



AGENDA

1960 Elgin Street
Oroville, CA 95966
530-533-2000
www.loapud.com

Board of Directors
Regular Meeting
February 14, 2023 – 2:00 PM

Materials related to an item on the open meeting agenda that are provided to the Board of Directors, including those provided to the Board after distribution of the agenda packet, are available on the District website.

During this difficult time, we invite you to join today's scheduled meeting via Zoom by using your phone or computer to attend this meeting. Please call our District office at **(530)533-2000** for assistance in participating in the teleconference.

Dial in: 1-669-900-9128
Meeting ID: 819 9877 1275
Passcode: 945088

To ensure that our meetings are as orderly as possible, and to enable public participation at the proper times during the meeting, we are asking that everyone take a moment to ensure your line stays muted until public comment is invited. When it comes time for public comment, we will leave enough time for participants to unmute and speak to the entire group and our Board. Because attendees cannot see each other's mute status, we will simply need to be patient as we wait in between comments, and do our best not to speak over each other. Please state your name for the record before sharing comments. We are committed to keeping the public engaged throughout this crisis and appreciate your help in making that happen.

1. **CALL TO ORDER**

- 1.1 Roll Call
- 1.2 Flag Salute
- 1.3 Moment of Silence

2. **CONSENT AGENDA**

All items listed under the Consent Agenda are considered routine and will be enacted by one motion unless an item is removed. Consent Agenda items will be read by title only. There will be no separate discussion of these items unless members of the Board or person in the audience request a specific item to be removed from the Consent Agenda to the Regular Agenda for separate discussion, prior to the time the Board votes on the motion to adopt the Consent Agenda. If any item(s) is removed from the Consent Agenda, the item(s) will be considered immediately following action on the Consent Agenda.

- 2.1 Regular Board Meeting Minutes of January 10, 2023 and the Special Board Meeting Minutes of February 1, 2023.
- 2.2 Financial Reports for Month Ending January 31, 2023
- 2.3 Claims Report for Month Ending January 31, 2023
- 2.4 Adoption of "Resolution No. 03-2023 Authorizing Remote Meetings Consistent With AB 361"

3. **ITEMS REMOVED FROM THE CONSENT AGENDA (IF ANY)**

REPORTS AND CONSULTATIONS

4. **LAFCO & SC-OR COMMISSIONER'S REPORT**

5. **BOARD MEMBERS', MANAGER, AND STAFF COMMENTS**

- FIELD OPERATIONS SUPERVISOR REPORT
- MANAGERS REPORT

6. **FUTURE AGENDA ITEMS**

7. **ADJOURNMENT**



Manager's Report

To: Board of Directors
From: David Goyer, General Manager
Date: February 14, 2023

RE: Item #1 – CALL TO ORDER

1.1 Roll call

1.2 Flag Salute

1.3 Moment of Silence



Manager's Report

To: Board of Directors
From: David Goyer, General Manager
Date: February 14, 2023
RE: Item #2 – Consent Agenda

Item No. 2.1 **Board Meeting Minutes** - Minutes from the January 10, 2023 Regular Board meeting and the February 1, 2023 Special Meeting are included for the Board's review and approval.

Item No. 2.2 **Financial Reports** – Cash Report and Income Statement through January 31, 2023 is attached for the Board's review and approval.

Item No. 2.3 **Payment of Claims** - The January 31, 2023 Claims report is attached for the Board's review and approval.

Item No. 2.4 **Adoption of "Resolution No. 03-2023 Authorizing Remote Meeting Consistent With AB 361"** - Resolution No. 03-2023 is attached for the Board's review and approval.

Attachments for each item included.

Recommended Action:

A motion to approve the minutes from the Regular Board meeting of January 10, 2023, and the Special Board meeting of February 1, 2023 and approve the Financial Reports and Payment of Claims from January 31, 2023 as presented, adoption of "Resolution No. 03-2023 Authorizing Remote Meeting Consistent With AB 361".

Roll call vote.

**UNADOPTED
LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS MEETING
JANUARY 10, 2023**

CALL TO ORDER

President Fairbanks called the meeting to order at 2:02 P.M. Directors present were Mastelotto, Salvucci and Sharman. General Manager (GM) Goyer, Board Clerk (BC) Hamblin, Field Operations Supervisor (FOS) Victorino and Engineer Knibb represented the District in person.

Director Marciniak was absent.

SALUTE TO THE FLAG

Engineer Knibb led the meeting with the salute to the flag.

MOMENT OF SILENCE

President Fairbanks requested a moment of silence.

CONSENT AGENDA

The Board reviewed the minutes of the Regular Board Meeting of December 13, 2022, the Financial Reports and the Claims List for month ending December 31, 2022, and Resolution No. 01-2023 Authorizing Remote Meeting Consistent with AB 361. After discussion, it was moved by Director Salvucci and seconded by Director Mastelotto that the items on the consent agenda be approved as presented. The motion passed with the following roll call vote:

Ayes: Directors Fairbanks, Mastelotto, Salvucci and Sharman.

