



5880 Oak Street, Anderson, CA 96007
Phone: (530) 357-2121 Fax: (530) 357-3723

Agriculture Committee Meeting

**Directors - Scott McVay, Logan Johnston
Alternate – Vacant**

**Community Members
Dr. Audra Harl, Dennis Possehn, Robert Wharton**

General Manager: Paul Kelley

AGRICULTURE COMMITTEE MEETING

April 10th 2024 at 6:00PM: District Office Board Room

Committee Responsibility

The Board's standing Agricultural Committee shall be concerned with promoting and preserving agricultural customers and assisting them with regulatory compliance, such as Annual Crop Reports.

AGENDA

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. OPEN TIME/PUBLIC COMMENT: Pursuant to Gov. code S54950, persons wishing to address the Board of Directors on matters not listed on the agenda should notify the Secretary prior to the start of the meeting. To speak at this time and for any item listed on the agenda – raise your hand, and when recognized by the Chair – proceed to the podium to address the Board.

4. OLD BUSINESS/NEW BUSINESS (Discussion)

- a. Report on Board's approval of contributing to Farm Water Alliance – Discussion
- b. Update on Community Agriculture Survey - Discussion
- c. Follow up on Ideas/Initiatives – Discussion
 - i. Farmers Market
 - ii. Farm Trails
 - iii. Workshops on Agricultural activities
 - iv. Other ideas

5. ADJOURN THE MEETING

ADA Related Disabilities:

Contact the front office and speak with a Staff Member if special consideration is needed to attend any public meeting for disability related accommodations or aide is needed. Please give 72 hours - notice prior to the meeting to allow staff to meet your requests appropriately.

“This District is an Equal Opportunity Provider”



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MEMO

Date: April 10th 2024
To: Committee members
From: General Manager – Paul Kelley
Re: 5 – Agenda Items

Discussion/Action:

5a. Report on the Board's approval of contributing to Farm Water Alliance – Discussion

At the march 20th meeting the Board approved a contribution of \$100 to test and see how it benefits the District.

5b. Update on Community Agriculture Survey – Discussion

Director Johnston volunteered to put together a survey and said he would report at this meeting progress and a draft.

5c. Follow up on Ideas/Initiatives – Discussion

- i. Farmers Market
The members have had discussions and there are attached some email exchanges with information.
District Staff reached out the JPIA – the District's insurance and they provided some background information – in an email (attached) and a draft use agreement idea.
- ii. Farm Trails
Update welcome on this item –
- iii. Workshops on Agricultural activities
At the last meeting there was discussion of inviting the College, USDA, or others to provide some workshops on:
Pruning
Livestock
Olives / Gardens / Soil types/ Crop types and water usage and ???

Discussion:

From: [Dennis Possehn](#)
To: [scott mcvey](#); [Paul Kelley](#); [lhjohnst77@yahoo.com](#); [aharl@shastacollege.edu](#); [rowharton@gmail.com](#)
Subject: Farmers Market at Community Center update
Date: Friday, March 29, 2024 3:51:07 PM

Ag Committee Members:
Paul, Scott, Logan, Robert, Dr. Audra,

I spoke to Harry Weldon, H.V. Community Foundation. He is the guy who looks after the H.V. Community Center. He informed me that the center is rented out almost every Saturday at \$350 per day. If they gave it to us free of charge on every other Saturday, they would lose quite a bit of income. He said (understandably) would be against us using it on Saturday.

Also during the Firewise Meeting last night, County Supervisor Chris Kelstrom stated that it would be better not to become "Certified" as the county permit for a Certified Farmers Market is \$20 per vendor. It was \$240 before Chris and others took office a couple years ago!

Maybe this can be put on the agenda and discussed at our next Ag Committee meeting - possibly picking another day besides Saturday for a Farmers Market.

Regards,
Dennis Possehn
Committee Member

From: [Robert Wharton](#)
To: [Paul Kelley](#)
Subject: Re: Farmers Market at Community Center update
Date: Friday, March 29, 2024 8:07:39 PM

03-29-2024

Committee Member Dennis Possehn,

I will do some online research before our Ag. Committee meeting so as to find expanding information as to Supervisor Chris Kelstrom's statement.

