

APPROVED

**DONNER SUMMIT PUBLIC UTILITY DISTRICT
P.O. BOX 610 – SODA SPRINGS – CALIFORNIA – 95728
TELEPHONE (530) 426-3456 – FAX (530) 426-3460**

**Minutes of Regular Board of Directors Meeting
Held: January 16, 2007**

STAFF PRESENT: Tom Skjelstad, General Manager, Jim King, Plant Manager, Kristy Champagne, Recording Secretary, Kirk Sullivan, OIT

OTHERS PRESENT: Geoff Evers, District General Counsel, Mike Livak, Royal Gorge LLC, Tim Taylor, Auerbach Engineering, Carrie Hoyt

1. Call to Order

The Regular Meeting of the January 16, 2007 of the Donner Summit Public Utility District Board of Directors was called to order at 6:09 pm., by President Cathy Preis, at the Board Meeting Room located at 53823 Sherritt Lane, Soda Springs California. Kristy Champagne is taking notes as recording secretary.

2. Roll Call

Cathy Preis, President	-	Present
Dave Oneto, Vice President	-	Present
Bob Sherwood, Secretary	-	Absent
Philip Gamick, Director	-	Present
Rachel Tolmachoff, Director	-	Present

3. Clear the Agenda

4. Consent Calendar

Motion: Accept The Consent Calendar As Read

By: Dave Oneto

Second: Rachel Tolmachoff

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

5. Public Forum

Carrie Hoyt asked to save her comments for item 6 A 5.

6. Department Reports

A. ADMINISTRATION:

- 1) **Long Range Strategic Plan Update-** Manager Skjelstad recommended to the Board that it would be money better spent to conduct an infrastructure evaluation than to hold a long range strategic plan. At the same time as the study, preliminary cost estimate to expand the wastewater treatment plant could be developed (along with financing plans) and then go to the public with all of this information in the form of a strategic plan. The Directors agreed with Manager Skjelstad's recommendation.
- 2) **Update on search for Consulting Engineering Firm-** Manager Skjelstad asked that Jim King and he review the four proposals received and make a short list of two firms to present to the Board. The Directors agreed. A special meeting will be scheduled in February for the Board to interview the final two firms.

Manager Skjelstad recommended that the District go out for proposals to two firms to assist in renewing the District's waste discharge permit. Due to the potential cost (anywhere from \$80,000-\$90,000), Skjelstad asked that a Board committee be assigned to review the proposals and act on behalf of the Board to decide which proposal to accept. President Preis and Director Tolmachoff volunteered to meet with Skjelstad and Jim King to decide which firm

3) Election of Special District Member to the Nevada County Local Agency Formation Commission (LAFCo).

Motion: Nomination of Kirk Grundel of Penn Valley Fire protection District

By: Phil Gamick

Second: Rachel Tolmachoff

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

4) Nominations for an Alternate Special District Member of LAFCo- None were made.

5) Royal Gorge, Home sites at Summit Valley, 25 EDU's- Manager Skjelstad requested that the Directors direct staff to report in February how many, if any , EDUs could become available at that point in time. Jim King will do an in house study on how many EDU'S may be come available. The Directors agreed and directed staff to report to them in February.

6) Relinquish Co-Title to Sewer Cleaning Truck to Sierra Lakes County Water District-

Motion: Accept to Relinquish Title of Sewer Cleaning Truck

BY: Rachel Tolmachoff

Second: Dave Oneto

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

7). DSPUD/TFPD- Fire Department Annexation Audit- Reported that the two district auditors will meet to examine the financials.

6:50 pm Bob Sherwood in Attendance

8). DSPUD 2005/2006 Audit and Financial Statements- Reported that the audit will be presented at the February Board meeting.

