

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, January 26, 2021, 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. **ROLL CALL: Gasca___ Hamilton___ Mack___ Moss___ Rindfleisch___**
3. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**
4. **INSTRUCTIONS TO ALLOW PUBLIC COMMENT ON AGENDA ITEMS FROM THOSE ATTENDING THIS MEETING VIA TELECONFERENCE OR VIDEO CONFERENCE**

CHAIR TO READ ALOUD - "If at any point, anyone would like to ask a question or make a comment and have joined this meeting with their computer, they can click on the "Raise Hand" button located at the bottom of the screen. We will be alerted that they would like to speak. When called upon, please unmute the microphone and ask the question or make comments in no more than three minutes.

*Those who have joined by dialing a number on their telephone, will need to press *6 to unmute themselves and then *9 to alert us that they would like to speak.*

A slight pause will also be offered at the conclusion of each agenda item discussion to allow public members an opportunity to make comments or ask questions."

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 email or mailing their comments to the Board Secretary one hour before the Closed Session scheduled start time. All written public comments will be read to the Board prior to their adjournment to Closed Session. Any person wishing to speak to the Board regarding Closed Session agenda items may do so by calling (760) 728-1178, listening for "Thank you for calling Rainbow Municipal Water District", dialing Extension 429, and entering pin 8607 at the Closed Session scheduled start time. Once all public comment is heard, this call will be disconnected, and the Board will adjourn to Closed Session. To participate in the Open Session portion of the meeting, please follow the instructions provided at the top of Page 1 of this agenda. Speaking time shall generally be limited to three minutes unless a longer period is permitted by the Board President.

6. **CLOSED SESSION**

- A. Conference with Legal Counsel-Anticipated Litigation (Government Code §54956.9(d)(2))

* Two Items

- B. Conference with Labor Negotiators (Government Code §54957.6 and §54957)

Agency Designated Representatives

Tom Kennedy
Karleen Harp

(*) - Asterisk indicates a report is attached.

Discussions regarding labor negotiations for:

Rainbow Employees Association
Rainbow Association of Supervisor and Confidential Employees
Rainbow Exempt Employees Association

7. REPORT ON POTENTIAL ACTION FROM CLOSED SESSION

Time Certain: 1:00 p.m.

8. REPEAT CALL TO ORDER

9. PLEDGE OF ALLEGIANCE

10. REPEAT ROLL CALL

11. REPEAT REPORT ON POTENTIAL ACTION FROM CLOSED SESSION

12. REPEAT ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)

13. REPEAT INSTRUCTIONS TO ALLOW PUBLIC COMMENT ON AGENDA ITEMS FROM THOSE ATTENDING THIS MEETING VIA TELECONFERENCE OR VIDEO CONFERENCE

CHAIR TO READ ALOUD - *"If at any point, anyone would like to ask a question or make a comment and have joined this meeting with their computer, they can click on the "Raise Hand" button located at the bottom of the screen. We will be alerted that they would like to speak. When called upon, please unmute the microphone and ask the question or make comments in no more than three minutes.*

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A slight pause will also be offered at the conclusion of each agenda item discussion to allow public members an opportunity to make comments or ask questions."

14. PRESENTATION OF BOARD MEMBER ELECTION CERTIFICATES

15. 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 or may email or mail their comments to the Board Secretary one hour before the Open Session scheduled start time. All written public comments received will be read to the Board during the appropriate portion of the meeting. 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.

(*) - Asterisk indicates a report is attached.

***16. APPROVAL OF MINUTES**

- A. December 8, 2020 - Regular Board Meeting

***17. 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
- B. Representative Report (Appointed Representative)
 - 1. SDCWA
 - 2. CSDA
 - 3. LAFCO
 - 4. San Luis Rey Watershed Council
 - 5. Santa Margarita River Watershed Watermaster Steering Committee
 - 6. ACWA
- C. Meeting, Workshop, Committee, Seminar, Etc. Reports by Directors (AB1234)
 - 1. Board Seminar/Conference/Workshop Training Attendance Reports
- D. Directors Comments
- E. Legal Counsel Comments
 - 1. Attorney Report: COVID-19 Vaccination Updates for Employers 501668-0002

18. COMMITTEE REPORTS

- A. Budget and Finance Committee
- B. Communications and Customer Service Committee
- C. Engineering and Operations Committee

CONSENT CALENDAR

***19. APPROVAL OF RESOLUTION NO. 21-01 ESTABLISHING CHECK SIGNING AUTHORITY**

(The purpose of this resolution is to update the current established check signing responsibility to the current authorized signers of checks due to changes on the Board of Directors.)

