



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

AGENDA

**MONDAY, JULY 24, 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. EMPLOYEE PROMOTION ANNOUNCEMENT

1. Justin Cameron, Water/Wastewater Operator II

B. NEW EMPLOYEE ANNOUNCEMENT

1. Kayla Ochoa, Environmental Compliance 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. June 26, 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.

D. CONSIDER RESCHEDULING AUGUST 2023 REGULAR BOARD MEETING

Recommendation: That the Board approve rescheduling the August 2023 regular meeting of the Board of Directors from Monday, August 28 to Monday, August 21.

III. INFORMATION-----(ITEMS E–F)****

E. CONSTRUCTION REPORT FOR FY22-23

Presented by: Steve Stone, Field Service Manager

F. SANTA MARGARITA GROUNDWATER TREATMENT PLANT UPDATE

Presented by: Devin Casteel, System Operations Supervisor

IV. **ACTION / DISCUSSION CALENDAR** -----(ITEMS G-L)

G. CONSIDER UPDATE OF EMERGENCY DECLARATION FOR PIPELINE REPLACEMENTS

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

H. CONSIDER CONTINUATION OF FEDERAL ADVOCACY SERVICES

Recommendation: That the Board authorize the continued engagement of external federal advocacy services for an additional one-year period to help try and secure federal funding to reduce District ratepayer funding needs for key projects

I. CONSIDER AWARD OF SEWER MAIN RELINING PROJECT – FY 24 (JOB #3197)

Recommendation: That the Board authorize award the Sewer Main Relining Project to the lowest responsible bidder, Nu-Line Technologies, LLC in the amount of \$152,852.

J. CONSIDER SAN DIEGO LOCAL AGENCY FORMATION COMMISSION (LAFCO) INDEMNIFICATION & HOLD HARMLESS TERM AND CONDITION REQUIREMENT AND AUTHORIZATION TO ENTER INTO INDEMNIFICATION & HOLD HARMLESS AGREEMENT/ PROVIDE INITIAL DEFENSE DEPOSIT

Recommendation: That the Board Authorize the General Manager to Execute LAFCO Indemnification & Hold Harmless Agreement and provide the initial defense deposit to LAFCO in an amount up to \$200,000 if needed/when requested by LAFCO.

K. CONSIDER ASSOCIATION OF CALIFORNIA WATER AGENCIES REGION 10 BOARD BALLOT

Recommendation: That the Board select the Nominating Committee's Recommended Slate or select candidates from the Individual Board Candidate Nominations and authorize the Board President to cast its vote in the Association of California Water Agencies Region 10 Board Election for the 2024-2025 term.

- L. CONSIDER AMENDED EMPLOYMENT AGREEMENT BETWEEN FALLBROOK PUBLIC UTILITY DISTRICT AND JACK BEBEE (2023)

Recommendation: That the Amended Employment Agreement between Fallbrook and General Manager Jack Bebee be approved effective July 24, 2023.

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 Update
4. Assistant General Manager/Chief Financial Officer
 - a. Treasurer's Report
 - b. Warrant List
5. Public Information Officer
6. Notice of Approval of Per Diem for Meetings Attended
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

VI. CLOSED SESSION----- (ITEM 1)

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

One (1) Potential Case

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.

July 19, 2023
Dated / Fallbrook, CA

/s/ Lauren Eckert
Executive Assistant / Board Secretary