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

September 17, 2025

A meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, September 17, 2025, at the district office, 1966 Olivenhain Road, Encinitas, California.

President Hahn called the meeting to order at 4:04 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Guerin, Hahn, Lanfried, and Meyers. It was noted that Director Maloni was absent.

President Hahn 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; Jennifer Joslin, Human Resources Manager; John Carnegie, Customer Services Manager; Lindsey Stephenson, Engineering Manager; Jesse Bartlett-May, Operations Manager; Leo Mendez, Finance Manager; Steve Weddle, Engineering Services Supervisor; Brian Sodeman, Customer Service and Public Affairs Supervisor; Melody Colombo, Administrative Analyst; Jason Emerick, Collection System Operator III; Jeff Sambo, Systems Administrator; Stephanie Kaufmann, Executive Secretary; and Robert Kreutzer, Department Assistant.

5. ADOPTION OF AGENDA

Director Meyers moved to adopt the agenda, seconded by Director Guerin, and approved unanimously. It was noted that Director Maloni was absent.

It was noted that Director Maloni arrived at 4:06 p.m.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

Susan Fisher-Owens spoke via Zoom in support of fluoridation.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

Service Awards, Promotions, and Honorable Mentions

* Aster Hartanto – Accountant I – New Hire
* Joe Jansen – Administrative Analyst – 5 Years
* Sean Stevenson – WTP Operator III – 20 Years
* Gabe Hernandez – WRF Operator IV – 20 Years
* Raymond Motas – WRF Operator III – 20 Years
* Rudy Petrovski – Instrument Control Technician II – 20 Years
* Jose Rodriguez – Systems Operator I – 20 Years
* Leo Mendez – Finance Manager – Grow Your Own (GYO) Promotion
* Tiger Team/A Better Way Award – Firehouse SPS – Jason Emerick

* 2025 SDRMA McMurchie Excellence in Safety Award – Workers' Compensation Program
* Best of North County Best Place to Volunteer Award – Elfin Forest Recreational Reserve

The employees were welcomed and congratulated by the board. The awards were presented to the board.

8. CONSIDER APPROVAL OF THE MINUTES OF THE JULY 16, 2025 REGULAR BOARD OF DIRECTORS MEETING

Director Guerin moved to approve the minutes of the July 16, 2025, Regular Board of Directors meeting, seconded by Director Lanfried, 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
C-b	CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT DESIGNATING DEPOSITORIES AND AUTHORIZING INVESTMENTS FOR THE MONEY OF THE DISTRICT AND DESIGNATING THE SIGNATORIES FOR THE MANAGEMENT OF THE DISTRICT DEPOSITS AND RESCINDING RESOLUTION 2025-13
C-c	CONSIDER VOTING IN THE ASSOCIATION OF CALIFORNIA WATER AGENCIES BOARD OFFICERS' ELECTION FOR PRESIDENT & VICE PRESIDENT AND REGION 10 BOARD OF DIRECTORS FOR THE 2026-2027 TERM
C-d	CONSIDER PARTICIPATION ON CALIFORNIA SPECIAL DISTRICTS ASSOCIATION COMMITTEES AND EXPERT FEEDBACK TEAMS FOR THE 2026 TERM
C-e	CONSIDER ACCEPTANCE OF THE DAVID C. MCCOLLOM WATER TREATMENT PLANT BRIDGE CRANE REHABILITATION PROJECT, AND ORDER A NOTICE OF COMPLETION
C-f	CONSIDER AN AMENDMENT TO THE CURRENT PROFESSIONAL SERVICES AGREEMENT WITH UTILITY SERVICE CO., INC., FOR REHABILITATION AND INSPECTION SERVICES OF THE RAW WATER EQUALIZATION TANKS IN THE AMOUNT OF $525,842, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
C-g	CONSIDER ACCEPTANCE OF THE HIDDEN COVE WATER SERVICE INSTALLATION (LENNAR HOMES OF CALIFORNIA, LLC) INTO OMWD'S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED

C-h	CONSIDER ACCEPTANCE OF THE HELEN WOODWARD ANIMAL CENTER PUBLIC IMPROVEMENTS (HELEN WOODWARD ANIMAL CENTER) INTO OMWD'S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
C-i	CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 430 FOR CHRISTOPHER R. SMITH AND CHERYL M. SMITH TO RELOCATE THEIR DRIVEWAY WITHIN OMWD EASEMENT 678 LOCATED AT 18525 ALISO CANYON ROAD AND ORDER THE PERMIT BE RECORDED

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

10. CONSIDER ADOPTION OF REVISIONS TO SOCIAL MEDIA OUTREACH POLICY

Administrative Analyst Colombo presented the report.