Sincerely,

Robert O. Wharton
Volunteer Ag. Committee Member

On Fri, Mar 29, 2024 at 4:00 PM Paul Kelley <Paul.Kelley@clearcreekcsd.org> wrote:

Dennis,

Many thanks for the background and information gathering.

It's on our agenda April 10th and will be part of our discussion!

Paul

Paul Kelley

General Manager, Clear Creek Community Services District

530-357-2121

Paul.Kelley@clearcreekcsd.org

From: Dennis Possehn <dp4ster395@gmail.com>

Sent: Friday, March 29, 2024 3:50 PM

To: scott mcvey <tricojan21@yahoo.com>; Paul Kelley <Paul.Kelley@clearcreekcsd.org>;
lhjohnst77@yahoo.com <lhjohnst77@yahoo.com>; aharl@shastacollege.edu

<aharl@shastacollege.edu>; rowharton@gmail.com <rowharton@gmail.com>

Subject: Farmers Market at Community Center update

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Paul, Scott, Logan, Robert, Dr. Audra,

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Regards,
Dennis Possehn
Committee Member

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From: [scott mcvay](#)
To: [Paul Kelley](#)
Subject: Re: Farmers Market at Community Center update
Date: Friday, March 29, 2024 5:09:33 PM

I have been asked to speak at the Foundations Board meeting in the near future. Most times when the center is rented for a Sat. people show up about noon to setup, so if we are gone by 11:30 am it would not cause a loss of income. Also we could use the back area staying out of the building. We will continue to work through this and other locations to best serve the community.

Dir. McVay

On Friday, March 29, 2024 at 04:00:56 PM PDT, Paul Kelley <paul.kelley@clearcreekcsd.org> wrote:

Dennis,

Many thanks for the background and information gathering.

It's on our agenda April 10th and will be part of our discussion!

Paul

Paul Kelley
General Manager, Clear Creek Community Services District

530-357-2121
Paul.Kelley@clearcreekcsd.org

From: Dennis Possehn <dp4ster395@gmail.com>
Sent: Friday, March 29, 2024 3:50 PM
To: scott mcvay <tricojan21@yahoo.com>; Paul Kelley <Paul.Kelley@clearcreekcsd.org>; lhjohnst77@yahoo.com <lhjohnst77@yahoo.com>; aharl@shastacollege.edu <aharl@shastacollege.edu>; rowharton@gmail.com <rowharton@gmail.com>
Subject: Farmers Market at Community Center update

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Maybe this can be put on the agenda and discussed at our next Ag Committee meeting - possibly picking another day besides Saturday for a Farmers Market.

From: [Shannan Perry](#)
To: [Paul Kelley](#)
Subject: FW: Hosting a Farmers Market
Date: Friday, April 5, 2024 8:41:52 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)

Sending this to you so you have the emails as well. I will also put information on the J Drive.

Kind Regards,

[Shannan Perry](#)
[Administrative Assistant](#)
[Clear Creek Community Services District](#)
[5880 Oak Street](#)
[Anderson, CA 96007](#)
[530-357-2121](#)

From: Paul Myers <pmyers@acwajpia.com>
Sent: Tuesday, April 2, 2024 10:23 AM
To: Shannan Perry <shannan.perry@clearcreekcsd.org>
Cc: Robin Flint <rflint@acwajpia.com>; Nidia Watkins <nwatkins@acwajpia.com>
Subject: RE: Hosting a Farmers Market

Hi Shannon,

Just following up on this. As your assigned Risk Control Advisor, I'm happy to help answer questions or provide some best practices for the day of the event. Let me know if you decide to host this event in the back of your facility or have a 3rd party organization host in a central district location as mentioned. Some preliminary things to consider:

- Walk the location with the third-party entity before and after the event looking for trip and other hazards.
- Is this a rain or shine event? Consider the option to cancel if there's poor weather.
- Parking availability for the public and vendors.
- Electrical hazards. Will vendors need to plug anything in?
- Restrooms
- ADA
- Trash receptacles

Sounds like a great event. Look forward to learning more.

