

MINUTES

REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

6425 Main Street,
Georgetown, California 95634

**TUESDAY, March 6, 2023
3:30 P.M.**

BOARD OF DIRECTORS

Mitch MacDonald, President
Donna Seaman, Vice President Mike Thornbrough, Treasurer
Michael Saunders, Director Robert Stovall, Director

MISSION STATEMENT

It is the purpose of the Georgetown Divide Public Utility District to:

- Provide reliable water supplies.
 - Ensure high-quality drinking water.
 - Promote stewardship to protect community resources, public health, and quality of life.
 - Provide excellent and responsive customer services through dedicated and valued staff.
 - Ensure fiscal responsibility and accountability are observed by balancing immediate and long-term needs.
-

1. **CALL TO ORDER**—The meeting was called to order at 3:45 PM

2. **PLEDGE OF ALLEGIANCE** was led by Director Saunders.

3. **ROLL CALL:** The roll was taken with the following members present,

Director Stovall, Director Seaman, Director Thornbrough, Director Saunders, and President MacDonald.

General Manager, Nicholas Schneider introduced Elizabeth Olson as the new Executive Assistant.

4. **ADOPTION OF AGENDA**

Director Seaman motioned to adopt the agenda; Director Saunders seconded,

Public Comment: Cherie Carlyon commented as per the attached.

President MacDonald called for the vote:

Ayes: Director Seaman, Director Thornbrough, Director Saunders, and President MacDonald

Nays: None

Abstentions: None

Motion Passed Unanimously

PUBLIC FORUM

Pursuant to the Government Code Section 54954.3 (The Brown Act), members of the public shall be afforded the opportunity to speak on any agenda item. The Board President will call for

public comment on each agenda item. Those wishing to address the Board on a matter that is not on the agenda, and within the jurisdictional authority of the District, may do so during the Public Forum portion of the agenda. Follow the procedures below for speaking during Public Forum or public comment sessions:

- A. Public members desiring to provide comments, must raise their hand and wait to be recognized by the Board President, speak from the podium, and begin by stating their name.
- B. If participating via teleconference, please utilize the raise your hand feature. The President will call upon you by addressing you by the name or phone number indicated.
- C. Comments must be directed only to the Board.
- D. Disruptive conduct shall not be permitted at any Board meeting. Persistence in disruptive conduct shall be grounds for summary termination of the privilege to address the Board of Directors.
- E. There is a five (5)–minute time limit per speaker and/or 20 minutes in total.
- F. The Board is not permitted to take action on items addressed under the Public Forum.

The Board President is responsible for maintaining an orderly meeting.

ANNOUNCE CLOSED SESSION AND ADJOURN OPEN SESSION TO CLOSED SESSION

The Board adjourned to closed session at 3:55 PM.

5. CLOSED SESSION – LEGAL SERVICES

- A. Craig A. Steele (Richards Watson Gershon Law) 3:30 PM
- B. Gary B. Bell (Colantuono, Highsmith & Whatley, PC) 4:15 PM
- C. Frank Splendorio (Best, Best & Krieger Law) 4:50 PM
- D. Barbara Brenner (White & Brenner LLP) 5:30 PM

ADJOURN CLOSED SESSION AND OPEN REGULAR SESSION

The Board returned to open session at 7:09 PM. of the meeting.

REPORT OUT OF CLOSED SESSION: None

6. NEXT MEETING DATE AND ADJOURNMENT

The next Regular Meeting will be March 14, 2023, at 2:00 PM., at the Georgetown Divide Public Utility District, 6425 Main Street, Georgetown, California 95634.

Motioned By Director Seaman to Adjourn. Seconded By Director Thornbrough. The meeting was adjourned at 7:10 PM

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability related modification or accommodation to participate in this meeting, contact the District Office by telephone at 530-333-4356 or by fax at 530-333-9442. Requests must be made as early as possible and at least one full business day before the start of the meeting.

In accordance with Government Code Section 54954.2(a), this agenda was posted on the District's bulletin board at the Georgetown Divide Public Utility District office, at 6425 Main Street, Georgetown, California, on March 1, 2023.

Nicholas Schneider, General Manager

Date

Attachment

Public Comment: Cherie Carlyon

Written Public Comments submitted for the record 4:20 pm 3-6-2023.

The meeting agenda posted for Tuesday, March 6, 2023 has several Brown Act errors. Tuesday, March 7, 2023 is the actual correct date if the meeting was planned for Tuesday. This was posted with the required 72 hours ahead. If the meeting was supposed to be Monday, March 6, 2023, the meeting agenda was not posted with a 72 hour period.

No government code was listed under the closed session item "Legal Services".

Legal Services is not an allowed Closed Session topic.

No email notification was sent out to the district's email list.

Today's meeting was not posted 72 hours ahead.

This whole meeting is illegal under the Brown Act. I request that the board reschedule this meeting as an open session meeting and allow the public to have the chance to comment in person and on Zoom.

I gave my oral public comments at the beginning of the meeting and now I want these written comments to be made part of then meeting record and minutes.

Cherie Carlyon



MINUTES

REGULAR MEETING

**GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS
6425 MAIN STREET, GEORGETOWN, CALIFORNIA 95634**

**Thursday, March 14, 2023
2:00 P.M.**

BOARD OF DIRECTORS

Mitch MacDonald, President
Donna Seaman, Vice President
Mike Thornbrough, Treasurer
Michael Saunders, Director
Robert Stovall, Director

MISSION STATEMENT

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- Provide reliable water supplies
 - Ensure high quality drinking water
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1) CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

President MacDonald called the Board Meeting to order at 14:01 hrs.

Pursuant to the AB 2449 Amendment to the Brown Act (District Policy No. 4240, Board Member Teleconferencing Policy), President Macdonald asked for a legitimate reason for Director Thornbrough's absence and participation via teleconferencing. Director Thornbrough shared concerns his illness could be contagious and thus his remote participation.

Director Saunders motioned to accept Director Thornbrough's remote participation pursuant to The AB 2449 Amendment to the Brown Act. Director Seaman seconded the motion.

Roll Call vote was taken;

Present: Directors Stovall, Saunders, Seaman, and MacDonald

Aye:4

Nay: 0

The motion CARRIED.

Legal Counsel Christina Pritchard shared the AB 2449 process and asked Director Thornbrough to announce whether there was anyone present in the room with him and if so, are they were under the age of 18. Thornbrough stated that no one was present. A roll call was then made to account for all participating Board Members.

Roll Call:

DIRECTORS PRESENT: MACDONALD, SEAMAN, SAUNDERS, AND STOVALL

Director PRESENT VIA ZOOM: DIRECTOR THORNBROUGH

Director Seaman led in the Pledge of Allegiance.

2) ADOPTION OF AGENDA

Director Stovall motioned to approve the adoption of the agenda. Director Thornbrough seconded the motion.

Roll call vote was taken:

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nays: None.

The motion Carried.

3) PUBLIC FORUM (ONLY ITEMS THAT ARE NOT ON THE AGENDA)

Larry Brown, a property owner in Morgan Ranch Loop for the last five years, inquired about his bill, specifically the Supplemental Fee of \$30.16 for Auburn Lake Trails, an area he stated he has no access to; and his water consumption bill totaling \$100. He referred to the Save Water flyer and asked what the District was doing to reduce costs for the customers. He also inquired whether the recently installed water meters, FTE savings, and deferred maintenance savings would reduce his water bill.

The General Manager Nicholas Schneider clarified that the supplemental charge is for the construction cost of the new Sweetwater Treatment Plan which supplies water to customers beyond Auburn Lake Trails, including Mr. Brown. Regarding realizing savings, the District intends to conduct a full rate study per California Proposition 218 law.

Cherie Carlyon submitted the attached written comments. She also submitted a Public Records Act request.

Ms. Pritchard provided the following clarification on the legal questions posed in Ms. Carlyon's public statements:

1. Informational requests do not fall under the Public Records Act.
2. Pursuant to the District's Employment Agreement with the General Manager, a performance evaluable can occur six months after the General Manager's start date allowing this evaluation. The General Manager's start date was 9/19/2022.
3. The Special Meeting of March 6th was properly posted pursuant to Government Code Section 54957 which provides for interviews to be conducted in closed session for positions such as General Counsel.

Ms. Carlyon commented that the agenda was not properly posted since the Government Code justifying the closed session was not included.

Director Saunders called for a point of order as comments under Public Forum should not be discussion since these matters are not on the agenda.

Karen on Zoom clarified for Larry Brown that the bill is for two months.

Steven Dowd stated the increased water supply this year makes the District's water conservation efforts, such as the flyer with water saving tips, unnecessary. He stated the District should fight harder to oppose water conservation requirements.

4) CONSENT CALENDAR

Director Stovall requested a correction to the minutes (Page __, Paragraph __) attributing a reference to the DC trip as a "junket" to the General Manager as the reference was made by a member of the public, not the General Manager.

Ms. Carlyon noted that Director Saunders' Board Report for March was placed in the February meeting minutes and was supposed to go on website as it was not in the digital March packet. She added that her comments for the record were shoved clear to the bottom and needed to be included in the minutes. Ms. Carlyon's comments were noted and will be reviewed.

Director Saunders Motioned to approve the minutes as they will be amended and corrected. **Director Seaman** seconded the motion.

Roll call vote was taken: MacDonald, Saunders, Thornbrough, Seaman, Stovall
Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nay: None.

The motion CARRIED.

5) FINANCIAL REPORTS - Up to January 31, 2023.

Director Saunders commented that grant proceeds currently show up in the Water Fund and then are subtracted for balance purposes reflecting a deficit in the Water fund. These are projected grants and not guaranteed so should not be subtracted from the budget to avoid erroneously showing an end-of-year negative balance based on grants. The budget with grants do not normally include grants in CIP, but should be included in the total budget to more accurately show the percentage breakdown.

Mr. Schneider stated that proposed projects for the fiscal year that are dependent on grant proceeds would be approved in the CIP budget, but only if grant proceeds are received as expected. There is a way of accepting grant proceeds into CIP as opposed to General Fund so you can see where you are spending money.

Director Saunders noted that interest income is currently posted in several places and asked if interest income will be placed in one line item since the District is now investing all at once.

The General Manager explained interest income is separated because of the type of accounts. He indicated Staff will consolidate where possible, however, some specific accounts for specific projects or loans must remain separate.

Public Comments:

Ms. Carlyon asked if Check #3425 was included in the February Board meeting packet. Asking if it should have been included in February financials as Check # 24250.

Office Manager Jessica Buckle responded that the check was for a December invoice paid in January. She added the high amount was due to increased work hours due to the audit. She noted the report reflects checks through January 31st.

Ms. Carlyon then asked if the Check #34321 payment to Costco is different from the US Bank. Ms. Buckle explained this was the membership fee and Staff is looking to change that process. Costco is occasionally used for board meetings and office supplies.

- A. Budget to Actuals Report**
- B. Pooled Cash Report**
- C. Monthly Check Report**
- D. Year to Date Vendor Report**
- E. Capital Improvement Plan (CIP) Budget Review-**

Mr. Schneider presented the proposed FY 2023-2024 CIP Budget Preliminary Budget highlighting the following points:

- Some projects in FY 2022-2023 CIP projects were not completed due to the Mosquito Fire.
- A section was added for the few outstanding grants that the District intends to apply to the FY 23-24 CIP Budget.
- The proposed FY 23-24 CIP Budget is for \$1.45 million in CIP projects, which will be reduced if grants are not received.

Each of the CIP Projects were then discussed, and clarification provided as needed:

- The Angel Camp Tank Recoating can be retitled General Tank Recoating as this is on a 10-year cycle. Only the Deer Ravine tank remains to be coated and then the cycle will restart.

- *The benefits of solar were examined. The NIM 3 concept reduces the ability to sell and buy back electricity. With this off the table the consideration is in relation to cost offset when weighing savings. It is also a good resource to have available, for instance, when the grid goes down.*
- *The Clean Fleet state vehicle regulations will apply to all new vehicle purchases and 50% must be zero emission. The District is currently working with the Regional Water Agencies Association and other northern and mountainous regions with cold and adverse weather that impacts vehicle power, grid access, and electric battery performance.*
- *The Sweetwater Treatment Plant Tank project, a two-million-gallon tank project, that was included in the previous CIP Plan has been officially renamed the Georgetown Divide Public Utility District Sweetwater Treatment Plant Tank for Water Supply Reliability and Fire Flow Requirements, which will serve as a backup to maintain water supply in case of a plant shutdown.*
- *The AMI meters costing \$100,000 last year has now been split with ALT testing. Moving forward, the District will pursue grant opportunities.*
- *The five to ten-year CIP project list which captures hydroelectric and diversions will be on a future project considerations list.*

Public Comments:

Larry Brown inquired about the Hurdle rates for the electric and water wheels, which was clarified to reference return on investment (ROI). He also asked about solar cost returns.

