

AGENDA

BOARD OF DIRECTORS SAN DIEGO AREA WASTEWATER MANAGEMENT DISTRICT (SANDIST)

REGULAR MEETING THURSDAY, October 6, 2022 Immediately Following the Metro Wastewater JPA Meeting

(This meeting immediately follows the Metro JPA meeting which starts at 12:00 p.m. using the same teleconference/videoconference access as stated below.)

IN LIGHT OF THE PROCLAIMED STATE OF EMERGENCY RELATED TO THE COVID-19 PANDEMIC, AND PURSUANT TO GOVERNMENT CODE SECTION 54953(e)(1), THIS SAN DIEGO WASTEWATER MANAGEMENT DISTRICT (SANDIST) BOARD MEETING WILL BE CONDUCTED REMOTELY AND THERE WILL BE NO PHYSICAL LOCATION FOR IN-PERSON ATTENDANCE. THIS MEETING SHALL ONLY BE ACCESSIBLE TO MEMBERS OF THE PUBLIC TELEPHONICALLY OR VIA ZOOM. ALL MEMBERS OF THE PUBLIC WISHING TO OBSERVE THIS PUBLIC MEETING MUST DIAL IN TO THE TELEPHONE NUMBER INDICATED BELOW OR JOIN THE MEETING BY COMPUTER USING THE LINK BELOW, AND WHEN PROMPTED, USE THE MEETING ID IDENTIFIED BELOW. FURTHER DETAILS ARE BELOW.

Note: Any member of the public may provide comments to the SANDIST Board on any agenda item or on a matter not appearing on the agenda, but within the jurisdiction of the Board. Public comments must be submitted in either of the following manners:

1. **Providing Oral Comments During Meeting.** To provide comments in real time during the meeting, join the Zoom meeting by computer, mobile phone, or dial-in number. On Zoom video conference by computer or mobile phone, use the "Raise Hand" feature. This will notify the Secretary that you wish to speak during a specific item on the agenda or during non-agenda Public Comment. If joining the meeting using the Zoom dial-in number, you can raise your hand by pressing *9. Comments will be limited to three (3) minutes
2. **Written Comments.** In order to provide written public comments, your comments must be submitted prior to the start of the meeting to lpeoples@chulavistaca.gov. Please indicate whether your comment is on a specific agenda item or a non-agenda item. Comments are limited to four hundred (400) words. Please submit written comments at least two (2) hours before the start of the meeting. All comments received by such time will be provided to the Committee members in writing. At the discretion of the Chair, the first five (5) comments received on each agenda item, or on non-agenda matters, may be read into the record at the meeting. Comments received less than two (2) hours prior to the start of the meeting will be collected, sent to the SANDIST Board members in writing, and made part of the public record.

When providing comments to the SANDIST Board please provide your name and city of residence for the record. If you have a written record that you wish to distribute to the SANDIST Board please provide it to the Secretary via lpeoples@chulavistaca.gov, who will distribute the record to the members. With limited exceptions, all records distributed to the SANDIST Board or any Committee of the Board become public records upon distribution.

The public may participate using the following remote options

Join Zoom Meeting
<https://us02web.zoom.us/j/83673757911>
Meeting ID: 836 7375 7911
One tap mobile
+16699009128,,83673757911# US
Dial by your location
+1 669 900 9128 US

Item No. 1: Call to Order

Item No. 2: Roll Call

Item No. 3: Public Comments
Opportunity for members of the public to provide comments to the Board on any items not on the agenda but within the jurisdiction of SANDIST.

ACTION ITEMS

Item No. 4: Consideration and Possible Action to Make Findings to Continue Holding Remote/Teleconference Meetings Pursuant to Assembly Bill 361
(Attachment)

Item No. 5: Vote on Chair, Vice Chair and Secretary

Item No. 6: Approve Minutes of Regular Meeting of August 5, 2021 **(Attachment)**

Item No. 7: Approve Treasurer's Report **(Attachment)**

Item No. 8: Adjournment

The SANDIST Board of Directors may take action on any item listed in this Agenda whether or not it is listed as an Action item.

Materials provided to the SANDIST Board related to any open-session item on this agenda are available for public review at the following website: <https://www.metrojpa.org>

***In compliance with the
AMERICANS WITH DISABILITIES ACT***

The SANDIST requests individuals who require alternative agenda format or special accommodations to participate in the SANDIST meetings, contact Adriana Ochoa at adriana.ochoa@procopio.com Requests for disability-related modifications or accommodations require different lead times and should be provided at least 72-hours in advance of a meeting.

