

Notice is hereby given that the Rainbow Municipal Water District Board of Directors will hold a regular meeting at 5:00 p.m. on Tuesday, March 25, 2008, at the District Office located at 3707 Old Highway 395, Fallbrook, CA 92028. At any time during the session, the Board of Directors Meeting may adjourn to Closed Session to consider litigation or to discuss with legal counsel matters within the attorney client privilege.

AGENDA

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL: Griffiths_____ Lucy_____ McManigle_____ Petty_____ Walson_____**
4. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
- *5. **APPROVAL OF MINUTES**
 - A. February 26, 2008 - Regular Board Meeting
6. **ORAL/Written COMMUNICATIONS FROM THE PUBLIC OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD REGARDING ITEMS NOT ON THIS AGENDA (Government Code § 54954.2).**

Under Oral Communications, any person wishing to address the Board on matters not on this agenda should indicate their desire to speak by filling out and submitting a blue "Speaker's Slip" to the Board Secretary before the meeting begins. *No action will be taken on any oral communications item since such item does not appear on this Agenda, unless the Board of Directors makes a determination that an emergency exists or that the need to take action on the item arose subsequent to posting of the Agenda (Government Code §54954.2). Speaking time shall generally be limited to three minutes, unless a longer period is permitted by the Board President.*
- *7. **COMMITTEE REPORTS (Approved Minutes have been attached for reference only.)**
 - A. Budget and Finance Committee
 - B. Communications Committee
 1. February 4, 2008 Minutes
 - C. Engineering Committee
 1. February 5, 2008 Minutes
8. **PUBLIC HEARING REGARDING SETTING FIXED FEES TO COLLECT CHARGES FROM SAN DIEGO COUNTY WATER AUTHORITY (SDCWA) AND METROPOLITAN WATER DISTRICT (MWD) AND EXEMPTING AGRICULTURAL USERS FROM THE EMERGENCY STORAGE PROGRAM COMPONENT OF THE MONTHLY FEE**

(On June 28, 2007 SDCWA passed Ordinance 2007-12 that adjusted the fixed fees for calendar year 2008. On December 4, 2007 the RMWD Board approved a new methodology for calculating the SDCWA charges. The new methodology exempts Certified Agricultural customers from the Emergency Storage Program component of the charge. The Ordinance proposes to establish three separate meter charges for the Domestic, Agricultural, and Agricultural/Domestic customer groups. The District proposes collecting the SDCWA and SDCWA allocated MWD charges from its customers.)
(Staff Recommendation: Receive public comments.)
9. **PRESENTATION ON CAPITAL IMPROVEMENT BUDGET AND FAILURE ANALYSIS BY RICHARD TITUS**
- *10. **CONSENT CALENDAR**

(*) - Asterisk indicates a report is attached.

(The consent calendar items are matters voted on together by a single motion unless separate action is requested by a Board member, staff or member of the audience.)

A. ADOPT RESOLUTION 08-05 AND RESOLUTION 08-06 FIXING THE TIME AND PLACE OF HEARINGS AND MEETINGS ON PROPOSED WATER AVAILABILITY CHARGES FOR IMPROVEMENT DISTRICT NO. 1 AND IMPROVEMENT DISTRICT NO. 6 (REQUESTED BY: GENERAL MANAGER)

(As part of the annual process for setting the water availability charges for Improvement Districts No. 1 and No. 6, it is necessary to hold a public hearing on proposed charges. Proposed date is June 24, 2007 at the RMWD regular Board meeting.)

(Staff Recommendation: Board approves Resolutions 08-05 and 08-06.)

B. APPROVAL OF RESOLUTION OF INTENTION TO APPROVE AN AMMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEE'S RETIREMENT SYSTEM AND THE BOARD OF DIRECTORS OF THE RAINBOW MUNICIPAL WATER DISTRICTCALPERS RESOLUTION

(In January the Rainbow Board of Directors approved labor contracts with the District's three employee associations. Part of that agreement was to modify the employees' retirement program from PERS 2.0@55 to 2.5@55. Staff has initiated the process of amending our contract with PERS. This Resolution of Intention is the first step in that process.)

(Staff Recommendation: Approval of the Resolution of Intention.)

C. CONSIDERATION AND POSSIBLE ACTION TO ADOPT ORDINANCE 08-05 ENACTING TEMPORARY FIRE DISASTER RELIEF IN THE FORM OF A SUSPENDED MONTHLY SEWER USAGE CHARGE FOR CUSTOMERS WHOSE PROPERTIES WERE LEFT UNINHABITABLE BY THE RICE FIRE IN OCTOBER 2007

(At the February Board meeting the Board directed staff to prepare an Ordinance to suspend monthly sewage treatment costs for customers who suffered the loss of their homes as a result of the Rice Fire in October 2007. The Ordinance would reduce the customers' monthly charge and will remain in place for one year or until such time as the home is reoccupied.)

(Staff Recommendation: Approval of Ordinance.)

D. CONSIDERATION AND POSSIBLE ACTION TO NAME ALTERNATE MEMBERS TO THE COMMUNICATIONS COMMITTEE

(On occasion the Communications Committee cannot hold committee meetings due to the lack of a quorum of committee members. At its March meeting the committee voted to request that the Board of Directors name Dawn Washburn and Dave Seymour as alternate committee members to help assure availability of a quorum.)

(Staff recommends appointing Dawn Washburn and Dave Seymour as alternate members of the Communications Committee.)

