

SAN ELIJO JOINT POWERS AUTHORITY
MINUTES OF THE BOARD MEETING
HELD ON JULY 14, 2014
AT THE
SAN ELIJO WATER RECLAMATION FACILITY

Mark Muir, Chair

David Zito, Vice Chair

A meeting of the Board of Directors of the San Elijo Joint Powers Authority (SEJPA) was held Monday, July 14, 2014, at 9:00 a.m., at the San Elijo Water Reclamation Facility at 2695 Manchester Avenue, Cardiff by the Sea, California.

1. CALL TO ORDER

Chair Muir called the meeting to order at 9:04 a.m.

2. ROLL CALL

Directors Present:

Teresa Barth
Mark Muir
David Zito
David Ott (Solana Beach Alternate)

Directors Absent:

Thomas M. Campbell

Others Present:

General Manager
Director of Operations
Director of Finance & Administration
Administrative Assistant

Michael Thornton
Christopher Trees
Paul Kinkel
Jennifer Basco

SEJPA Counsel:

Procopio, Cory, Hargreaves & Savitch

Adriana Ochoa

City of Encinitas:

Public Works Management Analyst

Bill Wilson

City of Solana Beach:

City Manager
Director of Engineering/Public Works

David Ott
Mohammad "Mo" Sammak

Olivenhain Municipal Water District:

General Manager

Kimberly Thorner

San Dieguito Water District:

Assistant General Manager

Bill O'Donnell

San Elijo Lagoon Conservancy:

Executive Director/Principal Scientist

Doug Gibson

San Diego County Water Authority:

Board Chair

Thomas V. Wornham

Principal Water Resources Specialist

Mark Stadler

California Department of Water Resources:

Regional Service Representative

Eddie Pech

3. PLEDGE OF ALLEGIANCE

Chair Muir led the Pledge of Allegiance.

4. ORAL COMMUNICATIONS

None

5. PRESENTATION OF AWARDS

General Manager Thornton briefed the Board of Directors on the North San Diego County Cooperative Demineralization Project, a collaborative effort between the Olivenhain Municipal Water District (OMWD), San Elijo Lagoon Conservancy, and the SEJPA. The Project includes (1) a planning and feasibility study of potential brackish groundwater demineralization by OMWD for increasing local potable water supplies; (2) water quality and quantity monitoring in the San Elijo Lagoon by the San Elijo Lagoon Conservancy; (3) the construction of a recycled water demineralization facility by the SEJPA; and (4) design and construction of urban runoff collection and treatment by the City of Solana Beach and the SEJPA. The Project was submitted to the San Diego Integrated Regional Water Management (IRWM) program for grant funding through Proposition 84 funding, and subsequently awarded \$1.05 million by the California Department of Water Resources. Thomas Wornham, San Diego County Water Authority Board Chair, presented a check in the amount of \$967,575 for completion of the project components to date. Mr. Wornham stated that this Project is a great example of organizations working together and breaking down barriers.

Mark Stadler informed the Board of Directors that the San Diego IRWM is currently addressing the California drought and supporting 37 projects in the region. Mr. Stadler stated that the San Diego IRWM brings people together and forges partnerships that previously did not exist. Eddie Pech, Regional Service Representative for the California Department of Water Resources, stated that the North County Cooperative Demineralization Project is the kind of project that the State wants to encourage. Finally, Doug Gibson, Executive Director for the San Elijo Lagoon Conservancy, stated that the IRWM brings the right people together to form true collaborations, where changes actually occur.

6. CONSENT CALENDAR

Moved by Board Member Barth and seconded by Vice Chair Zito to approve the Consent Calendar. Board Member Barth abstained from voting on Agenda Item No. 7 because she did not attend the June 9, 2014 meeting.

Motion carried with the following vote of approval:

AYES: Barth, Muir, Zito
NOES: None
ABSENT: Campbell
ABSTAIN: None

Consent Calendar:

Agenda Item No. 7	Approval of Minutes for the June 9, 2014 meeting
Agenda Item No. 8	Approval for Payment of Warrants and Monthly Investment Report
Agenda Item No. 9	San Elijo Water Reclamation Facility Treated Effluent Flows – Monthly Report
Agenda Item No. 10	San Elijo Joint Powers Authority Recycled Water Program – Monthly Report
Agenda Item No. 11	California Sanitation Risk Management Authority – Culture Survey Safety, Health, Environmental, Liability, and Loss

