

Notice is hereby given that the Rainbow Municipal Water District Board of Directors will hold Closed Session at 12:00 p.m. and Open Session at 1:00 p.m. Tuesday, June 22, 2010, 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. **ORAL/WRITTEN COMMUNICATIONS FROM THE PUBLIC
OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD REGARDING
CLOSED SESSION AGENDA ITEMS (Government Code § 54954.2).**
Under Oral Communications, any person wishing to address the Board on matters regarding the Closed Session 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. *Speaking time shall generally be limited to three minutes, unless a longer period is permitted by the Board President.*
6. **CLOSED SESSION**

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.
 - A. Conference with Legal Counsel–Existing Litigation (Government Code §54956.9(a))
 - Engineering Systems Inc./MIOX/Dudek & Associates
 - B. Conference with Legal Counsel-Anticipated Litigation (Government Code §54956.9)
 - 30465 & 30516 Old River Road, Bonsall, CA

Agency Negotiators: Dave Seymour and Brian Lee
Under Negotiation: Price and Terms
7. **REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**

Time Certain: 1:00 p.m.
8. **REPEAT REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**
9. **REPEAT ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**

(*) - Asterisk indicates a report is attached.

**10. 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.*

***11. APPROVAL OF MINUTES**

- A. May 18, 2010 – Special Board Meeting
- B. May 25, 2010 - Regular Board Meeting

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

***13. COMMITTEE REPORTS (Approved Minutes have been attached for reference only.)**

- A. Budget and Finance Committee
- B. Communications Committee
- C. Engineering Committee
 - 1. April 6, 2010 Minutes

BOARD ACTION ITEMS

14. DISCUSSION AND POSSIBLE ACTION REGARDING THE DISTRICT'S PARTICIPATION IN THE CARLSBAD DESALINATION PROJECT)

(There will be a presentation and discussion on the current status of the desal project.)

***15. DISCUSSION AND POSSIBLE ACTION REGARDING THE FORMATION OF A RMWD WATER QUALITY MONITORING GROUP AND THE FUNDING THEREOF (REQUESTED BY: DIRECTOR PETTY)**

(RMWD is in receipt of a letter from Michael Mellano regarding the formation of the water quality monitoring group through RMWD. RMWD would like to take this opportunity to address any ratepayer concerns regarding the RMWD monitoring group formation and funding.)

16. DISCUSSION AND POSSIBLE ACTION REGARDING BRINGING BECK RESERVOIR INTO COMPLIANCE WITH LONG TERM 2 ENHANCED SURFACE WATER TREATMENT RULE

(At the May Board meeting, the Board directed Staff to try and develop a firm project cost for the Beck Reservoir Project. Staff will be prepared to discuss this item at the June meeting.)

(*) - Asterisk indicates a report is attached.

