

**NOTICE OF A REGULAR MEETING  
OF THE BOARD OF DIRECTORS OF THE  
OLIVENHAIN MUNICIPAL WATER DISTRICT  
1966 Olivenhain Road, Encinitas, CA 92024  
Tel: (760) 753-6466 • Fax: (760) 753-5640**

Pursuant to AB3035, effective January 1, 2003, any person who requires a disability related modification or accommodation in order to participate in a public meeting shall make such a request in writing to Stephanie Kaufmann, Executive Secretary, for immediate consideration.

DATE: WEDNESDAY, MAY 17, 2023

**TIME: 4:00 P.M.**

PLACE: DISTRICT OFFICE

*NOTE: ITEMS ON THE AGENDA MAY BE TAKEN OUT OF SEQUENTIAL ORDER  
AS THEIR PRIORITY IS DETERMINED BY THE BOARD OF DIRECTORS*

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. DETERMINATION OF A QUORUM
5. ADOPTION OF AGENDA
6. PERSONAL APPEARANCES AND PUBLIC COMMENTS
7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

Service Awards, Promotions and Honorable Mentions

- \* Annual Fourth Grade Poster Contest Winners
  - Lillian Cook, El Camino Creek Elementary
  - Leo W., Olivenhain Pioneer Elementary
  - Talia Elizabeth Abordo, Stone Ranch Elementary
- \* Bryan Rickards – Systems Operator I – 5 Years – April
- \* Nicholas Boess – Field Services Technician I – New Hire – April
- \* Tom Arellano – Water Treatment Plant Supervisor – 20 Years – May

8. CONSIDER APPROVAL OF THE MINUTES OF THE APRIL 19, 2023, REGULAR BOARD OF DIRECTORS MEETING

9. CONSENT CALENDAR

*NOTE: ANY ITEM MAY BE REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION*

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; AND MONTHLY INVESTMENT REPORT
C-b	CONSIDER ADOPTION OF A MOTION APPROVING THE DISTRICT’S CONSOLIDATED STATEMENT OF NET POSITION, CONSOLIDATED STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET POSITION, CONSOLIDATED STATEMENT OF CASH FLOWS, CONSOLIDATED ACTUAL VS BUDGET SUMMARY, AND CONSTRUCTION IN PROGRESS REPORT
C-c	CONSIDER A RESOLUTION HONORING VISTA IRRIGATION DISTRICT FOR A CENTURY OF SERVICE AND STEWARDSHIP
C-d	CONSIDER APPROVAL OF A GRANT OF ACCESS ROAD EASEMENT TO SAN DIEGO GAS & ELECTRIC OVER OMWD’S GATY II PROPERTY AND CHLORINATION BUILDING SITE AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
C-e	CONSIDER ACCEPTANCE OF THE AVENIDA APICE WATER SERVICE REESTABLISHMENT (TAYLOR MORRISON) INTO OMWD’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
C-f	CONSIDER FINAL UPDATE OF THE 4S WATER RECLAMATION FACILITY WIRING AND CHEMICAL FEED EMERGENCY REPLACEMENT PROJECTS, ACCEPT INTO THE DISTRICT’S SYSTEM AND ORDER THE NOTICES OF COMPLETION FILED
C-g	PROVIDE SANITARY SEWER SYSTEMS WASTEWATER DISCHARGE REQUIREMENTS (WDR) UPDATE TO THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT

10. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (Article 3 – Organization of Staff and Article 4 – Classified Positions)
11. REVIEW THE CURRENT EMAIL RETENTION POLICY AND PRESENT FINDINGS FROM THE SURVEY OF OTHER LOCAL PUBLIC AGENCIES
12. CONSIDER APPROVAL OF CHANGE ORDER NO. 3 AND CHANGE ORDER NO. 4 WITH ORION CONSTRUCTION CORPORATION FOR A COMBINED TOTAL OF \$223,345 FOR THE 4S RANCH NEIGHBORHOOD 1 SEWER PUMP STATION REPLACEMENT PROJECT, AND INCREASE THE OVERALL PROJECT BUDGET BY \$400,000, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
13. CONSIDER ADOPTION OF A RESOLUTION ELECTING TO HAVE SEWER SERVICE FEES WITHIN THE 4S RANCH SANITATION DISTRICT COLLECTED ON THE COUNTY TAX ROLLS FOR THE FISCAL YEAR JULY 1, 2023 TO JUNE 30, 2024 AND TO CERTIFY SAID FEES WITH THE SAN DIEGO COUNTY ASSESSOR

