

Agenda

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

Friday, October 24, 2014 2:00 P.M.
34928 Valley Center Road, Pauma Valley, California

Bill Knutson, President
Ronald Watkins, Vice President
George Stockton, Secretary/Treasurer

Mike Fitzsimmons, Director
Doug Anderson, Director

REVISED

AGENDA TOPICS

- 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.
Recommend adding
Item III.4.1 Proposed Resolution Approving Change Order No. 3 for 1.2 MG Welded Steel Zone 4 Tank Project (Paso Robles Tanks, Inc.)
Item III. 7 Proposed Resolution Approving Plans & Specifications, and other Contract Documents for and Authorizing the Advertisement of Bids for Emergency Rehabilitation of Well #12
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 Adjourned Meeting of September 30, 2014.
2. Approval of Accounts Paid and Payable & Reporting under Government Code §53065.5 for September, 2014.
3. Acceptance of Monthly Financial Reports – September, 2014 Treasurers Report
4. Proposed Resolution Authorizing Checking, Savings and Investment Accounts with Various Financial Institutions and Broker/Dealers (Higgins Capital

Management, Inc., Finance 500 and RBC Capital Markets, LLC)

Background: Staff recommends adding Higgins Capital Management, Inc. to the District's authorized Broker/Dealer listing. Higgins Capital meets all of the District's criteria and has submitted all the required documentation. The proposed resolution authorizes establishing accounts with Higgins Capital Management, Inc. and Finance 500 and RBC Capital Markets, LLC as the Custodian for the District's funds and securities deposited with them.

Recommendation: That the Board approve the proposed resolution.

2:08-2:20 P.M. **II. SPECIAL REPORTS**

1. Joint Powers Fire Report

Williamson

Presentation of Indian Gaming Grant Purchase "Jaws of Life"

Chief Williamson and Captain Davenport will be present

2. Rainbow and Fallbrook Annexation Controversy

Director Dennis Sanford and General Manager Tom Kennedy of the Rainbow Municipal Water District and General Manager Brian Brady of the Fallbrook Public Utilities District will be present to discuss the issues associated with the proposed annexation of Rainbow Municipal Water District into Fallbrook Public Utilities District

2:20-3:00 P.M. **III. ACTION/DISCUSSION**

1. Public Hearing to Receive Comments and Consider Adoption of the District's Ordinance Setting Forth Water Capacity Charges

Knutson

A public hearing will be held to hear comments on the proposed Water Capacity Charges. Pursuant to the requirements under Section §71638.3 of the Water Code notice of the Public Hearing was published and posted.

1-A Proposed Ordinance Fixing Capacity Charges and Rescinding Ordinance No. 114-13

Background: The proposed ordinance increases the capacity charges. The ENR-CCI-LA index increased 4.2% from August, 2013 to August, 2014. The capacity charges, a component of the cost for a new water meter installation, are collected and the revenue is allocated toward construction of capital facilities, such as tanks, pump stations and pipelines needed to provide service to the new demand on the system.

Recommendation: That should the Board over-rule all objections, and adopt the proposed Ordinance.

2. Proposed Resolution Amending the Rules and Regulations Governing Water Service (Section 14.7 Capacity Charges) Knutson
- Background:* The proposed resolution incorporates the Capacity Charges on new meters effective January 1, 2015 in the rules and regulations governing water service.
- Recommendation:* That the Board approve the proposed resolution.
3. Proposed Resolution Authorizing Execution of Agreement Between The County of San Diego For First Responder and Emergency Medical Services Support – County Contract #518349 Amendment 03 (Extended Term to June 30, 2024)
- Background:* In 2007 the District, as the Administrator of the Joint Powers Agreement, entered into an agreement for First Responder and Emergency Medical Services Support with the County. This agreement provides \$4,000 annually in base funding and approximately \$4,100 annually, depending on actual call volume in the previous fiscal year, for emergency medical services. The funds are appropriated to the fire fund and are used to purchase EMS equipment and supplies for CalFire. The County of San Diego has presented a contract amendment to add the option to extend the contract for 10 increments of one year(s) each for the period July 1, 2014 through June 30, 2024, subject to the availability of funding. This amendment also adds new language to the existing contract template that was approved in 2007.
- Recommendation:* That the Board approve the proposed resolution and authorize the General Manager to execute the contract amendment as presented.
4. Proposed Resolution Accepting the Project Known as Construction of Booster Station No. 6 Improvements, Electrical, Instrumentation & Structural (Fain Drilling & Pump Company, Inc.) Knutson
- Background:* A contract for Booster Station No. 6 Improvements, including installation of a motor control center, variable frequency drives, conduit, wiring, concrete slab, pressure transmitters, 600 amp meter switch-board and electrical was awarded to Fain Drilling & Pump Company in the amount of \$145,385. The job is substantially complete with a few punch list items remaining for the Contractor to address.
- Recommendation:* That the Board approve the resolution and instruct staff to file the notice of completion once the final punch list items have been resolved.
- 4.1 Proposed Resolution Approving Change Order No. 3 For 1.2. MG Welded Steel Zone 4 Tank Project (Paso Robles Tanks, Inc.) Burzell

