

BOARD OF DIRECTOR'S MEETING
ESPARTO COMMUNITY SERVICES DISTRICT
ESPARTO, CA

REGULAR MEETING
JUNE 13, 2007
MINUTES

1. CALL TO ORDER The meeting was called to order at 7:05 p.m. by Chairman Laurel Kieny

2. ROLL CALL

MEMBERS PRESENT Laurel Kieny, George Daniel, Mike Goodin, and Joseph Moreland (arrival at 7:06 p.m.)

MEMBERS ABSENT Bill Setnik

STAFF PRESENT Jeff Mitchell, Ron Loudon, Anna McNamara, Delana Brown, Jason Findley, and Mike Hayes

OTHERS PRESENT Sue Heitman (Valley Vision), Darlene Comingore (Senior Civil Engineer if Yolo County Planning and Public Works), Tracy McNamara, and Chad Brown

3. APPROVAL OF AGENDA

Chairman Laurel Kieny made a motion to approve the agenda as written and was seconded by Director George Daniel.

No discussion.

Ayes: 3 Noes: 0 Absent: 2

4. PUBLIC COMMENT

No public comment.

CONSENT CALENDAR

5.

a) MONIES SPENT BY RON LOUDON FOR FUEL – May - \$198.35

b) APPROVAL OF MINUTES – May 9, 2007

c) APPROVAL OF CLAIMS FUNDS

May 18, 2007 - 466-0

May 21, 2007 – 466-0

June 13, 2007 – 466-0

June 13, 2007 – 469-0

Director Mike Goodin made a comment in regards to the May 9, 2007 minutes, stating on the first page, item #3, paragraph 3, changing the phrase to read “to be careful not to violate the Brown Act”, instead of “regarding District Counsels’ comment in the regards to the error being a ‘harmless error’”, this being amended by Chairman Laurel Kieny.

Note: Joseph Moreland entered meeting at 7:06 p.m.

ACTION OF CONSENT CALENDAR:

Director Mike Goodin made a motion to approve the consent calendar, as amended, and was seconded by Director George Daniel.

No discussion.

Ayes: 4 Noes: 0 Absent: 1

6. CAPAY VALLEY VISIONS’ REQUEST FOR HELP WITH MAINTENANCE OF THE NEW UPCOMING STREET-SCAPE OF DOWNTOWN ESPARTO

Sue Heitman of Capay Valley Vision, spoke and gave an update on the upcoming Revitalization Project, with the request of the Esparto Community Services District to help with the maintenance of the project to be funded by outside funding. Sue then introduced Darlene Comingore, the Senior Civil Engineer of the Yolo County Planning Department.

Darlene Comingore gave an overview of work being done in regards to the traffic calming of Yolo Avenue, Highway 16.

The Board questioned the possible contract and issues surrounding the possibility of starting that project and then not having the funds on a year to year basis to do the maintenance, after making the commitment.

Sue Heitman stated that would all be discussed in the negotiating process and that the funding will be contracted in the ‘long term’.

The Board and Representatives continued there discussions.

It was the consensus of the Board to proceed with the review.

7. 218/BUDGET – PROPOSED RATE CONSIDERATION TO GO OUT TO NOTIFY THE CUSTOMERS OF THE DISTRICT, AND REVIEW OF BUDGET

The General Manager suggested setting up a workshop for the Budget, along with some kind of agreement from Board so the staff can follow with the 218 procedures.

The Chairman asked if the figures included the rate increase and the Manager stated yes.

The General Manager stated he had spoke with Mark Krummenacker from the

Yolo County Auditors office and explained that the district is expanding the RCAC bridge loan, in which Mr. Krummenacker stated the Auditors office would not have a problem carrying the district during the interim.

It was the consensus of the Board to have a workshop to review in detail the draft Budget and to move on to item #8.

8. **ADOPTION OF RESOLUTION 07-06 ALONG WITH THE RENEWAL OF THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY LIABILITY INSURANCE**

Director Mike Goodin made a motion to approve the Joint Powers Resolution 07-06 and authorize the Chairman to affix his signature to the document and was seconded by Director George Daniel.

