

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

April 19, 2023

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, April 19, 2023, at the district office, 1966 Olivenhain Road, Encinitas, California.

President Guerin called the meeting to order at 4:00 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Guerin, Hahn, Meyers, San Antonio, and Watt.

President Guerin declared a quorum present and ordered the meeting to proceed. In attendance were Kimberly Thorner, General Manager; Alfred Smith, General Counsel; Joey Randall, Assistant General Manager; John Carnegie, Customer Services Manager; Jennifer Joslin, Human Resources Manager; Geoff Fulks, Operations Manager; Lindsey Stephenson, Engineering Manager; Steve Weddle, Engineering Services Supervisor; Leo Mendez, Accounting Supervisor; Jared Graffam, Financial Analyst II; Jason Emerick, Water Reclamation Operator III; Joe Jansen, Administrative Analyst; Teresa Chase, Administrative Analyst; Stephanie Kaufmann, Executive Secretary; and California Bank & Trust Executive Vice President Bob Hulterstorm.

5. ADOPTION OF AGENDA

Director Hahn moved to adopt the agenda, seconded by Director Watt, and approved unanimously.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

There were no personal appearances or public comments.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

Current Service Awards, Promotions, and Honorable Mentions

- * Mark Wilson – Operations Supervisor – 10 Years – April
- * Tiger Team/A Better Way Award – Headquarters Lighting/Dimming Project – Marvin Cohen – Facilities Coordinator
- * CA Society of Municipal Finance Officers Operating Budget Excellence Award for Fiscal Years 2022-2023 & 2023-2024
- * California Water Environment Association’s State Plant of the Year Award – 4S Ranch Water Reclamation Facility

Operations Supervisor Wilson was recognized and congratulated for his years of service. Facilities Coordinator Cohen was presented with A Better Way Award. Financial Analyst II Graffam presented the Budget Excellence Award, and Water Reclamation Operator III Emerick presented the CWEA State Plant of the Year Award to the board.

8. CONSIDER APPROVAL OF THE MINUTES OF THE MARCH 15, 2023, REGULAR BOARD OF DIRECTORS MEETING

Director Watt moved to approve the minutes of the March 15, 2023, Regular Board of Directors meeting, seconded by President Guerin, and carried unanimously.

9. CONSENT CALENDAR

C-a CONSIDER ADOPTION OF A MOTION APPROVING THE PAYMENT OF LISTED WARRANTS FROM THE DISTRICT'S REVOLVING AND REGULAR ACCOUNTS; LISTED TRANSFERS OF FUNDS; REIMBURSEMENT OF EXPENSES TO BOARD MEMBERS AND STAFF; AND MONTHLY INVESTMENT REPORT

C-b CONSIDER ADOPTION OF A MOTION APPROVING THE DISTRICT'S CONSOLIDATED STATEMENT OF NET POSITION, CONSOLIDATED STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET POSITION, CONSOLIDATED STATEMENT OF CASH FLOWS, CONSOLIDATED ACTUAL VS BUDGET SUMMARY, AND CONSTRUCTION IN PROGRESS REPORT

C-c CONSIDER 2023 ANNUAL OBJECTIVES AND TIGER TEAM STATUS REPORT

C-d PROVIDE UPDATE ON THE 4S WATER RECLAMATION FACILITY WIRING AND CHEMICAL FEED EMERGENCY REPLACEMENT PROJECT AS AN EMERGENCY PROJECT IN ACCORDANCE WITH CALIFORNIA PUBLIC CONTRACT CODE SECTION 1102

C-e CONSIDER ACCEPTANCE OF THE 17075 THORN MINT COURT FIRE HYDRANT INSTALL (FIRESTONE BUILDERS, INC.) INTO OMWD'S SYSTEM AND ORDER A NOTICE OF COMPLETION BE FILED

C-f CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 420 FOR DEL MAR REAL ESTATE INVESTMENTS, LLC., TO LANDSCAPE WITHIN EASEMENT 834 LOCATED AT 6398 CLUBHOUSE DRIVE AND ORDER THE PERMIT BE RECORDED

C-g CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 421 FOR TRC ENCINITAS VILLAGE, LLC., TO CROSS WATER EASEMENT 512 LOCATED WITHIN THE ENCINITAS VILLAGE SHOPPING CENTER AT 119 N EL CAMINO REAL AND ORDER THE PERMIT BE RECORDED

President Guerin moved to approve the Consent Calendar, seconded by Director Hahn, and carried unanimously.

10. CONSIDER INFORMATIONAL REPORT FROM OLIVENHAIN MUNICIPAL WATER DISTRICT'S ACCOUNT REPRESENTATIVE AT CALIFORNIA BANK AND TRUST

Bob Hulterstorm from California Bank & Trust presented the informational report.

11. CONSIDER ANNUAL UPDATE OF THE DISTRICT’S FIVE YEAR STAFFING ANALYSIS

Human Resources Manager Joslin presented the report.

