

I hereby certify that the following agenda was posted at least 72 hours prior to the time of the meeting so noticed below at 24251 Los Alisos Boulevard, Lake Forest, California.

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ROBERT R. HILL, Secretary of the  
El Toro Water District and the Board of  
Directors thereof

**AGENDA**  
**EL TORO WATER DISTRICT**  
**PUBLIC HEARING**  
**&**  
**REGULAR MEETING OF THE**  
**BOARD OF DIRECTORS**

**(Director Monin will teleconference from  
Holiday Inn Auburn  
120 Grass Valley Highway  
Auburn, CA)**

**June 27, 2019  
7:30 a.m.**

**CALL MEETING TO ORDER – President Vergara**

**PLEDGE OF ALLEGIANCE – Director Havens**

**ORAL COMMUNICATIONS/PUBLIC COMMENTS**

Members of the public may address the Board at this time or they may reserve this opportunity with regard to an item on the agenda, until said item is discussed by the Board. Comments on other items will be heard at the time set aside for "DIRECTORS COMMENTS/NON-AGENDA ITEMS." The public will identify themselves when called on and limit their comments to three minutes.

**ITEMS RECEIVED TOO LATE TO BE AGENDIZED**

Determine need and take action to agendize items(s) which arose subsequent to the posting of the Agenda. (ROLL CALL VOTE: Adoption of this recommendation requires a two-thirds vote of the Board members present, or, if less than two-thirds of the Board members are present, a unanimous vote of those members present.)

## **PRESENTATION OF AWARDS, RECOGNITIONS AND INTRODUCTIONS**

### a. Service Awards

There are no acknowledgements.

### b. Continuing Education & Training, Degree and Certification Program acknowledgement

1. Mr. Hill will recognize and congratulate Will Wesson, Maintenance Worker II, for obtaining his Water Distribution Operator Grade D3 certification from the State Water Resources Control Board.

### c. Special District/Employee Association/Community Award Acknowledgement and Employee Special Recognition

There are no acknowledgements.

## **PROCLAMATION FROM CHAIRWOMAN LISA BARTLETT'S OFFICE**

A representative (Sergio Prince, Community Relations Advisor) will be presenting Bob Hill a Proclamation from Chairwoman's Lisa Bartlett's office honoring Mr. Hill's 45 years of service with ETWD.

### 1. **INCREASES TO CERTAIN WATER AND RECYCLED WATER SERVICE RATES AND CHARGES** (Reference Material Included)

Prior to opening the public hearing, Staff will review and comment on proposed amendments to Schedules No. 1-W and 3-S of the District's Rules and Regulations as it relates to proposed increases to certain water and recycled water service rates and charges. The proposed increases have been incorporated in the District's approved 2019/20 Operating Budget.

Following today's public hearing, the Board of Directors will be requested to consider taking action to adopt Resolution No. 19-6-1 approving amendments to Schedules No. 1-W and 3-S of the District's Rules and Regulations as it relates to increases to certain water and recycled water service rates and charges.

## **OPEN PUBLIC HEARING**

### 2. **PUBLIC HEARING REGARDING ADOPTION OF PROPOSED INCREASES TO CERTAIN WATER AND RECYCLED WATER SERVICE RATES** (Reference Material Included)

At this time the Board of Directors will conduct a public hearing to receive and consider public comments and protests regarding proposed increases to certain water and recycled water service rates and charges.

### **PUBLIC COMMENT**

The Public will be invited to comment on the proposed increase to the District's rates and charges.

### **CLOSE PUBLIC HEARING**

The Board President will close the Public Hearing at this time.

### **REGULAR SESSION**

3. **RESOLUTION NO. 19-6-1 ADOPTING AMENDMENTS TO THE DISTRICT'S RULES AND REGULATIONS** (Reference Material Included)

The Board of Directors will review Resolution No. 19-6-1 and consider taking action on same.

