

The minutes presented herewith are not a verbatim transcription of the Regular Board meeting held December 10, 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
December 10, 2019**

A Regular Meeting of the Board of Directors of the Rincon Del Diablo Municipal Water District was held on Tuesday, December 10, 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, Towne and Quist.

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; and Wanda Cassidy, Clerk of the Board.

Legal Counsel Present: Gil Granito, Legal Counsel, Redwine and Sherrill.

Fire Services Staff Present: Rick Vogt, Fire Chief; and Al Dobyne, Fire Marshal, Escondido Fire Department.

Guests Present: None were present.

President Murtland called the meeting to order at 6:00 p.m. Director Quist then led the Board of Directors and attendees in the Pledge of Allegiance to the Flag of the United States of America.

Following the Pledge of Allegiance, Director Drake presented President Murtland with a certificate thanking him for his service on the ACWA Region 10 Board of Directors.

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 Lump and seconded by Director Drake, 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 of November 26, 2019.
- 1-B. Investment Portfolio Report, October 2019.
- 1-C. Financial Statements, June, July, August, September, and October 2019.
- 1-D. Approval of the 2020 Board of Directors' Calendar.

SECTION 2 – EMERGENCY PREPAREDNESS & FIRE SERVICES

- 2-A. ***Public Hearing*** – Second Reading and Adoption of Ordinance No. 2019-116.1-5, “Adopts by Reference the 2019 California Fire Code and the 2018 International Fire Code with Certain Amendments, Additions, and Deletions.”

President Murtland opened the Public Hearing – The Second Reading and Adoption of Ordinance No. 2019-116.1-5, “Adopts by Reference the 2019 California Fire Code and the 2018 International Fire Code with Certain Amendments, Additions, and Deletions” at 6:03 p.m. At the November 26, 2019 Regular Board of Directors Meeting, a public hearing to introduce Ordinance No. 2019-116.1-5 was held. At that time, Al Dobyne, Fire Marshal of the Escondido Fire Department, presented the revised fire code based on the 2019 California Fire Code and the 2018 International Fire Code. The revised ordinance also included certain amendments specific to the Rincon del Diablo Fire Protection District.

The ordinance was brought back for a second reading and it was requested that the Board of Directors adopt the revisions. President Murtland closed the Public Hearing at 6:05 p.m. and asked for a motion:

In a motion by Director Quist and seconded by Director Drake, by the following roll call vote of 5-0, the Board of Directors unanimously approved adoption of Ordinance No. 2019-116.1-5, “Adopts by Reference the 2019 California Fire Code and the 2018 International Fire Code with Certain Amendments, Additions, and Deletions.”

Drake: Aye
Lump: Aye
Murtland: Aye
Quist: Aye
Towne: Aye

2-B. 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:

- After holding employment interviews, two paramedics were promoted to firefighter paramedics.
- The Escondido Fire Department and San Marcos Fire Department responded to a two-alarm fire at the San Marcos and Escondido city line. Three buildings were destroyed and seven more were damaged.
- The Urban Corp, which is a subsidiary of the California Conservation Corps, works with at-risk kids to teach them life skills and job skills while providing mentorship and leadership, is opening a new center in Escondido. The Urban Corp can maintain trails and provide weed abatement, among other things. The Urban Corp is not subject to prevailing wages and may be used as a partner which strengthens grant applications.
- The Chief discussed a photo of a recent Escondido auto accident and reminded staff to be safe during the holidays.

SECTION 3 – PUBLIC INFORMATION & INTERGOVERNMENTAL RELATIONS

3-A. Legislative Update.

General Manager Baze provided a brief legislative update.

- The House and Senate will be reconvening on January 6th;
- Governor Newsome's State budget is due on January 10th; and
- The San Diego County Water Authority and City of San Diego requested the General Manager sign a letter in support of SB 597 (Hueso) so a hydroplant can be built in San Vicente. General Manager Baze will provide additional information at a later date.

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

SECTION 4 – FINANCE, INSURANCE & PERSONNEL

There was nothing to report.

