

- 4) Reviewed an easement from Lemoncrest Dr. to Topa Hill Circle, and how an easement notification program helps keep customers of water line easements between properties in strange areas.
 - 5) Royal Road Storm Drain Project. The Contractor has started installing the pipe through the casing and the vertical risers. Very slow.
 - 6) Petite Lane Sidewalk; The project is complete. All boxes have been adjusted to grade.
 - 7) 0 water main breaks, 1 service leaks, and 1 fire hydrants hit
- 8) Consider Proposals for a Fence Installation at the Sherman Reservoir. Superintendent Johnze provided an overview of the proposals received and the scope of the proposed installation. Motion by Director Hilliker to accept the low proposal submitted by The Fence Company in the amount of \$9,992.

Motion: Hilliker

Second: Jenkins

Vote:	Ayes	5	Hilliker, Neumeister, Jenkins, Johnson, Robak
	Noes	0	
	Abstain	0	
	Absent	0	

- 9) Consider Revisions to Administrative Code Section 10.1 Drought Response Conservation Program. The General Manager provided a summary of the changes required to comply with the Water Code Section 10635, highlighting a requirement for six conservation levels. Motion by Director Johnson to approve the revisions as presented.

Motion: Johnson

Second: Hilliker

Vote:	Ayes	5	Hilliker, Neumeister, Jenkins, Johnson, Robak
	Noes	0	
	Abstain	0	
	Absent	0	

- 10) Consider Resolution 21-04 Establishing Classification and Monthly Rates of Pay for District Employees to Comply with CALPERS Requirements. The General Manager provided a summary of pay grade steps and that they averaged 2% per year since the last update in 2017. The salary grade ranges show the current salaries in the low to mid ranges. Motion by Director Jenkins to approve Resolution 21-04 and the proposed pay grade schedule as presented.

Motion: Jenkins

Second: Johnson

Vote:	Ayes	5	Hilliker, Neumeister, Jenkins, Johnson, Robak
	Noes	0	
	Abstain	0	
	Absent	0	

- 11) Consider Distribution of Retrospective Premium Adjustment per Administrative Code 8.1-7 (G), Premium Refund Program. Motion by Director Jenkins to approve the refund distribution as allowed by the Refund Reward Program in the amount of \$7,633.22 at the direction of the General Manager.

Motion: Jenkins

Second: Neumeister

Vote:	Ayes	5	Hilliker, Neumeister, Jenkins, Johnson, Robak
	Noes	0	
	Abstain	0	
	Absent	0	

- 12) Approve Demands of the Treasurer for April 2021. Motion by Director Hilliker to approve the Demands of the Treasurer as submitted.

Motion: Hilliker Second: Jenkins

Vote:	Ayes	5	Hilliker, Neumeister, Jenkins, Johnson, Robak
	Noes	0	
	Abstain	0	
	Absent	0	

- 13) CWA Report. Director Hilliker reported a long discussion period to cover controversial issue regarding proxy votes between Olivenhain MWD and Oceanside MWD. Frank continues to Chair the Financial Strategy Work Group as they make progress for the rate and charges for 2022. Closed discussion about next steps with current litigation with MWD.

General Manager Requested that the District move to item #16, President Robak then introduced the District's attorney and requested Ms. Ochoa to take the District into closed session. See item #16.

- 14) Director's Report and Ad Hoc Sub-Committees Reports. No reports.

- 15) Manager's Report. The General Manager reported on:

- 1) Meter Service Charge Survey and Presentation Timeline. The current ¾" meter service charge average in the county is \$63.27 per two months. LWD is at \$16.96 Last increased our charge in 2019. The average at that time was \$50.90 The goal presented was to target the 50% level of the County average in 5 yrs. The target would be \$30.00 per two-month billing. We then pulled back to every other year revenue targets. The process involves a public hearing to comply with Prop. 218 requirements of public review.
- 2) Customer Payment Statistics. Currently 57% of customers receive E-Billing, 17% Receive E-Billing Text. 53% pay with check, down 8% from 2017. 25% pay with credit card up 10% over 2017 and 1% pay with cash, down 1% from 2017.
- 3) Lead and Copper Rule Revision. Final Rule published Jan. 15, 2021. Likely delay in effective date to 12-16-2021. Major revision is that now the service pipe is to include the pipe from the water main to the building inlet no matter the length. The Revision requires water systems to determine if any portion of the service line and its fittings are lead, galvanized, non-lead or lead status unknown. The EPA has not responded to any concerns from the water industry.

News Articles Enclosed:

U.S. Prepares for Colorado River Cutbacks

California Faces Sustained Drought

White House Pressured to intervene on the forthcoming drink water shutoffs.

CWA Media Statement on Drought.

16) Closed Session – Closed to the Public.

Before going into closed session Adriana Ochoa with the District's legal firm Procopio provided the Board and the public a summary of costs for the two current legal issues on the agenda.

For the Kessner / Ruffin suit the District's customer Rex Ruffin has joined the class action lawsuit brought against 80 water agencies throughout California by the legal firm Driscoll and Omens. The current outlay of expenses to date is \$38,346. For the Affordable Housing Coalition suit the current outlay is \$10,508.

Ms. Ochoa then presented the three items as described to take the Board into closed session.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code 54956.9(d)(1))

Kessner et al. (Rex Ruffin) v. City of Santa Clara, et al. (Santa Clara County Superior Court Case No. 20 CV 364054)

The Affordable Housing Coalition of San Diego County v. Tracy Sandoval, et al. (Sacramento Superior Court Case No. 34-2012-80001158-CU-WM-GDS)

Personnel Exception Per Government Code Section 54957; Employee Performance Evaluation – General Manager –

Out of closed session Board President Robak reported that there were no reportable actions for the Ruffin or Affordable Housing Coalition lawsuits, and that the Board unanimously agreed that the General Manager had achieved his goals for FY 20/21 and approved the May 2021 Incentive Compensation payment in the amount of \$2,500.

17) Adjourn; There being no further business the Board adjourned to the next regular meeting on June 1, 2021 at 5:30.

Attest:

Brett Sanders, Board Secretary
Lakeside Water District

Steve Robak
Board President