**Recommended Action:** The Board of Directors will consider adopting Resolution No. 19-6-1 which Resolution 1) provides for an increase to certain water and recycled water service rates and charges, effective July 1, 2019, and 2) makes findings and a determination that the action taken in this Resolution is exempt from the requirements of the California Environmental Water Quality Act.

#### **RESOLUTION NO. 19-6-1**

RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE EL TORO WATER DISTRICT  
APPROVING AN AMENDMENT TO THE  
DISTRICT'S RULES AND REGULATIONS,  
WHICH AMENDMENT 1) PROVIDES FOR AN INCREASE TO  
CERTAIN OF THE DISTRICT'S WATER  
& RECYCLED WATER SERVICE RATES AND CHARGES  
AND  
2) MAKES FINDINGS AND DETERMINATIONS  
THAT THE ACTION TAKEN IN THIS  
RESOLUTION IS EXEMPT FROM THE  
REQUIREMENTS OF THE CALIFORNIA  
ENVIRONMENTAL QUALITY ACT (CEQA)

### **CONSENT CALENDAR**

(All matters under the Consent Calendar will be approved by one motion unless a Board member or a member of the public requests separate action or discussion on a specific item)

4. **Approval of Minutes** (Minutes Included)

Consider approving the minutes of the May 22, 2019 Special Board meeting.

Consider approving the minutes of the May 23, 2019 Board meeting.

**APPROVAL OF ITEMS REMOVED FROM TODAY'S CONSENT CALENDAR**

The Board will discuss items removed from today's Consent Calendar requiring further discussion.

**Recommended Action:** The Board will be requested to approve the items removed from today's consent Calendar.

**DIRECTOR/COMMITTEE REPORTING**

5. **Director Reports for Meetings Attended** (Oral Report)

**GENERAL MANAGER ACTION ITEMS**

6. **OC LAFCO Election for the Special District Regular and Alternate Seats** (Reference Material Included)

Staff will review and comment on the LAFCO ballots for the upcoming election along with Candidate support requests received. Ballots for each seat (2 candidates for the Regular seat, 3 candidates for the Alternate seat) were received on June 17. Ballots are due back to LAFCO by 3:00 p.m. on Friday July 19, 2019.

**Recommended Action:** Staff recommends that the Board review and consider candidates listed on the Regular seat ballot and the Alternate seat ballot and authorize ETWD's designated voting representative and/or the Alternate voting representative to cast votes consistent with the Board's direction.

7. **Resolution No. 19-6-2 Placing in Nomination Director Mark Monin as a Board Member of Region 10 of the Association of California Water Agencies** (Reference Material Included)

Staff will review and comment on Resolution No. 19-6-2 Placing in Nomination Director Mark Monin as a Board Member of Region 10 of the Association of California Water Agencies 2020/21 term.

**Recommended Action:** Staff recommends that the Board approve Resolution No. 19-6-2 Placing in Nomination Director Mark Monin as a Board Member of Region 10 of the ACWA Region 10 2020-2021 term and to submit same along with the Regional Board Candidate Nomination Form to ACWA on or before June 28, 2019.

## RESOLUTION NO 19-6-2

### RESOLUTION OF THE BOARD OF DIRECTORS OF THE EL TORO WATER DISTRICT PLACING IN NOMINATION DIRECTOR MARK MONIN AS A BOARD MEMBER OF REGION 10 OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES

#### **GENERAL MANAGER INFORMATION ITEMS**

**8. General Manager's Monthly Report** (Report Included)

Staff will review and comment on the General Manager's Monthly Report.

**9. State Drought Regulations – Monthly Report** (Reference Material Included)

Staff will review and comment on reporting of monthly and cumulative water production compared to actual water production in 2013.

**10. Legislative Reports** (Reference Materials Included)

Staff and General Counsel will review and comment on the Legislative reports.

