



Paradise Irrigation District

6332 Clark Rd, Paradise, CA 95969 · 530-877-4971 · Fax: 530-876-0483 · www.pidwater.com

AGENDA

**Paradise Irrigation District
Administration & Personnel Committee
6332 Clark Road, Paradise, CA 95969**

THURSDAY, NOVEMBER 9, 2023 – 3:00 PM

Committee Members:

Directors Shelby Boston and Bob Matthews

PID Staff - Tom Lando, District Manager & Mickey Rich, Assistant District Manager

❖ *The Board of Directors is committed to making its meetings accessible to all citizens. Any persons requiring a special accommodation to participate, is requested to contact the District Secretary at 530-877-4971, extension 2039 at least 72 hours in advance of the meeting.*

❖ *The following options are available for members of the public interested in participating in the meeting remotely:*

Via Zoom Meeting: <https://us02web.zoom.us/j/88192841237>

Telephone: +1 669 900 6833 US (San Jose)

Meeting ID: 881 9284 1237

To improve participation during the meeting, we will be accepting public comments from Zoom Meeting participants during the meeting. The Board cannot take action on any matter not on the agenda. Public comments specific to an agenda item will be read directly after the agenda item and before the Board votes on an item.

Via Email or Telephone: Public comment will be accepted by email with the subject line PUBLIC COMMENT ITEM NO. ____ to gborrayo@paradiseirrigation.com or telephone (530) 876-2039 by 1:00 p.m. on the day of the meeting.

1. Opening

2. Public Participation

This is the time for members of the audience to present items not on the Agenda. No action can be taken on these items, but they may be placed on future agendas for consideration. Comments should be limited to a maximum of three minutes duration. If more time is needed, communication may be submitted in writing to committee members, or placed on the agenda for a future committee meeting.

3. Discussion:

(Pages 2-10) a. Recreational Activities at Paradise Lake - Swimming: Review of recreational use on and around a domestic water supply reservoir and JPIA risk management elements.

b. PID Rental Properties located at 6350 and 6360 Clark Road in Paradise, California.

4. Adjournment

Prepared: 10/31/2023

Posted: 11/02/2023

NOTE: This publication is meant to be an aid to the staff of the State Board's Division of Drinking Water and cannot be relied upon by the regulated community as the State of California's representation of the law. The published codes are the only official representation of the law. Refer to the published codes—in this case, 17 CCR and 22 CCR—whenever specific citations are required. Statutes related to the State Board's drinking water-related activities are in the Health & Safety Code, the Water Code, and other codes.

(f) Reports of testing and maintenance shall be maintained by the water supplier for a minimum of three years.

Article 5. Domestic Water Supply Reservoirs

§7625. Definitions

(a) “Domestic water supply reservoir” as used herein means a reservoir used to impound or store water intended solely or primarily for domestic purposes.

(b) “Distribution reservoir” as used herein means a reservoir, directly connected with the distribution system of the domestic water supply project, used primarily to care for fluctuations in demand which occur over short periods of from several hours to several days, or as local storage in case of emergency such as a break in a main supply line or failure of pumping plant.

§7626. Application for Permit

(a) Recreational use on and around a domestic water supply reservoir is prohibited unless specifically authorized in a water supply permit.

(b) Within 30 calendar days of receipt of an application for a permit or petition for permit modification pursuant to Section 116525 or 116550, Health and Safety Code, the State Board shall inform the applicant in writing that it is either complete and accepted for filing or that it is deficient and what specific information or documentation is required to complete the application. An application is considered complete if it is in compliance with the requirements of Section 116530, Health and Safety Code. For proposed water system improvements, new water systems or a “project” as defined in Section 15378, Title 14, California Code of Regulations where environmental documentation is required, a copy of such documentation shall be included in the application.

(c) Within 90 calendar days from the date of filing of a completed application, the State Board shall inform the applicant in writing of its decision regarding an application.

