

The minutes presented herewith are not a verbatim transcription of the Hybrid Board meeting that was held on March 14, 2023. 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
March 14, 2023**

A Hybrid Regular Meeting of the Board of Directors of the Rincon del Diablo Municipal Water District was held on Tuesday, March 14, 2023, at 5:00 p.m. at the District offices located at 1920 North Iris Lane, Escondido, California, 92026.

Directors Present: Drake, Murtland, Naves, Quist, and Welch.

Directors Absent: None.

District Staff Present: Clint Baze, General Manager; Jeff Umbrasas, Director of Administration and Finance; Steve Plyler, Operations Manager; Shawnele Morelos, Engineering Manager; and Wanda Cassidy, Clerk of the Board.

Legal Counsel: Alfred E. Smith, Legal Counsel, Nossaman, LLC (electronically).

Guests: Ross Pike, North County Fire Protection District; Barry Willis, Alpine Fire Protection District; Dusty Harkleroad.

President Murtland called the meeting to order at 5:00 p.m., which was followed by Director Quist, who 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

Ross Pike, Director of North County Fire Protection District, who is currently running for the San Diego Local Agency Formation Commission Regular Member addressed the Directors.

Barry Willis, Director of Alpine Fire Protection District, who is currently running for the San Diego Local Agency Formation Commission Regular Member addressed the Directors.

SECTION 1 - CONSENT ITEMS

In a motion by Director Welch and seconded by Director Quist, the following consent items were unanimously approved:

- 1-A. Minutes of the Regular Board of Directors Meeting of February 14, 2023.
- 1-B. General Fund Disbursements, January 2023.
- 1-C. Investment Report, January 2023.
- 1-D. Financial Statements, January 2023.
- 1-E. Board of Directors' Per Diem Fees and/or Expense Reports, February 2023.
- 1-F. AB 361 – Allow for the Continued Use of Hybrid Meetings for Brown Act Meetings.
- 1-G. End COVID-19 Emergency Declaration.

by the following vote:

Murtland	Aye
Quist	Aye
Drake	Aye
Welch	Aye
Naves	Aye

SECTION 2 – EMERGENCY PREPAREDNESS & FIRE SERVICES

There was nothing to report.

SECTION 3 – PUBLIC INFORMATION & INTERGOVERNMENTAL RELATIONS

There was nothing to report.

SECTION 4 – FINANCE, INSURANCE & PERSONNEL

There was nothing to report.

SECTION 5 – OPERATIONS; ENGINEERING & LONG-RANGE PLANNING

5-A. Consider Approval of a Lease Agreement with Aries Building Systems, LLC for a 12-Month Lease for a New 24x56 Modular Office Building.

Staff was requesting that the Board of Directors authorize the General Manager to enter into a 12-month Lease Agreement with Aires Building Systems, LLC for a new 24X56 Modular Office Building in a total not to exceed amount of \$37,073 (plus applicable taxes to be calculated upon invoicing) including delivery, installation, and lease payments.

The District's office building was originally built in 1965 and remodeled in 1986 and in 2010. On October 25, 2022, the Board of Directors approved the Professional Services Agreement for the Engineering and Architectural Design Services for the District Office Building Improvements with IDS Group in the amount of \$60,950, which included up to five (5) additional office spaces. That project is currently being designed, however, the use of a modular office building will allow for additional time to ensure the project meets long-term District goals. Staff anticipates the modular office building will remain onsite during construction of the main office building improvements.

The proposed temporary 24x56 modular office building is built to accommodate four additional office spaces and two restrooms. It will be located on District property behind the main office building, and inside the fenced compound.

After a brief discussion and staff answered the Directors' questions, President Murtland asked for a motion:

In a motion made by Director Welch and seconded by Director Quist, the Board of Directors unanimously authorized the General Manager to enter into a 12-month Lease Agreement with Aries Building Systems, LCC, for a new 24x56 Modular Office Building in a total not to exceed amount of \$37,073 (plus applicable taxes to be calculated upon invoicing) including delivery, installation, and the lease payment by the following roll call vote:

Murtland	Aye
Quist	Aye
Drake	Aye
Welch	Aye
Naves	Aye

5-B. Approval of a Public Works Contract for the Air Vacuum Valve Improvements with Shaw Equipment Rentals, Inc.

Staff requested that the Board of Directors authorize the General Manager to execute a Public Works Contract for the Air-Vacuum Valve Improvements with Shaw Equipment Rentals, Inc. in the amount of \$223,125, and approve a budget transfer to fund the remaining work on the project.

Transmission Line Air-Vac Improvements (PN 52131) is a CIP project identified as part of the District's Water Master Plan. The project includes replacement of two 8-inch air-vacuum valves and one 12-inch air-vacuum valve. These structures (confined spaces), and valves were built and installed in the late 1980's. The spaces are difficult to enter and require specialized equipment and training to make access. The valves have exceeded their life expectancy and no longer function as designed. All three valve structures are located along one of the District's major transmission mains and are considered to be critical facilities.

