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MINUTES OF THE
BOARD OF DIRECTORS MEETING
OTAY WATER DISTRICT
September 5, 2001

1. The meeting was called to order by General Manager Griego at 3:31 p.m. in the District Boardroom, 2554 Sweetwater Springs Boulevard, Spring Valley, California.

DIRECTORS PRESENT: Bonilla, Cardenas (left at 4:50 p.m.),
Inocentes (arrived at 4:05 p.m.) and Lopez

DIRECTOR ABSENT: Croucher

STAFF PRESENT: General Manager Griego
Chief of Engineering and Water Ops.
Gunstinson
Chief of Administrative Svcs. and Finance
Alvarez
Special Counsel Garcia
District Secretary Cruz
Others per attached list

Upon conclusion of the Pledge of Allegiance, General Manager Griego presented the agenda for approval. He asked District Secretary Cruz if there were any changes to be made to the agenda. Ms. Cruz indicated that she was not aware of any changes.

Approval
of
Agenda

A motion was made by President Bonilla, seconded by Director Lopez and carried with the following vote:

Ayes: Directors Bonilla, Cardenas and Lopez
Noes: None
Absent: Directors Croucher and Inocentes

to approve the agenda.

2. General Manager Griego presented the minutes for the Special Board Meetings of July 11, 2001, July 23, 2001 and July 26, 2001; the Regular

Approval
of
Minutes

1 Board Meeting of July 18, 2001; and the Joint Meeting of the Boards of
2 Directors of the San Diego Local Agencies of August 10, 2001 for approval.

3 A motion was made by Director Lopez, seconded by President Bonilla
4 and failed with the following vote:

5 Ayes: Directors Bonilla and Lopez
6 Noes: Director Cardenas
7 Absent: Directors Croucher and Inocentes

8 to approve the minutes as noted above.

9 3. General Manager Griego presented the demands for approval.

10 Director Cardenas asked for clarification of the following checks:

- 11 - Check to German Alvarez; Reimbursement for District Purchase:
12 He asked for copies of the back-up documents pertaining to this
13 purchase. Director Cardenas also asked for copies of all petty
14 cash disbursement and receipts going back to the first meeting
15 in February 2001.
16
17 - Burke, Williams and Sorensen; Legal Services: He asked for a
18 copy of the itemized invoice of this check (#98684, for
19 \$63,740.64). Director Cardenas also asked for copies of the
20 itemized invoices for the previous \$124,000 which the District
21 has been billed.
22
23

24 A motion was made by President Bonilla, seconded by Director Lopez
25 and failed with the following vote:

26 Ayes: Directors Bonilla and Lopez
27 Noes: Director Cardenas
28 Absent: Directors Croucher and Inocentes

29 to approve the demands as listed.

Approval
of
Demands

1 A motion was made by Director Cardenas, seconded by President
2 Bonilla and carried with the following vote:
3 Ayes: Directors Bonilla, Cardenas and Lopez
4 Noes: None
5 Absent: Directors Croucher and Inocentes
6 to approve the demands with the exception of Check No. 98100 payable to
7 German Alvarez in the amount of \$245 and Check No. 98684 payable to Burke,
8 Williams and Sorensen for \$63,740.64.

9 4. General Manager Griego asked if anyone in the audience wished
10 to be heard on any item.

Public
Participa-
tion

11 Donna Bartlett-May of Spring Valley indicated that she had made a
12 request that she be e-mailed agendas for the Regular and Special Board
13 meetings of the District. She stated that she was informed that the District's
14 Legal Counsel had indicated that the District was not obligated to e-mail
15 agendas. She added that this would pose a problem when the District has a
16 Special Meeting. She indicated that such meetings are noticed 24-hours in
17 advance and she would not receive the agenda on time in the regular mail. She
18 indicated that she agrees with the District's Legal Counsel as "mail" is not
19 defined in the Brown Act nor in any test cases, thus, the District is not legally
20 obligated to provide an e-mail copy of the agenda. She asked if the Directors
21 agreed with Legal Counsel's opinion.
22

23 Director Cardenas indicated that the FPPC has made a ruling on e-mail
24 and that he agreed with Ms. Bartlett-May. He suggested that Legal Counsel
25 review the ruling on the matter.
26

27 5. General Manager Griego presented the consent calendar for
28 approval. Director Cardenas asked that Item 7d, Approval of Agency Shop
29

Approval
of
Consent
Calendar

1 Letter Agreement be pulled and brought back to the full Board with a report. He
2 also requested that items 7a & 7b, Denial of Castillega and Hunter Claims
3 respectively, be pulled for discussion.

