

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

March 8, 2017

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, March 8, 2017 at the District office, 1966 Olivenhain Road, Encinitas, California.

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 Guerin, Sprague, Topolovac, Varty, and Watt.

President Watt declared a quorum present and ordered the meeting to proceed. In attendance were Kimberly Thorner, General Manager; Alfred Smith, General Counsel; Joseph Randall, Assistant General Manager; Rainy Selamat, Finance Manager; George Briest, Engineering Manager; Dave Smith, Operations Manager; John Carnegie – Customer Services Manager; and Stephanie Kaufmann, Executive Secretary.

Also in attendance were Consulting Engineer Don MacFarlane; District employees Brian Sodeman – Customer Service and Public Affairs Supervisor; John Onkka – Water Reclamation Facility Supervisor; Teresa Chase – Staff Analyst; Jennifer Joslin – Human Resources Analyst; Cathy Collier – Project Accountant; Lorrie Smith – Accountant; Tammi Lile – Accountant; Lisa Maxwell – Accountant; Cindy Pecile – Engineering and Right of Way Coordinator; Felipe Monsai – Financial Analyst; Leo Mendez – General Ledger Accountant; and Jesica Cleaver – Customer Service Representative.

5. ADOPTION OF AGENDA

Director Guerin moved to adopt the agenda, seconded by Director Sprague and carried unanimously.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

Customer Daniel Baldwin addressed the board regarding San Diego County Water Authority Chair Muir's article in the Coast News in relation to the Oroville Dam and the State of California.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

- \* Rainy Selamat, Finance Manager – 20 years of service
- \* Bill Forquer, Water Reclamation Operator I – 10 years of service

Those who received awards were congratulated by all in attendance.

8. CONSIDER APPROVAL OF THE MINUTES OF THE FEBRUARY 15, 2017 REGULAR BOARD OF DIRECTORS MEETING

Director Sprague moved to approve the February 15, 2017 meeting minutes, seconded by Director Guerin and carried unanimously with President Watt abstaining. It was noted that President Watt was out of town for the February 15 board meeting.

9. CONSENT CALENDAR

C-a CONSIDER A RESOLUTION CONCURRING IN THE NOMINATION OF FRED J. ADJARIAN TO THE EXECUTIVE COMMITTEE OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES JOINT POWERS INSURANCE AUTHORITY

C-b CONSIDER APPROVAL OF AN APPROPRIATION OF \$21,000 FROM THE PIPELINE REPLACEMENT FUND TO THE VIA DEL CERRITO METER RELOCATION PROJECT FOR COMPLETION OF THE PROJECT

C-c CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 381 AT THE WIEGAND RESERVOIR SITE (AIRTOUCH CELLULAR SUCCESSOR IN INTEREST TO PACBELL MOBILE ACCESS) AND ORDER THAT THE PERMIT BE RECORDED

C-d CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 383 FOR 18239 AVENIDA APICE (KEVIN MACLAREN BROWN AND KRISTI LYNN CAMPANINI) AND ORDER THAT THE PERMIT BE RECORDED

C-e CONSIDER ADOPTION OF AN AMENDED RESOLUTION MAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS FOR THE AUTOMATED METERING INFRASTRUCTURE COMMUNICATION PROJECT ADDING TWO ADDITIONAL LOCATIONS AND ORDER THAT A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK, COUNTY OF SAN DIEGO

Director Topolovac moved to approve the Consent Calendar items as written, seconded by Director Varty and carried unanimously.

10. CONSIDER STAFF-PROPOSED RATE ADJUSTMENTS TO THE OLIVENHAIN MUNICIPAL WATER DISTRICT COMMODITY WATER RATES, SYSTEM ACCESS CHARGES (“OMWD-SAC”), AND SAN DIEGO COUNTY WATER AUTHORITY INFRASTRUCTURE ACCESS CHARGE (“SDCWA-IAC”) EFFECTIVE MARCH 31, 2017 AND ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (ARTICLE 8 – Water Rates and Charges)

Customer Steve Linke spoke regarding his opposition to increasing the fixed charges of the proposed rate increase for all customers. The board thanked Mr. Linke for his analysis and comments.

Upon motion by Director Guerin and a second by Director Sprague, Ordinance No. 448 was adopted by the following roll call vote:

AYES: Directors Guerin, Sprague, Topolovac, Varty, and Watt  
NOES: None  
ABSTAIN: None  
ABSENT: None

11. CONSIDER NOMINATIONS FOR THE CALIFORNIA SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS

The Board chose not to nominate a candidate for this year's SDRMA election.

