



PUBLIC NOTICE
Special Meeting of the:
Honey Lake Valley Resource Conservation District
Attachments available 9/13/20 at www.honeylakevalleyrcd.org
170 Russell Ave. Suite C
Susanville, CA 96130
530-257-4127 ext. 100

Date: Monday, September 14, 2020

Location: **HELD REMOTELY Via ZOOM**

This Virtual Meeting is held pursuant to Executive Order N-29-20 issued by Governor Newsom on March 17, 2020 that directs Californians to follow public health directives including canceling large gatherings. The Executive Order also allows local legislative bodies to hold meetings via conference calls while still satisfying state transparency requirements. Executive Order N-33-20, prohibits people from leaving their homes or places of residence except to access necessary supplies and services or to engage in specified critical infrastructure employment.

Note: Pursuant to the Brown Act, Section 54953(b)(2). Section (b) (2) requires that all votes taken during a teleconference meeting shall be by roll call. Any agenda item may be discussed in a different order, if necessary. The Board may take action whether items are listed as action, information or discussion. The meeting is being held solely by remote means and will be made accessible to members of the public seeking to attend and address the Board solely through the phone number set forth below.

Join Zoom Meeting

Time: Sep 14, 2020 05:00 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/87628450926?pwd=RIZSTIUxSXU4VEtGejNyNWUySIBIUT09>

Meeting ID: 876 2845 0926

Passcode: 146375

One tap mobile

+16699006833,,87628450926#,,,,,0#,,146375# US (San Jose)

+12532158782,,87628450926#,,,,,0#,,146375# US (Tacoma)

Find your local number: <https://us02web.zoom.us/u/kvX1EIQuq>

Time: 5:00 PM

AGENDA

NOTE: THE HONEY LAKE VALLEY RESOURCE CONSERVATION DISTRICT MAY ADVISE ACTION ON ANY OF THE AGENDA ITEMS SHOWN BELOW.

NOTE: IF YOU NEED A DISABILITY-RELATED MODIFICATION OR ACCOMMODATION, INCLUDING AUXILIARY AIDS OR SERVICES, TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE DISTRICT OFFICE AT THE TELEPHONE NUMBER AND ADDRESS LISTED ABOVE AT LEAST A DAY BEFORE THE MEETING.

I. CALL TO ORDER. PLEDGE OF ALLEGIANCE. ROLL CALL

II. **APPROVAL OF AGENDA**

Tie to the Strategic Plan: Strategic Issue 1 – Build HLVRCD leadership & organizational capacity.

III. **PUBLIC COMMENT**

Per RCD Board Policy No. 5030.4.1, during this portion of the meeting, any member of the public is permitted to make a brief statement, express his/her viewpoint, or ask a question regarding matters related to the District. Five (5) minutes may be allotted to each speaker and a maximum of twenty (20) minutes to each subject matter.

Tie to the Strategic Plan: Strategic Issue 1 – Build HLVRCD leadership & organizational capacity.

IV. **ITEMS FOR BOARD ACTION AND/OR DISCUSSION – RCD**

A. Consideration and approval to change banking institutions from TriCounties to US Bank.

Tie to the Strategic Plan: Strategic Issue 1 – Build HLVRCD leadership & organizational capacity

B. Consideration and approval to change payroll institutions from Singleton Auman to ADP Payroll & HR services.

Tie to the Strategic Plan: Strategic Issue 1 – Build HLVRCD leadership & organizational capacity

V. **ITEMS FOR BOARD ACTION AND/OR DISCUSSION– WATERMASTER**

A. Consideration and approval of Lozano Smith invoices 2112750, 2112752 totaling \$19,340.13 (attachments)

Tie to the Strategic Plan: Strategic Issue 1.4 – Watermaster services are professionally provided.

IX. **ADJOURNMENT**

The next Honey Lake Valley RCD meeting will be **September 24, 2020, 5:30pm PDT**. The location is the USDA Service Center, 170 Russell Avenue, Suite C, Susanville, CA.

I certify that on Sunday, September 13, 2020 agendas were posted as required by Government Code Section 54956 and any other applicable law.

