

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

June 21, 2023

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, June 21, 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; Melody Colombo, Administrative Analyst; Teresa Chase, Administrative Analyst; Joe Jansen, Administrative Analyst; Stephanie Kaufmann, Executive Secretary; Robert Kreutzer, Department Assistant; and George Mileon, Senior Systems Administrator.

5. ADOPTION OF AGENDA

Director Watt moved to adopt the agenda, seconded by President Guerin, 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

- * Watersmart Landscape Contest Winner, Brad Lefkowitz
- * Elfin Forest Recreational Reserve Photo Contest Winners
- * Gustavo Briceno – Utility I – New Hire
- * Bryce Keeler – Utility I – New Hire
- * Tom Arellano – Water Treatment Facilities Supervisor – 20 Years – May
- * Joey Randall – Assistant General Manager – 20 Years – June
- * American Public Works Association’s San Diego and Imperial County Chapter Project of the Year Award - Manchester Avenue Potable Water Pipeline Replacement Project
- * American Public Works Association’s San Diego and Imperial County Chapter Honor Award - Lone Jack Pressure Reducing Station Replacement Project

* Industrial Environmental Association’s 2023 Environmental Excellence Award -
Recycled Water Pipeline Extension 153A Project

President Guerin and the board announced and congratulated the Landscape Contest Winner and the Elfin Forest Photo Contest Winners.

The employees were congratulated on their years of service and the new employees were welcomed by the board.

8. CONSIDER APPROVAL OF THE MINUTES OF THE MAY 17, 2023, REGULAR BOARD OF DIRECTORS MEETING AND THE MINUTES OF THE MAY 31, 2023, SPECIAL BOARD OF DIRECTORS MEETING

Director Watt moved to approve the minutes of the May 17, 2023, Regular Board of Directors meeting and the minutes of the May 31, 2023, Special Board of Directors Meeting, seconded by Director Meyers, and approved 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 ADOPTION OF A RESOLUTION HONORING SANTA FE IRRIGATION DISTRICT’S 100-YEAR ANNIVERSARY
- C-d CONSIDER ADOPTION OF A RESOLUTION ESTABLISHING THE APPROPRIATION LIMIT AND AUTHORIZING THE APPLICATION OF PROCEEDS OF TAXES FOR FISCAL YEAR 2023-2024
- C-e CONSIDER APPROVAL OF THE LOCAL PROJECT SPONSOR AGREEMENT WITH THE SAN DIEGO COUNTY WATER AUTHORITY FOR THE NORTH SAN DIEGO WATER REUSE COALITION’S REGIONAL RECYCLED WATER PROGRAM
- C-f CONSIDER APPROVAL OF THE LOCAL PROJECT PARTICIPANT AGREEMENT WITH CITY OF CARLSBAD, CITY OF OCEANSIDE, LEUCADIA WASTEWATER DISTRICT, RINCON DEL DIABLO MUNICIPAL WATER DISTRICT, SAN ELIJO JOINT POWERS AUTHORITY, AND VALLECITOS WATER DISTRICT FOR THE NORTH SAN DIEGO WATER REUSE COALITION’S REGIONAL RECYCLED WATER PROGRAM

- C-g CONSIDER ACCEPTANCE OF THE 3144 LEVANTE 1-INCH WATER SERVICE INSTALLATION PROJECT (DENNIS MATHIS) INTO OMWD'S SYSTEM AND ORDER A NOTICE OF COMPLETION BE FILED
- C-h CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 425 FOR MIRA COSTA COLLEGE TO CONSTRUCT A STORM DRAIN AND IRRIGATION LINE THROUGH OMWD EASEMENT 751 LOCATED ON THE MIRA COSTA CAMPUS AND ORDER THE PERMIT BE RECORDED
- C-i CONSIDER VOTE FOR SOUTHERN NETWORK (SEAT C) REPRESENTATIVE TO THE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION BOARD OF DIRECTORS

Director Meyers moved to approve the Consent Calendar, seconded by Director San Antonio, and approved unanimously.

- 10. CONSIDER AND APPROVE MIDTERM CHANGES TO THE GENERAL MANAGER'S RECOMMENDED BIENNIAL OPERATING AND CAPITAL BUDGET FOR FISCAL YEARS 2023 AND 2024

Finance Manager Selamat presented the report.