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

Customer Service and Public Affairs Supervisor Sodeman provided the update. This was an informational item. No Board action was required.

13. INFORMATIONAL REPORTS

A. President's Report

President Watt reported that the Ad Hoc Cybersecurity Subcommittee met and will be back with another Closed Session item at the May 17 Board Meeting. President Watt will also be speaking at the North Coast Eco Rotary Club and will present on behalf of OMWD.

B. General Manager's Report

General Manager Thorner reported that the Santa Fe Irrigation District, the San Diego County Water Authority, and the City of San Diego are working together to move water out of Lake Hodges due to the high water level. She also reported that there will be a San Dieguito Groundwater Study community meeting held at the Rancho Santa Fe Fire Station. Lastly, General Manager Thorner reported that she was nominated to serve on the National WateReuse Board.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane will provide a written report after the MWD board meeting on Monday, March 13.

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 Report

Director Guerin reported that she is serving on a committee to review and monitor consulting and public outreach services at SDCWA. She also traveled to Sacramento with SDCWA and met with Kim Craig from the Governor's Office.

F. Legislative Report

The report was included in the board packet.

G. LAFCO Report

Director Sprague provided a brief update.

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

**CSDA Quarterly Dinner (Feb 16)**

Director Varty attended the CSDA quarterly dinner and provided brief comments.

**COUW Breakfast (Feb 21)**

Director Varty attended the COWU breakfast.

**Safety Committee Meeting (Feb 23)**

Directors Topolovac and Watt attended the Safety Committee meeting and noted that OMWD is approaching four thousand days without an accident.

**CWEA Awards Tour Inspection (Feb 24)**

Directors Topolovac, Varty, and Watt attended the inspection.

**ACWA DC Conference (Feb 28-Mar 1)**

Director Watt attended the ACWA DC conference.

**Ad Hoc Cybersecurity Subcommittee Meeting (Mar 6)**

Directors Topolovac and Watt attended the subcommittee meeting.

14. CORRESPONDENCE

Correspondence was provided in the board packet.

15. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

16. FUTURE AGENDA ITEMS

There were no future agenda items requested.

17. CONSIDER PUBLIC COMMENTS

There were no public comments.

18. CONSIDER IDENTIFYING REAL PROPERTY NEGOTIATORS AS GENERAL MANAGER THORNER, ASSISTANT GENERAL MANAGER RANDALL, AND ENGINEERING MANAGER BRIEST REGARDING THE SALE, CREATION OF A MITIGATION BANK, OR DEVELOPMENT OF REAL PROPERTY

Director Watt moved to authorize General Manager Kimberly Thorner, Assistant General Manager Joseph Randall, and Engineering Manager George Briest as real property negotiators, seconded by Director Guerin and carried unanimously.

NOTE: The meeting was in recess  
from 5:32 p.m. to 5:45 p.m.

NOTE: The meeting was in closed  
session from 5:45 p.m. to 6:24 p.m.

19. CLOSED SESSION

A) PROVIDE DIRECTION TO THE GENERAL MANAGER WHETHER TO SELL, CREATE A MITIGATION BANK, OR DEVELOP PROPERTY [PURSUANT TO GOVERNMENT CODE SECTION 54956.8]

- PROPERTIES UNDER NEGOTIATION: APN NUMBERS: 223-081-04-00, 223-082-23-00, 223-082-04-00, 223-081-05-00, 223-081-06-00, 257-401-11-00, 303-014-06-00, 264-041-26-00, 264-041-27-00, 264-051-04-00, 264-053-09-00, 264-053-10-00, 264-053-11-00, 264-053-12-00, 264-053-19-00, 679-140-02-00, 679-140-03-00, 679-140-04-00, 679-140-11-00, 679-140-12-00, 679-140-13-00
- NEGOTIATORS: GENERAL MANAGER THORNER, ASSISTANT GENERAL MANAGER RANDALL, AND ENGINEERING MANAGER BRIEST
- UNDER NEGOTIATION: WHETHER TO SELL, CREATE A MITIGATION BANK, OR DEVELOP PROPERTIES

OPEN SESSION

President Watt directed staff on all closed session items. Staff was directed to bring back a plan of action by the end of the year.

20. ADJOURNMENT

President Watt adjourned the meeting at 6:24 p.m.

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

ATTEST:

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Gerald E. Varty, Secretary  
Board of Directors  
Olivenhain Municipal Water District