



# **moulton niguel water district**

## **MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MOULTON NIGUEL WATER DISTRICT**

**August 24, 2018**

A Special Meeting of the Board of Directors of the Moulton Niguel Water District was held at the District offices, 27500 La Paz Road, Laguna Niguel, California, at 5:00 PM on August 24, 2018. There were present and participating:

### **DIRECTORS**

Duane Cave	Director
Richard Fiore	Director
Donald Froelich	President
Larry Lizotte	Director
Brian Probolsky	Vice President

Also present and participating were:

### **STAFF MEMBERS, LEGAL COUNSEL, AND MEMBERS OF THE PUBLIC**

Joone Lopez	General Manager
Matt Collings	Assistant General Manager
Gina Hillary	Director of Human Resources
Jeff Ferre	Best, Best, & Krieger (General Counsel)
Paige Gulck	Board Secretary
Tim Bonita	Recording Secretary
Matt Brown	MNWD
Johnathan Cruz	MNWD
Medha Patel	MNWD
Charity Schiller	Best, Best & Krieger
Bill Moorhead	CAC Member
Kelly Jennings	Member of the Public
Gary Koch	Ridgefield HOA

1. CALL MEETING TO ORDER

*The meeting was called to order by Donald Froelich at 5:01 p.m.*

2. PUBLIC COMMENTS

*None.*

**CLOSED SESSION**

3. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of case: Ridgefield Homeowners Association v. Moulton Niguel Water District et al.

Case No. 30-2018-01011187-CU-TT-CXC

*The Board entered closed session at 5:01 p.m.*

**REPORT OUT OF CLOSED SESSION**

*The Board exited closed session at 5:21 p.m. Jeff Ferre provided the following report.*

*A MOTION WAS BY DUANE CAVE AND SECONDED BY LARRY LIZOTTE, TO APPROVE AND AUTHORIZE THE SIGNING OF MEMORANDUM OF UNDERSTANDING IN ORDER TO SETTLE THE EXISTING LITIGATION INVOLVING RIDGEFIELD HOA V. MOULTON NIGUEL WATER DISTRICT. THE VOTE WAS UNANIMOUS WITH DIRECTORS DUANE CAVE, RICHARD FIORE, DONALD FROELICH, LARRY LIZOTTE, AND BRIAN PROBOLSKY ALL VOTING 'AYE'.*

**RETURN TO OPEN SESSION**

*Joone thanked the Ridgefield HOA Board for their hard work in helping come to a resolution on the matter.*

**DISCUSSION/ACTION ITEMS**

4. **CONSIDERATION AND POSSIBLE ACTION TO RESCIND RESOLUTION NO. 18-12 WHICH ADOPTED AN INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE OPERATIONS CENTER AND SITE CONSOLIDATION PROJECT AND DECISION TO CARRY OUT THE OPERATIONS CENTER AND SITE CONSOLIDATION PROJECT**

It is recommended that the Board of Directors take action to rescind Resolution No. 18-12. If Resolution No. 18-12 is rescinded, the result will be that the project described in the Resolution will not move forward.

*This item is being tabled.*

**ADJOURNMENT**

*The meeting was adjourned at 5:23 p.m.*

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'T. Bonita', written over a horizontal line.

Tim Bonita  
Recording Secretary