

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD
SPRING VALLEY, CALIFORNIA

THURSDAY
October 9, 2008
3:30 P.M.

AGENDA

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. PUBLIC PARTICIPATION – OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO SPEAK TO THE BOARD ON ANY SUBJECT MATTER WITHIN THE BOARD'S JURISDICTION BUT NOT AN ITEM ON TODAY'S AGENDA
5. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JUNE 10, 2008, JULY 2, 2008 AND AUGUST 6, 2008; AND THE MINUTES OF THE JOINT AGENCY BOARD MEETING OF SEPTEMBER 19, 2008.

CONSENT CALENDAR

6. ITEMS TO BE ACTED UPON WITHOUT DISCUSSION, UNLESS A REQUEST IS MADE BY A MEMBER OF THE BOARD OR THE PUBLIC TO DISCUSS A PARTICULAR ITEM:
 - a) AUTHORIZE THE GENERAL MANAGER TO EXECUTE THE PROPOSED AMENDED AGREEMENT NO. 1 TO THE AGREEMENT FOR THE TEMPORARY EMERGENCY DELIVERY OF A PORTION OF THE MEXICAN TREATY WATERS AND APPROVE THE PROPOSED WHEELING RATE FOR THE DELIVERY OF TREATY WATER TO THE CITY OF TIJUANA
 - b) AUTHORIZE THE GENERAL MANAGER TO SIGN AMENDMENTS TO FOUR SEPARATE UTILITY AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) RELATED TO THE CONSTRUCTION OF THE SR-905 36-INCH PIPELINE UTILITY RELOCATIONS

- c) AWARD A CONSTRUCTION CONTRACT TO NEWest CONSTRUCTION COMPANY, INC. FOR THE 450-1 RESERVOIR DISINFECTION FACILITY PROJECT IN AN AMOUNT NOT-TO-EXCEED \$342,865
- d) APPROVE AN AGREEMENT WITH CRICKET COMMUNICATIONS, INC., A DELAWARE CORPORATION, FOR THE INSTALLATION OF A COMMUNICATIONS FACILITY AT THE 832-1 & 2 RESERVOIR SITE
- e) APPROVE AN AGREEMENT WITH CRICKET COMMUNICATIONS, INC., A DELAWARE CORPORATION FOR THE INSTALLATION OF A COMMUNICATIONS FACILITY AT THE 1200-1 RESERVOIR SITE
- f) RATIFY THE TERMS OF THE SETTLEMENT AGREEMENT WITH NORTHROP GRUMMAN

ACTION ITEMS

- 7. ENGINEERING AND WATER OPERATIONS
 - a) AWARD OF A CONSTRUCTION CONTRACT TO SCW CONTRACTING COMPANY FOR THE 1485-1 PUMP STATION REPLACEMENT PROJECT IN AN AMOUNT NOT-TO-EXCEED \$1,530,500 (RIPPERGER/GRUNOW)
- 8. BOARD
 - a) DISCUSSION OF 2008 AND 2009 BOARD MEETING CALENDARS

REPORTS

- 9. GENERAL MANAGER'S REPORT
 - a) SAN DIEGO COUNTY WATER AUTHORITY UPDATE
- 10. DIRECTORS' REPORTS/REQUESTS
- 11. PRESIDENT'S REPORT

RECESS TO CLOSED SESSION

- 12. CLOSED SESSION
 - a) CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION [GOVERNMENT CODE §54956.9(a)]
 - (l) MULTIPLE CASES RELATED TO THE FENTON BUSINESS CENTER AND FILED WITH THE SUPERIOR COURT OF THE COUNTY OF SAN DIEGO RECENTLY CONSOLIDATED UNDER CASE NO. 37-2007-00077024-CU-BC-CTL; AND TWO NON-CONSOLIDATED

CASES, NOS. 37-2008-83163-CU-PO-CTL AND 37-2008-00086689-CU-PO-CTL

(II) AMERICAN PROTECTION INSURANCE V. OTAY WATER DISTRICT, DISTRICT COURT, SOUTHERN DISTRICT OF CALIFORNIA, #08-CV-0662-JM-POR

b) CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION [GOVERNMENT CODE §54956.9(b)]

1 CASE

RETURN TO OPEN SESSION

13. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION. THE BOARD MAY ALSO TAKE ACTION ON ANY ITEMS POSTED IN CLOSED SESSION

14. ADJOURNMENT

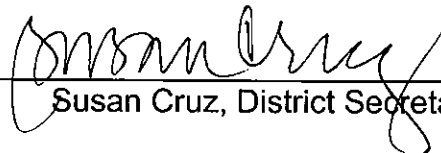
All items appearing on this agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.

If you have any disability which would require accommodation in order to enable you to participate in this meeting, please call the District Secretary at 670-2280 at least 24 hours prior to the meeting.

Certification of Posting

I certify that on October 3, 2008, I posted a copy of the foregoing agenda near the regular meeting place of the Board of Directors of Otay Water District, said time being at least 72 hours in advance of the regular meeting of the Board of Directors (Government Code Section §54954.2).

Executed at Spring Valley, California on October 3, 2008.



Susan Cruz, District Secretary