



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
EL DORADO IRRIGATION DISTRICT
District Board Room, 2890 Mosquito Road, Placerville, California
May 12, 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**

TOM GALLIER
GENERAL MANAGER

Thomas D. Cumpston
General Counsel

Jennifer Aldridge, Acting Clerk to the Board

Robert DiNunzio, Human Resources

Deanne Kloepfer, Strategic Management and
Communications

Philip Knapik, Finance and Management
Services

Don Pearson, Recreation

Steve Setoodeh, Facilities Management

David Witter, Environmental Compliance and
Water Policy

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 9:02 a.m. Directors Osborne, Fraser, George, Wheeldon, and Norris present. General Manager Gallier, General Counsel Cumpston, and Acting Clerk to the Board Campbell present. Director Osborne led the Pledge of Allegiance and a moment of silence in honor of the people of Burma.

ADOPT AGENDA

General Counsel Cumpston pulled Information Item 6. The Agenda was subsequently adopted. NGOFW

**APPROVE CONSENT
CALENDAR**

The Consent Calendar was approved.

GFNOW

PUBLIC COMMENT

None

**BOARD OF DIRECTORS / CLERK TO THE BOARD
COMMUNICATIONS**

Director Wheeldon reported on the seminar on the Quagga Mussel that was given at the ACWA Spring Conference last week. East Bay Municipal Utility District is budgeting 2.1 million dollars just for gearing up for this problem. Last year they spent \$800,000 on inspections of boats launched in their reservoirs. Almost 6,500 boats were inspected, and 600 boats had Quagga Mussel contamination. The water industry is recommending that we have daylight-to-dark inspection service at every boat launch ramp in the District. This is a huge problem. The Director of the Department of Fish and Game (DFG), who made the presentation, noted that DFG is so concerned about this they are considering setting up a station on I5 and inspecting every boat being transported.

Director Osborne noted that we only have control of one facility, and that is Jenkinson Lake at Sly Park. The rest of the lakes that we draw our water from, which could ultimately contaminate the system, are either open-launch facilities or run by a contractor. We would have no ability to control the Quagga Mussel contamination other than to have a person stationed there daylight to dark inspecting each boat before they go in the water. It is a serious problem, and we are going to have to fund this some way. Director Osborne also noted that the Zebra Mussel have been found in San Benito County.

Director Fraser requested staff to advise the Board on what steps are being taken by the State, if any, or what steps the Board might take to impose additional fees at recreational facilities. If the State imposed it, a boat fee might be the way to go to pay for boat inspections for Quagga Mussels. Once the infestation occurs, the Mussel can shut down your water system.

Director Norris agreed with the comments, but thought the low calcium concentration we have in our water might help us. He advised following the science.

David Witter addressed the Board, advising them that representatives from various departments in the District are meeting tomorrow, May 13, 2008, to discuss training and outreach and do more of a coordinated effort. They will make a presentation to the Board with recommendations.

Director Fraser also reported that while he was at ACWA, he stopped by the Public Employees Retirement System (CalPERS) booth and talked to the CalPERS Representative regarding the Investment Board of CalPERS who are doing some interesting things with regard to investing. Three officials at CalPERS have recently resigned. Director Fraser inquired about that, and was told that their leaving had no relation with the investment policies of the Board. This morning in the Sacramento Bee Dan Walters has a full column on "The mysterious happenings at PERS." Director Fraser said he doesn't always agree with Dan Walters, but this time he expressed in his column precisely the concerns Director Fraser has with respect to the investment policy at CalPERS. Director Fraser suggested that Tom Gallier address a letter to Senator Dave Cox, Assemblymen Ted Gains, and Alan

them to look into the question of the investment policies of the Board and whether or not the investment decisions that are being made by CalPERS are really in furtherance of their fiduciary responsibility to the members of the Public Employees Retirement System. Also, please send a copy of the letter to whoever is in charge of CalPERS to let them know of our concern. All of our employees are covered, and I know they would be interested, said Director Fraser. Perhaps Senator Cox could start the ball rolling with some kind of an inquiry or legislative hearing. It's a matter of concern when you have three top people resign from the Public Employee Retirement System.

GENERAL MANAGER'S COMMUNICATIONS

- 1) Awards, Recognitions, Thanks:
 - a) Welcome to the District, **Megan Sizelove**. Megan has been hired as a replacement to the position of Assistant Engineer. Megan will report to Cindy Megerdigian in the Hydroelectric-Engineering Division within the Facilities Management Department.
 - b) John Blevens lives at 5440 Rainbow Ridge Road, and the new POM traverses his property. Excavation for the new POM impacted the root system of one of Mr. Blevens' large oak trees, and at the time Mr. Blevens wanted to let the tree stand to see if it would be able to survive the trauma. **Jim Hilton**, who had been involved in the right-of-way acquisition, told Mr. Blevens to give him a call if the tree eventually died, and the District would take care of it at no cost to him. In April, Mr. Blevens called and informed Jim that the tree wasn't doing too well and needed to come down. Fortunately, the District has impeccable in-house tree-cutting skills in the person of **Mike Reeves**. Jim sent Mike out to perform the job. Afterwards, Mr. Blevens called Jim to report that Mike did a wonderful job with the oak tree and that he is very thankful for all that Mike did. This is the type of caring service that made the POM project such a success. It exemplifies EID's "good-neighbor" approach to our community. (See attached pictures)
- 2) Federal Regulatory/Intergovernmental Updates and Grants:
None
- 3) State Regulatory/Intergovernmental Updates and Grants:
None
- 4) Regional Regulatory/Intergovernmental Updates and Grants:
None
- 5) Staff Report, Updates, Heads-up:
 - a) Update of 2008 Water Supply Conditions for EID - Summary by Brian Mueller
- 6) Upcoming Events, Meetings, Conferences and Programs:
None
- 7) Jenkinson Lake at Sly Park:
As of May 5, Jenkinson Lake has 36,685 acre-feet of storage, which is 90% of full capacity.

