



**REGULAR BOARD MEETING
AGENDA PACKET**

JUNE 15, 2021

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Regular Board Meeting
Tuesday, June 15, 2021, 7:00 pm

Carmichael Water District Board Room
7837 Fair Oaks Boulevard
Carmichael, CA 95608

AGENDA

For the first time since indoor gatherings were prohibited by County and state public health orders, the District Board Chambers will be open to public attendance beginning at its June 15 meeting.

CDPH face coverings will be followed. Seating is limited to practice social distancing and available on a first-come, first-serve basis.

The Board will discuss all items on its 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 its agenda, but will not act on those items unless action is urgent, and a resolution is passed by a two-thirds vote declaring the need for action arose after posting of the agenda. Agenda packets can be found at our website at carmichaelwd.org.

The Board of Directors welcomes and encourages participation in meetings. Public testimony may be given on any agenda item as it is called and limited to three minutes per speaker. Matters not on the posted agenda may be addressed under Public Comment. Please follow Public Comment Guidelines found at the District's website at carmichaelwd.org/public-comment-guidelines/.

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 General Manager at 483-2452. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

CALL TO ORDER AND STATEMENT REGARDING PUBLIC PARTICIPATION: President Emmerson

PUBLIC COMMENT:

1. Public Comment

Any member of the public may address the Board on any item of interest to the public that is within the subject matter jurisdiction of the Board.

CONSENT CALENDAR:

Consent Calendar items are expected to be routine and non-controversial, to be acted on by the Board in one motion. Should any Board member, staff member, or interested person request discussion on an item, the Board will consider the item separate from the Consent Calendar.

- 2. Minutes for the Regular Board Meeting/Public Hearing – May 18, 2021**
- 3. Paid Expenditures Report – May 2021**

ACTION CALENDAR:

4. Resolution 06152021-1 – A Resolution Declaring a Vacancy in the Division 1 Director Position and Appointing Ronald Davis

Staff recommends that the Board of Directors approve Resolution 06152021-01 to declare a vacancy in Division 1 and approve Mr. Ronald Davis to fill the Division 1 vacancy.

5. Resolution 06152021-2 – A Resolution Adopting the Carmichael Water District (District) Fiscal Year 2021-2022 Annual Budget, Continuation of the Five-Year Water Rate Schedule (Including Water Shortage Surcharges), Fee Schedule, and Reserve Policy

Staff recommends that the Board approve Resolution 06152021-2 – A Resolution Adopting the Carmichael Water District Fiscal Year 2021-2022 Annual Budget, Continuation of the Five-Year Water Rate Schedule (Including Water Shortage Surcharges), Fee Schedule, and Reserve Policy.

6. **Association of California Water Agencies (ACWA) Region 4 Request for Nominees – Resolution 06152021-3, A Resolution Placing in Nomination for a Member of the ACWA Region 4 open Board position**

Staff recommends that the Board select a nominee for the ACWA Region 4 Board position, and approve the submission of Resolution 06152021-3, a resolution placing in nomination for a member of the ACWA Region 4 open board position.

7. **Authorization to Execute Contract Change Order to On-Call Hydraulic Modeling Support for Fire Flow Evaluations Fiscal Year 2020-2021**

Staff recommends the Board authorize the General Manager to execute a Contract Change Order for up to \$10,000 to extend the On-Call Hydraulic Modeling Support for Fire Flow Evaluations Fiscal Year 20-21 contract until the new contract is executed if necessary.

8. **Authorization to Execute the Minute No 1 to Diversion, Treatment, and Delivery Agreement with Golden State Water Company and Approval of notice of Exemption for using remediated groundwater**

Staff recommends the Board authorize the General Manager to execute the Minute No 1 to Diversion, Treatment, and Delivery Agreement with Golden State Water Company and approve the Notice of Exemption for using groundwater.

9. **Authorization for General Manager to Schedule Special Session/Public Hearing for June 24, 2021 for Purpose of Declaring Water Shortage Emergency Conditions**

Staff recommends the Board approve and authorize the General Manager to publish notice of Public Hearing for June 24, 2021 for purpose of presenting Resolution 06242021-2 – A resolution declaring water shortage emergency conditions.

10. **Finance Department Staffing, Recruitment and Retention**

Staff recommends that the Board authorize the General Manager to 1) update the salary range for the Billing Supervisor to \$62,508.15 to \$87,955.25, and 2) reclassify the Staff Accountant Position to a flexibly staffed broad banded job description of Accountant / Senior Accountant, and 3) establish the salary range of the Accountant / Senior Accountant to \$67,130.88 to \$91,000.

