

# Amador Regional Sanitation Authority

*“Servicing Amador City,  
Martell, & Sutter Creek”*

## MINUTES SPECIAL MEETING OF THE BOARD OF DIRECTORS May 24, 2023

Present:  
Jim Swift, Chairman  
Richard Forster, Vice Chairman  
Frank Axe, Board Member  
Susan Bragstad, Board Member  
Sandra Spelliscy, Board member

Staff Present:  
Frank Splendorio(zoom)  
Karen Darrow, Clerk  
Matt Ospital, Engineer  
Corey Stone, Operator

### 1. SPECIAL MEETING: CALL TO ORDER AND ESTABLISH A QUORUM

Meeting called to order by Vice Chairman Forster at 9:06 A.M.

### 2. PLEDGE OF ALLEGIANCE TO THE FLAG

Vice Chairman Forster led the Pledge of Allegiance.

### 3. ORGANIZATION OF THE ARSA BOARD

A. Election of a Chairperson and Vice Chairperson for the ARSA Board.

**M/S Forster/Spelliscy to nominate Board member Swift as Chairman.**

**AYES:** Axe, Bragstad, Spelliscy, Swift and Forster

**NOES:** None

**ABSTAIN:** None

**ABSENT:** None

MOTION CARRIED

**M/S Bragstad/Spelliscy to nominate Board member Forster as Vice-Chairman.**

**AYES:** Axe, Bragstad, Spelliscy, Swift and Forster

**NOES:** None

**ABSTAIN:** None

**ABSENT:** None

MOTION CARRIED

Newly appointed Chairman Swift presided over the remainder of the meeting.

### 4. PUBLIC FORUM

Vice Chairman Forster reported that the Board of Supervisor settled their lawsuit with CDCR and Mule Creek, noting that it was nice to settle outside of court and that the county will be reimbursed

### 5. INFORMATION/CORRESPONDENCE

*This section provides informational updates regarding staff activities and operations where no Board action is required.*

A. Engineer's Report- None.

**6. CONSENT AGENDA**

*Items listed on the consent agenda are considered routine and may be enacted in one motion. Any item may be removed for discussion at the request of the Board or the Public.*

A. Minutes of May 19, 2023

*Recommendation: Approve Minutes of May 19, 2023.*

**M/S Forster/Bragstad to Approve the Minutes of May 19, 2023 with a minor edit.**

**AYES:** Axe, Bragstad, Forster, Spelliscy, and Swift

**NOES:** None

**ABSTAIN:** None

**ABSENT:** None

**MOTION CARRIED**

**7. ADMINISTRATIVE AGENDA**

A. Adopt Resolution 23-23-\* Approving a contract with Weber Ghio & Associates for professional engineering services.

*Recommendation: Adopt resolution as presented.*

**M/S /Spelliscy/Forster to Adopt Resolution 23-23-03 Approving a contract with Weber Ghio & Associates for professional engineering services to include prior authorization from Chair or General Manager for reimbursables.**

**AYES:** Axe, Bragstad, Forster, Spelliscy, and Swift

**NOES:** None

**ABSTAIN:** None

**ABSENT:** None

**MOTION CARRIED**

B. Siphon Discharge HPDE Project

*Recommendation: Approve funding request.*

Chairman Swift asked if there was a conflict with Board member Spelliscy submitting this item.

Attorney Splendorio noted that there is no conflict since she is presenting communication from her staff at Sutter Creek and suggested tabling the rest of the discussion for this item until after closed session.

C. ARSA/Sutter Creek Operating Agreement.

*Recommendation: Approve operating agreement as presented.*

Board member Spelliscy explained that the Sutter Creek City Council directed her to review the operating agreement.

Attorney Splendorio noted that he had reviewed the revisions and the only material change is that the ARSA General Manager would be the Sutter Creek City Manager and ARSA's ability to decline that arrangement has been removed. He explained that the revisions do not shift the balance of power.

Board member Spelliscy noted that if the ARSA board approves this agreement, then the Sutter Creek Mayor will appoint someone else to the ARS Board.

Board member Spelliscy noted that although there is no change in compensation for her as the ARSA General Manager, she will recuse herself for the vote on this item for perception.

**M/S Forster/Axe to Approve the ARSA/Sutter Creek Operating Agreement as presented.**

**AYES:** Axe, Bragstad, Forster and Swift  
**NOES:** None  
**ABSTAIN:** Spelliscy  
**ABSENT:** None  
MOTION CARRIED

**8. GENERAL MANAGER’S REPORT – None.**

**9. BOARD MEMBER REPORTS – None.**

The Board went into Closed Session at 10:15 a.m.

**CLOSED SESSION-**

- A. **CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**  
Pursuant to Gov. Code § 54956.9(d)(1):  
Amador Regional Sanitation Authority v. City of Ione, et al.  
(Case No. 22-CV-12824)

**REPORT FROM CLOSED SESSION**

Chairman Swift announced that there was no reportable action, and the Board continued their discussion of item 7B.

**7B- M/S Forster/Axe to Authorize a budget amendment to pursue the purchase for the Siphon Discharge HPDE Project.**

**AYES:** Axe, Bragstad, Forster and Swift  
**NOES:** None  
**ABSTAIN:** Spelliscy  
**ABSENT:** None  
MOTION CARRIED

**ADJOURN**

The meeting was adjourned at 10:38 a.m.

Karen Darrow  
Karen Darrow, Clerk

James E. Swift  
James Swift, Chairman

Date Approved: **June 15, 2023**