STAFF REPORT

TO: San Diego Area Wastewater Management District (SANDIST)

DATE: Thursday, October 6, 2022

AGENDA ITEM NO. 4: Consideration and Possible Action To Make Findings To Continue Holding Remote/Teleconference Meetings Pursuant To Assembly Bill 361

BACKGROUND

Assembly Bill No. 361 took effect September 16, 2021. It amends the Brown Act and allows for public agencies to utilize remote or virtual meetings through January 1, 2024 if any of the following circumstances are met:

- A. The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.
- B. The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
- C. The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

In accordance with AB No. 361, when a board wants to continue holding virtual meetings because a state of emergency continues, the board must make findings every 30 days that 1) the board has reconsidered the circumstances of the state of emergency and 2) the state of emergency continues to directly impact the ability of the members to meet safely in person or state or local officials continue to impose or recommend measures to promote social distancing.

On March 4, 2020, the Governor declared a state of emergency arising from the Covid-19 pandemic. California continues to remain in a proclaimed state of emergency relating to the Covid-19 pandemic. The State and San Diego County have phased out physical distancing mandates, and recommendations relating to social distancing are fairly limited as of the date of the preparation of this staff report.

Nonetheless, Covid-19 continues to threaten the community, particularly persons who are unvaccinated or that are in a high-risk category such as those who are over 65 years old, immune-compromised, or have underlying health conditions. The Omicron variant, designated a “very high” risk by the World Health Organization, is currently the prevalent strain in San Diego County. The BA.2 omicron subvariant has also been surging in San Diego County with the Center for Disease Control recently moving San Diego into the “high-risk category.”

The County of San Diego Health and Human Services Agency’s Epidemiology and Immunization Services Branch prepares a Weekly Coronavirus Disease 2019 (COVID-19) Surveillance Report, which includes a Summary of Cases, Deaths, and Outbreaks by Date Reported for San Diego County, which can be found at <https://www.sandiegocounty.gov/content/sdc/hhsa/programs/>

[phs/community_epidemiology/dc/2019-nCoV/status.html](https://www.phs.community_epidemiology/dc/2019-nCoV/status.html). The Board is encouraged to review the current and local data and evaluate whether the pandemic continues to directly impact the ability of the Finance Committee to meet safely.

RECOMMENDED ACTION

Staff respectfully recommends the Board of Directors discuss and evaluate the information provided in this staff report and, if appropriate, approve the following findings and actions:

1. The Board hereby FINDS AND DECLARES that it has considered the circumstances of the proclaimed state of emergency declared by the Governor on March 4, 2020 relating to the Covid-19 pandemic and has determined, based on the information provided in this staff report, that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
2. Discuss or take other action as appropriate.

ITEM 6
MINUTES
SAN DIEGO AREA WASTEWATER
MANAGEMENT DISTRICT

August 5, 2021

MEETING LOCATION:

Zoom Virtual Meeting

1. CALL TO ORDER

At 1:15 p.m., Vice Chairman Jones called the meeting of the San Diego Area Wastewater Management District to order.

2. ROLL CALL

Present:

City of Coronado, Marvin Heinze
City of Del Mar, Joe Bride
City of Imperial Beach, Ed Spriggs
City of National City, Jose Rodriguez
City of Poway, John Mullin
Lemon Grove Sanitation District, Jerry Jones
Padre Dam Municipal Water District, Jim Peasley
Otay Water District, Mark Robak

Others Present:

Nicholaus Norvell, Best Best & Krieger
Lori Peoples, Secretary

Absent:

County Water Authority, Doug Wilson

Vice Chair Jones Chaired the meeting as Chair Scalzitti was no longer a Padre Dam Board Member.

3. PUBLIC COMMENTS

There were none.

4. VOTE ON NEW CHAIR, VICE CHAIR AND SECRETARY

Commissioner Mullin nominated Vice Chair Jones as chair, Commissioner Peasley as Vice Chair and Secretary Peoples to remain as Secretary. The motion was seconded by Commissioner Spriggs and unanimously approved.

5. APPROVE MINUTES OF REGULAR MEETING OF OCTOBER 3, 2019

Upon motion by Commissioner Mullin seconded by Commissioner Jones, the minutes were unanimously approved as submitted.

6. APPROVE TREASURER'S REPORT

Upon motion by Commissioner Heinze, seconded by Chair Jones, the Treasurer's Report was unanimously approved as submitted.

7. ADJOURNMENT:

At 1:23 p.m., there being no further business, Chairman Jones declared the meeting adjourned.

Item 7

Padre Dam Municipal Water District San Diego Area Wastewater Management District Trust Fund

P O Box 719003
Santee, Ca 92072

Statement of Assets and Liabilities

April 30, 2022

Assets:

Cash \$417.95

Total Assets \$417.95

Liabilities & Equity:

Trust Fund Balance \$417.95

Total liabilities and equity \$417.95

Statement of Receipts and Disbursements

Current Y-T-D
May 1, 2021 – April 30, 2022

Beginning Balance \$ 417.95

Receipts 0.00

Total Receipts 0.00

Disbursements

Legal - BB&K
0.00

Directors - Per Diem 0.00

Total Disbursements 0.00

Ending Balance \$ 417.95

Prepared without audit