

Agenda

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

Monday, April 22, 2013 2:00 P.M.
34928 Valley Center Road, Pauma Valley, California

Bill Knutson, President
Douglas Anderson, Vice President
George Stockton, Secretary/Treasurer

Mike Fitzsimmons, Director
Ron W. Watkins, Director

AGENDA TOPICS **REVISED**

- 2:00-2:05 P.M. 1. **Roll Call** – Determination of Quorum.
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.
Consider adding two resolutions to refinance existing debt. Items III-7 & III-8
4. **Public Comment** – Opportunity for members of the public to address the Board on matters within the Board’s jurisdiction, 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)

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.

1. Approve minutes of the Regular Meeting of March 25, 2013.
2. Approval of Accounts Paid and Payable & Reporting under Government Code §53065.5 for March, 2013.
3. Acceptance of Monthly Financial Reports – March, 2013 Treasurers Report and Cash Statement.
4. Proposed Resolution Adopting an Annual Statement of Investment Policy and Rescinding Resolution No. 1418-12

Background: The Annual Statement of Investment Policy requires no revisions at this time. It is being presented for annual adoption. This item was reviewed at the Board Workshop held prior to the meeting.

Recommendation: That the Board adopt the proposed Resolution.

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

1. Joint Powers Fire Report Wallace
Battalion Chief Wallace & Captain Johnson will be present

2:10-3:00 P.M. **III. ACTION/DISCUSSION**

1. Public Hearing on Proposed Schedule of Water Availability Charges Knutson

Summary: A public hearing will be held at 2:10 p.m. to hear comments on the proposed Ordinance. The Water Availability Charge generates approximately \$79,100 and is used exclusively to finance the capital costs or maintenance and operation expense for water facilities.

- 1-A. Proposed Ordinance Fixing a Water Availability Charge for for the District (2013/14) Knutson

Recommendation: That the Board over-rule all objections, if any are presented and adopt the Proposed Ordinance.

2. Proposed Resolution Authorizing an Amendment to the Agreement between the County of San Diego and Yuima MWD for use of Fire Protection Funds and Extending Agreement Through Fiscal Year 2013/14 (County Contract #510681- Amendment No.3) Knutson

Background: In December, 2005 Yuima entered into an agreement with the County of San Diego to provide County funds to supplement costs for the CalFire Amador Agreements in the rural areas of the County as amended, through fiscal year 2012/2013. The County has provided notice that they intend to provide a 5-year agreement at the same service levels as previously provided and the County will continue to fund the difference between the actual cost of the proposed Amador agreement and the net proceeds of the fire revenues collected in the years in which the agreement is in effect. The contract period will cover the same period as the Cal Fire agreement of 2013-2014 through 2017-2018 to be approved under item 3 listed below. This item was reviewed at the Board Workshop held prior to the meeting.

Recommendation: That the Board adopt the proposed Resolution.

3. Proposed Resolution Authorizing the Entry into the Cooperative Fire Protection Services Agreement with The California Department of Forestry and Fire Protection for Fiscal Years 2013/2014 through 2017-2018 Knutson

Background: Yuima entered into an agreement with the California Dept. of Forestry & Fire Protection (Cal Fire) as amended through fiscal year 2013/2014. CalFire has presented an agreement for emergency fire protection, emergency response and basic life support, dispatch services and extended fire protection service availability (Amador) under PRC 4142 & 4144 for an amount not to exceed \$249,755 for fiscal year 2013-2014.

The 5-year agreement is projected not to exceed \$1,380,054.
This item was reviewed at the Board Workshop held prior to the meeting.

Recommendation: That the Board adopt the proposed Resolution.

4. Proposed Resolution Levying a Special Fire Tax (Fire Protection) for the Fiscal Year 2013/14 (Amador) Knutson

Background: In order to collect the revenue needed to fund Yuima's Portion of the CalFire Fire Protection contract, it is necessary that the Board adopt the resolution as proposed which levies 100% of the fire tax approved by the voters. The amount that is generated by the Special Fire Tax in our area is approximately \$50,100.

Recommendation: That the Board adopt the proposed Resolution.