4 A motion was made by Director Cardenas, seconded by Director Lopez
5 and carried with the following vote:
6

7 Ayes: Directors Bonilla, Cardenas and Lopez
8 Noes: None
9 Absent: Directors Croucher and Inocentes

10 to approve item 7c on the consent calendar.

11 6. General Manager Griego presented the items, denial of Castillega
12 and Hunter Claims for discussion. Director Cardenas indicated that he had
13 pulled items 7a and 7b as he would like further information on why the claims
14 were being denied. He asked Mr. Dave Burpeau the reasons the District was
15 denying the claims.
16

Denial of
Castillega
and
Hunter
Claims

17 Mr. Burpeau indicated that primarily the purpose for denying the claims is
18 to formally start the process to limit the terms of liability against the District. He
19 noted that the claims had been paid by the contractor who is handling the
20 project on that particular site and, because the District was not liable, this is a
21 formality to start the statute to limit liability to the District.
22

23 A motion was made by Director Lopez, seconded by President Bonilla
24 and failed with the following vote:

25 Ayes: Directors Bonilla and Lopez
26 Noes: Director Cardenas
27 Absent: Directors Croucher and Inocentes

28 to deny the Castillega and Hunter claims.

29 7. General Manager Griego indicated that the next item on the
agenda is the information report on the exclusion of reclamation customers from

Recla-
mation
Customer
Rebate
Exclusion

1 the recent rebate and approval of a letter of response to Eastlake Country Club.

2 Director Cardenas suggested that the item be tabled as it was an issue which

3 Director Croucher had an interest in discussing.

4 A motion was made by Director Cardenas, seconded by Director Lopez
5 and carried with the following vote:

7 Ayes: Directors Bonilla, Cardenas and Lopez

8 Noes: None

9 Absent: Directors Croucher and Inocentes

10 to table item 8a and bring it back to the next scheduled Board meeting.

11 8. General Manager Griego indicated the next item is the approval of
12 the amendments to Section 12, Disposal of Surplus Property, of the District's
13 Purchasing Manual. Director Cardenas again suggested that the item be tabled
14 as it was an issue which Director Croucher had an interest in discussing.

Disposal
of
Surplus
Property

15 A motion was made by Director Cardenas, seconded by Director Lopez
16 and carried with the following vote:

18 Ayes: Directors Bonilla, Cardenas and Lopez

19 Noes: None

20 Absent: Directors Croucher and Inocentes

21 to table item 8b and bring it back to the next scheduled Board meeting.

22 9. General Manager Griego indicated that the next item is the
23 approval of additional funding for the County Health mandated cross-
24 connection testing for dual plumbed systems receiving potable and recycled
25 water. Mr. Jim Gunstinson indicated that this issue had come about after staff
26 had budgeted for FY02--the information was received from the County on July
27 17, 2001. He indicated that staff has reviewed the financial requirements and is
28 recommending that the Board allocate \$25,000 to cover the costs to comply
29 with the County's mandate for cross-connection testing. Director Cardenas

County
Health
Mandated
Cross-
Connection
Testing

1 asked what costs the \$25,000 would cover. Mr. Gunstinson indicated that it
2 would cover staff labor to do the testing and administrative costs associated
3 with correspondence to the County confirming that the District has completed
4 the testing and the results of the testing.