STAFF REPORTS:

11. **General Manager and District Activity Report – May 2021**
12. **Director’s Expense Reimbursement Summary for May 2021**

GENERAL CORRESPONDENCE/INFORMATION:

13. **California Water Boards - Water Source Contingency and Conservation Planning**
14. **News Articles**
15. **Director’s Written and/or Oral Reports**

The next meeting of the Board of Directors will be a Regular Board Meeting held on: Tuesday, July 20, 2021 at 7:00 p.m.



Regular Board Meeting/Public Hearing – May 18, 2021

Carmichael Water District - via Teleconference
 7837 Fair Oaks Boulevard
 Carmichael, CA 95608

MINUTES

The Carmichael Water District Board of Directors met in Regular Session this 18th day of May at 7:00 p.m. via Teleconference.

ATTENDANCE:

- Directors: Mark Emmerson, Ron Greenwood, Jeff Nelson, Paul Selsky
- Staff: Cathy Lee, Cecilia Dodge, Chris Nelson, Kathryn Kitchell, Matt Medill
- Guest: Gwyn-Mohr Tully – Tully & Young, Inc.
Greg Young – Tully & Young, Inc.
- Public: Thirteen (13) Members of the Public

CALL TO ORDER: President Emmerson called the meeting to order at: 7:01 p.m.

PUBLIC COMMENT:

1. Public Comment

David Hanscom Commented

President Emmerson brought forward:

STAFF REPORTS:

15. Urban Water Management Plan Update – Draft Report and Findings

Presentation by Tully & Young, Inc.
 Discussed with Board
 Chris Nelson Commented

CONSENT CALENDAR:

- 2. Minutes for the Special Board Meeting – May 4, 2021
- 3. Minutes for the Regular Board Meeting – April 20, 2021
- 4. Paid Expenditures Report – April 2021
- 5. Adoption of Updated Carmichael Water District Construction Improvement Standards and Drawings
 Staff recommends the Board adopt the updated CWD Construction Improvement Standards and Drawings.

M/S Selsky / Greenwood to approve the Consent Calendar.

Discussed with Board
 Matt Medill Commented
 Chris Nelson Commented

Mark Emmerson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>

Board Totals: Ayes: Nays: Absent: Abstain:

Motion Carried:

PUBLIC HEARING:

Closed Regular Board Meeting to Public Hearing and Opened Public Hearing at: 7:53 p.m.

6. Presentation of the Fiscal Year 2021-2022 Draft Budget (Information included in Agenda packet)

Presented by General Manager, Cathy Lee.

a. Director’s Comments

Director Nelson Commented
 President Emmerson Commented
 Kathryn Kitchell Commented

b. Public Comments

No Public Comments

Closed Public Hearing to Regular Board Meeting and Opened Regular Board Meeting at: 8:28 p.m.

ACTION CALENDAR:

7. Authorization to Award – Stanley Avenue Mainline Replacement Project

Staff recommends the Board authorize the General Manager to, 1) execute a Construction Contract with Flowline Contractor’s, Inc. for the amount of \$1,760,654.20 and 2) approve a contingency of \$121,000 for a total not to exceed contract amount of \$1,881,654.

M/S Nelson / Emmerson to approve the authorization to award – Stanley Avenue Mainline Replacement Project as recommended.

Discussed with Board
 Matt Medill Commented

Mark Emmerson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>

Board Totals: Ayes: Nays: Absent: Abstain:

Motion Carried:

8. Authorization to Execute the Cogsdale Software, Maintenance and Support Contract Renewal

Staff recommends the Board authorize the General Manager to execute the Cogsdale Software, Maintenance and Support Contract Renewal for the Period of July 1, 2021 to June 30, 2022.

M/S Selsky / Nelson to approve the authorization to execute the Cogsdale Software, Maintenance and Support Contract Renewal as recommended.

Discussed with Board
 Matt Medill Commented

Mark Emmerson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>

Board Totals: Ayes: Nays: Absent: Abstain:

Motion Carried:

ACTION CALENDAR: Continued

9. COVID-19 Board Meeting Reopening

Staff recommends the Board direct staff to further explore COVID-19 Board Meeting Reopening and provide guidance as to which reopening options to pursue further.

Discussed with Board
 David Hanscom Commented
 Paul Heliker Commented

President Emmerson directed staff to further explore remote options, but to start with in-person Board meetings going forward.

10. San Juan Water District Water Delivery Agreement

Staff recommends that the Board approve Water Delivery Agreement with San Juan Water District for the Purchase and Sale of Water Rights Water.

M/S Emmerson / Nelson to approve the San Juan Water District delivery agreement as recommended.

