

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

OCTOBER 17, 2018

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, October 17, 2018, at the District office, 1966 Olivenhain Road, Encinitas, California.

President Watt called the meeting to order at 4:02 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Guerin, Sprague, Topolovac, 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; Tom Wood, Human Resources 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; Leo Mendez – Accounting Supervisor; John Onkka – Water Reclamation Facility Supervisor; Teresa Chase – Staff Analyst; Jessica Cleaver – Education and Conservation Coordinator; and Shawn Patterson – Administrative Assistant.

5. ADOPTION OF AGENDA

The General Manager requested by a four-fifths vote, an amendment to the agenda to add a potential Special Board Meeting on November 9 at 9:00 a.m. to appoint a Division 4 Director if the appointment does not occur at the November 7 board meeting.

5a. SCHEDULE A POTENTIAL SPECIAL BOARD MEETING ON FRIDAY NOVEMBER 9 AT 9:00 AM TO APPOINT A DIVISION 4 DIRECTOR IN THE EVENT THAT THE APPOINTMENT FAILS TO TAKE PLACE AT THE NOVEMBER 7 REGULAR BOARD MEETING

Director Topolovac moved to schedule a special board meeting on November 9 at 9:00 a.m. to appoint a Division 4 Director if the appointment does not occur at the November 7 board meeting, seconded by Director Guerin and carried unanimously.

Director Sprague moved to adopt the amended agenda, seconded by President Watt and carried unanimously.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

Frank Twohy, Janet Denny, Robert Kephart, and Jerry Varty made public appearances at the meeting.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

- * John Onkka – Water Reclamation Facility Supervisor – 10 Years of Service
- * Jared Graffam – Financial Analyst – New Hire
- * APWA Certification in Public Works Management – Chad Williams

Water Reclamation Facility Supervisor Onkka was congratulated and thanked for his years of service.

New Financial Analyst Graffam was introduced and welcomed to District.

Engineering Supervisor Williams was presented with an award for his accomplishment of earning the APWA Certification in Public Works Management.

8. CONSIDER APPROVAL OF THE MINUTES OF THE SEPTEMBER 12, 2018 REGULAR BOARD OF DIRECTORS MEETING

Director Guerin moved to approve the September 12, 2018 meeting minutes, seconded by Director Sprague and carried 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; AND REIMBURSEMENT OF EXPENSES TO BOARD MEMBERS AND STAFF

C-b CONSIDER ACCEPTANCE OF THE MAIN EXT. 235 PHASE II PROJECT (CE WILSON) INTO THE DISTRICT’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED

C-c CONSIDER ACCEPTANCE OF THE 3453 BUMANN ROAD WATER SERVICE INSTALL AND ABANDONMENT OF EXISTING WATER SERVICE PROJECT (NICOLE E. ZARCADES) INTO THE DISTRICT’S SYSTEM AND ORDER THAT A NOTICE OF COMPLETION BE FILED

C-d CONSIDER ACCEPTANCE OF THE BIANCAMANO PARCEL – WATER SERVICE INSTALLATION PROJECT (WEST COAST UNDERGROUND) INTO THE DISTRICT’S SYSTEM AND ORDER A NOTICE OF COMPLETION BE FILED

C-e

- C-f CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 379A FOR 3453 BUMANN ROAD (NICOLE EDNA ZARCADES) AND ORDER THAT THE PERMIT BE RECORDED
CONSIDER APPROVAL OF PRIVATE ENCROACHMENT PERMIT NO. 389 FOR 4255 COLONY TERRACE (POLE FAMILY REVOCABLE TRUST DTD AUGUST 1, 2002) AND ORDER THE PERMIT BE RECORDED

President Watt moved to authorize the Consent Calendar items as written, seconded by Director Sprague and carried unanimously.

10. ADOPTION OF A RESOLUTION HONORING GERALD VARTY FOR HIS YEARS OF SERVICE REPRESENTING DIVISION 4 ON THE BOARD OF DIRECTORS

Director Sprague moved to adopt Resolution No. 2018-21 honoring Jerry Varty's years of service, seconded by Director Topolovac and carried unanimously.

11. INFORMATIONAL REPORT ON THE PROCEDURE TO FILL THE BOARD VACANCY IN DIVISION 4

General Manager Thorner presented the informational report.

12. CONSIDER THE CALENDAR FOR THE 2019 OLIVENHAIN MUNICIPAL WATER DISTRICT'S BOARD MEETINGS

Director Watt moved to approve the 2019 Board Meeting Calendar, seconded by Director Guerin and carried unanimously.

13. CONSIDER ANNUAL OBJECTIVES AND TIGER TEAM STATUS REPORT

Staff Analyst Chase presented the update.

14. CONSIDER AN AMENDMENT TO THE CONSULTING ENGINEER AGREEMENT WITH DLM ENGINEERING, INC. IN THE AMOUNT OF \$199,500 FOR PROGRAM/PROJECT MANAGEMENT SERVICES AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT

President Watt moved to approve of an agreement with DLM in the amount of \$199,500 and authorize the General Manager to sign on behalf of the District, seconded by Director Topolovac and carried unanimously.

15. CONSIDER AN ADDITIONAL ALLOCATION OF \$71,000 TO THE DAVID C. MCCOLLOM WATER TREATMENT PLANT STRAINER VALVE REPLACEMENT PROJECT BUDGET

Director Topolovac moved to approve an additional allocation of \$71,000 to the David C. McCollom Water Treatment Plant Strainer Valve Replacement Project budget, seconded by Director Sprague and carried unanimously.

