

INVERNESS PUBLIC UTILITY DISTRICT

FIRE DEPARTMENT  WATER SYSTEM

50 INVERNESS WAY NORTH • P.O. BOX 469 • INVERNESS CA 94937 • (415) 669-1414

Board of Directors

AGENDA

Regular Meeting

Wednesday, February 23, 2022

9:00 a.m.

Video/Teleconference

MODIFIED BROWN ACT REQUIREMENTS IN LIGHT OF STATE OF EMERGENCY

The health and safety of community members, public officials, and employees is a top priority for the IPUD. Pursuant to CA Assembly Bill 361, members of the Board of Directors, IPUD staff, and members of the public will participate in this meeting by teleconference. The IPUD will not offer an in-person meeting location for the public to attend this meeting. Members of the public are encouraged to participate remotely from a safe location as described below.

Join Zoom meeting from your computer, tablet, or smartphone:

<https://us06web.zoom.us/j/81267163834?pwd=dyt3Sy80U3VGcWdWbG5TU1RycEswUT09>

Meeting ID: **812 6716 3834**

Passcode: **915284**

One tap mobile

+16699006833,,81267163834#,,,,*915284# US (San Jose)

+12532158782,,81267163834#,,,,*915284# US(Tacoma)

or

Dial by your location

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Meeting ID: **812 6716 3834**

Passcode: **915284**

Find your local number: <https://us06web.zoom.us/j/81267163834?pwd=dyt3Sy80U3VGcWdWbG5TU1RycEswUT09>

Opening **9:00 a.m.**

1. **Call to Order; Attendance Report**
2. **Public Expression:** Opportunity for members of the public to address the Board on matters under the Board's jurisdiction but not on the posted agenda. Directors or staff "*may briefly respond to statements made or questions posed*" during Public Expression, but "*no action or discussion shall be undertaken on any item not appearing on the posted agenda*" (Gov. Code §54954.2(a)(3)). Members of the public may comment on any item listed on the posted agenda at the time the item is considered by the Board.
3. **Proposed Voter Initiative Parcel Tax**
4. **State of the Water Shortage Emergency:** Discussion about the outlook for the current year.
5. **Approval of Minutes:** Special and Regular meetings of January 26, 2022

The State of the District

6. **Management Report:** Shelley Redding, Jim Fox
 - Financial Reports
 - FY 2021/2022 Finance Reports
 - Capital Projects Accounting – January 2022
 - Tenney Tanks Replacement Project Update
 - Marin Wildfire Prevention Authority (MWPA) Update

Material provided in the meeting packet is available on the District's website, www.invernesspub.org, or by contacting the District office.

Items may not be taken up in the order shown on this Agenda.

For assistance in participating in this event due to a disability as defined under the ADA, please call in advance to (415) 669-1414.

THE PUBLIC IS CORDIALLY INVITED TO PARTICIPATE AND TO COMMENT ON AGENDA ITEMS

**BOARD OF DIRECTORS: KENNETH J. EMANUELS, PRESIDENT • DAKOTA WHITNEY, VICE PRESIDENT
KATHRYN DONOHUE, TREASURER • BRENT JOHNSON • DAVID PRESS**



**SHELLEY REDDING, ADMINISTRATOR/CLERK OF THE BOARD
JAMES K. FOX, CHIEF OF OPERATIONS (FIRE CHIEF, WATER SYSTEM SUPERINTENDENT)**

- Marin Emergency Radio Authority (MERA) Update
 - Community Outreach
 - Grant Funding Opportunities Update
7. **Water System Reports: January 2022:** Superintendent Jim Fox and Senior Water Operator Ken Fox
8. **Fire Department Reports: January 2022:** Chief J. Fox

The Business of the District

9. **Approve Expenditures and Credit Card Charges:** January 2022
10. **Adopt and Approve Resolution 263-2022:** Designating the Clerk of the Board to serve as the District's Elections Officer.
11. **Adopt and Approve Resolution 264-2022:** Authorizing remote teleconferencing of legislative meetings for 30 days beginning February 23, 2022.
12. **Closed Session: Public Employee Evaluation (District Administrator),** pursuant to Gov. Code Sec. 54957
13. **Reconvene in Open Session:** Report on actions taken in closed session
14. **Committee Meetings/Reports**

Closing

15. **Announcements, Next Meeting, Adjournment**

Posted: February 18, 2022



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 1

Call to Order;

Attendance Report



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 2

Public Expression

Opportunity for members of the public to address the Board on matters under the Board's jurisdiction but not on the posted agenda.

Directors or staff “*may briefly respond to statements made or questions posed*” during Public Expression, but “*no action or discussion shall be undertaken on any item not appearing on the posted agenda*” (Gov. Code §54954.2(a)(3)).

Members of the public may comment on any item listed on the posted agenda at the time the item is considered by the Board.



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 3

**Proposed Voter
Initiative Parcel Tax**



Board Agenda Item Staff Report

Subject: **Proposed Voter Initiative Parcel Tax**
 Meeting Date: February 23, 2022
 Date Prepared: February 16, 2022
 Prepared by: Wade B. Holland, Customer Services Manager
 Attachments: February 12, 2022, version of proposed parcel tax initiative ordinance

Recommended Action: None (information item only)

Attached is what we believe is very close to the final, Final, FINAL version of Jerry Meral’s proposed parcel tax initiative ordinance. He has indicated that he is aiming for March 10 to begin circulating the ballot measure for signatures of registered voters in the IPUD, after printing an official notice in the *Point Reyes Light*’s issue of March 3. He has said that, according to the Elections Code and the office of the County Registrar of Voters, he is required to submit 54 valid signatures, and his goal is to have secured 70 signatures by March 18. Based on his timeline, assuming the requisite number of signatures are validated, the IPUD Board at its June 22 meeting (but no later than your July meeting) would take the requisite action to place the measure on the November 8 general election ballot.

To the best of our knowledge, the only changes that have been made to the draft ordinance since the attached February 12 version are in Section 4, which has been amended to read as follows (the changes are mainly in formatting, not in substance):

SECTION 4. EXEMPTIONS.

- (a) The special parcel tax shall not be imposed upon any parcel that is exempt from ad valorem property taxes pursuant to any provision of state or federal law, except that the exemptions from ad valorem property taxes under state law for homeowners and disabled veterans shall not apply to the special parcel tax.
- (b) Parcels that are classified by County Assessor Use Codes 13, 15, 39, 53-59, and 80-99 are exempt from the special parcel tax.
- (c) The Board of Directors may implement a special parcel tax fee waiver or reduction program for low-income households by ordinance.

Ad hoc committee’s meeting with Mr. Meral

At your meeting on January 26, you established an ad hoc committee to meet with Mr. Meral about the issues and concerns with the proposed ordinance that were presented to you by your staff and legal counsel. By the time the committee (consisting of President Emanuels, Director Press, and staff members Redding and Holland) could meet, Mr. Meral had communicated that he was amending the proposed ordinance to accept almost everything the District had asked for. However, we identified four of the District’s suggestions for changes that were still outstanding in his updated version of the ordinance.

One of these items was the staff’s suggestion for taxing undeveloped (vacant) parcels on a per-acre basis rather than at a flat per-parcel rate. The ad hoc committee decided not to pursue this issue, because the tax on vacant parcels is easier to administer on a per-parcel basis than on a per-acre basis, and also because it doesn’t seem likely that the difference in revenue would be significant (there being few very large taxable vacant parcels in the District).

A second item was our concern about the use of the term “matching” in describing what the District would contribute monetarily to homeowners’ costs of participating in various of the ordinance’s specified fire protection and water conservation projects. We feared “matching” could be interpreted as a dollar-

for-dollar matching obligation. Mr. Meral added language to ameliorate this problem, and he replaced “matching” with “cost-sharing.” However, staff was inclined to object to “cost-sharing” and to ask for language that would make it clear that the District’s role would be to provide “rebates.” The ad hoc committee decided not to pursue with the sponsor the issue of “cost-sharing” vs. “rebates.”

Following are the two issues that the committee discussed with Mr. Meral on a Zoom meeting on Feb. 4.

1. Section 4’s exemption from the tax for any parcel that “cannot receive water service from the District due to a lack of District water supply at or near the parcel.”

Our counsel expressed concern about whether there was an adequate basis for this exemption because the benefits from increased protection from wildfire would be the same for parcels outside the Water System’s service area as for parcels inside its service area. Mr. Spoerl opined that this broad exemption could make the tax more vulnerable to legal challenge. Staff pointed out that when we combine the out-of-service-area exemption with the legally required exemption for government-owned parcels (of which there are 56), it turns out that more than one in five parcels within the District would not be subject to the tax. Some 99 (out of 689 taxable parcels) would be exempted by this provision, amounting to 14.4% of all taxable parcels (the 99 consist of 22 developed parcels and 77 undeveloped parcels).

2. Wording in Section 7 that could be interpreted as requiring a CEQA initial study (or even an EIR) for every project, even for projects that would not be required by CEQA itself for such a level of CEQA analysis.

Mr. Meral agreed to consider for the CEQA subdivision alternate language that our counsel would provide. He also agreed to take under advisement the District’s position on deleting the exemption for parcels outside the Water System’s service area.

The attached draft incorporates the CEQA language proposed by our counsel and no longer includes the exemption for parcels outside the Water System’s service area.

Conclusion

Except for the two minor items that the ad hoc committee decided not to pursue, all the issues that were submitted to your Board by your staff and counsel at the January meeting have now been accepted by the initiative’s sponsor and incorporated into the current draft version of the ordinance that is attached.

While the Board may wish at some point to take a position on whether or not it supports the proposed ordinance, staff recommends that such action not be taken before the initiative has been filed and validated for signature gathering. (Please also keep in mind that while the Board is permitted to state its position, it cannot make any statement or engage in any activity that could constitute campaigning for or against the ballot measure.)

FULL TEXT OF MEASURE “*”

February 12, 2022 version

ORDINANCE NO. ****

FULL TEXT OF THE INVERNESS PUBLIC UTILITY DISTRICT INCREASED FIRE PREVENTION AND CONTROL AND WATER SUPPLY MEASURE THROUGH AN ORDINANCE SUBMITTED TO THE VOTERS IN THE INVERNESS PUBLIC UTILITY DISTRICT TO AUTHORIZE THE LEVY OF A SPECIAL PARCEL TAX

THE PEOPLE OF THE INVERNESS PUBLIC UTILITY DISTRICT DO ORDAIN AS FOLLOWS:

SECTION 1. STATEMENT OF PURPOSE AND INTENT.

(a) It is the purpose and intent of the voters of the Inverness Public Utility District in adopting this Ordinance to authorize the levy of a special, non-ad valorem tax on parcels of real property on the secured property tax roll of Marin County that are located within the jurisdiction of the District.

(b) In a string of recent cases, the California courts have made clear that local special tax measures proposed by initiative may be adopted by a majority vote of the electorate. *See City and County of San Francisco v. All Persons Interested in the Matter of Proposition G*, 66 Cal. App. 5th 1058 (2021); *Howard Jarvis Taxpayers Association v. City and County of San Francisco*, 60 Cal. App. 5th 227 (2021); *City of Fresno v. Fresno Building Healthy Communities*, 59 Cal. App. 5th 220 (2020); *City and County of San Francisco v. All Persons Interested in Matter of Proposition C*, 51 Cal. App. 5th 703 (2020). Therefore, pursuant to the authority of Chapter 4 of Division 9 of the California Elections Code and the foregoing case law, following the certification of the results of the election, if a majority of the voters vote “yes,” it is the purpose and intent of the voters that there shall be levied and assessed a special parcel tax by the District on all taxable parcels of real property in the District for each fiscal year.

(c) It is the purpose and intent of the voters that the proceeds of the special parcel tax be expended by the Inverness Public Utility District to develop and implement policies and programs that aggressively pursue protection of the community from the threat of fire and drought through fire fuel reduction, including fuel reduction projects in partnership with state and federal park agencies and Marin County; the development of emergency evacuation procedures; and improvements to the District’s water supply system.

(d) It is the further purpose and intent of the voters that administration and implementation of this Ordinance be funded from the proceeds of the special parcel tax.

SECTION 2. DEFINITIONS.

The following definitions shall apply for purposes of this Ordinance:

(a) “Board of Directors” means the Board of Directors of the Inverness Public Utility District.

(b) “Consumer Price Index” means the Consumer Price Index for all Urban Consumers (CPI-U) for the San Francisco-Oakland-Hayward Area (1982-84=100) as published by the U.S. Department of Labor, Bureau of Labor Statistics. If the Consumer Price Index is discontinued or revised, another similar government index or computation shall be utilized, as determined by the District.

(c) "District" means the Inverness Public Utility District.

(d) "Fiscal year" means the period of July 1 through the following June 30.

(e) "Parcel" means the land and any improvements thereon, designated by an assessor's parcel map and parcel number and carried on the secured property tax roll inside the boundaries of the District. "Parcel" does not include any land or improvements owned by any governmental agency.

(f) "Special parcel tax" means the tax imposed under Section 3.

(g) "Use Code" means the two-digit number created by the Marin County Assessor's Office to define classes of properties.

SECTION 3. SPECIAL PARCEL TAX IMPOSED.

