

# MINUTES

Thursday, July 19, 2018  
Mammoth Community Water District  
Regular Board Meeting

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*The Board of Directors convened in session at the hour of 5:32 p.m. A brief recess was taken and the meeting was adjourned at 7:25 p.m.*

Prepared by:



Stephanie Hake  
Executive Assistant

ATTEST:



Patrick A. Hayes  
Board Secretary

**THE REGULAR MEETING** of the Board of Directors of the Mammoth Community Water District held on Thursday, July 19, 2018 at 5:32 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 phone*)

#### Guests Present

None

### B. PUBLIC FORUM

*President Smith opened the public forum at 5:32 p.m.*

*No one addressed the Board.*

*President Smith closed the public forum at 5:32 p.m.*

### C. CONSENT AGENDA

- C-1 Approval of June 2018 Check Disbursements (Springbrook #'s 54717 – 54834)**
- C-2 Approval of Minutes from the Regular Board Meeting held June 21, 2018**
- C-3 Approval of Minutes from the Special Board Meeting held June 27, 2018**

**C-4 Adoption of Resolution No. 07-19-18-16 Setting a Public Hearing on the Report of Delinquent Water and Sewer Charges as of June 30, 2018**

**C-5 Approval of Task Order No. 6 for Hydro-Geologic Consulting Services Relating to the Casa Diablo IV (CD-4) Geothermal Project under the Master Services Agreement with Wildermuth Environmental, Inc. (WEI)**

**C-6 Approval of the Notice of Exemption (NOE) for the Lakes Basin Flume Maintenance Project**

*There was no discussion. President Smith called for a motion.*

**BOARD ACTION – To approve the Consent Agenda items C-1, C-2, C-3, C-4, C-5, and C-6**

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

#### **D. CURRENT BUSINESS**

##### **D-1 Quarterly Water Supply Update**

*Clay Murray provided a brief summary of the current water supply and that the recommendation is to not make any changes to the conservation level at this time.*

**BOARD ACTION – None**

##### **D-2 Changes to the Conflict of Interest Code**

**A. Discussion and Possible Adoption of Ordinance No. 07-19-18-17 Repealing Chapter 6 of the MCWD Code**

**B. Discussion and Possible Adoption of Resolution No. 07-19-18-18 Amending the MCWD Conflict of Interest Code**

*A couple of questions were asked then Director Cage made a motion for item A, followed by Director Creasy making a motion for item B. It was then pointed out that the Code's list of Designated Positions on page 2 contained the classification title of Public Affairs/Environmental Specialist which has recently been replaced with the classification title of Principal Analyst; therefore Director Creasy amended his motion to include revising the classification title.*

**BOARD ACTION – A. To adopt Ordinance No. 07-19-18-17 repealing Chapter 6 of the MCWD Code**

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

**BOARD ACTION – B. To adopt Resolution No. 07-19-18-18 amending the MCWD Conflict of Interest Code and to amend the code as presented by striking the Public Affairs/Environmental Specialist title under Designated Positions and change it to read Principal Analyst**

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

**D-3 Discussion and Nomination of Up to Two Regular Members and One Alternate Member for Positions on Mono County Local Agency Formation Commission (LAFCO)**

*Director Cage reported that the two commission seats and one alternate position held by Special District representatives expired on May 2, 2018. Therefore the LAFCO Executive Officer will be holding an election in the next couple of months to fill the positions. In the meantime the Executive Officer is seeking nominations for the three positions.*

**BOARD ACTION – To nominate Director Cage as a candidate for a commission seat on the Mono County LAFCO**

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

**BOARD ACTION – To nominate Director Creasy as a candidate for the Special District alternate member on the Mono County LAFCO**

MOVED BY: Director Cage  
SECONDED BY: Director Kaufman  
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**

