

## **Bolinas Community Public Utility District**

### **A Regular Meeting Of The Board Of Directors**

**January 20, 2021 270 Elm Road, Bolinas**

**In compliance with local and state shelter-in-place orders, and as allowed by the Brown Act as currently in effect under the State Emergency Services Act, the Governor’s Emergency Declaration related to COVID-19, and the Governor’s Executive Order N-29-20 (March 17, 2020), the BCPUD did not offer an in-person meeting location for the public to attend this meeting. The meeting was limited to essential district business items and was conducted by the BCPUD Board, staff and public via teleconference.**

#### **1. Call to Order.**

7:30 p.m.

#### **2. Roll.**

Directors Comstock, Godino, Siedman, Smith and Walker present via teleconference; director Siedman presiding.

#### **3. Manager’s Report and Project Updates.**

- *Update on the Status of the BCPUD’s Water Supply; Special Board Meeting in first week of February 2021 re: Immediate Implementation of Mandatory Rationing.*

Staff directed the Board’s attention to a memorandum in the meeting binders, which presents updated information about the district’s water supply through the end of December 2020 and also in some respects for the first half of January 2021. From December 1 – 31, the district diverted an average of 65,227 gallons per day from the Arroyo Hondo and an average of 18,385 gallons per day from the Woodrat 1 reservoir to meet demand. Notably, diversions from Arroyo Hondo averaged 82,505 gallons per day from December 16 – 31 and the district did not need to divert any water from storage in the Woodrat 1 reservoir during that time, which reflects the beneficial impact of the 4.2 inches of rainfall in Bolinas between December 12<sup>th</sup> and 14<sup>th</sup>.

As for rainfall in the district, staff recorded a cumulative total of 5.7 inches of rain received as of December 31, 2020 and 8.3 inches of rain received as of January 15, 2021. As a reminder, during the last rain year, the district received a total of 22.7 inches of rain last year; average annual rainfall received in Bolinas is 32.5 inches. As such, the combined total rainfall of the last *two* rain years is *less than one* year of average rainfall in Bolinas.

With regard to the district’s stored usable water supply in the Woodrat reservoirs (combined), as of December 31, 2020 the district had approximately 6,821,384 gallons in storage, an increase of 341,784 gallons in reservoir storage as compared to the 6,479,600 gallons on November 30, 2020, again demonstrating the beneficial impact of the 4.2 inches of rain in December. This stored water total does not include the approximately 700,000 gallons of treated water stored in the district’s two tanks on Mesa Road. This month, as flows increased in the Arroyo Hondo and consumption stayed low, the district was able to divert some water from the Arroyo Hondo directly into the Woodrat 2 reservoir for several days pursuant to a license the district holds for this purpose.

In December, water production averaged 64,472 gallons per day, which equates to 109 gallons per day per connection, which is a decline of 10 gallons per day per connection on average as compared to November 2020, when production averaged 69,691 gallons per day, which equates to 119 gallons per day per connection. Water consumption in December averaged 60,109 gallons per day, or 102 gallons per day per connection. (The difference in these numbers represents the district’s “unaccounted for water loss”; at less than 7%, this rate of water loss is quite low.). Individual water consumption, however, remains very uneven. In December, the highest 19 water users (10 of which are single family residences) logged an average consumption of 300 to 1,665 gallons of water per day, and 46 customers (including the 19 just referenced) consumed an average of more than 200 gallons of water per day. Of the 46 customers using more than 200 GPD, 32 of them *increased* their water use in December as compared to November, in a few cases by several *hundreds* of gallons of water per day. Overall, in December, 92 customers used more than the requested 150 gallons of water per day. Staff mailed out letters to all of those 92 customers apprising them of their current rate of consumption and alerting them to the fact that staff anticipates that the mandatory rationing of water will occur in the near term.

