

RECLAMATION DISTRICT NO. 108

Minutes of the Regular Meeting

Of the Board of Trustees

April 17, 2014

President Durst called the Regular Meeting of the Board of Trustees to order at 8:30 a.m. on Thursday, April 17, 2014 at Reclamation District No. 108 headquarters, Wilkins Slough, Colusa County, California.

Trustees Present: Fritz Durst, Mike Miller, Sean Doherty, and Jon Leonard

Trustees Absent: Roger Cornwell

Others Present: Lewis Bair, General Manager
Bryan Busch, Asst. Manager
Chad Navarrot, Operations Manager
Cathy Busch, Executive Secretary
Beverly Wall, Bookkeeper

16 Landowners/Water Users
(see attached sign-in sheet)
Kevin O'Brien, Legal Counsel

Agenda – On motion by Trustee Doherty, seconded by Trustee Leonard the Agenda was approved with one addition to Closed Session.

OPEN FORUM

President Durst opened the Forum for discussion with Landowners and Water Users. Manager Bair reported that the 9th Circuit Court published their ruling yesterday. The court reversed the lower court decision in favor of NRDC.

Manager Bair reviewed the timeline on the final decision for the District's available water supply. With a 75 percent supply the District will be able to provide water to all lands, with a few changes in operations. One significant change is that the Settlement Contractors will not divert water for rice flooding until after May 1; the second change would be that the rice acreage flood-up will be slowly stepped up over the first half of the month of May and the third change is that the contract terms that restricts moving water into the critical months (July, August and September) would be removed, thus allowing water from other months to be moved into the critical months. Water Users and District staff will need to work closely together this year to make the best of what will be a difficult start to the season.

Manager Bair reported that the Board was looking for Landowner comments regarding water transfers. If the District stays at 40 percent water supply the landowners will be offered transfers to Landowners, then Colusa County Water District, Dunnigan Water District, West Side Water District and then the Tehama-Colusa Canal Authority. If the District receives 75 percent water supply things change and water transfers will be offered to CCWD, DWD and the San Luis Delta Mendota Water District at market price.

ADMINISTRATION

Public Participation: There was no further public participation.

Consent Agenda – After discussion, it was moved by Trustee Leonard, seconded by Trustee Doherty and unanimously approved to approve the consent agenda as presented.

Accounts Payable

After discussion, it was moved by Trustee Doherty, seconded by Trustee Leonard and unanimously approved to approve the April Accounts Payable: Maintenance Fund in the amount of \$658,673, payment issued in March to be ratified totaled \$34,815 and on-line payments to be ratified in the amount of \$28,801; and Irrigation Fund in the amount of \$86,318 and online payments totaling \$1,111.

BUSINESS ITEMS

1. **Operations Report** – Operations Manager Navarrot reported that the El Dorado Pumping Plant will be ready to test at the end of next week. The District has completed one-mile of graveling the Back Levee road top. Manager Bair reported that the District received an invoice from FlowServe for approximately \$27,000 for tax on the El Dorado Pumping Plant Pump repairs. He said that he is currently negotiating this with FlowServe.

2. **Review of 2014 Drought Planning**

- **Water Operations** – Manager Bair reviewed the proposed process for ordering and delivering water for 2014. He proposed that rice fields needed to be ready to a certain point before the Water User can call Assistant Manager Busch to be added to the irrigation list. It was also recommended that a Water User will not be able to switch fields if they call one field in and it is not ready to start the water on the scheduled date and the field not ready would go to the end of the waiting list. The operation plan and actual water service will depend on the communications of the Water Users and District staff since the District will not be allowed to increase River diversions. President Durst said that should water transfers move forward then a Special Meeting can be setup.

3. Investment Policy – Manager Bair reported that the District adopts an Investment Policy annually. After discussion, it was moved by Trustee Leonard, seconded by Trustee Miller and unanimously approved to adopt RESOLUTION NO. 14-06 in the matter of “Adopting the Investment Policy”. RESOLUTION NO 14-06 is attached hereto and made a part hereof.

4. 2013 Financial Budget – After review of the 2013 Financial Budgets, it was moved by Trustee Doherty, seconded by Trustee Miller and unanimously approved to amend the 2013 Financial Budget to the higher of the actual balance or Trial Balance with review by Manager Bair.

CLOSED SESSION

The Board went into Closed Session at 10:45 a.m. to confer with Legal Counsel regarding a potential litigation pursuant to subdivision (b) of section 54956.9. The Board came out of Closed Session at 11:30 a.m. and President Durst reported one action taken: It was moved by Trustee Miller, seconded by Trustee Leonard to authorize legal counsel to litigate with U.S. Bureau of Reclamation if the District does not receive its contracted 75 percent water supply.

INFORMATION REPORTS

NCWA Report – Trustee Cornwell reported that at the NCWA Annual meeting there was discussion regarding groundwater. It is felt that there will be legislative change this year regarding groundwater.

Sites JPA – President Durst reported that Senator Garamendi and Congressman LaMalfa are actively supporting the Sites Project. The total cost of the Project is unknown, but the Reservoir should supply about 1.2 million acre-feet of new water supply. The purpose of Sites is to have a reliable water sources at an affordable price.

Attorneys Report – Had nothing further to report at this time.

Assistant Manager’s Report - Assistant Manager Busch reported that the next issue of Water Notes should be out soon for review.

Manager’s Report - Manager Bair said he had nothing further to report at this time.

RECESS

At 12:00 p.m. the meeting recessed for lunch. Those present at the meeting were invited to join the Board for lunch. The meeting reconvened at approximately 12:45 p.m.

ADJOURNMENT

There being no comments from the public and no further business to come before the Board, the meeting was adjourned at approximately 12:45 p.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Lewis Bair".

Lewis Bair
Secretary/Manager