

**RIO LINDA / ELVERTA COMMUNITY WATER DISTRICT
REGULAR MEETING OF THE
BOARD OF DIRECTORS**

April 18, 2022 (6:30 p.m.)

Visitor's / Depot Center
6730 Front Street
Rio Linda, CA 95673

THIS MEETING WILL BE PHYSICALLY OPEN TO THE PUBLIC WITH SOME REASONABLE LIMITATIONS PURSUANT TO CURRENT STATE AND COUNTY GUIDELINES. ALL ATTENDEES WHO ARE NOT FULLY VACCINATED FOR COVID-19 ARE REQUIRED TO WEAR MASKS PURSUANT TO THE CURRENT PUBLIC HEALTH ORDERS.

Our Mission is to provide a safe and reliable water supply in a cost-effective manner.

AGENDA

The Board may discuss and take action on any item listed on this agenda, including items listed as information items. The Board may also listen to the other items that do not appear on this agenda, but the Board will not discuss or take action on those items, except for items determined by the Board pursuant to state law to be of an emergency or urgent nature requiring immediate action. The Board may address any item(s) in any order as approved by the Board.

The public will be given the opportunity to directly address the Board on each listed item during the Board's consideration of that item. Public comment on items within the jurisdiction of the Board is welcomed, subject to reasonable time limitations for each speaker. Public documents relating to any open session item listed on this agenda that are distributed to all or any majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection at the District office at 730 L Street, Rio Linda, CA 95673. In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, please contact the District office at (916) 991-1000. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

1. CALL TO ORDER, ROLL CALL, & PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT

2.1. Members of the public are invited to speak to the Board regarding items within the subject matter jurisdiction of the District that are not on the agenda or items on the consent agenda. Each speaker may address the Board once under Public Comment for a limit of 2 minutes. (Policy Manual § 2.01.160).

3. CONSENT CALENDAR (Action items: Approve Consent Calendar Items)

3.1. Minutes

March 21, 2022

The Board is being asked to approve the Minutes from the March 21, 2022 Regular Board Meeting.

3.2. Expenditures

The Executive Committee recommends the Board approve the February 2022 Expenditures.

3.3. Financial Reports

The Executive Committee recommends the Board approve the February 2022 Financial Report.

4. REGULAR CALENDAR

ITEMS FOR DISCUSSION AND ACTION

4.1. 2020 Urban Water Management Plan (UWMP) Presentation by EKI Environmental.

4.1.1. *The Board will be asked to provide direction to the consultant engaged in preparing the 2020 RLECWD Urban Water Management Plan.*

4.2. GM Report.

4.1.1. *The General Manager, Tim Shaw will provide his monthly report to the Board of Directors.*

4.3. District Engineer's Report.

4.3.1. *The Contract District Engineer will provide his monthly report to the Board of Directors.*

4.4. Consider Approving Resolution 2022-03, Calling an Election.

4.4.1. *The Board will be consider adopting Resolution 2022-03, Declaring the 2022 General Election.*

4.5. Consider Declaring a Stage 2 Water Shortfall Pursuant to the Governor's Executive Order, N-7-22.

4.6. Consider Authorizing Revisions to Policy 4.31.217, "Reduction Due to Accidental Loss".

4.7. Consider Customer Requests for Board Review of Billing Issues.

4.8. Authorize any New Board Member Assignments (committees and other) Proposed by the Chair Pursuant to District Policy 2.01.065.

5. INFORMATION ITEMS

5.1. District Activities Reports

5.1.1. Water Operations Report

5.1.2. Completed and Pending Items Report

5.1.3. Conservation Report

5.1.4. Leak Repair Report

5.1.5. SWRCB Documents Regarding Readoption of Hexavalent Chromium Limit.

5.2. Board Member Reports

5.2.1. Report any ad hoc committees dissolved by requirements in Policy 2.01.065

5.2.2. Sacramento Groundwater Authority – Harris (primary), Reisig

5.2.3. Sacramento Groundwater Authority / Sacramento Central Groundwater Authority 3 X 3 (Reisig)

5.2.4. Sacramento Groundwater Authority Budget Ad Hoc (Harris)

5.2.5. Executive Committee – Reisig, Ridilla

5.2.6. ACWA/JPIA – Ridilla

6. DIRECTORS' AND GENERAL MANAGER COMMENTS

7. ADJOURNMENT

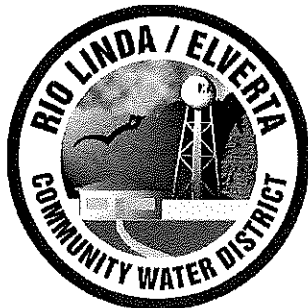
Upcoming meetings:

Executive Committee

May 2, 2022, Monday, 6:00 pm. Visitors / Depot Center, 6730 Front St. Rio Linda, CA

Board Meeting

May 16, 2022, Monday, 6:30 pm. Visitors / Depot Center, 6730 Front St. Rio Linda, CA



**Consent Calendar
Agenda Item: 3.1**

Date: April 18, 2022

Subject: Minutes

Staff Contact: Timothy R. Shaw, General Manager

Recommended Committee Action:

N/A -Minutes of Board meetings are not reviewed by committees.

Current Background and Justification:

These minutes are to be reviewed and approved by the Board of Directors.

Conclusion:

I recommend the Board review and approve (as appropriate) the minutes of meetings provided with your Board packets.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla:_____ Harris:_____ Jason Green_____ Gifford_____ Reisig_____.

(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

**MINUTES OF THE MARCH 21, 2022
BOARD OF DIRECTORS REGULAR MEETING
OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT**

2

1. CALL TO ORDER, ROLL CALL

The March 21, 2022 meeting of the Board of Directors of the Rio Linda/Elverta Community Water District called to order at 6:30 p.m. Visitor's Depot Center 6730 Front Street, Rio Linda, CA 95673. This meeting will be physically open to the public with some reasonable limitations pursuant to current state and county guidelines. All in-person attendees are required to wear masks pursuant to the Sacramento County public health order and the federal Americans with disabilities act. Director Ridilla led the pledge of allegiance.

General Manager Tim Shaw took roll call of the Board of Directors. President Robert Reisig, Director Jason Green, Director Mary Harris, Director John Ridilla, Director Gifford and General Manager Tim Shaw, Legal Counsel, Erin Dervin, and District Engineer, Mike Vasquez were present.

2. PUBLIC COMMENT

Members of the public questioned the number of packets available at the meeting.

3. CONSENT CALENDAR (Action items: Approve Consent Calendar Items)

3.1 Minutes

January 24, 2022, February 15, 2022, February 28, 2022, and March 7, 2022

3.2 Expenditures

December and January 2022 Expenditures

3.3 Financial Reports

December 2021 and January 2022 Financial Reports

Comments/Questions – No public Comment.

It was moved by Director Harris and seconded by Director Ridilla to approve the consent calendar with the corrected minutes. Directors Green, Reisig, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 5-0-0.

4. REGULAR CALENDAR

ITEMS FOR DISCUSSION AND ACTION

4.1 GM Report.

The General Manager, Tim Shaw provided his monthly report to the Board of Directors.

The Board took no action on this item.

4.2 District Engineer's Report.

The Contract District Engineer report provided a General District Engineering, Active Development Reviews (only projects with updates from the last Board Meeting), CIP Dry Creek Road Pipe Replacement Project and 2020 Urban Water Management Plan. The Board took no action on this item

4.3 Consider Approving the Request for Proposals for Legal Services and Authorize Staff to Solicit Responses

The draft RFP is included with the documents associated with this item. It may also be beneficial to discuss the interview, selection and contract execution process.

Director Harris questioned changing attorney representation which would be like starting over. She also questioned the money spent to go out and advertise and staff time. She felt maybe we should negotiate with our current firm before going out and advertising. Director Reisig felt that the District is within its right to see its worth with other firms.

Comments/Questions – Members of the public commented on their agreement with the Board decision.

It was moved by Director Ridilla and seconded by Director Green approve the RFP for Legal Services and authorize staff to solicit responses. Directors Green, Reisig, Gifford and Ridilla voted yes. Director Harris voted no. The motion carried with a roll call vote of 4-1-0.

4.4 Consider Revising or Rescinding Policy 4.31.217, “Reduction Due to Accidental Loss”

The District’s current policy

4.31.217 Reduction Due to Accidental Loss. Notwithstanding any other provision herein, the General Manager may reduce the use charges on a water bill by fifty percent (50%) when the following circumstances exist: (A) the consumer’s usage on the bill exceeds any other previous usage by a factor of two (2); (B) evidence of the accidental nature of the usage is presented (i.e. a leak, a fire, etc.); and (C) evidence that the cause of the excessive usage has been corrected. No reduction may be granted by the General Manager when a consumer has received a previous reduction within a five (5) year period.

Staff has reviewed the historical documents and can conclude the policy dates back to at least 2014. However, there is no written/saved indication that Legal Counsel (at that time) was asked to review the legal sufficiency of this policy. Staff further opines that the policy represents some potential for incompatibility with California Constitution, Article XIID, section 6 (included as a document associated with this item).

In plain terms, public agencies are precluded from charging more than the cost of providing service to its advantaged customers so fund offset charging less than the cost of providing service to the disadvantaged customers. Some confusion is often inspired by that practice at investor owned utilities and cities with utilities services. Different laws, enabling act and justifications apply to these entities, but the same do not apply to publicly owned (community owned) utilities like RLECWD.

Staff recommends the Board authorize one of two options:

1. Rescind policy 4.31.217.
2. Revise policy 4.31.217 to remove the incentive of providing a 50% credit. Alternative incentives might include:
 - a. ...eligible customers may be offered an extended payment plan.
 - b. ...affected customers may be provided with information and staff support on enrolling in the consumption data device and software, which would have substantively mitigated the high consumption by promptly noticing customers with leaks.
 - c. Encourage affected customers to work with the RLECWD Conservation Coordinator.

Comments/Questions – Public member commented on the Districts current consumption data devices available. Another comment was made on the current policy containing water usage for fire.

It was moved by Director Harris and seconded by Director Ridilla to revise policy 4.31.217 by removing the 50% credit and determine the alternate incentives be brought back to the Board as a policy.

President Reisig tabled the item until next Board meeting.

4.5 Consider Customer Requests for Board Review of Billing Issues (two requests).

Current District policy stipulates that the full Board consider customer’s request for waivers, reversal of charges, refunds etc. Included with your Board packets are the customers’ request forms (plural).

One request is from a customer on a 2.5-acre parcel, who endured a 5-gallon per minute continuous use from November 23, 2021 to January 7, 2022.

The other request is from the American Legion, and it reflects a long-term leak on the customers side of the service connection.

Neither request is supported by any sort of justification to suggest the water consumed / metered was inaccurate, nor that there was any errors or omissions by the District contributing to the above normal water consumption.

Comments/Questions – No public Comment.

It was moved by Director Ridilla and seconded by Director Harris to issue a credit based on the customers average monthly bill minus the current usage and 50% of that. Directors Green, Harris, and Ridilla voted yes. Directors Gifford and Reisig voted no. The motion carried with a roll call vote of 3-2-0.

President Reisig requested to table the request by the American Legion to have the leak repaired before consideration of their request for a credit.

4.6 Consider Directing Staff to Explore the Feasibility of Changing the Day of the Week for RLECWD public meetings.

Pursuant to a Board adopted Ordinance, the regular meeting of the Board is on the third Monday of each month. Additionally, the Executive Committee meets on the first Monday of each month. With the resumption of in-person meetings these public meetings are held at the RLE Parks District owned Visitors / Depot Center. Accordingly, RLECWD reserves the Visitors / Depot for the 1st and 3rd Monday of each month excluding holidays.

Holidays which occur on or are observed on Mondays make the above described logistic more challenging. Labor Day always requires establishing an alternative date and place for the Executive Committee. July 4th and January 1st occasionally requires the same Executive Committee alternative date and location. Martin Luther King Day and Presidents Day always requires the Regular Board meeting be shifted to the 4th Monday of January and February. Depending on the day of the week the actual holiday falls, Juneteenth can similarly result in scheduling alternative dates and places for the monthly regular Board meeting.

More recently, a new scheduling conflict materialized with Sacramento County voting policies designating the Visitors / Depot as a ballot drop off location. The Depot is unavailable to RLECWD on the first Mondays in June and November during election years (every even year).

Possible alternatives, which could mitigate some of the logistical challenges described above, include revising the Ordinance to stipulate a different day of the week for regular meetings e.g., 1st and 3rd Thursdays. This option is limited to the availability of the Depot for days other than the 1st and 3rd Mondays and/or procuring the recurring use of another ADA compliant, publicly accessible facility.

Comments/Questions – No public Comment.

The Board took no action on this item.

4.7 Consider adopting Resolution 2022-02, Authorizing Notice of Completion for Well 16 Pumping Station

The Dept. of Water Resource, through the Regional Water Authority, is the administrator of the \$515,000 grant, which provides some of the funding for Well #16. Recently the Dept. of Water Resources conveyed the need for the District to formally authorize filing of a Notice of Completion for Well #16 Pumping Station, which was completed in June/July of 2021.

If the District fails to comply with the Dept. of Water Resources requirement, the \$50,000 retention may not be released to the District.

Draft Resolution 2022-02 is included and associated with this item. This simple resolution authorizes the filing of the Notice of Completion, which is also associated with this item.

Comments/Questions – Public member questioned if the grant money would be put into the Chromium surcharge fund.

It was moved by Director Harris and seconded by Director Ridilla to adopt Resolution No. 2022-02, Authorizing Notice of Completion for Well 16 Pumping Station. Directors Green, Reisig, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 5-0-0.

4.8 Authorize any New Board Member Assignments (committees and other) Proposed by the Chair Pursuant to District Policy 2.01.065.

It was moved by Director Ridilla and seconded by Director Green to keep Director Harris as the primary and Director Reisig as the alternate for Sacramento Groundwater Authority (SGA). Directors Green, Reisig, Harris, Gifford and Ridilla voted yes. The motion carried with a roll call vote of 5-0-0.

5. INFORMATION ITEMS

5.1 District Activities Reports

- 5.1.1. Water Operations Report – Written report provided.
- 5.1.2. Completed and Pending Items Report – Written report provided.
- 5.1.3. Conservation Report – Written report provided.
- 5.1.4. Leak Repair Report – Report provided.
- 5.1.5. GM Minor Budget Revision No. 2 for Fiscal Year 2021/2022- Report provided.
- 5.1.6. RLECWD Employees General Unit MOU, November 12, 2021 to November 12, 2024.- Contract provided.
- 5.1.7. Correspondence and Notices from State Water Resources Control Board Regarding Readoption of Hexavalent Chromium Maximum Contamination Level.
- 5.1.8. Reminder to File Form 700, Statement of Economic Interests.
- 5.1.9. Well Locations and Hexavalent Chromium Levels. Map provided.

5.2 Board Member Report

- 5.2.1 Report any ad hoc committees dissolved by requirements in Policy 2.01.065
- 5.2.2 Sacramento Groundwater Authority – Harris (primary), Reisig
- 5.2.3 Sacramento Groundwater Authority / Sacramento Central Groundwater Authority 3 X 3 (Reisig)
- 5.2.4 Sacramento Groundwater Authority Budget Ad Hoc (Harris)
- 5.2.5 Executive Committee – Reisig, Ridilla
- 5.2.6 ACWA/JPIA – Ridilla

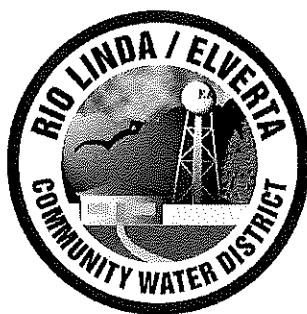
6. DIRECTORS' AND GENERAL MANAGER COMMENTS – None

7. ADJOURNMENT - President Reisig adjourned the meeting at 8:03pm.

Respectfully submitted,

Timothy R. Shaw, Secretary

Robert Reisig, President of the Board



**Consent Calendar
Agenda Item: 3.2**

Date: April 18, 2022

Subject: Expenditures

Staff Contact: Timothy R. Shaw, General Manager

Recommended Committee Action:

The Executive Committee recommends approval of the Expenditures for the months of February 2022

Current Background and Justification:

These expenditures have been completed since the last regular meeting of the Board of Directors.

Conclusion:

I recommend the Board approve the Expenditures for February 2022.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla: _____ Harris: _____ Jason Green _____ Gifford _____ Reisig _____.

(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

**Rio Linda Elverta Community Water District
Expenditure Report
February 2022**

Type	Date	Num	Name	Memo	Amount
Liability Check	02/09/2022	EFT	QuickBooks Payroll Service	For PP Ending 02/05/22 Pay date 02/10/22	18,059.98
Liability Check	02/10/2022	EFT	CalPERS	For PP Ending 02/05/22 Pay date 02/10/22	2,927.00
Liability Check	02/10/2022	EFT	CalPERS	For PP Ending 02/05/22 Pay date 02/10/22	1,110.54
Liability Check	02/10/2022	EFT	Internal Revenue Service	Employment Taxes	6,989.46
Liability Check	02/10/2022	EFT	Employment Development	Employment Taxes	1,347.23
Liability Check	02/10/2022	EFT	Empower	Deferred Compensation Plan: Employer & Employee Share	2,695.54
Bill Pmt -Check	02/10/2022	EFT	Adept Solutions	Computer Maintenance	1,208.00
Bill Pmt -Check	02/10/2022	EFT	Comcast	Phone/Internet	280.66
Bill Pmt -Check	02/10/2022	EFT	PG&E	Utilities	175.32
Bill Pmt -Check	02/10/2022	EFT	Republic Services	Utilities	93.12
Bill Pmt -Check	02/10/2022	EFT	Rio Linda Online	Computer Maintenance	948.00
				Backflow Testing, Computer, Office, Postage, Transportation	
Bill Pmt -Check	02/10/2022	EFT	Umpqua Bank Credit Card	Maint, Safety	1,478.00
Bill Pmt -Check	02/10/2022	EFT	Verizon	Field Communication, Field IT	484.64
Check	02/10/2022	EFT	RLECWD	Umpqua Bank Monthly Debt Service Transfer	17,000.00
Transfer	02/10/2022	EFT	RLECWD - Capital Improvement	Current Monthly Transfer	44,526.00
Check	02/10/2022	2020	Sacramento County Clerk	Liens	360.00
Bill Pmt -Check	02/10/2022	2021	Teamsters	Union Dues	684.00
Check	02/10/2022	2022	Customer	Final Bill Refund	76.82
Check	02/10/2022	2023	Customer	Final Bill Refund	93.25
Check	02/10/2022	2024	Customer	Final Bill Refund	61.00
Check	02/10/2022	2025	Customer	Final Bill Refund	738.16
Check	02/10/2022	2026	Customer	Final Bill Refund	77.53
Check	02/10/2022	2027	Customer	Final Bill Refund	44.65
Check	02/10/2022	2028	Customer	Final Bill Refund	192.06
Check	02/10/2022	2029	Customer	Final Bill Refund	52.73
Check	02/10/2022	2030	Customer	Final Bill Refund	92.07
Bill Pmt -Check	02/10/2022	2031	ABS Direct	Printing & Postage	878.22
Bill Pmt -Check	02/10/2022	2032	ACWA/JPIA Powers Insurance Authority	EAP	23.80
Bill Pmt -Check	02/10/2022	2033	Chacon, Socorro	Notary	445.00
Bill Pmt -Check	02/10/2022	2034	Corelogic Solutions	Metro Scan	134.75
Bill Pmt -Check	02/10/2022	2035	Intermedia.net	Phone/Internet	71.87
Bill Pmt -Check	02/10/2022	2036	Quill	Office Expense	28.00
Bill Pmt -Check	02/10/2022	2037	Rio Linda Hardware & Building Supply	Shop Supplies	277.79
Bill Pmt -Check	02/10/2022	2038	VOID	VOID	0.00
Bill Pmt -Check	02/10/2022	2039	RW Trucking	Distribution Supplies	670.36
Bill Pmt -Check	02/10/2022	2040	SMUD	Utilities	14,267.13
Bill Pmt -Check	02/10/2022	2041	Spok, Inc.	Field Communication	15.29
Bill Pmt -Check	02/10/2022	2042	WellTec, Inc.	Capital Improvement - Misc. Pump Replacements	5,874.23
Bill Pmt -Check	02/17/2022	EFT	ARCO	Transportation Fuel	915.08
Bill Pmt -Check	02/23/2022	EFT	WageWorks	FSA Administration Fee	76.25
Liability Check	02/23/2022	EFT	QuickBooks Payroll Service	For PP Ending 02/19/22 Pay date 02/24/22	27,312.38



**Rio Linda Elverta Community Water District
Expenditure Report
February 2022**

Type	Date	Num	Name	Memo	Amount
Liability Check	02/24/2022	EFT	CalPERS	For PP Ending 02/19/22 Pay date 02/24/22	3,479.14
Liability Check	02/24/2022	EFT	CalPERS	For PP Ending 02/19/22 Pay date 02/24/22	1,381.50
Liability Check	02/24/2022	EFT	Internal Revenue Service	Employment Taxes	10,679.94
Liability Check	02/24/2022	EFT	Employment Development	Employment Taxes	1,989.88
Liability Check	02/24/2022	EFT	Empower	Deferred Compensation Plan: Employer & Employee Share	6,733.70
Liability Check	02/24/2022	EFT	Kaiser Permanente	Health Insurance	1,777.00
Liability Check	02/24/2022	EFT	Principal	Dental & Vision Insurance	1,724.51
Liability Check	02/24/2022	EFT	Western Health Advantage	Health Insurance	10,909.42
Check	02/24/2022	2043	Customer	Final Bill Refund	74.97
Bill Pmt -Check	02/24/2022	2044	Buckmaster Office Solutions	Office Equipment	78.61
Bill Pmt -Check	02/24/2022	2045	Direct-Hit Pest Control	Building Maintenance	75.00
Bill Pmt -Check	02/24/2022	2046	EKI Environment & Water	Engineering	5,000.00
Bill Pmt -Check	02/24/2022	2047	White Brenner LLP	Legal - January	1,030.84
Bill Pmt -Check	02/24/2022	2048	WellTec, Inc.	Capital Improvement - Misc. Pump Replacements	24,450.14
Total 10000 - Bank - Operating Account					<u>222,170.56</u>

Rio Linda Elverta Community Water District
Expenditure Report
February 2022

Type	Date	Num	Payee	Memo	Amount
Transfer	02/24/2022	EFT	RLECWD	CIP Expense Transfer: Refer to operating check numbers: 2003, 2042, 2048	31,417.41
10475 - Capital Improvement-Umpqua Bank					31,417.41





Consent Calendar Agenda Item: 3.3

Date: April 18, 2022

Subject: Financial Reports

Staff Contact: Timothy R. Shaw, General Manager

Recommended Committee Action:

The Executive Committee recommends approval of the Districts Financial Reports for the month of February 2022.

Current Background and Justification:

The financial reports are for the District’s balance sheet, profit and loss, and capital improvements year to date.

These financials are to be presented to the Board of Directors in order to inform them of the District’s current financial condition.

