



Minutes
Regular Board Meeting
November 17, 2022

1. A. **CALL TO ORDER:** Chair Bublak called the meeting to 12:00 p.m.

B. **SALUTE TO THE FLAG**

C. **ROLL CALL**

PRESENT: Director Bret Silveira, Director Pam Franco, Vice Chair Javier Lopez, Chair Amy Bublak

ABSENT:

2. **RECOGNITION, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS:** None

3. A. **SPECIAL BRIEFINGS:** None

B. **STAFF UPDATES:**

1. General Manager Granberg provided a presentation on design-build project activities, design build contract status, environmental clearance/permitting, other activities, funding/financing update, public outreach, and shared project photos.

Chair Bublak opened public participation.

Chair Bublak closed public participation.

2. Finance Director Moreno provided an update on financial activities as of November 10, 2022. Revenue and expenses reviewed.

Chair Bublak opened public participation.

Chair Bublak closed public participation.

3. Dale Goodman provided an update on the City of Turlock staff recruitment effort. City of Turlock has made an offer for the Plant Manager and are waiting for a response. Interviews have been completed for Operations Supervisors and Senior Instrument and Control Technician. The rest of the positions will be advertised on November 18, 2022.

Director Silveira asked how many applicants applied for each position and were interviewed. Dale Goodman responded that there were six applicants for Project Manager but only one was interviewed. For Operations Supervisor, there were six applicants but only t had the qualifications so those were interviewed. There were ten applicants for the Senior Instrument and Control Technician but only five had the qualifications to move to the interview process.

Chair Bublak opened public participation.

Milt Trieweiler, City of Turlock resident, asked what the contingency plan is if City of Turlock does not fill the positions.

Dale Goodman responded that they are working on the contingency plan if they have trouble filling any of the positions.

General Manager Granberg indicated SRWA is assisting moving with the City of Turlock operations plan, but if things do not go as planned, the board can look at going back and having SRWA manage the plant.

Chair Bublak closed public participation.

C. PUBLIC PARTICIPATION:

Chair Bublak opened public participation.

Milt Trieweiler, City of Turlock resident, looked over contract and asked how much time the City of Turlock attorney has put into the contract to make sure City of Turlock can fulfill everything stated.

Chair Bublak closed public participation.

4. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None

5. CONSENT CALENDAR:

- A. **Action:** Motion by Director Franco, seconded by Director Silveira, to approving the minutes of the special meeting of September 22, 2022, with corrections removing first action on item 7A and amending last sentence. Motion carried 4/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Yes	Yes

- B. **Action:** Motion by Director Franco, seconded by Director Silveira, to approving the minutes of the special meeting of October 7, 2022. Motion carried 4/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Yes	Yes

6. PUBLIC HEARINGS: None

7. SCHEDULED MATTERS:

- A. General Manager Granberg presented the key provisions of the draft agreement, scope of services, SRWA Rights, compensation, committees, and discussed Approval of the Stanislaus Regional Water Authority Regional Surface Water Supply Project Operations Agreement between SRWA and the Cities of Turlock and Ceres in substantially the form as presented at this meeting and authorize and direct the General Manager to finalize and sign the Agreement with such additions and changes as deemed necessary or advisable by the General Manager upon consultation with the Board Chair and General Counsel.

Director Franco asked Dale Goodman asked if there would be a problem for City of Turlock managing vehicles. Dale Goodman said there would not be a problem to take the management of the vehicles, but they are running into problem ordering new vehicles, but they do have current fleet to start until the new purchased vehicles are delivered. Finance Moreno added that SRWA can own the fleet and City of Turlock can maintain them. Director Silveira commented that Turlock rate payers may question why there are extra vehicles and being sent to the treatment plant for use. Vice Mayor Lopez questioned the liability of the vehicles. Legal Counsel Shanahan responded that he recommends for City of Turlock to own the vehicles since City of Turlock employees will be maintaining and using and charge SRWA a rental fee. Finance Director Isaac added that the easiest way to coordinate that would be for City of Turlock to lease the vehicles and turn them in when the lease is up. Leased vehicles would not be considered an asset for City of Turlock, but this is something they still need to work out. Director Silveira asked who has the liability of an employee getting hurt in one of these vehicles. Legal Counsel Shanahan responded that this would depend on who owns and holds the insurance on the vehicles. Both attorneys and City Managers of the Cities will work this out for the board in the final draft.

