

MINUTES
REGULAR MEETING
BOARD OF DIRECTORS
PARADISE IRRIGATION DISTRICT
JULY 18, 2018

The regular meeting of the Board of Directors of the Paradise Irrigation District was called to order at 6:30 p.m. by President Dan Wentland, followed by an Invocation and the Pledge of Allegiance to the Flag of the United States of America.

OPENING

BOARD MEMBERS PRESENT: Directors Marc Sulik, Vice-President Anne Rice, Bob Prevot, Bill Kellogg, and President Dan Wentland

ROLL CALL

BOARD MEMBERS ABSENT: None

STAFF PRESENT: District Manager Ed Fortner, CFO/Treasurer Kevin Phillips, and Secretary Georgeanna Borrayo

ALSO PRESENT: PID Legal Counsel Emily LaMoe and members of the public

Board members reviewed consent calendar items as follows:

APPROVAL OF
CONSENT
CALENDAR
(Item 2.a. – 2.d.)

2.a. Approval of Meeting Agenda Order

2.b. Approval of Minutes:

1. Regular Meeting of June 12, 2018
2. Special Meeting of June 26, 2018
3. Special Meeting of June 29, 2018
4. Special Meeting of July 3, 2018

2.c. Approval of Future Pipeline Agreement between PID & Grant & Kasey Baines

2.d. Approval of Purchase for District Facilities Padlock Change Out

Staff provided clarification regarding item 2.d., District Facilities Padlock Change Out. It was moved by Director Rice and seconded by Director Sulik to approve the consent calendar as presented.

AYES: Directors Sulik, Rice, Prevot, and Wentland

NOES: Director Kellogg

ABSENT: None

Motion passes 4-1

Ward Habriel commented on the following: 1) Welcomed the new manager, Ed Fortner, to Paradise; 2) Manager salary and benefit package exceeding the amount originally communicated; 3) Thanked Kevin Phillips for his work and professionalism as Interim District Manager; 4) Congratulated Bob Prevot on his appointment to the Division 5 Director seat; 5) Successful grand opening of the PID Demonstration Garden; 6) Public appearance regarding transparency; i.e., closed session reporting and noticing meetings as soon as possible; 6) His attendance at the July 13 hearing regarding existing litigation (Butte County Superior Court Case No. 17CV02546 3); and 7) Director practice and protocol when making a personal comment regarding another Board member.

PUBLIC
PARTICIPATION
(Item 3)

Fred Hofer commented on the following: 1) He feels the Board is very responsible and cares about the future of the District's water supply; 2) Completion of the demonstration garden and encouraging more gardening; and 3) Communicating information on the status of the spillway condition assessments and California's two new long-term

conservation bills (SB 606 and AB 1668) in the monthly WaterTalk newsletter.

JUNE, 2018 STAFF &
BILLING REPORTS
ACCEPTED
(Item 4.a. & 4.b.)

Board members reviewed written Staff and Billing Reports. It was moved by Director Rice and seconded by Director Prevot to accept the Staff and Billing Reports for the month of June, 2018 as presented.

AYES: Directors Sulik, Rice, Prevot, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

DISTRICT
MANAGER'S
REPORT
(Item 5)

The Board reviewed a written report from Kevin Phillips regarding the status of current projects. Additional comments included:

District Manager Position: Welcomed Ed Fortner to PID. Ed has been gracious and generous with his time and he looks forward to working with him. Manager Fortner also extended appreciation to Kevin and PID staff.

NPDES Permit Renewal Assistance: The Central Valley Regional Water Quality Control Board has issued a list of water quality screening requirements for the upcoming permit. Low level DCBM monitoring results have been reported in the screening process.

Reservoir "B" Replacement: PID Legal Counsel assisted staff on evaluating options concerning right-of-way/easement acquisition associated with the Zone A transmission pipeline project. The District has hired Blackwater Engineering to conduct a preliminary title search. The consultant is scheduled to meet with county personnel at the end of this month.

TREASURER'S
MEMO ACCEPTED
FOR PERIOD
ENDING
JUNE 30, 2018
(Item 6)

Board members reviewed a written Treasurer's memo for the period ending June 30, 2018. Manager Phillips further reported sending a rough draft of the Budget for fiscal year 2018/2019 to management staff. Upon receiving staff confirmation on capital budget requests, a budget presentation will be scheduled for the Board's review and input. Manager Phillips added the vacant Office & Customer Service Manager position has been advertised. The closing date is Friday, August 3, 2018.

It was moved by Director Rice and seconded by President Wentland to accept the Treasurer's memo for the period ending June 30, 2018.

AYES: Directors Sulik, Rice, Prevot, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

APPROVAL OF
CHECKS FOR THE
MONTH OF JUNE,
2018
(Item 7)

Board members reviewed accounts payable reports for the month of June, 2018. It was moved by President Wentland and seconded by Director Rice to approve General Fund Check Numbers 52006 through 52146 for the month of June, 2018 totaling \$489,182.87, exclusive of voided check numbers 52025, 52029, 52051, 52071, and 52083, and authorization of a similar amount allowing or adjusting for extraordinary budget or board approved items during the month of July.