Thanks,



Paul Myers, SMS
ACWA JPIA

Risk Control Advisor II
(916) 786-5742 (Office)
(916) 774-7050 x3144 (Direct)
(916) 462-7720 (Cell)

PMyers@acwajpia.com | acwajpia.com

From: Nidia Watkins <nwatkins@acwajpia.com>
Sent: Tuesday, March 19, 2024 3:59 PM
To: Shannan Perry <shannan.perry@clearcreekcsd.org>
Cc: Paul Myers <pmyers@acwajpia.com>; Robin Flint <rflint@acwajpia.com>
Subject: RE: Hosting a Farmers Market

Hi Shannan,

Thank you for following up. Attached is the model facilities use agreement to use for the host of the Farmers Market. We recommend you add language for the Subcontractors (vendors) such as below. Please be sure to run the agreement by legal counsel.

Subcontractors - Contractor shall require and verify that all subcontractors maintain insurance meeting all the requirements stated herein, and Contractor shall ensure that Member Water Agency its directors, officers, employees, and authorized volunteers are an additional insured on Commercial General Liability Coverage.

The best practice is for the host to sign the agreement, provide their own insurance coverage and require that the vendors also name the District as additional insured on General Liability policy. If the District is the host, the vendors will sign an agreement indemnifying the District and provide insurance coverage.

There is no other additional insurance for the District to purchase, we recommend the best practices for the agreement and safety during the event.

Let me know if you have other questions.

Regards,



Nidia Watkins, CPCU
ACWA JPIA,
Member Services Representative II
(916) 786-5742 x3122 (Office) / (800) 535-7899 x3122 (Direct)
nwatkins@acwajpia.com | acwajpia.com



From: Shannan Perry <shannan.perry@clearcreekcsd.org>
Sent: Tuesday, March 12, 2024 9:03 AM
To: Nidia Watkins <nwatkins@acwajpia.com>
Cc: Paul Myers <pmyers@acwajpia.com>; Robin Flint <rflint@acwajpia.com>
Subject: RE: Hosting a Farmers Market

Good morning Nidia,

We are in the early stages of discussing having the farmers market in a central location in the district. Currently there is an organization that is likely to host the event. They have asked if the District could be the host and what that would entail. This will be an ongoing event; it would likely be a weekly or every other week on a Tuesday or Thursday 4-6 pm. It is hard to tell how many will be attending the farmers market, the group thinks it would be similar to a neighboring rural community farmers market and they estimated approximately 50 people a week that attend. There has not been a discussion about consumption of alcohol but initially no there will not be. The waiver is important and was discussed and generally felt would be beneficial to all.

We could use a template for “facilities use” agreement that would be helpful. We could also use a round figure of cost for this additional coverage and use.

Thank you for your time and we look forward to hearing back from you soon.

Kind Regards,

Shannan Perry
Administrative Assistant
Clear Creek Community Services District
5880 Oak Street
Anderson, CA 96007
530-357-2121

From: Nidia Watkins <nwatkins@acwajpia.com>
Sent: Thursday, March 7, 2024 4:02 PM
To: Shannan Perry <shannan.perry@clearcreekcsd.org>
Cc: Paul Myers <pmyers@acwajpia.com>; Robin Flint <rflint@acwajpia.com>
Subject: RE: Hosting a Farmers Market

Hi Shannan,

Thank you for asking about the farmers' market on District premises.

Here are a few questions: Is there an organization asking for use of District premises to coordinate the farmers market or will the District be hosting the entire event? Is this a onetime event or ongoing? Do you know how many attendees are expected? Will consumption of alcohol be allowed on site?

According to the JPIA's [Recreational Activity](#) Policy, the District should at least draft a facilities use agreement for third parties that will be onsite, and collect adequate evidences of coverage (see attached model). In addition, the District should consider a participant waiver or assumption of risk public posting.

I have copied Paul Myers, the District's assigned Risk Advisor to assist you with any safety concerns.

Please copy all of us on your reply to the questions.

