

**AMADOR WATER AGENCY  
Board of Directors  
Regular Meeting**

**July 09, 2009**

**MINUTES**

**Directors Present:** Terence W. Moore, President  
Bill Condrashoff, Vice President  
Debbie Dunn  
Gary Thomas  
Don Cooper

**Directors Absent:** None

**Staff Present:** Jim Abercrombie, General Manager  
Gene Mancebo, E & P Manager  
Barry Birge, Construction Superintendent  
Stephen A. Kronick, Agency Counsel  
Cris Thompson, Clerk of the Board  
Karen Gish, Human Resources Coordinator (Closed Session)

**CALL TO ORDER** – President Moore called the meeting to order at 9:01a.m.

**ADDITIONS TO THE AGENDA** – There were no additions to the agenda.

**STAFF REPORTS** – (RM-A 0:28-15:39 ) Construction Superintendent Birge, and E & P Manager Mancebo updated the Board on the various activities they have been involved in within their respective areas of responsibility and answered any questions from the Board and public for clarification.

**PUBLIC COMMENT FOR MATTERS NOT ON THE AGENDA** (RM-A 15:42-21:56)

Mr. Mike Kirkley  
Mr. Bart Weatherly  
Mr. Wendell Peart

**CONSENT AGENDA** – (RM-A 21:57- 38:43)

After discussion of all minutes on consent it was decided to remove these items for further discussion and changes. Minutes format will be discussed in committee and brought back to the Board.

**Consent Agenda Item 2A needs to be placed on the Agenda for item 6.C**  
(RM-A 39:56-40:23)

**Consent Agenda Items 2 B and 2C** (RM-A 40:27- 44:05)

**MOTION:** (RM-A 44:05-44:18) It was moved by Director Dunn, seconded by Director Cooper and unanimously carried to approve consent agenda items 2B and 2C authorizing the General Manager to sign on behalf of the Amador Water Agency, USDA Rural Utility Program Application Documents.

**MOTION CARRIED**

**AMADOR WATER SYSTEM**

**Gold Rush Ranch -Discussion and direction regarding the Gold Rush Water Supply Assessment-**

Board and staff discussion (RM-A 44:29- 93:00)

**RECESS** was called at 10:33 a.m. **SESSION RESUMED** at 10:46 a.m.  
(RM-B 0:01-80:27)

Public Comments:

Mr. Eric Robinson

Mr. Tim Murphy

Mr. Mike Kirkley

Mr. Wendell Peart

Mr. Ken Berry

Ms. Katherine Evatt

Ms Kristy Perano

Ms. Madonna Wiebold

Mr Bart Weatherly

Ms. Mimi Arata

**RECESS AT 12:05 p.m. SESSION RESUMED** at 1:00 p.m.

Counsel Kronick asked that the Board add to the agenda a closed session item for potential litigation with respect to Gold Rush Ranch (RM-C 0:59-1:47)

**MOTION:** It was moved by Director Dunn, seconded by Director Condrashoff and unanimously carried to add the suggested item to the closed session agenda.

**MOTION CARRIED**

Discussion (RM-C 1:48- 13:08)

**CLOSED SESSION** was called at 1:15 p.m. for the following matters:

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Conference with Legal Counsel Pursuant to Government Code Section 54956.9(b)-  
Anticipated Litigation-Potential case(s) 1

**OPEN SESSION** resumed at 2:35 p.m.

Direction was given to staff

**RECESS** was called at 2:40 p.m. **SESSION RESUMED** at 2:47 p.m.

**Amador Water System Rates-Discussion and direction to implement reduced water rate increase from previously approved 12% to an 8% increase.** (RM-D 0:31-2:21)

**MOTION:** (RM-D 2:25-2:29) It was moved by Director Condrashoff, seconded by Director Thomas to accept staff's recommendation to suspend the previously adopted 12% rate increase for the Amador Water System until the Board determines otherwise and approve a reduced rate increase during the suspension period of 8%, effective as of July 1, 2009.

**MOTION CARRIED**

(RM-D 02:53)

Director Condrashoff declared a conflict of interest and excused himself from the meeting for agenda item 6 C.

**Agenda item 6 C (moved from Consent Item 2 A)- Adoption of Resolution No. 2009-16 authorizing the General Manager to prepare, submit and execute a Proposition 50 grant application for the Untreated Ditch Conveyance to Treated Water Conveyance Project-**

Discussion: (RM-D 02:54- 09:01)

**MOTION:** (RM-D 09:02- 09:06) It was moved by Director Cooper, seconded by Director Dunn, and carried to Adoption of Resolution No. 2009-16 authorizing the General Manager to prepare, submit and execute a Proposition 50 grant application for the Untreated Ditch Conveyance to Treated Water Conveyance Project

Ayes: Directors, Terence W. Moore, Don Cooper, Gary Thomas, and Debbie Dunn

Noes:

Abstain:

Absent (Recused) Director Bill Condrashoff

**MOTION CARRIED**

## **AGENCY GENERAL**

### **Water Conservation Planning-Discussion and direction to eliminate flat rate billing-**

Discussion (RM-D 09:53- 39:12)

Direction was given to staff

### **ACWA Region 3 Nomination-Discussion and possible adoption of Resolution No.2009-18 recommending Jim Abercrombie to be placed in nomination as a member of ACWA Region 3 Board of Directors**

Discussion (RM-D 39:13- 45:25)

**MOTION:** (RM-D 45:26- 46:12) It was moved by Director Cooper, seconded by Director Thomas and unanimously carried to adopt Resolution No. 2009-18 recommending Jim Abercrombie to be placed in nomination as a member of ACWA Region 3 Board of Directors

## **MOTION CARRIED**

### **IMPROVEMENT DISTRICTS -Wastewater Improvement District No.12 (Martell Wastewater)-Discussion and direction to implement reduced wastewater rate increase from previously approved 25% to a 15% increase.**

Discussion (RM-D 46:14- 49:28)

**MOTION:** (RM-D 49:29-49:51) It was moved by Director Thomas, seconded by Director Condrashoff, and unanimously carried to adopt a motion to suspend the previously adopted 25% rate increase for the Martell Wastewater System (Wastewater Improvement District No. 12) until the Board determines otherwise, and approve a reduced rate increase during the suspension period of 15%, effective as of July 1, 2009.

## **MOTION CARRIED**

## **AGENCY COUNSEL REPORT**

**State Legislative Report-** Counsel Kronick asked to defer this item to the August meeting. (RM-D 50:22- 50:54)

## **COMMITTEE REPORTS** (RM-D 51:02- 73:55)

PR Committee Report

Joint Water Committee Meeting

ARSA

## **FUTURE AGENDA TOPICS** (RM-D 73:56- 87:04)

Water Conservation Workshop Schedule

Rules of Order

**CLOSED SESSION** was called at 4:00 p.m. for the following matters:

Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a) – Existing litigation-Bruce A. Roen and Debra J. Roen vs Amador Water Agency, et al. (Amador Superior Court Case No. 07-CV4727)

Pursuant to Government Code Section 54957.6 -Conference with Labor Negotiators (Jim Abercrombie and Karen Gish) – Department Heads, Management Group, AWA Employee Association, and Confidential Group Negotiations

**OPEN SESSION RESUMED** at 4:46 p.m. with direction given to staff

**ADJOURNMENT**

President Moore adjourned the meeting at 4:47 p.m.



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Cris L. Thompson  
Clerk of the Board of Directors

Approved: 10/8/09\_\_\_\_\_