TUOLUMNE UTILITIES DISTRICT
REGULAR MEETING MINUTES
JUNE 14, 2022

A regular meeting of the Board of Directors of Tuolumne Utilities District convened at 9:00 a.m. at the District Office, 18885 Nugget Blvd., Sonora, California.

This meeting was held in accordance with Assembly Bill 361; and the Federal Americans with Disabilities Act. AB 361 allows the Board of Directors to participate by teleconference.

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

The following Directors and staff were present:

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

Don Perkins, General Manager
Erik Johnson, District Engineer
Steve Sheffield, Finance Director
Abby Parcon, Administrative Services Director
Eric Hall, Operations Director
Melissa McMullen, Executive Secretary/Board Clerk
Antonio Ramirez, Engineering Services Technician

Call to Order
Pledge of Allegiance

I. Public Forum

Tom Scesa addressed the Board stating that he commends the Board and staff on their efforts to acquire water rights through the PG&E acquisition. Mr. Scesa stated the importance of the acquisition to the community and District and hoped that the District will continue in its efforts.

John Buckley, CSERC, addressed the Board and stated that new information had been recently discovered that shows that TUD and the County actually do have water rights that were granted by PG&E in a 1983 purchase agreement, so there is even less of a reason for TUD ratepayers to pay for the takeover of PG&E facilities.

II. Consent Calendar

1. Minutes of the Regular Board Meeting of May 24, 2022 and Special Board Meeting of May 26, 2022

2. Approval of Reimbursement Claims for Directors Statement of Meetings Attended and/or Travel Expenses and Claim Summary for May 2022

3. Implementation of Phases I and II of the Water Conservation Measures and Water Shortage Contingency Plan as directed by Executive Order N-7-22 - Resolution No. 10-22

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

No public comment was heard.

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

III. Regular Business

4. Suspend All Action Related to the Proposition 218 Notification and Cancel the July 19, 2022, Public Hearing

Don Perkins summarized the request for the Board of Directors to suspend all action related to the Proposition 218 Notification and Cancel the July 19, 2022, Public Hearing.

Public comment was heard.

Director Ringen moved to suspend All Action Related to the Proposition 218 Rate Notification, Cancel the July 19, 2022, Public Hearing and send notification to all ratepayers. Director Murphy seconded the motion and it was approved unanimously.

5. Approve Resolution Expressing Appreciation to Lisa Westbrook on her Retirement from Tuolumne Utilities District on June 9, 2022

Abby Parcon presented the Resolution Expressing Appreciation to Lisa Westbrook on her retirement from Tuolumne Utilities District on June 9, 2022.

The Board and staff expressed their appreciation for Lisa Westbrook's service and dedication to the District.

Public comment was heard.

Director Boatright moved to adopt Resolution No. 11-22 Expressing Appreciation to Lisa Westbrook on her Retirement from Tuolumne Utilities District on June 9, 2022. Director Kerns, Vice President seconded the motion and it was approved unanimously.

6. Consider Approval of Agreement Regarding Water Main Extension and Water Service to a Non-Adjacent Parcel in the Community of Jamestown – Curtin/Doescher

Director Kerns recused himself from discussion of this item because his business has provided services for the parties listed.

Antonio Ramirez summarized the request to approve an agreement regarding a water main extension and water service to a non-adjacent parcel in the Community of Jamestown - Curtin/Doescher and responded to questions.

This item was discussed at the Water Committee meeting on June 7, 2022 and the Committee recommended the item proceed to the full Board for consideration.

No public comment was heard.

Director Ringen moved to authorize the General Manager to execute the Agreement Regarding Water Main Extension and Water Service to a Non-Adjacent Parcel in the Community of Jamestown – Curtin/Doescher. Director Boatright seconded the motion and it was approved 4-0.
Yes: Director Balen, President, Director Boatright, Director Murphy and Director Ringen
Recusals: Director Kerns, Vice President

7. Consider Approval of Amendment for Auxiliary Water Service to Tamarron Estates Mobile Home Park - LIC Tamarron Partners

Antonio Ramirez summarized the request to approve an amendment for an auxiliary water service to Tamarron Estates Mobile Home park - LIC Tamarron Partners and responded to questions.