President Guerin moved to approve midterm adjustments to the General Manager's Recommended Biennial Operating and Capital Budget for Fiscal Years 2023 and 2024, seconded Director Watt, and approved unanimously.

- 11. CONSIDER AN AMENDMENT TO OLIVENHAIN MUNICIPAL WATER DISTRICT'S CONFLICT OF INTEREST CODE

Director Watt moved to approve the amendments to the District's Conflict of Interest Code, seconded by Director Hahn, and approved unanimously.

- 12. CONSIDER SETTING A TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S WATER CAPACITY FEES FOR 2023 (July 19 – 5:30 P.M.)

President Guerin moved to set the Public Hearing for 2023 Water Capacity Fees for July 19, 2023 at 5:30 p.m. at the District's office, seconded by Director Meyers, and approved unanimously.

- 13. CONSIDER ADOPTION OF A RESOLUTION OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT UPDATING THE DISTRICT'S REPRESENTATIVE TO VOTE IN THE ABSENCE OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S REPRESENTATIVE TO THE SAN DIEGO COUNTY WATER AUTHORITY

There was board consensus to reaffirm Michael Hogan from Santa Fe Irrigation District as the district's representative to vote in the absence of the OMWD representative to the San Diego County Water Authority.

Director Watt moved to adopt Resolution 2023-14, seconded by Director Meyers, and approved unanimously.

14. INFORMATIONAL REPORTS

A. President's Report

President Guerin did not have a report.

B. General Manager's Report

General Manager Thorner's report was included in the board packet. She reported that the LAFCO Fallbrook and Rainbow detachment hearing will take place in July.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane's report was included in the board packet.

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 provided an update on SDCWA's proposed alternatives for the wholesale untreated water rate. The board offered support of SDCWA's option 2B, a rate increase of 8.2%.

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

Conference Call with the General Manager RE: CWA Finance Issues (May 23)

Director Meyers had a call with the General Manager.

National Public Works Week Luncheon (May 24)

Directors Hahn and Meyers attended the event.

Safety Committee Meeting (May 24)

Directors Hahn and Meyers attended the meeting.

Encina Wastewater Tour (May 26)

Directors Hahn and San Antonio attended the tour.

Special Board Meeting RE: Groundwater Project (May 31)

Directors Hahn, Meyers, and Watt attended the meeting.

Conference Call with the General Manager RE: Detachment (June 5)

Director Meyers had a conference call with the General Manager.

Senator Blakespear's Open House Event (June 10)

Director Meyers attended the event.

Conference Call with the General Manager RE: General Counsel Review (June 13)

Director Guerin had a call with the General Manager.

Meeting with the General Manager RE: CWA Rates (June 13)

Director Meyers had a call with the General Manager.

Separate Conference Calls RE: Public Policy Committee (June 14)

Directors Guerin and Watt had calls with the General Manager.

Conference Call RE: CWA Rates (June 19)

Director Meyers had a call with the General Manager.

Board Meeting Preparation (June 20)

President Guerin met with the General Manager.

Conference Call RE: CWA Rates (June 20)

Director Meyers had a call with the General Manager.

SFID 100-Year Anniversary Celebration (June 21)

Director Meyers attended the event.

H. Board Comments

There were no board comments.

15. CORRESPONDENCE

Correspondence was provided in the board packet.

16. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

17. FUTURE AGENDA ITEMS

There were no future agenda items added.

18. CONSIDER PUBLIC COMMENTS

There were no additional public comments.

NOTE: The meeting was in recess
from 5:36 p.m. to 5:47 p.m.

NOTE: The meeting was in Closed Session
from 5:47 p.m. to 6:19 p.m.

19. 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 GENERAL COUNSEL REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Preliminary input provided on May 17, 2023; full review to be held on June 21, 2023.

OPEN SESSION

There was no report out from Closed Session.

20. OPEN SESSION DISCUSSION OF GENERAL COUNSEL COMPENSATION

After discussion by the board, President Guerin moved to approve a rate increase to the General Counsel's regular hourly rate to \$344 effective July 1, 2023, seconded by Director Watt, and approved unanimously.

28. ADJOURNMENT

President Guerin adjourned the meeting at 6:30 p.m.

Christy Guerin, President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

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