Andrea Stuemky

Andrea Stuemky – HLVRCD District Manager



7404 North Spalding Avenue
 Fresno, CA 93720-3370
 (559) 431-5600
 Federal Tax ID: 80-0874383
 lozanosmith.com

July 10, 2020

Honey Lake Valley Resource Conservation District
 170 Russell Avenue, Suite C
 Susanville, CA 96130

Client: 001839

For Professional Services Rendered Through June 30, 2020

ACCOUNT SUMMARY

Matter	Invoice #	Previous Balance	Current Charges	Less Payments	Total Due
000001	2112750	\$3,121.92	\$522.50	\$3,121.92	\$522.50
000003	2112751	\$87.72	\$0.00	\$87.72	\$0.00
000005	2112752	\$36,852.39	\$18,817.63	\$36,852.39	\$18,817.63

Total Current Charges	\$19,340.13
Previous Balance	\$40,062.03
<i>Less Payments</i>	<u>(\$40,062.03)</u>
Total due	<u><u>\$19,340.13</u></u>



7404 North Spalding Avenue
 Fresno, CA 93720-3370
 (559) 431-5600
 Federal Tax ID: 80-0874383
 lozanosmith.com

July 10, 2020

Honey Lake Valley Resource Conservation District
 170 Russell Avenue, Suite C
 Susanville, CA 96130

Client: 001839
 Matter: 000001
 Invoice # 2112750

Page: 1

RE: General Legal Matters

For Legal Services Rendered Through June 30, 2020

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
06/16/2020	WPC	PRA - call set.	0.20	\$290.00	\$58.00
06/18/2020	WPC	Closed session agenda listing with J. Claypool.	0.20	\$290.00	\$58.00
06/18/2020	WPC	PRA - letter to B. Herrema; documents from client.	1.20	\$290.00	\$348.00
06/19/2020	WPC	B. Herrema PRA procedural response.	0.20	\$290.00	\$58.00
Total Legal Services			1.80		\$522.00

Legal Services Recap

Person	Time	Rate	Amount
WPC William P. Curley III	1.80	\$290.00	\$522.00

Costs

Date	Description of Costs	Amount
06/18/2020	Photocopies	\$0.50
Total Costs		\$0.50

<u>Invoice Summary</u>	<u>Totals</u>
Total Legal Services	\$522.00
Total Costs	<u>\$0.50</u>
Total Current Charges	\$522.50
Previous Balance	\$3,121.92
<i>Less Payments</i>	<i>(\$3,121.92)</i>
Total Due	<u><u>\$522.50</u></u>



7404 North Spalding Avenue
Fresno, CA 93720-3370
(559) 431-5600
Federal Tax ID: 80-0874383
lozanosmith.com

July 10, 2020

Honey Lake Valley Resource Conservation District
170 Russell Avenue, Suite C
Susanville, CA 96130

Client: 001839
Matter: 000003
Invoice # 2112751

Page: 1

RE: Lassen Irrigation Company v. HLVRCD

For Legal Services Rendered Through June 30, 2020

<u>Invoice Summary</u>	<u>Totals</u>
Total Current Charges	\$0.00
Previous Balance	\$87.72
<i>Less Payments</i>	<i>(\$87.72)</i>
Total Due	<u><u>\$0.00</u></u>

July 10, 2020

Honey Lake Valley Resource Conservation District
 170 Russell Avenue, Suite C
 Susanville, CA 96130

