

SAN ELIJO JOINT POWERS AUTHORITY
MINUTES OF THE BOARD MEETING
HELD ON SEPTEMBER 8, 2008
AT THE
SAN ELIJO WATER RECLAMATION FACILITY

Teresa Barth, Chair

Dave Roberts, Vice Chair

A Meeting of the Board of Directors of the San Elijo Joint Powers Authority (SEJPA) was held Monday, September 8, 2008, 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 Barth called the meeting to order at 9:03 a.m.

2. ROLL CALL

Directors Present:

Teresa Barth
Maggie Houlihan
Thomas M. Campbell
Dave Roberts

Others Present:

General Manager
Assistant General Manager
Finance Manager
Administrative Assistant

Michael T. Thornton
Patricia "Tish" Berge
Greg Lewis
Monica Blake

SEJPA Counsel:

Procopio, Cory, Hargreaves & Savitch
City of Encinitas, City Manager
City of Encinitas, Director of Public Works
City of Encinitas,
Public Works Management Analyst
City of Solana Beach,
Director of Engineering/Public Works
Zijlstra Architecture

Greg Moser
Phil Cotton
Larry Watt

Bill Wilson

Mohammad "Mo" Sammak
Sjirk W. Zijlstra

3. PLEDGE OF ALLEGIANCE

Patricia Berge led the Pledge of Allegiance.

4. ORAL COMMUNICATIONS

None

5. PRESENTATION OF AWARDS

Eric Raley earned his Grade IV Mechanic Technician Certification. Eric passed away shortly after earning his certification, and General Manager Michael Thornton requested a moment of silence to honor and remember him.

6. CONSENT CALENDAR

Moved by Board Member Houlihan and seconded by Vice Chair Roberts to approve the Consent Calendar with unanimous vote of approval.

Consent calendar:

Agenda Item No. 7	Approval of Minutes for the July 14, 2008 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	Approve Water Reclamation Sodium Hypochlorite Tank Replacement Appropriation Not-to-Exceed \$24,000

12. ITEMS REMOVED FROM CONSENT CALENDAR

None

13. STATE WATER RESOURCES CONTROL BOARD GRANT APPLICATION AUTHORIZATION FOR RECYCLED WATER STORAGE FACILITY PROJECT

The General Manager informed the Board of Directors that staff recommends pursuing grant funding for the facility planning costs of an onsite recycled water storage tank. Staff has identified a grant program through the State Water Resources Control Board that may be applicable for such a project. The potential value of the grant is for 50 percent of the facility planning cost, up to \$75,000. Staff is presenting the Board with Resolution No. 2009-01 that designates the General Manager as the authorized representative to negotiate and execute the grant contract with the State Water Resource Control Board.

The General Manager informed the Board that since this grant program is for planning only, staff is also preparing options for funding the construction effort. Staff was successful in placing the reservoir project on the State Revolving Fund priority list, which provides low interest loans to infrastructure projects.

Moved by Vice Chair Roberts, seconded by Board Member Campbell to adopt Resolution No. 2009-01, which authorizes the General Manager to negotiate and execute a grant contract not-to-exceed \$75,000 from the State Water Resources Control Board. Motion carried with unanimous vote of approval.

14. EASEMENT REQUEST FOR FIRE HAZARD MITIGATION — 329 KILKENNY DRIVE

Mr. Zijlstra of Zijlstra Architecture distributed handouts to the Board and addressed the requirements of a 100-foot Fuel Modification Zone. The 100-foot Fuel Modification Zone is a new requirement of the City of Encinitas as a result of the devastating fires of 2007. Mr. Zijlstra stated that his other option is to install one-hour fire resistive rated doors and windows; but would prefer a fuel modification zone on SEJPA property.

The General Manager informed Mr. Zijlstra and the Board that staff is in the process of developing an easement approval policy to help ensure that easements granted by the SEJPA are congruent with planning and development policies of both member agencies. Currently, the proposed easement policy has been submitted to the Cities of Encinitas and Solana Beach for their comment, and that staff expects to present a recommended policy at the November 2008 Board meeting. Therefore, the General Manager recommended that Mr. Zijlstra's easement request be returned for consideration after the Board has approved the pending easement approval policy.

Board Member Campbell suggested keeping a record of the time and costs incurred by the agency to help gauge the appropriate level of cost reimbursement or fee that may be charged when easements are requested.

