

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD
SPRING VALLEY, CALIFORNIA

WEDNESDAY

March 4, 2009

3:30 P.M.

AGENDA

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 13, 2009
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
6. PRESENTATION BY SAN DIEGO COUNTY WATER AUTHORITY (CWA) OF THE WATER SUPPLY OUTLOOK AND ITS IMPACT ON RATES (FRANK BELOCK, CWA DEPUTY GENERAL MANAGER)

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) APPROVE A ONE-YEAR CONTRACT WITH DIEHL, EVANS & COMPANY, LLP TO SERVE AS THE DISTRICT'S AUDITORS FOR THE FISCAL YEAR ENDING JUNE 30, 2009 WITH AN OPTION FOR FOUR ADDITIONAL 1-YEAR CONTRACTS SUBJECT TO THE BOARD'S REVIEW AND APPROVAL
 - b) APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH SPIESS CONSTRUCTION FOR THE CONSTRUCTION OF THE 850-4 RESERVOIR PROJECT FOR A DEDUCTIVE AMOUNT NOT TO EXCEED <\$250,778.45>

- c) APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE SWEET-WATER AUTHORITY, SOUTH BAY EXPRESSWAY, L.P., A CALIFORNIA LIMITED PARTNERSHIP, AND THE CALIFORNIA DEPARTMENT OF TRANSPORTATION CONCERNING THE PROCESSING OF THE SERVICE AREA BOUNDARY ADJUSTMENT BETWEEN THE DISTRICT AND SWEETWATER AUTHORITY
- d) AUTHORIZE THE CREATION OF A NEW CIP PROJECT FOR THE RUX-TON AVENUE UTILITY RELOCATIONS IN THE AMOUNT OF \$100,000 AND TO REIMBURSE TC CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$25,000 FOR PIPELINE REPAIRS ON THE PROJECT

ACTION ITEMS

- 8. ADMINISTRATIVE SERVICES, FINANCE AND INFORMATION TECHNOLOGY
 - a) RECEIVE DIRECTION FROM THE BOARD ON THE ONGOING FUNDING OF THE ANNUAL REQUIRED CONTRIBUTION TO CALPERS AND MEDICAL EXPENSE REIMBURSEMENT REQUESTS FROM CALPERS (BEACHEM)
- 9. ENGINEERING AND WATER OPERATIONS
 - a) APPROVE AN AGREEMENT BETWEEN SWEETWATER AUTHORITY AND OTAY WATER DISTRICT FOR JOINT PARTICIPATION IN THE OTAY RIVER GROUNDWATER DESALINATION FACILITY PROJECT (PEASLEY)
- 10. BOARD
 - a) DISCUSSION OF 2009 BOARD MEETING CALENDAR

INFORMATIONAL ITEMS

- 11. THIS ITEM IS PROVIDED TO THE BOARD FOR INFORMATIONAL PURPOSES ONLY. NO ACTION IS REQUIRED ON THE FOLLOWING AGENDA ITEM.
 - a) REPORT ON DIRECTORS EXPENSES FOR THE 2ND QUARTER OF FISCAL YEAR 2009 (PRENDERGAST)
 - b) FISCAL YEAR 2009 2ND QUARTER CIP UPDATE REPORT (RIPPERGER)

REPORTS

- 12. GENERAL MANAGER'S REPORT
 - a) SAN DIEGO COUNTY WATER AUTHORITY UPDATE

13. DIRECTORS' REPORTS/REQUESTS
14. PRESIDENT'S REPORT

RECESS TO CLOSED SESSION

15. CLOSED SESSION

- a) CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION [GOVERNMENT CODE §54956.9(a)]

- (I) MULTIPLE CASES RELATED TO THE FENTON BUSINESS CENTER AND FILED WITH THE SUPERIOR COURT OF THE COUNTY OF SAN DIEGO CONSOLIDATED UNDER CASE NO. 37-2007-00077024-CU-BC-SC

- b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS [GOVERNMENT CODE §54956.9]

PROPERTY: 2500 SWEETWATER SPRINGS BOULEVARD, SPRING VALLEY, CA 91978 (APN NO. 505-230-52-00)

AGENCY NEGOTIATORS: MARK WATTON AND STEVE DOBRAWA

NEGOTIATING PARTIES: RANCHO SAN DIEGO INDUSTRIAL CENTER, LLC, MIKE COLARUSSO

UNDER NEGOTIATIONS: PRICE AND TERMS OF PURCHASE

RETURN TO OPEN SESSION

16. REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION. THE BOARD MAY ALSO TAKE ACTION ON ANY ITEMS POSTED IN CLOSED SESSION
17. 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.

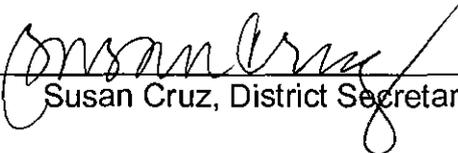
The Agenda, and any attachments containing written information, are available at the District's website at www.otaywater.gov. Written changes to any items to be considered at the open meeting, or to any attachments, will be posted on the District's website. Copies of the Agenda and all attachments are 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 February 27, 2009, 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 February 27, 2009.



Susan Cruz, District Secretary