000.00	25,099.21	58.17%
INSURANCE	4700	85,354.50	86,500.00	1,145.50	98.68%
MEMBERSHIP & DUES	4800	23,346.70	23,350.00	3.30	99.99%
OFFICE EXPENSE	4900	70,071.23	104,800.00	34,728.77	66.86%
OPERATING SUPPLIES	5000	135,614.87	172,100.00	36,485.13	78.80%
PROFESSIONAL SERVICES	5200	349,113.08	518,500.00	169,386.92	67.33%
PRINTING & PUBLISHING	5300	14,250.24	33,000.00	18,749.76	43.18%
RENTS & LEASES	5400	18,823.11	20,800.00	1,976.89	90.50%
REPAIR & MAINTENANCE	5500	222,534.68	241,350.00	18,815.32	92.20%
MONITORING & PERMITTING	5600	37,105.37	43,600.00	6,494.63	85.10%
TRAINING & DEVELOPMENT	5700	32,474.26	45,400.00	12,925.74	71.53%
UTILITIES	5900	374,055.86	455,600.00	81,544.14	82.10%
LAFCO OPERATIONS	6100	7,308.00	7,400.00	92.00	98.76%
ENCINA	6200	1,446,486.42	2,102,662.00	656,175.58	68.79%
TOTAL OPERATING EXPENSES		\$ 7,103,562.46	\$ 6,788,310.00	\$ (315,252.46)	104.64%

NON-OPERATING REVENUES AND EXPENSES					
DESCRIPTION	A/C No.	YTD ACTUAL AMOUNT	ANNUAL BUDGET	REMAINING BALANCE	% USED
NON OPERATING REVENUES					
CAPACITY CHARGES	3130	\$ 202,273.40	\$ 410,750.00	\$208,476.60	49.24%
PROPERTY TAXES	3220	1,178,770.50	1,200,000.00	21,229.50	98.23%
INTEREST INCOME	3250	1,179,763.10	1,500,000.00	320,236.90	78.65%
OTHER NON OPERATING INCOME		269,769.99	665,139.00	395,369.01	40.56%
TOTAL NON OPERATING REVENUES		\$ 2,830,576.99	\$ 3,775,889.00	\$945,312.01	74.96%
DEBT SERVICE					
INTEREST EXPENSE AND FEES	6500	\$ 190,743.23	\$ 189,736.00	(1,007.23)	100.53%
PRINCIPAL PAYMENTS	6500	509,717.27	509,717.00	(0.27)	100.00%
TOTAL DEBT SERVICE		\$ 700,460.50	\$ 699,453.00	\$ (1,007.50)	100.14%

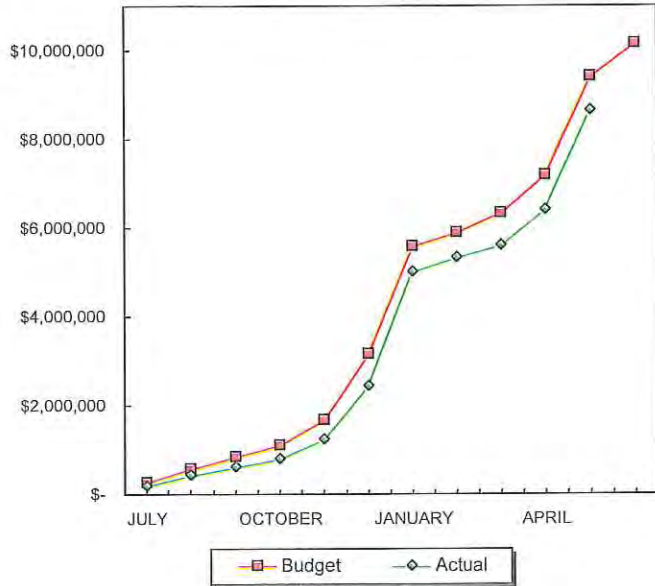
Preliminary: subject to future review, reconciliation, accruals, and audit.

Leucadia Wastewater District

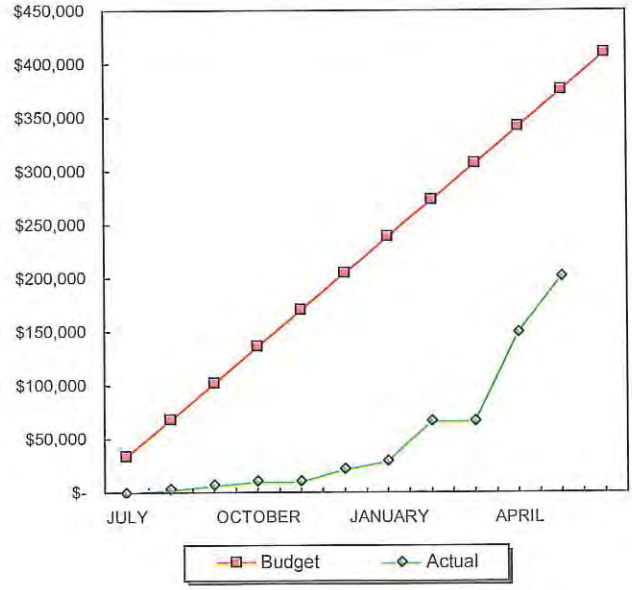
Revenue FY 2008-2009

YTD through May 31, 2009

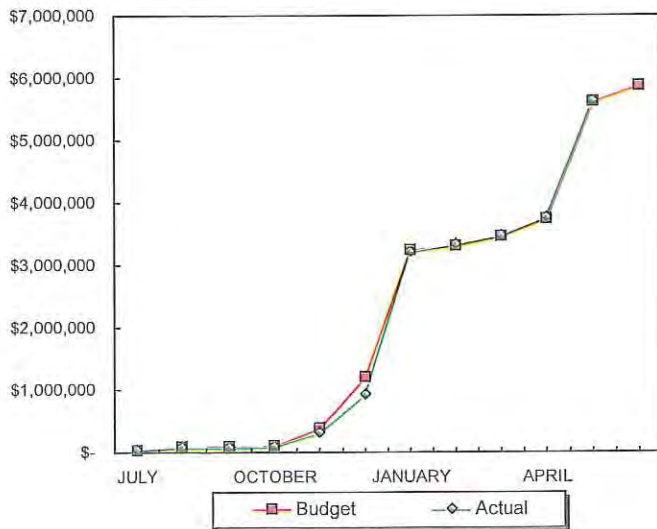
Total Revenue



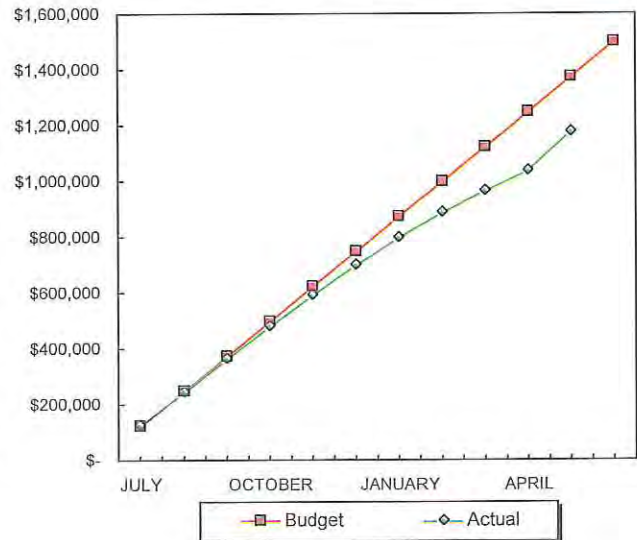
Capacity Charges



Sewer Service Fees



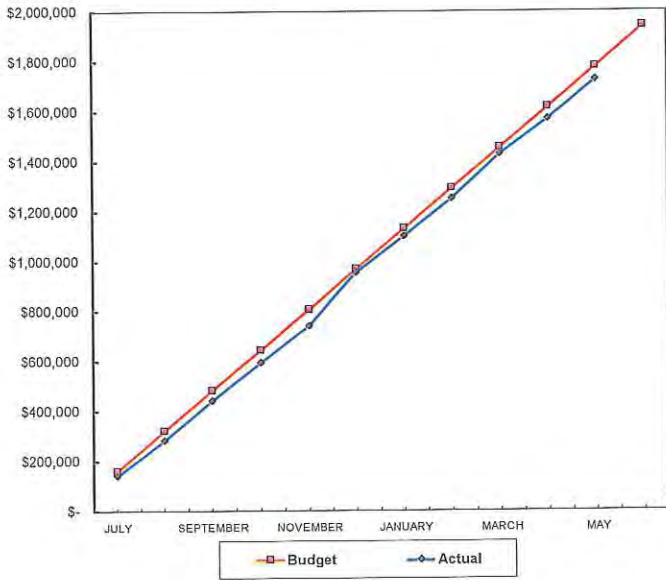
Interest Income



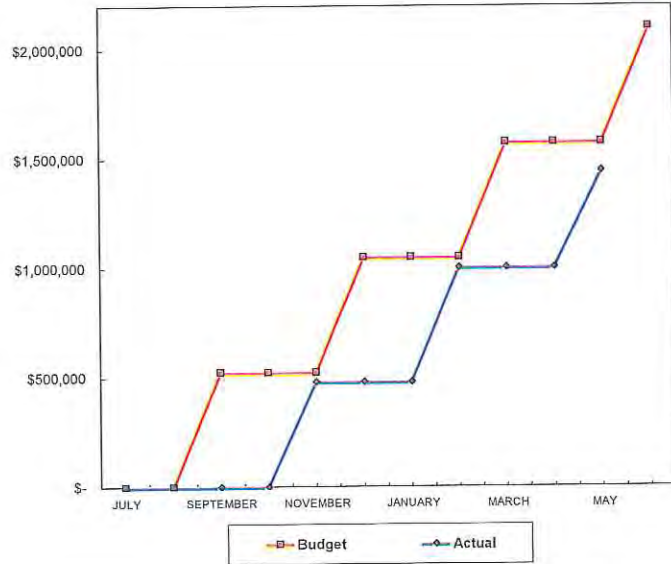
* Preliminary: subject to future review, reconciliation, accruals, and audit

Leucadia Wastewater District Operating Expenses FY 2008-2009 YTD through May 31, 2009

