



RAINBOW MUNICIPAL WATER DISTRICT

Tuesday, August 27, 2019

Closed Session – Time: 12:00 p.m.

Open Session - Time: 1:00 p.m.

THE PURPOSE OF THE REGULAR BOARD MEETING IS TO DISCUSS THE ATTACHED AGENDA

District Office

3707 Old Highway 395

Fallbrook, CA 92028

Board Agenda Policies

Board of Directors Meeting Schedule Regular Board meetings are normally scheduled for the 4th Tuesday of the month with Open Session discussions starting time certain at 1:00 p.m.

Breaks It is the intent of the Board to take a ten minute break every hour and one-half during the meeting.

Public Input on Specific Agenda Items and those items not on the Agenda, Except Public Hearings Any person of the public desiring to speak shall fill out a “Speaker’s Slip”, encouraging them to state their name, though not mandatory. Such person shall be allowed to speak during public comment time and has the option of speaking once on any agenda item when it is being discussed. Speaking time shall generally be limited to three minutes, unless a longer period is permitted by the Board President.

Public Items for the Board of Directors' agenda must be submitted in writing and received by the District office no later than 10 business days prior to a regular Board of Directors' Meeting.

Agenda Posting and Materials Agendas for all regular Board of Directors' meetings are posted at least seventy-two hours prior to the meeting on bulletin boards outside the entrance gate and the main entrance door of the District, 3707 Old Highway 395, Fallbrook, California 92028. The agendas and all background material may also be inspected at the District Office.

You may also visit us at www.rainbowmwd.com.

Time Certain Agenda items identified as “time certain” indicate the item will not be heard prior to the time indicated.

Board meetings will be recorded as a secretarial aid. If you wish to listen to the recordings, they will be available after the draft minutes of the meeting have been prepared. There is no charge associated with copies of recordings. Recordings will be available until the minutes of such meeting are approved. Copies of public records are available as a service to the public; a charge of \$.10 per page up to 99 pages will be collected and \$.14 per page for 100 pages or more.

If you have special needs because of a disability which makes it difficult for you to participate in the meeting or you require assistance or auxiliary aids to participate in the meeting, please contact the District Secretary, (760) 728-1178, by at least noon on the Friday preceding the meeting. The District will attempt to make arrangements to accommodate your disability.

(*) - Asterisk indicates a report is attached.

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, August 27, 2019, 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. **ROLL CALL: Brazier ___ Hamilton ___ Gasca ___ Mack ___ Rindfleisch ___**
 3. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
 4. **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 "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.*
 5. **CLOSED SESSION**
 - A. Conference with Legal Counsel-Anticipated Litigation (Government Code §54956.9(d)(2))
* Two Items
 - B. Appointment, Employment; Evaluation of Performance – General Manager (Government Code §54957(B)(1))
 6. **REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**
- Time Certain: 1:00 p.m.
7. **PLEDGE OF ALLEGIANCE**
 8. **REPEAT REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**
 9. **REPEAT ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
 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 "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. **EMPLOYEE RECOGNITIONS**
 - A. Tom Kennedy (5 Years)
 - B. Dawn Washburn (15 Years)

(*) - Asterisk indicates a report is attached.

***12. APPROVAL OF MINUTES**

- A. July 23, 2019 - Regular Board Meeting

13. 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 (President Brazier)
- B. Representative Report (Appointed Representative)
 - 1. SDCWA
 - A. Summary of Board Meeting July 25, 2019
 - 2. CSDA
 - 3. LAFCO
 - 4. San Luis Rey Watershed Council
 - 5. Santa Margarita River Watershed Watermaster Steering Committee
 - 6. ACWA
- C. Meeting, Workshop, Committee, Seminar, Etc. Reports by Directors (AB1234)
 - 1. Board Seminar/Conference/Workshop Training Attendance Reports
- D. Directors Comments
- E. Legal Counsel Comments
 - 1. Attorney Report - Water Rate Resolutions (501668-0002)

