



FALLBROOK PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
COMBINED NOVEMBER/DECEMBER REGULAR BOARD MEETING

AGENDA

MONDAY, DECEMBER 13, 2021
4:00 P.M.

FALLBROOK PUBLIC UTILITY DISTRICT
990 E. MISSION RD., FALLBROOK, CA 92028
PHONE: (760) 728-1125

THIS MEETING WILL BE HELD PURSUANT TO GOVERNMENT CODE SECTION 54953(e)(1)(A), WHICH WAIVES CERTAIN BROWN ACT TELECONFERENCING REQUIREMENTS DURING A PROCLAIMED STATE OF EMERGENCY WHEN STATE OR LOCAL OFFICIALS HAVE IMPOSED OR RECOMMENDED MEASURES TO PROMOTE SOCIAL DISTANCING, AND ALLOWS SOME OR ALL OF THE MEMBERS OF THE FALLBROOK PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS TO ATTEND THIS MEETING TELEPHONICALLY OR VIA VIDEO CONFERENCE. MEMBERS OF THE PUBLIC WHO DO NOT WISH TO ATTEND IN PERSON ARE ENCOURAGED TO PARTICIPATE IN THE MEETING VIA WEB CONFERENCE USING THE BELOW CALL-IN AND WEBLINK INFORMATION. MEMBERS OF THE PUBLIC MAY ALSO PARTICIPATE IN THIS MEETING BY ATTENDING IN PERSON AT THE DISTRICT OFFICE LOCATED AT 990 E. MISSION RD., FALLBROOK, CA 92028.

Join Zoom Meeting

<https://us06web.zoom.us/j/87054622564?pwd=aWt0emtsOUp1SmJ1QIRQV0Q0bXhtZz09>

MEETING ID: 870 5462 2564

AUDIO PASSCODE: 072719

Dial by your location

+1 346 248 7799 US (Houston); +1 720 707 2699 US (Denver); +1 253 215 8782 US (Tacoma);
+1 312 626 6799 US (Chicago); +1 646 558 8656 US (New York); +1 301 715 8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/87054622564?pwd=aWt0emtsOUp1SmJ1QIRQV0Q0bXhtZz09>

PUBLIC COMMENTS: Members of the public may submit public comments and comments on agenda items in one of the following ways:

SUBMIT COMMENTS BEFORE THE MEETING:

- By emailing to our Board Secretary at leckert@fpud.com
- By mailing to the District Offices at 990 E. Mission Rd., Fallbrook, CA 92028
- By depositing them in the District's Payment Drop Box located at 990 E. Mission Rd., Fallbrook, CA 92028

All comments submitted before the meeting by whatever means must be received at least 1 hour in advance of the meeting. All comments will be read to the Board during the appropriate portion of the meeting. Please keep any written comments to 3 minutes.

REMOTELY MAKE COMMENTS DURING THE MEETING: The Board President will inquire prior to Board discussion if there are any comments from the public on each item.

- Via Zoom Webinar go to the "Participants List," hover over your name and click on "raise hand." This will notify the moderator that you wish to speak during oral communication or during a specific item on the agenda.
- Via phone, you can raise your hand by pressing *9 to notify the moderator that you wish to speak during the current item.

MAKE IN-PERSON COMMENTS DURING THE MEETING: The Board President will inquire prior to Board discussion if there are any comments from the public on each item, at which time members of the public attending in person may make comments.

THESE PUBLIC COMMENT PROCEDURES SUPERSEDE THE DISTRICT'S STANDARD PUBLIC COMMENT POLICIES AND PROCEDURES TO THE CONTRARY.

If you have a disability and need an accommodation to participate in the meeting, please call the Board Secretary at (760) 999-2704 for assistance.

I. PRELIMINARY FUNCTIONS

CALL TO ORDER / ROLL CALL / ESTABLISH A QUORUM

- A. **CONSIDER FINDINGS TO CONTINUE HOLDING REMOTE/TELECONFERENCE MEETINGS PURSUANT TO ASSEMBLY BILL 361**

Recommendation:

1. *That the FPUD Board of Directors make the following findings by majority vote:*
 - a. *The Governor-declared COVID-19 State of Emergency remains in effect and the Board of Directors has reconsidered the circumstances of the COVID-19 State of Emergency; and*
 - b. *State or local officials continue to impose or recommend measures to promote social distancing.*
2. *That the FPUD Board of Directors determine that, for the next thirty (30) days, the meetings of the Board and committees shall be held pursuant to the provisions of Government Code section 54953(e), allowing legislative body members and members of the public to participate in meetings remotely in accordance with that section.*

PLEDGE OF ALLEGIANCE

ADDITIONS TO AGENDA PER GC § 54954.2(b)

APPROVAL OF AGENDA

PUBLIC COMMENT

Members of the public are invited to address the Board of Directors on any item that is within the subject matter jurisdiction of the legislative body. The Board President may limit comments to three (3) minutes.

