

DRAFT NOT APPROVED FOR DISTRIBUTION**MINUTES OF THE LAKE MADRONE WATER DISTRICT
BOARD OF DIRECTORS' REGULAR MEETING
HELD ON MARCH 23, 2024**

PRESENT: The regular meeting of the Board of Directors of the Lake Madrone Water District was called to order by Chairman Jess Vickery at 9:43 a.m. at the Williams cabin, 110 Old Mill Road, Berry Creek, California 95916. Other Directors present were Roger Williams, Michael Camodeca, and Tim Beers. Shane McCabe, District's Water System Manager/Maintenance Technician and Leah Janowski, Bookkeeper, sitting in for Vicki Hoggins, Recording Secretary/Administrative Assistant were also present. Director Holly Mason was absent. Many Community Members were also present including: John Raymond, Sheila Raymond, Dennis Nay, Kathy Nay, Ann Nielsen, Michael Dahl, Tom Sanford, and Patsy Oxford.

APPROVAL OF AGENDA: It was moved by Director Vickery, seconded by Director Beers, and passed unanimously, to approve the Agenda as presented.

APPROVAL OF MINUTES: The minutes of the regular meeting of February 24, 2024, were presented for approval. Director Beers brought to the attention of the Board the following revisions to the minutes of February 24, 2024: (1) The minutes of the Special Meeting of January 28, 2024 were presented for approval. It was moved by Director Mason, seconded by Director Beers and passed unanimously; (2) Specific Agenda Items section C, paragraph 6 was simply information repeated in previous paragraphs and should be deleted; and (3) Specific Agenda Items section H Annual Audits had a misspelling of the Almond Professional Corporation. The correct spelling is Aulman Professional Corporation. Also the reference to \$23,500 should be corrected to state \$10,500 for a total cost of audits and reports of \$23,500. It was moved by Director Williams, seconded by Director Beers, and passed unanimously, to approve the minutes of the regular meeting on February 24, 2024, as corrected.

FINANCIAL REPORT: Director Williams presented the Financial Report. The USDA was paid by automatic withdrawal, so the last Financial Report was overstated by \$20,428.00, as Leah Janowski (Bookkeeper) also posted payment by check, which was later voided. It was moved by Director Williams, seconded by Director Beers, and passed unanimously, to approve the payment of Warrants 11016 through 11033 and EFTs totaling \$47,517.07, which includes the previously approved payment of \$20,428.00 (also noted above). Routine and ordinary bills on the unpaid bills report in the amount of \$1,943.17. Director Williams presented for payment the Minasian Law invoices for January and February totaling \$17,974.80. Director Williams also presented the annual Dam Fee 24/25 for payment in the amount of \$9,035.00. The District received a check from the CalOES FEMA in the amount of \$10,434.67. It was moved by Director Williams, seconded by Director Camodeca, and passed unanimously, to pay the Minasian invoices, Annual Dam Fee and the unpaid bills in the total amount of \$28,952.97.

SPECIFIC AGENDA ITEMS: (each item not to exceed 15 minutes)

- A. Response to North Complex (Bear) Fire.**
(1) Status of Disaster Relief:

(a) Status of FEMA Appeals: Chairman Vickery reported that there is no update. It has been six weeks since the hearing and no ruling on the hearing has been received. District counsel has submitted a request for ruling to the Arbitration panel.

(2) Status of Water System:

(a) Status of Water Grid Design RFP and Project. This remains on hold pending arbitration.

(b) Water Delivery to Temporary Water Systems. Shane McCabe delivered 23 deliveries of water for a total of 22,5000 gallons in February.

(3) Erosion Control (General). The same two properties are problem areas for erosion control, 15 and 21 Cedar Path. Director Williams presented a draft letter to the landowners and requested comments. Director Vickery suggested that the District rescind the “Will Serve Letter”. After discussion, it was decided to revise the letter putting the landowners on notice that the current “Will Serve Letter” will be rescinded unless payment is received on the bill for all work done by the District to remove sediment on the road and in the drains from these properties going back to October 28, 2023. It was moved by Director Williams, seconded by Director Beers and passed unanimously.

B. Department of Water Rights IRWM Grant. There is no follow up. On February 16, 2024 the funds were approved. Director Vickery will contact the Grant rep. Director Camodeca reported on the status of the easement on Roche property. He is in communication will keep the Board in the loop as the easement issue progresses.

C. FEMA Funding for 2022-23 Storm Damage. Director Beers reports as follows: Project No. 710640 (the emergency work Wes North and Shane did from December 27, 2022 through January 31, 2023) has been approved and the check has been received.

The Lake Sediment and Tree Removal Project (No. 711955) 1602 permit has been reviewed by DFW and it being fast-tracked for approval. Director Beers reports that the Gallaway Biological Resources Assessment is the official document for justification of effects on endangered species. CDFW would like a complete description of the project, GPS location correction, and a description of the action area, including roads, staging areas, revise habitats for species, and time of year the work will be done. Director Vickery comments on what happens if FEMA turns down the project even with additions. Director Beers will speak with FEMA after the 1602 permit is approved. Gallaway will require additional funds for the update to the environmental study. Director Beers recommends District allocate \$2,000 to Gallaway to meet the updated requirements. It was moved by Director Beers, seconded by Director Camodeca and passed unanimously.

