

# Agenda

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

Monday, March 23, 2020 2:00 P.M.  
34928 Valley Center Road, Pauma Valley, California

Roland Simpson, Vice-President  
Don Broomell, Secretary/Treasurer

Laney Villalobos, Director  
Steve Wehr, Director

IMPORTANT NOTICE: ON MARCH 12, 2020 GOVERNOR NEWSOM EXECUTED EXECUTIVE ORDER N-25-20 THAT, AMONG OTHER THINGS, PROHIBITS THE HOLDING OF PUBLIC MEETINGS . ADDITIONALLY, EXECUTIVE ORDER N-29-20 EXECUTED ON MARCH 17, 2020 ALLOWS THE DISTRICT TO CONDUCT THE PUBLIC MEETING VIA TELECONFERENCE OR VIDEOCONFERENCE. FURTHERMORE, THE SAN DIEGO COUNTY DEPARTMENT OF HEALTH HAS IMPLEMENTED ADDITIONAL RESTRICTIONS REGARDING PUBLIC GATHERINGS. **THEREFORE, TO COMPLY WITH THESE DIRECTIVES, THE DISTRICT WILL BE CONDUCTING THIS MEETING VIA VIDEO/TELECONFERENCE.** INSTRUCTIONS FOR PARTICIPATING VIA VIDEO/TELECONFERENCE ARE ATTACHED TO THIS AGENDA NOTICE. THE DISTRICT CONFERENCE ROOM WILL BE CLOSED TO THE PUBLIC DURING THE MEETING TIME SPECIFIED ON THIS NOTICED AGENDA.

### AGENDA TOPICS

- 2:00 p.m.
1. **Roll Call** - Determination of Quorum Broomell
  2. **Pledge of Allegiance**
  3. **Approval of Agenda(Gov. Code Sec. 54954.2(b))** – In accordance with Government Code Section 54954.2 (the Brown Act), additions/changes to the agenda generally require a determination by a two-thirds vote of the members of the board present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present; that there is a need to take immediate action, and that the need for action came to the attention of the District subsequent to the agenda being posted. 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
- 2:05 - 2:08 P.M.
- I. **SPECIAL REPORTS**  
Joint Powers Fire Report Bishop
- 2:08-2:10 P.M.
- II. **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 Regular Meeting of February 24, 2020.
2. Approve Accounts Paid and Payables for & Reporting under Government Code §53065.5 February 2020.
3. Accept Monthly Financial Reports - February 2020, Treasurer's Report and Cash Statements.

2:10-3:00 P.M.

**III. ACTION DISCUSSION**

**1. Division 3 Vacancy - Applicant Interviews.**

Reeh

*Background:* A vacancy on the Board of Directors of the Yuima Municipal Water District in Division 3 has occurred as the result of the resignation of Ron W. Watkins. In accordance with Government Code Section 1780 (a) the Board shall fill the vacancy by appointment, or by calling a special election. At the Regular Meeting of the Board on February 24, 2020 the Board acted to fill the vacancy by appointment. The District received \_\_\_ applications for the board seat. The Board will conduct interviews at the meeting and make an appointment to fill the unexpired term of Division 3.

1. A - Proposed Resolution Appointing Director to serve the unexpired term until November 2020.

**Oath of Office:** Accountant Abigail Champaco will administer the Oath of Office to the newly appointed Director.

**2. Proposed Resolution Approving the Appointment of Interim General Manager Amy Reeh as Representative of the Yuima Municipal Water District on the San Diego County Water Authority Board of Directors.**

Reeh

*Background:* Yuima, as a member of the San Diego County Water Authority, is entitled to one representative to serve as a member of the SDCWA Board of Directors, a position that Ron Watkins had filled for the past six years. The appointment of a new representative will be for a term ending in January 13, 2022. FPPC Form 806 was posted on the District web page as required.

*Recommendation:* That, should the Board agree, approve the Resolution as presented.

**3. Proposed Resolution Awarding Contract to Provide General Counsel Legal Services to Legal Firm of Rutan & Tucker, LLP.**

Reeh

*Background:* The Ad-hoc Attorney Selection Committee consisting of Director Simpson, Director Wehr and Manager Reeh met on March 3rd. Following review of the proposals received under the Request for Proposal for General Counsel Services the committee recommends Rutan & Tucker, LLP be selected to provide General Counsel services.

*Recommendation:* That the Board accept the committee recommendation, approve the Resolution as presented and approve the execution of the attached Retention Agreement.

4. Proposed Resolution Setting Forth a Schedule of Water Availability Charges Proposed to be Established for the District (2020/2021) and Fixing the Time and Place of Hearing and Giving Notice of Hearing. Reeh

*Background:* The levy of the Water Availability Charge collects \$10/acre within the District's boundaries or, approximately \$78,706. These funds are allocated in the capital budget each year. This is not a new or increased charge and is not subject to the provision of Proposition 218.

*Recommendation:* That, should they agree the Board adopt the Proposed Resolution which sets the hearing before the Board at 2:10 p.m. on the 27th day of April 2020 and direct staff to publish the notice as required.

3:30-3:45 P.M.

**IV. INFORMATION / REPORTS**

These reports have been made available in the Board packet, however, in an effort to adhere to Health Agency directives and limit time spent in the presence of others these reports will not be verbally reviewed. Specific questions will be addressed if necessary.

**1. Board Reports / Meetings**

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

Villalobos  
Reeh  
Simpson

**2. Administrative**

General Information

Reeh

**3. Capital Improvements**

Reeh

**4. Operations**

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

Simon

**5. Counsel**

**6. Finance & Administrative Services**

General Information  
6 Month Budget Report  
Delinquent Accounts

Reeh

3:45- 3:50 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.*