

The minutes presented herewith are not a verbatim transcription of the Regular Board meeting held telephonically on June 23, 2020. 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
June 23, 2020**

A Regular Meeting of the Board of Directors of the Rincon Del Diablo Municipal Water District was held telephonically on Tuesday, June 23, 2020 at 6:00 p.m.

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

Directors Absent: None.

District Staff Present: Clint Baze, General Manager; Julia Escamilla, Public Information Officer; Josafina Traslavina-Washington; Karen Falk, Senior Engineer; and Wanda Cassidy, Clerk of the Board.

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

Guests Present: Rick Vogt, Fire Chief, and Sandra Bauer, Fire Prevention Specialist, Escondido Fire Department.

President Murtland called the meeting to order at 6:10 p.m. Director Lump 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 Quist and seconded by Director Lump, the Board of Directors unanimously approved the following consent items:

- 1-A. Minutes of the Regular Board of Directors Meeting of May 26, 2020.
- 1-C. Investment Portfolio Report, May 2020.
- 1-D. Financial Statements, May 2020.
- 1-E. Board of Directors' Per Diem Fees and or Expense Reports, May 2020.

by the following roll call vote:

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

Director Towne pulled Item 1-B, General Fund Disbursements, May 2020. Director Towne requested clarification on a disbursement related to Mueller Water Inc., for AMI software maintenance, various disbursements to ACWA/JPIA as they relate to dental insurance being charged to a number of general ledger accounts, and the cost of hand sanitizer. After staff provided clarification, President Murtland asked for a motion:

In a motion by Director Towne and seconded by Director Quist, the Board of Directors unanimously approved the following consent item:

- 1-B. General Fund Disbursements, May 2020.

by the following roll call vote:

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

SECTION 2 – EMERGENCY PREPAREDNESS & FIRE SERVICES

- 2-A. Resolution No.20-869.32, “Confirming Weed Abatement Report and Fixing Liens on Affected Parcels within Improvement District E (ID).”

Fire Chief Rick Vogt presented Resolution No.20-869.32, “Confirming Weed Abatement Report and Fixing Liens on Affected Parcels within Improvement District E (ID E)” and introduced Fire Prevention Specialist Sandra Bauer of the Escondido Fire Department.

Ms. Bauer provided an overview of the weed abatement program and process. In addition, Ms. Bauer provided data on the number of weed abatement complaints and the outcomes of those complaints during FY 2019-2020.

Rincon del Diablo's Fire District Weed Abatement Ordinance 2005-116.2 designates it is the responsibility of property owners for the elimination of hazardous weeds and rubbish on their property. The Escondido Fire Department executed a contract with Fire Prevention Services to provide a weed and rubbish abatement program. Ordinance No. 2005-116.2 also authorizes the removal of hazardous weeds and rubbish by Rincon del Diablo Fire Protection District at the expense of the property owner.

Based on Ordinance 2005-116.2, Fire Prevention Services provided weed abatement under the direction of the Escondido Fire Department at Crisie Lane and on Royal Crest Drive in Escondido. Fire Prevention Services has been unable to collect the amount incurred for the abatement of the properties from each owner and is seeking an assessment of the properties on their tax bills.

Fire Prevention Specialist Bauer then reported there were a total of 39 weed abatement complaints, resulting in 20 violations. Of the 20 violations, nine were ordered to abate. Of these five were completed forced abatements. Invoices were sent to the five property owners, and all but the two were collected.

The Fire Department requested the Board of Directors approve Resolution No. 20-869-32, "Confirming Weed Abatement Report and Fixing Liens on Affected Parcels within Improvement District E (ID E)" and the Fire Chief's Cost Report for the Weed Abatement Program.

After a brief discussion, President Murtland then called for a motion:

In a motion by Director Towne and seconded by Director Lump, by a vote of 5-0, the Board of Directors unanimously adopted Resolution No. 20-869.32, "Confirming Weed Abatement Report and Fixing Liens on Affected Parcels within the Boundaries of Improvement District E (ID E)" by the following roll call vote:

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

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

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

- Staffing
 - The Fire Department appointed a new Battalion Chief. Britt Matthews was selected to be Battalion Chief for the C Shift. Mr. Matthews has been with the Fire Department for 16 years and has been a member of the Urban Search and Rescue Team, a SWAT Paramedic, the Emergency Medical Services Paramedic Quality Assurance Manager, and is an active fire instructor both regionally and statewide. Battalion Chiefs are considered to be shift commanders and are in charge of all operations on a 24-hour basis.
 - Four firefighters are in the second week of a three-week firefighter paramedic academy training program and will be completing the program in the next week.
 - Five EMTs have been hired to fill current vacancies. The five new hires are currently paramedic students at the Palomar Academy.
 - Three new paramedics will be starting on June 29th.
- COVID-19 – The Fire Department is now fully staffed. There have not been any additional COVID-19 cases among staff. The Fire Department will continue to monitor the pandemic.

