

**MINUTES OF THE SEPTEMBER 20, 2021  
BOARD OF DIRECTORS PUBLIC HEARING AND REGULAR MEETING  
OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT**

**1. CALL TO ORDER, ROLL CALL**

The September 20, 2021 meeting of the Board of Directors of the Rio Linda/Elverta Community Water District called to order at 6:30 p.m. Visitor's Depot Center 6730 Front Street, 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. President Harris led the pledge of allegiance.

General Manager Tim Shaw took roll call of the Board of Directors. President Jason Green, Director Robert Reisig, Director Mary Harris, Director Gifford and General Manager Tim Shaw, Legal Counsel were present. Director Ridilla was absent.

**2. PUBLIC COMMENT**

Public Member – Ted Costa, Board Member from the San Juan Water District, spoke to the Board of Directors about his running for LAFCo.

**3. PUBLIC HEARING TO CONSIDER ADOPTING RESOLUTION NO. 2021-04 FY 2021/2022 Budgets.**

- 3.1. Open Public Hearing**
- 3.2. Presentation of the item by staff of FY 2021-22 Operating and Capital Budget**
- 3.3. Public Comment-** Members of the public made comments to the Board and General Manager.
- 3.4. Close Public Hearing -**
- 3.5. Consider Adoption of Resolution No. 2021-04 FY 2021-22 Operating and Capital Budget**

*It was moved by Director Reisig and seconded by Director Gifford to adopt Resolution No. 2021-04 Fiscal Year 2021-2022.*

*Directors Green, Harris, Reisig, Gifford voted yes. Director Ridilla was absent. The motion carried with a vote of 4-0-0.*

Public member made a comment.

**4. CONSENT CALENDAR**

- 4.1 Minutes – August 16, 2021 Meetings**
- 4.2 July Expenditures**
- 4.3 July Financial Reports**

No public comment.

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

**REGULAR CALENDAR**

## **5. ITEMS FOR DISCUSSION AND ACTION**

### **5.1 General Manager's Report**

The General Manager presented his monthly report and offered to answer any questions the Board may have.

*The Board made no action on this item.*

### **5.2 District Engineer's Report – Mike Vasquez**

Mike Vasquez provided a written report to the Board of projects in the works since the last meeting of the Board and offered to answer questions. The report highlighted topics of General Engineering, Active Development Reviews, Well 16 Pumping Station Construction Project.

Comments/Questions – No public Comment.

*The Board made no action on this item.*

### **5.3 Consider approving the Request for Proposals (RFP) for professional services to draft the RLECWD 2020 Urban Water Management Report.**

2020 UWMPs were due for submittal to the California Department of Water Resources (DWR) on July 1, 2021. The RLECWD Board previously directed staff to bring an RFP to the Board for consideration. This process was postponed due to the unanticipated postponement of the June 2021 rates adjustment public hearing. It was virtually infeasible to move forward on drafting a 2020 UWMP under the uncertainty of the 2016-2020 rate structure. Furthermore, the 2016-2020 rate structure and its incompatibility with water loss, water efficiency and conservation mandates would have been unjustifiable.

The statutes and principles associated with the every 5-years cycle for adopting UWMPs continues to provide grants and low-interest loan ineligibility as a deterrent to those agencies considering NOT adopting an UWMP. Similarly, even if an agency adopts a new UWMP, written to comply with DWR published guidelines, grant and loan eligibility may be compromised if the agency fails to continue compliance with tangible, key elements of the 2020 UWMP. For example, an agency can adopt a new UWMP, get DWR approval of their 2020 UWMP, then fail to comply with indoor water use efficiency standards and become grants/loans ineligible despite having an adopted plan.

Contrastingly, if an agency decides to intentionally opt out of UWMP adoption to save the \$30,000 to \$50,000 preparation cost because the agency doubts its ability to comply with water loss, water efficiency or water conservation mandates, that agency may save money on the 2020 UWMP preparation cost, but that agency will likely see those savings offset by fines levied by the state for failing to achieve water loss, water efficiency or water conservation standards. In a sense, agencies can be penalized either way.

Public/Director -Comments/Questions – Public member Suela commented on the UWM Report. GM Shaw responded. Director Harris asked about the cost for which GM Shaw responded of an estimate of about \$50k.

