



CALAVERAS COUNTY WATER DISTRICT LEGAL AFFAIRS COMMITTEE MEETING

AGENDA

October 6, 2021
2:00 p.m.
CCWD Board Room

Calaveras County Water District
120 Toma Court
San Andreas, California 95249

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1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT:

3. APPROVAL OF MINUTES:

- a. Approval of Minutes for the Aug 3, 2021 Committee Meeting

4. NEW BUSINESS

- a. Federal Legislative Update
(Mia O'Connell, O'Connell & Dempsey and Michael Minkler, General Manager)
- b. State Legislative Update
(Michael Minkler, General Manager)

- c. Redistricting
(Michael Minkler, General Manager)

5. OTHER BUSINESS

6. GENERAL MANAGER COMMENTS

7. DIRECTOR COMMENTS

8. FUTURE AGENDA ITEMS

9. NEXT COMMITTEE MEETING Tuesday, December 7, 2021, 2:00 p.m.

10. ADJOURNMENT



CALAVERAS COUNTY WATER DISTRICT LEGAL AFFAIRS COMMITTEE MEETING

**MINUTES
AUGUST 3, 2021**

The following Committee Members were present:

Director Ratterman
Director Davidson

Staff Present:

Michael Minkler, General Manager
Rebecca Hitchcock, Clerk to the Board
Rebecca Callen, Director of Administrative Services

Others Present:

Mia O'Connell, O'Connell & Dempsey

ORDER OF BUSINESS

1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

Director Ratterman called the meeting to order at 2:15 p.m.

2. PUBLIC COMMENT:

There was no public comment.

3. APPROVAL OF MINUTES:

3a Approval of Minutes for the April 6, 2021 Committee Meeting

Directors Davidson/Ratterman Approved Minutes from the Legal Affairs Committee meeting of April 6, 2021.

4. NEW BUSINESS

4a Federal Legislative Update
(Mia O'Connell, O'Connell & Dempsey and Michael Minkler, General Manager)

Discussion: Ms. O'Connell reported on the following items: 1) the Fiscal Year 2022 Infrastructure package; 2) the Army Corp of Engineers portion of that Infrastructure

Package; 3) funding developments on Infrastructure and appropriations; and 4) low-income water programs under the U.S. Department of Health and Human Services.

4b State Legislative Update
(Michael Minkler, General Manager)

Discussion: Mr. Minkler reported on the following items: 1) The California Covid-19 moratorium on water shutoffs due to non-payment is scheduled to end September 30th. In anticipation of a large proportion of customers still in delinquent status after the moratorium is lifted, staff are conducting targeted outreach to encourage at a minimum, partial payments. In addition, staff are educating customers that they can enroll in CCWD's customers alternative payment plan. Currently, staff are looking into grants and other funding sources to offset the financial loss of revenue including direct funding for customers to take advantage such as the California Covid-19 Rent Relief program (also known as the Hope Fund) and grant funds through ATTCA. Staff are closely monitoring State funding opportunities that CCWD or Calaveras County can administer. There was significant discussion on this between staff and the Committee; 2) California has experienced the driest rainy season on record, reaching 126-year lows. Under the Urban Water Management Planning Act and the District's 2020 Water Shortage Contingency Plan, CCWD is currently in Stage 1, the Advisory Stage and is encouraging customers to voluntarily conserve 15% water use compared to 2020 levels. Staff will discuss drought messaging efforts and the current water supply and stored water status as well as the most current State mandates. 3) Governor Newsom signed AB 148, This bill contains provisions necessary to implement the 2021 Budget Act and includes: Water Arrearages: The statutory provisions for the funding of COVID-19 water and wastewater arrearages. The SWRCB is required to adopt a resolution establishing guidelines for application requirements and reimbursement amount for arrearages and financial shortfalls for both water and wastewater treatment providers. This bill also prohibits a community water system from discontinuing water service due to nonpayment before September 30, 2021. The SWRCB will be coordinating with the Department of Community Services and Development to allocate funding to certain community water systems. There was significant discussion regarding how it affects the District putting past due accounts on the Tax Rolls.