SECTION 5 – OPERATIONS; ENGINEERING & LONG-RANGE PLANNING

5-A. Approval of Repairs to District's R1-A Recycled Water Flow Control Facility.

Senior Engineer Karen Falk introduced Approval of Repairs to District's R1-A Recycled Water Flow Control Facility. Ms. Falk reported in the winter of 2018-19, during a high rainfall, the roadway flooded and stormwater runoff entered the facility. The damage was limited to just the electronic components.

The damaged equipment was removed and returned to the manufacturer for examination and to determine the cost of repair. After analysis, it was recommended the equipment be replaced with flood-hardened units to avoid future incidents. Following the installation of the equipment, SCADA integration will need to occur in order to return the flow control facility to full operation.

In order to avoid future vault flooding, asphalt berms have been constructed.

After Ms. Falk answered questions from Directors, President Murtland asked for a motion:

In a motion by Director Quist and seconded by Director Towne, by a vote of 5-0, the Board of Directors unanimously approved an amount not to exceed \$34,000 for repairs to the damaged R1-A Recycled Water Flow Control Facility.

5-B. Developer Projects Update.

Senior Engineer Falk presented a Developer Projects Update. This included:

- Sunrise – This development is on three vacant lots in San Marcos and is in the early phases. Conceptual water utility plans are currently under review.
- The Villages – This is the redevelopment of the County Club Lane Golf Course. Rincon will be providing water to Villages 2 and 3. Staff is currently reviewing plans and coordinating requirements.
- Harmony Grove Village – Road and offsite utility construction is complete. Rincon water and sewer pipelines have been constructed. Meters are being set as homes are constructed.

- Harmony Grove Village South – This project has gone through County review and will go to LAFCO next. District staff is currently discussing wastewater treatment options with the developer.
- Valiano – Water improvement plans have been submitted. Wastewater service is yet to be determined for the development. CFD consideration has been requested.
- Oak Creek – Oak Creek is currently under construction. District water lines are approximately 60 percent built.
- North Avenue Estates – This project includes 32 new homes on a vacant lot. Plans are nearing final approval. District staff is in the process of coordinating other easements and agreements.
- Nutmeg Homes – This project includes 137 attached townhomes. No water plans have been submitted. Currently, CEQA is being finalized and undergoing City of Escondido processing approvals.

SECTION 6 – WASTEWATER

6-A. Harmony Grove Village Sewer Treatment Plant Update.

General Manager Baze updated the Directors on the Harmony Grove Village Sewer Treatment Plant. Mr. Baze reported he was recently contacted by the plant operator who reported an observed an inflow and infiltration issue. After investigation, it was determined there was a rain event resulting in water on the footings of unbuilt homes. Piping was removed and the standing water on the footing was drained into the collection system. Management met with County inspectors to discuss future rain events and the importance of not repeating this scenario.

The rain event also created a problem with the wet weather storage. Due to the increase in flow, water entered the wet weather storage, stalling ongoing algae removal.

Mr. Baze also reported the algae removal is expected to be completed the week of December 16th.

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 his attendance at two meetings:

October 24, 2019 SDCWA Meeting

- Water Planning and Environmental Committee – At the Water Planning and Environmental Committee meeting, Jeremy Crutchfield presented on the proposed change in ownership of the Carlsbad Desalination Plant. Ownership will change from Orion Water Partners LLC to Aberdeen Standard Investments. There will be a unit price adjustment of desal water of \$41/AF bringing the total cost per AF to \$2549. It was also reported with the closure of the Encina Power Station, Poseidon, will be responsible for dredging operations in the lagoon.
- Administrative and Finance Committee – At the Administrative and Finance Committee meeting, the monthly treasurers report was presented.
- Imported Water – At the Imported Water Committee meeting, delegates gave their monthly reports. Following the reports, there was a presentation on MWD's Mid-Cycle Biennial Budget Review. Revenues were \$206 million under budget with expenditures \$173 under budget. The unrestricted reserves budget was at \$415 million with an actual of \$461 million.
- Legislation and Public Outreach Committee – At the Legislation and Public Outreach Committee meeting, it was reported as of October 13th, the Governor signed 870 bills and vetoed 172, some of which pertained to water.
- Engineering & Operations Committee – At the Engineering and Operations Committee meeting, there was an update on the Pipe 4 repair in Moosa Canyon.
- Formal Board Meeting – At the Formal Board meeting, Chair Madaffer provided a recruitment update for the GM position at SDCWA. Sandy Kerl was later named the new General Manager. Additional staffing changes are anticipated.

