

**LAKE HEMET MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS MEETING
January 19, 2023
3:00 p.m.**

In accordance with the Governor's Declarations of Emergency for the State of California (Executive Orders N-25-20 and N-29-20) and the Governor's Stay at Home Order (Executive Order N-33-20), the Lake Hemet Municipal Water District is providing an alternative measure for the board members and public to participate in Board Meetings. If you would like to participate via teleconference, the information is as follows:

Via Zoom:

<https://us02web.zoom.us/j/85318696323?pwd=dnVnUENQVUxid21wM210TmVTTTgzdz09>

Meeting ID: 853 1869 6323

Passcode: 416634

Means by which Members of the Public May Offer Public Comment During the Meeting:

Members of the public are not required to submit public comments in advance of the meeting, but will be given an opportunity to address the Board of Directors in real time. Members of the public attending the meeting via the Zoom videoconferencing platform can express their desire to offer public comment or provide input on an agenda item at the appropriate time by utilizing the "Raise Hand" function.

Any member of the public can also observe and participate in this meeting by attending the meeting in person at 26385 Fairview Avenue, Hemet, CA 92544. Social distancing will be enforced.

I. Call to Order and Pledge of Allegiance

President Foutz called the meeting to order at 3:00 p.m.

II. Roll Call

PRESENT: Directors Foutz, Marshall, Minor & Pastor

VIA CONFERENCE

CALL: Director Jorgensen

OTHERS PRESENT: General Manager Gow, District Counsel Wojcik and District Secretary Billinger

III. Agenda Approval

Director Minor moved and Director Marshall seconded a motion to approve.

Motion carried by the following roll call vote:

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

IV. Reorganization of Officers to Serve a Two-Year Term beginning January 2023 through December 2024 for the Office of President, Vice President, Secretary and Treasurer

Director Minor moved to leave the positions as is, Director Pastor seconded a motion to approve.

President:	Todd A. Foutz
Vice President:	Steven A. Pastor
Secretary/Treasurer:	Frank D. Marshall, III

Motion carried by the following roll call vote:

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

- V. President's Committee Appointments – Public Official Appointments FPPC Form 806**
WaterMaster-GWMP Committee Member and One Alternate
Finance Committee Two Committee Members and One Alternate

President Foutz will like to reserve the right to leave as is until the LAFCO Election. In the event Director Pastor is elected to the LAFCO Board, he will appointment another committee member and alternate.

President Foutz elected to keep the Finance Committee the same with Director Marshall and himself as the members.

- VI. Public Comment Period**
None

REGULAR SESSION OF THE BOARD OF DIRECTORS

VII. Response Items / Reports

1. **General Manager Report** – Mike Gow
 - a. Manager's Report
 - b. Construction & Engineering
GM Gow reviewed written report in the agenda packet.
Lake Hemet water level is at 126.5, anticipating that we will not need to purchase water from EMWD in the summer and most likely will also have recharge water.
We received 10.7 inches of water, the normal for this time of year is 6.4

Well 8A is now functional and will be used in the summer.

Director Jorgensen asked if the valve at the dam is still leaking? GM Gow stated no.
2. **Board Member Reports**
None

VIII. Board Action Items

3. **Consent Agenda Items** – Approval by Master Motion. Directors may separate items for discussion and voting.
 - a. Ratify December 2022 Expenditures

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

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

4. **Minute Order** – Consider Approval of Extending Resolution No. 805 Making Findings Relating to a Declared State of Emergency and Authorizing Remote Teleconference Meetings of the Legislative

Bodies of Lake Hemet Municipal Water District for the Period January 19, 2023 through February 18, 2023 Pursuant to Government Code Section 54953(e).

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

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

5. **Minute Order** – Approve Minutes of the Regular Board Meeting on December 15, 2022

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

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

6. **Minute Order** – Approve Minutes of the Special Board Meeting on January 12, 2023

Director Pastor moved and Director Jorgensen seconded a motion to approve.
Motion carried by the following roll call vote:

AYES: Foutz, Jorgensen, Pastor
ABSTAINED: Marshall, Minor

7. **Minute Order** – Approve and Authorize Contract with Legend Well & Pump for the 2023 Well Maintenance Project for Wells 2 and 14 and Determine Project is Categorically Exempt under CEQA

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

Director Pastor asked what is the time frame? GM Gow stated, they will start in approximately a month and they have 67 day to complete. He also asked how old are the wells? One was built in 1961 and the other one was built in 1979, with original casings. They are very good wells!

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

IX. Discussion

8. LAFCO 2023 Special District Selection Committee Nomination
President Foutz explained how important it is for Director Pastor be nominated for a seat on the LAFCO Board, therefore he would be submitting Director Pastor's name for said position.

Recessed to closed session at 3:22 p.m.

X. Closed Session

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Section 54956.9(d)(1); Kutsch vs. LHMWD, Urban Park Concessionaires, et al.; District Counsel: Attorney Wojcik
Riverside Superior Court Case No: RIC 2003140

No reportable action

- B. 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 Marshall seconded a motion to approve.
Motion carried by the following roll call vote:

AYES: Foutz, Jorgensen, Marshall, Minor, Pastor

XI. **Adjourned** at 3:31 p.m. to Thursday, February 16, 2023 at 3:00 p.m.

President Foutz asked for a motion to approve the minutes for the Regular Board Meeting of December 15, 2022. A copy of the minutes was sent to each board member for review prior to the January 19, 2023 meeting. Motion to approve was made by Director Minor with a second from Director Pastor. It carried by the following roll-call vote:

AYES: Foutz, Jorgensen, Minor, Marshall, Pastor



Kathleen Billinger, Assistant Secretary



Todd A. Foutz, President
Lake Hemet Municipal Water District