



**Regular Board of Directors Meeting
3615 E Las Posas Road, Suite 161
Camarillo, CA 93010
Tuesday, April 25, 2017
12:00 p.m.**

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2017 Board Meeting Calendar

January 24, 2017, 12:00 p.m.

February 28, 2017, 12:00 p.m.

March 28, 2017, 12:00 p.m.

April 25, 2017, 12:00 p.m.

May 23, 2017, 12:00 p.m.

June 6, 2017, 12:00 p.m. (Budget)

June 27, 2017, 12:00 p.m. (If Needed)

July 25, 2017, 12:00 p.m.

August – Dark

September 19, 2017, 12:00 p.m.

October 24, 2017, 12:00 p.m.

November 28, 2017, 12:00 p.m.

December 5, 2017, 8:30 a.m. (Board Work Study)

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AGENDA

April 25, 2017, 12:00 P.M.

Regular Meeting of the Board of Directors
3615 E. Las Posas Road, Suites 160 & 161, Camarillo, CA 93010

Board of Directors

Rod Brown, MBA, President
Christopher Loh, M.D., Vice President
Scott W. Packham, DDS, Clerk of the Board
Richard Loft, M.D., Director
Mark Hiepler, Esq., Director

Staff

Kara Ralston, Chief Executive Officer
Sue Tatangelo, Chief Resource Officer
Sonia Amezcua, Chief Administrative Officer
Karen Valentine, Clerk to the Board

Participants

Michael Velthoen, Esq., *Ferguson Case Orr Paterson, LLP*
David Mitchell, CPA, *Mitchell & Associates*

-
1. **Call to Order/Roll Call**
 2. **Pledge of Allegiance – Director Loft**
 3. **Amendments to the Agenda**
Requests to change the order of the agenda, delete, add any agenda item(s), or to remove any consent agenda items for discussion.
 4. **Public Comment – Ca. GC Section 54954.3;** The Board reserves this time to hear from the public. Please complete a Speaker Card and submit to the Clerk to the Board. Your name will be called in order of the agenda item, or in order of received general topic Speaker Cards. Comments regarding items not on the agenda can be heard only; items on the agenda can be discussed. Three minutes per speaker are available; multiple speakers on the same topic/agenda item will be limited to 20 minutes total.
 5. **Presentations –**
 6. **Discussion/Action Items-** Consideration, Discussion, and Decision:

Review and **Approve/ Deny/ Amend** District Disbursements and Financial Report for period ending March 31, 2017, presented by David Mitchell, CPA, Mitchell & Associates.
(Please see Section 6)

Suggested Motion– Vote to approve District Disbursements and Financial Report ending March 31, 2017.

Motion _____ Second _____ Abstain _____ Pass _____

Brown _____ Loh _____ Packham _____ Loft _____ Hiepler _____

7. Closed Session:

- A.** Conference with Legal Counsel – Existing Litigation, one case, Government Code §54956.9(d)(1), Camarillo Health Care vs. Rozanski, Ventura County Superior Court Case No. 56-2016-00487601-CU-MC-VTA.
- B.** Conference with Legal Counsel – Existing Litigation, one case, Government Code §54956(d)(1) Rozanski vs. Camarillo Health Care, Ventura County Superior Court case 56-2016-00489673-CU-WM-VTA.
- C.** Conference with Legal Counsel – Existing Litigation, one case, Government Code §54956.9(d)(1), Ferguson vs. Camarillo Health Care, Ventura County Superior Court Case No. 56-2016-00478549-CU-BC-VTA.

8. Reconvene from Closed Session -

9. Announcement of Closed Session – Pursuant to Government Code §54957.1 – The legislative body of any local agency shall publicly report any reportable action taken in closed session and the vote or abstention on that action of every member present.

A.

B.

C.

10. Consent Agenda – Consent Agenda items are considered routine and are acted upon without discussion, with one motion. If discussion is requested, that item(s) will be removed from the Consent Agenda for discussion, and voted on as a separate item. If no discussion is requested, the Board Chairperson may request a motion to approve as presented.

- A.** Approval of Minutes of the Regular Board Meeting of March 28, 2017.
(Please see Section 10-A)
- B.** Approval of the Minutes of the Finance Committee Meeting of April 11, 2017.
(Please see Section 10-B)
- C.** Approval of Minutes of the Executive Committee Meeting of April 18, 2017.
(Please see Section 10-C)

Suggested Motion – Vote to approve Consent Agenda as presented.

Motion _____ Second _____ Abstain _____ Pass _____

Brown _____ Loh _____ Packham _____ Loft _____ Hiepler _____

11. **Discussion/Action Items- Consideration, Discussion, and Decision:**

- A. Review and **Approve/ Deny/ Amend** District Resolution 17-04, declaring May 2017 as Older Americans Month. **(Please see Section 11-A)**

Suggested Motion: Vote to approve District Resolution 17-04, declaring May 2017 as Older Americans Month.

Motion _____ Second _____ Abstain _____ Pass _____

Brown _____ Loh _____ Packham _____ Loft _____ Hiepler _____

- B. Review and **Approve/ Deny/ Amend** continuing refinements of the District's Strategic Plan; Draft #2.

Suggested Motion: Vote to approve refinements in Draft #2 of Strategic Plan.

Motion _____ Second _____ Abstain _____ Pass _____

Brown _____ Loh _____ Packham _____ Loft _____ Hiepler _____

- C. Review and **Approve/ Deny/ Amend** representation letter for Colantuono, Highsmith & Whatley, PC, for oversight and general district issues. **(Please see Section 11-C)**

Suggested Motion: Vote to approve representation letter of Colantuono, Highsmith & Whatley, PC.

Motion _____ Second _____ Abstain _____ Pass _____

Brown _____ Loh _____ Packham _____ Loft _____ Hiepler _____

12. **CEO Report**

13. **Board Reports**

14. **Future Meeting and Events**

Board of Directors Meetings

- Executive Committee (Brown/Loh) Monday, May 15, 2017, 12:00 p.m.
- Full Board Tuesday, May 23, 2017, 12:00 p.m.
- Executive Committee (Brown/Loh) Tuesday, May 30, 2017, 12:00 p.m.
- Full Board (Budget Presentation – First Reading) Tuesday, June 6, 2017, 12:00 p.m.
- Full Board (Budget Presentation – Second Reading) Tuesday, June 27, 2017, 12:00 p.m.
- Second reading may be waived
- Executive Committee (Brown/Loh) Tuesday, July 18, 2017, 12:00 p.m.
- Full Board Tuesday, July 25, 2017, 12:00 p.m.
- Finance Committee (Packham/Hiepler) Tuesday, July 25, 2017, 11:00 a.m.

Events

- Community Advisory Committee (Early Morning Meeting) Wednesday, April 26, 2017, 7:00 a.m.
at the Camarillo Health Care District
- Investiture of Dr. Erika D. Beck
President, CSUCI
at CSUCI campus
Friday, May 5, 2017, 2:00 p.m. – 4:00 p.m.
- 24th Annual Fainer/Tauber Awards
Ventura County Medical Resource Foundation
at Ancient Creek at Petersen Ranch, Somis
Thursday, August 17, 2017; 5:00 p.m.
- 3rd Annual Party for the Park
Pleasant Valley Recreation & Parks District
at Camarillo Grove Park, Camarillo
Saturday, August 26 2017; 5:30 p.m.
- 13th Annual Spirit Awards Gala
United Way of Ventura County
at Four Seasons Hotel, Westlake Village
Saturday, August 26, 2017; no time listed

15. **Adjournment** - Having no further business, this meeting is adjourned at _____ p.m.

Action Items not appearing on the Agenda may be addressed on an emergency basis by a majority vote of the Board of Directors when need for action arises.

ADA compliance statement; In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk to the Board of Directors, Karen Valentine, at (805) 482-9382. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Note: This agenda was posted at the Camarillo Health Care District Administrative Office and on our website, www.camhealth.com, on Friday, April 21, 2017, at 4:00 p.m.

SECTION 6

ACTION ITEMS

**SECTION 6
REVIEW AND APPROVE/DENY/AMEND DISTRICT DISBURSEMENTS AND
FINANCIAL REPORT FOR PERIOD ENDING MARCH 31, 2017, PRESENTED BY
DAVID MITCHELL, CPA, MITCHELL & ASSOCIATES**

APRIL 25, 2017

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Apr 17, 2017

9:34 am

Camarillo Health Care District

Check Register (Checks and EFTs of All Types)

