

**MINUTES OF THE
BOARD OF DIRECTORS MEETING
OTAY WATER DISTRICT
October 6, 2004**

1. The meeting was called to order by President Lewis at 3:32 p.m.

2. ROLL CALL

Directors Present: Breitfelder, Bonilla, Croucher (arrived at 4:02 p.m.), Lewis and Lopez

Staff Present: Interim General Manager Mark Watton, Asst. GM Administration and Finance German Alvarez, Asst. GM Engineering and Operations Manny Magana, General Counsel Yuri Calderon, Chief Information Officer Geoff Stevens, Chief Financial Officer Joe Beachem, Chief of Engineering Mehdi Arbabian, Chief of Water Operations Pedro Porras, Chief Development Services Rod Posada, Chief of Administration Rom Sarno, Engineering Manager Ron Ripperger, District Secretary Susan Cruz and others per attached list.

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF AGENDA

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

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

to approve the agenda.

5. APPROVAL OF MINUTES OF REGULAR MEETING OF SEPTEMBER 1, 2004 AND SPECIAL MEETING OF SEPTEMBER 9, 2004

Director Breitfelder requested that his comments on page 14 of the September 1, 2004 minutes be amended as follows:

Director Breitfelder indicated that he made a political deal with ~~Supervisor Ron Roberts~~ Rod Posada that he would participate in the Heart Walk on September 18 if ~~Supervisor Roberts~~ Mr. Posada would join him at the Cancer Walk in October.

and on page 12 toward the bottom of the page as follows:

Director Breitfelder indicated that if it was felt that this was ~~the right thing to do for not a~~ political ~~move~~ reasons, **then** the board should ~~move forward with the new appointment~~ vote its conscience.

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

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

to approve the minutes of the Regular Meeting of September 1, 2004 with the amendments as noted above and the Special Meeting of September 9, 2004.

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

There was a request to address Agenda Item 8a, Consideration whether to take a Position on Proposition B, Gregory Canyon Landfill. President Lewis suggested that the Board receive the public's comments when the item is presented for discussion. The Board concurred.

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) ADOPT RESOLUTION NO. 4023 OF THE BOARD OF DIRECTORS OF THE OTAY WATER DISTRICT ADOPTING THE 401(A) MONEY PURCHASE PLAN OF ICMA RETIREMENT CORPORATION

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

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

to approve the consent calendar.

INFORMATION / ACTION ITEMS

8. ENGINEERING AND WATER OPERATIONS

- a) PRESENTATION OF CIP YEAR-END RESULTS

Mr. Mehdi Arbabian indicated that to meet growth and customer demands, in concert with the District's Water Resources Master Plan, a five year rolling Capital Improvement Program (CIP) is developed. The CIP is comprised of five categories totaling \$31.2 million in FY04:

• Backbone Facilities	\$14.2 million
• Developer Reimbursement Projects	\$ 7.2 million
• Maintenance Projects	\$ 4.3 million
• Capital Purchases	\$ 4.0 million
• Non-Operating Expenses	<u>\$ 1.5 million</u>
TOTAL	\$31.2 million

He stated that overall expenditures for fiscal year 2004 were \$21.4 million which was 68% of the total expenditure forecast. He stated that staffs' goal was to complete 70 to 80% of the planned CIP each fiscal year and that they have fallen slightly short of their goal this fiscal year. He stated the reason for the shortfall was \$2 million that had been budgeted for capacity charges for an additional 4 MGD capacity from Helix was not spent. Mr. Arbabian indicated that had staff been able to move forward with this project, the District would have completed 83% of its projected expenditures and would have met its goal. He stated that Helix was in agreement in concept of the additional 4 MGD capacity and the details had been worked out, however, the Helix board voted that Otay should work directly with CWA. Thus, the capacity fee was not spent as expected in FY04. He stated that it was expected that it would be spent in FY05.

