

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS DEL PASO MANOR WATER DISTRICT

December 3, 2019

6:30 PM

1817 Maryal Drive, Suite 300, Sacramento

The Board of Directors of the Del Paso Manor Water District convened their regular monthly meeting at the District office located at 1817 Maryal Drive, Suite 300, Sacramento, California on December 3, 2019 at 6:30 p.m.

Call to Order:

President Lenahan called the meeting to order at 6:30 p.m.

Pledge of Allegiance:

President Lenahan led the Pledge of Allegiance.

Roll Call:

Directors Present: Marissa Burt, John Lenahan, Robert Matteoli, & Gregory Schneider
Directors Absent: None
Staff Present: Ken Ingles, Field Supervisor / Victoria Hoppe, Office Manager
Legal Counsel Present: None
CPA: Robert Merritt
Public Present: Several members of the public were in attendance.

Announcements:

Interim General Manager Leo Havener is on vacation. General Counsel Adam Brown resigned November 27, 2019. Vice President Trish Harrington resigned November 30, 2019.

Public Comment:

Several members of the public addressed the Board.

Director Bob Matteoli read his letter addressed to Interim General Manager (GM) Leo Havener about the breach in personnel files and provided a copy of his letter. Carol Rose provided a recap directed to Directors Lenahan, Burt and Schneider of their accomplishments which include a Brown Act violation, no transparency on website, and hiring people to do work who are personally known by directors. Ms. Rose also stated LAFCO is now involved and identity coverage for alleged breach in personnel files has not been addressed. Roger Nelson addressed Directors Lenahan, Burt and Schneider about alleged personnel data breach and why it has not been addressed. Debra Sedwick asked about the letter she sent requesting an independent investigation and why it has not been addressed. She requested a detailed list off assets that were thrown out. Michael Clohossey expressed concern about the alleged breach and also met with Interim General Manager Havener about his file. He questioned why there is no item on the agenda related to this issue.

Items for Discussion and/or Action:

1. Review, discuss and possible action to approve Certificate of Participation (Bond) payment for December 2019.

Director Burt moved to approve the 2019 bond payment. Director Schneider seconded.

The motion passed by unanimous vote.

Ayes	Burt, Lenahan, Matteoli, Schneider
Noes	0
Absent	0

2. Review, discuss and possible action on Sacramento Suburban Water District Service Agreement.

Information only

3. Review, discuss and possible action on District Budget to Actual Comparison Fiscal Year 2018-19 and 2019-20.

Robert Merritt answered questions from the Board. Director Burt would like the Finance Committee to meet with Robert Merritt to discuss the accounting issues.

4. Review, discuss and possible action on Succession Planning AD Hoc Committee.

Tabled

5. Review, discuss and possible action on Finance Ad Hoc Committee.

Director Matteoli stated talks with new law firm were done without his knowledge or other Board Members. Interviews should be done by the full board; it is not the Finance AD Hoc Committee's responsibility. Director Matteoli made several suggestions for changes to the contract.

Director Schneider would like a signature line on contract for Board Secretary. The contract came out last minute and was not included in the Board packet. He suggests tabling it until next meeting.

Public Comment: Debra Sedwick commented on the policy/procedure for hiring new counsel. 1st - closed session for board to discuss; 2nd - direct staff to send out qualifications; 3rd - board meets afterwards to approve. She stated this is local government at its best. Natalie Clohossey addressed the board; she stated she worked for the state on contracts. She said that Ad Hoc committees have the potential to violate the Brown Act. Carol Rose asked how many law firms were spoken to. Michael Clohossey asked if the decision to change general counsel was a Board decision. He also inquired to who was present during the discussions and was Rio Linda contacted for a referral.

Director Burt moved to hire Churchwell White LLP as general counsel. Director Schneider seconded.

The motion passed by three to one vote.

Ayes	Burt, Lenahan, Schneider
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Noes	Matteoli
Absent	0

6. Review, discuss and possible action of ACWA JPIA "President's Special Recognition Award".
Information Only

7. Review and adopt minutes of October 1, 2019 Regular Board Meeting.
Tabled.

8. Review and adopt minutes of November 5, 2019 Regular Board Meeting.
Tabled

9. Review and approve October 2019 check register
Tabled

10. Review and approve November 2019 check register
Tabled

Director's Meetings & Committees (Per AB 1234)

11. Finance Ad Hoc Committee Meetings – See Item #5

12. Succession Planning Ad Hoc Committee Meetings – No Report

13. Policy Manual Review Ad Hoc Committee Meetings – No report.

14. Human Resources Ad Hoc Committee Meetings – No Report

15. Safety and Security Ad Hoc Committee Meetings – No Report

16. Communication Ad Hoc Committee Meetings – No Report

17. Regional Water Authority Meeting – No Report

18. Water Forum Meeting – President Lenahan attended meeting

19. Other Reports - AB 1234 – No Report

Interim General Manager's Report – Included

20. Non-discussion/action item – Written report provided. Director Matteoli would like to add dates/times of Ad Hoc meetings and a running to-date total of payments received on director compensation report.

General Counsel's Report

21. Non-Discussion/action item

Field Operations Report

22. Status of November field matters. Field report provided.

Director's Comments/Staff Statements & Requests

None

Closed Session:

Board did not go into closed session, which was tabled by President Lenahan.

(Closed Session Items are not open to the public)

23. Conference with legal counsel pursuant to government code 54956.9(d)(2)
Tabled

24. Conference with legal counsel pursuant to government code 54956.9(d)(2) to consider tort claim presented to the district.
Tabled

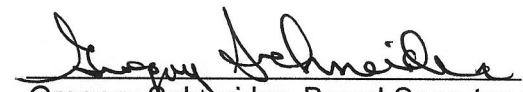
Adjournment

Board adjourned at 8:25 pm.

Next Meeting: January 7, 2020 Regular Board Meeting



John Lenahan, President



Gregory Schneider, Board Secretary