

**MINUTES OF THE
SPECIAL MEETING OF THE BOARD OF DIRECTORS
OTAY WATER DISTRICT
September 19, 2003**

1. The meeting was called to order at 3:05 p.m. by President Lopez.

2. **ROLL CALL:**

Directors Present: Bonilla, Breitfelder, Croucher, Lewis and Lopez

Staff Present: General Manager Robert Griego, Asst. GM Finance and Administration German Alvarez, Asst. GM Engineering and Operations Manny Magana, General Counsels Bonifacio Garcia and Yuri Calderon, District Secretary Susan Cruz and others per attached list.

3. **MOMENT OF SILENCE / PLEDGE OF ALLEGIANCE**

The pledge of allegiance was followed by a moment of silence in honor of the victims and families of the 9/11 tragedy.

4. **APPROVAL OF AGENDA**

A motion was made by Director Croucher, seconded by Director Lewis and carried with the following vote:

Ayes:	Bonilla, Breitfelder, Croucher, Lewis and Lopez
Noes:	None
Abstain:	None
Absent:	None

to approve the agenda.

5. **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**

No one wished to be heard.

6. **CLOSED SESSION**

The Board recessed into closed session at 3:08 p.m. to discuss the following matter:

a) CONFERENCE WITH REAL PROPERTY NEGOTIATOR [GOVERNMENT CODE §54956.8]

PROPERTY: AULD GOLF COURSE, 525 Hunte Parkway,
Chula Vista

NEGOTIATING PARTIES: GARY STEPHENSON
BONIFACIO BONNY GARCIA
YURI CALDERON

UNDER NEGOTIATION: INSTRUCTION TO NEGOTIATOR WILL
CONCERN TERMS AND CONDITIONS
OF LEASE

b) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
[GOVERNMENT CODE §54956.9(b)(2)]

i) RUBEN RODRIGUEZ v. OTAY WATER DISTRICT

7. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION

The Board reconvened at 5:35 p.m. General Counsel Bonifacio Garcia indicated that the Board had met in closed session to discuss the above matters and that the Board had voted on a motion by Director Croucher, seconded by Director Lewis and carried with the following vote:

Ayes:	Breitfelder, Croucher, Lewis and Lopez
Noes:	None
Abstain:	None
Absent:	Bonilla

to provide Director Bonilla with indemnification for a judgment on the defamation action in the Ruben Rodriguez v. Otay Water District matter.

It was noted by General Counsel Garcia that Director Bonilla was not present nor did he participate in the consideration of this decision.

General Counsel Garcia indicated that the Board took no other reportable actions in closed session.

8. ADJOURNMENT

With no further business to come before the Board, President Lopez adjourned the meeting at 5:36 p.m.

President

ATTEST:

District Secretary