

**MINUTES OF THE SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF  
YUIMA MUNICIPAL WATER DISTRICT  
December 16, 2019**

The Special Meeting of the Board of Directors of the Yuima Municipal Water District was held at the office of the District, 34928 Valley Center Road, Pauma Valley, California on Monday, the 16<sup>th</sup> day of December 2019.

**Special Meeting  
12/16/2019**

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

President Watkins called the meeting to order at 2:02 p.m.

**Call to Order  
2:02 p.m.**

Directors Present:

**Present: 4**

Ron W. Watkins, President  
Roland Simpson, Vice-President – arrived at 2:09 p.m.  
Don Broomell, Secretary/Treasurer  
Steve Wehr, Director

**Quorum Present**

President Watkins declared that a quorum of the Board was present.

Directors Absent:

**Absent: 1**

Laney Villalobos, Director

Others Present:

**Others Present**

Amy Reeh, Assistant General Manager/Finance Manager  
Allen Simon, YMWD  
Carmen Rodriguez, YMWD  
Allison Burns, Stradling Yocca Carlson & Rauth, P.C. (via teleconference)  
Robert Reynolds, CAL Fire  
Lori Johnson, Pauma Valley Water Company  
Darren House, H&H  
Oggie Watson, T-Y Nursery  
Tom McAndrews, CFO Pauma Band of Indians  
Jeremy Billy, GM SLRIWA  
Richard Stehly, Pauma Valley Water Company

**2. PLEDGE OF ALLEGIANCE**

President Watkins led those present in the Pledge of Allegiance.

Pledge of Allegiance

**3. APPROVAL OF AGENDA**

The Agenda was approved with changes. Director Broomell requested to add Possible changes in the G.S.A Committee.

Approval of Agenda

**4. PUBLIC COMMENT**

President Watkins opened the public comment period, nothing that comments regarding specific agenda items would be taken up when those items are considered. There was 1 public request regarding Action Item 10.

Public Comment

**I. SPECIAL REPORTS**

Special Reports

**1. Joint Powers Fire Report**

Robert Reynolds from CAL FIRE reported that Station 70 personnel and equipment were out on Fire Assignments up and down the state for a total of 63 days this past summer. Station personnel attended multiple PR events within the valley. With the winter upon us station 70 has shut down their second engine and they have been placed into transitional staffing. In cooperation with the San Diego County Station 70 has increased their sandbag inventory for the public and have started to issue burn permits.

**II. CONSENT CALENDAR**

Consent Items

Upon motion being offered by Director Wehr, seconded by Director Simpson, the Minutes of the Regular Meeting of October 28, 2019, Accounts Paid and Payable for October 2019 and the Monthly Financial Reports for October 2019 were approved by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

### III. ACTION/DISCUSSION

1. Public Hearing Considering Adoption of the Proposed Modification to Rates and Charges for Future Automatic Adjustments to Pass Through and Increases or Decreases in Wholesale Fixed Charges for Water.

Public Hearing

President Watkins called the public hearing at 2:12 p.m. and Assistant General Manager reported that the Hearing Notice had been mailed to the property owners and duly noticed by publication in the Valley Center Road Runner for 45 days, a newspaper circulation as required by statute. Following further discussion and 1 written request presented from the public, President Watkins declared the hearing closed at 2:18 p.m.

1-A. Resolution 1839-19 for Modification to Rates and Charges for Future Automatic Adjustments to Pass Through any Increases or Decreases in Wholesale Fixed Charges for Water.

Resolution 1839-19 for Modification to Rates and Charges for Future Automatic Adjustments to Pass Through any Increases or Decreases in Wholesale Fixed Charges for Water

Following discussion and upon motion being offered by Director Broomell seconded by Director Wehr, the *Resolution 1839-19 for Modification to Rates and Charges for Future Automatic Adjustments to Pass Through any Increases or Decreases in Wholesale Fixed Charges for Water* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

2. Ordinance 130-19 to Implement a Moratorium on the Installation of New Meters Larger than 1” in Size.

Ordinance 130-19 to Implement a Moratorium on the Installation of New Meters Larger than 1” in Size

Following discussion and upon motion offered by Director Wehr seconded by Director Simpson, the Board Approved *Ordinance 130-19 to Implement a Moratorium on the Installation of New Meters Larger than 1” in Size* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

3. Resolution 1840-19 Amending Rules and Regulations Governing Water Service (Definitions Section 1, Schedule of Rates, Rentals, Fees, Deposits and Charges Sections 14.7).