Conclusion:

I recommend the Board approve the Financial Reports for February 2022.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____
Ridilla: _____ Harris: _____ Jason Green _____ Gifford _____ Reisig _____
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

Rio Linda Elverta Community Water District

Balance Sheet

As of February 28, 2022



ASSETS

Current Assets

Checking/Savings

100 · Cash & Cash Equivalents

10000 · Operating Account

10020 · Operating Fund-Umpqua 1,229,643.49

Total 10000 · Operating Account 1,229,643.49

10475 · Capital Improvement

10480 · General 461,069.03

10481 · Cr6 Mitigation 454,500.00

10485 · Vehicle Replacement Reserve 17,292.45

Total 10450 · Capital Improvement 932,861.48

10490 · Future Capital Imp Projects 1,279,055.19

Total 100 · Cash & Cash Equivalents 3,441,560.16

102 · Restricted Assets

102.2 · Restricted for Debt Service

10700 · ZIONS Inv/Surcharge Reserve 521,445.94

10300 · Surcharge 1 Account 848,161.99

10350 · Umpqua Bank Debt Service 79,435.39

10380 · Surcharge 2 Account 374,475.29

10385 · OpusBank Checking 557,832.98

Total 102.2 · Restricted for Debt Service 2,381,351.59

102.4 · Restricted Other Purposes

10600 · LAIF Account 395,501.11

10650 · Operating Reserve Fund 309,140.13

Total 102.4 · Restricted Other Purposes 704,641.24

Total 102 · Restricted Assets 3,085,992.83

Total Checking/Savings 6,527,552.99

Accounts Receivable 50,740.00

Other Current Assets

12000 · Water Utility Receivable 79,919.54

12200 · Accrued Revenue 150,000.00

12250 · Accrued Interest Receivable 733.83

15000 · Inventory Asset 37,280.90

16000 · Prepaid Expense 54,757.55

Total Other Current Assets 322,691.82

Total Current Assets 6,900,984.81

Fixed Assets

17000 · General Plant Assets 661,464.54

17100 · Water System Facilites 24,938,800.63

17300 · Intangible Assets 373,043.42

17500 · Accum Depreciation & Amort -10,472,675.54

18000 · Construction in Progress 424,288.05

18100 · Land 576,673.45

Total Fixed Assets 16,501,594.55

Other Assets

18500 · ADP CalPERS Receivable 500,000.00

19000 · Deferred Outflows 729,108.00

19900 · Suspense Account 360.07

Total Other Assets 1,229,468.07

TOTAL ASSETS 24,632,047.43

Rio Linda Elverta Community Water District

Balance Sheet

As of February 28, 2022

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable	47,674.16
Credit Cards	60.00
Other Current Liabilities	916,512.16

Total Current Liabilities	964,246.32
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Long Term Liabilities

23000 · OPEB Liability	81,433.00
23500 · Lease Buy-Back	607,287.27
25000 · Surcharge 1 Loan	3,468,784.61
25050 · Surcharge 2 Loan	2,555,040.16
26000 · Water Rev Refunding	1,658,697.00
26500 · ADP CalPERS Loan	470,000.00
27000 · Community Business Bank	193,071.58
29000 · Net Pension Liability	1,117,944.00
29500 · Deferred Inflows-Pension	39,277.00
29600 · Deferred Inflows-OPEB	74,020.00

Total Long Term Liabilities	10,265,554.62
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Total Liabilities	11,229,800.94
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Equity

31500 · Invested in Capital Assets, Net	8,593,770.46
32000 · Restricted for Debt Service	705,225.24
38000 · Unrestricted Equity	3,535,043.26
Net Income	568,207.53

Total Equity	13,402,246.49
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TOTAL LIABILITIES & EQUITY	24,632,047.43
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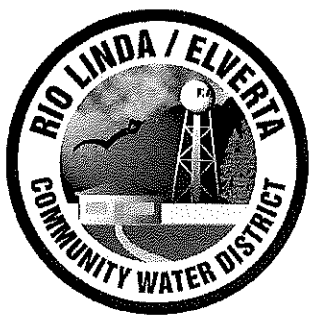
**Rio Linda Elverta Community Water District
Operating Profit & Loss Budget Performance
As of February 28, 2022**

9

	<u>Annual Budget</u>	<u>Feb 22</u>	<u>Jul 21-Feb 22</u>	<u>% of Annual Budget</u>	<u>YTD Annual Budget Balance</u>
Ordinary Income/Expense					
Income					
Total 40000 · Operating Revenue	2,862,870.00	160,156.73	1,776,558.92	62.06%	1,086,311.08
41000 · Nonoperating Revenue					
41110 · Investment Revenue					
41112 · Interest Revenue	300.00	2.93	24.50	8.17%	275.50
Surcharge Total 41110 · Investment Revenue	300.00	2.93	24.50	8.17%	275.50
41120 · Property Tax	95,700.00	0.00	63,433.93	66.28%	32,266.07
Total 41000 · Nonoperating Revenue	96,000.00	2.93	63,458.43	66.10%	32,541.57
Total Income	<u>2,958,870.00</u>	<u>160,159.66</u>	<u>1,840,017.35</u>	<u>62.19%</u>	<u>1,118,852.65</u>
Gross Income	2,958,870.00	160,159.66	1,840,017.35	62.19%	1,118,852.65
Expense					
60000 · Operating Expenses					
60010 · Professional Fees	100,050.00	6,030.84	57,230.46	57.20%	42,819.54
60100 · Personnel Services					
60110 · Salaries & Wages	770,402.00	72,845.48	471,521.38	61.21%	298,880.62
60150 · Employee Benefits & Expense	463,569.00	35,174.01	246,426.41	53.16%	217,142.59
Total 60100 · Personnel Services	<u>1,233,971.00</u>	<u>108,019.49</u>	<u>717,947.79</u>	<u>58.18%</u>	<u>516,023.21</u>
60200 · Administration	216,767.00	12,051.04	168,433.45	77.70%	48,333.55
64000 · Conservation	300.00	0.00	0.00	0.00%	300.00
65000 · Field Operations	538,200.00	19,988.23	238,432.76	44.30%	299,767.24
Total 60000 · Operating Expenses	<u>2,089,288.00</u>	<u>146,089.60</u>	<u>1,182,044.46</u>	<u>56.58%</u>	<u>907,243.54</u>
69000 · Non-Operating Expenses					
69010 · Debt Service					
69100 · Revenue Bond					
69105 · Principle	148,158.00	0.00	61,158.00	41.28%	87,000.00
69110 · Interest	53,111.00	0.00	27,012.48	50.86%	26,098.52
Total 69100 · Revenue Bond	<u>201,269.00</u>	<u>0.00</u>	<u>88,170.48</u>	<u>43.81%</u>	<u>113,098.52</u>
69125 · AMI Meter Loan					
69130 · Principle	51,344.00	0.00	51,344.36	100.00%	-0.36
69135 · Interest	7,170.00	0.00	7,169.56	99.99%	0.44
Total 69125 · AMI Meter Loan	<u>58,514.00</u>	<u>0.00</u>	<u>58,513.92</u>	<u>100.00%</u>	<u>0.08</u>
69200 · PERS ADP Loan					
69205 · Principle	30,000.00	0.00	0.00	0.00%	30,000.00
69210 · Interest	1,850.00	0.00	0.00	0.00%	1,850.00
Total 69100 · PERS ADP Loan	<u>31,850.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00%</u>	<u>31,850.00</u>
Total 69010 · Debt Service	<u>291,633.00</u>	<u>0.00</u>	<u>146,684.40</u>	<u>50.30%</u>	<u>144,948.60</u>
69400 · Other Non-Operating Expense	3,000.00	0.00	2,767.00	92.23%	233.00
Total 69000 · Non-Operating Expenses	<u>294,633.00</u>	<u>0.00</u>	<u>149,451.40</u>	<u>50.73%</u>	<u>145,181.60</u>
Total Expense	<u>2,383,921.00</u>	<u>146,089.60</u>	<u>1,331,495.86</u>	<u>55.85%</u>	<u>1,052,425.14</u>
Net Ordinary Income	<u>574,949.00</u>	<u>14,070.06</u>	<u>508,521.49</u>		
Net Income	<u>574,949.00</u>	<u>14,070.06</u>	<u>508,521.49</u>		

Rio Linda Elverta Community Water District
CAPITAL BUDGET VS ACTUAL FISCAL YEAR 2020-21
 As of February 28, 2022

	GENERAL		FUTURE CAPITAL IMPROVEMENT PROJECTS		VEHICLE & LARGE EQUIPMENT REPLACEMENT	
	Annual Budget	YTD Actual	Annual Budget	YTD Actual	Annual Budget	YTD Actual
FUNDING SOURCES						
Fund Transfers						
Operating Fund Transfers In	576,700.00	398,296.00	-	-	-	-
CIP Fund Intrafund Transfers	(381,468.00)	(10,000.00)	371,468.00	-	10,000.00	10,000.00
Fund Transfer from Operating			28,000.00			
Surcharge 2 Surplus Repayment	79,747.00	-	-	-	-	-
Investment Revenue	300.00	56.89	125.00	85.16	-	-
PROJECTS						
A · WATER SUPPLY						
A-1 · Miscellaneous Pump Replacements	40,000.00	31,417.41				
Total A · WATER SUPPLY	40,000.00	31,417.41	-	-	-	-
B · WATER DISTRIBUTION						
B-1 · Service Replacements	30,000.00	-	-	-	-	-
B-2 · Small Meter Replacements	120,000.00	27,721.92	-	-	-	-
B-3 · Large Meter Replacements	5,000.00	-	-	-	-	-
B-4 · Pipeline Replacement	-	-	450,000.00	-	-	-
Total B · WATER DISTRIBUTION	155,000.00	27,721.92	450,000.00	-	-	-
M · GENERAL PLANT ASSETS						
M-1 · Urban Water Management Plan	50,000.00	-	-	-	-	-
M-2 · Office Air Conditioner Replacement	8,200.00	5,622.00	-	-	-	-
M-3 · Server Replacement	8,000.00	-	-	-	-	-
M-4 · Dump Truck	-	-	-	-	85,000.00	82,707.55
Total M · GENERAL PLANT ASSETS	66,200.00	5,622.00	-	-	85,000.00	82,707.55
TOTAL BUDGETED PROJECT EXPENDITURES	261,200.00	64,761.33	450,000.00	-	85,000.00	82,707.55



**Items for Discussion and Action
Agenda Item: 4.1**

Date: April 18, 2022

Subject: Preparation of 2020 Urban Water Management Plan

Staff Contact: Timothy R. Shaw, General Manager

Recommended Committee Action:

The Executive Committee forwarded this item onto the April 18th Board agenda. The Executive Committee recommends an assumed growth rate of approximately 0.38% per year through the year 2045.

Current Background and Justification:

EKI Environment & Water, Inc. (EKI) provided a presentation at the 4-4-2022 Executive Committee. The Committee provided feedback to the Consultant to assist in the preparation of the 2020 Urban Water Management Plan.

It is necessary and appropriate for the Board to provide direction to the consultant regarding the assumed growth rates through the year 2045.

Conclusion:

I recommend the Board receive a presentation from EKI and request any clarifications needed. Then, consider a motion to direct the consultant on the appropriate growth rate through the year 2045.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Gifford: _____ Green: _____ Ridilla: _____ Reisig: _____ Harris: _____
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

WORKSHOP #1

2020 URBAN WATER MANAGEMENT PLAN

18 April 2022



Rio Linda Elverta
Community Water District

KATHRYN WUELFING

KRISTYN LINDHART

eki environment
& water

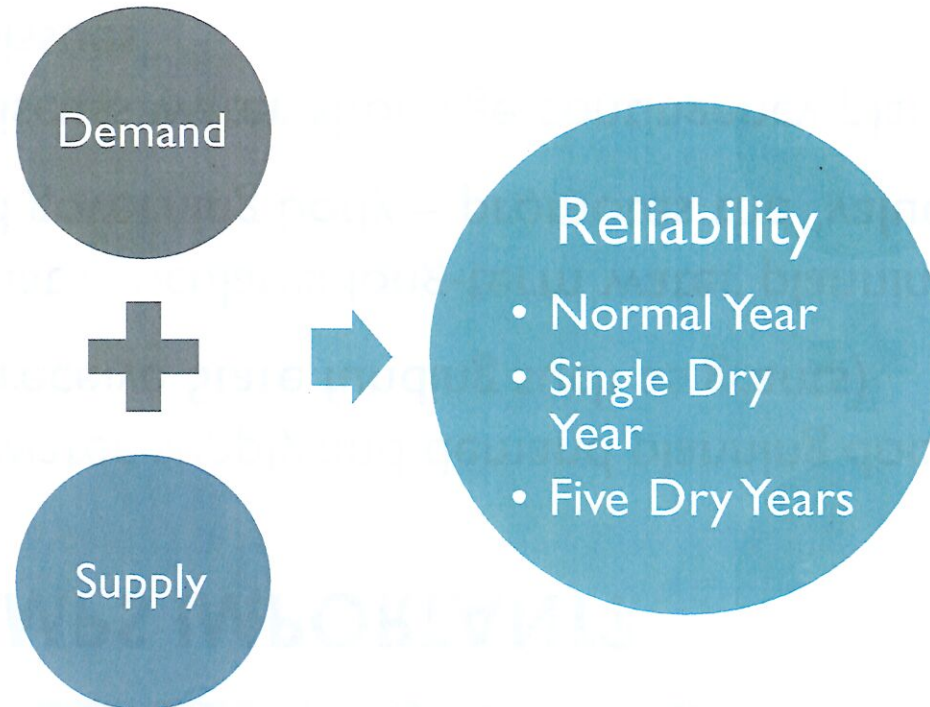
PRESENTATION OUTLINE

- Introduction and UWMP Overview
- System Water Demands Projections
 - Basis for account growth
 - Inclusion of Everta Specific Plan
 - Preliminary Demand Projections
- Next Steps

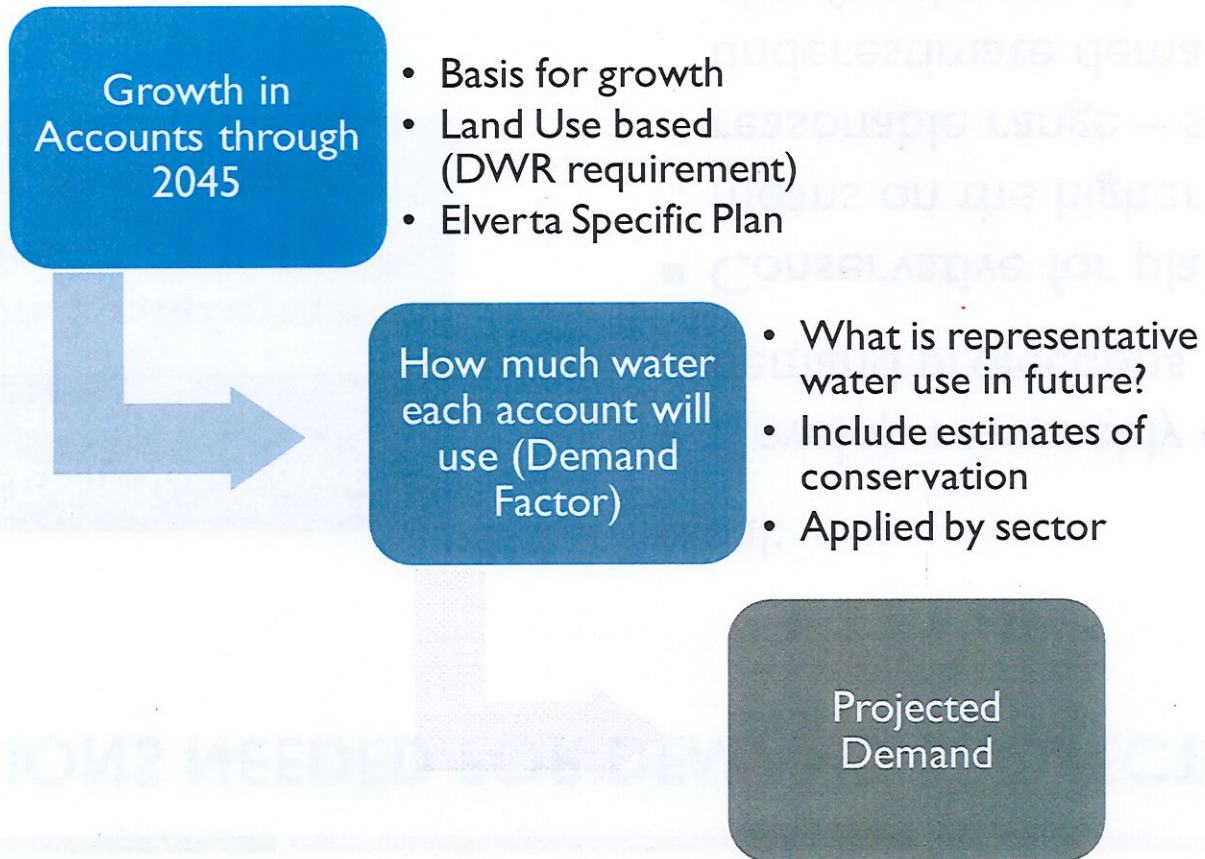
WHY ARE UWMPs IMPORTANT?

- State-mandated water supply and demand planning document (i.e., pre-requisite to receive State funding such as grants)
- Key document that articulates long-term water planning strategy to the public and governing body – promotes the “value of water”
- Framework to discuss water shortage contingency planning, water rates, and other issues
- Foundation for Water Supply Assessments – supports development projects

REQUIRES A DEMONSTRATION OF THE ABILITY TO MEET CUSTOMER DEMANDS UNDER VARIOUS SUPPLY CONDITIONS



DEMAND PROJECTION METHODOLOGY



KEY DECISIONS NEEDED FOR DEMAND PROJECTIONS

Confirm: Basis for growth in accounts

- Population & employment projections
- Historical account growth

Goal:

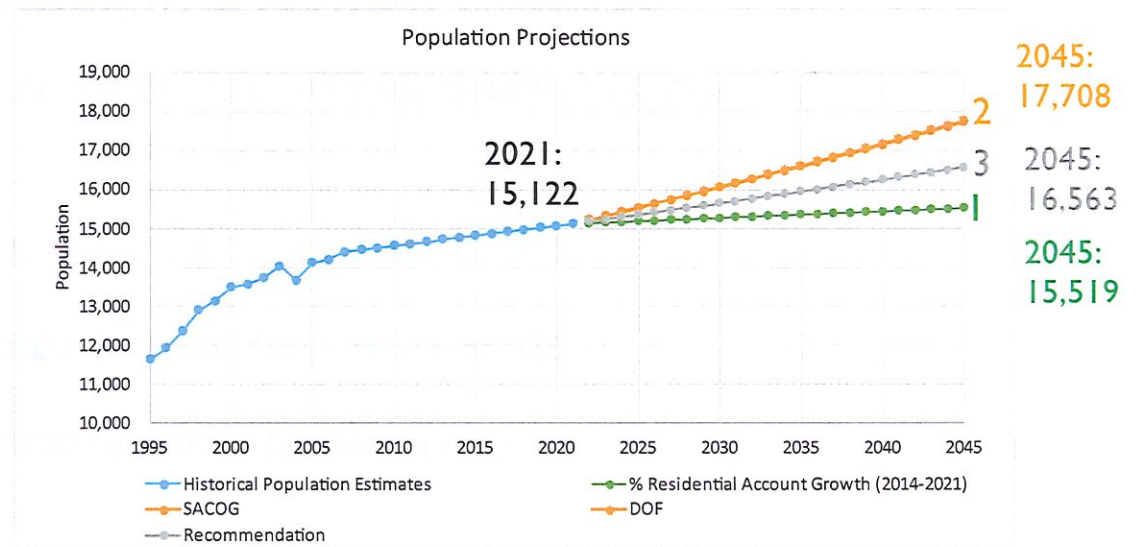
- Develop reasonably conservative demand projections
- Conservative for planning purposes, means on the higher end of the reasonable range – so that we don't underestimate demand and under-plan for the supply needed to meet that demand.

POPULATION & EMPLOYMENT PROJECTIONS

- UWMP is required to report population projection
- This lets DWR look at per capita water use statewide
- Used as basis for account growth projections to estimate future water demand:
 - Residential sector accounts relative to projected population growth
 - Commercial/institutional and industrial (CII) accounts relative to projected employment growth

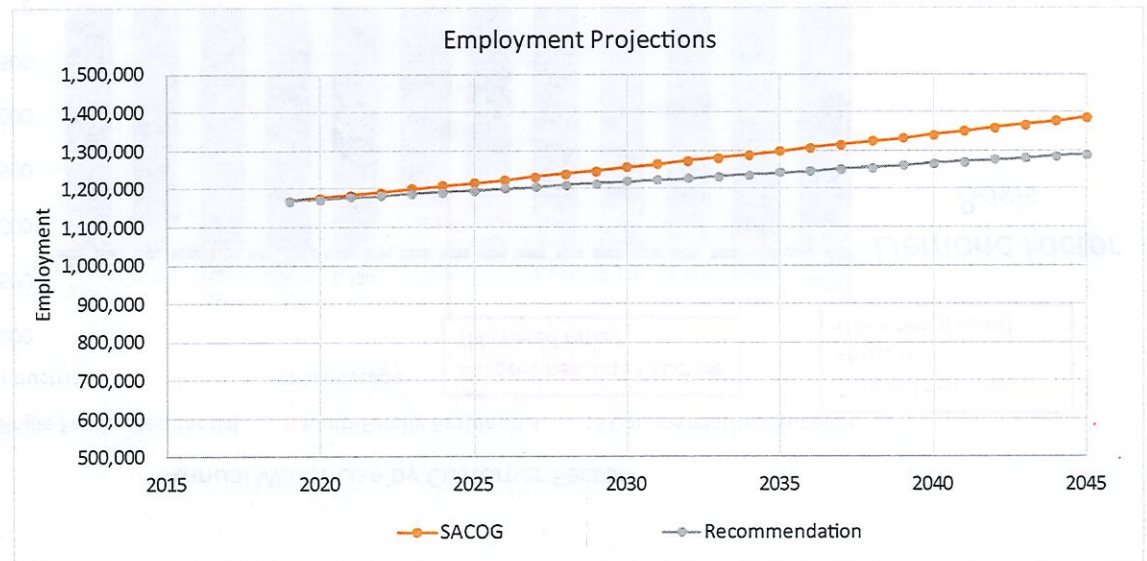
POPULATION PROJECTION BASIS

- **Approach 1: 0.11%** annual population growth based off of historical residential account growth (+397)
- **Approach 2: 0.66%** annual population growth based off of SACOG Sacramento Region Projections (+2,586)
 - DOF forecast for Sacramento County is consistent at 0.67%
- **Approach 3: 0.38%** annual population growth per Executive Committee’s recommendation (+1,441)



EMPLOYMENT PROJECTION BASIS – GROWTH IN CII ACCOUNTS

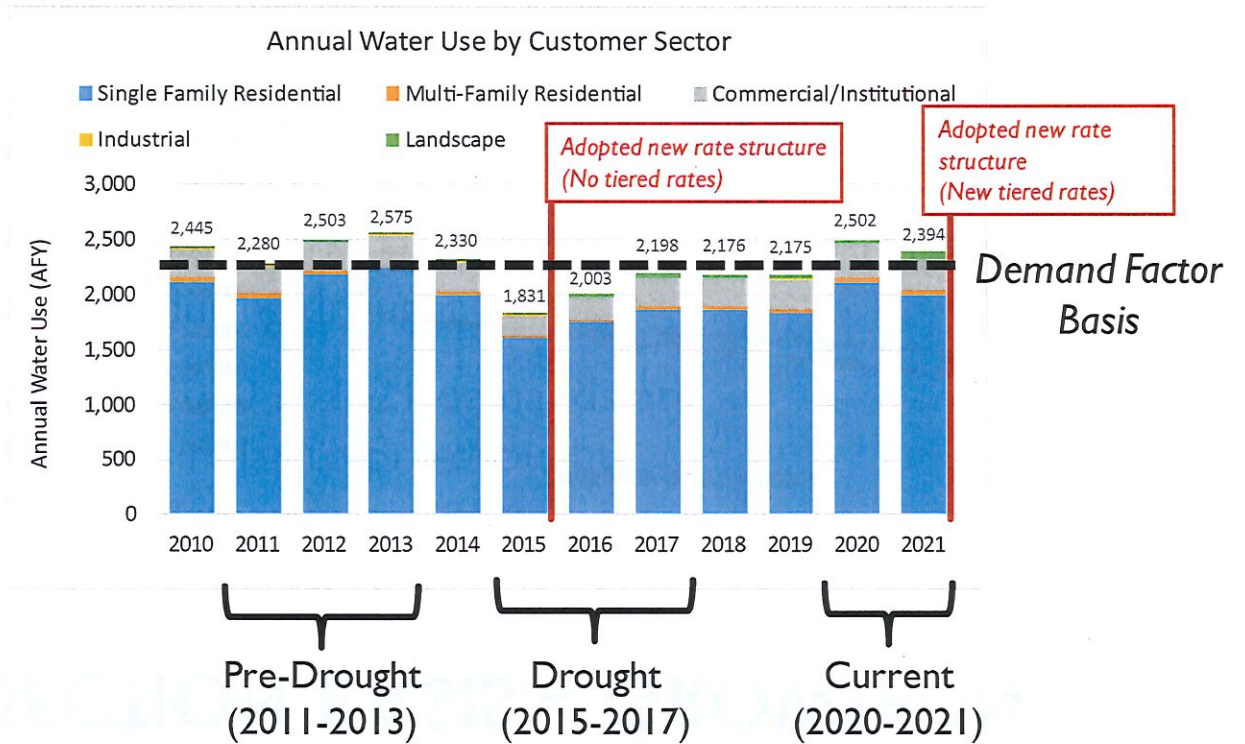
- **0.66%** annual employment growth based on SACOG Sacramento Region Projections
- **0.38%** annual employment growth per Executive Committee’s recommendation



REPRESENTATIVE WATER DEMAND FOR PROJECTION BASIS

■ Historical Water Demands

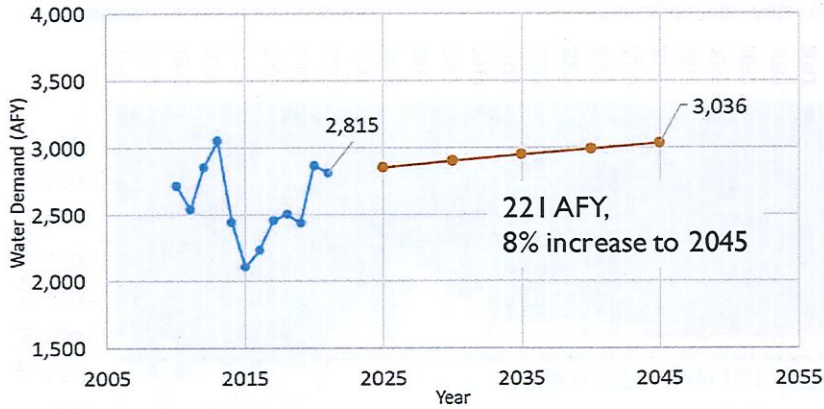
- Almost 30% decrease during drought
- 2020 & 2021 demands are similar to pre-drought demands
- Increased conservation is expected with new rate structure



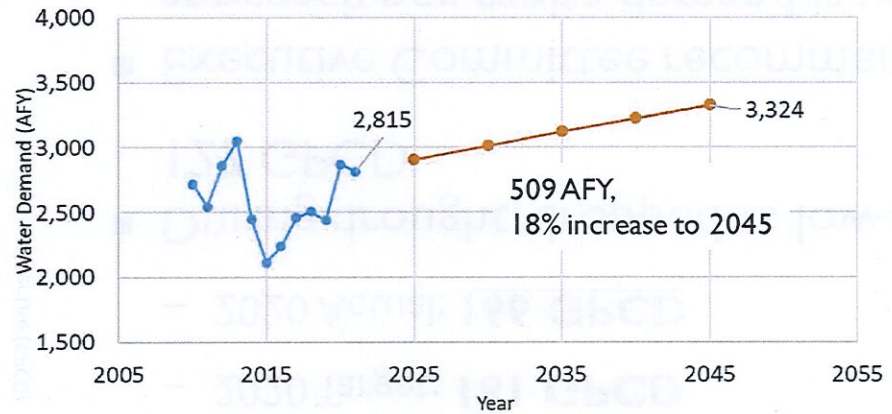
PRELIMINARY DEMAND PROJECTIONS

— Historical Demand
— Projected Demand

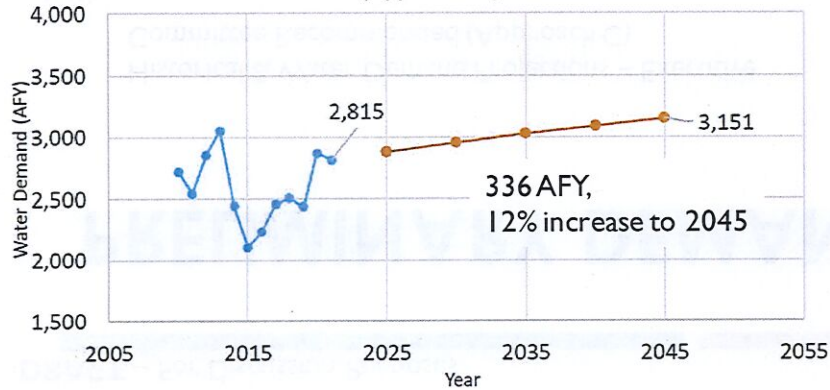
Water Demand Projections – Based on Historical Growth (Approach A)



Water Demand Projections – Based on SACOG Growth (Approach B)