Regards,



Nidia Watkins, CPCU

ACWA JPIA,

Member Services Representative II

(916) 786-5742 x3122 (Office) / (800) 535-7899 x3122 (Direct)

nwatkins@acwajpia.com | acwajpia.com



From: Monica Sisco <msisco@acwajpia.com>

Sent: Tuesday, March 5, 2024 9:08 AM

To: Shannan Perry <shannan.perry@clearcreekcsd.org>; Debbie Cruz <dcruz@acwajpia.com>

Subject: RE: Hosting a Farmers Market

Hi Shannan,

I have copied Debbie Cruz from our Member Services Department for her assistance regarding the district's question.

Thank you,



Monica Sisco

ACWA JPIA

Sr. Workers' Compensation Claims Examiner

(916) 786-5742 (Office)

(800) 535-7899 x3124 (Direct)

(916) 786-0209 (Fax)

msisco@acwajpia.com | acwajpia.com

From: Shannan Perry <shannan.perry@clearcreekcsd.org>

Sent: Tuesday, March 5, 2024 9:06 AM

To: Monica Sisco <msisco@acwajpia.com>

Subject: Hosting a Farmers Market

Hi Monica,

I am not sure who the correct person to reach out to is regarding a few questions about Farmers Markets. We are considering hosting a farmers' market in the back of our facility. We wanted to find out the details about how much it will cost to have the liability insurance for an event like this. Also, we wanted to find out if we were to carry the liability insurance for having the farmers market at another location what would the liability insurance be for this as well? Thank you very much for your time and appreciate your feedback.

Kind Regards,

Shannan Perry
Administrative Assistant
Clear Creek Community Services District
5880 Oak Street
Anderson, CA 96007
530-357-2121

Model 12 - Facilities Use Agreement

Recommended Indemnification Language - To the extent permitted by law, Event Holder shall indemnify and hold harmless and defend Member Water Agency, its directors, officers, employees, and authorized volunteers, from and against any and all liability, loss, damage, expense, costs (including without limitation costs and fees of litigation), of every kind or nature arising out of or in connection with Event Holder's use of facilities or its failure to comply with any of its obligations contained in the agreement, except such loss or damage which was caused by the sole negligence or willful misconduct of Member Water Agency, or its directors, officers, employees, or authorized volunteers.

Minimum Insurance Requirements – The Event Holder shall procure and maintain for the duration of the use of the facility, insurance against claims for injuries or death to persons or damages to property which may arise from or in connection with the use of the facilities and the activities of the Event Holder, guests, agents, representatives, employees or subcontractors. The Event Holder shall provide and maintain the following commercial general liability, automobile liability, workers' compensation and liquor liability insurance:

Coverage - Coverage shall be at least as broad as the following:

1. **General Liability** - Insurance Services Office (ISO) Commercial General Liability Coverage (Occurrence Form CG 00 01) including property damage, bodily injury and personal & advertising injury with limits of at least two million dollars (\$2,000,000) per occurrence or the full per occurrence limits of the policies available, whichever is greater. If Commercial General Liability Insurance or other form with a general aggregate limit, either the general aggregate limit shall apply separately to the project/location (with the ISO CG 25 03, or ISO CG 25 04, or insurer's equivalent endorsement provided to Member Water Agency) or the general aggregate limit shall be twice the required occurrence limit.
2. **Automobile Liability** - Insurance Services Office (ISO) Business Auto Coverage (Form CA 00 01), covering Symbol 1 (any auto) with limit of one million dollars (\$1,000,000) for bodily injury and property damage each accident.
3. **Workers' Compensation Insurance** - The Event Holder shall provide workers' compensation coverage as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000 per accident for bodily injury or disease. **Waiver of Subrogation:** The insurer(s) named above agree to waive all rights of subrogation against the Member Water Agency, its directors, officers, employees, and authorized volunteers for losses paid under the terms of this policy which arise from work performed by the Named Insured for the Agency, but this provision applies regardless of whether or not the Member Water Agency has received a waiver of subrogation from the insurer.
4. **Liquor Liability (if applicable)** - Two million dollars (\$2,000,000) per occurrence or the full per occurrence limits of the policies available for bodily injury and property damage. If a form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the event (with the ISO CG 2503, or ISO CG 2504, provided to Member Water Agency) or the general aggregate limit shall be twice the required occurrence limit.

If the Event Holder maintains broader coverage and/or higher limits than the minimums shown above, the Member Water Agency requires and shall be entitled to the broader coverage and/or higher limits maintained by the Event Holder. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the Member Water Agency.