***20. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 21-05 — A RESOLUTION OF THE BOARD OF DIRECTORS OF RAINBOW MUNICIPAL WATER DISTRICT ESTABLISHING CLASSIFICATIONS AND MONTHLY PAY RANGES FOR DISTRICT EMPLOYEES AND THE GENERAL MANAGER EFFECTIVE JANUARY 26, 2021 THROUGH JUNE 30, 2021**

(The grade structure included in Resolution No. 21-05 adds new job titles into the salary grade structure.)

21. POSSIBLE ACTION TO CONSENT TO THE EXTENSION OF THE JOINT AGREEMENTS TO IMPROVE MAJOR SUBDIVISION FOR COUNTY OF SAN DIEGO TRACT NO. 5338-2 THROUGH 5338-6, HORSE CREEK RIDGE

(D.R. Horton Los Angeles Holding Company, Inc. has requested an extension of the Joint Agreements with the District and County of San Diego regarding the Horse Creek Ridge Development Construction. The extension of the agreements will accommodate the completion of the construction. The County may approve this extension with the consent of the District.)

(*) - Asterisk indicates a report is attached.

BOARD ACTION ITEMS

- *22. DISCUSSION AND POSSIBLE APPOINTMENT OF BOARD OFFICERS AND REPRESENTATIVES**
(Due to the November 8, 2020 election results with a change in the Board of Directors and Administrative Code Section 3.01.030, the Board will need to consider appointments of the Board Officers and Representatives as well as Board Member committee assignments.)
- *23. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 21-03 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 (SDCWA)**
(The term of office for Mr. Kennedy as RMWD's representative on the SDCWA Board will expire on February 2, 2021; thereby creating the need for the Board to appoint a SDCWA representative.)
- *24. CONSIDER ADOPTING RESOLUTION NO. 21-04 DESIGNATING ANOTHER DISTRICT'S REPRESENTATIVE AS PROXY VOTE TO THE SAN DIEGO COUNTY WATER AUTHORITY (SDCWA) IN THE ABSENCE OF THE RAINBOW MUNICIPAL WATER DISTRICT (RMWD) REPRESENTATIVE**
(As part of this meeting, the Board considered adopting Resolution No. 21-03 appointing a RMWD representative to the Board of Directors of the SDCWA. In the event an appointment was made, this item is to provide the Board with an opportunity to designate another District's representative as proxy vote to the SDCWA in the absence of the named RMWD representative.)
- *25. CONSIDER ACTION TO APPROVE A THREE-YEAR CONTRACT RENEWAL WITH SOFTCHOICE, INC. FOR THE LICENSING OF MICROSOFT OFFICE 365, OFFICE ADVANCED THREAT PROTECTION, AZURE SECURITY, SQL SERVER AND WINDOWS LICENSING**
(The District has a contract with Softchoice for our Microsoft Enterprise Agreement and Select Plus Licensing which provides the District with access to Office products such as Word, Excel, Power Point and Outlook for all District employees and also allows for employees to utilize Office products to store files and collaborate on the cloud such as OneDrive, SharePoint and Teams. Renewing the existing contract for another three years will give the District a seamless continuation of the use of these products.)
- *26. DISCUSSION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 21-02 APPROVING AN INITIAL STUDY / MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING AND REPORTING PROGRAM UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR LIFT STATION NO. 1 REPLACEMENT PROJECT**
(Request that the Board of Directors approve IS/MND for the Lift Station No. 1 Replacement project and adopt Resolution 21-02. The IS/MND presents an analysis and mitigation measures to address potential environmental impacts associated with the sewer improvement project, in compliance with the California Environmental Quality Act (CEQA).)
- *27. DISCUSSION AND POSSIBLE ACTION TO AWARD A PROFESSIONAL SERVICES AGREEMENT TO HOCH CONSULTING TO PROVIDE DESIGN SERVICES FOR THE HUTTON AND TURNER PUMP STATIONS**
(The District issued an RFP to provide design services for the Hutton and Turner Pump Stations Project. The evaluation of the proposals determined that Hoch Consulting ranked the highest and was deemed most qualified to perform design services for the District.)
- *28. DISCUSSION AND POSSIBLE ACTION TO APPROVE A VARIANCE FROM MAXIMUM CAPACITY AND 12 MONTH ROLLING AVERAGE REQUIREMENTS IN ORDER TO DOWNSIZE FROM A 1 1/2" TO A 3/4" METER**
(The property owner of APN 121-130-72-00 has requested a variance from Ordinance 19-04.)

