

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

July 17, 2024

A regular meeting of the Board of Directors of Olivenhain Municipal Water District was held on Wednesday, July 17, 2024, at the district office, 1966 Olivenhain Road, Encinitas, California.

President Guerin 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, Meyers, San Antonio, and Watt.

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

5. ADOPTION OF AGENDA

Director Watt moved to adopt the agenda, seconded by Director Meyers, and approved unanimously.

6. PERSONAL APPEARANCES AND PUBLIC COMMENTS

There were no personal appearances or public comments.

7. PRESENTATION OF AWARDS AND HONORABLE MENTIONS

Service Awards, Promotions, and Honorable Mentions

*Giovanni Santana – Valve Maintenance Technician I – Lateral Transfer

Valve Maintenance Technician I Santana was congratulated by the board.

8. CONSIDER APPROVAL OF THE MINUTES OF THE JUNE 19, 2024, REGULAR BOARD OF DIRECTORS MEETING

Director Meyers moved to approve the minutes of the June 19, 2024, Regular Board of Directors meeting, seconded by Director Watt, and approved unanimously.

9. 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 REPORT
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 2024 ANNUAL OBJECTIVES AND TIGER TEAM STATUS REPORT
C-d	CONSIDER ACCEPTANCE OF THE 777 NORTH EL CAMINO REAL FIRE DETECTOR CHECK AND WATER SERVICE INSTALLATION PROJECT (HANNAHGRAHAM II, LLC) INTO OMWD’S SYSTEM AND ORDER A NOTICE OF COMPLETION FILED
C-e	CONSIDER APPROVAL OF CONSTRUCTION CHANGE ORDER 2 WITH TEICHERT ENERGY AND UTILITIES GROUP INC. DBA TEICHERT UTILITIES IN THE AMOUNT OF \$71,341 FOR UNFORESEEN CONDITIONS DURING THE RECYCLED WATER PIPELINE EXTENSIONS FOR CALLE BARCELONA, VILLAGE PARK, AND SUMMERHILL PROJECT AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

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

10. CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT HONORING MARVIN COHEN FOR 25 YEARS OF DEDICATED SERVICE

General Manager Thorner presented the report.

Director Watt moved to adopt Resolution No. 2024-14, honoring Marvin Cohen for 25 years of service, seconded by President Guerin, and carried unanimously.

11. DISCUSS DRAFT 2024 WATER COST OF SERVICE RATE STUDY AND FINANCIAL PLAN WITH RAFTELIS FINANCIAL CONSULTANT, INC. AND RECEIVE INPUT FROM THE BOARD (WATER RATE WORKSHOP)

Finance Manager Selamat and Consultant Pardiwala presented the report.

The board discussed the pros and cons of the various options.

After discussion, President Guerin moved to proceed with Option 3 – the phase out over two years, seconded by Director Watt, and carried unanimously.

12. CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S ADMINISTRATIVE AND ETHICS CODE (Article 6 – Regulations Governing Purchases & Surplus Sales)

Finance Manager Selamat presented the report.

Upon motion by Director Meyers, and a second by Director San Antonio, Ordinance 518 was approved by the following roll call vote:

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

13. CONSIDER SETTING A TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER IMPLEMENTATION OF PHASE TWO OF THE FIVE-YEAR PHASE-IN PROGRAM OF THE OLIVENHAIN MUNICIPAL WATER DISTRICT'S WATER CAPACITY FEES FOR 2024 (AUGUST 14, 2024 – 5:30 P.M.)

Accounting Supervisor Mendez presented the report.

President Guerin moved to set August 14, 2024, at 5:30 p.m. for the public hearing to consider water capacity fees for 2024 as recommended for phase 2 of the five-year phase-in program, seconded by Director Watt, and carried unanimously.

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

Administrative Analyst Jansen presented the informational report.

15. CONSIDER APPROVAL OF CONSTRUCTION CHANGE ORDERS 7 AND 8 WITH ORION CONSTRUCTION CORPORATION FOR THE COMBINED AMOUNT OF \$225,795 FOR THE 4S RANCH NEIGHBORHOOD 1 SEWER PUMP STATION REPLACEMENT PROJECT, APPROPRIATE AN ADDITIONAL \$250,000 TO THE PROJECT, AND AUTHORIZE THE GENERAL MANAGER TO SIGN ON BEHALF OF OMWD

Engineering Services Supervisor Weddle presented the report.

Director Watt moved to approve Construction Change Orders 7 and 8 for the 4S Ranch Neighborhood 1 Sewer Pump Station Replacement Project with Orion Construction Corporation in the combined amount of \$225,795, approve an additional appropriation of \$250,000, and authorize the General Manager to sign on behalf of Olivenhain Municipal Water District, seconded by Director Hahn, and approved unanimously.

16. INFORMATIONAL REPORTS

A. President’s Report

President Guerin did not have anything to report.

B. General Manager’s Report

General Manager Thorner’s report was included in the board packet.

C. Consulting Engineer’s Report

Consulting Engineer MacFarlane’s written report was included in the board packet.

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 provided an update on the SDCWA proposed rate increase.

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

Meeting with the General Manager RE: SDCWA Board Packet (June 20)

Director Meyers met with the General Manager.

Meeting with the General Manager RE: SDCWA (July 8)

Director Meyers met with the General Manager.

Conference Call with the General Manager RE: OMWD Issues (July 9)

President Guerin had a call with the General Manager.

Board Meeting Pre-Briefing (July 17)

President Guerin had a meeting with the General Manager.

Board Meeting Pre-Briefing (July 17)

Director Watt had a meeting with the General Manager.

H. Board Comments

There were no board comments.

17. CORRESPONDENCE

Correspondence was provided in the board packet.

18. AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were no meetings requiring authorization to attend.

19. FUTURE AGENDA ITEMS

There were no future agenda items added.

20. CONSIDER PUBLIC COMMENTS

There were no additional public comments.

NOTE: The meeting was in Recess
from 6:45 p.m. to 7:00 p.m.

NOTE: The meeting was in Closed Session
from 7:00 p.m. to 7:13 p.m.

21. 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]

22. OPEN SESSION

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

23. ADJOURNMENT

President Guerin adjourned the meeting at 7:14 p.m.

Christy Guerin, President
Board of Directors
Olivenhain Municipal Water District

ATTEST:

Lawrence A. Watt, Secretary
Board of Directors
Olivenhain Municipal Water District