



Setting Standards of Excellence in Public Service

**MINUTES
SPECIAL MEETING OF THE BOARD OF DIRECTORS
Wednesday, December 16, 2020 – 4 p.m.
7811 University Avenue, La Mesa, CA 91942-0427
Virtual Meeting**

1. President Scalzitti called the special board meeting to order at 4:01 p.m. and turned the meeting over to Board Secretary Sandra L. Janzen to verify all board members, staff and members of the public could hear one another and that everyone could identify the board members by voice recognition or video image.

The roll call showed a quorum of the board present via electronic conferencing software. Directors Scalzitti, Hedberg, McMillan, Gracyk and Verbeke were present.

Staff present: Lugo, Tomasulo, Olney, Bryant, Miller, Ross, Janzen, Pope, Lundy, Uhrhammer, Curtis and Solano. General Counsel Elizabeth W. Hull and Sarah Foley of Best Best & Krieger were also present.

Others present: Brownstein Hyatt Farber Schreck Policy Assistant Victoria Barba and customers Lynne Simich, Byron Collier, Michelle Hames, Billy Ortiz, Dana Ortega, Ana Nita, Jody Mays, Crystal Howard and Kollen Paredes were present. There were also several unidentified meeting participants and San Diego Union Tribune Reporter Karen Pearlman.

2. Director Verbeke provided the invocation and led the Pledge of Allegiance.
3. General Manager Carlos V. Lugo reported there were no additions or deletions to the agenda. There were no public comments. The motion to approve the agenda carried unanimously by roll call vote.

Motion: Hedberg
Second: Verbeke

4. President Scalzitti provided opportunity for members of the public to address the board on any item under the subject matter jurisdiction of the district. There were no public comments.

CONSENT AGENDA

5. The motion to approve the consent agenda carried unanimously by roll call vote. There were no public comments.

Motion: Hedberg

Second: Verbeke

- a) Memorandum dated December 16, 2020, from the Secretary of the Board Sandra L. Janzen submitting expense and per diem claims was approved.
- b) The board approved the following sets of minutes:
 - i. December 4, 2020, special board meeting
 - ii. December 9, 2020, special board meeting
- c) The operating account checks submitted for ratification were approved:
 - i. Checks dated December 11, 2020

ACTION ITEMS

6. The board conducted a public hearing to receive comments on miscellaneous fees and charges proposed for 2021 in the policies and procedures manual and adopted Resolution 20-47 approving and authorizing adoption of the policies and procedures manual, effective January 1, 2021.

President Scalzitti opened the public hearing at 4:10 p.m. There were no public comments. President Scalzitti closed the public hearing at 4:11 p.m. The motion carried unanimously by roll call vote.

Motion: Verbeke

Second: Hedberg

7. The board authorized staff to call for bids and set Friday, January 22, 2021, at 10 a.m. as the date and time of the bid opening for pipeline project CIP19002; determined the project is exempt under the California Environmental Quality Act; and approved the project. There were no public comments. The motion carried unanimously by roll call vote.

Motion: Hedberg
Second: McMillan

Director of Engineering James A. Tomasulo provided a PowerPoint presentation and answered all questions with the assistance of General Counsel Elizabeth W. Hull, General Manager Carlos V. Lugo, Director of Water Quality/System Operations Brian M. Olney and Assistant Director of Engineering Timothy J. Ross regarding location, pressure ranges, secondary pressure regulators and liability.

8. The board approved the water supply assessment for the El Monte sand mining project RMB19144. The motion carried 3:2 by roll call vote.

Motion: Verbeke
Second: Hedberg
Ayes: Hedberg, McMillan, Verbeke
Noes: Scalzitti, Gracyk

Assistant Director of Engineering Timothy J. Ross provided a PowerPoint presentation and answered all board and public questions with the assistance of General Manager Carlos V. Lugo, General Counsel Elizabeth W. Hull and Sarah Foley. Ms. Hull and Ms. Foley reported that the County of San Diego is the lead agency that will make an independent determination as to whether there is adequate water supply for the proposed project. In addition, general counsel reported that the district would not be approving the project, but complying with mandatory government statutes. Vice President Hedberg confirmed the anticipated water facility requirements would include 7,200 linear feet of 8-inch water main extension; two 2-inch water meters; one 6-inch fire service and 12 fire hydrants to be built per the district's standards with all costs to be paid for by the developer. Director McMillan confirmed with general counsel that the water supply assessment is an evaluation that the board must approve to remain in compliance with state regulations.

President Scalzitti opened public comments prior to the vote to approve the water supply assessment. Customers Billy Ortiz, Lynne Simich, Byron Collier, Kollen Paredes Ana Nita shared their opposition to the project. Ms. Crystal Howard expressed approval for the board's consideration of the water supply assessment. Emails in protest were received from Theresa Bingham, Kathleen Digenan, Marguerite Digenan, Austin Digenan, Celeste Bluehawk, Dana Ortega, Patricia Digenan, Vera Svoboda, Teresa Barnhill, Lynne Simich-Collier, Sandra Holoway, Richard Cunningham and Carole Buchter.

Directors Verbeke and McMillan expressed appreciation to the customers who attended the meeting and to those that sent comments via email for sharing their concerns and encouraged them to contact the County of San Diego.

