



FALLBROOK PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
SPECIAL BOARD MEETING

MINUTES

THURSDAY, JANUARY 9, 2020
8:00 A.M.

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

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.

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I. PRELIMINARY FUNCTIONS

CALL TO ORDER / ROLL CALL / ESTABLISH A QUORUM

President Endter called the Special Meeting of the Board of Directors of the Fallbrook Public Utility District to order at 8:00 a.m. A quorum was established, and attendance was as follows:

Board of Directors

Present: Ken Endter, Member/President
Jennifer DeMeo, Member/Vice-President
Dave Baxter, Member
Don McDougal, Member
Charley Wolk, Member (arrived at 8:05 a.m.)

Absent: None

General Counsel/District Staff

Present: Jack Bebee, General Manager
Paul de Sousa, General Counsel (*via teleconference*)

PLEDGE OF ALLEGIANCE

President Endter led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION: Director McDougal moved to approve the agenda as presented; Director DeMeo seconded. Motion passed; VOTE:

AYES: Directors Baxter, DeMeo, Endter, and McDougal

NOES: None

ABSTAIN: None

ABSENT: Director Wolk

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.

There were no public comments.

ADJOURN TO CLOSED SESSION

The Board of Directors adjourned to Closed Session at 8:01 a.m. following an oral announcement by President Endter of Closed Session Items II. 1 and 2.

II. **CLOSED SESSION** ----- (ITEMS 1-2)

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PER GC § 54956.9 (d)(2):

Four (4) Potential Cases: Claims filed by Margaret Ozor, Paul Brown, Dusanka Bodjanac, Belinda Maxwell

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATE LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PER GC § 54956.9 (d)(2):

One (1) Potential Case

RECONVENE TO OPEN SESSION

The Board returned from Closed Session and reconvened to Open Session at 8:40 a.m.

REPORT FROM CLOSED SESSION (As Necessary)

General Counsel de Sousa reported the following action was taken by the Board in Closed Session regarding Agenda Item II.1:

Upon motion of Director McDougal, seconded by Vice-President DeMeo, the Board voted unanimously to deny the supplemental claims regarding Fallbrook Public

Utility District water rates submitted by the law firm Driscoll & Omens on behalf of District customers Margaret Ozor, Paul Brown and Dusanka Bodjanac, as to the new claim period stated in each claim, for lack of merit.

Also, upon motion of Director McDougal, seconded by Vice-President DeMeo, the Board voted unanimously to deny the claim submitted by the law firm Driscoll & Omens on behalf of District customer Belinda Maxwell and a class of customers regarding Fallbrook Public Utility District water rates for lack of merit.

III. ADJOURNMENT OF MEETING

At 8:42 am, On Motion of Director McDougal, seconded by Director DeMeo, the Board of Directors of the Fallbrook Public Utility District voted unanimously to adjourn the meeting.



President, Board of Directors

ATTEST:



Secretary, Board of Directors