No discussion.

Ayes: 4 Noes: 0 Absent: 1

The Board and the General Manager reviewed the current costs for the Districts' Liability Insurance.

Chairman Laurel Kieny made a motion to approve the renewal of the Districts Liability Insurance through the Special District Risk Management Authority, with a 5 million dollar limit, in the amount of \$13,856.58, and was seconded by Director Joseph Moreland.

No discussion.

Ayes: 4 Noes: 0 Absent: 1

9. **STATUS ON AID PROGRAM TO HELP CUSTOMERS WITH SERVICE DISTRICT BILLS**

The General Manager stated he contacted Rise and they would be able to assist with the project.

The General Manager stated Rise is in a better position to assist and look into Grants to fund the project.

It was the consensus of the Board that the Staff had done everything they could to try to get the project started by found the District was not set up to fulfill this commitment.

It was the consensus of the Board to move to item #10.

10. **SLUDGE REMOVAL – SYNAGRO RESIDUALS MANAGEMENT CO.**

The General Manager explained what came from the quotes and gave the recommendation to use Synagro to do the solids removal from the WWTF.

The Board and the General Manager discussed the different options and decided to go with Synagro, because of it being the most cost effective.

Chairman Laurel Kieny made a motion to authorize the Superintendent to enter into a contract with SYNAGRO, and was seconded by Director George Daniel.

The Board and the General Manager discussed further.

No further discussion.

Ayes: 4 Noes: 0 Absent: 1

11. BOARD REQUEST FOR REVIEW OF POLICY 1010

The Board stated the Policy 1010 was not in question, it was a document written by Charlie Mack, written 7 years ago, that was in question, which was a little out of date but that may be able to be adjusted.

Consensus to move to item #12.

12. DIRECTORS REQUEST – RE-REVIEW OF OCTOBER 10, 2006 BOARD ACTION

The General Manager reviewed the papers given to the Board; minutes, merit salary schedule, job descriptions, salary ranges.

Director Mike Goodin noted at the October 2006 meeting felt the Board had done wrong and that the Board should acknowledge that fact, so that it never happens again, also to revisit the issues.

Director Goodin stated he felt it had not been addressed and stated it had nothing to do with personality, and he wanted to reiterate that.

Director Goodin stated to the Manager he has done some homework which was previously asked for, to which the Manager stated he did not have.

The General Manager stated he had to recreate the work.

Director Goodin stated ‘yes you recreated it’, and now that the work is in the public, being it was in the packet, he has done some work also. With all do respect Director Goodin felt it was inadequate, with regards to all the back ground work which needs to be done, when you are applying a salary to a position.

Director Goodin did the homework with the same outfits and to compare what the city clerk of woodland is comparing apples with oranges. Stating the Administrative Assistant does the same thing as the Administrative Assistant to the City Manager. Announcing the responsibilities is very disparate with what the districts’ duties are. Reading the job descriptions you can tell the responsibilities, along with the one from Hidden Valley Lake, having over 2000 hook-ups, having a tremendous amount of employees. Therefore the responsibility what those positions are responsible for, again stating there is no comparison, to the districts’ Administrative Assistant.

Director Goodin again stating that this is why the salary range is way out of wack.

Further stating that was not addressed and not done in the October meeting, and was not even addressed properly, because the General Manager wanted it to be a surprise.

The General Manager stated he would like to justify his actions: Stating the district is a small district but competes with Woodland, Vacaville, and all over Sacramento. Stating, if the Board remembered, it took a lot just to get Operators to come to the district. The district had to go over and above the going rate in the areas which are in questions.

The Manager stated he does not know how else to explain it, so he used the same communities which he tried to use on the Operators and he looked at the salary of his own position in those places.

The Manager stated as far as the City Manager not coinciding here, they deal the same things as the Administrative Secretary to the City Manager. Being the Manager is from a City, he believed the only difference is, there are a lot of different departments, and there is only so much time in a day, therefore he has a very different opinion of the matter.

Director Mike Goodin stated even within the State jurisdiction which was sighted, and the Manager using the Administrative Secretary, and even within the City of Woodland there are other classification which he felt were closer to the job entails, and felt they should have been looked at.

