

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

October 8, 2015

MINUTES

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

Directors Absent: None

Staff Present: Gene Mancebo, General Manager
Josh Horowitz, Agency Counsel
Steve Churchwell, 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

AGENCY GENERAL (01:19- 1:21:20)

Butte Fire Report

Presentations by Fire Chief Dave Bellerive of Amador Fire Protection District, Fire Chief Dominic Moreno of Sutter Creek Fire Protection District, and Chris Post, Assistant Chief of South Division Operations, Pine Grove Conservation Camp

Letter read into the record by Director Molinelli by Dale Fishback Deputy Chief, City of Jackson

Public Comment:

Mr. Bill Condrashoff

Mr. Ken Berry

RECESS was called at 10:22 a.m. SESSION resumed at 10:30 a.m.

PUBLIC COMMENT: (1:21:22- 1:31:29)

Mr. Bill Condrashoff
Mr. Ken Berry

Director Toy announced that General Manager Mancebo has been appointed to the ACWA Region 3 Board of Directors

CONSENT AGENDA (1:31:34- 1:32:29)

MOTION: It was moved by Director Thomas, seconded by Director Molinelli and unanimously carried to approve the consent agenda as amended (Regular Meeting minutes September 24, 2015 and Special Meeting Minutes of September 22, 2015)

DEPARTMENT REPORTS (1:32:33- 1:41:29)

Administration/Finance
Operations

AWA WATER (1:41:38- 2:06:11)

Referendum regarding Resolution No. 2015-19
Discussion and possible action regarding AWA Clerk of the Board's findings of Petition Referendum Inadequacies

Public Comment:

Mr. Bill Condrashoff

Mr. Josh Horowitz, Agency Counsel
Mr. Steve Churchwell, Agency Counsel

Professional Services Agreement (2:06:18- 2:13:50)

Discussion and possible action to authorize the General Manager to execute an engagement letter with Churchwell, White LLP

Public Comment:

Mr. Ken Berry
Mr. Bill Condrashoff

MOTION: It was moved by Director Toy seconded by Director Manassero and carried to authorize the General Manager to execute an engagement letter with Churchwell, White LLP as legal counsel regarding the FPPC and referendum matters.

Ayes: Director Thomas, Manassero, Toy and Farrington

Noes: None

Absent: None

Abstain: Director Molinelli

AGENCY PROJECT UPDATES (2:14:00- 2:24:20)

Public Comment:

Mr. Bill Condrashoff

Public Comment Closed Session:

Mr. Bill Condrashoff

LEGISLATIVE REPORT (2:24:29- 2:25:44)

Legal Counsel's legislative report

Discussion and possible action regarding Agency positions on pending bills

COMMITTEE REPORTS AND DIRECTOR COMMENTS (2:25:50- 2:33:05)

Engineering Committee

FUTURE AGENDA TOPICS (2:33:05- 2:35:39)

Small Diameter Pipeline timeline

After action report Butte Fire

Vexatious litigant

CLOSED SESSION was called at 11:47 a.m.

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) and (d)(2) – Threatened Litigation – August 31, 2015 Complaint by Ken Berry to the Fair Political Practices Commission Regarding August 12, 2015 Board Letter Concerning Drought-Related Financial Crisis

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) and (d)(4) – Anticipated Litigation – Initiation of Litigation – One Case

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) and (d)(2) – Threatened Litigation – August 27, 2015 Letter from Bill Condrashoff Alleging Brown Act Violation

Open session resumed at 12:40 p.m. with nothing to report

ADJOURNMENT

President Farrington adjourned the meeting at 12:40 p.m.



Cris Thompson

Clerk of the Board of Directors

Approved:

