

MINUTES

Thursday, January 23, 2020
Mammoth Community Water District
Special Board Meeting

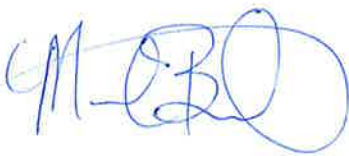
The Board of Directors convened in session at the hour of 5:31 p.m. A brief recess was taken and the meeting was adjourned at 7:11 p.m.

Prepared by:



Stephanie Hake
Executive Assistant

ATTEST:



Mark Busby
Board Secretary

THE SPECIAL MEETING of the Board of Directors of the Mammoth Community Water District held on Thursday,
January 23, 2020 at 5:31 p.m.

ROLL CALL

Board Present

Director: Tom Cage
Director: Robert Creasy
Director: Dennis Domaille
Director: Tom Smith
Director: Gary Thompson

Board Absent

None

Staff Present

General Manager: Mark Busby
District Engineer: John Pedersen
Operations Superintendent: Clay Murray
Information Services Manager: Justin Mulbay
Finance Manager: Jeff Beatty
Human Resources Manager: Kay Hartman
Administrative Analyst: Betty Hylton
Executive Assistant: Stephanie Hake
District Counsel: Joshua Horowitz

Guests Present

Pam Bold, High Sierra Energy Foundation
Deena Kastor
Theresa Brocia
Brandon Brocia
Sharon Clark
Julie Burkhart, MCWD Staff
Melissa Reeves, MCWD Staff
Jerry Baker, MCWD Staff

PLEDGE OF ALLEGIANCE

President Smith led the Pledge of Allegiance at 5:31 p.m.

PUBLIC FORUM

President Smith opened the public forum at 5:32 p.m.

Pam Bold and Deena Kastor addressed the Board requesting that the "Ban The Bottle" initiative be put on a future agenda for potential endorsement by the MCWD.

Theresa and Brandon Brocia addressed the Board also in support of the "Ban The Bottle" initiative.

Sharon Clark addressed the Board to express her appreciation for the help she received by MCWD staff in detecting a water leak she had at her home and how quickly she was notified before serious damage occurred.

President Smith thanked the guests for their comments and requested that staff agendaize the "Ban the Bottle" item for discussion and possible Board support at the next MCWD Board meeting. He closed the public forum at 5:45 p.m.

CONSENT AGENDA A

A-1 Approval of November 2019 Check Disbursements (Springbrook #'s 56923 – 57039)

A-2 Approval of December 2019 Check Disbursements (Springbrook #'s 57040 – 57120)

A-3 Approval of Minutes from the Regular Board Meeting held November 21, 2019

It was noted that Director Smith was absent from the November 21 Board meeting, therefore he abstained from approving minutes from that meeting. Director Creasy made a motion.

BOARD ACTION – To approve the Consent Agenda items A-1 and A-2

MOVED BY: Director Creasy
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

BOARD ACTION – To approve the Consent Agenda item A-3

MOVED BY: Director Creasy
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, and Thompson
NAYS: None
ABSTAIN: Director Smith

CONSENT AGENDA B – STAFF REPORTS

B-1 Operations Department Reports – December and January

B-2 Maintenance Department Reports – December and January

B-3 Finance Department Reports – December and January

B-4 Engineering Department Reports – December and January

B-5 Information Services Reports – December and January

B-6 Personnel Services Reports – December and January

B-7 Regulatory Support Services Reports – December and January

B-8 General Manager’s Reports – December and January

Justin Mulbay took a moment to introduce Julie Burkhart, who started working earlier in the week as the Senior Information Systems Specialist in the Information Systems department.

BOARD ACTION – To approve Consent Agenda B

MOVED BY: Director Domaille
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None
ABSENT: None

CURRENT BUSINESS

C-1 Election of Board President, Vice President, and Assignment of Committee Members for 2020

Director Domaille suggested that Director Smith remain as President. Director Smith accepted the nomination. Then Director Cage nominated Director Creasy for the position of Vice President. Director Creasy said he would accept the nomination if he could have his committee assignments reduced. Following a brief discussion among the Board members, the committee assignments were assigned as follows:

2020 Committee Assignments

<u>Committee</u>	<u>Members</u>	<u>Alternate</u>
Finance Committee:	Directors Cage and Creasy	Director Smith
Technical Services Committee:	Directors Domaille and Thompson	Director Smith
Investment Committee:	Directors Cage and Creasy	Director Smith
Long-Range Planning Committee:	Directors Domaille and Cage	Director Thompson
Employee Housing Committee:	Directors Creasy and Thompson	<i>na</i>

Results of further discussion were President Smith terminated the IRWMP Advisory Committee due to inactivity. He also noted for the record that Mark Busby is the Board Secretary. Director Cage made a motion.

BOARD ACTION – For Director Smith to remain as Board President and Director Creasy to become the Board Vice President

MOVED BY: Director Cage
SECONDED BY: Director Domaille
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-2 Discussion and Possible Adoption of Resolution No. 01-23-20-01 Appointing a Member of the Board of Directors as Trustee to the Mammoth Community Water District's Money Purchase Pension Plan for 2020

President Smith recommended that the Pension Committee would benefit from continuity of oversight and suggested that Director Cage remain as the Board of Directors trustee.