(a) A special parcel tax is hereby imposed on all taxable parcels of real property within the jurisdictional boundaries of the District, as described in subdivisions (b) and (c).

(b) The amount of the special parcel tax for each fiscal year for each parcel with one of the following Use Codes shall be \$0.20 per square foot of each structure, as adjusted pursuant to subdivision (d):

(1) Use Code 11: Single family residential – improved; improved, one living unit; or improved, one living unit with second dwelling unit.

(2) Use Code 12: Manufactured home – improved.

(3) Use Code 14: Attached single family residential – improved (includes condominiums, townhouses, PUDs (if attached), and co-ops).

(4) Use Code 21: Multiple family residential – improved; or true duplex.

(5) Use Code 31: Rural – improved.

(6) Use Code 33: Agricultural preserve contract – improved.

(7) Use Code 35: Agricultural Preserve Farmland Security Zone – improved.

(8) Use Code 37: Open space contract – improved.

(9) Use Code 38: Historical Property (Mills Act).

(10) Use Code 41: Industrial – improved.

(11) Use Code 51: Commercial – improved.

(12) Use Code 61: Subject to exemption – improved.

(c) The amount of the special parcel tax for each fiscal year for each parcel with one of the following Use Codes shall be \$150 per parcel, as adjusted pursuant to subdivision (d):

- (1) Use Code 10: Single family residential – vacant.
- (2) Use Code 20: Multiple family residential – vacant.
- (3) Use Code 30: Rural – vacant.
- (4) Use Code 32: Agricultural preserve contract – vacant.
- (5) Use Code 34: Agricultural Preserve Farmland Security Zone – vacant.
- (6) Use Code 36: Open space contract – vacant.
- (7) Use Code 40: Industrial – vacant.
- (8) Use Code 50: Commercial – vacant.
- (9) Use Code 60: Subject to exemption – vacant.

(d) Before the beginning of each fiscal year subsequent to the first fiscal year the special parcel tax is in effect, the Board of Directors shall adjust the amount of the special parcel tax to be levied upon parcels for the upcoming fiscal year to reflect any change in the Consumer Price Index. Change in the Consumer Price Index shall be calculated for the immediately preceding calendar year, but not to exceed an increase of 3% each year.

(e) The records of the Marin County Tax Collector, as provided by the County Assessor each year, shall constitute the basis for determining the calculation of the special parcel tax applicable to each parcel, with such corrections as deemed necessary by the Board of Directors to reflect the actual use and improvement of any parcel.

SECTION 4. EXEMPTIONS.

(a) (1) Except as provided in paragraph (2), the special parcel tax shall not be imposed upon any parcel that is exempt from ad valorem property taxes pursuant to any provision of state or federal law.

(2) The exemptions from ad valorem property taxes under state law for homeowners and disabled veterans shall not apply to the special parcel tax.

(b) Parcels that are classified by County Assessor Use Codes 13, 15, 39, 53-59, and 80-99 are exempt from the special parcel tax.

(c) The Board of Directors may implement a special parcel tax fee waiver or reduction program for low-income households by ordinance.

SECTION 5. COLLECTION.

(a) Insofar as is feasible and not inconsistent with this Ordinance, the special parcel tax shall be collected in the same manner in which the County of Marin collects secured roll ad valorem property taxes. All laws, regulations, and procedures regarding due dates, installment payments, corrections, appeals, cancellations, refunds, late payments, penalties, liens, and collections for secured roll ad valorem property taxes shall be applicable to the collection of the special parcel tax.

(b) The special parcel tax on each parcel shall be billed on the secured roll tax bills for ad valorem property taxes and shall be due to the District. Notwithstanding anything to the contrary in subdivision (a), the secured roll tax bill shall be the only notice required for collection of the special parcel tax.

(c) The amount of the special parcel tax for each parcel each fiscal year shall constitute a lien on such property in accordance with California Revenue and Taxation Code Section 2187 and shall have the same effect as an ad valorem real property tax lien until fully paid. The special parcel tax, together with all penalties and interest thereon, shall constitute until paid, to the extent authorized by law, a personal obligation to the District by the person or persons who own the parcel on the date the tax is due.

SECTION 6. SPECIAL FUND.

The proceeds of the special parcel tax shall be placed in a designated fund to be used solely for the purposes of this Ordinance.

SECTION 7. USE OF FUNDS.

(a) Funds generated by this Ordinance shall be used only for the following purposes:

(1) Creation, maintenance, and updating of multiagency-based plans and programs to identify the Inverness community's specific vulnerabilities to wildfire threats and to develop and implement fire-adaptive, cohesive strategies for reducing the risk of wildfire and enhancing capability to effectively respond to and manage wildfires.

(2) Fire fuel reduction programs to reduce the risk of loss of life and property due to fire through the reduction of fuels on public and private property within the District and on state and federal park lands near the District. Authorized fire fuel reduction programs include, but are not limited to, any of the following:

(A) Creation, restoration, and maintenance of shaded fuel breaks.

(B) Removal of trees and branches which could fall on electrical wires and cause fires, where removal of such trees and branches is not the obligation of other utilities or public agencies.

(C) Home hardening and fuel reduction to improve defensible space on private property, if the private property owner agrees to create and maintain defensible space, on a cost sharing basis.

(D) Removal of fuels which impair the utility of roads and trails needed for access by firefighters or for evacuation.

(3) Programs to develop emergency evacuation procedures and maintain emergency evacuation routes.

(4) Programs to increase the availability of water to fight fires and survive drought. Authorized water availability programs include, but are not limited to, any of the following:

(A) Implementing consumer water conservation programs, including leak detection, on a cost sharing basis.

(B) Making irrigation systems more efficient, on a cost sharing basis.

(C) Replacing inefficient water using appliances with more efficient appliances, on a cost sharing basis.

(D) Construction of rainwater collection and storage systems, including equipment to make the water available to firefighters, if requested by the property owner and approved by the District, on a cost sharing basis.

(E) Leak detection and elimination in District facilities.

(F) Purchasing water for health and sanitation purposes in extremely dry years.

(G) Construction and improvement of water storage and distribution facilities.

(b) For programs identified in subdivision (a) that are to be implemented on a cost sharing basis, the District may establish the cost sharing ratio after taking into consideration such factors as need, the relative benefits of the program, and the availability of funding.

(c) In implementing programs identified in subdivision (a), the District may adopt regulations to ensure that all expenditures are cost effective. Programs may be modeled on similar programs adopted by other water agencies.

(d) All projects funded pursuant to this Ordinance that are subject to and not exempt from the California Environmental Quality Act (CEQA) shall comply with CEQA requirements. Fuel reduction projects of more than three acres may use the California Department of Forestry and Fire Protection Vegetation Treatment Plan as guidance for project implementation.

(e) No more than 5% of the net revenue generated by this Ordinance and distributed to the District may be spent for administrative costs, as authorized by the Board of Directors.

SECTION 8. AUDITS.

Pursuant to Section 50075.3 of the California Government Code, the chief fiscal officer of the District shall file an annual report with the Board of Directors describing both of the following:

(a) The amount of funds collected and expended pursuant to this Ordinance.

(b) The status of any project required or authorized to be funded by this Ordinance.

SECTION 9. AMENDMENT AND IMPLEMENTATION OF ORDINANCE.

(a) Except as provided in subdivision (b), the Board of Directors may amend this Ordinance to carry out the general purposes of this Ordinance, to conform the provisions of this Ordinance to applicable state law, to modify the methods of collection of the special parcel tax, or to assign the duties of public officials under this Ordinance.

(b) Unless approved by a majority of the District's voters voting thereon, the Board of Directors shall not amend this Ordinance to increase the amount of the special parcel tax, except as provided in subdivision (d) of Section 3, or to modify the uses for which the tax proceeds are authorized, as provided in Section 7.

(c) In addition to amendment of this Ordinance pursuant to subdivision (a), the Board of Directors may adopt by resolution procedures and definitions for the implementation and administration of the special parcel tax, consistent with this Ordinance.

SECTION 10. SEVERABILITY.

If any provision, section, subdivision, sentence, phrase, or clause of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the Ordinance. The voters hereby declare that they would have adopted the remainder of this Ordinance, including each provision, section, subdivision, sentence, phrase, or clause, irrespective of the invalidity of any other provision, section, subdivision, sentence, phrase, or clause.



BALLOT INITIATIVE #21-0042A1 LIMITS STATE AND LOCAL GOVERNMENTS' ABILITY TO RAISE REVENUES FOR GOVERNMENT SERVICES. INITIATIVE CONSTITUTIONAL AMENDMENT

November 8, 2022 General Election

BACKGROUND

The purported "Taxpayer Protection and Government Accountability Act," a statewide initiative measure to amend the California constitution sponsored by the [California Business Roundtable](#) ("CBRT"), is the most consequential proposal to limit the ability of the state and local governments to enact, modify, or expand taxes, assessments, fees, and property-related charges since the passage of Proposition 218 (1996) and Proposition 26 (2010). If enacted, public agencies would face a drastic rise in litigation that could severely restrict their ability to meet essential services and infrastructure needs.

To date, CBRT has introduced two separate but largely similar initiative measures: # [21-0026A1](#) and # [21-0042A1](#).

Title and summary for # 21-0042A1 will be issued approximately February 3, 2022. In order to qualify for the ballot, proponents must collect 997,139 valid signatures from California voters. The California Secretary of State's recommended last day to submit signatures to counties to qualify for the November 8, 2022 statewide general election is April 29, 2022. The last day for measures to be certified for the ballot or withdrawn from the ballot is June 30, 2022.

SUMMARY

Ballot Initiative [21-0042A1](#) would result in the loss of billions of dollars annually in critical state and local funding, restricting the ability of local agencies and the State of California to fund services and infrastructure by:

- Adopting new and stricter rules for raising taxes, fees, assessments, and property-related fees.
- Amending the State Constitution, including portions of Propositions 13, 218, and 26 among other provisions, to the advantage of the initiative's proponents and plaintiffs; creating new grounds to challenge these funding sources and disrupting fiscal certainty.
- Restricting the ability of local governments to issue fines and penalties to corporations and property owners that violate local environmental, water quality, public health, public safety, fair housing, nuisance and other laws and ordinances.



The initiative includes provisions that would retroactively void *all* state and local taxes or fees adopted after January 1, 2022 if they did not align with the provisions of this initiative. This may also affect indexed fees that adjust over time for inflation or other factors. Effectively, it would allow voters in one part of California to invalidate the prior actions of local voters in another part of the state, undermining local control and voter-approved decisions about investments needed in their communities.

Specifically, among other provisions effecting the state government, the initiative would impact local agencies through changes to the California Constitution as follows:

Restricting Local Tax and Fee Authority to Provide Local Services

Fees:

- With few exceptions, fees and charges shall not exceed the “actual cost” of providing the product or service for which the fee is charged.
 - “Actual cost” is defined as the “...*minimum amount necessary...less other sources of revenue including, but not limited to taxes, other exempt charges, grants, and state or federal funds...*”
- The burden on the local government to prove the fee or charge does not exceed “actual cost” is heightened from a “*preponderance of the evidence*” to “*clear and convincing evidence*”.
- In addition to limiting fees and charges to the actual cost to the local government for providing the service, fees and charges must also be “reasonable” to the payor themselves; no definition is provided for this new subjective reasonableness test that is separate and apart from the test as to how closely the fee or charge is related to the cost of service.
- Defines all sources of revenue as either taxes or “exempt charges.”
- Includes Article XIID charges in Proposition 218 under the definition of “exempt” charges subjecting them to potential litigation.
- Exposes previously established fees indexed to inflation or other metrics to new standards and legal challenges.
- Adds into the Constitution that a board action is required to adopt, enact, create, establish, collect, increase, or extend any and all fees.

Taxes:

- Increases the threshold for voters to pass a local special tax initiative placed on the ballot by voters from a simple majority to a two-thirds majority, likely to address concerns over the recent *California Cannabis Coalition v. City of Upland* court decision.
- Requires voter approval when an expansion of boundaries extends existing taxes or fees to new territory.
- New taxes can be imposed only for a specific duration.



Fines and Levees:

- Interferes with local enforcement efforts, by making it more difficult to impose fines and penalties for state and local law violations related to activities such as water discharge, waste recycling, weed abatement, fireworks, and housing code violations and unlawful commercial marijuana sales, just to name a few. The measure converts administratively imposed fines and penalties into taxes unless a new, undefined and ambiguous “adjudicatory due process” is followed.