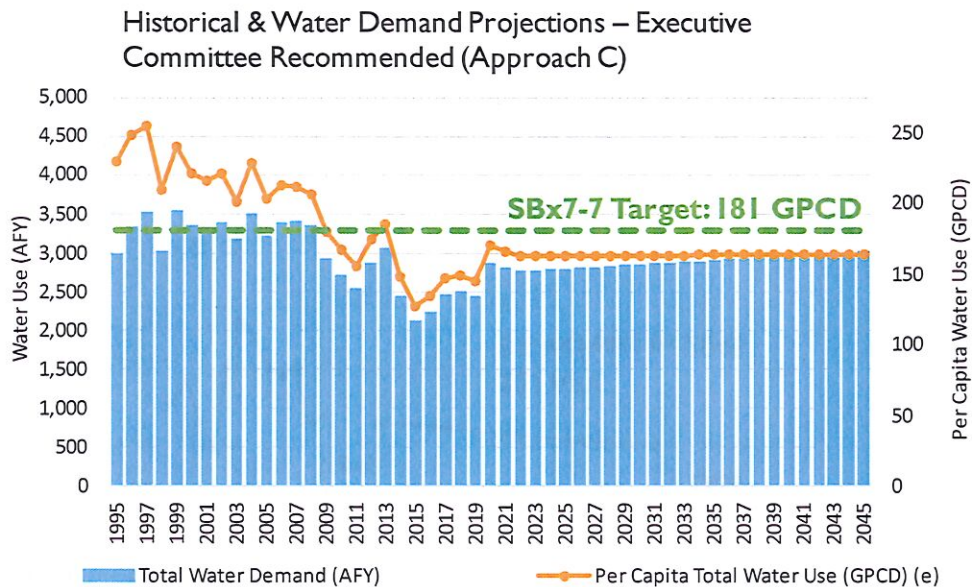


Water Demand Projections – Based on Executive Committee Recommended Growth (Approach C)



- Executive Committee recommended approach projects 336 AFY or 12% more demand than 2021 use

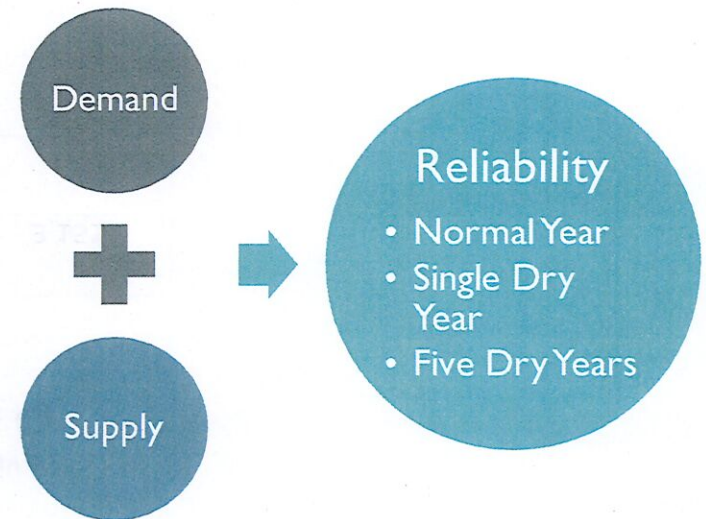
PRELIMINARY DEMAND PROJECTIONS



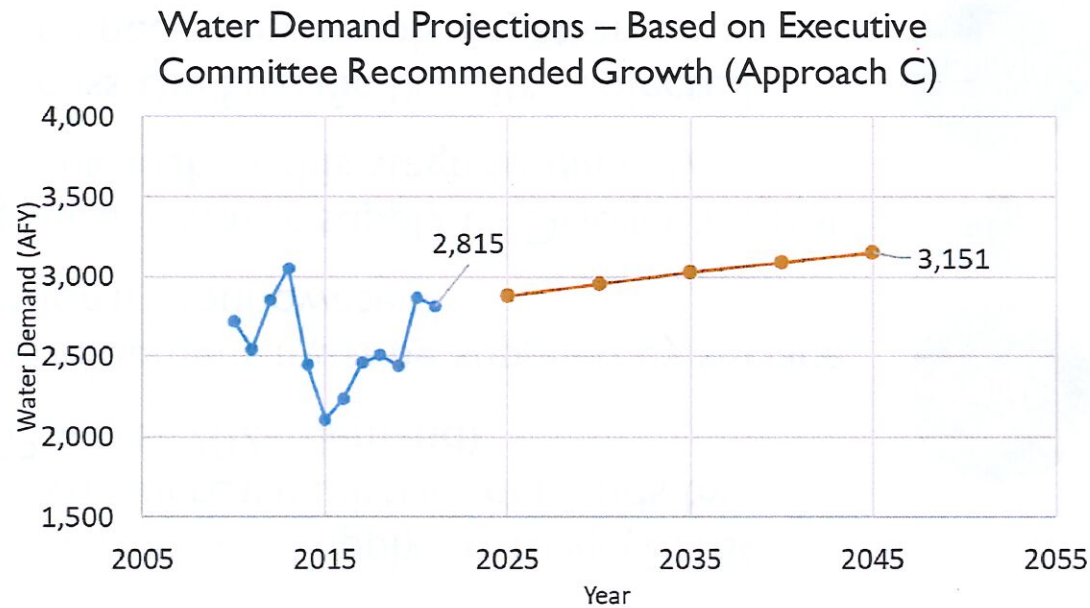
- District is in compliance with its SBx7-7 target
 - 2020 Target: **181 GPCD**
 - 2020 Actual: **166 GPCD**
- During drought, dropped as low as **127 GPCD**
- Executive Committee recommended approach per capita demand is within historical levels and below your 2020 SBx7-7 target of 181 GPCD

ELVERTA SPECIFIC PLAN

- Elverta Specific Plan Water Supply Strategy (2016) projects that it will increase District demands by 4,300 AFY (153% over 2021 demand)
- Specific Plan development must be supplied by surface water (i.e., not local groundwater)
- Plans to bring surface water supply to District are not clear or certain enough at this stage to *quantify*
- UWMP will discuss the Specific Plan, its projected demands, and the necessary supply situation
- UWMP will not include Specific Plan demands in the quantified projections of demand and supply
- The UWMP is a living document and can be updated, adopted, and submitted to DWR at any time, even outside of the 5-year update cycle



CONFIRM APPROACH AND DEMANDS RECOMMENDED BY EXECUTIVE COMMITTEE



WORKSHOPS/MEETINGS

**April 18th
Board Meeting**

Workshop #1

Water Supply and Demand Assessment



- Water system, supply, and reliability
- Population, development, and employment data
- Demand projections

Mid-May

Workshop #2

**Water Conservation and Water Shortage
Contingency Planning**

- Water Supply Reliability
- Drought Risk Assessment
- Demand Management Measures
- Water Shortage Contingency Planning

**June 20th
Board Meeting**



**Public Hearing /
Adoption**

Public Hearing / Plan Adoption

- Requires Gov Code 6066 noticing (Both UWMP and WSCP)
- Hearing and Adoption can be same meeting

SCHEDULE

TASK	2021/2022							
	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL
Task 1 - Project Management and Coordination								
Subtask 1.1 – Kick-off and Data Needs Meeting		Kick-Off		Workshop 1 & Board Mtg		Workshop 2		Hearing/ Adoption June 20 th Board Meeting
Subtask 1.2 – Project Management								
Task 2 - Prepare Water Supply and Demand Assessment								
Subtask 2.1 – Water System Descriptions								
Subtask 2.2 – Current and Future Population Estimates								
Subtask 2.3 – Water Supply and Reliability Estimates								
Subtask 2.4 – Current and Future Water Demand Estimates								
Subtask 2.5 – Senate Bill X7-7 Per-Capita Water Usage Analysis								
Subtask 2.6 – Evaluation of Supply vs. Demand								
Task 3 - Water Shortage Contingency Planning and Water Conservation Information								
Subtask 3.1 – Water Shortage Contingency Plan								
Subtask 3.2 – Drought Risk Assessment								
Subtask 3.3 – Evaluation of Historic, Current, and Projected Future Water Conservation								
Task 4 - Prepare and Submit Administrative Draft and Final 2020 UWMP								
Subtask 4.1 – Administrative Draft UWMP								
Subtask 4.2 – Public Draft UWMP								
Subtask 4.2 – Preparation and Filing of Final UWMP								
Task 5- Public Outreach								

 Workshops and Presentations
 DWR Submittal

QUESTIONS?

Kathryn Wuelfing

kwuelfing@ekiconsult.com

650-292-9127

Kristyn Lindhart

klindhart@ekiconsult.com

530-341-2848

ADDITIONAL INFORMATION – NOT PRESENTED

BASIS FOR ACCOUNT GROWTH PROJECTIONS

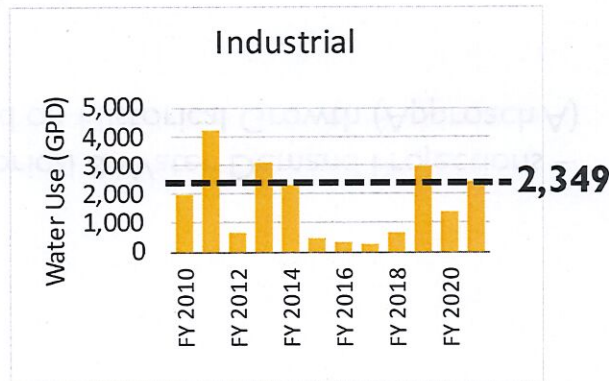
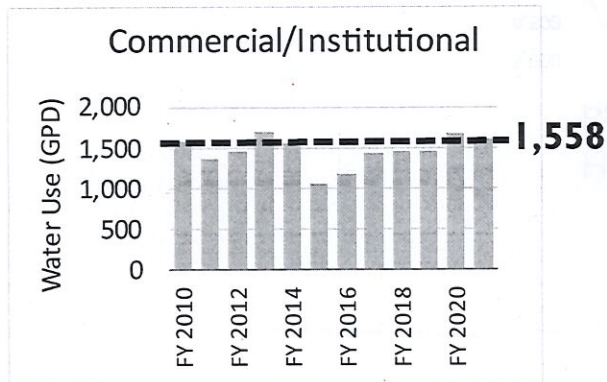
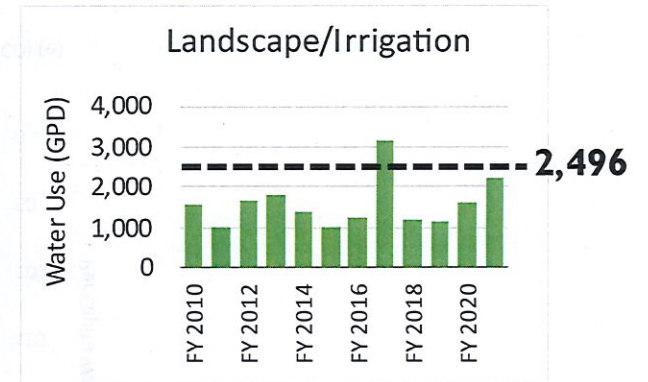
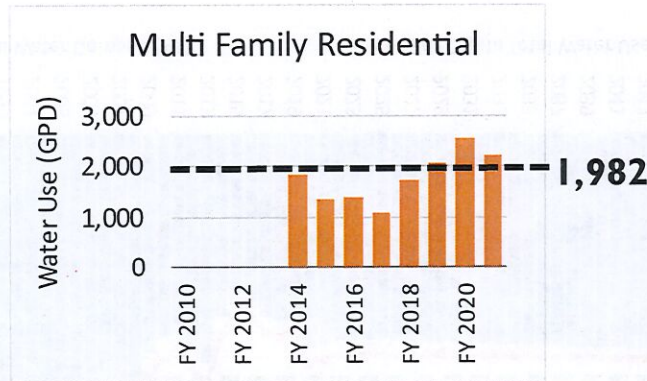
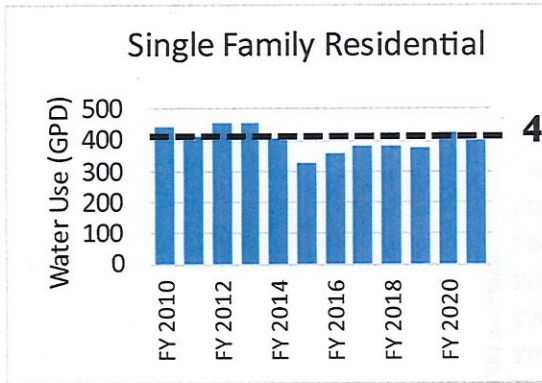
Water Use Sector	Average Annual Growth			
	Historic (2014-2021)	Projected Growth		
		A) Historic Growth	B) SACOG Projections	C) Committee Rec.
Single Family Residential	0.10%	0.10%	0.66%	0.38%
Multi-Family Residential	5.20%	5.20%	0.66%	0.38%
Commercial /Institutional	0.06%	0.06%	0.66%	0.38%
Industrial	0.71%	0.71%	0.66%	0.38%
Landscape	12.2%	0.06%	0.66%	0.38%

ACCOUNT GROWTH PROJECTIONS

Water Use Sector	Number of Accounts					
	A) Historic Growth		B) SACOG Projections		C) Committee Rec.	
	2025	2045	2025	2045	2025	2045
Single Family Residential	4,444	4,530	4,534	5,110	4,495	4,849
Multi-Family Residential	20	54	16	18	16	18
Commercial/ Institutional	160	162	164	185	162	175
Industrial	4	5	4	5	4	4
Landscape	25	25	26	29	25	27
TOTAL	4,653	4,776	4,744	5,347	4,703	5,073

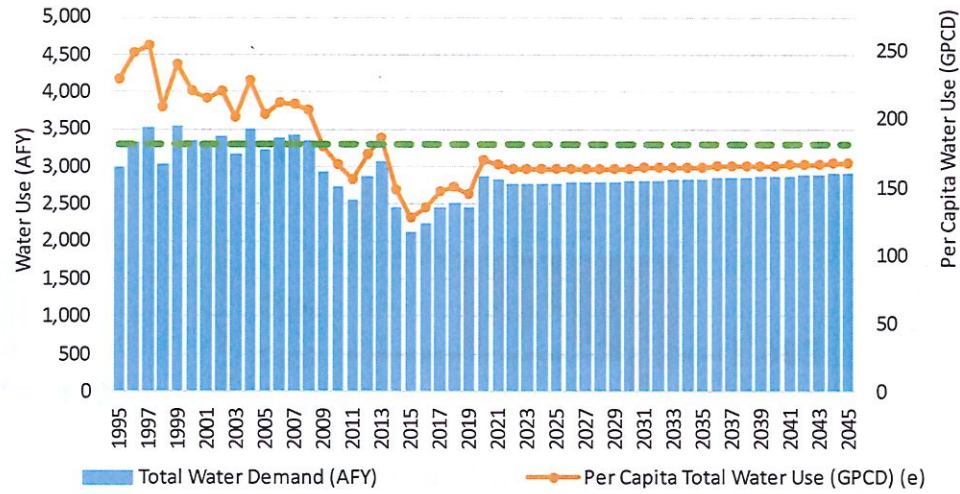
- SACOG projections result in 571 more accounts projected in 2045 (mostly single-family)
- Committee recommended approach results in 441 more accounts projected in 2045

WATER DEMAND FACTORS

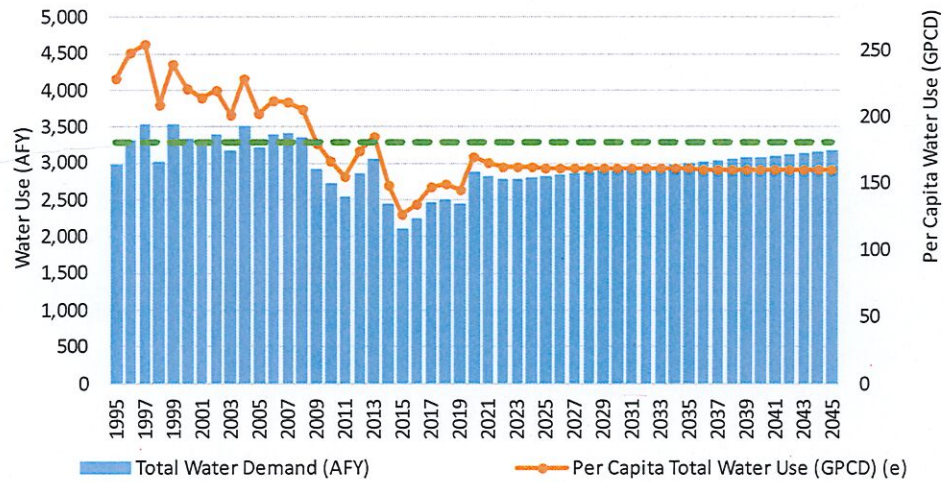


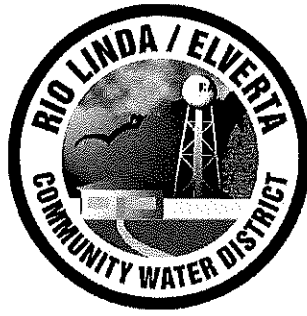
----- Water Demand Factors

Historical & Water Demand Projections – Based on Historical Growth (Approach A)



Historical & Water Demand Projections – Based on SACOG Growth (Approach B)





Items for Discussion and Action
Agenda Item: 4.2

Date: April 18, 2022
Subject: General Manager's Report
Staff Contact: Timothy R. Shaw

Recommended Committee Action:

N/A this item is not reviewed by committee.

Current Background and Justification:

The General Manager will provide a written report of District activities over the period since the last regular Board meeting. The Board may ask for clarifications and may also provide direction in consideration of the reported activities.

Conclusion:

No Board action is anticipated for this item.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla:____ Harris:____ Jason Green ____ Gifford____ Reisig____.
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent



Date: March 21, 2022

Subject: General Manager Report

Staff Contact: Timothy R. Shaw, General Manager

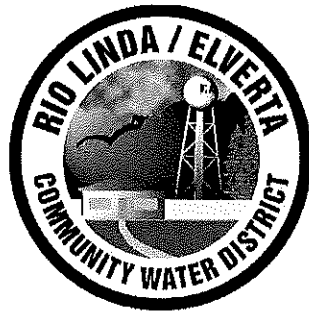
For the given month, I participated in the following reoccurring meetings and special events: Demands for resources associated with completing and certifying the Emergency Response Plan dominated this reporting period.

1. On March 22, Director Ridilla and I attended the Special Districts Risk Management Authority (SDRMA) Spring Education Day. The keynote speaker, Gordan Graham was exceptional.
2. On March 23rd, I met with StorWater, a fledgling company trying to build a service for small water purveyors who want/need to create Geographical Information Systems (GIS) for their infrastructure.
3. On March 24th and March 28th I participated in a Water Forum meetings.
4. On March 29th, the Contract District Engineer and I participated in a meeting with the EKI consultants preparing the 2020 Urban Water Management Plan.
5. On March 30th, I met with Sacramento County Planning regarding proposed changes to the conditions of approval for portions of the Elverta Specific Plan.
6. On April 6th, I participated in a Water Forum meeting.
7. On April 7th, I participated in a State Water Resources Control Board workshop on the newly proposed Hexavalent Chromium Maximum Contaminant Level.

Throughout the reporting period, additional demands for resources were incurred from:

- Changes to solid waste services mandates (e.g., food waste)
- Outreach and pressure from Comcast to renew the term of service at a higher rate.
- Interactions with Sacramento County Planning on Elverta Specific Plan.

Additional items of interest: Virtually everything costs significantly more than last year.



Items for Discussion and Action
Agenda Item: 4.3

Date: April 18, 2022
Subject: District Engineer's Report
Staff Contact: Mike Vasquez, District Engineer

Recommended Committee Action:

N/A this item is not discussed at committees.

Current Background and Justification:

The District Engineer will provide a written report to the Board of Directors on engineering activities since the previous monthly meeting. The Board may ask for clarifications and may also provide direction in response to the report.

Conclusion:

There is no Board action anticipated for this item.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla:____ Harris:____ Jason Green ____ Gifford ____ Reisig ____
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

13 April 2022

DISTRICT ENGINEER'S REPORT

To: Tim Shaw, General Manager, Rio Linda / Elverta Community Water District

From: Mike Vasquez, PE, PLS, Principal (EKI), District Engineer (RL/ECWD)

Subject: District Engineer's Report for the 18 April 2022 Board of Directors Meeting

The District Engineer is pleased to submit this brief update of duties and tasks performed for the period of 17 March 2022 to 13 April 2022:

1. General District Engineering:

- Continued coordination with RWA and DWR to close out the Well 16 Pump Station Project. The project notice of completion was approved by the Board of Directors at the 3/21/2022 Board Meeting and is pending recordation at the Sacramento County Recorder's Office. Once a copy of the recorded notice of completion is received, it will be forwarded to DWR.

2. Active Development Reviews (only projects with updates from the last Board Meeting):

- 6221 16th Street Phase 2 Worship Development (Northwest corner G Street and 16th Street): The developer informed Staff that they are in the process of engaging a new contractor to complete site construction. Construction should recommence soon.
- Fox Hollow Residential Development (28 lots 6th Street between Q Street and S Street): Staff performed a final inspection on the water system infrastructure installed by the developer and noted only two minor items needing attention; 1) a fire hydrant had a minor leak and the developer agreed to replace a gasket, and 2) a new service box was installed unevenly without a proper amount of gravel as a base. The developer agreed to make the correction. Staff is expecting a maintenance bond and guarantee to be submitted by the developer soon along with as-built plans for the project. As a reminder, all water services will be locked off until capacity fees are paid by the developer, then meters will be installed by the District.
- CIP Dry Creek Road Pipe Replacement Project:**
 - The notice to proceed is anticipated to be issued on 4/18/2022 authorizing the construction contractor to begin construction.
- 2020 Urban Water Management Plan:**
 - The EKI Water Resources Team has developed demand projections and demand factors as part of the UWMP. These items will be presented to the Board of Directors at the April Board Meeting under separate addenda item.
 - The General Manager and District Engineer attended a workshop conducted by the EKI Water Resources Team on 3/29/2022 to review UWMP progress, and to discuss demand projections and demand factors.

Tim Shaw, General Manager, RL/ECWD
District Engineer's Report
13 April 2022
Page 2 of 2



- Assisted the General Manager by coordinating with the Sacramento Area Sewer District to receive wastewater collection data required to be included in the UWMP.
- The schedule remains for the plan to be completed in June.

Please contact me directly at the office (650) 292-9112, cell phone (530) 682-9597, or email at mvasquez@ekiconsult.com with any questions or require additional information.

Very truly yours,

Mike Vasquez, PE, PLS
Principal (EKI), District Engineer (RL/ECWD)



Items for Discussion and Action
Agenda Item: 4.4

Date: April 18, 2022

Subject: Resolution 2022-03, Declaring an Election

Staff Contact: Timothy R. Shaw

Recommended Committee Action:

The Executive committee forwarded this item to the April 18th Board agenda with the Committee's recommendation for Board approval.

Current Background and Justification:

The February 2022 notice from the Sacramento County Registrar of Voters requires that the RLECWD adopt the subject Resolution to enable the RLECWD Board Members' election to be consolidated with the County's general election. This evolution recurs every two years. The cost of consolidating the District's election is favorable compared to the costs of independently conducting the elections.

Note: a recent revision to the Sacramento County Elections Code/fees results in charges to the District even when no Board Members appear on the ballot (e.g. incumbents running unopposed). It is possible that consolidating the election when there are no Board Members on the ballot is more expensive than an independent election, however, the sequence of deadlines does not allow for exercising the option.

Conclusion

I recommend the Board adopt Resolution 2022-03. The Registrar requires RLECWD to complete this action by June 8, 2022.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____
Ridilla: _____ Harris: _____ Jason Green _____ Gifford _____ Reisig _____
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

RESOLUTION 2022-03

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT
CALLING THE 2022 GENERAL DISTRICT ELECTION**

WHEREAS, an election will be held within the Rio Linda / Elverta Community Water District on November 8, 2022, for the purpose of electing two (2) directors, each for four (4) year terms; and

WHEREAS, a statewide general election will be held within the County of Sacramento on the same day; and

WHEREAS, Election Code § 10403 requires each jurisdiction to file with the Board of Supervisors of the county, and a copy with the Registrar of Voters, a resolution requesting consolidation with a statewide election.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of Rio Linda / Elverta Community Water District as follows:

1. District requests the Board of Supervisors of Sacramento County to consolidate the regularly scheduled General District Election with the statewide election to be held on November 8, 2022.
2. The Election notice shall be combined with all other Special Districts for publication purposes and the consolidated election will be held and conducted in the manner prescribed in the Election code section 10418.
3. In the event of a tie between two or more candidate seeking the same seat on the Board of Directors (ref. California Elections Code 10551(b), the Board Members not involved in the tie shall, based solely on the merits of each candidate, select which of the candidates involved in the tie will serve as the elected Board Member.
4. The candidates for Director at said election are to pay at the Voter Registrar & Elections Office for the publication of the candidate's statement, pursuant to Election Code §13307.
5. The limitation on the number of words that a candidate may be used in his or her candidate's statement shall be 200 words.
6. The District hereby agrees to reimburse the Registrar of Voters for actual costs accrued, such costs to be calculated by the method set forth in the County's current Election Cost Allocation Procedures.

APPROVED AND ADOPTED by the Board of Directors of the Rio Linda / Elverta Community Water District on this 18th day of April 2022. By the following vote:

AYES
NAYS
ABSENT
ABSTAIN

ATTEST

Timothy R. Shaw
Secretary of the Board of Directors

Robert Reisig
President, Board of Directors

Ann Edwards
County Executive



County of Sacramento

David Villanueva
Deputy County Executive
Administrative Services

Courtney Bailey-Kanelos
Registrar of Voters
Voter Registration & Elections

February 18, 2022

Timothy R. Shaw, General Manager
Rio Linda/Elverta Community Water District
730 L Street
Rio Linda, CA 95673

Dear Timothy R. Shaw:

Preparations are currently in progress for the November 8, 2022 General Election. Several items will need to be acted upon by your district board in conjunction with the required "election resolution". Please provide in writing the information outlined below.

1. **RESOLUTION CALLING THE ELECTION**

The district election will be held on the same date as the November 8, 2022 General Election. Pursuant to Elections Code §10403, you are required to file a resolution requesting consolidation and setting forth the exact form of any question(s) or office(s) to be voted upon at such election. The resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election. Please include in the resolution, in case of a tie vote, the method for determining the winner, and who is responsible for determining winner.

A. **Elective offices**

Date and purpose of the election.

If a vacancy occurs between the date of your resolution and the beginning of the nomination period, please notify our office immediately.