Mr. Arbabian presented a map which indicated the location of the various CIP projects and reviewed the status of some of the major projects. He also presented a list of all consultant contracts and their status. He noted that the District has approximately \$5.1 million in consulting contracts. He also presented a chart noting the District's construction contracts totaling approximately \$17 million. He commended the construction department at maintaining the change order percentage at 1.26% of total construction costs. He stated this was very notable when you have \$17 million in construction costs. Mr. Arbabian also noted that Developer Reimbursement Projects were 50% of projected expenditure as the developers have not been submitting requests for reimbursement for projects they have completed. It was noted that such reimbursements are developer driven and not something the District has control over.

Director Breitfelder indicated that this item was presented to the Engineering and Water Operations Committee and the committee was very satisfied with staffs' report. He stated that, on a personal note, he had spoken to more than one builder who has expressed excellent reviews of the customer service they have received from the District's staff.

- b) AWARD A CONSTRUCTION MANAGEMENT CONTRACT FOR THE 980-2 PUMP STATION TO RICHARD BRADY & ASSOCIATES IN THE AMOUNT OF \$444,675

Mr. Rod Posada indicated that the 980-2 pump station is a 25,000 GPM (gallons per minute) station. He noted that the construction of the station was awarded to Speiss Construction in September 2004 and staff is now requesting that the Board approve a construction management contract for the pump station to Richard Brady & Assoc. He stated that a Request for Proposal (RFP) was sent for this contract and staff had interviewed three of the responding consultants. The review committee selected Richard Brady & Assoc. and staff was asking that the Board award the management contract to this firm in the amount of \$444,675.

Director Breitfelder indicated that the Engineering and Water Operations Committee members were provided a review of the consultant selection process and it was felt the review process was very comprehensive. He stated that the committee was very comfortable with staffs' recommendation.

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

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

to approve staffs' recommendation.

- c) APPROVE SECOND AMENDMENT TO THE MASTER AGREEMENT WITH OTAY RIVER CONSTRUCTORS FOR STATE ROUTE 125 UTILITY RELOCATIONS IN THE AMOUNT OF \$275,000

Mr. Ron Ripperger indicated that staff was requesting a second amendment to the Master Agreement with Otay River Constructors. He stated the original Master Agreement was approved by the Board on February 4, 2004. He stated construction of SR125 starts at SR54 in Spring Valley and runs south to the future I905 in Otay Mesa. He stated SR125 is scheduled to be completed in early 2007 which is a little beyond the original completion date. He stated the new freeway construction includes several areas where the District would need to either install new pipelines or relocate the exiting lines. He stated of the 17 locations that would require some modifications, 9 have been identified as "in conflict" and would require that new pipelines be installed. He stated that this particular project requires the installation of approximately 1040 feet of 20-inch potable pipeline and a temporary relocation of approximately 500 feet of 20-inch pipeline for a period of one year. He indicated the cost of the project would be approximately \$275,000. Mr. Ripperger noted that this item was presented to the Engineering and Operations Committee and that the committee supported staffs' recommendation.

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

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

to approve staffs' recommendation.

Interim General Manager Watton introduced Ms. Martha Juarez and indicated that she has been working with Mr. Ripperger on this project. He stated that she has been very instrumental in approaching this project in an entrepreneurial way and he wished to recognize her for her contributions to the project as well.

- d) AWARD A CONSTRUCTION CONTRACT FOR THE 803-4 RESERVOIR PROJECT TO CB&I CONSTRUCTION, INC. IN THE AMOUNT OF \$3,265,562

Mr. Ron Ripperger indicated that the 803-4 reservoir project was required to meet the ultimate projected demand in the 803 pressure zone in Rancho San Diego. He stated that the pressure zone was currently deficient and the project was to build a 6 MG (million gallon) above ground steel reservoir and demolishing the existing 1 MG reservoir. He stated that staff has been coordinating the planning of this project with the community, specifically the Valle de Oro Community Planning Group, for the location of the reservoir. He stated that the design of this project was completed in-house by Ms. Martha Juarez, Assoc. Civil Engineer. He stated the project was advertised for bid on July 23, 2004 and during the bid period, one of the respondents, CB&I Construction, Inc. (to whom staff recommends awarding of the contract) suggested that staff use the high strength steel design alternative. He noted that there were two steel strengths approved by American Water Works Association; a base design utilizing a lower strength steel which results in a little thicker shell plate, or an alternate design method which allows a thinner steel because a higher strength is utilized. He noted that the District had used the high strength method in 1988 on the 980-1 reservoir and that the District was interested in utilizing the method as it had the potential of saving the District money.

