

**SWEETWATER AUTHORITY GOVERNING BOARD
MINUTES OF THE REGULAR MEETING**

September 11, 2019

The Governing Board of Sweetwater Authority held a Regular meeting on Wednesday, September 11, 2019, at the Sweetwater Authority Administrative Office, 505 Garrett Avenue, Chula Vista, California. Chair Castaneda called the meeting to order at 6:00 p.m.

- **Roll Call**

Directors Present: Josie Calderon-Scott, Jerry Cano, Steve Castaneda, José F. Cerda, *Hector Martinez (left at 8:21 p.m.), and Jose Preciado

Directors Absent: Alejandra Sotelo-Solis

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: Martha Aldana and Mike Sampsel.

- **Pledge of Allegiance to the Flag**

The Governing Board held a moment of silence to honor the victims of September 11, 2001.

- **Opportunity for Public Comment** (Government Code Section 54954.3)

Martha Aldana commented having high water bills; requested the Board consider offering discounts for seniors, and requested assistance from the Board.

Mike Sampsel commented on the Fleet Vehicle Maintenance contract.

- **Chair's Presentation**

There was none.

ACTION CALENDAR AGENDA

1. Items to be Added, Withdrawn, or Reordered on the Agenda

There were none.

2. Approval of Minutes – Regular Meeting of August 28, 2019

Director Cano made a motion, seconded by Director Martinez, that the Governing Board approve the minutes of the August 28, 2019 Regular meeting. The

motion carried unanimously, with Director Sotelo-Solis absent.

Consent Calendar Items

Director Cano made a motion, seconded by Director Calderon-Scott, that the Governing Board approve consent items 3 through 5. Director Castaneda recused himself from consideration of warrant numbers 151874 due to his contract with Sempra Energy, parent company of SDG&E, which Director Castaneda disclosed on the record. The motion carried unanimously, with Director Sotelo-Solis absent.

3. Approval of Demands and Warrants – Check numbers 151830 through 151914 and electronic fund transfers 29589 through 30025
4. Consideration to Combine Protocols for Communication with Developers and Customer Bill of Rights Work Efforts (Operations Committee Meeting of 9/4/19, Agenda Item 4. A)
Recommendation: No action was required by the Governing Board.
5. Consideration of Compensation Payment to Bonita Golf Course to Mitigate Construction Impacts (Operations Committee Meeting of 9/4/19, Agenda Item 4. B)
Recommendation: Authorize payment in the amount of \$125,707.26 to the Bonita Golf Course.

Action and Discussion Items

6. New Business

A. Appointment of Nominees to the Citizens Advisory Committee

Director Preciado made a motion, seconded by Director Martinez, that the Governing Board approve to appoint the initial nominees to the Citizens Advisory Committee. The motion carried unanimously, with Director Sotelo-Solis absent.

B. Water and Sewer Infrastructure Meeting with the City of Chula Vista in Order to Discuss Mutual Systems (Item Requested by Director Cerda)

Director Cerda made a motion, seconded by Director Martinez, that the Governing Board direct that this item be brought back, pending additional information from Director Cerda, for potential discussion regarding forming a joint ad hoc committee on water and sewer infrastructure with the City of Chula Vista to discuss mutual systems. The motion carried, with Directors Calderon-Scott, Cerda, Castaneda, Martinez, and Preciado in favor, Director Cano opposing, and Director Sotelo-Solis absent.

C. Consideration to Support Senate Bill 518 (Wieckowski) (Item Requested by Director Cerda)

No action was taken by the Governing Board.

D. Discussion on Closed Session Meeting Times

Director Castaneda made a motion, seconded by Director Martinez, that the Governing Board approve, for closed session items scheduled for consideration by the Board on the fourth Wednesday of the month (that day being a Regular Board meeting date), holding closed session at Special Board meetings at 5:00 p.m., when needed and as permitted by law. The motion carried unanimously, with Director Sotelo-Solis absent.

E. Consideration of Revised Strategic Plan Detailed Work Plan FV5 - Task 002.00 for Material Dredging/Sand Mining

Director Castaneda made a motion, seconded by Director Cano, that the Governing Board direct staff to revise the FY 2019-20 Strategic Plan Detailed Work Plan as follows:

- o 002.01 Bring draft Letter of Interest for material dredging/sand mining in and around Authority reservoirs to the Operations Committee and Board for consideration and input – October 2019;
- o 002.02 Send Letter of Interest to potential firms and conduct full day industry forums for interested parties at each reservoir– November 2019; and
- o 002.03 Conduct a Board Special Meeting to review submittals received in response to the Letter of Interest – 1st Quarter 2020

The motion carried unanimously, with Director Sotelo-Solis absent.

