

NOTICE OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
OLIVENHAIN MUNICIPAL WATER DISTRICT

1966 Olivenhain Road

Encinitas, CA 92024

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Pursuant to AB 3035, effective January 1, 2003, any person who requires a disability related modification or accommodation in order to participate in a public meeting shall make such a request in writing to Naomi Sabino, Executive Secretary, for immediate consideration.

DATE: WEDNESDAY, DECEMBER 9, 2009

TIME: 4:00 P.M.

PLACE: DISTRICT OFFICE

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

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. DETERMINATION OF A QUORUM
5. ADOPTION OF AGENDA
6. PERSONAL APPEARANCES AND PUBLIC COMMENTS
7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS
 - * Jeff Anderson – 10 year service anniversary
 - * C. Wayne Alexander – 32 year service anniversary
8. **CLOSED SESSION**
 - A) CONSIDER PERSONNEL ISSUE – FINANCE/OPERATIONS DEPARTMENTS [PURSUANT TO GOVERNMENT CODE SECTION 54957(b)]
 - B) CONSIDER DAMAGE CLAIM AT 20767 FORTUNA DEL NORTE IN ELFIN FOREST [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)]

OPEN SESSION

9. CONSIDER APPROVAL OF THE MINUTES OF THE NOVEMBER 18, 2009 REGULAR BOARD OF DIRECTORS MEETING
10. CONSENT CALENDAR

NOTE: ANY ITEM MAY BE REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

- C-a CONSIDER APPROVAL OF A CHANGE ORDER TO 3-D ENTERPRISES, INC. FOR THE SAN DIEGO RECYCLED WATER CONNECTION NO. 2 PROJECT IN THE AMOUNT OF \$60,000 AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
- C-b CONSIDER AUTHORIZING THE RELEASE OF A NOTICE OF PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT FOR THE UNIT AA RAW WATER PIPELINE
- C-c CONSIDER APPROVAL OF AN AMENDMENT TO AN EXISTING AGREEMENT WITH SPRINT PCS ASSETS, LLC TO ALLOW CELLULAR EQUIPMENT AT THE DISTRICT'S HEADQUARTERS SITE
- C-d CONSIDER APPROVAL OF A FIFTH AMENDMENT TO AN EXISTING AGREEMENT WITH VERIZON WIRELESS TO ALLOW CELLULAR EQUIPMENT AT THE GATY RESERVOIR SITE AND AN IN-BUILDING EQUIPMENT AGREEMENT FOR THE PROVISION OF A CELLULAR IN-BUILDING COVERAGE SYSTEM AT THE DAVID C MCCOLLOM WATER TREATMENT PLANT
- C-e CONSIDER ACCEPTANCE OF THE GRADING AND IMPROVEMENTS FOR BUILDING J INTO THE DISTRICT'S SYSTEM AND ORDER THAT A NOTICE OF COMPLETION BE FILED
- C-f CONSIDER ACCEPTANCE OF THE FAIRBANKS RANCH COUNTRY CLUB RECLAIMED WATER PROJECT AND ORDER THAT A NOTICE OF COMPLETION BE FILED
- C-g CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 274 FOR 17002 SAN ANTONIO ROSE COURT (NGUYEN) AND ORDER THE PERMIT TO BE RECORDED
- C-h CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 283 FOR 835 HOLLYRIDGE DR. (COAN) AND ORDER THE PERMIT TO BE RECORDED

11. CONSIDER STAFF PRESENTATION ON THE DISTRICT'S FISCAL YEAR 2008-2009 FINANCIAL HIGHLIGHTS AND APPROVAL OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S FISCAL YEAR 2008-2009 AUDITED FINANCIAL STATEMENTS
12. CONSIDER REVISIONS TO THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S FINANCIAL POLICY (INVESTMENTS AND RESERVES)
13. CONDUCT THE OMWD FINANCE CORPORATION ANNUAL MEETING (*See Separate Agenda*)
14. CONSIDER CARLSBAD-POSEIDON SEAWATER DESAL PROJECT - AFFIRMATION OF DISTRICT PARTICIPATION IN THE MWD SEAWATER DESALINATION GRANT PROGRAM AGREEMENT
15. CONSIDER DISCUSSION BY THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT OF THE NEED FOR A DESIGNATED DISTRICT CONSULTING ENGINEER IN ACCORDANCE WITH CA WATER CODE §§71340-71365 et seq.
16. CONSIDER ADOPTION OF A RESOLUTION MAKING CEQA EXEMPTION FINDINGS TO ESTABLISH REVISED CAPACITY FEES WITHIN ZONES OF BENEFIT WITHIN THE DISTRICT AND ORDERING THAT A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK, COUNTY OF SAN DIEGO
17. CONSIDER ADOPTION OF AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT ESTABLISHING WATER CAPACITY FEES FOR CALENDAR YEAR 2010 AND COMMITTING ALL WATER CAPACITY FEES
18. CONSIDER ADOPTION OF A RESOLUTION MAKING CEQA EXEMPTION FINDINGS FOR THE CLEARING OF VARIOUS EASEMENTS AND RIGHTS OF WAY WITHIN THE DISTRICT AND ORDERING THAT A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK, COUNTY OF SAN DIEGO
19. CONSIDER AWARD OF A CONTRACT TO EMPIRE PIPELINE FOR CONSTRUCTION OF THE STORM AND SANITARY SEWERS FOR BUILDING J IN THE AMOUNT OF \$157,600 AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
20. CONSIDER APPROVAL OF ANNUAL REVISIONS TO THE DISTRICT'S RECORDS RETENTION SCHEDULE
21. INFORMATIONAL REPORTS
 - A. PRESIDENT
 - B. GENERAL MANAGER

- C. CONSULTING ENGINEER
 - D. GENERAL COUNSEL
 - E. SAN DIEGO COUNTY WATER AUTHORITY REPRESENTATIVE
 - F. METROPOLITAN WATER DISTRICT REPORT
 - G. IRWMP COMMITTEE REPORT
 - H. TWELVE MONTH CALENDAR / OTHER MEETINGS / REPORTS BY BOARD MEMBERS PER AB 1234
 - I. LEGISLATIVE REPORT
 - J. LAFCO ADVISORY COMMITTEE
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- 22. CORRESPONDENCE
 - 23. AUTHORIZATION TO ATTEND UPCOMING MEETINGS /CONFERENCES / SEMINARS
 - 24. FUTURE AGENDA ITEMS
 - 25. CONSIDER PUBLIC COMMENTS
 - 26. ADJOURNMENT