Client: 001839
 Matter: 000005
 Invoice # 2112752

Page: 1

RE: Watermaster Decision Appeal

For Legal Services Rendered Through June 30, 2020

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
06/01/2020	WPC	Petitioner/plaintiff actions.	0.50	\$290.00	\$145.00
06/01/2020	WPC	Causes of action analysis for cases adverse to J. Dow trust.	0.60	\$290.00	\$174.00
06/03/2020	WPC	PRA response; teleconference and review with C. Adams.	0.50	\$290.00	\$145.00
06/04/2020	MWW	Prepare civil appeal mediation statement; analyze strategies regarding same.	0.10	\$290.00	\$29.00
06/04/2020	MWW	Revise response to J. Dow's Public Records Act request.	0.20	\$290.00	\$58.00
06/04/2020	WPC	Revise client response to PRA/J. Dow.	1.10	\$290.00	\$319.00
06/04/2020	WPC	PRA letter review of draft and dispatch to client.	0.30	\$290.00	\$87.00
06/04/2020	WPC	Review J. Dow's motion to dismiss.	0.70	\$290.00	\$203.00
06/04/2020	MLR	Research on procedures for opposition to motion to dismiss.	1.60	\$290.00	\$464.00
06/05/2020	MWW	Review J. Dow's motion to dismiss appeal.	0.20	\$290.00	\$58.00
06/05/2020	MWW	Prepare case information statement for appeal.	0.40	\$290.00	\$116.00
06/05/2020	MWW	Analyze strategies and arguments for opposition to motion to dismiss appeal.	0.60	\$290.00	\$174.00
06/05/2020	WPC	J. Dow pleading analysis.	0.30	\$290.00	\$87.00
06/05/2020	WPC	Motion to dismiss - litigation call/appeal issues/conference call.	0.70	\$290.00	\$203.00
06/05/2020	MLR	Legal research of service requirements based on case information set by court.	0.30	\$290.00	\$87.00
06/05/2020	MLR	Review J. Dow's motion to dismiss.	0.60	\$290.00	\$174.00
06/05/2020	MLR	Teleconference regarding opposition to J. Dow's motion to dismiss.	0.60	\$290.00	\$174.00
06/08/2020	MWW	Continue preparation of case information statement; analyze strategies regarding same.	0.70	\$290.00	\$203.00
06/08/2020	MWW	Prepare appellant's civil appeal mediation statement.	1.20	\$290.00	\$348.00
06/08/2020	WPC	Review filing; approve.	0.30	\$290.00	\$87.00
06/08/2020	MLR	Review case information sheet and related documents.	0.20	\$290.00	\$58.00

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
06/08/2020	SAA	Review plaintiff's motion to dismiss appeal and calculate related legal deadlines.	0.20	\$135.00	\$27.00
06/09/2020	MLR	Review and analysis of motion to dismiss; legal research of authority cited in motion to dismiss.	2.30	\$290.00	\$667.00
06/10/2020	WPC	Appeal/motion to dismiss status of points and authorities.	0.20	\$290.00	\$58.00
06/10/2020	MLR	Draft outline for opposition to motion to dismiss; legal research on authority regarding right to appeal.	1.50	\$290.00	\$435.00
06/10/2020	MLR	Draft legal argument section of opposition to motion to dismiss.	1.50	\$290.00	\$435.00
06/11/2020	MWW	Analyze strategies regarding opposition to motion to dismiss appeal.	0.10	\$290.00	\$29.00
06/11/2020	WPC	Board issues; Zoom call preparation; litigation status.	0.30	\$290.00	\$87.00
06/11/2020	MLR	Continue drafting legal argument section of opposition to motion to dismiss.	3.10	\$290.00	\$899.00
06/11/2020	MLR	Review and revise opposition to motion to dismiss.	3.60	\$290.00	\$1,044.00
06/11/2020	MLR	Continue drafting factual background section of opposition to motion to dismiss.	1.10	\$290.00	\$319.00
06/12/2020	WPC	Court transmittal: objections; document review; pleading status opposing motion to dismiss.	0.30	\$290.00	\$87.00
06/15/2020	WPC	Teleconference with Board regarding litigation closed session.	1.40	\$290.00	\$406.00
06/16/2020	MWW	Revise opposition to motion to dismiss; analyze strategies regarding same.	0.30	\$290.00	\$87.00
06/16/2020	MWW	Analyze defense strategies, Public Records Act request issues, and potential claims by District.	0.20	\$290.00	\$58.00
06/16/2020	WPC	Teleconference with M. Waterman regarding motion to dismiss/PRA.	0.30	\$290.00	\$87.00
06/17/2020	MWW	Conduct research and legal analysis regarding arguments for opposition to motion to dismiss appeal.	3.40	\$290.00	\$986.00
06/17/2020	MWW	Continue analysis of motion to dismiss appeal, and supporting papers, to evaluate opposition arguments.	0.60	\$290.00	\$174.00
06/17/2020	MWW	Teleconference with clients regarding Public Records Act request issues and appeal issues.	1.30	\$290.00	\$377.00
06/17/2020	WPC	Public records meeting set up and document preparation.	0.10	\$290.00	\$29.00
06/17/2020	WPC	PRA discussion.	1.30	\$290.00	\$377.00
06/17/2020	WPC	Litigation update on motion to dismiss/declaration.	0.20	\$290.00	\$58.00
06/17/2020	MLR	Strategy and analysis regarding opposition to motion to dismiss.	0.80	\$290.00	\$232.00
06/17/2020	MLR	Draft declaration for opposition to motion to dismiss.	0.30	\$290.00	\$87.00
06/18/2020	MWW	Continue research and legal analysis regarding arguments for opposition to motion to dismiss appeal.	2.70	\$290.00	\$783.00
06/18/2020	MWW	Prepare and revise C. Adams' declaration in opposition to motion to dismiss appeal; analyze strategies and potential exhibits regarding same.	3.40	\$290.00	\$986.00
06/18/2020	MWW	Email correspondence with W. Chisum regarding appeal issues.	0.10	\$290.00	\$29.00

