



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
EL DORADO IRRIGATION DISTRICT
District Board Room, 2890 Mosquito Road, Placerville, California
March 10, 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.*

PUBLIC RECORDS DISTRIBUTED LESS THAN 72 HOURS BEFORE A MEETING:
Any writing that is a public record and is distributed to all or a majority of the Board of Directors less than 72 hours before a meeting shall be available for immediate public inspection in the office of the Clerk to the Board at the address shown above. Public records distributed during the meeting shall be made available at the meeting.

CALL TO ORDER

President Osborne called the meeting to order at 9:00 a.m. Directors Osborne, Fraser, Wheeldon, and Norris present. Director George, absent. Interim General Manager Witter, 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

NWOF G Absent

APPROVE CONSENT CALENDAR

The Consent Calendar was approved.

NWOF G Absent

PUBLIC COMMENT

None

BOARD OF DIRECTORS / CLERK TO THE BOARD COMMUNICATIONS

Director Norris reported that last year he received a letter from an El Dorado Hills customer complaining about an EID site in El Dorado Hills where the star thistle had completely taken over. This week Director Norris received another letter from this same customer regarding the same site. The customer stated that the thistle problem is now gone and he wanted to compliment the EID crews who were doing such a great job maintaining the site. Director Norris congratulated staff on a job well done.

INTERIM GENERAL MANAGER COMMUNICATIONS

- 1) Awards, Recognitions, Thanks:
 - a) Congratulations, **Pam Hehn**. Pam will transfer to the position of Administrative Technician I. Pam will report to Cheri Jagers in the Recreation Department.
 - b) Congratulations, **Larry Notaro**. Larry will transfer to the position of Park Maintenance Worker II. Larry will report to Mike Petersen in the Recreation Department.
 - c) Congratulations, **Nicole Graham**. Nicole has been promoted to the position of Senior Environmental Compliance Officer. Nicole will report to Shane Jiang in the Environmental Compliance and Water Policy Department.
 - d) Congratulations, **Martin Johnson**. Martin has been promoted to the position of Senior Environmental Compliance Officer. Martin will report to Shane Jiang in the Environmental Compliance and Water Policy Department.
 - e) Welcome to the District, **Joel Levinson**. Joel has been hired as a replacement to the position of Wastewater Plant Mechanic I. Joel will report to Joe Butler in the Wastewater Division in the Facilities Management Department.
 - f) Welcome to the District, **Lisa Wollard**. Lisa has been hired as a replacement to the position of Customer Service Technician II. Lisa will report to Karen Coleman in the Utility Division in the Finance and Management Services Department.
 - g) We received an email from Ben Ores. Ben wanted to compliment **Joel Beall**. Mr. Ores wrote; "Joel was a stand out – offering great customer service, communication and a genuine caring for our needs" - (e-mail attached)
 - h) We received a note from Mr. Bahram Fatemi, who thanked **Kim Nethercott** for being "very cooperative, understanding and helpful" in working with him on the purchase of a water meter. Mr. Fatemi lives in Santa Clara and is buying property in the Sierra Springs area, and Kim has been his primary contact at the District. He added in his note that he wished everybody in customer service positions "were as helpful" as Kim. Congratulations, Kim, for delivering service worthy of such nice recognition!
- 2) Federal Regulatory/Intergovernmental Updates and Grants:

None
- 3) State Regulatory/Intergovernmental Updates and Grants:

None

Interim General Manager's Communications (continued)

- 4) Regional Regulatory/Intergovernmental Updates and Grants:
None
- 5) Staff Report, Updates, Heads-up:
 - a) Status Update on Engineering Recruitment and Retention Initiatives
- 6) Upcoming Events, Meetings, Conferences and Programs:
None
- 7) Jenkinson Lake at Sly Park:
As of March 3, Jenkinson Lake has 30,546 acre-feet of storage which is 74% of full capacity.
- 8) Congratulations to the following people who were awarded General Manager's Awards:
Mike Hodges, Roger House, John Chavers, Alan Planje, Mike Roberts, Larry Olson, and Matt Anderson as the Team of the Season
Joe Butler as the Supervisor of the Season
Susan Thompson as the Employee of the Season