REVIEW OF QUARTERLY REPORTS

The Board reviewed the quarterly financial reports.

LAFCo REPORT

No report made.

SC-OR COMMISSIONERS' REPORT

Director Salvucci and Director Mastelotto reported that SC-OR is moving forward with plant upgrades and construction in phases as funds become available.

BOARD MEMBERS', MANAGER, AND STAFF REPORTS

FOS Victorino presented the Field Operations Report

No SSO's to report

Update on Mooretown, L2 and Vista Del Cerro Lift Station

Update on the progress of the XiO installations

Update on the delivery of ECO 900 12YD Combo Truck

Update on the CCTV Van

Report on the repair of multiple manholes

Report on I & I work being done around the District

Report on the I & I issues at the Loafer Creek Campgrounds

GM Goyer presented the Manager's Report

Update of the delivery date of ECO 900 12 YD Combo Truck.

Reminder that Directors Marciniak, Salvucci and Sharman need to complete the Ethics and Harassment trainings as soon as possible.

ADJOURNMENT

There being no further business to come before the Board the meeting was adjourned at 2:35 P.M.

Respectfully submitted,

Kelly Hamblin,
Clerk of the Board

**UNADOPTED
LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS SPECIAL MEETING
FEBRUARY 1, 2023**

CALL TO ORDER

President Fairbanks called the meeting to order at 2:12 P.M. Directors present were Marciniak, Mastelotto, Salvucci and Sharman. General Manager (GM) Goyer represented the District in person. Engineer Knibb attended via Zoom.

SALUTE TO THE FLAG

President Fairbanks led the meeting with the salute to the flag.

MOMENT OF SILENCE

President Fairbanks requested a moment of silence.

RESOLUTION NO. 02-2023 - RESOLUTION APPROVING THE PURCHASE OF REAL PROPERTY

After discussion, it was moved by Director Mastelotto and seconded by Director Salvucci to approve Resolution No. 02-2023 – Resolution Approving the Purchase of Real Property. The motion passed with the following roll call vote:

Ayes: Directors Fairbanks, Marciniak, Mastelotto, Salvucci and Sharman.

DESIGNATION OF GENERAL MANAGER GOYER TO EXECUTE THE AGREEMENT FOR THE PURCHASE OF REAL PROPERTY

After discussion, it was moved by Director Salvucci and seconded by Director Sharman to designate and authorize General Manager Goyer to execute the agreement for the purchase of the real property located at 3515 Myers Street, Oroville, CA. The motion passed with the following roll call vote:

Ayes: Directors Fairbanks, Marciniak, Mastelotto, Salvucci and Sharman.

ADJOURNMENT

There being no further business to come before the Board the meeting was adjourned at 2:35 P.M.

Respectfully submitted,

Kelly Hamblin,
Clerk of the Board

LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT
Cash Report
For the Accounting Period: 1/23

Fund/Account	Beginning Balance	Received	Transfers In	Disbursed	Transfers Out	Ending Balance
53 Sewer						
10001 Five Star Bank - General Acct.	109,390.27	1,068,491.24	76.28	493.76	706,968.55	470,495.48
10021 Five Star USDA	67,530.08	0.00	0.00	0.00	0.00	67,530.08
10031 Five Star Money Market	1,894,234.43	0.00	0.00	0.00	0.00	1,894,234.43
10400 LAIF 10401 Series A Bond Debt	2,722,343.63	0.00	0.00	0.00	0.00	2,722,343.63
10401 LAIF ACCOUNT SERIES A BOND DEPT	107,048.00	0.00	0.00	0.00	0.00	107,048.00
10500 Petty Cash	500.00	0.00	0.00	0.00	0.00	500.00
Total Fund	4,901,046.41	1,068,491.24	76.28	493.76	706,968.55	5,262,151.62
55 RIVER RANCH OROVILLE LLC						
10001 Five Star Bank - General Acct.	-10,209.77	0.00	0.00	0.00	0.00	-10,209.77
57 LEAP GRANT						
10001 Five Star Bank - General Acct.	-48,580.78	0.00	0.00	0.00	10,383.76	-58,964.54
58 REAP GRANT						
10001 Five Star Bank - General Acct.	-39,399.92	0.00	0.00	0.00	5,121.74	-44,521.66
62 PALERMO WASTEWATER CONSOLIDATION						
10001 Five Star Bank - General Acct.	-15,525.00	0.00	0.00	0.00	0.00	-15,525.00
71 Payroll Clearing						
10001 Five Star Bank - General Acct.	1,988.84	0.00	59,538.31	54,561.19	0.00	6,965.96
73 Claims Clearing						
10001 Five Star Bank - General Acct.	22,594.17	0.00	671,161.37	14,788.83	0.00	678,966.71
Totals	4,811,913.95	1,068,491.24	730,775.96	69,843.78	722,474.05	5,818,863.32

*** Transfers In and Transfers Out columns should match, with the following exceptions:

- 1) Cancelled electronic checks increase the Transfers In column. Disbursed column will be overstated by the same amount and will not balance to the Redeemed Checks List.
- 2) Payroll Journal Vouchers including local deductions with receipt accounting will reduce the Transfers Out column by the total amount of these checks.