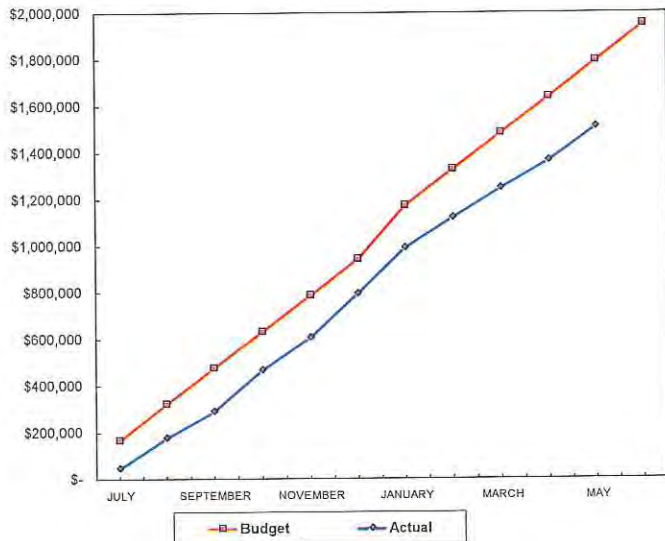
Salaries and Benefits



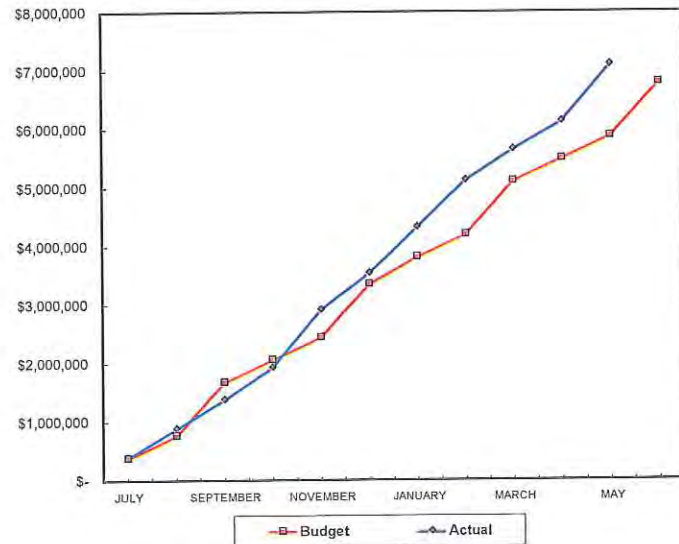
Encina M&O



**Other LWD Operating Expenses -
Excluding Depreciation & Replacement**



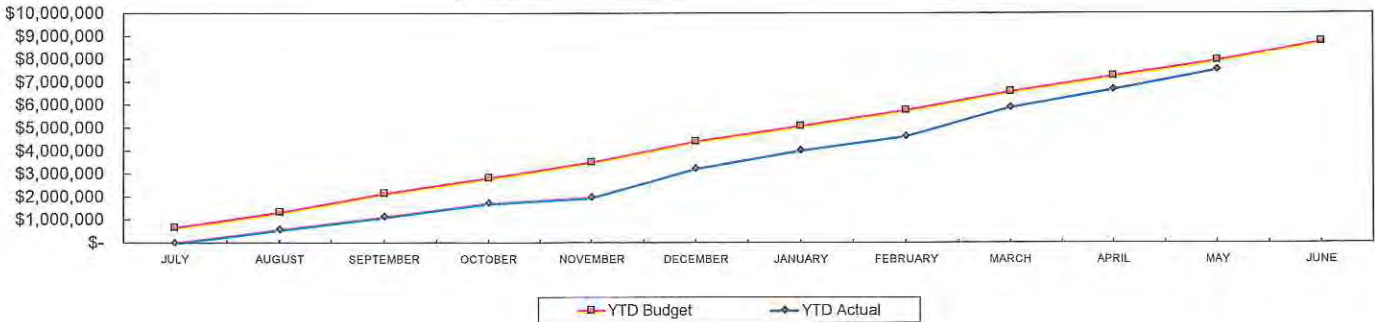
**Total LWD Operating Expense -
Including Depreciation & Replacement**



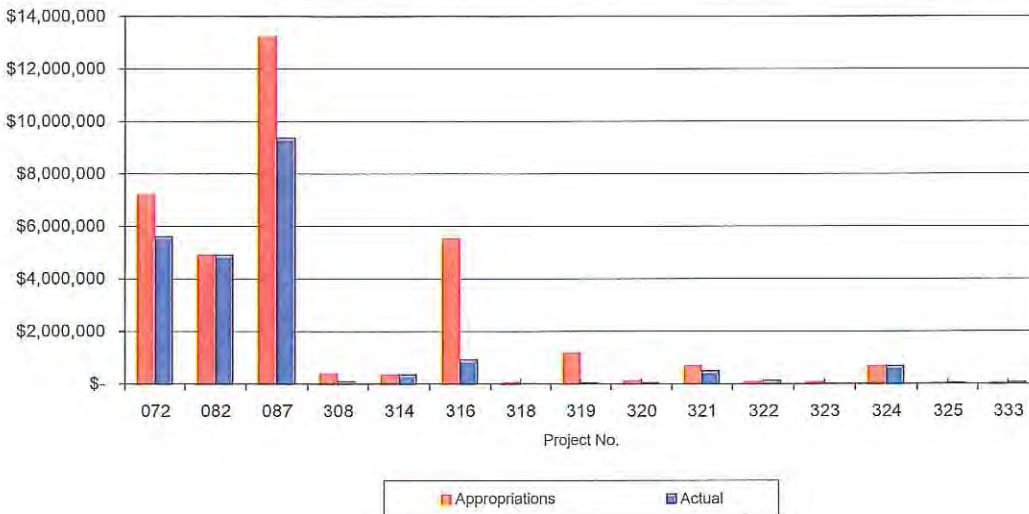
* Preliminary: subject to future review, reconciliation, accruals, and audit

Leucadia Wastewater District Capital Expenditures As of May 31, 2009

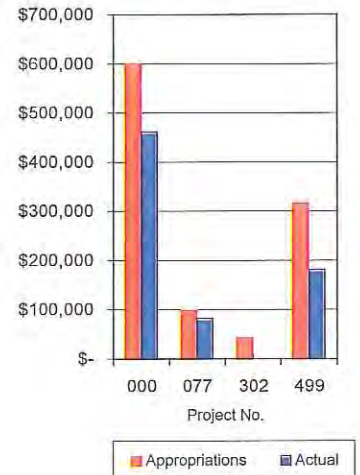
Capital Projects and Equipment For FY 2008/09



Multi Year Capital Expenditures by Project 2002/03-2008/09



Single Year Capital Expenditures by Project 2008/09

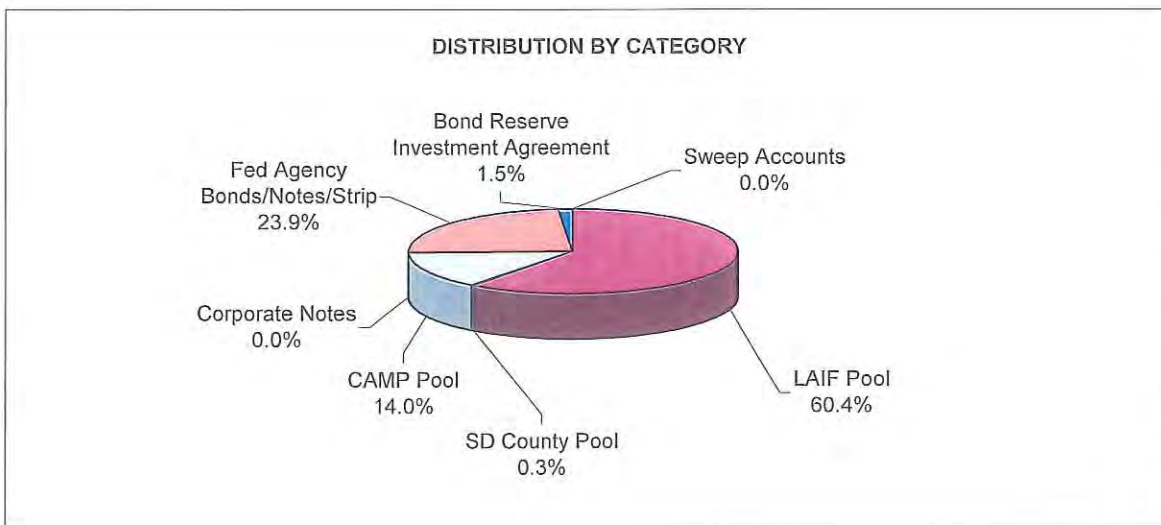


Project Legend			
Description	No.	Description	No.
Encina WA	072	Install Permanent Flow Meters	322
Leucadia PS Improvements	082	Lateral Replace/Backflow Prevtr	323
Site Improvement Program	087	Bat PS Influent Line	324
Mineral Scale Mitigation Project	308	Meadow 3 PS Decommissioning	325
Asset Management Master Plan	314	Force Main Corrosion Study	333
Satellite PS Forcemains	316	Equipment	000
Asset Mgmt Plan Implementation	318	Misc Pipeline Repair	077
101 Trunk Sewer	319	Professional Services	302
Piraeus Pipeline Repair	320	LWD General Labor	499
Gibraltar Pipeline Replacement	321		