9. The board adopted Resolution 20-45 authorizing the sale of land in unincorporated Lakeside, assessor parcel numbers: 392-050-47 (por.), 392-060-43 (por.) and 390-130-47; approved the purchase and sale agreement; authorized General Manager Carlos V. Lugo to execute all documents necessary to open escrow and close the transaction; and determined the project is exempt under the California Environmental Quality Act. There were no public comments. The motion carried unanimously by roll call vote at the recommendation of the Parks, Land, Lakes and Garden Committee.

Motion: McMillan
Second: Scalzitti

Director of Engineering James A. Tomasulo provided a PowerPoint presentation. Senior Right of Way Agent/Environmental Analyst Debbie Lundy received thanks for her expertise provided during the land sale process.

10. The board adopted Resolution 20-46 authorizing the sale of land in unincorporated Lakeside, assessor parcel numbers: 392-050-47 (por.) and 392-060-43 (por.); approved the purchase and sale agreement; authorized General Manager Carlos V. Lugo to execute all documents necessary to open escrow and close the transaction; and determined the project is exempt under the California Environmental Quality Act. There were no public comments. The motion carried unanimously by roll call vote at the recommendation of the Parks, Land, Lakes and Garden Committee.

Motion: McMillan
Second: Hedberg

Director of Engineering James A. Tomasulo provided a PowerPoint presentation. Senior Right of Way Agent/Environmental Analyst Debbie Lundy received recognition for her expertise provided during the land sale process. Director McMillan reported that the land sales would have a positive community benefit. Director Hedberg reported the land sales are a win for the district and the community, and will assist the ratepayers with future projects. Staff was thanked for successful and fair negotiations. Director Verbeke expressed gratitude to Supervisor Dianne Jacob and her staff and for the cooperation and efficiency of the County of San Diego's staff.

President Scalzitti opened public comments. Ms. Ana Nita applauded the board for recognizing the community's priorities with the sale of land covered in agenda items nine and ten, but reported the board failed to consult with the community when land was sold for sand mining. General Counsel Elizabeth W. Hull clarified that the land sale Ms. Nita referred to was part of a litigated settlement.

REPORTS

11. The board received the reports for the month of November 2020:

- a) Financial
- b) Rainfall, Use and Storage
- c) System Demand
- d) Monthly Demand
- e) Conservation Status
- f) State Water Resources Control Board

President Scalzitti requested rainfall totals at a future meeting and Vice President Hedberg confirmed mid-year adjustments would be provided at a future meeting.

DISCUSSION

12. President Scalzitti reported attending the December 10, 2020, San Diego County Water Authority special board meeting with a legislative update from Senator Brian Jones and the election of a new vice chair to serve on the SDCWA.

President Scalzitti reported that he would be appointing board members to the various district committees during the January 6, 2021 meeting.

13. Director McMillan and Director Verbeke provided written reports. Vice President Hedberg also reported attending the December 10, 2020, San Diego County Water Authority special board meeting stating that Mona Rios was elected as vice chair to serve with board Chair Gary Croucher and Secretary Jerry Butkiewicz. In addition, Vice President Hedberg and Director Verbeke reported attending the December 16, 2020, Association of California Water Agencies San Diego Leadership meeting focusing on regulations from the State Water Resources Control Board. Director Verbeke also reported attending the December 16, 2020, East County Economic Development Council and learned of Supervisor Elect Joel Anderson's plans for office. Director Verbeke added a position is available on the ACWA Region 10 board and that she will serve as president for the Water Conservation Garden Joint Powers Authority until representatives are appointed. Director McMillan reported attending the December 15, 2020 Cleantech San Diego webinar regarding a health study of the impacts of climate change on human behavior.

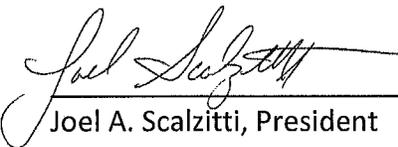
14. General Manager Carlos V. Lugo detailed the upcoming agenda items for the board meetings scheduled on January 6 and 20, 2021. Mr. Lugo also mentioned that the Parks, Land, Lakes and Garden Committee will meet on January 7, 2021 and that the Engineering and Operations Committee will meet on January 13, 2020. Mr. Lugo reported staffing continues to thin with more working from home due to the pandemic's surge. The treatment plant was shut down for maintenance with no effect on the

district's 270,000 customers. There were no public comments. Vice President Hedberg verified that the district is sharing resources and assisting other agencies as needed. General Manager Carlos V. Lugo noted that Public Affairs Supervisor Michelle M. Curtis is drafting letters for the legislature to recognize the essential work district employees provide and move the employees higher on the COVID-19 vaccination plan.

15. General Counsel Elizabeth W. Hull had nothing additional to report. She was welcomed back by the board. Ms. Hull thanked the board for the warm wishes and extended a happy holidays message to all. There were no public comments.

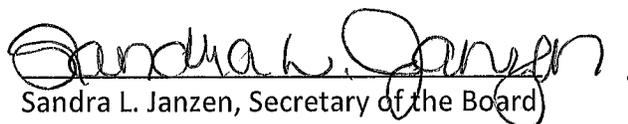
ADJOURNMENT

16. President Scalzitti adjourned the special board meeting at 5:50 p.m.



Joel A. Scalzitti, President

ATTEST:


Sandra L. Janzen, Secretary of the Board