

**Borrego Water District
CORRECTED MINUTES
Regular Meeting of the Board of Directors
Wednesday, October 23, 2013
9:00 AM
806 Palm Canyon Drive
Borrego Springs, CA 92004**

I. OPENING PROCEDURES

A. Call to Order: President Hart called the meeting to order at 9:00 a.m.

B. Pledge of Allegiance: Those present stood for the Pledge of Allegiance.

C. Roll Call: **Directors:** **Present:** President Hart, Vice-President Lyle Brecht,
Secretary/Treasurer Marshal Brecht, Delahay, Estep

Staff: Jerry Rolwing, General Manager
Kim Pitman, Administration Manager
Lisa Foster, McDougal Love Eckis Boehmer & Foley (via
teleconference, Item VII only)
Wendy Quinn, Recording Secretary

Public: Tom Hall Casey Jones, *The Borregan*
Jim Engelke Ken Okey
Milt Caldwell Nicole Martin, Seley Co.
Jeff Coffman Kevin Fretz
Ron Del Guercio

D. Approval of Agenda: ***MSC: L.Brecht/M.Brecht approving the Agenda as written.***

E. Approval of Minutes:

Special meeting of September 18, 2013

MSC: L.Brecht/M.Brecht approving the Minutes of the Special Meeting of September 18, 2013 as written.

Regular meeting of September 25, 2013

MSC: L.Brecht/Estep approving the Minutes of the Regular Meeting of September 25, 2013 as written.

Special meeting of October 2, 2013

MSC: L.Brecht/Estep approving the Minutes of the Special Meeting of October 2, 2013 as written.

F. Comments from Directors and Requests for Future Agenda Items: None

G. Comments from the Public and Requests for Future Agenda Items: None

H. Correspondence: Jerry Rolwing invited the Board's attention to John Foxley's letter in support of the Rams Hill Golf Course, which was included in the Board package. A letter from Lani, also in the package, complimented the District on its ongoing service.

II. CURRENT BUSINESS MATTERS

A. Public Hearing to hear testimony regarding the proposed adoption of a resolution of intention to draft a revised Groundwater Management Plan: President Hart opened the public hearing at 9:05 a.m. Mr. Rolwing explained to the public that pursuant to Proposition 3030, BWD began drafting a Groundwater Management Plan in 2000 and completed it in 2002 after vetting by technical and policy committees. However, the Plan contained no enforcement mechanism or procedures. The District is now proposing to revise the Plan to include goals and

objectives, a mission statement and milestones for task completion. A draft proposal was included in the Board package. President Hart noted that the Plan revision would be on the Agenda each month for the workshop meeting, and on the regular agenda for November and December since there will be only one meeting in each of those months.

Milt Caldwell referred to the 2002 Groundwater Management Plan, which included input from local residents. He introduced his business associates, Jeff Coffman and Kevin Fretz. Mr. Coffman explained that he had a background in environment and water, and Mr. Fretz stated his experience was also in environment, plus agriculture and soil.

Nicole Martin, representing the Seley Company, expressed her desire to be part of a cooperative process and urged the Board to make meetings accessible by conference call.

Jim Engelke recommended that the County be incorporated into the update process, noting that they have authority for groundwater management while BWD is responsible for water distribution but has no police powers unless it becomes a Special Acts District. He suggested that BWD seek to become a Special Acts District, and/or form a Joint Powers Authority with the County. The Board agreed to discuss his suggestions with its attorney. Hearing no further comments, the public hearing was adjourned at 9:20 a.m.

B. Consideration and possible approval of Resolution 2013-10-01 RESOLUTION OF INTENTION OF THE BOARD OF DIRECTORS OF THE BORREGO WATER DISTRICT, SAN DIEGO COUNTY, CALIFORNIA, TO UPDATE THE DISTRICT'S GROUNDWATER MANAGEMENT PLAN: MSC: L.Brecht/Estep adopting Resolution 2013-10-01, Resolution of Intention of the Board of Directors of the Borrego Water District, San Diego County, California, to Update the District's Groundwater Management Plan.

C. Discussion and possible approval of Resolution 2013-10-02 revising the schedule of Regular meetings to meet on November 20th and December 18th, 2013: MSC: L.Brecht/M.Brecht adopting Resolution 2013-10-02, Revising the Schedule of Regular Meetings.

III. STAFF REPORTS

A. Financial Reports - September 2013: Kim Pitman invited the Board's attention to cash flow, total income and expense figures in her written report. The actuals and projections are close.

B. General Manager/Operations Report: Mr. Rolwing referred to his written report, noting that the State Water Resources Control Board has reclassified the Rams Hill Wastewater Treatment Facility to a Grade 3 plant. Because of the plant's low flows, BWD technically requires only a Grade 2 operator certification. Although the SWRCB has taken the District's request for a waiver under consideration, it appears it may be necessary to hire a consultant until BWD staff can achieve Grade 3 status. David Dale has staff from Holtville to assist with this, and Cody Cox has agreed to work toward the certification.

Mr. Rolwing urged everyone to attend the County symposium on October 25, 9:00 a.m. to 12:00 p.m. at the Performing Arts Center featuring presentations by the Departments of Public Works, Development Services and Environmental Health.

Testing on the Rams Hill #1 storage tank is complete.

Mr. Rolwing reported on an IRWM meeting in Temecula. Efforts centered on improving the process, communications and integration with other agencies. A website will be available soon.

C. Water and Wastewater Operations Report - September 2013

D. Water Production/Use Records - September 2013:

E. Year to Date Meter Installations:

F. Meter Installation History:

Mr. Rolwing noted that the water production level was similar between 2012 and 2013. The water loss has increased due to flushable towels. President Hart asked that a notice be sent to commercial customers likely to use them, discouraging their use.

IV. ATTORNEY'S REPORT

None

V. COMMITTEE REPORTS & PROPOSALS

Ad Hoc Committees

1. Audit Committee

Director Lyle Brecht announced that the audit report would be presented to the Board on November 20.

2. Due-Diligence

Director Lyle Brecht reported that the Committee was working with Raftelis on a cost estimate for the availability charge.

3. Strategic Planning Committee/IRWM

President Hart reported that the Committee was continuing to work with the Borrego Water Coalition and to discuss options for a less expensive water supply for Rams Hill.

4. Executive Committee

No report.

5. Operations & Management Committee

Director Delahay reported that the Committee met with a Solar provider, and Mr. Rolwing added that he had provided the information that the vendor requested.

6. Parks Committee

No report.

7. Asset Ad Hoc Committee

No report.

8. Personnel Committee

No report.

9. Negotiating Committee

No report.

VI. INFORMATION ITEMS

Mr. Coffman stated that he had grant writing experience and offered to assist the District in future efforts.

VII. CLOSED SESSION

A. Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code Section 54956.9. One case: The Board adjourned to closed session at 9:50 a.m., and the public meeting reconvened at 11:15 a.m. There was no reportable action.

VIII. CLOSING PROCEDURE

There being no further business, the Board adjourned at 11:15 a.m. The next Regular Meeting of the Board of Directors is scheduled for November 20, 2013 at the Borrego Water District.