14. COMMITTEE REPORTS

- A. Budget and Finance Committee
- B. Communications and Customer Service Committee
- C. Engineering and Operations Committee

15. PIPELINE 5 RELINING PROJECT UPDATE BY SAN DIEGO COUNTY WATER AUTHORITY

BOARD ACTION ITEMS

***16. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 19-11, FINDING OF PUBLIC HEALTH AND SAFETY EMERGENCY RELATED TO A SAN DIEGO COUNTY WATER AUTHORITY EMERGENCY PIPELINE SHUTDOWN**

(The San Diego County Water Authority is conducting an emergency shutdown of our main supply aqueduct and it will be necessary to rapidly take steps to mitigate the impact. This agenda item is to authorize the General Manager to take the steps necessary to ensure adequate water deliveries for the District's customers.)

17. DISCUSSION AND POSSIBLE ACTION REGARDING CONDITION ASSESSMENT CHANGE ORDER

(The change order provides for modeling water supply alternatives to provide descriptions and planning-level cost estimates for projects to continue supply without San Diego County Water Authority connections. HDR was already under contract for modeling work related to the District's Condition Assessment analysis.)

***18. DISCUSSION AND POSSIBLE ACTION TO PURCHASE TEN (10) PRE-MANUFACTURED PRESSURE-REDUCING STATIONS**

(This item pertains to the discussion and possible purchase of ten (10) pre-manufactured pressure-reducing stations for installation in various parts of the water system District-wide. The pressure reducing stations are manufactured by Engineered Fluid Inc.)

(*) - Asterisk indicates a report is attached.

- 19. DISCUSSION AND POSSIBLE ACTION REGARDING QUIET TITLE ACTION ON PROPERTY NEAR THE DISTRICT HEADQUARTERS DRIVEWAY**
(Requesting Board approval to begin the process of Quiet Title on the "gap" of property between two of the District HQ parcels that was created by a deed error in the 1950's when the property was originally divided and transferred.)
- *20. POSSIBLE ACTION REGARDING APN 127-540-19 WATERLINE EXTENSION CONSTRUCTION AGREEMENT**
(The District has requested that a developer upsize their proposed 8" waterline extension to a 12" waterline extension because the 12" pipeline is included in a planned capital improvements project. This construction agreement provides the developer with reimbursement from the District for the extra costs associated with the upsize.)
- *21. DISCUSSION AND POSSIBLE ACTION REGARDING THE APPOINTMENT; EMPLOYMENT; EVALUATION OF PERFORMANCE; OR COMPENSATION OF THE GENERAL MANAGER**
(The Board may take action regarding the appointment, employment, performance or compensation of the General Manager.)
- *22. DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 19-08 ADOPTING ADMINISTRATIVE CODE CHAPTER 3.06 – CONFIDENTIALITY OF BOARD CLOSED SESSIONS**
(To date, the District has not had a policy in place protecting confidential information acquired in Board closed sessions. The Board considered a draft policy at their June 25, 2019 meeting at which time requests were made for additional proposed language from Legal Counsel. At the July 23, 2019 Board meeting, President Brazier requested this item to be deleted from the agenda and revisited at a later date. On August 13, 2019, Director Hamilton requested this item to be discussed at the August 27, 2019 Board meeting.)
- *23. DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 19-09 AMENDING AND UPDATING ADMINISTRATIVE CODE SECTION 5.05.050.04 – RECORDS RETENTION - FINANCE**
(Since Administrative Code Section 5.05.050.04 was adopted, it was realized Promissory Notes associated with the Computer Assistance Program were omitted from the original list of financial records provided in the District's Record Retention Program and need to be added.)
- *24. DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 19-10 AMENDING AND UPDATING ADMINISTRATIVE CODE CHAPTER 2.09 - COMMITTEES**
(Beginning with the June 25, 2019 Board meeting agenda packet, approved committee minutes were eliminated. Upon reviewing Administrative Code Chapter 2.09, it was realized this policy needed to be updated to reflect changes to this process.)
- *25. DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 19-11 AMENDING AND UPDATING ADMINISTRATIVE CODE SECTION 2.03.010 – REMUNERATION AND REIMBURSEMENT POLICY**
(The RMWD Administrative Code does not have provisions for pre-approval processes or a list of pre-approved conferences. Proposed language has been drafted to include these provisions as well as requirements for Board Members seeking attendance approval.)
- *26. ACWA COMMITTEE APPOINTMENT CONSIDERATIONS FOR THE 2020-2021 TERM**
(ACWA has requested its member agencies to provide nominations for consideration.)
- *27. ACWA REGION 10 ELECTION BALLOT FOR 2020-2021**
(It is now time to elect the 2020-2021 ACWA Region 10 Chair, Vice Chair and board members who will represent and serve the members of Region 10.)

