



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
District Board Room, 2890 Mosquito Road, Placerville, California
December 11, 2023 — 9:00 A.M.

Board of Directors

Brian K. Veerkamp—Division 3
President

Alan Day—Division 5
Vice President

George Osborne—Division 1
Director

Pat Dwyer—Division 2
Director

Lori Anzini—Division 4
Director

Executive Staff

Jim Abercrombie
General Manager

Brian D. Poulsen
General Counsel

Jennifer Sullivan
Clerk to the Board

Jesse Saich
Communications

Brian Mueller
Engineering

Jamie Bandy
Finance

Jose Perez
Human Resources

Aaron Kennedy
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.

District Board Meetings are open to in-person attendance by the public and conducted virtually. The public may participate in the District's Board meeting by teleconference or web conference via the instructions below. Members of the public who participate in 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 recording of the meeting.

The meeting materials will be available for download from the District's website at www.eid.org. Video recordings of archived Board meetings can be found at the District's YouTube channel at www.EID.org/YouTube where they are retained in compliance with the District's retention schedule.

PUBLIC PARTICIPATION INSTRUCTIONS

Instructions to join the Board Meeting by telephone only

No accompanying computer or mobile device is 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 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.

CALL TO ORDER

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

Roll Call Board

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

Staff

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

Pledge of Allegiance and Moment of Silence

General Manager Abercrombie led the Pledge of Allegiance.

ADOPT AGENDA

ACTION: Agenda was adopted.

MOTION PASSED

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

NOMINATION AND ELECTION

ACTION: Director Day was elected Board President and Director Dwyer was elected Board Vice President.

Representative appointments will be made by Board President Day at the regular Board meeting on January 22, 2024.

MOTION PASSED

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

COMMUNICATIONS

Awards and Recognitions

None

PUBLIC COMMENT

None

COMMUNICATIONS

General Manager

None

Clerk to the Board

None

Board of Directors

Director Veerkamp reported on his attendance at the El Dorado Local Agency Formation Commission meeting.

APPROVE CONSENT CALENDAR

ACTION: Director Anzini pulled Item No. 1. Consent Calendar was then approved as amended.

MOTION PASSED

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

CONSENT CALENDAR

1. Clerk to the Board (Sullivan)

Consider approving the minutes of the November 14 regular meeting and November 13 and November 16, 2023 special meetings of the Board of Directors.

ACTION: Option 2: Took other action as directed by the Board and approved the minutes of the November 14 regular and November 16, 2023 special meetings of the Board of Directors as submitted and modified the minutes of the November 13, 2023 special meeting of the Board to reflect Director Anzini's attendance and approved as modified.

MOTION PASSED

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

2. Finance (Bandy)

Consider adopting a resolution authorizing the execution of an escrow agreement to fund a prepayment of \$2,454,875 for the Refunding Revenue Bonds, Series 2016A, and payment of \$2,915,660 for Refunding Revenue Bonds, Series 2020C, and approving certain acts in connection therewith and certain other matters.

ACTION: Option 1: Adopted Resolution Nos. 2023-025 and 2023-026 authorizing the execution of an escrow agreement to fund a prepayment of \$2,454,875 for the Refunding Revenue Bonds, Series 2016A, and a payment of \$2,915,660 for Refunding Revenue Bonds, Series 2020C, and approving certain acts in connection therewith and certain other matters.

MOTION PASSED

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

3. Engineering (Deason)

Consider authorizing funding of \$173,940 for a funding agreement with El Dorado County and \$5,000 for capitalized labor for a total funding request of \$178,940 for the Texas Hill Rezone Environmental Impact Report, Project No. STUDY30.

ACTION: Option 1: Authorized funding of \$173,940 for a funding agreement with El Dorado County and \$5,000 for capitalized labor for a total funding request of \$178,940 for the Texas Hill Rezone Environmental Impact Report, Project No. STUDY30.

MOTION PASSED

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

4. Information Technology (Kennedy)

Consider awarding a contract to Savant Solutions in the not-to-exceed amount of \$220,000 for the purchase of a three-year contract for cybersecurity monitoring services.

