

AGENDA
OLIVEHURST PUBLIC UTILITY DISTRICT (OPUD)
BOARD OF DIRECTORS REGULAR MEETING
7:00 p.m., Thursday, January 19, 2023
LOCATION: Hybrid Board Meeting

OPUD Board meetings will be conducted at its regular in-person meeting location in the Board Chambers, 1970 9th Avenue, Olivehurst, for the public to attend. Attendance will be limited to 50 percent of room capacity (no more than 20 persons), and it is strongly recommended that all in-person attendees wear face coverings and social distance as recommended by public health authorities.

All attendees are encouraged to be fully vaccinated.

Meetings will also continue to be streamed live and members of the public may participate remotely as described below.

Accordingly, on the day of the meeting you will have the option to:

- Attend via Zoom, using the procedure outlined below.
- Participate in person, as noted above.

If you anticipate wanting to speak during the meeting, please join in advance of public comment time.

To submit public comment during the meeting, please join us in person or on Zoom.

Join from a PC, MAC, iPad, iPhone, or Android device. Although your image will not be shown on the video conference, you will be able to listen and view the meeting on Zoom.

Link and password for Hybrid Board Meeting will be available on our website at www.opud.org or contact the OPUD Business Office at (530) 743-4657

Note: Your phone number will appear on the screen unless you first dial *67 before dialing the numbers provided on our website.

If you want to comment during the public comment portion of the Agenda, you can use the “Raise Hand” function in Zoom or you can Press *9 if you are calling in. The Board Clerk will select you from the meeting cue. Please be patient while waiting in the cue.

Our Mission is to provide superior, environmentally sensitive services to responsibly enhance our community.

We will do this by focusing on:

- *District growth,*
- *Maintaining a positive public image*
- *Recreation and parks*
- *Sustainable long-term fire protection*
- *Fully depreciating our facilities*
- *Ensuring organizational stability*

**D/A - Discussion/Action

Materials related to an item on this agenda submitted to the Olivehurst Public Utility District Board of Directors after distribution of the agenda packet are available for public inspection in the Olivehurst Public Utility District Office, 1970 9th Avenue in Olivehurst during normal business hours or online at <http://www.opud.net>. These proceedings may be recorded by a person or persons other than the District Clerk and as such, are not controlled by Olivehurst Public Utility District. Effort will be made to address the agenda items in the order shown. However, the Board President has the discretion to address items out of sequence for the convenience of the public and/or the Board Members. In compliance with the American with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board at (530) 743-0317 or (530) 743-3023 (fax). Requests must be made one full business day before the start of the meeting. To place an item on the agenda, contact the contact the Clerk of the Board at (530) 743-0317.

1. Call to Order – The meeting was called to order at 7:00 p.m. by Director Nelson

2. Pledge of Allegiance

3. Roll Call

Directors Present: Director Burbank, Director Floe, Director Perrault, and Director Nelson
Directors Absent: Director Griego

Also Present: John Tillotson, General Manager; Karin Helvey, Financial Manager; Swarnjit Boyal, Public Works Engineer; Randy York, Fire Chief; Deirdre Joan Cox, Legal Counsel;; Bri Anne Ritchie, Board Clerk; and other interested parties.

4. Public Participation

Items appearing on this agenda: When your item(s) is called, the Board Clerk will announce your opportunity to address the Board. Comments should be limited to 3 minutes per speaker.

Items not appearing on this agenda: members of the public may address the Board on any matter within the Board's jurisdiction that does not appear on the posted agenda. No action may be taken on any matter that is not on the posted agenda. Members of the public wishing to address the OPUD Board at this time are requested to use the raise hand feature, state your name and residency for the record, and begin your address to the Board. Comments should be limited to 3 minutes per speaker.