(*) - Asterisk indicates a report is attached.

- *28. **CALL FOR NOMINATIONS FOR SAN DIEGO LOCAL AGENCY FORMATION COMMISSION (LAFCO) SPECIAL DISTRICTS ADVISORY COMMITTEE**
(RMWD received a notice serving as a call to nominations pursuant to Government Code Section 56332(1) to solicit eight special districts members to serve on the Special Districts Advisory Committee.)
- *29. **LAFCO CALL FOR BALLOTS FOR THE SAN DIEGO COUNTY CONSOLIDATED REDEVELOPMENT OVERSIGHT BOARD**
(LAFCO has provided a notice serving as a call for ballots pursuant to California Government Code 56332(f) with respect to electing one special district representative among the three nominated candidates to serve on the San Diego Consolidated Redevelopment Oversight Board. All independent special districts in San Diego County are eligible to cast one vote through their presiding officers or their alternates as designed by the governing bodies.)
- *30. **BOARD MEMBER REQUESTS FOR AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS**
 - A. 2019 CSDA Annual Conference
 - B. 2019 ACWA Fall Conference

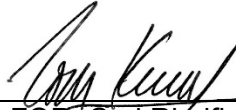
BOARD INFORMATION ITEMS

- *31. **SAS 114 - THE AUDITOR'S COMMUNICATION WITH THOSE CHARGED WITH GOVERNANCE (THE BOARD OF DIRECTORS)**
(This letter is an AICPA (American Institute of CPAs) required communication letter for all financial statement audits.)
- 32. **MEMORANDUM OF UNDERSTANDING BETWEEN RMWD, FPUD, AND EASTERN MUNICIPAL WATER DISTRICT UPDATE**
- *33. **RECEIVE AND FILE INFORMATION AND FINANCIAL ITEMS**
 - A. **General Manager Comments**
 - 1. Meetings, Conferences and Seminar Calendar
 - B. **Operations Comments**
 - 1. Operations Report
 - C. **Engineering Comments**
 - 1. Engineering Report
 - 2. As-Needed Services Expenditures Summary
 - D. **Human Resource & Safety Comments**
 - 1. Human Resources Report
 - 2. Organizational Chart
 - E. **Finance Comments**
 - 1. Monthly Financial Statements
 - 2. Credit Card Breakdown
 - 3. Directors' Expense
 - 4. Check Register
 - 5. Water Sales Summary
 - 6. RMWD Sewer Equivalent Dwelling Units (EDU's) Status
- 34. **LIST OF SUGGESTED AGENDA ITEMS FOR THE NEXT REGULAR BOARD MEETING**

(*) - Asterisk indicates a report is attached.

35. ADJOURNMENT - To Tuesday, September 24, 2019 at 1:00 p.m.

ATTEST TO POSTING:



FOR: Carl Rindflesich
Secretary of the Board

8-19-19 @ 11:30 a.m.

Date and Time of Posting
Outside Display Cases

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