We proudly conduct elections with accuracy, integrity and dignity

7000 65th Street, Suite A • Sacramento, California 95823-2315
(916) 875-6451 • TTY: 711 • fax (916) 875-5130 • toll-free (800) 762-8019
www.elections.saccounty.gov

B. **Candidate's Statement — number of words** The district board must determine whether to limit candidate statements of qualifications to 200 words or authorize an extension to 400 words (We recommend 200 words). (Reference: Elections Code §13307(a))

C. **Candidate's Statement costs**

The district board must determine whether the individual candidate(s) or the district will pay for the publication of the voluntary candidates' statements included in the County Voter Information Guide. Whether the Candidate or the district pays the cost of the candidate's statement, the candidate statement payment is required at the Voter Registration and Elections office at the time the candidate(s) files their nomination documents, and a statement to this effect must be included in the resolution.

2. **NOTICE OF DISTRICT ELECTION AND PUBLICATION OF ELECTION NOTICE**

Elections Code §12112 requires that we publish a notice of election that contains the date of the election, the offices for which candidates may file, qualifications required by your principal act, and other information. In an effort to reduce costs to the district(s) while still meeting requirements of code, we will publish one election notice, combining information on all districts scheduled for election on November 8, 2022.

3. **REIMBURSEMENT OF COSTS**

The Board of Supervisors has adopted an ordinance establishing a schedule of fees and charges for the administration of elections by Sacramento County Voter Registration and Elections. **Please refer to the current fee schedule to calculate your cost.**

A bill will be submitted to your district after the November 8, 2022 Election certification.

4. **CERTIFICATION OF MAPS AND BOUNDARIES**

If the map and boundary description on file with our office is current, you must provide a letter verifying that there are no changes.

If there are changes to the map and boundary, please provide a current map and boundary description to the Registrar of Voters. **Our recommended deadline is June 8, 2022** for the November 8, 2022 Election.

Any pending annexation will need to be completed prior to this date and be reflected on the map you provide or certify. This certification may be done by letter or by completion of a certification form in this office. Please contact our mapping department at (916) 875-6248 if you have any questions in this regard.

5. **OTHER**

If your district is contemplating placing a measure on the November 8, 2022 General Election ballot, please coordinate this with our office at the earliest date possible. The recommended deadline for a district measure to be consolidated with the November election is August 1, 2022. If this deadline cannot be met,

contact this office immediately. It is important for your district and our office to coordinate the details of what and how items need to be submitted to us.

If any resolutions necessitate special requirements that the Elections Office needs to fulfill, such requirements need to be listed in the resolution.

6. **RETURN TO VOTER REGISTRATION AND ELECTIONS**


- ▶ Your Resolution ▶ Publication of Notice of Election Form
- ▶ Notice of Election ▶ Certification of maps and boundaries

Enclosed is a sample resolution which may be of assistance to you in providing the required information. The deadline for submission of the resolution requesting consolidation with the November 8, 2022 General Election is July 6, 2022.

The nomination period for the November 8, 2022 Election is July 18, 2022 through August 12, 2022. A Candidate's Guide for the election is being prepared and will be made available all candidates at the time they obtain their nomination papers.

If you have any questions regarding the election, or require additional information or clarification of the above, please call my staff at (916) 875-6276.

Very truly yours,



Karen Startup
Campaign Services Manager
Enclosures

Resolution Calling General Election

RESOLUTION NO. _____

_____ **DISTRICT**

WHEREAS, an election will be held within the _____ District that will affect the following county or counties _____ on November 8, 2022, for the purpose of electing _____; and

WHEREAS, a General Election will be held within the County of Sacramento on the same day;

WHEREAS, Election Code §10403 requires jurisdictions to file with the Board of Supervisors, and a copy with the Registrar of Voters, a resolution requesting consolidation with a statewide election.

THEREFORE, BE IT RESOLVED, that the _____ District requests the Board of Supervisors of Sacramento County to consolidate the regularly scheduled General Election with the statewide election to be held on November 8, 2022; and

BE IT FURTHER RESOLVED, that the **(check one)**

- Candidate pays at the Voter Registration and Elections office
- Candidate will be billed by the district
- District pays for the candidate statement

for the publication of the candidate's statement, pursuant to Elections Code §13307. The limitation on the number of words that a candidate may use in his or her candidate's statement is (200 or 400) _____ words; and

BE IT FURTHER RESOLVED that the District agrees to reimburse the Registrar of Voters for actual costs accrued, such costs to be calculated by the method set forth in the County's current Election Cost Allocation Procedures.

PASSED AND ADOPTED by the following vote on _____, 202__.

YES Votes	NO Votes	ABSENT	ABSTAIN
_____ (Number)	_____ (Number)	_____ (Number)	_____ (Number)

ATTEST:

General Manager

Board Secretary

NOTICE OF DISTRICT ELECTION

_____DISTRICT

Notice is hereby given that a General Election will be held November 8, 2022 in this district. The offices for which candidates may declare their candidacy are (list title of office and number of positions):

Qualifications: Each candidate must meet the following qualifications for office as specified in the principal act or code under which this district is organized:

Code Reference:

Official declarations of candidacy for eligible candidates desiring to file for any of the elective offices may be obtained from the office of the Registrar of Voters at 7000 65th Street, Suite A, Sacramento, CA 95823-2315, on and after July 18, 2022, and must be filed not later than 5:00 p.m. on August 12, 2022. However, if a declaration of candidacy for an incumbent is not filed by August 12, 2022, any person other than the incumbent shall have until 5:00 p.m. on August 17, 2022, to file a declaration of candidacy for such office.

Appointment to each elective office will be made by the supervising authority as prescribed by Elections Code §10515 in the event there are no candidates or an insufficient number of candidates for such office and a petition for an election is not filed within the time prescribed by Elections Code §10515; that is, by 5:00 p.m. on August 17, 2022.

Dated this _____ day of _____, 202__.

(District Seal)

District Secretary

PUBLICATION OF NOTICE OF ELECTION

Elections Code §12112 requires the publication of a "Notice of Election." The notice shall contain the date of the General Election, name the offices for which candidates may file, and state the qualifications required by the principal act for each office, as well as other pertinent information.

_____ (Name of District)

The Registrar of Voters will publish a combined election notice for all districts scheduled for election on November 8, 2022.

Dated:

District Secretary



Items for Discussion and Action
Agenda Item: 4.5

Date: April 18, 2022

Subject: Declaring 20% Water Shortfall Pursuant to Executive Order N-7-22

Staff Contact: Timothy R. Shaw

Recommended Committee Action:

The Executive Committee discussed Executive Order N-7-22 and forwarded an item onto the April 18th Board agenda. The Committee recommends Board declaration of the stage 2 water shortfall.

Current Background and Justification:

Governor Newsom’s Executive Order N-7-22 is included as a document associated with this item. N-7-22 compels urban water purveyors to implement their stage 2 water shortfall contingency plans. The RLECWD water shortfall contingency plan is codified in RLECWD Ordinance 2015-01, also included as a document associated with this item.

N-7-22 further describes a stage 2 water shortfall as an objective to conserve 20%. RLECWD Ordinance 2015-01 (section 6(b)) stipulates that a 20% conservation target is associated with stage 1, “Water Alert”. All the restrictions in Ordinance 2015-01 listed under “Normal Water Supply” (Section 5) remain in effect. Additional restrictions in Ordinance 2015-01, Water Alert (section 6) include limiting irrigation to 3 watering days per week and establishing fines for violations.

Conclusion:

Pursuant to N-7-22 and RLECWD Ordinance 2015-01, the Board should declare a “stage 1 water shortfall (20% reduction), and direct staff to perform all stipulated notices.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____
Ridilla: _____ Harris: _____ Jason Green _____ Gifford _____ Reisig _____.
(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

33

EXECUTIVE ORDER N-7-22

WHEREAS on April 12, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, I proclaimed states of emergency that continue today and exist across all the counties of California, due to extreme and expanding drought conditions; and

WHEREAS climate change continues to intensify the impacts of droughts on our communities, environment, and economy, and California is in a third consecutive year of dry conditions, resulting in continuing drought in all parts of the State; and

WHEREAS the 21st century to date has been characterized by record warmth and predominantly dry conditions, and the 2021 meteorological summer in California and the rest of the western United States was the hottest on record; and

WHEREAS since my October 19, 2021 Proclamation, early rains in October and December 2021 gave way to the driest January and February in recorded history for the watersheds that provide much of California's water supply; and

WHEREAS the ongoing drought will have significant, immediate impacts on communities with vulnerable water supplies, farms that rely on irrigation to grow food and fiber, and fish and wildlife that rely on stream flows and cool water; and

WHEREAS the two largest reservoirs of the Central Valley Project, which supplies water to farms and communities in the Central Valley and the Santa Clara Valley and provides critical cold-water habitat for salmon and other anadromous fish, have water storage levels that are approximately 1.1 million acre-feet below last year's low levels on this date; and

WHEREAS the record-breaking dry period in January and February and the absence of significant rains in March have required the Department of Water Resources to reduce anticipated deliveries from the State Water Project to 5 percent of requested supplies; and

WHEREAS delivery of water by bottle or truck is necessary to protect human safety and public health in those places where water supplies are disrupted; and

WHEREAS groundwater use accounts for 41 percent of the State's total water supply on an average annual basis but as much as 58 percent in a critically dry year, and approximately 85 percent of public water systems rely on groundwater as their primary supply; and

WHEREAS coordination between local entities that approve permits for new groundwater wells and local groundwater sustainability agencies is important to achieving sustainable levels of groundwater in critically overdrafted basins; and

WHEREAS the duration of the drought, especially following a multiyear drought that abated only five years ago, underscores the need for California to redouble near-, medium-, and long-term efforts to adapt its water management and delivery systems to a changing climate, shifting precipitation patterns, and water scarcity; and

WHEREAS the most consequential, immediate action Californians can take to extend available supplies is to voluntarily reduce their water use by 15 percent from their 2020 levels by implementing the commonsense measures identified in operative paragraph 1 of Executive Order N-10-21 (July 8, 2021); and

WHEREAS to protect public health and safety, it is critical the State take certain immediate actions without undue delay to prepare for and mitigate the effects of the drought conditions, and under Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the drought conditions.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. The orders and provisions contained in my April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021 Proclamations remain in full force and effect, except as modified by those Proclamations and herein. State agencies shall continue to implement all directions from those Proclamations and accelerate implementation where feasible.
2. To help the State achieve its conservation goals and ensure sufficient water for essential indoor and outdoor use, I call on all Californians to strive to limit summertime water use and to use water more efficiently indoors and out. The statewide Save Our Water conservation campaign at SaveOurWater.com provides simple ways for Californians to reduce water use in their everyday lives. Furthermore, I encourage Californians to understand and track the amount of water they use and measure their progress toward their conservation goals.
3. By May 25, 2022, the State Water Resources Control Board (Water Board) shall consider adopting emergency regulations that include all of the following:
 - a. A requirement that each urban water supplier, as defined in section 10617 of the Water Code, shall submit to the Department of Water Resources a preliminary annual water supply and demand assessment consistent with section 10632.1 of the Water Code no later than June 1, 2022, and submit a final annual water

supply and demand assessment to the Department of Water Resources no later than the deadline set by section 10632.1 of the Water Code;

- b. A requirement that each urban water supplier that has submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, the shortage response actions adopted under section 10632 of the Water Code for a shortage level of up to twenty percent (Level 2), by a date to be set by the Water Board; and
- c. A requirement that each urban water supplier that has not submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, shortage response actions established by the Water Board, which shall take into consideration model actions that the Department of Water Resources shall develop for urban water supplier water shortage contingency planning for Level 2, by a date to be set by the Water Board.

To further conserve water and improve drought resiliency if the drought lasts beyond this year, I encourage urban water suppliers to conserve more than required by the emergency regulations described in this paragraph and to voluntarily activate more stringent local requirements based on a shortage level of up to thirty percent (Level 3).

4. To promote water conservation, the Department of Water Resources shall consult with leaders in the commercial, industrial, and institutional sectors to develop strategies for improving water conservation, including direct technical assistance, financial assistance, and other approaches. By May 25, 2022, the Water Board shall consider adopting emergency regulations defining "non-functional turf" (that is, a definition of turf that is ornamental and not otherwise used for human recreation purposes such as school fields, sports fields, and parks) and banning irrigation of non-functional turf in the commercial, industrial, and institutional sectors except as it may be required to ensure the health of trees and other perennial non-turf plantings.
5. In order to maximize the efficient use of water and to preserve water supplies critical to human health and safety and the environment, Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended, with respect to the directives in paragraphs 3 and 4 of this Order and any other projects and activities for the purpose of water conservation to the extent necessary to address the impacts of the drought, and any permits necessary to carry out such projects or activities. Entities that desire to conduct activities under this suspension, other than the directives in paragraphs 3 and 4 of this Order, shall first request that the Secretary of the Natural Resources Agency make a determination that the proposed activities are eligible to be conducted under this suspension. The Secretary shall use sound discretion in applying this Executive Order to ensure that the suspension serves the purpose of accelerating conservation projects that are necessary to address impacts of the drought, while at the same time

protecting public health and the environment. The entities implementing these directives or conducting activities under this suspension shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

6. To support voluntary approaches to improve fish habitat that would require change petitions under Water Code section 1707 and either Water Code sections 1425 through 1432 or Water Code sections 1725 through 1732, and where the primary purpose is to improve conditions for fish, the Water Board shall expeditiously consider petitions that add a fish and wildlife beneficial use or point of diversion and place of storage to improve conditions for anadromous fish. California Code of Regulations, title 23, section 1064, subdivisions (a)(1)(A)(i)-(ii) are suspended with respect to any petition that is subject to this paragraph.
7. To facilitate the hauling of water for domestic use by local communities and domestic water users threatened with the loss of water supply or degraded water quality resulting from drought, any ordinance, regulation, prohibition, policy, or requirement of any kind adopted by a public agency that prohibits the hauling of water out of the water's basin of origin or a public agency's jurisdiction is hereby suspended. The suspension authorized pursuant to this paragraph shall be limited to the hauling of water by truck or bottle to be used for human consumption, cooking, or sanitation in communities or residences threatened with the loss of affordable safe drinking water. Nothing in this paragraph limits any public health or safety requirement to ensure the safety of hauled water.
8. The Water Board shall expand inspections to determine whether illegal diversions or wasteful or unreasonable use of water are occurring and bring enforcement actions against illegal diverters and those engaging in the wasteful and unreasonable use of water. When access is not granted by a property owner, the Water Board may obtain an inspection warrant pursuant to the procedures set forth in Title 13 (commencing with section 1822.50) of Part 3 of the Code of Civil Procedure for the purposes of conducting an inspection pursuant to this directive.
9. To protect health, safety, and the environment during this drought emergency, a county, city, or other public agency shall not:
 - a. Approve a permit for a new groundwater well or for alteration of an existing well in a basin subject to the Sustainable Groundwater Management Act and classified as medium- or high-priority without first obtaining written verification from a Groundwater Sustainability Agency managing the basin or area of the basin where the well is proposed to be located that groundwater extraction by the proposed well would not be inconsistent with any sustainable groundwater management program established in any applicable Groundwater Sustainability Plan adopted by that Groundwater Sustainability

Agency and would not decrease the likelihood of achieving a sustainability goal for the basin covered by such a plan; or

- b. Issue a permit for a new groundwater well or for alteration of an existing well without first determining that extraction of groundwater from the proposed well is (1) not likely to interfere with the production and functioning of existing nearby wells, and (2) not likely to cause subsidence that would adversely impact or damage nearby infrastructure.

This paragraph shall not apply to permits for wells that will provide less than two acre-feet per year of groundwater for individual domestic users, or that will exclusively provide groundwater to public water supply systems as defined in section 116275 of the Health and Safety Code.

10. To address household or small community drinking water shortages dependent upon groundwater wells that have failed due to drought conditions, the Department of Water Resources shall work with other state agencies to investigate expedited regulatory pathways to modify, repair, or reconstruct failed household or small community or public supply wells, while recognizing the need to ensure the sustainability of such wells as provided for in paragraph 9.
11. State agencies shall collaborate with tribes and federal, regional, and local agencies on actions related to promoting groundwater recharge and increasing storage.
12. To help advance groundwater recharge projects, and to demonstrate the feasibility of projects that can use available high water flows to recharge local groundwater while minimizing flood risks, the Water Board and Regional Water Quality Control Boards shall prioritize water right permits, water quality certifications, waste discharge requirements, and conditional waivers of waste discharge requirements to accelerate approvals for projects that enhance the ability of a local or state agency to capture high precipitation events for local storage or recharge, consistent with water right priorities and protections for fish and wildlife. For the purposes of carrying out this paragraph, Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division, and Chapter 3 (commencing with section 85225) of Part 3 of Division 35 of the Water Code and regulations adopted pursuant thereto are hereby suspended to the extent necessary to address the impacts of the drought. This suspension applies to (a) any actions taken by state agencies, (b) any actions taken by local agencies where the state agency with primary responsibility for the implementation of the directives concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b). The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.
13. With respect to recharge projects under either Flood-Managed Aquifer Recharge or the Department of Water Resources Sustainable

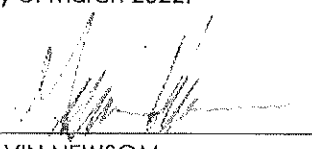
Groundwater Management Grant Program occurring on open and working lands to replenish and store water in groundwater basins that will help mitigate groundwater conditions impacted by drought, for any (a) actions taken by state agencies, (b) actions taken by a local agency where the Department of Water Resources concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b), Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended to the extent necessary to address the impacts of the drought. The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

14. To increase resilience of state water supplies during prolonged drought conditions, the Department of Water Resources shall prepare for the potential creation and implementation of a multi-year transfer program pilot project for the purpose of acquiring water from willing partners and storing and conveying water to areas of need.
15. By April 15, 2022, state agencies shall submit to the Department of Finance for my consideration proposals to mitigate the worsening effects of severe drought, including emergency assistance to communities and households and others facing water shortages as a result of the drought, facilitation of groundwater recharge and wastewater recycling, improvements in water use efficiency, protection of fish and wildlife, mitigation of drought-related economic or water-supply disruption, and other potential investments to support short- and long-term drought response.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 28th day of March 2022.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

ORDINANCE NO. 2015-01

AN ORDINANCE OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT PRESCRIBING RULES AND REGULATIONS GOVERNING WATER CONSERVATION AND WATER SHORTAGES

WHEREAS, California Constitution article X, section 2 provides that because of conditions prevailing in the state of California (the "State"), the water resources of the State shall be put to beneficial use to the fullest extent of which they are capable, the waste or unreasonable use of water shall be prevented, and the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and the public welfare; and

WHEREAS, pursuant to California Water Code section 106, it is the declared policy of the State that the use of water for domestic use is the highest use of water and that the next highest use is for irrigation; and

WHEREAS, pursuant to California Water Code sections 350 and 31020, and Section 4.14.010 of Chapter 4.14 of the Rio Linda/Elverta Community Water District Policy Manual, the Board of Directors (the "Board") of the Rio Linda/Elverta Community Water District (the "District") is authorized to declare (i) a water shortage when it determines that it will or may not be able to meet all of the water demands of its customers; and (ii) a water shortage emergency when it determines that the District will not be able to or cannot meet the ordinary demands and requirements of water consumers without depleting the water supply of the District to the extent that there would be insufficient water for human consumption, sanitation, and fire protection, and as more fully set forth in this Ordinance (a "Water Shortage"); and

WHEREAS, It is necessary for the District to adopt and implement drought response measures and a water conservation and regulatory program to regulate the water consumption activities within the District and ensure that the water delivered in the District is put to beneficial use for the greatest public benefit, with particular regard to domestic use, including human consumption, sanitation, and fire protection, and that the waste or unreasonable use of water is prevented; and

WHEREAS, pursuant to California Water Code sections 375, 31020, 31026-31028, the District is authorized to prescribe and define by ordinance restrictions, prohibitions, and exclusions for the use of water during a threatened or existing water shortage and adopt and enforce a water conservation and regulatory program to: (i) prohibit the wastage of District water or the use of District water during such period; (ii) prohibit use of water during such periods for specific uses which the District may from time to time

find nonessential; and (iii) reduce and restrict the quantity of water used by those persons within the District for the purpose of conserving the water supplies of the District; and

WHEREAS, the District hereby finds and determines that pursuant to the provisions of this Ordinance and Chapter 4.14 of the District Policy Manual the District shall: (i) implement drought response and water conservation measures; (ii) regulate the water consumption activities of persons within the District for the purposes of conserving and protecting the District's water supplies, reducing the quantity of water consumed, and deterring and preventing the waste or unreasonable use or unreasonable method of use of valuable water resources; and (iii) establish and collect regulatory fees as set forth herein to accomplish these purposes and recover the costs of the District's water conservation and regulatory program; and

WHEREAS, the Board of Directors hereby finds and determines that it is desirable to codify the rules and regulations governing its actions, and the actions of persons within the District during declared water shortages, the current Water Shortage, and any future Water Shortage; and

WHEREAS, the Board of Directors hereby finds that this Ordinance supersedes Ordinance No. 2008-01 regarding the Water Shortage requirements.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rio Linda/Elverta Community Water District as follows:

Section 1. Recitals. The District hereby finds and determines that the above recitals are true and correct and incorporated herein.

Section 2. Declaration of Policy.

(a) The Board finds and determines that during periods of drought, Water Shortage, or water emergency the general welfare requires that the District maximize the beneficial use of its available water resources to the extent that it is capable, and that the waste or unreasonable use, or unreasonable method of use of water shall be prevented and the conservation of water is to be extended with the view to the reasonable and beneficial use thereof in the interests of the people of the District and for the public welfare.

(b) This Ordinance establishes water conservation and drought response measures and regulations to be implemented during declared water conservation stages.

(c) This ordinance establishes five stages of water conservation and drought response measures to be implemented by the District, with increasing restrictions on water use in response to worsening drought conditions and decreasing water supplies.

Section 3. Definitions.

For the purposes of this Ordinance, the following words, terms, and phrases shall have the following meanings:

- (a) "Greywater" means household wastewater other than toilet waste.
- (b) "Person" means any natural person, firm, joint venture, joint stock company, partnership, public or private association, club, company, corporation, business trust, organization, public or private agency, government agency or institution, school district, college, university, any other user of water provided by the City, or the manager, lessee, agent, servant, officer or employee of any of them or any other entity which is recognized by law as the subject of rights or duties.
- (c) "Property owner" means the record owner of real property based on the County Assessor's records.
- (d) "Water customer" or "customer" means a person who, according to the District's records, receives water service to a parcel of property.

Section 4. Application.

- (a) The provisions of this Ordinance shall apply to all persons and property served by the District wherever situated.
- (b) Nothing in this Ordinance is intended to affect or limit the ability of the District to respond to an emergency, including an emergency that affects the ability of the District to supply water.

Section 5. Water Conservation – Normal Water Supply.

"Normal Water Supply" applies during periods when the District is able to meet all of the water demands of its customers. Water is a limited natural resource and must be used efficiently and economically to meet the health and safety needs of the community. All normal water efficiency programs and water conservation regulations of the District will be in full force and effect during Normal Water Supply conditions. All water conservation measures and elements of Water Conservation Stage 1 "Water Alert", as defined herein, shall apply on a voluntary basis during Normal Water Supply conditions.

- (a) It is unlawful for any person to make, cause, or use or permit the use of water from the District for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provisions of this Ordinance, or in an amount in excess of that use permitted by the following water conservation stages which are in effect pursuant to action taken by the Board in accordance with this Ordinance.

(b) It is unlawful at any time for any person to waste water or to use it unreasonably. Unreasonable uses of water shall include, but are not limited to, the following practices:

(1) Allowing water to leave the customer's property by drainage onto adjacent properties or public or private roadways or streets due to excessive irrigation and/or uncorrected leaks;

(2) Failing to fix leaks or faulty sprinklers within 7 days of detection; and

(3) Discourage using water to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate safety or sanitation hazards.

(4) Decorative water features (water fountains) etc. must recirculate water and shall be leak proof.

(5) All landscape shall be watered during cooler morning and evening hours to reduce evaporation and minimize landscape runoff.

(6) No landscape watering shall occur while it is raining or snowing or for 48 hours thereafter.

(7) Use a shutoff nozzle on hoses.

(8) Unauthorized use of hydrants is prohibited. Authorization for use must be obtained from the District.

(9) Commercial industrial, institutional equipment must be properly maintained and in full working order.

(10) Encourage customers to wash only full loads when washing dishes or clothes.

(11) Encourage customers to use pool covers to minimize evaporation.

(12) Encourage restaurants to serve water only on request.

(13) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment, is permitted at any time with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing may be done at any time on the immediate premises of a commercial car wash or commercial service station, or by a mobile car wash or on-site car wash using high pressure washing equipment. Further, such washings are exempted from these regulations where

the health, safety, and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(c) A water conservation stage shall be determined by the Board in accordance with the provisions of this Ordinance and shall remain in full force and effect until otherwise determined or discontinued by the Board. The provisions of sections 4.14.010 thru 4.14.200 of Chapter 4.14 of the District Policy Manual are hereby incorporated by reference into this Ordinance and are applicable during any water conservation stage.

(d) During Normal Water Supply conditions, the water conservation and drought response measures are voluntary and will be enforced through local and regional public education and awareness measures by the District.

(e) During Water Conservation Stages 1 through 4, the water conservation and drought response measures are mandatory and violations are subject to criminal, civil, and administrative penalties and remedies as specified in this Ordinance and the District Policy Manual.

Section 6. Water Conservation Stage 1 - Water Alert.

(a) Water Conservation Stage 1 is also referred to as a "Water Alert" and applies during periods when a reasonable probability exists that the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 1 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; and (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some other regulatory body.

(b) The objective of the measures undertaken in Water Conservation Stage 1 is to reduce water system consumption within the District by twenty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions shall be in full force and effect during Water Conservation Stage 1. Upon declaration of a Water Conservation Stage 1 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) The District shall determine the total amount of water delivered to the property of each District customer in the prior fiscal year (the "Base Year Consumption Amount"). Water customers shall reduce their water consumption by 20

percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 1. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 1 for more than twelve months.

(2) Lawns and/or ground covers may be watered and landscaping/pastures may be irrigated, including construction meter irrigation, only during the following designated days:

(A) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with odd number street addresses only on Saturdays, Mondays, and Wednesdays;

(B) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with even number street addresses only on Sundays, Tuesdays, and Thursdays;

(C) Watering lawns and/or ground cover and irrigating landscaping/pastures is prohibited on Fridays and

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days using only drip irrigation or hand watering.

(3) All irrigation timers shall be adjusted to comply with the provisions of Section 6(c)(2) hereof.

(4) Notwithstanding the provisions of Section 7(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(5) Prohibit using water to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate safety or sanitation hazards.

Section 7. Water Conservation Stage 2 - Water Warning.

