Regular Board Meeting - March 13, 2019

1. Agenda Packet
   Documents:
   190313 AGENDA PACKET.PDF

2. Related Agenda Items
   Documents:
   ONTAP - SWA CUSTOMER NEWSLETTER.PDF
   ASST GENERAL MANAGER REPORT - RAINFALL.PDF
AGENDA

Regular Meeting
Governing Board of Sweetwater Authority
Wednesday, March 13, 2019 – 6:00 p.m.

- Call Meeting to Order and Roll Call
- Pledge of Allegiance to the Flag
  Director Sotelo-Solis
- Opportunity for Public Comment
  Opportunity for members of the public to address the Board (Government Code Section 54954.6)
- Chair's Presentation
  A. Recognition of 2019 High School Photo Contest Winners
  B. Acceptance of Refund from ACWA-JPIA for Liability, Property, and Workers' Compensation Programs
  C. Municipal Information Systems Association of California Award for Excellence in Information Technology Practices

ACTION CALENDAR AGENDA
The following items on the Action Agenda call for discussion and action by the Board. All items are placed on the Agenda so that the Board may discuss and take action on the item if the Board is so inclined, including items listed for information.

1. Items to be Added, Withdrawn, or Reordered on the Agenda
2. Approval of Minutes - Regular Meeting of February 27, 2019

Consent Calendar Items
Items to be acted upon without discussion, unless a request is made by a member of the Board, the Staff, or the Public to discuss a particular item, including items listed for information. All consent calendar items are approved by a single motion.

3. Approval of Demands and Warrants

Action and Discussion Items

4. New Business
   A. Discussion on 2019 Board Calendar (No Enclosure)
B. Request to concur in nomination to the California Water Insurance Fund Board of Directors (an ACWA/JPIA Captive Insurance Company)
   • Paul E. Dorey, Vista Irrigation District

5. Approval of Directors’ Attendance at Meetings and Future Agenda Items

   Council of Water Utilities Meeting, San Diego County - Hotel Karlan San Diego – Tuesday, March 19, 2019, 7:15 a.m. – Program Titles:
   • “Community Outreach Like You Mean It: Lessons from Three Water Utility Campaigns in California,” Presented by Kelly Murphy Lamkin, CEO, Manolatos Nelson Murphy; and
   • “Sacramento Legislative Update,” Presented By: Glenn Farrel, Government Relations Manager, San Diego County Water Authority

REPORTS AND INFORMATIONAL ITEMS

The following Agenda items are placed on the Agenda to allow the persons designated to provide information to the Board and the Public. There is no action called for in these items. The Board may engage in discussion on any report upon which specific subject matter is identified on the Agenda, but may not take any action other than to place the matter on a future Agenda.

6. Report of Legal Counsel

7. Management Report
   A. Report of Assistant General Manager
   B. Report of General Manager

8. Reports by Directors on Events Attended
   Reports and discussion relating to events attended by the Directors.

9. Directors’ Comments
   Directors’ comments are comments by Directors concerning Authority business that may be of interest to the Board. Directors’ comments are placed on the Agenda to enable individual Board members to convey information to the Board and the Public. There is no discussion or action taken on comments made by Board members.

CLOSED SESSION

At any time during the regular session, the Governing Board may adjourn to closed session to consider litigation, personnel matters, or to discuss with legal counsel matters within the attorney-client privilege. Government Code Section 54954.5.

   A. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to Litigation pursuant to Government Code Section 54956.9 (d)(2): One Case

   B. Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation pursuant to Government Code Section 54956.9 (d)(4): Two Cases

   C. Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9 (d)(1):

10. Adjournment

This agenda was posted at least seventy-two (72) hours before the meeting in a location freely accessible to the Public on the exterior bulletin board at the main entrance to the Authority’s office and it is also posted on the Authority’s website at www.sweetwater.org. No action may be taken on any item not appearing on the posted agenda, except as provided by California Government Code Section 54954.2. Any writings or documents provided to a majority of the members of the Sweetwater Authority Governing Board regarding any item on this agenda will be made available for public inspection at the Authority Administration Office, located at 505 Garrett Avenue, Chula Vista, CA 91910, during normal business hours. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the Board Secretary at (619) 409-6703 at least forty-eight (48) hours before the meeting, if possible.

To e-subscribe to receive meeting agendas and other pertinent information, please visit www.sweetwater.org.

PUBLIC COMMENT PROCEDURES
Members of the general public may address the Board regarding items not appearing on the posted agenda, which are within the subject matter jurisdiction of the Governing Board. Speakers are asked to state name, address, and topic, and to observe a time limit of three (3) minutes each. Public comment on a single topic is limited to twenty (20) minutes. Anyone desiring to address the Governing Board regarding an item listed on the agenda is asked to fill out a speaker’s slip and present it to the Board Chair or the Secretary. Request to Speak forms are available at the Speaker’s podium and at www.sweetwater.org/speakerform.
The Governing Board of Sweetwater Authority held a Regular meeting on Wednesday, February 27, 2019, at the Sweetwater Authority Administrative Office, 505 Garrett Avenue, Chula Vista, California. Chair Castaneda called the meeting to order at 3:32 p.m.

- **Roll Call**
  
  Directors Present: Josie Calderon-Scott, Jerry Cano, Steve Castaneda, José F. Cerda, *Hector Martinez (4:35 p.m.), and Alejandra Sotelo-Solis
  
  Directors Absent: Jose Preciado
  
  Management, Staff and Others Present: General Manager Tish Berge, Assistant General Manager Jennifer Sabine, Legal Counsel Paula de Sousa Mills, and Board Secretary Ligia Perez. Staff Members: Administrative Assistant Michael Garcia and Director of Engineering Ron Mosher. Others present: Abraham Edid, Tom Pocklington, and Mike Sampsel

- **Pledge of Allegiance to the Flag**

- **Opportunity for Public Comment** (Government Code Section 54954.3)
  
  Tom Pocklington informed the Board that former Board member W.D “Bud” Pocklington passed away on February 22, 2019. Mr. Pocklington submitted the former Director’s obituary for the record.

