



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
EL DORADO IRRIGATION DISTRICT
District Board Room, 2890 Mosquito Road, Placerville, California
October 27, 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

Alison Costa, Clerk to the Board

Robert DiNunzio, Human Resources

Deanne Kloepfer, Communications

Tom McKinney, Operations

Brian Mueller, Engineering

Don Pearson, Recreation

Mark Price, Finance

Steve Setoodeh, Facilities Management

David Witter, Natural Resources

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, George, Wheeldon, and Norris present. General Manager Gallier, General Counsel Cumpston, and Clerk to the Board Costa present. President Osborne led the Pledge of Allegiance and a moment of silence in thanks that we live in a Country where, no matter what your political affiliation, we all have the right and privilege of voting for whomever we choose.

ADOPT AGENDA

Agenda was adopted.

GFOFN

APPROVE CONSENT CALENDAR

The Consent Calendar was approved.

WGOFN

PUBLIC COMMENT

Jim Wells, Kittywake Lane, Camino, regarding private water lines.
Assemblyman Ted Gaines, State of California update.

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

None

GENERAL MANAGER'S COMMUNICATIONS

- 1) Awards and Recognitions:
 - a) Welcome to the District, William Yackley. John has been hired as a replacement to the position of Wastewater Treatment Plant Operator III. William will report to Joe Butler in the Wastewater / Recycled Division within the Operations Department.
- 2) Staff Reports and Updates:
 - a) PG&E Golden Orb - Summary and PowerPoint presentation by Dana Strahan
 - b) Presentation of Safety Awards - Presentation by Rich Wheeler and Matt Keeler
- 3) Jenkinson Lake at Sly Park:

As of October 19, Jenkinson Lake had 27,554 acre-feet of storage which is 67% of full capacity.

CONSENT CALENDAR

1. Finance (Frankhouser)

Ratification of EID General Warrant Registers for the periods ending September 30, 2008; October 7, 2008; and October 14, 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.

WGOFN

2. Clerk to the Board (Costa)

Approval of Minutes of the October 6, 2008, Regular Meeting of the Board of Directors and October 17, 2008, Special Meeting of the Board of Directors.

Action: Option 1: Approved as submitted.

WGOFN

3. Office of the General Counsel (Hilton)

Consideration of three Resolutions accepting Grants of Easement for water and/or sewer pipelines:

- A. Highland Hills Waterline (Beckman) APN: 126-320-01. Resolution 2008-082.
- B. Highland Hills Waterline (Russo) APN: 126-180-01. Resolution 2008-083.
- C. Powers Court Sewer Lateral APN: 120-233-07 & 08. Resolution 2008-084.

Action: Option 1: Adopted Resolutions accepting Grants of Easement as submitted. WGOFN

4. Office of the General Counsel (Hilton)

Consideration of one Resolution approving and authorizing the execution of an Easement Quitclaim to Interra-Vision LLC, affecting APN: 083-453-06, for a sewerline easement recorded in conjunction with Parcel Map 42-21, recorded July 20, 1990.

Action: Option 1: Adopted Resolution 2008-085 approving and authorizing the execution of the Easement Quitclaim as submitted. WGOFN

5. Office of the General Counsel (Hilton)

Consideration of one Resolution approving and authorizing the execution of an Easement Quitclaim to Granite Grado Ventures Project II, LLC affecting APN: 327-213-12, for a portion of a waterline easement granted to the District April 25, 1974.

Action: Option 1: Adopted Resolution 2008-086 approving and authorizing the execution of the Easement Quitclaim as submitted. WGOFN

6. Office of the General Counsel (Cumpston)

Ratification of Resolutions Nos. 2008-048 and 2008-049 to maintain emergency declarations for the Caples Lake Dam outlet works and Silver Lake outlet works, respectively.

Action: Option 1: Ratified Resolutions Nos. 2008-048 and 2008-049 and award contract to GEI Consultants in the amount of \$153,980. WGOFN

7. Finance (Grace/Price/Cumpston/Kloepfer)

Consideration of a Resolution requiring the General Manager, or designee, to develop and administer an identity theft prevention program that complies with the Federal Trade Commission's adopted regulations.

Action: Option 1: Adopted Resolution 2008-087 requiring an "Identity Theft Prevention Program" in order to comply with the federal implementing rules under the Fair and Accurate Credit Transactions Act. WGOFN

END OF CONSENT CALENDAR

INFORMATION ITEMS

8. Facilities Management/Natural Resources (Downey/Eymann/Deason/Kloepfer)

Update on Caples Lake Drawdown and Gate Replacement Project.

Action: No action - information only.

ACTION ITEMS

9. Finance/General Counsel (Buzby/Price/Cumpston)

Adoption of Resolution No. 2008-088 of the El Dorado Irrigation District Authorizing the Execution and Delivery of not to exceed \$133,000,000 Revenue Certificates of Participation and Approving the Execution and Delivery of Certain Documents in Connection therewith and Certain Other Matters.

Public Comment:

David Houston, Citigroup Global Markets.

Action: Option 1: Adopted Resolution No. 2008-088 of the El Dorado Irrigation District Authorizing the Execution and Delivery of not to exceed \$133,000,000 Revenue Certificates of Participation and Approving the Execution and Delivery of Certain Documents in Connection therewith and Certain Other Matters.

FGOWN

10. Finance (Noceti/Frankhouser)

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

Public Comment:

Joan Lyons, resident of Rancho Del Sol

Lee Collins, resident of Rancho Del Sol

Marty Soth, resident of Rancho Del Sol

Action: Option 1: Authorized funding for the CIP Projects as requested in the amount of \$338,000.

WFOGN

11. Human Resources/Finance (DiNunzio/Price)

Declaration of intention to Grant another Designated Period for two years additional service credit.

Action: Option 1. Approved Certification of Compliance with Government Code Section 7507 and declare that the future annual costs for the increase in retirement benefit(s) is a maximum of \$293,808.93 commencing in January of 2011.

NGOFW

END OF ACTION ITEMS

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). *Shewbridge v. EID, et al.*, United States District Court, Eastern District of California, Case No. 2:05-CV-00740-FCD-PAN.

Action: The Board received information from General Counsel but took no reportable action.

Closed Session (Continued)

B. Closed Session pursuant to Gov. Code Section 54957.6 (Cumpston)

Conference with Labor Negotiators pursuant to Government Code Section 54957.6. Agency Negotiators: Tom Gallier, Bob DiNunzio, Patrick Murphy, Mark Price, and Tom Cumpston. Employee Organization: Association of El Dorado Irrigation District Employees (general and engineer bargaining units).

Action: The Board conferred with and gave direction to identified District negotiators but took no reportable action.

**BOARD COMMENTS/
DIRECTION TO STAFF**

REVIEW OF ASSIGNMENTS

Director Fraser requested that Brian Mueller bring back to the Board an update on the Drought Indicator Model with different rainfall scenarios for upcoming year.

Director Fraser requested that General Counsel Tom Cumpston provide the Board with a copy of the Government Code Section 20903 with regard to the CalPERS two year additional service credit.

Director Norris requested more in-depth and specific information on the Agenda Item Summary when requesting CIP funding.

Director Osborne will work with General Manager Tom Gallier to draft a letter to state legislators regarding our opposition to their taking the Districts property tax revenues to balance the State's budget.

ADJOURNMENT

Osborne adjourned the meeting at 1:00 p.m.

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

ATTEST:

Alison Costa
Clerk to the Board
EL DORADO IRRIGATION DISTRICT