November 21, 2019 SDCWA Meeting

- Imported Water Committee – At the Imported Water Committee meeting, Amy Chen gave a Bay-Delta update on the July 2019 Governor Newsom's Executive Order calling for the Single-Tunnel Project.
- Administrative & Finance Committee – At the Administrative and Finance Committee meeting, the monthly treasurers report and the investment report were presented.
- Engineering and Operations Committee – There was no consent calendar. A presentation on the Pipeline 4 repair in Moosa Canyon was provided.
- Water Planning and Environmental Committee – At the Water Planning and Environmental Committee meeting, Lesley Dobalian gave an update on PFAS.
- Legislation & Public Outreach – At the Legislation and Public Outreach Committee meeting there was no report.

- Board of Directors – At the Board of Director’s meeting, General Manager Sandy Kerl’s employment calendar was approved. Highlights include a \$327,000 per year salary and a vehicle allowance of \$700 per month. During closed session, there were updates on MWD litigation and the Rainbow Municipal Water District/Fallbrook Public Utility District proposed action.

Directors the discussed the Colorado River Reconveyance Project and the cost of desal water.

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 provided an update on the upcoming Urban Water Institute (UWI) Conference. Director Quist also reported the upcoming conference will be his last as a member of the UWI Board of Directors.
- Director Towne reported on the JPIA/ACWA Conference.
- Director Drake reported on the JPIA/ACWA Conference and the Insurance Collaborative.
- President Murtland reported he was unavailable for meetings during November.
- Director Lump reported on the JPIA/ACWA Conference.

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

There were no requests.

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.”

There were no requests.

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

Directors requested additional information on the following:

- When will the Director of Engineering and Operations position be filled? GM Baze reported the position will be filled during the summer.
- Can management add a timeline for the Developer Project portion of the DAR? GM Baze responded a timeline will be added.

SECTION 8 – GENERAL MANAGER’S REPORT

8-A. General Manager’s Oral Report

General Manager Baze reported the following:

- It is day three of the Aqueduct 1 10-day shutdown. After the shutdown, the District will be able to alternate between connections 1 and 3. During the shutdown, the District is taking water from the Vallecitos Irrigation District Flume through the Rockoff Pump Station.
- The SDCWA was scheduled to have a special agency manager’s meeting regarding a potential agreement with MWD, however, the meeting has been rescheduled to December 16th so SDCWA Board officers can attend.
- A recent Brown and Caldwell article regarding PFAS in movie “Dark Water” may cause concern amongst customers. Director Baze will be working with PIO Escamilla to educate customers on the subject.
- The District received an additional \$280,000 to be used for the existing AMI/WaterSmart grant, through the Integrated Regional Water Management Program. These funds may be used for cellular communication for meters, communication devices, and expanded WaterSmart software efficiencies.
- At the next ELRP Committee meeting, the Urban Water Management Plan and Water Master Plan will be on the agenda.

SECTION 9 – LEGAL MATTERS

9-A. Legal Counsel Report.

Open Session

Nothing to Report.

Director Quist and Director Drake left the meeting at 7:30 p.m. The Board of Directors went into closed session at 7:32 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).

The Board of Directors came out of closed session at 8:32 p.m. There were no reportable actions taken.

ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned by President Murtland at 8:34 p.m.

APPROVED: 
James B. Murtland, President

ATTEST: 
Wanda Cassidy, Clerk of the Board