Approved Final Minutes

**Regular Board of Directors Meeting**

June 8, 2023 – 6 pm

1. **Call To Order**

Director Woolery called the meeting to order at 6:00 p.m.

Directors present:

Butcher, Lund, Rickert, Woolery, McCarley

Staff present:

Terri White- Finance Manager

Ben Duncan- Operations Manager

Colleen Geiger- Administrative Specialist

Legal Counsel: Dustin Cooper, with Minasian, Meith, Soares, Sexton & Cooper, LLP- Attorneys at Law

1. **Flag Salute**

The flag salute was led by Caitlin Cooper

1. **Public Participation**

Time set aside for members of the public that wish to address the Board regarding operations of the District within the jurisdiction of the Board. Individuals are requested to fill out a Speaker Request Form and limit comments to a maximum of three minutes.

* Richard Heath- He lives in the Green Acres area and has a problem getting water. He mentioned that his neighbor is an employee of ACID, and he is getting plenty of water.
* David Grabeal- He has lived in South Redding for over 30 years, in Lateral 3, and has not had any issues until this year. Seepage on the property and vegetation is also an issue in his home. He said that help from ACID employees has been good, and the County has been on board with some of the issues.
* Dana Sandifer- She asked about immediate help with the housing; said she has been out of her house for 6 weeks. She said the end of Jacqueline section of the canal has no lining, and it is getting worse.
* Joanna Brown- She said the ditch tenders as well as the management of the ditch tenders have been irresponsible to her, and several of her neighbors. ACID needs to better train employees,

as well as communicate better with the irrigators.

* Bruce Gerard- He recommends using an algaecide treatment. Possibly try to shut off the canal for a while, it would be an inconvenience but it worked a few years ago.
* Robert Rich-He lives in the Green Acres/Churn Creek area. Has never had canal problems before. Communication is key; let him know what is going on; water operators are not returning his calls. He is not getting his water.
* Sam Moghadam- He said ACID needs to go back to fundamentals. Ran the canal through farmland which turned into water problems. Need to respect our forefathers and future children. That we need to have a think tank.

1. **Consent Items**
2. Approve the Minutes of the Regular Board Meeting on May 11, 2023, Special Board Meeting on May 19, 2023, Special Board Meeting on May 22, 2023, Special Board Meeting on May 26, 2023, and Special Board Meeting on May 29, 2023.

A motion was made by Director Lund and a 2nd by Director Rickert to approve the Minutes for the above Board Meetings (4.a.) with the changes requested. The May 29, 2023, minutes were tabled until the next Board meeting. The motion passed with a 5-0 vote.

* 1. Financial Status Report for Year-to-Date Through May 2023.
  2. Payroll – Approve the Payroll Check Register for the Month of May 2023.
  3. Electronic Federal Tax Payment System (EFTPS) & Automated Clearing House (ACH) – Approve transactions for the Payroll Periods May 1, 2023, and May 15, 2023.
  4. Voided and/or missing checks for May 2023.
  5. Cash Disbursement Journal for May 2023.

A motion was made by Director McCarley to approve 4. (b.c.d.e.), Director Butcher made the second, and the motion passed with a 5-0 vote.

A motion was made by Director McCarley, and it was seconded to meet with CV Strategies and to approve item 4. f., and the motion passed with a 5-0 vote.

1. **Business Items**
   1. Discuss and Consider Approval of General Manager Appointment

The motion was made by Director Rickert, and a second from Director Lund to approve the contract for the General Manager, and the motion passed with a 5-0 vote.

* 1. Discuss and Consider District Protocols in the absence of a General Manager

Directory Woolery suggested forming an ad hoc committee consisting of 2 board members, Ben Duncan, and Terri White as the team members. They will meet once a week to discuss issues.

* 1. Discuss and consider the contract to hire Randy Davis as a part-time Irrigation Consultant

Director McCarley made a motion to approve drawing up a legal contract to hire Randy Davis, at $70 an hour, for up to 25 hours a week, the motion was seconded and it passed with a 5-0 vote.

* 1. Discuss and consider a contract to hire part-time temporary maintenance employees through K and S Staffing.

Ben Duncan spoke about how ACID is short-staffed in the field and needs help now. The ditch tenders have been working overtime, and are getting burned out. Per discussion, OT will be stopped immediately.

A motion was made, with Director McCarley making the second, and the motion passed with a 5-0 vote.

* 1. Discuss and consider contracting a consultant to oversee the administration of the WaterSmart grant.

It was funded for $100,000, and we need to find a grant administrator to complete the process.

The Board discussed different options required in order to administer the grant.

A motion was made by Director Lund to get an extension on the deadline in order to wait until the new General Manager, Justin Dahl, begins on June 26, 2023, for administering the grant, and Director McCarley made the second, with the motion passing with a 5-0 vote.

* 1. Discuss and Consider Approval of ACID Investment Policy

A copy was sent to Rick Hill, and Dustin Cooper (legal counsel)

A finance committee was formed with Directory Woolery, and Directory McCarley as members

Director Rickert made a motion to accept the Investment policy, and Director McCarley made the second and passed with a 5-0 vote.

* 1. Discuss and Consider Summer Internship(s), and possible scope of work

Regan’s work schedule will be July 11-August 18, 2023, and his pay will be $20.00 per hour.

A motion was made by Director Rickert, it was seconded, and the motion passed with a 5-0 vote.

Sebastian (not present), is another possible intern for the summer, but no action was taken.

* 1. Discuss and Consider Comments to Draft Municipal Service Review (MSR) to be presented for adoption at a future Shasta County Local Agency Formation Commission (LAFCO) Meeting

Consolidate, and send comments to Director Lund by June 22.

1. **Other Business**
   1. Operations Manager Report

Ben said that his report is the same as the public comment and that we need more help to deal with all the issues. The water operators have been working tirelessly, but we need to stop working them overtime.

Public Comment- Nadine Bailey said that this has been 20 years in the making, and we didn’t cause this.

1. **Closed Session**
   1. Conference With Legal Counsel – Existing Litigation (Government Code §54956.9(d)(1).)
      1. *PCFFA v. Raimondo* (USDC E.D. Cal., Case No. 1:20-cv-00431-JLT-EPG
      2. *CNRA v. Raimondo* (USDC E.D. Cal., Case No. 1:20-cv-00426-JLT-EPG
   2. Conference With Legal Counsel – Anticipated Litigation (Government Code §54956.9(d)(2) or (d)(4)); One Case.
2. **Adjourn-** 10:05 p.m. No action taken in closed session.

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Dan Woolery

President