

DRAFT NOT APPROVED FOR DISTRIBUTION**MINUTES OF THE LAKE MADRONE WATER DISTRICT
BOARD OF DIRECTORS' REGULAR MEETING
HELD ON OCTOBER 26, 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 9:30 a.m. at the Beers' cabin, 18 Forest Inn Drive, Berry Creek, California 95916. Other Directors present were Tim Beers, Michael Camodeca and Holly Mason. Shane McCabe, District's Water System Manager/Maintenance Technician and Vicki Hoggins, Recording Secretary/Administrative Assistant were also present. Many Community Members were also present including: Patsy Oxford, Kathy Nay, Dennis Nay, Karin Marez, Edith Farrell, Tim Casillas, Tom Collopy, Ryan Beach, Betsy Haydon Keithcart, Frances Pinnock, Joanie Daniels, and Nancy Beers.

APPROVAL OF AGENDA: The Agenda was approved by unanimous consent as presented.

APPROVAL OF MINUTES: The minutes of the regular meeting of September 28, 2024, were presented for approval. It was moved by Director Beers, seconded by Director Mason, and passed unanimously, to approve the minutes of the regular meeting on September 28, 2024, as corrected.

FINANCIAL REPORT: Director Camodeca presented the Financial Report. It was moved by Director Camodeca, seconded by Director Mason, and passed unanimously, to approve the payment of Warrants 11145 through 11157 and EFTS totaling \$37,237.10, following clarification of the payroll/reimbursement designations on Check Nos. 11156 and 11157. Routine and ordinary bills on the unpaid bills report in the amount of \$4,495.94 were then presented for approval. It was moved by Director Camodeca, seconded by Director Beers, and passed unanimously, to pay the unpaid bills in the amount of \$4,495.94.

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: Legacy Projects 162636 (Water Distribution System) and 164538 (Temporary Water Supply and Repairs). Directors Beers and Mason will be meeting with Tess and other FEMA and Cal OES members by conference call this next week. Tess and her team have been moving both projects through the historic and environmental review process. It was anticipated that their review of both projects would be completed by this meeting. Jackson Minasian has been working on getting the District's costs (more than \$200,000) reimbursed for the first appeal. FEMA is still reviewing. Chairman Vickery states that FEMA will want to wait until the Project is done, but that the District should push them to pay now, as the work for the appeal has been done the District has receipts. Director Beers will connect with Jackson Minasian.

(2) Status of Water System:

(a) Status of Water Grid Design RFP and Project. Director Beers has had several contacts with the State Water Board Technical Assistance Funding Program. In their last email of October 18, 2024, they said that since someone from the Department of Drinking Water (DDW) is working with the District, they will be putting our request for funds on hold until they get more information from DDW. Director Beers needs to determine who he should contact at DDW, as the District's last representative is no longer there.

(b) Water Delivery to Temporary Water Systems. Shane McCabe delivered 25 deliveries of water for a total of 24,500 gallons in September.

(3) Erosion Control (General). Shane McCabe reported that the Casillas/Smith cabin at 240 Lakeside Way is a good example of what to do for erosion control. They have put in 24-inch culverts and collection ponds. Also, 21 Cedar Path has cut in a drain with cement, French drains and a retaining wall. Nothing has been done on 15 Cedar Path. Scott Owens and Marty Cullen are both trying to do something to avoid erosion control. Anyone who has had dirt work done on their property will have erosion issues when the rains starts and time is running out to get prepared.

B. Department of Water Rights IRWM Grant. Director Mason reported that Richard Starch has volunteered to help with the project. They have met with Colleen Boak of Water Works Engineers and she will be giving them a list of items that need to be done.

C. FEMA Funding for 2022-23 Storm Damage.

Project No. 747122 (Rip Rap): Director Beers reported that because the District is not able to provide documentation of when, where and how much rip-rap age was placed along the Berry Creek and Galen inlets, this Project has been declared ineligible for funding.

Project No. 711955 (Lake Sediment and Tree Removal): Directors Mason and Beers will meet next week with Tess and other FEMA and Cal OES representatives to discuss this Project. Hopefully, both FEMA and U.S. Fish and Wildlife Service have completed their evaluation of the possible effects of this Project on endangered species.

D. February 4, 2024 Storm Recovery. Project No. 750222: This project is now fully obligated as of October 11, 2024. Wes North has been told to begin removing the 315 cubic yards of logs. He wants to get paid in stages as the work is done, which the Board approved, as long as the bill is itemized and has load tickets attached. The drop off location in Durham deals in the weight of a load rather than cubic yards. Wes should make a notation as to the cubic yards on the load tickets and invoices. Director Beers attended the Recovery Transition Meeting for this Project and signed the closeout paperwork. The Project is now under Cal OES control for a total of \$36,335.60. FEMA will pay \$27,251.70, Cal OES \$6,842.93, LMWD's 6% is \$2,070.98, with an additional amount of \$1,816.78 in management fees, for a total to Lake Madrone of \$25,911.41.

E. Vacancy on Board of Directors. Director Williams has resigned from the Board. Chairman Vickery will resign from the Board at the end of the November 23, 2024 meeting. The District has placed notices of the vacancy on the kiosks. Persons interested in the positions should submit something in writing for the Board's consideration. It was moved by Director Camodeca,

seconded by Director Mason, and passed unanimously, that Director Beers be appointed President/Chairman of the Board of Directors, that Director Mason be appointed as Secretary to the Board and Director Vickery serve as Member (until his resignation) effective at the end of this meeting.

F. Lead Service Line Inventory. Shane McCabe has completed this task and it has been submitted to DWR's Department of Drinking Water. This item can be removed from the Agenda.

