

**LAKE HEMET MUNICIPAL WATER DISTRICT  
BOARD OF DIRECTORS MEETING  
May 21, 2020**

**Important Update**

Please note this meeting was conducted pursuant to the provisions of Executive Order N-25-30 issued by Governor Gavin Newsom on March 12, 2020, governing protocol for teleconferenced meetings. Certain board members called in to this meeting by telephone. Any member of the public was able to observe and participate in this meeting by attending the meeting at 26385 Fairview Avenue, Hemet, CA 92544. Social distancing will be enforced.

**I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE – 3:00 p.m.**

Vice-President Pastor called the meeting to order. Although President Foutz is in attendance, via conference call, Vice-President Pastor presided over the meeting.

**II. ROLL CALL**

PRESENT: Directors, Minor, Pastor  
VIA CONFERENCE CALL: Director Foutz, Jones Marshall  
*Per Executive Order N-25-20*

OTHERS

PRESENT: General Manager Gow, District Council Davis and Wojcik, Administrative Services Manager Markham and Assistant Secretary Billinger

**III. Agenda Approval**

**Director Pastor moved and Director Marshall seconded a motion to approve.**

Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Minor, Marshall, Pastor**

**IV. PUBLIC COMMENT PERIOD**

None

**REGULAR SESSION OF THE BOARD OF DIRECTORS**

**V. Response Items / Reports**

**1. General Manager Report – Mike Gow**

- b. Manager's Report
- c. Construction & Engineering  
GM reviewed written reports in agenda packet.

Director Minor shared that he visited Well 17 and the quality of work that Lake Hemet Employees are producing is amazing! Keep up the great work.

Director Pastor asked how many homes are in the new development Citrus Pointe? GM Gow stated, 80, they were already recorded and meets all our needs for new services.

**2. Board Member Reports**

Director Pastor mentioned that the WaterMaster meeting for this quarter was cancelled due to the COVID-19 Pandemic. The next scheduled meeting is set for August 24, 2020. He also participated in the LAFCO meeting.



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**VI. Board Action Items**

3. **Consent Agenda Items** – Approval by Master Motion. Directors may separate items for discussion and voting.

a. Ratify March 2020 Expenditures

**Director Minor moved and Director Marshall seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

b. Ratify April 2020 Expenditures

**Director Minor moved and Director Foutz seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

4. **Minute Order** – Approve Minutes of the Regular Board Meeting March 19, 2020  
**Director Marshall moved and Director Minor seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

5. **Minute Order** – Approve and Authorize Award of Contract for the Pixie, Johnson and Soboba Waterline Installation Project No. 002-20  
**Director Minor moved and Director Foutz seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

6. **Approve Resolution Nos. 790 and 791** – Declaring Intent for Annual Levy and Collection of Availability Charges in Fiscal Year 2020/2021; and Setting a Public Hearing Date and Time of July 16, 2020 at 3:00 p.m. to Hear and Consider Any/All Protests

- a. **Resolution No. 790** – Improvement District No. A (Garner Valley) for the Annual Levy and Collection of Water Availability Charges

**Director Marshall moved and Director Minor seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

- b. **Resolution No. 791** – Improvement District No. U-2 (Valle Vista) for the Annual Levy and Collection of Sewage Service Availability Charges



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**Director Minor moved and Director Jones seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

7. **Resolution No. 792** – Approve Setting Forth Regulations Regarding General District Election, November 3, 2020

**Director Marshall moved and Director Minor seconded a motion to approve.**  
Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

Director Minor asked if the District was now paying for the candidate statements? No, that is the responsibility of the candidate.

**VII. Board Discussion Items**

8. Review of Draft Budget for Fiscal Year 2020-2021  
Director Foutz stated that the Finance Committee recommends the budget to the full board for review.

General Manager Gow stated that Lake Hemet MWD has a positive cash flow of 1.3 dollars. Thanked Administrative Services Manager Markham for her work on the budget.

Lake Hemet MWD can save about \$2,650,000 in interest by prepaying the Series 2010 Certificates of Participation with CSDA Finance Corporation and Bank of New York Mellon for LHMWD Pipeline Replacement Project.

Due to the wet winter, we should not have to purchase much water from EMWD. The lake is almost full and is our least expensive source of water.

As it is an election year, \$80,000 has been budgeted for potential election costs. If a board member goes unopposed, that money will not be spent.

Director Pastor inquired about the Southern California Edison bill of \$975,000 and if solar power has been considered. GM Gow stated it was looked into a few years back and that it was not beneficial. As a municipality, we do not get tax credits and it is a long pay back, approximately ten to fourteen years.

Director Foutz, Hemet Unified School District had a private party that contributed the investment for their solar project.

Public Comment:

Joe Jorgensen-Hemet –Asked how many full-time employees at Lake Hemet MWD. GM Gow stated it fluctuates.

**Recessed to closed session at 3:45 p.m.**

**VIII Closed Session**

**B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Section 54956.9(d)(1); Garner Valley Property Owner's Association et. al. v. Lake Hemet Municipal Water District et. al.; District Counsel: Attorney Wojcik  
Riverside Superior Court Case No. RIC 1901501



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**No reportable action.**

**C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

**Pursuant to Section 54956.9(d)(1)** LHMWD vs. The Dow Chemical Company; Dow Agro Sciences, LLC, Shell Oil Company; et. al.; District Counsel: Attorney Wojcik and Outside Counsel: Attorney Sansone  
U.S. District Court For the Central District Case No. 5:18 cv-02022

**No reportable action.**

**D. CONFERENCE WITH LABOR NEGOTIATORS – Pursuant to Gov. Code 54957.6 District Negotiator(s): General Manager Gow/District Counsel Davis and Wojcik**

- Represented Employees: SEIU Local 721
- Unrepresented Employees

**No reportable action.**

**E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Pursuant to Gov. Code Section 54957; Continued Review of the General Manager; Michael A. Gow**

**No reportable action.**

**Director Minor moved and Director Pastor seconded a motion to report out of closed session at 4:24 p.m.**

Motion carried by the following roll call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**

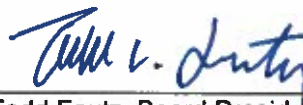
**VI. Adjournment** – adjourned at 4:25 p.m. to Thursday, June 18, 2020 at 3:00 p.m.



Kathleen Billinger, Assistant Secretary

Vice-President Pastor asked for a motion to approve the minutes for the Regular Board Meeting of March 19, 2020. A copy of the minutes was sent to each board member for review prior to the May 21, 2020 meeting. Motion to approve was made by Director Marshall with a second from Director Minor. It carried by the following roll-call vote:

**AYES: Foutz, Jones, Marshall, Minor, Pastor**



Todd Foutz, Board President  
Lake Hemet Municipal Water District