

**MINUTES OF THE REGULAR BOARD MEETING
OF THE BOARD OF DIRECTORS OF THE
RAINBOW MUNICIPAL WATER DISTRICT
SEPTEMBER 23, 2025**

1. **CALL TO ORDER** - The Regular Meeting of the Board of Directors of the Rainbow Municipal Water District was called to order on September 23, 2025, at 1:01 p.m. by President Hamilton, in the Board Room of the District, 3707 Old Highway 395, Fallbrook, CA 92028. President Hamilton presided.

2. **ROLL CALL:**

Present: Directors Hamilton, Mack, Townsend-Smith (attended remotely in an observer capacity), Irvine, Hoffman

Also Present: General Manager Wiley, Legal Counsel Smith, Administrative Services Manager Harp, Information Technology Manager Khattab, District Secretary Quintanar, Administrative Analyst Weber, Chief Operations Manager Gutierrez, Finance Manager Shilkov, Engineering & CIP Manager Williams, Customer Service Representative Snyder, Human Resources Specialist Ramirez, Deputy Chief Operations Manager Coffey, Administrative Assistant Montano, Meters and Customer Service Supervisor Cruz, Billing Specialist Kilmer, Utility Worker II Diaz

**Also Present in Person,
Via Teleconference or**

Video Conference: Sr. Project Manager Tamimi, Administrative Analyst Barrow, Safety and Risk Management Officer Johnson, Construction Supervisor Nunez, Jack Adams and Steven Williams – Hazen & Sawyer Consulting, Anthony Herda – ERSC, Public

3. **PLEDGE OF ALLEGIANCE**

4. **ADDITIONS/DELETIONS/AMENDMENTS TO THE AGENDA (Government Code §54954.2)**

There were none

5. **APPROVAL OF THE AGENDA**

Motion: To approve the Agenda as presented.

Action: Approve, Moved by Director Mack, Seconded by Director Irvine

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

6. **PUBLIC COMMENT**

There were no requests to speak.

7. EMPLOYEE RECOGNITIONS

A. Josh Cruz – 5 Years

General Manager Wiley recognized Meters and Customer Service Supervisor Cruz for reaching his five-year milestone with the District. Josh Cruz joined the District in 2020 during the height of the COVID-19 pandemic and consistently demonstrated strong leadership and a commitment to exceptional customer service. He has pushed the District in positive directions and made impactful improvements in innovation and customer satisfaction. Mr. Wiley expressed his appreciation and presented a plaque memorializing the milestone.

8. COMMITTEE MEETING SUMMARIES

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

The Budget, Finance, Engineering, and Operations Committees did not meet this month. Ms. Weber reported on the discussions that took place in the September 15, 2025, Communications and Customer Service Committee Meeting. She shared details of rebate programs available, upcoming local events, outreach efforts, and newsletter content. She also updated the Board on staff's ongoing efforts to meet the 2027 website requirements of the Americans with Disabilities Act (ADA).

9. CONSENT CALENDAR

- A. Approval of August 19, 2025 - Regular Board Meeting Minutes
- B. Approval of August 20, 2025 - Special Board Meeting Minutes
- C. Approval of a Notice Of Completion and Acceptance of Minor Facilities Constructed By Customers (Division 2)
- D. Approval of a Notice Of Completion and Acceptance of Minor Facilities Constructed By Customers (Correction) (Districtwide)

Motion: To approve the Consent Calendar as presented, including the August 19 and August 20, 2025 minutes and two Notices of Completion for acceptance of minor facilities constructed by customers.

Action: Approve, Moved by Director Mack, Seconded by Director Irvine

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

10. ACTION ITEMS

- A. Consider Approval of Additional Funds in the Amount of \$393,245 for Design Services with Hazen and Sawyer for the Line NN Emergency Replacement Project (Division 1)

Engineering & CIP Manager Williams introduced Project Manager Jack Adam and his associate, Steven Williams, with Hazen & Sawyer. He clarified that, included in the "Design Services" is coordination with all regulatory agencies, CalTrans, design, contractor coordination, forensic testing, as-builts, RFIs, special inspections, and more. Mr. Adam provided a timeline, including

that the break on the north side of Highway 76 was initially detected on June 11, 2025, and an Emergency Declaration was made on June 24, 2025. The services of Hazen and Sawyer were obtained in early July, and since that time, an alternatives workshop was held, a highline was energized, soil borings were completed, and the results of those were obtained on August 29, 2025. The design and construction management scope and fee, as well as the alternatives Technical Memorandum, were provided in early September. Mr. Williams interjected that since emergency declaration, staff and Hazen & Sawyer have been working at an expedited speed toward the resolution.

