

**MINUTES OF THE SPECIAL BOARD MEETING  
OF THE BOARD OF DIRECTORS OF THE  
RAINBOW MUNICIPAL WATER DISTRICT  
OCTOBER 7, 2022**

1. **CALL TO ORDER** - The Special Meeting of the Board of Directors of the Rainbow Municipal Water District on October 7, 2022 was called to order by President Hamilton at 11:05 a.m. in the Board Room of the District, 3707 Old Highway 395, Fallbrook, CA 92028. *(All meetings are being held with in-person attendance following County and State COVID guidelines as well as virtually.)* Board President Hamilton presiding.

2. **ROLL CALL:**

**Present:** Director Gasca, Director Hamilton *(via video conference)*, Director Mack, Director Moss, Director Stewart.

**Also Present:** General Manager Kennedy, Customer Service Representative Kilmer, Information Technology Manager Khattab.

**Also Present Via Teleconference or Video Conference:**

Legal Counsel Smith, Legal Counsel Duran-Brown, Engineering and CIP Program Manager Williams.

No members of the public were present in person, via teleconference or video conference before Closed Session.

3. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**

There were no amendments to the agenda.

4. **INSTRUCTIONS TO ALLOW PUBLIC COMMENT ON AGENDA ITEMS FROM THOSE ATTENDING THIS MEETING VIA TELECONFERENCE OR VIDEO CONFERENCE**

There were no members of the public in attendance; therefore, the instructions were not read aloud.

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).**

There were no comments.

***The meeting adjourned to Closed Session at 11:06 a.m.***

(\*) - Asterisk indicates a report is attached.

**6. CLOSED SESSION**

- A.** Conference with Legal Counsel - Existing Litigation Pursuant to Government Code Section 54956.9(d)(1)

\* TC Construction Company, Inc. v. Rainbow Municipal Water District, et al.

*The meeting reconvened at 12:01 p.m.*

**7. REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**

This item was addressed under Item #10.

- 7A. REPEAT CALL TO ORDER** - The Special Meeting of the Board of Directors of the Rainbow Municipal Water District on October 7, 2022 was called to order by President Hamilton at 12:01 p.m. in the Board Room of the District, 3707 Old Highway 395, Fallbrook, CA 92028. *(All meetings are being held with in-person attendance following County and State COVID guidelines as well as virtually.)* President Hamilton presiding.

*(It was not realized this item was missing from the agenda until the meeting took place; however, it was addressed and is noted herein for the record.)*

**8. PLEDGE OF ALLEGIANCE**

**9. REPEAT ROLL CALL**

**Present:** Director Gasca, Director Hamilton *(via video conference)*, Director Mack, Director Moss, Director Stewart.

**Also Present:** General Manager Kennedy, Customer Service Representative Kilmer, Information Technology Manager Khattab.

**Also Present Via Teleconference or Video Conference:**

Legal Counsel Smith, Legal Counsel Duran-Brown, Engineering and CIP Program Manager Williams.

No members of the public were present for Open Session in person, via teleconference or video conference.

**10. REPEAT REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**

Legal Counsel reported the Board met in Closed Session to discuss one item and there was no reportable action.

(\*) - Asterisk indicates a report is attached.

**10A. REPEAT ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**

*(It was not realized this item was missing from the agenda until the meeting took place; however, it was addressed and is noted herein for the record.)*

There were no amendments to the agenda.

**10B. REPEAT INSTRUCTIONS TO ALLOW PUBLIC COMMENT ON AGENDA ITEMS FROM THOSE ATTENDING THIS MEETING VIA TELECONFERENCE OR VIDEO CONFERENCE**

*(It was not realized this item was missing from the agenda until the meeting took place; however, it was addressed and is noted herein for the record.)*

There were no members of the public in attendance; therefore, the instructions were not read aloud.

**10C. ORAL/WRITTEN COMMUNICATIONS FROM THE PUBLIC OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD REGARDING ITEMS ON THIS AGENDA**

*(It was not realized this item was missing from the agenda until the meeting took place; however, it was addressed and is noted herein for the record.)*

There were no comments.

**11. ADJOURNMENT**

***The meeting was adjourned by President Hamilton to a regular meeting on October 25, 2022 at 1:00 p.m.***

The meeting was adjourned at 12:03 p.m.

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**Hayden Hamilton, Board President**

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**Dawn M. Washburn, Board Secretary**

(\* ) - Asterisk indicates a report is attached.