Sorted by Check Number
March 2017 Checks/EFTs

Check Number	Date	EFT #/ Vendor	Name	Discounts	Net Amount
Cash Account #4 [Bank of the West General]					
65060	03/01/17	AFLAC	Aflac	0.00	711.12
65061	03/01/17	BETA	Beta Healthcare Group	0.00	862.82
65062	03/01/17	DOS CAMINOS	Dos Caminos Plaza	0.00	4433.00
65063	03/01/17	HARTFORD	Hartford Life	0.00	1092.39
65064	03/01/17	MARCOA	Marcoa Media	0.00	2950.00
65065	03/01/17	MASTERPAGES	Carrie Dittmar	0.00	120.00
65066	03/01/17	METLIFE	MetLife Small Business	0.00	490.98
65067	03/01/17	NADSA	NADSA	0.00	209.00
65068	03/01/17	PATT	David Patt	0.00	400.00
65069	03/01/17	SAFEWAY	Safeway Inc	0.00	145.57
65070	03/01/17	SO CA EDISON	Southern Ca. Edison Co.	0.00	1830.80
65071	03/01/17	TROPICAL	Tropical Car Wash	0.00	260.00
65072	03/01/17	USPOSTMASTER	U.S. Postmaster	0.00	225.00
65073	03/01/17	VCTA	Ventura Cty Tax Payer Assoc	0.00	250.00
65074	03/08/17	ANDERSON B	Bradley Anderson	0.00	28.00
65075	03/08/17	ANDISITES	AndiSites, Inc	0.00	189.00
65076	03/08/17	BANYAI	Danette Banyai	0.00	86.80
65077	03/08/17	BROWN	Rodger Brown	0.00	400.00
65078	03/08/17	CABRERA	Carmen Cabrera	0.00	208.12
65079	03/08/17	CARRERA	Armando Carrera	0.00	108.00
65080	03/08/17	CMH	CMH Centers for Family Health	0.00	25.00
65081	03/08/17	CRAWFORD L	Lorenzo Crawford	0.00	127.40
65082	03/08/17	FERGUSON CAS	Ferguson, Case, Orr Paterson LLP	0.00	9039.79
65083	03/08/17	GODINEZ	Jose Godinez	0.00	369.60
65084	03/08/17	ITS	Integrated Telemanagement Services, Inc	0.00	1120.24
65085	03/08/17	IVEY	Jane Ivey	0.00	86.10
65086	03/08/17	JTS	JTS Facility Services	0.00	1851.00
65087	03/08/17	KAVALSKY	Neal Kavalsky	0.00	100.00
65088	03/08/17	LOFT	Richard Loft, MD	0.00	100.00
65089	03/08/17	LOH	Christopher Loh, MD	0.00	200.00
65090	03/08/17	MASTERPAGES	Carrie Dittmar	0.00	20.00
65091	03/08/17	MEDITECH	Meditech Health Services	0.00	980.00
65092	03/08/17	MITCHELL	Mitchell & Associates, APC	0.00	2800.00
65093	03/08/17	NUNN	Nunn Better, Inc	0.00	920.00
65094	03/08/17	ROGERS	Rogers & Partners, Inc	0.00	56.00
65095	03/08/17	SAFEWAY	Safeway Inc	0.00	170.37
65096	03/08/17	SAGE	Sage Network, Inc	0.00	3190.00
65097	03/08/17	TNT	TNT Automotive	0.00	449.47
65098	03/08/17	VISION	Vision Services Plan	0.00	130.44
65099	03/08/17	WENGER	Phillip J Wenger Construction	0.00	475.00
65100	03/08/17	WEST COAST A	West Coast Air Conditioning	0.00	236.00
65101	03/08/17	WYLY	Paulette Wyly	0.00	18.90
65102	03/15/17	ALL ABOUT	All About Glass	0.00	135.00
65103	03/15/17	ASSISTED	Assisted Healthcare Services	0.00	1447.62
65104	03/15/17	BOTW	Bankcard Center	0.00	9251.81
65105	03/15/17	CARNELL	Samantha Carnell	0.00	106.38
65106	03/15/17	COOK	Liz Cook	0.00	40.00
65107	03/15/17	DARANCARE	Darancare, Inc	0.00	120.00
65108	03/15/17	FRONTIER	Frontier Communications	0.00	124.99
65109	03/15/17	HOME REMEDIE	Home Remedies dba	0.00	1300.00
65110	03/15/17	INSIGHT	Insight Environmental, Inc	0.00	866.00
65111	03/15/17	LEAF	Leaf	0.00	1905.71
65112	03/15/17	PACKHAM	Scott W. Packham	0.00	100.00
65113	03/15/17	PETTY	Petty Cash - Administrat	0.00	514.22
65114	03/15/17	READY	ReadyRefresh 11 -	0.00	199.39

65115	03/15/17	SIMI	Simi Valley Council on Aging	0.00	50.00
65116	03/15/17	SLAVIN	Veronica Slavin	0.00	300.00
65117	03/15/17	SO CA GAS	Southern California Gas	0.00	590.32
65118	03/15/17	STEVENS	Michele Stevens	0.00	40.00
65119	03/15/17	VOYAGER	Voyager Fleet Systems Inc	0.00	480.94
65120	03/15/17	YOUNG	Jennifer Young	0.00	63.45
65121	03/22/17	ANACAPA	Anacapa Heating & Air, Inc	0.00	583.00
65122	03/22/17	BETA WC	Beta Healthcare Group	0.00	2411.00
65123	03/22/17	BUCKLEY	Elizabeth Buckley	0.00	400.00
65124	03/22/17	CENTER	Center for Aging and Disability Educ,Res	0.00	600.00
65125	03/22/17	HARMALA	Michelle Harmala	0.00	400.00
65126	03/22/17	JORDANO'S	Jordano's Food Service	0.00	154.40
65127	03/22/17	KASTNER	James Kastner	0.00	350.00
65128	03/22/17	LIT	Harriet Lit	0.00	400.00
65129	03/22/17	MEDITECH	Meditech Health Services	0.00	990.00
65130	03/22/17	SAFEWAY	Safeway Inc	0.00	31.12
65131	03/22/17	STAPLES	Staples Business Advantage	0.00	764.95
65132	03/22/17	TNT	TNT Automotive	0.00	446.97
65133	03/22/17	USPOSTMASTER	U.S. Postmaster	0.00	6560.00
65134	03/22/17	VALIC	VALIC	0.00	1046.67
65135	03/22/17	ZAMORA	Sonia Zamora	0.00	188.59
65136	03/29/17	AFLAC	Aflac	0.00	1066.68
65137	03/29/17	BROWN	Rodger Brown	0.00	200.00
65138	03/29/17	DIAL	Dial Security	0.00	1482.00
65139	03/29/17	LOFT	Richard Loft, MD	0.00	100.00
65140	03/29/17	MASTERPAGES	Carrie Dittmar	0.00	1870.00
65141	03/29/17	MEDITECH	Meditech Health Services	0.00	545.00
65142	03/29/17	MEYERS	Meyers Nave	0.00	2356.73
65143	03/29/17	PACKHAM	Scott W. Packham	0.00	100.00
65144	03/29/17	SAFEWAY	Safeway Inc	0.00	140.08
65145	03/29/17	SO CA EDISON	Southern Ca. Edison Co.	0.00	1737.29
65146	03/29/17	TROPICAL	Tropical Car Wash	0.00	260.00
65147	03/29/17	UNIVERSITY	University of Arizona	0.00	85.00
65148	03/29/17	VCSDA	V C S D A	0.00	20.00
65149	03/29/17	WITT P	Penny Witt	0.00	10.00
65150	03/29/17	LIGHTGABLER	LightGabler LLP	0.00	280.00

			Cash account Total	0.00	80681.22
					=====
			Report Total	0.00	80681.22

Camarillo Health Care District
Statements of Net Assets
Nine Months Ending March 31, 2017

ASSETS	<u>Mar 17</u>	<u>July 2016</u>	<u>Variance</u>
<u>Current Assets:</u>			
Cash and Checking Accounts	\$311,229	\$123,499	\$ 187,730
Investment Accounts	2,217,365	2,488,969	(271,604)
Accounts and Grants Receivable	654,932	77,569	577,363
Total Current Assets	<u>3,183,527</u>	<u>\$2,690,038</u>	<u>493,489</u>
<u>Noncurrent Assets:</u>			
Property, plant and equipment - net	1,542,818	1,637,840	(95,022)
IS equipment - net	18,803	27,145	(8,342)
Transportation vehicles - net	84,165	103,945	(19,780)
Prepays	11,650	7,894	3,755
Total Noncurrent Assets	<u>1,657,435</u>	<u>1,776,824</u>	<u>(119,389)</u>
Deferred Outflows of Resources	264,803	264,803	-
Total Assets	<u>\$ 5,105,765</u>	<u>\$4,731,665</u>	<u>\$ 374,100</u>
 LIABILITIES AND NET ASSETS			
<u>Current Liabilities:</u>			
Accounts Payable	\$ 74,824	\$ 50,196	\$ 24,628
Construction Loan 2015	82,393	79,415	2,978
Employment costs	94,724	146,648	(51,924)
Accrued OPEB liability	330,317	182,281	148,036
Scholarships	6,999	13,271	(6,272)
Deferred Revenue	9,983	7,583	2,400
Total Current Liabilities	<u>599,241</u>	<u>479,394</u>	<u>119,847</u>
<u>Noncurrent Liabilities</u>			
Construction Loan to 2021	361,648	444,041	(82,393)
Net Pension Liability	821,635	821,635	-
Deferred Inflows of Resources	450,825	450,825	-
Total Noncurrent Liabilities	<u>1,634,108</u>	<u>1,716,501</u>	<u>(82,393)</u>
<u>Net Assets:</u>			
Unrestricted - prior	2,535,771	2,195,543	340,228
Unrestricted - current	336,645	340,228	(3,583)
Total Net Assets	<u>2,872,416</u>	<u>2,535,771</u>	<u>336,645</u>
Total Liabilities and Net Assets	<u>\$ 5,105,765</u>	<u>\$ 4,731,665</u>	<u>\$ 374,100</u>

Camarillo Health Care District
Statements of Activities
Comparison to Budget for the
Nine Months Ending March 31, 2017

	Current Year		
	<u>Actual</u>	<u>Budget</u>	<u>Variance</u> <u>Fav/(Unfav)</u>
REVENUES			
Tax revenue	\$ 1,966,622	\$1,853,998	\$ 112,624
Program and facilities revenue	252,143	323,188	(71,046)
Grants and agency funding	244,329	186,247	58,082
Community Support and sponsorship	37,628	29,456	8,172
Investment and interest income	152,047	154,525	(2,478)
Other income	20,605	27,628	(7,022)
Total Revenues	\$ 2,673,375	\$ 2,575,043	\$ 98,332
EXPENSES			
Personnel cost			
Wages and salaries	1,009,619	1,096,394	86,775
Payroll taxes	86,458	83,874	(2,584)
Benefits	213,842	281,847	68,005
OPEB	171,534	151,352	(20,182)
Retirement UAL	28,534	-	(28,534)
Total personnel cost	1,509,987	1,613,467	103,480
Other expenses			
Contractors and professional fees	289,585	282,990	(6,594)
Facilities and related	172,331	191,185	18,854
Depreciation	123,144	121,619	(1,525)
Program related expense	52,094	61,513	9,420
Advertising and promotion	57,084	69,964	12,879
Supplies and office expense	50,986	48,886	(2,100)
Board and staff	65,143	94,760	29,617
Community partnerships	-	2,500	2,500
Combined other expenses	16,375	20,303	3,928
Total other expenses	826,743	893,721	66,979
Total expenses	2,336,730	2,507,188	170,458
Net position	\$ 336,645	\$ 67,855	\$ 268,790