*It was moved by Director Reisig and seconded by Director Green to approve the RFP for professional services to draft the RLECWD 2020 UWM Report. Directors Green, Reisig, and Gifford voted yes. Director Harris voted no. Director Ridilla was absent. The motion carried with a vote of 3-1-0.*

#### **5.4 Status Report on Engaging Professional Services for Pipe Replacement Project.**

The District Engineer reported to the Executive Committee on 9/7/2021 the status of the Annual Pipe Replacement Project RFP. At that time, contract negotiations were ongoing with the second most qualified respondent, but were not finalized. The Executive Committee's action was to forward an item to the 9/20/2021 Board Meeting with a recommendation to award the contract to the contractor if negotiations were complete. As of the date of preparing this agenda item, negotiations with the second most qualified respondent have not been finalized. Therefore, this item will serve as a status update and Board discussion, with no recommendation or requested Board action.

Negotiations with the most qualified contractor were unsuccessful, and therefore Staff commenced negotiations with the second most qualified respondent at the direction of the Executive Committee on 8/2/2021.

**No Board action is required on this item for informational only.**

#### **5.5 Consider approving the small-scope engagement contract with Affordable Heating and Air to replace the dysfunctional 1986 3-ton AC/Heat Pump package unit.**

The District office is served by 3 separate heating ventilation and air conditioning (HVAC) units. The middle HVAC unit began to deteriorate this summer. The unit cannot cool the office when the outside temperature approaches 90 degrees. Staff contacted a local HVAC service provider, who inspected the HVAC unit on the roof of the office. The local service provider confirmed the dysfunction and stated that the unit was built in 1986 (35-yrs ago) and they recommended replacement instead of attempted repair.

The threshold for prevailing wage services for a government agency is \$1,000, the cost to replace this old HVAC unit is well over \$1,000. The District's practice for documenting and compelling compliance with prevailing wage requirements is to use the District's standardized, Board pre-approved small-scope contract. This standardized contract stipulates all applicable statutory requirements; e.g., prevailing wage, workers comp insurance, liability insurance etc.

Staff has been corresponding with at least two local HVAC service providers to obtain quotes and verify qualification / experience. One observed impediment is the lack of experience for service to government agencies, which inspires reluctance by the service providers when they review the District's small-scope contract.

Public member Suela commented on this item.

*It was moved by Director Harris and seconded by Director Reisig approved the contract with Affordable Heating and Air to replace the 1986 3-ton AC/Heat Pump packing unit. Directors Green, Reisig, Harris, and Gifford voted yes. Director Ridilla was absent. The motion carried with a vote of 4-0-0.*

#### **5.6. Consider nominating any interested RLECWD Board Member(s) to participate in the Sacramento LAFCo elections.**

The notice from Sacramento County LAFCo, included as a document associated with this item.

No public comment.

**No action was taken by the Board on this item.**

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

No action taken.

**6. INFORMATION ITEMS**

**6.1. DISTRICT ACTIVITY REPORT**

- 6.1.1. Water Operations – Written Report provided.
- 6.1.2. Leak Repair Status Report – Written Report Provided.
- 6.1.3. Completed and Pending Items Report- Report provided.

Public member Suela commented on the Leak Repair Status reports.

**6.2. BOARD REPORTS**

- 6.2.1. Report any ad hoc committees dissolved by requirements in Policy 2.01.065
- 6.2.2. Sacramento Groundwater Authority – Harris, Reisig. – No meeting.
- 6.2.3. Executive Committee – Green, Reisig - Minutes provided.
- 6.2.4. ACWA/JPIA – Ridilla –No meeting.
- 6.2.5. LAFCo Special District Advisory Committee – Reisig –No. meeting.
- 6.2.6. MOU Renewal Negotiating Ad Hoc – John Ridilla, Robert Reisig

**7. Public Comment Prior to Closed Session.**

No public comment.

**8. CLOSED SESSION** - The Board of Directors will meet in closed session to discuss the following items:

**8.1. CONFERENCE WITH LABOR NEGOTIATORS** - (Pursuant to Government Code Section 54957.6) District Negotiators, Shaw.RLECW Employee General Unit, Teamster Local 150: MOU renewal negotiations.

**9. RECONVENE IN OPEN SESSION**

9.1. Announce any reportable actions authorized in closed session.

**President Green reported there is no action taken during closed session.**

**10. DIRECTORS' AND GENERAL MANAGER COMMENTS** – GM Shaw will be off the week of September 27<sup>th</sup>.

**11. ADJOURNMENT** President Green adjourned the meeting at 8:36 p.m.

Respectfully submitted,

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Timothy R. Shaw, Secretary

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Jason Green, President of the Board