  Mike Sampsel spoke to employee pay and benefits; and an article regarding the Sweetwater Dam.

- **Chair’s Presentation**
  
  Comments from the Public Regarding Agency Staff and Agency Recognition in the Press

**ACTION CALENDAR AGENDA**

1. **Items to be Added, Withdrawn, or Reordered on the Agenda**
   
   There were none.

2. **Approval of Minutes**
   
   A. Special Meeting of February 7, 2019
   
   B. Regular Meeting of February 13, 2019

   Director Calderon-Scott requested that the minutes of February 13, 2019 be revised to include her comment, “that most of the ratepayers that attend the Board meetings come from
Bonita; she decided to poll community members from the Bonita Optimist and the Sweetwater Valley Civic Association; comments received expressed a preference to keep the meetings at 3:30 p.m. since many are seniors and don't drive at night; for this reason, Director Calderon-Scott decided to vote on the side of her constituents, opposing to change the meeting time."

**Director Sotelo-Solis made a motion, seconded by Director Jerry Cano, that the Governing Board approve the minutes of the February 7, 2019 Special meeting; and the February 13, 2019 Regular meeting, with a revision to agenda item 5. C to include Director Calderon-Scott's comment. The motion carried unanimously, with Directors Martinez and Preciado absent.**

**Consent Calendar Items**

Director Sotelo-Solis made a motion, seconded by Director Cano that the Governing Board approve the consent items 3 through 6, and 8. Director Calderon-Scott pulled items 7, 9, and 10 for discussion. Director Castaneda recused himself from consideration of warrant numbers 150578 and 150617 due to his contract with Sempra Energy, parent company of SDG&E, which Director Castaneda disclosed on the record. The motion carried unanimously, with Directors Martinez and Preciado absent.

3. Approval of Demands and Warrants – Check numbers 150546 through 150625 and electronic fund transfers 26189 through 26590

4. Consideration to Award a Contract for Heavy Equipment Replacement (Operations Committee Meeting of 2/20/19, Item 4. B.)
   **Recommendation:** Award a contract in the amount of $121,920.32 to RDO Equipment Company, Lakeside, CA.
   
   Mike Sampsel spoke to the reasoning behind heavy equipment replacement.

5. Request to Approve Easement Quitclaim – 237 Rogan Road, Chula Vista (Operations Committee Meeting of 2/20/19, item 4. C.)
   **Recommendation:** Approve the quitclaim request, with the Owner paying all costs associated with processing the quitclaim.

6. Consideration to Award a Contract for Desktop Computer (PC) Purchase (Finance and Personnel Committee Meeting of 2/20/19, Item 4. B.)
   **Recommendation:** Declare the bid from Red River Technology, LLC nonresponsive; and award a contract in the amount of $125,434 to CDW Government LLC, Vernon Hills, IL.

7. Consideration to Approve Contract Amendment No. 5 to GEI Consultants, Inc., for Condition Assessment of North and South Spillways of Sweetwater Dam (Finance and Personnel Committee Meeting of 2/20/19, Item 4. D.)
   **Recommendation:** Approve Contract Amendment No. 5 to GEI Consultants, Inc. in the amount of $169,244.
Items Pulled from Consent Calendar for Discussion

7. One-time Adjustment to Custom Water Bill (Finance and Personnel Committee Meeting of 2/20/19, Item 4. C.)
   Recommendation: Deny an adjustment and grant an extended payment plan to pay $37,583.48 over a twelve-month period.

   **Director Calderon-Scott made a motion, seconded by Director Cano, that the Governing Board deny an adjustment and grant an extended payment plan to pay $37,583.48 over a twelve-month period. The motion carried unanimously, with Directors Martinez and Preciado absent.**

9. Consideration of Changes to Director's Per Diem Fees (Finance and Personnel Committee Meeting of 2/20/19, Item 4. E.)
   Recommendation: No action was recommended.

   No action was made by the Governing Board.

10. Review of Board Policies and Procedures (501 through 511) (Finance and Personnel Committee Meeting of 2/20/19, Item 4. F.)
    Recommendation: Approve the recommended changes as presented.

    **(Note: Director Martinez entered the meeting at 4:35 p.m.)**

    **Director Sotelo-Solis made a motion, seconded by Chair Castaneda, that the Governing Board continue Policies 504 and 506 to a future meeting; approve to update Policy 502 with a revision to the first sentence under Procedure to read “staff and Management;” and approved the recommended changes to Policies 501 through 503, 505, and 507 through 511. The motion carried, with Director Martinez abstaining and Director Preciado absent.**

Action and Discussion Items

11. Ridgeway Apartments Project by Blue Centurion Homes, Development Project Update (Operations Committee Meeting of 2/20/19, item 4.A)
    Recommendation: Direct staff to evaluate remaining life of the existing pipeline; assign a value, and provide as a credit to Blue Centurion Homes.

    **(Note: Director Sotelo-Solis left the meeting at 4:50 p.m.)**

    Abraham Edid spoke to the Authority’s interpretation of its Rates and Rules and gave a presentation on the development project. **(Note: Director Sotelo-Solis reentered the meeting at 4:52 p.m.) (Note: Director Martinez left the meeting at 4:52 p.m. and reentered the meeting at 4:53 p.m.)**

    Chair Castaneda asked that the clarity and usage of “velocity” in the Authority’s policies be discussed at a future Operations Committee meeting.

