

APPROVED

DONNER SUMMIT PUBLIC UTILITY DISTRICT
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Minutes of the Special Meeting of the Board of Directors
Held: September 23, 2008

STAFF PRESENT: Tom Skjelstad, General Manager; Jim King, Plant Manager; Julie Bartolini, Office Manager; Deleane Mehler, Office Assistant;

OTHERS PRESENT: Geoffrey Evers, General Counsel
Mike Livak, Royal Gorge, LLC; Carrie Hoyt; Amber Waddle, Palisades Lakes Community; Mrs. Waddle, Palisades Lakes Community; Susan Snyder; Fran Freedle, Serene Lakes; Wade Freedle, SLCWD; Rebecca Meyerholtz, Sugar Bowl Corp.; Bernard Pech; Nancy Latimer; Mickey Gray,

1. Call to Order

The Special Meeting of September 23, 2008 of the Donner Summit Public Utility District Board of Directors was called to order at 6:10 p.m, by President Cathy Preis, at the Boardroom located at 53823 Sherritt Lane, Soda Springs California. Deleane Mehler is taking notes as Recording Secretary.

2. Roll Call

Cathy Preis, President	- Present
Rachel Tolmachoff, Vice President	- Present
Bob Sherwood, Secretary	- Present
Philip Gamick, Director	- Present
Lori Van Meter, Director	- Absent – Unexcused

3. Clear the Agenda

There were no changes to the agenda.

4. Public Participation

None

5. Consent Calendar:

All items listed under the Consent Calendar are considered to be routine and will be approved by one motion. There will be no separate discussion of these items unless a member of the Board requests an item to be removed from the Consent Calendar for a separate action. Any items

removed will be considered after the motion to approve the Consent Calendar.

- A. Cash Disbursements – General, Month of August 2008 -- \$107,275.18
- B. Cash Disbursements – Payroll, Month of August 2008 --\$53,603.86
- C. Financial Statements thru June 30, 2008
- D. Regular Meeting Minutes of August 12, 2008

Motion: Accept The Consent Calendar

By: Bob Sherwood

Second: Rachel Tolmachoff

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

PUBLIC HEARING 6:15PM

DONNER SUMMIT PUBLIC UTILITY DISTRICT'S REQUEST TO THE PLACER COUNTY LOCAL AGENCY FORMATION COMMISSION TO EXERCISE ITS LATENT PARK AND PUBLIC FACILITIES POWERS.

Cathy Preis, Board President called the Public Hearing to order at 6:14 p.m. A discussion ensued regarding the Donner Summit Public utility District's request to the Placer county Local Agency Formation Commission regarding exercising the DSPUD's latent Park and Public Facilities powers. Public and local support includes: Mike Livak, Royal Gorge; Mr. Gray, Serene Lakes; Wade Freedle, SLCWD; Rebecca Meyerholtz, Sugar Bowl Corp.; The Donner Summit Parents Group; and Fran Freedle,SLPOA. Several ideas were discussed regarding what kind of facility or project would benefit the residents of Soda Springs. Bob Sherwood suggested that once a committee is formed that the committee try to get Truckee Donner Parks and Recreation involved in the project. Susan Snyder inquired about the financial capacity of the Donner Summit Public Utility District and the amount of monies in reserve.

Cathy Preis closed the Public Hearing at 6:43 p.m.

Item 10, Taken out of order, Resolution 2008-10.

Resolution 2008-10 – of the Donner Summit Public Utility District Requesting Activation of Its Latent Park and Public Facilities Powers

**Motion: Adopt Resolution 2008-10, Requesting Activation
Of Latent Park and Public Facilities Powers**

By: Bob Sherwood

Second: Phil Gamick

Roll Call Vote

Bob Sherwood	-	Aye
Cathy Preis	-	Aye
Rachel Tolmachoff	-	Aye
Phil Gamick	-	Aye
Lori Van Meter	-	Absent

Motion Carries

6. Department Reports

A. Administration: Tom Skjelstad, General Manager

- 1. Technical Report, DSPUD, Notice of Violation-**, ECO:LOGIC's response, on behalf of the District, to the State's Notice of Violation re: an algae bloom on the South Yuba River below the District's discharge point. ECO:LOGIC engineer Bob Emerick stated in his response that the 30 day time frame does not provide enough time to plan or model for such a report. Bob Emerick reported the following:

Challenge that the occurrence of the biostimulation (algae bloom) event was sufficient cause to necessitate a change to the current compliance plan; and

The algae bloom poses no human health threat; and

The difficulty to denitrify, (nitrate reduction) due to historic flows, loads and influent temperature; and

Acknowledgement of the District's current, pending discharge permit and request for dilution credits for nitrates; and

The District's current nitrate limitation was assigned without regard to dilution that historically existed, and continues to exist within the South Yuba River (with supporting data); and

Recommendations for the District staff to follow beginning in May of each year, and action to take in the event a biostimulation occurs again; and

Based on historical records it is uncertain and statistically unlikely that a repeat of this year's event will occur.

2. Discharger Permit Summary and Infeasibility Report Request for National Pollutant Discharge Elimination System Permit No. CA0077828 Donner Summit Public Utilities (sic) District Wastewater Treatment Plant- a summary and status of the District's ongoing permit renewal from the California Regional Water Quality Control Board, Central Valley Region. The Regional Water Control Board, Central Valley Region, issued its Discharger Permit Summary. The summary states, "The draft reasonable potential analysis assumes that dilution will be granted to assist in compliance for nitrates and dibromochloromethane." This is good news for the rate payers in the DSPUD and SLCWD. The cost of sewer service could double or possibly quadruple if the District were required to treat to a lower nitrate level, and say phosphate, (a contributor to algae). The addition expense would come from more chemicals, and energy to heat the influent. Rachel Tolmachoff suggested that the Donner Summit Public Utility District hold an informational meeting regarding the permit prior to the hearing in December at the California Regional Water Quality Control Board.