Mr. Schneider stated the project cost \$20,000 per wheel. The ROI is three to seven years through a contract which includes maintenance. The District will also pursue greenhouse gas grants which would further reduce costs and increase ROI.

Director Saunders stated it is more about having a diversified portfolio. We will not see any ROI from the solar investment, but when the grid goes down it is important to have a backup power source.

Mr. Dowd referred to the pursuit of new water sources, such as Onion Creek and Otter Creek, and asked if both flows into Stumpy Meadows. Mr. Schneider clarified that both sources would flow into the Stumpy Reservoir.

Mr. Dowd inquired about the District's rights to the North Fork of the American River, and Mr. Schneider responded the District has access to a pipe, however, the Placer County Water Agency is using that source. The District is exploring "in-lieu-of" options and possible trades.

Mr. Dowd asked if the District has considered renting dump trucks instead of purchasing them as purchased equipment requires replacement every five to ten years. The General Manager responded that the District is considering newer models to avoid maintenance costs. The current dump truck is from 1993.

Ms. Bartholomew asked if the State will be mandating ¾-and ½- ton trucks to be electric and whether these vehicles have the power needed in the snow. Mr. Schneider responded that 50% of new purchases must be electric. It is a fluid matter so better answers are not available at this time.

Mae Harms expressed appreciation to the District for placing a water hydrant near her property assisting her with ease in finding home insurance.

6) INFORMATIONAL ITEMS

A. Board Reports

Director Thornbrough reported he attended the meeting of the El Dorado Water Agency, during which a county-wide cost share program related to a Cameron Park drainage project was discussed. EDWA is chartered to deal with storm water drainage issues in the county.

Director Saunders reported that the California Natural Resources Agency focuses on high precipitation events with the big issue being that normally 60% of CA water is the April snowpack and that is no longer relevant as the new peak is now between January through March. The challenge moving forward is storm water capture and making storage last longer.

Director Seaman shared that the Irrigation and Policy Committee had more information forthcoming in the meeting packet.

Director MacDonald reported that he had received his certification of completion for the California Special Districts Ethics Compliance Training. He will attend the ALT Townhall to the new General Manager and emphasized GDPUD's commitment to customer service in our mission statement. He will be speaking to the community, encouraging involvement on the committees and meeting participation, and holding a Public Q&A.

B. Legislative Liaison Report-

Director Saunders reported that he met with Senator Gill who signed on to support the Sweetwater Tank Project.

C. General Manager's Report-

Mr. Schneider summarized his written report.

D. Operation Manager's Report-

Operation's Manager Adam Brown reported Stumpy Meadows Reservoir continues to spill. Water demand is lower than usual. Residential use currently meets state requirements for indoor use. The following points were made:

- *Moving forward, the Board requested that the Operations Report contain a forecasting component.*
- *While water saving amounts are difficult to capture, it is estimated to be 600-800 acre feet per year.*
- *The door hanger costs include labor and truck use.*
- *The negative percentage use is a change possibly from last year's drought restrictions.*

Mr. Brown then invited Jack Scroggs of KASL Engineers to give a presentation on the current findings of the Reliability Study.

E. Water Resources Manger's Report-

Resources Manager Alexis Elliott summarized her written report. She pointed out necessary corrections to the CDS Wastewater Discharge Report.

As an update to the permitting study, Ms. Elliott reported that WDR (Waste Discharge Requirement) is about to turn in the draft work plan to the county's Environmental Management Department to review which could open the possibility that they will take over conventional on-site wastewater systems.

7) COMMITTEES

A. Finance Committee (Steve Miller, Chairman)-

Chairman Miller was unable to be present. There are three candidates for membership they will be interviewed with selection during the April Regular Board Meeting. There was a review of the budget. Election of officers was tabled for the next meeting with potentially more committee members to update to positions. There was a brief grant update.

Public Comment: None

B. Irrigation Committee (Ray Griffiths, Chairman)-

The next meeting is Thursday. There will be discussion of the ordinance and hopefully it will be finalized and ready to bring before the board in April.

Public Comments:

Steve Dowd- Will the irrigation season start date be discussed?

Director Seaman- Yes that is something which will discussed, and a recommendation will be made to the Board at the April meeting. The KASL report will also be referenced.

Cherie-Was there a policy discussion?

Director Seaman- Yes that will occur. The ordinance is being finalized.

C. Ad Hoc Grant Writing Committee (Board Liaisons, Saunders, and Stovall)-

Director Saunders shared that there was no meeting. The grants put forward for the Fire Safe Council were being worked with.

GM- The next meeting is April 5th. At the moment there are no prospective grants save for appropriation earmarking paperwork to put forward.

Public Comment: None

D. Ad Hoc Committee for Policy Manual (Board Liaisons, Saunders, and Seaman)-

Director Saunders reported the committee is working to ensure there is a standard process and labeling system to provide ease in searching and standardization. The committee is currently working on the personnel manual, continuing with the special district leadership foundation to go through a check list to be labeled a district of distinction and receive the district transparency certificate. The committee is also working on the procurement policy, water transfer policy, CEQUA, sexual harassment prevention and asset management. The personnel manual and procurement policy are both coming back from legal.

The General Manager Nicholas Schneider shared that when renegotiations for labor occur, we are aware some items may change by specific negotiation points, though anything which is law will not be able to change.

Public Comment: None.

E. Ad Hoc Committee for the Audit Committee (Board Liaisons, Saunders and Thornbrough)- No Meeting Scheduled

Public Comment: None.

F. Ad Hoc Labor Negotiation Committee (Board Liaisons, MacDonald and Thornbrough)- No Meeting Scheduled

Public Comment-

Ms. Carlyon- asked if the agenda could reference the meeting that is being reported on.

8) ACTION ITEMS

A. Consider California Special District Association Board (CSDA) Nominations.

Public Comment: None.

Director Saunders motioned to adopt the resolution nominating Nicholas Schneider to the CSDA Board. Director Seamen seconded the motion.

Roll call vote was taken:

Aye: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nay: None.

The motion CARRIED.

B. Local Agency Formation Commission (LAFCO) Nomination

Director Saunders stated LAFCO is a watch dog organization for special districts covering cities, special districts, annexing, dissolution and new formation of cities. It also covers inclusion into districts and helps prevent sprawl. He has been an alternate for the last four years and is hoping to become a commissioner or alternate again. He would like to stay on and continue their current work. This includes helping 13 fire districts to coordinate together meeting financial struggles while facing wildfires, and continued advocacy for Grizzly Flats to continue their services.

Public Comment: None.

Director Thornbrough motioned to adopt the Resolution nominating Director Saunders nomination to the LAFCO Board. Director Stovall seconded the motion.

**Roll call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

**Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

Nay: None

The motion CARRIED.

C. Concurring Nomination to the Executive Committee of the Association of California Water Agencies Joint Powers Insurance Authority (JPIA)

Mr. Schneider reported that the Calaveras County Water Authority has requested the Board's support of their Board member, (first name) Ratterman, as a nominee to the JPIA Executive Board.

Public Comment: None.

Director Saunders motioned to Support Mr. Ratterman's nomination. Director Seaman seconded the motion.

**Roll call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nay: None.

The motion CARRIED.

D. Consider Legislation Positions for Various Assembly and Senate Bills.

Mr. Schneider and Director Saunders, as the Legislative Liaison, provided information on a list of legislation and the potential impact on the interests of the District. The report highlighted water rights implications and the need to protect the district's water rights from negation or limitation.

It was clarified that AB 338 had no union conflicts as its provisions only apply to independent contractors.

AB 62 - Statewide Water Storage Expansion could provide for the expansion of the District's storage infrastructure by including the District in the federally approved Sacramento regional water rights which could allow for water transfers through the Loon Lake and DeFazio rights.

Public Comment:

Ms. Carlyon commented on the DeFazio water rights and her understanding that the water must be in the Stumpy Meadows Reservoir in order to trade as a limitation was verified as correct.

Director Saunders motioned to approve the District's positions on legislation outlined in the Resolution. Director Seaman seconded the motion.

***Roll call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough***

Aye: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nay: None.

The motion CARRIED.

E. Consider Adopting the Following Policies and Amendments,

- **Policy 2315-Annual Update of the IIPP Manual**
- **Policy 4240- Teleconferencing Policy**

Director Saunders shared information regarding the policies to be adopted. The teleconference policy kept the language mirroring the government code so that should the government code change we automatically know which sections to remove or switch in. The two areas match AB361 was the emergency one which sunsets in 2024 and AB2449 sunsets in 2026, unless laws pass to extend them.

Board inquiries regarding the requirements of the teleconferencing remote participation requirements were answered via District Legal Counsel Christina Pritchard. It was clarified that only Ad Hoc committees were exempt from these requirements all others require a quorum in person even in inclement weather absent a declared state of emergency. Inclement weather as just cause only being applicable in a declared situation from an agency. In true emergency circumstances there is more leeway.

Public Comment:

Cherie Carlyon- There is a district which includes days without work injuries in the operations report. Should that be included? Does that help with insurance costs?

The General Manager offered that could potentially be included. We have received insurance leadership awards.

Cherie Carlyon- With the teleconferencing when will that take effect? Once it is adopted when will it take effect? Does it apply to the committees? At the last Finance committee meeting recently only one was in the room the other two were participating digitally.

Legal Counsel Christina Pritchard- Clarified that AB2449 applies to all legislative bodies across the state unless they adopt a policy specifically opting out of it prohibiting participation. This policy is not implementing it, because it already exists and is available, but rather puts it into lay man's terms and spells out what exactly is required because the government code is not an easy read.

Director Stovall motioned to approve the resolutions updating the IIPP manual and the Teleconference policies. Director Saunders seconded the motion.

**Roll call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nay: None.

The motion CARRIED.

F. Consider accepting Vectus DC as our Federal Advocate

Don Polese, Founder and Managing Partner of Vectus DC described the firm's structure, success with clients, and their commitment to the district. He addressed some of the possible funding opportunities available and their readiness given the current enacted legislation.

Mr. Schneider shared the benefits of working with a federal advocate as an extension of the district in Washington D.C. There are Senate Appropriations, US Bureau of ??? grant. Bureau money is currently available, and Vectus could advocate for those funds.

Public Comment:

Ms. Carlyon asked if the costs would remain at \$48,000, how often Vectus will be following up and how many employees are in the firm.

Mr. Schneider responded that it will be at a rate of \$4000 a month. Staff have already been working with Mr. Polese who helped put together the Senate Appropriation forms prior to the contract. Vectus DC will be available at the Board's discretion. There are 15 employees in D.C. firm; two are full-time and two are bi-coastal.

Director Stovall motioned to approve the professional services agreement with Vectus DC for federal advocacy services. Director Saunders seconded the motion.

**Roll call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough
Nay: None.
The motion CARRIED.

9) PUBLIC HEARING-

A. Urban Water Management Plan (UWMP)

Operations Manager Adam Brown reported that the UWMP has been posted for 60 days and no comments have been received.

The public hearing was opened for public comments at 18:22 hours.

No comments were received.

The public hearing was closed at 18:22 hours.

Director Saunders shared the following points:

- Acknowledged the new storage capacity of 21,206-acre feet at Stumpy Reservoir.
- Noted the section on the impacts of wildfires only mentions the King Fire and not the Mosquito Fire.
- Noted that in Chapter 6, Page 4, storm water capture listed no plans for capture.
- Asked whether the ADU one line for demand should reflect the possibility of increased demand without an increase in household or parcels.
- Noted that the water shortage contingency plan is based on shortening the irrigation season.

The General Manager shared that we are going to pull a lot of the raw water out of the Urban Water Management Plan so irrigation will not be in there.

Director Saunders motioned to approve the revisions to the Urban Water Management Plan and the Water Shortage Contingency Plan for submittal to the Department of Water Resources. **Director Stovall** seconded the motion.

Roll Call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough
Nays: None.
The motion CARRIED.

B. Accessory Dwelling Units (ADU) General Fees

The public hearing was opened at 18:27 hours.

No public comments were received.

The public hearing closed at 18:27.