Increasing Litigation Exposure

- Significantly increases a public agency’s burden of proof from “preponderance of evidence” to “clear and convincing evidence” to prove compliance with the new fee requirements. By changing evidence standards to favor corporations suing public agencies, the initiative will promote costly litigation.
- The local government would bear the burden of proving by clear and convincing evidence that a levy, charge or exaction is an “exempt charge” and not a tax. Moreover, the local government would bear the burden of proving by clear and convincing evidence that the amount of the exempt charge is *both* “reasonable” to the payor and that the amount charged does not exceed the “actual cost” of providing the service or product to the payor.
- By enacting a new requirement that all fees must be “reasonable” to the payor but offering no definition as to what “reasonable” means, the initiative provides a new avenue to challenge fees by enabling a plaintiff to claim a fee is not reasonable even if the fee meets the actual costs of service.
- Prop. 218 currently requires fees cover the *reasonable* cost of service. This initiative amends Prop. 218 to require the near-impossible standard of predicting *actual* costs years into the future. To compound this challenge, the new standard also factors in the receipt of external revenues that are constantly shifting and typically outside the control of the local agency. It defines “actual costs” as:
 - “(i) the minimum amount necessary to reimburse the government for the cost of providing the service or product to the payor, and (ii) where the amount charged is not used by the government for any purpose other than reimbursing that cost. In computing “actual cost” the maximum amount that may be imposed is the actual cost less all other sources of revenue including, but not limited to taxes, other exempt charges, grants, and state or federal funds received to provide such service or product.”
- Fosters endless litigation challenging local fees claiming they are not the “minimum amount necessary”. For instance:
 - Do roads need to be paved every 10 years or 50 years?
 - Does infrastructure need to be upgraded or replaced or not improved at all?
 - What is the minimum emergency response time necessary?



IMPACTS

- Could prevent virtually any new fees or assessments to fund water, sewer, trash, fire protection, parks and recreation, and other essential services and infrastructure.
 - Places over \$20 billion of local government fee and charge revenues over 10 years at heightened legal peril.
- Jeopardizes the public health and safety of communities by cutting off new revenue intended to pay for essential local services and infrastructure.
 - Substantially increases the legal and administrative cost of public infrastructure financing.
- With billions of dollars in deferred maintenance and unmet needs for California's infrastructure, exacerbates the neglect and deterioration of our roads, dams, waterways, and other facilities.
- By limiting revenues to the "minimum amount necessary", imposes a "race-to-the-bottom" in California that will halt investment in technological advancements that future generations will depend upon.
- Prevents critical investments in climate adaptation and community resilience to address drought, flooding, and wildfire as well as reduce emissions and harmful pollutants.
- Exposes taxpayers to a new wave of unaffordable litigation, limits the discretion and flexibility of locally elected boards to respond to the needs of their communities, and injects uncertainty into financing and sustainability of critical infrastructure.
- Restricting local services and infrastructure to the lowest and minimum amount possible will disproportionately impact the most underserved communities the hardest.

SUPPORT

- California Business Roundtable (CBRT) – Sponsor
 - The CBRT website lists the following individuals as Chair and Vice-Chair:
 - Chair, Brett Bittel (Enterprise Rental Car)
 - Vice-Chair, Maryam Brown (SoCal Gas)
 - Additional research suggests the following corporations are currently, or were recently, members of CBRT:
 - AAA
 - Aera Energy
 - Albertsons
 - American Beverage Association
 - Farmers Insurance
 - Chevron
 - Comcast
 - Dart Container Corp.
 - Kaiser Permanente
 - PEPSICO
 - State Farm Insurance



**California Special
Districts Association**
Districts Stronger Together

- Union Pacific Railroad
- Wells Fargo

OPPOSITION

- California Special Districts Association
- Cal Cities (League of California Cities)
- California Professional Firefighters



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 4

**State of Water
Shortage Emergency**

Discussion about the outlook for current year



Board Agenda Item Staff Report

Subject: **State of the Water Shortage Emergency**
Meeting Date: February 23, 2022
Date Prepared: February 18, 2022
Prepared by: Wade B. Holland, Customer Services Manager
Attachments: Stage 1 and Stage 2 water usage restrictions that are in effect currently, pursuant to the Water Shortage Emergency declared on July 22, 2020

Recommended Action: Do not relax water usage restrictions at this time, but revisit the issue at the March 23 Board meeting

1. Many water systems are currently relaxing or scaling back the restrictions on water usage that they have had in effect as a result of the drought of the past two years. Typically, these systems rely on storage reservoirs, and they saw their nearly-empty reservoirs come close to filling up during October, November, and December when unseasonably heavy rains occurred in Northern California. As a result, most such systems now have enough water in their reservoirs to get through 2022 even if the drought continues through this year.
2. Our situation is quite different because we are a surface-water system that does not have any reservoirs. This means we are totally dependent each day on the water that is flowing that day in the streams that drain our small (approx. 600-acre) watershed on the eastern slope of the Inverness Ridge. If the drought continues through the spring, summer, and fall of 2022, we will almost surely see dramatic decreases in the amount of water flowing in our source streams. And we won't have any reservoir-stored water to draw on when we reach the point where streamflows become inadequate to satisfy customer demand.
3. We already experienced this scenario in 2021. Based on historic data, our customer demand in the late summer and early fall period averages 84,760 gallons per day. As we entered this typically high-demand, low-availability period last year, our streams were providing us with only 57,600 gallons per day – and they were falling day by day. We survived because we already had a Water Shortage Emergency in effect, your Board on August 2 banned use of irrigation systems, and our customers responded to the emergency with flying colors. That normal-year demand for the period of 84,760 gallons per day dropped by an astonishing 55% to a daily average of 38,257 gallons.
4. The unexpected rains started on October 17, and measurable rainfall was recorded on 47 of the next 83 days; by the end of the first week in January, total rainfall in Inverness since July 1 had reached 25.62 inches (normal for the period is 15.9 inches). One result of this high rainfall at the end of 2021 was that our streams were flowing at the end of December at a rate of 1.4 million gallons per day.
5. We discovered anecdotally a number of years ago that when streamflows measure at least 1,000,000 gallons per day at any time on or after the end of February, the streamflows at the end of the following October will still be adequate to easily satisfy customer demand (it was determined statistically that the average normal-year streamflows for October 31 are 209,000 gallons per day). Put another way, we never have had a water shortage problem when our streams hit the 1,000,000-gpd mark on or after the end of February.
6. We wondered if hitting 1 million gpd on December 31 could also be relied on to get us through to the following October. When we ran this data, we discovered—counterintuitively—that in two-thirds of the years when streamflows approached or exceeded 1 million gpd on December 31, the following October's streamflows were BELOW normal. This tends to validate our long-held suspicion that rain that falls during July-December (the first half of the rainfall year) is largely irrelevant to the streamflows by the following fall. Moreover, in all but one case in which 1 million gpd on December 31

translated to below average streamflow the following October 31, there was significantly below average rainfall during January to June following the high December streamflow reading.

7. This leads us to conclude that streamflows adequacy in the late summer and early fall is very highly dependent on the amount of rain that falls during the preceding January-June. This conclusion seems to be validated by the data. Average rainfall between January 1 and June 30 is 23.17 inches. When we looked at every year with below normal rainfall during the period of January through June, there was a 91% chance that the streamflows the following October 31 would also be below normal, regardless of the amount of rain that fell before January 1.
8. Rainfall during January 2022 totaled only 0.87 inches, virtually all of which fell during the first seven days of the month. So far in February, not a drop of rain has been recorded, and the available long-range forecasts indicate that any rain before the end of the month is unlikely. If we reach the end of February with only 0.87 inches as the total for the two months of January and February combined, a record will have been set for that period – a record that no other comparatively dry January and February comes close to. To reach normal rainfall for the entire period of January to June this year (assuming no rain during February), we would have to receive 22.30 inches between March 1 and June 30. This would be almost exactly 2.5 times the normal rainfall for that stretch, which is 8.87 inches.
9. It was reported in the press several days ago that a team of scientists has determined that the past two decades constitute the driest 22 years in the American West in at least 12 centuries. They labeled our current dry spell as a "megadrought," and they concluded that it is not only continuing, but is being intensified by climate change and human-caused global warming. The study's lead author, a climate scientist at UCLA, warned that "there is quite a bit of room for drought conditions to get worse," and he predicted that the drought will go on for the rest of this year and may continue for years to come.

CONCLUSION

On the basis of this discussion, staff finds no evidence that would justify scaling back the current Stage 1 and Stage 2 restrictions on water usage. Unfortunately, our own historical data and the scientific information that is available suggest strongly that the region is very possibly heading into an even worse drought situation this coming summer and fall than we experienced last year, notwithstanding the rain totals from this past October-December. There is always a chance of a "Spring Miracle," but we do not feel it would be prudent to change course at this stage based on the slim hope that such a "miracle" will occur.

Accordingly, we recommend that you take no action at this time to make any changes to the current levels of usage restrictions, but that the issue be revisited at the March 23 meeting.

**STAGE 1 RESTRICTIONS ON WATER USAGE
DURING A DECLARED WATER SHORTAGE EMERGENCY**

Effective June 23, 2021¹

(per Water System Regulation 117, “Water Shortage Emergency”)

Stage 1: General Conservation and Prohibition of Nonessential Uses of Water

The following nonessential uses of water are prohibited during Stage 1:

- a. Any use of water in conjunction with installation of new landscaping or in support of replacement within a 180-day period of more than 25 square feet of existing landscaping, except as necessary for erosion control or for dust control at construction sites.
- b. Use of water through any service when the customer, the user, or the owner of the premises is aware of, or should have cause to be aware of, any broken or defective plumbing, sprinkler, watering or irrigation system, and the customer or owner has failed to effect necessary repairs within ten (10) days.
- c. Use of water which results in flooding or runoff into a gutter, street, roadway, or elsewhere of similar nature, including any runoff of any nature off the property intended to be served by the meter.
- d. Use of water through a hose not equipped with a positive activation mechanism for washing cars, busses, boats, trailers, or any other types of vehicles.
- e. Use of water through a hose for washing the exteriors of buildings or structures, or for washing sidewalks, driveways, patios, parking lots, athletic or game courts (such as tennis courts), or other hard-surfaced outdoor areas.
- f. Use of water for filling any new swimming pool or for refilling any existing swimming pool, except for reasonable “topping off” or reasonable backwashing-to-waste of existing swimming pools at intervals of not less than fourteen (14) days.
- g. Use of water to clean, fill, or maintain levels in decorative fountains, pools, or ponds exceeding one hundred (100) gallons capacity, except as minimally necessary to maintain existing piscine life.
- h. Use of water for construction purposes, such as consolidating backfill, unless no other source of water or method is reasonably available to be used and a permit for said use has been issued by the General Manager of the Inverness Public Utility District.
- i. Service of water to a customer by any restaurant or food-service establishment except when requested by the customer.
- j. Use of water without a permit issued by the General Manager to fill any privately-owned water storage tank whose capacity exceeds one hundred (100) gallons unless said tank is directly online in and an integral part of the customer’s water service connection.

¹ Pursuant to Water Shortage Emergency declared by adoption of Resolution 255-2020 on July 22, 2020, by the Board of Directors of the Inverness Public Utility District.

Inverness Public Utility District

O U T D O O R W A T E R I N G R E S T R I C T E D

Customers of the Inverness P.U.D. Water System are notified
that as of August 2, 2021,

System-provided potable water may not be used outdoors

(except for spot watering using a watering can
or hand-held hose equipped with a positive-action nozzle)

The following devices must be turned off
until further notice and may not be used:

- ⊗ **Outdoor sprinklers**
- ⊗ **Drip systems**
- ⊗ **Irrigation systems**
- ⊗ **Automated watering devices**
- ⊗ **Timer-controlled watering systems**

Use of System potable water for washing vehicles is also banned.

Per Water Shortage Emergency provisions, State Water Code Sec. 377, a violation of a restriction may be prosecutable as a misdemeanor with punishment of up to 30 days in the county jail and/or a fine of up to \$1,000. A violator may also be held civilly liable for up to \$10,000 plus \$500 for each additional day the violation continues.

Questions? Please visit our website, invernesspud.org, or phone 415-669-1414



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 5

Approval of Meeting Minutes

- **Special Meeting January 26, 2022**
- **Regular Meeting January 26, 2022**



Inverness Public Utility District

Fire Department ✧ Water System

50 Inverness Way No., P.O. Box 469, Inverness CA 94937 ✧ (415) 669-1414

Board of Directors

Minutes, Special Meeting

Wednesday, January 26, 2022, 9:00 a.m.

Video/Teleconference

1. Call to Order; Attendance Report

President Emanuels called the meeting to order at 9:00 a.m.

Directors Present: Kenneth J. Emanuels, Brent Johnson, Dakota Whitney, David Press, Kathryn Donohue

Directors Absent: None

Staff Present: Shelley Redding, Clerk and Administrator; Jim Fox, Chief of Operations, Wade Holland, Customer Services Manager

Legal Counsel: Peter Spoerl, Ragghianti Freitas, LLP

2. Public Expression:

No none asked to address the Board.

3. Resolution 262-2022: Authorizing remote teleconferencing of legislative meetings for 30 days beginning January 26, 2022.

Administrator Redding noted that the State is allowing continued remote meetings for legislative activities under guidelines established by AB361, which requires the local government to declare that current conditions for in-person meetings could pose a risk to public safety. Because the latest variant of the COVID pandemic is showing increased infections, staff recommends holding the February 23 Regular Meeting by Video/Teleconference.

M/S Donohue/Johnson to adopt Resolution 262-2022 authorizing remote teleconferencing of legislative meetings for 30 days from January 26, 2022. AYES 5, NOES 0.

4. Adjournment

President Emanuels adjourned the meeting at 9:03 a.m.

These minutes were approved by the Board of Directors at the regular meeting on February 23, 2022.