- *17. DISCUSSION AND POSSIBLE ACTION TO ESTABLISH AND IMPLEMENT A MONTHLY METER SURCHARGE FOR THE PURPOSE OF FUNDING TWO YEARS OF RESERVOIR MODIFICATION PROJECTS NECESSARY TO BRING RMWD FACILITIES INTO COMPLIANCE WITH REGULATIONS REGARDING UNCOVERED DRINKING WATER RESERVOIRS, AND TO PURSUE VOTER APPROVAL REGARDING LONG-TERM FINANCING FOR THE BALANCE OF THE RESERVOIR PROJECTS**
(The attached memorandum from Budget and Finance Committee Chair, Don Fagan, recommends a five-point process to fund modifications to our uncovered reservoirs and the repair/replacement of Line Q-3. That process includes the assessment of a new monthly fixed meter surcharge that will result in additional revenues of approximately \$2.5 million annually, sufficient to meet cash-flow requirements for the next two years.)
(Staff is currently developing alternative funding options and will be prepared to discuss the meter surcharge at the Board meeting.)
- *18. DISCUSSION AND POSSIBLE ACTION REGARDING REQUEST TO WAIVE FEES FOR UPGRADING A ¾” METER TO A 1” METER AT 3770 POPPY LANE**
(RMWD has received a request and associated documents regarding this matter. While staff understands and sympathizes with all fire victims, the State emergency declaration does not apply to costs associated with improvements to an impacted lot. The cost for upsizing is \$3,607 (\$225 for material, \$3,022 in increased capacity purchase, and \$260 inspection fee.)
(Staff Recommendation: Waive the District’s inspection fee only. Applicant would be required to pay \$3,347 for material and capacity increase.)
- 19. DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE RELEASE OF CONSTRUCTION METERS FOR THE PIPELINE Q3 AT SAN LUIS REY RIVER CROSSING PROJECT**
(Per Ordinance 08-01 Drought Response Level 2, no new temporary meters or permanent meters shall be provided unless in the opinion of the RMWD Board of Directors the project is necessary to protect the public’s health, safety and welfare. Additionally, meters locked for longer than two years may not be reactivated.)
(Staff Recommendation: Determine that the Pipeline Q3 at San Luis Rey River Crossing Project is necessary to protect the public’s health, safety and welfare. Authorize the release of a construction meter.)
- 19A. DISCUSSION AND POSSIBLE ACTION REGARDING AWARD OF CONSTRUCTION CONTRACT FOR LINE Q3 AT SAN LUIS REY**
(The District held a bid opening on Friday, June 18. Results of the bid opening will be discussed and staff will make a recommendation at the Board meeting. Additionally, staff and the Engineering Committee are recommending pre-purchasing six 16” plug valves for this project.)
(Staff Recommendation: 1)Staff will make a recommendation regarding award of construction contract at the Board Meeting; 2) Staff and the Engineering Committee recommend pre-purchasing six 16” plug valves at a cost of \$101,620.35.)
- 20. DISCUSSION AND POSSIBLE ACTION TO APPOINT NEW ENGINEERING COMMITTEE MEMBERS**
(The Engineering Committee recommends that the Board appoint Mr. Timothy Prince and Ms. Maureen Rhyne as alternate members of the Engineering Committee.)
(Staff Recommendation: The Board appoint Mr. Timothy Prince and Ms. Maureen Rhyne to the Engineering Committee as alternate members.)
- *21. DISCUSSION AND POSSIBLE ACTION TO APPROVE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA) BYLAW AMENDMENTS**
(The CSDA Elections and Bylaws Committee and the CSDA Board of Directors have approved changes to the CSDA Bylaws (last amended October 2009). CSDA is requesting that our district review the proposed updated bylaws and cast RMWD’s vote on the official ballot provided. Completed ballots need to be received by CSDA before July 30, 2010 at 5:00 p.m.)
(Staff supports direction.)
- *22. RECEIVE AND FILE INFORMATION ITEMS FOR MAY 2010**

(*) - Asterisk indicates a report is attached.

- A. General Manager Comments**
 - 1. Meetings, Conferences and Seminar Calendar
- B. Operations & Maintenance Manager Comments**
 - 1. Water Services Report
 - 2. Water Operations Report
 - 3. Valve Maintenance Report
 - 4. Wastewater Services Report
 - 5. Safety and Emergency Planning Report
 - 6. Meter Services Report
 - 7. Cross Connection Report
 - 8. Project Management Report
- C. District Engineer Comments**
 - 1. Engineering Report

***23. RECEIVE AND FILE FINANCIAL STATEMENTS AND INFORMATION FOR MAY 2010**

- A. Finance Manager Comments**
 - 1. Interim Financial Statement
 - 2. Monthly Investment Report
 - 3. Directors' Expense
 - 4. Check Register
 - 5. Office Petty Cash
 - 6. Water Purchases & Sales Summary
 - 7. Statistical Summary
 - 8. Cost Recovery of Repairs to District Property Caused by the General Public
 - 9. Metropolitan IAWP Reduction Programs
 - 10. Metropolitan SAWR Reduction Program
 - 11. RMWD Domestic Reduction Program
 - 12. Projected CIP Cash Flow Report

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

25. ADJOURNMENT - To Tuesday, July 27, 2010 at 1:00 p.m.

ATTEST TO POSTING:

 George McManigle
 Secretary of the Board

 Date and Time of Posting
 Outside Display Cases

(*) - Asterisk indicates a report is attached.