



**NOTICE AND CALL OF SPECIAL MEETING
OF THE BOARD OF DIRECTORS'
MOULTON NIGUEL WATER DISTRICT
27500 La Paz Road, Laguna Niguel
October 10, 2014
8:30 AM
Approximate Meeting Time: 2 Hours**

NOTICE IS HEREBY GIVEN that a Special Meeting of the Board of Directors' of the Moulton Niguel Water District ("MNWD") has been called by the Chairman of the Board of Directors' to be held on October 10, 2014, at 8:30 AM, at MNWD's Administrative Offices located at the address above. The following business will be transacted and is the Agenda for this Special Meeting:

AGENDA

1. CALL MEETING TO ORDER

2. PUBLIC COMMENTS

Persons wishing to address the Board of Directors on any item listed on the Agenda should submit a "Request To Be Heard" form to the Recording Secretary before the Presiding Officer announces that agenda item. Your name will be called to speak at that time. (As required by law, public comments during a Special Meeting may address only specific items listed on the agenda, no other matters.)

DISCUSSION/ACTION ITEMS

3. DIVISION 6 DIRECTOR VACANCY: TRANSITION PLAN FOR BOARD PRESIDENT

Recommended Actions:

The Board will officially acknowledge Director McKenney's resignation letter, effective October 12, 2014.

The Board will review and determine the administrative process for filling the upcoming Division 6 Director vacancy.

The Board will assign the authority and duties of the President to the First Vice President to be effective with the current Board President's official resignation date; or, consider election of a new President.

The Board will consider any additional transition procedures and direct staff accordingly.

4. ADOPTION OF RESOLUTIONS APPOINTING REPRESENTATIVES TO ISDOC, SJBA, SOUTH ORANGE COUNTY WATERSHED MANAGEMENT AREA (SOCWMA)

It is recommended that the Board of Directors approve the resolution entitled “Appointing Representatives to Independent Special Districts Selection Committee and Special Advisory Committee.”

It is recommended that the Board of Directors approve the resolution entitled “Appointing Director and Alternate Director to San Juan Basin Authority.”

It is recommended that the Board of Directors approve the resolution entitled “Appointing Representatives to South Orange County Watershed Management Area (SOCWMA) Executive Committee.”

5. Operations Facilities Assessment

CLOSED SESSION

6. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8

Property: 4 Liberty, Aliso Viejo, 92656

Under Negotiation: Price and terms of payment

Real Property Negotiators: Joone Lopez, Matt Collings, Kevin Turner, Mike Hartel

ADJOURNMENT

The Board of Directors' Meeting Room is wheelchair accessible. If you require any special disability related accommodations (i.e., access to an amplified sound system, etc.), please contact the Moulton Niguel Water District Secretary's office at (949) 831-2500 at least forty-eight (48) hours prior to the scheduled meeting. This agenda can be obtained in alternate format upon written request to the Moulton Niguel Water District Secretary at least forty-eight (48) hours prior to the scheduled meeting.

Agenda exhibits and other writings that are disclosable public records distributed to all, or a majority of, the members of the Moulton Niguel Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection at the District Office, 27500 La Paz Road, Laguna Niguel, CA (“District Office”). If such writings are distributed to members of the Board less than twenty-four (24) hours prior to the meeting, they will be available in the reception area of the District Office at the same time as they are distributed except that, if such writings are distributed immediately prior to, or during the meeting, they will be available in the Board meeting room.

I hereby certify that the foregoing Notice was personally delivered, faxed, mailed or e-mailed to each member of the MNWD Board of Directors at least twenty-four (24) hours prior to the scheduled time of the Special Meeting so noticed above; and posted twenty-four (24) hours prior to the time of the Special Meeting at the usual agenda posting location of MNWD (bulletin board outside main office entrance) and on the District website at www.mnwd.com.

RESOLUTION NO. 14- __

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE MOULTON NIGUEL WATER DISTRICT
APPOINTING REPRESENTATIVES TO
INDEPENDENT SPECIAL DISTRICTS SELECTION COMMITTEE
AND SPECIAL ADVISORY COMMITTEE**

WHEREAS, independent special districts are represented on the Local Agency Formation Commission (LAFCO);

WHEREAS, certain matters are required to be acted upon by the Independent Special Districts Selection Committee in meetings convened by the executive officer of LAFCO as required by law, including approval or disapproval of the selection of the special district representatives and alternates;

WHEREAS, the Independent Special Districts Selection Committee consists of a presiding officer of each independent special district and the legislative body of a district may appoint another of its members to attend meetings in the presiding officer’s absence;

WHEREAS, as a result of Director Larry McKenney’s resignation from the Moulton Niguel Water District’s (MNWD) Board of Directors effective October 12, 2014, the MNWD Board is required to designate its’ current presiding officer for the Independent Special Districts Selection Committee and the Special District Advisory Committee; and

WHEREAS, this Board also desires to appoint a member to serve as Moulton Niguel Water District’s (MNWD) alternate representative to the Independent Special Districts Selection Committee and the Special Districts Advisory Committee.

NOW, THEREFORE, the Board of Directors of the Moulton Niguel Water District **DOES HEREBY RESOLVE, DETERMINE AND ORDER** as follows:

Section 1. _____, First Vice President of the Board and the current presiding officer of MNWD, is hereby appointed to act as MNWD’s representative to the Independent Special Districts Selection Committee and to the Special Districts Advisory Committee. Director Richard Fiore is hereby appointed to act as such representative for each such committee in the absence of First Vice President _____. Either First Vice President _____ or Director Fiore are hereby authorized to cast such votes and take such actions as each deems appropriate on matters coming before the committees. First Vice President _____ is further authorized by this Board to designate in writing an alternate to act in place of Director Fiore as necessary for MNWD’s representation on the committees from time to time, as permitted by applicable laws and procedures.