Attest: /s/

Date: 2/23/2022

Shelley Redding, Clerk of the Board

BOARD OF DIRECTORS: **KENNETH J. EMANUELS**, PRESIDENT • **DAKOTA WHITNEY**, VICE PRESIDENT
KATHRYN DONOHUE, TREASURER • **BRENT JOHNSON** • **DAVID PRESS**



SHELLEY REDDING, ADMINISTRATOR • **JAMES K. FOX**, CHIEF OF OPERATIONS



Inverness Public Utility District

Fire Department ✧ Water System

50 Inverness Way No., P.O. Box 469, Inverness CA 94937 ✧ (415) 669-1414

Board of Directors

Minutes, Regular Meeting

Wednesday, January 26, 2022, 9:05 a.m.

Video/Teleconference

1. Call to Order; Attendance Report

President Emanuels called the meeting to order at 9:05 a.m.

Directors Present: Kenneth J. Emanuels, Brent Johnson, Dakota Whitney, David Press, Kathryn Donohue

Directors Absent: None

Staff Present: Shelley Redding, Clerk and Administrator; Jim Fox, Chief of Operations (departed at 9:45 am), Wade Holland (departed at 10:35 a.m.)

Legal Counsel: Peter Spoerl, Ragghianti Freitas, LLP (departed at 9:45 a.m.)

2. Election of Officers for Calendar Year 2022

M/S Press/Johnson to maintain the current 2021 officer positions for calendar year 2022. AYES 5, NOES 0

3. Public Expression

No one asked to address the Board.

4. Proposed Initiative Ordinance to Levy a Special Parcel Tax

President Emanuels introduced the item of the proposed initiative ordinance sponsored by Mr. Gerald Meral to levy a parcel tax within the District to fund preparedness for the threat of wildfire and asked Perter Spoerl, the District's legal counsel, to summarize the allowed parameters for Board discussion of voter initiatives. Mr. Spoerl noted that he had provided the Directors with a memorandum on the subject of Board discussion. He then commented on recent legal challenges to similar parcel tax initiatives, especially in terms of whether a parcel tax ordinance submitted to the voters by way of the initiative process could be adopted with only a majority of the voters voting in favor instead of requiring a two-thirds majority. He said that all the cases adjudicated so far have indicated that a majority suffices.

President Emanuels thanked staff member Wade Holland for his analysis of the draft initiative ordinance. Mr. Holland described his principal concerns as outlined in the staff report, including the following:

- Section 7 appears to lock the District into initiating and maintaining specific programs in perpetuity (or until changed by going back to the voters). He suggested that the District needs wording that would allow flexibility to tailor programs to the District's specific needs at different points in time.
- Language about the District providing "matching" funds to property owners who elect to participate in specific programs may be interpreted as requiring the District to "match" whatever costs each property owner incurs, which could mean the District would be obligated to pay 50% of participating homeowners' costs. He said he favored making it clear that the programs would be set up for the District to provide "rebates" to program participants.
- He said that providing cost-sharing programs for graywater systems could put the District into the position of having to ensure that such systems are fully compliant with a myriad of State and local

BOARD OF DIRECTORS: **KENNETH J. EMANUELS**, PRESIDENT • **DAKOTA WHITNEY**, VICE PRESIDENT
KATHRYN DONOHUE, TREASURER • **BRENT JOHNSON** • **DAVID PRESS**



SHELLEY REDDING, ADMINISTRATOR • **JAMES K. FOX**, CHIEF OF OPERATIONS

compliance requirements. He also noted that graywater rebate programs offered by other agencies are typically very limited in scope and in the dollar value of the rebates that are offered. He reported that he had learned from his contacts with the water conservation program administrators at Marin Water and North Marin Water District that their rainwater catchment and graywater reuse programs have attracted low participation rates.

Director Press asked if the purpose of the rainwater and graywater programs at the other agencies was based on water conservation or fire protection. Mr. Holland responded that he had not seen or heard anything to indicate that the water agencies had implemented these programs for any purposes other than water conservation. He also noted that Marin Water limits its graywater rebate program to laundry-to-landscape applications.

Director Johnson asked if the proposed ordinance's 5% limit on administrative costs would be a problem, especially if management of mandated programs would have to be funded out of the 5% administrative fee. Mr. Holland responded that the proposed ordinance empowers the Board of Directors to define the term "administrative," which he interprets as being limited to administrative overhead costs, not including expenditures for program development and management.

There followed a general public discussion about some of the programs identified in the initiative, their feasibility, and how the District would manage the programs. President Emanuels suggested appointing an ad hoc committee to meet with Mr. Meral to discuss the suggestions and questions addressed in the staff report, by Counsel Spoerl, and during discussion at this meeting.

M/S Donohue/Whitney to form an ad hoc committee to meet with the initiative ordinance's sponsor to address the Board's suggestions as recommended by staff and counsel. AYES: 5, NOES 0

President Emanuels appointed Director Press, Administrator Redding, Customer Services Manager Holland, and himself to constitute the ad hoc committee.

Staff Member Wade Holland and Legal Counsel Peter Spoerl left the meeting at 9:52 a.m.

5. Approval of Minutes: Regular Meeting of November 17, 2021

M/S Whitney/Johnson to approve the minutes of the Regular Meeting of November 17, 2021, as submitted. AYES 5, NOES 0

6. Management Report

Financial Reports: Administrator Redding presented the financial reports for November and December 2021.

Capital Projects Accounting, November and December 2021: Administrator Redding presented the Capital Projects reports for November and December 2021.

Tenney Tanks Replacement Project Update: Administrator Redding presented the Quarterly Project report that was submitted to the SWRCB. Chief of Operations Fox reported on the completion of the first tank and progress on site prep for the second tank. He also noted that he would be arranging for an environmental assessment for the spotted owl's breeding season, which begins in February.

MWPA Update: Director Donohue presented the MWPA Annual Report and highlighted some of the items that have been accomplished and the MWPA's plans for the next year. Chief of Operations Jim Fox reported that local-project plans for clearing evacuation routes are still awaiting CEQA clearance. He noted that the National Weather Service (NWS) has separated out regions in the Bay Area to better indicate regional Red Flag warning days, which will provide more precise data for Inverness.

MERA Update: Chief of Operations Jim Fox reported on the tower construction progress and said that a meeting is scheduled for the afternoon.

State of the Water Shortage Emergency: Chief of Operations Jim Fox noted that after the December rains,

the outlook is not favorable for more rain in the foreseeable future and we are already seeing significant reductions in streamflows.

Community Outreach: Administrator Redding highlighted the two previous E-Blasts sent out from the District and noted some emailed responses from customers that are included in the meeting packet.

7. Water System Report: October, November, and December 2021: Senior Water Operator Ken Fox reported on the current Water System operations and the ongoing water shortage emergency. He noted that while the October and December rains had increased streamflows, the streamflows are now slowing. He noted that water customers continue to do a good job of conservation, but it is looking more likely that the weather patterns from last year will continue. He also reported that the 10,000-gallon No. 4 wooden tank at the Colby site was leaking and may need to be taken out of service.

8. Fire Department Report: November, and December 2021

Chief Fox reported on the Fire Department's activities. He also reported that in-person training and drills have been suspended until the current virus surge subsides.

9. Expenditures: November and December 2021

Administrator Redding presented the monthly expenditures reports for November and December and the November and December credit card statements for review and approval.

M/S Whitney/Johnson to approve the November and December 2021 expenditures as presented and the November and December Cal Card statements for S. Redding and J. Fox as presented. AYES 5, NOES 0

10. Accept and Approve the Fiscal Year 2020/21 Audit

The draft of the District's financial audit for the 2020/21 fiscal year was provided to the Board of Directors for review and approval.

M/S Johnson/Whitney to approve the fiscal year 2020/21 audit as presented by the Auditor R.J. Ricciardi, Inc., CPA. AYES 5, NOES 0

11. Accept and Approve Auditor's 2020/21 Management Report Recommendations and Response Letter

Administrator Redding reviewed the auditor's Management Report with the Board and noted that the previous year's recommendations have been implemented. Treasurer Donohue noted the issue of separation of duties regarding fiscal activities. Director Whitney acknowledged that this recommendation comes up each year, but with limited staff, it is not easily addressed. Administrator Redding noted that with the plan to hire an additional administration staff member, the issue could be alleviated.

M/S Donohue/Press to accept the Auditor's recommendations and approve the Response Letter as drafted. AYES 5, NOES 0

12. Approval of Selection Process for Auditor for Fiscal Year 2021/22

Administrator Redding requested that the Board authorize issuance of a request for proposal (RFP) for auditing services, to be effective for the audit for June 30, 2022. She noted that it is customary to change auditors every three or four years.

M/S Donohue/Whitney to authorize issuance of an RFP for auditing services for FY 2021/22. AYES 5, NOES 0

Chief of Operations Jim Fox left the meeting at 10:35 a.m.

13. Closed Session: Public Employee Evaluation (District Administrator), pursuant to Gov. Code Sec. 54957

The Board convened in closed session at 10:35 a.m. and returned to open session at 10:41 a.m.

14. Reconvene in Open Session

President Emanuels reported that no actions were taken during the closed session, which will be resumed

during the Board's regular meeting on February 23.

15. Committee Meetings/Reports: Board Committee Assignments for Calendar Year 2022.

Director Emanuels asked for Directors to volunteer to serve on the Personnel Committee and the Finance Committee. Directors Whitney and Press offered to remain on the Personnel Committee, and Directors Donohue and Johnson said they will serve on the Finance Committee.

16. Announcements, Next Meeting, Adjournment

Administrator Redding announced that the next Board Meeting is scheduled on February 23, 2022, and most likely will also be a video/teleconference meeting.

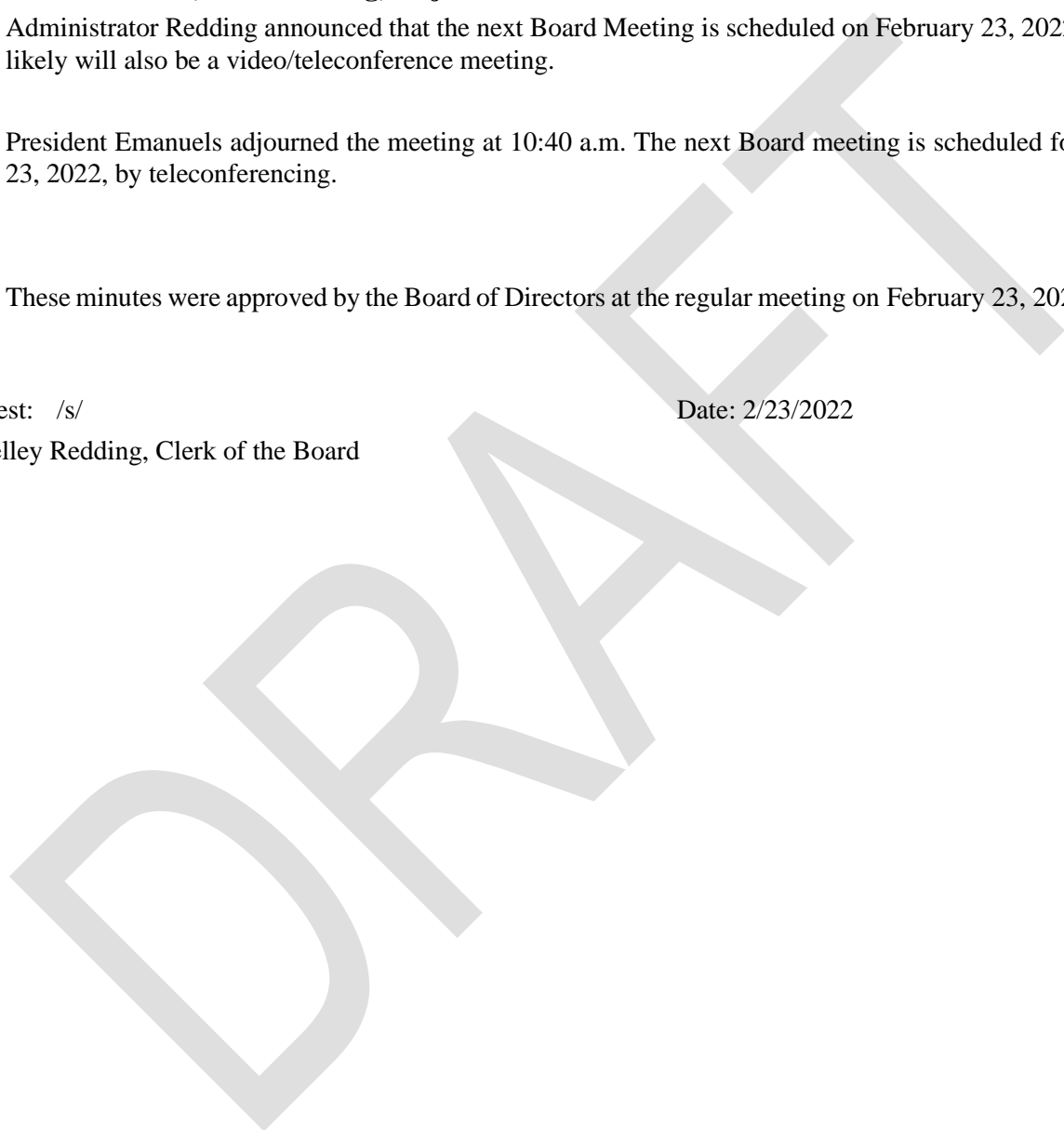
President Emanuels adjourned the meeting at 10:40 a.m. The next Board meeting is scheduled for February 23, 2022, by teleconferencing.

