

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

August 24, 2023

7:30 a.m.

BOARDROOM, DISTRICT OFFICE
24251 LOS ALISOS BLVD., LAKE FOREST, CA 92630

This meeting will be held in person. As a convenience for the public, the meeting may also be accessed by Zoom and will be available by either computer or telephone audio as indicated below. Because this is an in-person meeting and the virtual component is not required, but rather is being offered as a convenience, if there are any technical issues during the meeting, this meeting will continue and will not be suspended.

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/89184565775> (Meeting ID: 891 8456 5775).

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 Havens

PLEDGE OF ALLEGIANCE – Director Freshley

ROLL CALL (Determination of a Quorum)

August 24, 2023
Board Agenda

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. **Consider Board Member's Request for Remote Participation (AB 2449)**
2. **Resolution No. 23-8-4 Recognizing Director Jose Vergara**
(Reference Material Included)

The Board will consider adopting Resolution No. 23-8-4 which commends Director Jose Vergara for 11 years of dedicated service to the El Toro Water District and the community it serves.

Recommended Action: Staff recommends that the Board approve Resolution No. 23-8-4 which commends Director Jose Vergara on his 11 years of service to the El Toro Water District.

RESOLUTION NO. 23-8-4

RESOLUTION OF THE BOARD OF DIRECTORS
OF THE EL TORO WATER DISTRICT
COMMENDING DIRECTOR JOSE VERGARA
FOR HIS DEDICATED SERVICE TO THE EL TORO WATER DISTRICT

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

- a. **Service Awards**

Mr. Cafferty will recognize and congratulate Ed Peterson, Collections Crew Chief, for 35 years of service with the District.

Mr. Cafferty will recognize and congratulate Christopher Goodchild, Maintenance Worker III, for 25 years of service with the District.

4. **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 July 27, 2023 Board meeting

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

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

GENERAL MANAGER ACTION ITEMS

6. **ACWA 2023 Board Officers Election** (Reference Material Included)

Staff will review and comment on the ACWA President and Vice President election process for the 2024-2025 term.

Recommended Action: Staff recommends that the Board direct and authorize the General Manager to cast the District's vote regarding the election of the ACWA President and Vice President for the 2024-2025 term by September 15, 2023.

7. **ACWA Region 10 Board Election for the 2024-2025 Term**
(Reference Material Included)

Staff and the Board will review and comment on the ACWA Region 10 Board Ballot.

Recommended Action: Staff recommends that the Board of Directors direct and authorize the General Manager to cast the District's vote in the ACWA Region 10 Board Election for the 2024-2025 term by September 15, 2023.

8. **Orange County Grand Jury Report "Historic Rain, Yet Drought Remains"**
(Reference Material Included)

Staff will lead a discussion regarding the District's proposed response to the Grand Jury Report titled "Historic Rain, Yet Drought Remains".

Recommended Action: Approve the District's response letter on the Orange County Grand Jury's findings and recommendations and authorize staff to submit the response letter to the Presiding Judge of the Superior Court before September 5, 2023.

9. **Consideration of Support Position for Assembly Bill 557**
(Reference Material Included)

Staff will review and comment on Assembly Bill 557 which would abolish the sunset that would otherwise repeal the provisions of Assembly Bill 361 at the end of the 2023 calendar year.

Recommended Action: Staff recommends the Board provide direction regarding the District's position on Assembly Bill 557.

10. **ETWD Board Vacancy** (Reference Material Included)

The Board of Directors will discuss the filling of a vacancy on the Board created by the resignation of Director Jose Vergara.

Recommended Action: The Board of Directors will provide the District's Secretary with direction as to how to proceed to fill the vacancy created by the resignation of Director Jose Vergara.

GENERAL MANAGER INFORMATION ITEMS

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

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

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

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

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

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

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

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

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

- a. SOCWA Board Meeting – August 3, 2023
- b. SOCWA Engineering Committee Meeting – August 10, 2023
- c. SOCWA Finance Committee Meeting – August 15, 2023 - canceled

16. **Municipal Water District of Orange County (MWDOC) Report**
(Reference Material Included)
 - a. MWDOC/MET Directors Workshop – August 2, 2023
 - b. MWDOC Planning/Operations Meeting – August 7, 2023 - canceled
 - c. MWDOC Admin/Finance Meeting – August 9, 2023
 - d. MWDOC Board Meeting – August 16, 2023
 - e. MWDOC Managers Meeting – August 17, 2023
17. **Local Agency Formation Commission (LAFCO) Report**
(Reference Material Included)
 - a. Report on the August 9, 2023 LAFCO meeting
18. **ISDOC Meetings Report** (Reference Material Included)
 - a. Report on the August 1, 2023 ISDOC Executive Committee meeting
19. **WACO Meetings Report** (Reference Material Included)
 - a. Report on the August 4, 2023 WACO meeting
 - b. Report on the August 15, 2023 WACO Planning meeting

COMMITTEE AND GENERAL INFORMATION

20. **Dates to Remember for August/September 2023** (Reference Material Included)

COMMENTS REGARDING NON-AGENDA ITEMS

ATTORNEY REPORT

CLOSED SESSION

At this time the Board will go into Closed Session pursuant to Government Code Section 564956.9(d)(2) to consult with legal counsel and staff - Potential Litigation (two matters).

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.