



MINUTES

CALAVERAS COUNTY WATER DISTRICT REGULAR BOARD MEETING

SEPTEMBER 28, 2022

Directors Present: Cindy Secada, President
Scott Ratterman, Vice-President
Bertha Underhill, Director (virtual)
Russ Thomas, Director
Jeff Davidson, Director

Staff Present: Michael Minkler, General Manager
Matt Weber Esq, General Counsel
Rebecca Hitchcock, Clerk to the Board
Jeffrey Meyer, Director of Administrative Services
Damon Wyckoff, Director of Operations
Stacey Lollar, Human Resources Manager
Brad Arnold, Water Resources Manager
Jessica Self, External Affairs Manager
Kelly Soulier-Doyle, Accounting Technician
Kate Jesus, Engineering Coordinator
Pat Burkhardt, Construction and Maintenance Manager
Charles Palmer, District Engineer
Tiffany Burke, Administrative Technician, Sr.
Kelly Richards, Customer Service Supervisor
Corinne Skrbina, Customer Service Senior
Carol Bowen, Customer Service Representative
Kate Darby, Customer Service Representative
Chris Skrbina, Senior Distribution Worker
Jared Gravette, Construction Inspection Sr. Supervisor

Others Present:

| | |
|-------------------|----------------|
| Christopher Doran | Lese Jensen |
| Brian Shringley | Andy Pereira |
| Vicky Flaximer | Don Jensen |
| Sue Martinez | Ralph Copeland |

ORDER OF BUSINESS

CALL TO ORDER / PLEDGE OF ALLEGIANCE

1. ROLL CALL

President Secada called the Regular Board Meeting to order at 1:01 p.m. and led the Pledge of Allegiance. All Directors were present.

2. PUBLIC COMMENT

Donald Jensen addressed the Board asking that an ad hoc community committee to be created for residences Copperopolis.

Ralph Copeland thanked Michael Minkler, President Secada, and Director Thomas for an informative town hall meeting in Copperopolis.

3. CONSENT AGENDA

**MOTION: Directors Davidson/Underhill-Approved Consent Agenda Items:
3a, 3b, and 3c as presented**

- 3a Report on the Monthly Investment Transactions for August 2022
(Jeffrey Meyer, Director of Administrative Services)
- 3b Renewal of Lease Agreement with Courtright-Emerson Memorial Ball Park at White Pines Park in Arnold
(Rebecca Hitchcock, Clerk to the Board) **RES 2022-100**
- 3c 2022 Biennial Review of the District's Conflict of Interest Code Policy 5070
(Rebecca Hitchcock, Clerk to the Board)

AYES: Directors Ratterman, Thomas, Davidson, Underhill, and Secada
NOES: None
ABSTAIN: None
ABSENT: None

4. NEW BUSINESS

- 4a Discussion/Action to Approve the Budgeted Lease to Own Purchase of a New Mechanics Truck for \$165,359,90 through Enterprise Fleet Management
(Damon Wyckoff, Director of Operations)

MOTION: Directors Ratterman/Davidson-by Minute Entry approved the Budgeted Lease to Own Purchase of a New Mechanics Truck for \$165,359,90 through Enterprise Fleet Management

DISCUSSION: Damon Wyckoff addressed the Board with information on the proposed purchase of a new 2022 Ford F550 for \$165,359.90 through Enterprise Fleet Management. This amount was approved in the Fiscal Year 2022/23 Budget which included the upfit charges. He explained that these are not technically leases and they will be owned at the end of five years. He reviewed the total amount of vehicles the District owns on this program. There was discussion about the Fleet program and the upcoming new carb rules.

PUBLIC COMMENT: There was no public comment.

