

Regular Meeting

7:00 P.M.

MEMBERS PRESENT: Clifford Overmier
Richard Blood
Scott Speer
J.W. Dell'Orto
John Lavaroni

STAFF PRESENT: Donna Leatherman, General Manager
Adam Brown, Legal Counsel
Matt Ospital, District Engineer

OTHERS PRESENT: MaryAnne Garamendi, Resident
Megan Long, Landowner
Celeste Garamendi, Landowner
Chester Murphy, Landowner
Tom Murphy, Landowner

1. ROLL CALL AND PLEDGE OF ALLEGIANCE: The regular meeting was called to order by President Dell'Orto at 7:00 P.M. Directors Dell'Orto, Overmier, Lavaroni, Speer and Blood were present.

2. PUBLIC COMMENT (Limit 3 minutes per person/15 minutes per subject): Mr. Chester Murphy introduced himself and his brother, Tom Murphy. Mr. Murphy informed the Board that he owns property within the District and has various relatives that have resided in the County. He has made an Agenda item request which will be presented at the December Board meeting.

3. APPROVAL OF CONSENT CALENDAR:

a. Minutes for Regular Meeting of October 13, 2020: A motion was made by Director Overmier, seconded by Director Speer, to approve the minutes for the Regular Meeting of October 13, 2020. Director Blood requested to amend item #7 regarding Calibration Network Analysis and System Mapping. He reiterated his concerns regarding modeling, in the current District Engineering agreement with Weber, Ghio and Associates amendments that were not previously addressed should include the following language "*Weber, Ghio and Associates is to provide, maintain, oversee, run and operate the model to amend.*" The motion to approve the minutes as amended was made by Director Overmier and seconded by Director Speer. Motion carried 5-0.

b. System Totals Report for October 2020: A motion was made by Director Lavaroni, seconded by Director Speer, to accept the Directors Report for October 2020 as presented. Motion carried 5-0.

c. Maintenance Report for October 2020: A motion was made by Director Lavaroni, seconded by Director Speer, to accept the Maintenance report for October 2020 as presented. Director Blood inquired about the calibration of the totalizing meter at the water treatment plant. The General Manager stated she would report back on the calibration schedule. Motion carried 5-0.

d. Water Report for October 2020: A motion was made by Director Speer, seconded by Director Overmier, to accept the Water Report for October 2020 as presented. Director Lavaroni noted the difference from the September reporting. Motion carried 5-0.

*At 7:20 pm President Dell'Orto moved to Agenda items #5, 7 and 10. Chester and Tom Murphy left the meeting.

5. CONSIDERATION FOR APPLICATION TO BE RELIEVED FROM SINGLE METER REQUIREMENT UNDER SECTION 7, MULTIPLE UNITS – GARAMENDI, MARYANNE 5786(5769) HIGHWAY 49, MOKELUMNE (ACCOUNT #2024)

President Dell’Orto recused himself from this topic due to a conflict of interest with the parties involved, and did not participate in the Board discussion. A letter received from Ms. Celeste Garamendi was provided to all Board members regarding this issue.

Ms. MaryAnne Garamendi has requested the Board consider her Application to be Relieved from the Single Meter Requirement Under Section 7- Multiple Units. Ms. MaryAnne Garamendi further explained to the Board the background of the 2008 connection made for the residence previously occupied by her mother, MaryJane Garamendi. MaryAnne Garamendi further stated that at the time of the connection to her mother’s home, the other residence on the property was also plumbed into the same water line and “*has functioned fine since installed.*” Ms. MaryAnne Garamendi stated that since this is how the connection was originally made, she felt it should remain and does not feel the need for the District to require a separate meter service. Director Speer inquired on the number of parcels owned and Director Blood inquired if the parcels were contiguous and asked about the meter size.

Ms. MaryAnne Garamendi had several discussions and a meeting with the General Manager in 2019 to discuss the property settlement of the family trust that was pending. In September 2020, she was contacted by the District via letter to correct the connection as agreed.

Ms. Celeste Garamendi, provided a letter representing her daughter, being the another parcel owner, stated the parcels are all separate and do not meet the District requirements for multiple use and recommend the Board concurs with the staff recommendation, stating this is an opportunity to install the connection consistent with District requirements. She also feels that this does not qualify as a hardship for the District to consider waiving the connection fee.

The Board discussed the information provided, including Section 7 of District Ordinance No. 73-1 regarding Multiple Units, illegal meter connections, and the lot line adjustments creating several separate parcels on the property. Director Blood requested that the connection be brought into compliance with the District’s ordinance. Discussion continued and the District Legal Counsel Adam Brown stated that the connection had to conform to the District ordinance and that the circumstances did not support a waiver of the connection fee. The discussion concluded with a motion being made by Director Lavaroni, seconded by Director Speer, to deny the request for relief from the single meter requirement. Motion failed 2-2-1 . As a result of the tie vote, the applicant’s request for relief from the single meter requirement and fee waiver was denied.

*At 8:20 MaryAnne Garamendi, Megan Long and Celeste Garamendi left the meeting.

7. DISCUSSION AND ACTION – SAN ANDREAS WATER TANK CONTROLS – TECHNICAL SYSTEM, INC. (TSI): The General Manager provided details regarding the condition of the current tank controls (aka: Smartman) which are no longer supported and needed to be updated. A quote was requested from TSI to include updates to the communication and installation of a PLC unit and integration to the new SCADA system at the water treatment plant. A motion was made by Director Overmier, seconded by Director Speer, to accept a quote for the updates to San Andreas Water Tank Controls from Technical System, Inc. (TSI) at a cost not to exceed \$25,000.00, which will include addition components to install cellular communications. Motion carried 5-0.

