

**MINUTES OF THE
SPECIAL MEETING OF THE BOARD OF DIRECTORS
OTAY WATER DISTRICT
May 8, 2012**

1. The meeting was called to order by President Lopez at 3:33 p.m.

2. ROLL CALL

Directors Present: Croucher, Gonzalez, Lopez, Robak and Thompson

Directors Absent: None

Staff Present: General Manager Mark Watton, Assistant General Manager German Alvarez, General Counsel Daniel Shinoff, Chief of Engineering Rod Posada, 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 Gonzalez, seconded by Director Thompson and carried with the following vote:

Ayes:	Directors Croucher, Gonzalez, Lopez, Robak and Thompson
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.

RECESS TO CLOSED SESSION

6. CLOSED SESSION

The board convened into closed session at 3:35 p.m. to discuss the following item:

- a) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
[GOVERNMENT CODE §54956.9(a)]
 - (l) INFRASTRUCTURE ENGINEERING CORP. v. OTAY WATER
DISTRICT, COUNTY OF SAN DIEGO, SUPERIOR COURT, CASE NO.
37-2008-00093876-CU-BC-CTL

RETURN TO OPEN SESSION

- 7. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION. THE BOARD MAY ALSO TAKE ACTION ON ANY ITEMS POSTED IN CLOSED SESSION

The board reconvened from closed session at 5:08 p.m. and Attorney Richard Romero indicated that the board took action to increase the Jamacha Pipeline Project CIP by \$800,000 as a result of litigation. He 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 5:08 p.m.

President

ATTEST:

District Secretary