16. CONSIDER APPROVAL OF THE PRINCIPLES OF UNDERSTANDING BETWEEN OLIVENHAIN MUNICIPAL WATER DISTRICT AND SURF CUP SPORTS, LLC TO WORK TOGETHER FOR RECYCLED WATER SERVICE AND GROUNDWATER SUPPLY DEVELOPMENT

Assistant General Manager Randall presented the report.

Director Sprague moved to approve of the Principles of Understanding with Surf Cup Sports, LLC, seconded by Director Guerin and carried unanimously.

17. CONSIDER RELEASE OF THE SAN DIEGUITO VALLEY BRACKISH GROUNDWATER DESALINATION DESIGN PILOT PROJECT CALIFORNIA ENVIRONMENTAL QUALITY ACT MITIGATED NEGATIVE DECLARATION FOR PUBLIC REVIEW AND SET A TIME AND PLACE FOR A PUBLIC HEARING (NOVEMBER 7, 2018-IMMEDIATELY FOLLOWING THE MAIN EXTENTION 153A PUBLIC HEARING)

President Watt moved to release the Initial Study/draft Mitigated Negative Declaration for the San Dieguito Valley Brackish Groundwater Desalination Design Pilot Project for public review and set the time and place for the public hearing as November 7, 2018 at 5:30 p.m. at 1966 Olivenhain Road, Encinitas, California 92024, seconded by Director Guerin and carried unanimously.

18. CONSIDER RELEASE OF THE MAIN EXTENSION 153A RECYCLED WATER PIPELINE PROJECT CALIFORNIA ENVIRONMENTAL QUALITY ACT MITIGATED NEGATIVE DECLARATION FOR PUBLIC REVIEW AND SET A TIME AND PLACE FOR A PUBLIC HEARING (NOVEMBER 7, 2018 5:30PM)

Director Sprague moved to release the Initial Study/draft Mitigated Negative Declaration for the Main Extension 153A Recycled Water Pipeline for public review and set the time and place for the public hearing as November 7, 2018 at 5:30 p.m. at 1966 Olivenhain Road, Encinitas, California 92024, seconded by Director Guerin and carried unanimously.

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

Education and Conservation Coordinator Cleaver presented the informational report.

20. CONSIDER APPROVAL OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S CAPACITY FEES AND ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (Article 13 – Policy for District Facilities)

Upon motion by Director Sprague and a second by Director Topolovac, Ordinance 460 was approved by the following roll call vote:

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

21. INFORMATIONAL REPORTS

A. President's Report

President Watt reported that he attended the CSDA Annual Conference in Indian Wells and the Water for People luncheon.

Due to Jerry Varty's departure from the board of directors, President Watt appointed himself to the Safety Committee and Finance Committee for the remainder of the year to finish out the committee terms.

B. General Manager's Report

General Manager Thorner provided a written report that was included in the board packet.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane had a written report that 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 Report

Director Guerin reported that the new SDCWA Officers have been selected and that she will serve as Secretary.

F. Legislative Report

The Legislative Report was included in the board packet.

G. LAFCO Report

Director Sprague provided an update on the Julian-Cuyamaca Fire Protection District and the potential latent power area expansion of County Fire Authority's service area No. 135.

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

Facilities Committee Meeting (Sep 17)

Directors Guerin and Sprague attended the committee meeting.

CWA Comment Meeting (Sep 24)

Director Guerin attended the comment meeting.

CSDA Annual Conference (Sep 24-27)

Directors Topolovac and Watt attended the conference.

AB1825 Harassment Training (Sep 25)

Director Guerin completed the training.

2018 North County Water Symposium (Oct 10)

Director Sprague attended the symposium.

Water for People Luncheon (Oct 17)

Directors Sprague and Watt attended the event.

22. CORRESPONDENCE

Correspondence was provided in the board packet.

23. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

24. FUTURE AGENDA ITEMS

There were no future agenda items added.

25. CONSIDER PUBLIC COMMENTS

There were no public comments.

NOTE: The meeting was in recess
from 5:50 p.m. to 6:08 p.m.

NOTE: The meeting was in closed session
from 6:08 p.m. to 6:24 p.m.

26. CLOSED SESSION

A) CONSIDER A STATUS UPDATE ON THE OMWD-OWNED PROPERTY PROJECT
[PURSUANT TO GOVERNMENT CODE SECTION 54956.8]

- PROPERTIES UNDER NEGOTIATION: APN NUMBERS: 257-401-11, 223-081-04, 223-081-05, 223-082-23, 223-082-04, 264-041-27
- NEGOTIATORS: GENERAL MANAGER THORNER, ASSISTANT GENERAL MANAGER RANDALL, AND ENGINEERING MANAGER BRIEST
- UNDER NEGOTIATION: CONSIDER STATUS UPDATE ON THE ABOVE PARCELS

B) CONSIDER GENERAL MANAGER REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Receive packet; full review and compensation discussion to be held on November 7, 2018.

OPEN SESSION

President Watt directed staff on all closed session items.

27. ADJOURNMENT

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

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

ATTEST:

Christy Guerin, Vice President
Board of Directors
Olivenhain Municipal Water District