Mr. Ripperger indicated that only two bids were received as contractors were very busy with their existing contracts and they did not have time to submit a bid. He stated that the two responding contractors bid \$3.4 million and \$4 million on the project utilizing the basic design method and that the bids had dropped by approximately \$132,000 when utilizing the alternate design method (high strength steel method). He stated the District's structural consultant, Simon Wong, reviewed the project and the bids and concurred with staff and recommends that the construction contract be awarded to the lowest responsive bidder CB&I Construction, Inc. He noted that this item was also presented to the Engineering and Operations Committee and the committee supported staffs' recommendation.

Director Breitfelder indicated that the committee commended staff for their resourcefulness in this project which resulted in saving the District money.

President Lewis indicated that there was cooperation between the District and the community to explore different options to meet the water demand requirements for the community. The outcome was agreement between the District and community on this project. He stated that community involvement was something that he would like to see continue on such projects and he looks forward to seeing the progress of this project.

Director Lopez also noted that the San Miguel Fire Department also contributed to the success of this project through their work with Otay and the community in communicating the need for the reservoir to meet emergency fire flow requirements.

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

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

to approve staffs' recommendation.

- e) AWARD A CONTRACT FOR PROFESSIONAL SERVICES FOR RECYCLED WATER PLAN CHECKING AND INSPECTION SERVICES FOR DEVELOPER PROJECTS TO BERRYMAN & HENIGAR, INC. IN AN AMOUNT NOT TO EXCEED \$230,000

Mr. Rod Posada indicated that this request is for plan checking, inspection services and coordinating meetings with the Department of Health Services (DHS). He indicated that an RPF was issued for these services and two proposals have been received. He stated that Berryman & Henigar, Inc. has been doing this type work for approximately two years and staff is recommending that the Board award the contract to Berryman and Henigar, Inc. for \$230,000.

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

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

to approve staffs' recommendation.

9. GENERAL MANAGER

- a) CONSIDERATION WHETHER TO TAKE A POSITION ON PROPOSITION B, GREGORY CANYON LANDFILL

Public Participation:

Ms. Samantha Bowman representing the citizens for Environmental Solutions indicated that in 1994 the Gregory Landfill was approved by nearly 70% of the voters. She stated that it was back on the ballot and she was urging a “no vote” on Proposition B as she feels that Proposition B was bad for San Diego. She indicated that she has provided the Board a fact sheet on Gregory Canyon and would be happy to answer questions. She stated that one of the myths about the landfill was that it sits atop an important drinking water source. She stated the fact is the boundary of the basin aquifer lies north of the footprint of the Gregory Canyon Landfill and is not threatened by the proposed landfill. She stated that the details to the liners have been included in the fact sheets she had distributed. She stated that the landfill was in many ways a political issue and she urged the board to refer their questions to the experts at the Water Resource and Control Board if they have concerns about the water issue.

Director Breitfelder asked how far north the aquifer was from the proposed site. Ms. Bowman indicated that it was more than two miles, but was not sure exactly. She would be happy to get the information if he was still interested.

President Lewis indicated that the board can vote to support Proposition B, oppose it, stay neutral or take no action. Interim General Manager Watton indicated that the staff included with the board packet information regarding arguments “for” and “against” Proposition B. He indicated that he felt that there are arguments on both sides. He noted that the sister agencies have taken a variety of actions. In the north, where the impacts are adjacent to their servicing areas, they have voted against the Landfill while other agencies have remained neutral.

