

**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  
VIA TELECONFERENCE ONLY**

**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 19, 2021

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

PLACE: Remote Regular Meeting VIA TELECONFERENCE ONLY

Pursuant to the State of California Executive Order N-35-20, and in the interest of public health, OMWD is temporarily taking actions to mitigate the COVID-19 pandemic by holding Board Meetings electronically or by teleconference. The Boardroom will not be open to the public for this meeting.

**To join this meeting via phone, please dial:**

(669) 900-9128 or (346) 248-7799

Meeting ID: 833 9123 7389 and Password: 284592

**Public Participation/Comment:** Members of the public can participate in the meeting by emailing your speaker slip on an agenda item to the Board Secretary at [skaufmann@olivenhain.com](mailto:skaufmann@olivenhain.com) by 3:00 P.M. the day of the meeting. If you do not receive a confirmation email that your comment has been received, please call (760) 632-4648. The subject line of your email should clearly state the item number you are commenting on and should include your name and phone number to ensure you are called on and have the opportunity to comment. All comments will be emailed to the Board of Directors.

*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 and Promotions from 2020

- \* Vinnie Bruzzi – Equipment Technician – New Hire – April 2020
- \* Devin Rodriguez – Utility II – Promotion – April 2020
- \* John McCaw – Utility II – Promotion – April 2020
- \* Gabriela Saffiote – Human Resources Analyst – 5 years – May 2020
- \* Shawnn Schaub – Park Ranger II – 15 years – May 2020
- \* Erik Harp – Information Technology Supervisor – 20 years – May 2020

Current Service Awards, Promotions and Honorable Mentions

- \* Jeff Fuchs – Utility I – New Hire – March 2021
- \* Jared Graffam – Financial Analyst II – Promotion – April 2021
- \* Tess Garnica – Department Assistant I (Engineering) – New Hire – April 2021
- \* American Public Works Association’s San Diego and Imperial County Chapter Honor Award – Unit AA Pipeline Rehabilitation Project
- \* American Public Works Association’s San Diego and Imperial County Chapter Project of the Year Award - 4S Ranch Water Reclamation Facility’s Ultraviolet Disinfection System Project
- \* California Water Environment Association’s San Diego Section 2020 Plant of the Year Award - 4S Ranch Water Reclamation Facility

8. CONSIDER APPROVAL OF THE MINUTES OF THE APRIL 14, 2021 REGULAR BOARD OF DIRECTORS MEETING AND THE MAY 12, 2021 SPECIAL 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 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 ACCEPTANCE OF THE WESTMONT ENCINITAS FIRE DETECTOR CHECK AND WATER SERVICE (2) INSTALL PROJECT AND ABANDON EXISTING WATER SERVICE (ENCINITAS SENIOR LIVING, LP) INTO THE DISTRICT’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
C-d	CONSIDER ACCEPTANCE OF THE 2902 AND 2920 LONE JACK ROAD FIRE HYDRANT AND WATER SERVICE (2) INSTALL PROJECT (GARRETT) INTO THE DISTRICT’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
C-e	CONSIDER APPROVAL OF THE SIXTH AMENDMENT TO THE CONSULTING PROFESSIONAL SERVICES AGREEMENT WITH NOSSAMAN LLP FOR GOVERNMENT RELATIONS AND GRANT SUPPORT SERVICES

