

NORTH MARIN WATER DISTRICT
MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS
October 7, 2025

CALL TO ORDER

President Joly called the regular meeting of the Board of Directors of North Marin Water District to order at 4:00 p.m. at the District Headquarters, and the agenda was accepted as presented. Present were Directors Jack Baker, Ken Eichstaedt, Rick Fraites, Michael Joly, and Stephen Petterle. Also, present were General Manager Tony Williams, District Secretary Eileen Mulliner, and AGM/Chief Engineer Eric Miller. Auditor-Controller Julie Blue was absent.

District employees Chris Kehoe, Construction Superintendent, Tim Kennedy, incoming Operations and Maintenance Manager, Tim Fuelle, Lia Solar, and Vincent Verissimo.

President Joly complimented staff on the Open House and noted that so many people from the community attended and that he was very pleased to see so many of the employees throughout the event.

MINUTES

On the motion of Director Eichstaedt, seconded by Director Petterle, the Board approved the minutes of the September 16, 2025, regular meeting, with minor edits on page 2, by the following vote:

AYES: Director(s) Baker, Eichstaedt, Fraites, Joly, and Petterle

NOES: None

ABSENT: None

ABSTAIN: None

GENERAL MANAGER'S REPORT

Tony Williams said that on September 22 there was a minor earthquake, magnitude 4.3, centered in Berkeley. He stated that our criteria is to perform inspections on our tanks and pump stations if there is an earthquake of magnitude 4.5 or greater, however this was a good opportunity as an exercise to perform the inspections and no issues were found. He said that Sonoma County happened to have a workshop related to earthquakes scheduled 2 days after the earthquake that Tim Kennedy and Jeff Corda attended.

Mr. Williams said that a Board-to-Board Ad hoc committee meeting with Marin Water (MW) was held in July and that a second meeting occurred on September 26. He noted that the agenda is in the Miscellaneous portion of the agenda packet. He said that Paul Sellier of MW gave a briefing on their Atmospheric River Capture (ARC) project, and a copy of a similar presentation that MW gave to Novato City Council which is also in Miscellaneous. He said their goal is to complete the design and CEQA portions within the next 1.5 years and construction is slated to begin in early

2027. He said that General Manager Ben Horenstein suggested that NMWD might want to have our logo on the project signage suggesting a joint project, however we declined. Mr. Williams said that MW has mailed a project flyer out to residents in the areas of the project, also in the Miscellaneous section. Mr. Williams said also on the agenda was how the two agencies can collaborate and that he and Mr. Horenstein will put together minutes to provide to both Boards. The Ad hoc committee will meet one more time, with the recommendation that the full Boards from both agencies hold a joint meeting at some point, something that was done in the past on an annual basis.

Mr. Williams reminded the Board that there are two closed sessions at the end of the meeting tonight.

Directors Fraites and Petterle said that they are opposed to the pipeline route going down San Marin Drive for MW's ARC project. Director Eichstaedt said that MW had looked at several other alternative routes. Mr. Williams said that we could ask for a turnout at Stafford Treatment Plant which could have a benefit for NMWD for back feeding the lake. President Joly said that it was discussed in the Ad hoc meeting that MW would need to stress the project benefits to the affected residents. There was a brief discussion about the proposed MW project at Nicasio Reservoir, that was cancelled due to opposition from the residents in the area. Director Fraites asked if the City of Novato is aware of the ARC project, Mr. Williams said the council saw the MW presentation recently.

Mr. Williams also noted that he recently spoke with Shannan Cotulla, of the Town of Windsor, who said that they were going to receive grant funds for several projects but the current administration has cancelled several grants that were for California projects.

OPEN TIME

President Joly asked if anyone in the audience wished to bring up an item not on the agenda and there was no response.

STAFF/DIRECTORS REPORTS

President Joly asked if there were any staff or director's reports.

Eric Miller reminded the Board that there is a workshop for the Novato Water Master Plan on Tuesday, October 14, from 10 a.m. to 12 noon.

Tim Kennedy addressed the Board and said that he and Jeff Corda recently attended a workshop hosted by Sonoma Water (SW). The workshop centered around a 7.2 earthquake on the Rodgers Creek Fault scenario and it focused on the impacts on the water transmission infrastructure and damage assessment. He said that system redundancies were reviewed as well as the gravity of damage and the length of time to get back on track. He said that it could be up to 12 months to be at full reliability should it be necessary. President Joly thanked Mr. Kennedy.

ACTION CALENDAR

AUTHORIZE AFFIRMATIVE VOTE FOR WATER ADVISORY COMMITTEE STATEMENT OF INTERESTS RELATED TO THE PROPOSED NEW EEL-RUSSIAN FACILITY

Tony Williams summarized this item and said that the Technical Advisory Committee (TAC) voted unanimously to approve the affirmative vote with the recommendation to bring to the WAC in November. President Joly asked when the building will start, Mr. Williams said a date has not been set.

