

# MINUTES

## BOARD OF DIRECTORS PLACER COUNTY WATER AGENCY

Thursday, November 20, 2008  
2:00 p.m., Regular Meeting

Board Members Present: CHAIRMAN MICHAEL LEE, GRAY ALLEN, ALEX FERREIRA, LOWELL JARVIS, and VICE-CHAIR OTIS WOLLAN

Board Members Absent: None

Agency Personnel Present Who Spoke: VALERIE LORD, Assistant General Manager and Director of Administrative Services; JANET GOLDSMITH, General Counsel, CHERI SPRUNCK, Agency Secretary/Clerk to the Board; JOHN KINGSBURY, Director of Customer Services; BRIAN MARTIN, Director of Technical Services; EINAR MAISCH, Director of Strategic Affairs; JOSEPH PARKER, Director of Financial Services

### A. CALL TO ORDER

#### 1. Roll Call

Chairman Lee called the regular meeting of the Placer County Water Agency Board of Directors to order at 2:01 p.m. in the American River Room, Placer County Water Agency Business Center, 144 Ferguson Road, Auburn, California.

2. Pledge of Allegiance: Led by Mal Toy
3. Introductions & Presentations
  - Stewart Feldman - Briefing on state of the art commercial car wash technology

Director Jarvis introduced Stewart Feldman. Mr. Feldman introduced Paul Dadgar of Cruiser's Carwash.

Mr. Feldman gave a PowerPoint presentation about water efficient car washes. He reported on facts of regular car washes and washing cars at home vs. water efficient car washes. He noted water from Cruiser's is reclaimed or goes into the sewer system. He discussed four sources of Cruiser's water, wastewater collection process, and noted landscape design is efficient. They have fundraising options for various organizations. He suggested how the Agency could partner with Cruisers and offer discount car washes to customers. (Handout provided)

Inquiry and response followed.

B. PUBLIC COMMENT: Wayne Nader with Black Oak Homeowners Association reported on history of the Black Oak line. Black Oak residents are dependent on the developer completing tank. The developer is having financial difficulties. Black Oak worked with the Agency and put in the connection needed to charge the line in March 2008. He noted the Agency paid for upsizing of pipeline for future development. As part of the Facilities Agreement, the Agency required Black Oak to get an easement to the airport. He

reported on easement process and glitches he has encountered. (Handout of map and page 4 of FA 2352 provided) He suggested an alternate route and asked for assistance. Staff will meet with him to discuss options.

C. REPORTS BY DEPARTMENT HEADS

No reports received.

D. AGENDA CHANGES AND REVIEW

Item G.1.a.1) was pulled from the agenda.

Item L.1. was moved to end of the agenda.

There will be no closed session item regarding anticipated litigation.

E. CONSENT CALENDAR:

1. Approve and file:
  - a. Check Register 08-21 expenses disbursed.
  - b. Budget transfers, as recommended by the Director of Financial Services. **See attached and other non-routine budget transfers that may be included as part of specific items that follow.**
  - c. Matters related to the Board of Directors as follows:
    - 1) Expenses for previous months;
    - 2) Anticipated expenses in excess of \$500.00; **none at this time.**
    - 3) Anticipated costs of transportation, lodging, and associated fees for travel outside the State of California to be paid by the Agency; **none at this time.**
  - d. General Manager's expense reimbursement claim summary.
2. Receive Report for Boardman Canal Station 772+35 to 773+35 Gunite and Maintenance Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.

Motion by Director Ferreira approving Consent Calendar items 1 and 2; motion seconded by Director Jarvis and adopted by unanimous vote of directors present.

F. AGREEMENTS AND CONTRACTS:

Award:

1. Approve Independent Contractor Consulting Agreement with Mal Toy to represent the Agency in its continuing Middle Fork Project relicensing efforts.

Existing:

2. Receive for filing Non-Discretionary Contract Change Order No. One in the increased amount of \$8,997.00 and adding an additional 419 extra calendar days with Jeffco Painting & Coating for the Colfax and Midas Tanks Painting Project, Contract #2007-04, approved by the Director of Technical Services pursuant to authority previously granted by the Board of Directors.

3. Receive for filing Non-Discretionary Contract Change Order No. One in the increased amount of \$3,719.33 and an additional 25 extra calendar days with Crosno Construction, Inc., for the Power Systems Stoplog Painting Project, Contract #2008-07, approved by the Director of Technical Services pursuant to authority previously granted by the Board of Directors.
4. Approve Amendment No. Two to the Engineering Services Contract with Kimley-Horn for the Baker Siphon Project in an amount not to exceed \$1,200.00.

Motion by Director Allen approving Agreement and Contract items 1, 2, 3, and 4; motion seconded by Director Ferreira and adopted by unanimous vote of directors present.

G. WATER AVAILABILITY AND WATER SUPPLY

1. Zone 1 water service:
  - a. Treated Water
    - 1) Two Facilities Agreements (FA) for a total of 487.0 acre-feet or 744.1 equivalent dwelling units (EDUs)
      - ~~FA 2401 Thunder Valley Casino Expansion Project, Lincoln~~
      - FA 2443, Fresh & Easy Neighborhood Market, Rocklin
    - 2) Single Connections (In fill): Four applications for a total of 3.8 acre-feet or 5.9 EDUs
  - b. Raw Water: One application for service for a total of 4.5 acre-feet or 6.9 EDUs

Director of Technical Services noted FA 2401 was pulled from the agenda and will be on the next agenda. He reported on the applications for facilities agreements, single connections, and raw water. (Handout provided)

Motion by Director Ferreira approving Facilities Agreement 2443, applications for single connections and raw water in the total amount of 11.6 acre-feet; motion seconded by Director Allen and adopted by unanimous vote of directors present.

