

**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 AND IN PERSON**

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, SEPTEMBER 8, 2021

TIME: 4:00 P.M.

PLACE: Hybrid Regular Meeting VIA TELECONFERENCE AND IN PERSON

Pursuant to the State of California Executive Order, 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. This meeting will be a hybrid of in person and teleconference. Our Boardroom will be open to the public, however, masks must be worn.

To join this meeting via phone, please dial:

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

Meeting ID: 864 7518 5742 and Password: 350546

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 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. In person participation can also be had by attending the meeting in the Boardroom at 1966 Olivenhain Rd. Encinitas, CA 92024.

*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

- * Rudy Petrovski – Instrument Control Technician II – 15 years – September 2020
- * Sean Stevenson – Water Treatment Plant Operator III – 15 years – September 2020
- * Tammi Bowman – Accountant I – 5 years – October 2020
- * Marlo Reed – Inspector II – 20 years – October 2020
- * Brandon Barnick – Field Services Supervisor – GYO Promotion – October 2020
- * Jennifer Joslin – Human Resources Manager – GYO Promotion – October 2020
- * Cameron Adams – Utility II – Promotion – October 2020

Current Service Awards, Promotions and Honorable Mentions

- * William Broadhead – Water Reclamation Operator III – 5 years – August
- * Josh Westbrook – Utility III – New Hire – August

- 8. CONSIDER APPROVAL OF THE MINUTES OF THE AUGUST 18, 2021 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 RESOLUTION MAKING CEQA FINDINGS FOR THE RANCHO PASEANA RECYCLED WATER METER PROJECT AND ORDER A NOTICE OF EXEMPTION BE FILED WITH THE COUNTY CLERK, COUNTY OF SAN DIEGO
C-b	CONSIDER VOTING FOR THE ASSOCIATION OF CALIFORNIA WATER AGENCIES REGION 10 BOARD OF DIRECTORS
C-c	CONSIDER APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH WEST YOST IN THE AMOUNT OF \$136,000 FOR ON-SITE RECYCLED WATER SUPPORT SERVICES FOR THE MANCHESTER AVENUE RECYCLED WATER PIPELINE PROJECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

- 10. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (Article 8 – Water Rates & Charges and Article 25 – Use of Reclaimed and Non-Potable Water) AND ADOPTING A WET WEATHER INCENTIVE PROGRAM FOR RECYCLED WATER DELIVERIES IN THE DISTRICT’S SOUTHEASTERN RECYCLED WATER SYSTEM
- 11. CONSIDER UPDATE ON ELFIN FOREST RECREATIONAL RESERVE (INFORMATIONAL ITEM)
- 12. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (Article 26 – Regulations of the Elfin Forest Recreational Reserve and other District Parks)

13. CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT REGARDING ITS INTENTION TO ISSUE TAX-EXEMPT OBLIGATIONS FOR WASTEWATER (SEWER) CAPITAL IMPROVEMENT PROJECTS
14. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (Article 6 – Regulations Governing Purchases & Surplus Sales)
15. CONSIDER UPDATE ON THE COVID-19 EMERGENCY DECLARATION
16. 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
17. CORRESPONDENCE
18. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS
19. FUTURE AGENDA ITEMS
20. CONSIDER PUBLIC COMMENTS
21. 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 LITIGATION – OLIVENHAIN MUNICIPAL WATER DISTRICT VS. GEOMAT TESTING LABORATORIES, INC., ET AL. [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
 - D) CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION – ONE CASE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(4)]
 - E) CONSIDER CLAIM – SAN DIEGO GAS AND ELECTRIC [PURSUANT TO GOVERNMENT CODE SECTION 54956.9] • Additional Facts: Incident occurred on July 10, 2019. Claim received on July 23, 2021.

- F) CONSIDER OMWD LABOR NEGOTIATIONS (Negotiation Team – General Manager, Kimberly Thorner; HR Manager, Jennifer Joslin) [PURSUANT TO GOVERNMENT CODE SECTION 54957.6] • Additional Facts: Update on Negotiations.

- 22. OPEN SESSION

- 23. ADJOURNMENT