(d) The State Board's time periods for processing an application from the receipt of the initial application to the final decision regarding issuance or denial of a water permit based on the State Board's actual performance during the two years preceding the proposal of this section, were as follows:

- (1) The median time was -7.5 months
- (2) The minimum time was -1.5 months
- (3) The maximum time was -85.5 months

§7627. Data to Accompany Application

(a) The application for a permit to allow recreational use shall be accompanied by detailed information, including but not limited to, the following:

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(1) Maps showing the reservoir area, including location of water works facilities, area to be open for recreational use and location of sanitary facilities to be provided for the public.

(2) Data on the size of the reservoir, length of time of water storage in the reservoir, topography of the reservoir site, prevalence of wind-induced currents and other factors that may affect the quality of the stored water and movement of possible contaminants to the water intake.

(3) Data on the size of the protective zone to be provided between the area of recreational use and point of water withdrawal for the water supply.

(4) A statement describing the type of recreational use proposed and the maximum number of persons, cars, vehicles and boats allowed in the area.

(5) A description of the water supplier's program, personnel and financing to control the recreational use, including maintenance and operations of recreational and sanitary facilities, and supervision of the people permitted in the area.

§7629. Reservoirs for Which Permits May be Granted

When the State Board finds that the intended recreational use will not render the water supply as delivered to the consumers impure, unwholesome or unpotable, permit for such use will be issued. Subject to the State Board findings the following types of domestic water supply reservoirs may be used for recreational purposes:

(1) Reservoirs from which water is continuously and reliably treated by filtration and chlorination; provided that for smaller water systems, under special circumstances satisfactory to the State Board, approved dual chlorination may be acceptable;

(2) Reservoirs from which water is withdrawn by open channels or other conduits and subsequently stored again in reservoirs falling in the category of Section 7629(1) before reaching a distribution reservoir, or before entering the distribution system or a consumer's premises.

JPIA RECREATION AND SPECIAL EVENT POLICY

Introduction

This Policy was adopted by the JPIA's Executive Committee on May 4, 1998 and applies when others use a member's facilities or when the member itself is engaging in recreational activities or special events. The Policy is based on the premise that the public use of a member's facilities for recreation and special events may be an integral part of a member's operations. Furthermore, such use of a member's facilities is needed by public policy considerations. The goal of this Policy is to give JPIA members flexibility in managing and facilitating recreation and special events while keeping losses from these activities to a minimum. This can be accomplished through effective risk management.

The JPIA considers that recreational activities and special events add more risks than other exposures presented by a member's operations or activities. As such, the individual members are given considerable discretion on what type of activities/events to allow and on the level of risk management needed for low-risk events/activities, but concurrence by JPIA staff and/or Executive Committee approval may be required for higher risk events/activities as detailed in this policy.

The JPIA is available as a resource to help educate members on effective risk management of recreational activities/special events.

Policy

The extent of appropriate risk management and the reporting of recreational activities/events to the JPIA will depend on the risk level presented. The Recreational Activity/Special Events Hazard Classification System and Risk Matrix are provided as a guideline to make these determinations. Any changes in the classes will be reviewed by the Risk Management Committee.

Members can engage in Class I & II activities/events without prior approval of the JPIA. The members undertaking these activities are expected to implement good risk management practices. This includes effective contractual risk transfer when recreational activities or special events are held by outsiders. The Recreation/Special Event Matrix should be used as a guide to determine the level of risk management needed.

Class III activities/events are to be reviewed with JPIA staff (and possibly the JPIA's excess liability carrier) in advance. These may require special risk management efforts; for activities/events being held by an outside entity, risk transfer provisions may be needed. **Class III activities/events require the concurrence of the JPIA for liability coverage to be afforded.** Without approval from the JPIA, any and all losses stemming from the event will not be covered. Once concurrence is granted for a specific activity/event, the member may hold it in the future

without going through the process again, unless significant changes in activities are anticipated or claims activity suggests a reassessment. JPIA Risk Management staff may assist members staff to practice good safety and to actively seek to reduce risk. Member staff will implement best practices and inform JPIA of any activities or concerns that may lead to losses.

The Executive Committee has approved the following Condition of Coverage for specific Class III activities in the Memorandum of Liability Coverage. The Condition describes the type of Class III activities/events that will not be covered.

