

## MINUTES

### BOARD OF DIRECTORS PLACER COUNTY WATER AGENCY

Thursday, September 2, 2010  
2:00 p.m., Regular Meeting

Board Members Present: CHAIRMAN ALEX FERREIRA, LOWELL JARVIS, MICHAEL LEE, and BEN MAVY

Board Members Absent: GRAY ALLEN

Agency Personnel Present Who Spoke: DAVID BRENINGER, General Manager; ED TIEDEMANN, General Counsel, CHERI SPRUNCK, Agency Secretary/Clerk to the Board; VALERIE LORD, Assistant General Manager and Director of Administrative Services; JOHN KINGSBURY, Director of Customer Services; BRIAN MARTIN, Director of Technical Services; MIKE NICHOL, Director of Field Services; JOSEPH PARKER, Director of Financial Services

#### A. CALL TO ORDER

Chairman Ferreira 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.

1. Roll Call
2. Pledge of Allegiance: Led by the Director of Financial Services.
3. Introductions & Presentations: None

#### B. PUBLIC COMMENT:

No comments received.

#### C. REPORTS BY DEPARTMENT HEADS

Director of Field Services gave a report about didymo algae in the Bear River. Algae that breaks off and floats through the PG&E system can flow into PCWA's system and affect screens and other parts of the system. The algae thrives more in cooler weather.

#### D. AGENDA CHANGES AND REVIEW

There were no changes.

E. CONSENT CALENDAR:

1. Approve and file:
  - a. August 5, 2010, minutes
  - b. Check Register 10-16 expenses disbursed
  - c. 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.***
  - d. Board of Directors expenses for previous months.
2. Receive Report for the Mill Pond Pressure Reducing Station Upgrade Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
3. Receive Report for the Hell Hole Recreation Sites Reconstruction Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
4. Receive Report for the Auburn Ravine Monitoring at Ferrari Ranch Road (American River Pump Station CEQA Mitigation) Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
5. Receive Report for the Freeman Raw Water Pipeline Repair Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
6. Receive Report for the Caperton Canal at Spill 5 Emergency Repair Project, declare the project an emergency project statutorily exempt from CEQA and authorize the filing of the Notice of Exemption.
7. Receive Report for the Sunset Water Treatment Plant Sludge Removal Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
8. Receive Report for the Newcastle Raw Water Pipeline Replacement Project, declare the project categorically exempt from CEQA and authorize the filing of the Notice of Exemption.
9. Approve Quitclaim of Easements for 23 parcels in the County Club Estates and Spring Meadows Subdivision.
10. Approve one full-time budgeted position for a Control Systems Analyst and set the salary range at 41.5 of the Water Systems Bargaining Unit Salary Schedule.
11. Approve out-of-state travel and related expenses for the General Manager to attend the National Water Resources Association Leadership Forum in Phoenix, Arizona, January 5 and 6, 2011.

Motion by Director Lee approving Consent Calendar items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11; motion seconded by Director Mavy and adopted by unanimous vote of directors present.

F. AGREEMENTS AND CONTRACTS:

Award:

1. Approve Selectron Technologies as a sole source vendor and award the purchase of an Interactive Voice Response (IVR) system from Selectron Technologies in an amount totaling \$81,400 plus sales tax.

Existing:

2. Approve the following for the Secret Town Pipeline Phase II Project, Contract #2009-01, with Preston Pipelines:
  - a. Receive for filing Non-Discretionary Contract Change Order No. Five in an increased amount of \$9,273.74, approved by the Director of Technical Services pursuant to authority previously granted by the Board of Directors.
  - b. Progress Pay Estimate No. Eleven in the amount of \$81,160.05.
3. Approve the following for the Baker Siphon Replacement Project, Contract #2009-07, with Marques Pipeline, Inc.:
  - a. Receive for filing Non-Discretionary Contract Change Order No. One, in the increased amount of \$19,406.08, approved by the Director of Technical Services pursuant to authority previously granted by the Board of Directors.
  - b. Progress Pay Estimate No. Five and Final in the amount of \$75,661.33.
  - c. Authorize the Clerk to the Board to file the Notice of Completion.
4. Approve Engineering Services Contract Amendment No. Seven with Bennett Engineering Services for the Gold Run Pipeline Replacement Phase IV project, in an amount not to exceed \$69,077.
5. Approve Task Order 2010-3 with Andregg Geomatics for GIS and surveying services associated with the Middle Fork American River Project Relicensing in the amount not to exceed \$75,000.
6. Approve Progress Pay Estimate No. Three with SW Allen Construction for the Foresthill Facilities Center Renovation Project, Contract #2010-07, in the amount of \$299,082.21.

