

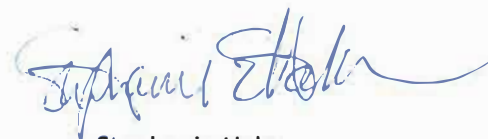
# MINUTES

Thursday, May 19, 2022  
Mammoth Community Water District  
Regular Board Meeting

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*The Board of Directors convened in session at the hour of 5:37 p.m. There was no recess taken and the meeting was adjourned at 7:49 p.m.*

Prepared by:



Stephanie Hake  
Executive Assistant

ATTEST:



Mark Busby  
Board Secretary

**THE REGULAR MEETING** of the Board of Directors of the Mammoth Community Water District held on Thursday, May 19, 2022 at 5:37 p.m.

### **ROLL CALL**

#### **Board Present**

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

#### **Board Absent**

Director: Gary Thompson

#### **Staff Present**

General Manager: Mark Busby  
District Engineer: Garrett Higerd  
Operations Superintendent: Clay Murray  
Finance Manager: Jeff Beatty (*via zoom*)  
Information Services Manager: Justin Mulbay  
Human Resources Manager: Chris Weibert  
Plant Maintenance Supervisor: Rob Motley  
Senior Administrative Analyst: Betty Hylton  
Administrative Analyst: Leanna Block  
District Counsel: Joshua Horowitz (*via zoom*)

#### **Guests Present**

Pam Bold, High Sierra Energy Foundation

***Some items were taken out of order to facilitate the meeting.***

### **PUBLIC FORUM**

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

*Pam Bold from the High Sierra Energy Foundation provided the Board with an update on the annual LivingWise program. Ms. Bold said that the program continues to be well received by the sixth-grade science students and they are looking forward to touring the MCWD facilities over the next couple of weeks. She added that they were not requesting funding for this year, due to having excess funds because of modified programs during the period of Covid-19 protocols.*

*The Board thanked Ms. Bold for her comments and President Smith closed the public forum at 5:40 p.m.*

**CONSENT AGENDA A**

**A-1 Approve the April 2022 Check Disbursements (InCode #'s 2357 – 2460)**

**A-2 Approve the Minutes from the Regular Board Meeting held April 21, 2022**

*There was no discussion and Director Domaille made a motion.*

**BOARD ACTION – To approve Consent Agenda A**

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

**CONSENT AGENDA B – STAFF REPORTS**

**B-1 Operations Department Report**

**B-2 Maintenance Department Report**

**B-3 Finance Department Report**

**B-4 Engineering Department Report**

**B-5 Information Services Report**

**B-6 Personnel Services Report**

**B-7 Regulatory Support Services Report**

**B-8 General Manager's Report**

*Director Creasy made a motion.*

**BOARD ACTION – To approve Consent Agenda B**

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

**CURRENT BUSINESS**

**C-1 Discuss and Nominate Up to Two Regular Members for Positions on Mono County LAFCO**

*Mark Busby said that Director Thompson was appointed in 2020 as an alternate member with his term expiring in 2024 and that it appears according to the letter from Mono County requesting nominations that MCWD can nominate two members.*

*Following was a discussion among staff and the Board regarding the question of nominating one or two persons to fill the two positions. Director Creasy nominated Director Cage for the position. This was followed by Director Cage nominating Director Domaille in the event MCWD could submit two nominations. Direction was then given for staff to contact Mono County for clarification.*

*Later in the meeting, Mark Busby came back with clarification that each independent special district can only have one member on LAFCO. Therefore, the nomination for Director Domaille was withdrawn.*

**BOARD ACTION – To nominate Director Cage for a position on Mono County LAFCO**

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

**C-2 Discuss and Consider Adopting Resolution No. 05-19-22-10 Revising the Appropriations Limitation for the fiscal year 2022-2023**

*Jeff Beatty provided a brief review of the annual process. There was no discussion and Director Creasy made a motion.*

**BOARD ACTION – To adopt Resolution No. 05-19-22-10 revising the Appropriations Limitation for the fiscal year 2022-2023**

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

**C-3 Discuss Negotiating a Property Tax Allocation to District Related to Annexation of Snowcreek VIII Property**

*Mark Busby, Garrett Higerd, and Director Cage provided a thorough update on the discussion that took place at the recent meeting with Mono County staff.*

*A lengthy discussion followed regarding various issues involved in the discussion with the County, including the District's allocation in other tax rate areas, the evaluation on which tax payments would be based, and tax allocation for golf course land. Staff will continue to monitor developments and work with Mono County on a resolution.*

**BOARD ACTION – None, information only**

**COMMITTEE MEETINGS HELD DURING THE MONTH**

Ad-Hoc Code Book Committee – May 3, 2022

Tom Smith  
Dennis Domaille

Technical Services Committee – May 18, 2022

Dennis Domaille  
Gary Thompson (*absent*)

Finance Committee – May 18, 2022  
Tom Cage  
Robert Creasy

Ad Hoc Code Book Committee:

Director Smith said the committee met and staff presented the plan for deconstructing the MCWD Code Book. He described it as a scoping meeting with some philosophical discussion to provide staff with direction on the project.

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Technical Services Committee:

Director Domaille reported that the project to rehabilitate Wells 1 and 25 was recently completed. The full success of the project won't be realized until water distribution fully transitions to groundwater in the coming weeks. He also said that the storage in Lake Mary reached full capacity yesterday. This is attributed to the operations staff being very diligent with managing the meager snow melt.

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Finance Committee:

Director Cage said that it is early in the fiscal year and there were only a couple of questions at the committee meeting. He also noted that the District received a premium refund check for \$73,000 from ACWA-JPIA. Jeff Beatty clarified a question regarding available fund balances and liabilities.

**DIRECTOR COMMENTS, REQUESTS, AND REPORTS**

There were no comments from Directors.

**ATTORNEY REPORT**

Attorney Horowitz reported that the State Water Resources Control Board (SWRCB) is scheduled to hear comments regarding the proposed emergency conservation regulations at its May 24 meeting. The SWRCB is expected to adopt a regulation prohibiting irrigation of "non-functional" turf. It appears that the enforcement of this regulation will be up to the individual agencies to handle. Additionally, agencies will be required to implement a 20% reduction in demand. The regulations will likely take effect mid-June.

No recess was taken, and the Board went into closed session at 6:50 p.m.

**CLOSED SESSION**

**D-1 Conference with Legal Counsel**

Anticipated litigation; Government Code sections 54954.5(c) and 54956.9(a) and (d)(2) and (3);  
Consideration of initiating litigation involving Town of Mammoth Lakes' approval of CEQA Addendum to the 1999 Subsequent Program Environmental Impact Report for the Limelight Hotel project

**REPORT OUT AND ADJOURNMENT**

*The Board adjourned out of closed session at 7:49 p.m.*

*There was nothing to report from closed session.*

*President Smith adjourned the meeting at 7:49 p.m.*