5 A motion was made by Director Lopez, seconded by President Bonilla
6 and failed with the following vote:

8 Ayes: Directors Bonilla and Lopez
9 Noes: Director Cardenas
10 Absent: Directors Croucher and Inocentes

11 to allocate \$25,000 for Department 332 to cover the costs associated with
12 cross-connection testing mandated by the County.

13 10. General Manager Griego stated that the next item is the request
14 for approval for the creation of a new CIP for an amount not to exceed
15 \$250,000 for the proactive evaluation and replacement of saddles along
16 Telegraph Canyon Road. Mr. Gunstinson indicated that this problem occurred
17 in early July. The District had received a call that there was a leak on
18 Telegraph Canyon Road near Paseo Ranchero Road. He stated that when
19 staff went in to repair the leak, they found that the bolts used to hold the
20 saddles in place were a different metal than the steel saddles. He indicated
21 that the bolts had deteriorated in the heat underground and would need
22 replacement. Mr. Gunstinson indicated that staff is requesting an additional
23 \$250,000 so that staff could dig up Telegraph Canyon Road before they do the
24 final paving and inspect/repair the pipeline as required. There was discussion
25 that there were 50 saddles and this is a proactive approach to fix any problems
26 that we might have down the road. He noted that it is possible that not all 50
27 would need repairs. There was also discussion that the District might look into

Replacment
of Saddles
Along
Telegraph
Canyon
Road

1 instituting preventative programs for meter replacement, pipeline replacement,
2 etc., so it may handle repairs in a more systemic approach.

3 A motion was made by Director Lopez, seconded by President Bonilla
4 and carried with the following vote:

5 Ayes: Directors Bonilla, Cardenas and Lopez
6 Noes: None
7 Absent: Directors Croucher and Inocentes

8 to approve the creation of a new CIP for an amount not to exceed \$250,000 for
9 the proactive evaluation and replacement of saddles along Telegraph Canyon
10 Road.

11
12 11. General Manager Griego indicated the next item on the agenda is
13 the award of an engineering construction contract to Boyle Engineering Corp.
14 and authorizing the General Manager to execute an agreement with Boyle
15 Engineering Corp. for the construction phase services for the 711 pipelines
16 project in the amount of \$30,610. Mr. Mehdi Arbabian indicated that Boyle
17 Engineering would, as part of the agreement, review shop drawings, respond to
18 contractors requests during construction, prepare construction revisions that
19 may come up during the course of construction, attend field construction
20 meetings, participate in the final walk through and acceptance of the project and
21 prepare the "as built" drawings for the project. He indicated that the overall
22 construction management will be handled by District staff and staff is requesting
23 that the contract be awarded to Boyle Engineering as they had designed the
24 project. He stated that it is customary that the design consultant also perform
25 the construction phase services and prepare the "as-built" drawings. Mr.
26 Arbabian indicated that staff is recommending that the engineering construction
27 contract be awarded to Boyle Engineering in the amount of \$30,610.
28
29

711
Pipelines
Project

1 Director Cardenas asked if this contract is for a “redo” of the 711
2 pipeline. Mr. Arbabian indicated that it was not.

3 President Bonilla asked if the District had any other contracts awarded to
4 Boyle Engineering at the moment. Mr. Arbabian indicated that we have
5 awarded contracts to Boyle Engineering in the past and at present they are still
6 participating in the design phase of the 711 pipelines project and the recycled
7 plans check at the Engineering Public Services counter which are developer
8 direct cost reimbursements.
9

10 A motion was made by Director Lopez, seconded by President Bonilla
11 and carried with the following vote:
12

13 Ayes: Directors Bonilla, Cardenas and Lopez
14 Noes: None
15 Absent: Directors Croucher and Inocentes

16 to award the engineering construction contract to Boyle Engineering Corp. and
17 authorize the General Manager to execute an agreement with Boyle
18 Engineering Corp. for the construction phase services for the 711 pipelines
19 project in the amount of \$30,610.