D. February 4, 2024 Storm Recovery. Director Beers reports that there have been a total of 18 trees fall on District property with an estimated cost to repair damage to District property is \$12,527.68 for labor with an additional \$17,999.10 for debris removal with a total of \$30,526.78. Butte County has met their emergency damage threshold, and the State should meet their emergency damage threshold. Mr. Haberman with Butte County is hopeful that the 2/4/24 storm should be declared both a State and Federal Emergency. If it does, CalOES and FEMA money will be available.

E. Lead Service Line Inventory Due 10/16/24: Director Vickery brings up for

discussion the copper recording requirement and who will be entering this data. Director Vickery recommended giving the information that is currently available. Director Williams suggested that the water grid is due to be replaced and when that occurs additional information will be given at that time. Shane McCabe will be the individual assigned to enter this data.

GENERAL AGENDA ITEMS:

A. Letters & Communications: Director Camodeca noted the communications received by the Board since the last meeting have been posted to the District's website and physical copies will be retained pursuant to the District's document retention policy. Noted items are as follows:

(1) Rebecca North has requested the use of LMWD property for her wedding on June 29, 2024. Director Beer will reach out to her; and

(2) Shane McCabe reports communication with PACE regarding the preparation of the consumer confidence report. This cost will be paid through the regular expenses.

B. Maintenance Report and Materials Needed by District: Shane McCabe presented the Maintenance Report covering the period from February 25 through March 23, 2024. February water production was 232,310 gallons, all from Star Well. That is an average of 8011 gallons per day. Line loss is 7234 gallons per day due a 6-inch mainline rupture during the February storm in on 8 Meadow Lane on District property. Water Tender Delivery total for February 2024 is 22,500 gallons (23 deliveries). The lake level was 1971.12 on February 1 and 191.12 on February 29, for no change. February rainfall was 10.8 inches. January 1, 2024 through February 29, was 27.3 inches and July 1, 2023 through February 29, 2024 was 40.3 inches. A total of 19 trees fell during the February 4, 2024 storm, 9 of them in the lake. McManus needs to rebuild the dock. District cannot fix it, but will pull it, so that it will be fixed later by McManus. Director Camodeca will communicate with McManus.. District Burn Pit is open - leaves/needles and small branches are allowed. Thank you to Dennis Nay for burning the Burn Pile. Shane McCabe reports that the Water Tender needs 2 quality tires with an estimated cost of \$700.00. It was moved by Director Beers, seconded by Director Williams and passed unanimously. Shane will be out from March 30, 2024 through April 7, 2024. Thank you to Dennis Nay and Director Beers for covering during PTO.

C. Permits, Administrative Orders and Grants Research:

Permits: Already covered.

Administrative Orders: Nothing to report.

Grants Research: Director Beers attended the HMPC meeting on March 13, 2024. Further meetings are scheduled for May 2 - May 3, 2024. Participation in the County's LHMP would enable the District to be eligible for additional grants.

D. Community Reports:

1. Fire Protection: Director Beers attempted to reach out to Natalie Smiley of BCFSC to see where Bal Madrone 3 is at and if there are any plans for additional shaded fuel breaks around the Lake Madrone Community. Natalie is no longer the Program Manager for BCFSC and has been replaced by Chad Porter. Mr. Porter advised that last year's Bald Madrone 3 Project has enough money left over to masticate about 7 acres but almost nothing left over to pay for hand crew work. They are trying to figure out this year's budget but don't expect to have it completed until June. For the Memorial Workday, they would like us to keep track of each volunteer's work hours. This time could be used as "match". Then if the budget allows, they will try to build off the work already started. On March 8, 2024, an archeologist and forester for the Fire Safe Council did a site visit at our potential shaded fuel break sites. A copy of the Berry Creek Firewise USA certificate has been posted to the website.

2. Website/Newsletter: Kathy Nay reported that the July 4th events will take place on July 6th. May 26, 2024 will be the annual Work Day, with lunch provided by the cookout crew. July 6, 2024 will be the 4th of July breakfast and kiddie activities. Breakfast will be served from 8:00 a.m. to 9:45 a.m., and a dance from 8:00 p.m. to 11:00 p.m. Gates will need to be open to the public so entrance codes. Shane will post new signs on the gates. Kathy reports that gate payments were due in January and she does not accept partial payments.

3. No Bear Garbage Club: There was a balance at the beginning of February of \$11,161.12, with no receipts and expenses of \$246.38, for a total as of March 19 of \$10,914.74.

PUBLIC PARTICIPATION: No comments.

TOPICS FOR NEXT MEETING, PLACE, DATE AND TIME: The next meeting of the Board of Directors of the Lake Madrone Water District will be a regular meeting to be held on April 27, 2024, at 9:30 a.m. at Ski Beach, Berry Creek, California 95916, weather permitting. If not, it will be held at Director Vickery's cabin located at 36 Forest Inn Drive, Berry Creek, California 95916.

ADJOURN: There being no further business to come before the Board, it was moved by Director Williams, seconded by Director Beers and passed unanimously, to adjourn the meeting at 11:26 a.m.

Respectfully submitted,

LEAH JANOWSKI, Recording Secretary

TIMOTHY J. BEERS, District Secretary