

Notice is hereby given that the Rainbow Municipal Water District Board of Directors will hold Closed Session at 12:00 p.m. and Open Session at 1:00 p.m. Tuesday, February 28, 2012eptember 22, 2011, at the District Office located at 3707 Old Highway 395, Fallbrook, CA 92028. At any time during the session, the Board of Directors Meeting may adjourn to Closed Session to consider litigation or to discuss with legal counsel matters within the attorney client privilege.

AGENDA

1. **CALL TO ORDER**
 2. **PLEDGE OF ALLEGIANCE**
 3. **ROLL CALL: Sanford_____ Griffiths_____ Lucy_____ McManigle_____**
 4. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
 5. **ORAL/WRITTEN COMMUNICATIONS FROM THE PUBLIC
OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD REGARDING
CLOSED SESSION AGENDA ITEMS (Government Code § 54954.2).**
Under Oral Communications, any person wishing to address the Board on matters regarding the Closed Session agenda should indicate their desire to speak by filling out and submitting a blue "Speaker's Slip" to the Board Secretary before the meeting begins. *Speaking time shall generally be limited to three minutes, unless a longer period is permitted by the Board President.*
 6. **CLOSED SESSION**
 - A. Appointment; Employment; Evaluation of Performance – General Manager
(Government Code §54957)
 7. **REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**
- Time Certain: 1:00 p.m.
8. **REPEAT REPORT ON POTENTIAL ACTION FROM CLOSED SESSION**
 9. **REPEAT ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
 10. **ANNIVERSARY ACKNOWLEDGEMENTS**
 - A. Wayne Nault (5 Years)
 11. **ORAL/WRITTEN COMMUNICATIONS FROM THE PUBLIC
OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD REGARDING
ITEMS NOT ON THIS AGENDA (Government Code § 54954.2).**
Under Oral Communications, any person wishing to address the Board on matters not on this agenda should indicate their desire to speak by filling out and submitting a blue "Speaker's Slip" to the Board Secretary before the meeting begins. *No action will be taken on any oral communications item since such item does not appear on this Agenda, unless the Board of Directors makes a determination that an emergency exists or that the need to take action on the item arose subsequent to posting of the Agenda (Government Code §54954.2). Speaking time shall generally be limited to three minutes, unless a longer period is permitted by the Board President.*
 - *12. **APPROVAL OF MINUTES**
 - A. January 24, 2012 - Regular Board Meeting

(*) - Asterisk indicates a report is attached.

13. BOARD OF DIRECTORS' COMMENTS/REPORTS

Directors' comments are comments by Directors concerning District business, which may be of interest to the Board. This is placed on the agenda to enable individual Board members to convey information to the Board and to the public. There is to be no discussion or action taken by the Board of Directors unless the item is noticed as part of the meeting agenda.

- A. President's Report
 - 1. SDCWA
- B. Representative Report (Appointed Representative)
 - 1. CSDA
- C. Meeting, Workshop, Committee, Seminar, Etc. Reports by Directors (AB1234)
- D. Directors Comments

***14. COMMITTEE REPORTS (Approved Minutes have been attached for reference only.)**

- A. Budget and Finance Committee
 - 1. January 12, 2012 Minutes
- B. Communications Committee
 - 1. November 8, 2011 Minutes
- C. Engineering Committee
 - 1. January 3, 2012 Minutes

***15. CONSENT CALENDAR**

(The consent calendar items are matters voted on together by a single motion unless separate action is requested by a Board member, staff or member of the audience.)

A. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION 12-02, A RESOLUTION OF THE BOARD OF DIRECTORS OF RAINBOW MUNICIPAL WATER DISTRICT SUPPORTING THE SAN DIEGO COUNTY WATER AUTHORITY'S LAWSUIT AGAINST THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

(The San Diego County Water Authority (SDCWA) has filed a lawsuit against the Metropolitan Water District (MWD) for unfair and illegal rate structures that places an unproportionate cost burden on the residents of San Diego County. MWD's unfair pricing resulted in overcharging San Diego approximately \$31 million in 2011, and could total overcharges of \$2.1 billion over 45 years. Resolution No. 12-02 memorializes our support of the SDCWA lawsuit.)

BOARD ACTION ITEMS

***16. DISCUSSION AND POSSIBLE SELECTION OF DIVISION ONE DIRECTOR AND APPROVAL OF RESOLUTION 12-05, A RESOLUTION APPOINTING _____ AS THE DIRECTOR OF DIVISION ONE OF THE RAINBOW MUNICIPAL WATER DISTRICT**

(In February 2012 Director Gerald Walson passed away suddenly, thereby leaving the Board seat for Division One vacant. Staff advised the Registrar of Voters office of the vacancy and posted the notice of vacancy in the Division One area. In addition, the vacancy was announced in The Village News. The deadline to apply for the seat was February 23rd. The list of prospective appointees will be forwarded to the Board prior to the meeting.)

(Staff supports Board direction.)

17. DISCUSSION AND POSSIBLE APPOINTMENT OF BOARD OFFICERS AND REPRESENTATIVES

(The Board may want to consider the appointment of Board President, Board Vice-President, Board Secretary, Treasurer, CSDA Representative, and LAFCO representative during this time.)

(Staff supports Board direction.)

(*) - Asterisk indicates a report is attached.

