

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.



DENNIS P. CAFFERTY, Secretary of the El Toro Water District and the Board of Directors thereof



AGENDA
EL TORO WATER DISTRICT
REGULAR MEETING OF THE
BOARD OF DIRECTORS

December 16, 2021

7:30 a.m.

Members of the public who wish to comment on any item within the jurisdiction of the District or on any item on the agenda, attend the meeting in person at the District's office or may observe and address the Meeting by joining at this link: <https://us02web.zoom.us/j/85167173721>. (Meeting ID: 851 6717 3721).

Members of the public who wish only to listen to the telephonic meeting may dial in at the following numbers (669) 900-6833 or (346) 248-7799 with the same Meeting ID noted above. Please be advised the Meeting is being recorded.

CALL MEETING TO ORDER – President Gaskins

PLEDGE OF ALLEGIANCE – Director Monin

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 "COMMENTS REGARDING NON-AGENDA ITEMS." The public may identify themselves when called on and limit their comments to three minutes.

December 16, 2021
Board Agenda

ITEMS RECEIVED TOO LATE TO BE AGENDIZED

Determine need and take action to agendize items 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.)

1. 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)

- a. Consider approving the minutes of the November 15, 2021 Special Board meeting.
- b. Consider approving the minutes of the November 23, 2021 Board meeting.

Recommended Action: The Board will be requested to approve the subject minutes.

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.

2. Director Reports for Meetings Attended (Oral Report)

GENERAL MANAGER ACTION ITEMS

3. ELECTION OF OFFICERS (Oral)

a. Office of President

Section V-4 of the Bylaws of the El Toro Water District provides that the office of Vice President shall automatically succeed to the office of President when the office of President or the current President's term of office has expired. Vice President Freshley will therefore succeed to the office of President. The term of office of the President shall be for one (1) calendar year.

Recommended Action: The Secretary will administer the Oath of Office to the President of the El Toro Water District Board of Directors.

b. **Election of Vice President**

Section V-5 of the Bylaws of the El Toro Water District provides that the Board shall elect a Vice President at the Board's organizational meeting in December of each year. At this time the Board members will accept nominations for the office of Vice President of the El Toro Water District and the Board of Directors thereof.

Recommended Action: The Board will elect a Vice President for the Board of Directors of the El Toro Water District to serve for one year or until the election of their successor. The Secretary will administer the Oath of Office to the newly elected Vice President of the El Toro Water District Board of Directors.

c. **Ratification of Existing Officer Appointments**

Section V-6 of the Bylaws of the El Toro Water District provides the Board of Directors the authority to appoint officers for the offices of Secretary and Assistant Secretary. The existing appointments are:

Secretary – Dennis Cafferty
Assistant Secretary – Judy Cimorell
Treasurer – Jason Hayden

Recommended Action: Staff recommends that the Board ratify the existing appointments for the offices of Secretary, Assistant Secretary and Treasurer.

4. **Resolution No. 21-12-1 Establishing Date, Time, And Place of Regular Board Meetings and Board/Engineering & Finance/Insurance Committee Meetings For Calendar Year 2022** (Reference Material Included)

Staff will review and comment on the schedule of date, time and place of Regular Board Meetings and Board/Engineering & Finance/Insurance Committee Meetings for calendar year 2022.

Recommended Action: Staff recommends the Board of Directors consider adopting Resolution No. 21-12-1 which establishes date, time and place of Regular Board Meetings and Board/Engineering & Finance/Insurance Committee Meetings for calendar year 2021.

RESOLUTION NO. 21-12-1

RESOLUTION OF THE BOARD OF DIRECTORS
OF THE EL TORO WATER DISTRICT
ESTABLISHING DATE, TIME, AND PLACE OF
REGULAR BOARD MEETINGS AND
BOARD/ENGINEERING & FINANCE/INSURANCE COMMITTEE MEETINGS
FOR CALENDAR YEAR 2022

GENERAL MANAGER INFORMATION ITEMS

5. **COVID-19 Update** (Reference Material Included)
Staff will provide an update on the COVID-19 pandemic.
6. **General Manager's Monthly Report** (Report Included)
Staff will review and comment on the General Manager's Monthly Report.
7. **Legislative Reports** (Reference Materials Included)
Staff and General Counsel will review and comment on the Legislative reports.
8. **Public Education and Outreach & Water Use Efficiency Reports**
(Reference Material Included)
Staff will review and comment on the Public Education and Outreach & Water Use Efficiency Reports.
9. **SOCWA Reports** (Reference Material Included)
 - a. SOCWA Board Meeting – December 9, 2021
10. **Municipal Water District Of Orange County (MWDOC) Report**
(Reference Material Included)
 - a. MWDOC Administration & Finance Committee and Planning & Operations Meeting – December 6, 2021
 - b. MWDOC Board Meeting – December 8, 2021
11. **South Orange County Watershed Management Area (SOCWMA) Executive Committee Report** (Reference Material Included)
 - a. Report on the December 2, 2021 Executive Committee meeting.
12. **ISDOC Meetings** (Reference Material Included)
 - a. Report on the December 7, 2021 ISDOC Executive Committee meeting
13. **WACO Meetings** (Reference Material Included)
 - a. Report on the December 10, 2021 WACO meeting

COMMITTEE AND GENERAL INFORMATION

14. Dates to Remember for December 2021/January 2022 (Reference Material Included)

COMMENTS REGARDING NON-AGENDA ITEMS

ATTORNEY REPORT

CLOSED SESSION

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

1. Pursuant to Government Code Section 54956.9 (d) (1) to consult with legal counsel and staff on a matter of pending litigation. *Kessner et al. v. City of Santa Clara, et al. (Santa Clara County Superior Court - Case No. 20 CV 364054)*.
2. Pursuant to Government Code Section 54956.9 (d) (2) to consult with legal counsel and staff – Anticipated Litigation (one matter).

REGULAR SESSION

REPORT ON CLOSED SESSION (Legal Counsel)

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

ADJOURNMENT

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.