



**FALLBROOK PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
COMBINED NOVEMBER/DECEMBER REGULAR BOARD MEETING**

AGENDA

**MONDAY, DECEMBER 9, 2019
4:00 P.M.**

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

Any person with a disability who requires a modification or accommodation to participate in the meeting should call the Secretary at (760) 999-2704.

Writings that are public records and are distributed during a public meeting are available for public inspection at the meeting if prepared by the local agency or a member of its legislative body, or after the meeting if prepared by some other person.

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. RECOGNITION AND COMMENDATION OF STUDENT ARTWORK

B. ELECTION OF OFFICERS TO THE BOARD OF DIRECTORS

1. President
2. Vice-President

C. APPOINTMENTS TO BOARD STANDING COMMITTEES

1. Fiscal Policy & Insurance
2. Personnel
3. Engineering & Operations

D. INTRODUCTION OF NEW EXECUTIVE ASSISTANT/BOARD SECRETARY,
LAUREN ECKERT

- E. EMPLOYEE OF THE QUARTER FOR NOVEMBER 2019
1. Kelly Laughlin

II. CONSENT CALENDAR----- (ITEMS F – J)
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.

- F. CONSIDER APPROVING MINUTES
1. October 28, 2019 Regular Board Meeting
2. November 8, 2019 Special Board Meeting and Public Hearing

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

- G. CONSIDER 2020 BOARD OF DIRECTORS REGULAR MEETING SCHEDULE

Recommendation: *The Board establish the 2020 Board of Directors' regular meeting schedule, to include postponing the May regular meeting by two days to Wednesday, May 27, 2020, at 4 p.m. and combining the November and December regular Board meetings to Monday, December 7, 2020, at 4 p.m.*

- H. CONSIDER UPDATED LAND LEASE FOR SILVERTHORN NURSERY

Recommendation: *Staff supports the Board's direction.*

- I. CONSIDER RESOLUTION 4984 ADOPTING THE 2019 SAN DIEGO INTEGRATED REGIONAL WATER MANAGEMENT PLAN

Recommendation: *That the Board approve Resolution 4984 adopting the 2019 San Diego IRWM Plan.*

- J. CONSIDER CLAIM FOR SUBROGATION DUE TO INUNDATION OF WATER ONTO REAL PROPERTY

Recommendation: *The claim will exceed the District retrospective allocation point (amount District can approve prior to any JPIA approval) of \$10,000 per occurrence; therefore, in order to be reimbursable through insurance it needs to be forwarded to JPIA as required. Staff recommends rejection of the claim and to forward claim to ACWA/JPIA for resolution.*

III. ACTION / DISCUSSION CALENDAR----- (ITEMS K – U)

- K. CONSIDER ADOPTION OF A RESOLUTION OF APPLICATION REQUESTING THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION TO COMMENCE PROCEEDINGS FOR THE DETACHMENT/EXCLUSION OF FPU D FROM THE SAN DIEGO COUNTY WATER AUTHORITY AND ANNEXATION INTO THE EASTERN MUNICIPAL WATER DISTRICT AND FINDING THAT THE ACTION IS EXEMPT FROM CEQA

Recommendation: Staff supports Board direction.

- L. CONSIDER ADOPTING RESOLUTION NO. 4986 APPROVING THE INCREASED RATES FOR WATER AND RECYCLED WATER SERVICE CHARGES AND RATES FOR WASTEWATER SERVICE CHARGES AND TAKING OTHER RELATED ACTIONS

Recommendation: The Board adopt Resolution No. 4986 adopting calendar year 2020 rates and charges for water, recycled water and wastewater services.

- M. CONSIDER APPROVING THE DRAFT COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR FY ENDING JUNE 30, 2019

Recommendation: The Committee recommends that the Board approve the Draft CAFR for Fiscal Year Ending June 30, 2019.

- N. CONSIDER MEMORANDUM OF UNDERSTANDING WITH RAINBOW MUNICIPAL WATER DISTRICT FOR WATER RESOURCE DEVELOPMENT AND EMERGENCY WATER SUPPLY

Recommendation: That the Board authorize the General Manager to execute the attached memorandum of understanding with Rainbow Municipal Water District (RMWD) for Water Resource Development and Emergency Water Supply.

- O. CONSIDER PROFESSIONAL SERVICES AGREEMENT WITH ALCHEMY CONSULTING GROUP

Recommendation: That the Board approve for the General Manager to enter into the attached professional services agreement with Alchemy Consulting Group for a retainer fee of \$7,500 per month to provide support to the District in educating key stakeholders about the potential application to SDLAFCO for detachment/exclusion from the SDCWA and annexation to EMWD.

- P. CONSIDER AWARD OF WINTER HAVEN ROAD PIPELINE REPLACEMENT PROJECT (JOB 3101)

Recommendation: *That the Board authorize award of the Winter Haven Road Pipeline Replacement Project to the lowest responsible bidder, Kirtley Construction, Inc. dba TK Construction, for \$750,400.*

Q. CONSIDER AWARD OF OVERLAND TRAIL LIFT STATION REHABILITATION PROJECT (JOB 3057)

Recommendation: *That the Board authorize award of the Overland Trail Lift Station Rehabilitation Project to the lowest responsible bidder, Pacific Hydrotech Corporation, for \$2,490,150.*

R. CONSIDER THE ELECTION TO SPECIAL DISTRICTS ADVISORY COMMITTEE FOR THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION

Recommendation: *The Board consider the nominations for the LAFCO Special Districts Advisory Committee and authorize the President to cast its votes on the ballots provided.*

S. CONSIDER AWARD OF A BACKHOE TO JOHN DEERE

Recommendation: *The Board approve a purchase of one backhoe from John Deere (RDO Equipment) for the price of \$103,748.70.*

T. CONSIDER AWARD OF A HYDRO EXCAVATOR TO VERMEER

Recommendation: *The Board approve a purchase of one hydro excavator from Vermeer (RDO Equipment) for the price of \$74,631.42.*

U. CONSIDER APPROVAL OF INTERIM FINANCING FOR THE SANTA MARGARITA CONJUNCTIVE USE FACILITIES

Recommendation: *The Board approve the withdrawal of \$3,960,268.13 from the District's Long-term Investment Portfolio and deposit this amount back into the portfolio once the SRF loan funds are available.*

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 to the Legislative Roundtable with Congressman Mike Levin, 49th District, on Wednesday, November 6, 2019, at the San Diego County Water Authority
 - b. Notification of Approval for Director's attendance meetings with the Board President on November 26, 2019 to discuss District items
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

V. CLOSED SESSION

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

Two (2) Potential Cases

RECONVENE TO OPEN SESSION

REPORT FROM CLOSED SESSION (*As Necessary*)

VI. 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.

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.

December 5, 2019
Dated / Fallbrook, CA

/s/ Lauren Eckert
Executive Assistant/Board Secretary