Staff directed the Board members’ attention back to the staff memorandum in their binders which contains a number of graphs depicting scenarios based on water supply and consumption data through December 2020. The good news is that because the community has been further conserving and because the district has received some rainfall, the projected amount of stored water in the district’s reservoirs as of the end of March 2021 has improved. Looking past March, assuming no additional rainfall (an admittedly pessimistic assumption), if consumption stays at the current rate, the district could be out of stored water entirely by June. As for the Arroyo Hondo creek, the current base flow recession model was

developed during the dry season of 2020 and it is “under-predicting” the actual creek flows, which currently are much higher. However, staff believes that the current creek flows may be “flashy”, immediate surface flow responses to the recent rainfall; staff feels the district has not yet received enough rain to warrant an update of the base flow recession model. It also is worth noting that because the days are shorter and cooler right now (and because it has rained), the vegetation in the watershed is not drawing up as much ground water, leaving more to flow in the creek.

As for rainfall, the next few graphs in the staff memorandum depict the fact that while the district currently has received more than the minimal rainfall ever recorded (in the last 68 years) for this time of year, the district has received well below average rainfall. Staff noted that the district has only 11 rain years in which it received the same amount of rainfall or less by the end of the December: all of those resulting rain years were well-below average rainfall. On average, during those years the district received a total of 21.9 inches of rain, which is even less than the 2019-20 rain year. This analysis strongly suggests that the 2020-21 rain year will be another very dry year, with well-below average rainfall.

Taken together, the minimal rainfall received so far this year, the likelihood that it will be another very dry year (immediately following a well-below average rainfall year), combined with the diminished emergency water storage in the reservoirs and the base flow recession model predictions of creek flows, staff believes it will be necessary to implement mandatory rationing within the next 30 days to ensure the district will have sufficient supply to serve the community throughout 2021. Staff currently is working on the content of a resolution to implement mandatory rationing for the Board to consider at a special meeting during the first week of February 2021. Staff is considering a variety of potential scenarios, ration amounts, and so forth for the Board’s consideration. Staff also is exploring opportunities to augment the district’s water supply on an emergency basis via the irrigation well used by Mesa Park to water the ballfields; staff has apprised Mesa Park about this possibility. Based on certain assumptions about the potential production from the irrigation well, this could extend the district’s stored water supplies into December. Staff cautioned that considerable additional analysis will be necessary, as well as consultation with the district’s regulators about the use of this well, or other, privately-held wells in the district. It may well be that there is no viable means by which to augment the district’s water supply from any groundwater source in the district, but staff nonetheless intends to explore all options and will be constantly updating its assessment of the district’s existing water supply to inform the ultimate mandatory rationing recommendation.

Staff underscored that the district is very well aware that any mandatory rationing program will require serious lifestyle adjustments by many customers. Staff reminded the Board that a heightened water conservation alert has been in effect since June 18, 2020 and consumption dropped by 20%. Conservation efforts then stalled in September and the Board held a special meeting on September 30, 2020 to request additional voluntary conservation, asking all community members to use no more than 150 gallons per day per property. The community responded again, reducing consumption further. At this point, the problem is a water supply shortage and how to manage it. Staff will present rationing options for the Board to consider and requested that if Board members have specific requests for staff to consider, to please contact staff as soon as possible. Finally, staff noted that when mandatory rationing was enacted by the Board in 2009, it was on a per connection basis (not per person), with limited exceptions granted for businesses, public-serving and multi-use entities.

Staff requested the Board hold a special meeting on February 3, 2021 at 7:30 p.m. to consider a recommendation by staff for the mandatory rationing of water in the district; the Board had no objection.

*The East Tank Rehabilitation Project.*

Nothing to report.

- *Irrigation Pump Station Replacement Project.*

The pump station and enclosure was delivered yesterday and the contractor has started work. Specifically, the contractor is excavating existing discharge lines for tie-in and preparing the concrete pad on which the station will be placed. At the present time, the contractor anticipates the project will be completed during the week of March 14, 2021.

- *Woodrat Reservoir Rehabilitation Project:*

The azolla removal project is complete and the original nanobubble unit has been reinstalled at the Woodrat 1 reservoir. The district has ordered the new, enriched air nanobubble unit for Woodrat 2 and delivery is expected within the next month.

