

OTAY WATER DISTRICT

BOARD OF DIRECTORS MEETING
DISTRICT BOARDROOM

2554 SWEETWATER SPRINGS BOULEVARD
SPRING VALLEY, CALIFORNIA

WEDNESDAY

September 2, 2009

3:30 P.M.

AGENDA

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF APRIL 28, 2009 AND REGULAR MEETING OF JUNE 3, 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

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) APPROVE A TWELVE MONTH EXTENSION OF THE AGREEMENT WITH BOYLE ENGINEERING CORPORATION (NOW AECOM USA, INC.) FOR AS-NEEDED OFF-SITE POTABLE AND OFF-SITE RECYCLED WATER PLAN CHECKING SERVICES FOR DEVELOPER PROJECTS FOR AN AMOUNT NOT-TO-EXCEED \$150,000
 - b) APPROVE AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND OTAY WATER DISTRICT FOR JOINT PARTICIPATION TO PREPARE A WASTEWATER RECLAMATION FACILITY FEASIBILITY STUDY AND WHEREIN THE DISTRICT WILL PROVIDE THE CITY REIMBURSEMENT OF AN AMOUNT NOT-TO-EXCEED \$150,000 FOR THE COST OF THE STUDY
 - c) ANNUAL REVIEW OF INVESTMENT POLICY (POLICY NO. 27) AND DELEGATION OF AUTHORITY FOR ALL INVESTMENT RELATED AC-

TIVITIES TO THE CHIEF FINANCIAL OFFICER IN ACCORDANCE WITH GOVERNMENT CODE SECTION 53607

- d) APPROVE AMENDMENTS TO THE HUMAN RESOURCES DISCIPLINE POLICY; AND ADOPT RESOLUTION NO. 4146 TO REVISE BOARD OF DIRECTORS POLICIES 47, POLICY AGAINST DISCRIMINATION AND HARASSMENT AND COMPLAINT PROCEDURE; AND 24, RECRUITMENT, SELECTION, AND EMPLOYMENT POLICY
- e) APPROVE IN CONCEPT THE TRANSITION OF THE OPERATION OF THE WATER CONSERVATION GARDEN TO BECOME A NON-PROFIT 501(c)3 ENTITY AND AUTHORIZE SUPPLEMENTAL FUNDING OF \$7,750 IN FISCAL YEAR 2010 TO SUPPORT THE WATER CONSERVATION GARDEN'S TRANSITION TO A NON-PROFIT ORGANIZATION
- f) CONSIDER DESIGNATING A REPRESENTATIVE AND ALTERNATE TO ATTEND THE BOARD OF DIRECTORS MEETINGS OF THE SOUTH COUNTY ECONOMIC DEVELOPMENT COUNCIL
- g) CONSIDER CASTING VOTES TO ELECT A CHAIR, VICE CHAIR AND FIVE (5) BOARD MEMBER REPRESENTATIVES TO THE ASSOCIATION OF CALIFORNIA WATER AGENCIES (ACWA) BOARD REPRESENTING REGION 10
- h) CONSIDER CASTING A VOTE TO ELECT A REPRESENTATIVE TO THE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA) BOARD OF DIRECTORS, REGION 6, SEAT A

ACTION ITEMS

7. FINANCE AND ADMINISTRATION

- a) UPDATE REPORT ON DIRECTORS' EXPENSES FOR THE 4TH QUARTER OF FISCAL YEAR 2009 (PRENDERGAST)

8. ENGINEERING AND WATER OPERATIONS

- a) ADOPT RESOLUTION NO. 4145 TO IMPLEMENT BOARD OF DIRECTORS POLICY 52, ADMINISTRATION OF RECYCLED WATER RETROFIT PROGRAM (CHARLES)

9. BOARD

- a) DISCUSSION OF 2009 BOARD MEETING CALENDAR

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) OTAY RIVER CONSTRUCTORS, ET. AL. V. SOUTHBAY EXPRESSWAY, ET. AL.; CASE NO. GIC 869386 (CONSOLIDATED)

(II) 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

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.

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 August 28, 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 August 28, 2009.



Susan Cruz, District Secretary