TUOLUMNE UTILITIES DISTRICT
REGULAR MEETING MINUTES
JANUARY 12, 2021

A regular meeting of the Board of Directors of Tuolumne Utilities District convened at 2:00 p.m. at the District Office, 18885 Nugget Blvd., Sonora, California.

This meeting was held in accordance with Executive Order N-29-20, issued by California Governor Gavin Newsom on March 17, 2020, the Ralph M. Brown Act (California Government Code Section 54950, et seq.), and the Federal Americans with Disabilities Act. No physical public meeting location was provided for this meeting. Instead, the Board held this meeting telephonically using Zoom. Members of the public were able to speak and provide oral comments during the meeting.

A verbal roll call was conducted by Melissa McMullen, Board Clerk.

Jesse Barton, District Counsel, conducted all voting by verbal roll call.

The following Directors and staff were present:

Director Balen, President
Director Ringen, Vice President
Director Boatright
Director Kerns
Director Murphy

Edwin R. Pattison, General Manager
Erik Johnson, District Engineer
Don Perkins, Operations Director
Steve Sheffield, Finance Director
Abby Parcon, Administrative Services Director
Glen Nunnelley, Senior Engineer
Melissa McMullen, Executive Secretary, Board Clerk
Jesse Barton, District Counsel

Call to Order
Pledge of Allegiance

I. Public Forum

No public comment was received.

II. Consent Calendar

1. Minutes of the Regular Board Meeting of December 8, 2020

2. Approval of Reimbursement Claims for Directors Statement of Meetings Attended and/or Travel Expenses, Claim Summary, and General Manager Requisition Approval Report for December 2020

Director Ringen pulled Item #2 from the Consent Calendar for further discussion.

Director Ringen moved to approve Item #1 of the Consent Calendar. Director Kerns seconded the motion and it was approved unanimously.

Director Ringen moved to approve Item #2 of the Consent Calendar. Director Boatright seconded the motion and it was approved unanimously.

III. Regular Business

Director Ringen made a motion to hear Regular Business Item #9 after Regular Business Item #4. Director Murphy seconded the motion and it was approved (3-2)

AYES: Balen, Murphy, Ringen
NOES: Boatright, Kerns

3. Legislative Advocacy Presentation

Ed Pattison gave a brief summary and introduced Van Ness Feldman (VNF) and California Advocates (CalAd). TUD retained VNF to represent TUD at the federal level and CalAD at the state level.

Representatives from VNF and CalAd presented a highlight of last year's work and successes and anticipated work efforts in 2021.

No public comment was heard.

4. Resolution Expressing Appreciation to Kathleen Kochel on her retirement from Tuolumne Utilities District on December 25, 2020

Abby Parcon presented the Resolution expressing appreciation to Kathleen Kochel on her retirement from Tuolumne Utilities District on December 25, 2020.

No public comment was heard.

Director Ringen, Vice President moved to adopt Resolution No. 1-21 Expressing Appreciation to Kathleen Kochel on her retirement from Tuolumne Utilities District on December 25, 2020. Director Kerns seconded the motion and it was approved unanimously.

9. Consider Creation and Assignment of Standing Committees and Review of Organization Memberships

Director Balen presented a summary of the creation and assignment of Standing Committees and review of organization memberships.

Director Ringen moved to approve the five (5) Standing Committees. Director Boatright seconded the motion and it was approved unanimously.
Five (5) Standing Committees:
Finance
-Chair: Director Kerns
-Member: Director Balen
Water
-Chair: Director Balen
-Member: Director Ringen
Wastewater/Regional Sewer Advisory Committee
-Chair: Director Boatright
-Member: Director Murphy
Community Watershed/IRWMP
-Chair: Director Ringen
-Member: Director Murphy
Human Resources/External Relations
-Chair: Director Murphy
-Member: Director Ringen

TUD Representatives on:
Mountain Counties Water Resources Association (MCWRA)
-Director Balen
Mountain Counties Water Resources Association (MCWRA) Legislative Committee
-Director Ringen
Integrated Regional Water Management Plan (IRWMP) JPA Board
-Representative: Director Ringen
-Alternate: Director Murphy
Integrated Regional Water Management Plan (IRWMP) WAC
-Representative: Lisa Westbrook
-Alternate: Makayla Dillon
Local Agency Formation Commission (LAFCO)
-Director Ringen
Association of California Water Agencies JPA

-Director Kerns
Tuolumne County Water Policy Advisory Committee
-Representative: Ed Pattison
-Alternate: Director Balen
City of Sonora Oversight Board
-Representative: Ed Pattison
-Alternate: Director Balen

Director Kerns moved to continue participation in Tuolumne County Alliance for Resources and Environment (TUCARE). Director Boatright seconded the motion and it was approved (4-1).
AYES: Balen, Boatright, Kerns, Murphy
NOES: Ringen

Director Kerns moved to continue participation in the Tuolumne County Business Council (TCBC). Motion failed due to a lack of a second.

Director Ringen moved to discontinue participation in the TCBC. Director Murphy Seconded the motion and it was approved (3-1).
AYES: Balen, Murphy, Ringen
NOES: Kerns
ABSTAINED: Boatright

Director Kerns moved to continue membership in the Tuolumne County Chamber of Commerce. Director Boatright seconded the motion. Motion failed (2-2-1).
AYES: Boatright, Kerns
NOES: Balen, Ringen
ABSTAINED: Murphy

Director Kerns moved to continue participation in the Yosemite Stanislaus Solutions (YSS). Motion failed due to a lack of a second.

