

NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS

Lodi Library Community Room, 201 West Locust Street, Lodi CA

Monday September 26, 2016

MINUTES

1. Call to Order/Roll Call - President Valente called the meeting to order at 2:00 PM

President Joe Valente
Vice President Tom Flinn
Secretary David Simpson
Treasurer Hugh Scanlon
Director Marden Wilber - Absent

General Counsel Jennifer Spaletta
Deputy Secretary Shasta Burns

2. Correspondence/Announcements- Copies of the June 30, 2014 and 2013 Financial Statements and Independent Auditors' Report were distributed to Directors. EBMUD BBQ will be October 7, 2016.

3. Action Items

A. Approval of Minutes

Motion to approve the Minutes of the August 29, 2016 Regular Board Meeting, made by Secretary Simpson, second by Vice President Flinn. The motion passed unanimously.

B. Monthly Financial Reports and Invoice/Expense Payments

Treasurer Scanlon reviewed the financial reports, the proposed list of invoices, and expenses to be paid. A motion to pay all invoices for expenses made by Treasurer Scanlon, and second by Secretary Simpson. The motion passed unanimously

C. Tracy Lake Current Financial Reports

Treasurer Scanlon reviewed recent expenditures and account balances with the Board. A review of all accounts associated with Tracy Lakes were reviewed including the Tracy Lake O & M Account. A motion to pay all invoices, and update all accounts made by Vice President Flinn, second by, Secretary Simpson. The motion passed unanimously

D. Water Supply Conditions Report – Update given by General Counsel Spaletta. Handout included in the Board packet. Rain will likely start soon, which means the possibility of water available for purchase. The Districts Direct Diversion Right starts on December 1, 2016. Possibility that EBMUD might have enough water to release to test the Tracy Lakes pump. Pardee and Camanche sit at flood capacity at this time.

E. Tracy Lake Improvement District – A motion to approve and execute Facilities License Agreement and Lake Owner Agreement made by Secretary Simpson, second by Treasurer Scanlon. Motion passed unanimously.

F. Sustainable Groundwater Management Act- Groundwater Sustainability Agency (GSA)
Vice president Flinn reviewed the Work Group handout. The Board reviewed an overall schedule. General Counsel Spaletta reviewed the Draft Joint Powers Agreement. The

attorney's workgroup agreement was discussed and details about financial issues and the ability to comply under SGMA regulations for assessments. Currently there is a Press Release asking for SGMA fees and draft regulations at this time.

G. Review Request for Proposals (RFP) for District Engineer/Manager – Spaletta prepared a RFP. A motion to accept the RFP and delegate Secretary Simpson to publish RFP in 2-3 public places in an amount not to exceed \$1500 total for advertising purposes, deadline to submit proposals November 30, 2016 and Board review at the scheduled December Board Meeting made by Vice President Flinn, second by Secretary Simpson. Motion passed unanimously.

H. South System Rehabilitation Project – Vice President Flinn reviewed the Memo from KSN. Flinn presented ways that the District can cut some costs in the budgeted plan. There are possible savings of over \$200k. A recommendation to the Board to defer the bid date until late February to allow better understanding of permit requirements and to ensure there are sufficient funds available. A motion to make an addendum to the memo written by KSN and implement changes to the bid date of March 2017 made by Vice President Flinn, second by Secretary Simpson. Motion passed unanimously.

I. Ethics Training – All Directors must complete two hours of Ethics Training every two years. Directors must supply certificate for filing at the District Office and state. All Directors need to complete training by December 2016.

J. State Water Resources Control Board Substitute Environmental Document for Bay Delta Water Quality Plan and Flow Criteria – Presentation from General Counsel Spaletta. Spaletta presented phases to the plan. The Board will be paying close attention and will be included in the next phase of plan.

K. Amendment to the Protest Dismissal Agreement with San Joaquin County, East Bay Municipal Utility District, et al. – Attachments provided were reviewed. A motion to accept and support Amendment to the Protest Dismissal Agreement with San Joaquin County, East Bay Municipal Utility District, et al and delegate General Counsel to set an appropriate date on behalf of the NSJWCD.

4. Discussion Items

- A. Directors' Terms/Elections – Paperwork has been submitted for President Joe Valente and Vice President Tom Flinn for reappointment from the Board of Supervisors.
- B. DREAM Project – No update at this time.

5. Director and Staff Reports

- A. Presidents Report – Thanked Board for hard work during harvest in Lodi.
- B. General Counsel Spaletta – Freeport Intake Tour will be October 14th from 1:00-3:00 pm. If interested in attending, please contact Jennifer Spaletta.
- C. Committee Reports – Secretary Simpson expressed that the electric motor for the lift pump at the South System fish screen needs to be pulled out. President Valente will be contacting Lodi Pump for removal.
- D. Other – No reports at this time.

6. Public Comment on Items not on the Agenda – No comments at this time.

7. Closed Session- The Board entered into closed session at **3:45 PM.**

Closed Session pursuant to Section 54956.9
CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION - One Case
Administrative Hearings regarding California Water Fix Petitions for Change, Protest

8. Return to Open Session – President Valente returned the meeting to open session at 3:55 PM. No reportable action taken.

9. Adjournment - Motion to adjourn the Regular Board Meeting by Simpson, second by Flinn. The motion passed unanimously. Meeting adjourned 4:00 PM.

Next Regular Board Meeting on October 31, 2016, 2:00 PM - 4:00 PM**

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of September 26, 2016 were duly approved by the Board on October 31, 2016

Respectfully submitted:

Shasta Burns, Deputy Secretary