On the motion of Director Petterle, seconded by Director Joly, the Board approved to Authorize an Affirmative Vote for Water Advisory Committee Statement of Interests Related to the Proposed New Eel-Russian Facility Project by the following vote:

AYES: Director(s) Baker, Eichstaedt, Fraites, Joly, and Petterle

NOES: None

ABSENT: None

ABSTAIN: None

APPEAL OF ADU FACILITY RESEARCH CHARGE AND SEPARATE WATER METER REQUIREMENTS

Eric Miller summarized the memo. He said the owner of the subject property on Diablo Ave. protested the required ADU connection fees and the situation then escalated to the Chief Engineer who declined to waive the fees. The owner then appealed to the General Manager who supported the Chief Engineer's decision. The owner eventually paid the fees, under protest, and asked that the situation be brought to the Board for an appeal. The Board agreed with management's decision and denied the appeal. The Board thanked Ms. Solar and Mr. Miller for their handling of the situation.

On the motion of Director Eichstaedt, seconded by Director Fraites, the Board denied the Appeal of ADU Facility Reserve Charge and Separate Water Meter Requirements by the following vote:

AYES: Director(s) Baker, Eichstaedt, Fraites, Joly, and Petterle

NOES: None

ABSENT: None

ABSTAIN: None

INFORMATION ITEMS

5-YEAR STRATEGIC PLAN DEVELOPMENT UPDATE

Tony Williams gave a presentation of the draft 5-Year Strategic Plan to the Board and said the final plan will be brought to Board at the October 21 meeting. Director Eichstaedt said that perhaps actions need more detailed information, and Mr. Williams said that that more detailed information will come out over time as the individual actions are actually completed or initiated.

Director Eichstaedt also asked if the Board will get check-ins and Mr. Williams said that information will be brought to the Board annually and the reporting will be detailed. President Joly asked if the dates in the draft are the completion dates for each goal, Mr. Williams said that they are broader milestones, target completion dates.

TAC MEETING AGENDAS – SEPTEMBER 8 AND OCTOBER 6, 2025

Tony Williams focused on the October 6 meeting agenda and said that Santa Rosa Jr. College has a water technology program and that the faculty gave a presentation on their program. He said he will be attending a signing ceremony on October 22 at Lake Mendocino and that Directors Baker and Joly also received invitations to attend. He said Lake Mendocino is significant to the water agency and that it is the first reservoir in the United States that the Army Corps of Engineers adopted Forecast Informed Reservoir Operations (FIRO) into the official operations. Item #8 on the TAC agenda was about how NEPA and CEQA will be handled for the Potter Valley Project. ERPA is the lead CEQA entity for NERF. The next ERPA meeting will acknowledge that Sonoma Water will hire a consultant to start the CEQA process. Under Item #9, it was announced Lynne Roselli of Sonoma Water will be retiring at the end of the year and SW is currently doing active recruitment for her position so that there will be some overlap training before she leaves. President Joly suggested we send flowers to Ms. Roselli. The last item on the agenda was the TAC voting on the Statement of Interest.

MISCELLANEOUS

The Board received the following miscellaneous items: Disbursements – Dated September 18 and 25, and October 24, 2025, Auditor-Controller's Monthly Report of Investments for July 2025, NOAA Seasonal Outlook Drought Probability – Sept 30, 2025, NOAA Three-Month Outlook Precipitation Probability – Sept 18, 2025, NMWD-MMWD Board-to-Board Ad-hoc Meeting – Sept 26, 2025, ACWA Election Results, Marin Water Atmospheric River Capture (ARC) Project Presentation, Marin Water Atmospheric River Capture (ARC) Project Flyer, and SWRCB – Potter Valley Project Notice of Preparation and Scoping Meetings for EIR.

The Board also received the following articles: Marin IJ - Affordable housing plans get state help, and Pt. Reyes Light – Subdivision plan lacking, county finds.

Regular Board adjourned the open session at 5:03 p.m. for a 5-minute recess before entering closed session

CLOSED SESSION

Item #12: President Joly convened the Board into closed session at 5:09 p.m. to discuss pending litigation regarding the Potter Valley Hydroelectric Project and PG&E's Final Application to the Federal Energy Regulatory Commission (FERC) for Surrender of License and Application for Non-Project Use of Project Lands (Applications). In addition to the five Board Directors, Tony

Williams, General Manager, and Eric Miller, AGM/Chief Engineer, were present. In addition, Robert Maddow of Bold, Polisner, Maddow, Nelson and Judson was also present via video conference.

Item #13: Robert Maddow left the meeting. Discussions were held regarding real property negotiations in accordance with California Government Code Section § 54956.8 concerning property associated with APN 119-270-04. Ari Lauer of Lauer Law, Special Counsel to Bold, Polisner, Maddow, Nelson and Judson, was present via video conference.

OPEN SESSION

Upon returning to regular open session at 5:57 p.m., President Joly reported that regarding item #12 that the Board, after a unanimous vote, has directed the General Manager in consultation with District Counsel to file a motion of intervention with FERC regarding PG&E's Applications at the appropriate time. He then stated that there is no action to report regarding Item #13.

ADJOURNMENT

President Joly adjourned the meeting at 5:58 p.m.

Submitted by



Eileen Mulliner
District Secretary