    **Director Sotelo-Solis made a motion, seconded by Director Cerda, that the Governing Board approve to enter into a developer reimbursement agreement with Blue Centurion Homes. The motion carried unanimously, with Director Preciado absent.**
12. Old Business

Consideration to Adopt Resolution 19-04 of the Governing Board of Sweetwater Authority Rescinding Resolution 96-03, Re-establishing the Regular Meeting Date and Time of the Governing Board, and Authorizing Amendments to Policy 601 of the Policies & Procedures for the Governing Board

Upon a motion made by Director Sotelo-Solis, seconded by Director Cerda, the following resolution:

RESOLUTION 19-04

RESOLUTION OF THE GOVERNING BOARD OF THE SWEETWATER AUTHORITY ("AUTHORITY") RESCINDING RESOLUTION NO. 96-03, RE-ESTABLISHING THE REGULAR MEETING DATE AND TIME OF THE BOARD OF DIRECTORS AND AUTHORIZING AMENDMENTS TO POLICY 601 OF THE POLICIES & PROCEDURES FOR THE GOVERNING BOARD

was passed and adopted by the following vote to wit:

Ayes: Directors Calderon-Scott, Cano, Castaneda, Cerda, Martinez, and Sotelo-Solis
Noes: None
Absent: Preciado
Abstain: None

13. New Business

A. Consideration to Approve Chair’s Recommendation to Appoint Steve Castaneda as the Director Representative and José Cerda as the Alternate to the Association of California Water Agencies – Joint Powers Insurance Authority (ACWA/JPIA)

B. Request to concur in nomination to the ACWA/JPIA Executive Committee and possible adoption of resolution

- Paul E. Dorey, Vista Irrigation District
- Andre Morris, Santa Rosa Regional Resources Authority

Director Sotelo-Solis made a motion, seconded by Director Cano, appointing Steve Castaneda as the Director Representative and José F. Cerda as the Alternate to the Association of California Water Agencies – Joint Powers Insurance Authority (ACWA/JPIA); and concurring in the nomination of Paul E. Dorey, Vista Irrigation District, to the ACWA/JPIA Executive Committee; and Andrew Morris, The Santa Rosa Regional Resources Authority (SRRRA) to the ACWA/JPIA California Water Insurance Fund Board, and adopting its corresponding Resolutions. The motion carried unanimously, with Director Preciado absent.

RESOLUTION 19-05

RESOLUTION OF THE GOVERNING BOARD OF SWEETWATER AUTHORITY CONCURRING IN THE NOMINATION OF PAUL E. DOREY TO THE EXECUTIVE COMMITTEE OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES JOINT
POWERS INSURANCE AUTHORITY ("ACWA/JPIA")

was passed and adopted by the following vote to wit:

Ayes: Directors Calderon-Scott, Cano, Castaneda, Cerda, Martinez, and Sotelo-Solis
Noes: None
Absent: Preciado
Abstain: None

RESOLUTION 19-06

RESOLUTION OF THE GOVERNING BOARD OF SWEETWATER AUTHORITY CONCURRING IN THE NOMINATION OF ANDREW MORRIS TO THE CALIFORNIA WATER INSURANCE FUND BOARD, AN ASSOCIATION OF CALIFORNIA WATER AGENCIES JOINT POWERS INSURANCE AUTHORITY ("ACWA/JPIA") CAPTIVE INSURANCE COMPANY

was passed and adopted by the following vote to wit:

Ayes: Directors Calderon-Scott, Cano, Castaneda, Cerda, Martinez, and Sotelo-Solis
Noes: None
Absent: Preciado
Abstain: None

14. Approval of Directors’ Attendance at Meetings and Future Agenda Items

A. Per diem approval for Director Martinez’ participation in the San Diego County Water Authority Citizens Water Academy – March 7, March 13, and March 23, 2019

B. Per diem approval for Directors who wish to attend the California Water Policy Conference, San Diego, CA – April 4-5, 2019.

Director Cano made a motion, seconded by Chair Castaneda, that the Governing Board approve per diem for Director Martinez’ attendance at the San Diego County Water Authority Citizens Water Academy – March 7, March 13, and March 23, 2019; and Director’s attendance at the California Water Policy Conference, San Diego, CA – April 4-5, 2019. The motion carried unanimously with Director Preciado absent.

REPORTS AND INFORMATIONAL ITEMS

15. FY 2019-20 Budget Calendar (Information Item) (Finance and Personnel Committee Meeting of 2/20/19, Item 4. A.)

16. Committee Minutes

17. January 2019 Financial Reports

18. Management Report

A. Report of Assistant General Manager – There was none.
B. Report of General Manager

General Manager Berge shared that the staffing plan the Governing Board approved in 2018 will result in approximately three million dollars in savings each year beginning in Fiscal Year 2018-19.

19. Report of Sweetwater Authority Director to the Water Conservation Garden Authority

Chair Castaneda reported that the new Executive Director of the Water Conservation Garden is Jennifer Pillsbury.

20. Report of the South Bay Irrigation District Representative and the City of National City Representative to the San Diego County Water Authority

There was none.

21. Reports by Directors on Events Attended

Council of Water Utilities Meeting – February 19, 2019

The following Directors provided a report: Chair Castaneda, (Note: Director Martinez left the meeting at 5:46 p.m. and reentered the meeting at 5:47 p.m.) Director Cerda, and Director Martinez.

22. Director's Comments

Director Calderon-Scott expressed interest in the Authority’s continued involvement in elementary schools and education; and recommended taking a closer look at the Authority’s investment in the Water Conservation Garden.

Director Cerda spoke to the strengths of collaborating between neighboring water districts in sharing information or equipment to keep costs lower for the rate payers.

Director Sotelo-Solis spoke to looking at opportunities for hydropower as an energy source for the district.

Director Cano spoke of his recent visit to the Hoover Dam, its ability to generate electricity from water, and its building infrastructure; the importance of having the best, safest tools and equipment for the Authority’s employees; and that he values employees with education to better themselves, equipment to do the job better, and all the necessary tools they need to provide better service and go home safe.

Chair Castaneda commented on his recent meeting with the Chairs of Otay Water District and Helix Water District; their discussion was centered on how to work together; looking at their facilities, assets, and resources; will be reaching out to Padre Dam; and are looking into developing a proposal for a strategic plan to make better use of resources and assets for the benefit of ratepayers.

CLOSED SESSION

At 6:00 p.m., the Board convened to meet in closed session with legal counsel for:

- A. Potential Threat to Public Services and Facilities, pursuant to Government Code Section 54957: Consultation with: Paula de Sousa Mills, Legal Counsel, and
Special Agent J. K. Goettsche and Intelligence Analyst A. Pettigrew, Federal Bureau of Investigations.

