



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
EL DORADO IRRIGATION DISTRICT
District Board Room, 2890 Mosquito Road, Placerville, California
February 25, 2008 ~ 9:00 a.m.

Board of Directors

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

Bob DiNunzio, Human Resources

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 per person. 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. Acting Interim General Manager Kloepfer, General Counsel Cumpston, and Clerk to the Board Campbell present. Director Osborne led the Pledge of Allegiance and a moment of silence in honor of our troops around the world.

ADOPT AGENDA

The Agenda was adopted

NGOFW

APPROVE CONSENT CALENDAR

Director Fraser pulled Item 2, Director Norris pulled 4, and Director Wheeldon pulled Item 5. The Consent Calendar was subsequently approved.

NGOFW

PUBLIC COMMENT

None

BOARD OF DIRECTORS / CLERK TO THE BOARD COMMUNICATIONS

Director Wheeldon mentioned a letter the Board received today from Mr. George Peabody relating to debris and stagnant water in ponds in the Crawford Ditch. Director Wheeldon said that Mr. Peabody lists himself as an avocational historian. He is a very well honored historian, but he is also one of the dwindling few World War II veterans, a Bronze Star, Silver Star, and Purple Heart decorated Marine. Director Wheeldon said if the problem was happening in our right-a-way he hoped staff could take care of this quickly, for our renowned veteran. Steve Setoodeh assured Director Wheeldon it would be taken care of as quickly as possible.

Director Fraser reported on two different items. First, the Board received a notification over the weekend relating to the State Legislative Analyst's suggestion that an ERAF revenue tax shift take place to help fund the State's shortfall with respect to the Public Safety Realignment Account Fund which will transfer the responsibility of supervising parolees from the state to the counties Director Fraser requested staff to communicate with our three legislators, and any other legislator that would be appropriate, in voicing our strong opposition to any ERAF shifts to fund State Programs. Deanne Kloepper assured Director Fraser that this was already underway.

Director Fraser's second item was to report that he will now participate in discussions and decisions as to whether to allocate water to the Foothill Oaks Casino. With assistance from the General Counsel, Director Fraser sent a letter to the Fair Political Practices Commission (FPPC) suggesting that the restrictions placed on his ability to participate in Board activities relating to the casino project be lifted now that building the casino is well underway. Director Fraser received a response from the FPPC stating that he may participate in discussions and decisions whether to allocate water to the casino as long as the decision did not affect the final size or capacity of the casino currently under construction.

Director Osborne noted that on April 1 EID we will be removing the ERAF surcharge from our water bills that started when the State did the last ERAF revenue tax shift. He is extremely upset about this new ERAF revenue tax shift, because, if it goes through EID would have to impose another surcharge because that is the only way we could balance our budget. We have to convince our legislators that this is not a good idea. Deanne Kloepper noted that the Association of California Water Agencies (ACWA) is aware of this, and across the State people are letting their legislators know about their opposition to the tax shift. California Municipal Utilities Association (CMUA) and California Association of Sanitation Agencies are also aware of this and will let their feelings be known. It was noted by General Counsel that this ERAF is designated for Enterprise Water and Wastewater Districts only, so EID would be hit very hard.

GENERAL MANAGER'S COMMUNICATIONS

- 1) Awards, Recognitions, Thanks:
 - a) Welcome to the District, **William Cassady**. William has been hired to the position of Water Efficiency Specialist I. William will report to Liz Mansfield in the Environmental Compliance and Water Policy Department.
 - b) Congratulations, **Trish Fernandez!** Trish Fernandez has been informed that she will receive the 2008 Thomas F. King Award for Excellence in Cultural Resources Management from the Society of California Archeology. - Summary by Dan Corcoran

General Manager's Communications (continued)

- c) Congratulations, **Tim Heslin!** Tim was recognized as a nominee for the 2007 Award for Excellence for outstanding contributions to water conservation. - Summary by Liz Mansfield
- 2) Federal Regulatory/Intergovernmental Updates and Grants:
None
- 3) State Regulatory/Intergovernmental Updates and Grants:
 - a) California Strategic Growth Plan - Summary by Elizabeth Betancourt
- 4) Regional Regulatory/Intergovernmental Updates and Grants:
None
- 5) Staff Report, Updates, Heads-up:
 - a) January 2008 Generation Revenue Report - Summary by Dan Downey and Gary Buzby
- 6) Upcoming Events, Meetings, Conferences and Programs:
None
- 7) Jenkinson Lake at Sly Park:
As of February 18, Jenkinson Lake has 28,769 acre-feet of storage which is 70% of full capacity.