3. Donner Summit Public Utility District Ordinance 2007-01, an Ordinance setting the price, procedure to purchase, and refund - of sewer permits (EDUs). Ordinance 2007-01 allows for no more than 2 EDUs to be purchased by ant individual, partnership, business, etc. It was decided to form an ad-hoc Board committee to review the Ordinance and make a recommendation to the Board if amendments are warranted. Phil Gamick and Bob Sherwood agreed to serve on this committee. Bob Sherwood volunteered to act as the Chairperson.

B. Sewer and Water Department – Jim King, Chief Plant Operator

- 1. Waste Water Flow Data – for August-Reported**
- 2. Fresh Water Flow Data – for August- Reported**
- 3. Operations and Maintenance Summary – activities during the month of August. Jim King reported the following:**

Operations WWTP

- Assisted outside contractor (Oscar Larson and Associates) with first phase of development and implementation of state and county mandated Risk Management plans for the wastewater and fresh water treatment plants.

- Began feeding supplemental ammonia to treatment plants 1 and 2.
- Purchased 2004 Ford F250 service truck to replace 1993 GMC.
- Marked sewer and water lines in front of General Store.

Operations Water Plant

- Installed new potable water turbidity meter to replace failed older model.

Repairs and Maintenance WWTP

- Repaired 3" water line at Soda Springs Spray irrigation site.
- Completed replacement soda ash slurry feed lines.
- Replaced failed sump pump at sewer lift station Norden-1.

Repairs and Maintenance FWTP

- Changed out failed chlorine solution feed pump.
- Cleaned and serviced streaming current alum feed monitor.
- Assisted outside contractor (EMP Services) with replacement of 6" and calibration pressure reducing valve (PRV) at PRV station on Donner Pass and Snow Lab Road.
- Assisted outside contractor (EMP Services) in the rebuilding and calibration of the controls for Pressure Sustaining Valve at Donner Ski Ranch.

Laboratory

- Collected and sent in raw water sample from Lake Angela for total coliform and fecal coliform testing.

- 4. Request to Surplus and Sale Certain District Property.** – Reported. Free standing fuel pump to be deleted from list of items to be sold.

Item 10, taken out of order, Resolution 2008-11.

Resolution 2008-11 –of the Donner Summit Public Utility District Designating Surplus Property and Declaring Such Property Available for Sale

Motion: Adopt Resolution 2008-11, Designating Surplus Property and Declaring such Property Available for Sale.

By: Bob Sherwood

Second: Rachel Tolmachoff

Roll Call Vote

Bob Sherwood - Aye

Cathy Preis - Aye

Rachel Tolmachoff - Aye

Phil Gamick - Aye

Lori Van Meter - Absent

Motion Carries

C. Safety Committee Meeting Minutes

1. Administrative and Operations Department Safety Committee –August meeting.

Motion: Accept The Safety Committee Meeting Minutes for August

By: Bob Sherwood

Second: Phil Gamick

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

7. President's Report

Nevada County Civil Grand Jury Report- amending the District's previous response to the Nevada County Civil Grand Jury report of 2007/08 on the subject of Donner Summit Public Utility District. Reported. – Reported.

Motion: Accept The Nevada County Grand Jury Response as Amended.

By: Rachel Tolmachoff

Second: Bob Sherwood

Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

8. Public Participation

Carrie Hoyt expressed her appreciation to the Board of Directors for their services to the community.

9. Correspondence: None

10. Resolutions:

**Resolution 2008-09 of the Donner Summit Public Utility District
Authorizing Investment of Monies in the Local Agency
Investment Fund**

**Motion: Adopt Resolution 2008-09, Authorizing Investment
of Monies in the Local Agency Investment Fund.**

By: Bob Sherwood

Second: Phil Gamick

Roll Call Vote

Bob Sherwood - Aye

Cathy Preis - Aye

Rachel Tolmachoff - Aye

Phil Gamick - Aye

Lori Van Meter - Absent

Motion Carries

Recess- 7:30 p.m. Resume regular meeting at 7:43 p.m.

11. CLOSED SESSION:

**Negotiations over real property, pursuant to Government Code
Section 54956.8. Negotiation to renew the land lease for the
District's spray irrigation operation.**

**District negotiator: General Manager
Real Property: Soda Springs Ski Hill
Property Owner: POWDR Corp.**

The Board went into Closed Session at 7:43 p.m.

Regular meeting resumed at 8:12 p.m. Cathy Preis stated that no action was taken in closed session.

- 12. Informational** In accordance with Government Code Section 54954.2(a), Directors may make brief announcements or brief reports on their own activities (concerning the District). They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda.

The Board of Directors agreed the annual Christmas Dinner will be on December 5th 2008 at Rainbow Lodge.

13. Adjournment

Motion: Adjourn at 7:40 p.m.
By: Bob Sherwood
Second: Rachel Tolmachoff
Vote: 4 Ayes, 0 Noes, 1 Absent, 0 Abstain

Motion Carries

Schedule of Upcoming Meetings

Regular Meeting - October 21, 2008
Regular Meeting - November 18, 2008
Regular Meeting - December 16, 2008

The wording in these minutes are as reread from the notes by the Clerk of the Board.

Respectfully Submitted,

Deleane Mehler
Clerk of the Board