Camarillo Health Care District

Financial Report
For Nine Months Ending
MARCH 31, 2017

Current Assets

<u>Statements of Net Assets</u>	MARCH 2017	JULY 2016	CHANGE
Cash & Checking Accounts	\$311,229	\$123,499	\$187,730
Investment Accounts	2,217,365	2,488,969	(271,604)
Accounts & Grants Receivables	654,932	77,569	577,363
TOTAL CURRENT ASSETS	\$3,183,527	\$2,690,038	\$493,489

Non-Current & Total Assets

<u>Statements of Net Assets</u>	MARCH 2017	JULY 2016	CHANGE
Property, plant and equipment – net	\$1,542,818	\$1,637,840	\$(95,022)
IS equipment – net	18,803	27,145	(8,342)
Transportation vehicles – net	84,165	103,945	(19,780)
Prepaid Expenses	11,650	7,894	3,755
Deferred Outflows of Resources	264,803	264,803	0
TOTAL ASSETS	\$5,105,765	\$4,731,665	\$374,100

Liabilities

<u>Statements of Net Assets</u>	MARCH 2017	JULY 2016	CHANGE
Accounts payable	\$74,824	\$50,196	\$24,628
Construction Loan 2016	82,393	79,415	2,978
Employment costs	94,724	146,648	(51,924)
Accrued OPEB liability	330,317	182,281	148,036
Scholarships	6,999	13,271	(6,272)
Deferred Revenue	9,983	7,583	2,400
TOTAL CURRENT LIABILITIES	\$599,241	\$479,394	\$119,847

Liabilities

<u>Statements of Net Assets</u>	MARCH 2017	JULY 2016	CHANGE
Construction Loan to 2021	\$361,648	\$444,041	\$(82,393)
Net Pension Liability	821,635	821,635	0
Deferred Inflows of Resources	450,825	450,825	0
TOTAL NONCURRENT LIABILITIES	\$1,634,108	\$1,716,501	\$(82,393)

Net Assets & Total Liabilities

<u>Statements of Net Assets</u>	MARCH 2017	JULY 2016	CHANGE
Unrestricted – prior	\$2,535,771	\$2,195,543	\$340,228
Unrestricted – current	336,645	340,228	(3,583)
TOTAL NET ASSETS	\$2,872,416	\$2,535,771	\$336,645
TOTAL LIABILITIES AND NET ASSETS	\$5,105,765	\$4,731,665	\$374,100

Revenues

<u>Statements of Activities</u>	MARCH 2017	BUDGET	VARIANCE Fav/(Unfav)
Tax revenue	\$1,966,622	\$1,853,998	\$112,624
Program and Facilities	252,143	323,188	(71,046)
Grants and agency funding	244,329	186,247	58,082
Community Support and sponsorship	37,628	29,456	8,172
Investment and interest	152,047	154,525	(2,478)
Other income	20,605	27,628	(7,022)
TOTAL REVENUES	\$2,673,375	\$2,575,043	\$98,332

Expenditures

(Page 1 of 2)

<u>Statements of Activities</u>	MARCH 2017	BUDGET	VARIANCE Fav/(Unfav)
Wages and salaries	\$1,009,619	\$1,096,394	\$86,775
Payroll taxes	86,458	83,874	(2,584)
Benefits	213,842	281,847	68,005
OPEB & Retirement UAL	200,068	151,352	(48,716)
Contractors and Professional fees	289,585	282,990	(6,594)
Facilities and related	172,331	191,185	18,854
Depreciation	123,144	121,619	(1,525)
Program related expense	52,094	61,513	9,420

Expenditures

(Page 2 of 2)

<u>Statements of Activities</u>	MARCH 2017	BUDGET	VARIANCE Fav/(Unfav)
Advertising and promotion	\$57,084	\$69,964	\$12,879
Supplies and office expense	50,986	48,886	(2,100)
Board and staff	65,143	94,760	29,617
Community partnerships	0	2,500	2,500
Combined other expenses	16,375	20,303	3,928
TOTAL EXPENDITURES	\$2,336,730	\$2,507,188	\$170,458

Recap of Activities:

Nine Months Ended

<u>Statements of Activities</u>	MARCH 2017	BUDGET	VARIANCE Fav/(Unfav)
Total Revenue	\$2,673,375	\$2,575,043	\$98,332
Total Expenditures	\$2,336,730	\$2,507,188	\$170,458
NET POSITION	\$336,645	\$67,855	\$268,790

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SECTION 7

**SECTION 7-A
CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING ITIGATION, ONE CASE,
GOVERNMENT CODE §54956.9(D)(1),
CAMARILLO HEALTH CARE VS. ROZANSKI, VENTURA COUNTY SUPERIOR
COURT CASE NO. 56-2016-00487601-CU-MC-VTA**

APRIL 25, 2017

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SECTION 7

**SECTION 7-B
CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, ONE CASE,
GOVERNMENT CODE §54956.9(D)(1),
ROZANSKI VS. CAMARILLO HEALTH CARE, VENTURA COUNTY SUPERIOR
COURT CASE NO. 56-2016-00489673-CU-WM-VTA**

APRIL 25, 2017

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SECTION 7

**SECTION 7-C
CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, ONE CASE,
GOVERNMENT CODE §54956.9(D)(1),
FERGUSON VS. CAMARILLO HEALTH CARE, VENTURA COUNTY SUPERIOR
COURT CASE NO. 56-2016-00478549-CU-BC-VTA**

APRIL 25, 2017

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SECTION 8

RECONVENE FROM CLOSED SESSION

APRIL 25, 2017

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SECTION 9

**ANNOUNCEMENT OF CLOSED SESSION
GOVERNMENT CODE 54957.1**

APRIL 25, 2017

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SECTION 10

CONSENT AGENDA

**APPROVAL OF MINUTES
BOARD MEETING
MARCH 28, 2017**

SECTION 10-A

APRIL 25, 2017

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MINUTES

March 28, 2017

Regular Meeting of the Board of Directors

3615 E. Las Posas Road, Suites 160 & 161, Camarillo, CA 93010

Board of Directors - Present

Rod Brown, MBA, President
Scott W. Packham, DDS, Clerk of the Board
Richard Loft, M.D., Director -

Staff - Present

Kara Ralston, Chief Executive Officer
Sonia Amezcua, Chief Administrative Officer
Karen Valentine, Clerk to the Board

Participants - Present

David Mitchell, CPA, *Mitchell & Associates*

-
1. **Call to Order and Roll Call** - The Regular Meeting of the Camarillo Health Care District Board of Directors was called to order on Tuesday, March 28, 2017, at 12:02 p.m., by Rod Brown, President.
 2. **Pledge of Allegiance** - Director Loft
 3. **Amendments to The Agenda** – There are no amendments to the agenda.
 4. **Public Comment** – None
 5. **Presentations** - None
 6. **Discussion/Action Item** -
 - A. It was **MOVED** by Director Loft, **SECONDED** by Director Packham, and **MOTION PASSED** that the Board of Directors approve the District Disbursements and Financial Report for the period ending February 28, 2017.

Vote to Approve February 28, 2017 Financial Report

Director Brown:	Aye
Director Loh:	Absent
Director Packham:	Aye
Director Loft:	Aye
Director Hiepler:	Absent

7. **Consent Agenda** - It was **MOVED** by Director Loft, **SECONDED** by Director Packham, and **MOTION PASSED** that the Board of Directors approve the Consent Agenda.

Vote to Approve Consent Agenda

Director Brown:	Aye
Director Loh:	Absent
Director Packham:	Aye
Director Loft:	Aye
Director Hiepler:	Absent

8. **Discussion/Action Items – Consideration, Discussion, and Vote:**

A. It was **MOVED** by Director Packham, **SECONDED** by Director Loft, and **MOTION PASSED** that the Board of Directors approve District Policy 1089, Reimbursable Expenditures, as amended. CEO Ralston requested that section 1089.3.2 read: Expenses must be **actual**, reasonable, and necessary, and employees and Directors are encouraged to exercise prudence in all expenditures.

Vote to Approve District Policy 1089

Director Brown:	Aye
Director Loh:	Absent
Director Packham:	Aye
Director Loft:	Aye
Director Hiepler:	Absent

B. It was **MOVED** by Director Loft, **SECONDED** by Director Packham, and **MOTION PASSED** that the Board of Directors approve District Policy Number 1140, Expense Authorization.

Vote to Approve District Policy Number 1140, Expense Authorization

Director Brown:	Aye
Director Loh:	Absent
Director Packham:	Aye
Director Loft:	Aye
Director Hiepler:	Absent

C. The Board reviewed and discussed the California Special Districts Association’s (CSDA) revised Membership Agreement to participate in a pilot program for expanded services to the District. The Board of Directors will further

review the program once suggested changes by Chief Executive Officer Ralston have been made and the document has been returned from legal review.

11. **CEO Report** – CEO Ralston discussed the rebate the District received from Bank of the West, for participating in the California Special Districts Association, District Purchasing Card Program. Also discussed was the District’s participation in the Alliance for Linked Learning, National Job Shadow Day, with the students from the Oxnard Union High School District.
12. **Board Reports** – President Brown discussed the timing for the CEO Performance Evaluation. The link to the evaluation will be sent to all Board members the week of April 3, 2017. Evaluations are due back no later than April 25, 2017.
13. **Future Meetings**
Board of Directors Meetings
 - Finance Committee (**Packham, Hiepler**) April 11, 2017, 12:00 p.m.
 - Executive Committee (**Brown, Loh**) April 18, 2017, 12:00 p.m.
 - Full Board: April 25, 2017, 12:00 p.m.
 - Executive Committee (**Brown, Loh**) May 15, 2017, 12:00 p.m.
 - Full Board May 23, 2017, 12:00 p.m.
14. Having no further business, this meeting is adjourned at 1:05 p.m.