President Hahn moved to approve the proposed revisions to the Social Media Outreach Policy, seconded by Director Guerin, and approved unanimously.

The board requested a presentation from General Counsel Smith on the Social Media Outreach Policy as it pertains to them.

11. CONSIDER UPDATE ON AVAILABILITY OF FUNDING FOR WATER FLUORIDATION AND CONSIDER NOTIFICATION TO CUSTOMERS THAT THE BOARD WILL CONSIDER FLUORIDATION AT THE JANUARY 2026 MEETING

General Manager Thorner presented the report.

Director Lanfried requested any comments on fluoride be sent to the board as they come in and include the comments in the next fluoride board memo.

Tooka Zokaie spoke in support of fluoridation and requested the inclusion of previous comments in future fluoride memos to the board.

Susan Fisher-Owens spoke regarding fluoride levels and in support of fluoridation.

Director Maloni requested that demographic financial and age information about OMWD's service area, along with the federal and state MCL levels for fluoride, be included in the next fluoride board memo.

Director Meyers requested to include a list of member agencies that fluoridate and those agencies that do not.

President Hahn moved to authorize the notification that the board will consider changes to OMWD's fluoridation practices at the January 2026 board meeting, seconded by Director Guerin, and approved unanimously.

12. CONSIDER DISCUSSION BY BOARD ON ADMINISTRATIVE AND ETHICS CODE §9.14. O AND PROVIDE DIRECTION TO STAFF

General Manager Thorner presented the report.

Director Meyers moved to have staff prepare an Ordinance with a revision to §9.14. O of the Administrative and Ethics Code adding the language that, "Any customer refunds over $25,000 authorized by the General Manager under this section shall be reported with an additional disclosure to the Board of Directors at the end of the monthly warrant list," seconded by Director Lanfried, and approved with Director Guerin opposed.

13. CONSIDER DISCUSSION AND APPROVAL OF PRE-BUYING 3,449 ACRE FEET OF WATER AND PLACING IT INTO STORAGE IN DECEMBER 2025

Finance Manager Mendez presented the report.

Director Guerin moved to approve pre-buying 3,449-acre feet of water from the San Diego County Water Authority and placing it into storage in December 2025, seconded by Director Meyers, and approved unanimously.

14. CONSIDER THE FOLLOWING ACTIONS RELATED TO THE AZAHAR AND CADENCIA STREETS LEAK REPAIR:
   A. REVIEW THE GENERAL MANAGER'S EMERGENCY DECLARATION FOR THE AZAHAR/CADENCIA STREET LEAK REPAIR PROJECT
   B. AUTHORIZE AN INCREASE TO THE GENERAL MANAGER'S EMERGENCY SPENDING LIMIT AUTHORITY FROM $1 MILLION TO A TOTAL OF $2.5 MILLION, FOR ALL EMERGENCY WORK DONE TO DATE, AND EXTENDING THE EMERGENCY REPLACEMENT PROJECT FOR AZAHAR, CADENCIA, ROMERIA, AND ALDEA AS SHOWN ON EXHIBIT A
   C. APPROPRIATE $2,500,000 TO THE PROJECT BUDGET FROM THE PIPELINE REPLACEMENT PROJECT BUDGET, THE VALVE REPLACEMENT PROJECT, AND THE CAPITAL RESERVE FUND
   D. AUTHORIZE APPROVALS OF TIME AND MATERIALS CONTRACTS AND PROCUREMENT CONTRACTS WITH (1) CASS ARRIETA IN A NOT TO EXCEED AMOUNT OF $2,000,000, (2) NINYO & MOORE, (3) JOE'S PAVING, (4) CECELIA'S TRAFFIC CONTROL (5) OSCARS TRAFFIC CONTROL, (6) PACIFIC PIPE FOR MATERIALS (PIPE, HYDRANTS, AND VALVES) AND (7) HDR FOR ANALYSIS AND INVESTIGATION OF PIPE SAMPLES, AND AUTHORIZE THE GENERAL MANAGER TO NEGOTIATE AND SIGN ON BEHALF OF THE DISTRICT
   E. ADOPT A RESOLUTION MAKING CEQA FINDINGS AND ORDERING A NOTICE OF EXEMPTION BE FILED WITH THE SAN DIEGO COUNTY CLERK AND THE STATE

CLEARINGHOUSE AT THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

General Manager Thorner and Operations Manager Bartlett-May presented the report.