C-f	CONSIDER APPROVAL OF A MUTUAL AID AGREEMENT PROVIDING FOR EMERGENCY ASSISTANCE AMONG THE SAN DIEGO COUNTY WATER AUTHORITY AND ITS MEMBER AGENCIES
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10. ADOPTION OF A RESOLUTION HONORING EDMUND K. SPRAGUE FOR HIS YEARS OF SERVICE REPRESENTING DIVISION 5 ON THE BOARD OF DIRECTORS
11. CONSIDER ANNUAL UPDATE OF THE DISTRICT’S FIVE YEAR STAFFING ANALYSIS
12. CONSIDER APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH DUDEK IN THE AMOUNT OF \$299,611 FOR PRELIMINARY AND FINAL DESIGN SERVICES FOR THE 4S RANCH WATER RECLAMATION FACILITY HEADWORKS SCREENING SYSTEM IMPROVEMENTS PROJECT, APPROPRIATE \$130,000 TO THE FY 20/21 PROJECT BUDGET WITHOUT CHANGING THE OVERALL PROJECT BUDGET, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
13. CONSIDER APPROVAL OF CHANGE ORDER NO. 3 IN THE AMOUNT OF \$91,770 WITH TEICHERT ENERGY & UTILITIES GROUP FOR THE EL CAMINO REAL PIPELINE REPLACEMENT AND GREEN BIKE LANE PROJECT
14. PUBLIC HEARING TO CONSIDER OLIVENHAIN MUNICIPAL WATER DISTRICT’S 2020 URBAN WATER MANAGEMENT PLAN, WATER SHORTAGE CONTINGENCY PLAN, AND AN AMENDMENT TO THE 2015 URBAN WATER MANAGEMENT PLAN (5:30 P.M.)
15. PUBLIC HEARING TO CONSIDER WASTEWATER SERVICE FEE INCREASES FOR 4S RANCH AND RANCHO CIELO SANITATION DISTRICTS OVER A FIVE-YEAR PERIOD STARTING IN FISCAL YEAR 2021/22 (5:30 p.m.)
16. CONSIDER APPROVAL OF OLIVENHAIN MUNICIPAL WATER DISTRICT’S SEWER (WASTEWATER) SERVICE FEE INCREASES FOR 4S RANCH AND RANCHO CIELO SANITATION DISTRICTS OVER A FIVE-YEAR PERIOD STARTING IN FISCAL YEAR 2021/22 AND ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (Article 28 – Sanitation Districts and Use of Rules and Regulations)
17. CONSIDER ADOPTION OF A RESOLUTION MAKING CEQA EXEMPTION FINDINGS FOR THE WASTEWATER RATE INCREASES AND ORDERING A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK OF THE COUNTY OF SAN DIEGO
18. CONSIDER UPDATE ON THE COVID-19 EMERGENCY DECLARATION

NOTE: 5 MINUTE RECESS

19. CONSIDER THE APPOINTMENT AND SWEARING IN OF NEAL MEYERS TO FILL THE UNEXPIRED TERM OF OFFICE FOR THE DIVISION 5 DIRECTOR
20. 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
- 21. CORRESPONDENCE
  - 22. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS
  - 23. FUTURE AGENDA ITEMS
  - 24. CONSIDER PUBLIC COMMENTS
  - 25. CLOSED SESSION
    - A) CONSIDER CLAIM – 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 LITIGATION – LYNXT ENTERPRISES, LLC VS. PARS SORRENTO VALLEY SCIENCE PARK 1, LP [PURSUANT TO GOVERNMENT CODE SECTION 54956.9] • Additional Facts: OMWD was served a complaint as a nominal defendant.
    - C) CONSIDER POTENTIAL LITIGATION – ONE CASE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
    - D) CONSIDER POTENTIAL LITIGATION – ONE CASE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
    - E) CONSIDER OMWD LABOR NEGOTIATIONS (Negotiation Team – General Manager, Kimberly Thorner; Staff: HR Manager, Jennifer Joslin) [PURSUANT TO GOVERNMENT CODE SECTION 54957.6] • Additional Facts: Discuss Upcoming Negotiations.
    - F) CONSIDER LITIGATION – OLIVENHAIN MUNICIPAL WATER DISTRICT VS. GEOMAT TESTING LABORATORIES, INC., ET AL. [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
    - G) CONSIDER GENERAL COUNSEL REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Preliminary input provided on May 19, 2021; full review to be held on June 16, 2021.
  - 26. OPEN SESSION
  - 27. ADJOURNMENT