20 12. General Manager Griego indicated that the next item is the
21 authorization fo the General Manager to execute a parallel utility license
22 agreement with San Diego Coutny Water Authority, complete the right-of-way
23 acquisition for the 680/944 zone pipelines project and begin the design of the
24 project. Mr. Arbabian stated that staff has reviewed several alternatives for this
25 project and staff has a presentation on the best recommended alternative. He
26 indicated that Mr. Ron Ripperger and Mr. James Michaelson will handle the
27 presentation. Mr. Ron Ripperger provided an overview of the project and
28 indicated that the 680 and 944 piplines are recycled water lines in the Eastlake
29

Utility
License
Agreement
with CWA
and
Complete
Right-of-
Way Acqui-
sition for
the 680/944
Zone
Pipelines

1 area. He indicated that staff has been working for the past two and half years
2 with the City of Chula Vista and several area developers in selecting a location
3 for the 944 pump station and the pipelines connecting to the 680 reservoir. He
4 stated that part of the agreement with the City of Chula Vista last August 2000
5 was to build a joint facility which would include the District's reservoirs and a
6 park. He stated that it was decided that the best location would be the Sunset
7 View Park located within the Eastlake area, near Eastlake Parkway.
8

9 He stated that RBF Engineering had prepared a pipeline alignment
10 alternative study for the District's reservoir and the best alternative was located
11 in the San Diego County Water Authorities (CWA) right of way. Mr. Ripperger
12 indicated that the pipeline would be laid in CWA's 120' wide pipeline corridor
13 parallel to Greensview Drive. He stated that the 680 reservoir would be an
14 underground facility with the 944 pump station built adjacent to the reservoir
15 next to CWA's 120' wide pipeline corridor (where the District will lay the recycled
16 pipeline). He indicated that the 680 reservoir and the 944 pump station are
17 currently in the final design stage. Mr. Ripperger presented the costs for the
18 different alternatives. He indicated that the cost for the preferred route, through
19 the CWA right-of-way, would be \$330,000 for the 680 and \$452,000 for the 944
20 (these figures include the right-of-way costs). He noted that CWA stipulates
21 that steel pipes be used in their right-of-way zone which would cost just a little
22 bit more than PVC pipes (\$150/LFt vs. \$120/LFt). He also presented a list of the
23 12 owners from which the District would need to acquire easements prior to
24 building the pipelines. Director Cardenas questioned the cost of the easements
25 and asked if CWA would be receptive to allowing the District to place their
26 pipeline within their easement without cost. He indicated that CWA has a
27
28
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1 standard license agreement (attached) and it indicates several things which
2 they require, where one of the requirements is that the signer pay the appraised
3 value of the land of the rights that are taken. He stated that they have not
4 indicated their willingness to waive this cost, however, if this is the Board's
5 concern and direction, staff can investigate the issue with CWA.
6

7 Mr. Ripperger indicated that the advantage of placing the pipelines within
8 CWA's right of way aquaduct is the District would not have traffic issues, would
9 not have to trench the streets and it would minimize limitations along the
10 construction corridor within the streets. He indicated that Mr. Roger Bahtia,
11 who had designed most of the streets and utilities in the area, had indicated that
12 the streets were very crowded with both "wet" and "dry" utilities and it would be
13 very difficult to lay additional pipes within the streets.
14

15 Director Cardenas asked what a 10' section of the pipeline would cost
16 the District. Mr. James Michaelson, Civil Engineer with Otay, indicated that
17 CWA had replaced a 20' section of a 60" pipeline and it had cost approximately
18 \$100,000 (the District will be laying 16" pipe). Director Cardenas asked what
19 the full length of the pipelines would be. Mr. Ripperger indicated that the
20 northern section is approximately 8200' and the southern section is
21 approximately 1900'. Director Cardenas asked if they would be using a casing.
22 Mr. Ripperger indicated that staff could look into doing so if the Board would like
23 to pursue. He noted that it would add to the cost per linear foot, but would
24 certainly be an extra safety factor. Director Inocentes asked what the cost
25 would be for adding the casing. Mr. Ripperger indicated that he would
26 "guesstimate" that it would probably raise the price by about \$100/LFt (materials
27 only). Director Cardenas indicated that before staff investigate doing so, that
28
29

