



## **RANCHO MURIETA COMMUNITY SERVICES DISTRICT REGULAR BOARD MEETING**

August 16, 2017

Call to Order and Closed Session 4:00 p.m. / Open Session 5:00 p.m.

### **1. CALL TO ORDER/ROLL CALL**

President Mark Pecotich called the Regular Board Meeting of the Board of Directors of Rancho Murieta Community Services District to order at 4:00 p.m. in the District meeting room, 15160 Jackson Road, Rancho Murieta. Directors present were Mark Pecotich, Morrison Graf, Les Clark, and Gerald Pasek. Director John Merchant was absent. Also, present were Edward R. Crouse, Interim General Manager; Paul Siebensohn, Director of Field Operations; Eric Thompson, Controller; Suzanne Lindenfeld, District Secretary; and Richard Shanahan, District General Counsel.

### **2. ADOPT AGENDA**

*Motion/Clark to adopt the agenda with addition of Agenda Item 5.5 Discuss Laguna Joaquin Issue. Second/Graf. Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.*

### **3. EMPLOYEE ANNOUNCEMENTS, PROMOTIONS, COMMENDATION, AND KUDDOS**

None.

### **4. BOARD ADJOURNED TO CLOSED SESSION AT 4:03 P.M. TO DISCUSS THE FOLLOWING ITEM:**

Under Government Code Section 54957: Public Employee Performance Evaluation of the General Manager.

### **5. BOARD RECONVENED TO OPEN SESSION AT 5:00 P.M. AND REPORTED THE FOLLOWING:**

Under Government Code Section 54957: Public Employee Performance Evaluation of the General Manager.

**Nothing to report.**

### **5.5 DISCUSS LAGUNA JOAQUIN ISSUE**

President Pecotich started the discussion by stating what an awful thing it was that happened this past weekend, that the District takes this matter seriously, staff is looking at what happened, and then put together a plan to prevent this from happening again. There is no one thing that triggered the fish to die, it was a perfect storm. President Pecotich thanked both District and Rancho Murieta Association (RMA) employees for all the time and effort they put forth cleaning up Laguna Joaquin.

Edward R. Crouse stated that he agrees with the community that any fish kill is unacceptable. The District takes responsibility for the incident, will be evaluating the incident, and making changes to policies and procedures as needed to prevent this from re-occurring. Mr. Crouse clarified several misconceptions in the community, including the perception of the fish dying immediately after treatment, when it happened eight (8) days later; clarification on the dosage amount of the treatment which was 10 lbs. put in at the cove not the entire lake; clarification that District staff was on hand actively helping with the clean-up Saturday and Sunday; clarification on the CIA Ditch construction, which began mid-June was discussed and agreed to between the District, RMA and developer. No single event caused the fish to die; the low water levels, high temperatures, algae treatment all contributed to the incident. The District is committed to making it right and taking whatever measures need to prevent it from happening again.

Bill Ossolinski commented that as a fisherman, the fish kill was appalling to him, that the fish are important in the community, and restocking the lake will be expensive.

Sandra Stadnik asked that the District check the toxicity of the dead fish; how it was possible to treat just the area around the pumps and not expect it to spread; and if the staff applying the treatments is correctly certified. Edward R. Crouse stated that staff has not examined the fish but did take samples of the water, tested the water, and found that the alga was nontoxic. Staff first applied the granular material at the shoreline, and then later applied to the spillway adjacent to the pump station, which is considered a dead area since there is no water flow in and out of the cove. Staff is certified through the State.

Tom Matthews commented on his concern with the incident and asked if a sample of the fish was taken to be autopsied to get a definite answer; how many agricultural customers does the District have; what is the cost of holding the water in the community; and what are the agricultural customers being charged for the water. President Pecotich stated that what he heard from Mr. Matthews is wanting a definite report out of what occurred and answer to the community moving ahead, which is what the District has committed to tonight.

Jay Solomon commented on the silt at the bottom of the lake and asked if the District or RMA will be cleaning it. Edward R. Crouse stated that RMA owns the lake and the District has an easement to store water in the lake so it is one of those gray areas as to who maintains the bottom of the lake. Cleaning the lake is a topic that comes up every four (4) or five (5) years and is tabled for a variety of reasons including timing and the cost. President Pecotich stated that the District would be working with RMA to get these things sorted out and the work done.