- *Inspection Report by R.M. Noble & Associates re: Bolinas Beach Groin; Engineering Proposal for Maintenance and Repair Project.*

Staff directed the Board’s attention to an inspection report pertaining to the Bolinas Beach groin by R. M. Noble & Associates, coastal engineers, in the meeting binders. As noted in the report, the present

groin structure was constructed in 1988 and consists of a series of steel H-piles imbedded into bedrock with precast concrete panels spanning horizontally between the steel H-piles. The purpose of the report was to assess the safety of the groin; the report concludes that the groin is performing as intended and is in relatively good condition; it notes the importance of the existing signage because, during high tides, the groin can be completely covered with water. The report states that specific maintenance and repair/replacement work is needed (e.g., the steel handrail on the staircase should be replaced and an exposed top of the steel H-pile at the top of the staircase should be addressed -- both of which have been caution-taped in the meantime -- and the concrete stairs should be cleaned/epoxy-coated and several concrete panels are in deteriorating condition due to corrosion of the concrete reinforcing bars and steel H-Piles, so they should be addressed, as well). Staff requested an engineering proposal for the engineering drawings and technical specifications for the recommended work and R. M. Noble & Associates has submitted a proposal for a “not to exceed” cost of \$32,000. Staff recommends accepting the proposal and using the funds in the district’s designated fund for the beach groin to pay for the work.

Discussion ensued with Board members posing questions about Ron Noble’s specific experience with similar projects (which includes, but is not limited to, work on the inner lagoon at Seadrift and the seawall repair project at 100 Brighton Avenue) and asking if there is an indication of the likely cost of the recommended maintenance and repair work and any permits. Director Walker observed that engineering fees typically are about 20% of construction costs, which suggests a potential construction cost here of \$150,000 or so. Staff said Ron Noble believes the project can be permitted as a maintenance project, which is relatively streamlined as compared to the permit process applicable to new structures. In general, the Board members expressed support for proceeding with the project as recommended to ensure the groin is safe and well maintained, but the Board also expressed interest in obtaining a better understanding of the anticipated construction costs before approving the engineering proposal. Board members noted the project may need to be installed in phases, depending on the ultimate construction costs. Staff suggested that the Board defer a decision until staff can obtain an engineer’s estimate for the cost of the recommended work; a confirmation of the likely permit required; and a plan for phasing the project, if needed. Rudi Ferris noted that Richard Dornhelm was the engineer on the original project and he may be available and interested in the project.

- *Alliance of Coastal Marin Villages.*

Staff reported that County staff is working to restart the Local Coastal Program (“LCP”) Update process and the Alliance of Coastal Marin Villages (“ACMV”) is cautiously optimistic about the potential for progress in light of some of the recent developments at the California Coastal Commission (“CCC”) concerning the Commission’s willingness to factor in local community needs and contexts in environmental hazards planning.

- *Coastal Communities Working Group.*

Nothing to report.

With regard to overall water operations, staff is very focused on water supply and demand management and is tracking data closely and reading all water meters in town every month. Notably, for the first time since the district installed the coagulation treatment process, the district had chlorine disinfection byproduct results (total trihalomethanes, or TTHMs) over the maximum contaminant levels (“MCLs”) in the December samples, likely due to the use of water from the Woodrat 2 reservoir in late Fall to supplement supply to meet demand. Staff corresponded with the district’s regulators and confirmed this single result is not deemed to be a violation because violations are determined on a running annual average basis. On a related note, staff plans to implement a quarterly pumping schedule for the clarifier (which is used as part of the pre-filtration coagulation treatment process).

As for sewer operations, staff reported that one of the two pumps at the lift station has been fully repaired and delivered back to the district; it is scheduled to be reinstalled tomorrow. The second pump is more seriously damaged and the repair shop anticipates having a proposal for the repair by the end of the week. Staff is evaluating what equipment district staff needs in order to be able to expeditiously swap out the pumps as they may need to be set on a regular inspection/repair schedule of every three-to-five years. Swapping the pumps out now currently requires the assistance of an outside crane operator. Director Smith commented that one of the “selling” points for the pumps when the district purchased them was that they could be repaired on-site without needing to be de-mounted and that staff could be trained to perform the repairs. Staff said the pump manufacturer does not provide local training; evidently they had intended to, but were not able to do so economically so the only known training is in Ohio. Also, the equipment is quite heavy and the needed repair parts must be on-hand, so on-site repairs turn out to be much more difficult than at first believed. Nonetheless, staff will further explore training and also is working on a recommended project for the Board to consider to install grinders and reconfigure the intake on the wetwell to remove more solids from potential entry into the pumps. In addition, an authorized repair shop might be opening in the near future in Novato, which would be good news.