The General Manager stated he has seen the Administrative Assistant of the district at work and what she goes through and what she does; working with Mark Krummenacker, Senior Auditor of the County, and is responsible for the finances of the district, which is what an Assistant to the City Manager does. They know the operations, computer systems, and make sure everything gets done on time. In this instance a lot of these like the City Manager Assistant, with the only one being close being the Administrative Assistant Secretary to the Board of Hidden Valley, she is also the Secretary to the Board.

The General Manager stated in Colusa, granted the city is larger, the Secretary to the Board is paid \$1,500.00, just to be Secretary to the Board.

Director Goodin stated the position here is not a statutory position.

The General Manager stated someone has to do it.

Director Mike Goodin stated from your own city of Colusa which the General Manager used to work for, from the job description Administrative Services Officer, which the General Manager used in the packet provides important and essential duties, and a variety of administrative support for the City Counsel, serves as Counsel Liaison to the Employees, the Public and other Government agencies. Serves as City Board Member on the Northern California Cities Self Insurance Fund, conducts research, and so on.

Director Goodin further stated he felt that the other positions which the General Manager used to substantiate the salary, which he gave was way out of wack. With the County there are two positions which are being advertised, which are Administrative Assistant positions, in the range pf \$30,000.00 to #36,000.00, and thought the General Manager may want to take a look at that.

Director Goodin reiterated he thought the October meeting was done all wrong, and that was why he felt it should be revisited.

Director Goodin stated the job of the Board is oversight, needing to watch over the money and how it is spent, stating it is the most important function. Further stating that is all he is trying to do and suggests the other Board members do a little bit more of.

Director Joseph Moreland stated, ‘just to clarify the whole thing, it is not the performance of the Staff, it is his concerns of the position itself and its requirements, and function, its not any individual, and he would like to eliminate that and go with the position.’

Director George Daniel stated he does not feel Director Goodin has the knowledge to assume the rest of the Board is not doing what they are supposed to be doing in keeping track of the money.

Director George Daniel stated he has not approved spending money on Seminars, and felt he has been doing his job in keeping track of the money.

Director George Daniel wanted to know why the Board again was coming back with the same issue being discussed after the position has already been filled, and the Board had ample time to challenge the Boards decision if they felt it was wrong.

Director George Daniel felt the Manager knows what position he needs filled and is capable of putting the appropriate person in that position. Further the General Manager came to the Board with the Salary Range for the district, which was approved by a three member Board, two of the members where not there, the Board was unaware of where they were. This was discussed in October and now the Board is looking at this again.

Director Mike Goodin asked to be able to respond on Director George Daniels’ comment. Further stated he apologized if it had came across as slamming the Board, he stated he did not mean that.

Director Mike Goodin stated sometimes he feels the Board is a little bit too agreeable and goes along with things without asking enough questions that ought to be asked.

Chairman Laurel Kieny recollected the Board had the information two months in advance, discussing the Salary Ranges and the job descriptions, pertaining to a reorganization of the districts employees. Further stated this was presented before

the October meeting at a Regular Meeting and was looked at and was going to be brought back, after a little bit of tweaking to the Board, it just so happened it was at the October meeting and there was only three of the Board members, when it was finished.

Chairman Laurel Kieny stated at the same time the General Manager had made the decision, which was fully in his power, as per his Contract with the district, that he would fill that position, which he did, after the Board had already discussed the need for that position, but another position to be under that position, which was the general consensus of the Board was yes that was coming. This came at the October meeting and three directors, having all of the information before them decided that this was appropriate. As far as filling the position, the Board did not fill the position, just authorized the General Manager to proceed, it being his lawful duty, and his obligation to run the district as he saw fit.

Chairman Laurel Kieny stated he is hearing the Board did something very wrong at that meeting, but have yet to hear what exactly the Board did at that meeting that was wrong, other than a difference of opinion on what the job description was and whether the position should be filled. The directors that were absent, for what ever reason, as far as he knew, and as far as district Policy, are obliged to accept what the remaining directors decided at that meeting, because it was legally a quorum, and the Board legally had the obligation to act, and acted legally. There was nothing done illegal, nothing was hidden, and there were no underlying factors which would influence the Board in any way.