14. CONSIDER ADOPTION OF A RESOLUTION ELECTING TO HAVE SEWER SERVICE FEES WITHIN THE RANCHO CIELO SANITATION DISTRICT COLLECTED ON THE COUNTY TAX ROLLS FOR THE FISCAL YEAR JULY 1, 2023 TO JUNE 30, 2024 AND TO CERTIFY SAID FEES WITH THE SAN DIEGO COUNTY ASSESSOR
15. CONSIDER ADOPTION OF A RESOLUTION ELECTING TO HAVE SEWER SERVICE FEES FOR THE SANTA LUZ AFFORDABLE HOUSING AREA AND BLACK MOUNTAIN RANCH EAST CLUSTERS PROJECT WITHIN THE 4S RANCH SANITATION DISTRICT COLLECTED ON THE COUNTY TAX ROLLS FOR THE FISCAL YEAR JULY 1, 2023 TO JUNE 30, 2024 AND TO CERTIFY SAID FEES WITH THE SAN DIEGO COUNTY ASSESSOR
16. REVIEW AND DISCUSS STAFF'S PROPOSED CHANGES TO THE GENERAL MANAGER'S RECOMMENDED BIENNIAL OPERATING AND CAPITAL BUDGET FISCAL YEARS 2023 AND 2024 AT MIDTERM (DRAFT)
17. CONSIDER STATUS UPDATE ON THE PROPOSED FALLBROOK PUBLIC UTILITIES DISTRICT AND RAINBOW MUNICIPAL WATER DISTRICT DETACHMENT FROM THE SAN DIEGO COUNTY WATER AUTHORITY AND CONSIDER COMMENTS TO BE SUBMITTED FOR THE JUNE 5, 2023 SAN DIEGO LOCAL AGENCY FORMATION COMMISSION MEETING
18. CONSIDER A RESOLUTION NOMINATING A CANDIDATE AS A MEMBER OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES REGION 10 BOARD OF DIRECTORS
19. DISCUSS RESULTS OF 2022 WATER CAPACITY FEES STUDY WITH RAFTELIS FINANCIAL CONSULTANTS AND CONSIDER AN OPTION FOR 2023 WATER CAPACITY FEES (WORKSHOP)
20. CONSIDER A RESOLUTION CONSENTING TO ENTER THE JOINT PROTECTION PROGRAMS OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES JOINT POWERS INSURANCE AUTHORITY
21. INFORMATIONAL REPORTS
  - A. PRESIDENT
  - B. GENERAL MANAGER
  - C. CONSULTING ENGINEER
  - D. GENERAL COUNSEL
  - E. SAN DIEGO COUNTY WATER AUTHORITY REPRESENTATIVE
  - F. LEGISLATIVE
  - G. TWELVE MONTH CALENDAR / OTHER MEETINGS / REPORTS BY BOARD MEMBERS PER AB 1234
  - H. BOARD COMMENTS
22. CORRESPONDENCE
23. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS
24. FUTURE AGENDA ITEMS
25. CONSIDER PUBLIC COMMENTS

26. CLOSED SESSION

- A) CONSIDER LITIGATION – HILLSIDE PATIO HOMES HOA [PURSUANT TO GOVERNMENT CODE SECTION 54956.9] • Additional Facts: Claim received on August 17, 2020. Claim rejected on September 9, 2020.
- B) CONSIDER GENERAL COUNSEL REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Preliminary input provided on May 17, 2023; full review to be held on June 21, 2023.
- C) 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)]

27. OPEN SESSION

28. ADJOURNMENT