

MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
OLIVENHAIN MUNICIPAL WATER DISTRICT

January 15, 2025

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, January 15, 2025, at the district office, 1966 Olivenhain Road, Encinitas, California.

President Hahn called the meeting to order at 4:00 p.m. Following the Pledge of Allegiance, the Assistant Secretary called the roll. Directors present were Guerin, Hahn, Maloni, Meyers, and San Antonio.

President Hahn declared a quorum present and ordered the meeting to proceed. In attendance were Kimberly Thorner, General Manager; Alfred Smith, General Counsel; Joey Randall, Assistant General Manager; Don MacFarlane, Consulting Engineer; Rainy Selamat, Finance Manager; Jennifer Joslin, Human Resources Manager; John Carnegie, Customer Services Manager; Lindsey Stephenson, Engineering Manager; Jesse Bartlett-May, Operations Manager; Steve Weddle, Engineering Services Supervisor; Brian Sodeman, Customer Service and Public Affairs Supervisor; Brandon Barnick, Field Services Supervisor; Leo Mendez, Accounting Supervisor; Teresa Chase, Administrative Analyst; Joe Jansen, Administrative Analyst; Melody Colombo, Administrative Analyst; Liz Kostas, Senior Systems Administrator, Stephanie Kaufmann, Executive Secretary; and Robert Kreutzer, Department Assistant.

4. CONSIDER ELECTION OF OFFICERS FOLLOWED BY COMMITTEE ASSIGNMENTS MADE BY THE 2025-2026 BOARD PRESIDENT

Director Guerin moved to approve the officer positions, seconded by Director Meyers, and approved unanimously.

President Hahn appointed the following committee assignments:

Standing Finance Committee – Directors San Antonio and Meyers

Standing Personnel Committee – Directors Guerin and Meyers

Standing Safety Committee – Directors Guerin and Hahn

Ad Hoc Facilities Subcommittee – Directors Guerin and Maloni

Ad Hoc Customer Outreach and Conservation Subcommittee – Directors San Antonio and Hahn

Ad Hoc Public Policy Subcommittee – Directors Maloni and Hahn

Elfin Forest Recreational Reserve Executive Committee – Directors San Antonio and Maloni

5. DETERMINATION OF A QUORUM

It was determined that there was a quorum.

6. ADOPTION OF AGENDA

General Manager Thorner requested a four-fifths vote to add an agenda item to seek direction from the board regarding a potential vacancy on the OMWD Board of Directors. The board voted unanimously to add the item to the end of the agenda.

Director Guerin moved to adopt the agenda, seconded by Director San Antonio, and approved unanimously.

7. PERSONAL APPEARANCES AND PUBLIC COMMENTS

There were no personal appearances or public comments.

8. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

Service Awards, Promotions, and Honorable Mentions

* Tong Tang – Field Services Technician II – 20 Years

* Jeff Herrmann – Field Services Technician II – 5 Years

The employees were thanked for their service and were congratulated by the board.

9. CONSIDER APPROVAL OF THE MINUTES OF THE DECEMBER 11, 2024, REGULAR BOARD OF DIRECTORS MEETING, MINUTES OF THE DECEMBER 11, 2024 ANNUAL BOARD OF DIRECTORS MEETING OF THE OMWD FINANCE CORPORATION, AND MINUTES OF THE DECEMBER 11, 2024 BOARD OF DIRECTORS MEETING OF THE OMWD FINANCING AUTHORITY (JOINT POWERS AUTHORITY)

Director Guerin moved to approve the minutes of the December 11, 2024 Regular Board of Directors meeting, minutes of the December 11, 2024 annual Board of Directors meeting of the OMWD Finance Corporation, and the minutes of the December 11, 2024 Board of Directors meeting of the OMWD Financing Authority, seconded by Director Maloni, and approved unanimously.