Chairman Laurel Kieny stated as far as he knew everything at the meetings was done correctly, because the Board has always been known for erring on the side of confining with the law, the Brown Act or what ever, even if there was an appearance it has been held off.

Chairman Laurel Kieny felt he has never given the appearance that the board was not complying with the law, if anyone has ever said there was a problem the Board would look at it and the Board would decide what to do about it.

Chairman Laurel Kieny stated to have charges laid against the Board, because someone is in disagreement, and by the districts own policies, that Director can voice his opinion, but to influence, or to try to influence, or to give the impression what the Board did was wrong, is a violation of the districts own policies.

Chairman Laurel Kieny stated, with that in mind, he stated he has heard what the director said, but have not heard anything but a difference of opinion. Which he encouraged all Board members to do but in this particular instance he thought it to be pointless to continue with the discussion and what is done is done, and to the best of his knowledge no law has been broken, no violations of policies, and nothing wrong with the decisions made at that time.

Chairman Laurel Kieny stated if someone has proof that a law was broken, or a policy was broken, he would be glad to deal with it at that time, but for right now the Chairman could see no reason to continue with this item.

Chairman Laurel Kieny made a motion to table the item and was seconded by Director George Daniel.

Director Mike Goodin requested the opportunity to briefly challenge some of the comments made by Chairman Laurel Kieny.

This was granted by the Chairman.

Director Mike Goodin asked what charges have been made, stating he has not brought forth any form of charges, therefore he does not know what charges the Chairman is speaking of. Further stating there is provisions in the General Managers Contract, of which Director Goodin stated he gave the Chairman a copy of the Contract and the Chairman could not show Director Goodin where it was that he had the authority he spoke of. Therefore Director Goodin did not know why he was bringing it up again.

Director Mike Goodin stated what he was saying is that the Board did things wrong when it was done and was agendized wrong, maybe not illegally, but certainly improperly.

Director Mike Goodin stated he felt the Chairman violated an unwritten Policy of the district, that being everybody be present on important decisions, and have known that all along. Further stated what the Chairman characterized what was done at that meeting does not contort with the way it was reported out in the minutes. So Director Mike Goodin did not know how the Chairman could sit there and make those statements, when the minutes belie that.

Again stating it was wrong and improperly agendized and meant to be a surprise and he believed the Board would hear more about it from the District Counsel in closed session.

Chairman Laurel Kieny stated, stating a wrong was done, he considered that a charge and a charge was never exactly spelled out, just that the Board was wrong. As far as the agenda being improperly agendized, the Chairman tends to think it was not, but that is a difference of opinion, again encouraging a difference of opinion. As far as reporting out, yes, maybe it was not reported it as it should have been, which the Chairman stated was discussed at the last meeting as to how it should probably have been.

Director Mike Goodin stated when things are done sloppily like that, that is where mistakes are made, and that is exactly where he would hope to avoid.

Chairman Laurel Kieny stated he felt on that particular item he there were no mistakes made.

Director Mike Goodin stated then how could he sit there and say that other things transpired during that closed session that belie what was said in the minutes.

Chairman Laurel Kieny stated he did not know if Director Mike Goodin understood what was discussed in that closed session.

Director Mike Goodin stated all he could understand was what was reported out of closed session.

Chairman Laurel Kieny stated yes.

Director Mike Goodin stated to the Chairman that at this meeting he sat there and belied what was said in the minutes.

Chairman Laurel Kieny stated he has corrected himself on that, but obviously Director Goodin wishes to press them forward. Further stating if Director Goodin wishes this could go on all night with that but did not feel it will solve anything, and stated he will not comment any further on the item.

Mr. McNamara stated how many employees, and is this Board recognizing, what the employees are doing, for this district, right now. Along with how many employees this district has been through, and Managers in the past seven years, probably because they have not been recognized, we have had then throw there keys on the table.