5. Local Agency Formation Commission (LAFCO) - Independent Special District Member – (One Position) Knutson

Background: Nominations are being solicited for one regular independent special district commission position on LAFCO. The deadline for nominations is May 3, 2013. LAFCO commissioners serve four-year terms. The term of the incumbent will expire in May 2013. The commissioners must be independent special district officers who reside within San Diego County, but may not be members of the legislative body of a city or county.

Recommendation: Nomination of a board member if interested.

6. Letter to Governor Brown *et al.* in Support of the Timely Release of the Remaining Sections of the BDCP EIR/EIS Burzell

Background: After many years of detailed study, the BDCP has begun the sequential release of chapters of the BDCP EIR/EIS, which includes the Governor's plan for the Peripheral Tunnels. Recently, a coalition of environmental groups and a small number of water agencies has asked at the last minute to stop the release of additional chapters of the EIS/EIR documents in order to provide for inclusion of the "Portfolio Based Option," which calls for a single 3,000 cfs peripheral tunnel. The "Portfolio Based Option" is in reality no option at all; it is a thin, loosely constructed conceptual plan that in order to succeed would require the construction of a number of additional facilities which have been neither thoroughly researched, designed, budgeted or engineered. As presented the Portfolio Based Option is inadequate to meet the objectives of the BDCP to resolve the manifold problems of the Delta, while securing a reliable water supply for California.

Recommendation: That following the lead of the Valley Center Municipal Water District and others, that the Board approve transmittal of the draft letter to Governor Brown *et al.*

7. Proposed Resolution Authorizing the Execution and Delivery of An Installment Knutson

Sale Agreement, and Authorizing and Direction Certain Actions in Connection with the Refinancing of Agreement #04-0419-AF (Municipal Finance Corporation)

Background: The 2004 Installment note was issued through an installment sale agreement with Municipal Finance Corporation for \$1,500,000 payable to City National Bank. The agreement provided the financing for the construction of the Eastside 3 MG tank and pump station. The principal and interest are paid semi-annually in April and October. Interest on the agreement accrues at 3.73%. A proposal to refinance the remaining 3 years at an interest rate of 2.35% has been presented for consideration. This will result in a savings of \$5,988 over the remaining term of this loan. This item was reviewed at the Board Workshop held prior to the meeting.

Recommendation: That the Board adopt the proposed Resolution.

8. Proposed Resolution Authorizing the Execution and Delivery of An Installment Sale Agreement, and Authorizing and Direction Certain Actions in Connection with the Refinancing of Agreement #07-039-AF (Municipal Finance Corporation) Knutson

Background: The 2004 Installment note was also issued through an installment sale agreement with Municipal Finance Corporation for \$1,500,000 payable to Citizens Bank. The agreement provided the financing for the construction of a 1.5 MG tank and pump station at Station 8. The principal and interest are paid semi-annually in January and July. Interest on the agreement accrues at 4.58%. We have received a proposal from Municipal Finance Corporation to refinance the remaining 9.5 years at an interest rate of 2.65%. This will result in a savings of \$100,035 over the remaining term of this loan. This item was reviewed at the Board Workshop held prior to the meeting.

Recommendation: That the Board adopt the proposed Resolution.

2:30-4:00 P.M. **IV. INFORMATION/REPORTS**

1. Board Reports/Meetings

President/JPIA Knutson
San Diego County Water Authority/MWD/JPIA Watkins
Other Meetings
Other/Committees/Meetings - Personnel Committee Update Stockton

2. Administrative

General Information Burzell
Slippage
Well Levels
District Water Purchased

3. Capital Improvement Program

Burzell

4. Operations, Maintenance & Engineering

Engstrand

General Information
Rainfall Record
Consumer Confidence Report for 2012 – (Retailer’s rept.)

5. **Counsel**

Scott

6. **Finance**

Johnson

General Information
Delinquent Accounts
9-Month Budget Report

4:00-4:25 P.M. **V.** **OTHER BUSINESS**

**CLOSED SESSION: Conference with Legal Counsel – Potential Litigation
Litigation pursuant to Government Code Section 54956.9 (one case)**

**Consider adjourning the May 27th regular meeting to Tuesday, May 28th or
Monday, May 20th due to the Memorial Day Holiday.**

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

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.