

**SOLANO IRRIGATION DISTRICT  
BOARD OF DIRECTORS MEETING**

**THIS MEETING WAS CONDUCTED VIA ZOOM**

**TUESDAY, JANUARY 18, 2022**

**MINUTES**

The Solano Irrigation District Board of Directors met in regular session on this date via Zoom. Present were: President **John Kluge**; Director **Michael Barrett**; Director **Pete Sanchez**; Director **Charles Herich**; General Manager **Cary Keaten**; Water & Power Operations Manager **Matt Hobbs**; District Engineer **Paul Fuchslin**; Director of Finance **Cammie Morin**; Human Resources Director, **Jennifer Gamez**; Interim Executive Assistant **Jacqueline McBride**; Retiring Executive Assistant **Natasha Ackley**; and Vice President **Derrick Lum** arrived at 6:18pm.

**THIS MEETING WAS HELD VIA ZOOM**

*This meeting is compliant with local and state orders, and the The Governor proclaimed a state of emergency due to the COVID-19 virus pandemic on March 4, 2020. The proclamation remains active and applies statewide. The Board is meeting pursuant to Section 54953(e)(1)(B) and 54953(e)(1)(A). The Board is complying with other public access and participation obligations, as required and to ensure that any member of the public may attend, participate, and watch the Board conduct their business.*

**1. PRELIMINARY**

**1.1. Call Meeting to Order**

The meeting was called to order at 6:01 p.m. by President Kluge.

**1.2. Roll Call** – *All Board Members, with exception of Vice President Lum, were present.*

**1.3. Approval of Agenda**

Upon motion by Director Barrett, seconded by Director Sanchez, the Board voted to approve the agenda as presented.

Ayes: Herich, Sanchez, Barrett, Kluge

Noes: None

Abstain: None

Absent: Lum

**1.4. Pledge of Allegiance**

President Kluge led attendees in the pledge of allegiance.

**1.5. Conflict of Interest Notification** *(Any Agenda items that might be a conflict of interest to any Board members should be identified at this time by the Director involved)*

None.

**2. PRESENTATIONS**

**2.1. RESOLUTION HONORING NATASHA ACKLEY: Resolution Number 22-04  
Honoring Natasha Ackley for Her Service to the Solano Irrigation District.**

General Manager, Cary Keaten introduced this item, and summarized the resolution, honoring the retiring Executive Assistant, Natasha Ackley. The Board of Directors gave brief statements complimenting Natasha Ackley’s professional and courteous work performance.

Upon motion by Director Barrett, seconded by Director Sanchez, the Board voted to accept Resolution Number 22-04, Honoring Natasha Ackley for Her Service to the Solano Irrigation District.

Ayes: Herich, Sanchez, Barrett, Kluge  
Noes: None  
Abstain: None  
Absent: Lum

Motion passed, with Director Lum absent.

**3. PUBLIC COMMENT (NON-AGENDA ITEMS)**

There were no public comments on Non-Agenda Items.

**4. INFORMATIONAL ITEMS**

**4.1. STATUS OF HUMAN RESOURCES ACTIVITIES: December 2021/January 2022.**

**4.2. WATER AND POWER REPORT JANUARY 2022: Update on activities since the December 2021 Board of Directors Meeting.**

**4.3. CLIMATE STATISTICAL REPORT AND RELATED ITEMS: Update on activities since the December 2021 Board of Directors Meeting.**

**4.4. 2021 R&B PROJECTS: Progress and Status Report of 2021 R&B Projects.**

**4.5. MONTHLY REPORT OF ACTION TAKEN BY GENERAL MANAGER TO EVALUATE AND PROCESS TORT CLAIMS AND TO ACCEPT, REJECT, OR SETTLE CLAIMS AGAINST THE DISTRICT AS ALLOWED PURSUANT TO GOVERNMENT CODE SECTION 935.4: A Summary of Actions Taken Related to Claims Filed against Solano Irrigation District for December 2021/January 2022.-information only.**

There were no comments or questions from the Board.