No members of the public were present

5. Consent Agenda – The Consent Agenda groups together those items which are considered routine and noncontroversial, or for which prior policy direction has been given to staff. Items in this category are typically adopted in total by one motion, though the Board may, upon the request of Directors, Staff, or any member of the public, consider any matter separately–D/A

5.1. [Approve Minutes of the December 15, 2022, Regular Meeting.](#)

5.2. [Approve December 2022 Claims for Payment.](#)

5.3. [Approve December 2022 Overtime Report.](#)

- 5.4. [Review Revenue and Expenditure Summary January 9, 2023, FY 2022-2023 \(Strategic Plan 5.3 & 5.4\).](#)
- 5.5. [Review Water Sales December 2016 to December 2022 \(Strategic Plan 5.1, 5.3\).](#)
- 5.6. [Review Service Water Account Analysis December 2022 \(Strategic Plan 5.1, 5.3\).](#)
- 5.7. [Review Invoice Cloud Activity through January 11, 2023 \(Strategic Plan 5.1, 5.3\).](#)
- 5.8. [Approve OPUD Resolution No. 2413 - A Resolution Authorizing Teleconference Meetings in Compliance with AB 361.](#)
- 5.9. Approve merit increase for Carrie Caselli, Firefighter, Step 2 to Step 3, retroactive to January 3, 2023.
- 5.10. Entertain motions for approval of consent agenda and take roll as appropriate.

A motion was made by Director Burbank and seconded by Director Perrault approving the consent agenda. The motion passes as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson

Noes: None

Absent: Director Griego

6. District Business

6.1. [Receive a presentation on FY 2021-22 Financial Audit – Presenter: Sandy Sup with Fechter & Company – D/A](#)

6.1.1. Public comment

6.1.2. Questions/comments from Directors

6.1.3. Entertain motions and take roll as appropriate

Directors received a presentation. No motion was made.

Moved to item 8.1

6.2. [Consider approving the 2022-23 Budget Amendment 1 – D/A](#)

6.2.1. Public comment

6.2.2. Questions/comments from Directors

6.2.3. Entertain motions and take roll as appropriate

A motion was made by Director Floe and seconded by Director Burbank approving the 2022-23 Budget Amendment 1 removing Parks amendments until February Board meeting and further review. The motion passed as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson

Noes: None

Absent: Director Griego

6.3. Receive an update on water shutoffs – D/A

6.3.1. Public comment

6.3.2. Questions/comments from Directors

6.3.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

6.4. [Receive an update on water conservation analysis - D/A](#)

- 6.4.1. Public comment
- 6.4.2. Questions/comments from Directors
- 6.4.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

6.5. Receive update on project labor agreement with City of Wheatland (CWTA) – D/A

- 6.5.1. Public comment
- 6.5.2. Questions/comments from Directors
- 6.5.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

6.6. [Consider approving revised Exhibit A of existing Resolution No. 2272, a resolution establishing reimbursement fees for OPUD permit application review and consultation by OPUD staff, legal counsel, and consulting engineers – D/A](#)

- 6.6.1. Public comment
- 6.6.2. Questions/comments from Directors
- 6.6.3. Entertain motions and take roll as appropriate

A motion was made by Director Burbank and seconded by Director Perrault approving revised Exhibit A of existing Resolution No. 2272, a resolution establishing reimbursement fees for OPUD permit application review and consultation by OPUD staff, legal counsel, and consulting engineers. The motion passed as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson
Noes: None
Absent: Director Griego

6.7. [Consider approving Resolution No. 2414, a resolution approving reimbursement requirements by the State Water Resources Control Board for the City of Wheatland and the Olivehurst Public Utility District regional wastewater transmission and treatment facilities project– D/A](#)

- 6.7.1. Public comment
- 6.7.2. Questions/comments from Directors
- 6.7.3. Entertain motions and take roll as appropriate

This item was tabled.

6.8. [Consider approving Resolution No. 2415, a resolution approving the authorized representative and submittal of the SWRCB SRF Grant application for the City of Wheatland and the Olivehurst Public Utility District regional wastewater transmission and treatment facilities project – D/A](#)

- 6.8.1. Public comment
- 6.8.2. Questions/comments from Directors
- 6.8.3. Entertain motions and take roll as appropriate

A motion was made by Director Floe and seconded by Director Perrault approving Resolution No. 2415, a resolution approving the authorized representative and submittal

**D/A - Discussion/Action

of the SWRCB SRF Grant application for the City of Wheatland and the Olivehurst Public Utility District regional wastewater transmission and treatment facilities project subject to proposed changes by legal counsel. The motion passed as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson
Noes: None
Absent: Director Griego

7. Public Works

Parks

7.1. Receive update on Graffiti Wall – D/A

- 7.1.1. Public comment
- 7.1.2. Questions/comments from Directors
- 7.1.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