Combined Funds

Assets

Current Assets

Five Star Bank - General Acct.	1,027,207.18
Five Star USDA	67,530.08
Five Star Money Market	1,894,234.43
LAIF 10401 Series A Bond Debt Res	2,722,343.63
LAIF ACCOUNT SERIES A BOND DEPT RESERVE	107,048.00
Petty Cash	500.00
Acct Receivable-Sewer Service	425,204.77
Accounts Receivable Other	89,245.07
Tax Assess Receivable	161,649.10
Accounts Receivable: Butte Cnty Treasurer	62,934.90
Accrued Interest Receivable	(50,010.51)
Taxes Receivable	14,861.00
Inventory	15,583.17
Prepaid Expenses	42,100.74
Prepaid Health Insurance	8,070.25
Prepaid Dental/Life/AD&D	(13,844.92)

Total Current Assets

6,574,656.89

Fixed Assets

Land	107,174.17
Work in Progress	370,713.59
Subsurface Lines	13,702,512.64
Villa Verona Project 1991	163,196.80
Sewage Collection Facilities	581,252.11
General Plant	4,375,885.81
Vila Verona Tank Removals	3,774,204.07
Lower Wy Improvement District	79,368.26
Allowance for Depreciation	(14,546,612.89)
Investment in SC-OR	41,982.33

Total Fixed Assets

8,649,676.89

Other Assets

Deferred Outflows	435,998.21
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Total Other Assets

435,998.21

Total Assets

15,660,331.99

Combined Funds

Liabilities and Equity

Current Liabilities

Checks Payable	685,854.10	
Accounts Payable	55,076.39	
SC-OR Service Pass-Thru	(122.63)	
Accrued Vacation & Sick Leave	60,364.98	
Federal Withholding	0.62	
State Income Tax Withholding	(181.40)	
CA Disability	(135.38)	
Unemployment Payable	61.92	
PERS Classic Payable	0.02	
PERS PEPRA Payable	16.64	
CONVERSION Aflac Pre-Tax 125	216.94	
CONVERSION Aflac After Tax	133.78	
Employee PERS Contribution	(0.03)	
PERS Employer Contribution	0.01	
Refunds Payable	969.86	
Adv on Exp-Villa Verona	10,826.88	
Adv on Exp-RIVER RANCH LLC OROVILLE	3,415.25	
Adv on Exp-Berry Creek Development 2015	1,620.00	
Adv on Exp-Feather Falls Mini Mart Expansi	675.00	
Adv on Exp-Lazzareschi Annexation	(1,270.00)	
Adv on Exp RR LLC OFFSITE INSPECTION	19,473.50	

Total Current Liabilities		836,996.45

Long-Term Liabilities

Loan Payable-USDA Rural Dev	2,293,000.00	
Interest Payable-Bonds	50,107.00	

Total Long-Term Liabilities		2,343,107.00

Other Liabilities

Net Pension Liability	2,667,493.00	
Deferred Inflows of Resources	(292,335.00)	

Total Other Liabilities		2,375,158.00

Total Liabilities

5,555,261.45

Equity

	(15,525.00)	
Invested in Capital Assets	6,176,386.84	
Resserve-RDA Surcharge	163,351.46	

02/07/23
08:45:17

LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT
Balance Sheet
For the Accounting Period: 1 / 23

Page: 3 of 3
Report ID: L150

Combined Funds

Reserve-Capacity Charges	1,357,493.83	
Capital Fund-Retained Earnings	2,547,965.54	
Conversion Balancing	26.00	
CURRENT YEAR INCOME/(LOSS)	(124,628.13)	

Total Equity		10,105,070.54

Total Liabilities & Equity		15,660,331.99

LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT
Combined Check Register
For the Accounting Period: 1/23