**CONSENT CALENDAR**

*The Board considers all Consent Calendar items to be routine and will adopt them in one motion. There will be no discussion on these items before the Board votes on the motion, unless Board members, staff or the public request specific items be discussed and/or removed from the Consent Calendar.*

- 5.1. APPROVAL OF MINUTES: Approval of Minutes from December 21, 2021 Regular Board Meeting.**
- 5.2. TREASURER’S REPORT: Accept December 2021.**
- 5.3. FUNDS INVESTED REPORT: Accept December 2021.**
- 5.4. INCOME STATEMENTS: Accept December 2021.**
- 5.5. CLAIMS REPORT: Accept December 2021.**
- 5.6. CONTINUATION OF TELECONFERENCE MEETINGS PURSUANT TO THE BROWN ACT, GOVERNMENT CODE SECTION 54953(E), AS AMENDED BY ASSEMBLY BILL (AB) 361: Consider Adoption of Resolution No. 22-01 Re-Ratifying The Proclamation Of A State Of Emergency By Governor’s Order Dated March 4, 2020 And Re-Authorizing Remote Teleconference Meetings Of The Legislative Bodies Of The Solano Irrigation District Pursuant To Brown Act Provisions.**
- 5.7. MONTICELLO POWERHOUSE GENERATOR NO. 2 UPDATE: Receive Update of the Power Plant Generator No. 2 (Unit 2) Vibration and Bearing Issues. Also, Recommend Appointing an Ad-Hoc Board of Directors Committee to Participate in More Detailed Analysis of the Unit 2 Diagnostics and Repairs.**
- 5.8. GOVERNMENT CODE SECTION 21221(H) POLICY: In Compliance with the Updated Government (Gov.) Code Section 21221(h) and Governor’s Executive Order N-12-21, Adopt the Code as the Solano Irrigation District Policy. Also, Adopt Resolution No. 22-02.**

Director Herich pulled Item 5.7—Monticello Powerhouse Generator No. 2 Update, stating that the final sentence of the item had already been addressed by the Board. Staff explained that this was a “cut and paste editing” error that staff realized after posting the Agenda.

Upon motion by Director Sanchez, seconded by Director Herich, the Board voted to approve the Consent Calendar as presented.

Ayes: Herich, Sanchez, Barrett, Kluge  
Noes: None  
Abstain: None  
Absent: Lum

Motion passed, with Director Lum absent.

**6. SCHEDULED ITEMS**

**6.1. SAFETY/RISK MANAGEMENT ACTIVITY UPDATE: Accept the Summary of Safety/Risk Management Activity update for the Month of January 2022.**

General Manager, Cary Keaten opened this item and summarized the safety report, including details regarding a few COVID cases among staff. Water & Power Operations Manager, Matt Hobbs stated that SID is implementing updated State guidelines regarding COVID-related cases.

Upon motion by Director Sanchez, seconded by Director Lum, the Board voted to accept the Safety/Risk Management Activity Update summary for the month of January 2022.

Ayes: Herich, Sanchez, Barrett, Lum, Kluge  
Noes: None  
Abstain: None  
Absent: None

Motion passed unanimously.

**6.2. GENERATOR DEPLOYMENT POLICY: Adoption of the Proposed Policy Describing Annual Deployment of the District's Fleet of Stand-by Generators.**

General Manager, Cary Keaten introduced this item and gave brief background information, and Water & Power Operations Manager, Matt Hobbs, summarized the staff report accompanied by a brief presentation. Staff responded to numerous inquiries from Board members.

Upon motion by Director Sanchez, seconded by Director Lum, the Board voted to adopt the Proposed Policy Describing Annual Deployment of the District's Fleet of Stand-by Generators.

Ayes: Herich, Sanchez, Barrett, Lum, Kluge  
Noes: None  
Abstain: None  
Absent: None

Motion passed unanimously.

**6.3. PEABODY CRC: Consider Eliminating the Meter Replacement CRC for Four (4) Potable Water Meters Within the Peabody Public Water System.**

General Manager, Cary Keaten introduced this item and gave brief background information, and District Engineer, Paul Fuchslin, summarized the staff report accompanied by a brief presentation. Staff responded to numerous inquiries from Board members. There were no questions from the public.

Upon motion by Director Barrett, seconded by Director Lum, the Board voted to Eliminate the Meter Replacement CRC for Four Potable Water Meters Within the Peabody Public Water System.

Ayes: Herich, Sanchez, Barrett, Lum, Kluge  
Noes: None  
Abstain: None  
Absent: None

Motion passed unanimously.

## **7. BOARD OF DIRECTOR'S COMMENTS**

### **7.1. BOARD ACTIVITY UPDATES:**

**7.1.1. Non-SID Committees or Membership:** Verbal Updates, including a request for letter from SID to Federal Government regarding its definition of "Waters to the U.S.A."