Motion by Director Jarvis approving Agreement and Contract items 1, 2, 3, 4, 5, and 6; motion seconded by Director Lee and adopted by unanimous vote of directors present.

G. WATER AVAILABILITY AND WATER SUPPLY

1. Zone 1 water service:
  - a. Treated Water: Single Connections (In fill): one application for service for a total of 0.7 acre-feet or 1.0 Equivalent Dwelling Unit (EDU)
  - b. Raw Water: one application for service for a total of 2.2 acre-feet or 3.4 EDUs

Director of Technical Services reported on the applications for single connections and raw water for a total net increase of 2.9 acre-feet. There are 9.7 acre-feet of reductions in commitment from customers. Remaining in the water availability account is 1,847 acre-feet of water.

Motion by Director Lee approving applications for single and raw water connections in the total amount of 2.9 acre-feet; motion seconded by Director Mavy 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 requests 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. Water financial matters
    - (1) Delinquent account collection policy
  - f. Regional Delta and State water matters

Assistant General Manager/Director of Administrative Services reported. She gave the scenario presented by realtor Greg Walsh where a property owner owned multiple pieces of property and there were delinquent amounts on multiple accounts. Mr. Walsh was attempting to bring one account current in order to sell the property. Agency rules state if a customer is delinquent on an account, all delinquent accounts must be brought current before the Agency will reinstate service. To address that one circumstance, staff provided a handout with an option to modify Section 41203 of the Rules and Regulations to address this particular situation where this one property can receive service without having the burden of bringing all the properties current.

General Counsel suggested the realtor or appropriate person sign something setting forth the terms, time, and obligation to inform the buyer.

Board comment, inquiry, and staff response followed.

Staff will bring appropriate change to policy manual back to the Board for approval.

General Manager noted some property owners aren't keeping their bills current with the Agency. One example is a tenant properly paying their water bill in their monthly rent to their property owner, but unbeknownst to the tenant the property owner is not paying the Agency. It goes on so long that it falls into delinquency and the Agency has to shut them off. Then the tenant calls the Agency to find out what is happening and sometimes gets an advocate.

He suggested the rules be reviewed when there is a situation where tenants and/or property owners pay or don't pay the bills.

Options are being considered by Agency staff to send a courtesy bill statement to the property owner or the property owner gives approval for tenant to be billed. He suggested liens could be placed on long-overdue bills.

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. Report on State and Federal legislation or proposed regulatory actions.

Assistant General Manager/Director of Administrative Services reported on the status of bills related to salaries, pensions, and transparency of public information: AB 192, AB 194, AB 827, AB 1955, AB 2064, SB 501. She reported on SB 972 (indemnity clauses regarding design professionals), SB 1425 (limits items that may be used to calculate pension benefits for CalPERS and CalSTRS system; prohibits rehire of retired annuitants unless they have six month break in service.); AB 2216 (capped contract proceed retentions at 5%); and AB 1976 (water charges and meters) (Handout provided)

Jason Larrabee, Agency Consultant, gave a brief summary and reported on the status of AB 2304 (regarding groundwater management and urban water management plans), SB 1173 (how to deal with and classify the use of non-recycled water for non-potable municipal or industrial uses.), SB 565 (requires entities that divert water to submit technical documents and raises penalties for diversion of water), SB 1469 (requires implementation of water quality control plans to describe the process used to identify and manage potential threats to water quality), AB 2092 (Delta Stewardship Council adoption of fees from SWP and CVP contractors), FERC annual charges for use of federal lands, and NCWRA meetings regarding flow study report. David Guy is serving again as the NCWRA Executive Director. (Handout provided)

Board discussion, inquiry and staff response followed.

Director of Customer Services gave a report about the California Urban Water Conservation Council (CUWCC) lack of representation from the north portion of the State. Best Management Practices being adopted by the CUWCC will affect all areas of the state. A proposal is being developed to include representation from the north.

J. REPORTS BY DIRECTORS:

Director Mavy thanked Mike Nichol for taking people on a tour of the upper system.

Director Lee reported regarding today's Finance Committee meeting. He noted the property tax revenue generated by districts adjoining the Agency and how it compares to what the Agency generates in this County. Nevada Irrigation District, El Dorado Irrigation District, and San Juan Water District generate a lot in taxes compared to the Agency.

K. REPORTS BY LEGAL COUNSEL

No report received.

L. REPORTS BY GENERAL MANAGER

No report received.

M. ADJOURNMENT

At 2:59 p.m. Director Mavy made a motion to adjourn to September 7, 2010, 6:00 p.m., meeting at Colfax City Hall, 33 S. Main Street, Colfax, California; motion seconded by Director Jarvis and adopted by unanimous vote of directors present.

ATTEST:

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Cheri Sprunck, Clerk to the Board  
Placer County Water Agency