7.2. Receive update on Splash Pad – D/A

- 7.2.1. Public comment
- 7.2.2. Questions/comments from Directors
- 7.2.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

Water/Wastewater

7.3. Receive update on South County infrastructure – D/A

- 7.3.1. Public comment
- 7.3.2. Questions/comments from Directors
- 7.3.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

7.4. Receive an update on the lift station at River Oaks and Zanes in Plumas Lake – D/A

- 7.4.1. Public comment
- 7.4.2. Questions/comments from Directors
- 7.4.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

7.5. Discuss the River Oaks North Lift Station – D/A

- 7.5.1. Public comment
- 7.5.2. Questions/comments from Directors
- 7.5.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

8. Fire Department

8.1. [Receive a presentation on Sutphen ladder platform truck – Presenters: Travis Pistochni and Ken Creese with Republic Fire Equipment - D/A](#)

- 8.1.1. Public comment
- 8.1.2. Questions/comments from Directors
- 8.1.3. Entertain motions and take roll as appropriate

Directors received a presentation. No motion was made.

8.2. [Consider approving the purchase of a new Sutphen demo ladder platform truck not to exceed two million dollars – D/A](#)

- 8.2.1. Public comment
- 8.2.2. Questions/comments from Directors
- 8.2.3. Entertain motions and take roll as appropriate

The item was postponed until after closed session adjourned.

A motion was made by Director Perrault and seconded by Director Burbank approving the purchase of a new Sutphen demo ladder platform truck not to exceed two million dollars subject to the process being approved by General Manager and Legal counsel to be placed on consent agenda for ratification by Board at February Board Meeting. The motion passed as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson
Noes: None
Absent: Director Griego

9. [Human Resources](#)

- 9.1. Consider hiring third firefighter based off MOU Proposal – D/A
 - 9.1.1. Public comment
 - 9.1.2. Questions/comments from Directors
 - 9.1.3. Entertain motions and take roll as appropriate

Directors received an update. No motion was made.

10. [Board Committee Schedule](#)

- 10.1. February 2023 Committee Meeting Schedule.
 - 10.1.1. Fire & Safety Committee – Tuesday, January 31, 2023, at 4:00 p.m.
 - 10.1.2. Parks & Recreation Committee – Tuesday, January 31, 2023, at 5:00 p.m.
 - 10.1.3. Water & Wastewater Committee – Wednesday, February 1, 2023, at 5:45 p.m.

11. [Reports \(non-action items\)](#)

- 11.1. [January Fire Department Committee Report.](#)
- 11.2. [January Parks Department Committee Report.](#)
- 11.3. [January Water & Wastewater Department Committee Report.](#)
- 11.4. Report from the General Manager.
- 11.5. Report from Legal Counsel.
- 11.6. Reports from Directors.
- 11.7. Public comment.

12. [Correspondence](#)

13. Closed Session – Closed Session was convened at 9:07 p.m.

13.1. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation pursuant to Government Code Section 54956.9(d)
Name of Case: Olivehurst Public Utility District v. The Dow Chemical Company; Shell Oil Company; Occidental Chemical Corporation; FMC Corporation; Wilbur-Ellis Company LLC, et al.

13.2. CONFERENCE WITH LEGAL COUNSEL – Significant Exposure to Litigation pursuant to Government Code Section 54956.9(d)(2): Number of potential cases: two.

13.3. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6) – It is the intention of the Board to meet in closed session to review its position and to instruct its designated representatives:

Agency Designated Representative: John Tillotson, General Manager

Name of Employee Organization: Operating Engineers Local Union No. 3 Public Employees Division, on Behalf of the Business and Utility Unit

13.4. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6) – It is the intention of the Board to meet in closed session to review its position and to instruct its designated representatives:

Agency Designated Representative: John Tillotson, General Manager

Name of Employee Organization: Olivehurst Public Utility District Fire Department Association

14. Meeting Reconvened – Closed session was adjourned at 9:48 p.m.

14.1. Announcement of reportable actions taken in closed session.

No reportable action to report.

15. Adjourn

15.1. Entertain motion to adjourn.

A motion was made by Director Perrault and seconded by Director Burbank to adjourn the meeting. The motion passed as follows:

Ayes: Directors Burbank, Floe, Perrault, and Nelson

Noes: None

Absent: Director Griego

The meeting adjourned at 9:51 p.m.