Paul Heliker Commented
 Discussed with Board
 Tom Gray Commented

Mark Emmerson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Board Totals:	Ayes:	<input type="text" value="4"/>	Nays:	<input type="text" value="0"/>	Absent:	<input type="text" value="0"/>	Abstain:	<input type="text" value="0"/>

Motion Carried:

11. Collaboration Partnership and Potential Ad-Hoc Committee Appointments

Staff recommends that the Board discuss the potential to initiate discussions with Sacramento Suburban Water District to develop a 2X2 Ad Hoc Committee to identify opportunities to maximize water supply reliability, cost savings opportunities, and consolidate into a single organization.

Discussed with Board
 Ted Costa Commented

President Emmerson approved the Ad Hoc Committee as recommended, and assigned himself and Director Nelson as members of the Committee.

12. Association of California Water Agencies (ACWA) Region 4 Request for Nominees – Resolution 05182021-1, A Resolution Placing in Nomination for a Member of the ACWA Region 4 open Board position.

Staff recommends the Board advise staff of their nomination selection for the ACWA Region 4 Board position, and approve the submission of Resolution 05182021-1, a resolution placing in nomination for a member of the ACWA Region 4 open board position.

Discussed with Board
 President Emmerson tabled Item 12 until next meeting.

ACTION CALENDAR: Continued

13. Reclassification of Human Resources Coordinator Position

Staff recommends that the Board approve the reclassification of the Human Resources Coordinator position, approve the job description of the Administrative Specialist I/II, and approve funding and authorize the General Manager to recruit and appoint the most qualified and suitable candidate for the position.

M/S Selsky / Nelson to approve the Reclassification of Human Resources Coordinator Position as recommended, with the correction of the title to Administrative Specialist I/II on the Job Description.

Discussed with Board
 Matt Medill Commented

Mark Emmerson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Board Totals:	Ayes:	<input type="text" value="4"/>	Nays:	<input type="text" value="0"/>	Absent:	<input type="text" value="0"/>	Abstain:	<input type="text" value="0"/>

Motion Carried:

STAFF REPORTS:

14. Bajamont Water Transfer Plant Electrical Switchgear Testing Update

15. Urban Water Management Plan Update – Draft Report and Findings

Item 15 brought forward to beginning of meeting.

16. General Manager and District Activity Report – April 2021

Discussed with Board
 Chris Nelson Commented

17. Director’s Expense Reimbursement Summary for April 2021

GENERAL CORRESPONDENCE/INFORMATION:

18. Letter from Environmental Council of Sacramento (ECOS) regarding 2020 Urban Water Management Plan Development

Discussed with Board

19. State Proclamation of a State of Emergency – Curtailment Notice

Discussed with Board

20. Water Forum Monthly Runoff Report – May 2021

Discussed with Board

21. News Articles

22. Director’s Written and/or Oral Reports

Director Nelson:

- a. Folsom Lake Capacity
- b. Collaboration Study Meeting with Sacramento Suburban Water District scheduled for Friday

Director Selsky:

- a. Regional Water Authority Drought Workshop

Director Greenwood:

- a. Regional Water Authority Special Board Meeting

Director Emmerson:

- a. Association of California Water Agencies Conference
- b. Urban Water Management Plan
- c. Regional Water Authority Advocacy Meeting Scheduled for tomorrow
- d. Meeting with General Manager
- e. The States Electronic Water Rights Information Management System (eWRIMS) Visualization Tool

CALENDARS AND COMMITTEES:

23. Meetings Calendars:

- a. **2021 Board Meeting Calendar**
- b. **Meeting/Conference Calendar – June**
- c. **Meeting/Conference Calendar – July**

ADJOURNMENT: The Regular meeting was adjourned at: 9:43 p.m.

The next meeting of the Board of Directors will be a Regular Board Meeting held on:
Tuesday, June 15, 2021 at 7:00 p.m.

