

Agenda

Regular Meeting of the Board of Directors of Yuima Municipal Water District

Monday, February 26, 2024 2:00 P.M.
34928 Valley Center Road, Pauma Valley, California

Roland Simpson, President
Don Broomell, Secretary / Treasurer
Bruce Knox, Director

Steve Wehr, Vice President
Laurie Kariya, Director

2:00 p.m.

1. **Roll Call** - Determination of Quorum Broomell
2. **Pledge of Allegiance**
3. **Approval of Agenda** – At its option, the Board may approve the agenda, delete an item, reorder items and add an item to the agenda per the provisions of Government Code §54954.2. Simpson
4. **Public Comment** – This is an opportunity for members of the public to address the Board on matters of interest within the Board’s jurisdiction that are not listed on the agenda. The Brown Act does not allow any discussion by the Board or staff on matters raised during public comment except; 1) to briefly respond to statements made or questions posed; 2) ask questions for clarification; 3) receive and file the matter; 4) if it is within staff’s authority, refer it to them for a reply; or 5) direct that it be placed on a future board agenda for a report or action. Inquiries pertaining to an item on the agenda will be received during deliberation on that agenda item. No action can be taken unless specifically listed on the agenda (Government Code §54954.3) Simpson
- I. **CONSENT CALENDAR**
Consent Calendar items will be voted on together by a single motion unless separate action is requested by a Board Member, staff or audience member.
 1. Approve minutes of the Meeting of January 22, 2024.
 2. Approve of Accounts Paid and Payables for & Reporting under Government Code §53065.5 for January 2024.
 3. Acceptance of Monthly Financial Reports - January 2024, Treasurer's Report and Cash Statements.
 4. Consider and Accept Staff Report on Yuima's Theft Prevention Program

Background: District Staff is required by the Fair and Accurate Credit Transaction Act (FACTA) and Red Flag Rules to report to the Board, in a publicly noticed meeting, on material matters that occurred during the year related to the District Identity Theft Prevention Program.

Recommendation: Receive and accept Staff Report
 5. Annual Review and Report on the District's Fraud Policy

Background: The Board adopted a Fraud Policy in 2008 that formalized the expectation of personal honesty and integrity required of District Officials and Employees. The policy sets out specific guidelines and responsibilities for appropriate actions that must be followed in the investigation of fraud and other similar irregularities.

Recommendation: Receive and accept Staff Report

2:10-3:00 P.M. II.

ACTION DISCUSSION

1. Proposed Resolution Amending the District's Rules and Regulations Governing Water Service (Sections 1.38, 10.6.1, 11.1, 11.2.1, 14.2 and Schedule of Rates, Rentals, Fees, Deposits and Charges Sections 2.31, 12.14, 14.2, 14.7, 15.3.1 and 16.3.1)

Background: This revision is to update the Rules and Regulations Governing Water Service to reflect necessary increases in fees for services performed such as review of preliminary design plans for new construction, backflow testing, and increases in Capacity and Pass Through fees from the San Diego County Water Authority and Metropolitan Water District.

Recommendation: Staff recommends adopting the changes made to the Rules and Regulations Governing Water Service as presented.

2. Discussion and Board Direction Regarding Director Per Diem

Background: The Director Compensation per Board meeting is \$100 and \$50 per Special Committee Meeting. The last change to the per diem was done in 2017. Recently a survey of per diem rates was completed and is attached for your review.

Recommendation: Direct Staff as to whether the Board desires to change the per diem at the March Board Meeting.

3. Authorize General Manager to Execute the Extension of the Communications Site License Agreement Extension with New Cingular Wireless PCS, LLC (AT&T).

Background: At the June 5, 2023 Special Board Meeting the Board directed the General Manager to negotiate the sale of the cell site lease. After many months of negotiation and an initial agreement with a letter of intent stating a sales price of \$920,000, the AT&T Representative returned stating that the 5% escalator used to approve the sales price was "no longer available". Unfortunately, an agreement was unable to be reached. Therefore AT&T would like to exercise their extension option in the existing site agreement. This extension agreement terms provides for an initial 5% increase in the lease in October 2024 with a 3% increase each year over the following 4 years for a total increase of 17% over 5 years. The beginning annual lease of \$45,945 is 51% higher than the two other cell site leases.

Recommendation: If the Board so chooses, authorize the General Manager to execute the cell site lease agreement.

4. Review and Possible Authorization for General Manager to Execute Out of Agency Emergency Service Agreement.

Background: Yuima MWD is one of three Municipal Water Districts in Pauma Valley and the only District with infrastructure to serve the properties within and outside of its service area. It has been requested by a property owner located within the service area of Pauma Municipal Water District, who does not have infrastructure to serve their property, to obtain an emergency service connection to be used on a temporary basis in the event of a mechanical failure of the pumping mechanism on their wells.

Recommendation: If the Board so chooses, review and / or modify the draft agreement and authorize the General Manager to execute the Emergency Service Agreement.

- 3:10-3:30 P.M. **III. INFORMATION / REPORTS**
- 1. Board Reports / Meetings**
JPIA
San Diego County Water Authority/MWD
Other Meetings (SGMA/GSA) Reeh
Simpson
 - 2. Administrative** Reeh
General Information
 - 3. Capital Improvements** Reeh
 - 4. Operations** Quinn
General Information
Rainfall
Production / Consumption Report
Well Levels
District Water Purchased
TY Well Production Consumption
 - 5. Counsel** Jungreis
 - 6. Finance & Administrative Services** Brewer
General Information
Delinquent Accounts
- 3:30 - 3:35 P.M. **IV. OTHER BUSINESS**
- 1. Form 700 Completion Reeh
 - 2. Ethics Training and Anti Harassment Training
- 3:35 P.M. **V. ADJOURNMENT**

NOTE: In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board meeting, please contact the General Manager at (760) 742-3704 at least 48 hours before the meeting to enable the District to make reasonable accommodations. The meeting begins at 2:00 p.m. The time listed for individual agenda items is an estimate only. Any writings or documents provided to a majority of the members of the Yuima Municipal Water District Board of Directors regarding any item on this agenda will be made available for public inspection during normal business hours in the office of the General Manager located at 34928 Valley Center Road, Pauma Valley.