# Regular Meeting
# Of the Board of Directors of
# YUIMA MUNICIPAL WATER DISTRICT
## Monday, September 28, 2026 at 2:00 p.m.
## 34928 Valley Center Road, Pauma Valley, California

Steve Wehr, President
Laurie Kariya, Vice-President
Don Broomell, Secretary / Treasurer
Bruce Knox, Director
Division 2 - Vacant

**I. CALL TO ORDER**

**II. ROLL CALL – DETERMINATION OF QUORUM**

**III. APPROVAL OF AGENDA**

At its option, the Board may approve the agenda, delete an item, reorder items, and add an item to the agenda per the provisions of Government Code §54954.2.

**IV. PUBLIC COMMENT**

This is an opportunity for members of the public to address the Board on matters of interest within the Board's jurisdiction that are not listed on the agenda. The Brown Act does not allow any discussions by the Board or staff on matters raised during public comment except; 1) to briefly respond to statements made or questions posed; 2) ask questions for clarification; 3) receive and file the matter; 4) if it is within staff's authority, refer it to them for a reply; or 5) direct that it be placed on a future Board agenda for a report or action. Inquiries pertaining to an item on the agenda will be received during deliberation on that agenda item. No action can be taken unless specifically listed on the agenda. (Government Code §54954.3).

**V. CONSENT CALENDAR**

**A.** Approve minutes of the Regular Meeting of August 24, 2026

**B.** Approve Accounts Paid and Payables & Reporting under Government Code §53065.5 for August 2026

**C.** Acceptance of Monthly Financial Reports, Treasurer's Report and Cash Statements – August 2026

**VI. ACTION DISCUSSION**

**A. Appointment of Director – Board of Directors, Division 2; Immediate Oath of Office**

*Background:* A vacancy exists in Division 2. On August 24, 2026 the Board authorized posting of the Notice of Vacancy under Government Code section 1780; Notice was posted in at least three conspicuous places in the District. Applications were due by 12:00pm on September 24, 2026. As of packet preparation the District has received 1 enquiry. The Board will consider the application or applications on file at the close of that deadline and may appoint at this meeting. A person appointed under section 1780(d)(3) serves the remainder of the unexpired term. If the Board appoints, the Oath of Office will be administered immediately, before any later item, by Breona Lovato so the new Director may participate in the remainder of this meeting.

Posted September 24, 2026 at 4:30 p.m.

*Recommendation:* That should the Board agree, (1) consider the application(s) on file for Division 2; (2) appoint a qualified applicant to the office of Director, Division 2, to serve the remainder of the unexpired term; and (3) immediately upon appointment, have Breona Lovato administer the Oath of Office so the appointee may take a seat and participate in all remaining items on this agenda.

**B. Second Amendment to the Agreement Between and Among the San Diago County Water Authority, the Valley Center Municipal Water District and the Yuima Municipal Water District for funding the Construction and Operation of the Emergency Storage Water Project Improvements**

*Background:* The three – party ESP Improvements Agreement was executed May 5, 2023. On August 24, 2026 this Board approved the First Amendment, under which the Water Authority deposited $400,000 additional funds with VCMWD for costs related to the management, administration and construction of the VCMWD infrastructure improvements for a total of $11,725,000. The Second Amendment to this Agreement is as follows:

1. Section 7.1, Cost Responsibilities, is revised to increase the not-to-exceed amount from $11,760,000 to $15,110,000.
2. Section 7.5, Cost Responsibilities, is revised to increase the not-to-exceed amount for Valley Center Municipal Water District (VCMWD) from $11,725,000 to $15,075,000.
3. Upon full execution of this Amendment, the Water Authority will deposit $3,350,000 with VCMWD for the costs related to the management, administration and construction of the VCMWD infrastructure improvements for a total of $15,075,000. Section 7.2, Cost Responsibilities, is amended to reflect this change.

*Recommendation:* That should the Board agree, adopt the amendment as presented.

**C. Requested Rate Increase – Rutan and Tucker, LLP, Legal Fees**

*Background: Rutan and Tucker, LLP serves as General Counsel. Counsel has requested an increase in the rates charged to the District for legal services. The current rate letter and requested schedule are attached. Approval of a new rate schedule, if the Board agrees, would apply to work performed on and after the effective date stated in the letter.*

*Recommendation: That s*hould the Board agree, approve the requested Rutan and Tucker LLP rate schedule as presented.