Brian Donnelly commented on his concerns and asked if testing was done before the treatment was applied; what the OS levels were prior to the treatment in relation to what they are now; what type of chemical was used; what is going to be done about the cleanup; and asked that the District post signs when a treatment has been applied to the lakes. Edward R. Crouse stated that staff more than likely did not test right before applying the copper sulfate. When tested on Friday, the dissolved oxygen level was down to nearly 2 near the pump station and by Monday it was back up to 6 and Wednesday up to 8. The type of chemical applied was ten pounds (10 lbs.) granular of copper sulfate, which equates to less than one (1) part per million. Regarding touching the water, it is normal practice for both the District and RMA to have general rules and guidelines for fishing in that area. The first is to not eat the fish and second is normal hygiene practice, which is to wash hands after touching the fish. President Pecotich stated that the cleanup of the chemical is something staff will work at and report to the community.

Bob Donnelly commented on his concerns with the incident and asked what level of expertise was used in deciding to use that particular chemical; has the Department of Fish and Wildlife notified; and if so, what is their position. Edward R. Crouse stated that all applicators are licensed as certified pesticide and herbicide applicators by the State of California. They follow all protocols outlined by the product manufacturer and supplier, follow written instruction; and they have the MSDS catalogue cuts. The District has used this product for over 25 years. Mr. Donnelly asked if something went wrong. President Pecotich commented that a number of things contributed to this including water level and heat. This had occurred back in the late 1980s/early 1990s. Mr. Crouse stated that he is not aware of anything regulation requiring the District to report the incident to the Department of Fish and Wildlife but will look in to it and report if needed.

Myrna Solomon commented on her concerns regarding the dead fish.

Judith Embry commented on her concerns and asked why the drawdown of the water. Edward R. Crouse stated that there are two (2) causes. One is that the CIA Ditch is being piped south of the highway and no water can flow through while the working in going on. The water that normally flows through the CIA Ditch flows into Laguna Joaquin. The other cause is evaporation and irrigation.

Greg Wheeler asked if the District would consider using Sacramento State University to assess what happened. Edward R. Crouse stated he would get in touch with him after the meeting.

Alvin Sommers commented on the sources of inflow to Laguna Joaquin and the possibility of using water from other lakes to fill Laguna Joaquin. Edward Crouse stated that it has always been a policy of the Board of Directors to not allow the release of water from water supply reservoirs. Mr. Sommers asked if the water is pumped from the Cosumnes River. Mr. Crouse stated the water comes from the Cosumnes River and that it flows by gravity, no pumping is used. If there is insufficient flow from the Cosumnes, then no water can flow down the CIA Ditch to Laguna Joaquin. Prescient Pecotich stated that it is tied to the water rights the District has for the Cosumnes River. Director Clark commented on staff having accelerated some of the hydrant flushing, allowing water to flow into Laguna Joaquin. Mr. Sommers asked where Rancho Murieta Country Club (RMCC) get their water from. Mr. Crouse stated that RMCC uses recycled water from the District's facilities during the summer months.

Mary Brennan commented on her feeling that the District and RMA should get together and decide who is going to maintain Laguna Joaquin. Ms. Brennan stated that she feels RMA should be responsible for it. Jay Solomon stated that he thinks the District should be responsible for it.

President Pecotich thanked everyone for coming out and voicing their concerns and restated that the District is committed to working with RMA and the community to figure this out.

#### **6. COMMENTS FROM THE PUBLIC**

None.

#### **7. CONSENT CALENDAR**

**Motion/Clark to adopt the consent calendar. Second/Graf. Roll Call Vote: Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

#### **8. STAFF REPORTS**

Under Agenda Item 8A, President Pecotich stated that the Security Assessment consultants contacted him and arranged for a phone interview.

Under Agenda Item 8C, Edward R. Crouse stated that Interim Security Chief Mobley is focusing his efforts on meeting with the various homeowner associations and other community stakeholders to get clarification on their expectations of the Security Department.

#### **9. CORRESPONDENCE**

None.

#### **10. PUBLIC HEARING TO CONSIDER PLACING DELINQUENT ACCOUNTS ON TAX ROLLS OF SACRAMENTO COUNTY FOR COLLECTION**

Eric Thompson gave a brief summary of the recommendation to place delinquent accounts on the Sacramento County tax rolls. The County purchases these delinquencies, using the Teeter Plan, and the District receives payment from the County dollar for dollar. This is done annually in August.

President Pecotich opened the public hearing at 6:16 p.m. and asked for public comments. There were no comments.

President Pecotich closed the public hearing at 6:17 p.m.

