



**FALLBROOK PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING**

**MONDAY, AUGUST 23, 2021
4:00 P.M.**

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

AGENDA

TELECONFERENCING AND PUBLIC COMMENT INSTRUCTIONS

PURSUANT TO WAIVERS TO CERTAIN BROWN ACT PROVISIONS UNDER EXECUTIVE ORDERS ISSUED BY GOVERNOR NEWSOM RELATED TO THE COVID-19 STATE OF EMERGENCY THIS MEETING WILL BE CONDUCTED VIA WEB AND TELECONFERENCE USING THE BELOW INFORMATION. HOWEVER, 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. MEMBERS OF THE PUBLIC WHO DO NOT WISH TO ATTEND IN PERSON ARE ENCOURAGED TO PARTICIPATE IN THE BOARD MEETING VIA WEB CONFERENCE USING THE BELOW CALL-IN AND WEBLINK INFORMATION.

Join Zoom Meeting

<https://us06web.zoom.us/j/82807881161?pwd=RFI4U2FOVjNXQUt6MjRRUjJweVg3Zz09>

Meeting ID: 828 0788 1161

Passcode: 974329

Dial by your location

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

Find your local number: <https://us06web.zoom.us/u/kep5OIHFr>

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 Acting Board Secretary at mavisc@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

PLEDGE OF ALLEGIANCE

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.

A. EMPLOYEE OF THE QUARTER FOR AUGUST 2021
1. Josh Couveau

B. NEW EMPLOYEE ANNOUNCEMENT
1. Isabel Casteran, Safety & Risk Officer

II. CONSENT CALENDAR----- (ITEMS C – H)

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.

C. CONSIDER APPROVAL OF MINUTES
1. July 26, 2021 Regular Meeting

Recommendation: The Board approve the minutes of the aforementioned meeting of the Board of Directors of the Fallbrook Public Utility District.

D. CONSIDER PUBLICATION OF ANNUAL FINANCIAL STATEMENT

Recommendation: That the Board approve the draft financial statement developed by staff for publication in the Village News in accordance with Section 6066 of the Government Code.

E. COMMUNITY BENEFIT WATER USERS FY 2020-21 ANNUAL REPORT

Recommendation: This item is for information purposes, no action is required.

F. ANNUAL STATUS REPORT OF PARCELS WITH DEFERRED WATER AVAILABILITY / STANDBY CHARGES

Recommendation: This item is for information only; no action is required of the Board.

G. CONSIDER CLAIM FOR INUNDATION OF WATER ONTO REAL PROPERTY

Recommendation: The aggregate cost of the claims related to the incident will exceed the District retrospective allocation point of \$25,000. Staff recommends rejection of this claim, and any and all claims resulting from this incident, and to forward all claims for this incident to ACWA/JPIA for resolution.

H. CONSIDER ADOPTION OF RESOLUTION 5019 COMPLYING WITH GOVERNMENT CODE REQUIREMENTS FOR WATER SERVICE RELATIVE TO AFFORDABLE HOUSING

Recommendation: That the Board adopt Resolution 5019 complying with SB 1087 priority for affordable housing.

III. INFORMATION------(ITEMS I - J)

I. PRESENTATION BY YARELI ALBINO, STUDENT INTERN, FALLBROOK HIGH SCHOOL

J. FY 2020-21 YEAR-END BUDGET STATUS REPORT

IV. ACTION / DISCUSSION CALENDAR------(ITEMS K-P)

K. CONSIDER AWARD OF WINTERHAVEN PIPELINE PHASE II REPLACEMENT PROJECT (JOB 3142)

Recommendation: That the Board authorize the Winter Haven Pipeline Phase II Replacement Project to the lowest responsible bidder.

L. CONSIDER SMRCUP PROFESSIONAL SERVICES AGREEMENT AMENDMENT

Recommendation: That the Board authorize a contract amendment with Infrastructure Engineering Corporation for a not to exceed amount of \$289,866 to continue providing Design Services During Construction for the Santa Margarita Conjunctive Use Project.

M. CONSIDER SMRCUP SCADA PROGRAMMING SERVICES AGREEMENT AMENDMENT

Recommendation: That the Board authorize a contract amendment with Arcadis U.S. Inc. for a not to exceed amount of \$245,961.60 to continue providing SCADA Programming Services for the Santa Margarita River Conjunctive Use Project

N. CONSIDER AS-NEEDED SCADA SUPPORT CONTRACT AMENDMENT

Recommendation: That the Board authorize an additional \$37,500 to the annual as-needed support contract with SCADA Integrations, for a combined total of \$75,000.

O. CONSIDER SOLAR POWERED FLOATING MIXER AT RED MOUNTAIN RESERVOIR

Recommendation: That the Board the authorize \$71,323 to IXOM Watercare Inc. for the purchase and installation of a solar powered mixer.

P. CONSIDER APPROVAL OF AMENDMENT TO AMENDED AND RESTATED EMPLOYMENT AGREEMENT BETWEEN FALLBROOK PUBLIC UTILITY DISTRICT AND GENERAL MANAGER JACK BEBEE EFFECTIVE JULY 1, 2021

Recommendation: That the Amended and Restated Employment Agreement with General Manager Jack Bebee be approved effective July 1, 2021.

V. 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
5. Public Affairs Specialist
6. Notice of Approval of Per Diem for Meetings Attended
7. Director Comments/Reports on Meetings Attended
8. Miscellaneous

ADJOURN TO CLOSED SESSION

VI. CLOSED SESSION----- (ITEM 1)

1. 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

VII. ADJOURNMENT OF MEETING

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DECLARATION OF POSTING

I, Mavis Canpinar, Acting 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(a).

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

8/19/21
Dated / Fallbrook, CA

/s/Mavis Canpinar
Acting Executive Assistant /
Board Secretary