10. UPDATE: STATE REVOLVING FUND (SRF) PLANNING GRANT APPLICATION PACKAGE FOR WATER TREATMENT PLANT IMPROVEMENT PROJECTS:

a. Discussion: Tank Inspection Reports for Clearwell and Rail Road Flat Tanks: Matt Ospital, District Engineer, provided a memorandum containing an overview of the Clearwell Tank condition and the required next steps for the District to consider moving forward with correcting the critical repairs which need to be addressed. Director Blood inquired as to the condition of the piping to and from the Clearwell, and suggested that it be evaluated to determine the condition. Staff discussed looking into televising or other options to evaluate pipe condition. Also discussed were options for temporary water storage tanks. Director Blood provided input on the District's ability to continued compliance with state standards. Staff will be working with the District Engineer to continue developing a project scope to address corrective measures and funding option, which may be available through the SRF program. An update will be provided at the December meeting.

4. FINANCIAL BUSINESS:

a. Approval of Claim Summary #745: A motion was made by Director Lavaroni, seconded by Director Overmier, to approve Claim Summary #745 in the amount of \$155,293.31. Director Lavaroni inquired if the recent tree removal was being reimbursed from FEMA. The General Manager reported it was not part of the FEMA project work. Motion carried 4-0-1 (Director Blood was absent during the vote).

b. 1st Quarter Budget Report: The report was presented to the Board for review. The General Manager reported the increase in water revenues of 1.66% from last year, and an increase in bulk water sales and inquiries for new connections in recent months. Director Blood commented on capital improvement projects and that vehicle purchase should come from the reserve funds. A motion was made by Director Speer, seconded by Director Lavaroni, to accept the 1st Quarter Budget Report as presented. Motion carried 5-0.

c. Quarterly Investment Report: The report was delivered to the Board for review. The Manager reported on the decrease in the LAIF interest rate of .52% from the previous quarter. The total investment balance was \$4,140,160.45 as of September 30, 2020. A motion was made by Director Lavaroni, seconded by Director Speer, to accept the Quarterly Investment Report as presented. Motion carried 5-0.

6. CONSIDERATION AND ACCEPTANCE OF FINANCIAL STATEMENTS FOR FISCAL YEAR ENDING JUNE 30,2020: The Financial Statements for Fiscal Year Ending June 30, 2020 were presented to the Board for consideration. Director Lavaroni and Speer asked about a correction to audit findings which was clarified by the General Manager. A Motion was made by Director Lavaroni, seconded by Director Speer, to accept the Financial Statements for Fiscal Year Ending June 30, 2020 as presented. Motion carried 5-0.

8. CALIFORNIA OFFICE OF EMERGENCY SERVICES (OES) – COMMUNITY POWER RESILIENCE ALLOCATION TO SPECIAL DISTRICTS PROGRAM: The District completed the application for a possible funding opportunity to procure emergency generation equipment for District facilities that could include backup power supplies at District tank sites and portable generators and lighting for vehicles. An evaluation team will score and rank each application. Once the scoring process is completed, applicants will be notified if selected. This was an information item only and no Board action was required or taken.

9. UPDATE: 2019 FEMA STORM DAMAGE PROJECTS: The contractor for the projects is near completion. A notice of completion for the projects will be presented at the December Board meeting for consideration. Additionally, staff is working on the Category Z project related to administrative costs incurred by the District.

11. STAFF REPORTS

- a. General Manager's Report: The General Manager provided an overview of the pending work projects and included additional information from the California Special Districts Association (CSDA) regarding membership benefits, webinars, and training opportunities.
- b. Legal Counsel Report: Adam Brown, District Legal Counsel, stated his report would be in Closed Session.
- c. Engineer's Report: The monthly Engineer's Report was presented for review. There were no comments from the Board.

12. BOARD MEMBERS REPORT:

- a. Director Lavaroni – LAFCO Meeting Report (9/21/20) Director Lavaroni corrected stating the meeting was scheduled for Monday, November 16, 2020 and he planned to attend.
- b. Director Blood – UMRWA Meeting Report (10/23/20 postponed to 10/29/20) Director Blood reported attending with technical difficulties. However, noted the General Manager was also in attendance. It was reported that the updates to the MAC Plan project will begin in January 2021.
- c. Other Board Member Comments: Director Overmier reported that when he went to Wells Fargo to make a deposit on personal business, the teller indicated that he was able to access the District's account to make a deposit. Director Overmier was concerned and immediately contacted District Counsel Adam Brown. The Board expressed concerns about the District's account at Wells Fargo and requested that the General Manager to look into this matter.

13. CLOSED SESSION

a. Personnel Matters

Update on Negotiations with SEIU Local 1021(Government Code § 54957.6)

Agency Designated Representative: Donna Leatherman

b. Public Employee Performance Evaluation for Management (Government Code §54957(b)(1))

At 10:15pm the Board adjourned to closed session. The Board reconvened in open session at 11:29pm. The Board heard reports on item 13a and b., and no action was taken.

14. ADJOURNMENT (Next Regular Meeting on December 8, 2020): As there was no further business to come before the Board, a motion was made by Director Overmier, seconded by Director Speer, to adjourn the meeting at 11:29pm. Motion carried 5-0.

Respectfully submitted,



Donna Leatherman, General Manager