These minutes were approved by the Board of Directors at the regular meeting on February 23, 2022.

Attest: /s/

Date: 2/23/2022

Shelley Redding, Clerk of the Board





Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 6

Management Report

Clerk S. Redding & J. Fox

Financial Reports

- **FY 2021/2022 Finance Reports**
- **Capital Projects Accounting – January 2022**

Tenney Tanks Replacement Project Update

Marin Wildfire Prevention Authority (MWPA) Update

Marin Emergency Radio Authority (MERA) Update

Community Outreach

Grant Funding Opportunities

Inverness PUD
Profit & Loss- Month
January 2022

	Jan 22
Ordinary Income/Expense	
Income	
N 600 · Property Tax Income	
600-01 · Ad Valorem Property Taxes	9,188.04
600-02 · Special Fire Tax Assessment	191.59
Total N 600 · Property Tax Income	9,379.63
N 650 · Other Agency Income	
650-02 · MWPA Defensible Space Program	11,199.08
650-03 · MWPA Local Specific Prevention	11,199.08
650-04 · WMES (Burton Funds)	7,490.00
Total N 650 · Other Agency Income	29,888.16
N 710 · Misc. Income	
710-02 · Other Income	-180.00
Total N 710 · Misc. Income	-180.00
Total Income	39,087.79
Gross Profit	39,087.79
Expense	
N 810 · Personnel Expenses	
810-01 · Management	17,708.52
810-02 · Operations Personnel	20,397.74
810-03 · Administrative Personnel	3,746.61
810-04 · Employer Payroll Taxes	3,452.15
810-06 · Duty Officer	300.00
810-07 · Health Insurance Premiums	8,133.40
810-08 · Retirement Premiums	4,489.27
810-10 · Accrued Vacation	2,478.71
Total N 810 · Personnel Expenses	60,706.40
N 830 · Dispatch & Communications	
830-02 · Commo Supplies	400.00
Total N 830 · Dispatch & Communications	400.00
N 833 · Collection & Treatment	
833-01 · Chemicals	97.40
Total N 833 · Collection & Treatment	97.40
N 835 · Lab & Monitoring	
835-01 · BacT & Raw Samples	420.00
835-02 · Periodic Samples	2,730.00
Total N 835 · Lab & Monitoring	3,150.00
N 840 · Maintenance & Utilities	
840-02 · Building Maintenance	550.00
840-05 · Collection & Treatment Maint.	196.75
840-06 · Distribution System Maintenance	5,737.33
840-07 · Collection-Treatment Utilities	3,944.30
840-08 · Distribution System Utilities	86.64
840-09 · Firehouse Utilities	904.90
840-10 · SCADA Maintenance	1,165.00
Total N 840 · Maintenance & Utilities	12,584.92
N 844 · Storage & Distribution	
844-01 · Telemetry	188.62
Total N 844 · Storage & Distribution	188.62

3:30 PM

02/14/22

Accrual Basis

Inverness PUD
Profit & Loss- Month
January 2022

	<u>Jan 22</u>
N 845 · Supplies & Inventory	
845-01 · Supplies and Inventory	1,166.35
Total N 845 · Supplies & Inventory	1,166.35
N 860 · Vehicle Operations	
860-01 · Gas & Oil	1,332.09
860-02 · Repairs & Service	230.37
Total N 860 · Vehicle Operations	1,562.46
N 870 · Administration	
870-01 · Telephone, Internet, Cable	313.83
870-02 · Dues & Publications	355.50
870-05 · Office Supplies, Postage, Fees	382.88
870-06 · Bank & Payroll Charges	1,450.32
870-07 · Legal Expenses and Attorneys	40.00
870-10 · Public Relations & Outreach	260.00
870-11 · Office IT Support	600.00
870-12 · Billing & Collections	707.60
870-13 · Disaster Council	404.40
870-14 · Miscellaneous	-0.03
Total N 870 · Administration	4,514.50
Total Expense	84,370.65
Net Ordinary Income	-45,282.86
Net Income	<u><u>-45,282.86</u></u>

Inverness PUD
Profit & Loss- YTD by Fund
July 2021 through January 2022

	DISTRICT	FIRE	WATER	TOTAL
Ordinary Income/Expense				
Income				
N 600 · Property Tax Income				
600-01 · Ad Valorem Property Taxes	279,804.58	0.00	0.00	279,804.58
600-02 · Special Fire Tax Assessment	191.59	42,219.68	0.00	42,411.27
600-03 · Excess ERAF	79,881.20	0.00	0.00	79,881.20
600-04 · Prior Year Taxes	2,192.00	614.11	0.00	2,806.11
Total N 600 · Property Tax Income	362,069.37	42,833.79	0.00	404,903.16
N 650 · Other Agency Income				
650-02 · MWPA Defensible Space Program	0.00	12,182.08	0.00	12,182.08
650-03 · MWPA Local Specific Prevention	0.00	12,182.07	0.00	12,182.07
650-04 · WMES (Burton Funds)	0.00	14,980.00	0.00	14,980.00
Total N 650 · Other Agency Income	0.00	39,344.15	0.00	39,344.15
N 700 · Water Charges				
700-01 · Basic Charges	0.00	0.00	224,876.50	224,876.50
700-02 · Usage Charges	0.00	0.00	28,875.00	28,875.00
700-03 · Cross Connection Fees	0.00	0.00	648.00	648.00
700-04 · Miscellaneous Charges	0.00	0.00	753.50	753.50
Total N 700 · Water Charges	0.00	0.00	255,153.00	255,153.00
N 710 · Misc. Income				
710-02 · Other Income	218.68	3,265.74	64.89	3,549.31
710-04 · Merchandise Sales	0.00	65.00	0.00	65.00
710-07 · Interest Income	35.40	0.00	0.00	35.40
710-08 · CERBT OPEB Reimbursement	39,983.88	0.00	0.00	39,983.88
N 710 · Misc. Income - Other	0.03	0.00	0.00	0.03
Total N 710 · Misc. Income	40,237.99	3,330.74	64.89	43,633.62
Total Income	402,307.36	85,508.68	255,217.89	743,033.93
Gross Profit	402,307.36	85,508.68	255,217.89	743,033.93
Expense				
N 810 · Personnel Expenses				
810-01 · Management	67,025.75	28,897.13	25,238.83	121,161.71
810-02 · Operations Personnel	0.00	-2,466.61	129,181.39	126,714.78
810-03 · Administrative Personnel	19,732.41	0.00	7,058.00	26,790.41
810-04 · Employer Payroll Taxes	6,949.27	2,568.57	13,125.63	22,643.47
810-06 · Duty Officer	0.00	300.00	0.00	300.00
810-07 · Health Insurance Premiums	20,763.51	6,391.83	25,332.21	52,487.55
810-08 · Retirement Premiums	6,582.30	6,309.46	18,313.94	31,205.70
810-09 · Unfunded Accrued Liability	30,679.08	1,695.75	1,036.17	33,411.00
810-10 · Accrued Vacation	1,436.40	642.96	9,032.18	11,111.54
810-11 · Workers Comp Insurance	-3,380.73	5,619.84	7,428.02	9,667.13
Total N 810 · Personnel Expenses	149,787.99	49,958.93	235,746.37	435,493.29
N 830 · Dispatch & Communications				
830-02 · Commo Supplies	0.00	406.75	400.00	806.75
830-03 · MERA Operations	0.00	11,915.00	0.00	11,915.00
830-05 · MERA New Financing	0.00	1,121.00	0.00	1,121.00
Total N 830 · Dispatch & Communications	0.00	13,442.75	400.00	13,842.75
N 833 · Collection & Treatment				
833-01 · Chemicals	0.00	0.00	2,821.21	2,821.21
Total N 833 · Collection & Treatment	0.00	0.00	2,821.21	2,821.21
N 835 · Lab & Monitoring				
835-01 · BacT & Raw Samples	0.00	0.00	2,611.00	2,611.00
835-02 · Periodic Samples	0.00	0.00	6,474.00	6,474.00
835-03 · Lead & Copper	0.00	0.00	590.00	590.00
Total N 835 · Lab & Monitoring	0.00	0.00	9,675.00	9,675.00

Inverness PUD
Profit & Loss- YTD by Fund
July 2021 through January 2022

	DISTRICT	FIRE	WATER	TOTAL
N 840 · Maintenance & Utilities				
840-01 · Equipment Maintenance	0.00	0.00	439.48	439.48
840-02 · Building Maintenance	550.00	185.23	0.00	735.23
840-03 · Grounds Maintenance	0.00	276.00	403.04	679.04
840-04 · Tank Maintenance	0.00	0.00	3,485.61	3,485.61
840-05 · Collection & Treatment Maint.	0.00	0.00	489.93	489.93
840-06 · Distribution System Maintenance	0.00	0.00	8,358.16	8,358.16
840-07 · Collection-Treatment Utilities	0.00	0.00	22,390.18	22,390.18
840-08 · Distribution System Utilities	0.00	0.00	593.38	593.38
840-09 · Firehouse Utilities	0.00	3,104.50	319.82	3,424.32
840-10 · SCADA Maintenance	0.00	0.00	3,677.00	3,677.00
Total N 840 · Maintenance & Utilities	550.00	3,565.73	40,156.60	44,272.33
N 843 · Fire Prevention				
843-01 · Public Education and Awareness	0.00	181.19	0.00	181.19
Total N 843 · Fire Prevention	0.00	181.19	0.00	181.19
N 844 · Storage & Distribution				
844-01 · Telemetry	0.00	0.00	1,320.34	1,320.34
844-03 · Miscellaneous	0.00	0.00	12.94	12.94
Total N 844 · Storage & Distribution	0.00	0.00	1,333.28	1,333.28
N 845 · Supplies & Inventory				
845-01 · Supplies and Inventory	685.00	4,643.72	7,482.88	12,811.60
845-02 · Personal Protective Equipment	0.00	846.06	0.00	846.06
845-03 · Resale Merchandise	0.00	2,360.52	0.00	2,360.52
845-04 · Uniforms	0.00	0.00	92.89	92.89
Total N 845 · Supplies & Inventory	685.00	7,850.30	7,575.77	16,111.07
N 850 · Training				
850-01 · Volunteer Training	0.00	1,003.88	0.00	1,003.88
850-02 · Certification & Courses	0.00	0.00	75.00	75.00
850-03 · Volunteer Appreciation	0.00	1,500.00	0.00	1,500.00
850-04 · Volunteer Stipends	0.00	1,890.00	0.00	1,890.00
Total N 850 · Training	0.00	4,393.88	75.00	4,468.88
N 860 · Vehicle Operations				
860-01 · Gas & Oil	0.00	2,761.76	4,601.66	7,363.42
860-02 · Repairs & Service	0.00	3,260.08	2,402.10	5,662.18
Total N 860 · Vehicle Operations	0.00	6,021.84	7,003.76	13,025.60
N 870 · Administration				
870-01 · Telephone, Internet, Cable	1,700.63	349.12	740.58	2,790.33
870-02 · Dues & Publications	5,080.75	499.00	1,529.75	7,109.50
870-03 · Insurance	0.00	12,651.62	15,463.08	28,114.70
870-04 · Financial Reporting/Audit	17,435.50	0.00	0.00	17,435.50
870-05 · Office Supplies, Postage, Fees	2,993.04	113.69	786.60	3,893.33
870-06 · Bank & Payroll Charges	6,661.22	0.00	0.00	6,661.22
870-07 · Legal Expenses and Attorneys	2,067.00	40.00	960.00	3,067.00
870-08 · Board & Election Expenses	-110.45	0.00	0.00	-110.45
870-09 · Travel & Meetings	0.00	0.00	0.00	0.00
870-10 · Public Relations & Outreach	2,613.84	0.00	3,850.40	6,464.24
870-11 · Office IT Support	1,680.00	0.00	0.00	1,680.00
870-12 · Billing & Collections	0.00	0.00	5,555.78	5,555.78
870-13 · Disaster Council	0.00	2,159.17	0.00	2,159.17
870-14 · Miscellaneous	589.73	3,301.14	0.00	3,890.87
870-15 · Other Agency Assessments	1,016.54	700.00	4,653.44	6,369.98
870-16 · Property Tax Admin. Fees	4,120.76	0.00	0.00	4,120.76
Total N 870 · Administration	45,848.56	19,813.74	33,539.63	99,201.93
Total Expense	196,871.55	105,228.36	338,326.62	640,426.53
Net Ordinary Income	205,435.81	-19,719.68	-83,108.73	102,607.40
Net Income	205,435.81	-19,719.68	-83,108.73	102,607.40