Mark Emmerson, Board President

Cathy Lee, Board Secretary

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**CARMICHAEL WATER DISTRICT
PAID EXPENDITURES REPORT
May 2021**

Payee	Description	Payments
A.P. Thomas Construction, Inc.	Hydrant Meter Deposit	1,750.00
ACI Payments, Inc.	Payment Processing	295.10
ACWA	Benefits - Dental, Vision, Life, EAP	4,698.05
APS Environmental, Inc.	Wash Rack Maintenance	1,000.50
Bay Area Clean Water Agencies	Chemicals	771.62
Bartkiewicz, Kronick, & Shanah	Personnel Legal Services	12,068.75
Best Cleaning Team, LLC	Janitorial	1,500.00
Boutin Jones Inc.	Personnel Legal Services	3,192.00
Brenntag Pacific, Inc.	Personnel Legal Services	793.85
Brower Mechanical Inc.	HVAC	790.00
Bryce Watkins	Training & Certification	130.00
BSK Associates	Water Quality	1,170.00
CalPERS	Medical	69,486.78
California Department of Fish	Water Transfer Petition Fee	850.00
CalPERS (Pension contribution)	Pension	27,761.07
CalPERS 457 Plan	457 Deferred Comp Plan	13,340.52
Carmichael Tire & Auto Repair	Repairs and Maintenance- Vehicles	113.76
Carquest Auto Parts	Vehicle supplies	167.89
Clark Pest Control	Pest Control	238.00
Comcast	Telecommunications	1,050.16
Corrpro Companies, Inc.	Dewey Tank Inspection	970.00
County of Sacramento	La Vista Tank - CIP	619.35
DataProse LLC	Billing & Postage	2,537.55
Ditch Witch West	Equipment repairs and maintenance	669.30
Employee Relations, Inc.	New Employee Background Check	686.71
FedEx	Shipping	54.00
Grainger	Supplies	51.40
Guardian	Benefits - Long Term Disability	557.91
Haase Landscapes, Inc.	Landscape	1,321.00
Harrington Industrial Plastics	CMF Filtrate	1,202.51
Harris Industrial Gases	Equipment Rental	28.25
Hefner, Stark & Marois, LLP	Legal - La Vista Tank Design	-
Home Depot Credit Services	Supplies	996.81
Hunt & Sons, Inc.	Fuel	3,226.34
Hydrotex	La Vista reservoir oil	138.54
Iconix Waterworks (US) Inc.	Materials Inventory	9,801.09
Idexx Distribution, Inc.	Lab Supplies	392.16
Inland Business Systems, Inc.	Equipment Repairs & Maintenance	33.13
Invoice Cloud Inc.	Payment Processing Fees	4,813.40
Kennedy/Jenks Consultants	La Vista Tank - CIP	103,005.06
Leaf & Cole, LLP	Audit & Accounting Legal Services	150.00
Metro Print and Mail Solutions	Outreach - Printing & Mailing & Postage	5,000.22

**CARMICHAEL WATER DISTRICT
PAID EXPENDITURES REPORT
May 2021**

Payee	Description	Payments
Network Design Associates, Inc	Network Monitoring & Risk Assessment	975.00
Olin corp - Chlor Alkali	Chemicals- Sodium Hypochlorite	3,644.75
Pace Supply Corp.	Inventory Supplies	168.95
Patron Trucking Inc.	Road Materials	1,082.24
PG&E Non- Energy Collection Unit	COTP Service Costs	10.00
Planet Paving & Grading	Paving	63,245.07
Preferred Plumbing and Drain	Plumbing	510.00
ProVantage LLC	Computer Hardware	1,890.00
Rawles Engineering, Inc	Paving	12,500.00
Robert Zanfardino	Claim	3,534.30
Sacramento County Recorder	Lien Redemption Fees	340.00
Sacramento County Utilities	Utilities	90.50
Sacramento Tree Foundation	La Vista Tank - CIP	73,450.00
Sierra Chemical Company	Hydrochloric Acid	162.65
Sierra Office Supplies	Supplies	341.57
SMUD	Power	77,617.25
State Water Resources Control Board	NPDES permit	2,939.50
State Water Resources Control Board	La Vista Tank - CIP	2,939.50
Tully & Young Inc	Legal	620.00
USA BlueBook	Lab Chemical and supplies	1,288.39
Waste Management Corp. Service	Utilities	565.17
WorkSmart Automation Inc.	Software Licensing	3,952.50
Check Register Total		529,290.12
Payroll	Employee Wages	169,564.06
Total Paid Expenditures		698,854.18

MEMO

TO: Board of Directors

FROM: Cathy Lee, General Manager
Josh Horowitz, Special Counsel

RE: Division 1 Director Appointment

DATE: June 15, 2021

Background:

The Division 1 Director position has been vacant since December 2020. Based on advice received from the Sacramento County Registrar of Voters' office and confirmed by legal counsel, the Board was advised that, because no person had pulled papers to run for the Division 1 board seat at the November 2020 District election, the District must use the procedure in Elections Code section 10515(b) to fill the vacancy. That procedure requires the Board to nominate a person to the Division 1 seat and for the Sacramento County Board of Supervisors to make the appointment. At the time this advice was originally given by the Registrar's office, they did not inform the District of any time limits for the Board of Supervisors to make the appointment. The Board discussed the appointment at several of its meetings, and at a May 4 special meeting adopted Resolution 05042021-01 to recommend Mr. Ronald Davis as the Division 1 Director to Sacramento County Board of Supervisors (BOS) for approval in accordance with Elections Code section 10515(b).

