

HELIX WATER DISTRICT

Setting standards of excellence in public service

MINUTES

REGULAR MEETING OF THE BOARD OF DIRECTORS

Wednesday, May 20, 2015 – 2 p.m.

7811 University Avenue, La Mesa, CA 91942-0427

- 1. President Verbeke called the meeting to order at 2 p.m. The roll call showed Directors Verbeke, Muse, Hedberg, Linden, and Scalzitti present.

Staff present: Lugo, Hayman, Tomasulo, Umphres, Janzen, Bryant, Olney, Ross, Curtis, Lawler, Schipper, Sullivan, Geitz, Salois, Lyford, Uhrhammer, Fox, Miller, Gustafson and Annett. General Counsel Elizabeth Hull and Kelly Salt were also present.

At 3 p.m. the boardroom was filled with Helix Water District employees, retirees and the family of Brian M. Olney in honor of his 15 year service award.

Others present: Customers Gordon Place, Larry Nichols, Harry Allen, Tom and Donna Kaufeld, and Tom Brady. UT-San Diego Reporter Karen Pearlman and East County Magazine Reporter Janis Russell were also present.

- 2. President Verbeke gave the invocation and led the Pledge of Allegiance.
- 3. General Manager Carlos V. Lugo reported there were no additions or deletions to the agenda and stated there are two time-certain agenda items. The agenda was approved unanimously.

Motion:	Linden
Second:	Scalzitti
Vote:	5 ayes

- 4. President Verbeke provided opportunity for members of the public to address the board on any item under the subject matter jurisdiction of the district. There was no one to be heard.

- 5. The consent agenda was approved unanimously.

Motion:	Linden
Second:	Scalzitti
Vote:	5 ayes

- a) The following operating account checks submitted for ratification were approved:

- i. list dated April 14, 2015
 - ii. list dated April 21, 2015
 - iii. list dated April 28, 2015
 - iv. list dated May 5, 2015
 - v. list dated May 12, 2015
- b) Memorandum dated May 20, 2015, from the board secretary submitting expense and per diem claims was approved.
- c) The following minutes were approved:
- i. regular board meeting of April 15, 2015
 - ii. Committee of the Board/special board meeting of April 22, 2015
 - iii. Drought Action Plan and Five Year Projection Workshop/special board meeting of May 13, 2015
- d) The board approved the following attendance considerations:
- i. Advanced Water Purification Demonstration Plant
Grand Opening Friday, April 10, 2015 at 10:30 a.m.
Padre Dam Municipal Water District
 - ii. Water Reliability Coalition
2nd Annual Spring Reception Thursday, April 16, 2015 at 4 p.m.
The Yard House, San Diego
 - iii. Integrated Regional Water Management 2.0 The Next Generation
Moving California Forward May 21-22, 2015 at 7:45 a.m.
Hilton San Diego Resort, San Diego
- e) The board approved the reports for the month of April 2015:
- i. Claims report
 - ii. Treasurer's report
 - iii. Budget summary
 - iv. Rainfall, Use and Storage report
 - v. System Demand report
 - vi. Conservation Status report
 - vii. Monthly Demand report
- f) The board adopted the following resolution:
- i. 15-35 declaring construction complete and authorize filing a notice of completion for Chaparral High School, Work Order 2288

6. The board approved Resolution 15-38 adopting the emergency drought action plan 4:1.

Motion: Muse
Second: Linden
Vote: Ayes: Verbeke, Muse, Hedberg, Linden Noes: Scalzitti

Prior to the vote on the above motion, a substitute motion to adopt the emergency drought action plan with the exception of penalties for Tier 3 customers was considered. The substitute motion failed 3:2.

Motion: Hedberg
Second: Scalzitti
Vote: Ayes: Hedberg, Scalzitti Noes: Verbeke, Muse, Linden

General Manager Carlos Lugo stated monthly drought reports will be made available to the state and the board of directors.

President Verbeke introduced District Counsel Kelly Salt as the district's Proposition 218 expert and opened public comments. Customer Gordon Place apologized for expressing himself in frustration at the May 13, 2015, special board meeting. Mr. Place stated objections to a penalty. Customer Larry Nichols stated the proposed penalty is unequitable. Mr. Nichols stated ratepayers will reduce their water consumption because they understand the necessity to conserve, not because of a penalty.

General Manager Lugo and several directors stated Helix Water District customers have done a phenomenal job of conserving water. Mr. Lugo stated staff shared this information with Governor Brown but the state mandate stands. Water Conservation Specialist Michelle Curtis stated the district will continue to focus conservation efforts on the top consumers.

