

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

SEPTEMBER 14, 2016

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, September 14, 2016 at the District office, 1966 Olivenhain Road, Encinitas, California.

President Sprague called the meeting to order at 4:03 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Guerin, Sprague, Topolovac, Varty, and Watt.

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

Also in attendance were Consulting Engineer Don MacFarlane; consultants Lora Carpenter and Robert Porr from Fieldman, Rolapp and Associates; District employees Dan Bean – Construction Supervisor; John Carnegie – Customer Service and Public Affairs Supervisor; Jeff Anderson – Park Supervisor; Mike Perez – Meters Supervisor; Karen Ogawa – Engineering Project Administrator; Lorrie Smith – Accountant I; Brandon Barnick – Field Services Technician II; Brian Sodeman – Education and Conservation Coordinator; Adam Calm – Systems Operator II; and Don Wilbur – Elfin Forest Docent.

5. ADOPTION OF AGENDA

General Manager Thorner recommended item 14 be heard following item 10 based on guests and attendance.

Director Watt moved to adopt the agenda as amended, seconded by Director Topolovac and carried unanimously.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

There were no personal appearances or public comments.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

- * Lorrie Smith – Accountant I – 15 years
- * Brandon Barnick – GYO Field Services Technician II – Promotion

The employees were congratulated by the Board.

8. CONSIDER APPROVAL OF THE MINUTES OF THE AUGUST 17, 2016 REGULAR BOARD OF DIRECTORS MEETING

Director Guerin moved to approve the August 17, 2016 meeting minutes, seconded by Director Topolovac and carried unanimously.

9. GYO PRESENTATION – BRANDON BARNICK

Brandon Barnick – Field Services Technician II, presented his GYO Presentation to the Board.

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; AND REIMBURSEMENT OF EXPENSES TO BOARD MEMBERS AND STAFF REPORT

C-b CONSIDER AN APPROPRIATION OF \$50,000 TO THE PALMS RESERVOIR PIPELINE PROJECT FOR PROJECT COMPLETION AND CLOSEOUT

C-c CONSIDER ACCEPTANCE OF THE LA COSTA TOWN CENTER PHASE I PROJECT (AG-CP LA COSTA OWNER, LP) AND ORDER THAT A NOTICE OF COMPLETION BE FILED

C-d CONSIDER APPROVAL OF ENCROACHMENT PERMIT NO. 375 FOR CALLE PRIVADA (JODI LYNN SMITH) AND ORDER THAT THE PERMIT BE RECORDED

C-e CONSIDER APPROVAL OF A JOINT USE AGREEMENT WITH SAN DIEGO GAS AND ELECTRIC AND ORDER THAT THE AGREEMENT BE RECORDED

C-f CONSIDER AWARD OF CONTRACT TO RICCO REFRIGERATION AND AIR COMPANY FOR THE CONSTRUCTION OF THE 4S NEIGHBORHOOD 1 SEWER PUMP STATION HVAC PROJECT IN THE AMOUNT OF \$97,647, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT

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

14. CONSIDER ADOPTION OF A RESOLUTION AUTHORIZING THE ISSUANCE OF 2016A WATER SYSTEM REFUNDING REVENUES BONDS (NOT TO EXCEED \$18,000,000), APPROVING THE

EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS IN CONNECTION THEREWITH, AND AUTHORIZING THE GENERAL MANAGER TO SIGN BOND DOCUMENTS ON BEHALF OF THE DISTRICT

Robert Porr from Fieldman, Rolapp & Associates presented on 2016A Water System Refunding Revenues Bonds and the current market.

President Sprague moved to adopt Resolution 2016-15, seconded by Director Watt and carried unanimously.

11. CONSIDER UPDATE ON ELFIN FOREST RECREATIONAL RESERVE STRATEGIC PLAN YEAR TWO GOALS

Park Supervisor Anderson presented the informational report. No Board action was required.

