

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD
SPRING VALLEY, CALIFORNIA

TUESDAY
April 13, 2004
3:30 P.M.

AGENDA

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. APPROVAL OF MINUTES OF THE REGULAR MEETING OF MARCH 3, 2004
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

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) APPROVE AGREEMENT WITH CINGULAR WIRELESS FOR THE INSTALLATION OF A TEMPORARY COMMUNICATION FACILITY AT THE PATZIG RESERVOIR SITE
 - b) ADOPT RESOLUTION NO. 4012 TO SEEK A HAZARD MITIGATION GRANT THROUGH THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES
 - c) ADOPT RESOLUTION NO. 4011 TO IMPLEMENT REVISIONS TO THE DISTRICT'S SMOKING POLICY (POLICY 19)
 - d) ADOPT RESOLUTION NO. 4013 TO APPROVE THE DETACHMENT OF HOLLENBECK CANYON WILDLIFE AREA (FORMERLY KNOWN AS HONEY SPRINGS RANCH) FROM THE DISTRICT'S ASSESSMENT DISTRICT 7

- e) DECLARATION OF SURPLUS VEHICLES AND EQUIPMENT

INFORMATION / ACTION ITEMS

7. ENGINEERING AND WATER OPERATIONS

- a) APPROVE CHANGE ORDER NO. 1 TO THE EXISTING AGREEMENT WITH BLACK & VEATCH CORPORATION TO PROVIDE ADDITIONAL DESIGN AND ENVIRONMENTAL SERVICES FOR THE LOWER OTAY PUMP STATION PROJECT IN THE AMOUNT OF \$74,078 (ARBABIAN)

8. ADMINISTRATIVE SERVICES AND FINANCE

- a) RECEIVE THE FINANCING REPORT, APPROVE THE REFINANCING OF THE DISTRICT'S 1993 FIXED RATE CERTIFICATES OF PARTICIPATION AND HIRE THE FIRM OF HARRELL & COMPANY ADVISORS, LLC TO SERVE AS THE DISTRICT'S FINANCIAL ADVISOR FOR THE DEBT REFINANCING (BEACHEM)
- b) ADOPT RESOLUTION NO. 4010 TO IMPLEMENT A DEBT POLICY (BOARD OF DIRECTORS POLICY 45) [BEACHEM]
- c) ADOPT RESOLUTION NO. 4014 AMENDING THE USE OF DISTRICT VEHICLES AND CAR ALLOWANCE POLICY (POLICY 14) [SARNO]
- d) ADOPT RESOLUTION NO. 4015 AMENDING THE RECRUITMENT AND SELECTION POLICY (POLICY 24) [SARNO]

9. BOARD

- a) DISCUSSION OF 2004 BOARD MEETING CALENDAR
- b) DISCUSSION AND POSSIBLE ACTIONS REGARDING POLICY 8, EXHIBIT "A" GUIDELINES FOR PAYMENT OF PER DIEMS AND EXPENSES

REPORTS

10. GENERAL MANAGER'S REPORT

- a) UPDATE ON THE DAIRY MART ROAD RECYCLED WATER PIPELINE PROJECT (SEE ATTACHMENT "A")

11. DIRECTORS' REPORTS/REQUESTS

- a) SAN DIEGO COUNTY WATER AUTHORITY UPDATE

RECESS TO CLOSED SESSION

12. CLOSED SESSION

- a) CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
[GOVERNMENT CODE §54956.9(b)(2)]
 - i. HARRON v. OTAY WATER DISTRICT
 - ii. PAMELA AUBREY v. OTAY WATER DISTRICT

- b) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
[GOVERNMENT CODE §54956.9(c)]
 - i. OTAY WATER DISTRICT v. NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA (AIG) AND SPECIAL NATIONAL INSURANCE (KEMPER)

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

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

NEGOTIATING PARTIES: BONIFACIO BONNY GARCIA
YURI CALDERON

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

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

PROPERTY: APN 646-120-22

NEGOTIATING PARTIES: ROBERT GRIEGO

UNDER NEGOTIATION: INSTRUCTION TO NEGOTIATOR WILL
CONCERN DIRECTION, PRICE AND TERMS
AND CONDITIONS FOR SALE OF PROPERTY

RETURN TO OPEN SESSION

13. REPORT ON ANY ACTIONS TAKEN 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 April 9, 2004, 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 April 9, 2004.

Connie Rathbone, Assistant District Secretary