

# RECLAMATION DISTRICT NO. 108

## Minutes of the Regular Meeting Of the Board of Trustees

April 19, 2018

President Durst called the Regular Meeting of the Board of Trustees to order at 8:33 a.m. on Thursday, April 19, 2018 at Reclamation District No. 108 headquarters, Wilkins Slough, Colusa County, California.

**Trustees Present:** Fritz Durst, Roger Cornwell, Sean Doherty, Todd Miller and Hilary Reinhard

**Trustees Absent:** None

**Others Present:**

Lewis Bair, General Manager

William Vanderwaal, Deputy Manager

Meegan Nagy, Deputy Manager

Kevin O'Brien, Legal Counsel

Gary Marler, Superintendent

Cathy Busch, Secretary

Beverly Walls, Bookkeeper

Candy Dormer, Landowner

Fred Durst, Landowner

David Alves, Landowner Rep.

Tom Ellis, Landowner

John Louden, Colusa Co Supervisor

Kim Gallagher, Landowner

John Miller, Landowner

Deke Dormer, Landowner

Steve Beckley, Landowner

**Agenda** – It was moved by Trustee Doherty to approve the agenda, with the deletion of Business Item No. 8 - Emission Reduction Credit Sale. Trustee Miller seconded. Approved 5 – 0.

**Open Forum** – President Durst welcomed guests to the Open Forum. He presented a short video of Landowner Kim Gallagher being interviewed for the California Rice Commission. It was noted that Ms. Gallagher was a great spokesperson for the District and agriculture.

Manager Bair distributed copies of a proposed term sheet for management of Dunnigan Water District (DWD) by RD108. The general principals include: preserving each district's independence while taking advantage of efficiencies and increasing resiliency of DWD services; a short term agreement to be precursor to a longer term agreement both parties desire; districts recognize common concerns of many of their landowners and the unique nature of their respective districts; to provide services to DWD within budget set by the DWD Board; and each District understands and agrees to pay its own way and cover its own costs of doing business. Landowners expressed their concern regarding the District taking on the added burden for managing DWD and not being sure the benefits to the District outweigh the

potential reduced focus on RD108 issues. It was the consensus that the District hold a landowner meeting in June or July once the District has firm information and costs.

Manager Bair distributed a Memo on Cooperative Groundwater Activities. He reported that the Ad Hoc Committee met on April 16 to facilitate a coordinated operation of private groundwater wells with District conveyance facilities, groundwater and surface water. The Committee discussed the existing easement framework, wheeling of additional capacity and groundwater substitution transfer participation. It is important that the District plan a program that will ensure a long term, cost effective water supply.

President Durst gave an update on the Sites Reservoir Project. He reported that the Water Commission staff scored the Public Benefits to all projects submitted for Prop 1 funding. At this point they have scored all projects very low on Public Benefit and are currently reviewing the process. Sites is very important to this District in providing additional environmental water which will take demands off of the District's water supply. The Sites JPA is currently reviewing the cost of the Project with risk considerations. They have also hired a firm to help develop a financing plan and are also looking to add bonding legal counsel to advise on Project financing options.

Landowner Tom Ellis reported on a tour of Bay Area tour guides that visited the District on March 21. He commended staff on their part of the tour.

The Public Forum ended at 9:45 a.m.

## **ADMINISTRATION**

**Public Participation:** There were no further comments from the Public at this time.

**Consent Agenda** – It was moved by Trustee Cornwell to approve the consent agenda, including the Minutes of the Board Meeting held on March 15, and Board Workshop held on March 14, 2018. Trustee Reinhard seconded. Vote: Approved 4 – 0, Trustee Doherty abstained.

**Accounts Payable** – It was moved by Trustee Reinhard to approve the accounts payable: Maintenance Fund in the amount of \$409,222; on-line payments issued in March and April in the amount of \$84,936, and transfers between River City Bank account to Money Market Fund in the amount of \$110,000 to be ratified. Irrigation Fund in the amount of \$2,953. Trustee Cornwell seconded. Approved 5 – 0.