**Motion/Pecotich to adopt Resolution R2017-08 placing delinquent water, sewer, solid waste, security and/or drainage charges/taxes on the Sacramento County tax rolls to be purchased by Sacramento County under the Teeter Plan. Second/Graf. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**11. CONSIDER ADOPTION OF DISTRICT RESOLUTION R2017-09, COMMUNITY FACILITIES DISTRICT 2014-1 ANNUAL SPECIAL TAX LEVIES**

Eric Thompson gave a brief summary of the recommendation to adopt Resolution R2017-09 placing CFD #2014-1 annual bond levies on the Sacramento County Tax Rolls. This is done annually in August.

**Motion/Graf to adopt Resolution R2017-09 for Community Facilities District No. 2014-1 placing the annual bond levies on the Sacramento County Tax Rolls for the 2017-2018 fiscal year. Second/Clark. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**12. CONSIDER ADOPTION OF RESOLUTION R2017-10 AUTHORIZING SALE OF DISTRICT SURPLUS EQUIPMENT**

Edward R. Crouse gave a brief summary of the recommendation to adopt Resolution R2017-09, authorizing the sale of District surplus property. The patrol vehicles were replaced in 2016 but the vehicles were not surplus. Adopting the Resolution and declaring these vehicles surplus allows the District to trade-in, sell, or salvage the vehicles.

**Motion/Clark to adopt Resolution R2017-10 Authorizing the Sale of District Surplus Equipment. Second/Graf. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**13. CONSIDER ADOPTION OF THE UPDATE TO THE DISTRICT'S INJURY AND ILLNESS PREVENTION PROGRAM**

Edward R. Crouse gave a brief summary of the recommendation to adopt the update to the District's Injury and Illness Prevention Program (IIPP). Golden State Risk Management Authority (GSRMA) will be conducting training on this program for staff in October and staff will look into having refresher training done annually.

**Motion/Graf to adopt the update to the District's Injury and Illness Prevention Program. Second/Pasek. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**14. CONSIDER ADOPTION OF DISTRICT POLICY P2017-03, DEBT MANAGEMENT**

Edward R. Crouse gave a brief summary of the recommendation to adopt District Policy P2017-03, Debt Management. Senate Bill 1029 (SB 1029) which became effective on January 1, 2017, amended California Government Code 8855 by adding certain requirements related to the issuance and administration of debt by local agencies, including requiring the adoption of a debt management policy that meets the requirements of California Government Code 8855.

**Motion/Clark to adopt District Policy P2017-03, Debt Management. Second/Graf. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**15. CONSIDER PAYMENT OF CONSULTING FEES FOR PREPARATION OF THE CAPITAL IMPROVEMENT AND WATER AUGMENTATION FEES REPORT**

Eric Thompson gave a brief summary of the recommendation to approve payment of the consulting fees for preparation of the Capital Improvement and Water Augmentation Fees Report. Board approval of the funding of the Capital Improvement and Water Augmentation Report at their November 16, 2016 Board Meeting did not include how/where the study was to be funded. The Improvements Committee recommends fifty percent (50%) from Capital Improvements Projects Reserves and fifty percent (50%) from Water Augmentation Reserves.

**Motion/Clark to approve funding of Coastland's Capital Improvement and Water Augmentation Fee Study, fifty percent (50%) from Capital Improvements Projects Reserves and fifty percent (50%) from Water**

*Augmentation Reserves. Second/Pasek. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.*

**16. CONSIDER APPROVAL OF QUOTE FROM N.J. McCUTCHEN, INC., FOR REPLACEMENT OF WASTEWATER RECLAMATION PLANT HYDROPNEUMATIC TANK**

Paul Siebensohn gave a brief summary of the recommendation to approve the quote from N.J. McCutchen, Inc., for replacement of the wastewater reclamation plant hydropneumatic tank. The current hydropneumatic tank has been in operation since 1982 and its metal housing is wearing thin.

*Motion/Clark to approve quote from N.J. McCutchen, Inc. for replacement of the wastewater reclamation plant hydropneumatic tank, in an amount not to exceed \$34, 202 + tax. Funding to come from Wastewater Replacement Reserves. Second/Pasek. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.*

**17. CONSIDER APPROVAL OF QUOTE FROM PRODIGY ELECTRIC, INC. FOR REPLACEMENT OF THE MICHIGAN BAR SUB-DRAIN PANEL**

Paul Siebensohn gave a brief summary of the recommendation to approve the quote from Prodigy Electric, Inc., for replacement of the Michigan Bar sub-drain panel. The panel is over 20 years old and has been failing in multiple ways. The bid is to remove and install new sub-drain motor control panel, including demo of old concrete, install new concrete, wiring, new panel, and controls.

