



**MINUTES**  
**REGULAR MEETING OF THE BOARD OF DIRECTORS**  
**EL DORADO IRRIGATION DISTRICT**  
District Board Room, 2890 Mosquito Road, Placerville, California  
January 28, 2008 ~ 9:00 a.m.

**Board of Directors**  
**2008**

**GEORGE W. OSBORNE**  
**BOARD PRESIDENT**  
Division I

**George A. Wheeldon**  
**Board Vice President**  
Division IV

**John P. Fraser**  
Division II

**Bill George**  
Division III

**Harry J. Norris**  
Division V

**General Manager and**  
**Executive Staff**

**DAVID WITTER**  
**INTERIM GENERAL MANAGER**  
Environmental Compliance and Water  
Policy

**Thomas D. Cumpston**  
**General Counsel**

Peg Campbell, Clerk to the Board

Deanne Kloepfer, Strategic Management  
and Communications

Philip Knapik, Finance and Management  
Services

Don Pearson, Recreation

Steve Setoodeh, Facilities Management

***PUBLIC COMMENT: Anyone wishing to comment about items not on the agenda may do so during the public comment period. Public comments are limited to five minutes. Those wishing to comment about items on the Agenda may do so when that item is heard and when the Board calls for public comment.***

**CALL TO ORDER**

President Osborne called the meeting to Order at 9:00 a.m. Directors Osborne, Fraser, George, Wheeldon and Norris present. Interim General Manager Witter, General Counsel Cumpston, and Clerk to the Board Campbell present. The Pledge of Allegiance and a moment of silence were led by President Osborne in honor of our troops around the world.

**ADOPT AGENDA**

General Counsel Cumpston asked to add a closed session to the agenda Government Code 54954.2(b) allows the Board to add items to the published agenda under certain circumstances. In this case he asked for determination by 4/5<sup>th</sup> vote of the body that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the posting of the Agenda. Specifically, the Closed Session would be a closed session for existing litigation under 54956.9(a) and the case is *EID v. Travelers Casualty & Surety Company of America, Traylor Brothers, Inc.*  
The Agenda was subsequently adopted.

GNOFW  
WFOGN

## APPROVE CONSENT CALENDAR

Director Norris pulled item 5. Director George corrected the minutes stating President Osborne adjourned the meeting. Director Osborne corrected the minutes to show he did not abstain, but was recused from Item 17 due to conflict of interest. The Consent Calendar was subsequently adopted. OFGWN

## PUBLIC COMMENT

None

## BOARD OF DIRECTORS / CLERK TO THE BOARD COMMUNICATIONS

President Osborne reported that Director Wheeldon was the 2008 Honorary Awardee of the California Federation of Mineralogical Societies for the American Federation of Mineralogical Societies' Scholarship Foundation. Director Wheeldon's award was accompanied by an \$8,000 scholarship that will be divided by two graduate students in the earth sciences.

Director Wheeldon thanked President Osborne and said that it had been a complete surprise and he is very pleased about the two really good scholarships for students to continue on in school. It humbled him to even be considered for the award.

## GENERAL MANAGER'S COMMUNICATIONS

- 1) Awards, Recognitions, Thanks:
  - a) Welcome to the District, **Rick Wonterek**. Rick has been hired as a replacement to the position of Stock Clerk. Rick will report to Steve Griffin in the Finance and Management Services Department.
  - b) Welcome to the District, **Britt Bolerjack**. Britt has been hired as a replacement to the position of Wastewater Treatment Plant Operator III. Britt will report to Joe Butler in the Wastewater Division of the Facilities Management Department.
  - c) Welcome to the District, **Kevan Samsam**. Kevan has been hired as a replacement to the position of Co-Manager of Customer and Services Development - Engineering. Kevan will report to Beverly Howard in the Strategic Management and Communications Department.
  - d) Congratulations, **Jim Hilton**. Jim has been promoted to the replacement position of Real Estate Services / Right of Way Agent. Jim will report to Tom Cumpston in the Office of the General Counsel.
- 2) Federal Regulatory/Intergovernmental Updates and Grants:  
None
- 3) State Regulatory/Intergovernmental Updates and Grants:
  - a) Status of Best Management Practice - Water Surveys - Summary by Liz Mansfield
- 4) Regional Regulatory/Intergovernmental Updates and Grants:  
None
- 5) Staff Report, Updates, Heads-up:  
None
- 6) Upcoming Events, Meetings, Conferences, and Programs:
  - a) Board / Department Head Coordination Workshop - February 20

## CONSENT ITEMS

**1. Finance and Management Services (Frankhouser)**

Approval of EID General Warrant Registers for the periods ended January 8, 2008, and January 15, 2008. There are no Board Expense Reimbursements for these periods.

