

Agenda

**Regular Meeting
of the Board of Directors of
Upper San Luis Rey Resource Conservation District**
Thursday, June 8, 2023, 1:00 P.M.
Meeting Held at Yuima Municipal Water District
34928 Valley Center Road, Pauma Valley, CA 92061

Andy Lyall, President
Mike Perricone, Director

Greg Kamin, Vice-President
Amy Reeh, Director

AGENDA TOPICS

1:00 p.m.

1. **Roll Call** - Determination of Quorum
2. **Pledge of Allegiance**
3. **Approval of Agenda** – At its option, the Board may approve the agenda, delete an item, reorder items and add an item to the agenda per the provisions of Government Code §54954.2.
4. **Public Comment** – This is an opportunity for members of the public to address the Board on matters of interest within the Board's jurisdiction that are not listed on the agenda. The Brown Act does not allow any discussion by the Board or staff on matters raised during public comment except; 1) to briefly respond to statements made or questions posed; 2) ask questions for clarification; 3) receive and file the matter; 4) if it is within staff's authority, refer it to them for a reply; or 5) direct that it be placed on a future board agenda for a report or action. Inquiries pertaining to an item on the agenda will be received during deliberation on that agenda item. No action can be taken unless specifically listed on the agenda (Government Code §54954.3)

I. **CONSENT CALENDAR**

Consent Calendar items will be voted on together by a single motion unless separate action is requested by a Board Member, staff or member of the audience.

1. Approve minutes of the Regular Meeting of April 13, 2023.

II. **SPECIAL REPORTS**

1. NRCS
2. USLRGMA Report
3. President's Report

Morales
Perricone
Lyll

III. **ACTION DISCUSSION**

1. 4. Discussion and Board Direction Local Agency Formation Committee Active and Latent Powers - Status. Lyll

Background: At the April 13, 2023 regular meeting of the Board of Directors, the Board agreed to initiate activation of the District's latent LAFCO powers via a written letter to LAFCO. This item is to discuss any update to that process.

2. Approval of Notice of Vacancy and Appointment of a New Director for the Board of Directors of Upper San Luis Rey Resource Conservation District. Lyll

Background: Director Watson submitted his resignation effective March 10, 2023. Per Government Code §1780 the Board of Directors has 60 days after the vacancy occurs to appoint a new director to the Board or call for a special election. There were not letters of interest received for the vacancy. The 60 day time frame expired on May 9, 2023. This item is to discuss the Board's options in regards to the vacancy.

IV.

OTHER BUSINESS

1.

Regular Meeting Thursday, July 13, 2023 at 1:00 p.m.

VI.

ADJOURNMENT

NOTE: In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board meeting, please contact the General Manager at (760) 742-3704 at least 48 hours before the meeting to enable the District to make reasonable accommodations. The meeting begins at 1:00 p.m. The time listed for individual agenda items is an estimate only. Any writings or documents provided to a majority of the members of the Upper San Luis Rey Resource Conservation District Board of Directors regarding any item on this agenda will be made available for public inspection during normal business hours in the office of the General Manager located at 34928 Valley Center Road, Pauma Valley.

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
UPPER SAN LUIS REY RESOURCE CONSERVATION DISTRICT
April 13, 2023**

The Regular Meeting of the Board of Directors of the Upper San Luis Rey Resource Conservation District was held at the office Yuima Municipal Water District, 34928 Valley Center Road, Pauma Valley, California on Thursday, the 13th day of April 2023.

1. ROLL CALL – DETERMINATION OF QUORUM

President Lyall called the meeting to order at 1:04 p.m.

Directors Present:

Andy Lyall, President
Greg Kamin, Vice-President
Mike Perricone, Director

President Lyall declared that a quorum of the Board was present.

Directors Absent:

Amy Reeh, Director

Others Present:

Carmen Rodriguez, Administrative Assistant, Yuima MWD
Celine Morales, NRCS

2. PLEDGE OF ALLEGIANCE

President Lyall led the Pledge of Allegiance.

3. APPROVAL OF AGENDA

Director Lyall motioned to add Action/Discussion item number 7 “Authorize Board President to sign MOU between Resource Conservation District of Greater San Diego, Mission Resource Conservation District and Upper San Luis Rey RCD subject to any recommendations by General Counsel” and add Action/Discussion item number 8

“Discussion Only-Conflict of Interest with Legal counsel Deveney, Page, Morris and Cameron. The motioned was seconded by Director Perricone, Action/Discussion number 7 and 8 were added to the agenda by the following roll-call vote, to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

4. PUBLIC COMMENT

No speaker requests were received and no other indication to speak was offered by members of the public present.