After the report, Fire Chief Vogt answered the Directors' questions.

SECTION 3 – PUBLIC INFORMATION & INTERGOVERNMENTAL RELATIONS

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

Public Information Officer Julia Escamilla began her presentation with a photo of an adult with a young child swimming. Ms. Escamilla reported the Northern Sierra's precipitation index was at 3.17 inches and at 63 percent average as of today. At Lake Oroville the reservoir level is at 64 percent of total capacity and at 77 percent of historical average. Lake Shasta's reservoir level is at 72 percent of total capacity and at 88 percent of historical average. For overall Colorado River conditions, Lake Mead is at 41 percent and Lake Powell is at 53 percent of capacity. Overall, the Colorado River System content this year is at 52 percent of historical average. Cumulative precipitation for Water Year 2020 to date is 20.9 inches and at 84 percent of normal.

Ms. Escamilla reported State Water Board Monitoring for the month of May. Overall, the cumulative water savings since 2015 is at 26.2 percent and the gallons per capita daily (GPCD) for May was at 125.

Following Ms. Escamilla's conservation report, General Manager Baze provided a brief legislative update. The update included the following:

- SB 1386 (Moorlach) – Proper 218/Fire Hydrants
Submitted on behalf of the SDCWA and Irvine Ranch Water District, this bill is to protect fire hydrant system funding. The Bill was heard in Committee on May 21 and had a great deal of support. The bill passed the Senate Governance and Finance Committee with a unanimous 7-0 vote and is now pending the action of the Senate Floor.
- AB 33256 (E. Garcia) – Relating to the Wildfire Prevention, Safe Drinking Water, Climate Resilience, Drought Preparation, and Flood Protection Bond Act of 2020- Resiliency Bond
Given the fiscal condition of the state because of the COVID-19 pandemic, the Governor signaled to the Legislature that he is no longer considering a climate resilience bond for the November ballot. However, the Legislature is continuing to work on development of a comprehensive resources and resiliency bond package, even amid conversations surrounding a potential pivot to examination of an economic stimulus infrastructure bond or financing package that may contain resources/resiliency bond elements and components.

After the presentation, General Manager Baze answered questions from the Directors.

SECTION 4 – FINANCE, INSURANCE & PERSONNEL

Nothing to report.

SECTION 5 – OPERATIONS; ENGINEERING & LONG-RANGE PLANNING

- 5-A. Receive and File Engineering and Long-Range Planning (ELRP) Meeting Minutes of June 17, 2020.

Received and filed the Engineering & Long-Range Planning (ELRP) Committee Meeting Minutes of June 9, 2020.

- 5-B. Approval of Developer Agreement for The Villages.

General Manager Baze introduced Senior Engineer Karen Falk who presented the agenda item.

This item was brought to the Board of Directors' to request authorization for the General Manager to execute the Standard Agreement for the Construction the of Water System for the Villages Development.

This project will redevelop the Escondido Country Club Golf Course into 380 residential units and will consist of three villages. Village 1 will be City of

Escondido water customers. The District will provide water service to Village 2 and Village 3 which will include both single family and multi-family residential units that share a common driveway. The District will be adding 101 new residential meters as well as 22 meters to serve the multi-family meters. An additional four new recycled water meters will be set to irrigate landscape in County Club Lane and within the Villages.

All construction will be completed in accordance with District Standards and will be subject to District inspection and acceptance. New District facilities will be primarily within the newly dedicated public right-of-way and in one short segment of easement granted by a homeowners' association.

Because this project is developer-driven, the Developer will be responsible for all costs associated with the construction, inspection, and staff time to coordinate this project. The District will collect potable water capacity fees (District and SDCWA) for the potable water services in the estimated amount of \$1,823,066 and recycled water capacity fee in the estimated amount of \$95,880. No other costs to the District is anticipated.

