

Timber Cove County Water District
Board of Directors
General Meeting Minutes
July 24, 2021

1. **Call to order** - 10:00 am

Board members : Chris Feddersohn, John Rea, Kris Kilgore and Spencer Lipp
Tim Winterer

Guests-Diane Feddersohn, Bob Litchner, Anne_Vernon, John Gray, Ryan Gomez, Melany Collett, Renee Fernandez-Lipp, Diane Stetina(Brelji & Race) ,Yvonne Gray , John Howland , Hannah Clayborn

2. **Approval of Agenda** - Chris Feddersohn moves to approve the John Rea seconds-

Discussion-Kris Kilgore states that she has asked for an agenda item regarding planning, repairs , upgrades and replacements of components of the water system since she started on the board and has asked that these items be addressed. Kris Kilgore had a statement during the meeting and it is attached to these minutes.

Kris Kilgore nay-motion to approve the Agenda-passed

3. **Approval of minutes-May & June 2021 minutes and Public Hearing minutes**-Chris Feddersohn moves to approve all three minutes-John Rea seconds

Discussion-Spencer Lipp states in the Public Meeting minutes the motion to approve lowering the water rate was done after the discussion not prior to the discussion as indicated on the minutes Melany Collett will correct the version of events on the Public Meeting minutes and redistribute to the board .

Kris Kilgore nay-motion to approve the minutes-passed

4. **Treasurer's Report**-John reviews the bank balances, June 2021 P & L, Total Year P &L 2021, Budget vs Actual 2021 Final and Audit updates. John Gray proposed to the board to pass a financial transparency policy and put measures into place for all financial management in the future. John Gray read a statement aloud that is attached to these minutes.

The full treasurers report can be found on our website at timbercovecountywaterdistrict.org

5, **Presidents report**-Chris Feddersohn states that he and John Rea met with Matt O'Connor who is a geologist for TCCWD and an engineer from Matt's office. Chris explains that Matt and

his engineer have done a survey from their office and will be coming to the District to meet with John Rea and himself to walk the subdivision. Chris is hoping that will lead to drilling and additional water source. Chris mentions that Jeff Hughes our operator has taken both his D2 & T2 tests with the State and we should know soon if he passed. Chris states that an email was sent to Tom Giacinto regarding any road work he may do on Amanita Circle and if so his contractor would need to list TCCWD as an additional insured to insure that if any damage was done to the District's pipes, meters or boxes the District would be covered. Chris states the TCHA was sent the same letter for any road work they may do too, Chris said the cell tower in Salt Point has been turned on. Chris stated Melany Collett sent out the annual back flow letters. Chris stated he received a lot of positive feedback regarding the lowering of the water rate.

6 Operator Report-Ryan Gomez starts off by saying the district is on their way to another 500,000 gallon month of production this month and the reservoir is at 19.8 feet. Ryan states we are doing fine and there's no need for conservation of water this month. Ryan got in contact with XIO-the company that works in SCATA was finally able to contract an electrician and will be coming out to do a survey and gives him bid. Ryan and Jeff have been working on peak detection throughout the distribution system. Ryan purchased a new laptop to work with the leak detection software, the one at the Plant wasn't compatible.

7. New Business Items-

7.1 Timber Cove Country Inn-will serve letter-

Part 1-Chris Feddersohn stated to the Board of Directors that the District needs to formally adopt the Will Serve Policy into the Rules and Regulation

Chris Feddersohn moves to adopt the policy into the rules and regulations-John Rea seconds-passed unanimously

