

RESOLUTION NO. 2018-15
RESOLUTION NO. PFA-03
ORDINANCE NO. 2018-01

MINUTES

CALAVERAS COUNTY WATER DISTRICT REGULAR BOARD MEETING

APRIL 25, 2018

Directors Present: Scott Ratterman, President
Bertha Underhill, Director
Terry Strange, Director
Jeff Davidson, Director

Director(s) Absent: Russ Thomas, Vice President

Staff Present: Dave Eggerton, General Manager
Matt Weber, General Counsel
Mona Walker, Clerk to the Board
Rebecca Hitchcock, Clerk to the Board
Jeffrey Meyer, Director of Administrative Services
Peter Martin, Manager of Water Resources
Stacey Lollar, Director of HR and Customer Service
Joel Metzger, Mgr. of External Affairs, Conservation, and Grants
Robert Creamer, Engineering Analyst
Patti Christensen, Accountant
Kelly Soulier-Doyle, Accountant
Jesse Hampton, Interim Director of Operations
Charles Palmer, District Engineer

Others Present: Elaine St. John
Katherine Evatt, Foothill Conservancy
Vickey Mills

ORDER OF BUSINESS

CALL TO ORDER / PLEDGE OF ALLEGIANCE

1. ROLL CALL

President Ratterman called the Regular Board Meeting to order at approximately 1:00 p.m. and led the pledge of allegiance. Director Thomas was absent.

2. PUBLIC COMMENT

None

3. CONSENT AGENDA

MOTION: Directors Davidson / Underhill – Approved Consent Agenda Items: 3a, Approved Minutes for the Regular Board Meeting of March 25, 2018; 3b, Review of the Board of Directors Monthly Time Sheets for March, 2018; 3c, Adopted Resolution 2018-15 Ratifying Claim Summary #553 Secretarial Funds in the Amount of \$1,593,365.95 for March 2018; 3d, Received Report on Quarterly Engineering Projects, Jan. 1, 2018 through Apr. 15, 2018; and 3e, Adopted Resolution 2018-16 Amending the District’s Financial Management Policy No 5.04, Unclaimed Check Policy

- 3a Approval of Minutes for the Board Meeting of March 25, 2018
- 3b Review Board of Directors Monthly Time Sheets for March, 2018
- 3c Approve to Ratify Claim Summary #553 Secretarial Fund in the Amount of \$1,593,365.95 for March, 2018
(Jeffrey Meyer, Director of Administrative Services) **RES 2018-15**
- 3d Information / Quarterly Projects Report, Jan. 1, through April 15, 2018
(Charles Palmer, District Engineer)
- 3e Approve to Amend the District’s Financial Management Policy No. 5.04, Unclaimed Check Policy
(Jeffrey Meyer, Director of Administrative Services) **RES 2018-16**

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

4. PUBLIC HEARING

- 4a Receive Public Comment on the Draft Local Hazard Mitigation Plan Update
(Peter Martin, Manager of Water Resources)

Mr. Martin gave a PowerPoint presentation reviewing the Draft Local Hazard Mitigation Plan Update. He reviewed the goals of the Hazard Mitigation Plan- Goal 1: Provide protection of life and public health and safety; Goal 2: Reduce risk and vulnerability to existing and future facilities from natural hazards; Goal 3: Maintain current service levels and prevent loss of services; and Goal 4: Improve education, awareness, coordination, and communication with District staff, first responders, emergency management planners, public and other stakeholders. Mr. Eggerton thanked Mr. Martin for taking on the project.

President Ratterman Opened the Public Hearing at 1:36 p.m.

PUBLIC HEARING: There was no public comment.

President Ratterman Closed the Public Hearing at 1:37 p.m.