(*) - Asterisk indicates a report is attached.

- *29. DISCUSSION AND POSSIBLE ACTION TO APPROVE A VARIANCE FROM ORDINANCE 19-04 TO ALLOW A LOT, LARGER THAN 0.5 ACRES, TO QUALIFY FOR CAPACITY CLASS “B” 3/4” METER AND APPROVE THE CAPACITY CLASS WATER USE AGREEMENT**
(The Terrace Downs HOA has requested a variance from Ordinance 19-04 to downsize 16 of their existing 1” meters on an 8.85 acre parcel to 16 3/4” inch meters.)
- 30. DISCUSSION AND POSSIBLE ACTION TO APPROVE WAIVING OF LATE FEES FOR FEBRUARY 2021 FOR CUSTOMERS SET UP ON AUTOPAY**
(The Board will consider approving staff not assessing a late charge to any customers enrolled in autopay for the transition month of February 2021.)
- 31. CONSIDER COMMITTEE MEMBER REAPPOINTMENTS**
(Per Administrative Code Section 2.06.010, committee members are to be reappointed by the Board every four years.)
- 32. DISCUSSION AND POSSIBLE ACTION TO APPOINT HELENE BRAZIER TO SERVE AS A MEMBER OF THE ENGINEERING AND OPERATIONS COMMITTEE**
(Due to November 8, 2020 general election results, Ms. Brazier no longer qualifies to serve as a Board representative on this committee. Per their December 2, 2020 meeting, the Engineering and Operations Committee recommend the Board appoint Ms. Brazier to serve on this committee as a member of the public.)
- *33. DISCUSSION AND POSSIBLE ACTION SUPPORTING A NOMINATION TO ACWA BOARD OF DIRECTORS REGION 10**
(The Region 10 Nominating Committee is looking for ACWA members who are interested in leading the direction of ACWA Region 10 for the remainder of the 2020-2021 term. The Board is seeking candidates from Region 10 to fill one board vacancy.)
- 34. BOARD MEMBER REQUESTS FOR AUTHORIZATION TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS**

BOARD INFORMATION ITEMS

- 35. COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) PRESENTATION**
- 36. STRATEGIC PLAN REVIEW**
- *37. DISCUSSION REGARDING POSSIBLY AMENDING AND UPDATING ADMINISTRATIVE CODE SECTION 2.03.010 – REMUNERATION AND REIMBURSEMENT POLICY**
(This item is to provide an opportunity for the Board to consider possibly updating and amending Administrative Code Section 2.03.010 to specify which meetings are to be eligible for compensation with possible inclusion of ad hoc as well as standing committees.)
- *38. RECEIVE AND FILE INFORMATION AND FINANCIAL ITEMS**
 - A. General Manager Comments**
 - 1. Meetings, Conferences and Seminar Calendar
 - B. Communications**
 - 1. Staff Training Report
 - C. Operations Comments**
 - 1. Operations Report – November
 - 2. Operations Report - December
 - D. Engineering Comments**
 - 1. Engineering Report
 - 2. As-Needed Services Expenditures Summary
 - 3. RMWD Sewer Equivalent Dwelling Units (EDU’s) Status

(*) - Asterisk indicates a report is attached.

E. Human Resource & Safety Comments

1. Human Resources Report

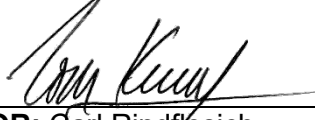
F. Finance Comments

1. Board Information Report – December
2. Budget vs. Actual Fund 1, 2, and 3 - October
3. Fund Balance Projections - October
4. Treasury Report - October
5. Five Year Demand - October
6. Water Sales Summary - October
7. Check Register - October
8. Directors' Expenses - October
9. Credit Card Breakdown - October
10. Developer Projections - October
11. RMWD Properties – October
12. Board Information Report – January
13. Budget vs. Actual Fund 1, 2, and 3 – November
14. Fund Balance Projections – November
15. Treasury Report – November
16. Five Year Demand – November
17. Water Sales Summary – November
18. Check Register – November
19. Directors' Expenses – November
20. Credit Card Breakdown – November
21. Developer Projections – November
22. RMWD Properties – November

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

40. ADJOURNMENT - To Tuesday, February 23, 2021 at 1:00 p.m.

ATTEST TO POSTING:



FOR: Carl Rindfleisch
Secretary of the Board

1-18-21 @ 3:45 p.m.

Date and Time of Posting
Outside Display Cases

(*) - Asterisk indicates a report is attached.