(a) Water Conservation Stage 2 is also referred to as a "Water Warning" and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 2 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are

unavailable; and (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some regulatory body.

(b) The objective of the measures undertaken in Water Conservation Stage 2 is to reduce water system consumption within the District by thirty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions and Water Conservation Stage 1 shall be in full force and effect during Water Conservation Stage 2. Upon declaration of Water Conservation Stage 2 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by thirty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 2. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 2 for more than twelve months.

(2) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated, including construction meter irrigation, only during the following designated days:

WARM/DRY SEASON (Typically May thru October)

(A) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with odd number street addresses only on Saturdays and Wednesdays;

(B) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with even number street addresses only on Sundays and Thursdays; and

(C) Watering lawns and/or ground cover and irrigating landscaping/pastures is prohibited on Mondays and Fridays.

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days using drip irrigation or hand watering.

COOL/WET SEASON (Typically November thru April)

(A) Turf shall not be watered unless utilizing non potable water during extended dry spells.

(B) Plant containers, trees, shrubs and vegetable gardens shall be watered only by drip irrigation or hand watering.

(3) Notwithstanding the provisions of Section 7(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(4) Irrigation timers shall be adjusted to comply with the provisions of Section 7(c)(2) hereof.

(5) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is permitted only on watering days with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing is permitted at any time on the immediate premises of a commercial car wash. The use of water by all types of commercial car washes not using partially reclaimed or recycled water shall be reduced in volume by an amount determined by the Board. Further, such washings are exempt from these regulations where the health, safety, and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(6) The overfilling of swimming pools and spas is prohibited.

(7) The operation of any ornamental fountain or similar structure is prohibited.

(8) A new meter shall be issued only when a meter is returned. Construction projects requiring water from a construction meter or a water truck shall not use water unnecessarily for any purposes other than those required by regulatory agencies. Construction projects requiring water for new landscapes shall adhere to the designated days and times as set forth in Section 7(c)(2) hereof. Further, construction projects necessary to maintain the health, safety, and welfare of the public are exempt from these regulations.

Section 8. Water Conservation Stage 3. - Water Crisis.

(a) Water Conservation Stage 3 is also referred to as a "Water Crisis" and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 3 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; (iv) groundwater levels or groundwater quality is approaching levels which

may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some other regulatory body; and (v) a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the State or District water facilities.

(b) The objective of the measures undertaken in Water Conservation Stage 3 is to reduce water consumption within the District by forty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions, Water Conservation Stages 1, and 2 shall be in full force and effect during Water Conservation Stage 3. Upon declaration of a Water Conservation Stage 3 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by forty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 3. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 3 for more than twelve months.

(2) The Board shall have the option of temporarily imposing a drought surcharge as noted in the water rate ordinance to address Water Crisis related costs.

(3) Irrigation of landscaping and pastures shall be limited to supporting minimal survival of trees and shrubs. Landscaping and/or pastures may be irrigated, including construction meter irrigation, only during the following designated days:

WARM SEASON (Typically May thru October)

(A) Properties with odd number street addresses may irrigate landscaping and pastures only on Saturdays;

(B) Properties with even number street addresses may irrigate landscaping and pastures only on Sundays; and

(C) Irrigating landscaping and pastures is prohibited on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays.

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days by drip irrigation or hand watering.

COOL SEASON (Typically November thru April)

(A) Turf shall not be watered unless utilizing non potable water during extended dry spells.

(B) Plant containers, trees, shrubs and vegetable gardens shall be watered only by drip irrigation or hand watering.

(4) Notwithstanding the provisions of Section 8(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(5) All outdoor watering and irrigation of lawns and ground covers is prohibited with the exception of plant materials classified and determined by the District General Manager to be rare, or essential to the well being of the public at large or livestock, and as otherwise provided in Section 12.

(6) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is prohibited. Washing is permitted at any time on the immediate premises of a commercial car wash. Further, such washings are exempt from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(7) The filling, refilling, or adding of water to swimming pools, spas, ponds, streams, and artificial lakes is prohibited unless required for public health and safety purposes.

(8) The use of water for cooling mists is prohibited.

(9) The use of water for commercial, manufacturing or processing purposes shall be reduced in volume by an amount determined by the Board.

(10) No new construction meters will be issued. Construction water shall not be used for earthwork, road construction purposes, dust control, compaction, or trenching jetting. Construction projects necessary to maintaining the health, safety, and welfare of the public are exempt from these regulations.

(11) Except property for which a building permit has been heretofore issued, no new connection permits shall be provided, except in the following circumstances:

(A) Projects necessary to protect the public's health, safety, and welfare;

- (B) When using reclaimed water; or
- (C) When the recipient of the building permit can demonstrate that no net increase in water use will occur.

Section 9. Water Conservation Stage 4 – Water Emergency.

(a) Water Conservation Stage 4 is also referred to as a “Water Emergency” and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 4 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some regulatory body; and (v) a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the State or District water facilities and the District cannot meet all of the water demands of its customers.

(b) The objective of the measures undertaken in Water Conservation Stage 4 is to reduce water consumption by fifty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions, Water Conservation Stages 1, 2, and 3, shall be in full force and effect during Water Conservation Stage 4. Upon declaration of a Water Conservation Stage 4 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by fifty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 4. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 4 for more than twelve months.

(2) All outdoor watering and irrigation of lawns and ground cover, and landscaping and pastures is prohibited with the exception of the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(3) The District shall not allow any new connections to the water system during Water Conservation Stage 4.

Section 10. Mandatory Conservation Phase Implementation.

The District General Manager, or his or her designee, shall monitor the projected supply and demand for water by its customers on a daily basis during periods of a Water Shortage or drought and shall recommend to the Board the extent of the conservation required through the implementation and/or termination of particular water conservation stages to prudently plan and supply water to its customers. Thereafter, the Board may order the implementation or termination of the appropriate water conservation stage. The declaration of any stage beyond normal water conservation conditions shall be made by public announcement and shall be published a minimum of one (1) time for three (3) consecutive weeks in a weekly newspaper of general circulation. Such declaration and notice shall provide the extent, terms, and conditions respecting the use and consumption of water in accordance with the applicable water conservation stage as provided in this Ordinance. Upon such declaration and publication of such notice, due and proper notice shall be deemed to have been given each and every person supplied water within the District. The water conservation stage designated shall become effective immediately upon announcement.

Section 11. Enforcement

(a) It shall be unlawful for any person to violate the provisions of this Ordinance. Violations of these provisions shall be a misdemeanor subject to imprisonment in the county jail for not more than 30 days or by fine not to exceed \$1,000, or by both as provided in California Water Code sections 377 and 31029, and as set forth in this Ordinance. The District can alternatively seek injunctive relief in the Superior Court or pursue any other remedy at law to enforce the provisions of this Ordinance. In addition to any other remedies which the District may have for the enforcement of this Ordinance, including the nuisance abatement lien process included in Chapter 4.23 of the District's Policy Manual, service of water may be discontinued or appropriately limited to any customer who uses water in violation of any provision of this Ordinance and as set forth in this Ordinance.

(b) Each day that a violation of this Ordinance occurs is a separate offense.

(c) For the first violation of any provision of this Ordinance, within two weeks of the violation:

(1) The District shall send a District water conservation specialist or provide written notice to the property where the violation occurred to advise the person responsible for the violation of: (A) the water conservation stage then in effect and the provisions of this Ordinance relating thereto; (B) water conservation and drought response measures that are required and may be implemented pursuant to this Ordinance; (C) possible consequences of future violations of this Ordinance, including discontinuance of water service; and (D) penalties that may be imposed for the specific violation and any future violations of this Ordinance; and

(2) If the District Manager deems it to be appropriate, the District may order the installation of a flow-restricting device on the service line for any person who violates any term or provision of this Ordinance.

(d) For a second or any subsequent violation of this Ordinance within a 12 month period:

(1) The District shall impose fines as follows:

(A) For the second violation of this Ordinance within a 12 month period, the District shall impose a fine of Fifty Dollars (\$50).

(B) For the third violation of this Ordinance within a 12 month period, the District shall impose a fine in the amount of Seventy Five Dollars (\$75).

(C) For a fourth and all subsequent violations of this Ordinance within a 12 month period, the District shall impose a fine of One Hundred Twenty Five Dollars (\$125).

(2) The District shall send a District water conservation specialist or provide written notice of violation to the property where the violation occurred to notify the person at the property of: (A) the water conservation stage then in effect and the provisions of this Ordinance relating thereto; (B) the water conservation and drought response measures that are required and may be implemented by such person; and (C) possible consequences which may occur in the event of any future violations of this Ordinance;

(3) If the District Manager deems it to be appropriate, the District may order the installation of a flow-restricting device on the service line for any person who violates any term or provisions of this Ordinance;

(4) If the District Manager deems it to be appropriate, the District may discontinue water service at the location where the violation occurred;

(5) If a flow restrictor is installed at the property where the violation occurred, the District shall impose a penalty per current Rate Ordinance for the

installation and removal of any flow restrictor installed by the District to restrict the amount of water delivered to a person who has violated this Ordinance; and

(6) If water service is discontinued at the property where the violation occurred, the District shall impose a reconnection penalty per the current rate Ordinance, as fixed from time to time by the Board, if the person requests to reconnect the property to the water system;

(7) The District shall impose any other penalties, as fixed from time to time by the Board, for a violation of this Ordinance or in accordance with California Water Code sections 377 and 31029.

(8) If available there is an option of going to water school in lieu of paying the first penalty. Water school may be attended once per year,

(e) The District may, after one written notice of violation pursuant to this Section 11, order that a special meter reading or readings be made in order to ascertain whether wasteful or unreasonable use of water is occurring. The District may impose a meter reading fee for each meter reading it conducts pursuant to this Ordinance.

(f) In order to recover the costs of this water conservation regulatory program, the Board may, from time to time, fix and impose fees for:

(1) Any visits of a water conservation specialist or other District staff for time incurred or for meter reading, follow-up visits, or the installation of a flow restrictor device;

(2) Enforcing any term or provision of this Ordinance;

(3) Reinitiating service at the property where service has been discontinued pursuant to this Ordinance; and

(4) Processing any fees necessary to carry out the provisions of this ordinance.

(g) The District hereby adopts the penalties set forth in Exhibit A to this Ordinance, attached hereto and by this reference incorporated herein, for violations of this Ordinance. Such penalties and fees may be fixed and amended from time to time by resolution of the Board.

(h) The failure of any person with an interest in the property to receive any notice served in accordance with this Ordinance shall not affect the validity of any proceedings taken under this Ordinance. The notice requirements in this Section do not apply to initial notices of violation which may be sent by regular mail. Service of a notice of violation by regular mail is effective on the date of mailing.

- (i) All remedies provided herein shall be cumulative and not exclusive.

Section 12. Variances.

Consideration of written applications for variances regarding the regulations and restrictions on water use set forth in this Ordinance may be made by the District.

(a) Written applications for variances shall be accepted, and may be granted or denied, by the General Manager (the "Approving Authority"), at his or her sole discretion, or by his or her designee at his or her sole discretion. The application shall be in a form prescribed by the District and shall be accompanied by a non-refundable processing fee in an amount as determined by the Board.

- (b) The grounds for granting or conditionally granting a variance are:

(1) Due to unique circumstances, a specific requirement of this Ordinance would result in undue hardship to a person using District water or to property upon which District water is used, that is disproportionate to the impacts to other District water users generally or to similar property or classes of water users; or

(2) Failure to grant a variance would adversely affect the health, sanitation, fire protection, or safety of the applicant or the public.

(c) The application for a variance shall be accompanied, as appropriate, with photographs, maps, drawings, and other information substantiating the applicant's request, including a statement by the applicant.

(d) An application for a variance shall be denied unless the Approving Authority finds, based on the information provided in the application, supporting documentation, or such other additional information as may be requested, and on water use information for the property as shown by the records of the District, all of the following:

(1) That the variance does not constitute a grant of special privilege inconsistent with the limitations upon other District customers.

(2) That because of special circumstances applicable to the property or its use, the strict application of this Ordinance would have a disproportionate impact on (A) the property or use that exceeds that customers generally, or (B) the applicant's health that exceeds customers generally.

(3) That the authorization of such variance will not be of substantial detriment to adjacent properties, and will not materially affect the ability of the District to effectuate the purpose of this Ordinance and will not be detrimental to the public interest.

(4) That the condition or situation of (A) the subject property or the intended use of the property for which the variance is sought is not common, recurrent, or general in nature, or (B) the applicant's health or safety is not common, recurrent, or general in nature.

(e) The denial or grant of a variance shall be acted upon within fifteen (15) days of the submittal of the complete application, including any photographs, maps, drawings, and other information substantiating the applicant's request and the statement of the applicant. The application may be approved, conditionally approved, or denied. The decision of the Approving Authority shall be prepared in writing, include terms and conditions, if any, and promptly sent to the applicant.

(f) The denial of a request for a variance may be appealed in writing to the District Board of Directors. An appeal shall be made in accordance with the following procedures:

(1) The person appealing the denial of the variance ("appellant") shall complete and submit in writing a form provided by the District for such purpose and shall state in such form the grounds for his or her appeal. All appeals shall be submitted to the District Secretary within thirty (30) calendar days of the date of the notice of the denial of the request for a variance.

(2) The Board of Directors shall conduct a hearing on such appeal at its next regularly scheduled Board meeting; provided, however, the Board of Directors shall have received the notice of appeal at least fifteen (15) calendar days prior to such meeting. If the appeal is not submitted within at least fifteen (15) calendar days prior to a regularly scheduled Board of Directors meeting, then the hearing shall be held at the following regularly scheduled Board of Directors meeting. A notice of the hearing shall be mailed to the appellant at least ten (10) calendar days before the date fixed for the hearing. The Board of Directors shall review the appeal de novo. The determination of the Board of Directors shall be conclusive. Notice of the determination by the Board of Directors shall be mailed to the appellant within ten (10) calendar days of such determination and shall indicate whether the appeal has been granted in whole or in part and set forth the terms and conditions of the variance, if any, granted to the appellant. If the appeal is denied, the appellant shall comply with all terms and conditions of this Ordinance and the applicable water conservation stage then in effect.

(3) Until the conclusion of the appeal process, all provisions and decisions under appeal shall remain in full force and effect until the conclusion of the appeal process.

Section 13. Conflicting Provisions.

If provisions of this Ordinance are in conflict with each other, the District Policy Manual, any other resolution or ordinance of the District, or any State law or regulation, the more restrictive provisions shall apply.

Section 14. Severability.

If any provision, section, subsection, sentence, clause or phrase or sections of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the invalidity of the remaining portions of sections of this Ordinance shall not be affected, it being the intent of the Board in adopting this Ordinance that no portions, provisions, or regulations contained herein shall become inoperative, or fail by reason of the unconstitutionality of any other provision hereof, and all provisions of this Ordinance are declared to be severable for that purpose.


APPROVED AND ADOPTED by the Board of Directors of the Rio Linda/Elverta Community Water District on this 21th day of December 2015.

AYES, in favor hereof: Dills, Harris, Green, Anderson and Ridilla

NOES: None

ABSTAIN: None

ABSENT: None


John Ridilla, President
Board of Directors

Attest: 
Board Secretary

EXHIBIT A

PENALTIES

<u>Description of Fee or Charge</u>	<u>Code Section*</u>	
Penalty for Violation Conservation Policy	§4.14.200	Second Violation: \$50.00 Third Violation: \$75.00 Fourth Violation: \$125.00



**Items for Discussion and Action
Agenda Item: 4.6**

Date: April 18, 2022

Subject: Revision of Policy 4.31.217

Staff Contact: Timothy R. Shaw, General Manager

Recommended Committee Action:

The Executive Committee reviewed the proposed revisions to Policy 4.31-217 and forwarded an item onto the April 18th Board agenda to enable Board consideration of policy revision with the Committee's recommendation for Board approval.

Current Background and Justification:

The Board discussed the need for revision to Policy 4.31.217 at the March 21, 2022 meeting. The Board further directed staff to implement the proposed changes into the policy and bring the item back to the April 18th meeting.

Included as a document associated with this item is the proposed revised policy.

Conclusion:

As recommended by the Executive Committee, the Board should authorize the revisions to Policy 4.31.217.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Gifford: _____ Green: _____ Ridilla: _____ Reisig: _____ Harris: _____.

(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

4.31.217 Reduction Due to Accidental Loss. Notwithstanding any other provision herein, the General Manager may reduce the use charges on a water bill by fifty percent (50%) when the following circumstances exist: (A) the consumer's usage exceeds any other previous usage by a factor of two (2); (B) evidence of the accidental nature of the usage is presented (i.e. a leak, a fire, etc.); (C) evidence that the cause of the excessive usage has been corrected. No reduction may be granted by the General Manager when a consumer has received a previous reduction within a five (5) year period.

4.31.217 ~~Reduction Due to Accidental Loss~~ Incentives for Prompt Repair of Leaks. Notwithstanding any other provision herein, the General Manager may ~~reduce the use charges on a water bill by fifty percent (50%) when the following circumstances exist:~~ authorize the following inducements to encourage water customers to promptly repair leaks:

- ~~A. (A) the consumer's usage exceeds any other previous usage by a factor of two (2); (B) evidence of the accidental nature of the usage is presented (i.e. a leak, a fire, etc.); (C) evidence that the cause of the excessive usage has been corrected. No reduction may be granted by the General Manager when a consumer has received a previous reduction within a five (5) year period.~~
- A. If the water customer provides sufficient evidence to show the leak was promptly repaired, the General Manager may authorize an extended payment plan to enable the customer to pay down the charges resulting from the excessive water consumption. However, the Board of Directors must approve a payment plan in excess of 6-months in duration.
- B. The General Manager may direct staff to engage the affected customer in outreach to provide information and instruction on participating in the District's consumption data device installation and benefits, which would have enabled a more prompt response to the leak and avoided water wasting.
- B.C. The General Manager may direct the Conservation Coordinator to offer a water audit intended to help the customer to use water more efficiently, thereby reducing the customers water bill moving forward.



**Items for Discussion and Action
Agenda Item: 4.7**

Date: April 18, 2022

Subject: Customer Request for Board Consideration of Billing Issues

Staff Contact: Timothy R. Shaw

Recommended Committee Action:
N/A this item was not discussed at Committee.

Current Background and Justification:

Current District policy stipulates that the full Board consider customer’s request for waivers, reversal of charges, refunds etc. Included with your Board packets are the customers’ request forms (plural).

The request associated with this item is from account # 13193000. The request stems from the customer’s meter becoming inoperable on March 20th, discovered in the bimonthly meter reading cycle.

Pursuant to the current rate structure, an inoperable meter generates a minimum charged based on the average seasonal consumption of all residential customers. However, when the affected customer typically uses far less than average, the assumption of average arguable results in a charge higher than it would have been if the meter had been operational.

A review of account # 13193000 shows this customer consistently uses only 2 units of water in cooler billing cycles.

Conclusion:

I recommend account # 13193000 March 2022 bill be adjusted to reflect he used 2-units of water from January 20th to March 20th. This would result in the customer being issued a credit for the difference between the bill he received and a bill corresponding to a 2-units of consumption billing cycle.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla:____ Harris:____ Jason Green ____ Gifford ____ Reisig ____.

(A) Yea (N) Nay (Ab) Abstain (Abs) Absent

Rio Linda Elverta Community Water District
Request for Consideration of Billing Issues by the Board of Directors



Account Holder: [REDACTED] Account #: [REDACTED]
 Service Address: [REDACTED] STREET

Check the appropriate box(s) and specify which fees you are requesting the Board to waive:

- Account Deposit Amount: \$ _____
- Delinquency Notice Fee Amount: \$ _____
- 48 Hour Notice Fee Amount: \$ _____
- Service Charges Amount: \$ _____
- Shutoff Fee Amount: \$ _____
- Tampering Fee Amount: \$ _____
- Other Amount: \$ 88.85

Notice: This request may be considered at a public Board Meeting. This document may become a part of the Board meeting agenda which is accessible to the public by request or via the District website. However, the District will make reasonable attempts to preserve customer privacy via redaction, e.g. addresses, phone, email etc.

Total: \$ 88.85

Justifying Information to Support Your Request: I WAS EXPECTING THE USUAL BASE SERVICE CHARGE OF \$55.25 WHEN I RECEIVED THE LATEST BILL DATED 3/30/22. THE BASE SERVICE CHARGE WAS \$88.85 WITH NO EXPLANATION.

WHEN I CALLED TO INQUIRE, I WAS TOLD MY METER WAS INOPERABLE, THEREFORE I WAS CHARGED A FLAT FEE FOR THE ENTIRE BILLING PERIOD AND EACH FUTURE BILLING PERIOD UNTIL I (CWD) REPLACED THE METER.

MY AVERAGE USAGE OVER THE 3 PREVIOUS BILLING PERIODS WAS 2 UNITS, ABOUT \$3.44. I REQUEST A REFUND OF \$33.60, WITH THE UNDERSTANDING THE DISTRICT WILL REPAIR THE METER PRIOR TO THE NEXT BILLING PERIOD.

(Attached additional sheets if necessary)

By signing below you are; attesting to the accuracy of the information you have provided and fraudulent submittal may result in Board denial, you acknowledge that all correspondence between yourself and the District is subject to California Public Records Act laws, and you further acknowledge the Board of Directors' rulings are final.

Signed: [REDACTED] Date: APRIL 6, 2022

Account Holder Contact Information:
 In case you are unable to attend the Board Meeting, please provide with your preferred method for us to contact you regarding the Board's decision.
 Email Address: [REDACTED]
 Phone Number: [REDACTED]
 US Mail (provide mailing address): [REDACTED], Rio Linda, CA 95673-1222

Business Office

Account History – This includes all transactions up to the date form is signed

_____ Number of times Delinquency Notice sent in the past 12 months

_____ Number of times 48 Hour Notice sent in the past 12 months

_____ Number of times service was terminated for non-payment over the past 12 months

Amortization Agreement on File: _____ YES _____ NO

Additional Information: _____

Resolution of the Issue and Feedback to Customer:

Board Action Taken: _____

Customer was contacted by _____ Phone, _____ US mail, _____ Email.

Date: _____ Initials: _____

Appropriate adjustments made to the account: Date: _____ Initials: _____

Notes added to the account: Date: _____ Initials: _____



Items for Discussion and Action
Agenda Item: 4.8

Date: April 18, 2022

Subject: Authorize any new Board Member Assignments (committees and other) announced by the Chair pursuant to District Policy 2.01.065

Staff Contact: Timothy R. Shaw

Recommended Committee Action:

N/A

Current Background and Justification:

District policy and various statutes stipulate Board approval of any Board Member assignments.

Conclusion:

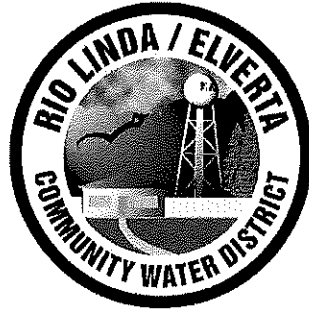
I recommend the Board consider approving any specific nominations and assignments as may be deemed necessary and appropriate.

Board Action / Motion

Motioned by: Director _____ Seconded by Director _____

Ridilla:____ Harris:____ Jason Green ____ Gifford ____ Reisig____.

(A) Yea (N) Nay (Ab) Abstain (Abs) Absent



**Information Items
Agenda Item: 5.1**

Date: April 18, 2022

Subject: District Reports

Staff Contact: Timothy R. Shaw, General Manager

DISTRICT ACTIVITY REPORTS

1. Operations Report
2. Completed and Pending Items Report
3. Conservation Report
4. Leak Repair Status Report
5. SWRCB Documents Regarding Readoption of Hexavalent Chromium Limit.

RIO LINDA/ELVERTA C.W.D. 2022

REPORT OF DISTRICT OPERATIONS

51

SOURCE WATER DATA

Water Production (Million Gallons)

January	February	March	April	May	June		Year To Date
40.7	40.9	53.6					
40,708,764	40,949,074	53,558,498					
July	August	Sept.	Oct.	Nov.	Dec.		
							135.20
		Monthly Total					
Gallons = Multiply M.G. by:		1,000,000	53,558,498	Gallons		135,216,336	
Cubic Feet = Divide gallons by:		7.48	7,160,227	Cubic Feet		18,077,050	
Hundred Cu Ft. = Divide cu. ft. by:		100	71,602	Hundred Cubic Feet		180,771	
Acre Ft.= Divide gallons by:		325,829	164.38	Acre Ft.		415	

DISTRIBUTION SYSTEM DATA

Water Quality Complaints

Complaints Total (Low Psi Complaints)

January	February	March	April	May	June		Year To Date
0	0	1 (1)					
July	August	Sept.	Oct.	Nov.	Dec.		
							1

New Services

New Construction	1		1
Existing Homes	1		1
Paid prior to increase. (2 not installed)	0		0
Total of Service Connections to Date ----->			4650

Distribution System Failures/Repairs

Deterioration March 1 thru 31	4		19
Damaged March 1 thru 31	1		2

Bacteriological Sampling

Routine Bacteriological Samples (Distribution System)	20		52
Raw Water Bacteriological Samples (at Wells)	11		15

March 1, 2022 - March 31, 2022

5 - Distribution leaks repaired by District staff, 0 - by Contractor or with Contractor assistance.

Work Orders Issued - 103	Work Orders Completed - 54	USA's Issued - 87
Backflow Test - 1	Backflow Test - 1	
Change Out Meter - 47	Change Out Meter - 4	
General Complaint - 1	Conservation - 1	
Disconnect Service - 1	Disconnect Service - 1	
Flow Test - 2	Flow Test - 3	
Get Current Read - 1	Install New Service - 2	
Install New Service - 2	Lock Service Off - 1	
Lock Service Off - 1	Other Work - 1	
Other Work - 1	Possible Leak - 8	
Possible Leak - 11	Pressure Complaint - 1	
Pressure Complaint - 1	Re-Locate Meter Box - 1	
Repair - 1	Tag Property - 21	
New Service Quote - 1	Turn Off Service - 8	
Tag Property - 22	Turn on Service - 1	
Turn Off Service - 8		
Turn On Service - 2		

* Supply chain issues have delayed procurement of 5/8" x 3/4" meters for meter replacements. The current estimate for delivery of an order placed 04/12/22 is the end of July. Neptune is working to mitigate this and will update us of any changes.

RIO LINDA/ELVERTA C.W.D.