*President Smith called for a motion.*

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

### **Meetings Held During the Month**

LAFCO – June 20, 2018

Tom Cage

Investment Committee – July 18, 2018

Tom Cage

Robert Creasy

Finance Committee – July 18, 2018

Tom Cage

Robert Creasy

Technical Services Committee – July 18, 2018

Dennis Domaille

Robert Creasy (*alternate*)

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#### **LAFCO:**

*Director Cage reported that the LAFCO met on June 20 to adopt the budget for the coming fiscal year and that the MCWD, as a Special District within Mono County, will be invoiced for its portion of the annual LAFCO budget. He also reported that the two seats on the commission held by Special District members expired on May 2, 2018. The LAFCO secretary is seeking nominations for the two positions, as well as one alternate seat. Director Cage indicated that he would be interested in serving another term and Director Creasy said he would be happy to be nominated as an alternate member.*

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#### **Investment Committee:**

*Director Cage reported that the Investment committee is focusing on maximizing the rate of return on the District's investment portfolio while minimizing the cost of managing the portfolio. He reported that staff are still doing research and a possible outcome would be that the committee will come back to the Board in the coming months with a recommendation to change from the current investment manager to a simpler, more in-house investment management option.*

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#### **Finance Committee:**

*Director Cage reported that staff presented a proposal to the Committee that is meant to encourage Food Service Establishments (FSE) to upgrade their existing grease trap to a more efficient Goslyn Grease Trap. The Committee directed staff to work out the details of implementing either Option 1, Option 2, or possibly a hybrid of the two from the presentation that accompanied the Information Services department monthly report. Both options are designed with a \$0 cost to MCWD with full FSE participation.*

*It was also noted that the recently completed Recycled Water Storage Rehabilitation project came in at less than half of the budgeted \$515,000 mostly due to the coordinated efforts of the Maintenance and Engineering departments and much of the work being done by the in-house construction crew.*

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Technical Services Committee:

*Director Creasy reported the highlights of the meeting were that the solar plant had its best production month since June 2012; the Lake Mary Treatment Plant is operating at the plant's maximum capacity; the Maintenance department has installed time-of-use controls on the recycled water pumps at the WWTP; and the IS department has implemented software and staff training to avoid email phishing threats.*

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*There were no other committee meetings held during the month.*

## **H. ATTORNEY REPORT**

*Attorney Horowitz reported that AB 3206 which would set accuracy standards, testing and reporting requirements for water meters installed by urban water suppliers is moving forward, having passed out of the assembly and is now in the senate. He noted that ACWA is in opposition to the bill as written unless some amendments are made to reduce some of the testing requirements and that would better align with the AWWA standards.*

*Because the legislature is currently in recess, there are no new developments on the proposed water tax bill that was associated with SB 623.*

*The Board members went into closed session at 6:01 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. Great Basin Unified Air Pollution Control District with ORNI 50, LLC as a Real Party in Interest – Mono County Superior Court

### **H-2 Conference with Real Property Negotiators**

Involving the Acquisition of Easements on Ranch Road, Woodcrest Trail and Adjacent Common Areas Adjacent to the Site of Proposed District Well 32, Town of Mammoth Lakes; Director Cage, Director Domaille, Pat Hayes and John Pedersen, District Negotiators, negotiating with Representatives of The Ranch at Snowcreek Owners' Association and The Fairway Ranch Owners Association. Instructions by the Board to the District's Negotiators may include Price, Terms of Payment, or both. (See Government Code sections 54954.5(b) and 54956.8.)

### **H-3 Public Employee Performance Evaluation – General Manager**

Pursuant to Government Code sections 54954.5(e) and 54957

**H-4 Conference with Labor Negotiator**

Pursuant to Government Code Section 54957.6

District Employee Relations Officer: Patrick Hayes

Employee Organizations: International Union of Operating Engineers, Local Union No. 12, Unrepresented Employees; Management, Supervisory and Confidential

*The Board returned to open session at 7:25 p.m.*

*There was nothing to report.*

**I. ADJOURNMENT**

*President Smith adjourned the meeting at 7:25 p.m.*