Staff directed the Board’s attention to a letter from the Regional Water Quality Control Board (“RWQCB”) requesting the electronic submission of monthly monitoring reports. Staff has emailed a

PDF version of all reports and will also submit them in excel format. Staff is working with the district's consulting engineers at West Yost on the requested facility operations update, which is due on February 1<sup>st</sup>.

The district's solar arrays at the Woodrat Water Treatment Plant have been underperforming for some time; the shift operators are overtasked and unable to establish a reliable monitoring/trouble-shooting process. A local community member knowledgeable in the industry has been very helpful and located a technician to come inspect the arrays; a site inspection revealed a faulty/failed inverter. The technician has submitted a proposal to replace the failed inverter at a cost of \$22,504. Staff suggested a meeting with director Smith, staff and the technician to discuss the proposal; director Walker offered to participate if needed as she is doing a lot of solar work for a school elsewhere in Marin and other people in town.

Staff directed the Board's attention to recent correspondence received since the last meeting, including but not limited to a letter from the National Park Service to extend the district's special use permit; the Board had no objection to staff signing and returning the letter. Also, the Hearsay News, an existing tenant at BCPUD's office building, has requested the temporary (1-3 months) use of the former Bolinas Children's Center space to assemble and organize documents to be archived with the Marin County Library special collections. Staff said that no new leases are being approved for the building at this time, but given that this request is from a current tenant for a limited period of time, staff is prepared to approve it. The Board had no objection.

#### **4. Community Expression.**

Director Siedman noted that there is a document in the Board binders from the Bolinas-Stinson Union School District ("BSUSD") Connectivity Committee. Chloe Sladden was present on behalf of the committee and explained that the committee is working on a project to make broadband internet accessible and affordable to as many BSUSD families as possible, as well as the community. Chloe presented information about the committee's research; the committee discovered that 75% of BSUSD students do not have access to broadband internet, which is in the bottom 6% nationally. As a result, the experience of these students with distance learning is deeply impacted. *None* of the Spanish-speaking BSUSD students have broadband internet access; as such, this is an equity issue. Nearly half of the BSUSD students qualify for free or reduced price lunch, so access needs to be affordable. Horizon Cable is in town and seeking to serve the community, but the monthly cost will be \$120/month, which is very expensive. The committee would like to see more community control over the infrastructure and is actively pursuing solutions; the committee would like to work with the BCPUD staff on potential infrastructure installations to help resolve this critical issue. After a brief discussion, the Board expressed support for the committee's work and staff agreed to cooperate and assist, as well.

Director Siedman noted that the Board has two letters in its binders, one from Eleanor Lyman in support of the Bolinas Community Land Trust ("BCLT") downtown housing project and another letter from Genie McNaughton regarding the need to educate the community broadly about the importance of water conservation.

Jack McClellan noted that he is somewhat annoyed about the signs in town asking him to reduce his water consumption when he already is very frugal and essentially subsidizing the excessive water use of others; he inquired whether the confidentiality of customer water use records is a matter of law or is it a BCPUD policy. Staff said it is a matter of state law and will provide the citation. Jack asked if the BCPUD has a position on the BCLT's downtown project; director Siedman said it does not. Jack said if the BCLT uses the well it installed at the location it eventually will draw brackish water and put pressure on the water moratorium. Director Smith noted that the BCLT only intends to use about 1,200 gallons of water per day; he contrasted that with the Mesa Park use of 6,000 gallons per day from the irrigation well at the Resource Recovery site, which appears to be a "stable" rate of use. Jack then raised the issue of drainage and roads on the Bolinas Mesa; he said the roads are in bad shape and drainage is deteriorating and queried whether it is time for the district to discuss the formation of a Roads District? Genie McNaughton noted that item 7 on the agenda concerns the potential establishment of a Bolinas Planning Council and the roads issue might be an appropriate topic for that forum. She also said that she submitted her letter on water conservation as a request for the BCPUD to discuss the development of a thorough water conservation approach for the town, which will help community via education and programs such as rainwater catchment.

