

# Agenda

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

Monday, July 27, 2020 2:00 P.M.  
34928 Valley Center Road, Pauma Valley, California

Roland Simpson, President  
Don Broomell, Secretary / Treasurer  
Richard Fontane, Director

Steve Wehr, Vice-President  
Laney Villalobos, Director

**IMPORTANT NOTICE: PER GOVERNOR NEWSOM'S EXECUTIVE ORDERS, THE ADGENDIZED MEETING WILL NOT BE HELD IN PERSON. THE DIRECTORS WILL BE PROVIDED TELEPHONIC OR ELECTRONIC ACCESS SEPARATELY. THE PUBLIC MAY ACCESS THE MEETING ELECTRONICALLY BY FOLLOWING THE INSTRUCTIONS INCLUDED AT THE END OF THIS AGENDA. PUBLIC COMMENTS MAY BE SUBMITTED VIA EMAIL BY 1:45 P.M. ON THE MEETING DAY TO [carmen@yuimamwd.com](mailto:carmen@yuimamwd.com). SUBMISSIONS WILL BE READ ALLOWED AT THE PUBLIC COMMENT PERIOD, OR AT THE TIME THE ITEM IS DISCUSSED DURING ACTION / DISCUSSION, TO THE EXTENT THEY FIT WITHIN THE THREE-MINUTE LIMIT.**

### AGENDA TOPICS

2:00 p.m.

1. **Roll Call** - Determination of Quorum
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.
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).

Broomell

#### I. **SPECIAL REPORTS**

Joint Powers Fire Report

Bishop

## 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 June 22, 2020 and Special Meeting of June 22, 2020.
2. Approve Accounts Paid and Payables for & Reporting under Government Code §53065.5 June 2020.
3. Accept Monthly Preliminary Financial Reports - June 2020, Treasurer's Report and Cash Statements.

## III. ACTION DISCUSSION

1. Approval of a Second Amendment to Lease Agreement Between Yuima Municipal Water District and Verizon Wireless.

Reeh

*Background:* Verizon Wireless approached the District in February of 2020 regarding structural changes to their existing cellular tower located at the Perricone Tank site. The District took this opportunity to negotiate the monthly lease amount and the annual escalator on said amount. The Second Amendment provides for a reduction in the ground footage from 340 square feet to 323 square feet an immediate 5.5% increase in the monthly rent with a 15% increase every 5 years thereafter until the end of the lease. The current lease allows for an increase based on the Construction Cost Index percentage increase.

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

2. Approval Purchase Order to CalPERS for a Payment of the Annual Unfunded Accrued Liability Payment for 2020/21 (\$140,295).

Simpson

*Background:* Under the Purchasing Policy the Board must approve any purchase order over \$35,000. This the required annual payment toward Yuima's Unfunded Accrued Liability. The District has a choice to pay a lump sum payment in July each year or make monthly payments. The district will save \$4,827 in interest charges by making the lump sum payment as opposed to monthly payments.

*Recommendation:* That, should the Board agree, they approve the purchase order as presented.

3. Proposed Resolution Requesting LAFCO to Take Proceedings for the Concurrent Annexation of Certain Territory to Yuima Municipal Water District and San Diego County Water Authority and Metropolitan Water District of Southern California.

Simpson

*Background:* At their June meeting, the San Diego County Water Authority accepted the terms and conditions set forth by the Metropolitan Water District for the Rancho Corrido annexation. The next step in the process is to submit an annexation application to LAFCO. This resolution is part of that application.

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

4. Proposed Resolution amending Appendix "B" of the Conflict of Interest Code and Rescinding Resolution 1795-18.

Simpson

*Background:* Government Code Section 87306.5 requires every local Government Agency to review its Conflict of Interest Code biennially to determine if it is accurate or if the code requires amending.

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

5. Acceptance of Class Action Lawsuit Settlement with Verison Wireless and Authorization of Interim General Manager to sign the Consent and Release Form to Receive Payment.

Reeh

*Background:* As a customer of Verison Wiress, the District was part of a class action lawsuit that has been concluded. The District's proceeds of the settlement is \$478.

*Recommendation:* That, should the Board agree, they accept the settlement and authorize the Interim General Manager to sign the consent and release form.

6. Discussion of Emergency Service Connection to Valley Center Municipal Water District and Authorization of Interim General Manager to Sign Emergency Service Agreement.

Reeh

*Background:* Valley Center MWD has generously offered to make an emergency service connection with Yuima near our McNally tanks. This connection will provide an additional 6 CFS to the District during the up coming shutdown for the Forebay connection and planned CWA shutdown in September.

*Recommendation:* That, should the Board agree, they authorize the Interi General Manager to sign the Emergency Services Agreement that will be reviewed by District Counsel.

#### IV. INFORMATION / REPORTS

These reports have been made available in the Board packet, however, in an effort to adhere to Health Agency directive 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

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| <b>2. Administrative &amp; Finance</b><br>General Information<br>Delinquent Accounts | Reeh     |
| <b>3. Capital Improvements</b>   | Reeh     |
| <b>4. Operations</b><br>General Information<br>Rainfall<br>Well Levels               | Simon    |
| <b>5. Counsel</b>  | Jungreis |
| <b>V. <u>OTHER BUSINESS</u></b>  | Reeh     |
| <b>VI. <u>ADJOURNMENT</u></b>  |          |

*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.*