2. Requests for response from Agency on water availability:
  - a. SB 221 (tentative map)
  - b. SB 610 (environmental process)
  - c. All other requests or information

No reports received.

3. Reports and response on water resource policy, planning and management issues and interests:
  - a. Water rights and contracts
  - b. Land use and water policy
  - c. Water supply, service, and infrastructure system
  - d. Water use efficiency and conservation
  - e. American River Pump Station Project
  - f. Sacramento River Diversion Project
  - g. Regional water matters

h. Delta and State water matters

Under item G.3.a. Director of Strategic Affairs reported on inquiries into 2009 water sales and providing water to the State Water Bank.

Under item G.3.d. Director of Customer Services gave a brief status report on the Best Management Practice revisions and reasons.

Under item G.3.d. Director of Customer Services reported on the Agency's water use efficiency rebate incentive programs and future water efficiency programs. Inquiry and response followed.

H. MIDDLE FORK AMERICAN RIVER PROJECT, (FERC PROJECT 2079), RELICENSING PROGRAM

1. Report on relicensing process, schedule, and activities:
2. Report on financial matters and services:

No reports received.

I. GENERAL ITEMS

1. For the Placer County Water Agency combined 2009 proposed Budget, consider the following:
  - a. At 2:00 p.m., or as soon thereafter as can be heard, open the noticed public hearing to receive and consider comments with respect to Placer County Water Agency's combined 2009 Proposed Budget.
  - b. Adopt Agency Budget for Fiscal Year 2009; once the financial outcome of 2008 year-end is determined, direct the General Manager and Director of Financial Services to allocate available funds, if any, to applicable designations within the respective budgets.

The Chair opened the public hearing at 3:23 p.m. No member of the public commented. The public hearing was closed at 3:23 p.m.

Director of Financial Services gave an overview of the proposed 2009 combined Budget which is comprised of Agency Wide, Power System, and Water System, as well as the Capital Investment Program (CIP). The expense budget totals \$82.4 million and includes Agency operations, maintenance and renewal projects, debt service, expansion projects within the CIP and the three operating budget units. The budget is balanced.

Motion by Director Allen adopting the 2009 Budget and once the financial outcome of 2008 year-end is determined, direct the General Manager and Director of Financial Services to allocate funds available if any, to applicable designations; motion seconded by Director Wollan and adopted by unanimous roll call vote of directors present.

J. REPORTS BY DIRECTORS:

Director Wollan reported on the Middle Fork Project Finance Authority meeting and noted Mal Toy will be a contract employee.

He attended a Habitat Conservation Plan Conference and met with Agency staff about the Regional Habitat Conservation Plan. He spoke to County staff Loren Clark who advised him the County is looking forward to making progress on a county-wide Habitat Conservation Plan.

Director Ferreira reported on the upcoming Mandarin Festival.

Director Jarvis reported on the Audit Committee meeting and noted the Committee recommended selection of a new audit firm.

Director Allen reported he and the Director of Customer Services met with Zone 2 customers about their concerns about the rate adjustments. He noted the Director of Customer Services gave an excellent presentation of the history of issues and options discussed in the past. They gave the customers a chance to discuss other options. They will meet again with the customers. He and the Director of Customer Services will also tour the area to see where the water is being used.

Director Lee reported on the Middle Fork Project Finance Authority meeting and noted they approved the budget of \$5.6 million for the 2009 fiscal year for relicensing.

K. REPORTS BY LEGAL COUNSEL

Legal Counsel noted she has been involved with the Regional Water Authority (RWA) to help draft statements concerning the Delta. RWA is involved with a coalition of both north and south California folk to address issues related to Delta ecosystem health, water supply reliability, and area-of-origin security.

L. REPORTS BY GENERAL MANAGER

The Assistant General Manager reminded the Board the first meeting in December will be Monday, December 8, and the first meeting in January will be Monday, January 5.

1. Special item: Auburn Water Treatment Plant: plaque unveiling

After the closed session the Board walked across the street to the Auburn Water Treatment plant and unveiled the commemorative plaque.

M. CLOSED SESSION AND REPORT

With all members present, as heretofore designated, the meeting adjourned to closed session at 3:37 p.m. to consider the following:

1. ~~Conference with Legal Counsel – Anticipated Litigation~~  
~~Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: one case~~
2. **Conference with Labor Negotiator** - Pursuant to Section 54957.6 of the Government Code  
*Agency negotiators:* David Breninger and Valerie Lord  
*Employee organizations:* All Units

At 3:59 p.m. the Board returned from closed session and the Chairman noted no reportable action was taken.

N. ADJOURNMENT

At 4:15 p.m. Director Jarvis made a motion to adjourn; motion seconded by Director Ferreira and adopted by unanimous vote of directors present.

ATTEST:

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Cheri Sprunck, Clerk to the Board  
Placer County Water Agency