CONSENT ITEMS

1. **Finance and Management Services (Frankhouser)**
Ratification of EID General Warrant Registers for the periods ended February 19, 2008, and February 26, 2008, and 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. Received and filed Board Expense Reimbursements, and approved \$26.53 in expenses more than 60 days old.
NWOF G Absent
2. **Office of General Counsel (Hilton)**
Consideration of two resolutions accepting grants of easements for water and/or sewer pipelines. Rite Aid – Cameron Park (water) Rite Aid – Cameron Park (sewer).
Action: Option 1: Adopted resolution numbers 2008-014 and 2008-015 accepting Grants of Easement as submitted.
NWOF G Absent
3. **Environmental Compliance and Water Policy/Facilities Management (Word/Corcoran/Sullivan)**
Consideration of *Addendum to the Mitigated Negative Declaration for the El Dorado Hills Wastewater Treatment Plant Phase III Expansion Project*, Project No. 05004E.
Action: Option 1: Considered the *Addendum to the Mitigated Negative Declaration for the El Dorado Hills Wastewater Treatment Plant Phase III Expansion Project*.
NWOF G Absent
4. **Clerk to the Board (Campbell)**
Consideration to adopt a resolution in support of the nomination of Director Bill George as a member of the Board of Directors of the Association of California Water Agencies (ACWA) Region 3.
Action: Option 1: Adopted Resolution No. 2008-016 of the Board of Directors of EID in support of the nomination of Director Bill George as a member of the Board of Directors of the Association of California Water Agencies (ACWA) Region 3.
NWOF G Absent

Consent Items (continued)

5. Clerk to the Board (Campbell)

Approval of minutes of the February 20, 2008 Special Board Meeting and the February 25, 2008 Regular Board Meeting.

Action: Option 1: Approved as submitted.

NWOF G Absent

END OF CONSENT CALENDAR

PUBLIC HEARING 10:00 A.M.

6. Environmental Compliance and Water Policy/Recreation (Word/Corcoran/Jaggers/Petersen)

Certification of Final EIR for the Caples Lake Boat Launch and Access Road Project and approval of funding in the amount of \$2,800,000 for the Project 06072H.

Chris Word and Cheri Jaggers gave a joint PowerPoint presentation.

Following people addressed the Board:

Doug Elliott, leases Cabin No. 7 at Caples Lake. Mr. Elliott submitted a letter with his comments for the record.

Lon Price from Santa Cruz, visits Caples frequently.

George Mader, leases Cabin No. 5 at Caples Lake. Mr. Mader submitted a letter with his comments for the record.

John Voss, owner of Caples Lake Resort since 1982.

Shirley Dean, leases Cabin No. 13 at Caples Lake.

Doug Barber, Amador District Ranger.

Jim Watt, leases Cabin No. 3. Mr. Watt submitted a letter with his comments for the record, as well as photos, and a letter from his Attorney.

Roger Ross, Amador District Resource Specialist, USFS.

Action: Option 3: Adopted Resolution 2008-017 certifying the Final EIR, adopting a Mitigation Monitoring Plan, making Findings of Fact, making a Statement of Overriding Considerations, and approving funding in the amount of \$2,800,000 for the Caples Lake Boat Launch and Access Road Project (Project 06072H); with 6 amendments, which are:

- 1) Send letter to Alpine County requesting that 2 stroke engines be phased out within a reasonable length of time.
- 2) Project designer to review the location of the gate to be sure it is in the best place.
- 3) Design and build an information Kiosk.
- 4) Pursue with Caltrans, the minimal width of shoulder that is consistent with public safety and will have minimal impact on environment.
- 5) Install fish cleaning facility.
- 6) Investigate feasibility of the cost of having someone at the facility 24/7, and the cost of having someone only during hour's boat ramp is open.

