

# MINUTES

Thursday, September 17, 2020  
Mammoth Community Water District  
Regular Board Meeting

---

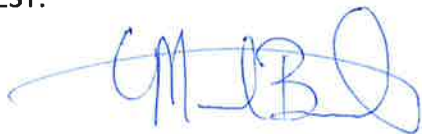
*The Board of Directors convened in session at the hour of 5:30 p.m. No recess was taken and the meeting was adjourned at 6:50 p.m.*

Prepared by:



Stephanie Hake  
Executive Assistant

ATTEST:



Mark Busby  
Board Secretary

**THE REGULAR MEETING** of the Board of Directors of the Mammoth Community Water District held on Thursday, September 17, 2020 at 5:30 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: Garrett Higerd  
Operations Superintendent: Clay Murray  
Information Services Manager: Justin Mulbay  
Finance Manager: Jeff Beatty  
Administrative Analyst: Betty Hylton  
Administrative Analyst: Chris Weibert  
Executive Assistant: Stephanie Hake  
District Counsel: Joshua Horowitz

#### Guests Present \*

Eric Holmes, Desert Research Institute

***\* As a result of the threat of COVID-19, the Governor issued Executive Order N-25-20 dated March 12, 2020 allowing for Directors, staff, and members of the public to attend this public meeting via teleconference without strict compliance with the Brown Act's teleconferencing requirements. To maximize public participation, comply with Brown Act requirements, and provide a clear record of the meeting, public comment was made available for each agenda item and all action items were voted on by roll call.***

### PUBLIC FORUM

*President Smith opened the public forum at 5:31 p.m.*

*No one addressed the Board and President Smith closed the public forum at 5:31 p.m.*

## CONSENT AGENDA A

**A-1 Approval of August 2020 Check Disbursements (Springbrook #'s 58023 – 58147)**

**A-2 Approval of Minutes from the Regular Board Meeting held August 20, 2020**

*Director Domaille commented that he was absent from the August 20, 2020 regular Board meeting, therefore he would abstain from approving the minutes. There was no discussion and Director Creasy made a motion.*

### **BOARD ACTION – To approve Consent Agenda A**

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

## CONSENT AGENDA B – STAFF REPORTS

**B-1 Operations Department Report**

**B-2 Maintenance Department Report**

**B-3 Finance Department Report**

**B-4 Engineering Department Report**

**B-5 Information Services Report**

**B-6 Personnel Services Report**

**B-7 Regulatory Support Services Report**

**B-8 General Manager's Report**

*Director Creasy made a motion.*

### **BOARD ACTION – To approve Consent Agenda B**

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

## CURRENT BUSINESS

**C-1 Discussion and Possible Approval of "Stories in the Snow" Sponsorship**

*Eric Holmes with Desert Research Institute described his proposed program and how climate information can be derived from assessing snowflake structure. He noted that the program is designed to be a part of the science curriculum for sixth grade students.*

*There were several comments from the Board both in favor and against the proposed program sponsorship. Additionally, there were comments regarding the District's mission and if sponsoring the "Stories in the Snow" program aligned with the mission. It was also noted that approval might be appropriate later after the COVID-19 emergency was over and children were not distance-learning.*

*Director Domaille made a motion.*

**BOARD ACTION – To deny the request for sponsorship for the "Stories in the Snow" program**

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

**C-2 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 his 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. Mr. Beatty recommended approval of the request.*

*Director Cage commented that the Finance Committee had discussed the request and that the committee also supported the request to refinance.*

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

**BOARD ACTION – To approve the 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  
ABSENT: None

**C-3 Discussion and Possible Approval of a Lease Extension with the USGS**

*Mark Busby explained that the terms of the proposed two-year lease extension with the USGS would remain the same except that the amount paid in monthly rent has been increased to accurately reflect the space that is being used. Once the extension is approved, the two agencies will then work to refine the terms of a new long-term lease.*

*Mr. Busby clarified a couple of details. Then Director Creasy made a motion.*

**BOARD ACTION – To approve the lease extension with the USGS as presented**

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

**C-4 Discussion and Possible Approval of Updating the Records Retention and Disposal Schedules**

*There was no discussion and Director Domaille made a motion.*

**BOARD ACTION – To approve the updated Records Retention and Disposal Schedules**

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

**C-5 Appointment of Ad Hoc Committees**

- a) General Manager Performance Evaluation**
- b) Labor Negotiations**

*President Smith stated that he would like for Director Creasy and himself to be the ad hoc committee for the general manager performance evaluation.*

*Next, President Smith asked Director Cage to join him on the ad hoc committee for the upcoming labor negotiations.*

*Following a brief discussion, both Directors Creasy and Cage accepted the committee appointments.*

**BOARD ACTION – None**

**Committee Meetings Held During the Month**

Technical Services Committee – September 16, 2020

Gary Thompson  
Dennis Domaille

Finance Committee – September 16, 2020

Tom Cage  
Robert Creasy

**Technical Services Committee:**

*Director Thompson reported that the committee discussed that the clearwell, tank T-6 project was successfully completed and the tank was currently being refilled. All other discussions involved routine operations activities.*

Finance Committee:

Director Creasy noted that the District had recently used a couple of consultants for projects and that the committee felt that the expenditures were justified. All other discussions were routine. Mr. Busby noted that there had been discussion with Raftelis about wastewater rates.

**DIRECTOR COMMENTS, REQUESTS, AND REPORTS**

There was a brief discussion of cancelling the October regular board meeting and replacing it with a special meeting on October 28.

**ATTORNEY REPORT**

Attorney Horowitz said there was nothing notable to report.

The Board members went into closed session at 6:11 p.m.

**CLOSED SESSION**

**D-1 Conference with Real Property Negotiators**

Pursuant to Government Code Sections 54954.5(e) and 54956.8

Property Description: Mono County APNs – 035-100-003; 035-010-020; 022-322-035

Under Negotiation: Price and Terms of Payment

MCWD Negotiators: Mark Busby, Garrett Higerd, and Tom Cage

Property Owner Negotiator: Town of Mammoth Lakes

**D-2 Conference with Legal Counsel**

Existing Litigation – Pursuant to Government Code section 54956.9(a); International Union of Operating Engineers, Local 12 v. Mammoth Community Water District; Public Employment Relations Board

**ADJOURNMENT**

The Board adjourned out of closed session at 6:50 p.m.

There was no report from closed session.

President Smith adjourned the meeting at 6:50 p.m.