- There was no need for a closed session on item B., Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9 (d)(1); United States, et al. ex rel John Hendrix v. J-M Manufacturing Company Inc., and Formosa Plastics Corporation, U.S.A., case No. ED CV06-00055-GW.

There were no minutes taken, and the session was not audio-recorded. At 6:51 p.m., Chair Castaneda declared the meeting to be in open session. No reportable action was taken by the Governing Board.

23. Adjournment

   With no further business before the Board, Chair Castaneda adjourned the meeting at 6:51 p.m.

   ________________________________
   Steve Castaneda, Chair

Attest:

   ________________________________
   Ligia Perez, Board Secretary
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SWEETWATER AUTHORITY
REVENUE FUND DISBURSEMENTS
March 8, 2019

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### SWEETWATER AUTHORITY
### REVENUE FUND DISBURSEMENTS

#### March 8, 2019

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## SWEETWATER AUTHORITY
### REVENUE FUND DISBURSEMENTS

March 8, 2019

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$1,937,843.28 Warrant Disbursements
February 25, 2019

ACWA/JPIA Member Agencies

Re: Nomination of Paul E. Dorey to the California Water Insurance Fund Board of Directors (an ACWA JPIA Captive Insurance Company)

Dear General Manager:

The Vista Irrigation District (VID) has nominated Board member Paul E. Dorey to serve on the California Water Insurance Fund Board of Directors. Elections will take place at the JPIA Board of Directors meeting on May 6, 2019 at the Spring ACWA Conference in Monterey, California.

Paul has served as VID’s representative to the JPIA Board of Directors for 12 years, and he has been a member of the JPIA Liability Subcommittee for 9 years. We hope your organization will concur with this nomination.

As a member of ACWA JPIA, Vista Irrigation District requests that your Board submit a resolution of support concurring with the nomination of Paul Dorey to serve on the California Water Insurance Fund, and vote for him at the election. As you can see from the attached background information regarding Paul Dorey, he is well qualified for this position. All concurring nominations must reach the JPIA office to the attention of Sylvia Robinson at P.O. Box 619082, Roseville, CA 95661-9082 by 4:30 p.m. on Friday, March 22, 2019. If you have any questions, please feel free to contact me.

Thank you for your consideration.

Sincerely,

Brett Hodgkiss
General Manager

Attachments:
- Statement of candidacy for Paul E. Dorey
- Vista Irrigation District nominating resolution
- Sample concurring resolution

A public agency serving the city of Vista and portions of San Marcos, Escondido, Oceanside and San Diego County
I am seeking candidacy to become an at-large member of the Board of Directors for the California Water Insurance Fund (Fund). As a member of the Fund’s Board of Directors, I will perform my duties and make decisions to guide the captive insurance company to most effectively benefit our member agencies. I will take my responsibility seriously and serve as a useful and productive member of the Fund’s Board of Directors.

I have served on the ACWA/JPIA Board of Directors since 2007. During the last nine years, I have had the privilege of serving on the Liability Committee of the JPIA. The Liability Committee has successfully kept its focus on providing member agencies with the most comprehensive, affordable and reliable liability insurance possible. Our Committee has recommended significant reductions in the premiums paid by member agencies while also increasing the insurance coverages provided.

I was elected to the Vista Irrigation District Board of Directors in 2006. The District provides water service to over 135,000 residents in northern San Diego County. I served on the Board of Directors of the Groundwater Resources Association of California, and I currently serve on the San Luis Rey Watershed Council and the Southern California Water Coalition. My wife Nancy and I have lived in Vista since 1971, where we raised our two daughters.

My forty-eight years of public service, first in the United States Marine Corps and then in the water industry, have given me the necessary experience and background to serve as a member of the California Water Insurance Fund Board of Directors. My past experience has helped me recognize the importance of safety and risk management and the value of developing appropriate policies and procedures, as well as establishing conservative fiscal controls. I value your trust and will honor it if elected to the California Water Insurance Fund Board of Directors.

Thank you for your support. If you have any questions about my candidacy, feel free to contact me at (760) 208-5263 or Paul.Dorey@vidwater.org.
RESOLUTION NO. 19-10

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NOMINATING ITS ACWA JPIA BOARD MEMBER TO THE
CALIFORNIA WATER INSURANCE FUND BOARD
AN ACWA JPIA CAPTIVE INSURANCE COMPANY

WHEREAS, this district is a member district of the ACWA JPIA that participates in the
JPIA’s Liability Program and at least one of the other programs: Property, Workers’
Compensation, or Employee Benefits; and

WHEREAS, the Nominating Procedures for the California Water Insurance Fund Board
provide that in order for a nomination to be made to the California Water Insurance Fund Board,
the member district must place into nomination its member of the ACWA JPIA Board of Directors
for such open position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Vista Irrigation
District that its member of the ACWA JPIA Board of Directors, Paul E. Dorey, be nominated as a
candidate for the California Water Insurance Fund Board for the election to be held on May 6, 2019.

BE IT FURTHER RESOLVED that the ACWA JPIA staff is hereby requested, upon
receipt of the formal concurrence of three other member districts to effect such nomination.

BE IT FURTHER RESOLVED that the District Secretary is hereby directed to transmit a
certified copy of this resolution to the ACWA JPIA at P.O. Box 619082, Roseville, CA 95661-
9082, forthwith.

PASSED AND ADOPTED by the following roll call vote of the Board of Directors for the
Vista Irrigation District this 20th day of February 2019.