The Project was advertised for bid on January 24, 2023 via the District's website. On February 22, 2023, three bidders submitted bids by the deadline. Staff performed a detailed analysis of the bid documents and performed all reference checks. Based on the results of the analysis, Shaw Equipment Rentals, Inc. was determined to be the lowest, responsive, and responsible bidder.

After a brief discussion and staff answered questions from the Directors, President Murtland asked for a motion:

In a motion made by Director Welch and seconded by Director Drake, the Board of Directors unanimously authorized the General Manager to execute a Public Works Contract for the Air-Vacuum Valve Improvements Project with Shaw Equipment Rentals, Inc. in the amount of \$223,125 and approved a budget transfer of \$58,000 from the Pipeline Replacement Line item (05-5200-52130-0000) to the Transmission Line/Air Vac Improvements project (05-5200-52131-0000) to fund the work by the following roll call vote:

Murtland	Aye
Quist	Aye
Drake	Aye
Welch	Aye
Naves	Aye

SECTION 6 – SEWER

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 SDCWA representative to make informal reports on activities.

General Manager Baze reported he was attending the Urban Water Institute Conference and was absent from the SDCWA Board of Directors Meeting held on February 23, 2023.

A SDCWA summary of the meeting was provided in the Board packet.

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 Naves reported on a the CSDA Special District Leadership Academy that he attended.
- Director Welch reported on the Urban Water Institute Conference.
- Director Quist reported on the Urban Water Institute Conference. The Urban Water Institute is preparing for its upcoming 30-year anniversary. Director Quist also made the Directors aware that previous General Manager Annette Hubbell's husband's Celebration of Life will be held on April 17th at 1:00 p.m. at The Church at Rancho Bernardo.
- Director Murtland had nothing to report.
- Director Drake reported on the recent San Diego LAFCO meeting and congratulated Director Quist on the successful Urban Water Institute Conference.

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

There were none.

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 Welch requested permission to attend the upcoming Olivenhain Facility Tour on March 29th. Permission was granted.

President Murtland requested that the Board of Directors tour Lake Henshaw and Warner Springs Ranch.

- 7-E. Consider a Resolution Concurring in the Nomination of Andy Morris to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority.

Staff requested that the Board of Directors consider Resolution No. 23-05: "Concurring in Nomination to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority" for Andy Morris of Elsinore Valley Municipal Water District (EVMWD).

After a brief discussion, President Murtland asked for a motion:

In a motion made by Director Welch and seconded by Director Quist, the Board of Directors unanimously adopted Resolution No. 23-05: "Concurring in Nomination to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority" for Andy Morris of Elsinore Valley Municipal Water District by the following roll call vote:

Murtland	Aye
Quist	Aye
Drake	Aye
Welch	Aye
Naves	Aye

- 7-F. Consider a Resolution Concurring in the Nomination of Oliver Smith to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority.

Staff requested that the Board of Directors consider Resolution No. 23-06: "Concurring in Nomination to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority" for Oliver Smith of Valley Center Municipal Water District.

After a brief discussion, President Murtland asked for a motion:

In a motion made by Director Welch and seconded by Director Quist, the Board of Directors unanimously adopted Resolution No. 23-06: "Concurring in Nomination to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority" for Oliver Smith of Valley Center Municipal Water District by the following roll call vote:

Murtland	Aye
Quist	Aye
Drake	Aye
Welch	Aye
Naves	Aye

SECTION 8 – GENERAL MANAGER’S REPORT

8-B. General Manager’s Oral Report.

General Manager Baze reported the following:

- The District will be filming two videos, one on the WaterSmart portal and the other on AMI meters on Thursday, March 16th. The videos will be available in April.
- General Manager Baze also shared a letter President Murtland receive from Helix Water District President Kathleen Hedberg that voiced concerns with SDCWA’s proposed 14% water rate increase. The 14% increase was included in the SDCWA draft budget.

Following the report, General Manager Baze answered Directors’ question.

SECTION 9 – LEGAL MATTERS

9-A. Legal Counsel Report.

There was nothing to report.

The Board of Directors recessed to Closed Session at 6:04 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 the District's part at this time.)
- b. CONFERENCE WITH LEGAL COUNSEL - Pursuant to Government Code Section 54956.9 (d)(4) to discuss potential litigation (one case).

The Board of Directors reconvened to Open Session at 6:55 p.m.

9-C. Open Session

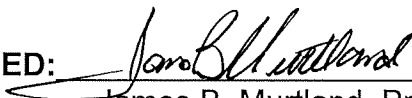
- a. Closed Session Report.

During Closed Session there were no reportable actions taken.

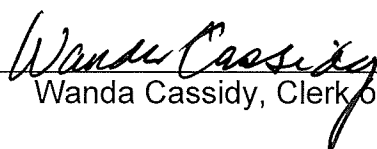
ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned by President Murtland at 7:07 p.m.

APPROVED:


James B. Murtland, President

ATTEST:


Wanda Cassidy, Clerk of the Board