

The minutes presented herewith are not a verbatim transcription of the Regular Board meeting held October 22, 2019. 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 REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE RINCON DEL DIABLO MUNICIPAL WATER DISTRICT
October 22, 2019**

A Regular Meeting of the Board of Directors of the Rincon Del Diablo Municipal Water District was held on Tuesday, October 22, 2019 at 6:00 p.m. at the offices of the District located at 1920 North Iris Lane, Escondido, California 92026.

Directors Present: Drake, Lump, Murtland, Quist, and Towne.

Directors Absent: None.

District Staff Present: Clint Baze, General Manager; Jeff Umbrasas, Director of Administration and Finance; Julia Escamilla, Public Information Officer; Karen Falk, Senior Engineer; Tawni Alarid, Management Analyst; and Wanda Cassidy, Board Secretary.

Legal Counsel Present: Gerry Shoaf, Legal Counsel, Redwine and Sherrill.

Fire Services Staff Present: Rick Vogt, Fire Chief, Escondido Fire Department.

Guests Present: None were present.

President Murtland called the meeting to order at 6:00 p.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.

ADDITIONS/CHANGES TO AGENDA

There were no additions or changes to the agenda.

ORAL COMMUNICATIONS TO THE BOARD

There were no communications to the Board.

SECTION 1 - CONSENT ITEMS

In a motion by Director Drake and seconded by Director Lump, by a vote of 5-0, the Board of Directors passed the following consent items unanimously:

- 1-A. Minutes of the Regular Board of Directors Meeting September 24, 2019.
- 1-B. General Fund Disbursements, September 2019.
- 1-C. Investment Portfolio Report, August 2019.
- 1-D. Financial Statements, August 2019.
- 1-E. Board of Directors' Per Diem Fees and/or Expense Reports, September 2019.

SECTION 2 – EMERGENCY PREPAREDNESS & FIRE SERVICES

- 2-A. Oral Report by Escondido Fire Department Regarding Current Events and Community Fire Readiness Relating to Improvement District E.

Rick Vogt, Fire Chief of the Escondido Fire Department reported on the following:

- Explorer Program - Chief Vogt provided fliers on the Fire Department's Explorer Program to Directors. The Explorer Program is open to youths aged 15 to 21. The candidate must have graduated from the 8th grade and go through an extensive interview process. The program provides youths who are interested in becoming firefighters the opportunity to be exposed to fire service and mentoring while learning leadership skills and ethics. The training program is two Saturdays a month from March to June and after graduation requires a minimum of two days per month. Explorers generally participate in the program until they leave for college or attend EMT school. 1,000 people have participated in the 31-year program, of which six have become firemen. The cost of the program is approximately \$200 per person, which is the cost of uniforms, and is offset by donations from the Rotary and San Diego Fire Foundation. The Fire Department will be conducting interviews for six Explorer slots.
- Equipment/Vehicles - The reserve fire truck mentioned in a previous Board meeting that is currently being refurbished at half the cost of a new truck is nearly complete and will be back in service by December or January.
- Staffing - Engineer Jeff Ratliff was promoted from engineer to fire captain and Dan Chandler from fire medic to engineer. In addition to the promotions, the Fire Department will be hiring two new medics.

- 2020 Fire Code - The Ordinance for the 2020 Fire Code will be brought back in the next few months for Board approval.
- Equipment - The Fire Department was able to purchase CPR machines with Capital Improvement Project funds. The CPR machines are strapped on to patients and do CPR chest compressions automatically. Crews have been trained to operate the apparatuses and they are now in service.
- A weather update was provided. Extreme Red Flag Warnings due to Santa Ana winds and extremely dry weather are scheduled for late in week of October 21st, and the fire department is prepared with additional strike teams and brush control. Chief Vogt reminded Directors that a number of the previous wildfires throughout California have started in October.

SECTION 3 – PUBLIC INFORMATION & INTERGOVERNMENTAL RELATIONS

- 3-A. File and Receive Public Information and Intergovernmental Relations (PIIGR) Committee Meeting Minutes of October 16, 2019.

Director Towne provided clarification on Item B of the minutes.

**Received and filed Public Information and
Intergovernmental Relations (PIIGR) Committee Meeting
Minutes of October 16, 2019.**

- 3-B. Focus on Conservation. Updates on District Conservation Programs, Regional Water Supplies, Statewide Water Resource Outlook and Legislation.