CONSENT ITEMS

- 1. **Finance and Management Services (Frankhouser)**
Ratification of EID General Warrant Registers for the periods ended February 05, 2008, and February 12, 2008. There are no Board Expense Reimbursements for these periods.
Action: Option 1: Ratified the EID General Warrant Registers as submitted to comply with Section 24600 of the Water Code of the State of California. GNOFW
- 2. **Office of General Counsel (Hilton)**
Consideration of one resolution approving and authorizing the execution of an Easement Quitclaim to Mr. Todd Harvey and Ms. Blaine Boyles of 3700 Braden Road, Camino.
Action: Option 1: Adopted Resolution Number 2008-013 approving and authorizing the execution of the Easement Quitclaim as submitted. FWOGN
- 3. **Office of General Manager (Weimer)**
Consideration to award a professional services contract for the development of an Information Technology Master Plan and a Geographic Information System assessment in the not-to-exceed amount of \$98,000 to Westin Engineering, Inc., and authorize funding of \$19,600 for staff time for a total funding amount of \$117,600. CIP project #06001G.
Action: Option 1: Awarded a professional services contract for the development of an Information Technology Master Plan and a Geographic Information System assessment in the not-to-exceed amount of \$98,000 to Westin Engineering, Inc., and authorized funding of \$19,600 for staff time, for a total funding amount of \$117,600. CIP Project No. 06011G. GNOFW
- 4. **Finance and Management Services (McDonald/Foote/Griffin/Massey)**
Award bid for two 4-wheel drive backhoes
Action: Option 1: Authorized the bid award to Pape Machinery for \$149,020 plus state tax. NWOFG

Consent Items (continued)

5. Facilities Management (Wells)

Request for ratification of reimbursement agreement with El Dorado County Department of Transportation for relocation of District sewer facilities for Cameron Park Drive/Palmer Drive/Country Club Drive intersection improvements project.

Action: Option 1: Approved entering into a reimbursement agreement with the El Dorado County Department of Transportation (County) for relocation of District sewer facilities for the Cameron Park Drive Improvement Project in the amount of \$49,991.81, plus associated administration fees of the County in an amount, and subject to terms and conditions, consistent with past reimbursement agreements with the County for similar projects. WGOFN

6. Clerk to the Board (Campbell)

Approval of minutes of the February 11, 2008 Regular Board Meeting.

Action: Option 1: Approved as submitted. GNOFW

END OF CONSENT CALENDAR

PUBLIC HEARING 10:00 A.M.

7. Finance and Management Services (Price/Knapik)

Consideration of Resolution Number 2008-0012 for the adoption of the El Dorado Irrigation District's updated Facility Capacity Charges (FCCs).

Phil Knapik presented a PowerPoint.

Doug Dove, Bartle Wells Associates, answered questions from the Board.

Public addressing the Board:

Kirk Bone, Parker Development, El Dorado Hills

John Costa, Building Industry Association, El Dorado County

Bill Fisher, Pacific Estates, El Dorado Hills

Terry Kayes, rate payer

Action: Option 1: Adopted Resolution No. 2008-012 approving the updated facility capacity charges (FCCs) with water FCC option 1, removing all transmission and distribution lines 5" and smaller in size from the fixed asset base, adopted the revised meter size-to-EDU ratio to be effective immediately, and directed staff to return to the Board annually for consideration of updates to the FCCs. FNOFW

ACTION ITEMS

8. **Facilities Management (Noel)**

Consideration of recommendation to approve change order with Black and Veatch for design of maintenance shop addition in the not to exceed amount of \$149,910 for the El Dorado Hills Water Treatment Plant (EDHWTP) 24.4 mgd expansion and authorization of total funding of \$602,910 for design costs, staff time and in-house improvements at the EDHWTP and Folsom Lake raw water pump station; Project No. 05002E.

Action: Option 2: Other action as directed by the Board:

- Continued the change order with Black and Veatch for design of maintenance shop in the not to exceed amount of \$149,910 for the El Dorado Hills Water Treatment Plant (EDHWTP) 24.4 mgd expansion until March 10, 2008 Board Meeting NWOFG
- Authorized funding of \$453,000 to purchase equipment and materials, construct and install the static mixer, relocate the filter to waste line, and raw water piping as part of the Phase 1 expansion. FGOWN

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

Funding approval for District Capital Improvement Plan (CIP) Projects.

Action: Option 1: Authorized funding for the CIP Project as requested in the amount of \$387,900. WNOFG

10. **Finance and Management Services (Buzby/Knapik)**

Authorization to convert debt securities.

Terry Kayes, rate payer addressed the Board

Action: Option 1: Granted authorization to the General Manager, General Counsel, and Department Head for Finance and Management Services/Treasurer to pursue the conversion of our 2003 and 2004 ARS securities to VRDOs, if the investment climate remains favorable for this conversion. FGOWN

9:30 TIMED INFORMATION ITEM

11. **Facilities Management (Setoodeh)**

El Dorado County DOT – EID presentation regarding joint projects contracting collaboration.

Bob Slater, Deputy Director - SLT Engineering/West Slope Construction, El Dorado Department of Transportation, and Richard Shepard, Director, El Dorado Department of Transportation were available to answer questions from the Board.

Recommended Action: No action - information only.

CLOSED SESSION

- A. 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.

- 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.

**BOARD COMMENTS/
DIRECTION TO STAFF**

Director Osborne asked that an action item regarding Silver Lake's Resort area be added to the Tentatively Scheduled Items for Future Board Meetings.

REVIEW OF ASSIGNMENTS

Director Norris asked that in the future all requests for funds include the total of all funds requested, including the tax.

Director George requested that before the FCCs are brought back before the Board for the annual review, staff will determine a ball-park figure of which lines are transmission/distribution lines and which are not.

ADJOURNMENT

President Osborne adjourned the meeting at: 2:15 p.m.

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

ATTEST:

Peg Campbell,
Clerk to the Board