Director Stovall- Confirming Article 2 Sec 1 says the connection fee for the meter for the same parcel will be less than 50% for the value identified to do with so many square feet of the auxiliary livable space is that us or county? Confirming with connection the additional connection would be accountable to pay the base charge and supplemental fee?

Response that this is based off the county standards. The base charge and supplemental fees are applied per connection, thus only applicable if there is a second connection.

Director Saunders motioned to accept the First Reading of Ordinance 2023-02 allowing for a change in connection fees for ADU's. The motion was seconded by Director Stovall.

**Roll Call vote was taken: MacDonald, Saunders, Seaman, Stovall, Thornbrough
MacDonald, Saunders, Seaman, Stovall, Thornbrough**

Ayes: MacDonald, Saunders, Seaman, Stovall, Thornbrough

Nays: None.

The motion CARRIED.

Director Saunders thanked the public for their attendance and comments. He shared that since they are public comments, The Board can't really discuss those items, but let Steve Dowd know that we will update Larry Brown on his inquiries as well as continue checking on the budget items.

10) BOARD MEMBER REQUESTS FOR ADDITIONS TO FUTURE MEETING AGENDAS

Director Saunders- Place asset management on the policy committee to get that as it is being put on the new program.

****ANNOUNCE CLOSED SESSSION AND ADJOURN OPEN SESSION TO CLOSED SESSION****

11) ADJOURN TO CLOSED SESSION-

Public Comment:

Cherie Carlyon- He didn't start on a date which would meet the 6-month mark.

- A. **GOV. Code § 54956.9(a)** – Pending Litigation regarding Mosquito Fire.
- B. **GOV. Code § 54956.9(a)** – Pending Litigation Craig v. GDPUD
- C. **GOV, Code § 54967, Subd. (b)(1)** – Personnel Matters - General Manager evaluation 6-month review

****ADJOURN CLOSED SESSSION AND OPEN REGULAR SESSION****

Report out of closed session: 20:00PM

12) NEXT MEETING DATE AND ADJOURNMENT-The next Regular Meeting will be April 11, at 2:00 PM at the Georgetown Divide Public Utility District, 6425 Main Street, Georgetown, California 95634.

Director Seaman motioned to adjourn the meeting. Director Saunders seconded the motion. The motion passed by acclamation and the meeting was adjourned at 20:01.

Nicholas Schneider, General Manager

Date

Attachments:

1.Public Comment of Cherie Carlyon

GDPUD Board Meeting March 14, 2023 2pm
Cherie Carlyon Public Comments

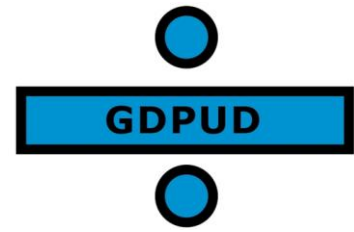
I would expect the Board to pay attention to the following issues:

1. \$288,000 discrepancy: As of this date I have not received any comment or correction to the apparent \$288,000 discrepancy between the GM's 12-31-22 and the 12-31-22 Tyler Budget Summary as noted at the February 14, 2023 meeting. I hope it is not your intent to try to sweep this under the rug, as I am now formally requesting a clarification to this item. I am submitting a PRA for this information
2. It appears that there is a problem with the Zoom system cutting calls off. Please address this issue as not everybody has a backup. It is your duty to assure that all those interested in making comments at meetings, have the ability to do so. I make this note for the record as I was cut off at the start of the 03-06-23 meeting.
3. I was also threatened with being cut off by the GM which I find to be quite rude. The Board may need to look at how the current GM treats the District's Customers. I make this comment and observation for the Record and I am referring to the 2-23-23 Finance and the 2-16-23 Irrigation committee meetings.
4. Please show us the Policy Section that allows a Staff Person to conduct a formal meeting. If the Board President is incapacitated, the Vice President assumes that duty. I am now formally requesting this information and I am submitting a PRA for this information.
5. It appears that you did not properly noticed the March 6, 2023 Closed Meeting and the topic for which it was held may not have fit within the parameters of what can be discussed in a Closed Session. Having interviews of potential Legal Service Providers does not appear on the approved list of Closed Session topics. I am requesting copies of the source that allows you to have such a meeting in apparent violation of the Brown Act's Closed Session rules. I am submitting a PRA for this information.
6. On today's Closed Session agenda, Personnel Matters—General Manager evaluation 6-month review, at the February 14, 2023 regular board meeting, the District's Attorney, Christina Pritchard stated, per the GM's employment contract, that the review could not take place prior to the actual 6 months of employment and therefore, would need to be done at the April 11, 2023 regular board meeting. Please provide in writing the Authority and circumstance under which her direction has been bypassed. I am submitting a PRA for this information.

I am submitting these written comments for the record and the minutes of this meeting, March 14, 2023.

Cherie Carlyon

**REPORT TO THE BOARD OF DIRECTORS
BOARD MEETING OF APRIL 11, 2023
AGENDA ITEM 4B**



AGENDA SECTION: Consent Calendar

SUBJECT: CONSIDERATION OF IRRIGATION APPLICATIONS FOR 2023

PREPARED BY: Adam Brown, Operations Manager

APPROVED BY: Nicholas Schneider, General Manager

BACKGROUND

Ordinance 2005-01, an Ordinance Establishing Rules and Regulations for Irrigation Service in the Georgetown Divide Public Utility District (District), dictates the method of approving the irrigation applications received by the District (See Attachment 1). The irrigation application process is part of an annual process by which existing irrigation service accounts are renewed or modified with the District, and new applications are considered for service on routes where additional irrigation service is available.

Applications are accepted every year between January 1 and March 1 for that calendar year's irrigation season. Ordinance 2005-01 states that applications will be considered for approval using the following priority system:

- Priority 1 – Parcels that received irrigation service during the immediate past irrigation season.
- Priority 2 – Parcels with the most recent active irrigation service account during the previous ten (10) irrigation seasons.
- Priority 3 – Applications for new irrigation service.

DISCUSSION

Staff received and reviewed all irrigation requests in accordance with the priorities established in Ordinance 2005-01. A summary of the 2023 Irrigation Applications, by irrigation route, is included with this report as Attachment 2. The irrigation application summary presents Staff recommendations for approval of applications the 2023 irrigation season.

In general, Staff is recommending that the Board approve Priority 1 applications for all routes including all requests for reduced demand and approve all Priority 2 and Priority 3 applications. The Ordinance limits the availability of irrigation water on all routes to that of the irrigation demand established in 2003. In all cases, the projected 2023 demand does not exceed the 2003 demand. The following table lists the 2003 demand, 2022 demand, and available demand for each irrigation route.

Route	2003 Demand (Miners Inch)	2022 Demand (Miners Inch)	2023 Demand (Miners Inch)	Available (Miners Inch)
080 – Upper-Lower	43.5	31.0	30.0	13.5
081 – Cool-Cherry Acres	45	40.5	40.5	4.5
082 – C-CA/Croft	19.5	16.5	15.0	4.5
083 – Cunningham	8	7.5	7.5	0.5
084 – Garden Valley	58.5	41.5	42.5	16.0
085 – GV/Greenwood	24	19.0	18.5	5.5
086 – Hocket Hollow	21	16.5	14.5	6.5
087 – Kelsey Ditch	84.5	81.5	78.5	6.0
088 – Kelsey Pipeline	7	6.0	6.0	1.0
089 – Main Ditch #1	66.5	66.5	64.5	2.0
090 – Main Ditch #2	113	61.5	58.5	54.5
091 – Pedro Hill Pipeline	8.5	6.5	6.0	2.5
092 – Pilot Hill Ditch	27	27.0	25.0	2.0
093 – Pilot Hill Pipeline	15.5	13.5	13.5	2.0
094 – Pilot Hill Estates	20	20.0	18.5	1.5
095 – Rattlesnake Bar	9.5	10.5	9.5	0
096 – Spanish Dry Diggins	29	29.0	28.0	1.0
097 – Taylor Mine	32	24.0	25.0	7.0
TOTALS	632	518.5	501.0	131.0

As shown in the table, the projected irrigation demand for 2023 is 17.5 miners inches less than the 2022 demand. This represents a four percent reduction in demand.

Irrigation water deliveries are scheduled to commence on May 1, 2023.

SERVICE APPEALS BY ROUTE

In the 2019 irrigation season, Staff began enforcing the policy that every active customer is required to submit an application for irrigation service by the March 1 deadline or risk losing their service and priority standing. The application period was from January 1 through March 1.

Typically, District staff maintain and regularly update checklist of active irrigation customers, detailing the status of active customers applications. Periodically, District staff reach out to active customers for which the District has yet to receive an application to remind those active customers to submit an application before the March 1st deadline.

For the 2023 season, irrigation applications were mailed out on December 31, 2022. The District mailed a reminder to customers that the installation of a backflow device on their treated water service will be required before they can begin receiving irrigation water this season.

District staff followed up with an all-call telephone reminder on February 21, 2023 and made individual phone calls to customers on February 24th 2023.

A summary of the District's outreach to irrigation customers is as follows:

- **December 31, 2022:** Active and Inactive Applications mailed to customers.
- **February 21, 2023:** Phone call broadcast, emails and texts were sent an "Irrigation Application Reminder 2023" to all remaining active customers who had not yet turned in applications.
- **February 24, 2023:** Personal phone calls and door hangers went out to all customers the District was unable to reach or leave a message during the all-call.

Despite these efforts, the District received a number of irrigation service applications after the application deadline and has yet to receive an application from several other customers. These customers are listed below.

Route 080

Active Customer 080-0019-001-Upper/Lower Conduit, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Active Customer 080-0110-001-Upper/Lower Conduit, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Customer stated they left before the big storm and forgot to send in application.

Route 081

Active Customer 081-0025-001-Cool/Cherry Acres Ditch, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received in the mail with no explanation from the customer.

Route 084

Active Customer 084-0055-001-Garden Valley Pipeline, District did not receive and application from customer. Customer is at risk of losing 1/2 miners inch.

Route 085

Active Customer 085-0045-001-Garden Valley/Greenwood Pipeline, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received via in the mail with no explanation from the customer.

Active Customer 085-0095-001-Garden Valley/Greenwood Pipeline, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Customer stated the application was sent via email before deadline. District never received.

Active Customer 085-0112-002-Garden Valley/Greenwood Pipeline, requested to keep 1/2 miners inch, but application was submitted after the deadline of March 1st. Application was receive via email with no explanation from the customer.

Active Customer 085-0145-002-Garden Valley/Greenwood Pipeline, District did not receive and application from customer. Customer is at risk of losing 1 miners inch.

Route 087

Active Customer 087-0115-001-Kelsey Ditch, requested to keep 1 miners inch, but application was submitted after the deadline. Customer stated they do not know what happened to the application. Customer is requesting to decrease from 2 miners inches to 1 miners inch after the March 1st deadline.

Active Customer 087-0125-002-Kelsey Ditch, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Customer stated that he is gone for long periods due to his job as a firefighter and forgot to send in the application.

Active Customer 087-0227-001-Kelsey Ditch, the District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Active Customer 087-0360-003-Kelsey Ditch, the District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Route 088

Active Customer 088-0035-001-Kelsey Pipeline, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Customer stated they had surgery.

Route 089

Active Customer 089-0075-001-Main Hill Ditch #1, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Active Customer 089-0107-001-Main Ditch #1, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received via email with no explanation from the customer.

Route 090

Active Customer 090-0065-001-001-Main Hill Ditch #2, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Active Customer 090-0115-001-Main Ditch #2, requested to keep 1/2 miners inch, but application was submitted after the deadline of March 1st. Application was received via email with no explanation from the customer.

Route 092

Active Customer 092-0022-001-Pilot Hill Ditch, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Active Customer 092-0039-001-Pilot Hill Ditch, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Route 093

Active Customer 093-0050-003 Pilot Hill Pipeline, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received via email , customer apologized for the application being late.

Active Customer 093-0115-001 Pilot Hill Pipeline, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received in the mail with no explanation from the customer.

Route 094

Active Customer 094-0025-001-PH Estates Pipeline, requested to keep 1 1/2 miners inch, but application was submitted after the deadline of March 1st. Application was received via email, customer stated that he never received an application.

Route 096

Active Customer 096-0025-002-SDD Ditch, District did not receive an application from customer. Customer is at risk of losing 1 miners inch.

Route 097

Active Customer 097-0005-002-Taylor Mine Ditch, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received via email, customer stated the application was lost.

Active Customer 097-0110-001-Taylor Mine Ditch, requested to keep 1 miners inch, but application was submitted after the deadline of March 1st. Application was received in mail with no explanation from customer.