**Action:** Option 1: Ratified the EID General Warrant Register as submitted to comply with Section 24600 of the Water Code of the State of California. OFGWN

**2. Office of the General Counsel (Hilton)**

Consideration of one resolution approving and authorizing the execution of a Certificate of Merge from the City of Placerville requesting the merging of District-owned parcels APN 002-061-11, 002-061-16, and 002-061-18 a City requirement for the Phase II – Annex to District Headquarters.

**Action:** Option 1: Adopted Resolution Number 2008-010 approving and authorizing the execution of a Certificate of Merge as submitted. OFGWN

**3. Office of the General Counsel (Cumpston)**

Approval of revised Second Amendment to El Dorado Water and Power Authority Joint Powers Agreement.

**Action:** Option 1: Approved revised Second Amendment to EDWPA Joint Powers Agreement and authorized direct payment of \$415,000 water rights application fee to the State Water Resources Control Board on behalf of EDWPA. OFGWN

**4. Finance and Management Services (McDonald/Knapik)**

Designations of personnel authorized to sign for matters pertaining to State Disaster Assistance.

**Action:** Option 1: Adopted Resolution Number 2008-011 as submitted. OFGWN

**5. Environmental Compliance and Water Policy (Betancourt)**

Consideration of a resolution authorizing the General Manager to enter into contract with the Sierra Nevada Conservancy for the South Fork American River (SFAR) Water Quality and Recreation Study grant award.

**Action:** Option 1: Adopt Resolution Number 2008-009 authorizing the General Manager to enter into contract with the Sierra Nevada Conservancy for Proposition 84 money for the South Fork American River Water Quality Recreation Study Grant award. FWOGN

**6. Clerk to the Board (Campbell)**

Approval of minutes of the January 8, 2008 Special Board Meeting, and the January 14, 2008 Regular Board Meeting.

**Action:** Option 1: Approved as submitted. OFGWN

**END OF CONSENT CALENDAR**

**INFORMATION ITEM**

- 7. Recreation (Pearson/Jaggers)**  
Proposed Sly Park Recreation Fee Increase.

Due to advice of General Counsel of a conflict of interest, Director Osborne did not attend the presentation of this item, but recused himself.

**Recommended Action:** No action - information only.

**CLOSED SESSION**

- A. Closed Session pursuant to Gov. Code Section 54957 (Cumpston)**  
Public Employee Employment/Performance Evaluation pursuant to Government Code Section 54957(b)(1). Annual performance review of General Counsel.

Director Fraser moved that General Counsel be afforded a 4% annual increase in salary. Director Norris seconded it and it passed on a 5 – 0 vote. The effective date is January 1, 2008.

- B. Closed Session pursuant to Gov. Code Section 54957 (Cumpston)**  
Public Employee Appointment/Employment pursuant to Government Code Section 54957(b)(1). Position Title: General Manager. Recruitment process discussion.

Board conferred with and gave direction to counsel and staff but took no reportable action.

- C. Closed Session pursuant to Gov. Code Section 54946.9 (Cumpston)**  
**Conference with General Counsel – Existing Litigation** pursuant to Government Code Section 54956.9(a) *EID v. Travelers Casualty & Surety Company of America, Traylor Brothers, Inc.*, United States Circuit Court of Appeals for the Ninth Circuit, Case No. 07-15420.

Board conferred with and gave direction to counsel and staff but took no reportable action.

**BOARD COMMENTS/  
DIRECTION TO STAFF**

None

**REVIEW OF ASSIGNMENTS**

None

**ADJOURNMENT**

President Osborne adjourned the meeting at: 3:25 p.m.

---

George Osborne,  
President, Board of Directors  
EL DORADO IRRIGATION DISTRICT

ATTEST:

---

Peg Campbell,  
Clerk to the Board