Resolution 1840-19 Amending Rules and Regulations Governing Water Service (Definitions Sections 1, Schedule of Rates, Rental, Fees, Deposits and Charges Sections 14.7)

Following discussion and upon motion being offered by Director Wehr seconded by Director Broomell *Resolution 1840-19 Amending Rules and Regulations Governing Water Service (Definitions Section 1, Schedule of Rates, Rental, Fees Deposits and Charges Sections 14.7)* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

4. Resolution 1841-19 Authorizing Checking, Savings and Investments Accounts with Various Banking Institutions and Rescinding Resolution No. 1767-18.

Resolution 1841-19 Authorizing Checking, Savings and Investment Accounts with Various Banking Institutions and Rescinding Resolution No. 1767-18

Following discussion and upon motion being offered by Director Broomell seconded by Director Simpson *Resolution 1841-19 Authorizing Checking, Savings and Investments Accounts with Various Banking Institutions and Rescinding Resolution 1767-18* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

5. Resolution 1842-19 Authorizing Entry into Wire Transfer Authorization and Agreement with California Bank & Trust and Rescinding Resolution No. 1766-18.

Resolution 1842-19 Authorizing Entry Into Wire Transfer Authorization and Agreement with California Bank & Trust and Rescinding Resolution No. 1766-18

Following discussion and upon motion being offered by Director Broomell seconded by Director Simpson, *Resolution 1842-19 Authorizing Entry Into Wire Transfer Authorization and Agreement with California Bank & Trust and Rescinding Resolution No. 1766-18* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

6. Proposed Resolution Entering into a Service Agreement with Rancho Estates Mutual Water Company to Provide Limited Repair Services as Specified in Attached Contract and Rescinding Resolution No. 1835-19.

Proposed Resolution Entering into a Service Agreement with Rancho Estate MWC

Following discussion and upon motion being offered by Director Wehr seconded by Director Watkins, *Proposed Resolution Entering into a Service Agreement with Rancho Estates Mutual Water Company to Provide Limited Repair Services as Specified in Attached Contract and Rescinding Resolution No. 1835-19* was tabled till the January Board Meeting.

7. Consider the Calendar for the 2020 Yuima Municipal Water District's Board Meetings.

2020 Calendar for Yuima MWD Board

Following discussion and upon motion being offered by Director Broomell seconded by Director Simpson, *The Calendar for the 2020 Yuima Municipal Water District's Board Meetings* was approved and carried unanimously by the following roll-call vote, to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

8. Proposed Resolution Authorizing Execution of Agreement Concerning Use and Development of Water (Humason APN's 132-270-30 and 134-100-08).

Proposed Resolution Authorizing Execution of Agreement Concerning Use and Development of Water (Humason)

Following discussion and upon motion offered by Director Wehr seconded by Director Broomell, *Proposed Resolution Authorizing Execution of Agreement Concerning Use and Development of Water (Humason APN's 132-270-30 and 134-100-08)* was tabled to January's Bord Meeting.

AYES: Simpson, Broomell, Wehr, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

9. Resolution 1843-19 Requesting Approval by the San Diego Water Authority, the Metropolitan Water District of Southern California, and the Local Agency Formation Commission of a Concurrent Annexation to Said Agencies (Pauma Valley Water Company) Consisting of Approximately 197.48 acres – 60 Parcels.

Resolution 1843-19 Requesting Approval by the SDCWA, MET & LAFCO of a Concurrent Annexation to Said Agencies (PVWC) Consisting of 197.48 acres – 60 parcels

Following discussion and upon motion offered by Director Broomell seconded by Director Simpson, *Resolution 1843-19 Requesting Approval by the San Diego Water Authority, the Metropolitan Water District of Southern California and the Local Agency Formation of Commission of a Concurrent Annexation to Said Agencies (Pauma Valley Water Company) Consisting of Approximately 197.48 acres -60 Parcels* was approved by the following roll-call vote to wit:

AYES: Simpson, Wehr, Broomell, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