Coverage for the following types of events/activities will not be granted by the JPIA unless approved by the Executive Committee:

Swimming Pools

Water Parks

Water Playgrounds – not including splash pads

Water Slides

Agreements reached between the member and the JPIA staff for coverage of activities/events will be reported to the Executive Committee as a matter of information and documented for future reference.

This Policy applies to all new and existing activities. All existing member recreation and special event activities should be evaluated by the members following the Policy. Any changes recommended by the JPIA will apply to existing agreements, including insurance requirements.

Facility Rental

Members who offer facilities to rent should establish guidelines to manage the safe use of a water agency's facilities while maintaining minimal liability impact on the Agency.

Members should make sure that their liability concerns are addressed by requiring safety inspections of facilities, by requiring good housekeeping and maintenance of facilities, and by requiring appropriate risk transfer elements such as indemnification and insurance requirements as recommended in the JPIA Model Facilities Use Agreement.

Development of a Facility Use Approval and Authorization Process

Members should develop an approval and use process that includes appropriate risk transfer elements, such as:

1. The acceptability and availability of the facility for the proposed use.
2. Considerations associated with the type of user (i.e., commercial, community group, or public entity, etc.) and the proper indemnification and insurance requirements for that type of user and facility use,
3. The acceptability of the proposed use, and
4. The costs and cost allocations (i.e., who pays for each itemized cost - the user or the Agency's) associated with the proposed use.

Use of a Standard Facility Use Agreement

Members should develop and utilize standard facility use agreements.

- Application for agreement for the use of facilities.
- Rental authorization process.

Recreation/Special Event Classification System

Class I - These represent low-severity liability exposures and/or activities normal to a water member's operation; these represent low-risk activities or are activities inherent to water members. There is no or little participant physical activity with no anticipated exposure to spectators, and no alcohol use is anticipated. Attendance is in the 0-250 range. Based on the type of event, an Agency needs to ensure one or more of the following: facility rental process, participant waiver form, or assumption of risk public posting.

Art Festivals/Shows
Auctions
Ballets
Banquets
Bazaars
Beauty Pageant
Bingo Games
Body Building Contests
Charity Benefits, Auctions & Sales
Cinemas
Community Health Fairs
Community Recycling Days
Conventions in Buildings
Craft Shows
Dog Parks
Drill Team Exhibitions
Easter Egg Hunts
Educational Exhibitions
Election Polling Place
Exhibitions (In & Out)
Expositions
Fund Raisers run by Member:
 (Bake Sales, Car Washes)
Graduation/Promotion Ceremonies
Harvest Festivals

Job Fairs
Lectures & Seminars
Luncheons
Meetings (Small Groups
Indoors/Outdoors)
Nature Study Hikes
 (Bird Watching, Plant Studies)
Parks (including athletic fields/court; not
including water parks, nor skate parks.)
Picnics
Plays
Religious Assemblies
Rummage Sales
School Bands
Seminars
Social Gatherings
Teleconferences
Tours
Trade Shows in Buildings
Water Awareness Carnivals

Class II- These represent medium-severity liability exposures; these are considered to be moderate hazards. There may be physical activity by participants; there is minimal to moderate spectator exposure; no alcohol use is anticipated. Attendance is in the 251-1,500 range. Based on the type of event, an Agency needs to ensure one or more of the following: facility rental process, participant waiver form, or assumption of risk public posting.

Aerobics & Jazzercise Classes
Arcades
Circus (0-1,500 people)
Concerts (other than rock, rap, heavy metal)
Dances & Parties
Disc Golf
Field Sports—In & Out (e.g., baseball, softball, soccer, football, lacrosse, rugby, track & field)
Film Production
Fishing Events (onshore)
Food and Beverage Concessions
Gymnastics Competitions
Kite Flying
Musical Performance
Organized Sporting Events NOC* (In or Out)
Overnight Camping
Pageants
Parades (0 – 1,500 people)
Parking of Vehicles

Political Rallies (0-1,500 people)
Proms
Recreational Events NOC*
Reunions
Runs/Walks (5K, 10K, Marathons)
Scouting Jamboree
Shows (e.g., antique, auto, boat, consumer, craft, dance, fashion, flower, garden, gun & knife, home/housing, ice skating, livestock, night clubs, RV, vacation)
Soap Box Derbies
Street Fairs
Swap Meets
Tennis, Handball & Racquetball Courts
Theatrical Stage Performance
Watercraft (non-motorized), no rentals
Weddings & Receptions

*NOC - Not otherwise classified.