5. NEW BUSINESS

5a Recognition of Mona Walker for her Service with CCWD
(Dave Eggerton, General Manager) **RES 2018-17**

**MOTION: Directors Davidson / Underhill – Adopted Resolution No. 2018-17
Recognizing and Honoring CCWD Employee Mona Walker for
Her Years of Service**

DISCUSSION: Mr. Eggerton announced that Mona Walker, the Executive Assistant, Clerk to the Board, is retiring and read a resolution honoring her for her many accomplishments at the District for the past 24+ years. Director Davidson thanked Ms. Walker and gave her a lot of credit for his longevity. Director Underhill talked about Ms. Walker's experience and how many Directors' she has served over the years. Director Strange spoke of Ms. Walker's ability to think first and speak second as a wonderful quality. Finally, Director Ratterman spoke of Ms. Walker's assistance and directions that were not necessarily seen or heard.

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

PUBLIC COMMENT: Katherine Evatt thanked Ms. Walker for her many years of service to the County. Ms. Walker addressed the Board and thanked them for the opportunity of serving the District and ratepayers, and she looks forward to her retirement.

RECESS was called at 1:54 p.m.; **SESSION RESUMED** at 2:08 p.m.

5b Discussion / Action Regarding Requesting Exception to District Policy
Regarding Termination of Water Service
(Robert Creamer, Engineering Analyst /
Stacey Lollar, Director of HR and Customer Service) **RES 2018-__**

**MOTION: Directors Strange / Ratterman – Table the Matter to an upcoming
meeting after the District Policy Regarding Termination of Service can
be reviewed. Billing for APN 073-042-114 shall be held until resolved.**

DISCUSSION: Director Davidson stated that termination of water and/or wastewater services to a property is not allowable under current policy. He asked how we could allow this customer to terminate services while this policy is in place. Director Ratterman would prefer to see the current Policy prior to making a decision and possibly setting a precedent. Director Ratterman referred to Matt Weber, General Council, for his input. Mr. Weber would like to review the current wording and table the matter until the next meeting. Director Underhill agreed that they did not want to set a precedent by looking at exceptions while the current policy says no exceptions. Mr. Eggerton

requested to table the item while the policy is reviewed and hold any further billing until a decision can be made.

PUBLIC COMMENT: There was no public comment.

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

5c Discussion / Action Regarding the Sale of APN 048-003-190, Burson, CA
(Robert Creamer, Engineering Analyst) **RES 2018-18**

MOTION: Directors Strange / Davidson – Adopted Resolution 2018-18 Approving the Sale of CCWD’s 3.25 acre parcel located at 12114 South Comanche Parkway, (APN 048-003-190) in Burson, CA for \$75,000 to the C. Brent Patten Family Trust and authorizing the General Manager to execute all documents related to the sale of the property

DISCUSSION: Director Davidson asked which CCWD fund the proceeds would be applied to. Mr. Eggerton responded that the proceeds would be placed in the same fund that it was originally purchased from.

PUBLIC COMMENT: There was no public comment.

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

5d Discussion / Action Regarding Acceptance and Final Completion of the Jenny Lind Water Pressure Regulating Station Improvements Project, CCWD CIP #11097
(Charles Palmer, District Engineer) **RES 2018-19**

MOTION: Directors Davidson / Underhill – Adopted Resolution No. 2018-19 Approving the Acceptance and Final Completion of the Jenny Lind Water Pressure Regulating Station Improvements Project, CCWD CIP #11097

DISCUSSION: Mr. Palmer reported that the Jenny Lind Water Pressure Regulating Station Improvements Project is now complete and ready for final acceptance. The total cost of the project is \$205,803.34.

PUBLIC COMMENT: There was no public comment.

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

5e Discussion / Direction of the FY 2017-18 Third Quarter Investment Report
(Jeffrey Meyer, Director of Administrative Services)

DISCUSSION: Mr. Meyer provided a report on the District's FY 2017-18 Third Quarter Investment Report for Dec 31, 2017 and Mar. 31, 2018. The District posted investment earnings of \$83,881 during the quarter with the LAIF interest rate closing at 1.59%. Mr. Meyer answered questions from Board Members.

PUBLIC COMMENT: There was no public comment.

This item was for information only; no action was taken.