Claims

Check #	Check Type	Vendor/Employee/Payee Number/Name	Check Amount	Period	Date Issued	Notes
-99813	Clm E	172 STRATTI	1390.00	1/23	01/13/23	
-99812	Clm E	30 CA PUBLIC EMPLOYERS' RETIREMENT S	13303.25	1/23	01/13/23	
-99811	Clm E	30 CA PUBLIC EMPLOYERS' RETIREMENT S	95.58	1/23	01/13/23	
-89314*	Pay P	2 ROBERT L BRODERSON	2072.12	1/23	01/13/23	
-89313	Pay P	22 COOPER DAVIS	1405.31	1/23	01/13/23	
-89312	Pay P	21 DAVID GOYER	2578.25	1/23	01/13/23	
-89311	Pay P	4 KELLY J HAMBLIN	1795.80	1/23	01/13/23	
-89310	Pay P	15 SHAWN PETERSON	1897.82	1/23	01/13/23	
-89309	Pay P	11 ANNELYN A RACKLEY	561.44	1/23	01/13/23	
-89308	Pay P	19 VINCENT M VICTORINO	1930.57	1/23	01/13/23	
-89307	Pay P	CALPERS 457 CAL 457	1064.95	1/23	01/13/23	
-89306	Pay P	PERS CLASS CAL PERS CLASSIC	2102.61	1/23	01/13/23	
-89305	Pay P	PEPRA CAL PERS PEPRA	1262.81	1/23	01/13/23	
-89304	Pay P	CA TRAIN (ETT) EDD	1262.43	1/23	01/13/23	
-89303	Pay P	FIT EFTPS	4800.28	1/23	01/13/23	
-89302	Pay P	HEALTH INS LAKE OROVILLE AREA PUD	3534.10	1/23	01/13/23	
-89301	Pay P	AD&D LOPUD	616.84	1/23	01/13/23	
-89300	Pay P	2 ROBERT L BRODERSON	1885.12	1/23	01/27/23	
-89299	Pay P	22 COOPER DAVIS	1623.33	1/23	01/27/23	
-89298	Pay P	21 DAVID GOYER	2592.84	1/23	01/27/23	
-89297	Pay P	4 KELLY J HAMBLIN	1804.39	1/23	01/27/23	
-89296	Pay P	16 ROBERT MARCINIAK	365.00	1/23	01/27/23	
-89295	Pay P	9 ANGELA D MASTELOTTO	365.00	1/23	01/27/23	
-89294	Pay P	15 SHAWN PETERSON	1791.05	1/23	01/27/23	
-89293	Pay P	11 ANNELYN A RACKLEY	503.38	1/23	01/27/23	
-89292	Pay P	19 VINCENT M VICTORINO	1947.49	1/23	01/27/23	
-89291	Pay P	CALPERS 457 CAL 457	1054.71	1/23	01/27/23	
-89290	Pay P	PERS CLASS CAL PERS CLASSIC	2102.61	1/23	01/27/23	
-89289	Pay P	PEPRA CAL PERS PEPRA	1261.67	1/23	01/27/23	
-89288	Pay P	CA TRAIN (ETT) EDD	1189.00	1/23	01/27/23	
-89287	Pay P	FIT EFTPS	5039.30	1/23	01/27/23	
-89286	Pay P	HEALTH INS LAKE OROVILLE AREA PUD	3534.10	1/23	01/27/23	
-89285	Pay P	AD&D LOPUD	616.87	1/23	01/27/23	
23181*	Clm SC	3 ACCULARM	144.00	1/23	01/06/23	
23182	Clm SC	12 AT & T	210.22	1/23	01/06/23	
23183	Clm SC	14 BETTER DEAL EXCHANGE	8.22	1/23	01/06/23	
23184	Clm SC	23 BUTTE COUNTY ELECTIONS DIVISION	1044.04	1/23	01/06/23	
23185	Clm SC	38 COMCAST	528.66	1/23	01/06/23	
23186	Clm SC	46 DATATREE	99.00	1/23	01/06/23	
23187	Clm SC	88 OROVILLE CABLE & EQUIPMENT	149.19	1/23	01/06/23	
23188	Clm SC	92 PACE SUPPLY CORP	699.78	1/23	01/06/23	
23189	Clm SC	113 SHARP'S LOCKSMITHING	29.01	1/23	01/06/23	
23190	Clm SC	115 SOUTH FEATHER WATER	33.11	1/23	01/06/23	
23191	Clm SC	119 STREAMLINE	200.00	1/23	01/06/23	
23192	Clm SC	139 VERIZON WIRELESS	394.57	1/23	01/06/23	
23193	Clm SC	179 XIO, INC	23892.85	1/23	01/06/23	
23194	Clm SC	65 JOHN D. CHRISTOFFERSON, INC.	7833.00	1/23	01/13/23	
23196*	Clm SC	158 NIXON-EGLI EQUIPMENT CO	157643.98	1/23	01/13/23	

Check Types: MC=Manual Claim, SC=System Claim, V=Void (never in system), E=ACH
P=Payroll, C=Cancelled (cancelled in system), R=Reissued, D=Deleted (deleted in system)