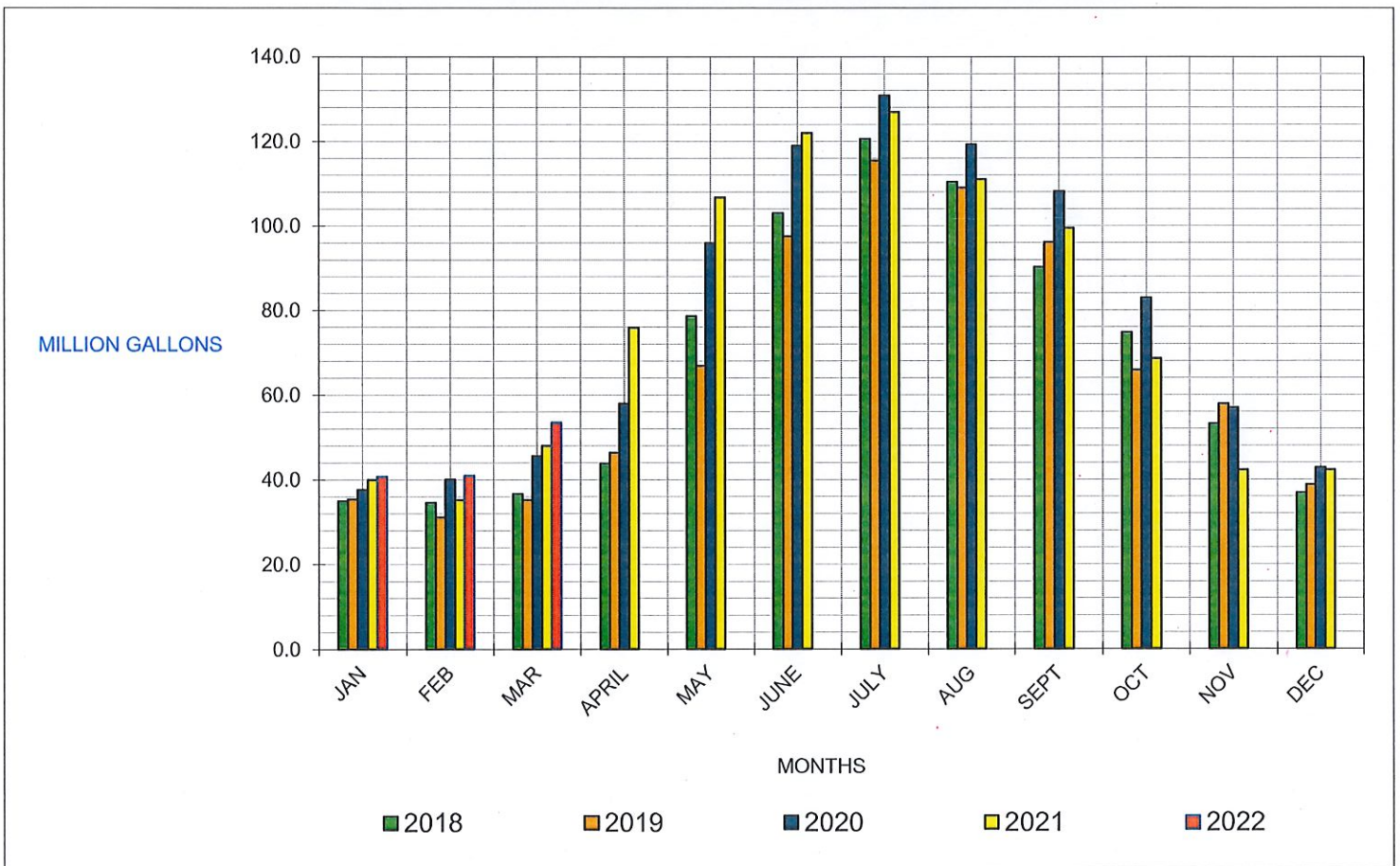
WATER PRODUCTION

2018 \ 2022

Water Production in Million Gallons

SSWD Water Purchases

Month	2018	2019	2020	2021	2022	Avg.	2018	2019	2020	2021	2022
JAN	34.8	35.3	37.6	39.9	40.7	37.7	0.0	0.0	0.0	0.0	0.0
FEB	34.5	31.1	40.0	35.2	40.9	36.3	0.0	0.0	0.0	0.0	0.0
MAR	36.5	35.1	45.5	47.9	53.5	43.7	0.0	0.0	0.0	0.0	0.0
APRIL	43.7	46.3	57.9	75.8		55.9	0.0	0.0	0.0	0.0	
MAY	78.5	66.8	95.9	106.6		87.0	0.0	0.0	0.0	0.0	
JUNE	102.9	97.5	118.9	121.9		110.3	0.0	0.0	0.0	0.0	
JULY	120.5	115.4	130.7	126.8		123.4	0.0	0.0	0.0	0.0	
AUG	110.3	108.9	119.2	110.9		112.3	0.0	0.0	0.0	0.0	
SEPT	90.1	96.1	108.1	99.4		98.4	0.0	0.0	0.0	0.0	
OCT	74.7	65.8	82.8	68.5		73.0	0.0	0.0	0.0	0.0	
NOV	53.1	57.8	56.9	42.2		52.5	0.0	0.0	0.0	0.0	
DEC	36.8	38.7	42.7	42.2		40.1	0.0	0.0	0.0	0.0	
TOTAL	816.4	794.8	936.2	917.3	135.1	866.2	0.0	0.0	0.0	0.0	0.0





**PENDING AND COMPLETED ITEMS
4-18-2022 BOARD OF DIRECTORS MEETING**

1. **Emergency Response Plan Update and Recertification** – I have completed the update to the Emergency Response Plan and certified the plan with the United States Environmental Protection Agency. **Completed**
2. **SB-606 and AB-1668 planning for compliance** – There is limited data to reflect the influence of the new rate structure on water use efficiency. Since most of the capacity for increasing water use efficiency stems from changes to outdoor irrigation practices, we will apply more focus to consumption during warmer months with longer daylight periods. **Pending**
3. **Hexavalent Chromium MCL economic feasibility** The State Water Resources Control Board publish the draft notice proposing the re-adoption of the MCL at 10-parts per billion. The process now goes into a prescribed public comment period. **Pending**
4. **District outreach to customers following implementation of a new rate structure focused on consumption in compliance with SB 606 / AB 1668 requirements** – – I engaged the Customer Service / Conservation Coordinator on the process for creating a mail merge document to inform the existing customers with Innov8 devices of the transition from pilot testing to a regular service where the customer pays for the cost of service (\$5/billing cycle) . **Pending**
5. **Prepare and Certify a New Emergency Response Plan** – The Emergency Response Plan has been updated and recertified. **Completed**
6. **Resolution Declaring an Election**, Resolution 2022-03 is on the April 18th agenda for Board consideration **Pending**
7. **Direct Assessments for Delinquent Accounts** – As previously discussed and planned, the District needs to implement the practice of directly assessing property owners for unpaid water bills. The current practice is to lien property owners for unpaid water bills. The limitation for debt recovery via liens is that the District only gets paid if the property is sold. Many long-term unpaid accounts have been had a recorded lien for more than 10-years. **Pending**



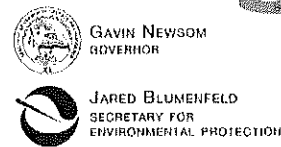
Conservation Report March 2022



Supplies (kits):	Shower heads(0) Kitchen Aerators(0) Bathroom Aerators(0) Shower Timer(0) Nozzle(0) Toilet Tabs(8) Moisture Meters(0) Water Bottles(0) Toilet Tummy(0) Retro-Fit Kits(0) Welcome Kits(0) Kids Kit(0)
Water Waste (calls, emails, letter, leaks detected, and fixed):	0 Water Waste Call(s) 155 were contacted about Higher than Normal Water Usage 307 were contacted about possible leaks using the AMI system - 6 were called, 300 were emailed, 1 tag was hung 65 were confirmed resolved
Water Schedule:	given to customers with all violation letters and new applications
Surveys	0
Workshops, Webinar, Meetings:	None
Fines:	None
Other Tasks:	<ul style="list-style-type: none"> ● Assisted with new customers ● Created/completed work orders ● Disconnect properties with no service application ● Notified and offered customers the ACH payment method ● Closed accounts and final billed customers ● Printed stamps ● Mailed out application requests to new owners ● Scanned and uploaded documents into UMS ● Reached out to customers with higher than normal water usage ● Verbal Demands ● Created Report for High Usage Exceptions ● Rereads for 3/20/22 billing cycle ● Created Newsletter for 3/20/22 billing cycle
Grant Updates:	None

2022 Leak - Repair Tracking

Work Order #	Leak Type	Street	Date Reported	Date Repaired	Days	
1	22863	Service Line	Beamer Way	12/27/2021	1/11/2022	16
2	23003	Service Line	Elwyn Ave	12/16/2022	1/6/2022	20
3	23052	Service Line	24th Street	1/12/2022	1/13/2022	2
4	None	Main	Elkhorn - W2nd St	1/13/2022	1/13/2022	1Hr
5	23106	Service Line	G Street	1/24/2022	1/25/2022	2
6	23109	Service Line	G Street	1/25/2022	1/25/2022	1
7	23110	Service Line	Front Street	1/26/2022	2/3/2022	8
8	23119	Service Line	Elwyn Ave	2/2/2022	2/2/2022	1
9	23120	Service Line	Lilac Ln	2/2/2022	2/5/2022	3
10	23127	Service Line	Blacktop Rd.	2/7/2022	2/7/2022	1
11	23130	Service Line	I Street	2/8/2022	2/9/2022	2
12	23147	Service Line	8th Street	2/16/2022	2/16/2022	1
13	23148	Service Line	Lilac Ln	2/16/2022	2/16/2022	1
14	23152	Service Line	Fallon Woods Wy	2/23/2022	2/28/2022	5
15	23153	Service Line	West U Street	2/24/2022	2/28/2022	4
16	23154	Service Line	Q Street	2/24/2022	2/24/2022	1
17	23168	Service Line	W. 2nd Street	3/9/2022	3/9/2022	1
18	23223	Service Line	K Street	3/21/2022	3/21/2022	1
19	23240	Service Line	10th Street	3/23/2022	3/29/2022	6
20	23225	Service Line	C Street	3/28/2022	3/29/2022	2
21	23225	Service Line	W. E Street (Damaged)	3/29/2029	3/29/2029	0
22						
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State Water Resources Control Board
Proposed Hexavalent Chromium MCL
Staff Report

In 2001, the California Legislature required the Department of Health Services to develop a primary drinking water standard for hexavalent chromium by 2003.¹ Health and Safety Code (HSC) sections 116365(a) and 116365(b)² require the State Water Resources Control Board (State Water Board) to adopt primary drinking water standards at a level as close as feasible to the corresponding public health goal (PHG), placing primary emphasis on the protection of public health, and avoiding, to the extent technologically and economically feasible, any significant risk to public health. In 2011, the Office of Environmental Health Hazard Assessment (OEHHA) published the hexavalent chromium PHG at 0.02 micrograms per liter ($\mu\text{g/L}$).³

State Water Board staff is considering a hexavalent chromium maximum contaminant level (MCL) of 10 $\mu\text{g/L}$ or 0.010 milligrams per liter (mg/L), and an associated detection limit for purposes of reporting (DLR) of 0.05 $\mu\text{g/L}$ or 0.00005 mg/L.⁴ In addition, State Water Board staff proposes a compliance schedule based on system size:

- Systems with more than 10,000 service connections would be required to comply with the MCL within two years of rule adoption.
- Systems with 1,000 to 10,000 service connections would be required to comply with the MCL within three years of rule adoption.
- Systems with less than 1,000 service connections would be required to comply with the MCL within four years of rule adoption.

¹ Health and Saf. Code, § 116365.5. The Department of Health Services became the Department of Public Health (CDPH) in 2007, and its Drinking Water Program was transferred to the State Water Board in 2014. Prior to the transfer, CDPH issued a primary drinking water standard for hexavalent chromium, which was overturned by the Sacramento Superior Court in 2017.

²All references are to the Health and Safety Code, unless otherwise indicated.

³ Pursuant to HSC section 116365(c), OEHHA prepares and publishes an assessment of public health risks posed by each contaminant for which the State Water Board proposes a primary drinking water standard. The risk assessment includes an estimate, the PHG, of the drinking water contaminant level that is not anticipated to cause or contribute to adverse health effects, or that does not pose any significant health risk.

⁴ DLRs are the designated minimum levels at or above which any analytical finding of a contaminant in drinking water resulting from monitoring must be reported to the State Water Board.

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Consistent with HSC section 116370, State Water Board staff is proposing findings of reduction/coagulation/filtration, ion exchange, and reverse osmosis as best available technologies (BAT) for the removal of hexavalent chromium from drinking water to concentrations at or below the proposed MCL.

Proposal Background

State Water Board staff reviewed analytical method availability, evaluated efficacy of various treatment technologies, and prepared cost estimates using water quality monitoring data in the State Water Board's Water Quality Information Replacement (WQIR) database to evaluate 17 possible MCLs (1 to 15, 20, and 25 µg/L). It was assumed laboratories would use United States Environmental Protection Agency's (U.S. EPA) Methods 218.6 or 218.7 for sample analysis and that public water systems (PWS) would rely on centralized treatment using strong base anion exchange to meet the MCL.

Technological Feasibility

A primary drinking water standard must be set at a level that is technologically feasible. (Health & Saf. Code, § 116365, subd. (a).) Technological feasibility requires an analytical method capable of detecting hexavalent chromium at or below the proposed level and a method of treatment that can produce water at or below that level.

Detection Limit for Purposes of Reporting

Two analytical methods, U.S. EPA Methods 218.6 and 218.7, are capable of reporting concentrations at or below the proposed DLR of 0.05 µg/L. Establishing a DLR of 0.05 µg/L will maximize current technological feasibility.

Treatment Techniques

The following three treatment technologies are proposed as best available technologies for the removal of hexavalent chromium from drinking water to concentrations at or below the proposed MCL of 10 µg/L:

- Reduction coagulation filtration (RCF) treatment reduces hexavalent chromium to trivalent chromium. Trivalent chromium has a very low solubility, which results in the formation of a precipitate that can be removed by filtration to result in hexavalent chromium concentrations less than 5 µg/L in finished water.
- Ion exchange uses strong base resins to which the hexavalent chromium anion can adsorb, decreasing hexavalent chromium concentrations to less than 1 µg/L in finished water.
- Reverse osmosis can filter hexavalent chromium through membranes to less than 1 µg/L.

Treatment technology capabilities may differ in non-ideal circumstances. While RCF has been shown to treat hexavalent chromium down to 5 µg/L, the data is limited to one treatment plant. Source water quality impacts the treatment efficacy of ion exchange and RCF. High sulfates can reduce the efficiency of strong base ion exchange

treatment, and pH has a significant impact on RCF's reduction efficiencies. State Water Board staff considers the proposed MCL of 10 µg/L to be technologically feasible because multiple mature, full-scale treatment technologies have been demonstrated capable of treating to concentrations at or below this level.

Estimated Costs

Statutory Requirements

A primary drinking water standard must be set at a level that is economically feasible. (Health & Saf. Code, § 116365, subd. (a).) HSC section 116365(b) requires the State Water Board to consider as part of its economic feasibility determination "the costs of compliance to public water systems, customers, and other affected parties with the proposed primary drinking water standard, including the cost per customer and aggregate cost of compliance, using best available technology."

Estimated Costs

PWS cost estimates were evaluated using the following service connection categories:

- 1) systems with less than 100 connections⁵;
- 2) systems with at least 100 connections, but less than 200 connections;
- 3) systems with at least 200 connections, but less than 1,000 connections;
- 4) systems with at least 1,000 connections, but less than 5,000 connections;
- 5) systems with at least 5,000 connections, but less than 10,000 connections; and
- 6) systems with over 10,000 connections.⁶

Estimated costs include statewide costs and not actual cost to a particular water system. Actual costs for any particular water system will vary depending on many site-specific parameters, such as the concentration of hexavalent chromium in the source, the physical and chemical characteristics of the water to be treated, the need to provide treatment for other contaminants, the type and method of resin and brine disposal, the availability of land, the future cost of construction, and the cost of water treatment plant operating staff.⁷

⁵ The general lack of information regarding very small, centralized treatment system costs (less than 10 gpm) makes estimating treatment costs for the small water systems difficult. Therefore, alternate cost estimates for systems with less than 100 connections are included in the form of POU cost estimates in the following section.

⁶ Although half of California's community water systems serve fewer than 100 connections, these small systems serve only 6.6% of consumers served by public water systems. By contrast, systems with more than 10,000 service connections serve more than 74.5% of the population served by public water systems.

⁷ Although PWS may select from various means of compliance, State Water Board staff is basing costs on strong base anion ion exchange because it is anticipated that this will be the most commonly used treatment for hexavalent chromium.

1. Estimated Total Costs of Monitoring and Treatment

The estimated total annualized monitoring and treatment costs for water sources with concentrations of hexavalent chromium greater than the proposed MCL of 10 µg/L, by water system size, are shown in Tables 6A and 6B in Attachment 1 for community water systems (CWS) and nontransient noncommunity water systems (NTNCWS), respectively. For the proposed MCL of 10 µg/L, the total annualized costs are approximately \$157,406,603 and \$5,528,796 for CWS and NTNCWS, respectively. Tables 17C and 17D show the total and annualized monitoring and treatment costs for transient noncommunity water systems (TNCWS) and wholesalers, respectively. For the proposed MCL of 10 µg/L, the total annualized costs are approximately \$555,166 and \$47,596,797 for TNCWS and wholesalers, respectively.

2. Estimated Total Costs Per System

The estimated number of systems requiring treatment can be found in Tables 7.1A and 7.1B for CWS and NTNCWS, respectively. The average estimated annual cost per system, by water system size, is shown in Tables 7.2A and 7.2B for CWS and NTNCWS, respectively. For the proposed MCL of 10 µg/L, the average annual cost per system for CWS ranges from \$104,738 (systems with less than 100 service connections) to \$4,984,385 (systems with more than 10,000 service connections) depending on the system size. The average annual costs per system for NTNCWS are generally smaller due to their sizes, ranging from \$82,711 to \$174,941. Larger water system costs are generally greater due to the need to treat greater flows to serve more people.

For the proposed MCL of 10 µg/L, the average annual cost per system is \$92,528 for TNCWS and \$15,865,599 for wholesalers. The cost is much higher for wholesaler systems than other system types because wholesalers usually produce very large amounts of water.

Note that for systems with less than 200 connections, State Water Board staff looked at the capital and O&M costs for point-of-use (POU) treatment, instead of costs of centralized treatment. Costs were estimated using U.S. EPA's POU cost estimating tool.⁸ Costs for residential reverse osmosis (RO) devices registered for sale in California were collected from manufacturer or online retail websites and averaged to determine the RO device, replacement filter, and membrane cartridge costs based on the device's ability to treat hexavalent chromium. As of June 2021, no POU device using RO and registered for sale in California could treat to below 3 µg/L.⁹ Based on U.S. EPA case

⁸ U.S. EPA. (2007). Cost Evaluation of Point-of-Use and Point-of-Entry Treatment Units for Small Systems: Cost Estimating Tool and User Guide (EPA 815-B-07-001). United States Environmental Protection Agency, Office of Ground Water and Drinking Water.

⁹ SWRCB. (2021d). Residential Water Treatment Devices. State Water Resources Control Boards. Accessed June 2021.
https://www.waterboards.ca.gov/drinking_water/certlic/device/watertreatmentdevices.html

studies and vendor information, given regular maintenance (e.g., filter cartridge replacement), the POU devices are expected to continue functioning for 10 years before the entire device needs to be replaced. The estimated POU monthly costs per connection based on MCL level and water system size are shown in Table 1.

Table 1. Monthly cost per connection of POU treatment based on MCL and system size. (Attachment 1, Table 14).

MCL (µg/L)	Less than 100 service connections	Between 101 and 200 service connections
4, 5	\$52	\$51
6, 7	\$47	\$47
8	\$46	\$44
9	\$41	\$40
10 to 25	\$38	\$37

3. Estimated Annual Costs per Source

The estimated average annual cost per source, by water system size, is shown in Tables 8A and 8B for CWS and NTNCWS, respectively. For the proposed MCL of 10 µg/L, the average cost per source for CWS ranges from \$88,625 (systems with less than 100 service connections) to \$842,431 (systems with more than 10,000 service connections). The average annual cost per source for NTNCWS ranges from \$81,618 to \$147,613. On average, systems with fewer than 100 service connections treat much less water per source (6 million gallons per year) than systems with more than 10,000 service connections (451 million gallons per year), which accounts for the large range of costs. Again, larger water system costs are generally greater due to need to treat greater flows.

For the proposed MCL of 10 µg/L, the average annual cost per source is \$92,528 for TNCWS and \$3,966,400 for wholesalers. The per source wholesaler costs are higher than other system types because on average, each source produces more water.

4. Estimated Costs per Service Connection

The estimated number of service connections in each water system size category can be found in Tables 9.1A and 9.1B for CWS and NTNCWS, respectively. The estimated average annual cost per service connection, by system size, is shown in Tables 9.2A and 9.2B for CWS and NTNCWS, respectively. For the proposed MCL of 10 µg/L, the average annual cost per service connection for CWS ranges from \$133 (systems with more than 10,000 service connections) to \$2,440 (for systems with less than 100 service connections). These costs are higher for smaller water systems due to a lack of economies of scale – meaning that there are fewer households (service connections) among which the cost of the treatment can be shared. However, these are cost estimates for centralized treatment, and systems with less than 100 service connections are expected to use POU treatment, which would have annual costs of \$456 per service connection.

For the proposed MCL of 10 µg/L, the average annual cost per service connection for NTNCWS ranges from \$3,482 (systems with at least 100 but less than 200 people) to \$47,610 (systems with less than 50 people). While these costs are large, they are not reflective of costs a family would be asked to pay because NTNCWS do not serve yearlong residents. Instead, these systems consist of agricultural and industrial facilities, schools, churches, prisons, recreational areas, restaurants, and any other public water system that regularly serves 25 or more of the same persons more than 6 months per year. NTNCWS also have very few service connections on average; one third of all NTNCWS in the state have only one service connection. For these reasons, NTNCWS costs are better understood on a per person basis, as discussed in the next section.

For the proposed MCL of 10 µg/L, the average annual cost per service connection is \$1,934 for TNCWS. Wholesaler costs cannot be broken down to the service connection level because wholesalers do not directly serve residents and do not consistently report service connections in the SDWIS database (some report the number of connections through which water is delivered to other systems, some report an estimate of the number of service connections that will eventually be served by their water, and some report the total number of service connections of all the systems to which they sell).

5. Estimated Costs Per Person

The estimated number of people served by the systems in each water system size category can be found in Tables 10.1A and 10.1B for CWS and NTNCWS, respectively. The estimated average annual cost per person, by system size, is shown in Tables 10.2A and 10.2B for CWS and NTNCWS, respectively. For the proposed MCL of 10 µg/L, the average annual cost per person for CWS ranges from \$34 (systems with more than 10,000 service connections) to \$686 (systems with less than 100 service connections) for centralized treatment. For comparison, the annual POU costs are approximately \$128 per person. For the proposed MCL of 10 µg/L, the annual average cost per person for NTNCWS ranges from \$131 (systems with 1,000 or more people) to \$2,657 (systems with less than 51 people). However, NTNCWS are not community systems and do not directly charge households or individuals for the cost of water. Instead, the 51 NTNCWS that were identified as potentially exceeding the MCL of 10 µg/L consist of 29 industrial/agricultural businesses (packing companies, farms, etc.), 10 schools, three restaurants, three "other transit areas" (Christian center, wedding event property, and county hauling), one medical facility, one church, one winery, one regional park, one Cal Fire conservation camp, and one migrant center.

For the proposed MCL of 10 µg/L, the average annual cost per person is approximately \$622 for TNCWS and \$257 for wholesalers.¹⁰ The six TNCWS are a raceway, a campground, two churches, a spa, and a packing company, none of which charge households or individuals for the cost of water.

¹⁰ The number of people served by each system is available in the DDW SDWIS data. This information can be accessed at this webpage:
https://www.waterboards.ca.gov/resources/data_databases/drinking_water.html.

6. Understanding Cost Trends

Some cost tables in Attachment 1, such as the estimated annual cost per service connection (Tables 9.2A and 9.2B) and the estimated annual cost per person (Tables 10.2A and 10.2B), show costs decreasing for lower potential MCLs or increasing for higher potential MCLs. The purpose of this section is to explain those cost trends.

The average monthly costs per household are shown below in Figure 1 in black for all systems, red for systems with less than 100 service connections, and in green for systems with more than 100 service connections. Treatment costs are very expensive for systems with less than 100 service connections because they have fewer customers to pay for centralized treatment (lack of economies of scale, as previously discussed).

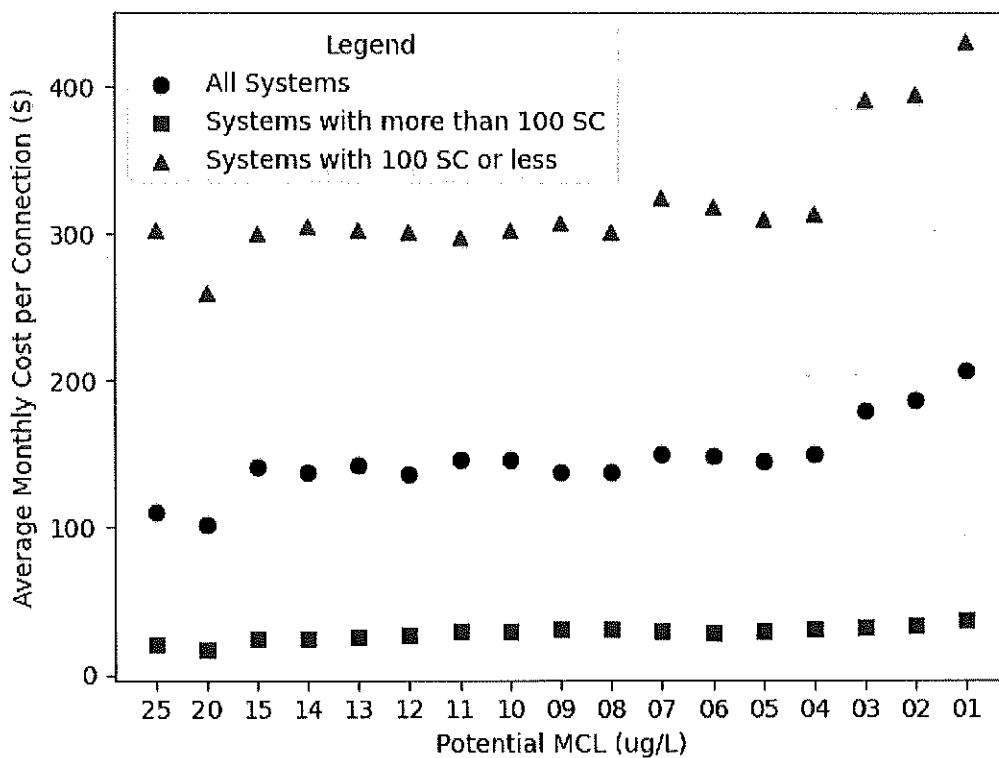


Figure 1. The average monthly cost per service connection

The average monthly costs for systems with more than 100 service connections in Figure 1 do not grow much as the potential MCL decreases (becomes more stringent), and in some cases the average monthly costs even decrease. This phenomenon is a result of new, much less contaminated sources being added at each MCL, such that the average contamination of all water being treated decreases as the potential MCL decreases. Therefore, the average costs stay the same or decrease even as costs are increasing for each individual system that has already been treating.