Cross-Connection Control Program

Ordinance 91-05, *An Ordinance of the Georgetown Divide Public Utility District Establishing Control of Cross-Connections*, dictates the policy in which backflow prevention devices are required between the customers irrigation system and the District treated water supply line for customers that receive both services. The backflow prevention devices must be tested and certified by a certified backflow tester annually, with a copy of the certification to be provided to the District.

To comply with Water Code requirements, the District enacted Ordinance 91-05 requiring irrigation customers to comply with the backflow preventor requirements beginning the 2021 irrigation season. Beginning May 1, 2021, customers that receive both treated and irrigation water will be required to install, test, and certify a backflow prevention device on their treated water supply line. Customers not in compliance will be billed for the irrigation water in order to stay an active customer, but will not receive irrigation service until backflow requirements are met.

STAFF RECOMMENDATIONS

Staff recommends the Board approve water service for all active customers who submitted complete applications before the March 1st deadline and the few who did not if water is still available. In addition, District Staff recommend the Board approve all completed applications received after the March 1st deadline and listed above. These approvals are conditioned on each customer providing verification of the proper installation of a backflow prevention device (if necessary) as required by Ordinance 91-05.

FISCAL IMPACT

This action is necessary to begin delivering and billing for irrigation water and results in irrigation water revenue. This year's projected revenue is \$386,271. Due to a 4 percent reduction in demand, revenue is estimated to be \$2,698 a month less than last season. If the Board approves Staff recommendations, the customers who did not submit an application on time will receive their water.

CEQA ASSESSMENT

This is not a CEQA project.

RECOMMENDED ACTION

Staff recommends the Board of Directors of the District adopt the attached Resolution approving 2023 Irrigation applications as listed in Attachment 2.

ALTERNATIVES

a) Request substantive changes to the Resolution for staff to implement; (b) Reject the Resolution.

ATTACHMENTS

1. Ordinance 2005-01
2. Summary of 2023 Irrigation Applications
3. Resolution 2023-XX

ORDINANCE 2005-01

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS
FOR IRRIGATION SERVICE IN THE GEORGETOWN DIVIDE
PUBLIC UTILITY DISTRICT

BE IT ENACTED by the Board of Directors of the GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT, County of El Dorado, State of California, as follows:

The rules and regulations for irrigation service within the GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT ("District") are adopted by the Board of Directors of said District as hereinafter set forth.

SECTION 1. General Conditions:

(a) Control of System: District Works shall be under exclusive control and management of District personnel duly appointed by the Board of Directors.

(b) The District shall not be liable for interruption, shortage or insufficiency of irrigation water supply, or for any loss or damage occasioned thereby.

(c) The District shall not be liable for damage to person or property resulting directly or indirectly from privately owned conduits, meters or measuring devices.

(d) Irrigation water is used at the customer's own risk and the customer agrees to hold the District, its officers and employees free and harmless from liability and damages that may occur as the result of defective water quality, shortages, fluctuation in flow or pressure, interruptions in service or for failure to deliver water.

(e) Pumping of water by the customer is done at the customer's risk. The District assumes no liability for damage to pumping equipment or other damages as a result of turbulent water, shortages, excess of water or other causes.

(f) No purchaser of water from the District acquires a proprietary or vested right by reason of use. No purchaser acquires a right to resell water or to use for a purpose other than that for which it

was applied nor to use it on premises other than indicated on the application. The terms, conditions, priorities and allocation of irrigation service may be altered and amended by the Board of Directors. The District does not guarantee irrigation service customers the right to future service.

(g) The District expressly asserts the right to recapture, reuse and resell all waters originating from District Works.

(h) Ditchtenders and other agents of the District shall have access to all lands irrigated from its water system and to all conduits for the purpose of inspection, examination, measurements, surveys or other necessary purposes of the District with the right of installation, maintenance, control and regulation of all meters and other measuring devices, gates, turnouts and other structures necessary or proper for the measurement and distribution of water.

(i) No bridges, crossing, pipe or other structures shall be placed in or over a canal without written permission of the District. Maintenance of the canal crossings shall not be the District's responsibility but shall rest with the owner of the crossing. Where the owner fails to maintain the crossing, the District may perform the necessary repairs or removal at the expense of the owner. Notice of the District's intent will be given, if possible, to the owner prior to the work commencing.

(j) No rubbish, garbage, refuse, chemicals or animal matter from any source may be placed in or allowed to be emptied into any ditch, canal or reservoir of the District.

(k) District canals or reservoirs shall not be used for swimming or bathing.

(l) Livestock shall not be permitted to contaminate the water supply nor destroy or damage the canal system or use thereof. Property owners are liable for any damage due to livestock.

(m) No conveyance system shall cause a cross connection with the District's water system with any other source of water.

(n) No buildings, corrals or other structures, fences, trees, lines or bushes shall be permitted upon rights-of-way or use thereof be made in any way except by written authority of the District. Construction of

fences and/or gates is not permitted without written approval of the specifications by the General Manager.

(o) Violation of Rules and Regulations: Failure to comply with rules and regulations of the District shall be sufficient cause for terminating irrigation service as determined by the Board of Directors.

(p) Any person dissatisfied with any determination of the District management shall have the right to appeal to the Board of Directors.

(q) Amendments: The Board of Directors of the District may at their discretion alter, amend or add to these rules and regulations. The Board of Directors will follow applicable laws during this process.

SECTION 2. Application for an Irrigation Service Account:

(a) No irrigation service will be rendered until a complete application for an Irrigation Service Account has been approved and is on file at the office of the District. Applications will be accepted between January 1st and March 1st for the impending irrigation season. The application for service shall state that the customer agrees to abide by the terms and conditions for service as established in the Irrigation Ordinance.

(b) Applications will be approved where the District Works have sufficient capacity to meet service requested. Applications will be considered for approval utilizing the following priority system:

- Priority 1. Applications for Irrigation Service to parcels that received irrigation service during the immediate past irrigation season.
- Priority 2. Applications for Irrigation Service to parcels with the most recent active Irrigation Service Account during the previous ten (10) irrigation seasons
- Priority 3. New applications for irrigation service to parcels that have been made after the 2003 irrigation season with priority established by the earliest season applied for. Applications and priority are specific to the section of ditch the parcel is located near.

Competing applications within the same priority level, will be determined by public lottery.

(c) Applications for an increase to service will receive Priority 3 status for the requested increase.

(d) Applications must in all cases be signed by the holder of title to the property requesting irrigation service. If the property requesting irrigation service is leased, two months of charges must be paid in advance. The landowner of leased property shall be responsible for all charges or assessments.

(e) Applications for an Irrigation Service Account to benefit a parcel of land that is not adjacent to the District Works must be accompanied by a legally recorded easement that allows the conveyance of water to the parcel requesting irrigation service. The easement shall grant the District the right of ingress and egress for inspection, installation and maintenance purposes.

(f) New applications for Out-of-District Irrigation Service Accounts will not be approved by the Board of Directors. An existing Out-of-District Irrigation Service Account that is inactive for two or more years will be deleted from the District's accounts and the service will be permanently removed.

SECTION 3. Distribution of Water:

(a) The irrigation season shall generally be from May 1 through October 1 of each year. The Board of Directors shall consider changes to the irrigation season to respond to climactic conditions and may implement such changes by a majority vote.

(b) The District does not guarantee irrigation water under pressure from the District Works. Pressure requirements of the customer are the sole responsibility of the customer and the District shall not be liable for any damage to equipment used to provide pressure to the customer.

(c) Water is distributed under continuous flow. Water must be used continuously during all days and nights including holidays and Sundays and no allowances shall be made for failure to use water when it is made available. Failure to use water on schedule shall not entitle the customer to any rebate.

(d) Irrigation service is provided for the entire irrigation season. Customers shall pay for irrigation service for the entire irrigation season regardless of their interest or ability to use water.

(e) When interruptions to irrigation service due to failure of the District Works extend beyond five (5) days, proportionate adjustments for such water loss will be made.

(f) Irrigation customers shall pay a proportionate amount for irrigation service when the irrigation season is extended or shortened by the Board of Directors.

(g) Unauthorized connections or the taking of water in an amount greater than applied and paid for, by any means, is a misdemeanor under California Penal Code Section 498 and shall be subject to criminal prosecution under Section 498 and any other applicable laws. In addition, the District may bring a civil action for damages and may refuse future service to the parcel.

(h) Irrigation customers shall prevent any unnecessary or wasteful use of water. Should a customer permit wasteful use of water, the District may discontinue service if such condition is not corrected within five (5) days after giving the parcel owner written notice of intention to terminate service.

(i) No more than one parcel shall be served through each Irrigation Service Account except with the prior written approval of the Board of Directors. Any such approval shall be recorded against each parcel with the caveat that the agreement expires upon any change of ownership. Each Irrigation Service Account shall have independent service lines and sumps.

(j) The minimum irrigation service for each Irrigation Service Account shall be one miner's inch, from the open ditch system, and one-half miner's inch from the irrigation pipeline system. In the future, the District may consider reducing the minimum irrigation service to one-half miner's inch from the open ditch system and one-quarter miner's inch from the irrigation pipeline system.

(k) All pumped services shall utilize a sump provided by the customer and acceptable to the District.

(l) All Irrigation Service Accounts must have an appropriate measuring device which shall be installed by the District. The customer shall pay the cost thereof including costs of installation. The District shall approve the location of the measuring device.

(m) Customers receiving irrigation service who request a change in flow rate during the season shall be charged a fee set by the Board of Directors for the adjustment.

(n) Replacement of measuring devices shall be at the expense of the customer if the replacement is necessary due to abnormal wear or abuse.

(o) Alternate Boxes -The Board of Directors shall not approve any new applications for Alternate Boxes.

(p) Unusual costs incurred by the District to provide irrigation service shall be paid in full by the applicant or customer. An estimate of the expense shall be approved by the property owner prior to work commencing.

SECTION 4. Charges, Rates and Billings:

(a) The District will maintain a uniform rate schedule which may be changed from time to time upon action of the Board of Directors. The rate schedule, by reference, is attached hereto and made a part of these rules and regulations.

(b) Irrigation billings are made bi-monthly (every two months) in advance.

(c) All penalties shall be charged as outlined on the billings

(d) Disconnected irrigation service accounts shall pay a fee to re-establish service

(e) Irrigation service accounts requesting verification of flow will pay a fee if the delivered flow is within 10% of the contracted amount

SECTION 5. REPEAL

(a) Upon the effective date of this Ordinance 2005-__ all previously adopted Ordinances pertinent to the Rules and Regulations for

Irrigation Service will be superceded and repealed, including, but not limited to, Ordinance 79-2, 79-8, 87-1, and 04-01.

PASSED AND ADOPTED at a regularly held meeting of the Board of Directors of the GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT this tenth day of May, 2005.

AYES: Bob Diekon, Norman Krizl, Doug Pickell, JoAnn Shepherd and Hy Vitcov

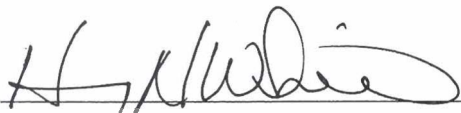
NOES: None

ABSENT: None



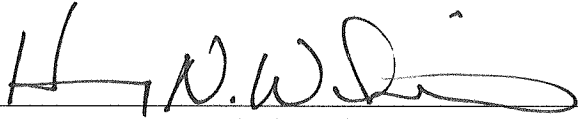
Bob Diekon, President
Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

ATTEST:



Henry N. White, Clerk and ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

I hereby certify that the foregoing is a full, true, and correct copy of Ordinance 2005-01 duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, El Dorado County, California, at a meeting duly held on the tenth day of May, 2005.

A handwritten signature in black ink, appearing to read "H.N. White", written over a horizontal line.

