

SWEETWATER SPRINGS WATER DISTRICT
BOARD OF DIRECTORS MEETING

MINUTES*
(*In order discussed)

Board of Directors Meeting
Regular Meeting
August 5, 2010
6:30 p.m.

Board Members Present:

Victoria Wikle
Sukey Robb-Wilder
Jim Quigley
Gaylord Schaap
Wanda Smith

Board Members Absent:

(None.)

Staff in Attendance:

Steve Mack, General Manager
Julie A. Kenny, Secretary to the Board

Others in Attendance:

Mike Gogna, District Counsel.
Dan Fein
Ken McLean
Dennis O'Leary
Ken Wells
Darrell Sukovitzen

I. CALL TO ORDER

The properly agendized meeting was called to Order by President Jim Quigley at 6:30 p.m.

II. CHANGES TO AGENDA and DECLARATION OF CONFLICT (6:31 p.m.)

There were no changes to the Agenda.

III. CONSENT CALENDAR (6:31 p.m.)

Director Schaap moved to approve the Consent Calendar as submitted. Director Wikle seconded. Motion carried 5-9, except that (1) Director Schaap abstained as to Item III-A because he was absent, (2) Director Robb-Wilder abstained as to Items III-A and D because she was absent, and (3) Director Smith abstained as to Item III-B because she was absent. The following items were approved:

- A. Approval of the Minutes of the June 24, 2010 Regular Board Meeting

- B. Approval of the Minutes of the July 1, 2010 Regular Board Meeting
- C. Approval of the Minutes of the July 8, 2010 Special Board Meeting
- D. Approval of the Minutes of the July 22, 2010 Special Board Meeting
- E. Approval of Operations Warrants/ Online payments/EFT payments/ Construction Warrants, and West America account activity
- F. Receipt of Item(s) of Correspondence:
 - (1) Letter dated July 2, 2010 from the Sonoma County water Agency re Water Rights Petition
- G. Adoption by reading of title only of Ordinance 45, to amend policy 5040.20 re Board meeting recording

IV. PUBLIC COMMENT (6:32 p.m.)

Public comment was made by Dan Fein.
Public comment was made by Darrell Sukovitzten.

V. ADMINISTRATIVE (6:35 p.m.)

- A. **(6:35 p.m.) Discussion/Action re Surplus Lands Workshop on July 22, 2010.** The GM provided an overview of this item. Discussion ensued. Public comment was made by Dennis O'Leary, Dan Fein, Darrell Sukovitzten, and Ken Wells. Further public comment was made by Darrell Sukovitzten. Further Board discussion ensued. The GM provided additional comments. Direction was given to staff to work with the Monte Rio Recreation and Park District to support development of their proposal. Further discussion of District surplus lands was requested for the next Board meeting.
- B. **(7:17 p.m.) Discussion re Actual vs. Budgeted expenditures (4th Quarter, FY 2009-10, Operations and Capital) and County fund balances at fiscal year end.** The GM gave an overview of this item. Board discussion ensued.
- C. **(7:26 p.m.) Public Hearing; Discussion/Action re Approval of Resolution 10-17, Overruling Protests and Confirming Report on Annual Flat Charges for the Sweetwater Springs Water District.** The GM provided an overview of this item. President Quigley opened the Public Hearing at 7:27 p.m. There were no comments. He closed the Public Hearing at 7:27 p.m. Board discussion ensued. Director Wikle moved to approve Resolution 10-17, Overruling Protests and Confirming Report on Annual Flat Charges for the Sweetwater Springs Water District, Director Robb-Wilder seconded. It was noted for the record that no protests were received. Motion carried 5-0.
- D. **(7:29 p.m.) Discussion/Action re Claim No. 2010-01, Tim Rossetti, 14703 Eagle Nest Lane, Guerneville (unaccounted for water).** The GM provided an overview of this item. Board discussion ensued. Public comment was made by Dennis O'Leary. Further Board discussion ensued. Director Schaap moved to reject Claim No. 2010-01, made by Tim Rossetti re 14703 Eagle Nest Lane, Guerneville. Director Smith seconded. Motion carried 5-0.
- E. **(7:39 p.m.) Discussion/Action re Board Goals and Objectives.** The GM provided an overview of this item. Discussion ensued. Direction was given to staff to amend Goal 2, #3 to add that the General Manager monitor river levels and Decision 1610 issues.

VI. GENERAL MANAGER'S REPORT (7:56 p.m.)

The GM provided an overview and answered Board questions on the following subjects:

1. Laboratory testing
2. Water production and sales
3. Leaks
4. River Flow
5. Decision 1610 Change Petition Protest
6. CIP IV-B, Project 1
7. CIP IV-B, Project 2
8. Toilet Rebate Program
9. In-House Construction projects
10. Gantt Chart
11. General Manager vacation
12. Auditor visit – FY 2009-10 audit

Board questions ensued.

VII. BOARD MEMBERS' ANNOUNCEMENTS/COMMENTS (8:11 p.m.)

Director Smith noted that some of the Board documents were signed incorrectly.

VIII. CLOSED SESSION (8:12 p.m.)

At 8:12 p.m. President Quigley announced the items for discussion in Closed Session. At 8:13 p.m. the Board went into Closed Session. At 8:46 p.m. the meeting reconvened and the following actions on Closed Session items were announced:

- A. **Conference with Legal Counsel – Existing Litigation, pursuant to subd. (a) of Section 54956.9**
Name of case: John Bruce Berry, et al. v. F. Korbel & Bros., et al.
SCV 240790
No action was taken.
- B. **Conference with Real Property Negotiator (pursuant to Gov. Code Section 54956.8)**
Property: 17448 River Lane, Guerneville
District negotiator: Steve Mack; Property negotiator: Unknown
Under negotiation: Terms and price
Direction was given to staff.
- C. **Conference with Real Property Negotiators pursuant to Gov. Code Section 54956.7.**
Property: near Sweetwater Springs Road (Mt. Jackson)
Agency negotiator: Steve Mack
Negotiating parties: SSWD and T-Mobile
Direction was given to staff.
- D. **Conference with Real Property Negotiators pursuant to Gov. Code Section 54956.7.**
Property: 14725 Sunset Avenue, Guerneville (Schoeneman Tank)
Agency negotiator: Steve Mack
Negotiating parties: SSWD and Leslie Bahr
No action was taken.

- E. **Conference with Labor Negotiator (pursuant to Gov. Code Section 54957.6):**
District negotiator: Steve Mack
Employee Organization: Operating Engineers Stationary Local 39
No action was taken.

IX. ITEMS FOR THE NEXT AGENDA (8:46 p.m.)

1. Building lease with Ferrellgas
2. Surplus lands
3. GM evaluation
4. Memorandum of Understanding with Union
5. Water bill inserts
6. Employee contracts

ADJOURN

The meeting adjourned at 8:47 p.m.

Respectfully submitted,

Julie A. Kenny
Clerk to the Board of Directors

APPROVED:

Wanda Smith: _____
Victoria Wikle: _____
Gaylord Schaap: _____
Sukey Robb-Wilder: _____
Jim Quigley: _____