H. Dam Safety and Climate Resilience Local Assistance Program – Funding Opportunity. Director Beers looked into this and the Board determined not to submit an application because the application was due October 21, 2024, it might conflict with the District's FEMA Project, and the cost share was 50%. This item can be removed from the Agenda.

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. Other items were:

(1) Vicki Hoggins reported that Tammy Davis and Mark Cooper requested the District to detach their parcel from the District and notify them when that has been done. They have been previously advised to contact LAFCo to handle this process.

(2) There was a communication from a landowner about a tree that could fall in the Haul Road. Now that Crosswell's truck has been removed, that tree will be taken down.

(3) Director Mason has talked to Aidan Wallace and he is drafting a letter to Reed Rankin that no water can be taken from Lake Madrone except to battle an active fire. He will check with Dustin Cooper regarding whether Lake Madrone is entitled to sanctions from Siller Brothers for the unlawful use of Lake Madrone water and if so, a letter will be drafted. The Board directed Director Mason to authorize the sending of the letter(s) pending her approval.

(5) Director Beers reported that the California Water Board will be holding funding fairs on November 7 and November 13 and that he will plan to attend.

B. Maintenance Report and Materials Needed by District: Shane McCabe presented the Maintenance Report covering the period from September 29 through October 26, 2024. Water System: September water production was 322,820 gallons, all from Star Well, an average of 10,760 gallons per day. Line loss was 9,944 gallons per day. Water Tender Delivery total for September 2024 was 24,500 gallons (25 deliveries). Various samples of Lake Madrone water are pending including one for Hexavalent Chromium and the regular samples. He replaced the well pump at 133 Old Mill Road (Bryce cabin). Lake and Creeks: The lake level was 1970.62 on September 1 and 1970.62 on September 31, for no change. September rainfall was 1.0 inches and October rainfall was 1.15 inches. Rainfall for January 1, 2024 through September 30, 2024, was 47.1 inches and July 1, 2024 through September 30, 2024 was 1.8 inches. Butte County will not come out to remove the trees and brush on the downhill side of the dam until the Division of Safety of Dams does the annual inspection. He has completed that erosion control at Fern Dell and Moss Creek.

Gates/Fencing: ON MAY 1, 2025, THE DISTRICT WILL BE CHANGING THE PIN PAD NUMBER ON THE GATES AND WILL NO LONGER GIVE IT TO LANDOWNERS IN ORDER TO KEEP IT FROM BEING MISUSED. IT WILL ONLY BE GIVEN TO REGULAR VENDORS SUCH AS BEN'S TOILETS AND THE GARBAGE COMPANY. LANDOWNERS WILL HAVE TO GET CLICKERS TO GIVE TO THEIR VENDORS OR MEET THEM AT THE GATES. The clicker numbers will not be changed. Two gate cards have been given to landowners. Gate cards are not for sale. Landscaping/Trees: Four trees have been dropped at New Beach, two on Kiddie Beach and one on Haul Road, with another on Haul Road to be removed soon as previously discussed. A dead oak tree fell on the Jackson cabin. It was one of the trees on the four lots that have been cleared. The District burn pile is now officially open. Roads: Steve Zurilgen will pave the trench where they put in their waterline. Equipment: The backhoe broke down because of the failure of a plastic control drive which has been replaced by Shane with a metal control box. Miscellaneous: The number of toilets for the winter is down to one (the handicap toilet on Ski Beach). The Notices of Vacancy on the Board of Directors has been posted on the kiosks.

C. Permits, Administrative Orders and Grants Research:

Permits: Nothing to report.

Administrative Orders: Nothing to report because no work has occurred that has to be documented to the EPA.

Grants Research: Nothing further to report.

D. Community Reports:

1. Fire Protection: Director Beers reported that he replied in the affirmative to Calli Jane West's question if the District was interested in participating in the creation of a map layer that shows fuels mitigation projects across Butte County. It is hoped that this participation could result in further grant funds. Director Beers turned in a description of the Bald Madrone 1, Bald Madrone 2, and Bald Madrone 3 (Bald Madrone 3 is 50 acres short of completion). He also reminded her that the Butte County Fire Safe Council has started spraying 30 acres of Shaded Fuel Break where they are going to plant trees and that further spraying needs to be done in areas already completed.

2. Website/Newsletter: Kathy Nay had nothing to report.

3. No Bear Garbage Club: There was a beginning balance of \$10,508, less expenses of \$369, and a payment of \$125.00, for a new a balance of \$10,264.

PUBLIC PARTICIPATION: Director Beers reported that the pot farm with over 900 plants was busted again. Christi Greiner reported that the lock has been cut on the Gamble Road gate and that her brother said to go ahead and give the District the other 20 acres. Joanie Daniels thanked Chairman Vickery for all his hard work on the Board the past 10 years. Vicki Hoggins reminded everyone how lucky the District is to have Shane McCabe working for them.

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

November 23, 2024, at 9:30 a.m. at the Vickery cabin located at 36 Forest Inn Drive, Berry Creek, California 95916. Topics will include (1) responses to North Complex (Bear) Fire, (2) DWR - IRWM Grant, (3) FEMA Funding 2022-23 Storm Damage, (4) February 4, 2024 Storm Recovery, and (5) vacancies on Board of Directors.

ADJOURN: There being no further business to come before the Board, it was moved by Director Beers, seconded by Director Mason, and passed unanimously, to adjourn the meeting at 11:00 a.m.

Respectfully submitted,

VICKI L. HOGGINS, Recording Secretary

HOLLY S. MASON, District Secretary