Henry N. White, Clerk and ex officio Secretary of the
Georgetown Divide Public Utility District

2023 IRRIGATION SEASON REQUEST SUMMARY

Routes	2003 Demand MI	2022 Active Accounts	2022 Demand MI	Requested Changes and Priority	2023 Demand MI	Staff Recommendation
Route 080: Upper-Lower Conduit						
Priority 1 (P1)	43.5	29	31		30	Approve all P1 requests at 2003 flow.
Service Change Requests:						
	080-0019-001					Did not apply in 2023
	080-0035-001			-1" (P1)		Approve request to reduce from 2" to 1"
	101-0030-001			+1" (P3)		Approve AB request to increase from 0 to 1". Activate account. (first applied 2023)
Route 081: Cool-Cherry Acres Ditch						
Priority 1 (P1)	45	25	40.5		40.5	Approve all P1 requests at 2003 flow.
Service Change Requests :	None					
Route 082: C-CA / Croft Pipeline---Ext. #144						
Priority 1 (P1)	19.5	10	16.5		15	Approve all P1 requests at 2003 flow.
Service Change Requests:						
	082-0010-001			-0.5" (P1)		Approve request to reduce from 1.5" to 1"
	082-0035-002			-1" (P1)		Approve request to reduce from 2" to 1"
Route 083: Cunningham Pipeline						
Priority 1 (P1)	8	8	7.5		7.5	Approve all P1 requests at 2003 flow.
Service Change Requests:	None					
Route 084: Garden Valley Pipeline						
Priority 1 (P1)	58.5	30	41.5		42.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
	084-0055-001			-0.5" (P1)		Did not apply in 2023
	084-0056-001			-0.5" (P1)		Approve request to reduce from 1" to 0.5"
	084-0120-001			+2" (P2)		Approve request to increase from 0" to 2". Activate account (first applied in 2023)
Route 085: G.V. / Greenwood Road Pipeline						
Priority 1 (P1)	24	22	19		18.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
	085-0035-002			+0.5" (P2)		Approve request to increase from 0" to 0.5". Activate account (first applied in 2023)
	085-0145-001			-1" (P1)		Did not apply in 2023
Route 086: Hocket Hollow Pipeline---Ext. #179						
Priority 1 (P1)	21	17	16.5		14.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
	086-0005-002			-1" (P1)		Approve request. Irrigation service revoked/Did not apply 2023
	086-0010-002			-1" (P1)		Approve request. Irrigation service revoked/Did not apply 2023
Route 087: Kelsey Ditch						

2023 IRRIGATION SEASON REQUEST SUMMARY

	2003 Demand MI	2022 Active Accounts	2022 Demand MI	Requested Changes and Priority	2023 Demand MI	Staff Recommendation
Route 087: Kelsey Pipeline						
Priority 1 (P1)				+1" (P2)		
Service Change Requests :	84.5	58	81.5	-1" (P1)	78.5	Approve all P1 requests at 2003 flow.
				-2" (P1)		Approve AB request to increase from 0 to 1". Activate account. (first applied 2023)
				-1" (P1)		Approve request to reduce from 2" to 1"
						Did not apply in 2023
						Did not apply in 2023
Route 088: Kelsey Pipeline						
Priority 1 (P1)						
Service Change Requests :	7	7	6.0		6.0	Approve all P1 requests at 2003 flow.
	None					
Route 089: Main Ditch #1						
Priority 1 (P1)						
Service Change Requests :	66.5	32	66.5	-1" (P1)	64.5	Approve all P1 requests at 2003 flow.
				-1" (P1)		Approve request. Irrigation service revoked/Did not apply 2023
						Did not apply in 2023
Route 090: Main Ditch #2						
Priority 1 (P1)						
Service Change Requests :	113	45	61.5	-1" (P1)	58.5	Approve all P1 requests at 2003 flow.
				-1" (P1)		Approve request to reduce from 2" to 1"
				-1" (P1)		Did not apply in 2023
				-1" (P1)		Approve request. Irrigation service revoked/Did not apply 2023
				+1" (P2)		Approve request to reduce from 3" to 2"
						Approve request to increase from 0" to 1". Activate account (first applied in 2023)
Route 091: Pedro Hill Pipeline						
Priority 1 (P1)						
Service Change Requests :	8.5	6.5	6.5	-0.5" (P1)	6	Approve all P1 requests at 2003 flow.
						Approve request to reduce from 1" to 0.5"

2023 IRRIGATION SEASON REQUEST SUMMARY

Routes	2003 Demand MI	2022 Active Accounts	2022 Demand MI	Requested Changes and Priority	2023 Demand MI	Staff Recommendation
Route 092: Pilot Hill Ditch						
Priority 1 (P1)	27	18	27		25	Approve all P1 requests at 2003 flow.
Service Change Requests :						
				-1" (P1)		Did not apply in 2023
				-1" (P1)		Did not apply in 2023
Route 093: Pilot Hill Pipeline						
Priority 1 (P1)	15.5	17	13.5		13.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
	None					
Route 094: Pilot Hill Estates Pipeline--Max 1 1/2"						
Priority 1 (P1)	20	15	20		18.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
				-1.5" (P1)		Approve request. Irrigation service revoked/Did not apply 2023
Route 095: Rattlesnake Bar Rd. Pipelines						
Priority 1 (P1)	9.5	10	10.5		9.5	Approve all P1 requests at 2003 flow.
Service Change Requests :						
	None					
Route 096: Spanish Dry Diglins Ditch						
Priority 1 (P1)	29	15	29		28	Approve all P1 requests at 2003 flow.
Service Change Requests :						
				-1" (P1)		Did not apply in 2023
Route 097: Taylor Mine Ditch						
Priority 1 (P1)	32	21	24		25	Approve all P1 requests at 2003 flow.
Service Change Requests :						
				+1" (P3)		Approve request to increase from 0" to 1". Activate account (first applied in 2023)
TOTALS	632.0	385.5	518.5		501.5	
Water is available in the following routes prior to the start of the 2023 season:						
			Route 80 13.5			Route 97 7
			Route 81 4.5			Route 89 2
			Route 82 4.5			Route 90 54.5
			Route 83 0.5			Route 91 2.5
			Route 84 16			Route 92 2
			Route 85 5.5			Route 93 2
			Route 86 6.5			Route 94 1.5
			Route 87 6			Route 96 1

RESOLUTION NO. 2023-XX

**OF THE BOARD OF DIRECTORS
OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
APPROVING IRRIGATION APPLICATIONS FOR
THE 2023 IRRIGATION SEASON**

WHEREAS, Ordinance 2005-01, An Ordinance Establishing Rules and Regulations for Irrigation Service in the Georgetown Divide Public Utility District, dictates the method of approving the irrigation applications received by the District; and

WHEREAS, the Irrigation Applications are part of an annual process by which existing irrigation service accounts renew or modify their contracts with the Georgetown Divide Public Utility District, and new applications are considered for service on routes where available; and

WHEREAS, applications are accepted every year between January 1 and March 1 for that calendar year's irrigation season; and

WHEREAS, Ordinance 2005-01 states that applications will be considered for approval using the following priority system:

- Priority 1 – Parcels that received irrigation service during the immediately past irrigation season,
- Priority 2 – Parcels with most recent active irrigation service during the previous ten (10) irrigation seasons,
- Priority 3 – Applications for new irrigation service;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT THAT:

1. All applications to reduce a contracted amount that are consistent with Ordinance 2005-01 are approved. This action results in flows reduced from the 2003 Safe and Reliable Demand threshold, established by the Board.
2. The Board further approves all Priority 1 (P1) irrigation service accounts. This will assure that the flow in an established route will not exceed the Board established safe and reliable maximum flow.
3. The Board denies all Priority 2 (P2) and all Priority 3 (P3) requests that result in an increased flow for a specific route or are inconsistent with GDPUD Ordinance 2005-01.
4. These actions are summarized in the attached table.

PASSED AND ADOPTED by the Board of Directors of the Georgetown Divide Public Utility District at a meeting of said Board held on the eleventh day of April 2023, by the following vote:

AYES:
NOES:

ABSENT/ABSTAIN:

Mitch MacDonald, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of Resolution 2023-xx duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this eleventh day of April 2023.

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

RESOLUTION NO. 2023-XX
OF THE BOARD OF DIRECTORS OF THE
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
APPROVING AUTHORIZING SUBMISSION OF REQUEST FOR PUBLIC
ASSISTANCE COVERING INFRASTRUCTURE DAMAGE DURING SEVERE
WINTER STORMS

WHEREAS, the Governor of the State of California issued an emergency declaration, December 27th, 2022, DR-4683-CA, due to catastrophic landslides and mudslides due to severe winter storms; and

WHEREAS, there were landslide damages attributed to the road failure event near Structure #5 and silting of the main ditch in sections between Structure #1 and Structure #3

WHEREAS, on January 12th, 2023, President Biden declared a major disaster, enabling availability of federal disaster assistance Funds through Federal Emergency Management Agency (FEMA),

WHEREAS, the Board of Directors is authorizing the General Manager Nicholas Schneider to seek disaster assistance relief funds to repair the storm damage, submitting a Request for Public Assistance associated with the emergency declarations,

NOW, THEREFORE, BE IT RESOLVED THAT THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT:

1. Approved the filing of an application for “Request for Public Assistance” and,
5. Appoints General Manager or a designee, to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.

The foregoing resolution was approved and adopted the 11th day of April, 2023 by the following vote:

Ayes:

Noes:

Absents:

Mitch MacDonald, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:

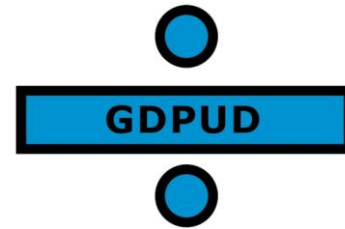
Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true and correct copy of Resolution 2023-XX duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this 11th day of April, 2023.

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

**REPORT TO THE BOARD OF DIRECTORS
BOARD MEETING OF APRIL 11, 2023
AGENDA ITEM NO. 4.D.**



AGENDA SECTION: CONSENT CALENDAR

SUBJECT: CONSIDER ADOPTING THE FOLLOWING POLICIES:
(1) POLICY 2170 – LEAKAGE CONSIDERATION POLICY
(2) POLICY 4125 – DEVELOPING DISTRICT POSITION ON LEGISLATION POLICY

PREPARED BY: Gloria Omania, Retired Annuitant – Special Projects

APPROVED BY: Nicholas Schneider, General Manager

BACKGROUND

The Ad-Hoc Policy Committee was established to standardize the process of developing, reviewing, and adopting policies and procedures. The committee held its first meeting on February 22, 2023, and continues to meet every two weeks to review or develop new policies.

DISCUSSION

The Committee has reviewed and is submitting the following policies to the Board for approval consideration:

1. Policy 2170 – Leakage Consideration Policy

The original leakage consideration policy, in the form of a memo from the then General Manager, was approved on April 29, 2010. On November 12, 2019, that policy was amended and formatted as Policy 1118 (*Attachment 1*) by Resolution 2019-62.

At the Policy Committee’s request, Staff prepared Policy 2170 in the new policy format to replace Policy 1118. *Attachment 2* contains the draft Resolution approving Policy 2170 to replace Policy 1118 and includes Exhibit A–Policy 2170, and Exhibit B–Leakage Consideration Application Form.

Minor changes to Policy 1118 is made in the reformatted Policy 2170, including the following:

- (1) changing “normal consumption” to “usual consumption” (Section 2170.4(1) so it would not imply that the consumption pattern is within normal parameters; furthermore, usual consumption relates more to the customer’s usage than the District or average customer in terms of norms/median; and
- (2) adding a reference to the District’s efforts to comply with water conservation legislation and the District’s Urban Water Management Plan (UWMP) that require the District to monitor and evaluate water conservation efforts (Section 2170.1). Stated revisions to policies and guidelines should be directed by legislation (i.e., *Make California Water Conservation a Way of Life* and UWPM requirements).

2. Policy 4125 – Policy for Developing Board Position on Proposed Legislation

The Board of Directors adopted Policy 3230 on June 25, 2013, and amended it on July 11, 2019 (*Attachment 3*) by Resolution 2019-45.

At the request of the Policy Committee, Staff prepared Policy 4125 in the new format with some minor revisions to replace Policy 3230. The draft Policy 4125 was considered with additional edits by the committee during its meeting of March 22, 2023, including changes to clarify and expand upon the ways in which the District's shall be communicated.

Attachment 4 contains the draft Resolution approving Policy 4125 to replace Policy 3230 and includes Exhibit A–Policy 4125, Developing District Position on Proposed Legislation.

FISCAL IMPACT

There are no fiscal impacts.

CEQA ASSESSMENT

Not a CEQA Project .

RECOMMENDED ACTION

Staff recommends the Board of Directors of the Georgetown Divide Public Utility District adopt the following Resolutions:

- Policy Resolution 2023-XX approving Policy 2170, Leak Consideration Policy.
- Resolution 2023-XX approving Policy 4125, Developing District Position on Proposed Legislation.

ALTERNATIVES

- (a) Request substantive changes to the Resolutions for staff to implement; or
- (b) Reject the Resolutions.

