



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
District Board Room, 2890 Mosquito Road, Placerville, California
April 22, 2019 — 9:00 A.M.

Board of Directors

Alan Day—Division 5
President

George Osborne—Division 1
Vice President

Pat Dwyer—Division 2
Director

Michael Raffety—Division 3
Director

Lori Anzini—Division 4
Director

Executive Staff

Jim Abercrombie
General Manager

Brian D. Poulsen, Jr.
General Counsel

Jennifer Sullivan
Clerk to the Board

Jesse Saich
Communications

Brian Mueller
Engineering

Mark Price
Finance

Jose Perez
Human Resources

Tim Ranstrom
Information Technology

Dan Corcoran
Operations

PUBLIC COMMENT: Anyone wishing to comment about items not on the Agenda may do so during the public comment period. 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 comments are limited to five minutes per person.

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.

AMERICANS WITH DISABILITIES ACT: In accordance with the Americans with Disabilities Act (ADA) and California law, it is the policy of El Dorado Irrigation District to offer its public programs, services, and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation for this meeting, please contact the EID ADA coordinator at 530-642-4045 or email at adacoordinator@eid.org at least 72 hours prior to the meeting. Advance notification within this guideline will enable the District to make reasonable accommodations to ensure accessibility.

CALL TO ORDER

President Day called the meeting to order at 9:00 A.M.

Roll Call Board

Present: Directors Osborne, Dwyer, Raffety, Anzini and Day

Staff

Present: General Manager Abercrombie, General Counsel Poulsen and Clerk to the Board Sullivan

Pledge of Allegiance and Moment of Silence

President Day led the Pledge of Allegiance.

ADOPT AGENDA

ACTION: Agenda was adopted.

MOTION PASSED

Ayes: Directors Raffety, Dwyer, Osborne, Anzini and Day

COMMUNICATIONS

General Manager's Employee Recognition

None

PUBLIC COMMENT

None

COMMUNICATIONS

General Manager

Staff Reports and Updates

None

Clerk to the Board

None

Board of Directors

None

APPROVE CONSENT CALENDAR

ACTION: Consent Calendar was approved.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

CONSENT CALENDAR

1. Finance (Pasquarello)

Ratification of EID General Warrant Registers for the periods ending April 2 and April 9, 2019, and Board 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. Received and filed Board Expense Reimbursements.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

2. Clerk to the Board (Sullivan)

Approval of the minutes of the April 8, 2019 regular meeting of the Board of Directors.

ACTION: Option 1: Approved as submitted.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

3. Finance (Pasquarello)

Consideration to authorize funding approval for District Capital Improvement Plan (CIP) Projects: FERC C38.4b Caples Lake Spillway Stabilization, Project No. 06076H, in the amount of \$40,000; SouthPoint Lift Station Upgrades, Project No. 16008, in the amount of \$20,500; and Hansen 7 Software Replacement, Project No. 18055, in the amount of \$50,000.

ACTION: Option 1: Authorized funding approval for District CIP Projects: FERC C38.4b Caples Lake Spillway Stabilization, Project No. 06076H, in the amount of \$40,000; SouthPoint Lift Station Upgrades, Project No. 16008, in the amount of \$20,500; and Hansen 7 Software Replacement, Project No. 18055, in the amount of \$50,000.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

4. Office of the General Counsel (Poulsen)

Consideration to adopt a resolution approving and authorizing execution of easement quitclaims for an abandoned sewer line easement and an abandoned waterline easement located within Prospector's Plaza, Placerville, California (APN: 327-290-60).

ACTION: Option 1: Adopted Resolution No. 2019-008, approving and authorizing execution of easement quitclaims for an abandoned sewer line easement and an abandoned waterline easement located within Prospector's Plaza, Placerville, California (APN: 327-290-60).

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

5. Engineering (Mutschler)

Consideration to award a contract to SAGE Engineers in the not-to-exceed amount of \$179,971 for geotechnical investigations of the Flume 48 tunnel option and authorize funding of \$224,971 for the Flume 48 Replacement, Project No. 17028.

ACTION: Option 1: Awarded a contract to SAGE Engineers in the not-to-exceed amount of \$179,971 for geotechnical investigation of Flume 48 tunnel option and authorized funding of \$224,971 for Flume 48 Replacement, Project No. 17028.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

6. Engineering (Kessler)

Consideration to award a contract to GEI Consultants, Inc. in the not-to-exceed amount of \$212,877 for dam safety engineering services to perform the 2019 Independent Consultant's Safety Inspections, prepare the 2018 Dam Safety Surveillance Monitoring Reports, and conduct an audit of the Owner's Dam Safety Program.

ACTION: Option 1: Awarded a contract to GEI Consultants, Inc. in the not-to-exceed amount of \$212,877 for dam safety engineering services to perform the 2019 Independent Consultant's Safety Inspections, prepare the 2018 Dam Safety Surveillance Monitoring Reports, and conduct an audit of the Owner's Dam Safety Program.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

7. Office of the General Counsel (Leeper)

Consideration to adopt amended Conflict of Interest Code and direct staff to submit the amended Conflict of Interest Code to the Fair Political Practices Commission (FPPC) for its approval.