3:31 PM

02/14/22

Accrual Basis

Inverness PUD
Summary Balance Sheet
As of January 31, 2021

	<u>Jan 31, 21</u>
ASSETS	
Current Assets	
Checking/Savings	489,944.88
Accounts Receivable	10,189.14
Other Current Assets	1,058,023.19
Total Current Assets	<u>1,558,157.21</u>
Fixed Assets	1,505,979.40
Other Assets	731,172.21
TOTAL ASSETS	<u><u>3,795,308.82</u></u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	19,233.48
Credit Cards	-2,559.48
Other Current Liabilities	1,528,172.07
Total Current Liabilities	<u>1,544,846.07</u>
Long Term Liabilities	116,081.00
Total Liabilities	<u>1,660,927.07</u>
Equity	<u>2,134,381.75</u>
TOTAL LIABILITIES & EQUITY	<u><u>3,795,308.82</u></u>

**Inverness Public Utility District
TENNEY TANK CAPITAL PROJECT REPORT**

		FY1617	FY1718	FY1819	FY1920	FY2021	FY2122	Active Projects	Completed Projects	Capitalized		
No.	Project Name	Total Budget						Total Am't Spent	Amount Remaining	Total Spent	Total Unspent	Total
Water												
1-371-22	Tenney Tank Replacement Project	\$865,000	-\$4,000	-\$49,316	-\$5,745	-\$5,758	-\$156,826	-\$284,116	-\$505,762	\$359,238		\$0
	Totals	\$865,000	-\$4,000	-\$49,316	-\$5,745	-\$5,758	-\$156,826	-\$284,116	-\$505,762	\$359,238	\$0	\$0
	Grand Totals	\$865,000						-\$505,762	\$359,238	\$0	\$0	\$0
Date	Description	Expense Amount	5% Retention	Invoiced Receiveable	Balance	FY Total						
	Beginning Balance	0.00			0.00							
6/30/2017	Fiscal Year Expenses	4,000.00										
6/30/2017	End of year balance					(4,000.00)	FY 16/17					
6/30/2018	Fiscal Year Expenses	49,316.32										
6/30/2018	End of year balance					(53,316.32)	FY 17/18					
6/30/2019	Fiscal Year Expenses	5,745.38										
6/30/2019	End of year balance					(59,061.70)	FY 18/19					
6/30/2020	Fiscal Year Expenses	5,757.60										
6/30/2020	End of year balance					(64,819.30)	FY 19/20					
8/18/2020	Riley F. Hurd III - Legal Review Finan	1,000.00			(65,819.30)							
9/8/2020	Riley F. Hurd III - Legal Review Finan	22.88			(65,842.18)							
9/29/2020	Signs.Com - Project Sign	72.77			(65,914.95)							
10/15/2020	Brelje & Race Engineers - Sept 2020	10,934.75			(76,849.70)							
11/15/2020	Brelje & Race Engineers - Oct 2020	11,752.50			(88,602.20)							
11/24/2020	Bauer & Associates - Geotech	1,988.00			(90,590.20)							
12/15/2020	Brelje & Race Engineers - Nov 2020	1,817.50			(92,407.70)							
1/12/2021	Pt.Reyes Light	475.50			(92,883.20)							
1/15/2021	Brelje & Race Engineers - Dec 2020	1,680.00			(94,563.20)							
2/2/2021	Inverness Park Market	36.55			(94,599.75)							
2/5/2021	Bauer & Associates - Geotech	1,757.00			(96,356.75)							
4/1/2021	Bauer & Associates - Geotech	850.00			(97,206.75)							
4/14/2021	Signs.Com - Project Signs	85.67			(97,292.42)							
4/15/2021	Brelje & Race Engineers	1,712.50			(99,004.92)							
5/17/2021	Brelje & Race Engineers	1,758.75			(100,763.67)							
5/25/2021	Inverness Store	11.46			(100,775.13)							
5/25/2021	Inverness Park Market	60.61			(100,835.74)							
5/25/2021	Piazza Construction	34,038.44	(1,701.92)	32,336.52	(133,172.26)							
6/3/2021	Inverness Store	16.96			(133,189.22)							
6/15/2021	Brelje & Race Engineers	9,398.75			(142,587.97)							
6/30/2021	Staff Costs to June 30 2021	8,931.85			(151,519.82)							
6/30/2021	Piazza Construction	62,764.15	(3,138.21)	59,625.94	(211,145.76)							
6/30/2021	Year end corrections fr FY 1617	6,000.00			(217,145.76)							
6/30/2021	Year end corrections fr FY 1617	4,500.00			(221,645.76)							
6/30/2021	Fiscal Year Expenses	154,159.17										
6/30/2021	End of year balance	154,159.17	(4,840.13)	91,962.46		(221,645.76)	FY 20/21					
7/16/2021	Brelje & Race Engineers	2,621.25		2,621.25	(224,267.01)							
8/6/2021	Bauer & Associates - Geotech	3,378.00		3,378.00	(227,645.01)							
8/16/2021	Brelje & Race Engineers	860.00		860.00	(228,505.01)							
9/16/2021	Brelje & Race Engineers	3,051.25		3,051.25	(231,556.26)							
10/4/2021	Piazza Construction	62,637.05	(3,131.85)	59,505.20	(291,061.46)							
10/15/2021	Brelje & Race Engineers	1,290.00		1,290.00	(292,351.46)							
10/28/2021	Bauer & Associates - Geotech	740.00		740.00	(293,091.46)							
10/31/2021	J Fox Project Mgmt to 10/31/21	2980.82		2,980.82	(296,072.28)							
11/11/2021	Piazza Construction	24,099.60	(1,204.98)	22,894.62	(318,966.90)							
11/15/2021	Brelje & Race Engineers	1,502.50		1,502.50	(320,469.40)							
11/30/2021	Piazza Construction	90,889.96	(4,544.50)	86,345.46	(406,814.86)							
12/3/2021	Bauer & Associates - Geotech	2,486.00		2,486.00	(409,300.86)							
12/14/2021	J Fox Project Mgmt to 12/15/21	5,227.54		5,227.54	(414,528.40)							
12/15/2021	Brelje & Race Engineers	4,682.50		4,682.50	(419,210.90)							
12/25/2021	Staff Costs to December 25 '21	4,380.79		4,380.79	(423,591.69)							
1/31/2022	Piazza Construction	83,591.61	(4,399.56)	79,192.05	(502,783.74)							
1/31/2022	Brelje & Race Engineers	1,506.25		1,506.25	(504,289.99)							
2/8/2022	Bauer & Associates - Geotech	1,472.00		1,472.00	(505,761.99)							
	YTD Balance	297,397.12	(13,280.89)	284,116.23		(505,761.99)	Project Cost Total					

← Expenses not allowed for reimbursement

Inverness Public Utility District
P.O. Box 469
50 Inverness Way
Inverness, CA 94937
415-669-1414

Project ID: Inverness PUD SWRCB000000000D1902046 /
2110001-001C

Prepared by: Shelley Redding, District Administrator

Date: 02/18/2022

TENNEY TANK SITE PICTURES



Start of project, removal of 1st tank, South



Clearing site of old tank #1, South



Footing for Tank #1, looking N.East



Tank #1 footing forms, facing South



Tank #1 Footing poured, South



Tank #1 footing with rock underlayment

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Prepared by: Shelley Redding, District Administrator

Date: 02/18/2022

TENNEY TANK SITE PICTURES



Tank #1 floor with drain



Tank #1 Wall Construction facing South



Tank #1 Interior Holiday Testing



Tank #1 Interior floor vacuum test



Tank #1 complete looking South



Tank #1 Outlet piping, east side of tank

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2110001-001C

Prepared by: Shelley Redding, District Administrator

Date: 02/18/2022

TENNEY TANK SITE PICTURES



A Panoramic view of the Whole tank site looking north. There is the new shed for records and controls, the finished Tank #1 and the layout of the 2nd tank foundation. Picture taken 2/17/2022.



Tank # 2 footing framing for concrete pour facing east (L) and facing west (R)



NEXT GENERATION PROJECT

January 2022 Governing Board UPDATE:

- **Site Construction**

Construction is nearly completed at Bid Package #1 sites, EOF, Civic Center and Mt. Barnabe. Motorola has started installing equipment at these Bid Package #1 sites. Construction is in progress at Bid Package #1A sites, Dollar Hill, Tiburon and Stewarts Bid Package #2 is has been revised and will be presented to the MERA Governing Board for re-approval and release at the January 26th, 2022 meeting.

- **Connectivity**

The MERA Project Team is currently developing a detailed plan addressing technical requirements to connect MERA member agency facilities and the MERA system via secure internet connections to support Dispatch Centers, Fire Stations for Fire Station Alerting and all member sites for Wi-Fi programming of Next Gen Radios.

- **MERA Project Management Plan**

Currently under development, a Project Management Plan is intended to document the history of the Next Gen System Project, Project Implementation and Team Organization, their goals and objectives, the systems and procedures they will use, and to provide guidance and structure for the management of the MERA next Gen Project. In addition, this plan will provide historical reference for MERA use in future projects.

- **Radio Aliases**

For mutual aid purposes across the Bay Area Interoperability talkgroups, MERA has worked with Bay Area Regional Interoperable Communications System Authority (BayRICS) to develop a means to address regional radio aliases. The regional 5 character prefix identifies the user County and Discipline (i.e., fire or law). The remaining 11 characters are for local use. MERA and its member agencies are currently working to define those local characters for all the approx. 3000 radios.



Questions? Contact Deputy Executive Officer for the Next Gen System David Jeffries at dave@jeffriespsc.com.

MARIN EMERGENCY RADIO AUTHORITY

c/o Town of Corte Madera
300 Tamalpais Drive
Corte Madera, CA 94925
Phone: 415.927.5050
WWW.MERAONLINE.ORG

From: [Butler, Susan/AUS](#)
To: [Shelley Redding](#)
Cc: [Ison, Dawn](#)
Subject: Revised Due Dates - HMGP Notice of Interest/ Subapplication NOI deadline of Feb 15
Date: Thursday, February 3, 2022 1:18:04 PM
Attachments: [0 HMGP 2021 Funding for Cal OES Presentation.pdf](#)
[EXTERNAL Updated 2021 Notice of Funding Opportunity \(NOFO\).msg](#)

Shelley -

Thank you for your time today. As discussed, I am forwarding the critical information for HMGP upcoming deadline for the Notice of Interest Email with the new NOI date (Feb 15) and links for additional information on the attached email. Also attached are the presentation from the webinar Dawn attended.

Other program & contact information follows:

- **FEMA Hazard Mitigation Assistance Programs**
 - Administered by California Office of Emergency Services (Cal OES)
 - A couple of funding programs available for proactive measures – [Hazard Mitigation Grant Program \(HMGP\)](#) and [Building Resilience in Infrastructure and Communities \(BRIC\)](#)
 - **HMGP** likely to be best fit as only California applicants are eligible whereas BRIC is nationally competitive, however the project must mitigate a natural disaster (no maintenance or compliance with standards)
 - Both programs can be done in a phased manner
 - Retroactive costs can be included in BRIC, but again, it is nationally competitive
 - Both programs are 75% federal and 25% local match

Program Information:

<https://www.caloes.ca.gov/cal-oes-divisions/hazard-mitigation>

Contact:

Jacq.Hyde@caloes.ca.gov for questions

HMA@CALOES.ca.gov to get started

- Register for getting notices of future CA hazard mitigation funding and disaster funding opportunities: https://public.govdelivery.com/accounts/CALOES/subscriber/new?topic_id=CALOES_156

Please reach out to Dawn or I if we can help in any way. Susan

Susan Butler | [Jacobs](#) | +1 210-422-8958

NOTICE - This communication may contain confidential and privileged information that is for the sole use of the intended recipient. Any viewing, copying or distribution of, or reliance on this message by unintended recipients is strictly prohibited. If you have received this message in error, please notify us immediately by replying to the message and deleting it from your computer.

From: [Shelley Redding](#)
To: [Shelley Redding](#)
Subject: FW: Status of your NOI Request
Date: Saturday, February 19, 2022 11:50:51 AM

From: No Reply - HMA <hma_noreply@caloes.ca.gov>
Sent: Thursday, February 17, 2022 12:23 PM
To: Shelley Redding <shelley.redding@invernesspud.org>; Jim Fox <jim.fox@invernesspud.org>
Subject: Status of your NOI Request

Hi Sheley Redding,

The California Governor's Office of Emergency Services (Cal OES) has received the Hazard Mitigation Grant Program (HMGP) Notice of Interest (NOI) submitted by your agency.

Project Number: PA-00001560

Subapplicant Name: Sheley Redding

Activity Title: Inverness Public Utility District Local Multi-Hazard Mitigation Plan

Federal Share Request: \$112,500.00

Required Applicant Match: \$37,500.00

Your NOI was reviewed by Cal OES staff and determined to represent an eligible HMGP activity.

This email is the formal invitation for your organization to submit a full subapplication for consideration of HMGP funding.

Please refer to the [HMGP webpage](#) for the following:

- Subapplication due date
- HMGP project and planning subapplication forms
- Subapplication Development and Benefit Cost Analyst (BCA) training resources

Subapplications received after the posted due date may not be considered for the current funding opportunity. Subapplications received after the posted due date will be considered for future funding opportunities.

Please direct any questions to HMA@caloes.ca.gov.

Thank you for your interest in the Hazard Mitigation Assistance program.

