

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

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

**Monday January 30, 2017**

**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

**2. Correspondence/Announcements-** Valente announced he has been receiving phone calls with concerns about Locust Tree Road water, and concerns of standing water in the area. The District is in the process of investigating the problem. Items discussed in last month's meeting are listed as Action items in this month's Agenda.

**3. Presentation** - Jeff Shaw, Stantec. Options for the South System Distribution System were discussed. Power Point presentation available upon request. General Counsel Spaletta and Russell Frink with Spaletta Law are reaching out to interested land owners with specific information regarding grant opportunities that are available.

**4. Action Items**

A. Approval of Minutes -Motion to approve the Minutes of the November 28, 2016 Regular Board Meeting, made by Flinn, second by Simpson, motion passed 5/0.

B. 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 one late bill from John Podesta made by Wilber, second by Simpson, motion passed 5/0.

C. 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 Tesco invoice (contract for \$500 previously approved by the Board) by Simpson, second by Flinn, motion passed 5/0.

D. Water Supply Conditions Report – Spaletta reported that with recent rainfall, there is a lot of water in the District. There is a fairly constant release from Camanche of 5,000 cfs, which will happen through January.

E. Tracy Lake Improvement District

1. Discuss Operations – Discussion of running the pump on low for recharge purposes.

F. Water Sales to the City of Lodi – Spaletta reported that she is coordinating with WID and the City of Lodi.

G. Cal-Fed Pump – Discussion during the Water Conditions report. No reportable action.

H. South System

1. Update on Permits and Bidding Process for Pump Station- -Diane Moore with Moore Biological, has submitted the necessary permits and does not expect to hear any news until the middle of March. Looking at possible modifications to the pipeline that will delay bids for the construction timeline. A motion to extend the South System bidding for thirty days to let KSN and Stantec review design. A dollar amount to proceed and not to exceed \$15,000 for the work of Stantec, made by Wilber, second by Simpson. Motion passed 5/0.
2. DWR/CDFR Grant Application for South System – Grant due in April. No action at this time.
3. USBR WaterSmart Grant Application for South System **Resolution 2017-01** in support of grant application. A motion for Wilber and Flinn to review grant application done by Spaletta Law, not to exceed \$2,000 to finish, and submit by February 14, 2017 made by Wilber, second by Flinn. Motion passed 5/0.
4. Stantec Contract and Scope of Work to support grant applications- A motion to execute amended contract to prior Agenda attachments made by Simpson, second by Flinn. Motion passed 5/0.

I. Dream Project -

1. Sixth Amendment to the Protest Dismissal Agreement - A motion for the Sixth Amendment to the Protest Dismissal Agreement made by Flinn, and second by Simpson. Motion passed 5/1
2. Eastern Water Alliance Meeting/Export Permit Application – Update given. Vice President Flinn will be attending the next scheduled meeting.

J. Sustainable Groundwater Management Act –

1. Groundwater Sustainability Agency (GSA) – Flinn has been attending the Workgroup meetings.
2. Draft comments are due this week, and will be brought back to the February Board Meeting for approval.

K. Independent Contractor Agreements

1. Part-time District Engineer – John Podesta.
  2. South System Pump Station Construction Manager – Peter D. Martin.
- A motion to approve and execute the Independent Contracts for John Podesta and Peter D. Martin, and the approval of District business cards made by Flinn, and second by Wilber. Motion passed 5/0.

L. Auditor Contracts for audit of year ending June 2015 and Special Districts Financial Transactions Report for year ending June 2016- A motion to approve and sign Auditor Contracts for audit of year ending June 2015 and Special Districts Financial Transaction Report for year ending June 2016 made by Wilber, second by Flinn. Motion passed 5/0.

**4. Discussion Items**

- A. California Water Fix Hearings – Brief update given by General Counsel Spaletta. No expenses on this matter right now.

- B. SWRCB Bay Delta Water Quality Control Plan and Flow Criteria Process
  - i. Mokelumne Stakeholder Meeting February 16, 2017- Meeting will be held at San Joaquin Farm Bureau, and General Counsel Spaletta will need two Director's from NSJ to attend.
  - ii. Comments due March 17, 2017 – General Counsel Spaletta will submit general comments on behalf of the NSJWC.
- C. Update on DREAM Project/Eastern Water Alliance Meeting – Covered in above Action Items.

**5. Director and Staff Reports**

- A. Presidents Report – Consensus of the Board and public, is the post card sent out to landowners is found to be beneficial. The District would like to continue to send out post cards notifying landowners of upcoming meetings regarding the Rehabilitation of the South System pipeline.
- B. General Counsel Spaletta – No reports at this time.
- C. Committee Reports – Form 700's due.
- D. Other – No reports at this time.

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

**7. Closed Session** – 3 items -The Board entered into closed session at **4:55 pm**

Closed Session pursuant to Section 54956.8  
CONFERENCE with REAL PROPERTY NEGOTIATORS. Property - Easement;  
Negotiators - David Simpson and Jennifer Spaletta; Price and terms undetermined.

Closed Session pursuant to Section 54956.9(b)  
CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION -  
One Case

Closed Session pursuant to Section 54957(b).  
CONFERENCE TO CONSIDER CONTRACT TERMS FOR INDEPENDENT  
CONTRACTORS OF DISTRICT

**8. Return to Open Session** – Meeting returned to open session at 5:15 pm. No reportable action taken.

**9. Adjournment** - Motion to adjourn the Regular Board Meeting by Flinn, second by Scanlon, motion passed 5/0. Meeting adjourned 5:17 pm.

**Next Regular Board Meeting on February,27 2017, 2:00 PM - 4:00 PM\*\***

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of January 30, 2017 were duly approved by the Board on February 27, 2017

Respectfully submitted:

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Shasta Burns, Deputy Secretary