ACTION: Option 1: Adopted amended Conflict of Interest Code and directed staff to submit the amended Conflict of Interest Code to the FPPC for its approval.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

8. Information Technology (Eberhard)

Consideration to award a contract to CDW-G in the not-to-exceed amount of \$103,622.99 for purchase of replacement network switch equipment and authorize funding of \$130,000 for Headquarters 3750 Switch Upgrade, Project No. 19014.01.

ACTION: Option 1: Awarded a contract to CDW-G in the not-to-exceed amount of \$103,622.99 for purchase of replacement network switch equipment and authorized funding of \$130,000 for Headquarters 3750 Switch Upgrade, Project No. 19014.01.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

9. Finance (Pasquarello)

Consideration to receive and file the District's Investment Report for the quarter ending March 31, 2019.

ACTION: Option 1: Received and filed the District's Investment Report for the quarter ending March 31, 2019.

MOTION PASSED

Ayes: Directors Raffety, Anzini, Osborne, Dwyer and Day

END OF CONSENT CALENDAR

10. Engineering (Deason/Mueller)

Consideration to adopt a resolution certifying the Environmental Impact Report (EIR), adopting the Findings of Fact and Mitigation Monitoring and Reporting Program, and approving the Blair Road Alternative as the selected Upper Main Ditch Piping Project pursuant to the California Environmental Quality Act (CEQA), Project No. 11032.

Public Hearing opened at 9:55 A.M.

Public Comment: Lisa Richmond

Fran DuChamp

Chuck Vanderpool

Lisa Richmond, Save the Canal, provided a three-page handout titled, *Costs in Millions – Upper Main Ditch Piping Project* and addressed the Board and then provided an additional eight-page handout also titled, *Costs in Millions – Upper Main Ditch Piping Project*.

Jeff Leddy, Save the Canal, provided a 17-page handout titled *Comments by Jeff Leddy (Save the Canal) regarding the FEIR for the Upper Main Ditch Piping Project*.

JC Lewis, Save the Canal, addressed the Board and provided her written comments.

Dave Weldon, Save the Canal, addressed the Board and provided his written comments.

Sue Taylor

Jeri Hartman, Save the Canal

Kurt Smith addressed the Board and provided an untitled handout.

Greg Lochemes

Walt Thompson

ACTION: Option 1: ■ Adopted Resolution No.2019-009:

- Certifying that the final EIR was presented to the Board of Directors, and the Board has reviewed and considered the information contained in the final EIR prior to acting on the Project;
 - Certifying that the final EIR reflects the independent judgment and analysis of EID and the information disclosed therein is accurate, adequate, and objective;
 - Certifying that the final EIR has been completed in compliance with CEQA;
 - Adopting the Findings of Fact, which includes the Mitigation Monitoring and Reporting Program;
 - Approving the Blair Road Alternative as described in the final EIR as the Project in accordance with CEQA;
 - Specifying that the documents or other material which constitute the record of proceedings upon which this decision is based shall be in the custody of the Clerk to the Board at EID Headquarters ; and
 - Directing staff to file a Notice of Determination with the El Dorado County Clerk and the Governor's Office of Planning and Research.
- Directed District staff to install up to five (5) fire hydrants within the Pollock Pines community, near the vicinity of the existing Upper Main Ditch, at locations deemed appropriate by District staff, subject to evaluation and compliance with CEQA.

MOTION PASSED

Ayes: Directors Raffety, Osborne and Dwyer

Noes: Directors Anzini and Day

INFORMATION ITEMS

11. Operations (Corcoran/Odzakovic)

Overview of source water quality for the District's three primary drinking water treatment plants.

Public Comment: Jeff Leddy
Fran DuChamp
Kurt Smith
Cindy Middlestadt

Action: None – Information only.

CLOSED SESSION

A. Conference with Labor Negotiators (Poulsen)

Government Code Section 54957.6

Agency designated representatives: Jim Abercrombie, Brian Poulsen, Jose Perez, Mark Price, Jack Hughes

Employee Organization: El Dorado Irrigation District Managers and Supervisors Employee Unit

ACTION: The Board met and conferred with its labor negotiators and provided direction but took no reportable action.

B. Conference with General Counsel – Anticipated Litigation (Poulsen)

Government Code Section 54956.9(d)(2) (one potential case: threats of litigation regarding Upper Main Ditch Piping Project)

ACTION: The Board met and conferred with counsel. On a motion by Director Raffety, seconded by Director Osborne, the Board unanimously authorized counsel to retain Kelley Taber of Somach Simmons and Dunn to defend any potential litigation initiated against the Upper Main Ditch Piping Project Environmental Impact Report, for a not-to-exceed amount of \$156,000.

C. Conference with Labor Negotiators (Day)

Government Code Section 54957.6

Agency designated representatives: (one or two board members; to be determined by the Board in open session prior to commencement of the closed session)

Unrepresented Employees: General Manager and General Counsel

Prior to recessing into Closed Session Item No. C, Board President Day appointed himself and Director Dwyer as the Agency's designated representatives.

ACTION: The Board met and conferred with its designated representatives and provided direction but took no reportable action.

REVIEW OF ASSIGNMENTS

None

ADJOURNMENT

President Day adjourned the meeting at 12:41 P.M.

Alan Day
Board President
EL DORADO IRRIGATION DISTRICT

ATTEST

Jennifer Sullivan
Clerk to the Board
EL DORADO IRRIGATION DISTRICT

Approved: _____