- *18. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION 12-04 OF THE BOARD OF DIRECTORS OF THE RAINBOW MUNICIPAL WATER DISTRICT APPOINTING A REPRESENTATIVE TO THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY**
(The recent passing of Board President and SDCWA representative Director Walson has created the need to appoint a new SDCWA representative.)
(Staff Recommendation: There are several pressing issues currently under consideration at the SDCWA, and without a Rainbow representative our positions and concerns are not heard. Staff recommends the Board appoint a representative as soon as possible and approve Resolution 12-04, validating that appointment.)
- *19. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION 12-03 – CHECK SIGNING AUTHORITY**
(The purpose of this Resolution is to establish check signing responsibilities and designate authorized signers of checks due to changes in personnel.)
(Staff Recommendation: Approve Resolution 12-03.)
- *20. DISCUSSION AND POSSIBLE ACTION TO CONSIDER REINSTATING THE SALE OF 5/8” AND 3/4 “ METERS**
(In early 2011 District staff was approached by the Campus Park development with a request to consider allowing 5/8” and 3/4” meter sales within the District. Staff has reviewed reports prepared by the developer’s engineer detailing the argument for smaller meters and has presented this information to the Engineering Committee for discussion and consideration. Staff’s concern is the need to provide fire protection to the homes. In the past the District conditioned smaller services with a letter from the fire department stating the 1” service was a requirement. If such letter was provided to the District then the District would only charge capacity fees for a 5/8” meter. Staff and the Engineering Committee consider this a viable option that reduces needed facilities while providing domestic and fire service to each parcel.)
(Staff Recommendation: The Board support reinstating the 5/8” and 3/4” capacity charges for appropriate sized lots. If the local fire department requires a larger service for fire sprinklers then the District will install service lateral and meter to support said fire requirements while only charging the capacity charge based on the lot size, the Board directs the Engineering Committee to develop an appropriate lot size requirements for the appropriate meter size, and the Board directs the Budget and Finance Committee to develop appropriate capacity fees for 5/8” and 3/4” meters.)
- *21. DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 12-01 SUPPORTING DISCUSSIONS WITH THE OWNERS OF MEADOWOOD DEVELOPMENT REGARDING ANNEXATION INTO RMWD**
(Resolution 12-01 is intended to show the public that this District is serious about discussions with the Meadowood Developers regarding annexation and providing water and sewer services.)
(Staff Recommendation: Execution of the attached Resolution 12-01 supporting discussions with the Meadowood Developers regarding annexation and service.)
- *22. DISCUSSION AND POSSIBLE ACTION REGARDING PREANNEXATION AGREEMENT BETWEEN RMWD AND THE DEVELOPERS OF CAMPUS PARK WEST**
(At its December 2011 regular meeting the Board directed staff to work with Pappas Investments regarding water and sewer service capacity to the Campus Park West project. Staff has met with Pappas Investments and started working out the details of a pre-annexation agreement. Staff has attached a copy for Board review and discussion.)
(No recommendation.)
- *23. DISCUSSION AND POSSIBLE ACTION TO ALLOW DIRECTOR GRIFFITHS TO ENTER CONFINED SPACES AT LIFT STATION #2 (REQUESTED BY: DIRECTOR GRIFFITHS)**
(The Board may approve or deny the request. Fiscal impacts are unknown, but the District would be faced with possible fines and considerable exposure to liability for knowingly allowing an unqualified individual to enter a permit required confined space in violation of our own rules and regulations and CAL OSHA

(*) - Asterisk indicates a report is attached.

regulations. Furthermore, District staff would be required to assist with the confined space entry, thereby putting them in harm's way and further increasing our risk of exposure.)
(Staff Recommendation: District staff prohibits anyone from entering confined spaces without the proper training and experience. Accordingly, staff recommends the Board deny the request.)

***24. RECEIVE AND FILE INFORMATION ITEMS FOR JANUARY 2012**

- A. General Manager Comments**
 - 1. Meetings, Conferences and Seminar Calendar
 - 2. Update on Functional Consolidation Issues
- B. Operations & Maintenance Manager Comments**
 - 1. Construction and Maintenance Report
 - 2. Valve Maintenance Report
 - 3. Garage/Shop Repair
 - 4. Water Operations Report
 - 5. Electrical/Telemetry Report
 - 6. Project Management Report
 - 7. Wastewater Report
 - 8. Safety Report
- C. District Engineer Comments**
 - 1. Engineering Report
- D. Customer Service Manager Comments**
 - 1. Field Customer Service Report
 - 2. Meters Report
 - 3. Water Quality Report
 - 4. Cross Connection Control Program Report
- E. Human Resource Manager Comments**
 - 1. Changes in Personnel
 - 2. Organizational Chart

***25. RECEIVE AND FILE FINANCIAL STATEMENTS AND INFORMATION FOR JANUARY 2012**

- A. Finance Manager Comments**
 - 1. Interim Financial Statement
 - 2. Monthly Investment Report
 - 3. Visa Breakdown
 - 4. Directors' Expense
 - 5. Check Register
 - 6. Water Purchases & Sales Summary
 - 7. Statistical Summary
 - 8. Cost Recovery of Repairs to District Property Caused by the General Public
 - 9. Metropolitan IAWP Reduction Programs
 - 10. San Diego County Water Authority SAWR Reduction Program
 - 11. RMWD Domestic Reduction Program
 - 12. Projected CIP Cash Flow Report
 - 13. RMWD Sewer Equivalent Dwelling Units (EDU's) Status

26. LIST OF SUGGESTED AGENDA ITEMS FOR THE NEXT REGULAR BOARD MEETING

27. ADJOURNMENT - To Tuesday, March 27, 2012 at 1:00 p.m.

ATTEST TO POSTING:

(*) - Asterisk indicates a report is attached.

George McManigle
Secretary of the Board

Date and Time of Posting
Outside Display Cases

(*) - Asterisk indicates a report is attached.