

MINUTES
REGULAR MEETING
BOARD OF DIRECTORS
PARADISE IRRIGATION DISTRICT
APRIL 19, 2023

The regular meeting of the Board of Directors of the Paradise Irrigation District (PID) was called to order at 5:30 p.m. by President Shelby Boston followed by The Pledge of Allegiance to the Flag of the United States of America.

OPENING

BOARD MEMBERS PRESENT: Directors Marc Sulik, Chris Rehmann, Vice President Bob Matthews, and President Shelby Boston

ROLL CALL

BOARD MEMBERS ABSENT: The Division 2 director seat is currently vacant following the resignation of Alan Hinman effective March 14, 2023

STAFF PRESENT: District Manager Tom Lando, Assistant District Manager Mickey Rich, Finance Manager/Treasurer Brett Goodlin, District Engineer Blaine Allen, Administrative Assistant Sarah Fenton, and Secretary Georgeanna Borrayo

ALSO PRESENT: Consultants Sami Kader with Water Works Engineers, Nicole Maddox with APTIM, and members of the public

Ward Habriel commented on the following: 1) Make a Difference Day is scheduled this Friday and one of the planned service projects will be the PID Demonstration Garden; and 2) Plans are underway for the Paradise Garden Tour June 3 & 4. The Garden Club will be utilizing designated areas of the PID parking lot for the plant sale and boutique.

PUBLIC COMMENT
(Item 2)

Roger Ekins indicated that following the 2018 Camp Fire, he and his wife weighed the communication options provided by PID at the time and opted to be on the "Ready-to-Serve" rate of \$21.49 per month and have a sealed meter but with the assurance PID would, upon the owner's request, convert the parcel to active rate at any time in the future. Mr. Ekins added parcel owners who have paid \$21.49 since the fire have supported the District and yet the disconnected parcels have paid no monthly fee and have been given a grace period to reconnect. Suggested the Board consider issuing a credit to those customers who have paid since the Camp Fire.

President Boston announced the Board will adjourn to closed session to discuss agenda items 3.a. and 3.b. Following an opportunity for public comment, the Board adjourned to closed session at 5:41 p.m. regarding the following:

CLOSED SESSION
(Item 3.a. & 3.b.)

3.a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. One potential case.

Closed Session Announcement: Direction has been given to Legal Counsel.

3.b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code section 54956.9 (d)(1)). Paradise Irrigation District claim against the Fire Victim Trust for damages incurred by the November 8, 2018 Camp Fire.

Closed Session Announcement: Direction has been given to Legal Counsel.

ANNOUNCEMENT
FROM CLOSED
SESSION

President Boston reconvened the regular meeting at 6:08 p.m. and provided closed session announcement information as listed in italicized print under each closed session item on page one.

APPROVAL OF
CONSENT
CALENDAR
(Item 5.a.-5.h.)

Board members reviewed consent calendar items as follows:

- 5.a. Approval of Meeting Agenda Order
- 5.b. Approval of Minutes – Regular Meeting of March 15, 2023
- 5.c. Approval of Resolution No. 2023-05 to surplus Verizon mobile devices with the District's switch of mobile device carrier
- 5.d. Approval to release Request for Proposals for PID Mains Replacement Project
- 5.e. Approval of revisions to Standard Drawings PID-16 and PID-17 in the PID Pipeline Installation Procedures and Specifications
- 5.f. Approval of Water Service Facilities Agreement with Pacific West Communities, Inc. for 5975 Maxwell Drive, Paradise, CA. APN: 053-380-099
- 5.g. Approval of Water Service Facilities Agreement with Northern California of Seventh Day Adventists for 5720 Academy Drive, Paradise, CA. APN: 054-040-136
- 5.h. Approval of Water Service Facilities Agreement with Phoenix Community Initiative, LLC for 5389 Newland Road, Paradise, CA. APN: 054-181-051

It was moved by Director Sulik and seconded by Director Matthews to approve the Consent Calendar as presented. Directors' votes were polled as follows by roll call:

AYES: Directors Matthews, Rehmann, Sulik, and President Boston

NOES: None

ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

PRESENTATION
OF ANNUAL AUDIT
REPORT FOR
YEAR ENDED
JUNE 30, 2022
(Item 6)

CPA Sandy Sup with Fechter & Company provided an overview of the Independent Auditor's Report accompanying financial statements for Paradise Irrigation District, as of and for the year ending June 30, 2022. Their firm issued an unmodified opinion, which means the financial statements are materially correct and comply with generally accepted accounting principles.