After General Manager Baze and Senior Engineer Falk answered questions regarding the contract and GIS data, a discussion took place. Following the discussion, President Murtland asked for a motion:

In a motion by Director Quist, and seconded by Director Drake, the Board of Directors, by the following roll call vote, unanimously authorized the General Manager to execute a Standard Agreement for Construction of Water System for the Villages Development.

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

SECTION 6 – SEWER

6-A. Receive and File Sewer Committee Meeting Minutes of June 9, 2020.

After reviewing minutes, Director Drake followed-up with staff on the nitrogen levels of the samples taken from the Sewer Treatment Plant. General Baze and Senior Engineer Falk responded to his questions.

**Received and filed the Sewer Committee Meeting
Minutes of June 9, 2020.**

- 6-B. Reimbursement of Funds from the Sewer Fund to the Potable Water General Fund.

General Manager Baze introduced Reimbursement of Funds from the Sewer Fund to the Potable Water General Fund.

In 2015, when the District initiated the process of becoming a sewer agency to assume ownership and operation of the sewer and recycled water facilities, the District borrowed \$320,000 from the potable water general fund for expenses incurred during the process. As a condition of using these funds to become a sewer agency, it was required that the funds be returned as soon as sewer revenue became available. There has been \$624,216 collected and deposited into the Sewer Fund.

At the June 9, 2020 Sewer Committee meeting, committee members voted to recommend authorization for the General Manager to transfer \$160,000 from the Sewer Fund to the Potable Water Fund during FY 2019-2020. The remainder of the \$320,000 will be transferred during the FY 2020-2021.

In a motion by Director Quist, and seconded by Director Drake, by a unanimous vote, the Board of Directors authorized the General Manager to transfer \$160,000 from the Sewer Fund to the Potable Water General Fund during FY 2019-2020 with the remainder transferred during FY 2020-2021:

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

**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 on the April 23, 2020 SDCWA Board of Directors’ meeting as follows:

- A short video with the Board acknowledging essential workers during the COVID-19 pandemic was shared.
- Newly appointed Board members Eric Heidemann, representing the City of Poway and Consuelo Martinez, representing the City of Escondido were introduced.
- The Board of Directors ratified contracts for repair work to Pipeline 5 and authorized the General Manager to accept repair work as complete, record the notices of completion, and release all funds held in retention to Fibwrap Construction Services, Inc. and J.F. Shea Construction following expirations of the notices of completion periods.
- The Board of Directors adopted Resolution 2020-05 setting a date, time, and place for the Public Hearing for the Water Authority's proposed calendar year 2021 Rates and Charges.
- The Board of Directors Adopted Resolution No. 2020-60 regarding the potential detachment of Fallbrook Public Utilities District and the Rainbow Municipal Water District.
- The Board of Directors Authorized the General Manager to execute an amendment to the Agreement for Funding the Design of the Emergency Storage Project Improvements with Valley Center Municipal Water District and Yuima Municipal Water District to increase the not-to-exceed amount by \$500,000 from \$580,000 to \$1,080,000.
- The Board of Directors authorized the General Manager to approve contracts for Hawkins Delafield & Wood LLP, Clean Energy Capital Securities and WSP USA, Inc. associated with the Lewis Carlsbad Desalination Plant Intake Modifications Project.
- The Board of Directors filed the Treasurer's report.
- The Board of Directors authorized the General Manager to execute Amendment 2 to the services contract with Hydro Consulting and Maintenance Services, for specialized mechanical preventative and corrective maintenance, inspection, testing, and repair services for Lake Hodges Pumped Storage Hydroelectric Facility.
- The Board of Directors authorized the General Manager to award a professional services contract with Mission Resource Conservation District in an amount not to exceed \$750,000 to administer the Agricultural Water Management Program.
- The Board of Directors approved the minutes of the Formal Board of Directors meeting of April 23, 2020.

After the report, President Murtland answered questions from the Directors.