6. **OLD BUSINESS**

- 6a Discussion / Action on the Release of the Final California Natural Resources Agency Mokelumne River Wild and Scenic Designation Study
(Peter Martin, Manager of Water Resources)

MOTION: Directors Strange / Underhill – for the Board to support the Final California Natural Resources Agency Mokelumne River Wild and Scenic Designation Study and express the desire to see it enacted into law

DISCUSSION: Mr. Eggerton stated Calaveras County Water District (CCWD) is comfortable that this protects CCWD and future generations that will need access to this water supply. Director Davidson wanted to know how other agencies have supported the study so far. Mr. Eggerton stated that since the study had just been released, many other agencies have not yet given support. Director Underhill appreciates all the collaboration involved in the creation of the study.

PUBLIC COMMENT: Ms. Katherine Evatt, Foothill Conservancy, said the Foothill Conservancy Board supports this study and it took a lot of hard work from all parties.

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

7. **GENERAL MANAGER REPORT**

Mr. Eggerton reported on the following activities: 1) The frequently asked questions from the Town Halls the staff have been attending. 2) Spoke about the Washington, D.C. trip and how beneficial it was.

8. **BOARD REPORTS / INFORMATION / FUTURE AGENDA ITEMS**

Director Strange - reported on the Town Hall meetings he attended and thought they were very productive.

Director Davidson - reported on the Washington, D.C. trip and thought they made good progress and had very productive meetings.

Director Underhill - reported on the Town Hall meetings she attended.

Approved May 16, 2018

Director Ratterman - reported that the Washington, D.C. trip was beneficial and great progress was made. He spoke about the Calaveras-Amador Mokelumne River Authority (CAMRA) meeting which was primarily about AB 142 Mokelumne River Wild and Scenic Study.

9. NEXT BOARD MEETINGS

- Wednesday, May 16, 2018, 1:00 p.m., Regular Board Meeting
- Wednesday, May 23, 2018, 1:00 p.m., Regular Board Meeting / Public Hearing on Proposed Rates

The Open Session ended at 3:40 p.m.

The meeting adjourned into Closed Session at approximately 4:00 p.m. Those present were Board Members: Scott Ratterman, Terry Strange, Bertha Underhill, and Jeff Davidson (Director Thomas was absent); staff members Dave Eggerton, General Manager, Peter Martin, Manager of Water Resources (item 10c), Stacey Lollar, Director of HR and Customer Service (item 10e); Dave Cameron, Legal Counsel (item 10c.)(by teleconference), and Matt Weber, General Counsel.

10. CLOSED SESSION

- 10a Conference with Real Property Negotiators
Government Code §54956.8
Property: APN 055-051-008, Copper Cove, CA
District negotiator(s): Dave Eggerton and Robert Creamer
Under negotiation: price and other terms
- 10b Conference with Real Property Negotiators
Government Code §54956.8
Property: APN 012-011-013, West Point, CA
District negotiator(s): Dave Eggerton and Robert Creamer
Under negotiation: price and other terms
- 10c Conference with Legal Counsel – Pending Litigation
Government Code section 54956.9(d)(1)
(Pending adjudicatory proceeding before State Water Resources Control Board regarding District water rights)
- 10d Conference with Legal Counsel – Existing Litigation
Government Code § 54956.9(a)
La Contenta Investors, LTD vs. CCWD (Calaveras County Superior Court #11CV37713)
- 10e Pursuant to Government Code Section 54956.99(d)(2) – Pending Litigation
SEIU Local 1021 vs. Calaveras County Water District

Director Strange left the meeting at 4:05 p.m.

11. REPORTABLE ACTION FROM CLOSED SESSION

Approved May 16, 2018

The Board reconvened into Open Session at approximately 4:45 p.m. There was no reportable action.

12. ADJOURNMENT


With no further business, the meeting adjourned at approximately 4:45 p.m.

By:



Dave Eggerton
General Manager

ATTEST:



Rebecca Hitchcock
Clerk to the Board