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
06/18/2020	MWW	Continue preparation and revision of opposition to motion to dismiss appeal; analyze strategies, pleadings, and law regarding same.	2.60	\$290.00	\$754.00
06/18/2020	MLR	Draft declaration for opposition to motion to dismiss.	1.70	\$290.00	\$493.00
06/18/2020	MLR	Strategy regarding content of declaration.	0.30	\$290.00	\$87.00
06/18/2020	MLR	Review and revise declaration for opposition to motion to dismiss.	2.80	\$290.00	\$812.00
06/18/2020	MLR	Draft legal counsel's declaration for opposition to motion to dismiss.	0.50	\$290.00	\$145.00
06/18/2020	MLR	Prepare exhibits for declaration.	0.60	\$290.00	\$174.00
06/19/2020	MWW	Continue preparation and revision of opposition to motion to dismiss appeal; analyze strategies, pleadings, and law regarding same.	5.60	\$290.00	\$1,624.00
06/19/2020	MWW	Prepare M. Waterman declaration in support of opposition to motion to dismiss.	0.40	\$290.00	\$116.00
06/19/2020	WPC	Pleading review and approval.	0.90	\$290.00	\$261.00
06/19/2020	MLR	Review and revise opposition to motion to dismiss.	1.60	\$290.00	\$464.00
06/19/2020	MLR	Strategy regarding opposition to motion to dismiss.	0.10	\$290.00	\$29.00
06/25/2020	MWW	Review orders from court of appeal regarding mediation.	0.10	\$290.00	\$29.00
06/29/2020	MWW	Review email correspondence from opposing counsel regarding motion to strike and request for oral argument regarding motion to dismiss.	0.10	\$290.00	\$29.00
06/30/2020	MWW	Email correspondence with W. Curley regarding appeal.	0.10	\$290.00	\$29.00
06/30/2020	MWW	Email correspondence with J. Claypool regarding appeal issues.	0.10	\$290.00	\$29.00
06/30/2020	MWW	Teleconference with J. Claypool and W. Curley regarding appeal issues.	0.90	\$290.00	\$261.00
Total Legal Services			60.70		\$17,572.00

Legal Services Recap

Person		Time	Rate	Amount
WPC	William P. Curley III	10.00	\$290.00	\$2,900.00
MWW	Mark W. Waterman	25.40	\$290.00	\$7,366.00
MLR	Marina L. Ramirez	25.10	\$290.00	\$7,279.00
SAA	Stephanie A. Arwick	0.20	\$135.00	\$27.00

Costs

Date	Description of Costs	Amount
05/11/2020	LoopUp LLC- Teleconferencing-	\$23.03
05/12/2020	Miscellaneous- (MKK MC) 2 Court Calls 05/12/2020	\$108.00
06/19/2020	Postage	\$30.50
06/29/2020	Photocopies	\$282.75

Costs

Date	Description of Costs	Amount
06/30/2020	Computer Research	\$801.35
	Total Costs	<u>\$1,245.63</u>

Invoice Summary

Totals

Total Legal Services	\$17,572.00
Total Costs	<u>\$1,245.63</u>
Total Current Charges	\$18,817.63
Previous Balance	\$36,852.39
<i>Less Payments</i>	<i>(\$36,852.39)</i>
Total Due	<u><u>\$18,817.63</u></u>