

*The minutes presented herewith are not a verbatim transcription of the Regular Board meeting held June 21, 2017. The intent is to provide a synopsis of key points of discussion and to chronicle decisions and actions taken by a quorum of the Board of Directors (ref: Roberts Rules of Order, Section 48). For more information or background, please refer to the applicable board packet.*

**MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE  
RINCON DEL DIABLO MUNICIPAL WATER DISTRICT  
June 21, 2017**

A Special Meeting of the Board of Directors of the Rincon Del Diablo Municipal Water District was held on Wednesday, June 21, 2017 at 11:30 a.m. at the offices of the District located at 1920 North Iris Lane, Escondido, California 92026.

**Directors Present:** Murtland, Lump, Drake, Quist, Towne

**Directors Absent:**

**District Staff Present:** Greg Thomas, General Manager; Clint Baze, Director of Engineering & Operations; and Nick Lyuber, Senior Engineers.

**Legal Counsel Present:** Gerald Shoaf, Legal Counsel, Redwine & Sherrill.

**Guests Present:** Robert Barry, LAFCO; Mike Metz and Sarah Lozano, Dudek; Kathy Jenson, Legal Counsel, Rutan & Tucker.

President Murtland called the meeting to order at 11:30 a.m. Director Drake then led the Board of Directors and attendees in the Pledge of Allegiance to the Flag of the United States of America.

**ORAL COMMUNICATIONS TO THE BOARD**

There were none.

**AGENDA ITEMS**

- A. Update on Progress to Exercise Latent Powers to Become a Wastewater Agency with LAFCO Representative, Robert Barry.

General Manager Greg Thomas started the discussion with a presentation on how the process for becoming a wastewater began and then provided an update on where Rincon Water is in the process and how they got there. General Manager Thomas then introduced Robert Barry, Chief Analyst for LAFCO.

Mr. Barry provided the Board updated information regarding LAFCO and the LAFCO application process for exercising latent powers to provide waste water service for Harmony Grove Village. Mr. Barry clarified that LAFCO is prohibited from making any land use decisions and both the Valiano Project and the Harmony Grove Village South Project will be vetted through the Board of Supervisors, who will make the final decision for the development projects.

Mr. Barry explained that because the Harmony Grove Village Project has been approved and development is well underway and the waste water facility has been constructed, the optimal LAFCO application process would be for Rincon to focus on that area. The Harmony Grove Village service area and the stand alone waste water facility would require a LAFCO application requesting a one to one agency switch. Once approved, Rincon would be activated in the Harmony Grove Village waste water service area and the County Sanitation District would be detached. Rincon would become a successor agency and take title of the equipment, the waste water facility, and authorization to provide waste water services. Mr. Barry will work with General Manager Thomas on the LAFCO application and process.

Any future developments in the Harmony Grove area will go through the required County EIR process and at that time, waste water options for each development will be addressed by the Board of Supervisors.

Mr. Barry and General Manager Thomas then responded to questions from the Board.

B. Closed Session

- a. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION:  
Significant exposure to litigation pursuant to Government Code Section 54956.9(b)(1).

C. Report on Closed Session (Legal Counsel)

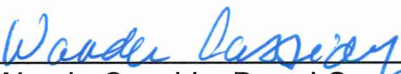
During closed session, the Board discussed anticipated litigation with legal Counsel. Following the discussion, General Manager Thomas was directed to work with legal counsel and move forward with the LAFCO application for Harmony Grove Village area only, as recommended by LAFCO.

**ADJOURNMENT**

There being no further business before the Board of Directors, the meeting was adjourned by President Murtland at 1:10 p.m.

**APPROVED:**

  
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James B. Murtland, President

**ATTEST:**   
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Wanda Cassidy, Board Secretary