



**Durham Irrigation District Board of Directors  
Board Meeting  
June 8, 2023 - 5:30 PM (Rescheduled from June 20, 2023)  
MINUTES**

**Board of Directors:**

Matt Doyle, Chair  
Raymond Cooper, Director  
Kevin Phillips, Director

PRESENT  
PRESENT  
PRESENT

**District Staff:**

Mike Butler, Water Operator  
Adam Daigle, Water Operator Assistant  
Robin Kampmann, District Engineer  
Dustin Cooper, Legal Counsel – VIA telephone  
Nicole Johansson, Public Outreach Coord.  
Jeannie Trizzino, Admin. Assistant

PRESENT  
PRESENT  
PRESENT  
PRESENT  
PRESENT  
PRESENT

**1 CALL TO ORDER**

- 1.1 The meeting was called to order at 5:30 pm by Chair Doyle.
- 1.2 Introduction of Guests – Ms. Rosemary Bennett, Mr. Patrick Button, Mr. Marcus Mahling, Mr. Derek Sohnrey, and Ms. Ashley Stanley.

**2 CLOSED SESSION – ANTICIPATED LITIGATION (Government Code §54956.9(d)(2) or (d)(3))**

**At 5:31 pm the Board adjourned to Closed Session and guests were asked to leave the meeting room.**

- 2.1 Significant exposure to litigation; one potential case.

**OPEN SESSION**

**At 5:40 pm the Board returned to Open Session and summarized the Closed Session as follows:**

Direction given to legal counsel. No reportable actions were taken in closed session.

**3 PUBLIC COMMENT**

Mr. Button asked for an explanation of the arrearage letter he received from the District on one of his rental accounts. Staff gave a summary of the arrearage and arrangements were made to send statements to him directly.

Mr. Mahling commented that there was an ongoing and unresolved easement issue with the District’s placement of a meter on his property and commented that he had not received notice of the District water operator entering his property and that the water operator blocked his phone calls.

He asked whether the District carried D&O insurance. Board instructed staff to agendize the matter for the next board meeting. At the close of the meeting, Mr. Mahling elaborated on his concerns, which were that he was “OK” with a meter on his property, but not “OK” with the location of the meter. His specific request is that the meter be removed and reinstalled to the sidewalk area. Chair Doyle directed staff to place the matter on the agenda for the July 2023 board meeting.

**4 PRESENTATIONS**

- 4.1 CIP Planning, Implementation and Funding Options Presentation, Eddy Teasdale, and Jacques DeBra, Luhdorff and Scalmanini Consulting Engineers (LSCE)

**Discussion:** *Consultant unable to attend the meeting due to a personal emergency; matter removed to a future board meeting. NOTE: The planned LSCE PowerPoint presentation was included in the agenda packet.*

**Public Comment:** *NONE.*

## 5 CONSENT AGENDA

Action Requested: That the Board of Directors approve the following Consent Agenda items.

- 5.1 Monthly Financial Report for May 2023, including:
  - 5.1.1 \* Balance Sheet
  - 5.1.2 \* Profit & Loss Statement
  - 5.1.3 \* Previous Year Comparison
  - 5.1.4 \* General Ledger
  - 5.1.5 \* Board Recap, Water Sales and AR Aging Report
- 5.2 \* Approval of the Warrant Sheet from May 16, 2023 to June 7, 2023, including payments, deposits, and transaction adjustments.

**Motion:** *That the Board consider and approve the consent agenda.*

**Board Discussion:** *None.*

**Public Comment:** *None.*

**Action Taken:** *On a motion made by Phillips and seconded by Cooper, the Board approved the motion.*

**Vote results** *Ayes carried.*

**Ayes:** *Cooper, Doyle, Phillips*

**Noes:**

**Abstained:**

**Absent:**

## 6 REGULAR AGENDA

- 6.1 Items Removed from Consent Agenda

## 7 CORRESPONDENCE

All Items Informational/Possible Action/Direction

- 7.1 \* Coalition Letter - Forest Protection and Wildland Firefighter Safety Act of 2023 (06.01.2023) presented by Congressman Doug LaMalfa
- 7.2 \* Ltr. from Butte County Water Resource Management (06.02.2023)

## 8 WATER OPERATIONS BUSINESS

- 8.1 Ongoing/New Business  
All Items Informational/Possible Action/Direction
- 8.2 \* Review of Water Operator Log for May 2023 (Operator Mike Butler)
- 8.3 \* Monthly Work Order Status Report through June 5, 2023

