

1. CALL TO ORDER

Chair Firenzi called the special meeting of the Board of Directors to order at 1:30 p.m. at City of Fair Oaks – Fair Oaks Water District, 10326 Fair Oaks Blvd., Fair Oaks, CA 95628. A quorum was established of 16 participating members present in person. Individuals who participated are listed below:

RWA Board Members

S. Audie Foster, California American Water
Ron Greenwood, Carmichael Water District
Caryl Sheehan, Citrus Heights Water District
Marcus Yasutake, City of Folsom
Holly Andreatta, City of Lincoln
Pauline Roccucci, City of Roseville
Brett Ewart, City of Sacramento
William Roberts, City of West Sacramento
Gwen Pratt, Del Paso Manor Water District
Bruce Kamilos, Elk Grove Water District
Randy Marx, Fair Oaks Water District
Michael Saunders, Georgetown Divide Public Utility District
Robert Dugan, Placer County Water Agency
Tony Firenzi, Placer County Water Agency
Michael Grinstead, Sacramento County Water Agency
Bob Wichert, Sacramento Suburban Water District
Greg Zlotnick, San Juan Water District

RWA Associate Members

None

RWA Affiliate Members

Vanessa Nishikawa, Principal Water Resources Engineer, Stantec

Staff Members

Jim Peifer, Ryan Ojakian, Michelle Banonis, Trevor Joseph, Monica Garcia, Ashley Flores, and Ryan Bezerra, legal counsel.

Others in Attendance:

Cathy Lee, Carmichael Water District; Jay Boatwright, Sacramento Suburban Water District, Craig Locke, Sacramento Suburban Water District, Paul Helliker, San Juan

Water District; Sean Bigley, City of Roseville; Tom Gray, Fair Oaks Water District; Ted Costa, San Juan Water District; Dan York, Sacramento Suburban Water District; Hilary Straus, Citrus Heights Water District; Rebecca Scott, Citrus Heights Water District; Adam Robin, Yuba Water Agency; Terrie Mitchell, Sacramento Regional County Sanitation District; Tony Barela, San Juan Water District; and Andy Fecko, Placer County Water Agency.

Director Greenwood entered at 1:40 p.m.

2. PUBLIC COMMENT

Paul Helliker, San Juan Water District: Last Wednesday he emailed Executive Director Peifer and Board Secretary Flores providing the location in which he would be participating remotely and asked that it be added to the agenda per the requirements of the Brown Act. Dan Rich is unable to attend the meeting, as one of the two alternates I needed to ensure that I could participate in today's meeting virtually as I am unable to attend in person and would need to teleconference. I sent my email pursuant to RWA Policy 200.1 which was adopted by the RWA Board in 2002 which specifies that Board members may participate by teleconference as long as their location is listed on the agenda and the location is accessible to the public in accordance with the Brown Act. Rule 11 of that policy also specifies that the Executive Director will add items to the agenda that are requested by Board Members if done so at least 5 working days prior to the meeting, a condition I satisfied. After the agenda was posted that Friday, I sent a follow up email to Executive Director Peifer asking the agenda to be amended to include my remote location. Executive Director Peifer failed to do so. I am participating today as a member of the public and Ted Costa is there in person as the alternate. Heliker requested to avoid problems in the future with Board Member participation and meetings via teleconference he asked the Board reaffirm Board Policy 200.1 that allows teleconferencing and the mechanisms to do so.

Chair Firenzi addressed the public comment stating that he received legal counsel on the matter and that he provided direction to staff to not include the remote locations that had been submitted.

3. CONSENT CALENDAR

3.1 Approve the draft meeting minutes of May 18, 2023 regular meeting.

Director Zlotnick pulled Consent Item 3.1 draft meeting minutes of May 18, 2023.

Director Zlotnick made the following motion:

Motion #1 A motion was made to amend draft meeting minutes of May 18, 2023 regular meeting in Item 4, last paragraph stating, "The sentiment of the Board was a *preference* to have the Board Members attend Board meetings." The use of preference is more accurate. When virtual access is necessary as provided for under the Brown Act."

Motion/Second/Carried Director Zlotnick moved, with a second by Director Wichert

Caryl Sheehan, Citrus Heights Water District; Marcus Yasutake, City of Folsom; William Roberts, City of West Sacramento; Bruce Kamilos, Elk Grove Water District; Michael Saunders, Georgetown Divide Public Utility District; Bob Wichert, Sacramento Suburban Water District; Greg Zlotnick, San Juan Water District; voted yes.