#### **5. Request from Recology Sonoma Marin to Provide Two (2) Annual Complimentary On-Call Curbside Clean-ups Per Customer in Bolinas In Lieu of Holding the Two (2) Existing Annual District-Wide Curbside Clean-Up Events.**

John Legnitto, the District Manager for Recology Sonoma Marin, was present to explain that the Company would like to replace the annual district-wide curbside bulky-waste clean-up events in favor of offering all of the district's customers the opportunity to have two free bulky waste pick-ups at their properties at their convenience. The Board members each expressed support for the proposal. Director Siedman asked if an amendment to the franchise agreement is needed and John confirmed an amendment will be prepared. In addition, the company will notify all customers about the change.

**6. Land Exchange Proposal (C. DuChamp Katz) (*Proposal to Exchange 4 BCPUD-Owned Lots on Hawthorne between Larch and Poplar Roads for 5 Adjacent Lots Owned by DuChamp Katz*); *Imposition of Deed Restriction Prohibiting Future Development; BCPUD Resolution 482 (Stating Policy Re Disposition of District-Owned Undeveloped Parcels on the Bolinas Mesa)*).**

Director Siedman noted that this proposal was considered at the last meeting; however, the BCPUD has a policy regarding the disposition of undeveloped parcels in BCPUD Resolution 482, which favors leaving them in BCPUD ownership and preserved as open space. He noted further that the Board generally did not see a specific benefit to the BCPUD to make the land exchange as proposed, for the purpose of reducing Ms. Katz's tax burden. Staff subsequently inquired if Ms. Katz would simply donate the lots to the BCPUD, thereby eliminating her tax burden; however, Ms. Katz has indicated that she could not afford to do that but would need to sell the lots at market value. Ms. Katz said she would like to reiterate her intention and would like to see her lots preserved as open space, but she cannot afford to donate them.

Director Smith said he distributed a drawing of the parcels at issue and he likes the land exchange proposal because he thinks there is a big advantage of it to the BCPUD and it is therefore in the public interest (and consistent with Resolution 482) because the parcels owned by Ms. Katz are in the center of the drainage way and are bigger, so the BCPUD would own a better parcel for drainage purposes. In addition, Ms. Katz has agreed to deed restrict the property she would acquire, thereby resulting in *more* land protected as open space. Ned Hoke, a neighboring property owner, said he agrees with director Smith's statements. Jack McClellan concurred. Discussion ensued as director Walker sought to understand the proposal; she noted that Ms. Katz would obtain a tax write-off benefit if she donated the land to the BCPUD. Director Comstock said that in his view, unless there is a compelling public interest, the BCPUD should not agree to a land exchange proposal. Here, director Smith argues that there is a public interest, but can the district rely on the enforceability of a deed restriction? Director Comstock said the enforceability of the deed restriction is key for him: the fact that all nine lots would be permanently maintained as undeveloped land is decisive, not the potential drainage benefit. Genie McNaughton said that one reason the BCPUD has held on to its properties, as reflected in BCPUD Resolution 482, was to be in a position to help people who need additional space to upgrade their septic systems. She agrees with director Smith that preservation of the swale area is a public benefit. Staff inquired whether it is possible to enforce a deed restriction on these parcels, once swapped, if they are merged into a single parcel by Ms. Katz with her directly adjacent parcels as a means by which to reduce her tax burden. Director Comstock expressed concern as to whether the deed restriction could be wiped out by a merger of lots; or, possibly, the deed restriction could be extended to the entire merged property. Jack McClellan suggested the County Tax Assessor may not be willing to merge the properties if the set of lots exchanged by the BCPUD is "encumbered" by a deed restriction. Director Siedman said the district can request an opinion by County Counsel on this issue; director Smith noted Ms. Katz may not wish to proceed if she cannot merge the swapped lots. Director Comstock said Ms. Katz also is free to obtain a legal opinion as to how the deed restriction might impact her parcels.