It was moved by Director Matthews and seconded by Director Rehmann to accept the Annual Financial Report for the year ended June 30, 2022.

AYES: Directors Matthews, Rehmann, Sulik, and President Boston

NOES: None

ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

ACCEPTANCE OF
TREASURER'S
REPORT FOR
PERIOD ENDING
MAR. 31, 2023
(Item 7.a.)

Board members reviewed a written Treasurer's Report prepared by Finance Manager / Treasurer Brett Goodlin for the period ending March 31, 2023, highlighting the District's cash position, debt service analysis, and operational overview.

It was moved by Director Sulik and seconded by Director Matthews to accept the Treasurer's Report as presented for the period ending March 31, 2023.

AYES: Directors Matthews, Rehmann, Sulik, and President Boston

NOES: None

ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

Board members reviewed accounts payable expense reports for the month of March 2023. It was moved by Director Matthews and seconded by Director Sulik to approve payments by check in the amount of \$1,754,726.13 representing check numbers 57873 through 57900 and electronic payments of \$1,535,304.03 by EFT for the month of March 2023 for total payments of \$3,290,030.16, and authorization of a similar amount allowing or adjusting for extraordinary budget or Board approved items during the month of April 2023.

EXPENSE
APPROVAL
REPORT FOR THE
MONTH OF MARCH
2023 APPROVED
(Item 7.b.)

AYES: Directors Matthews, Rehmann, Sulik, and President Boston
NOES: None
ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

Board members reviewed written Staff and Consultant Report updates provided in the agenda packet. Additional discussion included: 1) The Zone A Pump Station and Transmission Main Project has begun in coordination with Butte County and Water Works Engineers. The construction survey and sawcut work in the Butte County section of New Skyway has begun on this project; 2) Water Supply Recovery Program Update from Water Works Engineers. Consultant Sami Kader noted significant weather issues throughout the month of March have impacted progress on various projects; and 3) Post Fire Disaster Public Assistance & Recovery Management Services update from Aptim Environmental & Infrastructure.

PID STAFF &
CONSULTANT
REPORT UPDATES
(Item 8.a. – 8.h.)

Director Sulik reported discussion at the April 4, 2023 Community Relations Committee meeting included: 1) Strategic Plan Goals; 2) Community outreach to parcel owners who “disconnected” from the Paradise Irrigation District confirming PID Policy for parcels moving from the Disconnected to Ready to Serve or Active rates; 3) Goat Grazing Festival participation; and 4) Presentations scheduled with community service organizations. The next committee meeting will be held on May 13, 2023 at 8:00 a.m.

COMMITTEE
REPORTS
(Item 9.a.)

Unfinished Business: No unfinished business to report.

UNFINISHED
BUSINESS (Item 10.)

New Business:

President Boston announced the Board will be tabling New Business Agenda item 11.a., Software Purchase. This item is being referred to the Finance Committee for discussion and recommendation regarding proposed budgeting and reporting software.

NEW BUSINESS:
BUDGETING &
REPORTING
SOFTWARE
PURCHASE
TABLED (Item 11.a.)

Director Bob Matthews discussed action taken at the January 18, 2023, Board of Directors meeting in reference to disconnected parcels (charging reconnecting parcels full installation cost and providing property owners of previously connected services a capacity fee credit based on meter size). At the January meeting, the Board did not discuss establishing a time limit on the capacity fee credit and suggested implementing an end date. District Manager Tom Lando indicated Legal Counsel is providing further review relating to capacity fees and it is anticipated additional information will be available at the next Board meeting.

CAPACITY FEE
CREDIT
DISCUSSION
(Item 11.b.)