1 they might research first the possibility of ruptures vs. casing (ie., whether one
2 or two ruptures would justify the cost of a casing). Director Inocentes
3 concurred. Mr. Ripperger indicated that staff plans to use welded steel pipes
4 and the likelihood of welded steel pipe rupturing is pretty slim. He indicated
5 that it is always a possibility, however, welded steel pipe with a ¼” wall is a
6 pretty “heavy duty” pipe. He further noted that this pipe is the standard for both
7 our potable and recycled pipes.
8

9 Director Cardenas asked with this project, how much incremental
10 recycled water the pipeline would bring into the District’s recycled system. Mr.
11 Ripperger indicated that he could not answer that question as he is not involved
12 in the planning and so is not up on all the numbers. He stated that, however,
13 the reservoir is 3.4 million gallons and the recycled pipeline would carry 9.5
14 million gallons a day. Director Cardenas indicated that the District is in a deficit
15 of 1.5 million gallons and he wanted to know how much additional customers
16 the District would acquire. Mr. Gunstinson indicated that Mr. Jim Peasley could
17 probably answer that question. He is not here at this time.
18

19 Director Cardenas indicated that he had a concern that if a company
20 cannot make a recycled water program work, he indicated that he questioned
21 Otay signing an agreement with the city to purchase recycled water at \$350/AF.
22 He indicated that the District would need to do an analysis of the monies which
23 the it would spend on recycled water and how it would reduce the deficit we
24 currently have on the recycled program. He would really like to see those
25 numbers as he has developers and City Counsel members with questions. He
26 stated that they have a concern with potable water augmenting the system.
27 He’d like to see how this pipeline would affect our recycled system. Director
28
29

1 Cardenas indicated that he had concerns with the District's planning ability and
2 would like to see staff focus on the planning side of the District.

3 Mr. Ripperger indicated that he understands Director Cardenas concerns
4 and he would like to stress that the District does have an agreement with the
5 City of Chula Vista to construct the reservior, pump station and pipelines. The
6 size of the reservior was based on the draft recycled water master plan staff
7 has developed. He again indicated that the goal was to start construction in
8 November 2001 and the City of Chula Vista is expecting the District to complete
9 the park. He further added that we do have a tight schedule for the completion
10 of the project. Mr. Ripperger indicated that if we delay this project, we may not
11 have pipelines connected to the reservior and pump station when they are
12 ready to go online.
13
14

15 A motion was made by Director Cardenas, seconded by Director
16 Inocentes and failed with the following vote:
17

18 Ayes: Directors Cardenas and Inocentes
19 Noes: Directors Bonilla and Lopez
20 Absent: Director Croucher

21 to get Special Counsel involved to try and negotiate with CWA to get the
22 licensing agreement up to the point where the District does not have to issue
23 the check immediately and look at the planning aspect of the recycled water
24 program.

25 A motion was made by President Bonilla, seconded by Director Lopez
26 and failed with the following vote:
27

28 Ayes: Directors Bonilla and Lopez
29 Noes: Directors Cardenas and Inocentes
Absent: Director Croucher

1 to authorize the General Manager to execute a parallel utility license agreement
2 with CWA, complete the right-of-way acquisition for the 680/944 zone pipelines
3 project and begin the design of the project.

4 13. General Manager Griego stated that the next item on the agenda
5 is the request for the Board to cast votes for the Association of California Water
6 Agencies (ACWA) Region 10 Elections for the 2002-2003 term and designate a
7 representative to act as the voting delegate of the District at ACWA's Elections
8 on September 12, 2001. Director Inocentes indicated that he had attended the
9 Urban Water Institute and this item was discussed at their meeting. He shared
10 that many were concerned how the elections were being handled. He stated
11 that the issue was that the nominating committee was putting forward a ballot
12 which only includes those candidates which they are recommending be
13 selected. He stated that this was contrary to their by-laws. He stated that
14 names of all nominated candidates should appear on the ballot, however,
15 Directors from the different agencies who have been nominated, have not been
16 listed. He stated that a few of the candidates the nomination committee is
17 supporting were not those he would select. He stated that the candidates he
18 would select were not listed, though they have been nominated.

19 Director Lopez indicated to Director Inocentes that he is aware that he
20 (Director Inocentes) is very informed, however, this is a system which has been
21 in existence and followed in the past and he was willing to accept nominations
22 as they are listed. He indicated that he felt that the nominating committee has
23 knowledge of the candidates and he does not have the resources to
24 review/interview the candidates.
25
26
27
28
29

1 A motion was made by Director Lopez, seconded by President
2 Bonilla and failed with the following vote:

3 Ayes: Directors Bonilla and Lopez
4 Noes: Director Inocentes
5 Absent: Director Cardenas and Croucher

6 to support the elections as it was set-up and to direct the General Manager to
7 select the District's delegate and cast votes on behalf of the District.

8 14. General Manager Griego indicated that the next item is the
9 request for the Board to cast votes for the ACWA National Water Resources
10 Association (NWRA) California Caucus Election. Director Lopez asked if this
11 election had the same concerns as the ACWA Region 10 elections. Director
12 Inocentes indicated that it did not.

ACWA
NWRA
CA
Caucus
Election

14 A motion was made by Director Lopez, seconded by Director Inocentes
15 and carried with the following vote:

17 Ayes: Directors Bonilla, Inocentes and Lopez
18 Noes: None
19 Absent: Director Cardenas and Croucher

20 to cast votes for Harold W. Ball, Helix Water District; H. Warren Buckner, Helix
21 Water District; and Margaret E. "Betty" Ferguson, Vallecitos Water District.

22 15. General Manager Griego indicated that the next item is the
23 Board's consideration to nominate District representatives to ACWA
24 committees. Director Inocentes asked the Board's support for a nomination to
25 the Federal Affairs Committee which he has been a member for the last six (6)
26 years. It was discussed that the nominees may also be a member of staff.

Nomina-
tions to
ACWA
Com-
mittees

28 A motion was made by Director Lopez, seconded by President Bonilla
29 and failed with the following vote:

Ayes: Directors Bonilla and Lopez

1 Noes: Director Inocentes
2 Absent: Director Cardenas and Croucher

3 to direct the General Manager to nominate qualified individuals to ACWA's
4 committees to represent the District.

5 16. General Manager Griego indicated that the Board had approved
6 at a Board meeting several weeks ago a list of pre-approved meetings which
7 Board members may attend and receive stipends. I have a request from
8 Director Inocentes that he has an interest in attending the "Nevada Water Law,
9 Water Rights, Quality and Policy Conference" sponsored by CLE International
10 and the San Diego Dialogue forum on "Providing a Reliable Water Supply to the
11 San Diego/Baja California Region" conferences. These organizations are not
12 listed on the pre-approved list. He indicated that both conferences discuss
13 water issues and Director Inocentes is requesting the Board's approval of his
14 attendance of these conferences. President Bonilla asked what the cost was to
15 attend the conferences. It was discussed that the Nevada conference would
16 probably cost approximately \$800 which would include registration,
17 transportation and hotel reservations. President Bonilla indicated that as we
18 have time he would like to see the actual cost laid out prior to making a
19 decision.
20
21
22

23 A motion was made by President Bonilla, seconded by Director Lopez
24 and carried with the following vote:

25
26 Ayes: Directors Bonilla, Inocentes and Lopez
27 Noes: None
28 Absent: Director Cardenas and Croucher

29 to table the Nevada Water Law Conference and bring back actual cost to the
next Board meeting and to approve the San Diego Dialogue Conference.