Part 2-Chris Feddersohn stated that The Timber Cove Country Inn completed their will serve application and gave the district their application deposit of \$1000.00. Chris sent their application and a packet (including a preliminary title) to the District's attorney, Chris stated that in looking at the title report it was discovered that there was a well and possibly 6 wells in total belonging to the district on the 13 acre proposed site owned the Timber Cove Country Inn. Chris stated that the Timber Cove Country Inn has asked the District to cap the well so they may move forward with their project. Chris stated we could not move forward with capping off the well without doing our fiduciary duty in finding out if that well produced water and is a Potential additional water source for the District. Chris stated we would need to do some investigation into this and engineering with Brellj & Race . Chris stated that the District will need to get the costs of the engineering and any fees associated with this new discovery of wells to the Timber Cove Country Inn and they will have to make a decision if they are willing to pay for the hook up fees, contraction and engineering fees before the District can issue a will serve letter, to the Timber Cove Country Inn. Chris stated he and Margaret Grahame spoke this week

and Chris explained that the District would not be able to do anything right now regarding capping off the wells but Chris thought possibly that we could give Margaret a letter stating that the District would have enough water to serve their project, Chris stated since the survey was done there wasn't; any mention in the survey that there was not enough water to serve this project. Chris stated we couldn't really give a will serve letter to the Timber Cove Country Inn until we have had the engineering done in regard to water usage and whether they are willing to pay for all the engineering and construction. Chris stated that there is an upcoming conference call this week with the Districts attorney who is well versed in water districts to help guide us through . Margaret Grahame spoke and wanted to clarify that the Timber Cove Country Inn project is not related to the Timber Cove Resort at all, they have separate owners and separate operations. Margaret stated she understood that the District did not own the wells rather they had water rights . Margaret stated that the County has required of their application process a will serve letter from the District. Margaret stated that she understood the State required the District to conduct the source capacity study to see if they could meet the demand of this project and that the study states that there is sufficient capacity to meet this need. Margaret stated it was frustrating to learn of these things 12 months later and she doesn't know if they have a complete application in if this project will go ahead Margaret stated they don't have estimated on electric, propane etc as this is too early in the game. Margaret stated that the District asking for engineering report to work out the infrastructure costs and whether they would pay for it before the District would issue a will serve letter was really inappropriate and she would be very disappointed. Margaret stated that she was given constant reassurances from Chris Feddersohn that the District was able to provide water to the project and would be providing a will serve letter. Margaret says she understand the capping of the well to be a separate issue. Chris replied and said he would try his best to relay what she has said to the Districts attorney, Chris said he is still a strong believer that the District has enough water to serve the Timber Cove Country Inn. Chris stated that at the advice of the District's attorney will advise us how to proceed. Kris Kilgore asked Diana (of Brelji & Race) if the source capacity study recently did address the Timber Cove Country Inn project specifically, Diana replied no. Kris says she agrees with Chris Feddersohn's caution is warranted. Margaret replied to Kris that when she approached Chris last year regarding the project she pleaded with him to have this project included in the source capacity study, Chris stated that David Long of Brelji & Race was aware of the project however it wasn't included as it was not necessary to determine whether the District had enough water to serve the subdivision . Chris assured Margaret that he will work on this will serve letter as a priority .

7.2 New meter discussion-Chris explains that John Rea , Spencer Lipp and Ryan have been working on new meters with Kumstrup. John Rea stated that these new meters will alert the operators of potential leaks John says look at it like this ,there will be 100 meters out in the distribution system essentially looking for leaks. In their immediate location . John stated that this is a drive by system that does not rely on the internet, John says the operators can drive by anytime to check for customer leaks. Ryan explains the meters use ultrasonic to image read the flow that is going thru the houses and since there are no moving parts there isn't wear and tear. Ryan says the battery life of these meters is 20 years. Ryan says if there's a leak at a customers house he will get an alert on his tablet or phone or if several meters give him a buzz in change of frequency he will be able to get the leak detector and check out that area for leaks in the area. Ryan stated they would be sending out a demo of the meters to see if they would

work for the District. This will be on the agenda next month . Chris Feddersohn stated we need to look at the bids.

7.3 Lyons Court office project-Ron Case was not on the call but Chris Feddersohn stated that the architect Michael Hallet has been to the office for measurements recently and the County will allow an office building with a bathroom. Progress is being made Chris stated.

