

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

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

**Monday December 12, 2016**

**MINUTES**

**1. Call to Order-Roll Call-Acceptance of Agenda** - President Valente called the meeting to order at 2:05 PM. Motion to accept agenda by Simpson, second by Wilber, motion passed 5/0.

President Joe Valente- Area 3

Vice President Tom Flinn- Area 2

Secretary David Simpson – Area 1

Treasurer Hugh Scanlon – Area 4

Director Marden Wilber – Area 5

General Counsel Jennifer Spaletta

Deputy Secretary Shasta Burns - Absent

**2. Correspondence/Announcements-** Valente announced Deputy Secretary Shasta Burns was unable to attend the meeting having just given birth to a daughter. He also announced there was no action taken in closed session at the last meeting, correspondence was received from Lodi Irrigation and a certificate of insurance received from ACWA.

**3. Action Items**

A. Oath of Office for Directors – Simpson read the letter from the Registrar of Voters concerning installation of elected/appointed officials. Directors Flinn and Valente were reappointed to four year terms but not required to take another oath of office or complete a Form 700.

B. Election of Officers – Valente opened nominations for officers. Hearing none, motion to close nominations and keep slate of existing officers in their current positions for 2017 by Wilber, second by Simpson, motion passed 5/0.

C. Approval of Minutes - Simpson informed the Directors that the minutes in meeting packet had been revised since the packets were prepared. The revised version was posted online 72 hours in advance of meeting and copies were distributed to Directors. Motion to approve the Minutes of the November 28, 2016 Regular Board Meeting, as revised by Wilber, second by Simpson, motion passed 4/0, Flinn did not vote due to his absence from the meeting.

D. Monthly Financial Reports and Invoice/Expense Payments - Scanlon reviewed the financial reports, invoices and expenses to be paid. Motion to receive and file financial report, pay all invoices including two bills just received (advertising and domain hosting) and authorize President Valente to pay invoices received prior to January meeting by Flinn, second by Scanlon, motion passed 5/0.

Valente reviewed presentation from Daniel Meza with Farmers & Merchants Bank. Motion to transfer EBMUD settlement monies to higher yield account at F&M Bank by Simpson, second by Scanlon, motion passed 5/0. Scanlon will work with Daniel Meza.

E. Tracy Lake Current Financial Reports - Scanlon reviewed financial reports and recent expenditures with the Board. Motion to receive and file Tracy Lakes financial reports, pay invoice (West Coast Credit) by Flinn, second by Wilber, motion passed 5/0.

F. Water Supply Conditions Report – Spaletta reported approximately 250 cfs of current Mokelumne flow is available for diversion. Tracy Lakes pumping plant started this morning and is pumping 27.5 cfs into lake under NSJWCD permit. Pump will run for several hours as a test. Lake will not be filled now as an irrigation pumping plant is being installed in the lake and natural surface runoff is predicted over the next few days. Filling the lake takes about 1500 acft and approximately 30 days pumping. Power cost for pumping into lake for recharge is 100% NSJWCD expense. Overall, Mokelumne water availability is looking good for rest of the year and into 2017. The District should have the option to divert water flow if needed.

G. Tracy Lake Improvement District

1. Discuss Operations - Continuation of discussion from item F. Representatives from Tesco, WID, EBMUD, Ford Construction, Tracy Lakes and NSJWCD attended test. Should be ready to run in spring after Franzia pumping plant completed.
2. Resolution 2016-11 - General Counsel Spaletta discussed Resolution 2016-11. Resolution seeks to true up O&M costs and restructure future O&M agreement. Motion to approve resolution 2016-11 by Simpson, second by Scanlon. Roll call vote. Resolution 2016-11 adopted on 5/0 vote.

H. Water Sales to the City of Lodi – Spaletta reported WID will not allow Lodi to take NSJWCD water under direct diversion right in December or January. Lodi will have to purchase water later in the year when NSJWCD takes it from storage at Camanche.

I. Sustainable Groundwater Management Act

1. Update on GBA Workgroup - Flinn reported there was one GBA Workgroup meeting but little progress was made. There is another meeting this week. Flinn recommended to proceed with the JPA.
2. Update on Attorney Workgroup - Spaletta believes most recent draft has resolved the outstanding issues.

J. South System

- a. DWR/CDFA Grant – Spaletta reported the closing date for the grant was extended but has not been published. Spaletta expects 17-20 individual grower applications, enrolling 2500-3000 acres, well below South System pumping capacity.
- i. Engineering Scopes of Work – Spaletta stated this item is moved to closed session.

K. SWRCB Bay Delta Water Quality Control Plan and Flow Criteria Process – Valente reported there will be a public meeting at 9AM, 12/16, Civic Auditorium, in Stockton.

L. Meeting dates for 2017 – Valente presented draft list of 2017 meeting dates. Motion to accept proposed draft list of meeting dates by Simpson, second by Wilber, motion passed 5/0.

**4. Discussion Items**

- A. DREAM Project – Spaletta reported there is no action at County level. Spaletta will request a meeting to move it along.
- B. Engineer/Manager Position – Simpson reported 3 applications were received. The committee reviewed the applications, developed a list of questions and interviewed 2 of the 3 applicants. The Board will discuss it further in closed session.

**5. Director and Staff Reports**

- A. Presidents Report – Valente reported attending the CFBF convention in Monterey. Water issues were discussed.
- B. General Counsel Spaletta – Spaletta reported item 3Ji (above) was not skipped but will be discussed in closed session. KSN and Stantec submitted competitive bids for South System design/grant application RFP.
- C. Committee Reports – No reports at this time.
- D. Other – No reports at this time.

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

**7. Closed Session – 2 items** The Board entered into closed session at **3:00 PM**.

Closed Session pursuant to Section 54957(b)  
CONFERENCE TO CONSIDER THE EMPLOYMENT OF CANDIDATES FOR DISTRICT ENGINEER/MANAGER

Closed Session pursuant to Section 54957(b)  
CONFERENCE TO CONSIDER THE EMPLOYMENT OF CANDIDATES FOR OUTSIDE ENGINEER FOR SOUTH SYSTEM PROJECT SELECTION OF FIRM FOR DESIGN

**8. Return to Open Session** – Valente returned the meeting to open session at 4:10 PM.

Item 1. -Valente reported applications, fees for services, scope of work and other costs were reviewed and recommendations for hiring consultants to fill the Engineer/Manager positions. Motion for Spaletta to prepare contracts for Engineer position to Peter Martin and Manager position to John Podesta by Wilber, second by Flinn, motion passed 5/0.

Item 2. – Valente reported KSN and Stantec submitted good bids but Stantec was substantially less money up front. Motion to have Spaletta develop contract for Stantec at NTE \$5500, with a completion date of 1/25 and presentation at January 30 Board meeting by Simpson, second by Flinn, motion passed 5/0.

**9. Adjournment** - Motion to adjourn the Regular Board Meeting by Flinn, second by Wilber, motion passed 5/0. Meeting adjourned **4:15 PM**.

**Next Regular Board Meeting on January 30, 2017, 2:00 PM - 4:00 PM\*\***

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of December 12, 2016 were duly approved by the Board on January 30, 2017

Respectfully submitted:

---

Shasta Burns, Deputy Secretary