Director Watt moved to approve the addition of a new Collection System Operator and the addition of one Customer Service Representative I, seconded by Director Hahn, and approved unanimously.

12. CONSIDER INFORMATIONAL REPORT ON WATER SUPPLY CONDITIONS AND LONG-TERM WATER USE EFFICIENCY LEGISLATION

Administrative Analyst Jansen presented the informational report.

13. CONSIDER APPROVAL OF GENERAL LIABILITY, PROPERTY, AUTOMOBILE, EQUIPMENT, TERRORISM, EXCESS, AND CYBERSECURITY INSURANCE POLICIES FOR FISCAL YEAR 2024 WITH AMERICAN MUTUAL INSURANCE COMPANY IN AN AMOUNT NOT TO EXCEED \$668,000, AUTHORIZING THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT

Director Meyers moved to execute an insurance agreement with the Association of California Water Agencies Joint Power Insurance Agency for OMWD’s general liability, property, automobile, equipment, terrorism, excess, and cybersecurity insurance policies for Fiscal Years 2024-2027 and authorize the General Manager to execute insurance agreements on OMWD’s behalf, seconded by Director San Antonio, and approved with Director Hahn voting yes and Directors Guerin and Watt voting no.

14. CONSIDER VOTE FOR SAN DIEGO COUNTY CONSOLIDATED REDEVELOPMENT OVERSIGHT BOARD

Director Watt moved to vote for Patrick Sanchez with Vista Irrigation District for the San Diego County Consolidated Redevelopment Oversight Board, seconded by Director Guerin, and carried unanimously.

15. INFORMATIONAL REPORTS

A. President’s Report

President Guerin reported that she, Director Meyers, and Director Watt attended the Manchester Avenue Recycled Water Pipeline Project ribbon cutting event and thanked staff for all of their work.

B. General Manager’s Report

General Manager Thorner reported that she had a LAFCO Detachment Subcommittee meeting where three different options were presented, and comments were received. She will continue to monitor the issue and will prepare a memo for the board once the official report is released.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane's report was sent to the board.

D. General Counsel's Report

General Counsel Smith provided a written report that was included in the board packet.

E. San Diego County Water Authority (SDCWA) Report

SDCWA representative Meyers' written report was included in the board packet and discussed SDCWA's budget and rates, water supply, the Fallbrook and Rainbow detachment, and Metropolitan Water District's exchange rate litigation.

F. Legislative Report

The Legislative Report was included in the board packet.

G. Twelve Month Calendar/Other Meetings/Reports by Board Members Per AB 1234

Board Meeting Debrief (Mar 16)

President Guerin attended the board meeting debrief.

CWA Packet Briefing (Mar 20)

Director Meyers met with General Manager Thorner for the briefing.

Encina Wastewater Authority Tour (Mar 20)

Directors Meyers and Watt attended the tour.

North County Work Group Meeting (Mar 22)

Director Meyers attended the meeting.

Meeting with Senator Blakespear RE: Funding Personnel Committee Meeting (Mar 29)

Director Watt attended the meeting.

CWA Briefing on Key Budget/Rates Issues (Mar 31)

Director Meyers attended the meeting.

Manchester Avenue Recycled Water Pipeline Project Ribbon Cutting Event (Apr 11)

Directors Guerin, Meyers, and Watt attended the event.

Meeting with the General Manager RE: Board Meeting Agenda (Apr 11)

President Guerin had a meeting with the General Manager.

SDCWA Briefing with General Manager (Apr 17)

Director Meyers had a meeting with the General Manager.

COWU Meeting (Apr 18)

Director Meyers attended the meeting.

Board Meeting Pre-Briefing (Apr 18)

President Guerin had a meeting with the General Manager.

H. **Board Comments**

There were no board comments.

16. **CORRESPONDENCE**

Correspondence was provided in the board packet.

17. **AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS**

There were no meetings requiring authorization to attend.

18. **FUTURE AGENDA ITEMS**

There were no future agenda items added.

19. **CONSIDER PUBLIC COMMENTS**

There were no additional public comments.

NOTE: The meeting was in recess
from 6:29 p.m. to 6:45 p.m.

NOTE: The meeting was in Closed Session
from 6:45 p.m. to 7:01 p.m.

20. CLOSED SESSION

A) CONSIDER LITIGATION – HILLSIDE PATIO HOMES HOA [PURSUANT TO GOVERNMENT CODE SECTION 54956.9] • Additional Facts: Claim received on August 17, 2020. Claim rejected on September 9, 2020.

B) CONSIDER POTENTIAL LITIGATION – ONE CASE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]

21. OPEN SESSION

The board received a report and directed staff in Closed Session. There was no reportable action.

22. ADJOURNMENT

President Guerin adjourned the meeting at 7:02 p.m.

Christy Guerin, President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

Lawrence A. Watt, Secretary
Board of Directors
Olivenhain Municipal Water District