

**AMADOR WATER AGENCY
Board of Directors
Regular Meeting**

August 27, 2015

MINUTES

Directors Present: Rich Farrington, President
Paul Molinelli
Gary Thomas
Art Toy

Directors Absent: Robert Manassero, Vice President

Staff Present: Gene Mancebo, General Manager
Josh Horowitz, Agency Counsel
Cris Thompson, Assistant General Manager
Damon Wyckoff, Operations Manager

CALL TO ORDER- President Farrington called the meeting to order at 9:00 a.m.

ADDITIONS TO THE AGENDA – None

PUBLIC COMMENT: (0:48- 4:28)

Mr. Bill Condrashoff

President Farrington announced lunch will be called at 12:00 p.m.

President Farrington also announced that on July 24, 2015 he appointed a Referendum/ Petition Adhoc Committee made up of Director Molinelli and himself

CONSENT AGENDA ITEMS: (4:30- 7:24)

MOTION: It was moved by Director Thomas, seconded by Director Molinelli and unanimously carried to approve the consent agenda

Ayes: Directors Toy, Thomas, Molinelli, and Farrington

Noes:

Absent:

Abstain:

AGENCY GENERAL (7:26- 10:21)

Public Hearing- Delinquent Water and Wastewater Standby Accounts

Discussion and possible adoption of Resolution No. 2015-20 Transferring Delinquencies to the County Tax Rolls

President Farrington declared the public hearing open at 9:12 a.m.

Public Comment: None

President Farrington declared the public hearing closed at 9:13 a.m.

MOTION: It was moved by Director Toy, seconded by Director Thomas and unanimously carried to adopt Resolution No. 2015-20 Transferring Delinquencies to the County Tax Rolls

Ayes: Directors Toy, Thomas, Molinelli, and Farrington

Noes: None

Absent: Director Manassero

Abstain: None

WATER SYSTEMS – (10:21- 15:50)

Referendum regarding Resolution No. 2015-19

Discussion and possible action to authorize the Clerk of the Board to deliver the referendum petitions to the County Elections Department and payment of costs of petition verification

Public Comment:

Ms. Debbie Dunn, RPA

Mr. Jim Conklin, Amador County Business Council

MOTION: It was moved by Director Toy, seconded by Director Thomas and carried to authorize the Clerk of the Board to deliver the referendum petitions to the County Elections Department and payment of costs of petition verification for an estimated \$3200.

Ayes: Directors Toy, Thomas, Molinelli, and Farrington

Noes:

Absent: Director Manassero

Abstain:

Water Shortage Policy Update – (15:52- 32:37)

Discussion and possible action to further amend Water Code Section 2.19 to reflect policy for termination of water shortage declaration and rate surcharge

Public Comment:

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Mr. Bill Condrashoff
Ms. Debbie Dunn

MOTION: It was moved by Director Molinelli, seconded by Director Thomas and carried to further amend Water Code Section 2.19 to reflect policy for termination of water shortage declaration and rate surcharge including deleting the last sentence from the draft

Ayes: Directors Toy, Thomas, Molinelli, and Farrington

Noes:

Absent: Director Manassero

Abstain:

AB 142 (33:10- 40:41)

Discussion regarding Assembly Bill 142 – Mokelumne River wild and scenic

Water Conservation Update (40:49- 1:10:44)

Discussion and possible direction regarding AWA Water Conservation Efforts

Discussion regarding Water Conservation effect on revenues

Public Comment:

Mr. Bill Condrashoff

Conservation Variance – (1:10:45- 1:19:44)

Discussion and possible action to grant a variance to Sierra Highlands Homeowners Association to repair a crack in the pool.

MOTION: It was moved by Director Molinelli, seconded by Director Thomas and carried to grant a variance to Sierra Highlands Homeowners Association to repair a crack in the pool.

Ayes: Directors Molinelli, Thomas, Toy and Farrington

Noes: None

Absent: Director Manassero

Abstain: None

RECESS was called at 10:20 a.m. **SESSION** resumed at 10:36 a.m.

Bond Counsel Services (1:19:44- 1:32:09)

Discussion and possible action to approve contract with Stradling, Yocca, Carlson and Rauth for a fee of \$10,000 for required bond counsel services for low-interest state loans for mandated improvements to Buckhorn Water Treatment Plant and Camanche

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Public Comment:

Mr. Casey Emerson

MOTION: It was moved by Director Thomas, seconded by Director Molinelli action to approve contract with Stradling, Yocca, Carlson and Rauth for a cost not to exceed \$10,000 for required bond counsel services for low-interest state loans for mandated improvements to Buckhorn Water Treatment Plant and Camanche Water System

Ayes: Directors Molinelli, Thomas, Toy and Farrington

Noes: None

Absent: Director Manassero

Abstain: None

ASSOCIATION OF CALIFORNIA WATER AGENCIES (ACWA) and CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA) (1:32:41- 1:38:21)

Discussion and possible action for the Agency Board of Directors to make recommendations of committee members for positions on ACWA and CSDA Committees

No action taken

PROJECT UPDATES (1:38:50- 2:01:21)

DEPARTMENT REPORTS (2:01:22-2:25:02)

Administration/Finance

Operations

GENERAL MANAGER REPORT- (2:25:03- 2:35:48)

ASSISTANT MANAGER REPORT- (2:35:59- 2:40:13)

AGENCY COUNSEL REPORT- (2:40:14- 2:55:05)

BOARD OF DIRECTOR DISTRICT REPORTS, COMMITTEE REPORTS AND DIRECTOR COMMENTS – (2:55:50- 2:57:52)

FUTURE AGENDA TOPICS

None

CLOSED SESSION was called at 12:14 p.m. **Open Session** resumed at 2:09 p.m.

RECESS was called at 2:09 p.m. **SESSION** resumed at 2:41 p.m.

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a)-
Pending Litigation- Kenneth Perano and Ken Berry vs Amador Water Agency (Amador Superior
Court Case No. 12-CV-7718)

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) –
Pending Litigation- Amador Water Agency v. Lazy Creek Family Trust, et al. (Amador Superior
Court Case No. 15-CV-9203)

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) - Anticipated
Litigation - Initiation of litigation – One Case.

Pursuant to Government Code Section 54957 Public Employee Performance Evaluation-
General Manager

OPEN SESSION resumed at 3:46 p.m. with nothing to report

ADJOURNMENT

President Farrington adjourned the meeting at 3:47 p.m.



Cris Thompson
Clerk of the Board of Directors

Approved: 9-10-15