* Preliminary: subject to future review, reconciliation, accruals, and audit

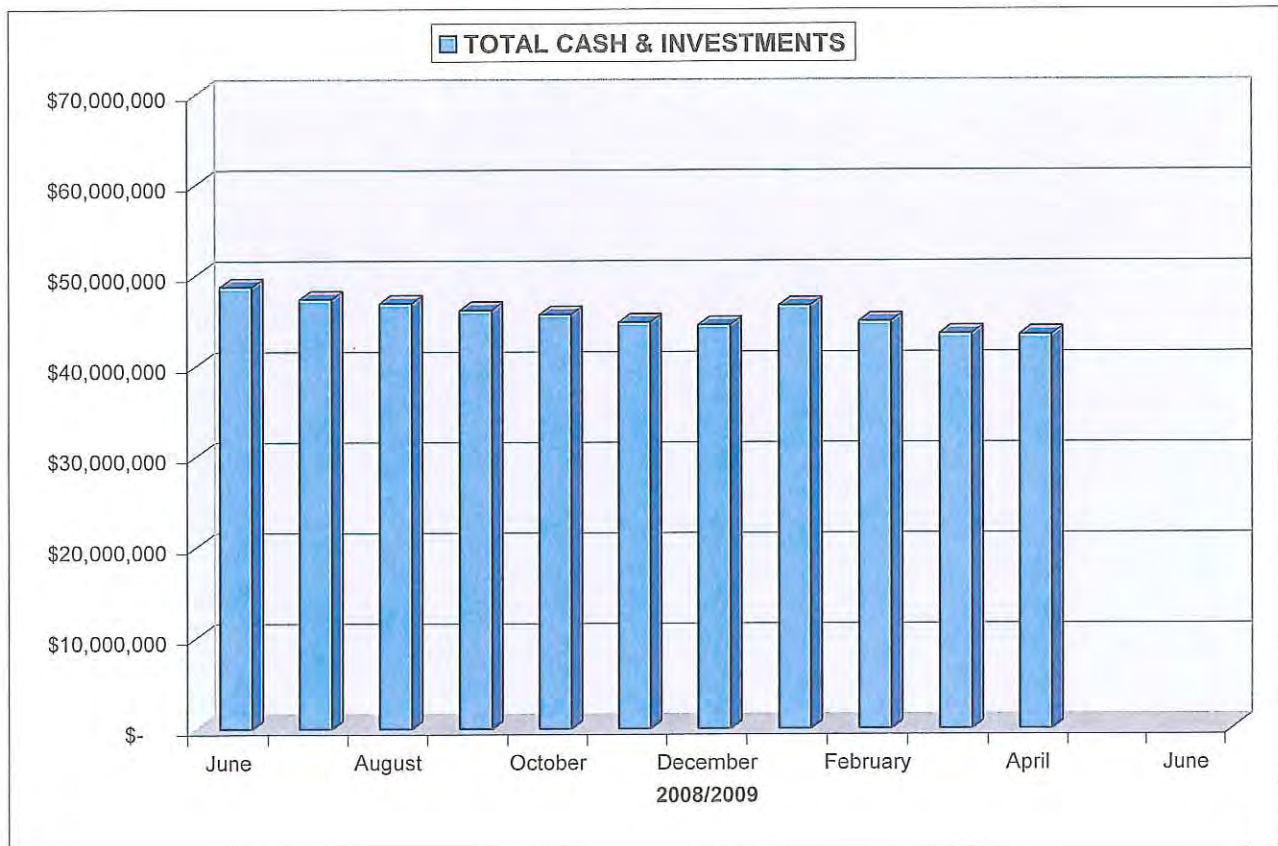
LEUCADIA WASTEWATER DISTRICT
Monthly Investment Summary
As of April 30, 2009

Cash & Investments	Principal (Original Cost)		April Interest	Average Rate
	Mar 31, 2009	April 30, 2009		
Sweep Account: US Treasury MM with Union Bank	-	-	-	0.020%
LAIF Pool	26,110,769	26,231,849	35,048	1.607%
SD County Pool	109,624	110,159	147	1.608%
CAMP Pool	6,294,367	6,060,656	3,845	0.750%
CAMP Portfolio				
Corporate Notes	-	-	-	-
Federal Agency Bonds/Notes	8,126,732	8,126,732	25,057	3.700%
Federal Agency Discount Notes	969,415	969,415	2,545	3.150%
GNMA mortgage pools	21,427	21,293	165	9.270%
US Treasury Bonds/Notes	-	-	-	-
Total Camp Portfolio	9,117,574	9,117,440	27,767	3.860%
Bond Funds				
BNY fiscal agent bond reserve a/c	652,884	652,884	2,916	5.360%
US Bank. custodian a/c: Fed Agency Strips	1,266,338	1,266,338	14,200	13.456%
Total Bond Funds	1,919,222	1,919,222	17,116	10.702%
Totals	\$ 43,551,555	\$ 43,439,326	\$ 83,923	2.315%




LEUCADIA WASTEWATER DISTRICT
Monthly Investment Summary
As of April 30, 2009
(Continued)

TOTAL CASH & INVESTMENTS		
Month 2008/2009	Amount	Average Rate
June	\$ 48,760,519	3.63%
July	\$ 47,370,496	3.54%
August	\$ 46,924,644	3.53%
September	\$ 46,152,874	3.52%
October	\$ 45,674,962	3.48%
November	\$ 44,819,753	3.28%
December	\$ 44,508,453	3.20%
January	\$ 46,666,429	2.83%
February	\$ 44,924,344	2.58%
March	\$ 43,551,555	2.50%
April	\$ 43,439,326	2.32%
May		
June		



MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: **Adopt Resolution No. 2199 Establishing an Appropriations Limit of the Leucadia Wastewater District (LWD) for the Fiscal Year 2010 (July 1, 2009 to June 30, 2010) Pursuant to Article XIII (B) of the California Constitution**

RECOMMENDATION:

Staff recommends that the Board of Directors:

1. Adopt Resolution No. 2199 as presented.
2. Discuss and take other action as appropriate.

DISCUSSION:

California Government Code Section 7910 requires that the District establish an appropriations limit at the beginning of each fiscal year. The appropriations limit for FY 10 has been calculated at \$58,360,757. The planned District appropriations subject to the statutory limitation are \$2,491,132. As per Government Code Section 7910, the document used to develop the Appropriations Limit was made available to the public 15 days prior to June 10, 2009.

Proposed Resolution No. 2199 establishing the appropriations limit is attached for your consideration along with documentation used in the determination of the appropriations limit.

Staff recommends that the Board of Directors adopt Resolution No. 2199 as presented.

cal:PJB

Attachments

RESOLUTION NO. 2199

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE LEUCADIA WASTEWATER DISTRICT
ESTABLISHING APPROPRIATIONS LIMIT OF THE DISTRICT
FOR THE FISCAL YEAR JULY 1, 2009 - JUNE 30, 2010 PURSUANT TO
ARTICLE XIII(B) OF THE CALIFORNIA CONSTITUTION

WHEREAS, Government Code Section 7910 requires that each year the Board of Directors of this District shall, by resolution, establish the District's appropriation limit for the following fiscal year pursuant to Article XIII(B) of the California Constitution; and

WHEREAS, for not less than fifteen days prior to this meeting, the documentation attached hereto as Exhibit "A", used in the determination of the appropriations limit, has been available to the public in accordance with Government Code Section 7910.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF LEUCADIA WASTEWATER DISTRICT (LWD) DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. The appropriations limit of LWD for the Fiscal Year July 1, 2009 - June 30, 2010 pursuant to Article XIII(B) of the California Constitution is hereby established as \$58,360,757.

Section 2. This Resolution is effective June 10, 2009 and supersedes Resolution No. 2192.

PASSED AND ADOPTED by the Board of Directors at a meeting of the LWD, held June 10, 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

David Kulchin, President

ATTEST:

Paul J. Bushee, General Manager

(SEAL)

**LEUCADIA WASTEWATER DISTRICT
APPROPRIATION LIMIT
FISCAL YEAR 2009-2010**

FISCAL YEAR	POPULATION FACTOR	CPI/PI FACTOR	ADJUSTMENT FACTOR	APPROPRIATION LIMIT	APPROPRIATION SUBJECT TO LIMIT	OVER (UNDER) LIMIT
1978-79				4,131,757		
1979-80	1.1185	1.1017	1.2323	5,019,364	474,509	(4,544,855)
1980-81	1.1952	1.1053	1.3211	6,725,969	269,388	(6,456,581)
1981-82	1.0207	1.0912	1.1138	7,491,303	201,344	(7,289,959)
1982-83	1.0570	1.0679	1.1288	8,455,960	346,283	(8,109,677)
1983-84	1.0578	1.0235	1.0827	9,154,915	518,291	(8,636,624)
1984-85	1.0641	1.0474	1.1145	10,203,504	370,506	(9,832,998)
1985-86	1.0423	1.0374	1.0813	11,032,865	407,693	(10,625,172)
1986-87	1.1571	1.0230	1.1837	13,059,749	854,824	(12,204,925)
1987-88	1.0810	1.0304	1.1140	14,548,109	571,371	(13,976,738)
1988-89	1.0486	1.0393	1.0898	15,854,675	2,287,498	(13,567,177)
1989-90	1.1118	1.0498	1.1672	18,505,063	7,133,033	(11,372,030)
1990-91	1.0273	1.0421	1.0705	19,809,670	3,570,985	(16,238,685)
1991-92	1.0271	1.0414	1.0696	21,188,858	4,873,688	(16,315,170)
1992-93	1.0085	1.0064	1.0149	21,505,287	945,024	(20,560,263)
1993-94	1.0199	1.0272	1.0477	22,530,400	881,142	(21,649,258)
1994-95	1.0079	1.0071	1.0151	22,870,074	1,258,995	(21,611,079)
1995-96	1.0004	1.0472	1.0476	23,959,121	534,652	(23,424,469)
1996-97	1.0167	1.0467	1.0642	25,496,815	7,127,060	(18,369,755)
1997-98	1.0204	1.0467	1.0680	27,230,599	4,706,220	(22,524,379)
1998-99	1.0367	1.0415	1.0797	29,401,505	2,864,723	(26,536,782)
1999-00	1.0386	1.0453	1.0857	31,920,931	1,219,792	(30,701,139)
2000-01	1.0422	1.0491	1.0933	34,900,013	2,073,768	(32,826,245)
2001-02	1.0445	1.0782	1.1262	39,303,693	460,000	(38,843,693)
2002-03	1.0445	0.9873	1.0312	40,531,016	761,542	(39,769,474)
2003-04	1.0263	1.0231	1.0500	42,557,926	773,263	(41,784,663)
2004-05	1.0218	1.0328	1.0553	44,911,884	452,866	(44,459,018)
2005-06	1.0157	1.0526	1.0692	48,018,786	1,339,689	(46,679,097)
2006-07	1.0216	1.0396	1.0620	50,997,014	6,064,787	(44,932,227)
2007-08	1.0172	1.0442	1.0622	54,168,601	4,121,237	(50,047,364)
2008-09	1.0163	1.0429	1.0599	57,415,246	1,424,330	(55,990,916)
2009-10	1.0102	1.0062	1.0165	58,360,757	2,491,132	(55,869,625)

**LEUCADIA WASTEWATER DISTRICT
APPROPRIATION LIMIT
FISCAL YEAR 2009-2010**

Fiscal Year	Total Appropriation	Amount
2009-2010	General District	5,921,039
	Current Construction/Capital	2,536,966
	Other Debt & Reserves Exp.	697,183
	Reserves	46,267,432
	Subtotal	55,422,620
	Less: Prior Reserves (Limited to above reserves)	45,108,488
	(Difference)	1,158,944
	Less: Voter Approved Debt Service	0
	Total Available	10,314,132
	Non-Proceeds of Taxes	7,823,000
	Appropriations Subject to Limit	\$ 2,491,132

