

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING  
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD  
SPRING VALLEY, CALIFORNIA

**WEDNESDAY**  
**September 7, 2016**  
**3:30 P.M.**

**AGENDA**

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF JULY 6, 2016
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

**PUBLIC HEARING**

6. PUBLIC HEARING ON THE FINAL ENVIRONMENTAL IMPACT REPORT/FINAL ENVIRONMENTAL IMPACT STATEMENT FOR THE DISTRICT'S OTAY MESA CONVEYANCE AND DISINFECTION SYSTEM PROJECT

THE BOARD WILL BE HOLDING A PUBLIC HEARING TO CONSIDER CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT/FINAL ENVIRONMENTAL IMPACT STATEMENT (FINAL EIR/EIS) FOR THE DISTRICT'S OTAY MESA CONVEYANCE AND DISINFECTION SYSTEM PROJECT. THE BOARD INVITES THE PUBLIC TO PROVIDE COMMENTS ON THE REPORT.

- a) CERTIFY THAT THE FINAL EIR/EIS FOR THE DISTRICT'S OTAY MESA CONVEYANCE AND DISINFECTION SYSTEM PROJECT HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, THE CURRENT STATE GUIDELINES, AND THE DISTRICT'S LOCAL GUIDELINES, AND THAT IT REFLECTS THE INDEPENDENT JUDGMENT OF THE DISTRICT; FIND THAT THE POTENTIALLY SIGNIFICANT EFFECTS OF THE PROJECT WILL BE

AVOIDED THROUGH THE ADOPTION OF FEASIBLE MITIGATION MEASURES, AS SHOWN IN THE FINAL EIR/EIS AND THE MITIGATION, MONITORING AND REPORTING PROGRAM FOR THE FINAL EIR/EIS; AND APPROVE THE FINDINGS AND THE STATEMENT OF OVERRIDING CONSIDERATIONS FOR THE PROJECT (COBURN-BOYD)

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. 4313 AMENDING POLICY NO. 21 OF THE DISTRICT'S CODE OF ORDINANCES TO REDEFINE THE FEE LIMITS FOR MINOR PROJECTS OF LESS THAN \$50,000 AND ADD CLARIFYING LANGUAGE FOR EXISTING PRACTICES WITH RESPECT TO PROFESSIONAL CONSULTING SERVICES
  - b) ADOPT RESOLUTION NO. 4315 ELECTING THAT THE DISTRICT BE SUBJECT TO THE CALIFORNIA UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (CUPCCAA) PROCEDURES AND ADOPTING BOARD OF DIRECTORS POLICY NO. 53, INFORMAL BIDDING PROCEDURES UNDER THE CUPCCAA; AND AMEND SECTION 7 PRICING/BIDDING REQUIREMENTS OF THE OTAY WATER DISTRICT PURCHASING MANUAL
  - c) ADOPT ORDINANCE NO. 557 AMENDING THE APPENDIX OF SECTION 6, CONFLICT OF INTEREST CODE (COIC), CONTAINED WITHIN THE DISTRICT'S CODE OF ORDINANCES TO UPDATE THE POSITION TITLES REQUIRED TO FILE A FORM 700 AND TO INCLUDE LANGUAGE IN SECTION 6.02 WHICH WILL ALLOW THE GENERAL MANAGER OR HIS DESIGNEE TO DESIGNATE POSITIONS TO BE INCLUDED IN THE COIC'S APPENDIX AT ANY TIME BETWEEN THE BIENNIAL REVIEW PERIODS
  - d) ADOPT RESOLUTION NO. 4311 TO UPDATE BOARD POLICY NO. 19, SMOKING, TOBACCO, AND NICOTINE FREE CAMPUS, DUE TO RECENT LEGISLATION EXPANDING THE WORKPLACE PROHIBITION AGAINST SMOKING INCLUDING ELECTRONIC CIGARETTES
  - e) RATIFY THE EMERGENCY CONTRACTED WORK PERFORMED BY KIRK PAVING FOR THE GREENVIEW DRIVE MAIN BREAK REPAIR
  - f) ADOPT ORDINANCE NO. 558 AMENDING SUBDIVISION "E" OF SECTION 2.01 OF THE DISTRICT'S CODE OF ORDINANCES TO ESTABLISH THE GENERAL MANAGER'S SIGNATORY AUTHORITY AT \$125,000

## ACTION ITEMS

8. ENGINEERING AND WATER OPERATIONS
  - a) APPROVE THE CONTINUANCE OF THE TEMPORARY MORATORIUM ON THE INSTALLATION OF NEW RECYCLED WATER FACILITIES ON OTAY MESA FOR A PERIOD OF ONE YEAR TO JULY 2017 (MARTIN)
9. BOARD
  - a) DISCUSSION OF THE 2016 BOARD MEETING CALENDAR

## INFORMATIONAL ITEM

10. THE FOLLOWING ITEMS ARE PROVIDED TO THE BOARD FOR INFORMATIONAL PURPOSES ONLY. NO ACTION IS REQUIRED ON THE FOLLOWING AGENDA ITEMS:
  - a) FISCAL YEAR 2016 YEAR-END REPORT FOR THE DISTRICT'S FISCAL YEAR 2015-2018 STRATEGIC PLAN (SEGURA)
  - b) FOURTH QUARTER OF FISCAL YEAR 2016 CAPITAL IMPROVEMENT PROGRAM UPDATE (MARTIN)

## REPORTS

11. GENERAL MANAGER'S REPORT
  - a) SAN DIEGO COUNTY WATER AUTHORITY UPDATE
12. DIRECTORS' REPORTS/REQUESTS
13. PRESIDENT'S REPORT/REQUESTS

## RECESS TO CLOSED SESSION

14. CLOSED SESSION
  - a) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:  
  
1 CASE
  - b) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
[GOVERNMENT CODE §54956.9]

THE AFFORDABLE HOUSING COALITION OF SAN DIEGO v. SANDOVAL;  
CASE NO. 34-2012-80001158-CU-WM-GDS

RETURN TO OPEN SESSION

15. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION. THE BOARD MAY ALSO TAKE ACTION ON ANY ITEMS POSTED IN CLOSED SESSION
16. 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.

The Agenda, and any attachments containing written information, are available at the District's website at [www.otaywater.gov](http://www.otaywater.gov). Written changes to any items to be considered at the open meeting, or to any attachments, will be posted on the District's website. Copies of the Agenda and all attachments are also available through the District Secretary by contacting her at (619) 670-2280.

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 (619) 670-2280 at least 24 hours prior to the meeting.

Certification of Posting

I certify that on September 2, 2016, 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 September 2, 2016.

/s/ Susan Cruz, District Secretary