12. CONSIDER INFORMATIONAL REPORT FOR OLIVENHAIN MUNICIPAL WATER DISTRICT'S LEAD AND COPPER SAMPLE RESULTS FOR 2016

Operations Manager Smith and Systems Operator Calm presented the report. No Board action was required.

13. CONSIDER BIENNIAL UPDATE OF THE CONFLICT OF INTEREST CODE, ADOPT AN ORDINANCE AMENDING THE ADMINISTRATIVE AND ETHICS CODE ARTICLE 27 – CONFLICT OF INTEREST CODE AND ETHICS VIOLATIONS, AND RESCIND ORDINANCE NO. 100

Human Resources Manager Wood presented the report.

Upon motion by Director Topolovac and a second by Director Guerin, Ordinance No. 443 was adopted by the following roll call vote:

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

15. CONSIDER PARTICIPATION ON CALIFORNIA SPECIAL DISTRICTS ASSOCIATION COMMITTEES AND EXPERT FEEDBACK TEAMS FOR THE 2017 TERM

President Sprague moved to continue to have Director Watt serve on the Public Works and Facilities and Human Resources and Personnel feedback teams, seconded by Director Topolovac and carried unanimously.

16. CONSIDER INFORMATIONAL REPORT ON WATER SUPPLY AND DROUGHT CONDITIONS

Customer Services Manager Randall and General Manager Thorner presented the informational item. No Board action was required.

17. INFORMATIONAL REPORTS

A. President's Report

President Sprague reported that the LAFCO meeting for the month of September was cancelled. President Sprague also reported that he is serving on a new Special Fire Protection District Subcommittee.

President Sprague proposed forming a new Public Policy Committee consisting of Directors Guerin and Sprague. The Board concurred.

B. General Manager's Report

General Manager Thorner reported that the Assistant General Manager Interviews are scheduled. She also stated that per the OMWD Financial Policies, it is to be reported that we were temporarily over our Local Agencies Investment Fund (LAIF) portfolio percentage during the month of July. This was corrected by reporting this to the Finance Committee and then transferring \$550,000 from LAIF to California Bank & Trust.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane provided a written report prior to the Board meeting.

D. General Counsel's Report

General Counsel Smith provided a written report which was included in the Board packet.

E. San Diego County Water Authority Report

Director Guerin reported that the Bureau of Reclamation is assuring that all of CWA's water rights will stay in place when it comes to the Colorado River and meetings will be taking place at the end of the month in Washington DC. She also reported that CWA and the State Board will be meeting to discuss Salton Sea issues.

F. Legislative Report

The report was included in the Board packet.

G. LAFCO Report

President Sprague had reported on LAFCO in the above President's Report.

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

CSDA San Diego Chapter Quarterly Dinner (August 18)

Directors Sprague, Topolovac, and Varty attended the dinner.

4S Ranch Water Reclamation Facility Open House (August 20)

Directors Topolovac, Varty, and Watt attended the open house.

Safety Committee Meeting

Directors Topolovac and Watt attended the meeting and provided brief comments.

Gala in the Garden (September 10)

Directors Sprague, Varty, and Watt attended the gala at the San Diego Botanic Garden.

18. CORRESPONDENCE

Correspondence was provided in the Board packet.

19. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

20. FUTURE AGENDA ITEMS

There were no future agenda items.

21. CONSIDER PUBLIC COMMENTS

Eric Armstrong introduced himself as a Division 2 candidate in the upcoming election.

NOTE: The meeting was in closed
session from 6:14 p.m. to 6:21 p.m.

22. CLOSED SESSION

- A) APPEAL – SALATINO EASEMENT [PURSUANT TO GOVERNMENT CODE SECTION
54956.9 D1.]

OPEN SESSION

President Sprague directed staff on all closed session item.

23. ADJOURNMENT

President Sprague adjourned the meeting at 6:21 p.m.

Robert F. Topolovac, Vice President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

Christy Guerin, Secretary
Board of Directors
Olivenhain Municipal Water District