MINUTES OF THE JULY 18, 2022
BOARD OF DIRECTORS PUBLIC HEARING AND REGULAR MEETING
OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT

1. CALL TO ORDER, ROLL CALL

The July 18, 2022 meeting of the Board of Directors of the Rio Linda/Elverta Community Water District called to order at 6:30 p.m. Visitor Depot Center 6730 Front St., Rio Linda, CA 95673. This meeting will be physically open to the public with some reasonable limitations pursuant to current state and county guidelines. all in-person attendees are required to wear masks pursuant to the Sacramento County public health order and the federal Americans with disabilities act. Director Ridilla led the pledge of allegiance.

General Manager Tim Shaw took roll call of the Board of Directors. Director Jason Green, Director John Ridilla, Director Chris Gifford, Director Mary Harris, General Manager Tim Shaw, District Engineer, Mike Vasquez, and Barbara Brenner, Legal Counsel were present and Matt Edling via zoom.

Director Harris requested to have Agenda Item 8.3 removed from the agenda.

It was moved by Director Harris and seconded by Director Green to remove Agenda Item 8.3. Directors Green, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0.

2. PUBLIC COMMENT – No public Comment.

3. PUBLIC COMMENT PRIOR TO CLOSED SESSION – No public Comment.

4. CLOSED SESSION - The Board of Directors will meet in Closed Session to discuss the following item

4.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: (Pursuant to paragraph (1) of subsection (d) of Government Code Section 54956.9)
One Case: *Rio Linda Elverta Community Water District v. United States*, Case No. 2:17-cv-01349

5. RETURN TO OPEN SESSION, REPORT OF ACTIONS TAKEN IN CLOSED SESSION.

No reportable action was taken during closed session.

6. CONSENT CALENDAR
6.1. Minutes June 29, 2022
6.2 May Expenditures
6.3 May Financials

It was moved by Director Ridilla and seconded by Director Green to approve the consent calendars. Directors Green, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0.

7. PUBLIC HEARING to adopt the RLECWD 2020 Urban Water Management Plan

7.1 Open Public Hearing

7.2 2020 Urban Water Management Plan – PowerPoint presentation by KRISTYN LINDHART.

7.3 Public Comment – no public comment.

7.4 Close Public Hearing

7.5 Consider Adoption of the 2020 Urban Water Management Plan (URMP)

It was moved by Director Harris and seconded by Director Ridilla to Adopt the 2020 Urban Water Management Plan (URMP). Directors Green, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0.

8. REGULAR CALENDAR
ITEMS FOR DISCUSSION AND ACTION

8.1 GM Report.
The General Manager, Tim Shaw provided his monthly report to the Board of Directors.
The Board took no action on this item.

8.2 District Engineer's Report.

The Contract District Engineer report provided a General District Engineering, Active Development Reviews (only projects with updates from the last Board Meeting), CIP Dry Creek Road Pipe Replacement Project and 2020 Urban Water Management Plan.

The Board took no action on this item.

Board motioned earlier in the meeting to remove Agenda Item 8.3

8.3 Consider authorizing Board Member Compensation for an existing Board Member's attendance at Sacramento Groundwater Authority special meetings.

8.4 Consider adopting proposed revisions to RLECWD policy 2.20.140, Board Member Compensation.

The June 6th Executive Committee did discuss this item and forwarded the proposed revisions to Policy 2.20.140 onto the June 29th Board agenda with the Committee's recommendation for Board approval. However, at the June 29th meeting the Board referred the item back to committee. The following aspects of the current policy are being contemplated:

- The current policy does not authorize Board Member compensation for Sacramento Groundwater Authority (SGA) special meetings. Beginning in the fall of 2021, SGA has conducted a special meeting every other month. Halfway through 2022, SGA has held five special meetings, mostly very brief (less than 15-minutes) special meetings pursuant to AB 361 to extend the SGA Board's finding that health and safety warrants restricting in-person attendance for SGA meetings.
- There is no current provision in RLECWD policies to stipulate timely submittal of Board Member compensation request. One Board Member has not submitted a compensation request for any meeting for at least the past several months, which inhibits the ability to assess the scope of pending compensations, which may have been inconsistent with the current policy.
- Existing policies pursuant statutes regulating elected officials' meeting compensation require Board Members provide a brief account of the meeting for which they have requested compensation. Outside agency (e.g. SGA) meeting agendas and minutes have been included in RLECWD Board packets to inspire Board member briefings on the meetings Board Members attended. Unfortunately, SGA does **not** publish minutes of their special meetings.