**7. Request for the BCPUD Board of Directors to Establish a Bolinas Planning Council (J. Pfeiffer).**

Director Siedman noted that there are several letters in the Board binders from people who support the idea of establishing a Bolinas Planning Council which, he observed, may turn out to be a very large project. Director Siedman said after reading the letters from the community, it seemed to him that perhaps the town needs an update of the 1975 Bolinas Community Plan, which is now 46 years old. Some of the ideas in the plan have stood the test of time, he said; others less so. Also, director Siedman said the plan did not foresee some of the changes the town has experienced or issues of concern to the community today. He suggested the BCPUD could be the "sponsoring agency" for an update of the community plan to reflect these changes and concerns as this will lend the effort more legitimacy in the eyes of the County. Director Siedman said that the Plan reflects that an entity known as the "Bolinas Planning Group" drafted the original Plan and was comprised of about 25 people: Steve Matson was the chief planner and other members were representatives of different interests in town, such as the various different neighborhoods or public-serving entities (some of which are no longer in town). Director Siedman said he drew up a list of potential constituencies to be represented by a new Bolinas Planning Council, including the BCPUD, the Bolinas Fire Protection District, the Bolinas-Stinson Union School District, Mesa Park, the Bolinas Community Center, the Rod & Boat Club, the Bolinas Community Land Trust, downtown businesses and downtown residents (two separate representatives), the Gridded Mesa, and Horseshoe Hill, for a total of eleven potential representatives. Each of these constituencies would need to select their representative and then outline the issues to be addressed, perhaps using the existing Community Plan as a starting point.

Director Godino said she likes the approach director Siedman has outlined and she would like to ensure representation from the Latinx community, from long-time renters (distinct from homeowners), and from the long-term un-housed community. Director Walker commended director Siedman for his conceptual approach and said she would love to be part of it. Director Comstock said that he has a more negative view; he said that the letters submitted on this agenda item all mention water as a key issue, which is understandable under the current circumstances. He does not believe that the BCPUD should delegate its responsibility over water management to a volunteer committee because it is the district's

core responsibility (unlike parking and traffic, for example). Director Siedman concurred and said that it's not on the table; he said he believes the letter writers simply are pointing out the potential impact on the town's water supply posed by some of the other issues of concern (increased visitation, and so forth). Genie McNaughton agreed; she said the interest is really in establishing an advisory forum, a place for people to come together and discuss the impact of proposed projects on all other aspects of everyone's lives together in Bolinas.

Director Smith said he also read the letters submitted to the Board and gave the issue some thought. He said when he first thought about moving to Bolinas he read the entire Bolinas Community Plan and found it to be an incredibly visionary document. Once he moved here, he realized that many of the goals in the plan have not been realized because the community is constrained via regulations and surrounded by federal and state park lands, so it is very difficult to get anything done. He is concerned that a local planning council may run into so many road blocks that it would run out of energy; in addition, the County of Marin has indicated that no updates of local community plans will be done for at least a decade. As such, he is concerned that a lot of work might be done locally to no ultimate benefit on behalf of the community. Director Smith said that the letters suggest forming a local "advisory forum" for activation when a project becomes controversial in town to coordinate among various interests, which seems to be potentially very useful. Genie McNaughton agreed that approaching projects in a more integrated way under an advisory forum may help things go more smoothly.

Rudi Ferris said he would simply like to see a group formed to enable discussion and minimize discord where possible. For example, from his perspective as a member of the Bolinas Lagoon Advisory Council, the amount of density downtown and increased vehicles are causing stormwater problems for the Bolinas Lagoon. Janine Aroyan said she appreciates the mention of the Bolinas Community Plan and agrees that an update is overdue, but perhaps what is needed now is two-fold. In the future, an update of the plan; for now, an advisory group recognized by the BCPUD. She noted that the FireSafe Bolinas Council has formed and is advocating the removal of eucalyptus trees, but this raises concerns about monarch habitat – this is an example of how the advisory forum could help facilitate discussion. Ralph Camiccia said he is very worried about where the town is going, in a precarious direction with more and more people coming to town; he is seeking a forum for people to come together to talk about concerns, including the implications of the limited water supply. Jennie Pfeifer suggested additional issues for consideration by an advisory forum (in addition to updating the local community plan), such as roads, climate change, competing projects downtown, repairing Terrace Avenue, and so forth.

