

**SWEETWATER SPRINGS WATER DISTRICT
BOARD OF DIRECTORS MEETING**

MINUTES*
(*In order discussed)

Board of Directors Meeting
December 6, 2012
6:30 p.m.

Board Members Present: Sukey Robb-Wilder
Victoria Wikle
Gaylord Schaap
Richard Holmer
Jim Quigley

Board Members Absent: None

Staff in Attendance: Steve Mack, General Manager
Julie A. Kenny, Secretary to the Board

Others in Attendance: David Warner, Meyers Nave et al.
Tim Lipinski
Dan Fein

I. CALL TO ORDER

The properly agendized meeting was called to Order by President Sukey Robb-Wilder at 6:32 p.m.

II. CHANGES TO AGENDA and DECLARATION OF CONFLICT (6:32 p.m.)

Director Robb-Wilder requested that Item V-F (Res. 12-19, Approval of the Third Amendment to the General Manager's Employment Agreement) be moved for discussion/action after Closed Session. There were no objections.

Director Schaap announced that he would be leaving at 7 p.m. The Board then agreed to add an Item G, Discussion/Action re Rescheduling the January 2013 Board Meeting, to be discussed before Item V-A.

III. CONSENT CALENDAR (6:33 p.m.)

Director Wikle moved to approve the Consent Calendar. Director Schaap seconded. Motion carried 5-0. The following items were approved:

- A. Approval of the Minutes of the November 1, 2012 Board Meeting
- B. Approval of Operations Warrants/Online payments/EFT payment

- C. Receipt of Item(s) of Correspondence, if any (None)

IV. PUBLIC COMMENT (6:34 p.m.)

Public comment was made by Dan Fein.

V. ADMINISTRATIVE (6:36 p.m.)

- G. (6:36 p.m.) Discussion/Action re Rescheduling the January 2013 Board Meeting.**
This item was added to the Agenda at the beginning of the meeting. Board discussion ensued. It was agreed to reschedule the January 3, 2013 Board Meeting to Tuesday, January 8, 2013 at 6:30 p.m.
- A. (6:36 p.m.) Discussion/Action re Res. 12-21, Resolution of Appreciation for Director Jim Quigley.** President Robb-Wilder introduced this item and read Resolution 12-21 into the record. Board discussion ensued. Director Schaap moved to approve Resolution 12-21, Expressing Appreciation for the Services of Director Jim Quigley as Board Member. Director Holmer seconded. Motion carried 5-0.
- B. (6:45 p.m.) Discussion/Action re USDA Loan and Review of the 2014-20 Capital Improvement Program.** The GM provided an overview of this item. Public comment was made by Tim Lipinski. Board discussion ensued. The GM provided an overview of the 2014-20 Capital Improvement Program. Board discussion ensued. Public comment was made by Tim Lipinski. Further Board discussion ensued. Further comments were made by the GM. A revised agreement with Coastland Engineering was agendaized for the January Board meeting.

**** Director Schaap left at 7 p.m.**

- C. (7:10 p.m.) Discussion/Action re Progress Report of the Ad Hoc Goals and Objectives Formatting Committee**
Members: Sukey Robb-Wilder, Victoria Wikle
Director Robb-Wilder provided an overview of this item. This item was continued to an unspecified meeting.
- D. (7:12 p.m.) Discussion/Action re Rio Vista Saddle Failures.** The GM provided an overview of this item. Board discussion ensued. Comments were made by David Warner (legal counsel). Further discussion ensued. No action was taken.
- E. (7:26 p.m.) Discussion/Action re District Investment Alternatives.**
The GM provided an overview of this item. Board discussion ensued. Direction was given to staff to purchase 1 CD for \$232,000.
- F. (To be discussed after Closed Session.)**

VI. GENERAL MANAGER'S REPORT (7:44 p.m.)

The General Manager reported on the following items:

1. Laboratory testing
2. Water Production and Sales
3. Leaks
4. Guerneville rainfall
5. 2013 CIP
6. Toilet Rebate / Direct Install Program

7. In-House Construction Projects
8. Gantt Chart

VII. BOARD MEMBERS' ANNOUNCEMENTS/COMMENTS

(7:58 p.m.)

Public comment was made by Tim Lipinski.

VIII. CLOSED SESSION (7:59 p.m.)

At 7:59 p.m. President Robb-Wilder announced the items for discussion in Closed Session. The Board went into Closed Session at 8 p.m. At 8:47 p.m. the meeting reconvened and the following actions on Closed Session items were announced:

- A. **Conference with Real Party Negotiators pursuant to Gov. Code Section 54956.7**
Property at 14156 Sunset Avenue, Guerneville, CA
Agency Negotiator: General Manager
Negotiating Parties: AT&T
Under Negotiation: Price and Terms of Payment
Direction was given to staff.
- B. **Pursuant to Gov. Code Section 54957.6 – Conference with Labor Negotiator**
District Negotiator: Legal Counsel
Unrepresented Employee: General Manager
Direction was given to the Labor Negotiator.

VI. ADMINISTRATIVE, con't. (8:47 p.m.)

F. (8:47 p.m.) Discussion/Action re Res. 12-19, Approval of the Third Amendment to the General Manager's Employment Agreement.

This item was introduced by Labor Negotiator (and Legal Counsel) David Warner. Director Wikle moved to approve Resolution 12-19, Approving a Third Amendment to Employment Agreement with Stephen Mack, and Authorizing the Board President to Execute Said Third Amendment, subject to the following modification to the Amendment:

Replace the second sentence of paragraph 1 to read as follows:

Thereafter, the District Board shall conduct a performance evaluation of the General Manager in August of each year and determine any salary adjustment in September of each year. The salary adjustment shall not be less than the CPI and shall take effect beginning with the 1st pay period on or after September 1.

Director Robb-Wilder seconded. Motion carried 4-0. .

IX. ITEMS FOR THE NEXT AGENDA (8:50 p.m.)

1. Rio Vista saddles
2. Election of officers
3. Introduction of FY 2013-14 Budget
4. AT&T cell tower lease
5. Amended contract with Coastland; Amended CIP

ADJOURN

The meeting adjourned at 8:52 p.m.

Respectfully submitted,

Julie A. Kenny
Clerk to the Board of Directors

APPROVED:

Victoria Wikle: _____
Gaylord Schaap: _____
Sukey Robb-Wilder: _____
Jim Quigley: _____
Richard Holmer _____