Claims

Check #	Check Type	Vendor/Employee/Payee Number/Name	Check Amount	Period	Date Issued	Notes
23198*	Clm SC	86 O'REILLY AUTOMOTIVE, INC	127.43	1/23	01/13/23	
23199	Clm SC	106 RECOLOGY BUTTE COLUSA COUNTIES	97.51	1/23	01/13/23	
23200	Clm SC	109 SAUERS ENGINEERING INC	9570.00	1/23	01/13/23	
23201	Clm SC	126 THOMAS & ASSOCIATES	1239.31	1/23	01/13/23	
23202	Clm SC	133 UMPQUA BANK	5921.36	1/23	01/13/23	
23203	Clm SC	166 VALLI INFORMATION SYSTEMS, INC	2884.35	1/23	01/13/23	
23204	Clm SC	39 COMER'S PRINT SHOP	370.22	1/23	01/20/23	
23205	Clm SC	180 HACH COMPANY	7861.92	1/23	01/20/23	
23206	Clm SC	85 NORTHERN CA GLOVES	142.68	1/23	01/20/23	
23207	Clm SC	110 SC-OR	367225.00	1/23	01/20/23	
23208	Clm SC	115 SOUTH FEATHER WATER	47.40	1/23	01/20/23	
23209	Clm SC	999999 POWER WEST PROPERTIES	100.86	1/23	01/19/23	
23210	Clm SC	7 ALHAMBRA	50.46	1/23	01/27/23	
23211	Clm SC	14 BETTER DEAL EXCHANGE	219.72	1/23	01/27/23	
23212	Clm SC	32 CA WATER SERVICE	91.30	1/23	01/27/23	
23213	Clm SC	181 LEFT COAST SCANNING	2690.16	1/23	01/27/23	
23214	Clm SC	78 MINASIAN LAW FIRM	4620.00	1/23	01/27/23	
23215	Clm SC	115 SOUTH FEATHER WATER	48.84	1/23	01/27/23	
23216	Clm SC	12 AT & T	214.34	1/23	02/03/23	
23217	Clm SC	14 BETTER DEAL EXCHANGE	81.28	1/23	02/03/23	
23218	Clm SC	17 BLUE SHIELD OF CA	4699.78	1/23	02/03/23	
23219	Clm SC	45 DAN'S ELECTRICAL SUPPLY	190.17	1/23	02/03/23	
23220	Clm SC	86 O'REILLY AUTOMOTIVE, INC	48.47	1/23	02/03/23	
23221	Clm SC	93 PACIFIC GAS & ELECTRIC	5849.78	1/23	02/03/23	
23222	Clm SC	126 THOMAS & ASSOCIATES	867.99	1/23	02/03/23	
23223	Clm SC	139 VERIZON WIRELESS	394.80	1/23	02/03/23	
23224	Clm SC	179 XIO, INC	47807.78	1/23	02/03/23	
88188*	Pay P	5 DARIN K KAHALEKULU	1870.38	1/23	01/13/23	
88189	Pay P	FRANCHISE TAX B FRANCHISE TAX BOARD	50.00	1/23	01/13/23	
88190	Pay P	6 DEE G FAIRBANKS	365.00	1/23	01/27/23	
88191	Pay P	5 DARIN K KAHALEKULU	1843.74	1/23	01/27/23	
88192	Pay P	17 RICHARD SALVUCCI	365.00	1/23	01/27/23	
88193	Pay P	13 WILLIAM P SHARMAN	365.00	1/23	01/27/23	
88194	Pay P	AFLAC 125 AFLAC	68.00	1/23	01/27/23	
88195	Pay P	FRANCHISE TAX B FRANCHISE TAX BOARD	50.00	1/23	01/27/23	
Grand Total # of Checks:		83	Total: 730699.68	Total Claims	671161.37	Total Payroll 59538.31

Check Types: MC=Manual Claim, SC=System Claim, V=Void (never in system), E=ACH
P=Payroll, C=Cancelled (cancelled in system), R=Reissued, D=Deleted (deleted in system)

RESOLUTION NO. 03-2023 (**SUBSEQUENT**)

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT RE-AUTHORIZING REMOTE MEETINGS CONSISTENT WITH AB 361

WHEREAS, the Lake Oroville Area Public Utility District (“District”) is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Lake Oroville Area Public Utility District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote participation in meetings by members of a legislative body by audio or video or both, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition of remote meetings is a declaration of a state of emergency by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Board of Directors previously adopted a Resolution, Number 07-2021 on November 9, 2021, finding that the requisite conditions exist for the District’s legislative bodies to conduct remote meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

WHEREAS, as a condition of extending the use of the provisions found in section 54953(e), the Board of Directors must reconsider the circumstances of the state of emergency; and the Board of Directors has done so; and

WHEREAS, emergency conditions persist in the District, specifically, on March 4, 2020 the Governor proclaimed State of Emergency to exist in California due to the COVID-19 pandemic, which proclamation is still active; and

WHEREAS, state and local officials have recommended social distancing measures, including masks, to slow the spread of COVID-19 and the contagious Delta variant, and to protect the vulnerable and immunocompromised members of the community; and

WHEREAS, the Board of Directors does hereby find that the state of emergency continues to directly impact the ability of members to meet in-person; and

WHEREAS, as a consequence of the State of Emergency and recommended social distancing measures, the Board of Directors does hereby find that the legislative bodies of Lake Oroville Area Public Utility District shall continue to conduct their meetings without compliance with

paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, the public may attend meetings and comment by calling in or by using the Zoom platform as described in meeting agendas.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF LAKE OROVILLE AREA PUBLIC UTILITY DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Re-ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 3. Remote Teleconference Meetings. The District's General Manager, Secretary, and legislative bodies are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, continuing to conduct open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 4. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) 30 days from adoption of this Resolution or (ii) such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the District's legislative bodies may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of Lake Oroville Area Public Utility District, this 13th day of February 2023, after a motion was made by Director _____ and seconded by Director _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Dee Fairbanks
President of the Board

Kelly Hamblin
Secretary of the Board



Manager's Report

To: Board of Directors

From: David Goyer, General Manager

Date: February 14, 2023

RE: Item #3 – Items Removed From Consent Agenda



Manager's Report

To: Board of Directors
From: David Goyer, General Manager
Date: February 14, 2023

RE: Item #4 – LAFCo and SC-OR Reports

4.1 LAFCo

Please see attached January Agenda for LAFCo (if available).