Director Meyers moved to 1) review and affirm the General Manager's emergency declarations; 2) increase the General Manager's emergency authority for this Project from the $1 million limit established in Administrative & Ethics Code Section 3.2.1 to $2.5 million, for all emergency work done to date, and extend the emergency replacement project for Azahar Street, Cadencia Street, Romeria Street, and Aldea Place; 3) authorize an appropriation of $2,500,000 to the Project, to be funded by transferring $400,000 from the FY 26 Pipeline Replacement Project budget, $100,000 from the FY 26 Valve Replacement Project, and $2,000,000 from the Capital Reserve Fund; 4) authorize approval of a time and materials contract with Cass Arrieta in an amount not to exceed $2,000,000, and authorize the General Manager to sign on OMWD's behalf, as well as time and material contracts with Ninyo and Moore for soils and geotechnical work, Joe's Paving for road restoration, Ceclia's and Oscar's for traffic control, Pacific Pipe for materials (pipe, hydrants, and valves), as well as HDR for failure analysis. Expenses associated with all of these contracts and necessary staff time should be covered within the requested appropriation of $2,500,000 for all emergency response work undertaken to date through completion of the Project, which is anticipated to be November for all work; and 5) adopt the proposed Resolution which makes CEQA findings for declaration of the Azahar Street, Cadencia Street, Romeria Street, and Aldea Place Leak Repair Project as an Emergency Project exempt from CEQA, and approve of filing of a NOE for the Project with the San Diego County Clerk for posting per CEQA Guideline Section 15062, and with the State Clearinghouse at the Governor's Office of Planning and Research. The motion was seconded by Director Guerin and carried unanimously.

15. CONSIDER PROPOSED CHANGES TO OMWD WATER-RELATED SERVICE FEES (ANNUAL REVIEW FOR 2025) AND ADOPTION OF AN ORDINANCE AMENDING OLIVENHAIN MUNICIPAL WATER DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (ARTICLE 8 – WATER RATES AND CHARGES, ARTICLE 13 – POLICY FOR DISTRICT FACILITIES, AND ARTICLE 10 – ENCROACHMENT PERMITS)

Finance Manager Mendez presented the report.

Director Lanfried proposed to set the transfer fee at $55 and not to phase in as proposed.

Upon motion by Director Lanfried, and a second by Director Guerin, Ordinance 532 with the modification to set the transfer fee to $55 without a phase-in was approved by the following roll call vote:

AYES:	Directors Guerin, Hahn, Lanfried, and Meyers
NOES:	Director Maloni

ABSTAIN: None
ABSENT: None

16. CONSIDER APPROVAL OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S 2025 WATER CAPACITY FEES AND ADOPTION OF AN ORDINANCE AMENDING SECTION 13.11 OF THE DISTRICT'S ADMINISTRATIVE AND ETHICS CODE – OMWD CAPACITY FEES BY ZONE (ARTICLE 13 – POLICY FOR DISTRICT FACILITIES)

Finance Manager Mendez presented the report.

Upon motion by Director Meyers, and a second by Director Maloni, Ordinance 533 was approved by the following roll call vote:

AYES: Directors Guerin, Hahn, Lanfried, Maloni, and Meyers
NOES: None
ABSTAIN: None
ABSENT: None

17. CONSIDER ADOPTION OF A RESOLUTION MAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT EXEMPTION FINDINGS TO ESTABLISH WATER CAPACITY FEES WITHIN ZONES OF BENEFIT IN THE DISTRICT, AND ORDER A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK OF THE COUNTY OF SAN DIEGO AND THE STATE CLEARINGHOUSE AT THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

Finance Manager Mendez presented the report.

Director Lanfried moved to adopt Resolution 2025-24, seconded by Director Guerin, and approved unanimously.

18. CONSIDER APPROVAL OF CONSTRUCTION CHANGE ORDER 3 WITH J.R. FILANC CONSTRUCTION COMPANY, INC. TO THE GARDENDALE AND VILLAGE PARK WEST PRESSURE REDUCING STATION REPLACEMENT PROJECT FOR AN ESTIMATED, NOT TO EXCEED VALUE OF $250,000 FOR THE OVERLAND AND MOUNTAIN VISTA VALVE REPLACEMENT, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

Engineering Services Supervisor Weddle presented the report.