AYES: Directors Ratterman, Davidson, Underhill, Thomas, and Secada
NOES: None
ABSTAIN: None
ABSENT: None

4b Update of CCWD Service Area Water Production
(Brad Arnold, Water Resources Manager)

DISCUSSION: Mr. Arnold provided a verbal update regarding the latest data and figures of CCWD water production and water resources conditions. He summarized the below:

- CCWD's combined service areas accumulated water production is around 99% of long-term average (2011 to 2021) for this date. This figure is down approximately 7% from the same period in 2021
- Most of CCWD's service areas are at or above long-term average production (axiomatic of water consumption, loses, etc.) The three rural service areas of Sheep Ranch, Wallace, and West Point are all at or around 120% of average supply but are below the conservative projections for this date from the FY 2023 Water Supply Projections Report (Projections Report) developed in June 2022. CCWD's Ebbetts Pass Service Area is the only area below long-term average production figures.
- Most of CCWD's water supply reservoirs, either solely owned or having contractual allocations or water rights, are near normal levels for this time of year. All are well above the conservative estimates in the Projections Report, owing to decreased consumption and/or favorable senior water rights not impacted by the State Water Resources Control Board (SWRCB) curtailment orders.
 - New Hogan Reservoir (New Hogan) is the only storage facility well below normal for this time of year, albeit above projections. CCWD's request for 2022 Contract Year supplies from New Hogan was 5,570 AF of its total 31,279 AF allocation. CCWD understands that Stockton East Water District (SEWD) will utilize their full 52,822 AF allocation as well as CCWD's unused water supply - allowed by the CCWD-SEWD contract for New Hogan water – which could threaten CCWD's future allocations and New Hogan "minimum pool" restrictions.

There was additional discussion between Mr. Arnold and the Board regarding New Hogan Reservoir. Director Thomas asked about the fire hydrant meters for construction and how that water use is tracked.

PUBLIC COMMENT: There was no public comment.

4c Discussion/Action regarding Eastside GSA Adoption of Threfall Ranch Reservoir Project (Brad Arnold, Water Resources Manager) **RES 2022-101**

MOTION: **Directors Davidson/Ratterman-Adopted Resolution No. 2022-101 Adopting the Eastside GSA Threfall Ranch Reservoir Project**

DISCUSSION: Brad Arnold addressed the Board regarding the Threfall Ranch Reservoir Project. He explained the Eastside San Joaquin Groundwater Sustainability Agency (Eastside GSA) is moving forward with the Groundwater Sustainability Plan (GSP) implementation phase of the Sustainable Groundwater Management Act (SGMA), which may include Project Management Actions used to address historic groundwater overdraft, groundwater level declines, and other SGMA-defined undesirable results. The Threfall Ranch Reservoir Project (Threfall Project) is a privately developed and funded project located in the Stanislaus County portion of the Eastside GSA jurisdictional area. The Threfall Project has the potential to benefit groundwater levels in the Eastern San Joaquin Groundwater Subbasin (Subbasin) as an in lieu recharge project by converting current groundwater users to surface water supplies. He explained this Threfall Project must be adopted by the Eastside GSA members and incorporated into the GSP to ensure eligibility for grant funds and to quantify Subbasin benefits. He explained how the GSA could get credit for capturing water for the subbasin. There was discussion regarding the possible sale of water for this project.

PUBLIC COMMENT: There was no public comment.

AYES: Directors Davidson, Ratterman, Underhill, Thomas, and Secada
NOES: None
ABSTAIN: None
ABSENT: None

4d Discussion/Action regarding Rescinding Policy No. 6-Operational Assistance Policy
(Michael Minkler, General Manager) **RES 2022-102**

MOTION: Directors Ratterman/Thomas-Adopted Resolution No. 2022-102-
Rescinding Policy No. 6-Operational Assistance Policy and Authorize
the General Manager to enter into agreements substantially similar to
the attached draft agreement.