7. Approval of Directors' Attendance at Meetings and Future Agenda Items

- A. Per diem approval for Director Martinez to interview with the ACWA Nominating Committee for the President and Vice President candidacy, Sacramento – September 16, 2019

Director Preciado made a motion, seconded by Director Cano, that the Governing Board approve per diem for Director Martinez to interview with the ACWA Nominating Committee for the President and Vice President candidacy, Sacramento – September 16, 2019. The motion carried unanimously, with Director Sotelo-Solis absent.

- B. Council of Water Utilities Meeting, San Diego County – The Butcher Shop Steakhouse, San Diego – Tuesday, September 17, 2019, 8:00 a.m. – Program Title: "Alternative Regional Conveyance Study," Presented by Dan Denham, Assistant General Manager, San Diego County Water Authority

No action was required by the Governing Board.

- C. Per diem approval for Director Castaneda to attend the Urban Corps of San Diego County Sunset Soiree, San Diego – October 17, 2019

Director Martinez made a motion, seconded by Director Cerda, that the Governing Board approve per diem for Director Castaneda to attend the Urban Corps of San Diego County Sunset Soiree, San Diego – October 17, 2019. The motion carried

unanimously, with Director Sotelo-Solis absent.

REPORTS AND INFORMATIONAL ITEMS

8. Report of Legal Counsel

Ms. de Sousa Mills reported on AB 879 (2017) and its potential effect on how agencies like the Authority develop its capacity fees, including a potential cap.

9. Management Report

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

B. Report of General Manager

General Manager Berge reminded the Board of the September 16 Communications Committee meeting; the September 24 Special Board meeting to review the Five-year Water Rate Study; and that the flushing program has begun in National City.

10. Reports by Directors on Events Attended

A. CSDA Quarterly Meeting

Directors Cano, Martinez, and Castaneda provided a report. Director Cerda submitted a written report.

11. Directors' Comments

Director Cano commented on the celebration of the City of National City's 132nd birthday celebration happening on September 15, 2019 from 3-6:00 p.m. at Pepper Park; and gave condolences to the families of the September 11 first responders and victims.

Director Preciado commented on the San Diego County Water Authority (SDCWA) mini-crisis with Pipeline 5 going out of service. This pipeline supplies raw water to SDCWA customers. Sweetwater Authority has not been affected because of our local water resources.

Director Martinez stated that he is proud to be a part of the Authority and its accomplishments.

Director Castaneda commented on the South Bay Pride event happening on Saturday, September 14 at the Bayside Park in Chula Vista; and remembering those affected by September 11.

CLOSED SESSION

At 7:17 p.m., the Board convened to meet in closed session with legal counsel for:

A. Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation pursuant to Government Code Section 54956.9 (d)(3): One Case

B. Public Employee Performance Evaluation pursuant to Government Code Section 54957:

Title: General Manager

C. Conference with Real Property Negotiators pursuant to Government Code Section 54956.8:

Property: Assessor Parcel Numbers:
590-052-35, 590-052-37, 590-052-38,
590-051-21, and 590-091-01 (Easements at
5540 Sweetwater Road, Bonita)

Agency Negotiators: Tish Berge, General Manager
Jennifer Sabine, Assistant General Manager
Ron Mosher, Director of Engineering
Paula de Sousa Mills, Legal Counsel

Negotiating Party: Crockett & Company, Inc. d.b.a. Bonita Golf
Course

Under Negotiation: Price and Terms

There was no need for a closed session on item:

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

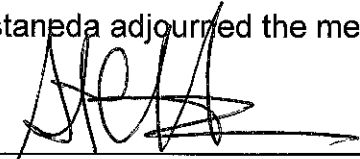
United States, et al. ex rel John Hendrix v. J-M Manufacturing Company Inc., and Formosa Plastics Corporation, U.S.A., Case No. ED CV06-00055-GW

(Note: Director Martinez left the meeting at 8:21 p.m.)

There were no minutes taken, and the session was not audio-recorded. At 8:27 p.m., Chair Castaneda declared the meeting to be in open session. No reportable action was taken by the Governing Board.

12. Adjournment

With no further business before the Board, Chair Castaneda adjourned the meeting at 8:27 p.m.



Steve Castaneda, Chair

Attest:



Ligia Perez, Board Secretary