Scott Packham
Clerk of the Board

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SECTION 10

CONSENT AGENDA

**APPROVAL OF THE MINUTES OF THE FINANCE COMMITTEE MEETING
HELD ON APRIL 11, 2017**

SECTION 10-B

APRIL 25, 2017

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MINUTES

April 11, 2017

Finance/Investment Committee Meeting

Camarillo Health Care District Board of Directors
3615 E Las Posas Road, Boardroom, Camarillo, CA 93010

Board of Directors

Scott W. Packham, DDS, Clerk of the Board

Participants

David Mitchell, CPA, Mitchell & Associates

Staff

Kara Ralston, Chief Executive Officer
Sonia Amezcua, Chief Administrative Officer
Renee Murphy, Accounting Manager
Karen Valentine, Clerk to the Board

-
1. **Call to Order** – The Finance/Investment Meeting was called to order by Director Scott Packham, at 12:01 p.m.
 2. No public comment.
 3. Accounting Manager, Renee Murphy, presented the Investment Results, Tax Revenue, and Capital Purchases for the quarter ending March 31, 2017.
 4. CEO Ralston reviewed Operating Results by Department for quarter ending March 31, 2017.
 5. CEO Ralston discussed District disbursements for the quarter ending March 31, 2017.
 6. CEO Ralston presented the quarterly review of legal fees.
 7. The next Finance/Investment Committee Meeting is scheduled for July 25, 2017, at 11:00 a.m.
 8. The Meeting adjourned at 12:53 p.m.

Scott Packham
Clerk of the Board

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SECTION 10

CONSENT AGENDA

**APPROVAL OF THE MINUTES OF THE EXECUTIVE COMMITTEE MEETING
HELD ON APRIL 18, 2017**

SECTION 10-C

APRIL 25, 2017

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MINUTES

April 18, 2017

Executive Committee Meeting

Camarillo Health Care District Board of Directors
3615 E Las Posas Road, Boardroom, Camarillo, CA 93010

Board Members Present:

Rod Brown, MBA, President

Staff Present:

Kara Ralston, Chief Executive Officer
Karen Valentine, Clerk to the Board

-
1. **Call to Order** – The Executive Committee was called to order by Committee Chair, Rod Brown, at 10:39 a.m.
 2. **Public Comment** – No Public Comment
 3. Reviewed the Minutes of the regularly scheduled Board Meeting of Tuesday, March 28, 2017.
 4. Reviewed the proposed Agenda for the regularly scheduled Board Meeting of Tuesday, April 25, 2017.
 5. Reviewed proposed Action Items on the April 25, 2017 regular Board Meeting Agenda.
 6. The Next Executive Committee Meeting is scheduled for Monday, May 15, 2017, at 12:00 p.m.
 7. Meeting adjourned at 11:45 a.m.

Rod Brown
President

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SECTION 11

ACTION ITEMS

**SECTION 11-A
REVIEW AND APPROVE/ DENY/ AMEND DISTRICT RESOLUTION 17-04,
DECLARING MAY 2017 AS OLDER AMERICANS MONTH.**

APRIL 25, 2017

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RESOLUTION NO. 17-04

MAY 2017 – OLDER AMERICANS MONTH

*Resolution of the Board of Directors
Camarillo Health Care District
Ventura County, California*

Whereas, older Americans contribute richly to the fabric of the Camarillo Health Care District community; and

Whereas, the Camarillo Health Care District continually strives to “change aging” by developing programs and services sensitive to the aging process; and

Whereas, the Camarillo Health Care District is committed to supporting older adults through long term supports and services, promoting independence and maximum health status; and

Whereas, the Camarillo Health Care District provides opportunities to enrich the lives of individuals of all ages by involving older adults in the redefinition of aging in our community, promoting home- and community-based services that support independent living, encouraging older adults to speak up for themselves and others, and providing opportunities for older adults to share their experiences; and

Now therefore, the Board of Directors of the Camarillo Health Care District do hereby proclaim May 2017 to be ***Older Americans Month***. The Camarillo Health Care District encourages the community to intentionally recognize older adults and the people who serve them as influential and vital parts of our community, during this month of celebration.

ADOPTED, SIGNED AND APPROVED this 25th day of April, 2017.

Rod Brown, President
Board of Directors

Attest: _____
Scott Packham, Clerk of the Board
Board of Directors

STATE OF CALIFORNIA)

COUNTY OF VENTURA) ss

I, Scott Packham, Clerk of the Board of Directors of the Camarillo Health Care District

DO HEREBY CERTIFY that the foregoing Resolution 17-04 was duly adopted by the Board of Directors of said District at a Regular Meeting held on the 25th day of April, 2017, and it was adopted by the following vote:

AYES: _____

NAYS: _____

ABSENT: _____

Scott Packham, Clerk of the Board
Board of Directors
Camarillo Health Care District

SECTION 11

ACTION ITEMS

**SECTION 11-B
REVIEW AND APPROVE/ DENY/ AMEND CONTINUING REFINEMENTS OF
THE DISTRICT'S STRATEGIC PLAN; DRAFT #2.**

APRIL 25, 2017

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SECTION 11

ACTION ITEMS

**SECTION 11-C
REVIEW AND APPROVE/ DENY/ AMEND REPRESENTATION LETTER FOR
COLANTUONO, HIGHSMITH & WHATLEY, PC, FOR OVERSIGHT AND
GENERAL DISTRICT ISSUES.**

APRIL 25, 2017

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790 E. Colorado Boulevard, Suite 850
Pasadena, CA 91101-2109
Voice (213) 542-5700
Fax (213) 542-5710

COLANTUONO
HIGHSMITH
WHATLEY, PC

Michael G. Colantuono
(530) 432-7359
MColantuono@chwlaw.us

April 12, 2017

VIA E-MAIL

Kara Ralston, CEO
Camarillo Health Care District
3639 E. Las Posas Rd, Suite 117
Camarillo, CA 93010

Re: Representation of Camarillo Health Care District

Dear Kara:

As you asked, I write to propose the terms under which we agree to advise the Camarillo Health Care District ("District") regarding the Ventura Local Agency Formation Commission oversight of the District and special districts generally. This will be our sole project for you; if we can assist you on other matters, please let me know. Colantuono, Highsmith & Whatley, PC and all of its professionals are very pleased to have the opportunity to represent you in this matter.

This letter sets forth the basis upon which we will provide legal services to you and bill you for services and costs. The firm maintains a conflict of interest index which lists all clients of our firm and matters in which we represent them. We will not represent any party with an interest that may be adverse to an indexed person without first determining if a professional conflict of interest would arise. We propose to index the following with respect to this matter:

Client-Affiliated Parties:

Camarillo Health Care District

Adverse Parties:

Ventura Local Agency Formation Commission
Ventura LAFCO

Please let me know if any of these names are incorrect or if there are other parties with an interest in this matter that we should list such as, for example, any party which

Kara Ralston, CEO
Camarillo Healthcare District
April 12, 2017
Page 2

might oppose the District's continued provision of services outside its boundaries. Unless we hear from you to the contrary, we will assume that the above listing is accurate and complete.

We have reviewed our files and our conflicts index and have no other client relationships which would interfere with our ability to represent you in this matter. As you and I have discussed, our firm represents the Cities of Ojai, Oxnard, and Ventura and has represented Simi Valley and Ventura County in the past. None of these representations pertain to the District or LAFCO and we perceive no conflict of interest between those representations and the work we are to do for the District. However, if there is any adversity between the District and any of these agencies, please let me know, so we can confirm that no conflict arises.

As we have discussed, the nature of the matter makes it impossible for us to precisely estimate the fees you may incur. You will receive monthly statements informing you of the fees and costs incurred in the prior month. We will, of course, do our best to represent you efficiently and without undue expense.

Please make payments payable to Colantuono, Highsmith & Whatley, PC directly to our Grass Valley office at:

Colantuono, Highsmith & Whatley, PC
420 Sierra College Drive, Suite 140
Grass Valley, CA 95945-5091

Our federal employer identification number is 75-3031545.

I will have primary responsibility for your representation, and the firm will use other attorneys and legal assistants in the best exercise of our professional judgment. If at any time you have questions, concerns or criticisms, please contact me at once. Naturally, we expect you to keep us reasonably informed of all significant developments in matters relating to this representation.

We review all statements before they are issued to ensure the amount charged is appropriate. The statement for fees is simply the product of the hours worked multiplied by the hourly rates for the attorneys and legal assistants who did the work.

Kara Ralston, CEO
Camarillo Healthcare District
April 12, 2017
Page 3

Our hourly rates are based upon the experience, reputation and ability of the lawyer or legal assistant performing the services, and for 2017 range between \$195 and \$475 per hour for attorneys' time, and between \$125 and \$160 for the time of paralegals and legal assistants. As a courtesy to you, however, we agree to cap our rates at \$425 per hour. Our rate structure in general and the rates of particular lawyers may be increased from time to time, and are usually adjusted as of the beginning of each calendar year.

It may be necessary to bill you for items such as, but not limited to, authorized travel, long distance telephone calls, filing fees, photocopying, computerized legal research outside the scope of our Westlaw contract and the like. These items are separately itemized on our statement as "disbursements." These amounts will be billed in addition to our fees.

We will send you monthly statements, and expect payment within 15 days of the billing date. If payment is not received within 30 days of the billing date, we reserve the right to charge interest on the unpaid balance at the rate of 1% per month and to terminate our representation.

