

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

December 12, 2019

MINUTES

Directors Present: Paul Molinelli Jr. President
Richard Farrington, Vice President
Susan Peters
Gary Thomas
Randy Livingston

Directors Absent: None

Staff Present: Cris Thompson, Assistant GM/ Clerk of the Board
Karen Gish, HR/ Office Manager
Tracey Hays, Finance Manager
Darrel Evensen, Engineering Manager
Rick Ferriera, Operations Manager
Joshua Horowitz, Agency Legal Counsel

CALL TO ORDER- President Molinelli Jr. called the meeting to order at 9:04 a.m.

ADDITIONS TO THE AGENDA- None

PUBLIC COMMENT FOR MATTERS NOT ON THE AGENDA – None

Director Thomas requested item 5.E.1 be moved up on the agenda

5.E.1 Personnel Matters (01:46- 7:03)

Consideration and Possible Approval of employment agreement John Kingsbury as Interim General Manager

MOTION: It was moved by Director Farrington, seconded by Director Peters and unanimously carried to approve the employment agreement for Interim General Manager services with John Kingsbury.

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Closed Session items F and G will not be discussed

President Molinelli Jr. announced that the Adhoc committee for Interim General Manager negotiations committee is extinguished.

Interim General Manager Kingsbury was sworn in by the Clerk of the Board

CONSENT AGENDA (7:37- 9:23)

MOTION: It was moved by Director Farrington, seconded by Director Peters and unanimously carried to adopt the consent agenda as presented.

Director Livingston abstained from approval of the minutes of December 2, 2019 as he was not present for the meeting.

AGENCY GENERAL (9:24-13:27)

AWA Board of Directors-Election of Officers for 2020

President, Vice President, Secretary, Clerk of the Board and Deputy Clerk of the Board

President Molinelli Jr. declared the nominations open
Director Thomas nominated Director Farrington as President, Director Peters as Vice President, Secretary/ Clerk of the Board Cris Thompson, Deputy Clerk of the Board Karen Gish, seconded by Director Livingston and unanimously carried.

President Farrington assumed the role of President and began chairing the meeting.

Board Calendar (13:43- 14:31)

Approval of the 2020 Board Calendar

MOTION: It was moved by Director Thomas, seconded by Director Molinelli Jr and unanimously carried to approve the 2020 Board Calendar.

2020 Committee Assignments (14:37-52:23)

Discussion and possible action to approve the draft Committee Assignments for 2020

MOTION: It was moved by Director Molinelli Jr., seconded by Director Thomas and unanimously carried to approve the committee assignments as discussed.

RECESS was called at 10:02 a.m. **SESSION** resumed at 10:19 a.m.

Fiscal Year 2018/ 2019 Annual Audit (54:26 – 1:58:15)

Presentation of FY2018/2019 Annual Audit by Ingrid Shepline from the firm of Richardson and Co.

Direction to auditors to finalize the audit ending June 30, 2019

MOTION: It was moved by Director Thomas and Director Peters and unanimously carried to direct the the auditors to finalize the audit ending June 30, 2019 with suggested format changes for clarification purposes.

5.E.2 Discussion and possible action to authorize the HR/ Office Manager to negotiate a salary for the Instrumentation/Electrical Supervisor Position with a prospective candidate

(1:58:20- 2:05:23)

MOTION: It was moved by Director Thomas, seconded by Director Molinelli Jr. and unanimously carried to authorize the HR/ Office Manager to negotiate a salary of \$105,000 with the Instrumentation/Electrical Supervisor Position with a prospective candidate with a not to exceed \$110,993.

Signing Authority (2:08:09- 2:13:10)

Discussion and possible action to adopt Resolution No.2019-18 designating the Interim General Manager and the Assistant General Manager to sign documents in connection with grants and loans in progress on behalf of the Agency.

MOTION: It was moved by Director Molinelli Jr., seconded by Director Thomas and unanimously carried to adopt Resolution No. 2019-18 designating the Interim General Manager or his designee to sign necessary documents in connection with the Agency's applications and/ or approved contracts for grant and loans

WATER SYSTEM (2:13:13- 2:23:52)

Pioneer Water Rehabilitation Project Phase II Community Development Block Grant

Discussion and possible action to authorize the Board President to execute Amendment 1 to the subrecipient agreement between the County of Amador and the Amador Water Agency.

MOTION: It was moved by Director Molinelli Jr. seconded by Director Thomas and unanimously carried to execute contract amendment 1 to the subrecipient agreement between the County of Amador and the Amador Water Agency.

RECESS was called at 11:49 a.m. **SESSION** resumed at 11:54 a.m.

LEGAL COUNSEL'S REPORT (2:23:53- 2:26:21)

- A. Legislative report- nothing to report this month
- B. Discussion and possible action regarding Agency positions on other pending bills
- C. Other Legal Matters

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DEPARTMENT REPORTS (2:26:33- 3:22:47)

A. Administration/Finance

B. Operations

C. Engineering

CLOSED SESSION was called at 12:55 p.m.

Conference with Agency Negotiators Pursuant to Government Code Section 54956.8 (b) with direction regarding the terms for a one-time water transfer with Bay Area Water Supply and Conservation Agency (BAWSCA)

Conference with legal counsel--anticipated litigation; Government Code sections 54954.5(c) and 54956.9(a) and (d)(4); consideration of initiation of litigation involving one case.

Conference with legal counsel--anticipated litigation; Government Code sections 54954.5(c) and 54956.9(a) and (d)(4); claim for damages to tracks filed by Amador Central Railroad.

Conference with legal counsel--anticipated litigation; Government Code sections 54954.5(c) and 54956.9(a) and (d)(4); significant exposure to litigation involving one case.

Pursuant to Government Code sections 54954.5 (e) and GC 54957 (b) Public employee discipline/dismissal/release.

Public Employee Appointment – Interim General Manager -- Pursuant to Government Code sections 54954.5(e) and 54957.

Conference with District Labor Negotiators -- Pursuant to Government Code sections 54954.5(f) and 54957.6 Agency Negotiators: Directors Farrington and Peters; Direction concerning proposed terms of interim General Manager employment agreement, including compensation and benefits

OPEN SESSION resumed at 3:32 p.m.

President Farrington announced that the Board approved a settlement agreement and release of all further claims between Amador Water Agency and the Amador Central Railroad and the Amador County Historical Society involving repairs to the railroad tracks in the amount of \$26,262.

COMMITTEE REPORTS, SPECIAL ASSIGNMENTS AND DIRECTOR COMMENTS (3:24:58- 04:20:27)

Policy Committee (10-30-19)

Fire Protection Committee (11-05-19)

Engineering and Planning (11-13-19)

Policy Committee (11-18-19)
Budget and Finance Committee (11-20-19)
Personnel Committee (11-26-19)
Amador County Groundwater Management Committee (12-02-19)
Engineering and Planning (12-11-19)
ACWA Conference (Peters, Evensen, Ferriera)

ASSISTANT GENERAL MANAGER REPORT (04:20:27-04:28:46)

FUTURE AGENDA TOPICS- (04:29:25- 04:41:00)

ADJOURNMENT

President Farrington adjourned the meeting at 4:41 p.m.



Cris Thompson
Clerk of the Board of Directors

Approved: 1-9-2020