ATTACHMENTS

1. Policy 1118, Leakage Consideration Policy.
2. Resolution 2023-XX approving Policy 2170 to replace Policy 1818 (includes Exhibit A–Policy 2170 and Exhibit B–Leak Consideration Application Form)
3. Policy 3230, Developing District Position on Proposed Legislation
4. Resolution 2023-XX approving Policy 4125, Developing District Position on Legislation (includes Exhibit A – Policy 4125)

POLICY TITLE: **Leakage Consideration**

POLICY NUMBER: **1118**

1118.1 Background: In the 1980's, the Board enacted a leakage consideration policy. If a customer had a leak on their side of the meter due to broken pipes or other failures in the properties plumbing system and got it fixed promptly, they could qualify for an adjustment to their water bill. This is called a Leakage Consideration.

The policy was based on compassion for the customer, timely repair of the leak, and payment by the customer for the chemicals and energy to treat the water that was lost.

The customer is responsible for monitoring higher than expected usage. The District will do it's best to provide high usage phone calls to customers with seemingly abnormally high usage during meter reading. Customers must investigate higher than expected usage to determine if the usage was caused by a leak. Customers should promptly repair leaks.

1118.2 Eligibility: Only the legal homeowner of the property can request a leakage consideration. Rental tenants paying bills must contact the owner to have them request an adjustment from the District.

No leak adjustments will be granted for loss of water due to irrigation or pool failures.

No adjustments will be granted for loss of water due to leaking faucets or running toilets.

The customer's account must be in good standing at the time of the Leakage Consideration.

Adjustments are limited to the water usage portion of the bill only.

Only residential treated water customers are eligible for the leakage consideration. The adjustment does not apply to agricultural irrigation water accounts.

1118.3 Procedure: A leakage consideration is calculated by staff using the following provisions.

1118.3.1 Qualification for a consideration requires that the customer repair the leak promptly. Prompt repair is considered to be within ten calendar days of notification or when the leak was discovered.

1118.3.2 The adjustment is calculated by staff and shall be determined by the District based on comparison of "normal consumption" during the same billing period of the prior year the leak occurred. Staff shall use the immediate past year but may, at staff's sole discretion, consider other years if necessary to determine an appropriate historical usage

1118.3.3 The customer shall be responsible for payment of forty percent (40%) of the calculated water loss. Water consumption not subject to the water loss calculation shall be billed at the appropriate rate.

1118.4 Number of Adjustments: One adjustment for one billing cycle is granted for every three years of an active account status. If a leak persists over more than one billing cycle, the customer shall only receive relief for excess water usage that occurred during one billing cycle. The leakage consideration may be extended to two billing cycles at the discretion of General Manager or designee, if it can be documented that the leak started within the last ten (10) calendar days of the billing cycle.

1118.4.1 If a property transfers ownership, considerations requested by the previous owner do not apply.

1118.5 Authorization. All adjustment decisions from the General Manager and/ or their designee are final. A customer may appeal the decision of the General Manager within (10) working days from the date of the General Manager's decision. The customer's written appeal must describe in detail the basis for the appeal and explain why the adjustment should be granted. The General Manager will agendize the appeal for a Board of Directors meeting within forty (40) days from the date the written appeal is received.

1118.6 Application. The customer must submit written request to the district office within 30 days from the billing date in which the loss occurred. For example, if the leak occurred in the billing cycle for service months July/August, the billing date would be September 1, and the deadline for adjustment submittal would be September 30. Applications submitted after the deadline will not be exempt from late penalties and may not be approved.

To receive an adjustment because of a leak, customer must fill out the designated form, or write a letter to GDPUD with the equivalent information.

In their description, customer must explain (1) how and when the leak occurred, (2) when it was repaired and (3) enclose or attach copies of proof of repair (such as a plumber's bill, parts receipt, photos of repair, etc.)

If the customer or others made the repair with parts on hand and have no receipts, customer must state that in their description.

Customer should include their account number, daytime phone number, and email so staff can contact them with questions.

1118.6 Submission. All adjustment requests must be submitted to the General Manager and/or designee for approval. Staff will contact the customer by phone call and/or writing either detailing the adjusted amount of their bill or denying the request.

RESOLUTION NO. 2023-XX
OF THE BOARD OF DIRECTORS OF THE
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
ADOPTING POLICY 2170, LEAKAGE CONSIDERATION POLICY

WHEREAS, the Board of Directors of the Georgetown Divide adopted the original leakage consideration policy in the form of a memo from the General Manager on April 29, 2010;

WHEREAS, on November 12, 2019, that policy was amended and formatted as Policy 1818 by Resolution 2019-62;

WHEREAS, the ad hoc Policy Committee of the Board of Directors reviewed Policy 1818 and directed Staff to prepare Policy 2170 in the new policy format and with minor changes, including the following:

- 1) changing “normal consumption” to “usual consumption” (Section 2170.4(1) so it would not imply that the consumption pattern is within normal parameters; furthermore, usual consumption relates more to the customer’s usage than the District or average customer in terms of norms/median; and
- (2) adding a reference to the District’s efforts to comply with water conservation legislation and the District’s Urban Water Management Plan (UWMP) that require the District to monitor and evaluate water conservation efforts (Section 2170.1). Stated revisions to policies and guidelines should be directed by legislation (i.e., *Make California Water Conservation a Way of Life* and UWPM requirements).

WHEREAS, Policy 2170 is made a part of this Resolution as **Exhibit A**, along with **Exhibit B**, Leakage Consideration Application form; and

WHEREAS, the committee’s recommendation was presented to the Board of Directors at its regular meeting of April 11, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT THAT the Policy 2170, Leakage Consideration Policy, be adopted to replace Policy 1818 and the General Manager to certify the policy and include it in the District’s Policy and Procedures Manual.

PASSED AND ADOPTED by the Board of Directors of the Georgetown Divide Public Utility District at a meeting of said Board held on the 11th day of April by the following vote:

AYES:

NOES:

ABSENT/ABSTAIN:

Mitch MacDonald, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true and correct copy of Resolution 2023-xx duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this 11th day of April 2023.

Nicholas Schneider, Clerk and Ex Officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

ATTACHMENTS:

- Exhibit A** – Policy 2170 – Leakage Consideration Policy
- Exhibit B** – Leakage Consideration Application Form



GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Policy and Procedures Manual

Policy Title: LEAKAGE CONSIDERATION POLICY

Policy Number: 2170

Date Approved:

References: This policy replaces Policy 1118 adopted on (date) and amended on 11/12/2019 by Resolution 2019-XX.

2170.1 — Policy:

Customers of the Georgetown Divide Public Utility District could experience a significant increase in their monthly water bill from a water leak on their side of the meter from a broken pipe/fitting or other water device. This policy provides for a process for applying for a leak consideration adjustment to their water bills when eligibility criteria outlined in this policy are met, including enrollment in the WaterSmart customer online portal.

In compliance with water conservation legislation and through its Urban Water Management Plan, the District's residential water conservation efforts are regularly monitored and evaluated by comparing usage from month to month. Customers are responsible for monitoring their own water usage. The District provides customers with the option of enrolling in the WaterSmart customer online portal to receive leak alerts and unusual use notification by email, text, or voice mail.

Customers can enroll in this service by clicking on the following link:

<https://gdpud.watersmart.com/index.php/home>.

2170.2 – Definitions

Applicant – shall refer to a customer who is the legal owner of the property applying for leak consideration adjustment to their water bill.

Board – shall refer to the Board of Directors of the Georgetown Divide Public Utility District.

District – shall refer to the Georgetown Divide Public Utility District.

Usual Consumption – shall be based on a review of the customer's usage history.

WaterSmart Customer Online Portal – shall refer to the modern digital portal to access detailed information about household water use. The free online service is part of the District's commitment to providing customers with the best tools to manage water use, avoid costly water leaks and potential water damage, and receive critical notifications from the District.

2170.3 — Eligibility Criteria

To apply for a bill adjustment due to leakage considerations under this policy, all of the following criteria must be met:

- 1) The applicant must be the legal homeowner of the property (renters paying water bills must contact the owner to apply for the adjustment).
- 2) The applicant must be a residential treated water customer.
- 3) The loss of water cannot be due to irrigation, pool failures, indoor leaking faucets or running toilets.
- 4) The customer's account must be in good standing during the time of application.

- 5) The customer must have repaired the leak within ten (10) calendar days of notification or when the leak was discovered.

2170.4 – Calculation of Adjustment

The adjustment for leak consideration is calculated by staff using the following provisions:

- 1) The District shall determine the amount of water loss during the identified leakage occurrence by comparing the average measured quantity delivered during the same billing period in the preceding year. Staff shall use the immediate past year but may, at the staff's discretion, consider other years if necessary to determine usual usage.
- 2) The customer shall receive a sixty percent (60%) credit for the calculated water loss and will be responsible to pay for forty percent (40%) of the water usage. Water consumption not subject to the water loss calculation shall be billed at the appropriate rate.
- 3) Adjustments are limited to the water usage portion of the bill only.

2170.5 – Number of Adjustments

The following are the provisions for the number of times a customer may apply for a bill adjustment due to a leak consideration:

- 1) One adjustment in one billing cycle is granted for every three years of an active account status. If a leak persists over more than one billing cycle, the customer shall only receive relief for excess water usage that occurred during one billing cycle.
- 2) The leakage consideration may be extended to two billing cycles at the discretion of the General Manager, or a designee, if it can be documented that the leak started within the last ten (10) calendar days of the billing cycle.
- 3) If a property transfers ownership, considerations requested by the previous owner do not apply.

2170.6 – Adjustment Decisions and Appeal Process

The following provisions shall apply to the adjustment decision-making process:

- 1) The General Manager and/or designee shall render the bill adjustment decision to the customer in writing detailing the adjusted amount of the bill or denying the request.
- 2) The General Manager's decision may be appealed to the Board of Directors within ten (10) business days from the date of the decision.
- 3) The customer's written appeal must describe in detail the basis for the appeal and explain why the adjustment should be granted.
- 4) The General Manager shall post the appeal on the agenda of a regular meeting of the Board of Directors within forty (40) calendar days from the date the written appeal is received.

2170.7 – Adjustment Application Procedures

To apply for a leak consideration adjustment, the customer must submit a written request letter or complete a leak consideration form within thirty (30) days from the billing date in which the loss

GDPUD POLICIES AND PROCEDURES

occurred. (For example, if the leak occurred in the billing cycle for service months July/August, the billing date would be September 1, and the deadline for submittal of adjustment request would be September 30.)

- 1) **Required Information.** The request must include the following information:
 - (a) The customer's name, account number, daytime phone number, and email for follow-up by District staff;
 - (b) How and when the leak occurred;
 - (c) When and how the leak was brought to the customer's attention;
 - (d) Whether the customer was enrolled in the WaterSmart online portal;
 - (e) Proof of how the repair was completed to include before and after photos and/or plumber's bill, and parts receipt; and a letter of explanation;
 - (f) If the customer or others made the repairs with parts on hand and have no receipts, this must be explained in the written request letter or form.
- 2) **Written Request.** The written request for an adjustment must be addressed to the General Manager at the District Office and delivered by email to gm@gd-pud.org, or sent by U.S. Mail or hand-delivered to:

General Manager
Georgetown Divide Public Utility District
6425 Main Street
Georgetown, CA 95634

Note: If the request is delivered by mail, the postmark shall serve as the official date the request is received by the District.

- 3) **Leak Consideration Form.** This form is attached to this policy as Exhibit A and is available at the District Office located at 6425 Main Street, Georgetown, CA 95634 or online at the following link: [Leakage Consideration Application - Georgetown Divide Public Utility District \(gd-pud.org\)](#)

ATTACHMENT:

Exhibit A – Leakage Consideration Form

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of Policy 2170 adopted by the Board of Directors of the Georgetown Divide Public Utility District on the ____ of _____ by Resolution 2023-xx.

Nicholas Schneider, Clerk and Ex-Officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

RESOLUTION 2023-XX – EXHIBIT B

GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Leakage Consideration Application

The Board of Directors of the Georgetown Divide Public Utility District adopted Policy 2170, Leakage Consideration Policy, to provide a process for applying for a leak consideration adjustment to their water bills when eligibility criteria are met, and procedures are followed as outlined in the policy sections identified below.

The District complies with water conservation legislation; and through its Urban Water Management Plan, the District’s residential water conservation efforts are regularly monitored and evaluated. Customers are responsible for monitoring their own water usage. The District provides customers with the option of enrolling in the Water Smart customer online portal to receive leak alerts and unusual use notification by email, text, or voice mail. Customers can enroll in this service by clicking on the following link: <https://gdpud.watersmart.com/index.php/home>.