We rarely have disputes with clients over our fees. Nevertheless, you should be aware that you are entitled to require that any fee dispute be resolved by binding arbitration in Los Angeles or Nevada Counties pursuant to the arbitration rules for legal fee disputes of the respective County Bar Association. We agree that all disputes between us regarding the services rendered or fees charged not resolved via County Bar fee arbitration will be submitted to binding arbitration in Los Angeles to be conducted by ADR Services, Inc. in accordance with its commercial arbitration rules. **YOU SHOULD REVIEW THIS PARAGRAPH CAREFULLY AND, IF YOU WISH, SEEK INDEPENDENT LEGAL COUNSEL REGARDING IT, AS YOU AND WE ARE AGREEING TO FOREGO SIGNIFICANT RIGHTS IN THE EVENT OF A DISPUTE BETWEEN US, INCLUDING THE RIGHT TO A JURY TRIAL.**

You have the right to terminate our representation at any time. We have the same right, subject to an obligation to give you reasonable notice to arrange alternative representation. In either circumstance, you agree to secure new counsel to represent you as quickly as possible and to cooperate fully in the substitution of the new counsel as counsel of record in any litigation in which we may subsequently agree to represent

Kara Ralston, CEO
Camarillo Healthcare District
April 12, 2017
Page 4

you. Notwithstanding the termination of our representation, you will remain obligated to pay to us all fees and costs incurred earlier.

You agree that we may, in our discretion, maintain all or part of your client file in electronic format. The firm may store part or all of your documents using secure cloud storage services. If so, the firm will apply all reasonable methods to maintain the confidentiality of your files, just as it does for your non-digital information. Your data will be password protected and encrypted using currently available technology. Clients requiring information from their files may obtain that information only by written request to us.

You also agree that following termination of our attorney-client relationship, we will not be required to maintain your client file for more than two years. If you ask us to deliver your file to you, you agree that delivery of an electronic version, together with any materials that cannot be saved electronically, satisfies our obligation to release all your client papers and property to you. Two years after termination of our relationship, and after reasonable notice, you agree that we will be free to destroy your client file, including all electronic records. We may also discharge our obligation to maintain your file before the expiration of two years by mailing a copy to you at your address last known to us. You agree that "reasonable notice" means our mailing a notice of our intent to destroy your client file to you at that address.

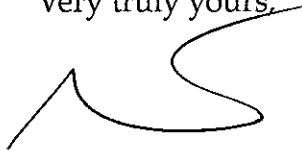
I apologize for the formality of this letter, but we are required by California law to provide this information to you in writing. We are also required to inform you that we currently maintain professional liability insurance coverage.

Please review the foregoing and, if it meets with your approval, execute it and return it to me by fax, mail or email. If you have any questions, please feel free to call me at the direct-dial number above.

Kara Ralston, CEO
Camarillo Healthcare District
April 12, 2017
Page 5

Thank you for the opportunity to represent you!

Very truly yours,



Michael G. Colantuono

MGC:mgc

On behalf of the Camarillo Health Care District, I agree to retain Colantuono,
Highsmith & Whatley, PC to provide legal services as set forth above.

Signature

Date: _____, 2017

By: _____

Title: _____

FIRM PROFILE

OUR CORE COMMITMENT

Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.

FIRM PROFILE

(213) 542-5700
(530) 432-7357
info@chwlaw.us

ABOUT CH&W LAW

Colantuono, Highsmith & Whatley (formerly Colantuono & Levin) is a municipal law firm with offices in Pasadena and Grass Valley in the Northern Sierra Foothills. We represent public and private clients throughout California in municipal law, including:

- Public revenues
- Land use
- Elections
- Labor and employment
- Post-redevelopment
- Housing
- California Environmental Quality Act (CEQA)
- Cortese-Knox-Hertzberg Act regarding Local Agency Formation Commissions
- Sex offender and marijuana regulation and associated public safety topics
- Associated litigation

RECOGNITION

Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.

The firm was recognized as one of California's Top Ranked Law Firms by Martindale-Hubbell in 2014 and Michael Colantuono, Terri Highsmith, Jenni Pancake, Michael Allderdice and Scott Howard have each achieved the highest AV rating from Martindale-Hubbell:

- Michael (2011–present) and Holly Whatley (2013) have been listed as among the Top Municipal Lawyers in California by the Daily Journal newspaper.
- Michael was awarded the 2010 Public Lawyer of the Year Award by the California State Bar, is a former President of the City Attorneys Department of the League of California Cities, a Trustee of the State Bar appointed by the Assembly Speaker, and a member of the California Academy of Appellate Lawyers—a prestigious organization of fewer than 100 of the most respected appellate advocates in our State.
- Michael is also a Certified Appellate Specialist by the California State Bar’s Board of Legal Specialization.

AREAS OF EXPERTISE

Our firm includes California’s leading experts on local government revenues, including Propositions 13, 62, 218 and 26. Our attorneys have argued six government revenue cases to the California Supreme Court in the past decade:

- *Richmond v. Shasta CSD* (2004)
- *Bonander v. Town of Tiburon* (2009)
- *Greene v. Marin County Flood Control & Water Conservation District* (2010)
- *Ardon v. City of Los Angeles* (2011)
- *Alhambra & 46 Other Cities v. County of Los Angeles* (2012)
- *McWilliams v. City of Long Beach* (2013)

Our litigators have broad experience in public-sector litigation and such private-sector topics as:

- General commercial litigation
- Employment law
- Unfair competition

We have especially deep experience in telephone tax litigation, including a current matter in which we are lead counsel in a case involving all 135 California local governments which tax telephony.

GEOGRAPHIC REPRESENTATION

The firm serves as general counsel or city attorney of the following:

- Auburn
- Barstow
- Calabasas
- Grass Valley
- Lakeport
- Ojai
- Sierra Madre

- South Pasadena
- Town of Yountville
- Successor Agencies to the Auburn, Barstow, Sierra Madre, and South Pasadena Redevelopment Agencies
- The Oversight Boards for Successor Agencies in Huntington Park, Pomona, Rialto, San Bernardino, San Gabriel, and Temple City
- Garden Valley, Higgins, Ophir Hill, Penn Valley, and Rough & Ready Fire Districts
- Orangeline Development Authority
- SELACO Workforce Investment Board
- Calaveras, San Diego & Yuba County LAFCOs
- Los Osos Community Facilities District
- Oak Tree Park and Recreation District
- First Five Yuba Commission
- Tahoe Forest Hospital District

CLIENTS

The firm serves as special counsel to local governments throughout California. Present and recent clients include:

- The cities of Anaheim, Belmont, Berkeley, Brentwood, Burbank, Cerritos, Chula Vista, Concord, Culver City, Cupertino, Fremont, Fresno, Glendale, Huntington Beach, Lakewood, Lathrop, Livermore, Lodi, Long Beach, Los Angeles, Monterey, Morgan Hill, Mountain View, Newport Beach, Oakland, Oxnard, Pacific Grove, Palo Alto, Paramount, Pasadena, Pico Rivera, Redding, Redondo Beach, Rialto, Richmond, Riverside, Salinas, San Juan Capistrano, San Diego, San Luis Obispo, San Mateo, Santa Ana, Santa Clara, Santa Fe Springs, Santa Maria, Santa Rosa, Sausalito, Simi Valley, South Lake Tahoe, Sunnyvale, Torrance, Tracy, Tulare, Vallejo, Ventura, Vernon, Vista and Town of Yountville
- The counties of Marin, Mariposa, San Benito and Solano
- Water Districts including the Goleta Water District, the Montecito Water District, the Newhall Water District, the San Diego County Water Authority, the Pajaro Valley Water Management Agency and the Monterey Peninsula Water Management Agency
- Monterey Regional Water Pollution Control Authority
- The Goleta West Sanitary District
- The McKinleyville and Santa Lucia Community Services Districts
- The Plumas Hospital District
- The Los Angeles and San Diego Tourism Marketing District Corporations
- The Calaveras, Orange, San Bernardino, San Diego, San Luis Obispo and Yolo County LAFCOs

The firm recently completed a high-profile assignment for the County of Orange and has previously represented the cities of Irvine, San Bernardino, San Francisco, and San Jose.

MICHAEL G. COLANTUONO

OUR CORE COMMITMENT

Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.



(530) 432-7357
mcolantuono@chwlaw.us

Michael has specialized in municipal law since 1989. He is certified by the California State Bar's board of Legal Specialization as a Specialist in Appellate Law and is also a member of the California Academy of Appellate Lawyers, an association of fewer than 100 of the most distinguished appellate lawyers in California. He has argued five cases in the California Supreme Court and appeared in all six of the California District Courts of Appeal.

Michael has expertise in a broad range of areas of concern to local governments in California, including constitutional law, land use regulation, open meetings law, elections law, municipal litigation, conflicts of interest, public utilities, LAFCO issues, and a wide range of public finance issues involving taxes, assessments, fees and charges.

Michael is perhaps California's leading expert on the law of local government revenues, handling six cases on that subject in the California Supreme Court since 2004. California Chief Justice Ronald M. George presented him with the 2010 Public Lawyer of the Year Award on behalf of the California State Bar. The Speaker of the

California Assembly appointed him as a member of the Board of Trustees of the California Bar, the state agency which regulates the practice of law in California. His fellow Trustees elected him Treasurer of the Bar.

Michael currently serves as City Attorney for the Cities of Auburn and Grass Valley and as Agency or General Counsel for the Auburn Urban Development Agency Successor Agency, the Grass Valley Redevelopment Agency Successor Agency, the Yuba and Calaveras County LAFCOs, the First Five Yuba Commission, the Oak Tree Park and Recreation District, the Garden Valley, Higgins, Rough & Ready, Penn Valley, and Ophir Hill Fire Districts and the Tahoe Forest Hospital District. He previously served as City Attorney of Barstow (1997-2004), Calabasas (2003-2012), Cudahy (1994-1999), La Habra Heights (1994-2004), Monrovia (1999-2002), and Sierra Madre (2004-2006), as General Counsel to the Barstow (1997-2004) and Sierra Madre (2004-2006) Redevelopment Agencies, and as General Counsel of the Big Bear City Community Services District (1994-2001).

As perhaps the foremost expert on Proposition 218, Michael assisted the Legislative Analyst's Office in the impartial analysis of the measure and co-chaired the committee which drafted what became the Proposition 218 Omnibus Implementation Act of 1997. He also chaired the committees which drafted the League of California Cities' Prop. 218 and 26 Implementation Guides.

