

1. CALL TO ORDER

The meeting was called to order by President Pulley at 2:00 pm

1.1 Flag Salute

Vice President Hatley led the flag salute

1.2 Roll Call

Present were President Pulley, Vice President Hatley, Directors Latulippe, Taggart and Reynolds. Also present were Recording Secretary Padilla, Attorney Carter, Manager Boucher and Engineer Heindell.

2. PERSONS DESIRING TO ADDRESS THE BOARD

None

3. CONSENT AGENDA

3.1 Minutes of the Regular Board Meeting held on September 18, 2018

3.2 Financial Statements – September 2018

3.3 Water Warrants – Check Number 16843-16899 Total \$258,786.02

Water LAIF Deposit - \$57,453.93

Health Reimb Arrangement – Check Number 2712-2716 Total \$3,841.01

Sewer Warrants – Check Number 7106-7112 Total \$122,695.27

Sewer LAIF Deposit - \$17,546.07

3.4 Summary of District Operation and Solar Power Generation – September 2018

It was moved by Director Reynolds, and seconded by Director Taggart to approve Consent Agenda Items 3.1 - 3.4. Motion carried.

4. ITEMS REMOVED FROM CONSENT AGENDA

None

5. GENERAL ADMINISTRATION BUSINESS

5.1 Yankee Hill Fire Safe Council

Brenda Rightmyer informed the Board that they have been awarded two Fire Prevention grants.

The Crain Ridge Fuel Reduction Project was awarded \$498,215. The Project is within a planning area with the communities of Concow and Yankee Hill and are listed as low-income communities of Butte County. Fuel reduction work will be focused within the project area and planned treatment units covering a 20-acre parcel on the east side of Concow School and a five mile acre fuel break along

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Concow Road between Jordan Hill Road to Concow Lake, Crain Ridge and Rim Road.

The Granite Ridge Fuel Break Project was awarded \$548,195. The Project is a 435-acre fuel treatment project within a planning area of Concow and Yankee Hill communities. Fuel reduction work will be focused within the project area and planned treatment units covering 4.23 miles x 600 feet along Granite Ridge Road through Jordan Hill Road ending at BLM property for 308-acres.

She mentioned that these grant projects will help continue to reduce the fuel load, remove dead trees and provide fire prevention education and outreach activities in the Concow and Yankee Hill community.

5.2 Konkow Maidu Cultural Preservation Association

Manager Boucher mentioned that submitted in the Board packet is the Project Progress Report for October 2018. He mentioned that he would like to review over a few items regarding the License Agreement dated October 5, 2016 between the District and the Konkow Maidu Cultural Preservation Association.

He mentioned that in the License Agreement, Item 2(b) states that “Not less than three business days before it or any Members access and enter upon Licensor’s Property, Licensee shall provide written notice of such indicating the date or dates and the time or times upon which it shall be accessing Licensor’s Property, the Member or Members who will be doing so, and the specific purpose or purposes of its accessing the property”. He mentioned that in the latest Project Progress Report for October 2018, it not only mentions about the CSU Chico Archaeology Survey class on the project property in September 2018 it also has pictures of the students. The District did not receive a signed List of Members from Ms. Hedges.

In the License Agreement, Items 3(a) – (e) states that “Licensee shall obtain and maintain throughout the term of this Agreement insurance protecting Indemnitees and each of them against any and all liability arising from Licensee’s and the Members’ acts and omissions in accessing and entering upon Licensor’s Property in form and substance and underwritten by an insurer acceptable to Licensor”. He mentioned that the most current Certificate of Liability Insurance provided to the District expired October 1, 2018.

Attorney Carter mentioned that a letter should be written asking that Ms. Hedges give the District a list of the signatures of the 14 people who went up with the class in September. He stated that the District needs to remind her that the list of

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signatures are to be submitted in advance and should the District not receive them in advance, the District will have to revoke the License Agreement. He mentioned that she needs to provide the District with a current Certificate of Liability Insurance and that it needs to be kept current. Consensus of the Board is to proceed with writing a letter to Ms. Hedges regarding access to the property and providing a current Certificate of Liability Insurance.

5.3 AB1234 and AB1825 Training

Manager Boucher reminded the Board that mandatory AB1234 and AB1825 Training must be completed before the end of the year. It was decided to schedule the training for Tuesday, November 20th at 10:00 am. The presentation will be given by Attorney Carter at the District office in the Boardroom.

5.4 Winter Party

Manager Boucher suggested that staff look into having the winter party at The Patio which has a private room located in the back of the restaurant reserved for party functions. He suggested to hold the winter party on either January 18th or the 25th. Consensus of the Board is to hold the winter party on January 18th and to have staff look into seeing what The Patio has to offer.

6. WATER BUSINESS

6.1 Relocate LAIF 2012 Solar Project CNB Monthly Deposit

Office Manager Padilla mentioned that the District has three more installment payments totaling \$223,953.00 on the 2012 Solar Project. She mentioned that each month, \$20,000.00 is transferred into the LAIF Water Account - 2012 Solar Project CNB which has a balance of \$446,693.00. She reminded the Board that back in 2016, the District borrowed a total of \$1,703,000.00 from the LAIF Reserve and Source Development funds to pay off the 3.5M Loan from Wells Fargo. Office Manager Padilla is requesting to have the \$20,000.00 that is currently being transferred into the 2012 Solar Project CNB fund relocated each month into the LAIF Reserves and Source Development funds to payback those accounts. Motion made by Director Latulippe; seconded by Director Hatley and unanimously carried to approve relocating the \$20,000.00 currently deposited into the LAIF 2012 Solar Project CNB fund to the LAIF Reserve and Source Development funds.

6.2 Wyandotte Creek GSA Progress Update

Engineer Heindell mentioned that the Wyandotte Creek GSA Management Committee met on October 17th. The key steps moving forward are to finalize the member seats of the respective member agencies as well as staffing the

stakeholder seats. During the Management Committee meeting, we were notified that some issues regarding stakeholder members had arisen in the Vina Subbasin. The issue was whether the JPA board could seat the stakeholder positions or if the member agencies should. The District's board, under the advisement of legal counsel, determined that the best course of action would be to wait and see what the legal opinions were of the agencies in the Vina Subbasin. From there, the District and the Wyandotte Creek GSA could make their own determinations regarding stakeholder seats. Engineer Heindell also informed the Board that a preliminary budget was being put together for the first year of the Wyandotte Creek GSA. Based upon this preliminary budget, each member entity would contribute approximately \$15,000 to fund expenses.

7. ATTORNEY REPORT

None

8. SEWER BUSINESS

8.1 SC-OR Report

Commissioner Taggart reviewed over the draft minutes of the September 26, 2018 Regular Meeting of the Sewerage Commission – Oroville Region.

9. MANAGER'S REPORT

None

10. HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

None

11. BOARD COMMENTS

None

12. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 3:12 pm.

Secretary of the Board

President of the Board