Review the full Leakage Consideration policy located on our website at <https://www.gd-pud.org/leakage-consideration-policy-4f3feb9a-9083-4d6a-bfd3-1813053f143e>

Below are relevant sections of Policy 2170. By signing below, the customer is acknowledging having read these sections:

Section 2170.3 - Eligibility Criteria

- 1) The applicant must be the legal homeowner of the property (renters paying water bills must contact the owner to apply for the adjustment).
- 2) The applicant must be a residential treated water customer.
- 3) The loss of water cannot be due to irrigation, pool failures, indoor leaking faucets or running toilets.
- 4) The customer’s account must be in good standing during the time of application.
- 5) The customer must have repaired the leak within ten (10) calendar days of notification or when the leak was discovered.

Section 2170.4 - Calculation of Adjustment

- 1) The District shall determine the amount of water loss during the identified leakage occurrence by comparing the average measured quantity delivered during the same billing period in the preceding year. Staff shall use the immediate past year but may, at the staff’s discretion, consider other years if necessary to determine an appropriate historical usage to determine usual usage.
- 2) The customer shall receive a sixty percent (60%) credit for the calculated water loss and will be responsible to pay for forty percent (40%) of the water usage. Water consumption not subject to the water loss calculation shall be billed at the appropriate rate.
- 3) Adjustments are limited to the water usage portion of the bill only.

Section 2170.7 – Adjustment Application Procedures. To apply for a leak consideration adjustment, the customer must submit a written request letter providing the required information in the form below, or complete a leak consideration form within thirty (30) days from the billing date in which the loss occurred.

(a) Customer Name:	Account #:
Service Address:	City/Zip:
Email Address:	Phone #:
(b) Describe how and when the leak occurred:	
(c) How and when was the leak brought to the customer’s attention?	
(d) Provide proof of how the repair was completed and attach to this form; include before and after photos and/or plumber’s bill, parts receipt, and a written explanation.	
(e) If the customer or others made the repairs with parts on hand and have no receipts, this must be explained below or in the written request.	
Customer Signature:	Date:

Note: Continue on back of this form, if additional space is needed to provide the information requested. Email this form to info@gd-pud.org or mail to General Manager, 425 Main St., Georgetown, CA 95634.

The postmark will serve as the official date the request is received by the District.

For additional information, contact the billing department by calling (530) 333-4356, et. 106.

POLICY TITLE: **Guidelines for Developing Board Position on
Proposed Legislation**

POLICY NUMBER: **3230**

PURPOSE:

The purpose of the policy is to guide District officials and staff in considering legislative or regulatory proposals and to allow for a timely response to legislative issues important to the District, including letters from the President to the Legislature and/or Congress consistent with this policy.

Policy:

The Board of Directors recognizes the need to protect Georgetown Divide Public Utility’s interests and local legislative authority and to identify various avenues to implement its strategic goals. It is the policy of the Georgetown Divide Public Utility District to proactively monitor and advocate for legislation as directed by the Guiding Principles and by the specific direction of the Board of Directors.

This Policy includes Board of Directors Guiding Principles and procedures for adopting and communicating official District positions on legislation, regulations, candidates for public office, or grant applications by or to other government bodies and for maintaining positive intergovernmental relations.

Guiding Principles:

Preserve Local Control

Preserve and protect the District’s powers, duties and prerogatives to enact legislation and policy direction concerning local affairs, and oppose legislation that preempts local authority. Local agencies should preserve and enhance authority and accountability for revenues raised and services provided.

Promote Fiscal Stability

Support measures that promote fiscal stability, predictability, and financial independence. Support measures that preserve the District’s revenue base and local control over local government budgeting, recognizing that economic cost is a determinate in considering the merits and/or impacts of any proposed legislation or regulation.

Oppose measures that make District’s more dependent on the County, State or Federal Governments for financial stability, such as mandated costs with no guarantee of local reimbursement or offsetting benefits. Oppose measures that shift local funds to the City, County, State or Federal Governments, without offsetting benefits.

Support Funding Opportunities

Support opportunities that allow the District to compete for its fair share of regional, state and federal funding, and that maintain funding streams. Opportunities may include competitive grant and funding programs. Opportunities could also include dedicated funding streams at the regional, state and federal

levels that allow the District to maximize local revenues, offset and leverage capital expenditures, and maintain District goals and standards.

Advocacy Process and Procedures:

It is the policy of the Georgetown Divide Public Utility District to proactively monitor and advocate for legislation as directed by the Guiding Principles and by the specific direction of the Board of Directors.

This process involves interaction with federal, state and local government entities both in regard to specific items of legislation and to promote positive ongoing intergovernmental relationships. Such ongoing positive relationships are fostered by ongoing participation and involvement by the Board of Directors and District staff in national, state, and regional organizations and through ongoing communications and cooperation with local legislators. Therefore, to the extent practical, involvement in such organizations or efforts is encouraged and supported by the District.

Monitoring legislation is also a shared function of the Board of Directors and District staff. Board Members can request consideration of legislative positions to be placed on the Board Meeting Agenda. District staff is responsible to provide periodic updates on legislative proposals and recommendations for official District positions. In providing the necessary information to the Board of Directors, staff shall include the following:

- A basic summary of the legislation;
- How the legislation may impact the District, including potential fiscal impacts;
- Positions taken by other bodies including the California Special Districts Association (CSDA), Association of California Water Agencies (ACWA), Mountain Counties Water Resources Association (MCWRA), other districts or local agencies, and/or other relevant professional or non-profit organizations; and
- Current status of the legislation.

Whenever possible, the full Board of Directors should be given the opportunity to consider and adopt official positions formally before communication through letters or other means are prepared. The President is authorized to sign letters on behalf of the Board of Directors once an official position is taken. Such communication should be in the form of letters unless other forms have been requested by a legislator or a body to which the District is a member, such as the ACWA.

For legislation, positions will generally be communicated initially to the author, the representative(s) of the District to the legislative body, and advocacy organizations to which the District belongs, such as the ACWA. As legislation progresses, further correspondence may be sent to pertinent legislative committee members, other legislators or to the Governor or President without additional action by the Board of Directors. Staff is responsible to provide periodic updates relating to the item once a position has been adopted by the Board of Directors.

Georgetown Divide Public Utility District | 2019 Policy Manual

In cases where urgent action is required, or when a Board of Directors meeting will not be held in time for the communication to be effective, communication on behalf of the District may still be sent if the following criteria is met:

- Timing does not allow for full Board of Directors consideration.
- The position is consistent with the Guiding Principles adopted as a part of this Policy.
- The position is consistent with that of organizations to which the District is a member, such as ACWA.
- The position and correspondence sent are communicated to the Board of Directors as soon as possible.
- The position and correspondence has been reviewed and approved by the General Manager and the Board designated legislative liaison.

In addition to official District positions on legislation, regulations or grant applications, individual District Board Members, the General Manager, and members of the District's Management Team (Department Directors) may take a position on such items and communicate regarding those positions so long as they clearly indicate that the letter reflects their individual position and is not the position of the Georgetown Divide Public Utility District.

In no case shall a member of District staff, in the course of their professional role, take or communicate a position which is contrary to an official position of the District. Copies of any communication from an individual Board Member or District staff member shall be provided to the full Board of Directors for information.

Board Designated Legislative Liaison

The Board shall appoint one Director to serve as their Board Legislative Liaison. As described above, the role of the Board Legislative Liaison shall be to review and approve District position and correspondence that is prepared by Staff in response to calls to action that require urgent response.

Candidates for Public Office

It is the policy of the Georgetown Divide Public Utility District not to participate in, directly or indirectly, or to intervene in (including by means of the publishing or distributing of statements) any political campaign on behalf of, or in opposition to, any candidate for public office.

Notwithstanding these limitations, Georgetown Divide Public Utility District recognizes that individual Board Members and staff may wish to participate in the political process. Therefore, individual Board Members and staff may take a position on behalf of, or in opposition to, any candidate for public office and communicate regarding those positions so long as they clearly indicate that the position reflects their individual position and is not the position of the Georgetown Divide Public Utility District.

RESOLUTION NO. 2023-XX
OF THE BOARD OF DIRECTORS OF THE
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
ADOPTING POLICY 4125, DEVELOPING DISTRICT POSITION
ON LEGISLATION POLICY

WHEREAS, the Board of Directors of the Georgetown Divide adopted Policy 3230, Legislative Policy, on June 25, 2013, and amended it on July 11, 2019;

WHEREAS, the ad hoc Policy Committee of the Board of Directors reviewed Policy 3230 and requested that Staff prepare Policy 4125 in the new policy format and with minor changes to clarify and expand upon the ways in which the District's position shall be communicated;

WHEREAS, Policy 4125, Developing District Position on Legislation, is made a part of this Resolution as **Exhibit A**; and

WHEREAS, the committee's recommendation was presented to the Board of Directors at its regular meeting of April 11, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT THAT the Policy 4135, Developing District Position on Legislation Policy, be adopted to replace Policy 3230, and authorizes the General Manager to certify the policy and include it in the District's Policy and Procedures Manual.

PASSED AND ADOPTED by the Board of Directors of the Georgetown Divide Public Utility District at a meeting of said Board held on the 11th day of April by the following vote:

AYES:

NOES:

ABSENT/ABSTAIN:

Mitch MacDonald, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

DRAFT

CERTIFICATION

I hereby certify that the foregoing is a full, true and correct copy of Resolution 2023-xx duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this 11th day of April 2023.

Nicholas Schneider, Clerk and Ex Officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

ATTACHMENTS:

Exhibit A – Policy 4125 - Developing District Position on Legislation Policy

DRAFT



GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Policy and Procedures Manual

Policy Title: DEVELOPING DISTRICT POSITION ON PROPOSED LEGISLATION

Policy Number: 4125

Date Approved:

References: This policy replaces Policy 3230 adopted on 6/25/2013 and amended on 7/11/2019 by Resolution 2019-45.

4125.1 — Policy:

The purpose of this policy is to guide the District officials and the staff of the Georgetown Divide Public Utility District in considering legislative or regulatory proposals. This policy allows for the timely response to legislative issues important to the District, including letters from the Board President to the State Legislature and/or Congress, consistent with this policy.

The Board of Directors recognizes the need to protect the District's interests and local legislative authority and to identify various avenues to implement its strategic goals. It is the policy of the District to proactively monitor and advocate for legislation as directed by the Guiding Principles and by the specific direction of the Board of Directors.

This policy includes the Board of Directors' Guiding Principles and procedures for adopting and communicating official District positions on legislation, regulations, candidates for public office, or grant applications by or to other government bodies and for maintaining positive intergovernmental relations.

4125.1 – Definitions

Board – shall refer to the Board of Directors of the Georgetown Divide Public Utility District.

District – shall refer to the Georgetown Divide Public Utility District.

4125.3 — Guiding Principles

A. Preserve Local Control

Preserve and protect the District's powers, duties, and prerogatives to enact legislation and policy direction concerning local affairs, and oppose legislation that preempts local authority. Local agencies should preserve and enhance authority and accountability for revenues raised and services provided.

B. Promote Fiscal Stability

- (1) Support measures that promote fiscal stability, predictability, and financial independence. Support measures that preserve the District's revenue base and local control over local government budgeting, recognizing that economic cost is a determinate in considering the merits and/or impacts of any proposed legislation or regulation.
- (2) Oppose measures that make the District more dependent on the County, State, or Federal Governments for financial stability, such as mandated costs with no guarantee of local reimbursement or offsetting benefits.

C. Support Funding Opportunities

- (1) Support opportunities that allow the District to compete for its fair share of regional, state, and federal funding, that maintain funding streams.
- (2) Opportunities may include competitive grants and funding programs.
- (3) Opportunities could also include dedicated funding streams at the regional, state and federal levels that allow the District to maximize local revenues, offset and leverage capital expenditures, and maintain District goals and standards.

4125.3 -- Advocacy Process and Procedures

It is the District's policy to proactively monitor and advocate for legislation as directed by the Guiding Principles and by the specific direction of the Board.

A. Interaction with Other Governmental Entities

This process involves interaction with federal, state, and local governmental entities both regarding specific items of legislation and to promote positive ongoing intergovernmental relationships. Such ongoing positive relationships are fostered by ongoing participation and involvement by the Board of Directors and District staff in national, state, and regional organizations and through ongoing communications and cooperation with local legislators. Therefore, to the extent practical, involvement in such organizations or efforts is encouraged and supported by the District.