7. The board authorized the general manager to execute a one-year lease with Tumbleweed Riding Club. The motion passed unanimously.

Motion: Scalzitti
Second: Linden
Vote: 5 ayes

8. The board approved a proposal from The Water Conservation Garden Joint Powers Authority to provide funding in the amount of \$97,622 in fiscal year 2015-16 and in fiscal year 2016-17. The motion passed unanimously.

Motion: Scalzitti
Second: Linden
Vote: 5 ayes

9. The board authorized staff to call for bids for the boardroom audio visual improvements project, Work Order 4529, and set Tuesday, June 23, 2015, at 10 a.m. as the bid opening date and time. The motion passed unanimously.

Motion: Linden
Second: Scalzitti
Vote: 5 ayes

10. The board discussed options for Lake Jennings campground operations and directed staff to bring the item to the June 17, 2015 regular board meeting for the board to take action on one of the three proposed options.

11. The board adopted Resolution 15-36 nominating DeAna R. Verbeke to the Association of California Water Agencies Region 10 Board of Directors. The motion passed unanimously.

Motion: Muse
Second: Linden
Vote: 5 ayes

12. The board adopted Resolution 15-37 amending the Helix Water District's Conflict of Interest Code pursuant to the Political Reform Act of 1974. The motion passed unanimously.

Motion: Muse
Second: Linden
Vote: 5 ayes

President Verbeke adjourned the meeting at 3:04 p.m. to prepare for the service award.

President Verbeke reconvened the meeting at 3:10 p.m.

13. Systems Operations Manager Brian M. Olney received a service award for 15 years of service with the district. He was joined by his family, retirees and co-workers. Director of Water Quality/System Operations Mark D. Umphres introduced Mr. Olney; General Manager Carlos V. Lugo provided background information; Mr. Olney introduced his family and thanked his co-workers and the board of directors. President Verbeke presented the award.

President Verbeke adjourned the meeting at 3:28 p.m. for photographs.

President Verbeke reconvened the meeting at 3:34 p.m.

14. The board recognized the following winners of the district's annual *Water is Life* poster contest: James Gonzales, Valentina Munoz, Samantha Knox, Mateo Gamboa, Kevin Fox, Keira Tunstall, Suna Nguyen, Chelsea Pretty, Aubrey Woods and Macy Lamp.

15. The board recognized the following winners of the district's annual *San Diego Water Colors* high school photo contest: Milena Kufa, Tristan Duncan, Haley Motta, Nikolas Toma, Tanner Ruf, Sergio Calvillo, Frans Shamasha, Mohammed Mohammed, Alexandra LaMora and Brandi Matthews.

INFORMATION:

- A. The board received information that Ms. Bolieu of Lemon Grove was named the winner of the Helix Water District's California-Friendly Landscape contest.

DISCUSSION:

- A. President Verbeke provided a written report.
 - i. The following Helix Water District employees received compliments regarding their professionalism: Customer Services Representative Mary Lamm and Administrative Assistant II Rita Mooney.
- B. Director Linden provided a written report.
- C. General Manager Lugo stated in the interest of time he would forward the PowerPoint presentation slides from the San Diego County Water Authority Member Agency Managers' meeting.
- D. General Counsel Elizabeth Hull did not provide a report in the interest of time.
- E. Board Secretary Sandra L. Janzen reviewed future agenda items and confirmed the May 27, 2015, Committee of the Board/special board meeting was cancelled due to a lack of agenda items.

President Verbeke adjourned the meeting to closed session at 5:18 p.m.

CLOSED SESSION:

- A. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Significant exposure pursuant to Government Code Section 54956.9(d)(2)
Number of Potential Cases: One (1)
United States Environmental Protection Agency is seeking settlement from those entities who disposed of waste at the Casmalia Disposal Site
- B. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Pursuant to Section 54956.9(d)(1)
San Diego Gas & Electric v Brea Mesa Investment Group, LLC; Valley Irrigation District; et al
Case number: 37-2015-00012774 –CU-EI-CTL

San Diego Gas and Electric Company Subject Property in the 8800
Block of Fletcher Parkway, in La Mesa, California

President Verbeke reconvened open session at 5:30 p.m. General Counsel Elizabeth Hull stated a unanimous vote was taken agreeing to settle with the United States Environmental Protection Agency for disposal of waste at the Casmalia Disposal Site and General Manager Carlos Lugo was directed to execute the agreement and fund the settlement.

There was no other reportable action.

President Verbeke adjourned the meeting at 5:32 p.m.

ATTEST:

Sandra L. Janzen, Board Secretary

DeAna R. Verbeke, President