10. CONSENT CALENDAR

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 REPORTS

- C-b CONSIDER ADOPTION OF A MOTION APPROVING THE DISTRICT’S CONSOLIDATED STATEMENT OF NET POSITION, CONSOLIDATED STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET POSITION, CONSOLIDATED STATEMENT OF CASH FLOWS, CONSOLIDATED ACTUAL VS BUDGET SUMMARY, AND CONSTRUCTION IN PROGRESS REPORTS
- C-c CONSIDER APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH RINCON CONSULTANTS, INC. IN THE AMOUNT OF \$85,578 FOR URBAN WATER MANAGEMENT PLANNING SERVICES AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON OMWD’S BEHALF
- C-d CONSIDER ACCEPTANCE OF THE 16177 VALLE DE ORO 2-INCH WATER SERVICE INSTALLATION PROJECT (NICK DORMAN) INTO OMWD’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED

President Hahn moved to approve the Consent Calendar, seconded by Director Guerin, and approved unanimously.

11. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE OLIVENHAIN MUNICIPAL WATER DISTRICT’S ADMINISTRATIVE AND ETHICS CODE (Article 2 – Organization of Board of Directors)

General Manager Thorner presented the report.

Upon motion by Director Meyers, and a second by Director Maloni, Ordinance 526 was approved by the following roll call vote:

AYES:	Directors Guerin, Hahn, Maloni, Meyers, and San Antonio
NOES:	None
ABSTAIN:	None
ABSENT:	None

12. CONSIDER DRAFT ANNUAL OBJECTIVES AND SET A MAXIMUM EMPLOYER’S 401(A) PLAN CONTRIBUTION FOR COMPLETING ANNUAL OBJECTIVES FOR CALENDAR YEAR 2025

Administrative Analyst Chase presented the draft objectives.

Director Guerin moved to approve the proposed 69 annual objectives and nine stretch objectives along with establishing a 401(a) contribution increase of 4.8% (CPI) consistent with OMWD Resolution No. 2024-18, based on superior performance in achieving the objectives adopted for the year, seconded by San Antonio, and carried unanimously.

13. CONSIDER INFORMATIONAL REPORT ON WATER SUPPLY CONDITIONS AND LONG-TERM WATER USE EFFICIENCY LEGISLATION

Administrative Analyst Jansen presented the informational report.

14. CONSIDER REVISIONS TO THE LEGISLATIVE GUIDELINES FOR 2025

Administrative Analyst Colombo presented the revised Legislative Guidelines.

Director Meyers moved to approve the revised Legislative Guidelines, seconded by Director Maloni, and carried unanimously.

15. REVIEW OF GENERAL MANAGER'S DECLARATION OF THE OLIVENHAIN ROAD LEAK REPAIR PROJECT AS AN EMERGENCY PROJECT IN ACCORDANCE WITH CALIFORNIA PUBLIC CONTRACT CODE SECTION 1102, INCLUDING APPROVAL OF A TIME AND MATERIALS CONSTRUCTION CONTRACT WITH CASS ARRIETA FOR AN AMOUNT OF \$35,000, APPROPRIATE \$70,000 TO THE PROJECT BUDGET FROM THE PIPELINE REPLACEMENT PROJECT BUDGET, AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF THE DISTRICT, CONSIDER ADOPTION OF A RESOLUTION MAKING CEQA FINDINGS AND ORDERING A NOTICE OF EXEMPTION BE FILED WITH THE SAN DIEGO COUNTY CLERK AND THE STATE CLEARINGHOUSE AT THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH, ACCEPT INTO OMWD'S SYSTEM AND ORDER THE NOTICE OF COMPLETION FILED WITH THE SAN DIEGO COUNTY RECORDER

Operations Manager Bartlett-May presented the report.

Director Guerin moved to affirm the General Manager's emergency declaration, to approve the time and materials contract with Cass Arrieta in the amount of \$35,000, authorize an appropriation of \$70,000 from the Pipeline Replacement Project Budget, adopt the proposed Resolution which makes CEQA findings for declaration of the Olivenhain Road Leak Repair Project as an Emergency Project exempt from CEQA, accept the Olivenhain Road Emergency Leak Repair Project into OMWD's system, and authorize the filing of the Notice of Completion, seconded by Director Meyers, and approved unanimously.

