

MINUTES

Thursday, August 17, 2017
Mammoth Community Water District
Regular Board Meeting

The Board of Directors convened in session at the hour of 5:36 p.m. A brief recess was taken and the meeting was adjourned at 7:36 p.m.

Prepared by:



Stephanie Hake
Executive Assistant

ATTEST:



Patrick A. Hayes
General Manager

THE REGULAR MEETING of the Board of Directors of the Mammoth Community Water District held on Thursday, August 17, 2017 at 5:36 p.m.

A. ROLL CALL

Board Present

Director: Tom Cage
Director: Robert Creasy
Director: Dennis Domaille
Director: Eric Kaufman
Director: Tom Smith

Board Absent

None

Staff Present

General Manager: Pat Hayes
District Engineer: John Pedersen
Operations Superintendent: Clay Murray
Maintenance Superintendent: Mark Busby
Finance Manager: Jeff Beatty
Public Relations / Environmental Specialist Manager: Irene Yamashita
Information Services Manager: Justin Mulbay
Human Resources Manager: Kay Hartman
Executive Assistant: Stephanie Hake
District Counsel: Joshua Horowitz (*via telephone*)

Guests Present

Richard Teaman: Teaman, Ramirez & Smith
Rick Gallo: Teaman, Ramirez & Smith

B. PUBLIC FORUM

President Smith opened the public forum at 5:37 p.m.

No one addressed the Board.

President Smith closed the public forum at 5:37 p.m.

PUBLIC HEARING

President Smith opened the public hearing to receive comments concerning the filing of reports on delinquent water and sewer charges as of June 30, 2017 at 5:37 p.m.

No one addressed the Board.

President Smith closed the public hearing at 5:37 p.m.

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C. CONSENT AGENDA

C-1 Approval of July 2017 Check Disbursements (Springbrook #'s 53307 – 53444)

C-2 Approval of Minutes from the Regular Board Meeting Held July 20, 2017

It was noted that Directors Cage and Smith were absent for the July 20 Board meeting; therefore they abstained from approving item C-2.

Director Creasy made a motion.

BOARD ACTION – To approve the Consent Agenda items C-1

MOVED BY: Director Creasy
SECONDED BY: Director Kaufman
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith
NAYS: None
ABSENT: None
ABSTAIN: None

BOARD ACTION – To approve the Consent Agenda items C-2

MOVED BY: Director Creasy
SECONDED BY: Director Kaufman
AYES: Directors Creasy, Domaille, and Kaufman
NAYS: None
ABSENT: None
ABSTAIN: Directors Cage and Smith

D. CURRENT BUSINESS

D-1 Presentation, Discussion and Filing of the 2016-2017 Financial Audit

- **Richard Teaman, CPA, Teaman, Ramirez & Smith**

Richard Teaman, CPA, Teaman, Ramirez and Smith, opened by describing the goal of the auditor is to issue an opinion on the District's financial statements and that his firm was issuing an "unqualified" opinion on the District's fiscal year 2017 financial statements, which is the highest rating available in accordance with GAAP (Generally Accepted Accounting Principles). An "unqualified" opinion indicates that financial information is being reported properly and with full disclosures.

Mr. Teaman encouraged Board members to review the MDA (Management's Discussion and Analysis) which is a synopsis of the year regarding finance related details and capital projects. Mr. Teaman followed with a review of the Draft 2016-2017 Financial Audit; highlighting the differences in content and layout from previous years' audits.

Mr. Teaman made note that staff's preparation for this year's field work was the best in all the years they have been working with the District.

A couple of questions from Board members were addressed.

In closing, Board members expressed compliments to the Finance Department for their thorough preparation and appreciation to Mr. Teaman and his team for their time.

President Smith called for a motion.

BOARD ACTION – To accept the Fiscal Year 2016-2017 Draft Financial Audit dated 8/16/17 as presented

MOVED BY: Director Cage
SECONDED BY: Director Creasy
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith
NAYS: None
ABSENT: None

D-2 Discussion and Possible Adoption of Resolution No. 08-17-17-16 Confirming Collection and Requesting Inclusion of Delinquent Rates, Charges and Penalties for Water and Sewer Service on the Mono County Tax Roll for the Forthcoming Fiscal Year in the Same Manner as the District's General Taxes

Jeff Beatty noted that there had been a change to Exhibit A. The delinquent amount for property assessment number 035-181-033-000, under the name of J. Palacios had been reduced from \$505.62 to \$305.62.