4.2 SC-OR

Please see attached January Agenda and flow reports for SC-OR (if available).

MINUTES OF THE REGULAR MEETING OF THE SEWERAGE COMMISSION - OROVILLE REGION

(Held at the Commission office on January 24, 2023 at 5:00 p.m.)

1. Call to Order ❖

Chairman Mastelotto called the meeting to order at 5:03 p.m.

2. Roll Call ❖

Commissioners present were Commissioners Mastelotto and Salvucci from the Lake Oroville Area Public Utility District, Thomson from the City of Oroville, Taggart from the Thermalito Water and Sewer District. Staff present was Manager Glen Sturdevant, Plant Supervisor Mikah Salsi, and Attorney Scott Huber. Commissioner Wristen was absent, and Commissioner Thomson is the only commissioner appointed from the City of Oroville at this time.

3. Salute to the Flag ❖

Commissioner Mastelotto led the commissioners and staff in the salute to the flag.

4. Acknowledgment of Visitors ❖

None

5. Board Meeting Minutes of the Regular Meeting held on January 24, 2023 ❖

Upon motion by Commissioner Taggart to approve the minutes of the meeting, and second by Chairwoman Mastelotto, the minutes of the December 12, 2022 regular meeting were unanimously approved.

6. Authorization of Warrants ❖

Commissioner Thomson met with Manager Sturdevant and reviewed the warrants at an earlier time, and having found everything to be in order made a motion for their approval. The motion was seconded by Commissioner Salvucci. Warrants 27877-27944 in the total amount of \$527,582.05 from December 13, 2022 to January 24, 2023, including Commissioner fees and electronic fund transfers, were unanimously approved and ordered paid.

7. Fiscal Reports ❖

Manager Sturdevant stated the fiscal reports for December 2022 were in the packets for review. There were no questions expressed and nothing further to report.

8. Resolution 01-23 (Investments of SC-OR Monies in L.A.I.F.) ❖

Manager Sturdevant reported that our funds are invested in the Local Area Investment Fund (L.A.I.F.) per board action, which pays a better interest than banks do. This Resolution brings the annual authorization for investment to the Commission for approval.

A motion was made by Commissioner Salvucci to adopt Resolution 01-23, (Investments of SC-OR Monies in L.A.I.F.). The motion was seconded by Commissioner Taggart, and passed by the following vote: Taggart – Yes, Mastelotto – Yes, Thomson – Yes.

Attorney Huber recommended that the Commission find a financial advisor to give unfunded pension liabilities advice. There is a 115 -Trust that can be set up to put money away that is invested in the market at a reasonable rate of return. It is then used to pay the pension unfunded liabilities. Direction was given to Manager Sturdevant to find a financial advisor to advise on creating a trust for our unfunded liabilities. Attorney Huber will get Manager Sturdevant some names of advisors versed in this trust.

9. Mid-Year Budget Amendments ❖

Manager Sturdevant reported that when preparing our annual fiscal year budget, we base each line item off of what has been spent during the current year to date, and then project it out for the entire year to create our next fiscal year budget. Our adopted budget is not sufficient to cover the rising costs in chemicals. He is asking to increase that line item by \$115,000, which will be pulled from the contingency, so it will not affect the bottom line of this budget. He would also like to increase the insurance line item by \$3,000, as that cost increased above what was budgeted. The total increase requested is \$118,000. He had not previously added SC-OR portion of the influent pump station to the capital expenditures because he didn't want specific earmarks for the monies we had to give more flexibility, but he would now like to show what has been spent. The 2022/2023 adjusted budget will be \$3,014,525, with a remaining contingency of \$278,897.

A motion was made by Commissioner Thomson to authorize the increases to the annual budget for 2022/2023 as presented. The motion was seconded by Commissioner Salvucci, and passed by the following vote: Taggart – Yes, Mastelotto – Yes, Thomson – Yes.

10. Resolution 02-23 – Authorizing SC-OR to Apply for SRF Funding and Making Manager the Authorized Representative ❖

Manager Sturdevant stated that this was brought to the board last month and was approved, but the State did not like that Manager Sturdevant was specifically named as the authorized representative, so we are bringing it back just referring to the "Manager" as the authorized representative in the resolution.

Commissioner Taggart made a motion to approve Resolution 02-23 authorizing SC-OR to apply for SRF funding and making the manager the authorized representative. The motion was seconded by Commissioner Thomson, and passed by the following vote: Taggart – Yes, Mastelotto – Yes, Thomson – Yes.

11. Resolution 03-23 – SRF Reimbursement Resolution ❖

Manager Sturdevant said that this resolution assures that if the board approves taking a loan from the State Revolving Fund, there is resolution already in place guaranteeing that SC-OR will pay the loan back.

