

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

November 16, 2022

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, November 16, 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, 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; Jennifer Joslin, Human Resources Manager; Geoff Fulks, Operations Manager; Rainy Selamat, Finance Manager; Lindsey Stephenson, Engineering Manager; Steve Weddle, Engineering Services Supervisor; Leo Mendez, Accounting Supervisor; Jared Graffam, Financial Analyst II; Teresa Chase, Administrative Analyst; Joe Jansen, Administrative Analyst; Stephanie Kaufmann, Executive Secretary; Don MacFarlane, Consulting Engineer; and Dr. Tim McLarney from True North Research.

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, and Watt
NOES:	None
ABSTAIN:	None
ABSENT:	None

6. ADOPTION OF AGENDA

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

AYES:	Directors Bruce-Lane, Guerin, Meyers, 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

Current Service Awards, Promotions and Honorable Mentions

\*Jeff Herrmann – Field Services Technician II – GYO Promotion – October

Field Services Technician Herrmann was congratulated by the board.

2022 Pure Excellence Award winners:

US Representative Mike Levin – Legislator of the Year

Core & Main, Ferguson Waterworks, and Pacific Pipeline Supply – Businesses of the Year

Campeños Unidos, Inc. – Non-Profit of the Year

Jon and Sabine Kurz-Sherman – Volunteers of the Year

Robert F. Topolovac – Presidential

President Watt and Administrative Analyst Chase presented the awards to the Pure Excellence Award Winners.

9. CONSIDER APPROVAL OF THE MINUTES OF THE OCTOBER 19, 2022, REGULAR BOARD OF DIRECTORS MEETING

Director Meyers moved to approve the minutes of the October 19, 2022, Regular Board of Directors meeting, seconded by Director Guerin, and approved by the following roll call vote:

AYES:	Directors Bruce-Lane, Guerin, Meyers, 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

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

C-c CONSIDER APPROVAL OF CONSTRUCTION CHANGE ORDER NO. 2 FOR THE MANCHESTER AVENUE RECYCLED WATER PIPELINE PROJECT (D120040) IN THE AMOUNT OF \$70,848.71 WITH CCL CONTRACTING INC. AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

- C-d CONSIDER AWARD OF A CONTRACT WITH FARWEST CORROSION CONTROL COMPANY IN THE AMOUNT OF \$88,220 FOR THE LUSARDI PHASE II CATHODIC PROTECTION REPLACEMENT PROJECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT, ADOPT A RESOLUTION AND AUTHORIZE A NOTICE OF EXEMPTION TO BE FILED WITH THE COUNTY CLERK, COUNTY OF SAN DIEGO
- C-e CONSIDER ACCEPTANCE OF THE VIA BROMA WATER SERVICE ABANDONMENT AND WATER SERVICE INSTALLATION INTO OMWD'S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
- C-f CONSIDER APPROVAL OF A LANDLORD CONSENT AND RELEASE AGREEMENT BETWEEN SPRINT PCS ASSETS, LLC AND OLIVENHAIN MUNICIPAL WATER DISTRICT ALLOWING ASSIGNMENT OF THE EXISTING SPRINT CELLULAR COMMUNICATIONS LEASE AND FACILITIES AT THE GOLEM RESERVOIR SITE TO DISH WIRELESS, LLC AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
- C-g CONSIDER APPROVAL OF A LEASE AGREEMENT BETWEEN DISH NETWORK, LLC AND OLIVENHAIN MUNICIPAL WATER DISTRICT TO ALLOW COMMUNICATIONS FACILITIES AT THE ZORRO RESERVOIR SITE AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
- C-h CONSIDER ACCEPTANCE OF THE DAVID C. MCCOLLOM WATER TREATMENT PLANT BACKPULSE SUPPLY PIPELINE REPLACEMENT PROJECT (JENNETTE COMPANY) INTO THE DISTRICT'S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED

Director Meyers requested a discussion of the unforeseen circumstances noted in item C-c. Engineering Services Supervisor Weddle indicated that the unforeseen circumstances that resulted in the change orders were due to unmarked underground facilities.