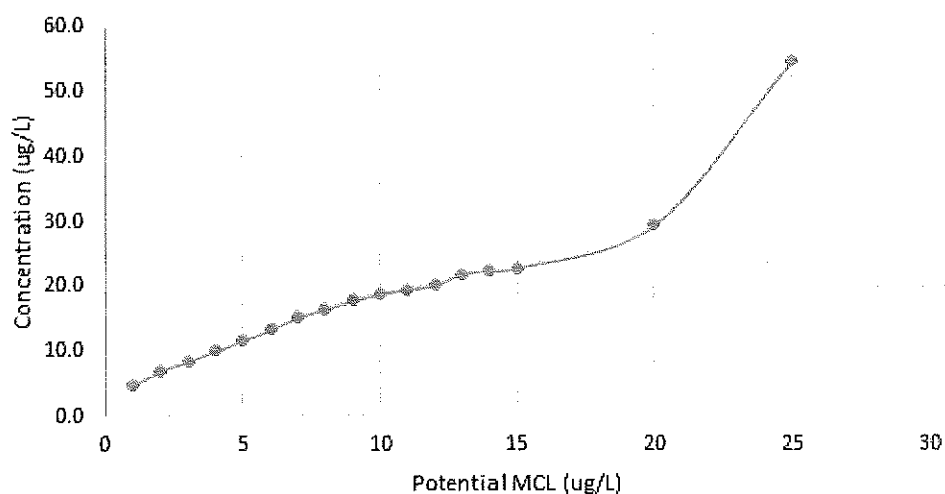


Figure 2. Average Hexavalent Chromium Concentration in Treating Sources

Figure 2 shows the extent to which the average concentration of hexavalent chromium in water sources to be treated changes with each potential MCL. The source concentration of all sources to be treated decreases with decreasing MCLs because added sources are much less contaminated than the previously included sources. These less contaminated sources cost less to treat, which lowers the average cost of treatment, even as individual costs increase for each source already treating.

Economic Feasibility

HSC section 116365 sets forth criteria to consider in determining the economic feasibility of a proposed MCL. State Water Board staff took a multi-faceted approach, considering a number of factors, including the household affordability of the rates public water systems may need to establish to fund compliance and meet ongoing operation and maintenance costs.

To determine economic feasibility, the State Water Board took a conservative approach by estimating centralized treatment costs for all PWS.¹¹ However, due to the high centralized treatment costs for CWS with less than 100 service connections, it is assumed that this subset of PWS will use POU treatment to comply with the MCL.

As noted above, at the proposed MCL of 10 $\mu\text{g/L}$, the majority of Californians would pay less than an additional \$20 per month. Some of the smallest systems, however, would have rate increases closer to \$40 per month.¹² The minimum and maximum monthly household costs for each system size category are shown in Table 16A in Attachment 1. A large cost jump in the maximum costs occurs at MCLs lower than 10 $\mu\text{g/L}$ for

¹¹ There are additional and likely less expensive ways many systems may use to comply with the MCL, such as blending, drilling new wells, and purchasing uncontaminated water from other system(s).

¹² Note that for systems with fewer than 100 connections, costs are based on installation of POU treatment, as set out in Table 1 above, rather than the costs for centralized treatment set out in Table 9.2, attached.

systems between 100 and 200 service connections. Water systems with less than 100 service connections using POU devices in lieu of centralized treatment would have cost increases of \$38 per household per month instead of the costs shown in this table.

Some categories in Table 16A show that the minimum cost decreases with lower MCLs. This is because less contaminated sources are more likely to be included at lower MCLs, some of which would require minimal hexavalent chromium removal, leading to very low minimum costs. It will, however, always cost more for any given system to treat its water to a lower MCL.

Considering water affordability principles from U.S. EPA¹³, State Water Board staff estimated the number of customers required to spend more than 2.5% of median household income (MHI) on their water bills. Each of these estimates excludes potential financial and technical assistance that the State Water Board might provide to small systems serving disadvantaged communities through various funding programs. At the proposed MCL of 10 µg/L, 16 systems with more than 100 service connections would potentially have total water bills that exceed that threshold. Fourteen of these systems are severely disadvantaged communities with MHIs below \$45,000 (three systems have water bills that already exceed the 2.5% threshold, even before estimated compliance costs for hexavalent chromium are added to their water bill).

Although the State Water Board cannot guarantee funding for any one system, as the individual circumstances of each system would have to be analyzed, the State Water Board has funding programs available to alleviate financial strain experienced by small PWS customers.

As Close as Feasible to PHG, and Avoiding Significant Risk to Public Health

With respect to carcinogens, such as hexavalent chromium, HSC section 116365 requires that to the extent technologically and economically feasible the MCL be set at a level that is not only as close to the PHG as feasible, but also avoids any significant risk to public health.

Ingesting hexavalent chromium has been shown to cause both cancer and kidney toxicity. Although this regulation is expected to reduce the number of cancer and kidney toxicity cases, at the proposed MCL of 10 µg/L, the cancer risk is 500 times greater than at the PHG.¹⁴ This equates to a lifetime risk for individuals that 1 person out of 2,000 exposed to drinking water at 10 µg/L for 70 years may experience cancer. Of the 69 MCLs adopted in California, the proposed MCL of 10 µg/L would place hexavalent chromium as the seventh least protective MCL, with 6 current MCLs less protective and 63 more protective of human health.

¹³ U.S. EPA (1998). Variance Technology Findings for Contaminants Regulated Before 1996. (EPA 815-R-98-003). United States Environmental Protection Agency, Office of Ground Water and Drinking Water.

¹⁴ The PHG of 0.02 µg/L represents a risk that is considered negligible (e.g., one excess cancer case in one million people).



Information Items
Agenda Item: 5.2

Date: April 18, 2022

Subject: Board Reports

Staff Contact: Timothy R. Shaw, General Manager

BOARD REPORTS

1. Report ad hoc committee(s) dissolved by requirements in Policy 2.01.065
2. Sacramento Groundwater Authority (Harris (primary), Reisig)
3. Sacramento Groundwater Authority / Sacramento Central Groundwater Authority 3 X 3 (Reisig)
4. Sacramento Groundwater Authority Budget Ad Hoc (Harris)
5. Executive Committee – Ridilla, Reisig
6. ACWA/ACWA JPIA

APRIL 7, 2022

TO: SACRAMENTO GROUNDWATER AUTHORITY BOARD

FROM: JIM PEIFER

RE: EXECUTIVE DIRECTOR'S REPORT

- a. **Program Manager Recruitment Update** – Staff is working on the job bulletin update regarding SGA's new staff position. The position will be advertised as a ladder classification of Associate/Senior Program Manager in order to encourage a wide applicant pool. Job postings will be advertised in a number of groundwater associations, water industry websites, and local college campuses.
- b. **RWA Salary Survey** – Per RWA Policy 400.2, RWA has begun the process to obtain a consultant to complete a salary survey of RWA staff positions. The policy states, in part, "As a small, professional, management-focused organization, it is the intent of the Authority to provide employee compensation at or above the labor market mean for the industry." Further, the policy states that the compensation practices will be implemented to, "attract the most qualified candidates and to minimize turnover of its employees." Section III of the policy directs that the RWA Executive Committee should conduct a compensation survey at least every five years to ensure compensation is consistent with the policy.
- c. **RWA Policy 400.4 Ad Hoc Committee** – The RWA Chair has established an ad hoc committee to revise RWA Policy 400.4, the Executive Director's Performance Evaluation Procedure. Chair Marcus Yasutake, Director Caryl Sheehan, and Director Brett Ewart from the SGA Board are participating on the Ad Hoc Committee.
- d. **Groundwater Substitution Transfers** – Water agencies within the SGA area are considering participating in groundwater substitution transfers this year. Staff will provide the Board additional information on transfers after plans are further developed and requests for concurrence are made to the SGA.
- e. **SGA Financial reports** – Local Agency Investment Fund Statement as of March 2022 is attached. Remaining financial reports as of March 31, 2022 will be furnished at the next SGA meeting.

Attachments

1. Financial Reports

SACRAMENTO GROUNDWATER AUTHORITY
REGULAR MEETING OF THE BOARD OF DIRECTORS

Thursday, April 7, 2022; 9:00 a.m.

AGENDA

The Board will discuss all items on this agenda, and may take action on any of those items, including information items and continued items. The Board may also discuss other items that do not appear on this agenda but will not act on those items unless action is urgent, and a resolution is passed by a two-thirds (2/3) vote declaring that the need for action arose after posting of this agenda.

The public shall have the opportunity to directly address the Board on any item of interest before or during the Board's consideration of that item. Public comment on items within the jurisdiction of the Board is welcomed, subject to reasonable time limitations for each speaker. Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection on SGA's website. In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, please contact cpartridge@rwah2o.org. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

Meeting Information:

SGA Board Meeting
Thu, Apr 7, 2022 9:00 AM - 12:00 AM (PST)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/917064789>

You can also dial in using your phone.

United States: +1 (224) 501-3412

Access Code: 917-064-789

- 1. CALL TO ORDER AND ROLL CALL**
- 2. PUBLIC COMMENT:** Members of the public who wish to address the Board may do so at this time. Please keep your comments to less than three minutes.
- 3. CONSENT CALENDAR:** All items listed under the Consent Calendar are considered and acted upon by one motion. Board members may request an item be removed for separate consideration.
 - a. Extend Resolution 2021-02, including requisite findings, to renew authorization to hold meetings of the Board of Directors via teleconference pursuant to Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members and the public to safely meet in person.
 - b. Approve the minutes of February 10, 2022 Board meeting

Action: Approve Consent Calendar Items

4. SGA FISCAL YEAR 2022 – 2023 BUDGET

Information and Presentation: Josette Reina-Luken, Financial and Administrative Services Manager

Action: Adopt Resolution No. 2022-01 to fund the administrative and program budgets for FY2022 – 2023 and provide for the collection of said funds.

5. GROUNDWATER SUSTAINABILITY PROGRAM UPDATE

Information and Presentation: Rob Swartz, Manager of Technical Services

6. LEGISLATIVE/REGULATORY UPDATE

Information and Presentation: Ryan Ojakian, Legislative and Regulatory Affairs Manager

7. FUTURE MEETING FORMAT

Discussion: Jim Peifer, Executive Director

8. SACRAMENTO CENTRAL GROUNDWATER AUTHORITY – 3X3 UPDATE

Information: Marcus Yasutake (Chair), Randy Marx (Vice Chair), and Robert Reisig

9. EXECUTIVE DIRECTOR'S REPORT

10. DIRECTORS' COMMENTS

ADJOURNMENT

Next SGA Board of Director's Meetings:

June 9, 2022, 9:00 a.m. at the RWA/SGA office, 5620 Birdcage Street, Ste. 110, Citrus Heights, the location is subject to change depending on the COVID-19 emergency.

Notification will be emailed when the SGA electronic packet is complete and posted on the SGA website at <https://www.sgah2o.org/meetings/board-meetings/>.

AGENDA ITEM 4: SGA FISCAL YEAR 2022 – 2023 BUDGET**BACKGROUND:****FY 2022 – 2023 BUDGET**

Each year the SGA Budget Subcommittee (Committee) reviews and makes a recommendation for adoption of the budget. The Fiscal Year 2022-2023 (FY23) SGA Committee members include Marcus Yasutake, City of Folsom (Chair); Randy Marx, Fair Oaks Water District (Vice Chair), Mary Harris, Rio Linda/Elverta Community Water District; Paul Schubert, Golden State Water Company; and Robert Wichert, Sacramento Suburban Water District. The committee held a teleconference meeting on March 22, 2022 and March 29, 2022 to discuss the budget goals, expenditures, and proposed fees.

BUDGET TOPICS**Proposed Fees**

The proposed fees per unit for FY23 will not increase from FY22, which were as follows: the base fee for agencies is \$12,196, with a per connection fee of \$1.58 for each connection above 6,000 connections; and the groundwater fee is \$7.10 per acre foot. While there is no increase in the per unit fees, total fees are higher by approximately \$38,303. Some members will experience a fee increase because of either increased connections or by increases in their 5-year rolling average groundwater extraction.

Program Objectives

In collaboration with their GSA partners, SGA submitted its first Groundwater Sustainability Plan (GSP) by the required deadline of January 31, 2022 in support of the Sustainable Groundwater Management Act (SGMA). Resulting from the GSP, SGA and its partners have now entered into the next phase, GSP Plan Implementation. Contribution requirements for this effort are detailed in both revenue (contributions from GSA partners) and expense (Special Project Expense) sections of the FY23 proposed budget. Additional technical support expense line item of \$15,000 has been programmed for a small amount of professional service contingency.

This GSP Implementation Budget Table 10.1 reflects an increase in expenses over the next five years. However, the GSP Implementation Budget programs an annual average contribution from each GSA participant, so although expenses will increase over time, the required annual revenue amounts will remain constant through the duration of the project. For this reason, SGA's budget should reflect large carryover of funds in the first three years of the project that will be used in the last two years.

Staff Costs

In addition to sharing in 50% of administrative staff time from RWA and 20% of RWA's project assistant, and 10% cost of RWA's Legislative Manager salary and benefits, SGA approved a full-time, benefited, Project Manager position to be hired in the latter part of FY22 with six-month budgeted salary and benefits. The recruitment for this position is slated to open in the Spring of 2022 and will result in significant salary saving for SGA. As of FY23, this position is fully budgeted and is the reason for the increase in salary and benefits along with other associated costs (payroll taxes, professional development, etc.).

In accordance with SGA Policy 100.3, all staff salaries have been adjusted for calendar year 2022 and was provided to the Board at its February 2022 Board meeting as well as posted on the internet. For budgetary purposes, the COLA for FY2023 budget includes an estimated CPI of 4% excluding the Executive Director (contract-based position). As of FY23, the SGA annuitant contract has reached its term with anticipated extension. Salary costs also include some expenses for employee development, training, and travel.

Update on CalPERS Unfunded Pension Liability

Beginning July 1, 2016, SGA became a CalPERS entity and began making its own pension payments for the employee portion that it uses. Even though SGA has been paying 100% of the annually required contribution, SGA still has an unfunded pension liability. CalPERS has been amortizing these costs over time when determining the annual required contribution. The adoption of Policy 400.4 formalized the practice of paying additional amounts towards the unfunded liability over four years beginning in FY19. Per the January 2022 CalPERS letter to SGA, the revised estimate of SGA's June 30, 2022 unfunded pension liability balance, inclusive of all payments made to date, is approximately \$89,500. Staff recommends that SGA's future payments be set to \$22,375 per SGA Policy.

Office Costs

Due to the continued COVID-19 pandemic circumstances, RWA and SGA office expenses were lower than projected. Future expense budgets should not be modeled off an outlier year. Office expenditures have been budgeted in accordance with the prior year budget allocation and increased by 3% for CPI or 5% for professional services. Some categories may exceed these percentages based on inflation or known costs.

Policies

SGA follows several policies in preparation of the annual budget. They are as follows:

Budget Policy 400.3:

SGA's budget policies outlines that the annual operating budget is a summary of proposed expenditures for a particular fiscal year. The budget identifies funding sources to pay for the expenditures, including proposed membership dues and other sources, such as grants. The budget must be approved within 90 days of July 1. Member and contracting entities will share in the general operating and administrative costs of operating the SGA, as outlined in the annual budget documents.

Administrative and Management Service Agreement Policy 100.2:

SGA shares 50% of the administrative costs incurred by RWA to run both organizations. Expenses only benefitting RWA will not be allocated to SGA. Likewise, costs only benefitting SGA will be paid by SGA. The budget reflects SGA's share of common administrative costs.

Compensation Policy 100.3:

Consistent with the Administrative Services Agreement, SGA recognizes a need to have consistent compensation levels with RWA and thereby adopts the monthly salary schedule of SGA positions which is updated annually to the November Consumer Price Index and/or when a new salary survey is conducted. The adopted updated pay ranges for positions were included in the February 10, 2022 Board packet and they are posted on the SGA website. A salary survey for all staff positions employed by RWA and SGA is scheduled to begin by June 2022. Survey results will be presented before the end of the calendar year.

Financial Commitment and Assignment Policy 400.2:

SGA refers to these commitment and assignments as designations in the budget. In general, the operating fund is targeted between four and six months of operation expenses. SGA's projected year end operating fund plus undesignated funds is approximately 7.5 months at the end of FY23, which is higher than policy, as a result of significant budget savings from prior years. These additional funds will be used in future budget cycles to either buffer fee increases or for potential additional support, depending upon the Boards direction.

SGA may also designate additional funds for other purposes, such as future GSP Implementation costs or Office Move. All designations are outlined in the attached budget and vary from year to year.

Defined Benefit Pension Plan Funding Policy 400.4:

SGA will make payments towards the unfunded pension plan liability for previous and current employee service over a four-year period based upon the most recent data available from CalPERS for its liability. SGA's objective is to fund 100% of the Sacramento Groundwater Authority actuarially accrued

liability at a quicker pace than CalPERS annual lump sum payments. For FY23, the CalPERS payment will be \$22,375.

Future Budget Outlook

SGA can anticipate future rates to range between an 8-10% increase for FY24 and FY25. Fee increases could be higher or lower in future years depending upon updated valuation reports, space planning results, and the cost obligations that SGA will incur acting as the GSA for groundwater management, but that would be a shared cost amongst the five GSAs. SGA FY23 Special Project Expense budget is based on the North American Subbasin Groundwater Sustainability Plan, Section 10: Implementation Plan, Table 10-1.

Approving the FY23 proposed budget does not approve future budget projections. The proposed budget and future projections are based on estimates that might not fully be known at this time. Actual budget results may not be achieved.

SGA BUDGET COMMITTEE RECOMMENDATION:

Adopt Resolution No. 2022-01 to fund the administrative and program budgets for FY 2022 – 2023 and providing for the collection of said funds.

Information and Presentation: Josette Reina-Luken, Finance and Administrative Services Manager

Attachments:

Summary Budget Overview

Resolution No. 2022-01

Draft Budget: Fiscal Year 2022 – 2023 Administrative Budget (Attachment A)

Draft Budget: Fiscal Year 2022 – 2023 Administrative Fees (Attachment B)

Fiscal Year 2022 – 2023 Budget PowerPoint Presentation

SUMMARY BUDGET OVERVIEW

The draft budget included in the packet is based upon the following fees and expenditures.

Fees

- 1) Overall, a 0% fee increase is proposed for FY23.
- 2) The fee calculations will continue to be based upon base fees plus groundwater fees. The base fees cover 42% of costs, while groundwater fees cover 58%.
- 3) Each agency's specific fee depends on the changes in connections and groundwater pumping from the previous year. Each agency will experience a different fee decrease or increase, depending upon their groundwater pumping averages and their number of connections that have changed from year to year.
- 4) In the proposed budget, the minimum base administrative fee is \$12,196 plus \$1.58 per connection for connections over 6,000. The pumped groundwater fee per acre-foot is proposed at \$7.10 per acre foot. A five-year trailing average of groundwater pumping is used to develop the groundwater fees for FY23. The five-year trailing average of groundwater pumping increased this past year, which is an outcome of conjunctive use.
- 5) GSP Implementation Partner Fees have been included based on the North American Subbasin Groundwater Sustainability Plan, Section 10: Plan Implementation, Table 10-1.
- 6) Interest income projections have been adjusted down based on recent returns.

Expenses

- 1) SGA will continue to share 50/50 in the administrative costs incurred by RWA to run both organizations under the agreement between RWA and SGA for administrative and management services. Staff salaries are within ranges assigned by the last compensation survey. A new salary survey is expected to begin in FY22 and be complete the end of the calendar year. Employees continue to pay the entire portion of employee PERS.
- 2) In addition to sharing in 50% of administrative staff time from RWA, SGA plans to continue to use 20% of RWA's project assistant, 10% of RWA's legislative affairs position, and the addition of a Project Manager. Total FTE count for SGA is proposed to be 3.3 FTEs.
- 3) Benefit costs also include projected increases for health care and decreased cost for OPEB.
- 4) SGA pays its own contributions direct to CalPERS since SGA became a CalPERS member in FY17. Because SGA budgets a four-year payment

allocation for this unfunded liability, the amount to pay can reflect significant volatility from year to year, both increases and decreases to payments. The budgeted amount to pay towards this unfunded liability in FY23 is \$22,375.

5) Professional fees include public relations, human resources, audit, accounting, and legal services.

6) Furniture and computer hardware, software, and support services reflect ongoing support as well as start-up costs for the addition of a new SGA Project Manager.

7) Rent and utilities include the cost of the current lease only.

8) The SGA consulting budget reflects \$15,000 in out-sourced support activities for additional GSP Implementation services as needed.

9) The proposed FY23 budget reflects expenses will exceed revenues. Prior year savings will be applied to compensate for any budget deficits incurred.

Designations

1) The operating fund plus undesignated cash is projected to be 7.5 months for FY23; which is higher than the required limit.

2) GSP Implementation designations have been calculated from the North American Subbasin Groundwater Sustainability Plan, Section 10: Plan Implementation, Table 10-1.

3) The prior FY22 designation of \$20,000 for SGA's portion for future office expansion/relocation has been programmed as a future expense, Office Move, at \$10,000 per year over the next two budget cycles. Future expense items such as office furniture and rent have been increased accordingly per staff's estimated costs.

SGA 2022-23 Administrative Budget Fees Structure

Agency	Retail Connections FY22	Retail Connections FY23	Base Fee	FY 22 Groundwater Average Extraction Acre Feet (2016 - 2020)	FY 23 Groundwater Average Extraction Acre Feet (2017 - 2021)	FY 23 Supplemental Groundwater Fees at \$7.53 / AF	Proposed FY 2022-2023 Total Estimated Fees	Actual FY 2022 Fees	\$ Diff from FY22 to Proposed
California American Water	26,770	26,166	\$ 44,058	9,405	9,610	\$ 68,231	\$ 112,289	\$ 111,789	\$ 500
Carmichael Water District	11,703	11,828	\$ 21,404	2,553	3,025	\$ 21,478	\$ 42,882	\$ 39,335	\$ 3,547
Citrus Heights Water District	19,818	19,986	\$ 34,294	1,112	1,744	\$ 12,384	\$ 46,678	\$ 41,923	\$ 4,755
Del Paso Manor Water District	1,799	1,801	\$ 12,196	1,218	1,266	\$ 8,991	\$ 21,187	\$ 20,847	\$ 340
Fair Oaks Water District	14,390	14,390	\$ 25,452	2,509	2,974	\$ 21,117	\$ 46,569	\$ 43,264	\$ 3,305
Folsom, City of	1,075	1,133	\$ 12,196	-	-	\$ -	\$ 12,196	\$ 12,196	\$ -
Golden State Water Company	1,752	1,747	\$ 12,196	852	878	\$ 6,235	\$ 18,431	\$ 18,242	\$ 189
Natomas Mutual Water Company	200	250	\$ 12,196	195	770	\$ 5,470	\$ 17,666	\$ 13,581	\$ 4,085
Orange Vale Water Company	5,685	5,690	\$ 12,196	-	-	\$ -	\$ 12,196	\$ 12,196	\$ -
Rio Linda/Elverta Water District	4,642	4,648	\$ 12,196	2,501	2,617	\$ 18,581	\$ 30,777	\$ 29,955	\$ 822
Sacramento, City of	47,649	48,030	\$ 78,603	21,370	21,542	\$ 152,947	\$ 231,550	\$ 229,728	\$ 1,822
Sacramento, County of	3,330	3,338	\$ 12,196	4,662	4,799	\$ 34,074	\$ 46,270	\$ 45,298	\$ 972
Sacramento Suburban	46,573	47,102	\$ 77,137	20,769	23,182	\$ 164,591	\$ 241,728	\$ 223,762	\$ 17,966
San Juan Water District	3,416	3,397	\$ 12,196	-	-	\$ -	\$ 12,196	\$ 12,196	\$ -
TOTALS	188,802	189,506	\$ 378,516	67,147	72,408	\$ 514,099	\$ 892,615	\$ 854,312	\$ 38,303
			42.41%			57.59%			

Notes:

- (1) Retail connections are based on SGA boundaries or service area boundaries that are dependent upon SGA for management of the groundwater basin.
- (2) Minimum base fee is set @ \$12,928 plus \$1.67 per connection for connections over 6,000.
- (3) The groundwater fee is \$7.53 per AF.

SCGA – SGA – RWA

Summary: 3x3 Ad Hoc Committee

March 16, 2022 (Meeting 1)

Meeting in Brief

At the inaugural meeting, the 3x3 Ad Hoc Committee focused on expectations for its charge to define governance options for consolidating the SGA and SCGA, including developing a structure for effective groundwater management for the benefit of the region and all the agencies, cognizant of cost savings and technical expertise.

The Committee agreed on operating guidelines for its work together.

Committee members anticipate briefing their Boards at regular April and May meetings and presenting the proposed governance structure in June. Although the Ad Hoc is not subject to the Brown Act, members reiterated their commitment to communicating regularly to keep the Boards abreast of work underway.

The Committee would like to see governance be representative, yet nimble, focused on future opportunity, the big picture, ensuring groundwater banking, and integrated surface and ground water management for the region.

The next meeting is March 30, 9-10:15, and will focus on criteria to weigh governance options, roles and responsibilities, and public involvement.

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### Expectations for the Committee

All members of the Committee introduced themselves and shared their expectations and hopes for the Committee's work. These included:

- Develop the best overall governance structure
- Realize effective, sustainable groundwater management in the best interest of the region
- Implement SGMA efficiently
- Create mutual benefit for all the agencies who are involved
- Consider the anticipated cost savings and additional technical resources of a consolidated entity

Committee work and participation will be open and honest. Committee members enjoy candor. Members also hope that the committee comes to a timely conclusion.

Members are committed to representing the issues and concerns of their respective boards.