Mr. Adam continued by reporting on the geotechnical data results and the explanation of soil condition considerations. Differing and potentially problematic soil conditions call for specific repair methods. Options include Auger Boring (Jack and Bore), Microtunneling, or Horizontal Directional Drilling (HDD). Construction risks were reviewed, and additional geotechnical testing and evaluation are being performed to confirm whether ground risks (e.g., flowing/unstable soils) can be mitigated to make auger boring a viable option. Mr. Williams explained that Highway 76 is Phase 1, and once it is done, it will be added to the future CIP plan to be extended to Old River Road. Following additional clarifying discussion, President Hamilton expressed concern and requested that additional geotechnical examination be done to mitigate risks.

The Board initially authorized \$500,000 to facilitate planning, design, and environmental and regulatory clearance. At this time, 60% of the funds have been encumbered or expended to support the initial work, including civil engineering, geotechnical, survey, environmental services, and the temporary highline. The remaining funds are intended for support during construction, such as environmental support, geotechnical, survey, legal support, and staff time. The additional scope and fee provided by Hazen and Sawyer (\$393,245) for design and support during construction would increase the total authorized expenditures from \$500,000 to \$893,245.

Motion: To approve Option 1- Authorize an increase in expenditures for the Line NN Emergency Pipeline (Highway 76) Replacement Project in the amount of \$393,245 for a total authorized budget of \$893,245 and authorize the General Manager to sign an agreement with Hazen and Sawyer for design and in-construction support services in the amount of \$393,245

Action: Approve, Moved by Director Irvine, Seconded by Director Hamilton

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

- B. Consider Approval of a Sewer Service Agreement with Spa Havens, L.P., for the Cal-A-Vie Health Spa (Division 1)

Mr. Williams reported that the Cal-A-Vie Health Spa is located along Gopher Canyon Road and Spa Havens Way. Cal-A-Vie is currently owned and operated by Spa Havens, L.P., who has requested the utilization of additional Equivalent Dwelling Units (EDUs), for expansion of its existing facilities. Cal-A-Vie previously paid for 23.5 EDUs and is currently using 25.3 EDUs. The buildings currently under construction would need 5.8 additional EDUs. This requires Cal-A-Vie to purchase an additional 7.6 EDUs. The Sewer Service Agreement would bring the Cal-A-Vie EDU account current based on the current plan for their project.

Motion: To approve Option 1- Approval of the Sewer Service Agreement 25-25 by and between Rainbow Municipal Water District and Spa Havens.

Action: Approve, Moved by Director Hoffman, Seconded by Director Mack

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

- C. Consider Approval of Addendum No. 2 for Expanded Participation in the CropSWAP Program

Mr. Wiley provided background on the grant-funded program and noted that RMWD has benefited particularly from the Project. He also provided information on the types of crop conversions and projects undertaken by growers in this community. Addendum No. 2 to the Regional CropSWAP Program would allow RMWD to receive additional funding for projects in our area.

Motion: To approve Option 1 - Authorize the General Manager to execute Addendum No. 2 to the Regional CropSWAP Program to allow Rainbow's customers to receive additional funding for CropSWAP projects.

Action: Approve, Moved by Director Hoffman, Seconded by Director Irvine

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

- D. Consider Award of an Amended Agreement with Engineering Resources of Southern California for the Water and Wastewater Masterplan (Districtwide)

On August 19, 2025, the Board of Directors approved the award of an agreement with Engineering Resources of Southern California (ERSC), in the amount of \$635,140, for an update to Rainbow's Water and Wastewater Master Plans. Subsequently, clerical errors and omissions were discovered in ERSC's proposal. In addition, efficiency is gained by adding the additional task of preparing the Urban Water Management Plan (UWMP) for submission to the Department of Water Resources by July 1, 2026.

