

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING  
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD  
SPRING VALLEY, CALIFORNIA

**WEDNESDAY**

**March 5, 2008**

**3:30 P.M.**

**AGENDA**

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. 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
5. APPROVAL OF MINUTES OF THE REGULAR BOARD MEETING OF NOVEMBER 7, 2007 AND SPECIAL MEETING OF NOVEMBER 19, 2007

**CONSENT CALENDAR**

6. 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) AWARD OF A PROFESSIONAL SERVICES CONTRACT TO RBF CONSULTING FOR THE SEWER SYSTEM INSPECTION AND ASSESSMENT PROJECT AND TO AUTHORIZE THE GENERAL MANAGER TO EXECUTE AN AGREEMENT WITH RBF IN AN AMOUNT NOT TO EXCEED \$121,185 DURING FISCAL YEARS 2008 AND 2009
  - b) AWARD OF A PROFESSIONAL ENVIRONMENTAL CONSULTING SERVICES CONTRACT TO RECON FOR THE PREPARATION OF THE OTAY WATER DISTRICT SUBAREA PLAN AND TO AUTHORIZE THE GENERAL MANAGER TO EXECUTE AN AGREEMENT WITH RECON IN AN AMOUNT NOT TO EXCEED \$270,853

- c) AUTHORIZATION FOR EXECUTION OF AN AGREEMENT FOR OTAY BI-NATIONAL DESALINATION FEASIBILITY STUDY UPDATE WITH CAMP DRESSER & MCKEE, INC. IN AN AMOUNT NOT TO EXCEED \$94,552
- d) UPDATE REPORT OF DIRECTORS' EXPENSES FOR THE 2<sup>ND</sup> QUARTER OF FISCAL YEAR 2008
- e) ADOPT RESOLUTION NO. 4117 TO APPROVE AN AGREEMENT WITH THE CALIFORNIA PUBLIC EMPLOYEE'S RETIREMENT SYSTEM TO PREFUND OTHER POST EMPLOYMENT BENEFITS (OPEB) THROUGH CALPERS; CERTIFY THE FUNDING POLICY OF THE BOARD AT 100% OF THE ANNUAL REQUIRED CONTRIBUTION; DELEGATE AUTHORITY TO REQUEST DISBURSEMENTS TO THE GENERAL MANAGER AND CHIEF FINANCIAL OFFICER; AUTHORIZE THE TRANSFER OF \$11,543,000 TO THE PERS TRUST TO FULLY FUND THE ACTUARIAL ACCRUED LIABILITY AND THE FIRST YEAR'S NORMAL COST; AND AUTHORIZE THE TRANSFER OF THE REMAINING MONEY IN THE DESIGNATED OPEB FUND TO THE GENERAL FUND TO PAY FOR THE APPROVED SIX-YEAR LABOR AGREEMENT

#### ACTION ITEMS

- 7. GENERAL MANAGER
  - a) REVIEW OF CUSTOMER PIPELINE NEWSLETTER AND PROVIDE DIRECTION ON MOVING TO FULL-COLOR PRINTING (BUELNA)
- 8. BOARD
  - a) DISCUSSION OF 2008 BOARD MEETING CALENDAR

#### INFORMATIONAL ITEMS

- 9. THESE ITEMS ARE PROVIDED TO THE BOARD FOR INFORMATIONAL PURPOSES ONLY. NO ACTION IS REQUIRED ON THE FOLLOWING AGENDA ITEMS.
  - a) DISCUSSION OF REVIEW PROCESS FOR DISTRICT'S CURRENT BANKING SERVICES (CUDLIP)
  - b) FISCAL YEAR 2008 MID-YEAR STRATEGIC PLAN AND PERFORMANCE MEASURES REPORT (STEVENS)
  - c) 2<sup>ND</sup> QUARTER CIP UPDATE (RIPPERGER)

#### REPORTS

- 10. GENERAL MANAGER'S REPORT

- a) SAN DIEGO COUNTY WATER AUTHORITY UPDATE

11. DIRECTORS' REPORTS/REQUESTS

12. PRESIDENT'S REPORT

RECESS TO CLOSED SESSION

13. CLOSED SESSION

- a) CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION [GOVERNMENT CODE §54956.9(a)]
  - (i) SEYMOUR/LEWIS DEVELOPMENT, LTD. v. OTAY WATER DISTRICT, et al.
  - (ii) ROBERT PEREZ, et al. v. OTAY WATER DISTRICT, et al.
  - (iii) K&S DREAMERS, LLC, et al. v. OTAY WATER DISTRICT, et al.
  - (iv) SAN DIEGO ELECTRIC SIGN, INC., et al. v. OTAY WATER DISTRICT, et al.
  - (v) JOSEPH PADILLA, JR. et al. v. OTAY WATER DISTRICT, et al.
  - (vi) AMY WISE et al. v. OTAY WATER DISTRICT, et al.
  - (vii) SEYMOUR/LEWIS DEVELOPMENT, LTD v. JUMPIN' JUMPS, et al.
- b) CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION [GOVERNMENT CODE §54956.9(b)]
  - (i) MULTIPLE POTENTIAL CASES RELATED TO THE FENTON BUSINESS CENTER

RETURN TO OPEN SESSION

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

15. 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.

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

#### Certification of Posting

I certify that on February 29, 2008, 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 29, 2008.

  
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Susan Cruz, District Secretary