Summary:

Upon submitting Resolution 05042021-01 to Sacramento County, the Registrar's Office informed staff that they interpret the Elections Code 10515(b) to include a deadline for the District to submit a nomination of a Division 1 Director of the Monday before the first Friday in December in which the election is held. The Registrar stated that because the District did not comply with this deadline, the Board must use the process provided in Government Code section 1780 to fill the vacancy. Government Code section 1780 allows the District's Board of Directors to declare a vacancy and make an appointment for a 2-year term.

With the extended timeframe required to try to reason the issue through with Registrar's Office, with no guarantee of success, and then to be placed on a future Sacramento County Board of Supervisor's agenda even if successful, it might take two or more additional months to finally resolve the issue with the County. Therefore, the General Manager consulted with the District's Special Counsel, who advised that the most expeditious and appropriate course is for the Board to declare a vacancy based on the timing of the Registrar's changed advice and to appoint Mr. Ronald Davis to the Division 1 Director's seat for a 2-year term under the procedures provided in Government Code section 1780.

Recommendation:

Staff recommends that the Board of Directors approve Resolution 06152021-01 to declare a vacancy in Division 1 and approve Mr. Ronald Davis to fill the Division 1 vacancy.

RESOLUTION NO. 06152021-1

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE CARMICHAEL WATER DISTRICT
DECLARING A VACANCY IN THE DIVISION 1 DIRECTOR
POSITION AND APPOINTING RONALD DAVIS**

WHEREAS, no person filed to run for the Division 1 seat on the Carmichael Water District Board of Directors at the November 3, 2020 District election;

WHEREAS, the Sacramento County Registrar of Voters therefore advised the District that the Division 1 Director's seat left vacant as of December 4, 2020 should be filled in accordance with the procedures set forth in Elections Code section 10515(b), which provides that the District's Board of Directors may nominate a person to fill the Division 1 vacancy but the Sacramento County Board of Supervisors must make the appointment;

WHEREAS, the District made several solicitations of persons qualified to fill the Division 1 vacancy, the Board met several times to discuss the vacancy and to interview qualified persons, and ultimately selected Mr. Ronald Davis as its nominee to forward to the Sacramento County Board of Supervisors to appoint to the vacant Division 1 Director's seat and adopted Resolution 05042021-01 for that purpose;

WHEREAS, on June 3, 2021 in response to the District's submittal of Resolution 05042021-01, the Registrar of Voters informed the General Manager it was refusing that Resolution, and that therefore a vacancy existed in the Division 1 Director position that must be filled in accordance with the procedures provided in Government Code section 1780; and

WHEREAS, the Board finds and determines that:

(a) Due to the Registrar of Voters' refusal to process Resolution 05042021-01 in accordance with Elections Code section 10515(b), a vacancy has been created in the office of Division 1 Director as of June 3, 2021, which the Board may fill in accordance with the procedures set forth in Government Code section 1780; and

(b) The Board has previously posted notices of the vacancy, directly solicited residents of Division 1 to apply for the vacant Division 1 Director's seat, and notified the Sacramento County Registrar of Voters of the vacancy, and therefore has substantially complied with the purpose and intent of the notice of vacancy provisions of Government Code section 1780, and on that basis has selected Ronald Davis as qualified to fill the vacancy.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Carmichael Water District as follows:

1. The Board hereby appoints Ronald Davis to fill the vacant Division 1 Director’s seat for a two-year term until the November 2022 District election as provided in subdivision (d)(2) of Government Code section 1780.

2. The Board directs the District Secretary to notify the Sacramento County Registrar of Voters Office within 15 days of the appointment of Mr. Davis as the Division 1 Director for a two-year term.

PASSED AND ADOPTED by the Board of Directors of the Carmichael Water District on June 16, 2021, by the following vote:

Mark Emmerson	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Jeff Nelson	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Ron Greenwood	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Paul Selsky	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Vacancy	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Board Totals:	Ayes:	<input type="checkbox"/>	Nays:	<input type="checkbox"/>	Absent:	<input type="checkbox"/>	Abstain:	<input type="checkbox"/>
Motion Carried:		<input type="checkbox"/>						
Motion Not Carried:		<input type="checkbox"/>						

By: _____
 Mark Emmerson
 President, Board of Directors

ATTEST:

 Cathy Lee
 District Secretary

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