AYES: Directors Miller, Vásquez, Dorey, Sanchez, and MacKenzie
NOES: None
ABSTAIN: None
ABSENT: None

Jo MacKenzie, President

ATTEST:

Lisa R. Soto, Secretary
Board of Directors
VISTA IRRIGATION DISTRICT
RESOLUTION NO. ________

RESOLUTION OF THE BOARD OF DIRECTORS OF THE

(NAME OF MEMBER DISTRICT)

CONCURRING IN NOMINATION TO THE

CALIFORNIA WATER INSURANCE FUND BOARD

AN ACWA JPIA CAPTIVE INSURANCE COMPANY

WHEREAS, this district is a member district of the ACWA JPIA; and

WHEREAS, the Nominating Procedures for the California Water
Insurance Fund Board provide that in order for a nomination to be made
to the California Water Insurance Fund Board, three member districts
must concur with the nominating district, and

WHEREAS, another ACWA JPIA member district, the (NAME OF
NOMINATING DISTRICT) has requested that this district concur in its
nomination of its member of the ACWA JPIA Board of Directors to the
California Water Insurance Fund Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the
(NAME OF MEMBER DISTRICT) that this district concur with the
nomination of (NAME OF NOMINEE) of (NAME OF NOMINATING DISTRICT) to
the California Water Insurance Fund Board.

BE IT FURTHER RESOLVED that the District Secretary is hereby
directed to transmit a certified copy of this resolution to the ACWA
JPIA at P.O. Box 619082, Roseville, CA 95661-9082, forthwith.

ADOPTED this (DATE) day of (MONTH), 2019.

__(SIGNATURE)___
Board President

ATTEST:

__(SIGNATURE)___
Secretary
COUNCIL OF WATER UTILITIES, SAN DIEGO COUNTY

Steve Castaneda, Chair
Sweetwater Authority
505 Garrett Avenue
Chula Vista, CA 91910
Phone: 619.409.6701
Fax: 619.425.9660
www.sweetwater.org

REVISED

AGENDA

Tuesday, March 19, 2019
7:15 - 8:45 a.m.

Hotel Karlan San Diego
14455 Penasquitos Drive
San Diego, CA 92129

1. Call to Order
2. Flag Salute
3. Introductions/Announcements
4. New Business
   A. Amendment to Bylaws
   B. Leadership Selection for 2019-2020
5. Program
   “Community Outreach Like You Mean It: Lessons from Three Water Utility Campaigns in California,” presented by Kelly Murphy Lamkin, CEO, Manolatos Nelson Murphy
   “Sacramento Legislative Update,” presented by Glenn Farrel, Government Relations Manager, San Diego County Water Authority
6. Adjournment

Attachments
➢ Reservations/Invoice for March 19, 2019 meeting
➢ Amended Bylaws
➢ Minutes and Attendance Roster of February 19, 2019 Meeting
COUNCIL OF WATER UTILITIES, SAN DIEGO COUNTY

Steve Castaneda, Chair
Sweetwater Authority
505 Garrett Avenue
Chula Vista, CA 91910
Phone: 619.409.6701
Fax: 619.425.9660
www.sweetwater.org

RESERVATIONS/INVOICE
Tuesday, March 19, 2019
7:15 - 8:45 a.m.

RESERVATIONS

Agency: _______________________________
Contact: ______________________________
Phone: ______________________________

Name/Title ____________________________________
Name/Title ____________________________________
Name/Title ____________________________________
Name/Title ____________________________________
Name/Title ____________________________________
Name/Title ____________________________________

Total payment: _____ reservation(s) at $45.00 each = $______.

MAKE CHECK PAYABLE TO: "COUNCIL OF WATER UTILITIES"

MAIL TO: Council of Water Utilities
c/o Sweetwater Authority
Attention: Ligia Perez
505 Garrett Avenue
Chula Vista, CA 91910

SEND TO: 619-425-9660 (fax) or lperez@sweetwater.org

Reservations or cancellations must be received by
12:00 p.m. on Thursday, March 14, 2019
BYLAWS

OF

COUNCIL OF WATER UTILITIES

A California Nonprofit Unincorporated Association

July 1, 2010
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<td>Section 5.01: Powers</td>
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<td>a. General Corporate Powers</td>
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BYLAWS
OF
COUNCIL OF WATER UTILITIES
A California Nonprofit Unincorporated Association

ARTICLE I
NAME

The name of this unincorporated association is COUNCIL OF WATER UTILITIES (the Association).

ARTICLE II
OFFICES

Section 2.01. Principal Office. The principal office for the transaction of the activities and affairs of the Association is located at the office of the Secretary, County of San Diego California. The Board of Directors (the Board) may change the principal office from one location to another. It is the intent of the Association that the Principal Office shall transfer to the address of the agency of whoever is the presiding Secretary with each term of office.

ARTICLE III
PURPOSES AND LIMITATIONS

Section 3.01. Purposes. The purpose of this Association is limited to engaging in any lawful act or activity for which its Members as defined below may engage in and for which an association may be organized under such laws. The specific purpose for which this Association is formed is to provide a forum for water agencies to be informed and to share information of importance to the water, recycled water, wastewater and related agencies. Additionally, the Association is intended to provide training seminars from time to time for water agency employees in areas of interest such as customer service or first line supervisors. Further, the Association shall hold at least one annual dinner for its members. This Association is organized exclusively for such purposes within the meaning of Section 501(c)(6) of the Internal Revenue Code of 1986, as amended from time to time. Notwithstanding any other provision of these Bylaws, this Association shall not, except to an insubstantial degree, carry on or engage in any activities or exercise any powers that are not in furtherance of the purposes of this Association, and the Association shall not carry on any other activities not permitted to be carried on by an organization exempt from Federal income tax under Section 501(c)(6) of the Internal Revenue Code of 1986 (as amended).
Section 3.02. Limitations.

a. Property. The property, assets, profits and net income are dedicated to the purposes set forth in Section 3.01 above.

b. Dissolution. In the event of dissolution of this Association, after paying or adequately providing for the payment of the debts, obligations and liabilities of the Association, the remaining assets of this Association shall be distributed pro rata in proportion to the money contributed by each Member to the then-current members of the Association.

ARTICLE IV
MEMBERSHIP

Section 4.01. Qualifications and Rights of Membership

a. Classes and Qualifications. This Association shall have two classes of members, consisting of persons dedicated to the purposes of this Association, who meet other qualifications for membership, as the Board may determine shall be eligible for membership on approval of the membership application by the Board and on timely payment of such dues and fees as the Board may fix from time to time.