Fiscal Year	Revenue	Total Revenue	Tax Revenue	Other Revenue
2009-2010	Service Charge	\$ 6,832,227	\$ 0	\$ 6,832,227
	Other Oper. Income	204,401	0	204,401
	Property Tax	1,200,000	1,200,000	0
	Other Non-Oper.	478,260	0	478,260
	Debt Service	0	0	0
	Less Voter Approved	0	0	0
	Subtotal	\$ 8,714,888	\$ 1,200,000	\$ 7,514,888
	Interest Income	960,000	132,188	827,812
	Other Reserve Income	(519,700)	0	-519,700
	Total Revenue	\$ 9,155,188	\$ 1,332,188	\$ 7,823,000

Interest Income Allocation	\$ 1,200,000
	/ \$ 8,714,888
	= 13.7695401%
	* 960,000
	= \$ 132,188

**APPROPRIATION LIMIT WORKSHEETS
2009-2010**

(2)

	Total (1) 1/1/2008	Within District 1/1/2008	% of City	% of District
Carlsbad	103,811	30,628	29.5%	50.38%
Encinitas	63,864	30,164	47.2%	49.62%
Total		60,792	(to below)	100.0%

- (1) Population of Carlsbad & Encinitas per SANDAG regional estimates for 1/1/2008 (See Web Site)
- (2) District population per special request from SANDAG
Latest estimate received May 2009 for Jan 2008

		2007-2008		2008-2009	
Population	%	Total cities (3) 1/1/2008	Total district (Calc) 1/1/2008	Total cities (3) 1/1/2009	Total district (Calc) 1/1/2009
Carlsbad	29.5%	103,406	30,509	104,652	30,876
Encinitas	47.2%	63,615	30,046	64,145	30,297
Total	(from above)	167,021	60,555	168,797	61,173
Percentage change				1.063%	1.020%

<u>Adjustment factor calculation</u>	2006-2007	<u>% CHANGE</u>	<u>FACTOR</u>
1 population change calculation		1.020%	1.0102
2 per capita personal income - (3)		0.620%	1.0062
Adjustment Factor			1.0165

- (3) Per California department of Finance letter and attachments, dated May 2008

Encina Wastewater Authority Report
Regular Board Meeting
May 27, 2009

EWA Board of Directors - Vice President Juliussen and Director Sullivan reporting

EWA Board Meeting Action Items

1. Odor Reduction Facility I (ORF I) Activated Carbon Replacement


The Board of Directors awarded a contract with Carbon Activated Corporation to remove, dispose and replace activated carbon for ORF I.

Executive Session

- 2.** The Board of Directors met in executive session authorized by Government code section 54956.9(b), to discuss— one case: Jaynes Corporation of California v. Encina Wastewater Authority.

There was no reportable action.

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: Adoption of Fiscal Year 2010 (FY 10) Budget

RECOMMENDATION:

Staff recommends that the Board of Directors:

1. Adopt the FY 10 Leucadia Wastewater District (LWD) Budget as presented.
2. Discuss and take other action as appropriate.

DISCUSSION:

Enclosed please find a copy of the LWD FY 10 Budget (July 1, 2009 – June 30, 2010) for your review. The Capital Budget was reviewed by the Engineering Committee at its March 31 and May 13, 2009 meetings. The Personnel Budget was reviewed by the Full Board of Directors on April 16, 2009 and by the Human Resources Committee at its May 12, 2009 meeting. The overall Proposed FY 10 Operating and Capital Budgets were reviewed by the Board of Directors at its May 20, 2009 meeting. Based on these meetings, staff was authorized to prepare the Final FY 10 Operating and Capital Budgets for the Board's consideration.

Staff has subsequently prepared the final budget. Therefore, staff recommends that the Board of Directors adopt the FY 2010 Budget.


cal:PJB

Enclosure

MEMORANDUM

DATE: June 4, 2009

TO: Board of Directors

FROM: Paul J. Bushee, General Manager 

SUBJECT: **Public Hearing on a Proposal to Consider Collecting the District's Wastewater Service Charge for Fiscal Year 2010 on the San Diego County Tax Roll**

The purpose of this public hearing is to allow the LWD Board of Directors to receive and consider public comment on the following:

- 1) A proposal to collect LWD's wastewater service charges for FY 2010 on the County Tax Roll in the same manner, together with, and at the same time as general taxes; and,

The notice of this public hearing was posted at LWD beginning on May 22, 2009. The notice announcing the proposal to collect LWD's wastewater service charges on the County Tax Roll was advertised in the North County Times on May 26 and June 2, 2009.

DISCUSSION:

- 1) Collection of District Wastewater Service Charges for Fiscal Year 2010 on the Tax Roll of the County of San Diego


LWD has collected its wastewater service charges on the San Diego County Tax Roll, concurrent with general taxes, since 1979. Staff proposes to continue collecting its wastewater service charges in this manner for FY 10. As per Government Code Section 5473, LWD has made available, for public review and inspection, a report showing the amount of the proposed wastewater service charges for each parcel of real property receiving wastewater service.

It is necessary for the Board to consider all objections or protests to the report. If the Board of Directors finds that the protests are made by the owners of a majority of separate parcels of property described in the report, then the report shall not be adopted and the wastewater service charges shall be collected separately from the tax rolls. To date, no objections or protests have been filed with the LWD regarding this report.

After receiving public testimony, the Board of Directors will close the public hearing and may consider action on the proposed item during the regular meeting immediately following this public hearing.

cal:PJB

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: **Adopt Resolution No. 2200 – A Resolution of the Board of Directors of the Leucadia Wastewater District Adopting and Approving the Report for the Collection of Wastewater Service Charges On County Tax Roll for the Fiscal Year July 1, 2009 to June 30, 2010**

RECOMMENDATION:

Staff recommends that the Board of Directors:

1. Adopt Resolution No. 2200 as presented.
2. Discuss and take other action as appropriate.

DISCUSSION:

LWD's wastewater service charge has been collected on the San Diego County Tax Roll since 1979. Staff is proposing to continue this practice for FY 10. Prior to this item, the Board of Directors will have conducted a public hearing regarding the collection of the FY 10 sewer service charge on the county tax roll in accordance with Health and Safety Code Section 5473.

A written report was prepared and filed with the General Manager which contains a description of each parcel of real property and the amount of the wastewater service fee for each parcel for FY 2010. The fees in the report are based on the proposed FY 10 wastewater service fee of \$19.56 per month per equivalent dwelling unit (EDU) which is an increase from the existing wastewater service fee of \$17.78 per month per EDU.

Staff recommends that the Board adopt Resolution No. 2200 (attached) as presented, and/or take other action as appropriate.

cal:PJB

Attachment

RESOLUTION NO. 2200

A RESOLUTION OF THE BOARD OF DIRECTORS
OF LEUCADIA WASTEWATER DISTRICT
ADOPTING AND APPROVING THE REPORT FOR THE
COLLECTION OF WASTEWATER SERVICE CHARGES ON THE COUNTY TAX
ROLL FOR THE FISCAL YEAR JULY 1, 2009 – JUNE 30, 2010

WHEREAS, the Board of Directors of LEUCADIA WASTEWATER DISTRICT (LWD) has elected to have wastewater service fees for the Fiscal Year July 1, 2009 – June 30, 2010 (FY 2010) collected on the tax roll in accordance with Health and Safety Code Sections 5470-5474.10; and

WHEREAS, the current wastewater service fee for each equivalent dwelling unit (EDU) is \$17.78 per month (Existing Wastewater Service Fee); and

Whereas, the Board of Directors held a public hearing on July 9, 2008 and approved increasing wastewater service fees for the Fiscal Year July 1, 2009 - June 30, 2010 for each EDU to \$19.56 per month; and

Whereas, a written report was prepared and filed with the General Manager of this District, which written report contains a description of each parcel of real property receiving wastewater service and the amount of the wastewater service fee for each parcel for said fiscal year, which is based on the approved FY 2010 Wastewater Service Fee; and

WHEREAS, notice of the hearing on said report was published in the form and manner prescribed by law; and

WHEREAS, at the time stated in the notice, this Board of Directors did hear and consider all objections or protests to said report.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF LWD DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. The Board of Directors hereby determines that the amount of the wastewater fee for each parcel for the Fiscal Year July 1, 2009 – June 30, 2010 shall be as described in said report.

Section 2. The report is hereby adopted and approved.

Section 3. The General Manager is authorized and directed to file with the Auditor of San Diego County a copy of said report with a statement endorsed thereon over his signature that it has been finally adopted by the Board of Directors.

Section 4. Effective July 1, 2009 this Resolution supersedes Resolution No. 2193.

PASSED AND ADOPTED by the Board of Directors at a meeting of LWD held June 10, 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

David Kulchin, President

ATTEST:


Paul J. Bushee, Secretary/Manager

(SEAL)

MEMORANDUM

DATE: June 4, 2009

TO: Board of Directors

FROM: Paul J. Bushee, General Manager 

SUBJECT: **Adopt Resolution No. 2198 – A Resolution of the Board of Directors of the Leucadia Wastewater District (LWD) Approving the Recommended Encina Wastewater Authority (EWA) Fiscal Year 2010 (FY 10) Operating and Capital Budgets**

RECOMMENDATION:

Staff recommends that the Board of Directors:

1. Adopt Resolution No. 2198 as presented.
2. Discuss and take other action as appropriate.

DISCUSSION:

The EWA Revised Basic Agreement (RBA) and Revised Establishment Document (RED) require that the governing body of each EWA member agency take action on the proposed annual budget. The recommended FY 10 budget was approved by the EWA Board of Directors and the Joint Advisory Committee on April 22, 2009, and has been forwarded to LWD for consideration. A breakdown of the costs for each fiscal year is as follows:

Operating Budget

FY 10 = \$13,204,571

Capital Budget

FY 10 = \$6,416,256

These budget figures include funding for all *joint and non-joint* facilities operated by EWA. A copy of EWA's Budget is on file at LWD and is available upon request. LWD's share of the proposed FY 10 operating and capital budgets is \$1,887,120 and \$1,278,584 respectively.

Director Sullivan served on this year's EWA Policy and Finance Committee and participated in the detailed EWA budget deliberation process. Director Juliussen also served on the EWA Board and has reviewed the EWA Budget in detail. Furthermore, staff has reviewed the recommended budget documents in detail and is prepared to answer any questions the Board may have.

