

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

Lodi Grape Festival Grounds – Jackson Hall
413 E. Lockeford Street, Lodi CA
Zoom - Teleconference Meeting

Tuesday, June 14, 2022

SPECIAL MEETING MINUTES

**CONDUCTED BY TELECONFERENCE IN COMPLIANCE WITH GOVERNOR NEWSOM'S
EXECUTIVE ORDER RELAXING BROWN ACT REQUIREMENTS DUE TO COVID-19**

1. **Call to Order - Roll Call - Acceptance of Agenda** - The meeting was called to order by President Valente at 2:02 pm. A motion for the acceptance of the Agenda and for the meeting on June 14, 2022, made by Secretary Simpson, second by Vice President Flinn. Motion passed unanimously 5/0/0.

President Joe Valente - Area 3
Vice President Tom Flinn - Area 2
Secretary David Simpson – Area 1
Treasurer Charles Starr – Area 4
Director Marden Wilber – Area 5

General Counsel Jennifer Spaletta
Special Counsel Roger Masuda - Absent
Daniel de Graaf – District Engineer
Deputy Secretary Shasta Burns

2. **PUBLIC HEARING- Proposed Groundwater Charge**
 - a. **Open Public Hearing** – President Valente opened the Public Hearing at 2:04 PM.
 - b. **Receive Public Comment** – The Board of Directors received Public Comments from 2:04 PM – 2:45 PM
 - c. **Call for Protest Forms** – President and General Counsel called for final Protest Forms
 - d. **Close Public Hearing** – President Valente closed the Public Hearing at 3:03 PM and continued with agenda items while protest forms were counted and tabulated.
 - e. **MK Elections – Tabulation of protest forms** – At 3:50 PM, Cesar Casillas, MK Elections, presented the results. A total of 2997 protest forms were mailed for 4667 eligible parcels. A total of 790 protest forms were received representing 1115 eligible parcels. The protest rate was 23.9%.
3. **Correspondence/Announcements – No announcements at this time.**
4. **Action Items** Note: Votes recorded as: For/Against/Abstention (name)
 - A. **Consero Contract for 2022-2023** – General Counsel Spaletta reviewed updated contract for time and materials task-based work load. A motion to approve Consero Contract for 2022-2023 made by Director Wilber, second by Treasurer Starr. Motion passed 5/0/0
 - B. **Resolution 2022-08 – Regarding Groundwater Well Permit Verifications** – President Valente reviewed the Governors executive order regarding well permit verifications. District Engineer de Graaf reviewed two new well permits

received and presented in the board meeting packet. A motion to approve Resolution 2022-08 Regarding Groundwater Well Permit Verifications made by Vice President Flinn, second by Treasurer Starr. Roll Call: Flinn; Aye, Starr; Aye, Valente; Aye, Simpson; Aye, Wilber; Aye. Motion passed 5/0/0

- C. Groundwater Charge – Landowner Appeals – General Counsel Spaletta reviewed appeals received and appeals that will process. District Engineer de Graaf reviewed appeals received and recommendation to approve appeals based on verification provided. A motion to approve Groundwater Charge Landowner Appeals received and to extend submittal before the June 27, 2022 regular scheduled board meeting made by Secretary Simpson, second by Director Wilber. Motion passed 5/0/0
- D. Proposed Groundwater Charge- action as needed
 - 1. MK Elections – Report results of protest proceeding
 - 2. Resolution 2022-09 Regarding Proposition 218 Protest Proceeding – MK Elections reviewed results. General Counsel Spaletta read aloud Resolution 2022-09 and included in the board meeting packet. A motion to approve Resolution 2022-09 Regarding Public Hearing and Proposition 218 Proceeding for Proposed Groundwater Charge to Fund Sustainable Groundwater Management Act Implementation made Vice President Flinn, second by Director Wilber. Roll Call: Flinn; Aye, Starr; Aye, Valente; Aye, Simpson; Aye, Wilber; Aye. Motion passed 5/0/0
 - 3. Resolution 2022-__ Regarding Groundwater Charge for 2022-23 Fiscal year-Action taken at the June 27, 2022 Regular Scheduled Board Meeting. A motion to defer this action item and discuss landowner charges at the next board meeting to reflect in the budget that will be adopted for the next fiscal year made by Vice President Flinn, second by Director Wilber. Motion passed 5/0/0
- E. NSJWCD Election Policy- Secretary Simpson reviewed Election for Board of Director’s and the three terms that will expire in December of 2022. Simpson, Starr, and Wilber’s terms will expire. Secretary Simpson reviewed Policy procedure moving forward. No changes have been made to the District Map and is on the district website for reference. A motion to proceed with basic rules and terms of the election listed by Secretary Simpson made by Secretary Simpson, second by Treasurer Starr. Motion passed 5/0/0
- F. Proposed Budget 2022-2023 Fiscal Year – General Counsel Spaletta reviewed discussion item only. Draft Budget has been reviewed by all directors and staff received comments to consider for final budget for Action at the Regular Scheduled Board meeting on June 27, 2022.

5. Director and Staff Reports

- A. President’s Report – No report at this time.
- B. General Counsel Spaletta – No report at this time.
- C. District Manager/Engineer – Reviewed summaries of the status of current projects, upcoming work to be completed, and the anticipated schedules and project milestones.
- D. Consero Solutions – No report at this time.
- E. Committee Reports – No report at this time.
- F. Other – No reports at this time.

6. Public Comment – Public comments were received.

7. **Adjournment** - Motion to adjourn the NSJWCD Special Board Meeting on June 14, 2022 made by Director Wilber, second by Vice President Flinn. Motion passed 5/0/0. Meeting adjourned at 4:25 PM.

The next regular scheduled Board Meeting June 27, 2022, from 2:00 PM - 4:00 PM. Location and method TBA due to COVID-19 Executive Order.

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of June 14, 2022.

Respectfully submitted:

Shasta Burns, Deputy Secretary