(1) Members. Public or Private water, wastewater, and recycled water agencies, including cities in San Diego County or water agencies which would provide and receive benefit from such membership shall be eligible for Membership, subject to satisfying other qualifications for membership as determined by the Board.

(2) Associate Members. Persons or entities interested in the purposes of this Association but who are not public water, wastewater, or recycled water suppliers shall be eligible for Associate Membership, subject to satisfying other qualifications for membership as determined by the Board. The Association may refer to Associate Members as members even though those persons or entities are not voting members.

b. Voting Members. Only Members shall be entitled to vote, as set forth in these Bylaws.

Section 4.02. Dues, Fees and Assessments. Each voting and non-voting member must pay, within the time and on the conditions set by the Board, the dues, fees, and assessments in amounts to be fixed from time to time by the Board. The Board may, in its discretion, set different dues, fees, and assessments for each class and within each class. For purposes of incorporation, the initial dues are set in an annual amount of $100.00 per Member and $300.00 per Associate Member, payable on June 30th of each year.
Section 4.03. Good Standing. Those voting and non-voting members who have paid the required dues, fees, and assessments in accordance with these Bylaws and who are not suspended shall be members in good standing.

Section 4.04. Termination and Suspension of Membership.

a. Causes of Termination. Any membership (voting or otherwise) shall terminate on occurrence of any of the following events:

   (1) Resignation of the member, on reasonable notice to the Association;

   (2) Expiration of the period of membership, unless the membership is renewed on the renewal terms fixed by the Board;

   (3) Failure of the member to pay dues, fees, or assessments as set by the Board within the period of time set by the Board after they become due and payable;

   (4) Occurrence of any event that renders the member ineligible for membership, or failure to satisfy membership qualifications;

   (5) Expulsion or suspension of the member pursuant to Section 4.04.b. of these Bylaws; or

   (6) Dissolution of the legal existence of a member who is not a natural person.

b. Suspension of Membership. A member (voting or otherwise) may be suspended based on the good faith determination by the Board, or a committee authorized by the Board to make such a determination, that the member has failed in a material and serious degree to observe the rules of conduct of the Association or has engaged in conduct materially and seriously prejudicial to the purposes and interests of the Association. A person whose membership is suspended shall not be a Member during the period of suspension.

Section 4.05. Prohibition on Transfer of Memberships. A membership or any right arising from membership (voting or otherwise) may not be transferred to any other person or entity.

Section 4.06. Meetings of Members.

a. Regular Meeting. Regular meetings of the members shall be held generally at a breakfast meeting on the 3rd Tuesday of the month from 7:15 AM to 8:45 AM in any place designated by the Board.

b. Annual Meeting. An annual meeting of members shall be held at the Annual Dinner, unless the Board fixes another date or time and so notifies members
as provided for herein. If the scheduled date falls on a legal holiday, the meeting shall be held the next full business day. At this meeting, Directors shall be elected and any other proper business may be transacted. Only voting members shall be entitled to vote on any action permitted to be taken by the members.

c. **Quorum.** One-third (1/3) of the voting members, present in person or by proxy, shall constitute a quorum for the transaction of business at any meeting of members.

d. **Voting.** The only persons entitled to vote at any meeting of members shall be Members who are in good standing as of the record date determined pursuant to Section 4.03 of these Bylaws. Voting may be by voice or ballot as determined by the President. Each member entitled to vote shall be entitled to cast one vote on each matter submitted to a vote of the members. If a quorum is present, the affirmative vote of a majority of the voting power represented at the meeting, entitled to vote and voting on any matter shall be the act of the members, unless the vote of a greater number, or voting by classes, is required by the California Unincorporated Associations Laws or by these Bylaws.

**Section 4.07. Election of Directors.**

a. **Nomination of Members.** At the November meeting, the President shall appoint a Nominating Committee of three persons. The Nominating Committee should consist of the present Chairperson and the two previous Chairpersons. Any member may make suggestions for election of Directors to the Nominating Committee. The Nominating Committee shall report its recommendations to the membership at the January meeting.

b. **Nominations From the Floor.** At any meeting of members to elect Directors, any Member present at the meeting in person may place names in nomination.

**Section 4.08 Records Members Inspection Rights**

a. **Association Records.** Any member shall have the right to inspect the books and records of the Association upon reasonable notice.

**ARTICLE V**

**DIRECTORS**

**Section 5.01. Powers.**

a. **General Corporate Powers.** Subject to any limitations of the Articles of Association and of these Bylaws, the activities and affairs of the Association shall be managed, and all corporate powers shall be exercised, by or under the direction of the Board.
Section 5.02. Number and Election of Directors.

a. **Authorized Number.** The authorized number of Directors shall be four. The determination of which shall be made by vote of the Members. Directors must be residents of the State of California and further must be either an elected official, appointed official or general manager of an Industry Member.

b. **Election of Directors.** Directors shall be elected at each annual meeting of the members to hold office for a period of one year. At the November meeting, the President shall appoint a Nominating Committee of three persons. The Nominating Committee should usually consist of the present Chairperson and the two previous Chairpersons. The Nominating Committee shall report its recommendations to the membership at the January meeting. Election will be held at the February meeting. The Directors shall take office at the March meeting.

Section 5.03. Term of Office of Directors. The Directors newly appointed or selected in accordance with section 5.02.b. shall hold office for a term of one (1) year.

Section 5.04. Vacancies.

a. **Events Causing Vacancy.** A vacancy or vacancies on the Board shall exist on the occurrence of the following: (i) the death, removal, suspension or resignation of any Director; or (ii) the declaration by resolution of the Board of a vacancy in the office of a Director who has been declared of unsound mind by an order of court or convicted of a felony or has been found by final order or judgment of any court to have breached a duty under California Unincorporated Associations Laws; or if a director of COWU is no longer a Director or General Manager of the member. No reduction of the authorized number of Directors shall have the effect of removing any Director before the Director's term of office expires.

b. **Filling Vacancies.** Any vacancy on the Board shall be filled by vote a quorum consisting of 1/3 of the members at the next monthly meeting following the vacancy.