Resolution No. 2198 (attached) approves the EWA operating and capital budgets as required by EWA's RBA and RED. Staff recommends that the Board of Directors adopt the resolution as presented, and/or take other action as appropriate.

cal:PJB

Attachment

RESOLUTION NO. 2198

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE LEUCADIA WASTEWATER DISTRICT
APPROVING THE ENCINA WASTEWATER AUTHORITY
FISCAL YEAR 2010
OPERATING AND CAPITAL BUDGETS**

WHEREAS, the City of Vista, City of Carlsbad, Buena Sanitation District, Vallecitos Water District, Leucadia Wastewater District and City of Encinitas are the "member agencies" of the Encina Wastewater Authority (EWA), a California joint powers authority; and

WHEREAS, the EWA member agencies are authorized and empowered to contract for the joint exercise of powers under the Government Code of the State of California for the operation, maintenance and administration of their jointly owned wastewater system, the Encina Joint System; and

WHEREAS, the member agencies recognize the need to operate, maintain and administer the Encina Joint System on a cooperative basis for the collection, transmission, treatment and disposal of wastewater, and the management of wastewater treatment byproducts; and

WHEREAS, LEUCADIA WASTEWATER DISTRICT (LWD) is party to certain documents entitled the Revised Basic Agreement and the Revised Establishment Document which establish the ownership, operation, maintenance and administration of the Encina Joint System and the EWA, respectively; and

WHEREAS, the Revised Basic Agreement governs the administration of the EWA and requires the preparation and approval by each of the member agencies of estimated Operating and Capital Improvement Program Budgets on an annual basis; and

WHEREAS, the Fiscal Year 2010 (FY 10) EWA Operating and Capital Budgets were approved by the EWA Joint Advisory Committee and the EWA Board of Directors on April 22, 2009, in the following amounts: Operating Budget – **\$13,204,571**; and Capital Budget – **\$6,416,256** ; and

WHEREAS, the EWA Joint Advisory Committee and the EWA Board of Directors recommend member agency approval of the FY 10 EWA Operating and Capital Budgets in the aforementioned amounts; and

WHEREAS, copies of the FY 10 EWA Operating and Capital Budgets were reviewed by the LWD Board of Directors at its June 10, 2009 Board of Directors meeting;

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE LEUCADIA WASTEWATER DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. Approval of the recommended FY 2010 Encina Wastewater Authority Operating Budget as presented in the following amount: **\$13,204,571.**

Section 2. Approval of the recommended FY 2010 Encina Wastewater Authority Capital Budgets in the following amount: **\$6,416,256 .**

Section 3. Effective July 1, 2009 this Resolution supersedes Resolution No. 2191.

PASSED AND ADOPTED by the Board of Directors at a meeting of the Leucadia Wastewater District held June 10, 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

David Kulchin, President

ATTEST:

Paul J. Bushee, Secretary/Manager

(SEAL)

MEMORANDUM

Ref: 09-2063

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: Adoption of LWD's Sanitary Sewer Management Plan (SSMP)

RECOMMENDATION:

Staff and the Engineering Committee recommend that the Board of Directors:

1. Adopt the Leucadia Wastewater District Sanitary Sewer Management Plan (SSMP).
2. Discuss and take other action as appropriate.

DISCUSSION:

This item was reviewed by the Engineering Committee at its June 1, 2009 meeting. The Committee concurred with staff to bring this recommendation forward for consideration at today's meeting.

The Statewide WDR, adopted May 2, 2006, imposed several requirements with different deadlines on all California agencies that operate Sewage Collection Systems. To date, the District has complied with all prescribed provisions, including enrollment electronic spill reporting, and the establishment of its legal authority to enforce sewer ordinances.

The final provision requires the development and implementation of a written Sewer System Management Plan (SSMP) that is approved by the agency's governing board at a public meeting.

Staff has been working with Dexter Wilson Engineering on the development of the final SSMP since February 2009. Prior to drafting this plan, every aspect of District's activities and programs to prevent sanitary sewer overflows and to assure the proper system operation and maintenance were carefully reviewed and validated. This included checks of: staff training, operating procedures, programs, historic data, and planning documents like the "Standard Spec" and the Asset Management Plan. Of note, this review determined that many of the elements required by the statewide WDR are programs, plans, and management practices that have been in place at the District for over twenty years and are the basis for its outstanding record of environmental protection and regulatory compliance.


Enclosed is the draft SSMP for your review. The plan is a working document that incorporates active communication with the public and includes periodic performance measurement and audits. Once adopted, the SSMP must be certified by the General Manager and re-certified every five years.

Natalie Fraschetti of Dexter Wilson Engineering will be present an overview of the plan at the upcoming meeting.

Is:PJB

Enclosure

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: Resolution No. 2201 Adopting LWD's Succession Plan Policy

RECOMMENDATION:

Staff and the Human Resources Committee (HRC) recommend that the Board of Directors:

1. Adopt Resolution No. 2201 establishing LWD's Succession Plan Policy.
2. Discuss and take other action as appropriate.

DISCUSSION:

The HRC review will review this item at a meeting on June 8, 2009. Recommendations from that meeting, if any, will be presented to the Board.

A change in key management leadership is inevitable for all organizations and can be a very challenging time. A Succession Plan Policy is a tool to help an organization prepare for planned or unplanned absences by clarifying authority and decision-making responsibilities, and thereby maintaining accountability and ensuring stability.

LWD's FY 2009 Tactics and Action Plan includes a goal to review succession plans for critical LWD positions. The purpose of this goal is to ensure that the Board of Directors and the General Manager have guidelines in place to assist them in filling planned or unplanned absences.

The proposed Succession Plan Policy, included as Exhibit A of the attached resolution, establishes procedures for the Board and the General Manager to follow when filling critical positions. It covers both temporary and permanent vacancies.

Proposed Resolution No. 2201 (Attachment 1) adopts LWD's Succession Plan Policy and is presented for the Board's consideration. A table of proposed succession plan actions is also provided as Attachment 2.

Staff and the HRC recommend that the Board of Directors adopt Resolution No. 2201 establishing LWD's Succession Plan Policy.

Attachments

cal:PJB

RESOLUTION NO. 2201

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
LEUCADIA WASTEWATER DISTRICT
ADOPTING THE LEUCADIA WASTEWATER DISTRICT'S
SUCCESSION PLAN POLICY**

WHEREAS, it is good practice that public agencies identify the need for succession planning; and,

WHEREAS, it is in the interest of the Leucadia Wastewater District to adopt a Succession Plan Policy.

NOW, THEREFORE, it is resolved as follows:

1. The LWD Board of Directors adopts the LWD Succession Plan Policy attached hereto as Exhibit "A" and directs that it be implemented consistent with all applicable laws and related District policies.

PASSED AND ADOPTED at a meeting of the Board of Directors of the Leucadia Wastewater District held June 10, 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

David Kulchin, President

ATTEST:

Paul Bushee, Board Secretary



LEADERS IN
ENVIRONMENTAL
PROTECTION

EXHIBIT A

LEUCADIA WASTEWATER DISTRICT SUCCESSION PLAN POLICY

Ref: 08-1375

1. Policy Purpose

A change in leadership is inevitable for all organizations and can be a very challenging time. Therefore, it is the policy of the Leucadia Wastewater District (LWD) to be prepared for an eventual change in management leadership - either planned or unplanned - to insure the stability and accountability of the organization until such time as new permanent leadership is identified. The following succession plan policy is intended to help LWD be prepared for absences of management staff by clarifying authority and decision-making procedures.

2. Policy Statement

It is the policy of the General Manager and the Board of Directors to assess the permanent leadership needs of the organization to help ensure the selection of qualified and capable leaders who are a good fit for LWD's mission, vision, values, goals and objectives and who have the necessary skills for the organization. The Board of Directors shall be responsible for implementing this policy and its related procedures for planned or unplanned absences of the General Manager. The General Manager shall be responsible for implementing this policy and its related procedures for planned or unplanned absences of key management staff.

3. Procedures for General Manager Succession

The following procedures are optional and shall serve as a guide to the Board of Directors in the event of a vacancy in the General Manager position. The Board of Director's may, at their discretion, deviate from the procedures contained herein.

a. Temporary Succession

For a temporary change in General Manager leadership (i.e. extended illness or leave of absence), either the Administrative Services Manager or the Field Services Manager shall assume the critical functions of the General Manager until such time as the General Manager returns to work. The Administrative Services Manager or the Field Services Manager, as appropriate, shall effect a reallocation of his/her existing workload to other staff members throughout the organization in order to accommodate the assumption of the General Manager duties.

b. Permanent Succession

It will be the policy of the Board of Directors to assess the permanent leadership needs of the organization to help ensure the selection of a qualified leader. To ensure the organization's operations are not interrupted while the Board assesses leadership

needs and recruit a permanent General Manager, the Board will appoint an interim General Manager. The interim General Manager shall ensure that the organization continues operation without disruption and that all organizational commitments previously made are adequately executed, including but not limited to reports, contracts, licenses, certifications, memberships, obligations to lenders, and others. The appointment of the Interim General Manager is at the Board of Directors discretion and may be from internal or external sources.

1. Transition Committee

If appropriate, within fifteen (15) days, the Board of Directors shall appoint an Executive Transition Committee in the event that a permanent change in leadership is required. The Board of Directors shall determine the composition of the Executive Transition Committee. It shall be the responsibility of the committee to implement the following preliminary transition plan:

- Communicate with key stakeholders regarding actions taken by the Board of Directors in naming an interim successor, appointing a transition committee, and implementing the succession policy. The organization shall maintain a current list of key stakeholders who must be contacted, such as the city of Carlsbad, the city of Encinitas, Encina Wastewater Authority, and other government and/or public agencies.
- Consider the need for consulting assistance (i.e. transition management or executive search consultant) based on the circumstances of the transition.
- Review key LWD policies and conduct a brief assessment of organizational strengths, weaknesses, opportunities, and threats to identify priority issues that may need to be addressed during the transition process. Identify attributes and characteristics that are important to consider in the selection of the next permanent leader.
- Review the General Manager Job Description to identify primary job functions and to consider changes that may be required.
- Establish a time frame and plan for the recruitment and selection process.

4. Procedures for Key Management Staff Succession

The General Manager shall be responsible for implementing procedures for planned or unplanned absences of key management staff. For the purposes of this policy, key management staff includes the following classifications:

- Administrative Services Manager
- Field Services Manager
- Project Manager
- Field Services Supervisor

The General Manager may add or delete classifications to the above list, as required, to ensure proper staff planning. The following procedures are optional and shall serve as a guide to the General Manager in the event of a vacancy in a key management position. The General Manager may, at his discretion, deviate from the procedures contained herein.

a. Temporary Succession

For a temporary change in key management staff (i.e. extended illness or leave of absence), the General Manager shall reallocate the workload of the affected staff member until such time as the staff member returns to work. Reallocation may include assignment of additional duties to other staff members or temporarily subcontracting some of the organizational functions to a trained consultant or other organizations.

