

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

July 20, 2022

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, July 20, 2022, via video conference and in person.

President Watt called the meeting to order at 4:00 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Bruce-Lane, Guerin, Meyers, Topolovac, and Watt. It was noted that the meeting was published via teleconference in accordance with Assembly Bill 361, which allows local or state legislative bodies to hold meetings via teleconference, makes meetings accessible electronically, and waives certain Brown Act provisions.

President Watt 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; Rainy Selamat, Finance Manager; Jennifer Joslin, Human Resources Manager; Geoff Fulks, Operations Manager; Lindsey Stephenson, Engineering Manager; Brian Sodeman, Customer Service and Public Affairs Supervisor; Steve Weddle, Engineering Services Supervisor; Teresa Chase, Administrative Analyst; Joe Jansen, Administrative Analyst; Stephanie Kaufmann, Executive Secretary; Don MacFarlane, Consulting Engineer; and George Briest from G. Briest Consulting, Inc.

5. CONSIDER IMPLEMENTING ASSEMBLY BILL 361 THAT PROVIDES THE ABILITY TO MEET REMOTELY DUE TO THE GOVERNOR'S PROCLAIMED STATE OF EMERGENCY UNDER MODIFIED BROWN ACT REQUIREMENTS

Director Meyers moved to implement AB 361, seconded by President Watt, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

6. ADOPTION OF AGENDA

President Watt moved to adopt the agenda, seconded by Director Meyers, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

7. PERSONAL APPEARANCES AND PUBLIC COMMENTS

There were no public comments.

8. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

* Adam Schmidt – Systems Administrator – 5 Years – July

Systems Administrator Schmidt was congratulated on his years of service.

9. CONSIDER APPROVAL OF THE MINUTES OF THE JUNE 22, 2022, REGULAR BOARD OF DIRECTORS MEETING

Director Guerin moved to approve the minutes of the June 22, 2022, Regular Board of Directors meeting, seconded by President Watt, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

10. 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-d CONSIDER 2022 ANNUAL OBJECTIVES AND TIGER TEAM STATUS REPORT

C-e CONSIDER UPDATE ON THE COVID-19 EMERGENCY DECLARATION

C-f CONSIDER A RESOLUTION AUTHORIZING THE APPLICATION FOR FUNDING FROM THE UNITED STATES BUREAU OF RECLAMATION'S "WATERSMART GRANTS: WATER AND ENERGY EFFICIENCY GRANTS FOR FISCAL YEAR 2023" PROGRAM AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE UNITED STATES BUREAU OF RECLAMATION

C-g CONSIDER CONSENT TO AN ASSIGNMENT AGREEMENT BETWEEN THE SAN ELIJO JOINT POWERS AUTHORITY AND SAN DIEGUITO WATER DISTRICT FOR USE OF THE WANKET TANK FOR RECYCLED WATER AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

C-h CONSIDER A RESOLUTION TO OPPOSE BALLOT INITIATIVE 21-0042A1

President Watt requested to pull item C-c from the Consent Calendar to discuss further.

President Watt moved to authorize the Consent Calendar with the exception of item C-c, seconded by Director Guerin, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

C-c CONSIDER FOLLOW UP FROM THE MARCH 30 SPECIAL MEETING ON THE SAN DIEGUITO VALLEY BRACKISH GROUNDWATER DESALINATION PROJECT (INFORMATIONAL ITEM)

Assistant General Manager Randall presented the report.

President Watt moved to authorize Consent Calendar item C-c, seconded by Director Meyers, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

11. CONSIDER ADOPTION OF A RESOLUTION HONORING GEORGE BRIEST FROM GB CONSULTING, INC. FOR HIS EXPERTISE, DEDICATION, AND CONTRIBUTIONS TO THE OLIVENHAIN MUNICIPAL WATER DISTRICT

President Watt moved to adopt Resolution 2022-18, seconded by Director Topolovac, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

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

Administrative Analyst Jansen presented the report.

13. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (Article 2 – Organization of Board of Directors)

After discussion, the board determined that the language proposed in the addition to Article 2 was overly broad and that Article 27 (Conflict of Interest Code) of the Administrative and Ethics Code references the California Fair Political Practices Commission that includes adequate language. This was sufficient to address Director Bruce-Lane's initial concerns, therefore, no action was taken.

Director Guerin moved to reject the adoption of the proposed Article 2 Ordinance and to not bring the issue back before the board, seconded by President Watt and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

Item 15 was heard next on the agenda.

15. INFORMATIONAL REPORTS

A. President's Report

President Watt thanked Engineering Project Administrator Ogawa for her 18 years of service to OMWD upon her retirement.

B. General Manager's Report

General Manager Thorner's report was included in the board packet. She also provided an update on the Solve the Water Crisis Coalition efforts.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane's written report was distributed 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

General Manager Thorner reported that the Financial Strategy Work Group made a recommendation to have an external consultant comprehensively look at SDCWA rates, and to delay any change in its rate structure until 2025. She announced that a final selection for SDCWA's General Counsel was unanimously selected, is currently under contract negotiations, and will be announced in the near future. She also provided a demonstration of the new SDCWA dashboard to review member agency supply portfolios.

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 with the General Manager (June 24)

President Watt met with the General Manager.

Meeting with the General Manager RE: Board Issues (June 27)

Director Guerin met with the General Manager.

Meeting with the General Manager and Inspectors RE: Mark Out Program (June 28)

Director Meyers met with the General Manager and staff.

Safety Committee Meeting (June 29)

Directors Meyers and Topolovac attended the meeting.

Public Outreach Committee Meeting (June 30)

Directors Bruce-Lane and Guerin attended the meeting.

H. Board Comments

Director Meyers thanked staff for the Mark Out Program meeting.

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 public comments.

20. CLOSED SESSION

There was no Closed Session.

21. OPEN SESSION

NOTE: The meeting was in recess
from 5:20 p.m. to 5:30 p.m.

Item 14 was heard next on the agenda.

14. HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF OLIVENHAIN MUNICIPAL WATER DISTRICT'S PUBLIC HEALTH GOAL REPORT (JULY 20, 2022 – 5:30 P.M.)

President Watt announced that this was the time and place for a public hearing to consider the Public Health Goal Report.

General Manager Thorner stated that the notice of public hearing was published in the Union Tribune on Thursday, July 7, 2022. She added that OMWD has prepared a report comparing the district's drinking water quality for the Calendar Years 2019-2021 with public health goals adopted by California Environmental Protection Agency's Office of Environmental Health Hazard Assessment and with maximum contaminant level goals adopted by the United States Environmental Protection Agency. The district's water system complies with all of the health-based drinking water standards and maximum contaminant levels required by the California Department of Health Services and the US EPA.

There were no members of the public in attendance to speak.

President Watt announced that the public hearing was closed and reconvened the meeting of the Board of Directors.

Operation Manager Fulks presented the report.

President Watt moved to accept the report, seconded by Director Meyers, and carried by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, Topolovac, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

22. ADJOURNMENT

President Watt adjourned the meeting at 5:39 p.m.

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

ATTEST:

Kimberly A. Thorner, Assistant Secretary
Board of Directors
Olivenhain Municipal Water District