

SPECIAL MINUTES OF THE FRCD/EDC/EGWS BOARD MEETING

Wednesday, October 29, 2008

The special meeting of the Board of Directors of the Florin Resource Conservation District/Economic Development Corporation/Elk Grove Water Service was called to order at 6:30 P.M. by Chair Lightfoot at 8820 Elk Grove Blvd., Elk Grove, CA.

Call to Order; Roll Call; and Pledge of Allegiance.

Directors Present: Barrie Lightfoot, Tom Nelson, Tony Perez, Harry Riebe and Sandi Russell

Directors Absent: None

Staff Present: Ann Siprelle, General Counsel; Leo D. Havener, Jr., General Manager; Thomas S. Bartlett, Treasurer; Stefani Phillips, Secretary; Glenn Gilkerson, Treatment Foreman; Scott Myers, District Engineer, and Cort Abney

Consultants Present: Richard Wilson, Sentium

Public Present Include: Chuck Dawson, Associate Director; Dave Engel, Associate Director; Roy Herburger, Elk Grove Citizen; Dennis Luke, member of the public; Bob Gray, member of the public; and Dave Lancaster, District Engineer, Department of Public Health

Public Comment

No comments

1. Closed Session

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Section 54956.8:

Property: 2450 Florin Rd.

Agency Negotiator: Leo D. Havener, Jr., General Manager

Negotiating parties: Florin Resource Conservation District and County of Sacramento

Under negotiations: Price and Terms of payment

No reportable action taken

2. Water Quality (Leo D. Havener, Jr., General Manager)

Cort Abney, Associate District Engineer, gave a presentation regarding water quality. The presentation included the following information: In the second quarter of 2008 the Hampton well (1 of 8 wells) exceeded the maximum contaminant level (MCL) of arsenic at 11.7 parts per billion (ppb); the Environmental Protective Agency (EPA) lowered the arsenic standard from 50 ppb to 10 ppb effective January 1, 2008; to arrive at a final arsenic value, the readings in one quarter are averaged with the previous three quarters; the margin of error in testing for arsenic gives a range between 8.5 and 12 ppb which is above the MCL, but within the recognized margin of error; the running annual average level of arsenic during this period was 11.7 ppb; a notice of violation was issued by the California Department of Health; and readings were not collected or reported during the fourth quarter of 2007 which is an infraction and results in a notice of violation.

Notable information: The well was turned off and is no longer providing water for the District; the Hampton well contributed approximately 7% to 25% of the water in Zone 1; less than 1,750 homes received water from the Hampton well; arsenic is a natural occurring element; arsenic is common in groundwater; the EPA's long-term or chronic MCL is based on a 155 pound person drinking 2 liters per day for 70 years; and the risk is 1 in 1,000,000.

Actions taken; Adjustments were made to fully staff the treatment department; new procedures are being implemented to ensure that samples are being collected and reported; new reporting steps are being implemented so that test results are reviewed by the operations department, the district engineer and the general manager; extensive testing and analysis is being performed to determine the cause behind the elevated arsenic readings; and the well will remain offline until a confirmed ruling is made that the water quality meets the specifications.

A question and answer period included:

Tony Perez, Director, inquired if there were any mechanical issues or anything out of the ordinary that would have affected the readings. Dave Lancaster, District Engineer, Department of Public Health, responded stating that it is not unusual to see fluctuations in arsenic levels. Fluctuations can occur seasonally.

Mr. Perez inquired if Mr. Lancaster performs on-site audits to review policies and procedures on the reporting methods. Mr. Lancaster replied they only get involved with operations and maintenance plans and they look at how a system operates. They do not get in between the correspondence within a District.

Mr. Perez inquired what constitutes an emergency and how should the Board and general manager proceed. Mr. Lancaster replied an emergency response plan and notification plan is required. He stated that this issue would not fall into an emergency category. An emergency equates to a water outage or an acute health risk.

Sandi Russell, Director, inquired if the Hampton well could be disconnected from the system. Scott Myers, District Engineer, replied, yes, by removing a section of pipe, the District is currently evaluating the future of that facility.

Ms. Russell inquired if there was enough water for distribution by disconnecting the Hampton. Mr. Myers responded the Hampton well can produce anywhere from about 500 gallons per minute to as high as 900 gallons per minute, compared to the four wells that feed the railroad facility at about 1800 gallons per minute each. He stated the magnitude and difference in production means that, there is a lot of time and effort being spent on a very small amount of water by using the Hampton well.

Mr. Perez stated he would like to have a meeting the first week of November to further discuss the issue of water quality and review policies and procedures. He stated he would like to have a designated committee to deal with the issue.

Barrie Lightfoot, Chair, stated he would not be available the first week of November.

Ms. Russell requested that the performance of the general manager be placed on the agenda as a closed session item.

Mr. Lightfoot mentioned that in the last couple of years the meetings in November and December were combined because of the holidays and he stated he would prefer to do that this year.

Mr. Perez stated that he would like to discuss the emergency disaster plan.

MSC (Perez/Russell) to hold a special Board meeting on Wednesday, November 5, 2008, to discuss the issue of water quality, policies and procedures, and the emergency disaster plan, 3/1; ayes: Perez, Riebe and Russell; nay: Lightfoot.

MSC (Russell/Perez) to hold a closed session on the performance of the general manager at the Board meeting on Wednesday, November 5, 2008, 3/1; ayes: Perez, Riebe and Russell; nay: Lightfoot.

Leo D. Havener, Jr., General Manager, inquired what information should he be prepared to provide. Mr. Perez replied he would like the organization chart, policies and procedures for reporting, and emergency response plan.

Respectfully submitted,

Stefani Phillips

Stefani Phillips, Secretary