

**NOTICE OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
OLIVENHAIN MUNICIPAL WATER DISTRICT
1966 Olivenhain Road, Encinitas, CA 92024
Tel: (760) 753-6466 • Fax: (760) 753-1578**

Pursuant to AB 3035, effective January 1, 2003, any person who requires a disability related modification or accommodation in order to participate in a public meeting shall make such a request in writing to Naomi Sabino, Executive Secretary, for immediate consideration.

DATE: WEDNESDAY, JANUARY 18, 2012

TIME: **4:00 P.M.**

PLACE: DISTRICT OFFICE

*NOTE: ITEMS ON THE AGENDA MAY BE TAKEN OUT OF SEQUENTIAL ORDER
AS THEIR PRIORITY IS DETERMINED BY THE BOARD OF DIRECTORS*

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. DETERMINATION OF A QUORUM
5. ADOPTION OF AGENDA
6. PERSONAL APPEARANCES AND PUBLIC COMMENTS
7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS
 - * Kevin Gerken - New Hire, Utility I - Construction
 - * Michelle Angel - New Hire, Customer Service Representative I
 - * Kim Thorner - 15 Years of Service
8. CONSIDER APPROVAL OF THE MINUTES OF THE DECEMBER 14, 2011 REGULAR BOARD OF DIRECTORS MEETING AND MINUTES OF THE JANUARY 5, 2012 SPECIAL BOARD OF DIRECTORS MEETING

9. CONSENT CALENDAR

*NOTE: ANY ITEM MAY BE REMOVED FROM THE CONSENT CALENDAR
FOR DISCUSSION*

- C-a CONSIDER ADOPTION OF A MOTION APPROVING THE PAYMENT OF LISTED WARRANTS FROM THE DISTRICT'S REVOLVING AND REGULAR ACCOUNTS; LISTED TRANSFERS OF FUNDS; REIMBURSEMENT OF EXPENSES TO BOARD MEMBERS AND STAFF; AND MONTHLY INVESTMENT REPORT
- C-b CONSIDER ADOPTION OF A MOTION APPROVING THE DISTRICT'S "UNAUDITED" STATEMENT OF NET ASSETS, STATEMENT OF REVENUES, EXPENSES AND CHANGES IN NET ASSETS, CONSOLIDATED STATEMENT OF CASH FLOWS, CONSOLIDATED ACTUAL VS BUDGET SUMMARY WITH NOTES EXPLAINING SIGNIFICANT VARIANCES, AND CONSTRUCTION IN PROGRESS REPORT
- C-c CONSIDER AN INCREASE TO THE CONTRACT WITH NOLTE/VERTICAL 5 IN THE AMOUNT OF \$150,000 FOR ADDITIONAL DESIGN AND CONSTRUCTION SUPPORT WORK REQUIRED BY THE SAN DIEGO COUNTY WATER AUTHORITY DURING CONSTRUCTION OF THE UNIT AA PIPELINE PROJECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
- C-d CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT HONORING WESLEY W. PELTZER
- C-e CONSIDER APPROVAL OF A ONE-YEAR EXTENSION TO THE PROFESSIONAL SERVICES AGREEMENT FOR SOFTWARE SUBSCRIPTION SERVICES WITH NOBEL SYSTEMS IN THE AMOUNT OF \$56,400 AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
- C-f CONSIDER APPROVAL OF A CHANGE ORDER TO NORTHWEST PIPE COMPANY FOR THE UNIT AA RAW WATER PIPELINE PROCUREMENT PROJECT IN THE AMOUNT OF \$247,825 FOR FURNISHING A 108"/48" TEE FOR CONNECTION TO THE SAN DIEGO COUNTY WATER AUTHORITY AQUEDUCT PIPELINE 5 AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
- C-g CONSIDER APPROVAL OF A CHANGE ORDER TO ATLAS RESOURCES, LTD. (ATLAS) FOR THE UNIT AA RAW WATER PIPELINE PROCUREMENT PROJECT IN THE AMOUNT OF \$94,000 FOR INSPECTION OF ADDITIONAL PIPE FABRICATION AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT

10. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (Article 2 – Organization of Board of Directors; Article 4 – Classified Positions; and Article 5 – Working Hours/Employee Benefits)
11. CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT DESIGNATING DEPOSITORIES AND AUTHORIZING INVESTMENTS FOR THE MONEY OF THE DISTRICT AND DESIGNATING THE SIGNATORIES FOR THE MANAGEMENT OF THE DISTRICT DEPOSITS AND RESCINDING RESOLUTION 2011-35
12. CONSIDER 2012 ANNUAL OBJECTIVES
13. CONSIDER REVISIONS TO THE LEGISLATIVE GUIDELINES FOR 2012
14. CONSIDER INFORMATIONAL REPORT ON DISTRICT MEAL VOUCHER PLAN
15. CONSIDER AN AGREEMENT WITH THE SAN DIEGUITO WATER DISTRICT FOR THE CONSTRUCTION AND MAINTENANCE OF THE MANCHESTER EMERGENCY POTABLE WATER INTERCONNECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT
16. CONSIDER BOARD PROTOCOLS AND RULES OF DECORUM FOR OLIVENHAIN MUNICIPAL WATER DISTRICT BOARD OF DIRECTORS MEETINGS
17. CONSIDER VOTING FOR REPRESENTATIVES TO THE ASSOCIATION OF CALIFORNIA WATER AGENCIES HEALTH BENEFITS AUTHORITY BOARD OF DIRECTORS
18. CONSIDER APPROVAL OF AN EXTENSION OF EXISTING FINANCIAL AUDIT SERVICES WITH WHITE NELSON DIEHL EVANS LLP, A CERTIFIED PUBLIC ACCOUNTANTS AND CONSULTING FIRM, FOR TWO ADDITIONAL FISCAL YEARS (FY 12 AND FY 13)
19. INFORMATIONAL REPORTS
 - A. PRESIDENT
 - B. GENERAL MANAGER
 - C. CONSULTING ENGINEER
 - D. GENERAL COUNSEL
 - E. SAN DIEGO COUNTY WATER AUTHORITY REPRESENTATIVE

- F. LEGISLATIVE
- G. LAFCO ADVISORY COMMITTEE
- H. TWELVE MONTH CALENDAR / OTHER MEETINGS / REPORTS BY BOARD MEMBERS PER AB 1234

- 20. CORRESPONDENCE
- 21. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS
- 22. FUTURE AGENDA ITEMS
- 23. CONSIDER PUBLIC COMMENTS
- 24. CLOSED SESSION
 - A) CONSIDER LITIGATION – PACIFIC TANK & CONSTRUCTION, INC. [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)] • Additional Facts: Claim filed on September 16, 2011 for damages resulting from alleged negligent OMWD inspections at the 4S Ranch II Potable Water Storage Tank
 - B) CONSIDER POTENTIAL LITIGATION – NORTHWEST PIPE [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)] • Additional Facts: Breach of Contract
 - C) CONSIDER POTENTIAL LITIGATION – RICHARD GARWOOD v OMWD [PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)] • Additional Facts: Injury sustained by a subcontractor while working for Verizon at a cell site at the 4S-1 Reservoir (non-District related); Board did not grant leave on 12/14/11
- OPEN SESSION
- 25. ADJOURNMENT