



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

**AGENDA**

**PURSUANT TO WAIVERS TO CERTAIN BROWN ACT PROVISIONS UNDER EXECUTIVE ORDERS ISSUED BY GOVERNOR NEWSOM RELATED TO THE COVID-19 STATE OF EMERGENCY THIS MEETING WILL BE CONDUCTED VIA TELECONFERENCE USING THE BELOW INFORMATION, AND THERE WILL BE NO PHYSICAL LOCATION FROM WHICH MEMBERS OF THE PUBLIC MAY PARTICIPATE.**

**INSTEAD MEMBERS OF THE PUBLIC ARE ENCOURAGED TO PARTICIPATE IN THE BOARD MEETING VIA TELECONFERENCE USING THE BELOW CALL-IN AND WEBLINK INFORMATION.**

**MEMBERS OF THE PUBLIC MAY ALSO SUBMIT PUBLIC COMMENTS AND COMMENTS ON AGENDA ITEMS IN ADVANCE IN ONE OF THE FOLLOWING WAYS:**

- **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 BY WHAT EVER MEANS MUST BE RECEIVED AT LEAST ONE 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. THESE PUBLIC COMMENT PROCEDURES SUPERSEDE THE DISTRICT'S STANDARD PUBLIC COMMENT POLICIES AND PROCEDURES TO THE CONTRARY.**

**AUDIO CALL-IN 1-408-418-9388  
ACCESS CODE 142 369 3717  
AUDIO PASSWORD 57747827**

<https://fallbrookpublicutilitydistrict.my.webex.com/fallbrookpublicutilitydistrict.my/j.php?MTID=m7b76cfd57adb491118e1b0e707d0f082>

**MONDAY, SEPTEMBER 28, 2020  
4:00 P.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 Board Secretary at (760) 999-2704 for assistance.*

**I. PRELIMINARY FUNCTIONS**

**CALL TO ORDER / ROLL CALL / ESTABLISH A QUORUM**

**PLEDGE OF ALLEGIANCE**

ADDITIONS TO AGENDA PER GC § 54954.2(b)

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. YEARS OF SERVICE
  - 1. Jason Cavender, Operations Manager – 15 Years
- B. NEW EMPLOYEE ANNOUNCEMENT
  - 1. Jesus Garcia, Laboratory Technician

**II. CONSENT CALENDAR-----**(ITEMS C–D)****

*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.*

- C. CONSIDER APPROVAL OF MINUTES
  - 1. August 24, 2020 Regular Meeting

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

- D. CONSIDER UPDATE TO THE DISTRICT'S FOG PROGRAM

Recommendation: *That the Board adopt Resolution 5000 implementing the updated FOG Program.*

**III. ACTION / DISCUSSION CALENDAR -----**(ITEMS E–H)****

- E. CONSIDER WINTER HAVEN ROAD PIPELINE PROJECT – CHANGE ORDER AND NOTICE OF COMPLETION

Recommendation: *That the Board:*

- 1. *Approve Change Order #1 for the Winter Haven Road Pipeline Replacement Project in the amount of \$52,445.36, increasing the total contract amount with TK Construction to \$802,845.36.*

2. *Authorize staff to file the attached Notice of Completion with the San Diego County Recorder.*

F. CONSIDER SMRCUP PROFESSIONAL SERVICES AGREEMENT AMENDMENT

Recommendation: *That the Board approve of a contract amendment with Infrastructure Engineering Corporation for a not to exceed amount of \$733,655 to continue providing Design Services During Construction for the Santa Margarita Conjunctive Use Project.*

G. CONSIDER POTENTIAL DEBT REFUNDING

Recommendation: *That the Board approve the authorizing Resolution 5001 and the form of other transaction related documents.*

H. CONSIDER AWARD OF POINT OF ENTRY UPGRADES TO DOORS & WINDOWS WEST

Recommendation: *The recommended action is that the FPUD Board of Directors approves award for door and gate POE upgrades to Doors & Windows West in the amount of \$118,278.00.*

**IV. ORAL/WRITTEN REPORTS------(ITEMS 1-8)**

1. General Counsel
2. SDCWA Representative Report
3. General Manager
  - a. Engineering and Operations 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
  - a. Notification of Approval for Director's attendance for a meeting with Otay Water District's General Manager and Board President on Thursday, September 10, 2020.
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

**V. 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 LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

*One (1) Case: City of Oceanside, et al. v. State Water Resources Control Board, et al.*

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.

September 23, 2020  
Dated / Fallbrook, CA

/s/ Lauren Eckert  
Executive Assistant/Board Secretary