Commissioner Salvucci made a motion to approve Resolution 03-23 for the SRF Reimbursement. The motion was seconded by Commissioner Taggart, and passed by the following vote: Taggart – Yes, Mastelotto – Yes, Thomson – Yes.

12. Consider Proposals and Awarding of a Contract for NEPA (Environmental Documents) ❖

Plant Supervisor Mikah Salsi spoke regarding environmental proposals for the grant funding, which is Federal monies. As part of the requirements of Federal monies through the Department of Housing and Community Development (HCD), we are required to follow Federal environmental regulations. A few months back the board adopted a CEQA document (California Environmental Quality Act document) for the plant upgrade project, but we must now do the same for the Federal Government to receive Federal funding. Three firms that responded to our request for environmental documents: Galloway Enterprises (\$12,665), LACO Associates (\$13,500-\$15,500), and Yuba Planning Group (\$9,600). His recommendation is the Yuba Planning Group. He likes their proposal because it mentioned specifics about the HCD grant, our project, and she has applicable experience in water/wastewater. She's also a former public works director for an agency. He thinks their proposal is the best bang for our buck.

Commissioner Taggart made a motion to sign a contract with the Yuba Planning Group, which was seconded by Commissioner Salvucci, and was unanimously approved.

13. Request for Proposals (RFP) for Grant Administration for the CDBG Funds SC-OR Received from the County/State ❖

Plant Supervisor Salsi stated that this is a Request for Proposals at the behest of the Butte County Administration to administer the HCD grant funds we will be receiving. HCD is a Federal Agency, with stringent requirements on how their money is administered and handled. The County has hired a grant administrator to help them administer the grant funds that they've received, and they are recommending that SC-OR do the same. We are requesting to send out RFPs to find a grant administrator. They will help do the following: Prepare RFPs for the plant upgrade to make sure all of the RFPs meet HCD's requirement; prepare a management plan prior to the construction to make sure we have the required meetings that HCD requires for the grant funds; prepare all of the budget process forms for the grant, along with the monthly

and quarterly reporting. They will stay on up to two years after the completion of the project to ensure that SC-OR is utilizing its equipment according to HCD standards to ensure we aren't wasting their investment.

We are asking for permission to send out the RFP. Once we have received responses, we will bring them back to the Commission for consideration.

Commissioner Thomson made a motion to approve sending out the Request for Proposal for a grant administrator for the CDBG funds that SC-OR will receive from the County/State. The motion was seconded by Commissioner Taggart, and was unanimously approved.

14. ECO Green Contract Adjustment ❖

Manager Sturdevant stated that we had brought this contract to a previous meeting for approval to change all of the light fixtures at the plant. The contract was approved for an amount not to exceed \$42,000. When ECO Green installers arrived, they noticed that none of the exterior fixtures had been included in the original contract. He told them to give him a revised quote to include those fixtures. We are now asking the board to approve a revised contract for an amount not to exceed \$53,000. The repayment terms are the same; it will still cost SC-OR zero dollars because it will be repaid out of the savings at a rate of \$1,486.15 per month. After the \$53,000 is paid off, SC-OR will then start to save that amount monthly.

Commissioner Thomson made a motion to approve the amended contract with ECO Green for an amount not to exceed \$53,000. The motion was seconded by Commissioner Salvucci, and was unanimously approved.

15. Closed Session

The Commission adjourned to closed session at 5:30 pm and reconvened to open session at 6:13 pm. Attorney Huber reported that on bullet items #2 (meeting with Real Property Negotiators, Manager Sturdevant and General Counsel, regarding the property commonly known as APN 030-212-046), and #3, (meeting with Manager and General Counsel regarding the employment related to the following position: General Counsel), direction was given and no reportable action taken. On item #1 (Government Code 549576(b) regarding potential litigation), the board considered a settlement proposal from McNeill Law Offices, who represents K&M Butte Developers LLC (K&M). The settlement proposal was approved by a 2 to 1 vote (Mastelotto and Thomson – Aye, Taggart – Nay), and the board authorized the Manager to execute the settlement documents once they are prepared and in final order. Documents will be available within a week for review by the Manager and opposing counsel, and once they are executed they will be made available to the public.

16. Attorney's Report ❖

Attorney Huber said that it has been an honor for him to work for public agencies, and has been a pleasure to work for SC-OR. He is happy with the firms selected for consideration as SC-OR's new Counsel.

17. Manager's Report ❖

Manager Sturdevant reported that the SC-OR crew performed great during the two big storms. Lead Operator Maxwell had the storm schedule covered, and we couldn't have asked for better performance from our crew. The plant did great also.

He also reported that the ship date for the motor control centers (MCC) for the influent pump station is April 9th, but the VFDs are back-ordered with no ship date. Once he found that out, he called a meeting with Gateway Construction to find VFD's elsewhere.