Chair Bublak opened public participation.

Milt Trieweiler, City of Turlock resident, asked if the current General Manager Granberg and Legal Counsel Shanahan are going to stay on the board when this transfers to City of Turlock. He added how are we going to know if this is really going to save money and if this will save money on the long term. Finance Director Isaac responded that there is a financial savings to a degree depending on the hiring as they come in as it was presented in previous meetings. City of Turlock is absorbing some of the overhead costs as savings. Legal Counsel Shanahan added that the SRWA board will provide direction but their need for legal counsel will decrease but he recommends they still have legal services. General Manager Granberg indicated that the role of the general manager is addressed in the agreement.

Reagan Wilson, Turlock City Manager, said there was a phone call between the Cities about the general manager position. Wilson indicated that they agreed that the general manager be a City of Turlock employee. Director Silveira indicated that in meetings in the past they did not decide who the general manager may be. Director Silveira indicated the best way to fix this issue is to amend the agreement page 14 by removing sentence "The General Manager may be a Ceres employee or other individual." Director Silveira indicated this will allow a City of Turlock to be considered for the General Manager position. Vice Chair Lopez asked we remove that sentence to open it up for City of Turlock. Chair Bublak asked if everyone has talked about that section in the making of the contract. City Manager Wilson indicated this was a topic that was brought up in conversations. George Petrulakis, City Attorney from City of Turlock, indicated they spoke regarding the hiring of the General Manager is separate action to the operating agreement. Petrulakis said the conversation was about the termination provisions of the contract for the General Manager and the issues of Ceres being able to terminate independently. Petrulakis said the main concern is the time constraints so going with the approved City of Turlock proposal of the General Manager being a Turlock employee. Director Silveira indicated that way it is written it would not let City of Turlock employee be the General Manager, so he suggested we remove that sentence from the agreement. Legal Counsel Shanahan said that can be changed. Legal Counsel Shanahan

pointed out that the 5% pay for the General Manager needs to be included in the agreement. Board requested to bring this back for a second review before approval.

Chair Bublak closed public participation.

Action: Motion to approve the Stanislaus Regional Water Authority Regional Surface Water Supply Project Operations Agreement between SRWA and the Cities of Turlock and Ceres in substantially the form as presented at this meeting and authorize and direct the General Manager to finalize and sign the Agreement with such additions and changes as deemed necessary or advisable by the General Manager upon consultation with the Board Chair and General Counsel. *(Action failed due to lock of any motion)*

- A. General Manager Granberg discussed Resolution 2022-008 adopting a procurement and purchasing policy.

Chair Bublak opened public participation.

No one from the public spoke.

Chair Bublak closed public participation.

Action: Motion by Director Silveira, seconded by Director Franco to approve Resolution 2022-008 adopting a procurement and purchasing policy. Motion carried 4/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Yes	Yes

- B. General Manager Granberg discussed Resolution 2022-009 adopting an expense reimbursement and payment policy.

Finance Director Moreno indicated that the policy is not in line with the City of Turlock, and it needs a little more cleaning up but it can be addressed at a later date. Chair Bublak asked if the Finance Director of Ceres has reviewed it. Director Silveira asked to table this item until the Finance Director has reviewed the policy.

Chair Bublak opened public participation.

No one from the public spoke.

Chair Bublak closed public participation.

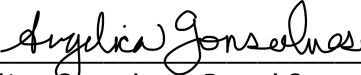
Action: Motion to approve Resolution 2022-009 adopting an expense reimbursement and payment policy. *(Action failed due to lock of any motion)*

8. **MATTERS TOO LATE FOR THE AGENDA:** None

9. **BOARD ITEMS FOR FUTURE CONSIDERATION:** None

10. **BOARD COMMENTS:** None
11. **NEXT MEETING DATE:** December 15, 2022, Regular meeting Turlock
12. **CLOSED SESSION:** None
13. **ADJOURNMENT:** Chair Bublak adjourned the meeting at 1:07 p.m. Motion carried unanimously.

Respectfully submitted,



Angelica Gonsalves, Board Secretary