Required Provisions - The Commercial General Liability and Liquor Liability policies are to contain, or be endorsed to contain, the following provisions:

1. **Additional Insured Status:** Member Water Agency, its directors, officers, employees, and authorized volunteers are to be given insured status (at least as broad as ISO Form CG 20 12), as respects: liability arising out of the use of the facilities, work or activities performed by or on behalf of the Event Holder including materials, parts, or equipment furnished in connection with such work or operations, and automobiles owned, leased, hired or borrowed by the Event Holder. The coverage shall contain no special limitations on the scope of protection afforded to Member Water Agency, its directors, officers, employees, and authorized volunteers.
2. **Primary Coverage:** For any claims related to this facilities use, the Event Holder's insurance coverage shall be primary at least as broad as ISO CG 20 01 04 13 as respects to the Member Water Agency, its directors, officers, employees, and authorized volunteers. Any insurance or self-insurance maintained by the Member Water Agency, its directors, officers, employees, and authorized volunteers; shall be excess of the Event Holder's insurance and shall not contribute with it.

Notice of Cancellation: Each insurance policy required above shall provide that coverage shall not be canceled, except with notice to the Member Water Agency.

Acceptability of Insurers - Insurance is to be placed with insurers having a current A.M. Best rating of no less than A:VII or as otherwise approved by Member Water Agency.

The Event Holder agrees and he/she will comply with such provisions before commencing the event. All of the insurance shall be provided on policy forms and through companies satisfactory to Member Water Agency. The Member Water Agency reserves the right to require complete, certified copies of all required insurance policies, including policy Declaration pages and Endorsement pages. Failure to continually satisfy the Insurance requirements is a material breach of contract.

Verification of Coverage - Event Holder shall furnish the Member Water Agency with certificates and amendatory endorsements effecting coverage required by the above provisions. All certificates and endorsements are to be received and approved by the Member Water Agency *at least five days* before the Event Holder use of facilities commences activities.

Other Contractual Consideration/Exceptions:

Liquor Liability

If Event Holder is using a caterer or other vendor to supply alcohol that vendor must have liquor liability coverage.

If Event Holder intends to sell alcohol either the Event Holder or vendor providing the alcohol for sale must have a valid liquor sales license and liquor liability insurance covering the sale of alcohol.

If Event Holder will be supplying alcoholic beverages; the commercial general liability insurance shall include host liquor liability coverage in lieu of Liquor liability.



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Agriculture Committee Meeting

Directors - Scott McVay, Logan Johnston

Community Members

Dr. Audra Harl, Dennis Possehn, Robert Wharton

General Manager: Paul Kelley

AGRICULTURE COMMITTEE MEETING

March 6th 2024 at 6:00PM: District Office Board Room

Committee Responsibility

The Board's standing Agricultural Committee shall be concerned with promoting and preserving agricultural customers and assisting them with regulatory compliance, such as Annual Crop Reports.

NOTES/MINUTES

I. CALL TO ORDER – 6:01pm

- Introduction of Community and Community Members on Committee.

Director McVay introduced himself and then asked the Community members on the committee to introduce themselves and take a few minutes to provide background.

Dr. Audra Harl – Ag instructor at Shasta Community College.

Expertise in Livestock reproduction, Cattle, Sheep/Goats
Lives in Happy Valley since 2020

Dennis Possehn – Raised in Midwest as a farm boy – Soybean/corn

Still has land there and ranch in Happy Valley

Active in Firewise and a Licensed Forrester

Robert Wharton – From Red Bluff, Family in Tehema County in 1860's

Grandfather a County Supervisor for two terms (1916)

Deputy Sheriff – Shasta County

Private Investigator

Been in Happy Valley (across from CCCSD Office) 3 years

Has 4.5 acres – Mini Farm, Loves area, Looking for small lot

Ag production and help the community.

Logan Johnston – Director – Reported he has a Bachelors in Ag Science

And in the spring a Masters

Works for Trinity River Timber Co.

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Scott McVay – Director – Lives in District 20 years

18 Acres – mostly Olives and some Citrus and Beef Cattle

Has sold Trees to Nursery and Donates produce.