Director Domaille made a motion.

BOARD ACTION – To adopt Resolution No. 08-17-17-16 confirming collection and requesting inclusion of delinquent rates, charges and penalties for water and sewer service on the Mono County tax roll for the forthcoming fiscal year in the same manner as the District's general taxes; noting the reduced delinquent amount for property assessment number 035-181-033-000 reflected in Exhibit A

MOVED BY: Director Domaille
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith
NAYS: None
ABSENT: None

D-3 Discussion and Possible Approval of the Notice of Exemption (NOE) for the Snowcreek Vault Improvement Project

John Pedersen briefly description the proposed project.

Following a brief discussion, President Smith called for a motion.

BOARD ACTION – To approve the Notice of Exemption (NOE) for the Snowcreek Vault Improvement Project

MOVED BY: Director Domaille
SECONDED BY: Director Kaufman
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith

NAYS: None
ABSENT: None

D-4 Discussion and Possible Adoption of Resolution No. 08-17-17-17 Recognizing the Mammoth Community Water District's Staff for Their 60 Years of Service to the Community of Mammoth Lakes

President Smith recited the resolution and stressed the Board's appreciation for staff and a job well done. A brief discussion followed.

Director Domaille made a motion.

BOARD ACTION – To adopt Resolution No. 08-17-17-17 recognizing the Mammoth Community Water District's staff for their 60 years of service to the Community of Mammoth Lakes

MOVED BY: Director Domaille
SECONDED BY: Director Cage
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith
NAYS: None
ABSENT: None

E. CONSENT AGENDA NO. 2 – MANAGEMENT REPORTS

- E-1 Operations Superintendent's Report**
- E-2 Maintenance Superintendent's Report**
- E-3 Finance Manager's Report**
- E-4 District Engineer's Report**
- E-5 Information Services Manager's Report**
- E-6 Human Resources Manager's Report**
- E-7 Public Relations / Environmental Specialist's Report**
- E-8 General Manager's Report**

There was no discussion.

President Smith called for a motion.

BOARD ACTION – To approve the Consent Agenda No. 2

MOVED BY: Director Cage
SECONDED BY: Director Creasy
AYES: Directors Cage, Creasy, Domaille, Kaufman, and Smith
NAYS: None
ABSENT: None

Meetings Held During the Month

Finance Committee – August 16, 2017

Tom Cage
Robert Creasy

Technical Services Committee – August 16, 2017

Dennis Domaille
Eric Kaufman

Finance Committee: Director Cage commented that the Finance Committee primarily discussed the results of the audit.

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Technical Services Committee: Director Domaille reported that the Technical Services Committee meeting was held and there was nothing to report.

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There were no other committee meetings held during the month.

H. ATTORNEY REPORT

Attorney Horowitz reported that the State legislature is currently in recess, but off-line discussions regarding language for long-term conservation requirements are leaning towards having more control at the local agency level as opposed to the State level. He will update the District as the bill moves forward.

Attorney Horowitz additionally reported as a follow up to the question which arose at the June 2017 Board meeting regarding Director Cage's ability to participate as a Commissioner on the Mono Co. LAFCO board with decisions that affect the MCWD. It was determined that unless the Mono County LAFCO has a written policy not allowing a commissioner to participate in decisions that affect their agency, Director Cage may participate.

The Board members went into closed session at 6:44 p.m.

H. CLOSED SESSION

H-1 Conference with Legal Counsel

Existing Litigation – Pursuant to Government Code Section 54956.9 (a) Case: Mammoth Community Water District vs. United States Department of Interior, Bureau of Land Management; Mammoth Community Water District v. United States Department of Agriculture, Forest Service

H-2 Conference with Legal Counsel

Existing Litigation – Pursuant to Government Code Section 54956.9 (a) Case: Mammoth Community Water District vs. Great Basin Unified Air Pollution Control District with ORNI 50, LLC as a Real Party in Interest – Mono County Superior Court

The Board returned to open session at 7:36 p.m. and there was no report out.

I. ADJOURNMENT

President Smith adjourned the meeting at 7:36 p.m.