

# Agenda

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

Monday, June 22, 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 12:00 P.M. ON THE MEETINGDAY 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 May 26, 2020.
2. Approve Accounts Paid and Payables for & Reporting under Government Code §53065.5 May 2020.
3. Accept Monthly Financial Reports - May 2020, Treasurer's Report and Cash Statements.

**III. CLOSED SESSION**

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - POSSIBLE INITIATION OF LITIGATION [Government Code Section 54956.9(d)(4): One potential case].
2. CONFERENCE WITH LEGAL COUNSEL--SIGNIFICANT RISK OF EXPOSURE TO LITIGATION [Government Code Section 54956.9(d)(2): One case].

**IV. ACTION DISCUSSION**

1. Proposed Resolution Adopting the Operating and Capital Budgets for Fiscal Year 2020/2021.

Simpson

*Background:* The Operating and Capital Budgets were reviewed at the board meeting on May 26, 2020 and the board workshop on June 22, 2020.

*Recommendation:* That, should the Board agree, they adopt the Resolution as proposed.

2. Proposed Resolution Amending the Rules and Regulations Governing Water Service (Schedule of Rates, Rentals, Fees, Deposits and Charges Section 2.27).

Simpson

*Background:* Each year the fees in this section are calculated based on "fully loaded" average hourly rates. The service contract and other rates in the section being amended are significantly reduced due to the significant reduction in payroll costs.

*Recommendation:* That, should the Board agree, they adopt the Resolution as proposed.

3. Proposed Resolution Approving Agreement for Water Service and Management Contract for the Lazy H Mutual Water Company and

Simpson

*Background:* The contract renewal provides for management, recordkeeping and maintenance services. The only change to the contract is the hourly service rates.

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

4. Proposed Resolution Approving Agreement for Emergency and Support Services for the Pauma Valley Water Company and Rescinding Resolution No. 1823-19. Simpson

*Background:* The Pauma Valley Water Company has requested renewal of the emergency and support services agreement for their mutual water company. There is not change in the emergency services provided under the contract.

*Recommendation:* That, should the Board agree, they adopt the Resolution as proposed.

5. Proposed Resolution Approving Agreement for Emergency and Support Services for the Rancho Estates Mutual Water Company and Rescinding Resolution No. 1844-20. Simpson

*Background:* The Rancho Estates Mutual Water Company has requested the renewal of their emergency services contract for the 2020/2021 fiscal year.

*Recommendation:* That, should the Board agree, they adopt the Resolution as proposed.

6. Discussion and Possible Action: Awarding Contract for Development of a Groundwater Sustainability Plan Simpson

*Background:* At the Board meeting of May 26, 2020 the Yuima Board approved revisions to the 2017 MOU for Development of a Groundwater Sustainability Plan ("GSP") in the USLR Sub-Basin. The Pauma Valley Community Services District ("PVCSD") and the Upper San Luis Rey Resource Conservation District ("RCD"), the other two remaining signatories to the 2017 MOU, have now also approved Amendment 1 to the 2017 MOU. Accordingly, Yuima, per the 2017 MOU (as amended), Yuima is responsible for procuring a consultant to develop a GSP that meets all state requirements in accordance with the requirements of the amended 2017 MOU. The prior GSP procurement efforts included Yuima's issuance of a Request for Qualifications to develop a GSP on March 24, 2019 ("March 2019 RFQ"). Three consultants submitted proposals in response to the March 2019 RFQ. However, because of changed circumstances and disagreements between stakeholders that prevented finalization of an agreed upon scope of work, no consultant was selected by the Yuima Board in response to the March 2019 RFQ. Now, nearly a year later, the prior stalemate over the March 2019 RFQ continues, and in the interim the governance structure of the GSA has been clarified in the Amended 2017 MOU, and the boundaries of the USLR Sub-Basin have been modified by SB 779. Yuima staff and counsel are therefor proposing that the Yuima Board reject all prior bids on the March 2019 RFQ and provide direction to staff and counsel regarding the expeditious procurement of a GSP consultant.

*Recommendation:* That the Yuima Board:

(1) reject all bids submitted in response to the March 2019 RFQ;

(2) provide staff direction on an expedited procurement process that could include requesting the three GSP consultants that previously submitted proposals to submit on a revised scope of work to be developed by Yuima in consultation with RCD and PVCSD.

**V. 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

**2. Administrative & Finance**

General Information  
Delinquent Accounts

Reeh

**3. Capital Improvements**

Simon

**4. Operations**

General Information  
Rainfall  
Well Levels

Simon

**5. Counsel**

Jungreis

**VI. OTHER BUSINESS**

Reeh

**VII. ADJOURNMENT**