S. Audie Foster, California American Water; Ron Greenwood, Carmichael Water District; Holly Andreatta, City of Lincoln; Pauline Roccucci, City of Roseville; Brett Ewart, Gwen Pratt, Del Paso Manor Water District; City of Sacramento; Randy Marx, Fair Oaks Water District; Robert Dugan, Placer County Water Agency; Michael Grinstead, Sacramento County Water Agency voted no. The motion failed.

Roll Call Vote:

Ayes	7
Noes	9
Abstained	0
Absent	6

Motion #1 failed for a quorum/majority of the Board.

Motion #2 A motion was made to approve Item 3.1 draft meeting minutes of May 18, 2023 as presented.

Motion/Second/Carried Director Roccucci moved, with a second by Director Pratt

S. Audie Foster, California American Water; Ron Greenwood, Carmichael Water District; Caryl Sheehan, Citrus Heights Water District; Marcus Yasutake, City of Folsom; Holly Andreatta, City of Lincoln; Pauline Roccucci, City of Roseville; Brett Ewart, City of Sacramento; William Roberts, City of West Sacramento; Gwen Pratt, Del Paso Manor Water District; Bruce Kamilos, Elk Grove Water District; Randy Marx, Fair Oaks Water District; Michael Saunders, Georgetown Divide Public Utility District; Robert Dugan, Placer County Water Agency; Michael Grinstead, Sacramento County Water Agency; Bob Wichert, Sacramento Suburban Water District; voted yes.

Greg Zlotnick, San Juan Water District; voted no. The motion passed.

Ayes	15
Noes	1
Abstained	0
Absent	6

4. LOW-INCOME HOUSEHOLD WATER ASSISTANCE PROGRAM

Executive Director Peifer introduced Nichole Baxter, External Affairs, Northern CA, California American Water and Gloria Martinez, Community Resource Project provided a presentation to the Board of Directors on resources available for

member agency customers to assist paying their utility bills. The Community Resource Project is a program available in Sacramento, Yuba and Sutter Counties that utilizes federal, state and utility grants to provide low-income families with services to help pay their water and wastewater bills, and to increase awareness of this program.

5. LEGISLATIVE AND REGULATORY UPDATE

Ryan Ojakian, Manager of Legislative and Regulatory Affairs presented information for the Regional Water Authority Board of Directors to receive an oral report from Ryan Ojakian, Legislative and Regulatory Affairs Manager, on legislation post House of Origin deadline.

6. APPROVE AGREEMENT WITH PARTICIPATING RWA MEMBERS FOR PROFESSIONAL LEADERSHIP DEVELOPMENT TRAINING SERVICES

Executive Director Peifer presented this discussion item to the Board of Directors to inform the RWA members of a leadership development training opportunity for member agencies. The intent of the program is to provide some of the training for the next generation of member agency executives; and the RWA for providing short term services such as training.

Staff asked the Board to take action to approve an agreement between the RWA and its member agencies for reimbursing the RWA for providing short term services such as training. With the intent that the agreement will be used for the training and future training programs.

A motion was made to approve Agreement with Participating RWA Members for Professional Leadership Development Training Services

Motion/Second/Carried Director Roberts moved, with a second by Director Dugan

S. Audie Foster, California American Water; Ron Greenwood, Carmichael Water District; Marcus Yasutake, City of Folsom; Holly Andreatta, City of Lincoln; Pauline Roccucci, City of Roseville; Brett Ewart, City of Sacramento; William Roberts, City of West Sacramento; Gwen Pratt, Del Paso Manor Water District; Bruce Kamilos, Elk Grove Water District; Randy Marx, Fair Oaks Water District; Michael Saunders, Georgetown Divide Public Utility District; Robert Dugan, Placer County Water Agency; Michael Grinstead, Sacramento County Water Agency; Greg Zlotnick, San Juan Water District; voted yes.

Bob Wichert, Sacramento Suburban Water District; voted no. The motion passed.

Caryl Sheehan, Citrus Heights Water District; abstained from voting.

Ayes	14
Noes	1
Abstained	1
Absent	6

7. APPROVE FUNDING AGREEMENT BETWEEN THE STATE OF CA (NATURAL RESOURCES AGENCY AND DEPARTMENT OF WATER RESOURCES) AND RWA FOR VOLUNTARY AGREEMENT EARLY IMPLEMENTATION FOR THE AMERICAN RIVER

Michelle Banonis, Manager of Strategic Affairs presented this action item to the Board of Directors approve a funding agreement between the State of California (Natural Resources Agency and Department of Water Resources) and the RWA for the RWA to receive \$55 Million in grant funding for the construction of groundwater infrastructure. The funds will be provided to certain RWA member agencies to construct projects.