- B. **ELECTION OF OFFICERS TO THE BOARD OF DIRECTORS**

1. President
2. Vice-President

- C. **APPOINTMENTS TO BOARD STANDING COMMITTEES**

1. Fiscal Policy & Insurance
2. Personnel
3. Engineering & Operations

- D. NEW EMPLOYEE ANNOUNCEMENTS
 - 1. Steve Wuerth, SCADA/Electrical/Maintenance Supervisor
 - 2. Gilbert Bowman, System Operator II

- E. EMPLOYEE OF THE QUARTER FOR NOVEMBER 2021
 - 1. Bryan Wagner

- F. MANAGER'S AWARD
 - 1. Aaron Cook
 - 2. Alex Dagondon
 - 2. Devin Casteel
 - 3. Jake Robinson
 - 4. Mateo Morgan
 - 5. Matt Lian

II. CONSENT CALENDAR----- (ITEMS G-I)
All items appearing on the Consent Calendar may be disposed of by a single motion. Items shall be removed from the Consent Calendar if any member of the Board of Directors or the public requests removal prior to a vote on a motion to approve the items. Such items shall be considered separately for action by the Board.

- G. CONSIDER APPROVING MINUTES
 - 1. October 25, 2021 Regular Board Meeting

Recommendation: *That the Board approve the minutes of the aforementioned meetings of the Board of Directors of the Fallbrook Public Utility District.*

- H. CONSIDER 2022 BOARD OF DIRECTORS REGULAR MEETING SCHEDULE

Recommendation: *The Board establish the 2022 Board of Directors' regular meeting schedule, to include combining the November and December regular Board meetings to Monday, December 5, 2022, at 4 p.m.*

- I. CONSIDER SILVERTHORN RANCH LEASE EXTENSION

Recommendation: *That the Board authorize the General Manager to extend the land lease on a year-to-year basis.*

III. ACTION / DISCUSSION CALENDAR----- (ITEMS J-O)

- J. CONSIDER APPROVING THE DRAFT ANNUAL COMPREHENSIVE FINANCIAL REPORT (ACFR) FOR FY ENDING JUNE 30, 2021

Recommendation: *The Committee recommends that the Board approve the ACFR for Fiscal Year Ending June 30, 2021.*

- K. CONSIDER ADOPTING RESOLUTION NO. 5020 APPROVING THE INCREASED RATES FOR WATER AND RECYCLED WATER SERVICE CHARGES AND RATES FOR WASTEWATER SERVICE CHARGES AND TAKING OTHER RELATED ACTIONS

Recommendation: *The Board adopt Resolution No. 5020 adopting calendar year 2022 rates and charges for water, recycled water and wastewater services.*

- L. CONSIDER APPROVAL OF A TEMPORARY EMPLOYMENT AGREEMENT FOR THE POSITION OF OPERATIONS MANAGER

Recommendation: *That the Board approve Resolution 5021 and the temporary employment agreement with Jason Cavender.*

- M. CONSIDERATION AND DIRECTION TO STAFF REGARDING IMPLEMENTATION OF THE REDISTRICTING PROCESS BASED ON 2020 U.S. CENSUS DATA

Recommendation: *It is recommended that the Board take action to direct District staff to perform the work with support from BB&K necessary for the redistricting process based on the release of the 2020 U.S. Census data.*

- N. CONSIDER REQUEST FOR APPROVAL OF BARTLE WELLS ASSOCIATES TO PROVIDE CONSULTING SERVICES

Recommendation: *The Board approve Bartle Wells Associates to provide consulting services to the District for the not-to-exceed amount of \$139,770.*

- O. CONSIDER AWARD OF THE SEWER MAIN RELINING PROJECT – FY 22 (JOB #3179)

Recommendation: *That the Board authorize award of the Sewer Main Relining Project to the lowest responsible bidder, NorCal Pipeline, for \$90,628.*

IV. ORAL/WRITTEN REPORTS------(ITEMS 1–8)

1. General Counsel
2. SDCWA Representative Report
3. General Manager
 - a. Engineering and Operations Report
4. Assistant General Manager/Chief Financial Officer

- a. Financial Summary Report
- b. Treasurer's Report
- c. Budget Status Report
- d. Warrant List
- e. Annual Disclosure of Reimbursements Over \$100
5. Public Affairs Specialist
6. Notice of Approval of Per Diem for Meetings Attended
 - a. Notification of Approval for Directors' attendance at the SMRCUP Ribbon Cutting event on November 9, 2021.
 - b. Notification of Approval for Directors' attendance at the Town Hall Meeting at the District office on November 17, 2021.
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

V. CLOSED SESSION------(ITEMS 1-2)

1. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

Agency Designated Negotiators: Jack Bebee, General Manager; Lisa Chaffin, Human Resources Manager

Employee Organizations: Fallbrook Public Utility District Employees' Association; Fallbrook Management Employees' Association

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PER GC § 54956.9 (d)(2):

One (1) Potential Case

RECONVENE TO OPEN SESSION

REPORT FROM CLOSED SESSION (*As Necessary*)

VI. ADJOURNMENT OF MEETING

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DECLARATION OF POSTING

I, Lauren Eckert, Executive Assistant/Board Secretary of the Fallbrook Public Utility District, do hereby declare that I posted a copy of the foregoing agenda in the glass case at the entrance of the District Office located at 990 East Mission Road, Fallbrook, California, at least 72 hours prior to the meeting in accordance with Government Code § 54954.2.

I, Lauren Eckert, further declare under penalty of perjury and under the laws of the State of California that the foregoing is true and correct.

December 8, 2021
Dated / Fallbrook, CA

/s/ Lauren Eckert
Executive Assistant/Board Secretary