Regarding the upgrade funding, we have been operating under the auspice that SC-OR would receive \$24.6 million dollars of the CDBG-DR grant funds, but the County is planning on only awarding us \$10.6, as the State has backed off it's LMI requirements. Nothing has been put in writing, but the County received verbal confirmation that the State will allow the monies to go to the burn scar, and not just the LMI. We will still push forward with phase I, but will change how we operate with phase II.

18. Visitor Comments ❖

None

19. Commissioner and Staff Comments ❖

None

20. Adjournment ❖

There being no further business, the meeting was adjourned at 6:22 p.m. to the regular meeting scheduled for February 28, 2023 at 5:00 p.m.

Respectfully submitted,



GLEN E. STURDEVANT, CLERK

Manager's Report

To: Board of Directors
From: David Goyer, General Manager
Date: February 14, 2023

RE: Item #5 – Board Members', Manager, and Staff Comments

5.1 Field Operations Report

The January 2023 Field Operations Activity Report is included for your review and discussion.

Information only, no action to be taken at this time.

Attachment Included

5.2 General Manger's Report

Updates on ongoing activities:

- **California Special Districts Association (CSDA)** Education, trainings and conferences. General Managers Leadership June 25th - 28th , Annual Conference August 28th – 31st. Board members have many opportunities for education online and in person as well.
- **Update** Royal Oaks Lift station. "Pump #2 \$"
- **Update** L2 Lift station. "XIO"
- **Update** Mooretown Lift station. "Pump #2 status and upcoming preventive maintenance"
- **Update** 3515 Myer St. "Schedule meeting for Ad Hoc committee".
- **Update** Lincoln Apartments. "Developers agreement"
- **Update North Star Engineering** "Mike Mayes, Surveyor"

Information only, no action to be taken at this time.

FIELD OPERATIONS ACTIVITY REPORT

JANUARY 2023

Meetings and Compliance

- California State Water Resource Control Board: LOAPUD reported “ZERO” Sanitary Sewer Overflows for the Month of January 2023.
- California Environment Protection Agency and Butte County Environmental Health: Facility, Inventory, Emergency Response and Training Plans for Hazardous Waste Storage/Disposal updated, submitted and recertified for 2023.
- California Air Resource Board: In-Use Off-Road Diesel-Fueled Fleet Compliance Certificate issued for District equipment.
- Monthly District Safety and Compliance Inspections.
- Field Operations Crew: Annual Hazardous Response, Spill Prevention and District Safety Manual training.
- Field Operations Crew: General meeting to discuss scope of work for upcoming Mt. Ida Mainline Replacement Project.

General Updates

- Hach portable flow meter delivered
- Royal Oaks Lift Station: Pump #1 of 2 mechanical failure requiring pump to be rebuilt in-house. Parts are on order and available within 1-2 weeks.
- Bidwell Canyon L-2 Lift Station: XiO SCADA framework and modules installed and awaiting assistance with an available electrician for wiring control circuits.

I&I Repairs and Inspections

- State Parks, Loafer Creek Recreation Area: 4 manholes repaired to assist the with their I&I issues. State Parks currently still addressing necessary repairs.
- 14 manholes in District repaired, additional 25 checked with no issues.
- Field Operations Crew inspected numerous locations throughout the District during the rain events and addressed various minor I&I issues upon finding.

New Permits and Connections, Estimates, Inquiries or Termination

- 5690 Lower Wyandotte Road: New service and connection permit issued to abandon failing septic system.
- 2440 Monte Vista Avenue: Full lateral replacement permit issued to replace failed Orangeburg pipe.
- 1930 Rose Street: Site plan review for new multi-family duplex construction. Direction given for connections per District Standards.

Lines Cleaned

- 16,272' LF Cleaned with Combo Truck

CCTV Work

- 2419' LF Televised

Maintenance, Repairs and Misc

- Mooretown L/S Pump #1 of 2: Returned and installed after full rebuild by Pac Machine. Performance increase of flow from approximately 290gpm to 425gpm
- 2021 Ford F250: Oil service performed.
- Cable for portable CCTV push camera repaired.
- Weed abatement on District grounds and lift stations

Primary System Service Calls/O.T. Call Outs

- Service Calls- 4: (3) Lateral issues, one permit issued for replacement and two required a plumber to remove blockages for property owners.
- O.T Call Outs- 2: (1) Emergency USA location request for a water main repair. (1) Bidwell Canyon L-2 Lift Station low communication alarm.

Villa Verona System Service Calls/O.T. Call Outs

- Service Calls- 5: (4) Gravity effluent tanks serviced and/or pumped. (1) Plumbing issues inside of home, advised to call a plumbing company.
- O.T. Call Outs: "ZERO"

Gas Consumption: 266.3gals (Last Mo. 316.2gals)
Diesel Consumption: 205.1gals (Last Mo. 204.2gals)

gals = gallons
gpm = Gallons Per Minute
LF = Linear Feet
Ft = Feet
LS = Lift Station
I&I = Infiltration & Intrusion
O.T. = Overtime

Prepared By:
Vince Victorino
Field Operations Supervisor



Manager's Report

To: Board of Directors

From: David Goyer, General Manager

Date: February 14, 2023

RE: Item #6 – Future Agenda Items