Sincerely,
Cal OES Hazard Mitigation Assistance Branch



Fire Risk Reduction Communities List Application

Board of Forestry and Fire Protection



January 2021

Contents

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Purpose and Background

The Board of Forestry & Fire Protection (Board) is responsible for maintaining a Fire Risk Reduction Communities List of Local Agencies located in a State Responsibility Area (SRA) or Very High Fire Hazard Severity Zone (VHFHSZ) which meet best practices for local fire planning (Public Resources Code § 4290.1). By qualifying for the List, a Local Agency demonstrates both compliance with the Board’s requirements and dedication to fire planning that exceeds state minimum standards. The Department of Forestry and Fire Protection is required to prioritize local assistance grant funding applications from Local Agencies based on the List (Public Resources Code § 4124.7).

Please allow 60 days from the submission of this application form for a decision and response from Board staff.

Local Agency Information

Agency name: [Click or tap here to enter text.](#)

Agency type: [Choose an item.](#) If “Other” selected, describe here: [Click or tap here to enter text.](#)

Point of contact: [Click or tap here to enter text.](#)

Mailing address: [Click or tap here to enter text.](#)

Email address: [Click or tap here to enter text.](#)

Phone number: [Click or tap here to enter text.](#)

Fax number: [Click or tap here to enter text.](#)

Does the Local Agency meet the definition of a Low-Income Local Agency in 14 CCR 1268.00?

Yes No

Local Agency location: [Choose an item.](#)

City and County Application

Applicants which are not cities and counties should skip this section and only complete the section titled “Non-City and County Application.”

Eligibility Criteria

Applicants which are cities and counties must meet criteria (1)-(4) as specified below.

Requirements	Meets	N/A	Attached supporting evidence file name(s)
(1) Adoption of local ordinance designating Very High Fire Hazard Severity Zones (VHFHSZ) pursuant to	<input type="checkbox"/>	<input type="checkbox"/>	Click or tap here to enter text.

Requirements	Meets	N/A	Attached supporting evidence file name(s)
Government Code § 51179(a) and submission to the Board pursuant to 14 CCR § 1280.02. Include ordinance or, if previously submitted, date of submission to the Board.			
(2) Counties only: Submission of findings for all tentative and parcel maps approved for areas located in SRA or LRA VHFHSZ to the Board pursuant to 14 CCR § 1266.02. Provide a list of subdivisions submitted to the Board since January 1, 2013 or the last time the applicant submitted an application for the Fire Risk Reduction Communities List, whichever is most recent.	<input type="checkbox"/>	<input type="checkbox"/>	Click or tap here to enter text.
(3) The safety element of the Local Agency’s general plan has been submitted to the Board for review pursuant to Government Code § 65302.5(b) within the last eight years, and all recommendations have been adopted. Provide the adopted Safety Element and the year of submission for Board review.	<input type="checkbox"/>	<input type="checkbox"/>	Click or tap here to enter text.
(4) After July 1, 2022, a progress report on implementation of the most recent fire safety recommendations from the Board upon subdivision review in a Fire Safety Survey, pursuant to 14 CCR § 1267.01, for each community reviewed within the jurisdiction. Provide this progress report or the date this report was submitted to the Board.	<input type="checkbox"/>	<input type="checkbox"/>	Click or tap here to enter text.

Applicants which are cities and counties must meet at least two of criteria (5) - (10). Low-Income Local Agencies shall qualify if two or more of criteria (5) - (10) have not yet been met but are included in the safety element of the Local Agency’s general plan as policy objectives.

Provide appropriate evidence demonstrating that each criterion the applicant meets has been satisfied.

Requirements	Meets	Attached supporting evidence file name(s)
(5) Adoption of one or more local regulations which exceed the minimum regulations adopted by the state in the Fire Safe Regulations (14 CCR §§ 1270.00-1276.04).	<input type="checkbox"/>	Click or tap here to enter text.
(6) Adoption of one or more local defensible space ordinance, rule, or regulation which exceeds state minimum regulations in 14 CCR § 1299.03.	<input type="checkbox"/>	Click or tap here to enter text.
(7) Adoption of a Wildland Urban Interface code stricter than Chapter 49, Part 9, of Title 24 of the California Code of Regulations.	<input type="checkbox"/>	Click or tap here to enter text.
(8) Adoption of a zoning ordinance, special district, or special overlay zone that includes fire hazard mitigation requirements which exceed state minimum requirements. Such requirements may address safe zones or areas of refuge, structure density, ornamental vegetation, subdivision design, structure design features, or other fire safety features. The applicant shall cite which state minimum requirements the local requirements exceed.	<input type="checkbox"/>	Click or tap here to enter text.
(9) Adoption of a comprehensive retrofit code or plan for existing homes.	<input type="checkbox"/>	Click or tap here to enter text.
(10) Identification of wildfire as a high priority hazard in a Local or Multi-Jurisdictional Hazard Mitigation Plan (LHMP or MJHMP) updated within the last five years, or as a low- or medium priority hazard with the inclusion of one or more mitigation actions, and has adopted the	<input type="checkbox"/>	Click or tap here to enter text.

Requirements	Meets	Attached supporting evidence file name(s)
LHMP or MJHMP into the general plan safety element.		

Local Agency Verification

Signature of Local Agency representative: _____

Printed name: Click or tap here to enter text.

Date: Click or tap to enter a date.

Board Evaluation

Does the applicant satisfy all four mandatory criteria (1)-(4)? Yes No Does the applicant satisfy at least two of optional criteria (5)-(10)? Yes No

1. Choose an item.
2. Choose an item.

Applicant qualifies for placement on the Fire Risk Reduction Communities List

Effective date: July 1, Click or tap here to enter text.

Next application deadline: April 1, Click or tap here to enter text.

Applicant does not qualify for placement on the Fire Risk Reduction Communities List

If applicant does not qualify, specify reasons: Click or tap here to enter text.

Signature of Board staff evaluator: _____

Date: Click or tap to enter a date.

Non-City and County Application

Applicants which are cities and counties should skip this section and only complete the previous section titled "City and County Application."

Eligibility Criteria

Applicants which are not cities and counties must meet two or more of criteria (1) – (7) as specified below. Low Income Local Agencies shall qualify for the list if one or more of criteria (1) - (7) has been met, and one or more is included as an objective or expected outcome in that Agency’s management or strategic plan or similar planning document (such as but not limited to a capital improvement plan, climate adaptation plan, or resiliency plan). Provide appropriate evidence demonstrating that each criterion the applicant meets has been satisfied.

Requirements	Meets	Attached supporting evidence file name(s)
(1) Identification of wildfire as a high priority hazard in a Local, Tribal or Multi-Jurisdictional Hazard Mitigation Plan updated within the last five years, or as a low- or medium priority hazard with the inclusion of one or more mitigation actions.	<input type="checkbox"/>	Click or tap here to enter text.
(2) Adoption of a Community Wildfire Protection Plan; critical infrastructure protection plan; evacuation plan; Integrated Resource Management Plan including a Fire Management Plan; or similar plan addressing fire protection within the Local Agency’s jurisdiction within the last five years.	<input type="checkbox"/>	Click or tap here to enter text.
(3) Sponsorship, coordination of, or active engagement with a community disaster preparedness council or group, including but not limited to a Firewise USA community or a Fire Safe Council, with events or meetings at least quarterly.	<input type="checkbox"/>	Click or tap here to enter text.
(4) Adoption of a plan within the last five years or implementation of an ongoing program to conduct a hazardous fuels reduction project or projects, including but not limited to California Vegetation Treatment Program (CalVTP) projects, Forest Management and Fuels Reduction Plans (FMRFP), Program Timberland Environmental Impact Reports (PTEIR), prescribed or cultural burns, and community fuels reduction work days.	<input type="checkbox"/>	Click or tap here to enter text.
(5) Adoption of a plan within the last five years or implementation of an ongoing program to conduct public outreach and education about water conservation, wildfire prevention, vegetation management and fuels reduction, home hardening, evacuation preparedness, defensible space, Traditional Ecological	<input type="checkbox"/>	Click or tap here to enter text.

Requirements	Meets	Attached supporting evidence file name(s)
Knowledge pertaining to fire, fire risk reduction, or similar topics.		
(6) Adoption of a special benefit assessment or tax measure or fee that addresses wildfire prevention.	<input type="checkbox"/>	Click or tap here to enter text.
(7) Submission of substantial evidence demonstrating an equivalent means of local fire planning, if a Local Agency is unable to meet at least two of the criteria within (1)-(6) because the criteria are inapplicable to that agency.	<input type="checkbox"/>	Click or tap here to enter text.

Local Agency Verification

Signature of Local Agency representative: _____

Printed name: Click or tap here to enter text.

Date: Click or tap to enter a date.

Board Evaluation

Does the applicant satisfy at least two of criteria (1)-(7)? Yes No

1. Choose an item.

2. Choose an item.

Applicant qualifies for placement on the Fire Risk Reduction Communities List

Effective date: July 1, Click or tap here to enter text.

Next application deadline: April 1, Click or tap here to enter text.

Applicant does not qualify for placement on the Fire Risk Reduction Communities List

If applicant does not qualify, specify reasons: Click or tap here to enter text.

Signature of Board staff evaluator: _____

Date: Click or tap to enter a date.



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 7

Water System Report

January 2022

Water System Report



INVERNESS PUBLIC UTILITY DISTRICT

FIRE DEPARTMENT • WATER SYSTEM

POST OFFICE BOX 469
INVERNESS, CA 94937

(415) 669-1414 • FAX (415) 669-1010 • INFO@INVERNESSPUD.ORG

January 2022 - WATER SYSTEM REPORT

End of January Stream-Flows

End of JANUARY Statistics	Jan. 2022	Jan. 2021	DIVERSION	JANUARY GPM	2022 GPD	Jan. 2021 GPM
RAINFALL @ F1	Recorded at F1	(@ F1)	D1	40	57,600	15
Monthly total (in inches) 0.87"	0.87"	4.90"	D2	38	54,720	17+
For Year 7/1//2021 -> thru Jan 2022	23.96"	10.19"	D3	43	61,920	16-
Avg. yearly since 1925 (inches)	37.32"	37.57"	D4	70	100,800	26-
*Comparative EofM Streamflow	Nov. 2021	Dec. 2021	D5	91	131,040	29-
*upper diversions total gpd ->	237,600	1,404,000	D6	100	144,000	27+
Oct2020> Oct 21 gpm)72;112; 155; 110;102%,68;53%;55;40;40;43;251	165 gpm	975 gpm	D7	48	69,120	20
MONTHLY PRODUCTION Trends:	Nov 2021	Oct 2021	D8	@ 25	36,000	5
Dec 2021: 1,295,300 gal	1,270,800 gal	1,495,100	TOTALS--	455	655,200	155 gpm
41,784 Avg. gallons per day 29.0 Average gpm	42,360 gal 29.4 gpm	48,200 gal 33.5 gpm	JANUARY SYSTEM USAGE PATTERNS			
SOURCES USED	(Jan 2022)	(Jan 2021)	USE BY	ZONE	2021	2021
1 st Valley High Intakes (D 3,2)	80 %	34 %	Colby -	570,600 +	43 %	32.8 %
2 nd Valley High Intakes (D 6)	0 %	28 %	Tenney -	401,400 - -	30 %	43.6%
3 rd Valley Intakes (D 7)	20 %	18 %	Conner +	50,400 ++	4 %	3.4 %
1 st Valley lower intake	0 %	17 %	Stockstill -	122,000 +	9 %	13.7 %
2 nd Valley lower (L2)	0 %	0 %	Sea Haven	183,200+ +	14%	6.5 %
Wells (W1, W3,W4)	nil %	3%	TOTAL Prod	1,327,600+	100 %	100.0 %
TOTAL	100 %	100.0 %				

(* gpd = gallons per day; gpm = gallons per minute; ppm=parts per million)

January Production 42,826 gal/day => 29.7 gpm

Note: slight daily usage increase

Water Quality

All sources Ultra and Nano filtered; chlorine and turbidity correct continuously; no positive coliform bacteria samples from distribution sample grabs. Samples of distribution water tested twice monthly and influent raw water are being collected once a month for lab analysis of coliform content. Average CL₂ dose at F1-> 0.59 parts per million (ppm); F3-> >@0.69 ppm

Major Activities

- Monthly reports sent to CA RWQCB
- F1: Ultra Unit A Pressure Decay Tests issues investigated. Began pinning Ultra A suspect filaments on modules
- F3: Cleaned Nano Unit (CIP). Faulty water heater sent to manufacturer. Clearwell level replaced with new float switch
- Third Valley trail improvement work, new stairs and bridge replaced
- Continued work on water bars and brush clearing of watershed roads
- New Tenney Tank #1: SCADA failure from moisture damage/ subsequently repaired. Generator used occasionally to keep batteries charged during winter short/cloudy days
- 60,000 wooden tank deconstructed and redwood stored at Conner tank site. Very thick foundation slab removed with some difficulty
- Installing new piping ground being prepared for new replacement tank
- Streamflows dropping as result of lack of rain, but flows still quite adequate for now
- Fire tank on Camino del Mar emptied

Inverness Public Utility District

NEW SERVICE CONNECTION FEE

Effective January 1, 2022– December 31, 2022

Regulation 101 of the Regulations of the Inverness P.U.D. Water System, as amended by Ordinance 32-93 (March 15, 1993), provides the method of setting the New Service Connection Fee that is charged for a new service connection.