Section 5.05. Place of Meetings; Meetings by Telephone. Meetings of the Board shall be held at the principal office of the Association or at such other place as has been designated by the Board. Any meeting may be held by conference telephone or similar communication equipment, so long as all Directors participating in the meeting can hear one another, and all such Directors shall be deemed to be present in person at such meeting.

ARTICLE VI

COMMITTEES

Section 6.01. Committees of the Board. The Board, by a majority vote of the Directors then in office, may create one or more committees, each consisting of two or more representatives of members, to serve at the pleasure of the Board.
Appointments to committees of the Board shall be by majority vote of the Directors then in office.

ARTICLE VII
OFFICERS OF THE BOARD

Section 7.01. Officers. The officers of the Association Board shall include a President, a Vice President, a Secretary, and a Treasurer. No one person shall hold more than one office. The President's term shall be alternated between South and North County and between Board/Council Members and Managers from March 1 to February 28, as follows:

North/Board/Council 2009-10
South/Management 2010-11
North/Management 2011-12
South/Board/Council 2012-13

Officers of the Board should reflect the membership and for the Board/Council may be selected from any public agency Board representatives that are elected or appointed; mayor or council members from cities that provide water, recycled water or wastewater service. Management Officers should also reflect the membership and may be selected from General Managers, Water Utility Managers, or executive staff as appropriate.

Section 7.02. Vacancies in Office. A vacancy occurring in any office because of death, resignation, removal or other cause, shall be filled in the manner prescribed in these Bylaws for regular appointments to that office.

ARTICLE VIII
RECORDS AND DIRECTOR INSPECTION RIGHTS

Section 9.01. Maintenance of Corporate Records. The Association shall keep adequate and correct books and records of account, minutes in written form of the proceedings of the Board and committees of the Board, and if applicable, a record of its members, giving their names and addresses and the class of membership held.

Section 9.02. Inspection by Directors. Every Director shall have the absolute right at any reasonable time to inspect all books, records and documents of every kind and the physical properties of the Association. This inspection by a Director may be made in person or by an agent or attorney, and the right of inspection includes the right to copy and make extracts of documents.

ARTICLE IX
CONSTRUCTION AND DEFINITIONS

Unless the context otherwise requires, the general provisions, rules of construction and definitions in the California Unincorporated Associations Laws shall govern the construction of these Bylaws. Without limiting the generality of the above, the masculine gender includes the feminine and neuter, the singular includes the plural.
and the plural includes the singular and the term "person" includes both a legal entity and a natural person.

ARTICLE X
AMENDMENTS

Section 11.01. Adoption or Amendment by Members. New Bylaws may be adopted or these Bylaws may be amended or repealed by approval of a majority of all members present at a meeting of the membership and entitled to vote.

ARTICLE XI
SCHOLARSHIPS

Section 12.01. Scholarships. The Council may, if funds permit, offer one or more college scholarships each year to deserving students. It shall be the goal of the Council to offer at least one $1,000 scholarship per year. If more than one scholarship is to be offered, it shall be put to a vote of the membership present at any monthly meeting and approved by a simple majority. The selection of the recipient(s) each year shall be selected by a majority vote of the Board or committee appointed by the Board and ratified by vote of the members.
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The Council of Water Utilities (COWU) held its regular meeting at the Hotel Karlan at 14455 Penasquitos Drive, San Diego, California, on Tuesday, February 19, 2019.

Call to Order and Flag Salute
Chair Steve Castaneda called the meeting to order at 7:34 a.m. Chair Castaneda led the Pledge of Allegiance.

Introductions/Announcements
Chair Castaneda announced that the Council of Water Utilities is looking for new leadership as Sweetwater Authority’s term expires in February.

Presentations

Mr. Bruder provided an overview of Chula Vista Elementary School District’s Innovation Station, Energy Station, and Hydro Station programs; its partnering with Otay Water District and Sweetwater Authority to create the Hydro Station Experience; the World of Work experience these programs provide for its students; and what children will learn at the Hydro Station.

Chair Castaneda presented Mr. Bruder with a gift card and thanked him for the presentation.

Adjournment
There being no further business for discussion, the meeting was adjourned at 8:00 a.m.

The next meeting will be held on Tuesday, March 19, 2019 at 7:15 a.m.

Ligia Perez, Board Secretary
Sweetwater Authority
Sweetwater Authority’s
Customer Newsletter • Spring 2019

Helping customers save water and money
We care about our customers and want to help them use water as efficiently as possible. That’s why Sweetwater Authority (Authority) offers rebates for both residential and business customers for a variety of water-efficient devices. With rebates from rain sensors and sprinkler nozzles, to savings on water-efficient clothes washers and single-source graywater systems, customers can save water, and money, both outdoors and indoors. And with new laws in effect requiring certain water-efficient devices like low-flow toilets, rebates help bring customers into compliance without breaking the bank.

For more information on rebates, grants for business water-efficient retrofits and more, visit sweetwater.org/rebates.

Flushing program: Working for your water
The Authority’s innovative flushing program improves water quality and saves water
Sweetwater Authority’s complex distribution system, which brings water from our sources to your tap, contains 400 miles of pipeline, expertly laid out below streets throughout our 36 square-mile service area. Over time, natural sediments can accumulate in pipes. Though perfectly safe, these sediments can affect water taste, color and odor.

In order to improve water quality, this spring Sweetwater Authority (Authority) is starting a multi-year flushing program to clean all 400 miles of our pipelines. Traditional flushing methods release water from fire hydrants at a high speed, in order to “flush out” sediments, and the water eventually ends up in the storm drain system. Though quarterly hydrant flushing will still occur in certain small areas of our distribution system where necessary, the bulk of the project will use an innovative technology called NO-DES, which delivers the same result using a fraction of the water. By using this water-efficient technology, the Authority is delivering on its commitment to use the best available technology and sound management practices.

The flushing program will occur over a three-year period throughout our entire service area. Customers will be notified before flushing occurs in their neighborhood, and may notice trucks and crews on their street while flushing is taking place. No impacts to water service are expected, and though a slight, temporary discoloration to water may occur during flushing, the water will remain safe to drink.