ACTION: Option 1: Awarded a contract to Savant Solutions in the not-to-exceed amount of \$220,000 for purchase of a three-year contract for cybersecurity monitoring services.

MOTION PASSED

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

5. Clerk to the Board (Sullivan)

Consider adopting the proposed 2024 Board meeting schedule.

ACTION: Option 1: Adopted the proposed 2024 Board meeting schedule.

MOTION PASSED

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

6. Office of the General Counsel (Poulsen)

Consider adopting a resolution appointing Director Dwyer to the El Dorado County Water Agency Board of Directors and Director Veerkamp as an alternate for the 2024-2028 term.

ACTION: Option 1: Adopted Resolution No. 2023-032 appointing Director Dwyer to the El Dorado County Water Agency Board of Directors and Director Veerkamp as an alternate for the 2024-2028 term.

MOTION PASSED

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

7. Operations (Peterson)

Consider awarding two tasks under the 2023-2025 on-call contract to California Laboratory Services in the not-to-exceed amounts of \$126,202 and \$80,736 for 2024 wastewater analytical testing services for the El Dorado Hills and Deer Creek Wastewater Treatment Plants.

ACTION: Option 1: Awarded two tasks under the 2023-2025 on-call contract to California Laboratory Services in the not-to-exceed amounts of \$126,202 and \$80,736 for 2024 wastewater analytical testing services for the El Dorado Hills and Deer Creek Wastewater Treatment Plants.

MOTION PASSED

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

8. Finance (Royal)

Consider awarding a contract to Hunt & Sons, Inc. in the not-to-exceed amount of \$1,200,000 for cardlock and bulk fueling services for 2024.

ACTION: Option 1: Awarded a contract to Hunt & Sons, Inc. in the not-to-exceed amount of \$1,200,000 for cardlock and bulk fueling services for 2024.

MOTION PASSED

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

9. Finance (Bandy)

Consider receiving and filing the District's Investment Report for the quarter ending September 30, 2023.

ACTION: Option 1: Received and filed the District's Investment Report for the quarter ending September 30, 2023.

MOTION PASSED

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

10. Engineering/Operations (Graham/Wilson)

Consider awarding a task under the 2023-2025 on-call contract to BSK Associates in the not-to-exceed amount of \$114,289 for laboratory analytical testing services for drinking and source water monitoring during 2024.

ACTION: Option 1: Awarded a task under the 2023-2025 on-call contract to BSK Associates in the not-to-exceed amount of \$114,289 for laboratory analytical testing services for drinking and source water monitoring during 2024.

MOTION PASSED

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

11. Finance (Royal)

Consider awarding a contract to Aqua Metric Sales Company in the not-to-exceed amount of \$600,000 for the inventory purchase of meters and associated parts and authorize total funding of \$360,000 for an inventory transfer of meters and associated parts for the Automated Meter Read and Meter Replacement Project, Project No. 24001.

ACTION: Option 1: Awarded a contract to Aqua Metric Sales Company in the not-to-exceed amount of \$600,000 for the inventory purchase of meters and associated parts and authorized total funding of \$360,000 for an inventory transfer of meters and associated parts for the Automated Meter Read and Meter Replacement Project, Project No. 24001.

MOTION PASSED

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

12. Engineering (Carrington)

Consider approving a contract amendment to Gannett Fleming in the not-to-exceed amount of \$67,227 for preliminary design of the Flume 48 Replacement Project, and authorize additional funding of \$25,000 for capitalized labor for a total funding request of \$92,227 for the Flume 48 Replacement Project, Project No. 17028.01.

ACTION: Option 1: Approved a contract amendment to Gannett Fleming in the not-to-exceed amount of \$67,227 for preliminary design of the Flume 48 Replacement Project, and authorized additional funding of \$25,000 for capitalized labor for a total funding request of \$92,227 for the Flume 48 Replacement Project, Project No. 17028.01.

