

**TUOLUMNE CITY SANITARY DISTRICT
18050 BOX FACTORY ROAD
TUOLUMNE, CA 95379**

**BOARD OF DIRECTORS – REGULAR MEETING MINUTES
June 7, 2023 at 2 pm**

DIRECTORS PRESENT:

John Feriani, President/Chair
Wren Easter, Vice Chair
Jason Hart
Nick Ohler

DIRECTORS ABSENT:

Sam Gonzales

DISTRICT REPRESENTATIVES:

Dave Andres, General Manager
Brenda Bonillo, Office Manager
Ben Kikugawa, CPO

No members of the public were present.

1. Director Feriani called the meeting to order at 2:00 PM.

2. Public Forum: (3 minutes per item maximum)

There were no members of the public wishing to speak and no correspondence was received for consideration.

3. Consent Calendar (one motion to include the following):

- a) Approval of minutes – Regular Meeting held May 3, 2023
- b) Approval of warrants for the month of May 2023
- c) Review of FY 2022/2023 Profit & Loss Report

MOTION: Director Hart moved to approve items of the Consent Calendar as presented. Director Easter seconded, and the motion carries by the following vote:

Ayes: J. Feriani, W. Easter, J. Hart, and N. Ohler (4)

Nays: None

Abstain: None

Absent: S. Gonzales (1)

4. Discussion/Action: Legal review of a potential Conflict of Interest

Director Ohler requested staff to refer a possible conflict-of-interest analysis request to our legal counsel for an opinion. The issue is whether Ohler has a conflict of interest in respect to voting on pay raises for all employees when one of our employees is a Director on the Fire District Board of Directors and can potentially vote for wage and benefit increases for the Fire Chief.

Legal counsel prepared an analysis, and because the proposed Cost-of-Living (COLA) is for a general wage increase for all employees and not a specific special increase for an individual employee, Ohler can choose to recuse himself from the vote, or he can vote on the item. The decision is always left to the individual Director to decide.

5. PUBLIC HEARING - Discussion/Action: Approval of Resolution No. 2023-03, adoption of the 2023/2024 FY Budget, Financial Policies and approval of Resolution No. 2023-04, adopting Wage Schedule, and Benefits Effective January 1, 2024

Director Feriani opened the public hearing and asked for public comments. None heard.

MOTION No. 1: Director Feriani moved to approve Resolution 2023-03 adopting the Fiscal Year 2023-24 Budget and Financial Policies. Director Hart seconded, and the motion carries by the following vote:

Ayes: J. Feriani, W. Easter, J. Hart, and N. Ohler (4)

Nays: None

Abstain: None

Absent: S. Gonzales (1)

MOTION No. 2: Director Hart moved to approve Resolution 2023-04 adopting the Employee Wage Schedule effective January 1, 2024. Director Easter seconded, and the motion carries by the following vote:

Ayes: J. Feriani, W. Easter, and J. Hart (3)

Nays: None

Abstain: N. Ohler (1)

Absent: S. Gonzales (1)

6. Discussion/Action: General Manager Recruitment Update

Staff reported the District received one application for the position. A few options were provided for consideration.

After lengthy discussion, staff was directed to contact the applicant and advise due to potential organizational issues under consideration a revised recruitment schedule will be necessary and continue the advertisement for additional applicants. Applications shall be reviewed in closed session at the October 2023 meeting.

7. Discussion/Action: Tribal Easements and Maintenance Agreement

Mr. Andres provided a background on the proposed easements and maintenance agreement. An update will be provided at the July meeting.

8. Discussion/Action: WWCS Custom Manhole Covers

MOTION: Director Hart moved to authorize the General Manager to spend up to \$25,000 of property tax funds for the purchase of seven commemorative sewer lids for the wastewater collection system project. Director Ohler seconded, and the motion carries by the following vote:

Ayes: J. Feriani, W. Easter, J. Hart, and N. Ohler (4)

Nays: None

Abstain: None

Absent: S. Gonzales (1)

9. Discussion/Action: TCSD Board of Directors Regular Meeting Time

MOTION: Director Ohler moved to consider revising the District's By-Laws meeting time at the July meeting. Director Hart seconded, and the motion carries by the following vote:

Ayes: J. Feriani, W. Easter, J. Hart, and N. Ohler (4)

Nays: None

Abstain: None

Absent: S. Gonzales (1)

10. Staff Reports

- a) Operations/Collection System Report by Ben Kikugawa

Mr. Kikugawa provided an Operations/Collection System Report for the month of May 2023.

- b) District General Manager Report by Dave Andres

- Status of Community Services District Formation Application
- State Revolving Fund Program Update

- c) WWCS Construction Status Report by Forsgren Associates, Inc.

A WWCS Upgrade Projects status report for May 2023 was provided to the board.

11. Discussion/Action: The formation of a Tuolumne Township Community Service District (20 mins max)

No discussion heard.

12. Directors Comments

No comments heard.

13. Director Feriani adjourned the meeting at 3:28 PM.

Respectfully submitted:

Approved:

Brenda Bonillo
District Secretary

John Feriani
Board President