7.4 Community Resiliency Project-Spencer Lipp stated that there wasn't much to report and reminded us that PG&E can be a bit slow. Spencer stated that he had a meeting set p with them in the coming week. Spencer also stated tat what he needs is community level energy data. Spencer stated that PG&E is cautious about gathering personal data from individuals and it's working through that with their attorneys.

7.5 Kris Kilgore Brown Act-Chris Feddersohn made a motion asking Kris Kilgore to step down as a Director, the motion did not receive a second.

8. Public comment-John Howland spoke and stated Kris Kilgore is the most knowledgeable person that knows about water systems, engineering and the most knowledgeable on the Districts system.. John Howland expressed concern that he sees no crimes committed by Kris comment and what he sees is a director willing to commit her knowledge and time to the District . John Howland expressed that is important that Directors ask questions. John H. stated Kris Kilgore asking direct questions of why the District didn't meet the State standard for quality water is not a crime. John H. States that there have been no crimes outlined in this meeting rather a blanket statement made by Chris Feddersohn.

Bob Litchner stated that he wanted to clarify his understanding of what he heard here today. Bob states the concerns that Chris Feddersohn raised whether detailed and exact he doesn't know but on the brown act violations but what he hears Chris F. saying is that they may be violations and have to do with confidentiality of what was done in executive session or Kris K. taking independent actions outside of the board authority. Bob stated although not essential Chris may want to clarify that, Bob stated that it does identify a problem. Bob stated that maybe Chris did not go into detail as to protect the confidentiality of the executive session and if that is the case perhaps this should be done in executive session not in public session. Bob father stated that that Kris Kilgore does have some expertise by that she isn't a designated expert on the board and as director she has the same obligations as the other directors. Bob says that if Kris wanted information she can go through the President or the administrative manager. Bob stated that

Kris Kilgore stated that in Chris Feddersohn's long speech what she allegedly did that he distorted and exaggerated a lot and put his own twist on her motivation. Kris pleads that we need to work on our water system and not be distracted by things like this.

Hannah Clayborn stated that this classic and typical behavior of how this group has operated and stated she wasn't sure if Bob Litchner was providing legal services to the District. Hannah stated that Chris has used the word crime in writing but has not specified what the crime is. Hannah stated she assumes Chris Feddersohn meant Brown Act violations. Hannah stated she would like to see the crimes in writing and that crimes allege that someone has broken the law. Hannah stated that it should be disclosed which violation(s) of the Brown Act Kris has committed and not a blanket statement in a meeting. Hannah says that while John Howland was President customers called him a lot asking for information or help when they couldn't get it from Melany. Hannah stated that if things were transparent people would know a little more about the administration. Hannah stated that Melany would need to come up with something more serious than violating some unstated COVID regulation when Kris simply came to the door to get a signature. Hannah asked if it was a crime to upset Lani because she was afraid of COVID-19. Hannah stated this was all ridiculous that they are spending all their time trying to smear other people and doing no constructive work to save us with a water system that is one step away from the next disaster, drought or fire. Hannah said she will collect all information of Brown Act violations in the past if they would like.

Melany Collett stated that employees past and present have one goal and it's to serve the community. Melany said it doesn't matter who you are, your political affiliation, whether you like trails or don't like trails that it doesn't matter. Melany stated that their whole heart is into serving the community. Melany said the whole point was if Kris Kilgore received customer complaints she could come to the office or call Melany or Ryan because with that customer we did have things working in the background. Melany stated that this was the first time in 3 years that she has heard John Howland had complaints about her as stated by Hannah Clayborn and her performance. Melany stated that John Howland had never reached to her or asked to have a meeting regarding this and Melany stated she didn't appreciate that being said at all.

