

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
October 27, 2022
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, may 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/85994402278> (Meeting ID: 859 9440 2278).

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 Freshley

PLEDGE OF ALLEGIANCE – Director Gaskins

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.

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. **Presentation of Awards, Recognitions, Certifications and Introductions**

a. Service Awards

Mr. Cafferty will recognize and congratulate David Hayden, Wastewater Operator III, for 5 years of service with the District.

2. **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 September 22, 2022 Board meeting

b. Consider approving the minutes of the October 11, 2022 Special Board meeting

Recommended Action: The Board will consider approving the above Consent Calendar.

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

GENERAL MANAGER ACTION ITEMS

4. **Virtual or Hybrid Board Meetings per AB 361** (Reference Material Included)

The Board will consider approving the continuation of virtual or hybrid meetings pursuant to AB 361 for an additional 30 days based on findings that 1) the Board has considered the circumstances of the state of emergency for COVID-19, and 2) state and local officials continue to impose or recommend measures to promote social distancing.

Recommended Action: Staff recommends that the Board of Directors reaffirm the findings and determinations under Assembly Bill 361 and extend Resolution No. 22-7-4 for the continuation of virtual or hybrid meetings for the next 30 days based on the findings that (1) it has reconsidered the circumstances of the state of emergency for COVID-19, and (2) state and local officials continue to impose or recommend measures to promote social distancing.

5. **Designation of Voting Representative for ACWA Amended and Restated Bylaws** (Reference Material Included)

The Board will consider designating a Voting Delegate and an Alternate Voting Delegate for the purpose of casting a vote regarding the Amended and Restated Bylaws of the Association of California Water Agencies. The vote will be conducted at the General Session Membership Meeting at the ACWA 2022 Fall Conference on Wednesday, November 30, 2022.

Recommended Action: Staff recommends that the Board of Directors designate President Freshley as the Voting Delegate and Vice President Havens as the Alternate Voting Delegate for the purpose of casting a vote regarding the Amended and Restated Bylaws of the Association of California Water Agencies. Staff further recommends the Board direct the General Manager to complete and submit the ACWA Voter Designation & Information Form identifying the Board approved Voting Delegate and Alternate Voting Delegate.

GENERAL MANAGER INFORMATION ITEMS

6. **Policy & Procedures for Electronic Devices Issued to the Board Members** (Reference Material Included)

The Board will discuss the issuance of electronic devices to Board Members for use on District business.

7. **General Manager's Monthly Report** (Reference Material Included)

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

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

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

9. **Public Education and Outreach Report** (Reference Material Included)

Staff will review and comment on the Public Education and Outreach report.

10. **Water Use Efficiency Report** (Reference Material Included)

Staff will review and comment on the Water Use Efficiency Report.

11. **SOCWA Report** (Reference Material Included)

- a. SOCWA Board Meeting – October 6, 2022
- b. SOCWA Engineering Committee Meeting – October 13, 2022
- c. SOCWA Finance Committee Meeting – October 18, 2022

12. **Municipal Water District Of Orange County (MWDOC) Report**
(Reference Material Included)
 - a. MWDOC Managers Meeting – September 22, 2022
 - b. MWDOC Planning/Operations Meeting – October 3, 2022
 - c. MWDOC/MET Directors Workshop – October 5, 2022
 - d. MWDOC Admin/Finance Committee Meeting – October 12, 2022
 - e. MWDOC Board Meeting – October 19, 2022
 - f. MWDOC Managers Meeting – October 20, 2022
13. **South Orange County Watershed Management Area (SOCWMA) Reports**
(Reference Material Included)
 - a. Report on the October 3, 2022 Management Committee meeting
14. **South Orange County Agencies Group Meeting Reports**
(Reference Material Included)
 - a. Report on the September 22, 2022 South Orange County Agencies Group meeting
15. **Local Agency Formation Commission (LAFCO) Report**
(Reference Material Included)
 - a. Report on the October 12, 2022 Strategic Planning meeting
 - b. LAFCO Municipal Service Review Update
16. **ISDOC Meetings Report** (Reference Material Included)
 - a. Report on the October 4, 2022 ISDOC Executive Committee meeting
17. **WACO Meetings Report** (Reference Material Included)
 - a. Report on the October 7, 2022 WACO meeting
 - b. Report on the October 18, 2022 WACO Planning Committee meeting

COMMITTEE AND GENERAL INFORMATION

18. **Dates to Remember for October/November** (Reference Material Included)

COMMENTS REGARDING NON-AGENDA ITEMS

ATTORNEY REPORT

October 27, 2022
Board Agenda

CLOSED SESSION

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

1. Pursuant to Government Code Section 54956.9 (d) (2) to consult with legal counsel and staff – Anticipated Litigation (one matter).
2. Pursuant to Government Code Section 54957(b)(1) to conduct the General Manager’s annual performance evaluation.

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.