**Discussion:** *Water Operator summarized repairs and activities for the prior month. The leaking service line at 2404 Durham Dayton Highway remains elusive; at one point the Water Operator was able to shut off all three known service lines, but the leak persisted.*  
*The repair at the Durham-Dayton Highway and Midway intersection was completed quickly, averting a planned water shut-off to District customers. Many customers in the eastern part of the District's service area were affected by very low water pressure, an issue that was difficult to diagnose and resulted in significant inconvenience for some District customers. The Water*

*Operator identified an old valve that was only partially closed; he was able to close the valve and restore pressure.*

**Public Comment:** NONE.

## 9 GENERAL BUSINESS

9.1 District Activities and Status Report from District Engineer.  
(All Items Informational/Possible Action/Direction)

9.1.1 Capital Improvement Plan Update

9.1.2 District Funding Options Update

9.1.3 Update: USBR Grant Funded Meter Replacement and Lead Service Laterals Assessment Project

**Discussion:** *District Engineer reports that tentative USBR meter replacement locations had been selected and the list expected to be finalized before the end of the month.*

**Public Comment:** NONE.

9.1.4 Update: Easement Agreement between DID and DUSD for connections along east side of Durham Dayton Highway.

**Discussion:** *District Engineer will forward the last draft letter and easement documents to DUSD for review.*

**Public Comment:** NONE.

9.1.5 Domestic Well Agreement between DID and Kyle and Shanna Brock

**Discussion:** *This matter was resolved at the May board meeting.*

**Public Comment:** NONE.

9.2 Development Projects. Review status of development projects' activities.

9.2.1 Keeney Estates (aka Creekside Estates)

**Discussion:** *District Engineer will follow up on this matter.*

**Public Comment:** NONE.

9.3 Request for Proposal – Legal Services

**Discussion:** *Staff reports that three proposals were received by the RFP deadline. Director Doyle convened an ad hoc committee to review and score the proposals. The review committee will consist of Chair Doyle, District Engineer, Nicole Johansson, and Jeannie Trizzino, with the intent to award a legal services contract at the July board meeting.*

**Public Comment:** NONE.

9.4 Memorandum to Board (05.10.2023) Interim District Fiscal Officer

**Discussion:** *Staff instructed to continue discussion on this matter at the next board meeting, or until District legal counsel contact has been awarded.*

**Public Comment:** NONE.

9.5 \* Update on Accounts Receivable Status - Consider and approve Resolution 2023-02 of the Durham Irrigation District Board Transmitting Delinquent Water Charges to the County of Butte to Place on the Secured Tax Roll.

**Motion:** *That the Board consider and approve Resolution 2023-02 of the Durham Irrigation District Board Transmitting Delinquent Water Charges to the County of Butte to Place on the Secured Tax Roll.*

**Board Discussion:** *Director Phillips explained the lien process in Butte County to the Board and to the guests.*

**Public Comment:** *None.*

**Action Taken:** *On a motion made by Phillips and seconded by Cooper, the Board approved the motion.*

**Vote results** *Ayes carried.*

**Ayes:** *Cooper, Doyle, Phillips*

**Noes:**

**Abstained:**

**Absent:**

9.6 Policy and Procedure Manual Updates.

9.6.1 Introduction (Doyle)

9.6.2 Water Rates, Operating fees, and Billing Procedure (Phillips)

**Discussion:** *Tabled to July 2023 Board meeting.*

**Public Comment:** *NONE.*

## 10 ATTORNEY REPORT

10.1 Updates from Legal Counsel not discussed under other Agenda Items  
See Closed Session Items in Section 13.

10.2 Updates on Vina GSA Fee allocation

## 11 VINA GSA

(All Items Informational/Possible Action/Direction)

See Vina GSA Calendar online here: <https://www.vinagsa.org/calendar>

11.1 Vina GSA SHAC Meetings

11.2 Vina GSA Board Meetings

11.3 Vina GSA/RCRD GSA Board Meetings

**Discussion:** *On June 14, 2023, the Vina GSA will hold an informational workshop on the fee options for the Vina GSA.*

**Public Comment:** *NONE.*

## 12 DIRECTORS' COMMENTS – NONE

## 13 CLOSED SESSION – if needed

13.1 Conference with counsel on litigation in the matter of *AquAlliance, et al. v. Vina GSA, et al.*

## 14 ADJOURNMENT

**Meeting adjourned at 6:15 pm.**