



MINUTES REGULAR MEETING OF THE BOARD OF DIRECTORS

April 27, 2020 — 9:00 A.M.

Board of Directors

George Osborne—Division 1
President

Pat Dwyer—Division 2
Vice President

Michael Raffety—Division 3
Director

Lori Anzini—Division 4
Director

Alan Day—Division 5
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 three 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.

Please take notice, as a result of the COVID-19 pandemic, California Governor Gavin Newsom issued Executive Order (EO) N-29-20, which waives certain requirements of the Ralph M. Brown Act (Brown Act). Specifically, EO N-29-20 waives the requirements that local public agencies (1) notice each teleconference location from which a board member will participate, (2) make each teleconference location accessible to the public, (3) allow the public to address the agency from each teleconference location, (4) post the agenda at each teleconference location, and (5) ensure that a quorum of the board participate in locations within the boundary of the agency. EO N-29-20 requires local public agencies that conduct public meetings telephonically to allow members of the public to observe and address the meeting telephonically or otherwise electronically.

In order to protect the health and safety of the public and District employees, District facilities, including the headquarters building located at 2890 Mosquito Road, Placerville, CA 95667 will be closed to the public until further notice. In accordance with EO N-29-20, the public may participate in the District's Board meeting by teleconference or web conference via the instructions provided below. Members of the public who observe the meeting via teleconference or web conference will be given the opportunity to speak and address the Board, and their comments will be included in the audio recording of the meeting. The meeting materials will be available for download from the District's website at www.eid.org.

PUBLIC PARTICIPATION INSTRUCTIONS

Instructions to join the Board Meeting by telephone only

No accompanying computer or mobile device required. This option will allow participants to listen to Board meeting audio and address the Board during public comment periods by pressing *9 on the telephone keypad.

Dial **1.669.900.6833** and enter Meeting ID **945 6360 8941** when prompted.

Instructions to join the Board Meeting from your computer or mobile device

Click the following join link or copy and paste into your browser <https://zoom.us/j/94563608941>

If the device being used *is* equipped with a microphone and speaker, participants may view the presentation live and listen to Board meeting audio. You may address the Board during public comment periods by clicking on the "raise a hand" button.

If the device being used *is not* equipped with a microphone, participants may view the presentation live and listen to Board meeting audio using the link above. Participants may address the Board during public comment periods by using the call in instructions above and pressing *9 on the telephone keypad.

Additionally, please note that before joining a Zoom meeting on a computer or mobile device, you can download the Zoom app from <https://zoom.us/download>. Otherwise, you will be prompted to download and install Zoom when you click a join link. You can also visit <https://zoom.us/test> at any time to familiarize yourself with Zoom.

CALL TO ORDER

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

Roll Call Board

Present: Directors Osborne, Dwyer, Raffety, Anzini and Day. Director Day participated via teleconference.

Staff

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

Pledge of Allegiance and Moment of Silence

President Osborne led the Pledge of Allegiance.

ADOPT AGENDA

ACTION: Agenda was adopted.

MOTION PASSED

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

COMMUNICATIONS

Awards and Recognitions

None

PUBLIC COMMENT

None

COMMUNICATIONS

General Manager

- a) District's response to COVID-19
- b) Weather Forecast and Snowpack Update – Summary by Dan Corcoran

Clerk to the Board

None

Board of Directors

None

APPROVE CONSENT CALENDAR

ACTION: Consent Calendar was approved.

MOTION PASSED

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

CONSENT CALENDAR

1. Finance (Pasquarello)

Ratification of EID General Warrant Registers for the periods ending March 17, March 24, March 31, April 7, and April 14, 2020, and Board and Employee 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 and Employee Expense Reimbursements.

MOTION PASSED

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

2. Clerk to the Board (Sullivan)

Approval of the minutes of the March 23, 2020 regular meeting and April 20, 2020 special meeting of the Board of Directors.

ACTION: Option 1: Approved as submitted.

MOTION PASSED

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

3. Office of the General Manager (Abercrombie)

Consideration to ratify Resolution No. 2020-006 to maintain emergency declaration.

ACTION: Option 1: Ratified Resolution No. 2020-006 to maintain emergency declaration.

MOTION PASSED

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

4. Human Resources (Perez)

Consideration to adopt the revised pay schedule for the Association of El Dorado Irrigation District Employees.

ACTION: Option 1: Adopted the revised pay schedule for the Association of El Dorado Irrigation District Employees group.