## Operating Guidelines

Facilitator Gina Bartlett walked through the operating guidelines, including the process roadmap, anticipated topics for meetings, briefing schedule for the boards, process agreements, and decision making. The charge of the Ad Hoc 3x3 Committee is to develop a governance structure proposal for the three Authorities to consider adopting. The Boards are the policy-making bodies. The Committee hopes to develop a consensus proposal responsive to all three Authority boards' issues and interests. When they are unable to agree, they will document and present differences to the Boards for decision. The Committee commits to building on the work that has already occurred, as the Boards have been discussing this for 2.5 years.

The group agreed to work together under the operating guidelines (dated 3/14/2022).

## Vision / Essential Purpose for a Consolidated Entity

### **Discussion Questions**

What is the essential purpose of a consolidated entity?

How could it increase the effectiveness of the existing groundwater management entities?

How could it benefit the region?

### **Straw Proposal for Vision for Governance for Consolidation**

*Sustainably manage groundwater to support the region's economy, environment, and quality of life.*

Feedback on straw proposal:

- Add benefits to the region and prominence of the entity's role in the water community statewide.
- Focus on aspiration and how consolidation can achieve this better.
- Tie in enhancing the long term and managing for the future.
- Integrate managing the region cohesively.
- Make it stronger and unique to this situation – how can we develop an organization that can support the region long-term?

The Committee recognized that a new entity would need to undergo strategic planning and develop its own mission, vision, and goals. The purpose of identifying an essential purpose was to guide the governance structure development.

## Concepts for Governance

Staff will prepare some options for governance for consideration at the next meeting. Members recommended that staff consider the following when crafting any straw proposals for Committee discussion:

**Representative, yet nimble.** Representation should consider all beneficial users. However, staying nimble or small enough to make decisions would also be important. Agriculture's voice is valued. Grappling with a full suite of beneficial uses can be challenging to decision making but is necessary.

**Link to GSAs.** Factoring in the other GSAs and the institutional relationships should also be a consideration.

**Groundwater banking is vital.** Integrated surface and ground water are key to future management and opportunity. The governance structure should ensure that the groundwater banking and other integrated programs can be successful.

**Big picture, opportunity, and the future.** Members emphasized keeping an eye on the "big picture" and the potential benefits of a merger. One reiterated that equal representation may not mean a seat on a board. Technical committees can play a valuable role in the new entity. Focusing on the future and what will serve the region should be a driver. Some decision makers are focused on short-term costs; making decisions for future opportunity is necessary.

#### Upcoming Meetings and Anticipated Topics

| Dates                 | Anticipated Discussion Topics                                                                                                                     |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>2</b><br>3/30 at 9 | Criteria to weigh options<br>Discuss roles and responsibilities and public involvement<br>Review and discuss governance options (straw proposals) |
| <b>3</b><br>4/6 at 9  | Continue discussing representation and voting and public involvement<br>Prepare briefing / talking points for Board meetings                      |
| 4/13 at 9             | SCGA Board Meeting - <i>provide briefing</i>                                                                                                      |
| 4/14 at 9             | SGA Board Meeting - <i>provide briefing</i>                                                                                                       |
| <b>4</b><br>4/20 at 9 | Discuss Board feedback<br>Refine proposals                                                                                                        |
| 5/11 at 9             | SCGA Board Meeting - <i>no plans for formal briefing</i>                                                                                          |
| 5/12 at 8:30          | RWA Board Meeting - <i>provide briefing</i>                                                                                                       |
| <b>5</b><br>5/18 at 9 | Finalize governance proposal for Boards' consideration<br>Review materials to be submitted to boards                                              |
| <b>June</b>           | <b>Submit Proposed Governance Structure to Boards</b>                                                                                             |
| 6/8 at 9              | SCGA Board Meeting                                                                                                                                |
| 6/9 at 9              | SGA Board Meeting                                                                                                                                 |
| 7/14 at 8:30          | RWA Board Meeting                                                                                                                                 |

# Briefing Material: SCGA and SGA Consolidation

Updated 4/6/2022

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## Introduction

The purpose of this document is to outline the work plan and key issues for consideration as the boards of RWA, SCGA, and SGA make decisions regarding a potential consolidation of SGA and SCGA, with RWA serving as staff to the consolidated authority. This potential consolidation has been under consideration since 2019. The Consensus Building Institute facilitator will update this briefing document regularly.

# Process Roadmap

## Decision-Making Roadmap:

### SCGA, SGA, and RWA Shared Operations

01/19/22

#### Discussion Topics and Phases for Decision-Making

*The recommended approach anticipates boards' decisions to proceed to subsequent phases and finalizing the whole package in Phase 4.*

#### Phase 1

Assessment: issues and questions

Vision for ideal organization

Decision-making timeline

#### Phase 2

Governance structures and options

- Representation
- Voting
- Public Involvement

Criteria for evaluating options

#### Phase 3

Staffing, funding, cost structure

Package governance, staffing, funding

#### Phase 4

Legal structure and documentation

Approval process



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## 2022 Ad Hoc 3x3 Committee Members

**SGA**

Chair, Marcus Yasutake  
Vice Chair Randy Marx  
Director Robert Reisig

**SCGA**

Chair Paul Schubert  
Vice Chair Dalia Fadl  
Director Brett Ewart

**RWA**

Chair Dan York  
Vice Chair Tony Firenzi  
Director Kerry Schmitz

Jim Peifer, SGA and RWA Executive Director  
John Woodling, Interim SCGA Executive Director

Staff: Rob Swartz, SGA and RWA  
Facilitation Team: Gina Bartlett and Sophie Carrillo-Mandel, CBI

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# Criteria to Weigh Governance Options

The purpose of these criteria is to reflect the collective interests of the Authorities and assist in understanding and weighing governance structure proposals.

*The Ad Hoc 3x3 Committee discussed these concepts during its April 6, 2022, meeting.*

**Effective regional groundwater coordination:** Facilitates sustainable groundwater coordination and management in the North and South American Subbasins, including successful SGMA implementation and groundwater banking.

**Representative, yet nimble:** Structure encompasses beneficial users of groundwater, but is small enough to make decisions efficiently.

**Opportunity for stakeholder engagement:** Creates an opportunity for stakeholder engagement in sustainable groundwater management.

**Cost efficient:** Provides for operational efficiencies and cost savings.

**Organizational integration:** Integrates Boards' and organizational cultures. Draws on staff expertise effectively.

**JPA signatories' support:** Current signatories as well as future (if a JPA would be the structure moving forward).

**Manages likely legal / financial risks or liability**



## Board Member Representation across Authorities

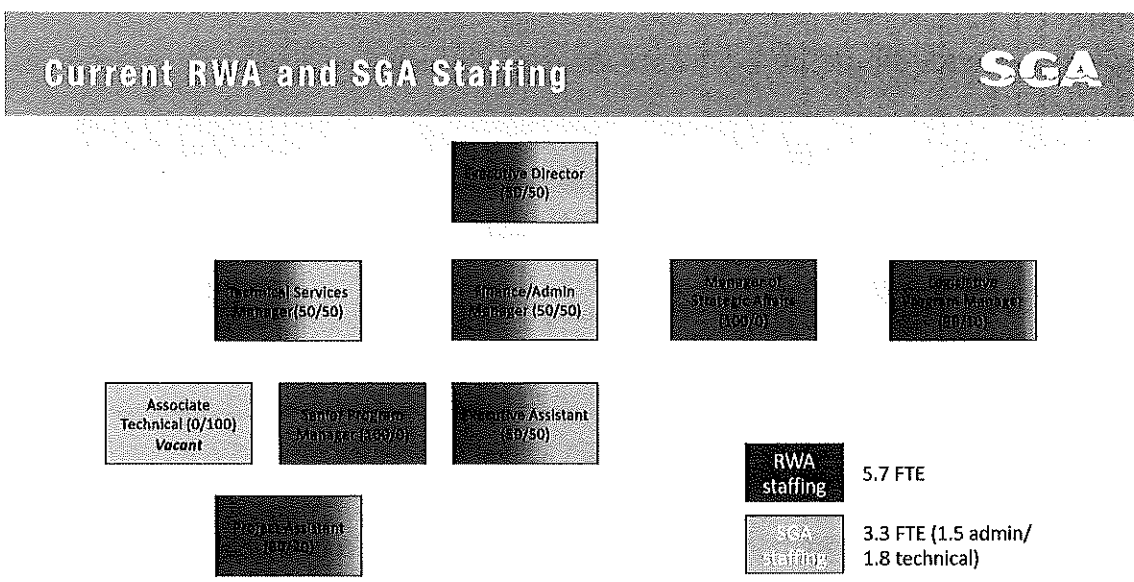
| Agency                                         | RWA       | SGA    | SCGA   |
|------------------------------------------------|-----------|--------|--------|
| California American Water                      | Member    | Member | Member |
| Carmichael Water District                      | Member    | Member |        |
| Citrus Heights Water District                  | Member    | Member |        |
| City of Elk Grove                              |           |        | Member |
| City of Folsom                                 | Member    | Member | Member |
| City of Lincoln                                | Member    |        |        |
| City of Rancho Cordova                         |           |        | Member |
| City of Roseville                              | Member    |        |        |
| City of Sacramento                             | Member    | Member | Member |
| City of West Sacramento                        | Member    |        |        |
| City of Yuba City                              | Member    |        |        |
| Del Paso Manor Water District                  | Member    | Member |        |
| El Dorado Irrigation District                  | Member    |        |        |
| Elk Grove Water District                       | Member    |        | Member |
| Fair Oaks Water District                       | Member    | Member |        |
| Golden State Water Company                     | Member    | Member | Member |
| Orange Vale Water Company                      | Member    | Member |        |
| Placer County Water Agency                     | Member    |        |        |
| Rancho Murieta Community Services District     | Member    |        | Member |
| Rio Linda/Elverta Community Water District     |           | Member |        |
| Sacramento County Water Agency                 | Member    | Member | Member |
| Sacramento Suburban Water District             | Member    | Member |        |
| San Juan Water District                        | Member    | Member |        |
| County of Placer                               | Associate |        |        |
| El Dorado County Water Agency                  | Associate |        |        |
| Sacramento Area Flood Control Agency (SAFCA)   | Associate |        |        |
| Sacramento Municipal Utility District (SMUD)   | Associate |        |        |
| Sacramento Regional County Sanitation District | Associate |        | Member |
| Agriculture                                    |           | Member | Member |
| Natomas Central MWC                            |           | Member |        |
| Self Supplied Industry                         |           | Member | Member |
| Agricultural-Residential                       |           |        | Member |
| Conservation Landowners                        |           |        | Member |
| Public Agencies Self-Supplied                  |           |        | Member |

# Existing Joint Powers Agreement Signatories

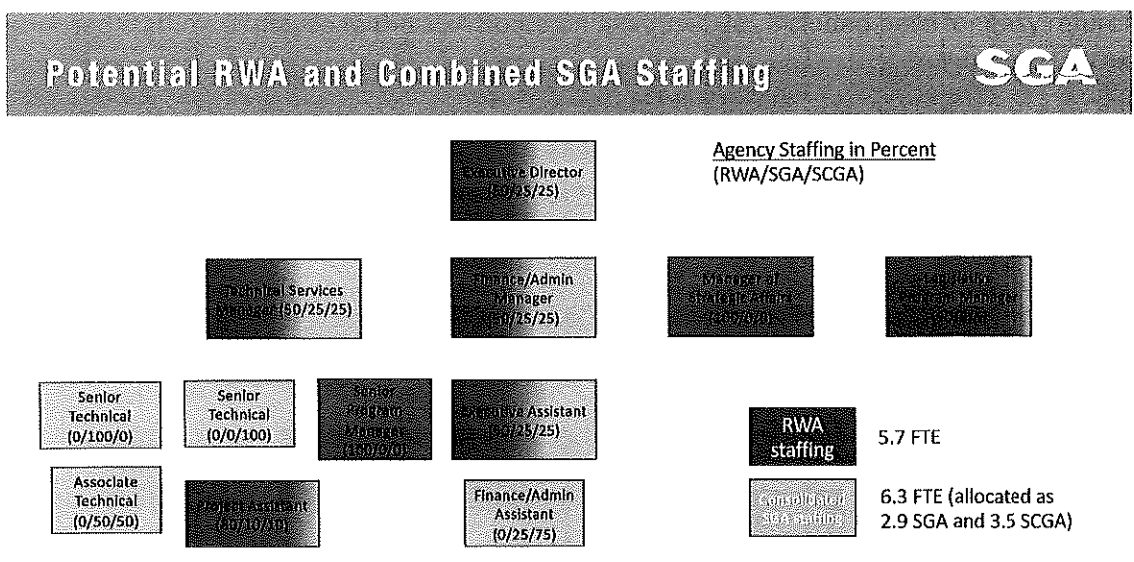
| <b>SGA JPA Signatories</b> | <b>SCGA JPA Signatories</b> |
|----------------------------|-----------------------------|
| Sacramento County          | Sacramento County           |
| City of Folsom             | City of Folsom              |
| City of Sacramento         | City of Sacramento          |
| City of Citrus Heights     |                             |
|                            | City of Elk Grove           |
|                            | City of Rancho Cordova      |
|                            |                             |

## Staffing Concept – Working Proposal

These staffing considerations are based on the recommendations of the “3x3 RWA-SCGA-SGA Ad Hoc Committee” (3x3 Committee) convened from August to December of 2020 to contemplate staffing issues and options. The outcomes of the 3x3 Committee’s deliberations were presented in December 2020 – January 2021. SGA / RWA staff member Rob Swartz presented this same proposed staffing structure to the SGA board on Jan 25, 2022, included here for easy reference.



Presented to SGA Board 01/25/2022



Presented to SGA Board 01/25/2022

# Cost Estimates – Working Proposal

Staff presented this potential cost estimate to the SGA Board on Jan. 25, 2022. For the purposes of developing a governance structure proposal in Phase 2, the Boards will assume that this staffing model / cost estimate is the working proposal. In Phase 3 Funding would likely be generated via dues and grants. A detailed funding plan would be developed as part of the package for consideration.

## Budget Comparison

SGA

### Current

| Staffing                          | RVA          | SGA        |
|-----------------------------------|--------------|------------|
| Executive Director                | 50%          | 50%        |
| Technical Services Manager        | 50%          | 50%        |
| Senior Technical - North American |              |            |
| Senior Technical - South American |              |            |
| Senior Program Manager (WEP)      | 100%         |            |
| Associate Specialist              |              | 100%       |
| Project Assistant                 | 80%          | 20%        |
| Finance/Admin Manager             | 50%          | 50%        |
| Executive Assistant               | 50%          | 50%        |
| Finance/Admin Assistant           |              |            |
| Manager of Strategic Affairs      | 100%         |            |
| Legislative Program Manager       | 90%          | 10%        |
| FTE                               | 5.7          | 3.3        |
| Estimated FY23 Loaded Labor Costs | \$ 1,322,058 | \$ 715,478 |

↑  
1.8 technical staff

### Potential

| Staffing                          | RVA          | SGA        | SCGA       |
|-----------------------------------|--------------|------------|------------|
| Executive Director                | 50%          | 25%        | 25%        |
| Technical Services Manager        | 50%          | 25%        | 25%        |
| Senior Technical - North American |              | 100%       |            |
| Senior Technical - South American |              |            | 100%       |
| Senior Program Manager (WEP)      | 100%         |            |            |
| Associate Specialist              |              | 50%        | 50%        |
| Project Assistant                 | 80%          | 10%        | 10%        |
| Finance/Admin Manager             | 50%          | 25%        | 25%        |
| Executive Assistant               | 50%          | 25%        | 25%        |
| Finance/Admin Assistant           |              | 25%        | 75%        |
| Manager of Strategic Affairs      | 100%         |            |            |
| Legislative Program Manager       | 90%          | 5%         | 5%         |
| FTE                               | 5.7          | 2.9        | 3.4        |
| Estimated FY23 Loaded Labor Costs | \$ 1,322,058 | \$ 632,739 | \$ 698,739 |

↑  
1.9 technical staff

Presented to SGA Board 01/25/2022

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## Options Considered and Rationale for Setting Aside

"Triangle" Option – RWA provides Staff to SGA and SCGA

This option is not feasible because the complexity of the staffing necessary to manage a third organization. Costs would increase. This option would necessitate a separate membership in PERS with a different retirement formula for a subset of staff that would be problematic.

## Timeline of Activities to Date

| Timeline             | Major Activities                                                                                                                                                                                                                                                                                                                                                                          |
|----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Jan. 25, 2022        | SGA Board votes to move to Phase 2 governance                                                                                                                                                                                                                                                                                                                                             |
| Aug. 12, 2021        | SGA Board Workshop                                                                                                                                                                                                                                                                                                                                                                        |
| Aug. 11, 2021        | SCGA Board votes to move to Phase 2 governance                                                                                                                                                                                                                                                                                                                                            |
| June 7, 2021         | Joint Board Workshop on assessment and process recommendations                                                                                                                                                                                                                                                                                                                            |
| April-June 2021      | Consensus Building Institute conducts independent issue assessment via interviews and Tri-Board (RWA, SCGA, SGA) Workshop                                                                                                                                                                                                                                                                 |
| March 2021           | Secure DWR funding and hire impartial facilitation services from the Consensus Building Institute                                                                                                                                                                                                                                                                                         |
| Dec 2020 to Jan 2021 | 3x3 Report - Presentations on Staffing to RWA, SGA and SCGA                                                                                                                                                                                                                                                                                                                               |
| Aug to Dec 2020      | 3x3 members <sup>(1)</sup> (chair, vice chair, +1 from each authority) discuss proposed staffing for SCGA                                                                                                                                                                                                                                                                                 |
| July 2020            | RWA-SGA-SCGA MOU approved and "3x3" Committee convened                                                                                                                                                                                                                                                                                                                                    |
| March 2020           | Water Forum White Paper presented to SCGA                                                                                                                                                                                                                                                                                                                                                 |
| December 2019        | RWA presents to the SCGA Board on RWA staffing for SGA                                                                                                                                                                                                                                                                                                                                    |
| August 2019          | Established "2x2" meetings (Chair and Vice Chair of the authorities) to begin discussing the potential to have the RWA provide staffing to SCGA                                                                                                                                                                                                                                           |
| 2019                 | SCGA prepares a strategic plan that includes provisions to: <ul style="list-style-type: none"> <li>▪ "Consider status quo, merger with SGA, or other measures to most effectively and efficiently govern"</li> <li>▪ "Create new governance to foster independence, transparency, accountability, and cost efficiency as it relates to the long term management of the basin."</li> </ul> |

(1)

2020 Ad Hoc 3x3 Committee Members

**RWA:** Kerry Schmitz (Sacramento County Water Agency), Sean Bigley (City of Roseville) , Cathy Lee (Carmichael Water District)

**SGA:** Caryl Sheehan (Citrus Heights Water District), Brett Ewart (City of Sacramento), Robert Reisig (Rio Linda Elverta Community Water District)

**SCGA:** Todd Eising (City of Folsom), Paul Schubert (Golden State Water Co.), Dalia Fadl (City of Rancho Cordova)

# [3x3] Ad Hoc Committee Operating Guidelines

## SCGA - SGA – RWA

Updated 3/14/2022 Prepared by Senior Mediator Gina Bartlett, CBI

*On March 16, 2022, the 3x3 Ad Hoc Committee agreed to work under these guidelines.*

### Intent

The purpose of the 3x3 Ad Hoc Committee is to develop a recommended governance structure for a consolidated SGA – SCGA. The boards of SCGA and SGA are the ultimate decision makers on consolidation and the governance option. The RWA Board must authorize any needed changes to the management agreement between SGA and RWA.

The 3x3 will serve as a representative group to anticipate issues to be considered in developing governance proposals. Staff in cooperation with the facilitator will develop the governance proposal(s) for the boards to consider that reflect the insights of the Ad Hoc 3x3 Committee.

### Tasks

The primary tasks of the Ad Hoc 3x3 Committee are to:

- + Help develop vision for a consolidated entity.
- + Identify criteria to evaluate governance options considering board feedback to date.
- + Discuss governance structure options, including representation, voting, and public involvement.
- + Vet and refine governance options with the three boards, refining the proposals for governance based on feedback received.
- + Submit governance proposal to the SGA and SCGA boards by June 2022.

### Meetings and Schedule

Staff have scheduled six meetings, every two weeks for 75 minutes. The goal is to craft a governance proposal by June 2022.

### Roles and Responsibilities

#### Board Members

Board members can jointly explore but must independently evaluate options and proposals. Ultimate decision making is with each board, following board protocols. Ad Hoc 3x3 Committee members along with the Executive Directors will regularly update each Authority.

#### Executive Directors

Per the MOU, the Executive Directors of SGA, RWA, and SCGA will participate in the committee.

## Staff

Staff will provide technical expertise and supportive information.

## Facilitator

The Consensus Building Institute (CBI) will provide impartial facilitation services and guidance on governance structures. The primary role of the facilitator is to work with all the parties to ensure the process is credible and effective. The facilitator will organize the process, developing a work plan, designing meetings, and guiding the group toward its desired outcomes. The facilitator may identify and synthesize points of agreement, assist in building consensus, and serve as a confidential communication channel for participants. CBI also works with organizations designing governance structures and can share best practices and examples with the Ad Hoc.

## Decision Making

The Ad Hoc 3x3 Committee will strive for consensus outcomes and proposals where possible, recognizing that each Authority board retains full decision-making autonomy. The definition of consensus spans the range from strong support to neutrality, to “I can live with it,” to abstention.

When exploring the level of support for any proposal, the facilitator will check with each Authority as an entity.

If the Ad Hoc 3x3 Committee does not agree on a particular issue, staff and the facilitator will write up the viewpoints as appropriate and present to the boards for decision.

## Process Agreements

The following process agreements will guide the Ad Hoc 3x3 Committee’s work.

**Everyone agrees to factor in existing information that has been presented to boards.** Staff have presented detailed information and numerous proposals, including most recently, a staffing and funding proposal to the boards of the Authorities. The Ad Hoc will build on previous boards’ conversations and proposals and refrain from revisiting options that have already been “set aside” unless compelling or new information has emerged. For this phase, the Ad Hoc will assume that the staffing and funding structure, presented during the SGA Board meeting on Jan 25, 2022, is the working model. Once governance is decided, staff may revisit the staffing and funding proposal and present to the boards as part of Phase 3.

**Everyone agrees to address the issues and concerns of the three boards, to the extent that those issues and concerns are understood.** For the process to be successful, committee members acknowledge the issues and concerns of the Authorities and will attempt to craft a proposal that is responsive. When unable to be responsive to a particular issue, the Ad Hoc will document and continue its work, recognizing that the boards of the Authorities will ultimately decide on the governance structure and consolidation.



## Working Agreements

**All ideas and points of view have value.**

**Focus on the work at hand:** Thank you in advance for staying focused on the task set in the meeting and attempting to move the process forward.

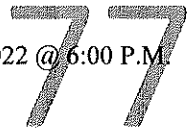
**Take Space. Make Space.**

**Honor the overall timeline of this effort and each meeting:** The goal is to use the Ad Hoc 3x3 Committee's time as effectively as possible. Participants will strive to be concise and follow the process.

**Minutes**  
**Rio Linda / Elverta Community Water District**  
**Executive Committee**

Visitor's / Depot Center  
6730 Front Street  
Rio Linda, CA 95673

April 4, 2022 @ 6:00 P.M.



The meeting was called to order at 6:00 P.M. The meeting was attended by Director Reisig, Director Ridilla, General Manager Tim Shaw, Contract District Engineer Mike Vasquez and EKI Environmental Consultant Kristyn Lindhart

**Call to Order:** 6:00 P.M.

**Items for Discussion:**

|    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | Discuss 2020 Urban Water Management Plan Preparation in Progress.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|    | <i>EKI Environmental lead the Executive through a slide show presentation on the 2020 Urban Water Management Plan preparation. The Executive Committee provided feedback to the consultants on formatting and assumptions.</i><br><br><i>The Executive Committee forwarded an item onto the April 18<sup>th</sup> Board agenda to enable a presentation to the Board and seek Board direction on (among other things) the assumed growth rate through the year 2045.</i>                                                                                                                                                                                              |
| 2. | Update from Contract District Engineer.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|    | <i>The Contract District Engineer presented his written report and provided additional details for ongoing public works projects.</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 3. | Discuss the Sacramento County Elections Office Requirements for Adopting a Resolution Declaring an Election.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|    | <i>The General Manager presented his written report for this biannual requirement. Director Reisig requested clarification to language in the draft Resolution included in this item. The General Manager explained the language is provided by Sacramento County Elections Office.</i><br><br><i>The Executive Committee forwarded the draft election resolution to the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.</i>                                                                                                                                                                                               |
| 4. | Discuss the Draft Revisions to District Policy 4.31.217.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|    | <i>The General Manger presented his written report.</i><br><br><i>The Executive Committee forwarded the proposed revisions to policy 4.31.217 onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.</i>                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 5. | Discuss Governor Newsom's Executive Order N-7-22, Declaring Stage 2 Water Shortfall.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|    | <i>The General Manager presented his written report and additional insight into the status of the ongoing drought emergency with foreseeable government enforcement steps. Director Ridilla expressed his support for declaring the stage 2 water shortfall, as mandated in N-7-22. However, Director Ridilla does not support increasing the volumetric rates associated with the declared stage 2 water shortfall.</i><br><br><i>The Executive Committee forwarded this item onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval of the stage 2 declaration without the associated increase to volumetric rates.</i> |
| 6. | Discuss the Process Initiated by the State Water Resource Control Board to Readopt a Hexavalent Chromium Maximum Contaminant Level .                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|    | <i>The General Manager presented his written report. The Executive Committee engaged in general discussion on the requirements and timing for a re-adopted Hexavalent Chromium MCL. The Committee further recognized there is no need for Board action at this time.</i><br><br><i>The Executive Committee forwarded this item onto the April 18<sup>th</sup> Board agenda to allow discussion by all Board Members.</i>                                                                                                                                                                                                                                              |

|                                                                                                                                                                        |                                              |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|
| 7.                                                                                                                                                                     | Discuss Expenditures for February 2022.      |
| <i>The Executive Committee forwarded the February Expenditures onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.</i> |                                              |
| 8.                                                                                                                                                                     | Discuss Financial Reports for February 2022. |
| <i>The Executive Committee forwarded the February Financials onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.</i>   |                                              |

**Directors' and General Manager Comments:**

**Items Requested for Next Month's Committee Agenda**

**Adjournment**

Next Executive Committee meeting: Monday, May 2 , 2022 at Visitors / Depot Center 6730 Front St. Rio Linda