

Agenda

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

Monday, February 27, 2017 2:00 P.M.
34928 Valley Center Road, Pauma Valley, California

Bill Knutson, President
Ron W. Watkins, Vice President
Terry Yasutake, Secretary/Treasurer

Laney Villalobos, Director
Roland Simpson, Director

AGENDA TOPICS

- 2:00-2:05 P.M. 1. **Roll Call** – Determination of Quorum. Yasutake
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. Knutson
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 or action 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) Knutson
- 2:05-2:08 P.M. **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 member of the audience. Knutson
1. Approval of Minutes - Regular Meeting of January 23, 2017
 2. Approval of Minutes - Special Meeting of February 2, 2017
 3. Approval of Minutes - Special Meeting of February 15, 2017
 4. Approval of Accounts Paid and Payables for January 2017
 5. Acceptance of Monthly Financial Reports – January 2017
Treasurer’s Reports and Cash Statements.

2:08-2:10 P.M **II. SPECIAL REPORTS**

1. Joint Powers Fire Report
Captain Bishop will be presenting

Bishop

2:15-2:20 P.M **III. PUBLIC HEARINGS SCHEDULED**

1. Proposed Resolution Giving Notice for Public Hearing for the Fire Mitigation Fee Multi-Year Facilities and Equipment Plan for the Yuima, Pauma and Mootamai Municipal Water Districts

Background: Section §66000-66002 of the Government Code and the Fire Mitigation Fee Ordinance requires that the Facilities and Equipment Plan for the use of funds be adopted annually at a noticed public hearing. The annual Multi-Year Facilities and Equipment will be presented for review and adoption at the March meeting of the Board. A draft is included in the packet.

Recommendation: That the Board approve the proposed resolution which sets the hearing before the Board at 2:15 p.m. on the 27th day of March and direct staff to publish the required notice.

2. Proposed Resolution Setting Forth the Time and Place for Hearing and Giving Notice of Hearing for Proposed Ordinance Fixing Compensation of Directors

Background: District 115-14 §8 specifies that compensation to members of the Board of Directors shall be adjusted annually “*not to exceed five percent*”. Pursuant to the provision of the Ordinance the compensation rate would increase 5% or \$5.15 for each day’s service rendered under four (4) hours as a member of the board by request of the Board , or \$10.30 for each day’s service rendered over four (4) hours as a member of the board by request of the Board. A public hearing will be set for March 27th, 2017 at 2:15 pm for the new amount to be effective July 1, 2017.

Recommendation: Should the board determine to set an increase in per diem the Board should approve the proposed resolution which sets the hearing before the Board at 2:15 p.m. on the 27th day of March, 2017 and direct staff to publish the required notice.

1. Up-date on Agreement for Sale of Water (Rancho Corrido RV Park

Scott/
Meyer

Background: The board adopted a resolution at its last meeting requesting Approval by the San Diego County Water Authority, the Metropolitan Water District of Southern California and the Local Agency Formation Commission of a concurrent annexation to said agencies subject to approval of a water agreement. Said agreement would serve as an off-setting condition to demands placed on our system because of low local production in our valley due to the recent drought, wells down due to higher nitrates and flow restrictions on imported water.

Recommendation: That the board review the terms of the proposed agreement which, when drafted, will fulfill the condition to forwarding Resolution No. 1712-17 on to the Water Authority.

2. Proposed Resolution Requesting Approval by the San Diego County Water Authority, the Metropolitan Water District of Southern California, and the Local Agency Formation Commission of a Concurrent Annexation to said Agencies (Pauma Valley Water Company) consisting of approximately 154 acres.

Meyer

Background: This resolution was presented last month and tabled pending the working out of a water agreement with PVWC as an off-set to demand. The water off-set requirement was required by others and especially since the recent drought, lower production capabilities of our wells, delivery restrictions on our imported supply as well as nitrates increasing. As reported last month, Pauma Valley Water Company has been in violation of surface water regulations since 2005 and has been in discussion with Yuima since 2014 for possible annexation. Their only financial resources currently available to them is through the State Division of Drinking Water and their recommendation is to annex to Yuima, CWA and MWD. Their grant will not fund the parcels that do not currently have houses on them. Only domestic parcels will qualify for their funding. Therefore, they were proposing irregular boundary that would include “islands” served with a new pipeline installed to district specifications, while others that are not currently receiving domestic service will be designated “agriculture only” parcels and will receive water from their existing private water system. Manager Meyer met with Project Manager, Mike Perricone and Jaime Serrato to discuss both the water agreement and the boundaries. PVWC discussed The points brought up in our meeting on February 14th. Manager Meyer will have Further report at the meeting. This area is within our sphere of influence.

Recommendation: It is hoped that consensus for a water agreement and dealing with the irregular boundaries issue can be reached by February’s board meeting. If so, it is recommended that the board adopt the proposed resolution subject to working out the terms and conditions, along the lines of consensus to be reported at the meeting, in a written agreement prior to forwarding it on to continue the process of annexation.