Chair Barth inquired about the potential of additional requests for fuel modification easements along this hillside and that the agency may need to consider this larger possibility while processing this easement request.

Moved by Vice Chair Roberts, seconded by Board Member Houlihan to accept the staff recommendation to return Zijlstra Architecture's easement request to the Board of Directors after the agency adopts an easement approval policy and notify Mr. Zijlstra of the potential timeline in which he can expect a reply. Motion carried with unanimous vote of approval.

15. STRATEGIC PLANNING AND MISSION STATEMENT FOR THE SEJPA

The General Manager presented the concept of holding a workshop to discuss strategic planning for the SEJPA and to review the agency's mission and vision to help ensure continued success for the agency.

Chair Barth stated the Board supports the General Managers proposal and directed staff to proceed with preparing a workshop plan, a timeframe, and budget considerations to be presented at the next Board meeting.

16. SEJPA GENERAL MANAGER PERFORMANCE AD HOC COMMITTEE EVALUATION

In January 2008, the Board created a General Manager Performance Ad Hoc Committee to meet quarterly with the General Manager as means for facilitating open communications, development of goals, and to track agency performance. Vice Chair Roberts and Board Member Houlihan are currently the Ad Hoc Committee members. Vice Chair Roberts reported that the committee meetings have been productive and has exceeded his expectations, and supports shifting the committee from ad hoc status to a standing subcommittee of the Board.

Moved by Board Member Houlihan, seconded by Vice Chair Roberts to make a standing General Manager Performance Review Subcommittee to meet quarterly. The subcommittee appointees will be determined annually by the Board.

17. GENERAL MANAGER'S REPORT

The General Manager restated that based on discussion and direction by the SEJPA Board at the July 2008 Board Meeting, Legal Counsel and SEJPA staff developed a draft easement approval policy. This draft policy has been forwarded to each of the member agencies for review and comment. Also, comments from the Board on agency cost reimbursement and potential precedent setting for fuel modification zoning will also be considered in the drafting of the policy and staff anticipates returning the policy to the Board at the November meeting.

The General Manager stated that progress has been made concerning Regional Water Quality Control Board (Regional Board) Complaint Number R9-2008-006 with a recommended fine of \$9,000. SEJPA has partnered with the Southern California Coastal Water Research Project (SCCWRP) on a proposed local environmental project that would be funded in part by a portion of the fine. The Regional Board is considering the proposal.

SEJPA is currently working with the SEJPA website designer to modify the programming to allow posting the entire agenda on the website as requested by the Board.

18. GENERAL COUNSEL'S REPORT

Counsel Greg Moser reported that AB 2270 cleared state legislature and is now awaiting Governor's approval. It has until the end of September to be put into law by the Governor. AB 2270 would allow the Regional Board to have a public hearing and to control salt discharges into the sanitation sewer system including the allowance to adopt an ordinance to ban water softeners.

19. BOARD MEMBER COMMENTS

Vice Chair Roberts commented that he met with Mayor Lori Holt Pfieler of Escondido and discussed the common needs between the City and the SEJPA which share the San Elijo Ocean Outfall.

Vice Chair Roberts also commented on a recent meeting held at Solana Beach City Hall called "Saving Water and Money for Your HOA." This was a regional meeting to assist the public with water savings ideas and one common area of interest from many of the HOA's was the use of recycled water. Vice Chair Roberts said that he spoke to the Santa Fe Irrigation District representative present at the meeting regarding potential opportunities that the SEJPA and the irrigation district have in providing more recycled water to the residents and businesses of Solana Beach.

Chair Barth stated that San Dieguito Water District adopted the model drought ordinance that includes discouraging the use of water softeners and encouraging the use of recycled water.

Chair Barth received a San Elijo Lagoon Conservancy flyer which accommodates sponsor advertising on the back. She suggested it could be a possible way to promote wastewater and recycled water education to the public.

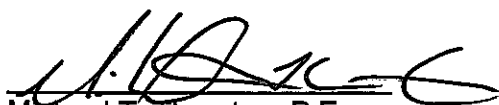
20. CLOSED SESSION

The Board went into closed session pursuant to Government Code Section 54957 with respect to Public Employee Performance Evaluation at 9:44 a.m. and came out of closed session at 9:55 a.m. with no reportable action.

21. ADJOURNMENT

The Board adjourned at 9:57 a.m. The next Board meeting will be held on Monday, October 13, 2008.

Respectfully submitted,



Michael T. Thornton, P.E.
General Manager