MOTION PASSED

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

13. Engineering (DeLongchamp)

Consider adopting a resolution supporting the submission of grant application(s) for funding assistance through the United States Bureau of Reclamation's WaterSMART Small-Scale Water Efficiency Projects Grant Program for the replacement of large, wholesale, and water treatment plant meters within the District's Drinking Water System and authorize the General Manager to submit any documents, agreements, and/or local match commitment letters necessary to support the applications under the current Small-Scale Water Efficiency Projects Grant Program notice of funding opportunity.

ACTION: Option 1: Adopted Resolution No. 2023-027 supporting the submission of a grant application(s) for funding assistance through the United States Bureau of Reclamation's WaterSMART Small-Scale Water Efficiency Projects Grant Program for the replacement of large, wholesale or water treatment plant meters within the District's Drinking Water System and authorized the General Manager to submit any documents, agreements, and/or local match commitment letters necessary to support grant applications under the current Small-Scale Water Efficiency Projects Grant Program notice of funding opportunity.

MOTION PASSED

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

14. Engineering (Kelsch)

Consider adopting a resolution supporting the submission of grant applications, including the Reservoir 1 and Pollock Pines Reservoir Replacement Project, to the California Governor’s Office of Emergency Services under the Federal Emergency Management Agency’s Building Resilient Infrastructure and Communities program; authorize the Board President to sign a Certification of Assurance of Compliance for the submittal; and authorize the General Manager to submit any documents, agreements, and/or local match commitment letters necessary to support current and future grant applications under the program.

ACTION: Option 1: Adopted Resolution No. 2023-028 supporting the submission of grant applications, including the Reservoir 1 and Pollock Pines Reservoir Replacement Project, to the California Governor’s Office of Emergency Services under the Federal Emergency Management Agency’s Building Resilient Infrastructure and Communities program; authorized the Board President to sign a Certification of Assurance of Compliance for the submittal; and authorized the General Manager to submit any documents, agreements, and/or local match commitment letters necessary to support current and future grant applications under the program.

MOTION PASSED

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

15. Operations (Bertram)

Consider adopting a resolution approving a grant application to the California Department of Forestry and Fire Protection California Climate Investments Wildfire Prevention Program for the Sly Park Recreation Area Hazard Fuels Mitigation Project.

ACTION: Option 1: Adopted Resolution No. 2023-029 approving a grant application to the California Department of Forestry and Fire Protection California Climate Investments Wildfire Prevention Program for the Sly Park Recreation Area Hazard Fuels Mitigation Project.

MOTION PASSED

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

END OF CONSENT CALENDAR

PUBLIC HEARING— 9:00 A.M.

16. Finance (Bandy)

Consider accepting the Cost-of-Service Report and adopting a resolution approving the increases and changes to rates reflected in the 2023 Proposition 218 Notice.

Public Hearing opened at 9:09 A.M.

Public Comment: Lyle Curry	Thomas Lewis
Walt Thompson	Phyllis McGee, ag community
Michael Frenn, Placerville	Stacey Standal
Richard Aspenleiter'	Sue Taylor
Jeff Smith	Andy Nevis
Ruth Carter	

MOTION: Motion by Director Dwyer and seconded by Director Osborne to approve option 1 and accept the Cost of Service Report and adopt a resolution approving the increases and changes to rates reflected in the 2023 Proposition 218 Notice.

MOTION: Motion by Director Day and seconded by Director Anzini to approve option 2 and take other action as directed by the Board and limit water rate increases for single family residential, multi-family, commercial, landscape and recreational turf, agricultural irrigation with and without residences and small farms to 8% per year for each year 2024-2028; approve all other rate changes as proposed in option 1 and direct staff to make the necessary adjustments to the budget and Capital Improvement Plan to reflect these rates.

MOTION FAILED

Ayes: Directors Day and Anzini
Noes: Directors Dwyer, Osborne and Veerkamp

ACTION: Option 1: Accepted the Cost of Service Report and adopted Resolution No. 2023-030 approving the increases and changes to rates reflected in the 2023 Proposition 218 Notice.

MOTION PASSED

Ayes: Directors Dwyer, Osborne and Veerkamp
Noes: Directors Day and Anzini

DIRECTOR ITEMS

17. Board of Directors (Dwyer)

Consider limiting Board member compensation.