3. Proposed Resolution Granting Encroachment Permit No. 2017-1 – TY Nursery Meyer/
Oggie
Watson
- Background:* TY Nursery, Inc. is requesting an encroachment permit for a 6” pipeline to parallel our existing 16” line in our Right of Way known as the 16” parallel line off the 18” East Lateral. It will be located within our 20’ Pipeline Easement and Right of Way through several parcels. It is Owner’s intent to supply supplemental water from his Wells on Parcel No. 130-010-17 and deliver water to Parcel No. 132-090-23, currently served by Rancho Pauma Mutual Water Company wells. Rancho Pauma Mutual Water Company is having to buy additional water from Yuima in order to serve their domestic needs as this and other agricultural operations within their boundaries are taking a lot of their local production. This has cause Rancho Pauma Mutual to contribute to the “peak” demand on our system. Allowing this alternative supply to be delivered without utilizing any of Yuima’s system will benefit the District by alleviating peak demands from the Rancho Pauma Mutual Connection.
- Recommendation:* That should the board agree to the encroachment, that the resolution as presented be approved and that the board authorize execution and filing of the encroachment permit.
4. Proposed Resolution Awarding Contract for Wells 51 & 52 Pilot Holes and Cased Well (Fain Drilling) Andrews
- Background:* Bids for Wells No. 51 & 52 bids were opened on February 16, 2017. Only one (1) bid was received in the sum of \$961,336.00, from Fain Drilling.
- Recommendation:* That the Board either reject all bids and direct engineer to modify Plans and Specification and put out for rebid, or approve the proposed resolution Awarding the Contract to Fain Drilling.
5. Consider and Accept Staff Report on Yuima's Identity Theft Prevention Program Reeh
- 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's Identity Theft Prevention Program.
- Recommendation:* Receive and accept Staff Report. No changes to the policy are proposed at this time.
6. Proposed Resolution Concurring in Nomination Paul E. Dorey to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority (“ACWA/JPIA”). Knutson
- Background:* Vista irrigation District has nominated Board Member Paul E. Dorey to serve on the ACWA/JPIA Executive Committee and has requested fellow ACWA/JPIA members support in concurring in the nomination. Mr. Dorey has

served on the JPIA Board of Directors for 10 years. We may concur with as many candidates as we wish.

Recommendation: That the board approve the resolution as proposed.

7. Proposed Resolution Concurring in Nomination David A. Drake to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority (“ACWA/JPIA”). Knutson

Background: Rincon Del Diablo Water District has nominated Board Member David A. Drake to serve on the ACWA/JPIA Executive Committee and has requested fellow ACWA/JPIA members support in concurring in the nomination. Mr. Drake has served on the JPIA Board of Directors for 11 years. We may concur with as many candidates as we wish.

Recommendation: That the board approve the resolution as proposed.

8. Proposed Resolution Concurring in Nomination Melody A. McDonald to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority (“ACWA/JPIA”). Knutson

Background: San Bernardino Water Conservation District has nominated Board Member Melody A. McDonald to serve on the ACWA/JPIA Executive Committee and has requested fellow ACWA/JPIA members support in concurring in the nomination.

Recommendation: That the board approve the resolution as proposed.

9. Proposed Resolution Authorizing an Increase in the Commercial Security and Business Loan Agreement with California Bank & Trust for ACH Transactions and Rescinding Resolution No. 1714-17 Reeh

Background: In February the Board approved Resolution No. 1714-17 thereby increasing the ACH Transaction Limit of the Commercial Security Loan Agreement with California Bank & Trust. However, after further review of activity the bank requested that the ACH Transaction Limit be higher due to the likelihood of an increase in Direct and Online Payment Users. The bank has now requested an ACH limit of \$302,714.

Recommendation: That the Board approve the resolution as presented.

10. Proposed Resolution Up-dating the Policy for Use of Cellular Phones and Wireless Devices (Safety) Reeh

Background: AB 1785 forbids drivers from holding as well as operating their cell Phones or other wireless devices. This law became effective January 1, 2017. Staff Has updated the district policy to include this provision.

Recommendation: That the board adopt the updated policy on use of wireless devices.

11. Proposed Resolution Amending the Employee Manual – Section 34-1 Oath of Office Knutson

Background: As part of their services the ACWA/JPIA offers free review of our employee manual to insure it's accuracy in regards to current employment laws. As a result of their review they have recommend that Section 34-1 Oath of Office be removed, as it is not necessary.

Recommendation: That the Board adopt the Resolution as proposed.

2:15-3:30 P.M. **IV. INFORMATION/REPORTS**

1. **Board Reports/Meetings**

President/JPIA	Knutson
San Diego County Water Authority/MWD	Watkins
Other Meetings (SGMA/GSA)	Watkins

2. **Administrative**

General Information	
Production/Consumption Report	
Well Levels	
District Water Purchased	Meyer

3. **Capital Improvement Program**

Meyer

4. **Operations**

General Information
Rainfall Record

5. **Counsel**

Scott

6. **Finance & Administrative Services**

Reeh

General Information
Delinquent Accounts
Cost of Service Study Update
Datastream/Accela software conversion Update
Form 700 Filing - Deadline April 1st, 2017

3:30-4:15 P.M. **V. CLOSED SESSION**

PURSUANT TO GOVERNMENT CODE SECTION
54956.9(d)(4) – (one case) CONFERENCE WITH LEGAL COUNSEL
Consideration of Initiation (one case)

and

Personnel Matters Pursuant to Government Code Section 54957(b) –
to consider appointment or employment of a public employee
(General Manager)

4:15-4:25 P.M. **VI.** **OTHER BUSINESS**

4:25-4:30 P.M. **VII.** **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.