Director Godino says she has a lot of questions about the structure and purpose of the proposed advisory forum -- particularly about representation -- and looks forward to hearing more. Director Walker said she feels it is important to distinguish between planning and other concerns. Rudi Ferris said that he has no interest in establishing an advisory forum if it doesn't represent all of Bolinas. Jennie Pfeiffer said the farming/agricultural community also should be included. Director Siedman said there are a lot of questions to be resolved; he suggested the item be continued on the BCPUD agenda and that the community members proposing this idea try and refine the proposal more specifically. Jack McClellan noted the BCPUD has long functioned as a local government and should continue to do so, even if it is outside of the district's explicit authority. After further discussion, it was agreed that a more specific request will be submitted to the Board for consideration at a future meeting.

## **8. BCPUD Fraud Prevention and Detection Policy.**

D. Smith/L. Comstock all in favor to approve the BCPUD's Fraud Prevention and Detection Policy.

## **9. BCPUD Letter to CalPERS Requesting That CalPERS Divest from Fossil Fuel Assets and Invest Those Assets in Clean Renewable Energy Projects.**

This item was deferred to a future meeting.

## **10. Election of BCPUD Board Officers/Committee Assignments: *Possible Consolidation or Elimination of some BCPUD Board Committees.***

Director Siedman said the Board will first need to decide on the officers as director Amoroso, former Vice President of the Board, has retired. Director Siedman said he is willing to continue as Board President; the Board had no objection. Director Comstock nominated director Smith as Vice President; the Board had no objection.

With regard to the committee assignments, director Siedman said he does not believe the BCPUD needs to keep a standing Parks and Recreation Committee anymore and he proposed to delete it; he further proposed to combine the Sewer Committee into the Operations Committee. Director Smith said he was thinking of proposing the same concept and also raised the concept of perhaps reconstituting the Mesa Septic, Flood Control and Roads committee as a Lands Committee. Discussion ensued about the potential for confusion with the volunteer Land Stewardship Committee and it was agreed not to rename the Board's Mesa Septic, Flood Control and Roads committee. Discussion then turned to committee assignments; at the conclusion of that discussion, the following slate of office and committee assignments was proposed:

President: Director Siedman  
Vice President: Director Smith

Personnel: Directors Godino and Siedman with director Comstock as alternate;  
Legal: Directors Godino and Siedman with director Walker as alternate;  
Mesa Septic, Flood Control and Roads: Directors Smith and Walker with director Godino as alternate;  
Operations: Directors Comstock and Smith with director Siedman as alternate;  
Finance: Directors Comstock and Walker with director Smith as alternate.

D. Smith/G. Godino all in favor to approve the above slate of Board officers and committee assignments.

## 11. Other Business.

### a. Board Committee Reports.

--*Finance: Fiscal Year 2019-20 Audit; Report from January 19, 2021 Finance Committee meeting.* Staff reported that the Finance Committee meeting was rescheduled for January 27, 2021 so there is no report at this time. With regard to the FY 2019-20 audit, the district's auditor has produced a draft set of audited financial statements and staff reviewed the draft with the district's outside CPA firm this week and has minor comments to convey to the auditor. Staff anticipates a final version of the financial statements will be issued for Board acceptance by no later than the February regular meeting.

--*Legal:* Director Siedman raised the topic of obtaining a legal opinion on the proposed deed restriction discussed previously and staff agreed to contact County counsel for this purpose.

--*Mesa Septic, Flood Control and Roads:* Nothing to report.

--*Operations:* Nothing to report.

--*Park and Recreation:* Nothing to report.

--*Personnel:* Staff reported that the deadline to apply for the Chief Operator position is next Friday, January 29, 2021.

--*Sewer:* Nothing to report.

### b. Minutes of the December 1, 2020 Special Board Meeting; minutes of the December 16, 2020 Regular Board meeting

Director Smith offered clarifying corrections to the minutes of the December 16, 2020 special Board meeting.

L. Comstock/G. Godino all in favor to approve the minutes of the December 16, 2020 special Board meeting, as clarified.

Directors Comstock and Smith offered clarifying corrections to the minutes of the December 1, 2020 special Board meeting.

D. Smith/L. Comstock four in favor, Walker abstaining to approve the minutes of the December 1, 2020 regular Board meeting, as clarified.

### c. Warrants.

D. Smith/L. Comstock all in favor to approve the warrant list.

### d. Scheduling of Next Meeting(s):

February 3, 2021 Special Board meeting at 7:30 p.m.

February 17, 2021 Regular Board meeting at 7:30 p.m.

## 12. Adjournment.

10:49 p.m.