Michael was elected by his peers to serve as President of the City Attorneys' Department of the League of California Cities in 2003–2004.

Michael was appointed by the Rules Committee of the California State Assembly to the Commission on Local Governance in the 21st Century. The Commission was formed under 1997's A.B. 1484 to study the Cortese-Knox-Hertzberg Local Government Reorganization Act and the bulk of its recommendations became law as Chapter 761 of the Statutes of 2000.

Michael graduated *magna cum laude* from Harvard University (BA 1983) and received his law degree from University of California, Boalt Hall School of Law (JD 1988), graduating first in his class. While in law school, he was an Articles Editor of the **California Law Review** and became a member of the Order of the Coif upon graduation. Michael was law clerk to the Honorable James R. Browning, Judge of the United States Court of Appeals for the Ninth Circuit, in 1988-1989.

He taught Administrative Law as an adjunct Professor of Law at the Boalt Hall School of Law at the University of California, Berkeley in 1995 and is a frequent speaker and trainer on a wide range of public law topics.

Michael comments on local government and municipal finance topics on Twitter (@MColantuono) and LinkedIn (Michael Colantuono).

Practice Areas:

- Appellate Advocacy
- Complex Litigation
- Conflicts of Interest
- Constitutional Law
- Election Law
- Local Agency Formation Commission (LAFCO) Law
- Land Use, Planning and CEQA
- Public Law
- Municipal Revenues (Taxes, Assessments, Fees and Charges)
- Public Utilities

Michael's Significant Appellate Representations

Speaking Engagements (click on link(s) below for more information):

CLIENTS

OUR CORE COMMITMENT

Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.

REPRESENTATIVE PRESENT AND PAST CLIENTS OF THE FIRM AND ITS PRINCIPALS

Colantuono, Highsmith & Whatley, PC is a municipal law firm that represents public and private clients throughout California in municipal law, including public revenues, land use, elections, labor and employment, redevelopment, housing, the California Environmental Quality Act (CEQA), the Cortese-Knox-Hertzberg Act regarding Local Agency Formation Commissions, and associated litigation. Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.

CITY ATTORNEY OR GENERAL COUNSEL

CITIES AND TOWNS

- Auburn
- Barstow
- Calabasas
- Grass Valley
- Lakeport
- Ojai
- Sierra Madre
- South Pasadena
- Yountville

SPECIAL DISTRICTS, JPAS, OTHER SPECIAL-PURPOSE AGENCIES

- Calavares County Local Agency Formation Commission
- First Five Yuba Commission
- Higgins Fire District
- Los Angeles County Law Library
- Los Osos Community Facilities District
- North Yuba Water District
- Ophir Hill Fire District
- Orangeline Development Authority
- Penn Valley Fire Protection District

- Rough & Ready Fire Protection **District**
- San Diego County Local Agency Formation Commission
- SELACO Policy Board
- SELACO Workforce Investment Board
- **Tahoe Forest Hospital District**
- Yuba County Local Agency Formation Commission

SUCCESSOR AGENCIES TO THE REDEVELOPMENT AGENCIES FOR THE CITIES OF:

- Auburn
- Barstow
- Sierra Madre

OVERSIGHT BOARDS FOR SUCCESSOR AGENCIES FOR THE CITIES OF:

- Huntington Park
- Pomona
- Rialto
- San Bernardino
- San Gabriel
- Temple City

SPECIAL COUNSEL

CITIES

- | | |
|---|---|
| <ul style="list-style-type: none"> • Alameda • Alhambra • American Canyon • Azusa • Banning • Belmont • Berkeley • Big Bear City • Bradbury • Brentwood • Burbank • Burlingame • Calexico • Carpinteria • Cerritos • Chico • Chula Vista • Clayton • Concord | <ul style="list-style-type: none"> • Monterey • Moreno Valley • Morgan Hill • Mountain View • National City • Nevada City • Newark • Newport Beach • Oakland • Orange Cove • Oxnard • Pacifica • Palo Alto • Pasadena • Placentia • Placerville • Pleasanton • Rancho Mirage • Redlands |
|---|---|

- Covina
- Crescent City
- Culver City
- Cupertino
- Elk Grove
- Eureka
- Folsom
- Fontana
- Foster City
- Fremont
- Fresno
- Gilroy
- Glendale
- Glendora
- Grand Terrace
- Grover Beach
- Hawthorne
- Huntington Park
- Inglewood
- Irvine
- King City
- La Habra
- Lakewood
- Lakeport
- Lancaster
- Lathrop
- Lincoln
- Live Oak
- Livermore
- Livingston
- Lodi
- Lompoc
- Long Beach
- Los Angeles
- Los Gatos
- Lynwood
- Marina
- Mammoth Lakes
- Maywood
- Merced
- Monrovia
- Montclair

- Redding
- Redondo Beach
- Redwood City
- Rialto
- Richmond
- Riverside
- Sacramento
- Salinas
- San Anselmo
- San Bernardino
- San Diego
- San Francisco
- San Jose
- San Juan Batista
- San Juan Capistrano
- San Luis Obispo
- San Mateo
- San Pablo
- Santa Ana
- Santa Clara
- Santa Fe Springs
- Santa Maria
- Santa Rosa
- Sausalito
- Simi Valley
- Solana Beach
- Solvang
- South Gate
- South Lake Tahoe
- Stockton
- Sunnyvale
- Taft
- Torrance
- Tracy
- Tulare
- Vacaville
- Vallejo
- **Ventura**
- Vista
- Watsonville
- Willits
- Yreka
- Yuba City

COUNTIES

- Los Angeles County Civil Service Commission
- Marin County Flood Control & Water Conservation District
- Nevada County Sanitation District No. 1
- Orange
- San Benito
- San Francisco
- Santa Clara
- Santa Clara County Library JPA
- Solano
- Ventura
- Ventura County Campaign Finance Commission
- Ventura County Civil Service Commission

LOCAL AGENCY FORMATION COMMISSIONS

- Nevada County LAFCo
- Monterey County LAFCo
- Orange County LAFCo
- San Bernardino LAFCo
- San Luis Obispo County LAFCo
- Ventura County LAFCo
- Yolo County LAFCo

BUSINESS IMPROVEMENT DISTRICTS AND RELATED NON-PROFITS

- Business Improvement District Council of San Diego
- Ocean Avenue (SF) Association
- San Diego Tourism Marketing District Corporation
- San Diego Lodging Industry Association

COMMUNITY SERVICES DISTRICT

- Big Bear City CSD
- Cambria CSD
- Fallen Leaf Lake CSD
- Groveland CSD
- Humboldt CSD
- McKinleyville CSD
- Morongo Valley CSD
- Mystic Mine Road CSD
- Nipomo CSD
- Santa Lucia CSD
- Shasta CSD

FIRE DISTRICTS

- Burney Fire Protection District
- Carmel Valley Fire Protection District
- Five Cities Fire Authority
- Garden Valley Fire Protection District
- Moraga-Orinda Fire District
- Ophir Hill Fire District
- Rough & Ready Fire Protection District
- San Ramon Fire Protection District
- Stanislaus County Consolidated Fire Protection District
- Truckee Fire Protection District

HEALTHCARE AND PUBLIC HEALTH AGENCIES

- California Center for Public Health Advocacy
- Change Lab Solutions
- Citizens for a Better Hospital
- Plumas Hospital District
- Public Health Institute
- Technical Assistance Legal Center

JOB TRAINING PROVIDERS

- East San Gabriel Valley Consortium dba LA Works
- Hub Cities Consortium
- SELACO Policy Board
- SELACO Workforce Investment Board

LIBRARY DISTRICTS

- Santa Clara County Library District
- Santa Clara County Library JPA
- Palos Verdes Library District

MOSQUITO & VECTOR CONTROL DISTRICTS

- Greater Los Angeles County Vector Control District
- Los Angeles County West Vector Control District
- Orange County Mosquito & Vector Control District

PARK & RECREATION DISTRICT AND OPEN SPACE PROVIDERS

- Barstow Park & Recreation District
- Conejo Recreation & Park District

- Fulton-El Camino Recreation & Park District
- Hillside Open Space & Environmental Consortium
- Mid-Peninsula Open Space District
- Oak Tree Park & Recreation District
- Pleasant Valley Recreation & Park District
- Trust for Public Lands

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PUBLIC ADVOCACY NON-PROFITS

- California Forward
- Community Partners, Inc.
- Devonshire Canyon Open Space Alliance
- Morada Area Association
- Montara-Moss Beach Water Improvement Association
- Taxpayers for Government Accountability

RELIGIOUS INSTITUTIONS

- Holy Family Parish
- Mayfield Junior School
- Mayfield Senior School
- San Clemente Presbyterian Church
- St. Mark's Presbyterian Church
- St. Monica's Parish

SANITARY SEWER DISTRICTS

- Goleta West Sanitary District
- Granada Sanitary District
- Monterey Regional Water Pollution Control Authority
- Truckee Sanitary District
- Vallejo Sanitation & Flood Control District

SCHOOL DISTRICTS & PRIVATE SCHOOLS

- Claremont Unified School District
- Eagle Peak Charter School
- Los Angeles Unified School District
- Mayfield Junior School
- Mayfield Senior School
- San Jose Unified School District

WATER, IRRIGATION & FLOOD CONTROL DISTRICTS AND AGENCIES

- Camrosa Water District
- Consolidated Irrigation District
- Contra Costa Water District
- Goleta Water District
- Joshua Basin Water District
- Lake Elsinore – San Jacinto Watersheds Authority
- Marin County Flood Control & Water Conservation District
- Marin Municipal Water District
- Montecito Water District
- Monterey Peninsula Water Management District
- Newhall County Water District
- North Yuba Water District
- Pajaro Valley Water Management Agency
- Riverside County Flood Control District
- San Diego County Water Authority
- San Jose Water Company
- Santa Ana Watershed Project Authority
- Santa Margarita Water District

WASTE MANAGEMENT AGENCIES

- Del Norte Waste Management Authority
- South Bayside Waste Management Authority

OTHER SPECIAL PURPOSE AGENCIES AND NON-PROFITS

- Broad Beach Geological Hazard Abatement District
- Nevada County Resource Conservation District
- San Diego Unified Port District
- Sea Ranch Association, Inc.
- Sonoma-Marín Area Rail Transportation District

SIGNIFICANT APPELLATE REPRESENTATIONS MICHAEL G. COLANTUONO

OUR CORE COMMITMENT

Our core commitment is to provide advice our clients find helpful, understandable, and fairly priced.