10. Approval of Purchase Orders for CAT Generator and Forebay Pumpstation Rehabilitation Contract Award.

Approval of Purchase Orders

Following discussion and upon motion offered by Director Broomell seconded by Director Simpson, *Purchase Orders for a CAT Generator \$344,218.15 and Winning Bid for Forebay Rehabilitation Project \$3,195,000* were approved by the following roll-call vote to wit:

AYES: Simpson, Broomell, Wehr, Watkins  
NOES: None  
ABSTAIN: None  
ABSENT: Villalobos

#### IV. CLOSED SESSION

Closed Session was entered at 3:34 p.m. Significant exposure to litigation pursuant to subdivision (c) of Section 54956.9(b) (one potential cases). **REPORT FROM CLOSED SESSION:** There was no Board action taken during closed session to report. Closed Session exited at 4:50 p.m.

Closed Session

#### V. INFORMATION/REPORTS

##### 1. Board Reports/Meeting

Director Watkins reported that at the last San Diego County Water Authority meeting they discussed the TSAWR and how it has been a temporary rate and approved biennial. SDCWA recommended that they eliminate the temporary from the special agricultural rate and make it permanent. The rates will be reviewed every 5 years instead of every 2 year and it will no longer be referred to as a Temporary Agricultural Rate. SDCWA will make some other changes in the Special Agricultural Rate; if a farmer previously opted out of the program, they will now have the opportunity to opt in if they choose to.

SDCWA

Another topic of discussion at the SDCWA was the PFAS (Perfluorooctanoic Acid) and PFOS (Perfluorooctane Sulfonate) and their contamination with the groundwater. The State is very concerned about it and they are looking into adopting new regulations. The SDCWA is working with the state to craft those regulations.

G.S.A.

Director Watkins reported that there was G.S.A meeting of the Executive Team on November 22, 2019. The meeting was held to discuss the memo provided by GEI clarifying the scope of work and issue of water rights. The Executive Team was

asked to review and vote on the new compromised language. Out of 10 Execute Team members

only 1 vote was received. Director Simpson advised that the G.S.A is in a deadlock and they are exploring other options.

Administrative

## 2. Administrative

Assistant General Manager Reeh reviewed the administrative report. The Rancho Corrido Annexation request is currently at Metropolitan Water District who has put a hold on approval due to their concern that the Bar 2's right to take water from Ranch Corrido's Wells may result in an indirect benefit to Bar 2 of imported water.

Assistant General Manager Reeh and GM Gary Arant from Valley Center MWD will be working on a wheeling agreement.

On the Forebay Pumpstation, the construction company has run into some granite issues when they removed the tank. The construction company approached Assistant General Manager Reeh requesting approval to use dynamite in order to remove the granite. The additional cost would be \$40,000. The Engineer and the soil technician visited the site this morning and they feel there is no need to blast the site to remove the granite. The Engineer advised that the construction company is not using the right size equipment to chip away the granite. The construction company was advised in an addendum that they had to have a certain size of equipment to perform the job and they are not currently using that size of equipment.

Capital  
Improvements  
Program

## 3. Capital Improvement Program

Assistant General Reeh reviewed the status on the Forebay Project in the Administrative Report.

Operations

## 4. Operations

Allen Simon was not present to provide an operations report.



Counsel

**5. Counsel**

No Counsel was present.

Finance & Admin Services.

**6. Finance & Administrative Services**

Assistant General Manager Reeh reported that there was about \$500 in delinquent accounts for Yuima and \$6,900 in IDA. The CAFR has been completed and will be sent out to the auditor for review before submitting it to the GFOA. The quarterly DAC grant report has been submitted to the County.

Other Business

**VI. OTHER BUSINESS**

1. The Board directed the staff to prepare an RFQ's for new counsel. The RFQ's should include a term sheet. The board will advise the staff on when to release the RFQ.
2. The Board will consider realignment of the alternated representation for the Upper San Luis Rey Watershed Authority at the February Board Meeting.
3. Director Broomell requested that Director Steve Wehr take over Director Watkins as a representative on the G.S.A. Board. Director Watkins will call a G.S.A. meeting to announce that he will be stepping down as chairman.

Adjourned at 5:39 p.m.

**VII. ADJOURNMENT**

There being no further business to come before the board the meeting was adjourned at 5:39 p.m.

  
 Don Broomell, Secretary/Treasurer

  
 Ron W. Watkins, President