

# FORESTHILL PUBLIC UTILITY DISTRICT

## MINUTES

### Special Meeting of FORESTHILL PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS

Pursuant to the Governor's Executive Orders N-29-20 and N-33-20 and given the state of emergency regarding the threat of COVID-19, the meeting will be held via teleconference.

[www.foresthillpud.com](http://www.foresthillpud.com)

Wednesday	April 14, 2021	2:00 P.M.
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Join Zoom Meeting: <https://zoom.us/j/99913559612>

Meeting ID: 999 1355 9612

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

Find your local number: <https://zoom.us/u/abfAco7CIb>

**A. CALL TO ORDER: 2:00 PM** *President Bell called the meeting to order at 2:00 PM*

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

_____	President Mark Bell	<i>Present</i>
_____	Vice President Patty Wade	<i>Present</i>
_____	Treasurer Neil Cochran	<i>Present</i>
_____	Director Jane Stahler	<i>Arrived at 2:10 PM</i>
_____	Director Robert Palmeri	<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. *Public comment was received*

**D. CLOSED SESSION: (2 hours)**

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

3. Conference with real property negotiators (Gov't Code Section 54956.8). Property: Up to 2,000 acre feet of stored Sugar Pine Reservoir water; District Negotiators: Mark Bell and Henry White; Negotiating Parties: Prospective water users in the American River Basin, Central Valley or elsewhere in the federal Central Valley Project or State Water Project service areas, including but not limited to; U.S. Bureau of Reclamation, City of Folsom, City of Sacramento, Carmichael Water District, San Juan Water District, Sacramento Suburban Water District, San Luis and Delta-Mendota Water Authority and member agencies (e.g. Westlands Water District), State Water Contractors and member agencies (e.g. Santa Clara Valley Water District); Under Negotiation: Price and terms of payment for the sale of surplus stored water from Sugar Pine Reservoir. ***President Bell announced the Board was going into closed session at 2:04 PM***

**E. OPEN SESSION - ROLL CALL (Starting at 7:00 PM): *President Bell called the meeting to order at 7:00 PM***

_____ President Mark Bell	<b><i>Present</i></b>
_____ Vice President Patty Wade	<b><i>Present</i></b>
_____ Treasurer Neil Cochran	<b><i>Present</i></b>
_____ Director Jane Stahler	<b><i>Present</i></b>
_____ Director Robert Palmeri	<b><i>Arrived at 7:07 PM</i></b>

**F. ANNOUNCEMENT FROM CLOSED SESSION (5 minutes): *At 7:05 PM, President Bell announced that 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 opportunity was provided***

**H. ADOPTION OF THE AGENDA: (2 minutes): *Vice President Wade made a motion to adopt the agenda as presented. The motion was seconded by Treasurer Cochran and carried unanimously (4-0)***

**I. 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 March 10, 2021 Special Board Meeting
2. Minutes of the March 4, 2021 Planning Committee
3. Cash Disbursements Register,
4. Statement of Net Position, February 2021
5. Statement of Activity Budget vs. Actual, February 2021
6. Monthly and Year to Date Financial Activity Report, February 2021
7. Financial Activity by Fund February 2021

8. Investment Policy Compliance, February 2021
9. Quality Analysis Report, February 2021
10. Activity Detail February 2021
11. Portfolio Graphically Presented, February 2021
12. Board to receive and file the updated Five-Year Capital Improvement Plan

***Board Action:*** *Treasurer Cochran made a motion to approve consent agenda items I 1 and I 3 through I 12. The motion was seconded by Vice President Wade and carried unanimously (4-0)*

***Director Palmeri arrived prior to the next Board action.***

***Board Action:*** *Director Stahler offered a correction to consent agenda item I 2 – Minutes of the March 4, 2021 Planning Committee. Director Stahler made a motion to approve consent agenda item I 2 as corrected. The motion was seconded by Vice President Wade and carried unanimously (5-0)*

**J. ACTION ITEMS: (30 minutes)**

1. Authorize execution of a contract with Peterson Brustad Engineering Consulting, Inc. to produce plans and specifications, bid assistance and construction management to replace approximately 6,200 linear feet of pipeline from approximately Mosquito Ridge Road to Thomas Street in an amount not to exceed \$250,680