Background: A deductive change order is presented to provide Owner and Contractor an equitable adjustment in the contract price as a result of project modifications and contract changes to the proposed work reducing the contract by \$9,500 bringing the contract from \$935,320 to \$925,820.

Recommendation: That the Board approve the proposed resolution.

5. Proposed Resolution Accepting Project Known as Construction of 1.2 Million Gallon Welded Steel Zone 4 Tank (Paso Robles Tank, Inc.) Burzell

Background: The 1.2 Million Gallon Zone 4 Welded Steel Tank was awarded to Paso Robles Tank, Inc. in the amount of \$935,649. Change Orders 1 and 2 were approved in April changing the contract total to \$935,320. The project was to be completed by March 17, 2014. Staff will update the board on the *Liquidated Damages* as provided for in the contract for late completion at \$500 per day due to the District to be withheld from the final payment. Change Order No. 3 brings the contract total to \$925,820.

Recommendation: That the Board approve the resolution and instruct staff to file the notice of completion.

6. Proposed Resolution Setting Forth The Time and Place of Hearing and Giving Notice of Hearing for a Water Rate Increase Burzell

Background: The 2014-15 budget adopted in June included provisions for an additional water rate increase effective January 1, 2015. It is proposed that the District increase its rates up to 15%, depending on the customer class, in order to recover the cost associated with providing water service and to pass through the increase to rates and charges imposed by our imported water suppliers, Metropolitan Water District and the San Diego County Water Authority. In order to invite comments from the public, it is necessary to schedule a public hearing and give appropriate notice. The proposed resolution sets the hearing to be held at 2:15 p.m. on Tuesday December 16th, 2014.

Recommendation: That the Board approve the proposed resolution which sets the hearing before the Board at 2:15 P.M. on December 16, 2014.

7. Proposed Resolution Approving Design, Determining the Wage Scale, and Approving Plans and Specifications, and other Contract Documents for, and Authorizing the Advertisement of Invitation for Bids for Emergency Rehabilitation of Well #12 Burzell

Background: Well No. 12, one of the District's five production River Wells,

has failed and is in need of emergency rehabilitation. It is proposed to transfer the necessary funds from the IDA Capital Project #5 Local Groundwater Production Projects earmarked for new well construction to fund this emergency rehabilitation. Staff has prepared the contract and other documents necessary to proceed with and Advertisement for bids for this emergency project. The engineers estimate is \$130,000.

Recommendation: That the Board approve 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 Watkins
Other Meetings

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

5. **Counsel**

Scott

6. **Finance**

Johnson

General Information
Delinquent Accounts
12 month Report @ 6/30/14
Reserve Fund Allocations @ June 30, 2014
3 month Budget Report @ 9/30/14
Update on O'Connor claim (Restitution hearing 10-21-14)
Update on Station 6 Encroachment - Plascencia
Update on 2013-14 year-end close & Auditors
Update on House boundary adjustment/tree compensation
and plantings requiring special connections

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

**CLOSED SESSION: Conference with Legal Counsel – Existing Litigation
Litigation pursuant to Government Code Section 54956.9(a)**

**Name of Case: Strub v. Palomar Mutual Water Company – San Diego
County Superior Court Case No. 162650. In the Court of Appeal of the State of
California Fourth Appellate District, Division One: Rancho Pauma Mutual Water
Company vs. Yuima Municipal Water District**

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

Consider adjourning to Tuesday, December 16th at 2:00 p.m.

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.