- Appoint interim staff. The General Manager shall ensure that the organization continues operation without disruption and that all organizational commitments previously made are adequately executed.

b. Permanent Succession

In the event of a key management staff member is no longer able to serve in his/her position (i.e. leaves the position permanently), the General Manager shall do the following:

- Assess the permanent leadership needs of the organization to ensure selection of qualified staff.
- Review internal candidates that have been identified for key management positions. The most qualified internal candidates will be considered based on the anticipated needs of the District, the qualifications of the individual, the individual's values and work ethic, and the individual's potential for assuming increased duties and responsibilities. The individual's desire for promotion within LWD will also be strongly considered. Once an individual is identified as a candidate for succession, the General Manager and management staff may develop a program that provides them with a variety of opportunities to display leadership skills and allows increased visibility throughout the organization. Identification as a succession candidate does not guarantee promotion; rather, it recognizes an individual's potential for future development.
- Promote an internal candidate to the key management position.

If internal candidates do not meet the job requirements, possess the required leadership skills, or if the General Manager determines that an open recruitment is in the best interest of the District, he may, at his discretion, implement an external recruitment and selection process.

**LEUCADIA WASTEWATER DISTRICT
SUCCESSION PLAN TABLE**

JULY 2008

Function	Succession Plan - Short Term	Succession Plan - Long Term
General Manager	At the direction of the Board of Directors: Interim Short Term - Assign to Administrative Services Manager or Field Services Manager	At the direction of the Board of Directors, initiate a statewide or national search per Succession Plan Policy
Administrative Services Manager	Reallocate duties among General Manager, Field Services Manager, Project Manager and other staff as appropriate	Recruit new Administrative Services Manager
Field Services Manager	Reallocate duties among General Manager, Administrative Services Manager, Project Manager and other staff as appropriate	Following short-term success, evaluate appropriateness of long-term assignment or recruit for new successor
Project Manager	Reallocate duties among General Manager, Administrative Services Manager, Field Services Manager, other staff or contract project management resources as appropriate	Recruit new Project Manager
Field Services Supervisor	Temporarily assign duties to most qualified Field Services Technician	Recruit new Field Services Supervisor
Field Services Specialist	Contract services to outside resources or reallocate duties internally	Recruit for new Field Services Specialist
Executive Assistant	Temporarily assign duties to Administrative Specialist	Following short-term success, evaluate appropriateness of long-term assignment or recruit for new successor
Accounting Technician	Temporarily assign duties to Administrative Specialist, District CPA or others as appropriate	Recruit for new Accounting Technician
Administrative Specialist	Temporarily assign duties to Executive Assistant and Accounting Technician and/or contract for services with outside resources	Recruit for new Administrative Specialist

MEMORANDUM

DATE: June 4, 2009
TO: Board of Directors
FROM: Paul J. Bushee, General Manager 
SUBJECT: 24th Annual WateReuse Symposium Conference – Seattle, Washington, September 13-16, 2009

RECOMMENDATION:

Staff requests that the Board of Directors:

1. Discuss and take action as appropriate

DISCUSSION:

Last month, the Board decided that attendance of those conferences located outside of California should be considered as part of the regular Board meeting agenda.

As a follow-up to the Board's direction, this year's 24th Annual WateReuse Symposium Conference will be held in Seattle, Washington, from September 13-16, 2009. This item is placed before the Board to consider whether LWD should send one or more representatives. To date, Director Sullivan has expressed interest in attending this conference. Enclosed for your review is a brochure on the conference's preliminary program.

For information and scheduling purposes, please note that the California Special District's Association's Annual conference is slated for September 21-24, 2009 (the following week) at Indian Wells, CA.

This items if presented for discussion and potential action purposes and staff has no recommendation on this matter.

PJB

Attachment
Enclosure



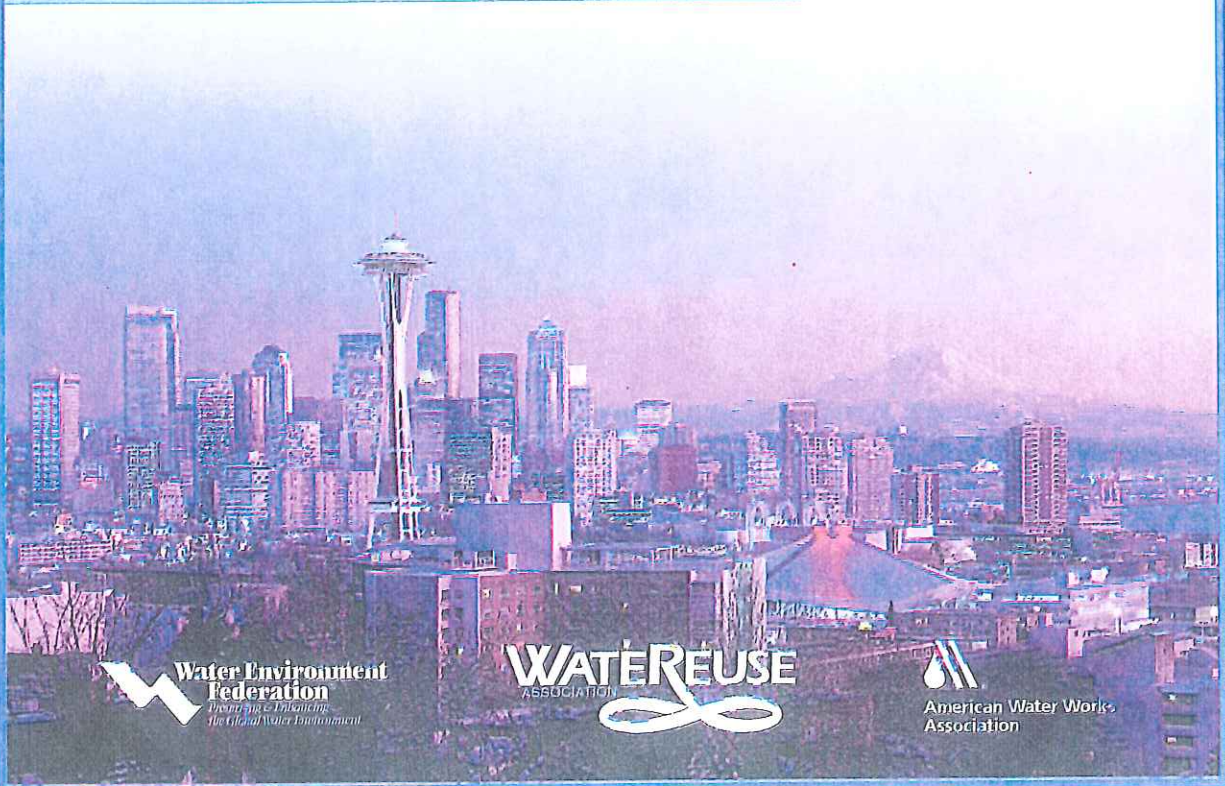
24th WaterReuse annual symposium

where has all the water gone?
water reuse and desalination: solutions for the future

Seattle, Washington • September 13–16, 2009



2009 Symposium Registration





Board of Trustees

Maureen Muir
William Parker
Cathy Regan
Carol Skiljan
Marla Strich

Superintendent

L. McLean King, Ed.D.

**Assistant
Superintendents**

Deborah Blow, Ed.D.
Educational Services

Danniel Grider, Ed.D.
Administrative Services

Abdollah Saadat
Business Services

May 20, 2009

Leucadia Wastewater District
1960 La Costa Avenue
Carlsbad, CA 92009

Dear Leucadia Wastewater District:

On behalf of the Board of Trustees, I would like to thank you for your generous donation of cash to the Teacher Grant Program at La Costa Heights Elementary School. The Board wants you to know that your donation is very much appreciated. This type of support helps to build a stronger educational system for our children and the community.

Again, please accept our gratitude for your thoughtfulness.

Yours truly,

L. McLean King, Ed.D.
Superintendent

/jfe

ENCINITAS UNION SCHOOL DISTRICT
101 S. RANCHO SANTA FE ROAD
ENCINITAS, CA 92024

REQUEST TO ACCEPT DONATION OF GIFT

This form must be completed prior to donating a gift that has a life expectancy of one or more calendar years.

Donor's Statement (Please describe the gift): Teacher grant

Program

Donor's Name (Print) Leucadia Wastewater District

Address 1960 La Costa Ave. City Carlsbad Zip 92009

Donor's Signature _____

Donor's Telephone # _____

Is item to be purchased through District Purchasing Dept.? YES ___ NO X

Is item now in possession of donor? YES ___ NO X

Will item require installation or maintenance costs? YES ___ NO X

Estimated value or cost of item is \$ 1,000.00

APPROVED FOR ACCEPTANCE:

Principal/Administrator L. Brady Date 4-28-09

Chief Financial Officer M. S. S. S. Date 4-29-09

Agenda Date for Board Approval 5-19-09

Distribution (following Board Approval):
White: Donor, with letter of appreciation
Pink: School or Department
Yellow: Business Officer

San Dieguito

Union High School District

Board of Trustees
Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

Superintendent
Ken Noah

710 Encinitas Boulevard, Encinitas, CA 92024
Telephone (760) 753-6491
www.sduhsd.net

Office of the Superintendent
Fax (760) 943-3501

May 26, 2009

Leucadia Wastewater District
1960 La Costa Avenue
Carlsbad, CA 92009



To Whom It May Concern:

The Board of Trustees, at their regular meeting on Thursday, May 21, 2009, accepted with appreciation your donation of a check in the amount of \$1,000.00 for the recycling program at La Costa Canyon High School.

Our district values your interest in our staff and students. Thank you very much for your generosity.

Sincerely,

Ken Noah
Superintendent

KN/bs

Chairman

Bill Horn
County Board of
Supervisors

May 21, 2009



Vice Chairman

Bud Pocklington
South Bay Irrigation District

TO: Independent Special Districts in San Diego County

Members

Dianne Jacob
County Board of
Supervisors

FROM: Executive Officer

Donna Frye
Councilmember
City of San Diego

SUBJECT: 2009 Special Districts Mailed-Ballot Election Results for the Regular and Alternate Special District Member of LAFCO

Carl Hilliard
Councilmember
City of Del Mar

The deadline for receipt by LAFCO of the ballots to elect one regular Special District member and one alternate Special District member of the Local Agency Formation Commission was May 15, 2009. Sixty-one independent special districts were eligible to vote. Thirty-one ballots were required for a voting quorum; 44 ballots were received. John Ingalls, member of the Board of Directors of the Santa Fe Irrigation District, received 33 votes and was elected as the regular district member to LAFCO. Mr. Ingalls has served as an alternate special district member on LAFCO since September 2005. He will begin his new position on June 1, 2009 and serve a four-year term (2009-2013).