Committed to cost-savings through sustainability
The Authority’s hydroelectric facility helps offset costs by producing green energy
As part of its commitment to balancing human and environmental needs, the Authority is always on the lookout for ways to “go green” while maintaining the energy it takes to deliver more than ten million gallons of water to our customers, every day. The hydroelectric facility at the Authority’s Perdue Water Treatment Plant provides an innovative way to harness the power of water pressure and convert it to green energy. The facility, complete with two powerful hydro turbines that convert pressure from water flowing through pipes to clean energy, allows the Authority to offset the electricity costs of treating water.

To learn more about how the Authority is reducing the environmental impacts associated with our operations and services, and our commitment to sustainability, visit sweetwater.org/sustainability.

Here to help:
Authority hosts second Developer’s Forum
Save the date for a Developer’s Forum on May 9, 2019
Are you building new housing or planning to add an addition? Are you constructing tenant improvements? Do you need to change, upgrade or abandon a water service? Join us for our second Developer’s Forum on May 9, 2019. Our water experts will be there to answer your questions and to provide information on the potential impacts your new project may have on existing water service. Planning early helps keep timelines on track, budgets in check, and water service available.

For more information, visit sweetwater.org/devforum.
Ayudamos a nuestros clientes a ahorrar agua y dinero

Los clientes son muy importantes para nosotros y queremos ayudarlos a usar el agua de la manera más eficiente posible. Por esa razón, Sweetwater Authority ofrece reembolsos a sus clientes residenciales y comerciales en una variedad de dispositivos que ahorran agua. Con reembolsos en sensores de lluvia y boquillas de rociadores hasta ahorrar en lavadoras de ropa de uso eficiente del agua y sistemas de aguas grises de una sola fuente, los clientes pueden ahorrar agua y dinero, tanto en exteriores como en interiores. Con las nuevas leyes vigentes que requieren ciertos dispositivos de uso eficiente del agua, como los inodoros de bajo flujo, los reembolsos ayudan a los clientes a cumplir con los requisitos sin gastar mucho dinero.

Para más información sobre reembolsos y más, por favor visite sweetwater.org/rebates.

Estamos comprometidos a disminuir los costos a través de la sostenibilidad

La instalación hidroeléctrica de Sweetwater Authority ayuda a compensar los costos al producir energía renovable

Como parte de su compromiso con el equilibrio de las necesidades humanas y ambientales, Sweetwater Authority siempre está buscando formas de ser más ecológica utilizando la energía necesaria para entregar más de diez millones de galones de agua diariamente a sus clientes. La instalación hidroeléctrica en la Planta de Tratamiento de Agua Perdida de Sweetwater Authority ofrece una forma innovadora de aprovechar la energía de la presión del agua y convertirla en energía renovable. La planta cuenta con dos turbinas hidráulicas potentes que convierten la presión del agua que fluye a través de las tuberías en energía limpia permitiendo a Sweetwater Authority compensar los costos de electricidad del tratamiento del agua.

Para obtener más información sobre cómo Sweetwater Authority está reduciendo los impactos ambientales relacionados con nuestras operaciones y servicios, así como nuestro compromiso con la sostenibilidad, por favor visite sweetwater.org/sustainability.

Estamos aquí para ayudarlo:
Sweetwater Authority lo invita al segundo Foro de Desarrolladores

Reserve la fecha para un Foro de Desarrolladores 9 de mayo de 2019

¿Estás construyendo una nueva casa o planeas agregar una estructura adicional? ¿Estás haciendo mejoras como inquilino? ¿Necesitas cambiar, actualizar o dejar el servicio de agua? Acompáñenos en nuestro segundo Foro de Desarrolladores el 9 de mayo de 2019. Nuestros expertos en agua estarán ahí para contestar todas sus preguntas y proporcionar información sobre los posibles impactos que su nuevo proyecto pudiera tener en el servicio de agua existente. La planificación temprana ayuda a mantener los plazos y presupuestos según lo programado y garantiza la disponibilidad del servicio de agua.

Para más información, por favor visite sweetwater.org/devforum.
Rainfall - Sweetwater

FY 2018-19
(Year to 3/13/19)

CUM AVG RAIN
(1888 - present)

FY 1940-41
(Wettest on Record)

FY 2001-02
(Driest on Record)

11.26” = 130 Year Avg through FYE 2018
14.68” = FY Total through 3/13/19
Sweetwater Reservoir

19.5%

Percent of Total Capacity - Before Transfer
February 15, 2019
Sweetwater Reservoir

57.5%

Percent of Total Capacity - After Transfer
March 13, 2019
Rainfall - Loveland

15.11” = 75 Year Avg through FYE 2018
17.26” = FY Total through 3/13/19

FY 2018-19
FY 1997-98
FY 2001-02
(Cumulative Average Rain)
(Years to 3/13/19)
(1943 to present)
(Wettest on Record)
(Driest on Record)
Loveland Reservoir

Percent of Total Capacity - Before Transfer
February 15, 2019

63.4%
Loveland Reservoir

Percent of Total Capacity - After Transfer
March 13, 2019

36.3%
Report on Transfer from Loveland to Sweetwater

- Released from Loveland* 12,158 AF
- Est. Water Received at Sweetwater Reservoir 10,091 AF
- (excludes runoff Middle Basin)
- Approximate Transfer Efficiency 83%

* Valve at Loveland Dam was opened on 2/15/2019 and closed on 3/7/2019
## Report on Transfer from Loveland to Sweetwater

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<th>2017 Water Transfer</th>
<th>Decision not to Release in January 2019</th>
<th>2019 Water Transfer</th>
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<td>Released from Loveland Reservoir</td>
<td>9,090 AF</td>
<td>5,887 AF (amount that was available for release)</td>
<td>12,158 AF</td>
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<td>Est. Water Received at Sweetwater Reservoir (excludes runoff from Middle Basin)</td>
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<td>2,482 AF</td>
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<td>Approximate Transfer Efficiency</td>
<td>75.3%</td>
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<td>Value of Water Captured at Sweetwater Reservoir</td>
<td>$7M</td>
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