(as of February 2017)

California Supreme Court

American Civil Liberties Union Foundation of Southern California v. Superior Court (City of Los Angeles) (pending), Case No. S227106 (disclosure under Public Records Act of data from automated license plate readers (counsel for amicus)

Ardon v. City of Los Angeles (2016) 62 Cal.4th 1176 (inadvertent release of attorney-client privileged documents on public records request did not waive privilege)

Ardon v. City of Los Angeles (2011) 52 Cal.4th 241 (class action challenge to local taxes, assessments and fees permitted by California Government Claims Act but may be barred by claiming ordinance)

Bighorn-Desert View Water Agency v. Verjil (2006) 39 Cal.4th 205 (Prop. 218 applies to metered water rates; initiative to reduce water rates prohibited to extent it would require voter approval of subsequent rate increases) (counsel for amicus)

Bonander v. Town of Tiburon (2009) 46 Cal.4th 646 (general validation procedure for public agency action does not apply to actions to contest assessments under Municipal Improvement Act of 1915) (counsel for amicus)

Citizens for Fair REU Rates, Feefighter, LLC v. City of Redding (pending), Case No. S224799 (Is PILOT transfer from electric utility to City's general fund grandfathered by Proposition 26?)

City of Alhambra, et al. v. County of Los Angeles, et al. (2012) 55 Cal.4th 707 (counties misapplied property tax administration fees to taxes received in lieu of Vehicle License Fees and sales taxes under the VLF Swap and Triple Flip)

City of Hayward v. Board of Trustees of the California State, Case No. S203939 (reviewed granted, held for lead case, and vacated and remanded) (duty of CSU to seek funding to make feasible mitigation of impacts of expansion of CSU East Bay on fire services of City) (author of amicus support for review)

City of Pasadena v. Superior Court (Mercury Casualty Co.) (2014) 228 Cal.App.4th 1228 (unsuccessful petition for review) (inverse condemnation liability for fallen tree)

City of San Buenaventura v. United Water Conservation District (pending), Case No. S225036 (challenge to groundwater augmentation charge under Propositions 13, 218 and 26)

Concerned Citizens for Responsible Government v. West Point Fire Protection District (Case No.195152) (dismissed as moot after briefing regarding application of Prop. 218's requirements of special benefit and proportionality to fire suppression benefit assessment) (counsel for amici; request for depublication, amicus brief on the merits, opposition to post-dismissal request for publication)

Great Oaks Water Co. v. Santa Clara Valley Water Dist. (pending), Case No. S231846 (request to re-publish Court of Appeal decision pending grant-and-hold review of Prop. 218 challenge to groundwater augmentation charges)

Greene v. Marin County Flood Control & Water Conservation District (2010) 49 Cal.4th 277 (property owner ballots on property related fees under Prop. 218 not subject to ballot secrecy)

Haas v. County of San Bernardino (2002) 27 Cal.4th 1017 (County counsel's unilateral selection of temporary administrative hearing officers on an ad hoc basis violates due process) (counsel for amici)

Homebuilders Ass'n of Tulare / Kings Counties v. City of Lemoore (2010) 185 Cal.App.4th 544 (upholding development impact fees) (author of pro per opposition to request for depublication)

Howard Jarvis Taxpayers Ass'n v. City of La Habra (2001) 25 Cal.4th 809 (continued imposition and collection of a utility user's tax without voter approval was an ongoing or continuous violation of Proposition 62, with statute of limitations beginning anew with each collection) (counsel for amici)

In re Transient Occupancy Cases (2016) 2 Cal. 5th 151 (bed taxes do not apply to full priced charged by on-line resellers of hotel rooms) (counsel for local government amici)

Jacks v. City of Santa Barbara (to be argued earlier 2017), Case No. S225589 (Is supplemental franchise fee on SCE a tax because SCE had no duty to pay unless PUC allowed it to pass through to customers?)

Kurwa v. Kislinger (pending), Case No. S234617 (application of final judgment rule to appeal from case in which some claims were voluntarily dismissed and subject to tolling agreement) (counsel for amicus California Academy of Appellate Lawyers)

Leider v. Lewis (to be argued 3/8/17), Case No. S232622 (taxpayer standing challenge to confinement of elephants in LA Zoo) (counsel for local government amici)

McWilliams v. City of Long Beach (2013) 56 Cal.4th 613 (Government Claims Act preempts local tax and fee claiming ordinances and allows class claims)

People ex rel. Lockyer v. R.J. Reynolds Tobacco Co. (2005) 37 Cal.4th 707 (tobacco company's distribution of free cigarettes violated statute regulating non-sale distribution of cigarettes) (counsel for amici)

Richmond v. Shasta Community Services Dist. (2004) 32 Cal.4th 409 (increased capacity charge and fee for fire suppression imposed on applicants for new service connections was not an "assessment" subject to Proposition 218)

Court of Appeal for the First Appellate District

Brooktrails Township CSD v. Board of Supervisors (2013) 218 Cal.App.4th 195 (successfully requested publication on behalf of League of California Cities)

Building Industry Association v. City of San Ramon (2016) 4 Cal.5th 62 (citywide Mello-Roos District to fund supplemental municipal services to new development complied with statute) (counsel for amicus League of California Cities)

City of Scotts Valley v. County of Santa Cruz (2011) 200 Cal.App.4th 97 (calculation of no- and low-property tax city subvention) (counsel for amici)

People v. NCORP4, Inc. (*Palma* notice issued; writ denied; appeal pending), Case No. A149907 (writ and appeal from trial court denial of injunction against illegal marijuana dispensary)

Green Valley Landowners Association v. City of Vallejo (2015) 241 Cal.App.4th 425 (effort to enjoin sale of part of City water utility subject to successful demurrer without leave to amend as seeking to enforce an implied contract and to compel subsidized water rates in violation of Prop. 218)

Paland v. Brooktrails Township CSD Bd. of Directors (2009) 179 Cal.App.4th 1358 (monthly minimum water service fee for account inactivated for non-payment not subject to assessment provisions of Prop. 218) (counsel for amici)

Court of Appeal for the Second Appellate District

AB Cellular LA, LLC v. City of Los Angeles (2007) 150 Cal.App.4th 747 (City's decision to implement federal law to expand cell tax to cover all airtime was a tax "increase" requiring voter approval under Proposition 218 but earlier instructions to carriers enforceable to require payment of tax)

Arcadia Redevelopment Agency v. Ikemoto (1991) 16 Cal.App.4th 444 (agency challenge to application of property tax administration fees to tax increment) (counsel for amici)

Birke v. Oakwood Worldwide (2009) 169 Cal.App.4th 1540 (pervasive outdoor secondhand smoke may form the basis for private nuisance claim) (counsel for amicus California Chapter of the American Lung Association) (filed amicus brief and argued)

City of Glendale v. Superior Court (Glendale Coalition for Better Government) (2016) Case No. B270135 (alternate writ issued to reverse order allowing discovery in water rates case limited to administrative record)

Goleta Ag Preservation v. Goleta Water District (pending), Case No. B277227 (defense of Proposition 218 challenge to tiered water rates and notice to customers not property taxpayers)

Newhall County Water District v. Castaic Lake Water Agency (2016) 243 Cal.App.4th 1430 (successful challenge to wholesale water rates based on use of groundwater not managed by wholesaler)

Re-Open Rambla, Inc. v. Board of Supervisors (City of Malibu) (1995) 39 Cal.App.4th 1499 (county's title to closed road vested in city upon incorporation despite city's effort to avoid accepting the street)

Ruskey v. Goleta Water District (pending), Case No. B275856 (appellate defense of successful demurrer for lack of standing in Prop. 218 challenge to water rates)

San Luis Obispo Local Agency Formation Commission v/ Central Coast Development Co. (pending) Case No. B279000 (appeal from denial of attorneys' fees under developer's written indemnity agreement following successful defense of challenge to denial of annexation)

Schmeer v. County of Los Angeles (2013) 213 Cal.App.4th 1310 (plastic bag ban ordinance provision for \$0.10 fee on paper bags was not a tax under Prop. 26 because proceeds did not fund government) (counsel for local government amici)

Sipple v. City of Hayward (2014) 225 Cal.App.4th 349 (standing and claiming defenses to quasi-class refund claim for allegedly overpaid telephone taxes) (petition for review denied)

Court of Appeal for the Third Appellate District

City of Auburn v. Sierra Patient & Caregiver Exchange, Inc. (unpublished), Case No. C069622 (upholding preliminary injunction against medical marijuana dispensary opened in violation of zoning and business license ordinances)

Auburn Police Officers Association v. City of Auburn (unpublished), Case No. C067972 (stipulated reversal regarding availability under Meyers-Milias-Brown Act of writ review of City Council's denial of grievance from exercise of escape clause from salary increases pursuant to MOU)

City of Bellflower, et al. v. Cohen, et al. (2016) 245 Cal.App.4th 438 (self-help provisions of post-redevelopment legislation violate Prop. 22's protection for local government revenues)

City of Chula Vista, et al. v. Sandoval (pending), Case No. C080711 (defense of trial court victory in challenge to County's calculation of post-RDA RPPTF revenues)

City of Fountain Valley v. Cohen, et al. (pending) Case No. C081661 (representing taxing agency in Successor Agency's appeal of post-RDA dispute with Department of Finance over recognized obligations)

City of Grass Valley v. Cohen, et al. (pending), Case No. C078981 (appeal of post-RDA dispute with Department of Finance over recognized obligations)