*Motion/Graf to approve the quote from Prodigy Electric, Inc., for replacement of the Michigan Bar sub-drain panel. Second/Pasek. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.*

**18. CONSIDER APPROVAL OF THE PROPOSAL FROM HDR, INC., FOR EMERGENCY WELL PROJECT ENVIRONMENTAL MITIGATION MEASURES MONITORING IMPLEMENTATION**

Paul Siebensohn gave a brief summary of the recommendation to approve the proposal from HDR, Inc., for the Emergency Well Project environmental mitigation measures monitoring implementation. The CEQA Environmental Initial Study and Proposed Mitigation Negative Declaration (IS-MND) for this project outlines mitigation measures to be implemented during the project. These mitigation measures would reduce impacts to special status species to a designation of "less than significant" when implemented. This proposal includes optional tasks for Regional Board Stormwater Permit coverage, totaling \$6,600, which may not be necessary.

*Motion/Clark to approve the quote from HDR, Inc. for Well Project Environmental Mitigation Measures Implementation, in an amount not to exceed \$8,223. If the raptors are not needed, those funds to be used for alternate items in the bid. Funding to come from Water Augmentation Reserves. Second/Pasek. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.*

**19. CONSIDER ACCEPTANCE OF APPARENT LOW BID AND CONSIDER CONTRACT AWARD TO BRADLEY & SONS, INC., FOR THE EMERGENCY WELL PROJECT**

Paul Siebensohn gave a brief summary of the recommendation to accept the bid and award contract to Bradley & Sons, Inc., for the Emergency Well Project for the base bid plus all alternative items, as well as a ten percent (10%) contingency, to cover all potential costs for this project and to avoid any potential delays with additional approvals. Awarding of the project was predicated on the District receiving a Right of Entry Agreement or ownership for the proposed well site. The Agreement for Limited Right of Entry for Test Well Drilling, signed by Carol Anderson Ward, received Friday, August 11, 2017. After a discussion, the Board agreed, by consensus, to hold off on this item to allow staff to work with the landowner on an agreed to permanent easement and use agreement and a reduction of the liability insurance for the right of entry. A tentative Special Board Meeting is scheduled for August 30, 2017 at 5:00 p.m. to re-address this item.

**20. CONSIDER APPROVAL OF QUOTE FROM A LEAP AHEAD IT FOR REPLACEMENT OF ADMINISTRATION NETWORK SERVER**

Edward R. Crouse gave a brief summary of the recommendation to approve the quote from A Leap Ahead IT for replacement of the administration server.

**Motion/Graf to approve the quote from A Leap Ahead IT for replacement of the administration network server in an amount not to exceed \$6,465.80 and a charge not to exceed \$900 for the installation and migration from our existing server to the new server. Funding to come from Administration Capital Replacement Reserves. Second/Clark. Roll Call Vote; Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**21. CONSIDER CONFERENCE/EDUCATION OPPORTUNITIES**

A. Approve Travis Bohannon, Chief Plant Operator, and Cory Xavier, Plant Operator, to attend the 2017 Ultrafiltration Users Group September 17-19, 2017 in Las Vegas, Nevada.

**Motion/Clark to approve Travis Bohannon, Chief Plant Operator and Cory Xavier, Plant Operator to attend the 2017 Ultrafiltration Users Group in Las Vegas, September 17 – 19, 2017. Second/Pasek. Ayes: Pecotich, Graf, Clark, Pasek. Noes: None. Absent: Merchant. Abstain: None.**

**21. REVIEW SEPTEMBER BOARD/COMMITTEE MEETING DATES/TIMES**

Director Graf will not be attending the September Improvements and Personnel Committee meetings.

Special Board Meeting scheduled for August 21, 2017 at 8:30 a.m. to conduct General Manager interviews.

Special Board Meeting tentatively scheduled for August 30, 2017 at 5:00 p .m. regarding the Emergency Well Project.

**22. DIRECTOR COMMENTS AND SUGGESTIONS**

Paul Siebensohn stated that one of the water department trucks that had 175 thousand miles on it recently died. Next month a request to purchase a new one will be presented.

Director Pasek commented on a Board presentation and a letter to the community regarding the clean-up of Laguna Joaquin.

Edward R. Crouse reported that the Security Concerns Meeting with RMA went well. They discussed concerns RMA has regarding enforcement, advisals, compliance, and multiple HOAs.

Paul Siebensohn reported that the solar site at the wastewater treatment plant is working and the one at the water treatment plant is just waiting for the Permission to Operate from SMUD.

**23. ADJOURNMENT**

**Motion/Pecotich to adjourn at 7:27 p.m. Second/Clark Ayes: Pecotich, Graf, Clark, and Pasek. Noes: None. Absent: Merchant. Abstain: None.**

Respectfully submitted,



Suzanne Lindenfeld  
District Secretary