This item was discussed at the Water Committee meeting on June 7, 2022 and the Committee recommended the item proceed to the full Board for consideration.

No public comment was heard.

Director Ringen moved to authorize the General Manager to execute the Amendment for Auxiliary Water Service to Tamarron Estates Mobile Home Park - LIC Tamarron Partners. Director Kerns seconded the motion.

Director Murphy made a motion to amend Director Ringen's motion. Director Murphy's amended motion was "to extend the current agreement that was executed on June 6, 2018 with Tamarron Estates Mobile Home Park - LIC Tamarron Partner for five (5) years". Director Boatright seconded the motion. The motion to amend failed (2-3)
Ayes: Director Murphy, Director Boatright
Noes: Director Balen, President, Director Kerns, Vice President, Director Ringen

Vote was then taken on the original motion:
Director Ringen moved to authorize the General Manager to execute the Amendment for Auxiliary Water Service to Tamarron Estates Mobile Home Park - LIC Tamarron Partners. Director Kerns seconded the motion. The motion passed (3-2)
Ayes: Director Balen, President, Director Kerns, Vice President, Director Ringen
Noes: Director Boatright, Director Murphy

8. Consider Approving Variance Agreement for Water Service to Non-Adjacent Parcel - Du Temple

Antonio Ramirez summarized the request for a Variance Agreement for water service to a non-adjacent parcel - Du Temple and responded to questions.

This item was discussed at the Water Committee meeting on June 7, 2022 and the Committee recommended the item proceed to the full Board for consideration.

No public comment was heard.

Director Ringen moved to approve the Variance Request and authorize the General Manager to execute the Agreement for Water Service to Non-Adjacent Parcel – Du Temple. Director Boatright seconded the motion and it was approved unanimously.

9. Discuss and Consider Approval of Fiscal Year 2023 Capital Improvement Plan

Erik Johnson summarized the request for approval of the Fiscal Year 2023 Capital Improvement Plan (CIP). Staff responded to questions.

The FY23 CIP was discussed by the Finance Committee on June 8, 2022 and the Committee recommended the item proceed to the full Board for consideration.

At approximately 12:00 p.m. President Balen stated that the Board Policy limits Board meetings to a duration of three (3) hours, however inquired if there was a consensus of the Board to extend the meeting beyond the three (3) hours. The consensus of the Board was to extend the meeting.

No public comment was heard.

Director Ringen moved to adopt Resolution No. 12-22 Approving the Fiscal Year 2023 Capital Improvement Plan. Director Kerns, Vice President seconded the motion and it was approved 4-1.
Yes: Director Balen, President, Director Kerns, Vice President, Director Murphy and Director Ringen
No: Director Boatright

10. Discuss and Consider Approval of the Fiscal Year 2022-2023 Operating Budget

Steve Sheffield summarized the request to approve the Fiscal Year 2022-2023 Operating Budget and responded to questions.

No public comment was heard.

Director Kerns, Vice President moved to adopt Resolution No. 13-22 Approving the Fiscal Year 2022-2023 Operating Budget. Director Ringen seconded the motion and it was approved 4-1.
Yes: Director Balen, President, Director Kerns, Vice President, Director Murphy and Director Ringen
No: Director Boatright

Due to time, the consensus of the Board was to table the following items until the next Regular Board meeting:

IV. Staff Reports
V. Directors Communication and Reports

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V. Directors Communication and Reports

Adjournment

The meeting was adjourned at 12:46 p.m.

Date: June 28, 2022

ATTEST:

Barbara Balen, President
Board of Directors

Melissa McMullen,
Executive Secretary/Board Clerk