

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

April 14, 2016

MINUTES

Directors Present: Robert Manassero, President
Gary Thomas, Vice President
Richard Farrington
Art Toy

Directors Absent: Paul Molinelli

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

CALL TO ORDER- President Manassero called the meeting to order at 9:03 a.m.

ADDITIONS TO THE AGENDA – None

PUBLIC COMMENT: Mr. Ed Gonzales, JVID Board Member

CONSENT AGENDA ITEMS: 9:49- 10:25)

MOTION: It was moved by Director Thomas, seconded by Director Farrington, and carried to approve the consent agenda Minutes of March 24, 2016

Ayes: Directors Thomas, Farrington, Toy and Manassero

Noes: None

Absent: Director Molinelli

Abstain: None

Consent Item 2.A Resolution No. 2016-05 Authorizing the General Manager to Grant Right of Way Easements on behalf of the Amador Water Agency **(10:59- 18:25)**

MOTION: It was moved by Director Toy, seconded by Director Thomas and carried to adopt Resolution No. 2016-05 Authorizing the General Manager to Grant Right of Way Easements on behalf of the Amador Water Agency

Ayes: Directors Thomas, Toy and Manassero
Noes: Director Farrington
Absent: Director Molinelli
Abstain: None

DEPARTMENT REPORTS (18:45-41:23)

Administration/Finance
Operations

WATER AND WASTEWATER SYSTEMS (41:23- 1:25:48)

Water and Wastewater Participation Fee Study

Presentation of draft report by Bob Reed, of the Reed Group, Inc

Public Comment:

None

MOTION: It was moved by Director Toy, seconded by Director Thomas and carried to incorporate revisions as discussed and to bring back the final report for Board approval.

Ayes: Directors Thomas, Toy and Manassero, Farrington
Noes: None
Absent: Director Molinelli
Abstain: None

RECESS was called at 10:28 a.m. **SESSION** resumed at 10:43 a.m.

Ione Backwash Recycle Project (1:25:50- 1:28:03)

Discussion and possible action to authorize the General Manager to execute Amendment number 1 to the contract between AWA and Peterson Brustad Inc for an increased cost not to exceed \$32,500

MOTION: It was moved by Director Farrington, seconded by Director Thomas, and carried to authorize the General Manager to execute Amendment number 1 to the contract between AWA and Peterson Brustad Inc for an increased cost not to exceed \$32,500

Ayes: Directors Thomas, Toy, Farrington, and Manassero
Noes: None
Absent: Director Molinelli
Abstain: None

Community Development Block Grant (CDBG) Water Supply Rehabilitation

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Project (1:28:04-

Discussion and possible action to Certify that ECORP Consulting, Inc., (ECORP) with a proposal for \$124,343.78 with a contingency of \$46,914.55, a total of \$171,258.33 is the highest ranked environmental consultant whose proposal complies with the requirements of the Community Development Block Grant (CDBG) for the Central Amador Water Project (CAWP) Pioneer Water Rehabilitation Project and authorize the General Manager to execute a contract between AWA and ECORP for the environmental work associated with the project and issue the Notice of Award and execute a contract for these services.

MOTION: It was moved by Director Farrington, seconded by Director Thomas, and unanimously carried to Certify that ECORP Consulting, Inc., (ECORP) with a proposal for \$124,343.78 with a contingency of \$46,914.55, a total of \$171,258.33 is the highest ranked environmental consultant whose proposal complies with the requirements of the Community Development Block Grant (CDBG) for the Central Amador Water Project (CAWP) Pioneer Water Rehabilitation Project and authorize the General Manager to execute a contract between AWA and ECORP for the environmental work associated with the project and issue the Notice of Award and execute a contract for these services

Ayes: Directors Farrington, Thomas, Toy and Manassero

Noes: None

Absent: Director Molinelli

Abstain: None

Discussion and possible action to Certify that Bailey Civil Engineering (Bailey) with a proposal for \$74,150.00 is the highest ranked engineering design consultant whose qualifications comply with the requirements of the Community Development Block Grant (CDBG) for the Central Amador Water Project (CAWP) Pioneer Water Rehabilitation Project authorize the General Manager to execute a contract between AWA and Bailey Civil Engineering for design work.

