



MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
District Board Room, 2890 Mosquito Road, Placerville, California
April 8, 2024 — 9:00 A.M.

Board of Directors

Alan Day—Division 5
President

Pat Dwyer—Division 2
Vice President

George Osborne—Division 1
Director

Brian K. Veerkamp—Division 3
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 before the meeting. Advance notification within this guideline will enable the District to make reasonable accommodations to ensure accessibility.

District Board Meetings are open to public in-person attendance and are 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.

While the District makes efforts to facilitate remote participation, please be aware that remote Zoom involvement is offered solely for convenience. In the event of a technological malfunction, the Board can only guarantee the receipt of live comments through in-person attendance. With the exception of a noticed teleconference meeting, the Board retains the right to proceed with the meeting without remote access in case of a malfunction.

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 on 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 it into your browser: <https://zoom.us/j/94563608941>.

If the device *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 *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 Day 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, Senior Deputy General Counsel Leeper and Board Clerk Sullivan

Pledge of Allegiance and Moment of Silence

Director Day led the Pledge of Allegiance.

ADOPT AGENDA

ACTION: Agenda was adopted.

MOTION PASSED

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

COMMUNICATIONS

Awards and Recognitions

General Manager Abercrombie recognized EID staff, Lelan Kay.

PUBLIC COMMENT

None

COMMUNICATIONS

General Manager

None

Clerk to the Board

None

Board of Directors

Director Dwyer reported that he attended a District facilities tour organized for Rebecca Guo, El Dorado Water Agency Executive Director, to enhance her understanding of the District. He expressed gratitude to the staff for coordinating and guiding the tour.

APPROVE CONSENT CALENDAR

ACTION: Consent Calendar was approved.

MOTION PASSED

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

CONSENT CALENDAR

1. Clerk to the Board (Sullivan)

Consider approving the minutes of the March 11, 2024, regular meeting of the Board of Directors.

ACTION: Option 1: Approved as submitted.

MOTION PASSED

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

2. Office of the General Counsel (Sarge)

Consider adopting a resolution quitclaiming an unused easement to the landowner of Assessor Parcel No. 126-490-002.

ACTION: Option 1: Adopted Resolution No. 2024-006, quitclaiming an unused easement to the landowner of Assessor Parcel No. 126-490-002.

MOTION PASSED

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

3. Operations (Heape)

Consider authorizing additional funding in the amounts of \$25,000 for capitalized labor and \$119,456 for equipment and materials for a total funding request of \$144,456 for the Canal Remote Terminal Unit Replacement Control Sites, Project No. 19021, and \$375,000 for capitalized labor and \$50,000 for equipment and materials for a total funding request of \$425,000 for the Annual Canal and Flume Improvements Program, Project No. 24022.01.

ACTION: Option 1: Authorized additional funding in the amounts of \$25,000 for capitalized labor and \$119,456 for equipment and materials for a total funding request of \$144,456 for the Canal Remote Terminal Unit Replacement Control Sites, Project No. 19021, and \$375,000 for capitalized labor and \$50,000 for equipment and materials for a total funding request of \$425,000 for the Annual Canal and Flume Improvements Program, Project No. 24022.01.

MOTION PASSED

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

4. Office of the General Counsel (Leeper)

Consider approving recommendations of Reeb Government Relations, LLC, as the District's official positions on proposed state legislation.

ACTION: Option 1: Approved recommendations of Reeb Government Relations, LLC, as the District's official positions on proposed state legislation.

MOTION PASSED

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

END OF CONSENT CALENDAR

PUBLIC HEARING

5. Engineering (Venable)

Consider adopting a resolution certifying the Environmental Impact Report, adopting the Findings of Fact, including the Mitigation Monitoring and Reporting Program, and approving the Sly Park Intertie Improvements Project pursuant to the California Environmental Quality Act, Project No. 21079.

Public Hearing opened at 9:07 A.M.

Public Comment: Dan Gallagher

ACTION: Option 1: ○ Adopted Resolution No. 2024-008:

- 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 the District 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 including the Mitigation Monitoring and Reporting Program;
- Approving the Project as described in the final EIR as the Sly Park Intertie Improvements Project in accordance with CEQA;
- Specifying that the documents or other materials which constitute the record of proceedings upon which this decision is based shall be in the custody of the Clerk to the Board at District 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.

MOTION PASSED

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

INFORMATION ITEMS

6. Engineering (Money)

Capital Improvement Plan project completion summary.

ACTION: None – Information only.

ACTION ITEMS

7. Finance (Lane)

Consider ratifying EID General Warrant Registers for the periods ending March 5, March 12, March 19 and March 26, 2024, and Board and Employee Expense Reimbursements for these periods.

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

MOTION PASSED

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

8. Finance (Bandy)

Consider adopting a resolution declaring the intent to issue tax-exempt obligations in the reasonably expected maximum principal amount of \$70 million for acquiring certain public facilities and improvements.

ACTION: Option 1: Adopted Resolution No. 2024-007, declaring the intent to issue tax-exempt obligations in the reasonably expected maximum principal amount of \$70 million for acquiring certain public facilities and improvements.

MOTION PASSED

Ayes: Directors Dwyer, Osborne, Veerkamp and Anzini

Noes: Director Day

9. Office of the General Counsel (Leeper)

Consider awarding a contract change order to AECOM in the not-to-exceed amount of \$134,594 for environmental services and authorize additional funding of \$8,650 for application fees for a total funding request of \$143,244 for the Permit 21112 Change in Point of Diversion, Project No. 16003.

ACTION: Option 1: Awarded a contract change order to AECOM in the not-to-exceed amount of \$134,594 for environmental services and authorized additional funding of \$8,650 for application fees for a total funding request of \$143,244 for the Permit 21112 Change in Point of Diversion, Project No. 16003.

MOTION PASSED

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

CLOSED SESSION

A. Conference with General Counsel – Anticipated Litigation

Government Code Section 54956.9(d)(2)

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

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

B. Public Employment

Government Code Section 54957(b)(1)

Title: General Manager

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

Closed Session continued

C. 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, Senior Deputy General Counsel

Under negotiation: price and terms of payment for purchase

Negotiating parties: any interested party

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

REVIEW OF ASSIGNMENTS

None

ADJOURNMENT

President Day adjourned the meeting at 12:16 P.M.

Alan Day
Board President
EL DORADO IRRIGATION DISTRICT

ATTEST

Jennifer Sullivan
Clerk to the Board
EL DORADO IRRIGATION DISTRICT

Approved: _____