16. CONSIDER DISCUSSION OF A POTENTIAL VACANCY ON THE OLIVENHAIN MUNICIPAL WATER DISTRICT BOARD OF DIRECTORS

General Manager Thorner presented the item.

Director Meyers moved to start the appointment process and to proceed with notification to the County of San Diego should there be a vacancy on the Board of Directors, seconded by Director San Antonio, and carried unanimously.

17. INFORMATIONAL REPORTS

A. President's Report

President Hahn thanked his successors, fellow board members, and staff for their support.

B. General Manager's Report

General Manager Thorner reported that the OMWD website now includes a fire safety message, that a joint press release with neighboring water and fire agencies will be issued, that OMWD's Municipal Service Review is underway, and that an agenda item on fluoride will be placed on the February agenda.

C. Consulting Engineer's Report

Consulting Engineer MacFarlane provided a brief report.

D. General Counsel's Report

General Counsel Smith provided a written report that was included in the board packet.

E. San Diego County Water Authority (SDCWA) Report

SDCWA representative Meyers reported that there was a Special Meeting on the Closed Session Metropolitan Water District litigation.

F. Legislative Report

The Legislative Report was included in the board packet.

G. Twelve Month Calendar/Other Meetings/Reports by Board Members Per AB 1234

Conference Call with the General Manager RE: OMWD Issues (Dec 12)

Director Meyers had a call with the General Manager.

Conference Call with the General Manager RE: Board Meeting Debrief (Dec 12)

Director Guerin had a call with the General Manager.

Customer Services Briefing (Dec 16)

Director Maloni attended the briefing.

Association of California Water Agencies Region 10 Meeting (Dec 16)

Director Maloni attended the meeting.

Festivus (Dec 18)

Directors Maloni and Meyers attended the employee event.

Conference Call with the General Manager RE: LAFCO Issues (Dec 20)

Director Guerin had a call with the General Manager.

Meeting with President Hahn (Jan 6)

Director Guerin met with President Hahn.

Public Policy Committee Meeting (Jan 6)

Directors Hahn and Maloni attended the meeting.

Conference Call with the General Manager RE: OMWD Issues (Jan 7)

Director San Antonio had a call with the General Manager.

Meeting with the General Manager RE: OMWD Issues (Jan 8)

Director Meyers met with the General Manager.

Board Meeting Pre-Briefing (Jan 14)

President Hahn had a call with the General Manager.

Conference Call with the General Manager RE: Board Packet Questions (Jan 14)

Director Guerin had a call with the General Manager.

Conference Call with the General Manager RE: Board Packet Questions (Jan 14)

Director Maloni had a call with the General Manager.

Correspondence was provided in the board packet.

19. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

20. FUTURE AGENDA ITEMS

There were no future agenda items added.

21. CONSIDER PUBLIC COMMENTS

There were no additional public comments.

NOTE: The meeting was in Recess
from 5:40 p.m. to 5:55 p.m.

NOTE: The meeting was in Closed Session
from 5:55 p.m. to 6:13 p.m.

22. CLOSED SESSION

A) CONSIDER LITIGATION – OLIVENHAIN MUNICIPAL WATER DISTRICT v. COUNTY OF SAN DIEGO [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]

B) CONSIDER LITIGATION – STANLEY D. JONES ET AL. VS. OLIVENHAIN MUNICIPAL WATER DISTRICT [PURSUANT TO GOVERNMENT CODE SECTION 54956.9]

23. OPEN SESSION

General Counsel Smith stated that there was no reportable action from Closed Session.

24. ADJOURNMENT

President Hahn adjourned the meeting at 6:14 p.m.

Matthew R. Hahn, President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

Christy Guerin, Secretary
Board of Directors
Olivenhain Municipal Water District