MOTION PASSED

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

5. Engineering (Carrington)

Consideration to award a contract to Tesco Controls, Inc. in the not-to-exceed amount of \$58,820 for integration of the El Dorado Hills Wastewater Treatment Plant (EDHWWTP) Programmable Logic Controller (PLC) No. 4 Upgrade, and authorize additional funding of \$45,000 for purchase of equipment, \$110,000 for capitalized labor, and \$20,000 in contingencies for a total funding request of \$233,820 for the EDHWWTP PLC 4 Upgrade Project, Project No. 18035.02.

ACTION: Option 1: Awarded a contract to Tesco Controls, Inc. in the not-to-exceed amount of \$58,820 for integration of the El Dorado Hills Wastewater Treatment Plant Programmable Logic Controller No. 4 Upgrade, and authorized additional funding of \$45,000 for purchase of equipment, \$110,000 for capitalized labor, and \$20,000 in contingencies for a total funding request of \$233,820 for the El Dorado Hills Wastewater Treatment Plant Programmable Logic Controller 4 Upgrade Project, Project No. 18035.02.

MOTION PASSED

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

6. Engineering

Consideration to authorize additional funding in the amounts of \$3,250 for professional services and \$3,250 for capitalized labor, for a total funding request of \$6,500 associated with the Tank 7 In-conduit Hydro Project, Project No. 13013; and authorize additional funding in the amount of \$25,000 for capitalized labor associated with the Permit 21112 Change in Point of Diversion, Project No. 16003.

ACTION: Option 1: Authorized additional funding in the amounts of \$3,250 for professional services and \$3,250 for capitalized labor, for a total funding request of \$6,500 associated with the Tank 7 In-conduit Hydro Project, Project No. 13013; and authorized additional funding in the amount of \$25,000 for capitalized labor associated with the Permit 21112 Change in Point of Diversion, Project No. 16003.

MOTION PASSED

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

END OF CONSENT CALENDAR

PUBLIC HEARING

7. Finance / Office of the General Manager (Price/Abercrombie)

Consideration to adopt the results of the Cost-of-Service Rate Study Update (Rate Study Update) and resolution adopting the increases and changes to rates reflected in the 2020 Proposition 218 Notice including average increases for water of approximately 7% and recycled water of approximately 5% in 2021 and subsequent rate increases of 5% in 2022-2025, along with rate changes and increases for wastewater of 0% in 2021 and 2022, 1% in 2023 and 2024, and 3% in 2025.

Public Hearing opened at 9:26 A.M.

Public Comment: Jeff Smith, El Dorado Hills
Todd White, Chairman, El Dorado County Republican Party
Mrs. Ellingsworth
Ken Conser
Andy Nevis, Shingle Springs
Sue Taylor
Craig Schmidt, Placerville

ACTION: Option 2: Took other action as directed by the Board.

Adopted the results of the Cost-of-Service Rate Study Update and Resolution No. 2020-007, adopting the increases and changes to rates reflected in the 2020 Proposition 218 Notice including average increases for water of approximately 7% and recycled water of approximately 5% in 2021 and subsequent rate increases of 5% in 2022-2025, along with rate changes and increases for wastewater of 0% in 2021 and 2022, 1% in 2023 and 2024, and 3% in 2025. Additionally, directed staff to freeze 2020 rates at current level; Board will review the 2021 rate increases in November to assess the effects of the pandemic and the state of the economy prior to implementing any rates next year; and directed staff to aggressively pursue any infrastructure funding opportunities from the federal or state government and pass any savings to our customers.

MOTION PASSED

Ayes: Directors Dwyer, Anzini, Osborne and Raffety

Noes: Director Day

8. Engineering (Deason)

Consideration to adopt a Negative Declaration pursuant to the California Environmental Quality Act for the 2020 El Dorado Irrigation District temporary water transfer.

Public Hearing opened at 10:52 A.M.

Public Comment: Sue Taylor

ACTION: Option 1: • Adopted the proposed Negative Declaration pursuant to the California Environmental Quality Act.

- Made the following CEQA findings:
 - Based on the whole record, there is no substantial evidence that the Project will have a significant effect on the environment.
 - The Negative Declaration reflects EID's independent judgment and analysis.
 - Specified that 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 El Dorado Irrigation District Headquarters.