Public Comment: Michael Raffety

MOTION: Motion by Director Dwyer and seconded by Director Osborne to approve option 1 to limit Board member compensation and discontinue Board member health benefits effective April 1, 2024. Directors Dwyer and Osborne later withdrew their motion and second.

ACTION: Option 2: Took other action as directed by the Board and continued the consideration of this item to the next regular meeting of the Board in January 2024.

MOTION PASSED

Ayes: Directors Dwyer, Osborne and Veerkamp

Noes: Directors Anzini and Day

18. Board of Directors (Anzini)

Request to reconsider the adoption of the 2024–2028 Capital Improvement Plan during the next regular meeting of the Board.

ACTION: Option 3: Took no action.

MOTION PASSED

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

ACTION ITEMS

19. Finance (Bandy)

Consider adopting the 2023–2024 Mid-Cycle Operating Budget and 2024–2028 Financial Plan.

ACTION: Option 1: Adopted the 2023–2024 Mid-Cycle Operating Budget and 2024–2028 Financial Plan.

MOTION PASSED

Ayes: Directors Osborne, Anzini, Dwyer and Veerkamp

Noes: Director Day

20. Finance (Lane)

Consider adopting a resolution establishing the Fiscal Year 2024 Appropriations Limit.

ACTION: Option 1: Adopted Resolution No. 2023-031 establishing the Fiscal Year 2024 Appropriations Limit.

MOTION PASSED

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

21. Finance (Lane)

Consider receiving and filing the 2022 annual audit and 2022 report on applying agreed-upon procedures related to the appropriations limit.

ACTION: Option 1: Received and filed the 2022 annual audit and 2022 report on applying agreed-upon procedures related to the appropriations limit.

MOTION PASSED

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

22. Engineering (Kessler)

Consider awarding a contract to KGS Group in the not-to-exceed amount of \$416,500 for dam safety engineering services to perform the Federal Energy Regulatory Commission-required 2024 Independent Consultant's Safety Inspections.

ACTION: Option 1: Awarded a contract to KGS Group in the not-to-exceed amount of \$416,500 for dam safety engineering services to perform the Federal Energy Regulatory Commission-required 2024 Independent Consultant's Safety Inspections.

MOTION PASSED

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

23. Engineering (Carrington)

Consider approving a contract change order to Syblon Reid Contractors in the not-to-exceed amount of \$518,000 for construction of the Echo Conduit Emergency Replacement Project and authorize additional funding of \$41,175 for engineering services, \$20,000 for inspection, \$25,000 for capitalized labor, and \$52,000 in project contingency for a total funding request of \$656,175 for the Echo Conduit Emergency Replacement Project, Project No. 23026.01.

ACTION: Option 1: Approved a contract change order to Syblon Reid Contractors in the not-to-exceed amount of \$518,000 for construction of the Echo Conduit Emergency Replacement Project and authorized additional funding of \$41,175 for engineering services, \$20,000 for inspection, \$25,000 for capitalized labor, and \$52,000 in project contingency for a total funding request of \$656,175 for the Echo Conduit Emergency Replacement Project, Project No. 23026.01.

MOTION PASSED

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

Action Items continued

24. Finance (Lane)

Consider ratifying EID General Warrant Registers for the periods ending November 7, November 14, November 21, and November 28, 2023, and Board and Employee Expense Reimbursements for these periods.

Director Veerkamp recused himself from the deliberations and vote on this Item.

ACTION: Option 1: Ratified the EID General Warrant Registers and Board and Employee Expense Reimbursements as submitted.

MOTION PASSED

Ayes: Directors Anzini, Dwyer, Osborne and Day

CLOSED SESSION

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

Government Code Sections 54956.9(d)(2)

(one potential case: contractor claim regarding Flume 45 Abutment Project)

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

REVIEW OF ASSIGNMENTS

None

ADJOURNMENT

President Day adjourned the meeting at 1:33 P.M.

Alan Day
Board President
EL DORADO IRRIGATION DISTRICT

ATTEST

Jennifer Sullivan
Clerk to the Board
EL DORADO IRRIGATION DISTRICT

Approved: _____