Recommended action: Authorize execution of the contract and the use of Repair and Replacement funds

Public comment: *A public comment opportunity was provided*

***Board Action:*** *Treasurer Cochran made a motion to authorize staff to execute a contract with Peterson Brustad Engineering Consulting, Inc. to produce plans and specifications, bid assistance, construction management and geotechnical engineering to replace approximately 6,200 linear feet of pipeline along Foresthill Road in an amount not to exceed \$272,526 and to authorize the use of Repair and Replacement funds. The motion was seconded by Vice President Wade and carried 4-1 with Director Palmeri voting no.*

2. Authorize execution of a contract with Peterson Brustad Engineering Consulting, Inc. to prepare plans, specifications, estimates for construction and bidding support to replace the Hardrock Lane Pressure Reducing Station in an amount not to exceed \$19,182

Recommended action: Authorize execution of the contract and the use of Repair and Replacement funds

Public comment: *A public comment opportunity was provided*

***Board Action:*** *Vice President Wade made a motion to authorize staff to execute a contract with Peterson Brustad Engineering Consulting, Inc. to produce plans and specifications, construction estimates and bidding assistance, to replace the Hardrock Lane Pressure Reducing Station in an amount not to exceed \$19,182 and to authorize the use of Repair and Replacement funds. The motion was seconded by Director Stahler and carried 4-1 with Director Palmeri voting no.*

3. Board to discuss funds received from the 2020 surplus water transfer

Recommended action: Direct staff according to discussion and action

Public comment: *A public comment opportunity was provided*

***Board Action:*** *The unanimous Board consensus was to allocate the 2020 Surplus Water Transfer revenue to the pipeline replacement project approved in agenda item J 1.*

4. Board to consider approval of proposal from Blackburn Consulting to prepare Sugar Pine Reservoir Instrumentation reports for 2019/2020, 2020/2021 and 2021/2022 for an amount not to exceed \$15,254

Recommended action: Approve proposal and direct staff to execute an appropriate agreement

Public comment: *A public comment opportunity was provided*

***Board Action:*** *Director Stahler made a motion to authorize staff to execute a contract with Blackburn Consulting to prepare Sugar Pine Dam Instrumentation reports for 2019/2020, 2020/2021 and 2021/2022 for an amount not to exceed \$15,254. The motion was seconded by Vice President Wade and carried 5-0.*

5. Board to consider directing staff to negotiate an agreement with HF&H Consulting to provide a Cost of Service Study and Proposed Rate Structure

Recommended action: Direct staff to execute an agreement with HF&H Consulting to provide a Cost of Service Study and Proposed Rate Structure

Public comment: *A public comment opportunity was provided*

***Board Action:*** *Treasurer Cochran made a motion to authorize staff to execute a contract with HF&H Consulting to provide a Cost of Service Study and Proposed Rate Structure for an amount not to exceed \$36,526. The motion was seconded by Director Stahler and carried 4-0 with Director Palmeri abstaining.*

6. Board to consider request from Placer County Local Agency Formation Commission to cast a ballot electing a special district Commissioner and alternate

Recommended action: Direct staff to cast Local Agency Formation Commission ballot

Public comment: *A public comment opportunity was provided*

***Board Action:*** *The Board directed staff to cast a Placer County Local Agency Formation Commission ballot for candidates Joshua Alpine and Fred Ilfeld.*

7. Consider approval of Resolution 2021-01 – Adopting Fiscal Year 2021/2022 Operating Budget

Recommended action: Adopt Resolution 2021-01

Public comment: *A public comment opportunity was provided*

***Board Action:*** *Treasurer Cochran made a motion to approve Resolution 2021-01 – Adopting Fiscal Year 2021/2022 Operating Budget. The motion was seconded by Vice President Wade and carried unanimously (5-0).*

#### **K. DISCUSSION ITEMS: (20 minutes)**

1. General Manager Report

2. Remarks/reports by Directors

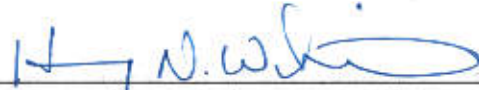
**L. ADJOURNMENT: *President Bell adjourned the meeting at 9:20 PM***

Submitted by:



Mark Bell, Board President

Attest:



Henry N. White, Clerk and Ex-Officio Secretary