Board members further discussed customer comments and concerns expressed relating to parcel owners who have been paying the “Ready to Serve” rate of \$21.49/month all along. President Boston suggested further discussion and consideration at the committee level, recommending referral to the Ad Hoc Customer Recovery Support Committee to review the current PID Disconnect Policy, service capacity fees, and concerns of property owners who have remained on the Ready to Serve Rate.

REFERRAL TO THE
AD HOC
CUSTOMER
RECOVERY
SUPPORT
COMMITTEE

It was moved by President Boston and seconded by Director Rehmann to recommend referral to the Ad Hoc Customer Recovery Support Committee for further review and recommendation for the Board of Directors.

AYES: Directors Matthews, Rehmann, Sulik, and President Boston
NOES: None
ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

POLICY REVISION,
CHAPTER 7 –
DISCONTINUED
SERVICE &
TRANSFER OF
OWNERSHIP
(Item 11.c.)

Assistant District Manager Mickey Rich reported per direction given at the March Board of Directors meeting, the proposed policy revision extends the deadline to reconnect to July 1, 2023. The policy amendment also proposes additional language, which requires a property seller to disclose the water availability status to buyers as a condition of escrow.

It was moved by Director Matthews and seconded by Director Rehmann to authorize approval of the policy revisions to the Paradise Irrigation District Policy and Procedures Manual, Chapter 7 – Water Rates, Operating Fees and Billing Procedures as recommended.

AYES: Directors Matthews, Rehmann, Sulik, and President Boston
NOES: None
ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

RESOLUTION NO.
2023-04 ADOPTED
DECLARING
SURPLUS
PROPERTY
(Item 11.d.)

Staff reported following the previously approved vehicle replacement schedule, the vehicles itemized under Resolution No. 2023-04 have either been replaced or are scheduled for replacement.

It was moved by Director Sulik and seconded by Director Matthews to adopt Resolution No. 2023-04 declaring surplus property no longer necessary for District purposes and authorizing the District Manager to direct staff to dispose of the itemized surplus vehicles in the most cost effective and practical manner possible. Directors' votes were polled as follows by roll call:

AYES: Directors Matthews, Rehmann, Sulik, and President Boston
NOES: None
ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

DIVISION 2
DIRECTOR
VACANCY UPDATE
(Item 11.e.)

Members of the Board received an update from PID staff regarding inquiries from the public and discussed extending the timeframe to continue advertising the director vacancy and rescheduling the April 24, 2023 special meeting date. The remaining members of the Board can fill the vacancy by appointment within 60 days of the vacancy, which is May 13, 2023.

It was moved by Director Matthews and seconded by Director Rehmann to extend the timeframe to advertise the division 2 director vacancy until May 5, 2023, and reschedule the special meeting date from April 24, 2023 to May 8, 2023 at 5:30 p.m. to meet with the candidates.

AYES: Directors Matthews, Rehmann, Sulik, and President Boston
NOES: None
ABSENT: Division 2 Director Seat Vacant

Motion passes 4-0

President Boston: Expressed appreciation to PID staff and consultants, as well as members of the public who have come to engage in conversation with the Board of Directors.

DIRECTORS'
COMMENTS
(Item 12)

President Boston announced the Board will adjourn to closed session to discuss agenda items 13.a. and 13.b. Following an opportunity for public comment, the Board adjourned to closed session at 7:22 p.m. regarding the following:

CLOSED SESSION
(Item 13.a. & 13.b.)

- 13.a. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6)
Agency Designated Representative: Tom Lando, District Manager
Employee Organization: Management Unit represented by Teamsters Local 137

Closed Session Announcement: Direction has been provided to Agency Designated Representative.

- 13.b. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6): Conference with PID Labor Negotiator Tom Lando regarding Unrepresented Position, Assistant District Manager.

Closed Session Announcement: Direction has been provided to the PID Labor Negotiator.

President Boston reconvened the regular meeting at 8:05 p.m. and provided closed session announcement information as indicated in italicized print under agenda item 13.a. and 13.b.

CLOSED SESSION
ANNOUNCEMENT
(Item 14)

There being no further business, it was moved by President Boston to adjourn the regular meeting. The regular meeting of the PID Board of Directors was adjourned at 8:06 p.m.

ADJOURNMENT OF
MEETING


Georgeanna Borraro, Secretary


Shelby Boston, President