Director Breitfelder indicated that Mr. Ben Haddad, CWA Director, wished to have both sides of the landfill issue presented prior to CWA taking a position on the landfill. He asked if this has occurred and if CWA has taken action on the issue. He also asked what the rationale was for our adjacent neighbors actions on this issue. Interim General Manager indicated that CWA has a Special Board meeting scheduled on October 14, 2004 where this item will be discussed. He stated that there are sympathies that run mainly on the political side of this issue and this may explain why the actions by the various cities and agencies have been varied. Director Breitfelder asked about the liner systems and the possibility that they would leak. Interim General Manager indicated that a liner salesman would advise that the liners are forever and would never leak, however, an individual in the business of landfills would indicate that you would have containment issues that must be monitored all the time. Interim General Manager Watton stated that liner systems do leak and the idea that these liners are forever is unlikely. Director Breitfelder asked about the proximity of the landfill to the aquifer. Interim General Manager Watton indicated that the aquifer in the area of the landfill was not one continuous aquifer and that it was “stepped.” So the landfill was approximately a quarter of a mile from a portion of an aquifer which feeds into another portion of the aquifer, which then feeds into the main aquifer. He stated that this has some advantages for containment issues, but it is also problematic.

Director Croucher indicated that this was a very charged issue and there were different opinions on both sides. He stated that he did not know if this was a battle the District should be in right now. He stated that the District had many issues that it was addressing and noted that CWA would be exploring this issue much deeper at their meeting on October 14 and he recommends that the Board stay neutral on this issue.

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

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

that the District remain neutral with regard to Proposition B, Gregory Canyon Landfill.

10. BOARD

a) CAST VOTES IN THE LOCAL AREA FORMATION COMMISSION (LAFCO) 2004 SPECIAL DISTRICTS ELECTION

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

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

to cast a vote for William D. Pocklington, South Bay ID, for the LAFCO Regular Member and the following for the Special Advisory Committee: Gary Arant, Valley Center MWD; Harry Ehrlich, Olivenhain MWD; Ron Fuller, Alpine Fire Protection District; Keith Lewinger, Fallbrook PUD; Joe MacKenzie, Vista ID; Augie Scalzittie, Padre Dam MWD; Dennis Shepard, North county Cemetery District; and James C. Akire, South Bay ID.

b) PRESENTATION OF BOARD OF DIRECTORS EXPENSES

Interim General Manager Watton indicated that this item was a presentation of the expenses by each member of the Board of Directors. He stated that the State Audit suggested that the District provide quarterly reports of board expenses for the public's knowledge. He stated that the presented report is very detailed and staff is available to answer any questions concerning the report or receive suggestions on how staff might enhance the reporting. Director Bonilla suggested that for future meetings that the report be presented via a powerpoint presentation. It was

suggested that at least the summary be presented of the expenses. President Lewis suggested that this item be presented at the next board meeting with a powerpoint presentation on the summary sheet. Director Croucher suggested that Directors should maybe start indicating the meetings that they attend that they do not request a per diem for attending. Director Lopez concurred and indicated that while serving as President of the Board, he attended many meetings as a representative of the District where he did not submit a per-diem request. Director Bonilla indicated that while the expense of the Directors has been reduced and contained, he still felt that they could be reduced further. Director Croucher indicated that through attendance of some meetings, there is benefit gained and that the board must be careful in being too restrictive. He stated that he felt the per diem and mileage reimbursements are available to encourage attendance. He noted that through his attendance of the CWA WARAC Committee where he learned of the Caltrans reimbursements, the District saved over a \$1 million on the 30" pipeline project. It was further discussed that the board should focus more on the educational events for per diem requests and cut stipends for Chamber events, the First Friday breakfasts, dedication ceremonies, etc. It was also noted that Directors who utilize vacation time to attend District meetings are not compensated for their vacation and the stipends help in these instances. It was discussed that if meetings were held after hours, then stipends were really not an issue as Directors would not need to take time away from work.

c) DISCUSSION OF 2004 BOARD MEETING CALENDAR

It was discussed that due to conflicts on calendars, the regular board meeting scheduled on November 3 be moved to Wednesday, November 10, 2004 at 3:30 p.m.