The proposed draft of the revisions to Policy 2.20.140 is included with the Board packets. The proposed draft includes additional revisions to the proposed draft included with the June 29th Board packets. The additional revisions include stipulations for timely submittal of Board Member compensation requests and echo the requirements for Board Member provided briefings.

Comments/Questions – No public comment.

It was moved by Director Ridilla and seconded by Director Harris to adopt the proposed revisions as written to RLECWD policy 2.20.140, Board Compensation. Directors Green, Gifford, Harris and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0.

8.5 Consider authorizing an extension of time for responses to the independent auditing services Request for Proposals.

The Request for Proposals (RFP) for independent auditing services resulted in only one proposal from a qualified services provider. Staff reached out to another services provider, who had corresponded with the District for clarifications, but who did not submit a proposal. Staff was able to assuage concerns the second services provider held.

RFPs are a competitive process intended to yield the most qualified services provider performing services for a reasonable charge. These objectives are precluded when only one respondent submits a proposal.

Staff believes extending the time for submittal will result in at least one additional proposal, thus restoring the competitive process.

Comments/Questions – No public Comment.

It was moved by Director Ridilla and seconded by Director Gifford to extend the deadline for submittal of proposals for independent auditing services to July 20, 2022. Directors Green, Harris, Gifford, and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0.

8.6 Consider adopting Resolution 2022-06, authorizing direct assessments for qualifying delinquent accounts
At the June 29th meeting, the Board authorized the form of Resolution to execute direct assessments for qualified delinquent accounts. The Exhibit to the Resolution was not included in the June 29th packets as the appropriate account details were intentionally withheld. The Exhibit showing account delinquency details is not included.

Although this process has been authorized by existing RLECWD policy for quite some time, it behooves the Board to seek review by Legal Counsel to assure all notice requirements are met and time limits are observed. Accordingly, Legal Counsel has been reviewing the draft resolution, relevant statutes, and performing outreach to Sacramento County departments with purview over direct assessments.

Comments/Questions – No public Comment.

It was moved by Director Ridilla and seconded by Director Gifford to adopt Resolution No. 2022-06 Authorizing Direct Assessments for qualifying delinquent accounts. Directors Green, Harris, Gifford, and Ridilla voted yes. The motion carried with a roll call vote of 4-0-0

8.7 Authorize any New Board Member Assignments (committees and other) Proposed by the Chair Pursuant to District Policy 2.01.065.

No new assignments.

9.INFORMATION ITEMS

9.1 District Activities Reports

9.1.1 Water Operations Report – Written report provided.
9.1.2 Completed and Pending Items Report – Written report provided.
9.1.3 Conservation Report – Written report provided.
9.1.4 Leak Repair Report – Report provided.
9.1.5 Confirmation of Water Supply / Demand Assessment- Report provided.

9.2 Board Member Report

9.2.1 Report any ad hoc committees dissolved by requirements in Policy 2.01.065 – No action taken.
9.2.2 Sacramento Groundwater Authority – Harris (primary) – Agenda Provided.
9.2.3 Sacramento Groundwater Authority 3 X 3 Ad Hoc (Harris) - Committee dissolved.
9.2.4 Executive Committee – Gifford, Ridilla – Minutes provided.
9.2.5 ACWA/JPIA – Ridilla – No report.

10. DIRECTORS' AND GENERAL MANAGER COMMENTS – Director Harris passed out a document to the Board members and made comments about the General Manager Tim Shaw.

Director Harris requested an evaluation of the GM be put on the next agenda.

11. ADJOURNMENT - The meeting was adjourned at 8:00pm.

Respectfully submitted,

Signature on File
Timothy R. Shaw, Secretary

Signature on File
Jason Green, President of the Board