City of Lakewood v. Cohen, et al. (pending) Case No. C078788 (appeal of post-RDA dispute with Department of Finance over recognized obligations)

City of Paramount v. Cohen, et al. (pending) Case No. C078968 (defense of trial court win in post-RDA dispute regarding enforceable obligation to maintain project funding to third party)

County of Nevada v. Superior Court (unpublished), Case No. C076851 (interlocutory writ review of trial court writ of mandamus overturning use permit conditions for ridge-top residence)

Howard Jarvis Taxpayers Ass'n v. City of Roseville (2002) 97 Cal.App.4th 637 (in-lieu franchise fee charged to water and sewer utilities for benefit of general fund violated Prop. 218) (counsel for amici on request for rehearing)

Lockyer et al. v. County of Nevada et al. (unpublished), Case No. C075249 (successful appellate defense of land use permits for cell tower)

Davies v. Martinez (pending), Case No. C078986 (defense of summary judgment for attorney in breach of fiduciary duty claim by incarcerated former client suing in pro per)

Court of Appeal for the Fourth Appellate District, Division 1 (San Diego)

Howard Jarvis Taxpayers Ass'n v. City of San Diego (1999) 72 Cal.App.4th 230 (BID assessment on businesses collected as surcharge on business license tax neither levy on real property nor special tax within meaning of Proposition 218) (counsel for amici)

Jentz v. City of Chula Vista (unpublished), Case No. D055401 (consistency of specific plan with slow-growth initiative)

Plantier v. Ramona Municipal Water District (pending), Case No. D069798 (exhaustion of administrative remedies defense to Prop. 218 challenge to sewer rates) (counsel for local government amici)

San Diegans for Open Government v. City of San Diego (San Diego Tourism Marketing District) Case Nos. D064817, D065171, D068022, D069965 (writ review of denial of demurrer to Prop. 26 challenge to renewal of tourism marketing district, re discovery of plaintiff association's members, discovery of computer of late founder of plaintiff association, and discovery of extra-record evidence for use on the merits)

San Diegans for Open Government v. City of San Diego (Downtown San Diego Partnership) (settled), Case No. D065940 (defense of trial court victory in taxpayer challenge to expenditures of PBID assessment on homeless programs)

San Diegans for Open Government v. City of San Diego (57 Municipal Assessment Districts) (unpublished), Case No. D065929 (successful defense of trial court dismissal of challenge to MADs for lack of standing; petition for review pending; successful defense of petition for review)

Court of Appeal for the Fourth Appellate District, Division 2 (Riverside)

Beutz v. County of Riverside (2010) 184 Cal.App.4th 1516 (Landscaping and Lighting Assessment engineer's report insufficient to satisfy standards of Prop. 218)

City of Barstow v. Fortune (settled), Case No. E0355595 (implementation of decree adjudicating Mojave River).

Crystaplex Plastics, Ltd. v. Redevelopment Agency (2000) 77 Cal.App.4th 990 (supplier may recover against agency for amount of check where subcontractor received and negotiated check without knowledge, consent, or endorsement of supplier even though Agency made check to both subcontractor and supplier)

Inland Oversight Committee v. City of Ontario (2015) 240 Cal.App.4th 1140 (sustaining dismissal of Prop. 26 challenge to Tourism Marketing District Assessment for lack of standing and due to untimely appeal) (counsel for amici)

Mission Springs Water District v. Verjil (2013) 218 Cal.App.4th 892 (suit to bar initiative repeal of water rates from ballot subject to SLAPP, but SLAPP motion properly denied because evidence showed initiative would violate District's statutory duty to fund adequate water supply) (counsel for amici)

San Bernardino Public Employees Association v. City of Barstow (settled), Case No. E032858 (City refusal to implement bargained for pension enhancement due to bargaining conduct of self-interested City negotiator)

Trask v. Riverside City Clerk (unpublished), Case No. E065817 (defense of election challenge to proposed charter amendment; remanded for dismissal as moot)

Court of Appeal for the Fourth Appellate District, Division 3 (Santa Ana)

Citizens Ass'n of Sunset Beach v. City of Huntington Beach (2012) 209 Cal.App.4th 1182 (Prop. 218 does not apply to extension of City taxes into annexation area)

City of El Cajon v. San Diego County LAFCO (unpublished), Case No. G041793 (DCA upheld challenge to denial of island annexation)

City of San Juan Capistrano v. Capistrano Taxpayers Association (2015) 235 Cal.App.4th 1493 (inclining block conservation rates failed under Prop. 218, but recovery of recycled water program costs from all customers permissible)

Wetlands Restoration v. City of Seal Beach, et al. (unpublished), Case No. G010231 (defense of City's housing element)

Court of Appeal for the Fifth Appellate District

Citizens for Constitutional Government v. Board of Supervisors of Mariposa County (pending), Case No. F074986 (defense of trial court victory in Prop. 218 challenge to fire suppression benefit assessment)

City of Clovis et al. v. County of Fresno (2014) 222 Cal.App.4th 1469 (interest rate applicable to repayment of PTAF following *Alhambra v. Los Angeles County*) (argued for amicus League of California Cities)

Foster Poultry Farms, Inc. v. City of Livingston, Case No. F059871 (appeal dismissed by City following recall of Council majority) (procedures for increase in water rates under Proposition 218) (co-author of amicus brief)

Howard Jarvis Taxpayers Ass'n v. City of Fresno (2005) 127 Cal.App.4th 914 (transfer from utility enterprise to general fund pursuant to voter-approved charter provision as payment in lieu of property taxes violated Proposition 218's restrictions on use of property related fees)

Neilson v. City of California City (2005) 133 Cal.App.4th 1296 (flat-rate parcel tax not an unconstitutional general tax, but rather a special tax dedicated to specific purposes; equal protection does not entitle absentee landowners to vote) (counsel for amici)

Vagim v. City of Fresno Case Nos. F068541, F068569, F069963 (2014) (defense of writ seeking to compel provision of title and summary of initiative to lower water rates, defense contends resulting rates would be illegally low, appeal and writ petition from denial of declaratory relief in same dispute, writ regarding stay on appeal)

Court of Appeal for the Sixth Appellate District

Citizens for Responsible Open Space v. San Mateo County LAFCO (2008) 159 Cal.App.4th 717 (rejecting procedural challenges to annexation to open space district) (ghost-writer of amicus brief)

Eiskamp v. Pajaro Valley Water Management Agency (2012) 203 Cal.App.4th 97 (challenge to groundwater charge barred by res judicata effect of earlier settlement) (successfully opposed review and depublication)

Griffith v. Pajaro Valley Water Management Agency (2013) 220 Cal.App.4th 856 (successful defense of Proposition 218 challenge to groundwater augmentation charges)

Monterey Peninsula Taxpayers Assn v. Monterey Peninsula Water Management District (pending), Case No. H042484 (appeal from successful defense of District's refusal to place referendum on ballot to repeal water supply charge)

SECTION 12

CEO REPORT

APRIL 25, 2017

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From: Carolyn [REDACTED]
Sent: Thursday, April 20, 2017 9:21 AM
To: Karen Valentine <karenv@camhealth.com>
Cc: Kara Ralston <kralston@camhealth.com>; Sue Tatangelo <statangelo@camhealth.com>; Sonia Amezcua <samezcua@camhealth.com>
Subject: Re: OPEN-LINE Opt-Out Confirmation

Your services are the best but I have moved away from Camarillo.

Carolyn [REDACTED]

On Thu, Apr 20, 2017 at 9:19 AM, Camarillo Health Care District <openline@mail.ibrc.com> wrote:

Dear Carolyn,

Your information has been removed from the OPEN-LINE System.

If you change your mind and decide to continue providing feedback to the Camarillo Health Care District through OPEN-LINE, please reply to this email and we will re-instate you in the OPEN-LINE system. We also invite you to visit our new Wellness & Caregiver Center of Ventura County, either in person or on Facebook! Services there are at no charge, and offer training and resources for caregivers and people with ongoing health issues. Again, thank you for your time, and have a healthy day!

Sincerely,

Camarillo Health Care District and Lifeline of Ventura County

Dear Diane,

Thank you so very much for taking the time to share your kind words with us. We are so glad to hear that we were able to assist you. Your feedback is important and helps us continue our pursuit of providing excellent programs and services.

A ticket identification number has been established for your reference. Your ticket number is [REDACTED] and more details are listed below for you to track your feedback.

Counseling Services specializing in older adults, caregiver issues and life transitions are available, in a confidential, compassionate and warm environment. Please call (800) 900-8582 for appointments or more information.

Thank you for sharing your feedback with us ... and for choosing the Camarillo Health Care District!

Sincerely,

Camarillo Health Care District

--- Begin ticket detail: ---

Ticket ID: [REDACTED]

Submitted on: Thursday 04/20/17 09:11 AM PDT

Issue type: Compliment

Customer Name: Diane [REDACTED]

Company:

E-mail: [REDACTED]

Phone: [REDACTED]

Original text:

The 6-week caregiving classes my brother and I took with Jenica were outstanding, and helped us through a lot of issues with my dad and his dementia. The section on palliative care and end-of-life issues were particularly helpful with Dr. Lanyard Deil. I can't thank the Camarillo Healthcare District office and its staff enough!

--- End ticket detail. ---

On Apr 12, 2017, at 12:26 PM, Mary Ann Ratto <maryannr@camhealth.com> wrote:

Hello,

I received a voicemail this morning from a lady who received her Healthy Attitudes Magazine in the mail yesterday. I believe she reached out to me after reading the Ask Us page. Here is what she had to say...

"It's wonderful what information you're offering people."

"Thank you. I appreciate your personal standpoint as well as from a community standpoint."

"This is a really great magazine and I hope everyone looks through it and applies it to themselves."

Mary Ann Ratto, CSA

Adult Day Center Director

Camarillo Health Care District
3639 E. Las Posas Rd. Ste. 117
Camarillo Ca 93010
P.388-1952 ext.111 F.482-8957
www.camhealth.com

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SECTION 13

BOARD REPORTS

APRIL 25, 2017