**11. Public Education and Outreach & Water Conservation Reports**  
(Reference Material Included)

**12. SOCWA Reports** (Reference Material Included)

- a. SOCWA Finance Committee Meeting – June 4, 2019
- b. SOCWA Board Meeting – June 6, 2019
- c. SOCWA Engineering Committee Meeting – June 13, 2019
- d. SOCWA Special Board Meeting – June 20, 2019

13. **Municipal Water District Of Orange County (MWDOC) Report**  
(Reference Material Included)

- a. MWDOC Planning/Operations Committee – June 3, 2019
- b. MWDOC Special Board Meeting – June 3, 2019
- c. MWDOC/MET Directors Workshop – June 5, 2019
- d. MWDOC Special Board Meeting – June 5, 2019
- e. MWDOC Administration & Finance Committee – June 12, 2019
- f. MWDOC Public Affairs & Legislation Committee – June 17, 2019
- g. MWDOC Board Meeting – June 19, 2019
- h. MWDOC Managers Meeting – June 20, 2019

14. **Local Agency Formation Commission (LAFCO) Report**

- a. Report on the June 12, 2019 LAFCO meeting

15. **South Orange County Watershed Management Area (SOCWMA) Management and/or Executive Committee Report**

- a. Report on the June 6, 2019 SOCWMA meeting.

16. **ISDOC Meetings** (Reference Material Included)

- a. Report on the June 4, 2019 ISDOC Executive Committee Meeting

17. **WACO Meetings** (Reference Material Included)

- a. Report on the June 7, 2019 WACO Meeting
- b. Report on the June 18, 2019 WACO Planning Committee meeting

18. **City Coordination Efforts**

Report on the May 29, 2019 Lake Forest Utility Coordination meeting.

**COMMITTEE AND GENERAL INFORMATION**

19. **Dates to Remember for June/July 2019**(Reference Material Included)

20. **Carry-Over Pending Matters**

## **DIRECTOR COMMENTS/NON-AGENDA ITEMS**

### **ATTORNEY REPORT**

#### **CLOSED SESSION**

At this time the Board will go into Closed Session as follows:

1. In accordance with Government Code Section 54956.96 in order to receive, discuss, and/or take action concerning information obtained by the District's representative pertaining to a closed session of the South Orange County Wastewater Authority ("SOCWA"), a joint powers agency.
2. At this time, the Board will go into Closed Session pursuant to Government Code Section 54957 (b) (1) to discuss and consider the appointment/employment of a General Manager effective following Mr. Hill's scheduled retirement, and (2) to consult with the Board's designated representatives (Ad Hoc Negotiating Committee members President Vergara and Director Gaskins) pursuant to Government Code Section 54957.6 the potential compensation for said appointment/position. Action on this matter will be considered in Open Session.
3. At this time the Board will go into Closed Session pursuant to Government Code Section 54956.9 (d) (2) to consult with legal counsel and staff –Potential Litigation (one matter).

#### **REGULAR SESSION**

##### **REPORT ON CLOSED SESSION (Legal Counsel)**

Mr. Granito will provide an oral report on the Closed Session.

##### **21. Appointment of General Manager and Approval of Employment Agreement**

The Board will consider appointing Dennis P. Cafferty to the position of General Manager, effective following Mr. Hill's scheduled retirement, and approval of the Employment Agreement for said position/appointment.

#### **ADJOURNMENT**

**Recommended Action:** The Board will be requested to take action adjourning today's Board meeting to **Thursday, July 25, 2019 at 7:30 a.m.** at the El Toro Water District, 24251 Los Alisos Boulevard, Lake Forest, California.

*The agenda material for this meeting is available to the public at the District's Administrative Office, which is located at 24251 Los Alisos Blvd., Lake Forest, Ca. 92630. If any additional material related to an open session agenda item is distributed to all or a majority of the board of directors after this agenda is posted, such material will be made available for immediate public inspection at the same location.*

**Request for Disability-Related Modifications or Accommodations**

*If you require any disability-related accommodation, including auxiliary aids or services, in order to participate in this public meeting, please telephone the District's Recording Secretary, Polly Welsch at (949) 837-7050, extension 225 at least forty-eight (48) hours prior to said meeting. If you prefer, your request may be submitted in writing to El Toro Water District, P.O. Box 4000, Laguna Hills, California 92654, Attention: Polly Welsch.*