BOARD ACTION ITEMS

***11. CONSIDERATION AND POSSIBLE ACTION ON A REQUEST FROM LEOBARDO MORA, 1390 LITTLE GOPHER CANYON, TO PURCHASE SEWER CAPACITY (EDU)**

(Mr. Mora is requesting he be allowed to purchase sewer capacity so he can build on his lot on Little Gopher Canyon. Staff has explained that we have no capacity available, so Mr. Mora has requested that he be able to make his request directly to the Board.)

(Staff Recommendation: The District has an Ordinance in place limiting sewer connections to no more than 5,700 EDU's; we are currently committed for an amount exceeding 5,700 EDU's. Mr. Mora is not the only District customer requesting to purchase sewer capacity under special circumstances and granting approval in this case would establish precedent. Accordingly, staff recommends denying Mr. Mora's request.)

12. MORRO RESERVOIR OPTIONS (REQUESTED BY: PRESIDENT PETTY)

(*) - Asterisk indicates a report is attached.

(The Board has expressed an interest in utilizing Ultraviolet Disinfection at the Morro Reservoir as a way to comply with the Long Term 2 Enhanced Surface Water Treatment Rule. The discussion will compare a UV disinfection system with installation of a floating cover.)
(Staff supports direction.)

- 13. DISCUSSION AND POSSIBLE ACTION ON WASTEWATER LIFT STATION 2 AND LIFT STATION 1 (REQUESTED BY: DISTRICT ENGINEER)**
(The 2006 Wastewater Master Plan identifies Lift Stations 1 and 2 as Phase 1 projects. Both lift stations are scheduled for replacement.)
(Staff Recommendation: Authorize the General Manager to execute a contract with J.C. Heden and Associates for the completion of the 80% specifications and drawings for Lift Stations 1 and 2. Authorize a project budget of \$1,725,000 for Lift Station 1. Authorize a project budget of \$1,500,000 for Lift Station 2.)
- *14. DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE 08-01 ADOPTING A WATER CONSERVATION AND EMERGENCY WATER MANAGEMENT PROGRAM**
(At the January Board Meeting staff presented a draft of the revised Water Conservation and Management Plan. The Board directed staff to make specific modifications to the draft and bring it back to the Board for adoption.)
(Staff Recommendation: Adoption of Ordinance 08-01.)
- *15. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NUMBER 08-07 AUTHORIZING THE GENERAL MANAGER OR HIS DESIGNEE TO AWARD EMERGENCY CONTRACTS PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050**
(Resolution 08-07 authorizes the General Manager, or his designee, to take immediate action and award necessary contracts in the event of an emergency. It further defines an emergency as “a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services”.)
(Staff Recommendation: The Board approve Resolution 08-07.)
- *16. DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE 08-02 – SETTING FIXED FEES TO COLLECT CHARGES FROM SAN DIEGO COUNTY WATER AUTHORITY AND METROPOLITAN WATER DISTRICT AND EXEMPTING CERTAIN AGRICULTURAL USERS FROM THE EMERGENCY STORAGE PROGRAM COMPONENT ON THE MONTHLY FEE (REQUESTED BY: FINANCE MANAGER)**
(The Board is to consider approval of Ordinance 08-02 after receiving public comments under Item #8 herein.)
(Staff Recommendation: Adopt Ordinance 08-02 and direct the General Manager to implement the new fee schedule.)
- *17. OUTSOURCING OF CUSTOMER BILLING PROCESS (REQUESTED BY: FINANCE MANAGER)**
(RMWD currently process the entire customer billing service in-house. Staff is proposing that the majority of the billing process be outsourced. RMWD has solicited for bids from four billing companies that other water agencies in the county utilize.)
(Staff Recommendation: Give direction for the General Manager to sign a contract awarding the outside billing services to the lowest responsible bidder, DataProse.)

BOARD INFORMATIONAL ITEMS

- *18. A. General Manager Comments**
1. Meetings, Conferences and Seminar Calendar
 2. DPH Update
- B. Finance Manager Comments**
1. Interim Financial Statement
 2. Monthly Investment Report
 3. Visa Breakdown
 4. Directors' Expense
 5. Check Register

(*) - Asterisk indicates a report is attached.

6. Office Petty Cash
7. Current Capital Improvement Projects
8. Non-Capital Projects
9. Water Purchases & Sales Summary – February 2008
10. February 2008 Statistical Summary
11. Cost Recovery of Repairs to District Property Caused by the General Public

C. Operations & Maintenance Manager Comments

1. Water Services Report
2. Water Operations Report
3. Valve Maintenance Report
4. Wastewater Services Report
5. Safety Report for February, 2008
6. Meter Services Report for February, 2008
7. Cross Connection Report for February, 2008

D. District Engineer Comments

1. Engineering Report for January 2008

E. Human Resource Administrator Comments

1. Changes in Personnel
2. Organizational Chart

19. BOARD OF DIRECTORS' COMMENTS/REPORTS

Directors' comments are comments by Directors concerning District business, which may be of interest to the Board. This is placed on the agenda to enable individual Board members to convey information to the Board and to the public. There is to be no discussion or action taken by the Board of Directors unless the item is noticed as part of the meeting agenda.

A. President's Report (Director Petty)

1. SDCWA
2. CSDA

B. Representative Report (Director Griffiths)

1. LAFCO
2. San Luis Rey Watershed Council

C. Meeting, Workshop, Committee, Seminar, Etc. Reports by Directors (AB1234)

D. Directors Comments

20. LIST OF SUGGESTED AGENDA ITEMS FOR THE NEXT REGULAR BOARD MEETING

21. ADJOURNMENT - To Tuesday, April 22, 2008, at 11:00 a.m.

ATTEST TO POSTING:

George McManigle
Secretary of the Board

Date and Time of Posting
Outside Display Cases

(*) - Asterisk indicates a report is attached.