

**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, NOVEMBER 15, 2023

TIME: 4:00 P.M.

PLACE: HYBRID REGULAR MEETING VIA ZOOM AND IN-PERSON, AND REMOTE LOCATION FOR DIRECTOR HAHN OF 4535 COMMERCE STREET, VIRGINIA BEACH, VA 23462

The meeting is being held virtually as a convenience to the public. The meeting will not stop or suspend its in-person meeting should a technological interruption occur with respect to the Zoom or call-on options listed on the agenda.

For Zoom Participation:

www.zoom.us/join
Meeting ID: 860 6283 3131
Passcode: 532865

For Zoom Call-in Only:

Call: (669) 900-9128
Meeting ID: 860 6283 3131
Passcode: 532865

Public Participation/Comment: Members of the public can participate in the meeting by emailing your comments on an agenda item to the Board Secretary at skaufmann@olivenhain.com or address the board directly in real-time under either of the public comment sections. If you do not receive a confirmation email that your comment has been received, please call (760) 632-4648 or address the board under either of the public comment sections to ensure that your comments are heard in real-time. The subject line of your email should clearly state the item number you are commenting on and should include your name and phone number. 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

- * John Onkka – Water Reclamation Facilities Supervisor – 15 Years – October
- * Jesus Vasquez – Utility I – New Hire – October
- * Salden Stone – Utility I – New Hire – October
- * Jesse Bartlett-May – Operations Manager – New Hire – October

2023 Pure Excellence Award winners:

- Congressman Scott Peters – Legislator of the Year
- MiraCosta College – Customer of the Year
- California Landscape Technologies – Business of the Year
- BCK Programs, LLC – Educator of the Year
- Rich Riemer – Volunteer of the Year

- 8. CONSIDER APPROVAL OF THE MINUTES OF THE OCTOBER 18, 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
C-b	CONSIDER A RESOLUTION GOVERNING THE DISTRICT’S GRANT APPLICATION SUBMITTED TO THE UNITED STATES BUREAU OF RECLAMATION FOR FUNDING UNDER THE WATER INFRASTRUCTURE IMPROVEMENTS FOR THE NATION ACT PROGRAM FOR THE NORTH SAN DIEGO WATER REUSE 2020 PROJECT
C-c	CONSIDER ACCEPTANCE OF THE 20475 ELFIN FOREST ROAD WATER SERVICE INSTALLATION PROJECT (TODD VERWERS) INTO OMWD’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED

- 10. CONSIDER AWARD OF A CONTRACT WITH GSE CONSTRUCTION COMPANY INC. IN THE AMOUNT OF \$2,315,300 FOR THE CONSTRUCTION OF THE DAVID C. MCCOLLOM WATER TREATMENT PLANT STAGE 4 UPGRADES PROJECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD
- 11. CONSIDER APPROVAL OF CHANGE ORDER NO. 5 WITH ORION CONSTRUCTION CORPORATION FOR \$106,763 FOR THE 4S RANCH NEIGHBORHOOD 1 SEWER PUMP STATION REPLACEMENT PROJECT, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

12. CONSIDER AND DISCUSS OLIVENHAIN MUNICIPAL WATER DISTRICT'S RATE REIMBURSEMENT CREDIT
13. 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
14. CORRESPONDENCE
15. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS
16. FUTURE AGENDA ITEMS
17. CONSIDER PUBLIC COMMENTS
18. CLOSED SESSION
 - A) CONSIDER POTENTIAL LITIGATION – ONE CASE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
 - B) CONSIDER LITIGATION – SIMEK [PURSUANT TO GOVERNMENT CODE SECTION 54956.9] • Additional Facts: Claim received on March 9, 2023. Claim rejected and tendered to OMWD's insurance on March 9, 2023.
 - C) CONSIDER EXISTING LITIGATION – CLASS ACTION SETTLEMENT WITH 3M COMPANY AND DUPONT [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]
 - D) CONSIDER GENERAL MANAGER REVIEW [PURSUANT TO GOVERNMENT CODE SECTION 54957] • Additional Facts: Receive packet; full review and compensation discussion to be held on November 15, 2023.
19. OPEN SESSION
20. CONSIDER GENERAL MANAGER'S (A) 2023 INCENTIVE AND (B) 2024 COMPENSATION
21. ADJOURNMENT