

FORESTHILL PUBLIC UTILITY DISTRICT

MINUTES

Special Business Meeting of FORESTHILL PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS

Pursuant to the Governor's Executive Order N-08-21 the meeting will be held via teleconference.

www.foresthillpud.com

Wednesday	September 8, 2021	3:00 P.M.
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Join Zoom Meeting: <https://us06web.zoom.us/j/84672684439>

Meeting ID: 846 7268 4439

Dial by your location: 669 900 6833 or 408 638 0968

Find your local number: <https://us06web.zoom.us/u/kc85GtqkJv>

A. CALL TO ORDER: *President Bell called the meeting to order at 3:02 PM*

B. OPEN SESSION - ROLL CALL (3 minutes):

_____ President Mark Bell	<i>Present</i>
_____ Vice President Patty Wade	<i>Present</i>
_____ Director Jane Stahler	<i>Present</i>
_____ Director Robert Palmeri	<i>Present</i>
_____ Director Tyler Hunter	<i>Present</i>

C. PUBLIC COMMENT: (20 minutes)

- This is the time for the Board to hear from the public. We welcome and encourage your comments as the Board takes them into consideration in our deliberations.
- Speakers are limited to a maximum of three minutes.
- The Board may not respond to, discuss, or engage in any type of dialog regarding any public comment, however the President may direct questions to staff for a later response or future consideration by the Board.
- Appropriate and respectful language and behavior is vital to the functioning of a public meeting. We ask Board, staff, and members of the public to speak courteously and respectfully. Therefore, the Board prohibits disruptive behavior. *A public comment period was offered. No public comments were received.*

D. CLOSED SESSION: (1 hour) *President Bell announced the Board was going into closed session at 3:03 PM*

1. Conference with Legal Counsel — Existing Litigation Subdivision (a) of Government Code Section 54956.9. Name of Case: Miner's Camp vs. Foresthill Public Utility District
2. Conference with legal counsel – Anticipated litigation – pursuant to subdivision (b) of Section 54956.9 of the Government Code. Potential cases: two

E. OPEN SESSION - (Starting at 6:00 PM): *President Bell opened the meeting at 6:04 PM*

F. ANNOUNCEMENT FROM CLOSED SESSION (5 minutes) *President Bell announced there was no reportable action taken during closed session.*

G. PUBLIC COMMENT: (20 minutes)

- This is the time for the Board to hear from the public. We welcome and encourage your comments as the Board takes them into consideration in our deliberations.
- Speakers are limited to a maximum of three minutes.
- The Board may not respond to, discuss, or engage in any type of dialog regarding any public comment, however the President may direct questions to staff for a later response or future consideration by the Board.
- Appropriate and respectful language and behavior is vital to the functioning of a public meeting. We ask Board, staff, and members of the public to speak courteously and respectfully. Therefore, the Board prohibits disruptive behavior. *A public comment period was offered. Public comments were received.*

H. CONSENT AGENDA: (5 minutes) All items listed under the Consent Agenda are considered to be routine in nature and may be approved by one motion.

1. Minutes of the August 11, 2021 Special Meeting
2. Cash Disbursements Register, July 2021
3. Statement of Net Position, July 2021
4. Statement of Activity Budget vs. Actual, July 2021
5. Investment Policy Compliance, July 2021
6. Quality Analysis Report, July 2021
7. Activity Detail July 2021
8. Portfolio Graphically Presented, July 2021

Board Action: *Director Stahler made a motion to approve the consent agenda. Vice President Wade seconded the motion and it carried unanimously (5-0).*

I. ACTION ITEMS: (30 minutes)

1. Consideration of revised proposal from Blackburn Consulting to produce a Drilling Program Plan and to replace the hydraulic piezometers at Sugar Pine Dam for an amount not to exceed \$83,288

Recommended Action: Approve revised proposal and direct staff to execute a contract with Blackburn Consulting to produce a Drilling Program Plan and to replace the hydraulic piezometers at Sugar Pine Dam for an amount not to exceed \$83,288. Staff also recommends the Board authorize the use of Repair and Replacement funds for the project

Public comment: *No public comments were received.*

Board Action: *Director Hunter made a motion to approve the revised proposal and directed staff to execute a contract with Blackburn Consulting to produce a Drilling Program Plan and to replace the hydraulic piezometers at Sugar Pine Dam for an amount not to exceed \$83,288, and authorized the use of Repair and Replacement funds for the project. Vice President Wade seconded the motion and it carried unanimously (5-0).*

2. Confirm the Sugar Pine Dam drilling program and replacement of piezometers is categorically exempt from the California Environmental Quality Act pursuant to CEQA Guidelines, §15302 (c), Class 2

Recommended Action: Confirm the project is categorically exempt from the California Environmental Quality Act

Public comment: *No public comments were received.*

Board Action: *Vice President Wade made a motion to confirm the Sugar Pine Dam Drilling Program Plan and Piezometer Replacement Project is categorically exempt from the California Environmental Quality Act. Director Stahler seconded the motion and it carried unanimously (5-0).*

3. Consider proposal from Western Hydrologics to provide technical support for the completion of the Environmental Impact Report(EIR)/Environmental Impact Statement (EIS) for the Sugar Pine Project: Water Right Permit 15375 for an amount not to exceed \$2,050

Recommended Action: Authorize staff to execute an agreement with Western Hydrologics to provide technical support to complete the EIR/EIS in an amount not to exceed \$2,050 and authorize the use of Repair and Replacement funds

Public comment: *No public comments were received.*

Board Action: *Vice President Wade made a motion to authorize staff to execute an agreement with Western Hydrologics to provide technical support to complete the EIR/EIS in an amount not to exceed \$2,050 and authorize the use of Repair and Replacement funds. Director Palmeri seconded the motion and it carried unanimously (5-0).*

4. Consider proposal from Rauch Communication Consultants, Inc. to continue community outreach program for approximately one year for a cost not to exceed \$13,000

Recommended Action: Authorize staff to execute agreement with Rauch Communication Consultants, Inc. in an amount not to exceed \$13,000

Public comment: *No public comments were received.*

Board Action: *Vice President Wade made a motion to authorize staff to execute an agreement with Rauch Communication Consultants, Inc. to continue a public outreach program in an amount not to exceed \$13,000. President Bell seconded the motion. Directors Wade and Bell voted yes. Directors Stahler, Palmeri and Hunter voted no. The motion failed.*

J. DISCUSSION ITEMS: (20 minutes)

1. General Manager Report
2. Remarks/reports by Directors

K. ADJOURNMENT: President Bell adjourned the meeting at 7:42 PM.

Submitted by:

Attest:



Mark Bell, Board President

Henry N. White, Clerk and Ex-Officio Secretary