B. Monitoring Legislation

Monitoring legislation is also a shared function of the Board of Directors and District staff. Board Members can request consideration of legislative positions to be placed on the Board Meeting Agenda. District staff is responsible for providing periodic updates on legislative proposals and recommendations for official District positions. In providing the necessary information to the Board of Directors, staff shall include the following:

- 1) A basic summary of the legislation;
- 2) How the legislation may impact the District, including potential fiscal impacts;
- 3) Share the positions taken by other bodies, including the California Special Districts Association (CSDA), Association of California Water Agencies (ACWA), Mountain Counties Water Resources Association (MCWRA), other districts or local agencies, and/or other relevant professional or nonprofit organizations; and
- 4) The status of the legislation.

C. Official District Position

Whenever possible, the full Board of Directors should be given the opportunity to consider and adopt official positions formally before communication through letters or other means are prepared. The President is authorized to sign letters on behalf of the Board of Directors once an official position is taken. Such communication should be in the form of letters unless other forms have been requested by a legislator or a body to which the District is a member, such as the ACWA.

D. Communicating the District's Position

- 1) For legislation, positions will generally be communicated initially to the author, the representative(s) of the District to the legislative body, and advocacy organizations to which the District belongs, such as the ACWA.
- 2) As legislation progresses, further correspondence may be sent to pertinent legislative committee members, other legislators or to the Governor or President without additional action by the Board of Directors. Staff is responsible for providing periodic updates relating to the item once a position has been adopted by the Board of Directors.
- 3) In cases where urgent action is required, or when a Board of Directors meeting will not be held in time for the communication to be effective, communication on behalf of the District may still be sent if the following criteria is met:
 - (a) Timing does not allow for full consideration by the Board of Directors;
 - (b) The position is consistent with the Guiding Principles adopted as a part of this policy;
 - (c) The position is consistent with that of organizations for which the District is a member, such as ACWA;
 - (d) The position and correspondence sent are communicated to the Board of Directors as soon as possible; and
 - (e) The position and correspondence has been reviewed and approved by the General Manager and the Board designated legislative liaison

E. Individual Positions

- 1) In addition to official District positions on legislation, regulations or grant applications, individual District Board Members, the General Manager, and members of the District's Management Team may take a position on such items and communicate regarding those positions so long as they clearly indicate that the letter reflects their individual position and is not the position of the Georgetown Divide Public Utility District.
- 2) In no case should a member of District staff, in the course of their professional role, take or communicate a position which is contrary to an official position of the District.
- 3) Copies of any communication from an individual Board Member or District staff member shall be provided to the full Board of Directors for information.

4125.4 – Board Designated Legislative Liaison

The Board shall appoint one Director to serve as their Board Legislative Liaison. The role of the Board Legislative Liaison shall be to review and approve District position and correspondence that is prepared by Staff in response to calls to action that require urgent response as described above.

4125.5 -- Candidates for Public Office

It is the policy of the District not to participate in, directly or indirectly, or to intervene in (including by means of the publishing or distributing of statements) any political campaign on behalf of, or in opposition to, any candidate for public office. Notwithstanding these limitations, the District recognizes that individual Board Members and staff may wish to participate in the political process. Therefore, individual Board Members and staff may take a position on behalf of, or in opposition to, any candidate for public office and communicate regarding those positions so long as they clearly indicate that the position reflects their individual position and is not the position of the Georgetown Divide Public Utility District.

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of Policy 4125 adopted by the Board of Directors of the Georgetown Divide Public Utility District on the ___ of _____ by Resolution 2023-xx.

Nicholas Schneider, Clerk and Ex-Officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

DRAFT

**REPORT TO THE BOARD OF DIRECTORS
BOARD MEETING OF APRIL 11, 2023
AGENDA ITEM NO. 4.E.**



AGENDA SECTION: ACTION ITEMS

**SUBJECT: APPROVING USE OF WALTON LAKE FOR THE 2023
GEORGETOWN KIDS FISHING DERBY**

PREPARED BY: Jessica Buckle, Office/Finance Manager

APPROVED BY: Nicholas Schneider, General Manager

BACKGROUND

The Georgetown Divide Rotary Club (GDRC) along with the US Forest Service (USFS) has requested the District's support for the 2023 Georgetown Kids Fishing Derby by allowing the use of Lake Walton; the GDRC will be holding the fishing derby on Saturday, June 3rd. They have also requested that individuals not associated with the Derby refrain from fishing at the lake from noon on Thursday, June 1st, to 1:30 pm on Saturday, June 3rd, while their staff prepares for the Derby and during the event. The District has supported this activity for over 2 decades and has found the GDRC and the USFS's preparation for and clean-up after the fishing derby to be satisfactory.

DISCUSSION

Resolution 2023-XX approves the use of Lake Walton for the Georgetown Kids Fishing Derby and authorizes the District staff to request individuals not associated with the Derby to refrain from fishing in Lake Walton between noon on Thursday, June 1, and 1:30 PM on Saturday, June 3, 2023.

FISCAL IMPACT

There is no fiscal impact requiring a budget adjustment.

CEQA ASSESSMENT

This is not a CEQA project.

RECOMMENDED ACTION

Staff recommends that the Board of Directors of the Georgetown Divide Public Utility District (GDPUD) adopt Resolution 2023-XX approving the use of Walton Lake for the 2023 Georgetown Kids Fishing.

ATTACHMENTS

1. Resolution 2023-XX
2. Georgetown Divide Rotary Club Certificate of Liability Insurance

RESOLUTION NO. 2023-XX
OF THE BOARD OF DIRECTORS OF THE
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
APPROVING THE USE OF WALTON LAKE FOR THE
2023 GEORGETOWN KIDS FISHING DERBY

WHEREAS, the Georgetown Divide Rotary Club has requested the support of the Georgetown Divide Public Utility District for the 2023 Georgetown Kids Fishing Derby by allowing the use of Walton Lake; and

WHEREAS, the communities of the Divide enjoy the opportunity for youngsters to compete at Lake Walton in the Annual Georgetown Kids Fishing Derby; and

WHEREAS, much effort on the part of local agencies, businesses, and individuals goes into making the Derby a fulfilling and successful event for the children; and

WHEREAS, Lake Walton is stocked with fish by the US Forest Service immediately before the Derby for the benefit of the children participating in the Derby; and

WHEREAS, individuals fishing immediately before the Derby may not take advantage of the fish stock 48 hours prior which has been arranged and intended for the children.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT THAT the request by the Georgetown Divide Rotary Club for the use of Lake Walton for registered participants of the 2023 Georgetown Kids Fishing Derby is approved and that individuals not registered or associated with the Derby are requested to refrain from fishing in Lake Walton between noon on Thursday, June 1, 2023, and 1:30 PM on Saturday, June 3, 2023.

PASSED AND ADOPTED by the Board of Directors of the Georgetown Divide Public Utility District at a meeting of said Board held on the eleventh day of April 2023, by the following vote:

AYES:

NOES:

ABSENT/ABSTAIN:

Mitchell MacDonald, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of Resolution 2023-XX duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this eleventh day of April 2023.

Nicholas Schneider, Clerk and Ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
05/26 to 06/05/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).


PRODUCER Arthur J. Gallagher Risk Management Services, Inc. 2850 Golf Road Rolling Meadows IL 60008	CONTACT NAME: Ali Sulita PHONE (A/C, No, Ext): 1-833-3ROTARY E-MAIL ADDRESS: rotary@ajg.com	FAX (A/C, No): 630-285-4062
	INSURER(S) AFFORDING COVERAGE	
INSURED All Active US Rotary Clubs & Districts Georgetown Divide Rotary Club District 5190 ATTN: Risk Management Dept. 1560 Sherman Ave. Evanston, IL 60201-3698	INSURER A : Westchester Surplus Lines Insurance Company	
	INSURER B :	
	INSURER C :	
	INSURER D :	
	INSURER E :	
	INSURER F :	

COVERAGES **CERTIFICATE NUMBER:** 899307648 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Liquor Liability Included GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		Y	G73578917 001	7/1/2022	7/1/2023	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$4,000,000 PRODUCTS - COMP/OP AGG \$4,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			G73578917 001	7/1/2022	7/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			NOT APPLICABLE			EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y / N N / A	NOT APPLICABLE			<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

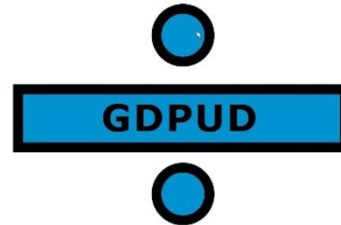
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
The Certificate Holder is included as an additional insured where required by written contract or permit subject to the terms and conditions of the general liability policy, but only to the extent bodily injury or property damage is caused in whole or in part by the acts or omissions of the insured.

CERTIFICATE HOLDER Georgetown Divide Public Utility District, 6425 Main Street, Georgetown CA. 95634, their directors, officers, agents, servants, and employees are made additional insured, but only insofar as the operations under this contract are concerned. 05/26/2023 thru 06/05/2023, Georgetown Divide Rotary Club, Georgetown, Ca.95634, District 5190	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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REPORT TO THE BOARD OF DIRECTORS

Board Meeting of April 11, 2023

Agenda Item No. 4.F.



AGENDA SECTION: Consent Calendar

**SUBJECT: CONSIDER SUBMITTING POSITION LETTERS ON
LEGISLATIVE BILLS AB 557 AND AB 460**

PREPARED BY: Elizabeth Olson, Executive Assistant

Approved By: Nicholas Schneider, General Manager

BACKGROUND

State advocacy is important to the state of California and the water industry. By developing relationships with and engaging Legislators the District can help to influence beneficial legislation and oppose pieces which may harm interests.

DISCUSSION

Below are the bills that staff is recommending the Board of Directors authorize the General Manager to engage on:

Support:

-AB557 Open Meetings: local agencies: teleconferences.

AB 557 eliminates the January 1, 2024, sunset on the provisions of the Brown Act that provided additional flexibility for local agencies looking to meet remotely during an emergency while still maintaining public access and transparency. This legislation will provide a narrow but important emergency authority, allowing local governing bodies to safely meet and take action during applicable states of emergency declared by the Governor.

<https://legiscan.com/CA/bill/AB557/2023>

-SB 504: Wildfires: defensible space: grant programs: local governments.

SB 504 would require CalFIRE, when reviewing applications for the local assistance grant program, to give priority to any local governmental entity that is qualified to perform defensible space assessments in very high and high fire hazard severity zones who reports that information using the common reporting platform.

<https://legiscan.com/CA/bill/SB504/2023>

-SB366-The California Water Plan: long-term supply targets.

DWR, in coordination with the California Water Commission (Commission), the State Water Resources Control Board (State Water Board), other state and federal agencies as appropriate, and the stakeholder advisor committee would be required to develop a comprehensive Plan for addressing the state's water needs and meeting the water supply targets. The Plan shall provide recommendations and strategies to ensure enough water supply for all beneficial uses. The bill would require the plan to include a water supply planning target of 15-million-acre feet of water by

2050 with an interim target of 10-million-acre feet of water by 2040.

<https://legiscan.com/CA/bill/SB366/2023>

Oppose

-AB460 State Water Resources Control Board: interim relief.

AB 460 is one of several water right bills that have been introduced this year. This bill focuses on interim relief has been part of those discussion. While the fact sheet for the bill states this bill is intended to respond to last year's incident on the Shasta River, the scope of the bill applies far beyond violations of curtailment orders during emergency drought conditions.

<https://legiscan.com/CA/bill/AB460/2023>

-Advanced Clean Fleets (ACF) Regulation-State and Local Agency Fleet Requirements

The proposed ACF regulation is part of a comprehensive strategy that would, consistent with public health needs, accelerate the widespread adoption of zero-emission vehicles (ZEV) in the medium- and heavy-duty truck sector and in light-duty package delivery vehicles. The proposed ACF regulation would require certain fleets to deploy ZEVs starting in 2024 and would establish a clear end date of new medium- and heavy-duty internal combustion engine (ICE) vehicle sales in 2040.

<https://ww2.arb.ca.gov/rulemaking/2022/acf2022>

FISCAL IMPACT

None

CEQA ASSESSMENT

Not a CEQA Project

RECOMMENDED ACTION

Staff recommends the Board of Directors of the Georgetown Divide Public Utility District (GDPUD) to authorize the General Manager to engage on these legislative bills and regulations.

ALTERNATIVES

Provide alternative recommendations on these bills.

ATTACHMENTS