MOTION: It was moved by Director Farrington, seconded by Director Thomas, and unanimously carried to Certify that Bailey Civil Engineering (Bailey) with a proposal for \$74,150.00 is the highest ranked engineering design consultant whose qualifications comply with the requirements of the Community Development Block Grant (CDBG) for the Central Amador Water Project (CAWP) Pioneer Water Rehabilitation Project authorize the General Manager to execute a contract between AWA and Bailey Civil Engineering for design work.

Ayes: Directors Farrington, Thomas, Toy and Manassero

Noes: None

Absent: Director Molinelli
Abstain: None

RECESS was called at 12:15 p.m. **SESSION** resumed at 1:20 p.m.

AGENCY GENERAL

Water Code Amendments (1:48:20 -1:53:05)

Introduction of Ordinance 2016-01, concerning amendments to the Water Code Section 5.01, and 5.16

MOTION: It was moved by Director Farrington, seconded by Director Toy, and carried to concur with the staff recommendation to introduce Ordinance 2016-01, concerning amendments to the Water Code Section 5.01, and 5.16 with suggested revisions, and to waive the reading.

Administrative Policy Manual Amendments (1:53:05-1:57:49)

Discussion and possible Adoption of Resolution No. 2016-04 a resolution approving an addition to the Administrative Policy Manual section 3060.1- Unclaimed Check Policy

MOTION: It was moved by Director Thomas, and seconded by Director Toy, and carried to Adopt Resolution No. 2016-04 a resolution approving an addition to the Administrative Policy Manual section 3060.1- Unclaimed Check Policy

Ayes: Directors Thomas, Toy, Farrington, Manassero
Noes: None
Absent: Director Molinelli
Abstain: None

Yorba Linda Water District Request for Amicus Letter (1:57:50- 2:02:45)

Discussion and possible action to authorize General Manager and legal counsel to prepare and file an amicus letter in *Ebinger v. Yorba Linda Water District*, Orange County Superior Court Case No. 30-2016-00829548, supporting YLWD's rejection of a referendum petition purporting to challenge water rates duly adopted under Proposition 218.

MOTION: It was moved by Director Thomas, and seconded by Director Toy, and unanimously carried to authorize General Manager and legal counsel to prepare and file an amicus letter in *Ebinger v. Yorba Linda Water District*, Orange County Superior Court Case No. 30-2016-00829548, supporting YLWD's rejection of a referendum petition purporting to challenge water rates duly adopted under Proposition 218.

Ayes: Directors Thomas, Toy, Farrington, Manassero
Noes: None
Absent: Director Molinelli
Abstain:

AGENCY PROJECT UPDATES (2:02:45- 2:16:19)

AGENCY COUNSEL REPORTS (2:16:25- 2:45:03)

Legislative Report
Other Legal Matters

COMMITTEE REPORTS (2:45:13- 2:52:02)

Engineering Committee (04-05-16)

FUTURE AGENDA TOPICS (2:52:02- 2:52:17)

RECESS was called at 12:11 p.m. **SESSION** resumed at 1:23 p.m.

CLOSED SESSION was called at 1:24 p.m.

Conference with Legal Counsel Pursuant to Government Code Sections 54956.9(a) and (d)(1) -- Existing Litigation – Howard Jarvis Taxpayers Association, et al. v. Amador Water Agency, et al. (Amador Superior Court Case No. 16-CVC-09564).

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)

OPEN SESSION resumed at 2:38 p.m.

ADJOURNMENT

President Manassero adjourned the meeting at 2:39 p.m.



Cris Thompson
Clerk of the Board of Directors

Approved: 
