

OTAY WATER DISTRICT

SPECIAL MEETING OF THE BOARD OF DIRECTORS  
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD  
SPRING VALLEY, CALIFORNIA

**TUESDAY**  
**November 27, 2001**  
**3:30 P.M.**

**AGENDA**

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. APPROVAL OF MINUTES FOR THE SPECIAL BOARD MEETING OF OCTOBER 30, 2001 AND THE REGULAR BOARD MEETING OF NOVEMBER 7, 2001
5. APPROVAL OF DEMANDS
6. 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

**CONSENT CALENDAR**

7. 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) REJECT ROWE CLAIM
  - b) ADOPT RESOLUTION NUMBER 3931 OF THE BOARD OF DIRECTORS COMMENDING GABRIEL ARCE FOR HIS YEARS OF SERVICE TO COMMUNITY HEALTH GROUP AND THE CHULA VISTA COMMUNITY
  - c) AUTHORIZE THE GENERAL MANAGER TO RENEW A CONTRACT FOR \$21,156 WITH BLOOMBERG FINANCIAL SERVICES FOR INVESTOR SERVICES FOR THE NEXT YEAR AND, AT HIS OPTION, EXERCISE UP TO FOUR ADDITIONAL ONE YEAR LEASES

- d) APPROVE STIPULATION TO RESOLVE THE LITIGATION MATTER ENTITLED UNITED STATES OF AMERICA v. 16.83 ACRES OF LAND, ET. AL.
- e) APPROVE CHANGE ORDER NO. 5 TO METROPOLITAN CONSTRUCTION, INC.'S CONTRACT FOR THE LANE AVENUE AND EAST H STREET 711 PRESSURE ZONE PIPELINE IN THE AMOUNT OF \$100,396
- f) GRANT A VARIANCE TO THE BID SUBMITTED BY L.C. PAVING AND SEALING (LCP) FOR THE PAVEMENT REPLACEMENT ON PENASCO ROAD AND AWARD A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$48,500 TO LCP FOR THE REPAIR OF THE PENASCO ROAD PAVEMENT
- g) AWARD A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO WINZLER AND KELLY CONSULTING ENGINEERS AND AUTHORIZE THE GENERAL MANAGER TO AMEND WINZLER AND KELLY'S DESIGN CONTRACT TO INCLUDE CONSTRUCTION PHASE SERVICES FOR THE 1004-2 RESERVOIR AND DISINFECTION FACILITY IN THE AMOUNT OF \$73,000
- h) AUTHORIZE THE GENERAL MANAGER TO EXPEND \$11,556.22 FROM THE EMERGENCY REPLACEMENT RESERVE FUND FOR THE PURCHASE OF SHELL CUTTERS, HUBS AND PILOT SHAFTS FOR THE MUELLER CL12 TAPPING MACHINE
- i) AUTHORIZE THE GENERAL MANAGER TO ALLOCATE \$25,000 TO INITIATE THE REPAVING AND MAINTENANCE OF MILLAR RANCH ROAD
- j) APPROVE THE SETTLEMENT PROPOSAL IN SAN DIEGO GAS & ELECTRIC v. OTAY WATER DISTRICT, SKYLINE WESLEYAN CHURCH, ET. AL.

INFORMATION/ACTION ITEMS

8. ENGINEERING AND WATER OPERATIONS

- a) AWARD A CONSTRUCTION CONTRACT TO SPIESS CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$1,875,700 FOR THE 1004-2 RESERVOIR AND DISINFECTION FACILITY PROJECT (ARBABIAN)

9. BOARD
  - a) INFORMATIONAL REPORT OF DIRECTORS' EXPENSES FROM JANUARY THROUGH SEPTEMBER 2001
  - b) ADOPT RESOLUTION NO. 3933 OF THE BOARD OF DIRECTORS ESTABLISHING AN ETHICS POLICY FOR THE BOARD OF DIRECTORS
  - c) ADOPT PROCEDURE FOR REPORTING TO BOARD ON LEGAL MATTERS
10. GENERAL MANAGER
  - a) GENERAL MANAGER'S REPORT ON STATUS OF GOALS AND OBJECTIVES
  - b) INFORMATIONAL REPORT ON FINANCIAL REPORTS AS OF SEPTEMBER 30, 2001 (BEACHEM)

#### REPORT

11. DIRECTORS' REPORTS/REQUESTS
12. CLOSED SESSION
  - a) PUBLIC EMPLOYMENT – GOVERNMENT CODE §54957.6  
POSITIONS: GENERAL COUNSEL  
CONSULTANT
13. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION
14. APPROVAL OF CONSULTANT SERVICES CONTRACT FOR MARK WATTON
15. APPROVAL OF GENERAL COUNSEL RETAINER AGREEMENT
16. 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 November 21, 2001, 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 24 hours in advance of the meeting of the Board of Directors (Government Code Section §54954.2).

Executed at Spring Valley, California on November 21, 2001.

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Susan Cruz, District Secretary