Mr. McNamara gave his take on this and believes that a couple of the Board members are not recognizing the employees for what they are doing. The General Manager is not being recognized right now for what he is doing. To have good employees you have to recognize what they are doing, and get by all of the political stuff.

Mr. McNamara stated he is the above this and these are employees of his, just like the last minutes of these meetings, he wanted each and everyone of the Board to recognize each and everyone of the employees and what they are doing for the community. The district would not be where it is at if it was not for some of these employees weren't pulling forward and didn't walk off and quit, and in the past to say 'it is the best thing I did was to quit that job,' has the district recognized that in the past.

Further Mr. McNamara stated now the district has employees that are sticking with the district and want to stick with this district, and do we have Board members that want to stick with them, so the district has employees, so the district has good employees, that work *for* the district and not against the district. Because in big business the employees will work against you if you are not working with them on all issues. Does the Board recognize that.

Mr. McNamara wanted the Board to recognize that and I want the Public to know it too. So set your bases and leave it there and keep your employees to working with you. He does not want employees walking out and throwing there keys on the table, and then you get employees that are working with you and then you are working against them, it has then gone too far. He has watched it too many years.

Therefore how many employees with this Board that are going to throw there keys on the table, General Manager and everybody else, walk out, because you are not working with them.

Mr. McNamara stated, as a public opinion, is let it rest, and recognize the district employees, for the hard work they do, and have done, and will continue doing.

Mr. McNamara stated, is his point well made for all the Board. Again requesting the Board recognize all its' employees, just like the Board would want at your own job, recognize each and everyone for what they do.

Director Joseph Moreland stated he felt the Board has recognized its employees, getting them the equipment they need, when they need it, benefit packages have changed, stating every board meeting the employees are recognized.

Mr. McNamara stating, it has come along ways, hasn't it, adding lets not take ten steps forward and twenty steps back, which has happened in the past.

Director Joseph Moreland stated, the Board has done everything it has been asked, with merit raises, benefit packages, and have all been given.

Director Mike Goodin stated as he stated out his remarks, this is not personal, he wanted to reiterate that, it is nothing personal, it has a lot to do with the way the Board is conducting its business, and that is what he wanted to take a look at. Nobody brought up personality. Nobody here is working against any employees, it is only to take a hard look at what we are doing here and the way we function as a Board. He believes Me. McNamara is the one making it personal.

Mr. McNamara stated he is here for Public comment.

Director Mike Goodin stated he felt the Public is extremely concerned about the salary being paid to the Administrative Assistant.

Chairman Laurel Kieny stated there is a motion on the floor and the comment is having nothing to do with the motion.

No further discussion.

Ayes: 2 Noes: 0 Absent: 1 Abstain: 1 (George Daniel)

Motion failed for lack of vote.

Discussion continues.

Director Mike Goodin stated the Board is going into closed session.

Chairman Laurel Kieny stated, no, not until the Board gets a motion to clear the table, so the Board is still on item #12.

Chairman Laurel Kieny stated, let me put it to you this way, I hear the Board did

something wrong, I hear this I hear that.

District Counsel interrupts and asks for the roll call again.

Director Mike Goodin asked that the motion be restated, because he felt the motion was stated that the Board was not going to go into closed session.

Chairman Laurel Kieny stated that he made a motion that item #12 be tabled.

Chairman Laurel Kieny asked the Clerk to the Board to take roll.

The Clerk to the Board stated; Joseph Moreland, yes, Laurel Kieny, yes, Mike Goodin, no, George Daniel, yes.

Chairman Laurel Kieny stated motion passes, and the Board will proceed with closed session.

Director Mike Goodin questioned why the Chairman tabled item #13.

Chairman Laurel Kieny stated he did not table item #13.

Chairman Laurel Kieny requested a recess at 8:41 p.m.

13. CLOSED SESSION CONVENED AT 8:55 P.M.

a) §54954.5 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

b) SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION §94956.9.9: 1 CASE

OPEN SESSION RECONVENED AT 9:23 P.M.

REPORT OF CLOSED SESSION:

Chairman Laurel Kieny stated there was no reportable action in closed session.