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

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

- 11. CONSIDER RENEWAL OF AN AGREEMENT FOR SHARED SAFETY TRAINING RESOURCES AND CERTIFIED WASTEWATER OPERATOR SERVICES BETWEEN OLIVENHAIN MUNICIPAL WATER DISTRICT AND SAN ELIJO JOINT POWERS AUTHORITY AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT

Director Guerin moved to approve the renewal of an agreement for shared safety training resources and certified wastewater operator services between OMWD and San Elijo

Joint Powers Authority and to have the General Manager sign on behalf of the district, seconded by Director Meyers, and approved by the following roll call vote:

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

12. CONSIDER A REPORT ON THE RESULTS OF THE CUSTOMER SATISFACTION SURVEY (INFORMATIONAL ITEM)

Administrative Analyst Jansen and Dr. Tim McLarney from True North Research presented the informational report. President Watt congratulated staff on the 92% of surveyed customers that were satisfied with the customer service they received.

13. CONSIDER STATUS UPDATE ON THE PROPOSED FALLBROOK PUBLIC UTILITIES DISTRICT AND RAINBOW MUNICIPAL WATER DISTRICT DETACHMENT FROM THE SAN DIEGO COUNTY WATER AUTHORITY

General Manager Thorner presented the informational report.

The remainder of the item was discussed in Closed Session.

14. INFORMATIONAL REPORTS

A. President's Report

President Watt reported that he attended the APWA Luncheon and the OMWD VIP Tour, that OMWD received a grant from County Supervisor Lawson-Remer that will be used towards the Equine Incline Rehabilitation Project at the Elfin Forest Recreational Reserve, and that OMWD has had no paid workers compensation claims resulting in a cost savings on OMWD's insurance policy from Special District Risk Management Authority next year.

President Watt and General Manager Thorner thanked Director Bruce-Lane for her years of service on the Board of Directors.

B. General Manager's Report

General Manager Thorner's written report was attached.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane's written report was included in the board packet. He also reported that Metropolitan will consider their water supply allocations

to their member agencies in December. The allocation will not apply to the northwest portion of their service area because they are already under emergency allocations due to their dependence on the State Water Project.

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 SDCWA is actively monitoring the Metropolitan allocations, that SDCWA's project labor agreement for the Capital Improvement Program was approved, and that she was selected as Chair of the Imported Water Committee for the next two years.

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 (Oct 20)**

President Watt had a debrief with the General Manager.

**Meeting with the General Manager (Oct 20)**

Director Guerin had a meeting with the General Manager.

**San Diego AgTech Startup Hackathon (Oct 21)**

Director Meyers attended the event.

**Recycled Water Briefing (Oct 24)**

Director Meyers attended the briefing.

**Safety Committee Meeting (Oct 26)**

Director Meyers attended the committee meeting.

**VIP Tour (Nov 3)**

Directors Meyers and Watt attended the tour.

**Finance Committee Meeting (Nov 9)**

President Watt attended the committee meeting.

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 public comments.

General Counsel Smith reported he recused himself from Closed Session.

NOTE: The meeting was in recess  
from 5:51 p.m. to 5:59 p.m.

NOTE: The meeting was in Closed Session  
from 5:59 p.m. to 7:17 p.m.

19. CLOSED SESSION

B) IF NECESSARY: POTENTIAL LITIGATION – ON THE FALLBROOK PUBLIC UTILITY DISTRICT AND RAINBOW MUNICIPAL WATER DISTRICT DETACHMENT [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(4)]

C) CONSIDER GENERAL MANAGER REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Receive packet; full review and compensation discussion to be held on November 16, 2022.

20. OPEN SESSION

There was board consensus to submit comments to San Diego LAFCO on the Fallbrook/Rainbow detachments.

21. CONSIDER GENERAL MANAGER’S (A) 2022 INCENTIVE AND (B) 2023 COMPENSATION

After discussion by the board, General Manager Thorner was awarded \$7,200 for goal incentive pay for calendar year 2022, payable in November 2022. General Manager Thorner will receive a base pay increase of 3% effective January 1, 2023.

President Watt moved to grant the aforementioned goal incentive pay and compensation as stated, seconded by Director Guerin, and carried unanimously by the following roll call vote:

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

It was noted that the 2023 goal incentive amount would be established after the Annual Objectives presentation in January 2023.

22. ADJOURNMENT

President Watt adjourned the meeting at 7:25 p.m.

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

ATTEST:

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