



**FALLBROOK PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING / DISTRICT BUDGET MEETING**

AGENDA

**MONDAY, JUNE 26, 2023
4:00 P.M.**

**FALLBROOK PUBLIC UTILITY DISTRICT
990 E. MISSION RD., FALLBROOK, CA 92028
PHONE: (760) 728-1125**

THIS MEETING WILL BE HELD AT THE ABOVE DATE, TIME, AND LOCATION AND MEMBERS OF THE PUBLIC MAY ATTEND IN PERSON AT THE DISTRICT OFFICE LOCATED AT 990 E. MISSION RD., FALLBROOK, CA 92028. FOR THE CONVENIENCE OF MEMBERS OF THE PUBLIC WHO DO NOT WISH TO ATTEND IN PERSON, FALLBROOK PUBLIC UTILITY DISTRICT PROVIDES A MEANS TO OBSERVE AND PROVIDE PUBLIC COMMENTS AT THE MEETING VIA WEB CONFERENCE USING THE BELOW CALL-IN AND WEBLINK INFORMATION. PLEASE NOTE THAT IN THE EVENT OF TECHNICAL ISSUES THAT DISRUPT THE ABILITY OF MEMBERS OF THE PUBLIC TO VIEW THE MEETING OR PROVIDE PUBLIC COMMENTS THROUGH THE WEB CONFERENCE OPTION, THE MEETING WILL CONTINUE.

TELECONFERENCE LOCATION

**In addition, Director McDougal will be teleconferencing pursuant to Government Code section 54953 from the following location:
Emerald Point Marina, 5973 Hilina Road, Slip D-3, Austin, TX 78732**

Join Zoom Meeting

<https://us06web.zoom.us/j/82003172211?pwd=UU10YWltMkVwWGVaUfNkQnA2bHA4Zz09>

MEETING ID: 820 0317 2211

AUDIO PASSCODE: 363170

Dial by your location

+1 346 248 7799 US (Houston); +1 720 707 2699 US (Denver); +1 253 215 8782 US (Tacoma);

Find your local number: <https://us06web.zoom.us/j/82003172211?pwd=UU10YWltMkVwWGVaUfNkQnA2bHA4Zz09>

Members of the public may participate in the meeting from any of the above locations.

PUBLIC COMMENTS: Members of the public may submit public comments and comments on agenda items in one of the following ways:

SUBMIT COMMENTS BEFORE THE MEETING:

- By emailing to our Board Secretary at leckert@fpud.com
- By mailing to the District Offices at 990 E. Mission Rd., Fallbrook, CA 92028
- By depositing them in the District's Payment Drop Box located at 990 E. Mission Rd., Fallbrook, CA 92028

All comments submitted before the meeting by whatever means must be received at least 1 hour in advance of the meeting. All comments will be read to the Board during the appropriate portion of the meeting. Please keep any written comments to 3 minutes.

REMOTELY MAKE COMMENTS DURING THE MEETING: The Board President will inquire prior to Board discussion if there are any comments from the public on each item.

- Via Zoom Webinar go to the "Participants List," hover over your name and click on "raise hand." This will notify the moderator that you wish to speak during oral communication or during a specific item on the agenda.
- Via phone, you can raise your hand by pressing *9 to notify the moderator that you wish to speak during the current item.

MAKE IN-PERSON COMMENTS DURING THE MEETING: The Board President will inquire prior to Board discussion if there are any comments from the public on each item, at which time members of the public attending in person may make comments.

THESE PUBLIC COMMENT PROCEDURES SUPERSEDE THE DISTRICT'S STANDARD PUBLIC COMMENT POLICIES AND PROCEDURES TO THE CONTRARY.

If you have a disability and need an accommodation to participate in the meeting, please call the Secretary at (760) 999-2704 for assistance so the necessary arrangements can be made.

I. PRELIMINARY FUNCTIONS

CALL TO ORDER / ROLL CALL / ESTABLISH A QUORUM

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PUBLIC COMMENT

Members of the public are invited to address the Board of Directors on any item that is within the subject matter jurisdiction of the legislative body. The Board President may limit comments to three (3) minutes.

A. NEW EMPLOYEE ANNOUNCEMENT

1. Wyatt Ware, Utility Worker I

II. CONSENT CALENDAR-----(ITEMS B-H)****

All items appearing on the Consent Calendar may be disposed of by a single motion. Items shall be removed from the Consent Calendar if any member of the Board of Directors, or the public, requests removal prior to a vote on a motion to approve the items. Such items shall be considered separately for action by the Board.

B. CONSIDER APPROVAL OF MINUTES

1. May 16, 2023 Special Board Meeting
2. May 22, 2023 Regular Board Meeting

Recommendation: The Board approve the minutes of the aforementioned meetings of the Board of Directors of the Fallbrook Public Utility District.

C. CONSIDER ADOPTION OF RESOLUTION NO. 5049 PLACING FIXED CHARGE SPECIAL ASSESSMENTS TO ADD DELINQUENT AND UNPAID CHARGES ON THE TAX ROLL

Recommendation: That the Board adopt Resolution No. 5049 placing fixed charge special assessments to add delinquent and unpaid charges on the annual tax roll for 2023-24 by the San Diego County Treasurer-Tax Collector.