- 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 Lump reported on the North County Economic Summit and her participation in a NACWA webinar regarding regulations and COVID-19.
- Director Drake commented on electronic meetings versus physically attended meetings and the increasing costs of virtual meetings as the pandemic continues. Director Drake reported on his participation in the NACWA webinar regarding regulations and COVID-19, the North County Economic Summit, and a CAL Tech webinar.
- Director Quist reported he has been participating in Urban Water Institute (UWI) planning meetings. UWI is currently working on a Zoom Webinar with panelists Felicia Marcus, Former California State Water Boards Chair and Pat Mulroy, former General Manager of Southern Nevada Water Authority with Steve Buckman, President of Bucknam and Associates, Inc. moderating.
- Director Towne reported on the North County Economic Summit, Sexual Harassment Training, and CSDA webinars entitled "Opening up, How Public Employers Should Prepare," and "Discontinuing Water Service During COVID-19."
- President Murtland had nothing additional to say.

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), May 2020.

During the DAR, Directors commented on how upcoming conferences were going to be virtual conferences and the need for human interaction at conferences.

7-F. CSDA Board of Directors Election Ballot – Term 2021-2023: Seat C – Southern Network.

General Manager Baze brought forward CSDA Board of Directors Election Ballot – Term 2021-2023: Seat C – Southern Network. After a brief discussion, President Murtland asked for a motion:

In a motion made by Director Towne and seconded by Director Quist, by a vote of 5-0, the Board of Directors selected Arlene Schafer as the candidate they will vote for at the CSDA Board

**of Directors – Term 2021-2023: Seat C – Southern Network
Election by the following roll call vote:**

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

- 7-G. Consider Ordinance No. 20-93.15, “An Ordinance of the Rincon del Diablo Municipal Water District Amending Subsection (A) of Section 406 of the Administrative Code, Changing the Meeting Dates or Times of the Board of Directors.”

General Manager Baze introduced Consider Ordinance No. 20-93.15, “An Ordinance of the Rincon del Diablo Municipal Water District Amending Subsection (A) of Section 406 of the Administrative Code, Changing the Meeting Dates or Times of the Board of Directors.”

At a previous Board of Directors’ Meeting, it was suggested staff and Directors evaluate starting the Regular Board of Directors’ meeting at an earlier time. Directors stated that although it was preferable to begin earlier, it was also important to schedule the meeting at a time when the working public could participate. After discussion, President Murtland asked for a motion:

In a motion made by Director Drake and seconded by Director Lump, by a vote of 5-0, the Board of Directors a 5:00 p.m. start time for future Regular Board of Director Meetings by the following roll call vote:

Drake	Aye
Lump	Aye
Murtland	Aye
Quist	Aye
Towne	Aye

- 7-H. General Manager’s Appointment Performance and Salary.

After a brief discussion, the Board of Directors came to a consensus that this item will be discussed at the July 14, 2020 Regular Board of Directors’ Meeting.

SECTION 8 – GENERAL MANAGER’S REPORT

- 8-A. District Status as a Result of the COVID-19 Pandemic.

General Manager Baze reported as of June 22, San Diego County has 11,096 reported cases of the coronavirus and 338 deaths. The District continues to adhere to County San Diego Health Order.

General Manager Baze also reported that two employees are continuing to work at home and one employee has returned to the office.

8-B. General Manager's Oral Report.

Prior to General Manager Baze's report, Directors discussed updating the District Pocket Guide. General Manager Baze responded the Pocket Guide will require major updating due to the additions of Harmony Grove Village.

General Manager Baze reported on the following:

- The District was a participant in a letter directed to several legislators requesting funding for COVID-19 relief.
- The agenda for the SDCWA includes adopting Rates and Charges for FY 2020-2021. Managers are expecting a rate increase of five percent.
- The District's rates will be discussed at a future meeting.
- An update on the Rainbow MWD and Fallbrook PUD detachment from SDCWA was provided.
- The District's Investment Policy is currently under review for certification by the California Municipal Treasurers Association.
- The SDCWA Conveyance Project presentation will be moved to a future meeting.

After the report, General Baze answered the Directors questions.

SECTION 9 – LEGAL MATTERS

9-A. Legal Counsel Report.

There was nothing to report.

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. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b)(1). Title: General Manager.
- c. TEMPORARY PUBLIC EMPLOYEE APPOINTMENT – Pursuant to Government Code Section 54957 (b)(1). Title: Financial Consultant.
- d. CONFERENCE WITH LEGAL COUNSEL - Pursuant to Government Code Section 54956.9 (d)(4) to discuss potential litigation (one case).

There was no closed session.

ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned by President Murtland at 8:15 p.m.

APPROVED:



James B. Murtland, President

ATTEST:



Wanda Cassidy, Clerk of the Board