12. ITEMS REMOVED FROM CONSENT CALENDAR

None

13. CONSIDER APPROVAL OF AN AGREEMENT WITH THE OLIVENHAIN MUNICIPAL WATER DISTRICT FOR THE SALE OF RECYCLED WATER FOR THE VILLAGE PARK PROJECT AND CAPITAL COST SHARING

General Manager Thornton briefed the Board of Directors on the expansion of recycled water service to the Village Park community of the City of Encinitas. The planned project, in partnership with the Olivenhain Municipal Water District (OMWD), will include more than seven miles of new recycled water pipelines, the conversion of an existing potable water reservoir to recycled water storage, and the construction of a new water pressure boosting station.

The General Manager stated that funding for the capital components of the project will be from the Recycled Water Program Fund, grant funding, and potentially new loans. Recycled water revenues are projected to be adequate to cover the operating expenses of treatment and distribution, as well as to reimburse the Recycled Water

Program Fund a minimum of \$45,000 per year until the full value of the capital investment has been captured.

Moved by Chair Muir and seconded by Vice Chair Zito to:

1. Approve the 2014 OMWD Recycled Water Wholesale Agreement and Authorize the General Manager to sign on behalf of the Agency; and
2. Approve the Agreement for the Construction of Improvements Related to the Village Park Project and Authorize General Manager to sign on behalf of the Agency.

Motion carried with the following vote of approval:

AYES: Barth, Muir, Zito
NOES: None
ABSENT: Campbell
ABSTAIN: None

14. CONSIDERATION OF CONSTRUCTION CONTRACT – SOLANA BEACH STORM WATER DIVERSION STRUCTURE

General Manager Thornton stated that as part of the North San Diego County Cooperative Demineralization Project/IRWM Proposition 84 funding, the SEJPA will construct two storm water diversion structures. These structures will divert urban runoff and first flush storm water from entering the San Elijo Lagoon and the Pacific Ocean. The Encinitas Storm Water Diversion Structure is on-site at the San Elijo Water Reclamation Facility, and was constructed in conjunction with the Advanced Water Treatment project. The Solana Beach Storm Water Diversion Structure is located at Seascape Sur on South Sierra Avenue, where there is a documented history of coliform bacteria in the storm drain system. Bids for the construction of the Solana Beach diverter were received on June 17, 2014. The proposed construction bid of \$131,527 by C.E. Wilson Corporation is within the budget allowance for the project.

Moved by Vice Chair Zito and seconded by Member Barth to:

1. Authorize the General Manager to Award Construction Contract to C.E. Wilson Corporation for an amount not to exceed \$131,527.

Motion carried with the following vote of approval:

AYES: Barth, Muir, Zito
NOES: None
ABSENT: Campbell
ABSTAIN: None

15. GENERAL MANAGER'S REPORT

General Manager Thornton congratulated the City of Solana Beach on finalizing the wastewater conveyance agreement with the City of Del Mar, and stated that SEJPA is

looking forward to building a successful partnership. Next, Mr. Thornton informed the Board of Directors that last month the SEJPA passed the five billion gallon mark in the recycled water program. He thanked the staff for operating the utility effectively and efficiently. Finally, the General Manager stated that the SEJPA is working closely with the Member Agencies and with the San Elijo Lagoon Conservancy regarding the Caltrans 1-5 widening and double tracking projects. These projects will impact the SEJPA's infrastructure; therefore, efforts are underway to minimize the costs to all parties.

16. GENERAL COUNSEL'S REPORT

Adriana Ochoa updated the Board of Directors on *Smith v. City of San Jose*. In April 2014, the California Court of Appeals found that the California Public Records Act does not require public agencies to produce communications sent or received by public officials and employees on their exclusively private electronic devices using their private email accounts. In late June, the Supreme Court decided to hear and decide the case, which puts a stay on the Court of Appeal decision. Ms. Ochoa stated that she will monitor the case.

17. BOARD MEMBER COMMENTS

None

18. CLOSED SESSION

The Board of Directors adjourned to closed session at 10:00 a.m., with Michael Thornton per Government Code Section 54957: Employee Performance Evaluation. Title: General Manager.

The Board of Directors came out of closed session at 10:30 a.m. with no reportable action.

19. ADJOURNMENT

The meeting adjourned at 10:30 a.m. The next Board of Directors meeting will be held on September 8, 2014.

Respectfully submitted,



Michael T. Thornton, P.E.
General Manager