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## CONFORMED AGENDA

### El Dorado Water Agency Board of Directors

#### Meeting Location:

El Dorado Water Agency  
1107 Investment Blvd, Suite 240  
El Dorado Hills, California 95762

Lori Parlin, Chair, Board of Supervisors  
David Peterson, First Vice Chair, South Tahoe P.U.D.  
Wendy Thomas, Second Vice Chair, Board of Supervisors  
George Turnboo, Board of Supervisors  
Mike Thornbrough, Georgetown Divide Public Utility District

Rebecca Guo, P.E., Interim General Manager  
Tami Scowcroft, Deputy Clerk/Business Services Officer

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Wednesday September 13, 2023

10:00 a.m.

IN PERSON/TELECONFERENCE LOCATIONS

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#### Mission Statement

*“Ensuring that El Dorado County has adequate and affordable water to maintain economic prosperity, protect the environment, and support the rural-agriculture way of life for today and in the future.”*

Agendas, Supplemental Materials and Minutes of the Board of Directors are available on the internet at:

<http://www.EDWaterAgency.org>. Public records related to a agenda item that are distributed less than 72 hours before this meeting are available for public inspection during normal business hours at the Agency office and will be made available to the public on the Agency website.

**PUBLIC PARTICIPATION INSTRUCTIONS:** This meeting will be conducted as an in person meeting at the locations noted above. A remote teleconference Zoom address is listed for the public's convenience and in the event a Board Member requests remote participation due to just cause or emergency circumstances pursuant to Government Code section 54953(f). Please be advised that if a Board Member is not participating in the meeting remotely, remote participation for members of the public is provided for convenience only and in the event that the Zoom connection malfunctions for any reason, the Board of Directors reserves the right to conduct the meeting without remote access.

By participating in this meeting, you acknowledge that you are being recorded.

Meeting number: 898 3821 3121

Password: 273095

## Join Zoom Meeting

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- +1 669 444 9171 US
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- +1 253 215 8782 US (Tacoma)
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- +1 719 359 4580 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 646 558 8656 US (New York)
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## Meeting ID: 898 3821 3121

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If you are joining the meeting via Zoom and wish to make a comment on an item, move your mouse key over your name or number and you will have the option to “raise your hand.” If you are joining the meeting by phone, and wish to make a comment, staff will call you by your “call in user number.” Speakers will be limited to 3 minutes.

If you choose not to observe the El Dorado Water Agency Board of Directors meeting but wish to make a comment on a specific agenda item, please submit your comment via email by 4:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Deputy Clerk of the Board at [tami.scowcroft@edcgov.us](mailto:tami.scowcroft@edcgov.us). Your comment will be placed into the record and forwarded to the Board of Directors.

The Deputy Clerk of the Board is here to assist you, please call 530-621-6678 if you need any assistance with the above directions to access the meeting.



**PROTOCOLS FOR PUBLIC COMMENT:** Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

Time for public input will be provided at every Board of Directors meeting. Individuals will have three minutes to address the Board. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Board, time to speak by any individual may be extended.

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

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**10:00 A.M. CALL TO ORDER and ROLL CALL**

**Present:** Director Parlin, Director Thomas, Director Thornbrough, Director Turnboo

**Absent:** Director Peterson

#### **PLEDGE OF ALLEGIANCE TO THE FLAG**

#### **AB 2449 – NOT NECESSARY FOR THIS MEETING**

**RECOMMENDED ACTION:** If necessary, based on a Director's announcement, staff recommends the Board consider approval of any Directors request to participate remotely and utilize a "just cause" or "emergency circumstance" exception for remote meeting participation pursuant to AB 2449 (Gov. Code 54953(f)).

**OPEN FORUM:** Public comments during open forum are limited to three (3) minutes.

#### **ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

At this time the Board will make any necessary additions, deletions, or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion adopt the Agenda and approve the Consent Calendar.

**BOARD ACTION:** Motion by Director Turnboo , seconded by Director Thomas the Board adopted the Agenda and approved the Consent Calendar.

**Ayes:** Director Turnboo, Director Thomas, Director Thornbrough, Director Parlin

**Noes:** None

**Absent:** Director Peterson

**CONSENT CALENDAR:** Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar.

#### **1. Approval of Minutes (Conformed Agenda) of the El Dorado County Water Agency ("EDCWA") Regular Meeting, August 9, 2023**

**RECOMMENDED ACTION:** Staff recommends the Board receive and file the Conformed Agenda for the Regular Meeting, August 9, 2023.



**2. Interim Warrant Register**

**RECOMMENDED ACTION:** Staff recommends the Board receive and file the Interim Warrant Register for August 2023.

**3. Whistleblower Policy No. D-1005**

**RECOMMENDED ACTION:** Staff recommends the Board: 1) Review the Whistleblower Policy No. D-1005; 2) make any recommended changes; and 3) If approved, authorize the Board Chair to sign Resolution WA-12-2023.

**4. Memorandum of Understanding with Blue Forest Conservation**

**RECOMMENDED ACTION:** Staff recommends the board authorize the Interim General Manager to enter into a non-binding memorandum of understanding with Blue Forest Finance Inc. in a form acceptable to Agency General Counsel.

