



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

**MINUTES**

**FRIDAY, AUGUST 11, 2023  
11:00 A.M.**

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

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**I. PRELIMINARY FUNCTIONS**

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

President Wolk called the August 11, 2023 Special Meeting of the Board of Directors of the Fallbrook Public Utility District to order at 11:30 a.m.

A quorum was established, and attendance was as follows:

**Board of Directors**

**Present:** Charley Wolk, Member/President  
Jennifer DeMeo, Member/Vice President  
Dave Baxter, Member  
Ken Endter, Member  
Don McDougal, Member

**Absent:** None

**General Counsel/District Staff**

**Present:** Jack Bebee, General Manager  
Paula de Sousa, General Counsel  
Isabel Casteran, Safety and Risk Officer  
Noelle Denke, Public Information Officer  
Lauren Eckert, Executive Assistant/Board Secretary

**Also present were others, including, but not limited to:** David Lloyd

**PLEDGE OF ALLEGIANCE**

President Wolk 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.*

There were no public comments on non-agenda items.

**ADJOURN TO CLOSED SESSION**

General Counsel de Sousa announced the Board would be going into Closed Session to discuss item II.1.

The Board adjourned to Closed Session at 11:01 a.m.

**II. 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**

The Board came out of Closed Session and reconvened to Open Session at 11:32 a.m.

**REPORT FROM CLOSED SESSION (As Necessary)**

There was no reportable action taken in Closed Session.

**III. ACTION/DISCUSSION CALENDAR ----- (ITEM A)**

- A. CONSIDER ACTIONS RELATED TO CALLING AN ELECTION REGARDING DETACHMENT OF THE FALLBROOK PUBLIC UTILITY DISTRICT FROM THE SAN DIEGO COUNTY WATER AUTHORITY ON NOVEMBER 7, 2023 (RESOLUTIONS NO. 5056, 5057, AND 5058, OR MARCH 5, 2024 RESOLUTIONS NO. 5059, 5060, 5061)

Recommendation: *Staff defers to the Board.*

General Counsel de Sousa provided an overview of this item and the options the Board has, including taking no action, calling an election regarding the detachment measure at the November 7, 2023 election, or calling an election

regarding the detachment measure at the March 5, 2024 election. She explained there are three sets of resolutions for each election date option, and that the procedure for calling an election for March 5, 2024 was slightly different than November 7, 2023. General Counsel de Sousa read onto the record the proposed measure language and provided an summary of all three resolutions for each election option.

General Counsel de Sousa announced if the Board were to take action at this meeting on these resolutions, the District could no longer extend anymore public recourse to communicate or advocate to the voters for this measure.

Director McDougal asked for clarification on Resolution 23-11. General Counsel de Sousa reported this was the LAFCO resolution referenced in the measure.

MOTION: Director McDougal moved to adopt Resolutions 5056, 5057, and 5058 for calling an election on November 7, 2023; Director Endter seconded. Motion carried; VOTE:

AYES: Directors Baxter, DeMeo, Endter, McDougal, and Wolk

NOES: None

ABSTAIN: None

ABSENT: None

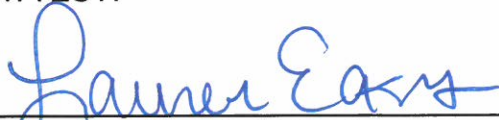
#### IV. ADJOURNMENT OF MEETING

There being no further business to discuss, President Wolk adjourned the August 11, 2023 special meeting of the Board of Directors of the Fallbrook Public Utility District at 11:45 a.m.



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President, Board of Directors

ATTEST:



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Secretary, Board of Directors