ERSC provided an updated scope and fee totaling \$768,550, which addresses the clerical errors, omitted work, and additional task of preparing the UWMP. Staff explained that the increased agreement amount is within the approved budget.

Motion: To approve Option 1 – Approval of the amended agreement with ERSC for a not-to-exceed amount of \$768,550 and authorize the General Manager to execute the agreement

Action: Approve, Moved by Director Irvine, Seconded by Director Mack

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

11. INFORMATION ITEMS

Engineering & CIP Manager Williams stated that information on the Eagles Perch project has been added to the monthly Engineering Report.

12. REPORTS & COMMENTS

General Manager Wiley reported that water sales are a little lower than expected due to a cool June. He also updated the Board on the shared state and federal lobbying efforts, which have

been productive. One of the key goals is to obtain scarce grant funding, and a few applications have been submitted. Senate Bill 72 (SB 72), which sets a statewide water supply target of 9 million acre-feet of additional water supply by 2040, passed through the Senate and the House and is awaiting the governor's signature. The Sites Reservoir received approximately \$220M in unexpected funding, which will provide storage capacity north of the Delta and provide additional reliability to Southern California.

Mr. Wiley also provided an update on the progress of several development projects in the Rainbow's service area, including the Havens and Ocean Breeze developments. He also noted that Valley Center MWD's long-time General Manager, Gary Arant, recently announced his retirement, and Lindsay Leahy, former Oceanside Utilities Director, has been chosen as his successor.

Legal Counsel Smith relayed information about the Public Records Act, which was also included in the meeting packet.

President Hamilton added to Mr. Wiley's water supply information, referencing a Council of Water Utilities (COWU) briefing where he learned of DWR activities and challenges. One of them is a prediction that southern water purveyors may not receive more than 13% of the water due to subsidence, which causes sinkholes and challenges in moving water.

Director Mack reported that the August CSDA Conference included excellent speakers, was well run, and very educational. Christopher O'Malley spoke at the CSDA Quarterly meeting. He also complimented the speaker providing the COWU briefing.

Regarding LAFCO, Mr. Wiley reported that the MSR on the SDCWA is almost complete. He also referenced an article about the SDCWA's structure. In addition, RMWD, EMWD, and WMWD are reviewing infrastructure, connections, and other details regarding a potential land annexation.

EMWD has extended invitations to its 75th Anniversary Celebration on October 16, 2025, and the RMWD, FPUD, EMWD Group meeting is scheduled for October 22, 2025.

13. REQUESTS TO ATTEND UPCOMING MEETINGS / CONFERENCES / SEMINARS

There were none.

14. SUGGESTED AGENDA ITEMS FOR THE NEXT REGULAR BOARD MEETING

Director Mack reported that he would be absent, as he will be out of town.

15. CLOSED SESSION

The Board adjourned to closed session at 2:37 p.m.

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION Pursuant to Government Code Section 54957, Title: General Manager
- B. CONFERENCE WITH LABOR NEGOTIATORS - Government Code §54957.6 and §54957 Agency Designated Representatives Jake Wiley and Karleen Harp; labor negotiations for: Rainbow Employee Association, & Rainbow Association of Supervisor and Confidential Employees

The Board reconvened to open session at 3:56 p.m. Legal Counsel Smith reported that the two items listed on the agenda were discussed and there was no action taken.

16. DISCUSSION AND POSSIBLE ACTION REGARDING THE APPOINTMENT, EMPLOYMENT, EVALUATION OF PERFORMANCE, OR COMPENSATION OF THE GENERAL MANAGER (JACOB WILEY)


Motion: To authorize the Board President to execute an amendment to the General Manager's contract to increase base pay according to COLA terms previously negotiated between the Board and Mr. Wiley. The contracted 3% cost-of-living-adjustment (COLA) will bring his monthly pay rate to \$10,613.41 (\$275,948.66 annually). In addition, the Board of Directors will consider approval of additional merit and/or bonus compensation at a future meeting.

Action: Approve, Moved by Director Hamilton, Seconded by Director Mack

Vote: Motion carried by unanimous vote (summary: Ayes = 4)

Ayes: Directors Hamilton, Mack, Hoffman, and Irvine

17. ADJOURNMENT - The meeting was adjourned at 4:02 p.m.



Terese Quintanar, District Secretary



Hayden Hamilton, Board President