A motion was made (1) Approve the Funding Agreement with DWR and authorize the RWA Executive Director to execute the final Funding Agreement, subject to review and concurrence from the Executive Committee in any further changes;

(2) Direct the RWA Executive Committee to review and consider approval of the final Project Agreement to the RWA Executive Committee as authorized by RWA Policy 200.2; and

(3) Direct RWA Staff to complete and file a Notice of Exemption upon execution of the Funding Agreement.

Motion/Second/Carried Director Roberts moved, with a second by Director Andreatta

S. Audie Foster, California American Water; Ron Greenwood, Carmichael Water District; Caryl Sheehan, Citrus Heights Water District; Marcus Yasutake, City of Folsom; Holly Andreatta, City of Lincoln; Pauline Roccucci, City of Roseville; Brett Ewart, City of Sacramento; William Roberts, City of West Sacramento; Gwen Pratt, Del Paso Manor Water District; Bruce Kamilos, Elk Grove Water District; Randy Marx, Fair Oaks Water District; Michael Saunders, Georgetown Divide Public Utility District; Robert Dugan, Placer County Water Agency; Michael Grinstead, Sacramento County Water Agency; Bob Wichert, Sacramento Suburban Water District; Greg Zlotnick, San Juan Water District; voted yes.

Ayes	16
Noes	0
Abstained	0
Absent	6

8. OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS

None

Chair Firenzi announced the Closed Session Item and adjourned the Board into Closed Session at 3:17 p.m.

9. CLOSED SESSION

9.1 Conference with legal counsel concerning significant exposure to litigation pursuant to gov. Code 54956.9(d)(2) and (e)(2): one case, claim by Cecilia Partridge.

10. RETURN TO OPEN SESSION - ANNOUNCEMENT OF REPORTABLE ACTION

Chair Firenzi returned the Board into Regular Session at 3:51 p.m. No reportable action taken in Closed Session.

11. CLAIM FOR DAMAGES FROM CECILIA PARTRIDGE

Ryan Bezerra, RWA General Counsel presented this action item to the Board of Directors consider taking action on claim filed by claimant Cecilia Partridge; and delegating to the Executive Committee action on any written application by the claimant for leave to present a late filed claim.

A motion was made to (1) Direct RWA staff and counsel to provide notice that the claim was not timely filed as required by Government Code section 911.3, subdivision (a); and, (2) Delegate to the Executive Committee action on any written application by the claimant for leave to present a late filed claim.

Motion/Second/Carried Director Ewart moved, with a second by Director Saunders

S. Audie Foster, California American Water; Ron Greenwood, Carmichael Water District; Caryl Sheehan, Citrus Heights Water District; Marcus Yasutake, City of Folsom; Holly Andreatta, City of Lincoln; Pauline Roccucci, City of Roseville; Brett Ewart, City of Sacramento; William Roberts, City of West Sacramento; Gwen Pratt, Del Paso Manor Water District; Bruce Kamilos, Elk Grove Water District; Randy Marx, Fair Oaks Water District; Michael Saunders, Georgetown Divide Public Utility District; Robert Dugan, Placer County Water Agency; Michael Grinstead, Sacramento County Water Agency; Bob Wichert, Sacramento Suburban Water District; Greg Zlotnick, San Juan Water District; voted yes.

Ayes	16
Noes	0
Abstained	0
Absent	6

12. EXECUTIVE DIRECTOR'S REPORT

Executive Director Peifer directed the Board of Directors to his written report.

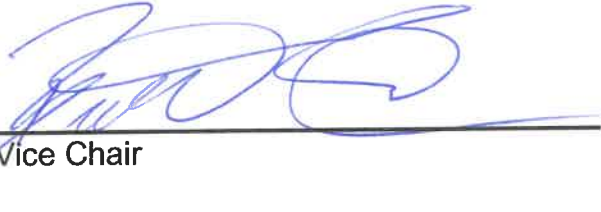
13. DIRECTORS' COMMENTS

None.

ADJOURNMENT

With no further business to come before the Board, Chair Firenzi adjourned the meeting at 3:56 p.m.

By:



Brett Ewart, Vice Chair

Attest:



Ashley Flores, Board Secretary