- B. Sewer and Water Department-** Jim King, Ecologic Engineers
Plant Manager-
- 1. 2006/07 Wastewater Treatment Plant Improvement Project-**
status of project. -Reported
 - 2 Waste Water Flow Data – for December** Reported
 - 3 Fresh Water Flow Data – for December** Reported
 - 4. Operations and Maintenance Summary** – activities during the
month of December. Reported

C. Safety Committee Meeting Minutes

1. Administrative and Operations Department Safety Committee-
January Minutes: Reported

Motion: Accepted Committee Meeting Minutes

By: bob Sherwood

Second: Phil Gamick

Vote: 5 Ayes, 0 Noes, 0 Absent, 0 Abstain

Motion Carries

7). Presidents Report

Attempted to reschedule meeting with Truckee Fire concerning the
CSA 31 Funds. No tentative meeting set at this time.

8) Committee Report

**Motion: Consideration of Ordinance 2007-01 to Table until
February Board Meeting**

By: Bob Sherwood

Second: Dave Oneto

Vote: 5 Ayes, 0 Noes, 0 Absent, 0 abstain

Motion Carries

9) Public Forum

None

10) Resolutions and Ordinances:

A. ORDINANCE 2007-01 THE DONNER SUMMIT PUBLIC UTILITY DISTRICT DEFINING AND CLASSIFYING CONNECTION FEES AND OPERATING CHARGES FOR THE SEWER SERVICE, AND METHOD BY WHICH SEWER CONNECTIONS WILL BE ISSUED AND SUPERSEDING ORDINANCE 93-04, ORDINANCE 94-04, ORDINANCE 81-09 AND MODIFYING 99-01. - Tabled

11) Correspondence: Geoff O. Evers District Counsel

- a. Request for Public Records Pursuant of Govt. Code Section 6250 et seq.** from Geoffrey O. Evers, District General Counsel to Nevada County Local Agency Formation Commission, Nevada County Dept. of Transportation and Sanitation, and Nevada County Office of County Counsel, all dated December 19, 2006. - **Reported**
- b. Letter from Geoffrey O. Evers , District Counsel to SR. Jones, Executive Officer, Nevada County Local Agency Formation Commission,** and Nevada County Local Agency Formation Commission Commissioners, re: CSA #31 Monies Owed to Donner Summit Public Utility District, dated December 19, 2006 - **Reported**
- c. Response letter from SR Jones, Executive Officer, Nevada County Local Agency Formation Commission,** to Geoffrey O. Evers, dated December 27, 2006, informing that the documents requested are available for review and coping. - **Reported**
- d. Response letter from SR Jones, Executive Officer, Nevada County Local Agency Formation Commission,** to Geoffrey O. Evers, dated December 27, 2006 informing that the time free reconsideration of the Truckee Fire Protection District/DONNER Summit Public Utility District- Fire Department annexation has expired. – **Reported**

Closed Session:

The Directors went into Closed Session at 7:27pm for the following purposes:

- A. Conference with Legal Counsel – Regarding Initiating or Deciding to Initiate Litigation pursuant to subdivision © of Section 54956.9. of the California Government Code.
- B. Conference with Legal Counsel – Litigation formally initiated by Donner Summit Public Utility District (DSPUD) pursuant to subdivision (a) of section 54956.9 of the California Government Code Section:
 - 1. DSPUD Claimant v Nevada County Local Agency Formation Commission and Does 1-10;
 - 2. DSPUD Claimant v. Nevada County, Nevada County Department of Transportation and Does 1-10.

The Directors came out of closed session at 8:32pm. No action was taken in closed session.

- 12. **Informational:** In accordance with Government Code Section 54954.2(a), Directors may make brief announcements or brief reports on their own activities (concerning the District). They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda.

13. Adjournment

Motion: To Adjourn at

By: Phil Gammick

Second: Bob Sherwood

Vote: 5-0

Motion Carries

Schedule of Upcoming Meetings

Next Regular Meeting – February 20, 2007

The wording of these minutes are as reread from the notes taken by the recording secretary.

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Respectfully submitted,

Kristy S. Champagne
Recording Secretary