Subparagraph (4) of paragraph (r) of Regulation 101 provides that the New Service Connection Fee that shall be in effect during the calendar year shall be set to equal the

"Total value of the Fixed Assets of the Water System, excluding construction in progress and with deduction for accumulated depreciation, as of June 30 of the year preceding the year during which the New Service Connection Fee will be in effect, as reported in the General Purpose Financial Statements of the District prepared by the District's independent auditors."

divided by the

"Total number of customer connections (active and inactive) of the Water System, excluding connections owned by the District itself or by any District-owned entity, and excluding customer accounts for public owned fire hydrants, on June 30 of the year preceding the year during with the New Service Connection Fee will be in effect."

the resulting amount to be

"rounded up to the next even One Hundred Dollars (\$100.00)."


The following documents the amount of the New Service Connection fee to be in effect during the calendar year 2022 (January 1, 2022 through December 31, 2022):

<i>Total value of fixed assets (excluding land), June 30, 2021</i>	<i>\$4,407,893</i>
<i>Less construction in progress</i>	<i>\$ 222,017</i>
<i>Net value of fixed assets, June 30, 2021</i>	<i>\$4,185,876</i>
<i>Total number of customer connections, June 30, 2021</i>	<i>517</i>

$$\$4,185,876 \div 517 = \$8,096 = \$8,100 \text{ (rounded up)}$$

I hereby certify that the foregoing data and calculations are correct to the best of my knowledge, and that the amount of the New Service Connection Fee for the period of January 1, 2022, through and including December 31, 2022, is correctly set and shall be Eight Thousand One Hundred Dollars (\$8,100.00).

Attest


Shelley Redding, Administrator
January 27, 2022



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 8
Fire Department Report
January 2022



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 9

Review and Approve Expenditures

- **January 2022 Expenditures**
- **January 2022 Credit Card Charges**

Inverness PUD
Monthly Expense Ledger Report
January 2022

	Date	Num	Name	Memo	Amount
Jan 22	01/03/2022	EFT	CalPERS Health	Health Insurance January 2022	-7,973.25
	01/03/2022	EFT	Paychex	Payroll Fees	-199.60
	01/03/2022	EFT	AT&T U-verse	Internet January 2022	-69.55
	01/04/2022	EFT	Paychex	Payroll Fees - S125	-40.00
	01/05/2022	EFT	Bank of America	Service charges	-178.38
	01/06/2022	EFT	PG&E	Account 9408018479-2 Utilities 11/16/21 - 12/2...	-2,582.63
	01/06/2022	14415	U. S. Bank Corporat...	Managing Account XX-0662	-593.34
	01/07/2022	14416	Building Supply Cent...	Inverness PUD Account 155	-344.60
	01/07/2022	14417	E and M, Inc.	VOID: Not issued correctly	0.00
	01/07/2022	14418	Good & Clean, Inc.	Janitorial Services - December	-330.00
	01/07/2022	14419	Grainger		-438.88
	01/07/2022	14420	Hach Company	Customer # 108425	-684.64
	01/07/2022	14421	Kerry Lemos Electrical	HQ Data Jacks	-1,785.00
	01/07/2022	14422	Quill Corporation	Account # 645751	-129.72
	01/07/2022	14423	Streamline	January 2022 Website w/Engage	-260.00
	01/07/2022	EFT	Grainger	Supplies	-242.46
	01/07/2022		John's Dairy Equipm...	Balance due for prior invoice	-12.00
	01/07/2022		U. S. Bank Corporat...	Reversal of CalCard credit from 2019 - charged...	-339.37
	01/10/2022	EFT	CalPERS - Retirement	December 2021	-4,489.27
	01/12/2022	EFT	Diversified Technology	Billing Service-New Rate	-705.00
	01/13/2022	14424	E and M, Inc.	PO 2021-09-02	-82.00
	01/13/2022	31118	Reitter, Thomas		178.50
	01/13/2022	5641	R. Stephen Crowley		236.39
	01/14/2022	14425	AT&T CalNet	Telemetry and Phone	-457.87
	01/14/2022	14426	Brelje and Race Lab...	Bacteriological Labs	-420.00
	01/14/2022	14427	Building Supply Cent...	Inverness PUD Account 155	-479.67
	01/14/2022	14428	Cheda's Garage	2000 Chevy	-451.40
	01/14/2022	14429	CORE Utilities, Inc.	December 2021 services	-1,750.00
	01/14/2022	14430	DeCarli's	Account # 2-45217	-639.65
	01/14/2022	14431	John's Dairy Equipm...	Water Treatment Supplies	-151.52
	01/14/2022	14432	Quill Corporation	Office Supplies	-191.56
	01/14/2022	14433	Recology	Acct 1812095651 1/1/22 - 3/31/22	-130.41
	01/14/2022	PR1		To record 1/14/22 Direct Deposit payroll	-6,963.46
	01/14/2022	PR1		To record 1/14/22 Direct Deposit payroll	-16,068.32
	01/14/2022	EFT	Paychex	Payroll Fees - W-2 Fees	-372.35
	01/14/2022	Auto	Inverness Public Utili...	Return item chargeback	-180.00
	01/15/2022	EFT	BB & T- CPS Operat...	December 2021	-2.60
	01/18/2022	EFT	Paychex	Payroll Fees	-163.20
	01/20/2022	14434	Flume, Inc.	Rebate for Flume 2 Smart Home Water Meter-...	-617.03
	01/25/2022	14435	California Rural Wat...	Membership Dues 01/22 - 01/23	-675.00
	01/25/2022	EFT	Verizon Wireless	Account 942336110-00001 Cell Phones	-201.97
	01/28/2022	14436	Alpha Analytical Lab...	Periodic Lab Fees	-2,400.00
	01/28/2022	14437	Marin County Centra...	Customer # 21595	-1,158.72
	01/28/2022	14438	Piazza General Con...	59 Inverness Way Water Service	-5,737.33
	01/28/2022	14439	Quill Corporation	Account # 645751	-124.02
	01/28/2022	14440	Riley F. Hurd III	Legal Fees December 2021	-40.00
	01/28/2022	14441	Sarah Maltby	Closed account refund 827-310-39	-130.65
	01/28/2022	14442	Bonnie Turman	Refund autopay payment 1/14/22 202-010-11	-180.00
	01/30/2022	EFT	AT&T U-verse	Internet January 2022	-69.55
	01/31/2022	14444	California State Disb...	Remit ID 200000002432706 / SDU 0600099	-2,814.00
	01/31/2022	EFT	Paychex	Payroll Fees - Special Handling Fees	-474.60
	01/31/2022	PR 2		To record 1/31/22 Direct Deposit payroll	-7,384.32
	01/31/2022	PR 2		To record 1/31/22 Direct Deposit payroll	-16,734.27
Jan 22					-88,228.27

Inverness PUD Reconciliation Detail

XX-6591 · Fox, Jim - Cal Card, Period Ending 01/22/2022

Type	Date	Num	Name	Memo	Clr	Split	Amount	Balance
Beginning Balance								398.64
Cleared Transactions								
Charges and Cash Advances - 4 items								
Credit Card Charge	12/21/2021	6613056	Amazon	Kitchen Supply	X	845-01 · Supplies and Invent...	-38.96	-38.96
Credit Card Charge	12/31/2021	9067408	Amazon	2 Spring post binders	X	870-05 · Office Supplies, Pos...	-54.02	-92.98
Credit Card Charge	01/05/2022	1411430	Amazon	Dechlorinator	X	833-01 · Chemicals	-97.40	-190.38
Credit Card Charge	01/13/2022	15684...	Adobe	1 month Adobe Online J Fox	X	870-05 · Office Supplies, Pos...	-24.99	-215.37
Total Charges and Cash Advances							-215.37	-215.37
Payments and Credits - 1 item								
Bill	12/13/2021		U. S. Bank Corporat...	Managing Account XX-0662	X	20000 · Accounts Payable	398.64	398.64
Total Cleared Transactions							183.27	183.27
Cleared Balance							-183.27	215.37
Register Balance as of 01/22/2022							-183.27	215.37
Ending Balance							-183.27	215.37

11:49 AM

02/14/22

Inverness PUD Reconciliation Detail

XX-7757 · Redding, Shelley - Cal Card, Period Ending 01/22/2022

Type	Date	Num	Name	Memo	Clr	Split	Amount	Balance
Beginning Balance								194.70
Cleared Transactions								
Charges and Cash Advances - 4 items								
Credit Card Charge	12/28/2021	E0200...	Microsoft	Microsoft 365 Business Standard 12/13/2021 - 05/12/2022	X	870-05 · Office Supplies, Postage, Fees	-115.07	-115.07
Credit Card Charge	01/07/2022	010722	Costco	Office Supplies	X	870-05 · Office Supplies, Postage, Fees	-11.49	-126.56
Credit Card Charge	01/10/2022	35791...	Canva	Monthly Subscription	X	870-05 · Office Supplies, Postage, Fees	-12.95	-139.51
Credit Card Charge	01/13/2022	Jan 22	Marin Independent ...	1 month Digital Subscription	X	870-02 · Dues & Publications	-18.00	-157.51
Total Charges and Cash Advances							-157.51	-157.51
Payments and Credits - 1 item								
Bill	12/13/2021		U. S. Bank Corpora...	Managing Account XX-0662	X	20000 · Accounts Payable	194.70	194.70
Total Cleared Transactions							37.19	37.19
Cleared Balance							-37.19	157.51
Register Balance as of 01/22/2022							-37.19	157.51
Ending Balance							-37.19	157.51



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 10

Resolution 263-2022

Designating the Clerk of the Board to serve as the District's Elections Officer.

Inverness Public Utility District

RESOLUTION 263-2022

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE INVERNESS PUBLIC UTILITY DISTRICT
DESIGNATING THE CLERK OF THE BOARD TO SERVE AS THE
DISTRICT’S ELECTIONS OFFICER**

WHEREAS, the Inverness Public Utility District is a Special District in the State of California organized pursuant to the Public Utility District Act in the Public Utilities Code; and,

WHEREAS, as a Special District, it may become necessary from time to time for the Inverness Public Utility District to have an officer to serve as the “district’s elections officer” for purposes of executing procedures specified in the Elections Code of the State of California, including in particular in Sections 9301, *et seq.*, of the Elections Code,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Inverness Public Utility District hereby designates that the duly appointed Clerk of the Board shall serve as the District’s elections officer.

ACCEPTED AND ADOPTED at a Regular Meeting of the Board of Directors of the Inverness Public Utility District on the 23rd day of February, 2022, by the following vote, to wit:

AYES:

NOES:

ABSTAINING:

ABSENT:

Kenneth J. Emanuels, President

ATTEST:

Shelley Redding, Clerk of the Board

I hereby certify that the foregoing instrument is a true and correct copy of the original of Resolution 263-2022 on record in this office, and that subsequent to its adoption no provisions of Resolution 263-2022 have been amended, modified, or revoked by the governing body.

_____, Clerk of the Board, Inverness Public Utility District,
County of Marin, State of California.

By _____ Date _____



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 11

Resolution 264-2022

Authorizing remote teleconferencing of legislative meetings for 30 days beginning
February 23, 2022

Inverness Public Utility District

RESOLUTION NO. 264-2022

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE INVERNESS PUBLIC UTILITY DISTRICT PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDER N-25-20, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF INVERNESS PUBLIC UTILITY DISTRICT PURSUANT TO BROWN ACT PROVISIONS

WHEREAS, the Inverness Public Utility District is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Inverness Public Utility District's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, the COVID-19 pandemic (the "Emergency") continues to be a threat to the Public; and

WHEREAS, on January 5, 2022 the California Department of Public Health (CDPH) issued a Public Health Order that requires indoor masking and social distancing, regardless of vaccination status in response to the rapid spread of the Omicron variant; and

WHEREAS, the Board of Directors does hereby find that the COVID-19 pandemic and the State Public Health Order has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California and ratify the December 30, 2021 Marin County Public Health Order; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of Inverness Public Utility District shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision

(e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, all meeting agendas, meeting dates, times, and manner in which the public may participate in the public meetings of the District and offer public comment by telephone or internet-based service options including video conference are posted on the District website and physically outside of the District office.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF INVERNESS PUBLIC UTILITY DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board has reconsidered the conditions of the state of emergency and proclaims that a local emergency persists throughout the District because the high risk of transmissibility of COVID- 19 continues to pose an imminent risk to the safety of persons in the District.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. The District Staff and legislative bodies of Inverness Public Utility District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of March 24, 2022, or such time that the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of Inverness Public Utility District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of Inverness Public Utility District, this 23rd day of February 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Kenneth J. Emanuels, President
Board of Directors

ATTEST:

Shelley Redding, Clerk of the Board



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 12

Closed Session:

**Public Employee Evaluation (District Administrator)
pursuant to Gov. Code Sec. 54957**



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 13

Reconvene in Open Session

Report on Actions Taken in Closed Sessions



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No. 14

Committee Meetings/Reports:



Inverness Public Utility District
Board Meeting February 23, 2022

Agenda Item No.15

Announcements,

Next Meeting,

Adjournment