

BOARD OF DIRECTORS
Lower Lake County Waterworks District No. 1
Minutes of the June 25th, 2024 Regular Meeting

A. CALL TO ORDER

Chair Fabela called the Regular Meeting of the Board of Directors to order at 3:33 P.M.

B. ROLL CALL: Directors Monique Fabela, Jean Yanich, Wes Baker, Kris Grotle and Charles Farrell were present. Amy Loren, Clerk of the Board was also in attendance, as well as manager James Kingland, and staff members Mike Kallerman, Summer Fiora, and Wayne Rivera. Public present was Geneva (Denise) Lewis, Lisa Eckhardt Bishop, Julie Seth, Justin Witt, and Sue Streck.

C. APPROVE MINUTES OF THE BOARD OF DIRECTORS REGULAR MEETING HELD MAY 28, 2024: On a motion from Director Yanich, seconded by Director Farrell, the minutes were approved with 5 ayes, 0 nays.

D. FINANCIAL:

1. **Review and Discuss the Financial Statement:** The Board was provided a check register and a Financial Statement for the month of May 2024. After review and clarification by Amy regarding several vendor payments, a motion was made by Chair Fabela to approve the financials, seconded by Director Yanich, and passed with 5 ayes, 0 nays.

E. PUBLIC INPUT: None.

F. CORRESPONDENCE: None.

G. GENERAL MANAGER REPORT / OFFICE REPORT:

GM Report: James reported that Well 10 is online. We have been dealing with a few small leaks in the district, but nothing major. He mentioned that new pavement is going down on Bonham Road and that our new trucks are working out well.

Office Report: Summer gave an update on the rate study, stating that we should have a presentation ready for the board in August. The General Manager's Report and Office Report were accepted on a motion by Chair Fabela, seconded by Director Yanich with 5 ayes, 0 nays.

H. OLD BUSINESS:

1. **Discuss Water Conservation Program and Ordinance or Alternatives:** There was a lengthy discussion regarding cannabis cultivation in the district, its implications, and what legal options could be pursued to limit any "wasteful" use of water. Correspondence from county council regarding the issue was reviewed. Vice Chair Baker advised that the board has reached out to legal counsel many times over the past year for guidance regarding cannabis in the district, and the recommendations have been consistent: "The Waterworks District does not have land management enforcement authority over the property of cannabis cultivators. Enforcement falls to Code Enforcement at the county level and the Department of Cannabis Control at the state level." Vice Chair Baker made a motion to stop pursuing this issue and heed the advice of legal counsel that cannabis is out of our jurisdiction. Chair Fabela seconded the motion. There were 3 ayes from Chair Fabela, Director Farrell, and Vice Chair Baker; 1 nay from Director Yanich, and 1 abstain from Director Grotle. Wes also pointed out that each time we solicit advice from legal counsel we are paying to have those questions answered, and he felt the district shouldn't continue to bring cannabis related questions to legal counsel unless they are new

BOARD OF DIRECTORS
Lower Lake County Waterworks District No. 1
Minutes of the June 25th, 2024 Regular Meeting

questions and new issues. Vice Chair Baker made a motion to stop seeking advice from legal counsel with repetitive questions about cannabis cultivation. The motion was seconded by Chair Fabela and passed with 3 ayes from Directors Baker, Fabela, and Grotle; 2 nays from Directors Yanich and Farrell.

I. NEW BUSINESS:

1. **Consideration to Adopt Resolution No. 2024-01, A Resolution Establishing the 2024-25 Appropriations Limit:** The board adopted the resolution on a motion by Director Yanich, seconded by Vice Chair Baker, with 5 ayes, 0 nays.
2. **Consideration to Adopt Resolution No. 2024-02, A Resolution Adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan and Approving the Lower Lake County Waterworks New Well, Storage Tank and Booster Pump Project:** Tabled. The board adopted the resolution on a motion by Vice Chair Baker, seconded by Director Yanich, with 5 ayes, 0 nays.
3. **Consideration to Adopt Ordinance No. 2024-01, An Ordinance Amending and Updating District Cross Connection Control Regulations and Adopting by Reference the State Water Resource Control Board's Cross-Connection Control Policy Handbook (first reading):** The ordinance was discussed, and on a motion by Vice Chair Baker, seconded by Director Yanich, the first reading of the ordinance was approved with 5 ayes, 0 nays.
4. **Consideration to Write-Off Uncollectable Customer Accounts:** The board reviewed the accounts that were uncollectable due to change of ownership prior to a lien being placed against the property. The board discussed the option of requiring a deposit from customers at the time of acquiring new service to prevent this in the future. Staff agreed to research that option. The eight uncollectable customer accounts were directed to be written-off on a motion by Chair Fabela, seconded by Director Yanich with 5 ayes, 0 nays.
5. **Consideration to Change Date of July's Regular Meeting to July 16th:** Amy asked the board to consider moving the date of July's meeting as she would be on vacation the week of the regular meeting date and didn't want to miss it. Chair Fabela motioned to change the date of July's regular meeting to the 16th, seconded by Director Farrell, with 5 ayes, 0 nays.

J. CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA: None.

K. ANNOUNCEMENTS

1. Next Regular Meeting to be held July 16, 2024, at 3:30 pm

ADJOURNMENT AT 5:21 P.M.

There being no further business, a motion for adjournment was made by Director Yanich, seconded by Chair Fabela, 5 ayes, 0 nays.


Monique Fabela, Board Chair


Attest: Amy Loren, Clerk of the Board
Approved: July 16, 2024