d) DISCUSSION / POSSIBLE ACTION REGARDING BOARD OF DIRECTORS POLICY 8, DIRECTORS COMPENSATION, REIMBURSEMENT OF EXPENSES AND GROUP INSURANCE BENEFITS

Interim General Manager Watton indicated that this item was placed on the agenda in follow-up to discussions at the previous board meeting should the board wish to have further discussion or take further action. Director Bonilla suggested that the Board reduce the amount of meetings authorized for stipends and that he wished to put the suggestion up for consideration by the board. It was suggested that, as per discussions at the September 29, 2004 board workshop, that the board would not make any significant changes that would "tie the hands" of the incoming board. He indicated that it was agreed that this board would provide professional courtesy on the way out and it is requested that the new board provide the same courtesy as they are seated and that they would not make changes prior to receiving information on issues of concern. It was discussed that the item would be brought back for discussion periodically.

REPORTS

11. GENERAL MANAGER'S REPORT

Interim General Manager Watton indicated that CWA would be increasing its rate by 9.2% effective January 1, 2005. He indicated that Black and Veatch was putting together a rate study for the District and the information should be ready for presentation at the November Board committee meetings for review and then for action by the Board in December 2004. He also shared that the District participated in the Heart Walk on September 18 and raised \$1000 in support of the American Heart Association. He indicated that he had distributed a copy of the Standards & Poors report on the District and attached to his GM Report is the Moody's and Fitch reports for the Water Authority. He stated that it provides information on how CWA is structured and their strengths. He asked if the Board had any questions. The board had none.

Interim General Manager Watton indicated that there was an item on the CWA agenda regarding an annexation (Baxter Annexation) which had triggered a larger discussion at CWA. He stated that the annexation has some implications for the District because of land that Otay Land Co. wishes annexed for a resort they will be developing around Otay Lake. It will also impacts Padre Dam MWD as Sycuan is also requesting annexation into their service area. He stated that staff will participate and keep abreast of discussions at CWA.

He noted the CWA's rate increase of 9.2% (which is a combination of CWA and MWD rate increases) would increase the acre foot cost from \$418 to \$461 in FY 2005 and that the rates are expected to increase every year because of MWD's and CWA's capital improvement programs. He stated that the District would be monitoring the impact to the District's finances and would continue to enhance operational efficiencies and determine how much of these costs would need to be passed through to the ratepayers while still keeping a viable financial plan.

Interim General Manager Watton also shared that he and Director Croucher met with several CWA board members, including the Secretary to CWA's Board, Mayor Bud Lewis of Carlsbad, to discuss projects of mutual interest. He stated a follow-up meeting will be set up in November with the same individuals and Mr. Jim Bond, the incoming CWA Chairman.

He stated that Carlsbad has approved a contract with Poseiden and he felt it was very tentative. The contract had too many loopholes that allowed both parties to walk away from the contract if certain things did not occur. The bottom line is the desalination project was very dependent upon CWA and, while there was forward movement, it was still slow going. He stated that with the proper emphasis at CWA, that the project could be successful.

He also noted that the South Bay Desalination Project was scheduled for discussion at the Joint Meeting of the Boards of Helix WD, Lakeside WD, Otay WD, Padre Dam MWD, Riverview WD and Sweetwater Authority on November 5, 2004. He indicated that Sweetwater Authority General Manager Dennis Bostad would be sharing some innovative ideas for the project. He said the meeting should be interesting for those who could attend.

Director Croucher indicated that both he and Interim General Manager Watton have a good working relationship with the incoming officers at CWA: Jim Bond, Chair; George Loveland, Vice Chair; and Bud Lewis, Secretary. He also share that he attended the team building retreat at CWA and it became very clear at the meeting that the ESG (North County Agencies) was still very active in lobbying their positions. He stated their focus has now moved to committee meetings where they have been successful in keeping items from being presented to the full CWA board. He stated that he and Interim General Manager Mark Watton need to continue to work with the CWA members to assure OWD's issues are also heard.