D. CONSIDER ADOPTION OF ORDINANCE NO. 356 FIXING WATER STANDBY OR AVAILABILITY CHARGES FOR 2023-24

Recommendation: The Board adopt Ordinance No. 356 as prepared and authorize the Secretary of the Board of Directors to send a certified copy to the Board of Supervisors of the County of San Diego and Auditor and Controller of the County of San Diego.

E. CONSIDER ADVANCED APPROVED TO ATTEND MEETINGS

Recommendation: That the Board authorize and approve, in advance, Directors' attendance to the ACWA Region 10 Program and Pure Water Oceanside Tour, scheduled for June 29th in Oceanside, California.

F. CONSIDER RECOGNITION OF SANTA FE IRRIGATION DISTRICT ON ITS 100 YEAR ANNIVERSARY

Recommendation: The Board adopt Resolution 5050, congratulating Santa Fe Irrigation District on its 100th anniversary.

G. CONSIDER APPROVAL OF THE AMENDED SALARY SCHEDULE (EFFECTIVE JULY 1, 2023) FOR ALL DISTRICT EMPLOYEES, EXCEPT THE GENERAL MANAGER, BY ADOPTION OF RESOLUTION NO. 5051

Recommendation: That the Board adopt Resolution No. 5051 adopting the amended salary schedule (effective July 1, 2023) for all District employees, except the General Manager.

H. CONSIDER CERTIFYING THE SEWER SYSTEM MANAGEMENT PLAN

Recommendation: That the Board adopt Resolution No. 5054, certifying the 5-year review of the District's Sewer System Management Plan.

III. PROPOSED FISCAL YEAR 2023–24 BUDGET -----(ITEM I)

I. REVIEW OF PROPOSED BUDGET AND CONSIDER ADOPTION OF RESOLUTION NO. 5052 ADOPTING THE DISTRICT FISCAL YEAR 2023–24 RECOMMENDED ANNUAL

Recommendation: That the Board adopt Resolution No. 5052 adopting the final budget for Fiscal Year 2023–24.

IV. ACTION / DISCUSSION CALENDAR -----(ITEMS J–M)

J. CONSIDER UPDATE OF EMERGENCY DECLARATION FOR PIPELINE REPLACEMENTS

Recommendation: That the Board continue emergency action to replace the failed pipelines.

K. CONSIDER 2023 CALIFORNIA SPECIAL DISTRICTS ASSOCIATION BOARD OF DIRECTORS ELECTION, (SEAT C), SOUTHERN NETWORK

Recommendation: That the Board select one candidate from the slate of candidates in the 2023 California Special Districts Association Board of Directors

Election, (Seat C), Southern Network for the 2024-2026 term and authorize the District General Manager to cast its vote by electronic ballot.

- L. CONSIDER TRANSFERING A PORTION OF THE DISTRICT'S ANNUAL APPROPRIATIONS FOR PAYGO CAPITAL IMPROVEMENTS TO ADMINISTRATION, OPERATIONS AND MAINTENANCE

Recommendation: That the Board adopt Resolution No. 5053 amending the District's annual appropriations.

- M. CONSIDER POSITION ON ASSEMBLY BILL 399 (AB 399)

Recommendation: As the proposed legislation would further dilute any ability of our District's Board and ratepayers to make their own water supply decisions and the bill would essentially cede that authority to the City of San Diego and the remainder of the county and effectively prevent the detachment of our agency from SDCWA after four years of effort and substantial expenditures as part of the LAFCO process, it is recommended the Board oppose AB 399 and authorize the General Manager to initiate any necessary measures to prevent the bill from being enacted.

V. ORAL/Written Reports------(ITEMS 1-8)

1. General Counsel
2. SDCWA Representative Report
3. General Manager
 - a. Engineering and Operations Report
 - b. Federal Funding Efforts Report
4. Assistant General Manager/Chief Financial Officer
 - a. Financial Summary Report
 - b. Treasurer's Report
 - c. Budget Status Report
 - d. Warrant List
5. Public Affairs Specialist
6. Notice of Approval of Per Diem for Meetings Attended
 - Notification of approval for Directors' attendance to LAFCO Special Meeting on June 14, 2023 in San Diego, CA.
 - Notification of approval for Directors' attendance to Santa Fe Irrigation District's Century of Service event on June 21, 2023 in Rancho Santa Fe, CA.
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

VI. CLOSED SESSION -----(ITEMS 1-2)

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(2)

One (1) Potential Case

2. CONFERENCE WITH LABOR NEGOTIATORS PER GC § 54957.6

Agency Designated Representative: Board President Wolk

Unrepresented Employee: General Manager

RECONVENE TO OPEN SESSION

REPORT FROM CLOSED SESSION (*As Necessary*)

VII. ADJOURNMENT OF MEETING

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DECLARATION OF POSTING

I, Lauren Eckert, Executive Assistant/Board Secretary of the Fallbrook Public Utility District, do hereby declare that I posted a copy of the foregoing agenda in the glass case at the entrance of the District Office located at 990 East Mission Road, Fallbrook, California, at least 72 hours prior to the meeting in accordance with Government Code § 54954.2(a).

I, Lauren Eckert, further declare under penalty of perjury and under the laws of the State of California that the foregoing is true and correct.

June 21, 2023
Dated / Fallbrook, CA

/s/ Lauren Eckert
Executive Assistant/Board Secretary