Julia Escamilla, Public Information Officer, shared a photo of Directors at the Harmony Grove Village Water Reclamation Facility tour prior to presenting the Focus on Conservation Report. Ms. Escamilla reported the new rain year began on October 1st. For the first part of October, the Northern Sierra precipitation index was at .8 inches, which is slightly below average. At Lake Oroville the reservoir level is at 98 percent of historical average and at 59 percent of capacity. Lake Shasta's reservoir level is at 14 percent of historical average and at 73 percent capacity, which is the equivalent during 1980 to 1983, which were recorded as the wettest water years on record. For Colorado River conditions, although Lake Mead is down at 1083 feet of elevation, it is still well above the 1075 feet elevation Water Shortage Declaration Level. Lake Powell is up at 54 percent of capacity. Overall, the Colorado River System content this year at 53 percent capacity, six percent over last year's 47 percent capacity. Precipitation for water year 2019 to date is 49 percent of normal. There is currently no basin snowpack.

Fire concerns in this area are above normal for November and are likely to remain above normal through early December. Ms. Escamilla then reported Escondido is facing dangerous fire conditions later in the week.

General Manager Baze then provided a legislative update:

- AB 1588: Military Veterans – AB 1588 is co-sponsored by the Water Authority and the Otay Water District. AB 1588 addresses the lack of credit and equivalency military veterans receive while transitioning into civilian water and wastewater system operator occupations by giving reciprocity for military members who do not have to go back to school to become certified. This bill was signed by the governor on October 11, 2019.
 - AB 1588: Retention of Emails – This bill required any public agency, for purposes of the California Public Records Act, to retain and preserve for at least two years, every public record, as defined, that is transmitted by electronic mail. This bill was vetoed by the Governor on October 13, 2019.
 - AB 1290: San Diego Pure Water Program – This bill requires as a condition of receiving construction financing SDWSRF and financial assistance from the SWPCRF, for specified work performed at the City of San Diego's North City Water Reclamation Plant, North City Pure Water Facility, or any other portion of the Pure Water San Diego Program, an applicant to ensure a construction Contract awarded on or after January 1, 2020, requires the contractor to enter into a project labor agreement in accordance with specified existing law. The bill would provide that this condition on receiving construction financing and financial assistance remains in effect only until completion of all phases of the Pure Water San Diego Program. This bill was written when work on the Pure Water Project was halted due to a legal dispute over the lack of required interns. This bill was approved by the Governor on October 11, 2019.
- AB 857 – This bill would allow money in a local agency to lend available funds to local public banks that will divest money back into the community, including with small business lending. These public banks would meet the same regulations as a private bank and be required to carry the necessary insurance. In addition, the bill would require, as specified, a public bank to conduct retail activities in partnership with local financial institutions and would prohibit a public bank from competing with local financial institutions. This bill was approved by the Governor on October 2, 2019.

After the presentation, Ms. Escamilla and General Manager Baze responded to Directors questions.

SECTION 4 – FINANCE, INSURANCE & PERSONNEL

Nothing was reported.

SECTION 5 – OPERATIONS; ENGINEERING & LONG-RANGE PLANNING

Nothing was reported.

SECTION 6 – WASTEWATER

6-A. Receive and File Updated Sewer Master Plan.

General Manager Baze brought forward Updated Sewer Master Plan. Mr. Baze reported Mike Metts of Dudek presented the Updated Wastewater Master Plan at the previous Board of Directors' meeting. The updated plan was required to calculate the Harmony Grove Village Water Reclamation Facility's current capacity and determine if there is any surplus capacity if the District is approved to provide sewer service to the Valiano and Harmony Grove Village South developments. Should the capacity be insufficient to support the projects, Dudek was charged with providing what improvements and/or expansions are necessary to process the additional wastewater and the costs associated with them.

General Manager Baze then answered questions and requested Directors receive and file the Updated Sewer Master Plan.

The Board of Directors Received and filed the Updated Sewer Master Plan.

6-B. Harmony Grove Village Water Reclamation Facility Update.

There was nothing to report.

SECTION 7 – SDCWA DIRECTOR'S REPORT & DIRECTORS/STAFF ACTIVITIES REPORT

7-A. This portion of the agenda may be used by the San Diego County Water Authority (SDCWA) representative to make informal reports on activities.