Betty Rexford
Councilmember
City of Poway

Vacant
Special Districts
Representative

Andrew L. Vanderlaan
Public Member

With the election of John Ingalls as a regular district member on LAFCO and his resignation from the alternate member position, an alternate district member vacancy was created. Jo Mackenzie, member of the Board of Directors of the Vista Irrigation District, received 28 votes and was elected as the alternate district member to LAFCO. She will begin her new position on June 1, 2009 and serve the remaining portion of a two-year term (2009-2011).

Alternate Members

Greg Cox
County Board of
Supervisors

Please refer to the following attachments for further information.

Sherri Lightner
Councilmember
City of San Diego

MICHAEL D. OTT
Executive Officer

Mark Lewis
Mayor
City of El Cajon

John S. Ingalls
Santa Fe
Irrigation District

Harry Mathis
Public Member

MDO:tjc
Attachments (2)
cc: Special Districts Advisory Committee
2009 Special Districts Nominees
LAFCO

Executive Officer

Michael D. Ott

Counsel

William D. Smith

2009 SPECIAL DISTRICTS MAILED-BALLOT ELECTION RESULTS

No. of Votes

LAFCO Regular Special District Member

*	John Ingalls (Santa Fe Irrigation District)	33
	Charles W. Muse (Helix Water District)	7
*	<i>Will serve a term that will expire May 2013.</i>	

LAFCO Alternate Special District Member

	Tom Bumgardner (Valley Center Parks and Recreation District)	1
	Tim Geiser (Deer Springs Fire Protection District)	1
	Martin Marugg (Alpine Fire Protection District)	2
*	Jo Mackenzie (Vista Irrigation District)	28
	Gary Croucher (Otay Water District)	12
*	<i>Will serve the remaining portion of a term that will expire May 2011.</i>	

**2009 SPECIAL DISTRICTS MAILED-BALLOT ELECTION
DISTRICTS THAT RETURNED BALLOTS**

Alpine Fire Protection District
Bonita-Sunnyside Fire Protection District
Borrego Springs Fire Protection District
Borrego Water District
Deer Springs Fire Protection District
Fallbrook Healthcare District
Fallbrook Public Utility District
Grossmont Healthcare District
Helix Water District
Julian Cuyamaca Fire Protection District
Lakeside Fire Protection District
Lakeside Water District
Leucadia Wastewater District
Mission Resource Conservation District
Moutamai Municipal Water District
Morro Hills Community Services District
North County Cemetery District
North County Fire Protection District
Olivenhain Municipal Water District
Otay Water District
Padre Dam Municipal Water District
Pauma Municipal Water District
Pauma Valley Community Services District
Rainbow Municipal Water District
Ramona Cemetery District
Ramona Municipal Water District
Rancho Santa Fe Community Services District
Rancho Santa Fe Fire Protection District
Rincon del Diablo Municipal Water District
Rincon Ranch Community Services District
San Diego Rural Fire Protection District
San Miguel Consolidated Fire Protection District
Santa Fe Irrigation District
South Bay Irrigation District
Tri-City Healthcare District
Upper San Luis Rey Resource Conservation District
Vallecitos Water District
Valley Center Fire Protection District
Valley Center Municipal Water District
Vista Fire Protection District
Vista Irrigation District
Whispering Palms Community Services District
Wynola Water District
Yuima Municipal Water District



1391 Engineer Street • Vista, California 92081-8836
Phone (760) 597-3100 • Fax: (760) 598-8757
www.vid-h2o.org

June 1, 2009

Via Email

Dear President and Board of Directors:

At its May 27, 2006 Board meeting, the Vista Irrigation District Board of Directors adopted a resolution nominating Jo MacKenzie to the California Special Districts Association Board of Directors, Region 6, Seat A. Ms. MacKenzie has served in this position since 2003. She is presently serving as the statewide Treasurer and Chair of the Legislative and Fiscal Committees.

As General Manager of the Vista Irrigation District, I am requesting that your Board give consideration to submitting a concurring resolution in support of Director MacKenzie. She desires to continue working to build a strong presence for special districts being the third leg of local governments. One of Ms. MacKenzie's goals is for CSDA to continue to be the voice of all special districts.

Attached is a Statement of Qualifications for Director MacKenzie, and a concurring resolution template for your convenience.

Please forward a copy of your resolution to CSDA by July 14 at the address set forth below or by fax:

California Special Districts Association
Attn: Diana Zavala
1112 I Street, Suite 200
Sacramento, CA 95814
(916)442-7889 fax
(916)442-7887 phone

It would be greatly appreciated if you would also forward a copy of the resolution by mail or fax (760-597-3058) to Lisa Soto, VID Board Secretary, for our records.

On behalf of the Vista Irrigation District Board of Directors, I would like to thank you for your Board's consideration and support.

Sincerely,

Roy A. Coox
General Manager

Board of Directors

Paul Dorey, *President*
Marty Miller
Richard Vásquez
Howard S. Williams
Jo MacKenzie

Administrative Staff

Roy A. Coox
General Manager
Eldon L. Boone
Assistant General Manager/Treasurer
Lisa R. Soto
Board Secretary

**STATEMENT OF QUALIFICATIONS FOR
JO MACKENZIE
CSDA BOARD OF DIRECTORS
REGION 6, SEAT A**

Name of Nominee: Jo MacKenzie

Nominated by: Vista Irrigation District

Nominated for: CSDA Board of Directors, Region 6, Seat A

District Experience: Elected to Board of Directors in 1992, serving as President in 1993/94, 1999, 2004 and 2008. Chaired Water Re-Use, Public Affairs, and Water Sustainability Committees. Fiscal Policy Committee member 1996-2008, serving as Chair in 1996 -1997, 2003 - 2004, 2007- 2008. Presently serving as Chair of the Warner Ranch Committee and Vice-Chair of the Water Sustainability Committee.

CSDA and LAFCO Experience: Elected State CSDA Board member Region 6 in 2003. Presently serving on the State CSDA Executive Committee as Treasurer. Chaired CSDA Legislative Committee, 2006-2009. Chair of the Fiscal Committee, 2008-2009. Board member of CSDA Finance Corporation. Served as CSDA, San Diego Chapter, Vice President 1996/97, and President 1998/99; served as a Board Member from 1999 to present.

Elected Alternate Commissioner to the San Diego LAFCO, 2009. Elected to the LAFCO Special District Advisory Committee, 1994 to present, Vice-Chair 2001 to 2004; serving as Chair of the Special District Advisory Committee from 2005 to 2009.

Active in the Association of California Water Agencies since 1993. Serving on the ACWA Membership Committee since 1996 and as Vice Chair from 2000 to present. ACWA Region 10 Board member since 1997; presently Alternate Chair.

Actively involved with the cities of San Marcos and Vista: Served on the San Marcos City Planning Commission, San Marcos Affordable Housing Task Force, and San Marcos Budget Review Committee, 1980-1982 and 1995 to 2006, Chair from 1996 to 2006.

I am a Land Planning Consultant working with Cities, the Counties of San Diego and Riverside, and Special Districts to process development entitlements for landowners.

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF DIRECTORS OF
(District name)
CONCURRING IN THE NOMINATION OF JO MACKENZIE
TO THE CSDA BOARD OF DIRECTORS, REGION 6, SEAT A

WHEREAS, *(District name)* is a member district of the California Special Districts Association (CSDA); and

WHEREAS, another CSDA member district, the Vista Irrigation District, has nominated Jo MacKenzie to the CSDA Board of Directors Region 6, Seat A.

WHEREAS, Vista Irrigation District has requested that this board concur in its nomination of Jo MacKenzie to the CSDA Board of Directors Region 6, Seat A.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of *(District name)* does place its full and unreserved concurrence and support in the nomination of Jo MacKenzie to represent Region 6, Seat A, on the CSDA Board of Directors; and

BE IT FURTHER RESOLVED that the District Secretary is hereby directed to transmit a certified copy of this resolution to CSDA, 1215 K Street, Suite 930, Sacramento, California, 95814, forthwith.

PASSED AND ADOPTED by the following roll call vote of the Board of Directors of *(District name)* this ___ day of ____ 2009.

AYES:
NOES:
ABSTAIN:
ABSENT:

(Name), President

ATTEST:

(Name), Secretary
Board of Directors

Memo

To: Local Elected Officials
From: Assemblyman Joel Anderson
Date: May 26, 2009
Re: Assembly Bill 1399

AB 1399 – Request for Letter of Support

AB 1399 closes an existing loophole in ethics laws by prohibiting county elected officials from gifting public assets to their immediate family members (spouse, parents, siblings or children).

Attached for your review are several background articles, a white paper and a sample letter of support.

Letters may be faxed, emailed or mailed to my office.

Thank you for your consideration.

FACT SHEET

Assemblyman Joel Anderson

Assembly Bill 1399 – ELECTED COUNTY OFFICIALS

SUMMARY

The public expects that elected officials hold themselves to the highest ethical standards and maintain transparency and accountability in government. Unfortunately, honest officials are tarnished by those who use their office to enrich themselves or their family members – such as Randy “Duke” Cunningham and Bill Postmus.

A gaping loophole in current ethics laws provides a means for local elected officials to gift public assets to family members.

Assembly Bill 1399 is a good government bill that closes this loophole, prohibiting any elected county official from hiring or employing any immediate family member, if that immediate family member would serve under direct supervision of the elected county official. The bill would also specifically prohibit an elected county official from making a gift of public funds or property to any person.

ISSUE BACKGROUND

The following portions of news articles detail one particular egregious violation of the public trust, indicative of the loophole in current law that AB 1399 aims to address.

Riverside Press Enterprise

Riverside supervisor touts sister's pro-bono work for county, pays her from campaign fund
By Julia Glick, March 23, 2009

“Supervisor Jeff Stone frequently praises his sister as Riverside County's best bargain because she works full-time as an unpaid volunteer in his office.

“But records show he paid Lori Stone more than \$180,000 in campaign money last year for political consulting and professional services and he assigned her the free use of a county car with taxpayer-funded gasoline included...”

“County spokesman Ray Smith said restrictions on volunteers' use of county vehicles do not apply to supervisors, only to the department heads and workers that serve under them...”