- SCWA Update - Solano County Water Agency
  - Kluge with Lum as Alternate
- SCWA LPCCC Update - Lower Putah Creek Conservation Committee
  - Kluge with Lum as Alternate
- SSWA - Suisun-Solano Water Authority (SSWA EC)
  - Kluge with Lum as Alternate
- ACWA General - Association of California Water Agencies
  - All

### **7.1.2. SID Committees: *Verbal Update***

- Personnel Committee
  - Barrett and Herich
- M&I Committee
  - Kluge and Herich
- Ag Committee
  - Barrett and Lum
- Groundwater Committee
  - Kluge and Lum
- ACWA/JPIA –Joint Powers Insurance Authority
  - Sanchez and Keaten
- Maine Prairie Water District
  - Kluge and Barrett
- Messaging and Outreach Committee
  - Kluge and Lum
- Finance Committee
  - Kluge and Sanchez

**7.2. GENERAL MANAGER'S ACTIVITY UPDATES:** Verbal Updates, including introduction of newly hired, Human Resources Director, Jennifer Gamez, who made a few remarks. SID received two awards: ACWA JPIA Insurance Agency, President's Special Recognition Award due to minimal insurance-related losses; and the Regional Director's

Award due for Automation and Water Efficiencies (about two years earlier—just prior to COVID’s arrival).

**7.3. BOARD OF DIRECTOR REFERAL REQUESTS (Verbal Updates)**

**8. CONVENE TO CLOSED SESSION – 6:30 PM**

**8.1. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: One potential case.**

**8.2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR CARY KEATEN - POTENTIAL SALE OF WATER TO THE CITY OF SUISUN CITY; The Board to hold closed session with negotiator to discuss and give direction regarding price and terms and conditions for the potential sale of water to the City of Suisun City. The negotiations are between the Negotiator and the Management of the City of Suisun City. Closed Session Government Code Section 54956.8.**

**8.3. CONFERENCE WITH LABOR NEGOTIATORS: Pursuant to Government Code § 54957.6: Board shall meet with designated Labor Negotiator: Cary Keaten, General Manager, to discuss: General Unit and the Unrepresented Employees.**

**8.4. PERSONNEL EVALUATION: Pursuant to Government Code § 54957, hold annual personnel evaluation of the General Manager. The Board will appraise and comment upon the performance of the General Manager. If any substantial changes in duties, compensation or benefits are to be considered or proposed, they will be considered in open session.**

**9. RECONVENE TO OPEN SESSION – 7:33 PM**

**9.1. AGREEMENT FOR PROPOSED TERMINATION FOR CONVENIENCE AND MUTUAL RELEASE OF LIABILITY AND CLAIMS**

In Closed Session, the Board unanimously approved the proposed Agreement for Termination for Convenience and Mutual Release of Liability and Claims. The Board authorized General Manager, Cary Keaten to execute the Agreement between the District, GA Technical Services, and Western National Mutual Insurance Company. Key terms of the Agreement include the following:

The parties’ mutual agreement is that the contract is terminated for convenience by the District;

The District and GA Technical Services mutually release all liability and claims against each other arising out of the Contract and Project;

The District releases all liability and claims against the performance bond for the Project and agrees to release and return the performance bond;

No party admits liability for claims through the agreement; and

Each party will bear its own expenses, costs, and attorney fees.

**9.2. AMENDMENT TO UNREPRESENTED EMPLOYEE BENEFITS:** Recommend Adoption of Resolution No. 22-03 Amended Award of Benefits to the Unrepresented Employees.

Upon motion by Director Sanchez, seconded by Director Lum, the Board voted to Adopt Resolution No. 22-03, Amended Award of Benefits to the Unrepresented Employees.

Ayes: Herich, Sanchez, Barrett, Lum, Kluge  
Noes: None  
Abstain: None  
Absent: None

Motion passed unanimously.

**9.3. CONTRACT AMENDMENT:** General Manager Contract Amendment.

Upon motion by Director Herich, seconded by Director Barrett, the Board voted to Approve the General Manager Contract Amendment.

Ayes: Herich, Sanchez, Barrett, Lum, Kluge  
Noes: None  
Abstain: None  
Absent: None

Motion passed unanimously.

**10. ADJOURN**

There being no further business before the Board, President Kluge adjourned the January 18, 2022, Regular Meeting of the Board of Directors at 7:35 p.m.