2. PLEDGE OF ALLEGIANCE – Led by Logan Johnston.

3. OPEN TIME/PUBLIC COMMENT:

Charles Hansen – 11 years, growing trees 7 years, Almond

Oranges, and challenges with Pests – Oak trees

Farm Advisor help, needs information on where to put traps

Needs to hear from others in Happy Valley to have traps

5 years Apiary – Honey Bees

Drought really impacts bees, and lost colony to aphid in oaks

Coleen Wogoman

4. OLD BUSINESS/NEW BUSINESS (Discussion)

a. Supplemental Water Program for District – Report/Discussion

GM Kelley – Reviewed the “Drought and Supplemental Water” Program that Director McVay had brought to the Board and was approved in December of 2023. This would be for years of drought and customers could commit to purchase water for their property.

b. Update on Annual Crop Report – Submitted for 2023 – Discussion

GM Kelley – Reviewed the 2023 report and that mentioned that our Volunteer Sally took all the customer reports into one, then the GM filled out the document and included the water information. The Bureau staff issues caused the format of the report to be late in arriving, and they don't seem as keen on the report. Audience member Colleen Wackman asked if we knew how many ag customers – and we thought it was around 250 most remembered. GM Kelley was going to check on that and at this writing he found there are currently 227 ag accounts.

c. Bureau Agriculture / Irrigation Water – Discussion

GM Kelley – reported to the committee the two documents. One being the “water rates” for M&I and Irrigation water. Member Possehn asked about the “WIIN” act impacts and GM Kelley mentioned the “N/A and TBD” in the middle were the construction payback amounts that will now be zero. Also – the Trinity PUD was added into Cost of Service.

The other letter was the Districts initial allocation – 100% Historic M&I and 75% contract.

GM Kelley mentioned that this M&I number is a real challenge to the District and is a one way ratchet that in a drought impacts the District much more than any other numbers reported to the Bureau regarding water usage. The current Historic M&I number is 2,265, and is the “Last three unencumbered years M&I average” and the 2023-24 year was going to replace the 2017 year that was close the 2265AF of M&I, with something around 1800-1900AF of M&I – so the

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- Historic number is going down.... This year's allocation will be M&I 2200 plus I I K for Ag/Irr. The District will reach out to other's to see if there is any water transfer opportunity.
- d. Ideas and strategies for Agriculture in the community – Discussion
- i. Farm Trails / Farmers Market

Chair McVay asked Committee member Possehn to review a list from HVC

- Join Farm Association – Farm Water Alliance was suggested and this will be brought to the board.
- Workshops
 - Livestock, Veg Crops, Fed Farm Services
 - UC extension / Farm Bureau
- UC Extension Office
- Olives
 - Replant / replace – options and educations
- Hobby Farms
- 4-H : get youth involved
- Farmers Market
- Large Farms outreach
- Potential of forming Co-op (Olives growers or ?)
- Large supply Purchase pooling
- Animal Exchange.

Other discussed these ideas

Dir McVay – Farmers Market – where? Bonnies, Community Center, Next to Grocery Store, District Property

Insurance issues and others – GM would ask District insurance carrier.

Committee member Wharton – CA association of Farmers Mtk – had materials handed out to the committee members.

Feds give money, what amount Olive oil products and small farms products

Community member Colen Wogoman – Farm Trails discussion? Farm Festival..

Johnston : Farm Trails if nothing there, then people wont use it.

General discussion of Olives: Sevalana, Manzanella, Mission

“No Market for our (happy valley) Olives”

Discussion that we need information in Newsletter and a Survey

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Customers of District, Formal Ag, Define ag, Hobby farms, Locally Owned, Education needs.

Discussion / Mention of: Lavendar farm, 29 Roses, Flower farm, Blue Acre Farm

Strawberry festival – who does that? Happy Valley Community Foundation and they will be approached.

ii. Workshops or other ideas?

Possehn – Maybe a pruning workshop. Or have our own Dr. Harl or students provide workshop on livestock.

Director Johnston Volunteered to develop a framework and draft survey.

Next meeting – April 10th

5. ADJOURN THE MEETING- 7:42PM

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