I. CONSENT CALENDAR

Upon motion being offered by Director Kamin seconded by Director Perricone, the Minutes of the Regular Meeting of March 9, 2023, Accounts Payables for March 2023 and Monthly Financials for March 2023 were approved by the following roll-call vote, to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

II. SPECIAL REPORTS

1. NRCS

Celine Morales from NRCS reported on the California Conservation Planning Partnership-C2P2. A Memorandum of Agreement to formalize collaboration between four key partners has been developed to support the conservation goals of California’s agricultural producers, private, nonindustrial forest managers and Tribes through locally led technical assistance. Working together, the partners will utilize their individual

strengths to provide a coordinated approach and consistent service to customers and address the enormous natural resource challenges throughout California.

2. USLRGMA

Director Perricone reported that at the last meeting the Board approved SCI Consulting to perform the rate study.

3. President's Report

Director Lyall gave a brief reported that The San Diego County Farm Bureau is hosting Graze on the Filed this afternoon at The Flower Fields in Carlsbad. At the last Farm Bureau, the new board member list was approved, this will go to the public for vote.

Director Lyall also reported on the last LAFCO RCD Ad-hoc Committee meeting. The Ad-hoc committee is working together on an MOU between Greater RCD, Mission RCD and USLRRCD.

4. Carbon Planning

Director Kamin gave a report to the Board on the Carbon Planning meeting he recently attended. Director Kamin reported that Phase 1 of the Ag Pass has been approved by the County Board of Supervisors. The Ag Pass Program allows commercial agriculture or livestock operators access to restricted areas to care for crops and animals. The Evacuation Pass for Agriculture and Livestock (Ag Pass) would allow law enforcement and fire officials to identify pass holders at roadblocks and inside an evacuated area.

III. ACTION/DISCUSSION

1. Acceptance of Resignation of Director Watson.

Following discussion and upon motion by Director Lyall, seconded by Director Kamin, the Acceptance of Resignation of Director Watson was approved and

carried unanimously by the following roll-call vote to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

2. Approval of Notice of Vacancy and Appointment of a New Director for the Board of Directors of Upper San Luis Rey Resource Conservation District.

Following discussion and upon motion by Director Lyall, seconded by Director Kamin, *Approval of Notice of Vacancy and Appointment of a New Director for the Board of Directors of Upper San Luis Rey Resource Conservation District* was approved and carried unanimously by the following roll-call vote to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

3. Acceptance of the Quarterly Arroyo Toad Conservation Easement Report.

Following discussion and upon motion by Director Kamin, seconded by Director Perricone, the *Quarterly Arroyo Toad Conservation Easement Report* was approved and carried unanimously by the following roll-call vote to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

4. Discussion and Board Conservation Project Development: Stormwater Reuse and Grant Application Assistance.

This item was tabled till the next Board Meeting.

5. Discussion and Board Direction Local Agency Formation Committee Active and Latent Powers.

Following discussion and upon motion being offered by Director Kamin, seconded by Director Perricone, *the Board directed the Board President to write a letter to LAFCO requesting to activate all of the Upper San Luis Rey Resource Conservation District's latent powers.* The motion was approved and carried by the following roll-call vote, to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

6. First Amendment to the Memorandum of Understanding between the Resource Conservation District of Greater San Diego and the Upper San Luis Rey Resource Conservation District Pursuant to Government Code Section 56133.

Following discussion and upon motion being offered by Director Kamin, seconded by Director Perricone, *the First Amendment to the Memorandum of Understanding between the Resource Conservation District of Great San Diego and the Upper San Luis Rey Resource Conservation District Pursuant to Government Code Section 56133* was approved and carried by the following roll-call vote, to wit:

AYES: Perricone, Kamin, Lyall
NOES: None
ABSTAIN: None
ABSENT: Reeh

7. Authorize Board President to sign the MOU Between Resource Conservation District of Greater San Diego, Mission Resource Conservation District, and Upper San Luis Rey RCD subject to any recommendations by the General Counsel.

Following discussion and upon motion being offered by Director Kamin, seconded by Director Perricone, *Authorization for the Board President to sign the MOU between Resource Conservation District of Greater San Diego, Mission Resource Conservation District, and the Upper San Luis Rey RCD subject to any recommendations by the General Counsel* was approved and carried by the following roll-call vote, to wit:

AYES: Perricone, Kamin, Lyall
NOES: None

ABSTAIN: None
ABSENT: Reeh

8. Discussion Only- Conflict of Interest with Legal Counsel Deveney Pate Morris & Cameron.

Director Lyall advised the Board that it was brought to his attention by Director Reeh that the RCD's legal counsel Deveney Pate Morris & Cameron will also be representing the Pauma Valley Community Service District. This may cause a conflict of interest since the RCD and the CSD are both members of the Upper San Luis Rey Groundwater Management Authority. Following discussion, the Board directed the Board President to reach out to legal counsel Jeff Morris to discuss the matter.

IV. OTHER BUSINESS

V. ADJOURNMENT

There being no further business to come before the Board the meeting was adjourned at 2:06 p.m.

Greg Kamin, Vice President

Andy Lyall, President