MOTION PASSED

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

ACTION ITEMS

9. Engineering (Money)

Consideration to award a contract to Telstar Instruments in the not-to-exceed amount of \$1,071,793 for construction; award an on-call contract to Inferrera Construction Management Group Inc. in the not-to-exceed amount of \$94,975 for construction inspection services; approve a contract amendment to HERWIT Engineers in the not-to-exceed amount of \$199,820 for construction engineering services; and authorize additional funding in the amounts of \$145,000 for capitalized labor and \$151,159 in project contingency, for a total funding request of \$1,662,747 for the Deer Creek Wastewater Treatment Plant (DCWWTP) Process Controls Improvement Project, Project No. 17033.01.

ACTION: Option 1: Awarded a contract to Telstar Instruments in the not-to-exceed amount of \$1,071,793 for construction; awarded an on-call contract to Inferrera Construction Management Group Inc. in the not-to-exceed amount of \$94,975 for construction inspection services; approved a contract amendment to HERWIT Engineers in the not-to-exceed amount of \$199,820 for construction engineering services; and authorized additional funding in the amounts of \$145,000 for capitalized labor and \$151,159 in project contingency, for a total funding request of \$1,662,747 for the Deer Creek Wastewater Treatment Plant Process Controls Improvement Project, Project No. 17033.01.

MOTION PASSED

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

10. Engineering (Mutschler)

Consideration to award a contract to K.W. Emerson in the not-to-exceed amount of \$8,251,024 for construction of the Flume 38-40 Canal Conversion Project; award a contract to GHD in the not-to-exceed amount of \$1,179,556 for inspection and construction engineering services; and authorize additional funding of \$340,000 for capitalized labor, \$30,000 for environmental support, and \$980,058 in contingency, for a total funding request of \$10,780,638 for the Flume 38-40 Canal Conversion Project, Project No. 16022.01.

ACTION: Option 1: Awarded a contract to K.W. Emerson in the not-to-exceed amount of \$8,251,024 for construction of the Flume 38-40 Canal Conversion Project; awarded a contract to GHD in the not-to-exceed amount of \$1,179,556 for inspection and construction engineering services; and authorized additional funding of \$340,000 for capitalized labor, \$30,000 for environmental support, and \$980,058 in contingency, for a total funding request of \$10,780,638 for the Flume 38-40 Canal Conversion Project, Project No. 16022.01.

MOTION PASSED

Ayes: Directors Raffety, Osborne, Dwyer and Day

Noes: Director Anzini

11. Engineering (DeLongchamp)

Consideration to authorize funding of \$805,000 for construction to be performed under the Utility Agreement between the State of California Department of Transportation and the El Dorado Irrigation District, and \$355,000 for capitalized labor and contingencies, for a total funding request of \$1,160,000 for the Camino Safety Project, Project No. 19008.01.

ACTION: Option 1: Authorized funding of \$805,000 for construction to be performed under the Utility Agreement between the State of California Department of Transportation and the El Dorado Irrigation District, and \$355,000 for capitalized labor and contingencies, for a total funding request of \$1,160,000 for the Camino Safety Project, Project No. 19008.01.

MOTION PASSED

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

12. Engineering (Wilson)

Consideration to award a contract to Big Valley Electric in the not-to-exceed amount of \$831,750 for construction, and authorize additional funding of \$127,175 for capitalized labor and contingencies, for a total funding request of \$958,925 for the Critical Water Facility Generators Project, Project No. 18048.01.

Public Comment: Sue Taylor

ACTION: Option 1: Awarded a contract to Big Valley Electric in the not-to-exceed amount of \$831,750 for construction, and authorized additional funding of \$127,175 for capitalized labor and contingencies, for a total funding request of \$958,925 for the Critical Water Facility Generators Project; Project No. 18048.01.

MOTION PASSED

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

CLOSED SESSION

A. Conference with Real Property Negotiators

Government Code Section 54956.8:

Property: District water rights (including pre-1914, licensed and permitted, and contract-based rights (Central Valley Project Water Service Contract No. 14-06-200-1357A-LTR1; Warren Act Contract No. 06-WC-20-3315))

District negotiators: General Manager, General Counsel, Director of Operations

Under negotiation: price and terms of payment for purchase

Negotiating parties: State Water Contractors, Westlands Water District, and any other interested party

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

ADJOURNMENT

President Osborne adjourned the meeting at 12:45 P.M.

George Osborne
Board President
EL DORADO IRRIGATION DISTRICT

ATTEST

Jennifer Sullivan
Clerk to the Board
EL DORADO IRRIGATION DISTRICT

Approved: _____