5. OTHER BUSINESS

None

6. GENERAL MANAGER COMMENTS

Discussion: Mr. Minkler reported on the CCWD Birthday party and softball tournament. He also discussed the contract lapse between Dignity Health and Anthem Blue Cross.

7. DIRECTOR COMMENTS

Director Davidson had nothing to report.

Director Ratterman had nothing to report.

8. FUTURE AGENDA ITEMS

9. NEXT COMMITTEE MEETING

Tuesday, October 5, 2021, 2:00 p.m.

10. ADJOURNMENT

The meeting was adjourned at 3:37 p.m.

Respectfully Submitted,

Rebecca Hitchcock
Clerk to the Board

DRAFT

Agenda Item

DATE: October 6, 2021
TO: Michael Minkler, General Manager
FROM: Jessica Self, External Affairs Manager
SUBJECT: California State Legislative Update

RECOMMENDED ACTION:

Provide a general update and discussion on legislative affairs including the following California State legislative affairs topics. Staff recommends the Legal Affairs Committee forward specific topic(s) to the Board of Directors for additional consideration or to make formal positional statements, as applicable.

SUMMARY:

Below is a list of California state legislative affairs topics for review and discussion during the Calaveras County Water District (CCWD) Legal Affairs Committee (LAC) meeting, as reviewed by CCWD staff:

1. CALIFORNIA ASSEMBLY BILL 361 | Open Meetings: State and local agencies

SUMMARY: Governor Newsom's Executive Order suspending the application of the provisions of AB 361, makes clear that, until September 30, local agencies may conduct open and public remote meetings relying on the authority provided under prior Executive Orders issued in response to the COVID-19 pandemic. However, starting October 1, remote meetings must transition from the authority of the Governor's Executive Orders to that of State law.

This means if a local agency seeks to continue conducting meetings of its legislative body in a remote teleconference manner after September 30 it must review AB 361's provisions and adopt a resolution, in consultation with legal counsel, that permits the legislative body of the local agency to conduct remote teleconference meetings in the manner specified by AB 361. CSDA is strongly encouraging Special Districts to begin preparing to ensure all Brown Act activities are done in a proper manner.

2. DELINQUENCIES: The California Covid-19 moratorium on water shutoffs due to nonpayment was scheduled to end September 30th. However, the COVID-19 Pandemic Relief Bill is set expand this prohibition to all community water systems regardless of funding sources, and would change the end date to December 31, 2021.

In anticipation of a large proportion of customers still in delinquent status after the moratorium is lifted, staff are conducting targeted outreach to encourage at a minimum, partial payments. In addition, staff are educating customers that they can enroll in CCWD's customers alternative payment plan. Staff are also looking into grants and other funding sources to offset the financial loss of revenue including: direct funding for customers to take advantage such as the California Covid-19 Rent Relief program (also known as the Hope Fund) and grant funds through ATTCA. Staff are closely monitoring State funding opportunities that CCWD or Calaveras County can administer.

3. ADDITIONAL LEGISLATIVE UPDATES

SUMMARY: Governor Newsom has until September 30, 2021 to sign or veto legislation that has passed in the 2021 legislation session. Staff will provide any additional updates that may be pertinent to the Legal Affairs Committee.

Agenda Item

DATE: October 6, 2021
TO: Michael Minkler, General Manager
FROM: Jessica Self, External Affairs Manager
SUBJECT: Redistricting

RECOMMENDED ACTION:

Provide a general update and discussion on legislative affairs related to redistricting. Staff recommends the Legislative Affairs Committee forward specific topic(s) to the Board of Directors for additional consideration or to make formal positional statements, as applicable.

SUMMARY:

Staff will provide information on the Calaveras County draft redistricting map. In relation to this map, staff will provide population numbers for CCWD customers within each tentative District, as well as a population projection for each District.