

**BOARD OF DIRECTORS  
GROVELAND COMMUNITY SERVICES DISTRICT  
GROVELAND, CALIFORNIA**

**March 9, 2009  
9:00 a.m.**

The Board of Directors of Groveland Community Services District met in regular session on the above mentioned date with Directors Wes Johnson, President, John Graham, Vice President, Gus Allegri, Dick Lennen, and Steve Perreira being present. Also present were General Manager Jim Goodrich, District Counsel Dave McMurchie, District Engineer Randy Klaahsen, Fire Chief Shane Warner, District Treasurer Vicki West and Board Secretary Lena Spilman.

President Johnson called the meeting to order at 9:00 a.m.

***Agenda Approval***

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously, to approve the agenda as written.

***Public Comment***

A member of the public raised concern regarding a recent test run of the reverse 911 notification system, and asked that the record reflect their opinion that the system was a waste of money.

*Director Perreira entered at 9:05 a.m.*

**Action Items**

***Consent Calendar***

Director Lennen moved, seconded by Director Allegri, and the motion passed unanimously to approve the consent calendar:

- A. Approve Minutes of the February 9, 2009 Regular Board Meeting
- B. Waive Reading of Ordinances and Resolutions except by Title

***Authorize the General Manager to Extend the Lease Agreement between Golden State Cellular and GCS D for another Five (5) Years with Amended Terms and Conditions***

General Manager Jim Goodrich presented this item to the Board. Mr. Goodrich explained that in February 2004, the District approved a lease agreement with Golden State Cellular to place cell transceivers on the District's existing antenna tower at the PML Airport. The lease stipulates that Golden State Cellular will pay the District an initial monthly payment of \$600, to be increased annually by the Consumer Price Index (CPI). In addition, Golden State Cellular covers the cost of basic cell service for four District

cell phones, and pays the District \$60 per month for the electricity used to operate the system.

The current lease agreement is set to expire at the end of March 2009. After reviewing the agreement, District Counsel Dave McMurchie suggested amendments to two areas of the contract. The first would require Golden State Cellular to pay any possessory tax levied by Tuolumne County. The second amendment would prevent Golden State Cellular from co-locating another provider, or subleasing any space on the tower without the District's consent. Mr. Goodrich recommended adopting the proposed amendments and renewing the lease for another 5 years under the same terms and conditions, with a new rate of \$700.00 per month beginning in April 2009.

A member of the public asked whether any of the phones provided by Golden State Cellular through the terms of the contract were used for personal use. Mr. Goodrich stated that the District allows occasional personal use, but emphasized that the phones are not personal phones and are intended primarily for District use.

*Director Graham moved, seconded by Director Allegri, and the motion passed unanimously to authorize the General Manager to extend the lease agreement between Golden State Cellular and GCSD for another five (5) years with amended terms and conditions.*

**a) Adopt Resolution 2-09 Designating the Authorized District Representative for Funding Purposes with the USDA Rural Utilities Services. b) Authorize the General Manager to Release the Request for Proposals for Conducting the CEQA/NEPA Environmental Analysis and Documentation for Water and Wastewater Related Work Planned under the USDA Funding Program.**

Mr. Goodrich presented this item to the Board, explaining that the District is currently seeking grant/loan funding with the USDA Rural Development Agency for the upgrade of water storage and distribution in downtown Groveland and Big Oak Flat for the purpose of meeting mandatory fire flow rates.

Mr. Goodrich explained that to begin the process, the USDA requires that the District adopt a resolution allowing the General Manager to submit the Project Funding Pre-Application and Application documents, as well as negotiate the grant/loan funding agreements. The resolution would also allow the District to recover money spent from the District's Capital Projects Reserves in advance of grant/loan funding disbursement when the grants/loans are funded by USDA.

Mr. Goodrich stated that Staff would like to initiate the CEQA/NEPA environmental documentation so that as the grants/loans paperwork is being processed, the District will be "shovel ready" by August. This would ensure that the District would be eligible for the first round of federal funding from the federal Economic Stimulus Program.

Director Johnson asked whether this was essentially an application to make an application, and Mr. Goodrich responded that it was. He stated that the process requires that you must first submit a pre-application describing your project costs.

Director Lennen asked who would fund the balance of the project that would remain after federal loan/grant money had been obtained. Mr. Goodrich stated that no decision has yet been made regarding how the balance would be paid.

