

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

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

Monday, September 26, 2022

REGULAR 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 2:05 pm. A motion for the acceptance of the Agenda and for the meeting on September 26, 2022, made by Secretary Simpson, second by Vice President Flinn. Motion passed unanimously 4/0/0.

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 – Late

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

- 2. Correspondence/Announcements-** No correspondence or announcements at this time.

- 3. Action Items** Note: Votes recorded as: For/Against/Abstention (name)

A. Approval of the Minutes of the Regular Scheduled Board meeting on August 29, 2022 – A motion to review and approve the Minutes August 29, 2022 made by Vice President Flinn, second by Treasurer Starr. Motion passed 4/0/0.

B. Financial Matters

1. Receive and File NSJWCD Monthly Treasurer's Report– Reviewed Monthly Treasurer's Report in the Board meeting packet. A motion to receive, file, and pay bills listed in the NSJWCD Monthly Treasurers made by Secretary Simpson, second by Vice President Flinn. Motion passed 4/0/0.

2. Receive and File TLID #1 Monthly Treasurer's Report - A motion to receive file, and pay bills listed in the TLID #1 Monthly Treasurer's Report made by Vice President Flinn, second by Secretary Simpson. Motion passed 4/0/0.

3. Receive and File ID #3 Monthly Treasurer's Report – Reviewed Monthly Treasurer's report. A motion to receive and file the ID #3 Monthly Treasurer's Report made by Vice President Flinn, second by Secretary Simpson. Motion passed 4/0/0.

4. Approve Transfers Between Accounts – General Counsel reviewed account balances in restricted accounts. Temporary cash flow loan. Direction for staff to make \$50,000 transfer from County account into the General Checking account and to open a North System Checking account and take 100K from

south system to open account and to document it in treasurers report as intra account transfer to start North System Checking Account made by Vice President Flinn, second by Treasurer Starr. Motion passed 5/0/0. Director Wilber was present for this portion of the meeting.

- C. Annual System Inspection and Maintenance- Secretary Simpson reviewed the need to go out and do an annual maintenance inspection for upcoming recharge pumping season. Directors and District Engineer will divide and inspect and bring report back to the board at the next scheduled board meeting.
- D. North System
 - 1. Review status of investigation – WGA is working on their design at this time. Making Progress. Meeting with county roads and flood control. WGA shared CCTV results and identified county storm water facilities.
- E. South System
 - 1. Dream Project next steps – Engineer deGraaf reviewed extraction and will start in October/November. Plans for temporary crossing of Bear Creek are in motion at this time.
 - i. Consider approval of extension of Dream Project Agreement- General Counsel Spaletta reviewed resolution 2022- A motion to approve **Resolution 2022-13** To extend the term of the Groundwater banking demonstration project agreement by Vice President Flinn, second by Treasurer Starr. Roll call vote: Flinn; Aye, Simpson, Aye; Wilber; Aye, Starr; Aye, Valente; Aye. Motion passed 5/0/0.
 - 2. Handel Lateral next steps – Engineer deGraaf has been working with landowners and Biologist Diane Moore to gain access for her assessment. A Draft preliminary report has been sent to USDA at this time. Diane Moore will complete her portion of assessment once all landowners have been contacted.
 - 3. Resolution regarding USDA Grant/Federal Appropriation – A motion to approve **Revised Resolution 2022-12** Authorizing and Directing that application be made to obtain a grant under the USDA Community Facilities Grant Program and Authorizing to provide assurances and enter into an agreement related to the grant made by Secretary Simpson, second by Director Wilber. Roll call vote: Flinn; Aye, Simpson, Aye; Wilber; Aye, Starr; Aye, Valente; Aye. Motion passed 5/0/0.
- F. Sustainable Groundwater Management Act/GWA Activity – General Counsel presented a draft of Water Accounting Framework to the SGMA Meeting. Over the course of the next 6-12 months will be larger discussion for technical purposes.
- G. 2022/23 Groundwater Charge – General Counsel reviewed completion of Rural Residential parcels. Correction to the roll has been submitted. Reject list has been sent to the District and will be directly billed for the groundwater charge. Invoice format and introductory letter will be sent to landowners.
- H. Contracts
 - 1. Consider Amended Scope of Work for District/Engineer Manager for deGraaf Engineering – Discussion moved to closed session
- I. District Land Use Policy – President Valente stepped out for this portion of the meeting. A draft Land Use Policy was presented to the board for discussion purposes only. No action taken at this time and board action taken at the next

scheduled board meeting. Public comments were received.

- J. Staffing – (President Valente returned for this portion of the meeting)
 - 1. Proposals for Accounting Services
 - 2. Recruiter for General Manager Services – Discussion of Action item J 1&2 taken together. Discussion related to the District’s Strategic Plan. General Counsel reviewed recruiting developments needed and their details. Results will be brought back for the board. A subcommittee with Vice President Flinn and Marden Wilber will meet with Consero Solutions and develop a General Manager job description to bring back to the board.
- K. Grant Activity Report-
 - 1. Consider delegating approval of Local Sponsor Agreements with County to Committee for SGMA and IRWM Grant Programs- General Counsel reviewed Staff Report presented to the board of directors. A motion to approve General Counsel Spaletta and Consultant Granberg to negotiate and approve final LPS Agreement with County/GWA subject to total grant administration cost (not reimbursed by grant) not to exceed \$75,000 over 3 years without prior board authorization. Bring final agreement back to board to approve by resolution made by Vice President Flinn, second by Director Wilber. Motion passed 5/0/0
- L. District Engineer/Manager Report – One well permit application was received. The recommendation is that the proposed well will not decrease the likelihood of achieving a sustainability goal for the basin area managed by the GSA. A motion to approve well permit pending landowner providing signed application made by Secretary Simpson, second by Director Wilber. Motion passed 5/0/0
- M. Director Elections Calendar – N/A
- N. Landowner Communications – No communications at this time.
- O. Board Planning Calendar- Nothing to report at this time.

4. 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 – No report at this time.
 - D. Consero Solutions – No report at this time.
 - E. Committee Reports – Possibly interest from Lange Twins regarding Tracy Lake.
 - F. Other – No reports at this time.
- 5. **Public Comment** – Tecklenburg Property will be an action item on the October Board meeting agenda.
 - 6. **Closed Session** – The Board entered closed session at 4:06 PM, came out of closed session at 5:10 PM and returned to Open Session. President Valente reported there was no reportable action in Closed Session.
 - 7. **Adjournment** - Motion to adjourn the NSJWCD Regular Meeting on September 26, 2022 made by Vice President Flinn, second by Director Wilber. Motion passed 5/0/0. Meeting adjourned at 5:12 PM.

The next regular scheduled Board Meeting October 31, 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 September 26, 2022.

Respectfully submitted:

Shasta Burns, Deputy Secretary