



FALLBROOK PUBLIC UTILITY DISTRICT  
BOARD OF DIRECTORS  
SPECIAL BOARD MEETING

MINUTES

WEDNESDAY, MAY 27, 2020  
2:30 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 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

President Endter called the Special Meeting of the Board of Directors of the Fallbrook Public Utility District to order at 2:35 p.m. President Endter made clear for the record that this meeting was conducted by teleconference using the call-in and web link pursuant to the Brown Act waivers to certain provisions of the Brown Act provided under the Governor's Executive Orders in response to the COVID-19 State of Emergency.

President Endter also announced that the agenda provided notice that members of the public were encouraged to participate in the Board Meeting via teleconference using the call-in and web link information, and that members of the public could also email public comments and comments on agenda items in advance of the meeting by depositing them in the District's payment drop box, mailing them to the District, or emailing them to the Board Secretary. Any such written comments would be read onto the record at the appropriate portion of the meeting, up to a limit of three (3) minutes per comment.

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

Absent: None

General Counsel/District Staff

Present: Jack Bebee, General Manager

Paul de Sousa, General Counsel

PLEDGE OF ALLEGIANCE

President Endter led the 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.*

President Endter stated, as permitted under the Brown Act, public comments would be heard on items within the subject matter jurisdiction of the District that are not on the agenda.

There were no public comments.

ADJOURN TO CLOSED SESSION

President Endter announced that members of the public were welcomed to continue to stay on the line while the Board was in Closed Session, however, they would only hear silence.

President Endter announced that following Closed Session, and prior to the adjournment of the meeting, an oral announcement of reportable action by the Board in Closed Session would be made, should there be any. The oral announcement of any reportable action would be heard on the teleconference line.

The Board of Directors adjourned to Closed Session at 2:39 p.m. following an oral announcement by General Counsel de Sousa of Closed Session Items II. 1 through 4.

**II. CLOSED SESSION ----- (ITEMS 1-4)**

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PER GOVERNMENT CODE SECTION 54957:

*Discuss Performance Evaluation of General Manager*

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PER GOVERNMENT CODE SECTION 54957:

*Discuss Performance Evaluation of General Counsel*

3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE PER GOVERNMENT CODE SECTION 54957
4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PER GC § 54956.9 (d)(2)

*Two (2) Potential Cases*

RECONVENE TO OPEN SESSION

The Board returned from Closed Session and reconvened to Open Session at 3:56 p.m.

REPORT FROM CLOSED SESSION (*As Necessary*)

There was no reportable action taken in Closed Session.

**III. ADJOURNMENT OF MEETING**

At 3:57 p.m., President Endter adjourned the Special Meeting of the Board of Directors of the Fallbrook Public Utility District.



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President, Board of Directors

ATTEST:



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Secretary, Board of Directors