Section 2. Resolution No. 11-04, “Resolution of the Board of Directors of the Moulton Niguel Water District Appointing Representatives to Independent Special District Selection

#4.

Committee and Special Advisory Committee,” dated February 17, 2011, is hereby rescinded in its entirety.

Section 3. The Secretary of MNWD is hereby directed to file a certified copy of this Resolution with Independent Special Districts of Orange County/Municipal Water District of Orange County.

Section 4. This Resolution will be deemed effective as of the date of adoption hereof.

ADOPTED, SIGNED and APPROVED this --th day of October, 2014.

MOULTON NIGUEL WATER DISTRICT

Vice President and Presiding Officer of the Board
of Directors

Secretary of the Board of Directors

APPROVED AS TO FORM:
BOWIE, ARNESON, WILES & GIANNONE

By: _____
Patricia B. Giannone

RESOLUTION NO. 14-_____

RESOLUTION OF THE BOARD OF DIRECTORS OF MOULTON NIGUEL WATER DISTRICT APPOINTING DIRECTOR AND ALTERNATE DIRECTOR TO SAN JUAN BASIN AUTHORITY

WHEREAS, the Moulton Niguel Water District (“MNWD”) became a member agency of the San Juan Basin Authority (“SJBA”) in 1987;

WHEREAS, Director Larry McKenney of the MNWD Board of Directors is currently the MNWD Director of SJBA pursuant to appointment by the MNWD Board of Directors under MNWD Resolution No. 10-04, and Director Scott Colton of the MNWD Board of Directors is the MNWD Alternate Director of SJBA pursuant to appointment by the MNWD Board of Directors under MNWD Resolution No. 13-01; and

WHEREAS, in light of Director McKenney’s resignation from the MNWD Board of Directors effective on October 12, 2014, the MNWD Board of Directors has determined at this time to appoint a new Director and Alternate Director to the SJBA in accordance with the SJBA Joint Powers Agreement.

NOW, THEREFORE, the Board of Directors of MNWD does hereby RESOLVE, DETERMINE, and ORDER as follows:

Section 1. Director _____, member of the MNWD Board of Directors, is hereby appointed Director to the SJBA effective as of [October 12, 2014] [the date of this Resolution].

Section 2. Director _____, member of the MNWD Board of Directors, is hereby appointed Alternate Director to the SJBA effective as of [October 12, 2014] [the date of this Resolution].

Section 3. MNWD Resolution Nos. 10-04 and 13-01 are hereby rescinded in their entirety.

Section 4. This Resolution will be deemed effective as of the date of adoption hereof.

Section 5. The Secretary of MNWD is hereby directed to file a certified copy of this Resolution with the SJBA.

ADOPTED, SIGNED and APPROVED this -- th day of October, 2014.

#4.

MOULTON NIGUEL WATER DISTRICT

By _____
Vice President of the Board of Directors

By _____
Secretary of the Board of Directors

APPROVED AS TO FORM:

BOWIE, ARNESON, WILES & GIANNONE
Legal Counsel – MNWD

By _____
Patricia B. Giannone

RESOLUTION NO. 14-_____

**RESOLUTION OF THE BOARD OF DIRECTORS OF
MOULTON NIGUEL WATER DISTRICT APPOINTING
REPRESENTATIVES TO SOUTH ORANGE COUNTY WATERSHED MANAGEMENT
AREA [SOCWMA] EXECUTIVE COMMITTEE**

WHEREAS, the Moulton Niguel Water District (“MNWD”) is a signatory to the “Cooperative Agreement for the South Orange County Watershed Management Area” dated December 14, 2010, and a voting member of the SOCWMA Executive Committee;

WHEREAS, Director Larry McKenney has been the MNWD representative to the SOCWMA Executive Committee; and

WHEREAS, in light of Director McKenney’s resignation from the MNWD Board of Directors effective October 12, 2014, the MNWD Board of Directors has determined at this time to appoint a new representative, and designate an alternative representative, to the SOCWMA Executive Committee in accordance with the Cooperative Agreement.

NOW, THEREFORE, the Board of Directors of MNWD does hereby **RESOLVE**, **DETERMINE**, and **ORDER** as follows:

Section 1. Director _____, member of the MNWD Board of Directors, is hereby appointed as MNWD’s representative to the SOCWMA Executive Committee effective as of [October 12, 2014] [the date of this Resolution].

Section 2. The General Manger of MNWD is hereby appointed as the alternate representative to the SOCWMA Executive Committee, to represent MNWD in the absence of Director _____, effective as of [October 12, 2014] [the date of this Resolution].

Section 3. This Resolution will be deemed effective as of the date of adoption hereof.

Section 4. The Secretary of MNWD is hereby directed to file a certified copy of this Resolution with the SOC WMA Executive Committee and Staff.

ADOPTED, SIGNED and APPROVED this -- th day of October, 2014.

MOULTON NIGUEL WATER DISTRICT

By _____
Vice President of the Board of Directors

#4.

By _____
Secretary of the Board of Directors

APPROVED AS TO FORM:

BOWIE, ARNESON, WILES & GIANNONE
Legal Counsel – MNWD

By _____
Patricia B. Giannone