GM
Report

1 17. Director Inocentes indicated that he had met with Chula Vista City
2 Manager, Dave Rowlands, and Chula Vista Mayor, Shirley Horton, at her
3 request. He indicated that he shared with them his position on dissolving the
4 District and wanted to share it with staff as well. He indicated that his position
5 has not changed and that he does not support, at this time, dissolving this
6 District. He indicated that he believed that there is a legitimate reason to review
7 the possibility of consolidation/merging with Sweetwater Authority or Helix
8 Water District. Director Inocentes indicated that in supporting a merger, for
9 example with Sweetwater Authority, Sweetwater would have three votes at
10 CWA. He stated that currently the only agencies which has more than one vote
11 are Helix Water District with two (2) and the City of San Diego with 10. He
12 stated that Otay has been in line for a long time now for two (2) votes. He
13 stated that if the District were to merge with Helix, then the two District's
14 together would have four (4) votes. This would provide the City of Chula Vista a
15 stronger delegation in support of their concerns/issues. He indicated that he
16 believes that he has convinced the Mayor and the City Manager that if they
17 decide to pursue anything, they should pursue merging/consolidation vs.
18 dissolution.

19 Director Inocentes also shared that he attended the Urban Water
20 Institute event. He indicated that Directors from all over the State had attended
21 the conference and that he had an opportunity to have lunch with City
22 Councilman, Scott Peters, who was also attending the conference. He
23 indicated that he (Scott Peters) has been designated by Mayor Murphy to head
24 up the water resources program for the City.

1 Director Inocentes also indicated that Francine Krauel had resigned from
2 the Board of Directors of CWA. He indicated that the City of San Diego is
3 looking to change the face of the delegation that represents the city at MWD.
4 He indicated that the city is not indicating that the message being carried to
5 MWD is wrong, but that they have concerns on how the issues are being
6 presented. He stated that there have been rumors last week that San Diego
7 City Mayor Murphy may also be looking to remove Bud Lewis, City of Carlsbad
8 Mayor, as a representative for the City at MWD. He indicated that the reason
9 he is bringing these issues forward is that the water organization issues have
10 been receiving a lot of attention and have now become an issue which the
11 Mayor must contend with. He indicated that George Loveland, City of San
12 Diego Water Manager, will be nominated to MWD Board of Directors by the city.
13

14
15 Director Lopez indicated to Director Inocentes that he applauded him for
16 speaking with the City of Chula Vista Mayor and City Manager. He indicated
17 that though everything has not changed here, that he would like to see the
18 District continue in the direction that business comes first. He noted that this is
19 what the District is being judged by because of its past and that he wanted to
20 assure everyone that the Board/District is looking to the future and will make
21 strides to continue to work to change the perception of this Board. He indicated
22 that he will continue to address his constituents, as it is what is foremost on his
23 mind, and he that he would address issues instead of the politics of the Board.
24
25

26 President Bonilla asked Director Inocentes to clarify which contract he
27 had been referring to when he indicated that he opposed a consulting contract.
28 Director Inocentes indicated that he was referencing the contract discussed in
29 the newspaper article last Friday regarding Mark Watton's contract.

1 President Bonilla also commended Director Inocentes on his comments
2 to Chula Vista City Mayor Horton with regard to dissolving the District and in
3 distancing himself from Director Cardenas' stand on the issue. He indicated
4 that he felt that the District was going in the right direction and he wanted to
5 commend him on his expression and commitment that the District is first.
6

7 18. General Manager Griego indicated that the Board would be
8 convening into closed session to discuss the following item:

- 9 a) PENDING LITIGATION – GOVERNMENT CODE §54956.9(b)(2)
10 i) OTAY WATER DISTRICT vs. TREPTE

11 Mr. Griego indicated that following the closed session meeting, the Board would
12 report on any actions taken in closed session. The Board convened into closed
13 session a 5:25 p.m.
14

15 19. The Board reconvened at 5:31 p.m. Special Counsel Bonifacio
16 Garcia reported that the Board met in closed session to consider pending
17 litigation in the matter of Otay Water District vs. TrepTE and that the Board had
18 taken no reportable action. He stated that there were no other reportable
19 actions taken by the Board in closed session.
20

21 20. With no further business to come before the Board, the Board
22 meeting was adjourned at 5:32 p.m.
23
24

25 _____
President

26 ATTEST:

27 _____
28
29 District Secretary

Closed
Session