Riverside County supervisors look to curtail county car use

By Julia Glick, March 26, 2009

“...County rules limiting volunteers' use of cars apply to departments but not to supervisors and their staffs, county spokesman Ray Smith said...”

North County Times

RIVERSIDE: Stone says sister will remain on campaign
By Jeff Rowe, March 26, 2009

“She also uses a county car and fills the tank with county-provided gasoline for her work...”

“That's legal, as long as the work is for political, legislative or government purposes, said Roman Porter, executive director of the Fair Political Practices Commission, the state's political watchdog...”

SCHARF: Honest guy gone wrong?

By Greg Scharf, March 27, 2009

“...First of all, it must be stated that Supervisor Stone violated no laws, although it has to be said that his actions certainly push the envelope as far as ethics are concerned. And likewise with the car ---- he's violated no laws.”

“...but this situation seems really, really wrong.”

MORE INFORMATION

Ryan Clumpner, by phone at (916) 319-2077 or email at ryan.clumpner@asm.ca.gov.

May 27, 2009

May 26, 2009

Fax: 1916-319-2177

To: Assemblyman Joel Anderson

From:

Re: AB 1399 – Support

AB 1399 is a good government bill that applies accountability and transparency to county governments by closing an existing loophole in ethics, prohibiting county elected officials from gifting public assets to their immediate family members.

Granting public goods to family members is a breach of the public trust. While this form of nepotism may technically be within the letter of current law, it is an affront to the spirit of all laws dealing with corruption and political reform. Elected officials have a responsibility to be beyond reproach when working with public assets; most surpass the basic legal requirements in order to avoid even the appearance of impropriety.

Adhering to strong ethical standards is important for reasons beyond individual political popularity. It strikes at the heart of democracy. It strengthens public confidence in the equity and efficiency of government. In contrast, gifting public assets, even when technically legal, destroys the public's trust in their government.

Taxpayers have a right to know that elected officials – the stewards of their hard-earned tax dollars – spend public resources responsibly. Those officials who willfully disregard the public expectation for ethical behavior, damage the public confidence placed in all government officials.

For these reasons, I write in support Assembly Bill 1399. AB 1399 puts into law an ethical standard that the public already expects.

Sincerely,



CALIFORNIA ASSOCIATION of SANITATION AGENCIES

1215 K Street, Suite 2290, Sacramento, CA 95814 PH: (916) 446-0388 – FX: (916) 231-2141 www.casaweb.org

VIA ELECTRONIC MAIL

June 3, 2009

TO: CASA Member Agencies

FROM: Mike Dillon, CASA Lobbyist
Christina DiCaro, CASA Lobbyist

RE: **NEWS FROM THE CAPITOL**

PROPERTY TAX ALERT! – ACTION REQUESTED

Approximately 65 of CASA's 120 member agencies receive property taxes, and those property taxes continue to remain at risk. As mentioned in our previous memos, the Governor is suggesting that the Legislature borrow \$2 billion in property taxes from cities, counties, and special districts under the terms of Proposition 1A. The \$2 billion reflects the maximum of 8% that can be borrowed under Proposition 1A. The Governor's Office has yet to outline whether the 8% would be taken evenly from the various segments of local government, or whether the borrowing would be under some other basis. The Legislative Analyst is suggesting instead of borrowing 8% from each local agency, the state could borrow a larger percentage from agencies that can replace lost property taxes with fees or other revenue, and he cites water and wastewater districts as a potential source for \$500 million of the \$2 billion total.

Last Thursday, the Budget Conference Committee had set time aside for "public comment," at which time representatives from the League of California Cities, County Supervisors Association, CASA, ACWA, CSDA, representatives from police and fire associations, as well as individual supervisors and city council members, testified in opposition to the tax shift. CASA focused on the Legislative Analyst's recommendation, arguing that if 100% of the property taxes from our member agencies were "borrowed," many would face significant rate increases, and construction of facilities to meet federal and state regulatory requirements would be severely impacted. We also cited a couple of examples where property taxes constitute more than 20% of these agencies operating budgets.

The Legislative Analyst's Office (LAO) has been recommending to the legislature for years that enterprise special districts, specifically water and wastewater agencies "get off the property tax roll entirely." While most Republican legislators we have spoken to thus far object to the Proposition 1A borrowing, many Democratic legislators are reserved in their comments. During the public comment period last week, Budget Conference Committee co-chair Denise Ducheny of San Diego, asked why approximately half of the entities providing water and wastewater services, including cities and certain special districts were able to provide services without property taxes. Additionally, several key legislative staff members have indicated that the risk of water and wastewater agencies losing their property tax is greater than ever, and the loss could even become permanent.

Top legislative staff say that everything is "on the table" and they cite the huge cuts in education funding, eliminating the entire \$1.3 billion Cal-WORKs program, (affecting one million children and three hundred thousand adults), shifting \$550 million on to counties for child welfare services and foster care programs, cuts in Medi-Cal etc. as examples of how dire the situation has become. The state's General Fund deficit has now climbed to \$24.3 billion, or more than 25% of the state Budget.

ACTION REQUESTED!

Both state Treasurer Bill Lockyer and Controller John Chiang have informed legislators that the state is expected to run out of cash near the end of July. Both say that in order to secure Revenue Anticipation Warrants (RAW's), for cash flow purposes, lenders require that a Budget be in place. Legislative leaders are hoping to have a Budget in place by June 15th or shortly thereafter, in order to begin the loan processing requirements. Recognizing property taxes remain at risk, will you please take the following action:

- 1) Contact your own Assemblymembers and Senators, and give them specific examples of how the Legislative Analyst's Office proposal to shift all of your property tax for other purposes would impact your agency operations and ratepayers;
- 2) Contact the Governor and the four legislative leaders and urge them to reject the Legislative Analyst's proposal, again citing specific examples of how it would impact your agency;
- 3) If property taxes constitute a significant portion of your budget, please email me the information at mfdillon@mfdillon.com, so I can use this information to help make our case.

To find your Senator or Assemblymember: <http://www.legislature.ca.gov/port-zipsearch.html>

The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, CA 95814
Phone: (916) 319-2047
Fax: (916) 319-2147

The Honorable Dennis Hollingsworth
Senate Republican Leader
State Capitol, Room 305
Sacramento, CA 95814
Phone: (916) 651-4036
Fax: (916) 447-9008

The Honorable Sam Blakeslee
Assembly Republican Leader
State Capitol, Room 3104
Sacramento, CA 95814
Phone: (916) 319-2033
Fax: (916) 319-2133

The Honorable Darrell Steinberg
Senate President pro Tempore
State Capitol, Room 205
Sacramento, CA 95814
Phone: (916) 651-4006
Fax: (916) 323-226

The Honorable Arnold Schwarzenegger
Governor of California
State Capitol
Sacramento, CA 95814
Phone: 916-445-2841
Fax: 916-558-3160



LEADERS IN
ENVIRONMENTAL
PROTECTION

BOARD OF DIRECTORS
DAVID KULCHIN, PRESIDENT
ALLAN JULIUSSEN, VICE PRESIDENT
JUDY K. HANSON, DIRECTOR
DONALD F. OMSTED, DIRECTOR
ELAINE SULLIVAN, DIRECTOR
PAUL J. BUSHEE, GENERAL MANAGER

Ref: 09-2065

June 3, 2009

Board of Directors
California Association of Sanitation Agencies
1215 K Street, Suite 2290
Sacramento, California 95814

Re: Proposed Private Sewer Lateral Legislation

Dear Members of the Board:

The Leucadia Wastewater District ("District") appreciates the hard work of the Private Sewer Lateral Task Force ("Task Force") to educate the CASA membership regarding private sewer lateral issues and to look for constructive ways to prevent common problems, such as root intrusion, infiltration and inflow.¹ However, the District does not support the current efforts by the Task Force to develop state legislation that would establish a mandatory inspection and repair program for private sewer laterals. The District has reviewed the proposed legislation carefully and does not believe it would be in the best interests of the District or other member agencies that would be responsible for its implementation. I discuss the reasons for the District's position below.

The proposed legislation would impose an additional administrative burden on all member agencies. While the ultimate responsibility for inspection and repair would lie with the private sewer lateral owners, it would be the sewer agency's obligation to ensure compliance. This would necessarily require additional administrative time to keep track of who has complied and, inevitably, legal proceedings to compel performance by recalcitrant members of the public. In the District's opinion, the administrative and legal costs of implementing and enforcing a mandatory inspection and repair program would far exceed any benefit it provided.

The District has already taken a number of steps to ensure that private sewer laterals do not jeopardize the public sewer system. For example, the District has implemented a reimbursement program to help pay the cost of repairing private sewer laterals. This has been well received and has resulted in a number of voluntary repairs. The District provides public information to help inform customers regarding the importance of properly maintaining private sewer laterals. The District has monitoring systems within its facilities to identify any areas of unusual infiltration or inflow. The District conducts video inspections of collection lines that help identify any root infiltration from private

¹ The District's General Counsel, D. Wayne Brechtel, has participated as a member of the Task Force.

laterals. The District believes that the time and resources expended on these efforts are a more effective way to prevent private sewer lateral problems.

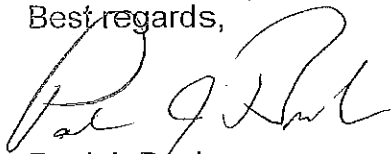
To the extent necessary, the District already has legal authority to compel inspection and repair of private sewer laterals. For example, Section 31105(a) of the Water Code, provides the District with authority to "adopt ordinances relating to the provision of services and facilities . . ." The District has exercised this authority and adopted a Wastewater Ordinance that expressly requires maintenance of private sewer laterals that connect to its "facilities" and includes an enforcement process if owners do not comply. (See, LWD Wastewater Ordinance Sections 4.6 and 11.1-11.6.)

Finally, the District believes that the "opt-out" provisions of the proposed legislation are problematic. The concept is simple, but implementation is another story. For example, what standards would be applied? What if there was a problem after an "opt-out" declaration? The District is concerned that an affirmative declaration that private sewer laterals do not pose a problem would be an invitation to unnecessary and unproductive disputes with environmental or other advocacy groups that may not understand or agree with the declaration.

For the reasons set forth above, the District does not support legislation that would impose a state-wide, mandatory inspection and repair program for private sewer laterals. The District believes the current regulatory framework is adequate to address private sewer lateral issues.

Thank you for your consideration on this matter.

Best regards,



Paul J. Bushee
General Manager

PJB:dwb