Class III - These represent high-severity liability exposures and are considered to be the highest risk. There are potentially significant spectator exposures, crowds greater than 1,500 in congested areas, and in some cases, the potential for crowds to get out of control. These are generally activities that are unusual to a water member's operation. Based on the type of event, an Agency needs to ensure one or more of the following: facility rental process, participant waiver form, or assumption of risk public posting.

Some Class III events/activities may require an onsite Risk Assessment and are subject to approval by the JPIA's Chief Executive Officer and Director of Pooling or General Counsel.

Airborne Devices (except Kite Flying)	Off-Road Vehicles
Aircraft Operations	Obstacle Course/Runs/Races
Airsoft	Paint Ball
Amusement Rides/Parks	Parades (1,500+ people)
Animal Riding/Acts or Exhibits/Training	Parasailing
Archery	Pistol & Rifle Shoots
Backhoe Rodeo	Playgrounds
Bicycle/Mountain Races/Jumping (<i>Terrain is moderate, complex, rough, off-road</i>)	Political Rallies (1,500+ people)
Block Parties/Street Closures	Rentals - Boating, etc.
Boxing	River Rafting
Bounce Houses	Rock Climbing
Circus (1,500 + people)	Rocketry
Civil War Reenactments	Rodeos and Roping Events
Concerts	Rollerblading
Crowds (1,500+ people)	Skateboarding
Dog Trials & Retrieval (retrieving birds)	Skateparks
Fireworks Display	Speed Boat Racing
Fishing Events (offshore)	Spelunking
Golf Courses	Surfing
Hang Gliding	Swimming (other than Swimming Pools, Water Parks, Water Playgrounds, Water Slides)
Hawking (birds of prey or smaller birds)	Tractor and Tractor/Truck Pulls
Horse Shows (including jumping)	Trails
Horseback Riding - Trails	Trampolines
Hot Air Balloon Rides and Shows	Tree Climbing Contests
Hunting	Tree Rope Swinging
Inflatable Amusement Devices	Water Skiing
Jet Skiing	Water Sports NOC*
Karate Meets	Watercraft (Motorized)
Livestock Shows	Windsurfing
Mechanical Bull Riding	Winter Sporting Events
Motorized Sporting Events	Zip Lines
Mud Races	

*NOC - Not otherwise classified.

Recreation/Special Event Matrix

Event Parameter	Class I & II	Class III
No Fee	A	C
Fee	A, B	C
Crowds	B	C
Alcohol (use anticipated)	C	C
Firearms	N/A	C
Watercraft	B	C
Aircraft	N/A	C
Water Sports	B	C

Level of Risk Transfer

NOTE: Refer to the JPIA's Risk Transfer Tools for the appropriate Model Facilities Use Agreement.

- A - Utilize the JPIA Model Facilities Use Agreement – minimum of \$2 million General Liability limits.
- B - Utilize the JPIA Model Clauses: Facilities Use Agreement – Minimum \$5 million General Liability limit.
- C - Consult with JPIA staff. These activities/events may require concurrence with JPIA staff, an onsite risk assessment, and/or approval of the Executive Committee.

This matrix is a guide that agencies can use to decide on the extent to which risk management (including risk transfer) is needed for special events and recreational activities for Class I and Class II categories. Agencies can consult with the JPIA for assistance in determining the level of risk management needed for these categories.

One Day Special Event Program

If a special event holder cannot meet the JPIA recommended insurance requirements, the JPIA makes available a One-day Special Event Program provided by JPIA Brokers with an additional premium.

Members should also consider procuring a Special Event Policy for Agency-hosted events/activities both on and offsite (such as annual picnics, retirement celebrations, holiday parties, etc.).

For more information, contact JPIA Member Services.