## **BUSINES ITEMS**

**1. Policy Review and Approval to Submit for Legal Review** – The Board reviewed the proposed Handbook Policies: Cellular Phone/Wireless Devices; Termination or Resignation; Professional Appearance & Uniforms; Introductory Period; House Availability & Residence; and District Vehicles. Staff was directed to submit to ACWA JPIA and legal counsel for review.

2. **Operations Report** – Superintendent Marler reported on District-wide maintenance and operation. Staff has constructed a steel box for dewatering individual River gates to facilitate their replacement at the Rough & Ready Project later this summer.
3. **Groundwater Well Policy Committee Report** – It was the consensus that the District move forward with an agreement to facilitate the wheeling of groundwater from private wells through the District's distribution facilities. This process would allow landowners to work with other overlying landowners to move groundwater within the District, or the District purchasing the excess groundwater that would help all landowners in a shortage.
4. **Adopt and File a Notice of Exemption for District-wide Maintenance** – It was moved by Trustee Cornwell to adopt and file a Notice of Exemption with both Yolo and Colusa Counties for District-wide Maintenance. Trustee Reinhard seconded. Approved 5 – 0.
5. **Review and Consider Proposed Management for Dunnigan Water District (DWD)** – A meeting date was set for June 13 from 1:00 p.m. to 4:00 p.m. to discuss DWD Management and investment in the Sites Reservoir Project. Supporting information will be sent out to the Board prior to the meeting. It was the consensus of the Board that if Landowners are agreeable to managing DWD a joint meeting with DWD landowners will be held in July.
6. **Review and Consider Authorization to File a Request for Additional CVP Base Resource Power** – The current contract for Base Power from WAPA will expire in 2025. It was moved by Trustee Doherty to direct staff to submit a request for renewal of the CVP Base Resource Power. Trustee Cornwell seconded. Approved 5 – 0.
7. **Adopt Resolution No. 18-02 Adopting the 2013 Yolo County Operational Area Multi-Jurisdictional Hazard Mitigation Plan and RD108 Addendum** – It was moved by Trustee Miller to adopt RESOLUTION NO. 18-02 in the matter of Adopting the 2013 Yolo County Operational Area Multi-Jurisdictional Hazard Mitigation Plan and RD108 Addendum. Trustee Reinhard seconded. Approved 5 – 0.

## **INFORMATION REPORTS**

1. **NCWA Report** – Trustee Cornwell reported on current NCWA activities.
2. **Sites JPA** – President Durst gave an update on the Sites Reservoir Project. The Sites Board will be taking action to allow the Colusa Indian Tribe a seat on the Sites Board. The JPA is working hard to get a more accurate estimate on the Project costs. Garamendi hosted an event with the NGOs focusing on describing the project and how the water will be used.
3. **Public Relations Consultant** – Mr. Steve Beckley reported on Public Outreach.

**4. Deputy Manager's Report**

- **2018 Potential Water Transfer** – The District has signed agreements with Colusa County Water District and Dunnigan Water District for Project water transfer in 2018. This transfer will relieve the District of a portion of the District's USBR Project Water costs.
- **Colusa Basin Drainage District Meeting Report** – Deputy Manager Vanderwaal reported that he attended the Colusa Basin Drainage District Board meeting.
- **On-going Project Update** – Deputy Manager Vanderwaal reported on the ongoing projects. He reported that the District saved on the paving of the parking area by obtaining quotes from contractors referred by Board members.
- **Regional Conservation Strategy** - Deputy Manager Nagy reported on the Regional Conservation Investment Strategy under development.

**5. Manager's Report** – Manager Bair reported on a Sacramento Valley tour for the Friends of San Francisco Estuary. He also reported on the meeting held with the landowners along the Colusa Basin Drain affected by the operation of the Wallace Weir. The District is paid by the State Water Contractors for operation of the Wallace Weir.

**6. Closed Session** – The Board went into Closed Session at 11:19 a.m. to conference with legal counsel on anticipated litigation. Significant exposure to litigation pursuant to subdivision (b) of section 54956.9 (CalWaterFix Comments, Settlement Contracts, NRDC, SWRCB Settlement Process and Voluntary Agreement, and KLOG).

**RECESS**

The Board recessed for lunch at 12:01 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

Lewis Bair  
Manager