As several commercial developers have recently shown interest in developing the land between Big Oak Flat and Groveland, Mr. Goodrich commented that they may constitute a possible source of funding. District Engineer Randy Klaahsen explained that in order to move forward with their proposed developments, the developers will have to meet the required fire flow rates. Meeting these requirements independently would likely mean installing a 400,000 gallon water tank.

Mr. Goodrich added that there are some other options available, and that the District would also consider a nominal monthly charge to residents.

*a) Director Lennen moved, seconded by Director Allegri, and the motion passed unanimously to adopt Resolution 2-09 designating the authorized District representative for funding purposes with the USDA Rural Utilities Services. b) Director Lennen moved, seconded by Director Allegri, and the motion passed unanimously to authorize the General Manager to release the request for proposals for conducting the CEQA/NEPA environmental analysis and documentation for water and wastewater related work planned under the USDA Funding Program.*

### ***Update on Drought Conditions***

Mr. Goodrich stated that the Governor has declared an official state-wide drought and has called for an immediate 20% cut-back in water consumption. He also announced that the SFPUC has declared that there is a 21% chance that they will issue a 10% mandatory rationing, although they have already issued a 10% voluntary rationing order. He discussed the possibility of an update to the District's water rate structure that would increase the variable charge in times of emergency water rationing. Such a change to the rate structure would likely be subject to a Proposition 218 process.

## **Information Items**

### ***Staff Reports***

#### ***A. General Manager's Comments***

Mr. Goodrich reported that the Committee on Strategic Goals met last week for five hours, and that their work will be presented to the Board for adoption at the next meeting.

#### ***B. Engineering Reports***

District Engineer Randy Klaahsen reported that on Thursday, March 5<sup>th</sup> at 2 a.m., the District experienced a water break on Merrell Road. The break was due to a broken

hydrant, likely caused by ground saturation. A total of 70,000 gallons of water was lost through the broken hydrant, causing negative pressure throughout the system. Due to the risk of possible ground water contamination, E-coli samples were sent to the lab for testing. Meanwhile, the District issued a boil water order, and 87 property owners were notified via phone calls and posted notices on doors. All samples came back negative for contamination, and the boil water notice was lifted at noon on Friday. Mr. Klaahsen commended the Collections and Distribution team for their quick identification of the problem and their excellent response.

Mr. Goodrich asked whether there were any reports of property damage caused by the break. Mr. Klaahsen responded that the District has not yet received any claims, but that he suspects at least one hot water heater was damaged.

Mr. Klaahsen also reported that the District has received the permit for the Alternative Water Supply Treatment Plant, and will now be able to put water into the distribution system.

### *C. Fire Department Report*

Fire Chief Shane Warner reported that the Fire Department has hired a new full-time firefighter. A total of 13 applicants tested for the position, but the position was ultimately offered to Reserve Firefighter Joseph Hall. The Department has also hired two more reserve firefighters, for a total of 14 reserves. Mr. Warner stated that the program has really helped to promote morale within the Department.

Mr. Warner also reported that FEMA has declined the Department's vehicle exhaust grant. He stated that there were many applicants this year, but that the Department will try again next year.

The Groveland Fire Department is hosting the Joint Basic Fire Academy this year, and things are going very well. Engineer Jon Rock is coordinating the project, and has dedicated a good deal of personal time to ensuring its success. The Academy began with 25 participants and is now down to 16, which Mr. Warner stated he believes to be the result of increasingly demanding training requirements and the time constraints of the participants.

Mr. Warner stated that the Department took employees from the PMLA Department of Safety on a tour of the dispatch station in San Andreas in order to stress the importance of calling 911 in an emergency, which activates the CAD system, rather than directly calling the Firehouse.

### ***District Counsels Comments***

None.

### ***Directors Comments***

Director Allegri requested an update on the status of an outstanding claim of property damage by a property owner within Pine Mountain Lake. Mr. Goodrich responded that

the claim has been submitted to the District's insurance company, and that staff is still waiting to hear back. District Counsel Dave McMurchie added that he plans to discuss the claim with the insurance carrier today.

*Adjourned to closed session at 10:28 a.m.*

**Closed Session**

- A. Conference with Legal Counsel – Anticipated Litigation  
(Pursuant to Govt. Code Sec. 54956.9)  
One Case

*Reconvened to open session at 11:00 a.m.*

**Announcement of Any Action Taken by Board in Closed Session**

No action was taken

**Adjournment**

*Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to adjourn the meeting at 11:00 a.m.*

APPROVED:

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Wesley Johnson, President

ATTEST:

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Lena Spilman, Board Secretary