These memberships shall remain in effect until the next TUD Board of Directors Election in December of 2022.

Memberships in other organizations approved by the Board:
Tuolumne County Farm Bureau
Tuolumne-Stanislaus Integrated Regional Water Management Plan (IRWMP)
Water Education Foundation
Water Environment Federation (WEF)
American Water Works Association (AWWA)
Association of California Water Agencies (ACWA)
California Rural Water Association (CRWA)
California Special District's Association (CSDA)
Central Valley Clean Water Association (CVCWA)
Mountain Counties Water Resources Association (MCWRA)

No public comment was heard.

5. Consider Authorizing General Manager to Execute an Engineering Services Agreement with Pacific Advanced Civil Engineering (PACE) for Bidding and Construction Phase Support, Programmable Logic Controller (PLC) Programming, and Supervisory Control and Data Acquisition (SCADA) Integration Services for the Sonora Regional Wastewater Recycling Facility Project

Erik Johnson and Andy Komor from Pacific Advanced Civil Engineering (PACE) presented a summarization for the request to consider authorizing the General Manager to Execute an Engineering Services Agreement with PACE for Bidding and Construction Phase Support, Programmable Logic Controller (PLC) Programming, and Supervisory Control and Data Acquisition (SCADA) Integration Services for the Sonora Regional Wastewater Recycling Facility Project and responded to questions.

Director Balen requested that the current project title be the same as the original project title and to remove the word *"recycling"* as it was not in the original CEQA project title.

No public comment was heard.

Director Ringen, Vice President moved to authorize the General Manager to execute an Engineering Services Agreement with Pacific Advanced Civil Engineering (PACE) in the amount of $754,480 for Bidding and Construction Phase Support, PLC Programming, and SCADA Integration Services for the Sonora Regional Wastewater ~~Recycling~~ Facility (SRWWRF) Project. Director Murphy seconded the motion and it was approved unanimously.

6. Water Supply Status Presentation

Glen Nunnelley provided a presentation regarding the current TUD water supply status and responded to questions.

No public comment was heard.

7. Consider Adopting CEQA Notice of Determination and Executing Agreement Regarding Construction and Transfer of Water and Sewer Main Line Extensions to Serve the Stone Mill Development Parcels — RC Equities, LLC and DG Investors, LLC

Director Kerns recused himself from consideration of this item because his business has provided title services to the project proponent.

President Balen recused herself from consideration of this item because of public statements she had previously made in opposition to this project. President Balen desired to address any concerns of bias by recusing herself.

Both President Balen and Director Kerns were removed from the Zoom call.

Erik Johnson presented a summarization for the request to consider adopting CEQA Notice of Determination and Executing Agreement Regarding Construction and Transfer of Water and Sewer Main Line Extensions to Serve the Stone Mill Development Parcels — RC Equities, LLC and DG Investors, LLC and responded to questions.

Public comment was received.

Director Murphy made a motion to have this item referred for further discussion to the Water Committee. Motion failed due to a lack of a second.

Director Ringen made a motion to have this item referred for further discussion to the Community Watershed/Integrated Regional Water Management (IRWM) Committee. Director Murphy seconded the motion. The motion failed (2-1)
AYES: Murphy, Ringen
NOES: Boatright

Director Boatright moved to adopt the Notice of Determination (NOD) and execute the agreement as presented. This motion failed due to a lack of a second.

No action was taken on this item.

8. Approve Developing and Scheduling a Board Orientation of the Tuolumne Utilities District Facilities

Director Balen suggested the following schedule:
-A tour of the District's wastewater treatment plant in the next month while adhering to all COVID restrictions
-Scheduling the tour of the District facilities in the near future

Director Kerns moved to approve the revised schedule and TUD facilities tour. Director Ringen seconded the motion and it was approved unanimously.

10. Consider Approving Changing the Time for the Regular Board Meetings from 2:00 p.m. to 9:00 a.m.

Director Balen introduced the item and began discussions regarding the request to consider modifying the start time of the regular Board meetings from 2:00 p.m. to 9:00 a.m.

No public comment was heard.

Director Ringen, Vice President moved to approve changing the time for the Regular Board Meetings from 2:00 p.m. to 9:00 a.m. and to amend the Rules for Proceedings and Procedures Policy and the Board of Directors Policy Manual as presented. Director Boatright seconded the motion and it was approved unanimously.

IV. Staff Reports

No Staff Reports were heard.

V. Directors Communication and Reports

No Directors Communication and Reports were heard.

Director Balen recessed the meeting into Closed Session at 8:42 p.m.

VI. Closed Session

a. Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8 Property: APN 085-050-001 et. al Agency Negotiators: Ed Pattison, General Manager, Jesse Barton and Tom Johnson Other Party to Negotiations: Mike Schonherr, Pacific Gas and Electric Co. Under Negotiation: Price and Terms of Payment

VII. Reconvene to Open Session

a. Closed Session Disclosure

The meeting was reconvened to Open Session at 9:58 p.m. with no reportable action taken during Closed Session.

Adjournment

The meeting was adjourned at 9:58 p.m.

Date: November 30, -1

ATTEST:

Barbara Balen, President
Board of Directors

Melissa McMullen,
Executive Secretary/Board Clerk