

Agenda

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

Monday, January 25, 2021 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
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. 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** 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
 - 5. Election of Officers-** Pursuant to Water Code Section 71273, the Board shall elect one of its members president at its first meeting in the month of January of each odd numbered year. The Board may elect officers (President, Vice-President, and Secretary/Treasurer) of the Board at the same time as a slate or individually.

I. SPECIAL REPORTS

Joint Powers Fire Report

Bakkela

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 Special Meeting of December 7, 2020.
2. Approve Accounts Paid and Payables for & Reporting under Government Code §53065.5 for November and December 2020.
3. Accept Monthly Financial Reports - November and December 2020, Treasurer's Report and Cash Statements.

III. ACTION DISCUSSION

1. Consider Approval of the Yuima Municipal Water Districts Fiscal Year 2019-2020 Audited Financial Statements and 2019-2020 Comprehensive Financial Report (CAFR).

Reeh / Auditor

Background: Staff will present the 2019-2020 financial highlights. Richard A. Teaman, CPA and Rick Gallo, CPA with the audit firm Teaman, Ramirez & Smith, Inc. will present the Audit Report and answer any questions.

Recommendation: That, the Board consider approval of the 2019-2020 audited Financial Report (CAFR).

2. Certificate of Compliance by Yuima MWD as Successor in Interest to Palomar Mutual Water Company Calendar Year 2020 (Strub).

Simpson

Background: Yuima was substituted as successor in interest for Palomar Mutual (IDA), the defendant in the Strub vs. Palomar Mutual lawsuit in 1968 when Palomar Mutual was dissolved. The suit was settled through an Agreement (Stipulated Judgement) which placed certain limits on water taken from the rivers (1350 a.f./yr.) for use upon lands in IDA and requires yearly certification to the court. In calendar year 2020, we met the limit of 1350 acre feet.

Recommendation: Authorize the President and Secretary to execute the accompanying Certificate of Compliance and direct counsel to file with the court.

3. Proposed Resolution Adopting a COVID-19 Prevention Plan

Reeh

Background: OSHA implemented a new emergency regulation for all employers to develop and implement their own COVID-10 Prevention Program. Using the OSHA, template, staff developed and implemented the program presented for approval today. Because this was an emergency regulation the District has already reviewed, trained and implemented the program with the staff.

Recommendation: That, should the Board agree, they approve the COVID-19 Prevention Program as presented.

4. Proposed Resolution Amending the Rules & Regulations Governing Water Service Section 16.3.1 SDCWA Infrastructure Access Charge. Simpson

Background: The proposed resolution incorporates the new SDCWA Infrastructure Access Charge effective January 1, 2021 in the Rules and Regulations Governing Water Service. This is a direct pass through charge from the Water Authority.

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

5. Approval Purchase Order to Dexter Wilson for a Payment of Additional Forebay Construction Management Services (41,600). Simpson

Background: Under the Purchasing Policy the Board must approve any purchase order over \$35,000. Dexter Wilson performed additional construction management services outside of their contract that were not performed by TKE Engineering. TKE Engineering did not charge Yuima for these services that were not performed by their project manager as originally contracted. The net additional cost to the District is \$1417.78.

Recommendation: That the Board approve the purchase order as presented.

6. President Appointments Committees Simpson

Background: The President Shall make the assignment to the Personnel Committee and various standing and ad-hoc committees of the Board. The Personnel Committee is comprised of three members; the General Manager, and two Directors appointed by the President of the Board of Directors for a one-year term.

Recommendation: That the President of the Board appoint two elected members to the Personnel Committee for 2021 and make new, or confirm previous, assignments to the various standing and ad-hoc committees of the Board. Current Assignments are as follows:

Personnel Committee: Directors Broomell and Villalobos

Local Ground Water Committee (GSA): Directors Simpson and Wehr

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

2. Administrative & Finance

Reeh

General Information
Delinquent Accounts

3. Operations & Capital Improvements

Simon

General Information
Rainfall
Well Levels

4. Counsel

Jungreis

V. CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Pursuant to Government Code 54957 – Title: Interim General Manager

Simpson

2. CONFERENCE WITH LABOR NEGOTIATOR: Pursuant to Government Code Section 54957.6

Simpson

Board Representative: President Simpson
Unrepresented Employee: Interim General Manager

3. CONFERENCE WITH LEGAL COUNCIL - SIGNIFICANT RISK OF EXPOSURE TO LITIGATION [Government Code Section 54956.9(d)(2): One case].

Jungreis

VI. ACTION FOLLOWING CLOSED SESSION

1. Discussion and Possible Recommendation Regarding Proposed Changes to Salary of Interim General Manager

Simpson

VI. OTHER BUSINESS

Reeh

1. Required Board Training: AB1234 and Anti-Sexual Harassment Training

2. Form 700 Completion

Reeh

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.