President Murtland reported there are four candidates for the SDCWA General Manager position. A Special Meeting regarding this topic will be held on November 14th, 2019 at the SDCWA.

7-B. This portion of the agenda may be used by the Board of Directors or management to make informal oral reports on their activities.

- Director Quist had nothing to report.

- Director Towne reported on the CSDA Conference. Sessions included were:
 - Privacy in a Connected World has its Risks.
 - District Dissolutions – The Good, the Bad, and the Ugly: How LAFCOs can Initiate Dissolutions or Consolidations, and Why LAFCO Participation Matters.
 - Courageous Authenticity. Do you care enough about something to be effective?
 - Social Media and Technology Usage Policy.
 - Erik Qualman – Socialnomics: Your Path to Digital Transformation. Great motivational speaker.
- Director Drake had nothing to report.
- Director Lump reported on an interaction with a constituent and her personal experience as a Rincon customer.
- Director Murtland reported on COWU.

7-C. This portion of the agenda may be used by the Board of Directors to request items for future agendas.

- Promoting the District should be included on the next PIIGR agenda.
- Citizen's Advisory Committee.

7-D. Request Approval for a Board Member(s) to Attend Upcoming Meetings; Conferences; or Seminars for Those Not Authorized in the District's Administrative Code, Section 502 "Authorized District Memberships."

Director Murtland confirmed he will require overnight accommodations for the AWCA Conference as per previous Board approval.

7-E. District Activities Report (DAR), September 2019.

General Manager Baze brought forward the DAR Calendar.

- Wednesday, November 6th, 8:00 a.m. – EPFS Meeting
- Tuesday, November 12th, 6:00 p.m. – Board meeting cancelled
- Tuesday, November 26th, 6:00 p.m. – Board meeting
- December 3rd – 6th – ACWA Conference
- Tuesday, December 10th, 6:00 p.m. – Board Meeting
- Thursday, December 12th, 9:00 a.m. – Sewer Meeting
- Wednesday, December 18th, 8:30 a.m. – ELRP Meeting

SECTION 8 – GENERAL MANAGER’S REPORT

8-A. General Manager’s Oral Report

General Manager Baze reported the following:

- Management had “Agreement for the Citracado Bridge Project with the City of Escondido” on the November Board agenda for approval, however, after learning the City of Escondido’s attorney had not reviewed the agreement, the item as pulled.
- Management is in the process of negotiating an Operations and Maintenance contract for the Harmony Grove Village Water Reclamation Facility.
- Management is currently working on the acceptance of the transfer of the Harmony Grove Village Water Reclamation Facility. Prior to the acceptance, the District will need the approval of the Regional Board for chlorine contact, operations and maintenance manuals, as-built plans, and the approval of the District engineer after a final mechanical walk through. In addition, management is working with the developer on an agreement for the removal of the water and algae in the wet weather storage pond.
- Public Information Officer Julia Escamilla is working on the El Norte Recycled Water Project. New grant administrative staff is unsure of some of the terms of the grant and is disallowing reimbursement of some items. Staff is hopeful for resolution in the next week.

SECTION 9 – LEGAL MATTERS

9-A. Legal Counsel Report.

Open Session

Nothing to Report.

Directors recessed at 7:03 p.m. Directors Drake and Quist excused themselves and remaining Directors went into closed session at 7:08 p.m.

9-B. Closed Session

- a. CONFERENCE WITH LEGAL COUNSEL – LITIGATION, Litigation pursuant to Government Code Section 54956.9(d)(4): San Diego County Office of Education, et al. v. The County of San Diego, et al. (This is a long-term item related to dissolution of redevelopment agencies and successor agencies and will remain on the agenda as long as Rincon Water is involved. No action is required on our part at this time.)

- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION pursuant to Gov. Code Section 54956.9(d)(4) to discuss potential litigation (one case).

After discussion, no reportable actions were taken.

Closed session ended an 8:55 p.m. Legal Counsel reported there was no discussion on item 9-B.a and no action was taken on item 9-B.b.

ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned by President Murtland at 9:00 p.m.

APPROVED:


James B. Murtland, President

ATTEST:


Wanda Cassidy, Board Secretary