Director Maloni moved to approve construction change order 3 with J.R. Filanc Construction Company, Inc. in an estimated, not to exceed amount of $250,000 for urgent valve replacements near the intersection of Overland and Mountain Vista to support construction of the Gardendale and Village Park West Pressure Reducing Station Replacement Project, and authorize the General Manager to sign on behalf of the district, seconded by Director Guerin, and approved unanimously.

19. INFORMATIONAL REPORTS

A. President's Report

President Hahn thanked staff for the retirement luncheon and the Open House events.

B. General Manager's Report

General Manager Thorner reported that she will be testifying for exemptions on the amendments of Advanced Clean Fleets Regulations at the California Air Resources Board (CARB), that OMWD and Rancho Santa Fe Fire submitted comment letters to CARB, and that OMWD's position on mutual aide exemptions were incorporated into both the California Special Districts Association and Association of California Water Agencies Coalition comment letters.

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 updates on the new General Manager at MWD, the Colorado River negotiations, reservoir levels, and the Delta Conveyance.

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

Ad Hoc SDCWA Voting Structure Committee Meeting (Jul 17)

Directors Maloni and Meyers attended the meeting.

Conference Call with the General Manager RE: OMWD (Jul 22)

Director Guerin had a call with the General Manager.

<u>Safety Committee Meeting (Jul 23)</u>

Directors Guerin and Hahn attended the meeting.

<u>Ad Hoc Insurance Committee (Jul 30)</u>

Directors Guerin and Maloni attended the meeting.

<u>Conference Call with the General Manager RE: Fires (Aug 1)</u>

President Hahn had a call with the General Manager.

<u>KnowBe4 Cybersecurity Training (Aug 3)</u>

Director Hahn completed the training.

<u>ACWA 101 Virtual Session (Aug 6)</u>

Director Maloni attended the meeting.

<u>Finance Committee Meeting (Aug 7)</u>

Directors Maloni and Meyers attended the meeting.

<u>Ad Hoc Outreach and Conservation Subcommittee Meeting (Aug 12)</u>

Directors Hahn and Lanfried attended the meeting.

<u>Conference Call with the General Manager RE: Root Intrusion in Neighborhood (Aug 15)</u>

President Hahn had a call with the General Manager.

<u>Conference Call with the General Manager RE: Declared Emergency (Aug 19)</u>

Director Meyers had a call with the General Manager.

<u>Rainy's Retirement Luncheon (Aug 20)</u>

Directors Guerin, Hahn, Maloni, and Meyers attended the event.

<u>Urban Water Institute Conference (Aug 20-22)</u>

Director Maloni attended the conference.

CSDA Quarterly Dinner (Aug 21)

Director Meyers attended the event.

Ramona 100th Year Anniversary Event (Aug 22)

Director Maloni attended the event.

Facilities Committee Meeting (Sep 3)

Directors Guerin and Maloni attended the meeting.

Special Finance Committee Meeting (Sep 4)

Directors Maloni and Meyers attended the meeting.

OMWD Open House & Emergency Preparedness Event (Sep 6)

Directors Hahn, Lanfried, Maloni, and Meyers attended the event.

Meeting with the General Manager RE: General OMWD Issues (Sep 8)

Director Maloni met with the General Manager.

Signature Card Verification Call (Sep 11)

Director Guerin had a call.

EFRR Executive Committee Meeting (Sep 15)

Directors Lanfried and Maloni attended the meeting.

Board Meeting Pre-Briefing (Sep 15)

Director Hahn had a briefing with the General Manager.

COWU Luncheon (Sep 16)

Directors Hahn, Maloni, and Meyers attended the event.

20. CORRESPONDENCE

Correspondence was provided in the board packet.

21. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend. Director Maloni announced that he and Director Meyers are attending the Metropolitan Water District's Colorado River Tour.

22. FUTURE AGENDA ITEMS

There were no future agenda items added.

23. CONSIDER PUBLIC COMMENTS

NOTE: The meeting was in Recess
from 6:53 p.m. to 7:07 p.m.

NOTE: The meeting was in Closed Session
from 7:07 p.m. to 8:07 p.m.

24. CLOSED SESSION

A) CONSIDER LITIGATION – STANLEY D. JONES ET AL. VS. OLIVENHAIN MUNICIPAL WATER DISTRICT [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]

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

C) CONSIDER LITIGATION – CalPERS [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]

25. OPEN SESSION

General Counsel Smith stated that there was no reportable action from Closed Session.

26. ADJOURNMENT

The meeting was adjourned at 8:08 p.m.

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Matthew R. Hahn, President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

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Christy Guerin, Secretary
Board of Directors
Olivenhain Municipal Water District