14. BOARD DIRECTION AND REQUEST TO DO WATER AUDIT

The General Manager put item on agenda due to a Mr. Herbst questioning if the district had done a water audit recently.

The General Managers recommendation was to wait until some of the unfinished projects, which were started by the prior Manager, such as the USDA loan, are finished and because the office staff and the field staff are very busy, to then do a water audit. Being this would be pretty tough to do, beings this will involve everybody at the district.

The General Manager stated they usually do a water audit every 5 to 10 years, although, if there is time, it is good to do sooner rather than later.

The Board had a few questions about what will be performed during the audit.

The General Manager stated he would like to finish up with the USDA loan, contracts out to bid, and get everything up and running, because it will take going house to house by the field crew.

Director Mike Goodin stated he wasn't talking about a routine water audit, he was talking about a complaint brought forth by the public, they just did not want to name any names, for obvious reasons, but the district has a complaint, and felt it should be acted upon, and should not be just put aside for 5 months.

Director Joseph Moreland questioned if it could be done by an outside source.

The General Manager stated it will still put a drain on the office staff, and the district does have two maintenance men who can proceed with it, it will just take a little while.

Chairman Laurel Kieny stated he understood in the past there had only been two different services the office has found out about, therefore with all of the other stuff the district has to do at the moment, it makes no fiscal sense what so ever to attempt right away.

The General Manager stated the person requesting the water audit did not want to leave a name.

Chairman Laurel Kieny asked if the person came and talked to the Manager later, and the manager stated no.

Chairman Laurel Kieny stated the emphasis of the work should be on other more pertinent things.

Director George Daniel questioned if the General Manager could question the person who complained and ask who this is.

The General Manager stated the field crew has a watch out, and if they see something they report it to the office.

Director Mike Goodin states it is not only people not paying it is illegal hookups and trailers in back yards, people hooked into the sewer system, which are all part of the water audit, which has virtually been ignored over the years, and maybe District Counsel can address what police powers the district have and does not have, or whether the district will have to solicit the County to find out the information.

District Counsel stated you can still do a print out of all of the customers and search that way, otherwise it would be a matter of someone violating a county ordinance. Further, usually when someone calls in they give the address and then the Staff can investigate.

Director Mike Goodin stated, people who are not paying their water bills, this is just a matter of not checking the records.

District Counsel stated if you have to go onto someone's private property you will have to solicit the County for that.

Further was discussed between the Board, the General Manager, and the Public was what agency would have to be involved to accomplish this task, and what work the Staff would have to do to find, along with how customers can come in and file a complaint.

It was the consensus of the Board to move to item #15.

15. **BOARD DIRECTION WWTF TRANSFER VALVE PROJECT**

Discussion ensued between the General Manager and the Board on the status of the cat walks, the General Manager stated he believed Mr. Herbst had made an agreement with the Board to do the work and the supplies were purchased through Mr. Herbst business.

The General Manager questioned the Board if they wanted him to just get the materials back or what to do.

The District Counsel questioned if the district had a written contract with Mr. Herbst. The General Manager stated no.

The District Counsel stated he would have a problem with the district contracting any work without a having a written contract. Further stating either give Mr. Herbst a call or write a letter in regards to the materials.

The Board gave direction to the General Manager to write a letter to Mr. Herbst requesting the materials back for the Transfer Valve at the WWTF.

16. **BOARD DIRECTION – WELL #4**

The General Manager reviewed the concerns coming from John Word, in regards to getting Well #4 off school property. The General Manager stated it is on school property but the district has an easement for that, therefore the school can not actually make the district remove the well.

The General Manager stated he contacted Layne Christiansen who has done work on Well #4. The General Manager stated he had gathered all of the copies in the office on Well #4 and to present to the Board, along with an opinion letter requested by the General Manager from Layne Christiansen regarding the possible future usability of Well #4.

The General Manager stated it appears everything noted in the letter has already been done or reviewed, then giving other alternatives such as drilling a well right next to Well #4, and constructing the well properly, and gave an analogy of that, or to abandon that well and concentrate on future Well #7.