**D. Maintenance Support Services Agreement – Rancho Pauma Mutual Water Company (Fiscal year 2026-2027)**

*Background: Yuima has provided occasional operational assistance to Rancho Mutual Water Company (RPM) under a Maintenance Support Services Agreement (last executed Feb. 24, 2025; term through June 3, 2025, reviewed annually). The FY 2026-2027 renewal is presented. Scope remains request-only assistance on RPM facilities (meters, mains, laterals, locates, testing, other work on a signed service order). Yuima may pull off for its own emergencies. Welding of pressure pipe is not offered. The draft includes the insurance wording JPIA requires (limits, additional insured, primary and non-contributory, certificate and endorsement before work begins) and a statement that Yuima is not responsible for damage to RPM wells, pumps, motors, air vacs, or other RPM equipment during emergency or support work, except sole willful misconduct. Exhibit A sets FY2026-27 labor and equipment rates. The agreement is not contract operations and does not make Yuima the operator of record.*

*Recommendation: That s*hould the Board agree, approve the Maintenance Support Services Agreement with Rancho Pauma Mutual Water Company for fiscal years 2026-2027 as presented and authorize the President to execute it.

**E. TY Booster Pump and Motor Replacement**

*Background: The #2 TY booster pump and motor were contracted for rebuilding and replacement by Hydrocurrent Well Services LLC, the work was never completed by that company. The California Contractors State License Board and CNA Surety have initiated investigations for allegedly abandoning a construction project without legal excuse, diversion of funds for a specific project and breach of contract. Yuima was able to locate the pump and motor (our property) at another well service shop (E-Water Solutions). The District confirms the following;*

- The District is the rightful owner of the Equipment.
- Hydrocurrent LLC was a subcontractor and is no longer authorized to act on the District's behalf regarding this equipment.
- Stehly Brothers Drilling Inc. is now authorized to act on the District's behalf regarding this equipment.
- The District is prepared to pay the legitimate and documented charges for work that was performed on the Equipment to date.

*Stehly Brothers Drilling Inc. has provided an estimate to repair and replace the TY booster pump, motor and associated labor, equipment and parts to complete the job.*
*Update ; CNA Surety has contacted the District and denied the claim. Staff will research legal options available.*

*Recommendation: That should the Board agree, approve the Stehly Brother Drilling Estimates #13560 and #13601 to complete the Booster Repair Project.*

**F. Tabled Item – Rescission of Resolution No. 1249-09, CalPERS Health Coverage for Board Directors**

*Background: This item was on the August 24, 2026 agenda and was tabled. Resolution No. 1249-09 (May 26, 2009) elected PEMHCA participation for members of the Board and fixed the employer contribution at up to the PERS Choice single-party premium. CalPERS carries this as a group 700 (Non-PERS Elected Officials). There are no active enrollments. By letter dated July 30, 2026, CalPERS asked the District to confirm its intent and stated that a formal termination resolution is required to discontinue (Gov. Code §22938). Response is due November 1, 2026.*

*Recommendation: That should the Board agree, take the item from the table, adopt a resolution rescinding Resolution No. 1249-09, and authorize the General Manager to file the termination resolution with CalPERS and respond to the July 30, 2026 CalPERS inquiry for group 700.*

***G.* Declare Surplus and Authorize Scrap / Disposal -Generac 180 kW Generator and Pettibone Lift**

*Background: The District owns a Generac 180 kW generator and a Pettibone lift that staff have determined are non-functioning and no longer needed for District use (age, condition, or replacement already in service). The Board must declare the property surplus before scrap or disposal. Staff recommends declaring both items surplus and authorizing the general Manager to scrap or dispose of them in a manner that recovers residual value where practical and that complies with District policy. Proceeds if any would be deposited to the appropriate District fund.*

*Recommendation: That should the Board agree, declare the Generac 180 kW generator and the Pettibone Lift surplus, and authorize the General Manager to scrap or dispose of both items and deposit any proceeds to the District.*

## VII. INFORMATION / REPORTS

**A. Board Reports / Meetings**

Posted September 24, 2026 at 4:30 p.m.

i) JPIA

ii) San Diego County Water Authority / Metropolitan Water District

iii) Other Meetings (USLRGMA)

**B. Administrative**

i) General Information

**C.** Capital Improvements

**D. Operations**

i) General Information

ii) Rainfall

iii) Production / Consumption Report

iv) Well Levels

v) District Water Purchased

**E. Counsel**

**F. Finance**

i) Delinquent Accounts

## VIII. CLOSED SESSION

**A.** Conference with Real Property Negotiators (Government Code *§ 54956.8*)

- Property: APN 130-060-16-00
- Agency Negotiator: General Manager Amy Reeh
- Negotiating Parties: TY Nursery, Inc.
- Under Negotiation: Price and terms of payment (Water Usage Fee under the existing Well 1 agreement; site lease)

## IX. OTHER BUSINESS

**A.** Next Meeting - October 26, 2026 at 2:00 p.m. Regular Meeting

**B.** Overview of Golden Pacific Powerlink and possible Pauma Valley corridor

## X. ADJOURNMENT

*NOTE: In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board meeting, please contact the General Manager at (760) 742-3704 at least 48 hours before the meeting to enable the District to make reasonable accommodations. Any writings or documents provided to a majority of the members of the Yuima Municipal Water District Board of Directors regarding any item on this agenda will be made available for public inspection during normal business hours in the office of the General Manager located at 34928 Valley Center Rd., Pauma Valley.*

Posted September 24, 2026 at 4:30 p.m.

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