

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
KINNELOA IRRIGATION DISTRICT**

--

July 20, 1999

MEMBERS PRESENT: Directors Lutz, Matthews, Schindler, Sorell and Stock

STAFF PRESENT: Jean Di Angelous, Chris Burt, and Shirley Burt

COUNSEL PRESENT: Jim Chiampa, Esq.

CALL TO ORDER: The meeting was called to order by the Chair, Steve Sorell, who noted that all five members were present thereby constituting a quorum. The Chair asked for approval of the Agenda. The General Manager requested that items number IV and V be brought forward to follow item II. It was M/S/C (Sorell/Schindler) that the order of the Agenda items be changed as requested.

PUBLIC COMMENT

Director Schindler stated that the financial basis for the Delores Tunnel Project had been requested before and that it needs to be looked into.

Director Sorell passed out copies of a letter that he is sending to his constituents and asked for comments from the Board at their convenience.

Mr. Anderson requested an explanation of the Aging Account Report.

**CONSIDERATION OF RESOLUTION "MONITORING PROGRAM OF THE
DELORES TUNNEL PIPELINE RESTORATION PROJECT MITIGATION PLAN"**

Director Schindler stated that he wished the Board to consider the following minute motion for the purpose of avoiding possible litigation as regards the recently adopted EIR and Monitoring Plan for the Delores Tunnel.

The following minute motion was M/S (Schindler/Sorell) "That the General Manager be directed, upon nominal completion of the Delores Tunnel Pipeline Restoration Project, but prior to actual capture of Delores Tunnel Water, to engage an independent environmental company with expertise in this area, other than Padre Associates, Inc., for the purpose of evaluating the effectiveness of the EIR Mitigation Plan, for one year, providing quarterly reports to the Board."

Director Matthews expressed concern that a cap on the cost involved with this motion was not included in the motion, and Director Schindler stated that this motion could be amended in the future as soon as enough information was obtained to determine the cost.

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
KINNELOA IRRIGATION DISTRICT**

--

Page 2 -- July 20, 1999

Director Stock expressed concern that the Board does not have written assurance that litigation will not be instituted by persons from the Glen and Director Schindler reminded the Board that this motion can be rescinded by the Board at any time if litigation does occur.

Director Lutz expressed concern that the cost of this motion was not being paid for by the Glen Residents, and that the cost of this motion was not known before being approved..

Upon questioning by Director Stock, Counsel made the following statements regarding this minute motion-

-It does not change the thirty day window for litigation

-It is completely independent of the EIR and of the Monitoring Plan

The motion was approved 4/1 with Director Lutz voting no.

REVIEW OF BOARD POLICY RE-"WATER SERVICE TO COMMON LANDS"

Director Matthews asked for the current policy regarding water service to common lands. The General Manager stated that the current policy is that all water to common lands is metered and billed. The Board directed the General Manager to be certain that this policy is included in the current Rules and Regulations.

Mr. Chiampa was then asked whether the District could charge for the water from the Delores Tunnel that is included in the mitigation plan, and he stated that he thought that it probably would not be possible because CEQA makes it difficult to impose costs related to mitigation plans.

GENERAL MANAGER'S REPORT

Doyme Road Project -- Mr. Kruse has received no communication from the Developer, and he suggests that the District wait for their reply to our letter.

Master Plan -- The City of Pasadena is issuing a work order to ASL to begin the Hydraulic Modeling of the Vosburg Distribution System, and the District is waiting for that information before doing further work on the Master Plan.

High Pressure Tunnel -- FEMA has denied our appeal for a time extension on this project.
Staff was instructed to review the matter and make another appeal if they think there is a possibility of reversing their decision.

Delinquency Billing -- It was noted that the over 60 day accounts have gone down.

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
KINNELOA IRRIGATION DISTRICT**

--

The four accounts that were due for shut off have been paid

Page 3 -- July 20, 1999

Fluoride Content Notification Letter -- The General Manager reported that Mr. Kruse had reviewed the letter and noted that it had been written and
approved by the Health Department and all changes
would need to be made by the Health Department.

REVIEW OF PLANNED MAINTENANCE BUDGET

The General Manager reported that to date \$72,000. has been spent which leaves \$171,196. still in the budget, however there may not be sufficient time this year to complete other projects that were included in the budget.

REVIEW OF MINUTES

-- May 26, 1999-It was M/S/C (Stock/Schindler) that the minutes be accepted as presented with the exception that Director Schindler's name be removed from the last
paragraph on page two.

-- July 14, 1999-It was M/S/C (Schindler/Stock) that the minutes be accepted as presented with the following change to the last line of the sixth paragraph -- instead of reading
"as four votes required" it will read "as four yes votes were required".

REVIEW OF FINANCIAL REPORT

It was M/S/C (Schindler/Lutz) that the Financial Report of June 30, 1999 be accepted for filing. Following discussion the General Manager was encouraged to purchase a pipe finder and it was agreed that Goldak would still be used for pipe locations at the discretion of the General Manager.

CALENDAR

The next meeting will be held on August 17, 1999 and the September meeting date will be set at a later date.

Respectfully submitted

Shirley Burt
Acting Secretary

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
KINNELOA IRRIGATION DISTRICT**

--

..

.

.