

LAKE ARROWHEAD COMMUNITY SERVICES DISTRICT
MINUTES OF REGULAR MEETING OF THE BOARD OF
DIRECTORS

DATE: July 28, 2020

TIME: 5:30 p.m.

PLACE: Via Teleconference
(646) 749-3122 Access Code 401-542-997
<https://global.gotomeeting.com/join/401542997>

ATTENDANCE: ***Board Members Present:***
Vice President Boydston
Ryan Gross, Director
Robert Morris, Director
John Wurm, President

Board Members Absent:
Steve Keefe, Director

Others Present:
Catherine Cerri, General Manager
Joseph Byrne, General Counsel
Mike Blackwood, Field Operations Manager
Matt Brooks, Operations Manager
Kathleen Field, Board Secretary
Aida Hercules-Dodaro, District Engineer
John O'Brien, Finance Manager
Natalie Potter, Human Resources Manager
Jackie Rech, ACWA JPIA
Michael Thornton, TKE Engineering, Inc.
Members of the Public – None

The Meeting was called to Order at 5:30 p.m. by John Wurm, President. Board Secretary Field certified the proper posting of the Agenda and called the roll.

APPROVAL OF AGENDA

The Board by general consensus approved the July 28, 2020 Regular Board Meeting agenda as presented.

PUBLIC COMMENT

No written or oral public comments were received.

CONSENT CALENDAR

Listed on the Consent Calendar were the following items for approval:

1. Approval of Meeting Minutes.

June 23, 2020 Regular Board Meeting Minutes

2. Consider Acceptance of Project No. 201 Grass Valley Wastewater Treatment Plant Operations Building Upgrade.

3. Consider Approval of Side Letter No. 2 Between Lake Arrowhead Community Services District and the Managers, Supervisors and Confidential Employee Unit Amending the Current Memorandum of Understanding Section 5.5 Retiree Health Insurance.

Vice President Boydston **MOVED** and Director Morris **SECONDED** to approve Consent Calendar Items 1- 3 as presented.

Ms. Field took a roll call vote as follows:

| | | |
|------------------------|-----------------|--|
| <u>CARRIED:</u> | AYES: | Boydston, Gross, Morris, and Wurm |
| | NOES: | None |
| | ABSTAIN: | None |
| | ABSENT: | Keefe |

INFORMATION AND DISCUSSION ITEMS

4. Departmental Reports.

a. District Engineer's Report –Capital Improvement Program Update Second Quarter 2020

- b. Field Operations Manager’s Second Quarter 2020 Report**
- c. Human Resources Manager’s Second Quarter 2020 Report**
- d. Operations Manager’s Report**

There were no questions regarding the departmental reports distributed in the agenda packet.

5. General Manager’s Report.

Ms. Cerri reported that the candidate filing period for the November 3, 2020 Presidential General Election ended on August 7, 2020.

ACTION ITEMS

6. Consideration of Appeal from Mr. Phillips Regarding Water Connection and Capacity Fee.

Immediately following the announcement of Action Item 6, President Wurm stated due to his past representation of Mr. Phillips, he was recusing himself from the item. President Wurm departed the Board Room at approximately 5:40 p.m. Ms. Cerri went over the reason for the recommendation and background information, as outlined in the Board Memorandum distributed in the agenda packet. She stated that Mr. Phillips was provided the board meeting information, but he was not present for the meeting. Ms. Cerri responded to a series of questions posed by Board members. A Board member commented that it sets a bad precedent when the District makes changes to their policy, and policies should be followed. Mr. Byrne stated that the Board would have to have a finding to be a special circumstance, and he would advise against approving the appeal. The appeal would have to be something that distinguishes it from others, or you could run into the gift of public funds issues as well as proposition 218 issues.

Following Board consideration, Director Morris **MOVED** and Director Gross **SECONDED** to deny Mr. Phillip's water connection and capacity fee appeal.

Ms. Field took a roll call vote as follows:

| | | |
|------------------------|-----------------|------------------------------------|
| <u>CARRIED:</u> | AYES: | Boydston, Gross, and Morris |
| | NOES: | None |
| | ABSTAIN: | None |
| | ABSENT: | Keefe |
| | RECUSE: | Wurm |

President Wurm returned to the meeting at 5:50 p.m.

7. Consider Approving Contract for District Engineering Services to TKE Engineering, Inc.

Ms. Cerri reported that the current District Engineer was retiring, and the District issued a Request for Proposals to outsource the District Engineer position. Ms. Cerri was recommending Michael Thornton, from TKE Engineering, Inc. Ms. Cerri commented that Michael Thornton worked on the North Bay Project, and was available if the Board had any questions. Ms. Cerri responded to questions. Ms. Hercules-Dodaro remarked that she has known Mr. Thornton for many years and commented on his professionalism. President Wurm also commented on Mr. Thornton's professionalism displayed during the North Bay Project.

Following Board consideration, Vice President Boydston **MOVED** and Director Morris **SECONDED** to accept the contract for District Engineering Services to TKE Engineering Inc.

Ms. Field took a roll call vote as follows:

| | | |
|------------------------|-----------------|--|
| <u>CARRIED:</u> | AYES: | Boydston, Gross, Morris, and Wurm |
| | NOES: | None |
| | ABSTAIN: | None |
| | ABSENT: | Keefe |

8. Consider Adopting Resolution No. 2020-08 Consenting to Enter the Joint Protection Program of the Association of California Water Agencies Joint Powers Insurance Authority (ACWA-JPIA).

Ms. Potter reported the District moved from small group to large group medical coverage due to the Affordable Care Act. Over the past three years, the District has seen an increase in medical costs. Moving to JIPA in the market analysis, was the best fit for the District and employees to balance a good choice of medical benefits with cost-sharing. Ms. Potter informed the Board that Jackie Rech, from ACWA-JPIA was available on the telephone to answer questions.

Following Board consideration, Vice President Boydston **MOVED** and Director Morris **SECONDED** to adopt Resolution No. 2020-08 Consenting to Enter the Joint Protection Program of the Association of California Water Agencies Joint Powers Insurance Authority (ACWA-JPIA).

Ms. Field took a roll call vote as follows:

| | | |
|------------------------|-----------------|--|
| <u>CARRIED:</u> | AYES: | Boydston, Gross, Morris, and Wurm |
| | NOES: | None |
| | ABSTAIN: | None |

ABSENT: Keefe

BOARD MEMBER MEETINGS

No Board members requested to attend any meeting.

BOARD MEMBER COMMENTS

There were no Board Member comments.

CLOSED SESSION

The Board, Mr. Byrne, and Ms. Cerri went into Closed Session at 6:04 p.m. to discuss items 1-2.

- 1. Conference with Legal Counsel – Anticipated Litigation**
Significant Exposure to Litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.
Number of cases: One

- 2. Conference with Labor Negotiators.**
Pursuant to Government Section 54957.6
Agency Designated Representatives: Catherine Cerri, General Manager, and Joseph Byrne, General Counsel
Utility Workers' Union of America Local 557

OPEN SESSION

Mr. Byrne reported that there was not action taken during the closed session that were reportable pursuant to the Brown Act.

ADJOURNMENT

The Meeting adjourned at approximately 6:38 p.m.

Kathleen Field, Board Secretary