Director Mike Goodin requested to review the easement documents, and find out if the district abandons the well if the property reverts back to the school, because Director Mike Goodin was under the impression the district owned the property, referring it may be more than an easement.

The General Manager stated it notes easement.

Director Mike Goodin noted that Well #4 is a good producing well.

The General Manager stated with all of the sanding the well is only producing about 250 gallons per minute.

Discussion ensued between the General Manager and the Board in regards to the rehab of Well #4, and the need for a secondary source of water for Esparto.

The General Manager also discussed the need for Well #7, and the fire hydrants inabilities.

Item #16 was discussion only.

It was the consensus of the Board to do further investigate Well #4.

17. REVIEW OF DEVELOPMENT FEES USED AT WELL #5 PROJECT

The General Manager noted Mr. Herbst entered into an agreement with Emerald Homes (Ryland Homes), before he left. Then when he left the district he became a representative for Emerald Homes, and hired Valley Pump Co. to do part of the work at Well #5.

Valley Pump Co. put in the pump, pressure tanks, booster pumps etc., noting none of the work went out to bid, and did not pay prevailing wages, therefore the district will not be getting reimbursed for the work thru USDA, and lost the Development Fees for the future, by having to use them now.

The General Manager stopped the work being done after the work on the Well because he did not want the rest of the project to end up in the same shape, especially with the large amounts of money which were going to be spent.

The General Manager reiterated there were development fees used at Well #5, and no the district will not be getting reimbursed thru USDA, further stating the project would have been a lot cheaper if it had gone out to bid. With the purchase of an air conditioned box for the control panels which are being housed inside the control building, therefore not in need of the box, and having two pressure tanks when only needing one.

Item #17 was review only.

18. SMOKE TESTING OF SYSTEM / USDA PROJECT

The General Manager stated the smoke testing is also part of the USDA project

and will be done when the project is being worked on. The need to do it now would only take up a lot of the Operators time and would be redundant if done now and during the work on the new project.

Item #18 was review only.

19. CDBG FUNDS – WWTF LIFT STATION PROJECT

The General Manager stated he finally has the redundancy the Board wanted in place.

Item #19 was review only.

20. RESOLUTION TO DECLARE WELL #5, AND THE RELATED BOOSTER PUMPS AN EMERGENCY SITUATION

Continuation of Resolution.

Noted not action was needed.

21. MANAGER’S REPORT

The General Manager reported on:

- 1) Final inspection on the building at Well #5, and the district did not get the final. The Planning Department gave a two page list of items to do.
- 2) The telephone system is in and operational.
- 3) The computer system is all hooked up, transferring the data when the district moves into the building. The representative from the telephones co. will be helping the office do the transfers, which will at that time include the server.
- 4) The parking lot at Well #5 five is in and done.
- 5) The district address and hours sign is up in front of the new office.
- 6) Another negotiating meeting with Caltrans.
- 7) Receipt of a violation letter from the State Water Resources Control Board, stating they have not received any monthly, quarterly or annual reports for 2005, along with August 2006 and December 2006. Notified Harold Welborn, he stated in 2005, he was taking care of the sewer plant but was not doing the reporting at that time, Mr. Herbst was doing the reporting, and that the General Manager would be calling him. Stating further the district does have all the test results, therefore the General Manager stated he would be processing the information to them. Along with Harold Welborn not having filed August and December 2006, he stated he would take care of that.
- 8) Apologies for not having purchased the safety equipment, have been getting best quotes, but with the new construction, will be purchasing as soon as possible.
- 9) The Engineer stated to the General Manager the sewer portion of the USDA should be coming soon, but have not gotten a date, everything is on track and should be going out to bid soon.
- 10) Noted; included in packet a sheet stating the certification levels of

the districts employees.

22. FUTURE AGENDA ITEMS

None to report.

23. DISTRICT INFORMATION AND CORRESPONDENCE

Ledgers only.

24. ADJOURNMENT

Director George Daniel made a motion to adjourn the meeting and was seconded by Director Mike Goodin.

No discussion.

Ayes: 4 Noes: 0 Absent: 1

Laurel Kieny-Chairman of the Board

Anna McNamara-Clerk to the Board