John Howland spoke and said he did not receive complaints about Melany rather complaints about the District or bills not showing up. Melany thanked John for clarifying this,

Bob Litchner spoke to say he does not render legal advice to the water board or the HOA

Anne Vernon started to speak and heard a comment in the background of "here we go again" but continued to speak. Anne stated that she thought it would be a good idea to have a protocol sheet of duties for the directors written down. Anne stated that she sees a level of professionals in this board. Anne stated now is a good time to have role descriptions for directors, Anne addressed Kris Kilgore and stated she when she makes a public comment she shouldn't have to feel like she is being made fun of by her as Kris is a director.

John Rea has commented that he has been able to see the board operations for many years and this is the best he's seen it operate. John stated he has seen the board operate with extra cooks in the kitchen and this is an example of an extra cook in the kitchen who has caused trouble, time and money to move forward. John stated an example where accusations were made against Chris Feddersohn to FPP which slowed down the reaction of the price of water and extra time in board meetings and attorney costs. John Rea stated that we need to not throw rocks at each other or put obstacles in front of the board which he believes has been happening. John

stated he would like to see a revising of the Brown Act and there are res in there that aren't being implemented or followed. John Rea said he would like to see the Brown Act implemented into the res and regulations. John stated if a director has a problem they should go to the Administration and not to other board members to solve independently. John Rea pleaded to move forward please.

NOTE: John Gray and Kris Kilgore each read their public comment and they are attached to these July 2021 minutes.

9. Approval of the bills-Kris Kilgore moves to pay the bills-Chris Feddersohn seconds-passed unanimously

10. Setting of Agenda, Time and Place for the next meeting - August 28, 2021 at 10 am via teleconference as well as an Executive Closed session at 9 am on August 28, 2021

11. Adjournment of the meeting - Chris Feddersohn motions to adjourn the meeting-Kris Kilgore seconds — passed unanimously

Meeting adjourned

Attest _____

The secretary of TCCWD does hereby certify that the above minutes were approved by the board on the above date

Date _____

8/28/2021

**Kris Kilgore
22205 Umland Circle
Jenner, California 95450**

Kris Kilgore Public Comment for July 24, 2021 TCCWD Board Director Meeting

In the June 2021 TCCWD Board Director Meeting, I asked that an agenda item be placed on the July 24, 2021 TCCWD Board Director Meeting agenda regarding planning repair, upgrades, and replacement of components of the entire TCCWD system. Note that I have been asking for this vitally important subject to be included in each meeting's agenda in the seventeen meetings I have attended as a Board Director. Instead, we get Agenda Item 7.5, that illegally states that one of the Directors has committed a crime. This agenda, with its' illegal statement that a crime had been committed, was posted in public places in Timber Cove and was still posted three weeks after the July 24th Board meeting. This is clearly a political move anticipating the upcoming November Board Director elections.

Chris Feddersohn spent one hour and ten minutes of precious TCCWD Board meeting time, raising the illegal accusation that Kris Kilgore committed crimes. This was a good example of what frequently wastes the TCCWD Board Director's time during the Board Meetings.

I've participated in seventeen TCCWD Board meetings since the beginning of my two-year term as Director. In every one of those meetings, I've asked that the Board start planning and implementing water system repairs, upgrades and replacements that every drinking water system needs. All my efforts have been blocked and none of this vitally important work has been done.

It is the responsibility of the Board of TCCWD to do this. Instead, the seventeen Board Director meetings I've participated in have lasted anywhere from 2 to 3 hours – AND OTHER THAN A FEW SMALL PROJECTS HANDLED ENTIRELY BY THE OPERATIONS STAFF, NO PLANNING OR IMPLEMENTATION OF VITAL WORK ON THE WATER SYSTEM HAS TAKEN PLACE.

In the financial report today, the Fiscal Year July 2019 through June 2020, the total base rate income is listed as \$249,145. Much of this money should have been used for planning system repairs and implementing upgrades and replacements. Instead, the base rate money builds up and makes it appear that TCCWD has a healthy income. The income would not appear so high if TCCWD Board Directors were doing the vitally important planning of repairs, replacement and upgrades.