CONSENT ITEMS

1. **Finance and Management Services (Frankhouser)**
Ratification of EID General Warrant Registers for the periods ended April 22, 2008, and April 29, 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 \$21.92 in expenses more than 60 days old. GROWN

Consent Items (Continued)

2. Clerk to the Board (Aldridge)

Approved minutes of the April 28, 2008, Regular Board Meeting.

Action: Option 1: Approved as submitted.

GFOWN

END OF CONSENT CALENDAR

ACTION ITEMS

3. Finance and Management Services (Foote/Ruiz)

Funding Approval of CIP Project #08017G; Nine Fleet Vehicles and Award Bid #08-004; Seven Fleet Vehicles.

Action: Option 1: Approved funding for CIP Project #08017G for the full amount of \$393,000 and awarded bid RFB #08-004 to Downtown Ford Sales of Sacramento for the amount \$178,223.17 including sales tax.

WGOFN

4. Facilities Management (Rice)

Consideration of authorization to award a pump supply and piping rental contract in the not-to-exceed amount of \$187,306 to furnish and install interim pumping capacity at the Folsom Lake Raw Water Pump Station, and authorize total funding of \$292,306 for the rental contract, staff time and related improvements; Project No. 05002E.02.

Action: Option 1:

- a) Authorized a contract with Pac Machine Company in the not-to-exceed amount of \$187,306.
- b) Authorized total funding of \$292,306, which includes the rental contract, staff time and related improvements; Project No. 05002E.

GWOFN

5. Office of the General Counsel (Cumpston)

Comprehensive Management and Organizational Assessment: Presentation of Westin Engineering Inc.'s Final Assessment Report.

Action: Option 2: Other action as directed by the Board: The Board accepted the Final Assessment Report, and then directed the General Manager and staff to come back to the Board with a plan of action and implementation of that plan as soon as possible. Monthly reports of what is being done will then be given to the Board.

FNGW O no

**10:00 A.M. TIMED
INFORMATION ITEM**

6. Office of the General Counsel (Cumpston)

Board Workshop to Review Draft Memorandum of Understanding with Shingle Springs Band.

Recommended Action: No action. Information only.

This item was removed from the agenda by General Counsel Cumpston.

INFORMATION ITEM

7. Finance and Management Services (Knapik/Price)
First Quarter 2008 Financial Update.

Recommended Action: No action. Information only.

CLOSED SESSION

A. Closed Session pursuant to Gov. Code Section 54946.9 (Cumpston)
Conference with Legal Counsel – Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b)(1). Two matters – Shingle Springs Rancheria, El Dorado County LAFCO.

Conferred with and gave direction to staff but took no reportable action.

B. Closed Session pursuant to Gov. Code Section 54946.9 (Eggerton)
Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9(a): *Save Caples Lake v. El Dorado Irrigation District*, Case No. C080280, Alpine Superior Court.

Conferred with and gave direction to staff but took no reportable action.

C. Closed Session pursuant to Gov. Code Section 54946.9 (Eggerton)
Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 54956.9(a): *Yubacon, Inc. v. El Dorado Irrigation District*, El Dorado Superior Court Case No. PC-20070379.

The Board authorized the District's participation in mediation to attempt to resolve the matter by a unanimous vote.

**BOARD COMMENTS/
DIRECTION TO STAFF**

None

REVIEW OF ASSIGNMENTS

- 1. Director Fraser requested staff to advise the Board on what steps are being taken by the State, if any, or what steps the Board might take to impose additional fees at recreational facilities. If the State imposed it, a boat fee might be the way to go to pay for boat inspections for Quagga Mussels.

Review of Assignments (Continued)

2. Director Fraser requested General Manager Gallier write a letter to Senator Dave Cox, along with Assemblymen Ted Gaines and Alan Nakanishi, sending a copy of the letter to CalPERS, asking that they look into the investment policies of the CalPERS Investment Board, and whether or not the investment decisions that are being made by PERS are really in furtherance of their fiduciary responsibility to the members of the Public Employees Retirement System.

ADJOURNMENT

President Osborne adjourned the meeting at: 2:45 p.m.

George Osborne
President, Board of Directors
EL DORADO IRRIGATION DISTRICT

ATTEST:

Jennifer Aldridge
Acting Clerk to the Board