NWOF G Absent

PUBLIC HEARING 10:30 A.M.

- 7. Finance and Management Services (McDonald/Buzby/Coleman/Knapik)**
Consider adoption of the Phase III Reservoir Line and Cover Surcharge.

Susan Fredricks addressed the Board

Action: Option 1: Adopted Resolution No. 2008-018 Phase III Line and Cover Surcharge.
WNOF G Absent

ACTION ITEMS

- 8. Environmental Compliance and Water Policy (Witter/Mansfield)**
State Legislative Update.

Action: Option 1: Ratified recommendations on proposed State Legislation as presented.
WNOF G Absent

- 9. Facilities Management (Noel/Mueller)**
Consideration of recommendation to approve change order with Black & Veatch for design of maintenance shop addition and related tasks in the not-to-exceed amount of \$149,910 for the El Dorado Hills Water Treatment Plant (EDHWTP) 24.4 mgd expansion; Project No. 05002E.

Dave Carlson from Black & Veatch answered questions from the Board.

- Option 1: Approve change order with Black & Veatch for design of maintenance shop and related tasks in the not-to-exceed amount of \$149,910 for the El Dorado Hills Water Treatment Plant 24.4 mgd expansion. Authorize funding of \$149,910; Project No. 05002E.
- Option 2: Convert the existing shop to a dedicated chemical feed room and defer decisions on construction of a maintenance shop to a later date.
- Option 3: Take other action as directed by the Board
- Option 4: Take no action.

Recommended Action: Option 1

No action was taken on this item. President Osborne continued this item until the April 7, 2008 Board Meeting.

10. Facilities Management (Noel/Mueller)

Consideration of recommendation to award a construction contract to Sierra National Construction, Inc. in the not-to-exceed amount of \$1,383,000 for the El Dorado Hills Water Treatment Plant Phase 1A expansion; and award a time-and-materials contract to Black & Veatch in the not-to-exceed amount of \$768,830 for technical and construction management support services during Phase 1A and 1B construction; and \$366,495 for staff time and contingencies. Authorize total funding of \$2,518,325; Project No. 05002E.

Action: Option 1: Awarded a Phase 1A construction contract to Sierra National Construction, Inc. in the not-to-exceed amount of \$1,383,000 and awarded a time-and-materials contract to Black & Veatch in the not-to-exceed amount of \$768,830 for Phase 1A and 1B technical and construction management support services; and \$366,495 for contingencies and staff time for a total funding request of \$2,518,325 for the EDHWTP expansion project; Project No. 05002E. WFON G Absent

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.

On a motion by Director Norris, Seconded by Director Fraser, and adopted on a 3-1 vote with Director Osborne voting no and Director George being absent, the Board voted to accept MWH America's settlement offer to resolve all claims related to the Mull to Bull Tunnel and the subject litigation as respects EID and MWH America. The Board also conferred with and gave direction to General Counsel and staff but took no other 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.

The Board conferred with and gave direction to General Counsel but took no reportable action.

**BOARD COMMENTS/
DIRECTION TO STAFF**

None

REVIEW OF ASSIGNMENTS

Director Osborne asked Bob DiNunzio to check to be sure that the stipends for the engineers who stay are not subject to PERS benefits.

Director Wheeldon and Director Fraser asked that staff look into inspecting intake structures to be sure we are free of dreissenid mussels. This is related to Assembly Bill 2065.

Review of Assignments (continued)

Director Osborne asked that Bob Reeb and staff write a letter to Assemblyman Ted Gaines in relation to his Assembly Bill 2218 stating that the District is not in favor.

ADJOURNMENT

President Osborne adjourned the meeting at: 3.07 p.m.

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

ATTEST:

Peg Campbell,
Clerk to the Board