**END CONSENT CALENDAR**

**CLOSED SESSION:** The Board recessed into Closed Session at 10:03 a.m. on items as appeared on the Agenda.

**5. Public Employment and Public Employee Appointment** pursuant to Government Code Section 54957 (b). Title: General Manager

**6. Conference with Labor Negotiators** pursuant to Government Code section 54957.6.  
Agency Designated Representatives: Chair Lori Parlin and General Counsel DeeAnne Gillick  
Unrepresented Employee: General Manager

**Closed Session adjourned and Open Session reconvened at 10:15 a.m. Board Chair reported there was no reportable action out of Closed Session.**



## DISCUSSION CALENDAR:

### 7. General Manager Employment and Appointment

Rebecca Guo has been serving as Interim General Manager since the retirement of Ken Payne in June 2023. Ms. Guo has been assisting the Agency since 2016 and has a breadth of knowledge and expertise to continue to lead the Agency as its General Manager.

**BOARD ACTION:** Motion by Director Turnboo, seconded by Director Thomas, the Board: 1) approved Resolution No. WA-13-2023 appointing Rebecca K. Guo as General Manager; 2) approved the Employment Agreement for General Manager between El Dorado County Water Agency and Rebecca Guo; 3) authorized the Board Chair to sign Resolution No. WA-13-2023 and the Employment Agreement; and 4) authorized Agency staff to process any necessary paperwork to implement the Employment Agreement. Prior to the motion General Counsel announced the employment included the following compensation: Salary of \$171,433.60/year, life insurance policy of \$100,000, long-term disability insurance, 2.5% deferred compensation, continuing \$100/month cell phone and data reimbursement, vacation accrual of 6.2 hours per pay period, and other regular Agency employee benefits.

**Ayes:** Director Turnboo, Director Thomas, Director Thornbrough, Director Parlin

**Noes:** None

**Absent:** Director Peterson

### 8. Presentation on Upper American River Watershed Program and its Programmatic Watershed Plan

A presentation will be given on the Upper American River Watershed Program and its programmatic watershed plan. Since 2019, the Agency has been engaging partners to develop the Upper American River Watershed Program (UARWP). The UARWP supports integrated watershed planning for watershed protection and restoration to contribute to long-term sustainability and water supply resiliency. As part of this, the Agency is convening an agency and stakeholder group for collaborative planning and development of a programmatic watershed plan (PWP). The PWP will serve as a policy document outlining resource management strategies and associated management actions for the collective implementation among the UARWP partnerships with approvals by their corresponding governing body for policy implementation and action authorization.

**BOARD ACTION:** The Board received the presentation.

### 9. American Rescue Plan Act Funding – Consideration of Re-Solicitation for Unallocated and Residual Project Funds

The El Dorado Water Agency (Agency), as requested by the County of El Dorado, is responsible for administering American Rescue Plan Act of 2021 (ARPA) funding for water-related projects. As such, at the June 14, 2023, Board of Directors (Board) meeting, the Board directed Agency staff to provide a recommendation for how to use any residual and unallocated funds at the September 13, 2023 meeting, if any still remain. To date, there remains some unallocated and residual ARPA funding. This agenda item provides Agency staff's recommendation for Board consideration. **Staff provided a presentation**

**BOARD ACTION:** Staff Action on #9A: Motion by Director Turnboo, seconded by Director Thornbrough, the Board approved entering into an ARPA sub-recipient agreement with GFCSD in a form approved by the Agency's legal counsel for the



**“Clearwell and Booster Pump Station Reliability Improvements” and “Reservoir Lining Rehabilitation” projects contingent upon the following:**

- (1) GFCSD finalizing the scope of work;**
- (2) GFCSD indirect costs and Contract District Engineer costs are not allowable under any circumstance;**
- (3) GFCSD will adhere to all federal procurement requirements; and**
- (4) Establishing milestones for scope of work task to be completed in order to receive incremental funding.**

**Ayes: Director Turnboo, Director Thornbrough, Director Thomas, Director Parlin**

**Noes: None**

**Absent: Director Peterson**

**BOARD ACTION: Action on #9B: Motion by Director Thornbrough, seconded by Director Thomas, the Board authorized Agency staff to award funds, pending approval by the County Board of Supervisors, to South Tahoe Public Utility District for a water resources project. This was based on staff presentation that after the original ARPA project selection, a technical issue with their project submittal was brought to light which resulted in the Agency not receiving their proposed projects. They are the only major water purveyor who did not receive ARPA funds. The ARPA Water Projects were approved by the County Board of Supervisors. To use these remaining funds for another project, approval will be required by the County Board of Supervisors. The Board authorized Agency staff to coordinate with County staff to agendize this recommendation for approval by the County Board of Supervisors.**

**Ayes: Director Thornbrough, Director Thomas, Director Turnboo, Director Parlin**

**Noes: None**

**Absent: Director Peterson**

**BOARD OF DIRECTOR’S COMMUNICATIONS/DIRECTION TO STAFF:**

- 1) Director Thomas thanked Rebecca for all her efforts and hard work.**

**GENERAL MANAGERS REPORT:**

**The General Manager reported on the following:**

- 1) The Resource Conservation District selected their consultants and are commencing work related to the Grizzly Flats Watershed Restoration project. It is anticipated that the project scoping and environmental can be completed this winter so work can commence when the snow subsides in the Spring of 2024.**
- 2) The Cameron Park Drainage Assessment is underway. We received historical data from the County and are using this to develop the hydraulic model.**
- 3) We received a several Statement of Qualifications for the water resources professional services vendor pool. The deadline for submission is today.**

**ADJOURN @ 11:30 a.m.**

**NEXT REGULAR SCHEDULED MEETING:** October 11, 2023, 10:00 a.m., at the South Tahoe Public Utility District 1275 Meadow Crest Dr, South Lake Tahoe, CA 96150.