DISCUSSION: Mr. Minkler explained that over the last several months, CCWD has participated in productive negotiations with the Tuolumne Utilities District and Utica Water and Power Authority regarding a mutual aid agreement. The agencies share a goal of supporting each other in times of need, while respecting each agency's primary commitment to their own service areas and operational priorities. There have been no agreements created under the current Policy #6 Operational Assistance. He recommends rescinding this policy and authorize staff to enter into mutual assistance agreements. Using TUD's template for a mutual assistance agreement, CCWD and TUD developed a draft agreement that establishes the framework for providing mutual assistance. The agencies would retain full discretion over whether to provide assistance in the event a request is received and there would be no liability for declining to provide assistance. The agreement also addresses reimbursement for services provided, as well as insurance and indemnification issues. Director Ratterman asked about the legality of term "substantially similar to" in the motion. Mr. Minkler explained that each agreement would have the same key parts: no obligation to respond, no liability to the district chooses not to respond, costs reimbursed, and insurance indemnification. If those items changed at all the agreement would be brought back to the Board. The District Attorney, Matt Weber stated that phrase if enforceable. There was discussion about when this agreement would be used, and the Board agreed they should be signed with neighboring agencies well before any emergency situations happen.

PUBLIC COMMENT: There was no public comment.

AYES: Directors Ratterman, Thomas, Underhill, Davidson, and Secada
NOES: None
ABSTAIN: None
ABSENT: None

5. **OLD BUSINESS**

There was no old business

6. **REPORTS**

6a External Affairs Monthly Report
(Jessica Self, External Affairs Manager)

DISCUSSION: Jessica Self reported on the recent District events, Project outreach and coordination, grant administration, CDFW Coordination, IT Updates, and water conservation. She also spoke about the Ebbetts Pass Property Owners Counsel (EPPOC) meetings and stated to those in attendance from Copperopolis that they may want to consider starting something like that themselves.

6b General Manager's Report
(Michael Minkler)

DISCUSSION: Mr. Minkler reported on the following activities: 1) the Copperopolis Town Hall and the attendance of Calaveras County; 2) the MCWRA Water, Wildfire, and Wine event on October 20; 3) he met with previous CCWD GM, Steve Felte; 4) new employees in IT, Utility Crew, and second interviews for the Water Resources Technician position; 5) the Murphys Sanitary District Ribbon cutting; 6) UPUD is having a Prop 218 rate hearing; 7) the EBMUD Annual Reception BBQ on October 7; 8) coordination with Calaveras County Public Works on paving; 9) Brad Arnold and Jessica Self are coordinating with other agencies regarding AB552 implementation for Water Shortage Contingency Plans; and 10) the Slurry Line is now serving one customer so far.

7. BOARD REPORTS / INFORMATION / FUTURE AGENDA ITEMS

Director Underhill reported on Water Professionals week and asked what the District plans to do for staff.

Director Ratterman reported on the MCWRA Water, Wildfire, and Wine event on October 20th. He also reported on the CSDA Leadership Conference.

Director Davidson had nothing to report.

Director Thomas reported on the CSDA Leadership Conference. He also thanked the public members from Copperopolis in attendance.

Director Secada reported on the CSDA Leadership Conference and Lumberjack Days,

8. NEXT BOARD MEETINGS

- Wednesday, October 12, 2022, 1:00 p.m., Regular Board Meeting
- Wednesday, October 26, 2022, 1:00 p.m., Regular Board Meeting

9. CLOSED SESSION

The meeting adjourned into Closed Session at approximately 2:50 p.m. Those present were Board Members: Scott Ratterman, Cindy Secada, Bertha Underhill, Russ Thomas, and Jeff Davidson; staff members Michael Minkler, General Manager; and General Counsel, Matt Weber.

9a Conference with Legal Counsel – Potential Litigation
Government Code §54956.9(b)(1) – 2 cases

10. REPORTABLE ACTION FROM CLOSED SESSION

The Board reconvened into Open Session at approximately 3:18 p.m. There was no reportable action.

11. ADJOURNMENT

With no further business, the meeting adjourned at approximately 3:18 p.m.

Respectfully Submitted:



Michael Minkler
General Manager

ATTEST:



Rebecca Hitchcock
Clerk to the Board