12. DIRECTORS' REPORTS/REQUESTS

Director Croucher indicated that the new Water Conservation Garden Executive Director, Ms. Marty Eberhardt, is impressively and aggressively pursuing avenues to make the garden financially independent. He stated that she was focusing more on activities that would actually bring visitors and revenue to the Garden. He stated that she is aware that the Garden Board is looking for results in terms of increasing revenues and visitors to the Garden.

Director Bonilla asked if the Garden had a business plan. Director Croucher indicated that the Garden board was allowing Ms. Eberhardt to develop her own plan. He stated that she was previously employed by a botanical garden in Arizona where she was very successful. He stated that the proposed business plan would be presented to the Otay board for their review when it is completed.

Director Croucher also indicated that staff had presented earlier in the meeting the Construction Management Contract for the 980-2 pump station. He stated that the Engineering and Water Operations Committee would follow and monitor this project from inception to completion. He stated that he had questions concerning Policy 21 and the reasons certain consultants were selected over others. He stated that the committee reviewed Policy 21 in depth which helped clarify the selection process. He commended staff for the excellent job they did in reviewing the policy with the committee.

Director Breitfelder indicated that he had toured Padre Dam MWD's water recycling facility and they were in the process of reviewing the possibility of expanding their plant from a 2 MGD plant to 3 MGD. He stated this triggered him to think about OWD's treatment plant as a long term resource given the significant population growth within the District's service area. He also shared that he wished to thank President Lewis for scheduling the Board workshop on September 29, 2004. He stated that they had some frank discussions regarding the weaknesses of the board and discussed plans on how they might do better in the future. He stated that he felt it would be fruitful, especially when follow-up workshops are scheduled. He also noted that the minutes have correctly indicated his comments regarding CWA's legal expense report being a very good committee asset. He stated that it was also a great public resource and he would like to see Otay provide the same report.

Interim General Manager Watton indicated that he had provided a copy of CWA's report to Legal Counsel and a similar report was being developed. He indicated that he too agreed that it was a good report.

Director Lopez indicated that he wished to commend staff for taking the initiative to review the details of the District projects and issues with the board committees. He stated that it was very helpful to them and that it helps makes the decision making process much more efficient. He thanked staff for their efforts.

Director Bonilla indicated that he was happy to see the board recognize staff for their work and the success of the District. He stated that the board provides the support, however, it is the staff that accomplishes the work. He stated that at each committee meeting, board members are educated on the business of water and he wished to thank staff for their patience. He stated that it was very gratifying to work with staff in committee and that he felt the District was moving in the right direction.

President Lewis indicated that the Board workshop on September 29, 2004 was a very good session. He stated it was discussed at the workshop that it would be a good idea to hold another workshop after the elections. He indicated that it was further discussed that should there be new members elected in November, that they should possibly be invited to the workshop so there would be good continuity going into the next two years.

RECESS TO CLOSED SESSION

13. The Board recessed to closed session at 5:18 p.m. to discuss the items below:

- a) CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
[GOVERNMENT CODE §54956.9(a)]
 - i. OTAY WATER DISTRICT EMPLOYEES ASSOCIATION V. OTAY
WATER DISTRICT
- b) CONFERENCE WITH REAL PROPERTY NEGOTIATOR [GOVERNMENT
CODE §54956.8]

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

AGENCY NEGOTIATORS: YURI CALDERÓN

NEGOTIATING PARTIES: CALIFORNIA BANK & TRUST

UNDER NEGOTIATION: PROPOSED MODIFICATIONS TO
TERMS AND CONDITIONS OF LEASE

RETURN TO OPEN SESSION

14. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION

The Board reconvened at 5:38 p.m. President Lewis indicated that Director Lopez needed to leave prior to the closed session discussions. General Counsel Yuri Calderon stated that no reportable actions were taken in closed session.

15. ADJOURNMENT

With no further business to come before the Board, President Lewis adjourned the meeting in at 5:38 p.m.

President

ATTEST:

District Secretary