BOARD ACTION – For Director Cage to remain as the Board Member Trustee to the Mammoth Community Water District's Money Purchase Pension Plan, and adopt Resolution No. 01-23-20-01

MOVED BY: Director Smith
SECONDED BY: Director Thompson
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-3 Discussion and Possible Adoption of Revised Policy Under SB 998 Regarding the Discontinuation of Water Service Due to Non-payment of Water Utility Bill

Jeff Beatty provided the Board with an overview of the changes being made to the District's policy that are required for compliance with new water service termination requirements under SB 998.

Following a brief discussion, Director Cage made a motion.

BOARD ACTION – Adoption of Revised Policy under SB 998 Regarding the Discontinuation of Water Service Due to Non-payment of Water Utility Bill

MOVED BY: Director Cage
SECONDED BY: Director Creasy
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-4 Discussion and Possible Approval of a Master Services Agreement with Wildermuth Environmental, Inc. (WEI)

John Pedersen briefly described the value of the relationship the District has with Wildermuth Environmental and recommended the Board approve the master services agreement for a five-year term.

Following a brief discussion Director Creasy made a motion.

BOARD ACTION – To approve a Master Services Agreement with Wildermuth Environmental, Inc. (WEI)

MOVED BY: Director Creasy
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-5 Discussion and Approval of Task Order No. 1 for Hydro-Geologic Consulting Services Relating to the Casa Diablo IV (CD-4) Geothermal Project under the Master Services Agreement (January 2020) with Wildermuth Environmental, Inc. (WEI) Not to Exceed \$90,000

John Pedersen described that the new 12-month task order is a continuation of the work that is currently being conducted by Wildermuth on behalf of the MCWD, noting that the District is not obligated to spend the entire \$90,000.

There was no further discussion and Director Cage made a motion.

BOARD ACTION – To approve Task Order No. 1 for Hydro-Geologic Consulting Services Relating to the Casa Diablo IV (CD-IV) Geothermal Project under the Master Services Agreement (January 2020) with Wildermuth Environmental, Inc. (WEI) not to exceed \$90,000

MOVED BY: Director Cage
SECONDED BY: Director Domaille
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-6 Discussion and Possible Approval of a Master Services Agreement with Water Works Engineers (WWE)

John Pedersen briefly explained how Water Works Engineers has been consulting with the District on water treatment process projects over the past several years and the new agreement would have a five-year term.

There was no further discussion and Director Creasy made a motion.

BOARD ACTION – To approve a Master Services Agreement with Water Works Engineers (WWE)

MOVED BY: Director Creasy
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

C-7 Quarterly Water Supply Update

Clay Murray briefly described that the water supply is adequate for the next few months.

BOARD ACTION – None, informational only

C-8 Discussion and Possible Approval of a Request to Refinance a Primary Loan under the Employee Home Purchase Assistance Program

Jeff Beatty advised that a staff member with a home loan through the District's Employee Home Purchase Assistance program has requested to refinance her loan. Mr. Beatty noted that if the refinancing were to be approved, it would not change the loan-to-value ratio and the District's position.

Director Cage commented that the Finance Committee had discussed the refinancing request and recommends that the Board approve it.

There was no further discussion and Director Cage made a motion.

BOARD ACTION – To approve a request to refinance a primary loan under the Employee Home Purchase Assistance Program

MOVED BY: Director Cage
SECONDED BY: Director Creasy
AYES: Directors Cage, Creasy, Domaille, Smith, and Thompson
NAYS: None

Meetings Held During the Month

Technical Services Committee – *January 22, 2020*

Dennis Domaille
Gary Thompson

Investment Committee – *January 22, 2020*

Tom Cage
Robert Creasy

Finance Committee – *January 22, 2020*

Tom Cage
Robert Creasy

Technical Services Committee:

Director Thompson reported that there was only routine business discussed at the Tech Services meeting.

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Investment Committee:

Director Cage reported that the District's "net of fees" earnings on investments are slightly above average.

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Finance Committee:

Director Creasy's only comment from the Finance Committee meeting was that revenue from water sales are slightly lower than budgeted, but other sources of revenue were slightly above budget.

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There were no other committee meetings held during the month.

ATTORNEY REPORT

Attorney Horowitz reported that Assembly Bill 9 took effect on January 1, 2020. It extends the period for filing alleged employment discrimination complaints from 1 to 3 years and is not retroactive.

Attorney Horowitz made note of the letter provided to the Board outlining his firm's billing rates for 2020. A brief discussion followed regarding how Attorney Horowitz bills the District for his travel time to Mammoth from Sacramento. Attorney Horowitz commented that the Board could consider not having counsel attend board meetings when an agenda is expected to be light.

The Board members went into closed session at 6:28 p.m.

CLOSED SESSION

D-1 Conference with Legal Counsel

Anticipated Litigation – Pursuant to Government Code section 54956.9(a); consideration of initiating litigation involving two cases

ADJOURNMENT

The meeting adjourned out of closed session at 7:11 p.m.

There was nothing to report from closed session.

President Smith adjourned the meeting at 7:11 p.m.