AYES: Directors Sulik, Rice, Prevot, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

California WaterFix (twin tunnels project): Presentation of rebuttal testimony for parties participating in Part 2 of the WaterFix change petition hearing is scheduled to start on August 2, 2018. Attorney Dustin Cooper continues to monitor this project.

LEGAL REPORT
(Item 8)

Public Records Act Request regarding Long-Term Urban Conservation Mandates: Attorney Emily LaMoe reported this matter is regarding litigation initiated on behalf of PID and other water agencies regarding a Public Records Act Request submitted to the State Water Resources Control Board seeking production of documents in anticipation of a legislative battle over new long-term urban conservation mandates. This case is ongoing. Additional information may be available to report at the next meeting.

Unfinished business - None to report.

UNFINISHED
BUSINESS

Treasurer Phillips reported this agenda item is an action the Board takes annually to allocate and establish the District's appropriation limit for the property taxes that are received each fiscal year; adding PID collects approximately \$240,000 in property taxes annually.

NEW BUSINESS:
RESOLUTION NO.
2018-10 ADOPTED
ESTABLISHING
APPROPRIATION
LIMIT OF THE
DISTRICT FOR
FISCAL YEAR
2018/19
(Item 10.a.)

It was moved by Director Sulik and seconded by President Wentland to adopt Resolution No. 2018-10 establishing the appropriation limit of the District at \$1,586,020 for Fiscal Year 2018/19 pursuant to Article XIII B of the California Constitution. Directors' votes were polled as follows by roll call:

AYES: Directors Sulik, Rice, Prevot, and Wentland
NOES: Director Kellogg
ABSENT: None

Motion passes 4-1

Treasurer Phillips confirmed Section 25806 and 25807 of the California Water Code provides the authority to add certain unpaid charges to the District's assessment roll and to become part of the annual secured property tax roll levied upon the land in which the charges are unpaid.

RESOLUTION NO.
2018-11 ADOPTED
TRANSMITTING
DELINQUENT
WATER CHARGES
TO BUTTE COUNTY
(Item 10.b.)

It was moved by Director Rice and seconded by Director Kellogg to adopt Resolution No. 2018-11 transmitting delinquent water charges to the County of Butte to place on the secured tax roll. Directors' votes were polled as follows by roll call:

AYES: Directors Sulik, Rice, Prevot, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

Ad Hoc Demonstration Garden Committee: Board members received a written summary of the June 21, 2018 committee meeting. The purpose of this meeting was to finalize details for the demonstration garden. This was the final meeting for the Ad Hoc Demonstration Garden Committee. Going forward, the Grand Opening and ongoing maintenance will be handled by the Community Relations Committee. The Demonstration Garden Grand Opening is scheduled on June 29 at 10:00 a.m.

COMMITTEE
REPORTS
(Item 11.a.1. & 2.)

Community Relations Committee: Director Rice reported primary discussion focused on the PID Demonstration Garden with regard to the dedication ceremony and grand opening, brochure, garden web page, and future maintenance program. The next meeting is scheduled on September 6, 2018 at 9:00 a.m.

COMMITTEE
REPORTS
CONTINUED

Paradise Lake & Recreation Committee: Directors Kellogg and Sulik indicated the committee met on June 13, 2018. Business included updates regarding the Paradise Lake Boat Launch No. 1 – Improvement to existing parking area, water supply progress report on current projects, and a 2018 Kid's Fishing Day financial summary report. The next meeting will be held at the Water Treatment Plant on August 8, 2018 at 9:00 a.m.

DIRECTORS'
COMMENTS
(Item 12)

Director Sulik: Thanked members of the public for their participation.

President Wentland: Thanked Kevin Phillips for his positive comments welcoming the new District Manager.

BOARD RECESS

President Wentland called for a Board recess at 8:01 p.m.

MEETING
RECONVENED

President Wentland reconvened the regular meeting at 8:06 p.m.

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

President Wentland announced closed session discussion items. As there were no comments regarding closed session, the Board adjourned to closed session at 8:07 p.m. regarding the following:

- 13.a. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6)
Employee organizations: General Unit represented by I.B.E.W., Local 1245 and management Unit represented by Teamsters, Local 137
PID designated representative: Emily LaMoe

Closed Session Announcement: Direction has been given to the PID designated representative.

- 13.b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (a) of subdivision (d) of Government Code section 54956.9): Neil Essila et al v. Paradise Irrigation District et al. Butte County Superior Court Case No. 17CV02546.

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

CLOSED SESSION
ANNOUNCEMENT

President Wentland reconvened the regular meeting at 8:45 p.m. and provided a closed session announcement regarding agenda items 13.a. and 13.b. as listed above in italicized print.

ADJOURNMENT

It was moved by President Wentland to adjourn the meeting. The regular meeting was adjourned at 8:46 p.m.

Georgeanna Borrayo, Secretary

Daniel Wentland, President