**RECLAMATION DISTRICT #1004**

**BOARD OF TRUSTEES MEETING**

**October 13th, 2021**

**1:30 p.m.**

1. Call the Meeting to Order

1. Approval of Agenda
2. Approval of Minutes of September 15th Regular Board Meeting
3. Public to address the Board

**5. Financial Report:**

a. Treasurer’s Report

b. Cash Report

c. Designation of Financial Accounts

d. Interim Disbursements

e. Accounts payable

f. Approval of Transfer

1. Fund one to Fund three

2. Fund one to Umpqua Bank

3. LAIF to Umpqua Bank

g. Accounts Receivable

h. Balance Sheet

i. Profit and Loss

j. Profit and Loss to Budget Performance

k Employee vacation/sick leave

l. Other Office Business:

**6. New Business:**

1. Discussion and Possible action regarding delivering/wheeling water after October 31st, 2021 inside or outside of

RD1004.

1. Discussion and Possible action regarding RD1004 to pump groundwater for environmental purposes to the Bureau of Reclamation wildlife area.
2. Discussion and Possible action regarding a policy for the dollar amount to capitalize on projects unless it’s an expense item (Construction in progress).
3. Discussion and Possible action regarding Assistant Office Manager position to replace Administrative Assistant position and pay scale.
4. Discussion and Possible action regarding 2022 Budget.

**7. Chairman’s Report**

a. Update on Sacramento River Settlement Contractors

b. Discussion and Possible action regarding placing spoilage on District roads.

**8. Manager’s Report**

a. Update on Various Projects

b. Update and Possible Action on Construction and Maintenance within the District.

c. Update on water delivery

**9. Old Business:**

a. Discussion and Possible action regarding 2021 water sale/monthly report/allocation of proceeds.

b. Discussion and Possible action regarding GSA/SGMA – Groundwater sustainability

agreement (Butte Sub-basin).

c. Discussion and Possible action regarding the Bay – Delta issues and Water Quality

Control Plan.

1. *NRDC v. Bernhardt* (USDC E.D. Cal. Case No. 05 CV 01207 DAD-EPG) [Contract Renewal

2.  *PCFFA v. Ross* (USDC E.D. Cal. Case No. 1:20-cv-00431-DAD-EPG) [2019 BiOps Lawsuit

Filed by Fishery & Environmental Plantiffs}

a. Letter dated 8/12/20 From Dustin Cooper/Somach, Simmons & Dunn

regarding Federal Court Challenges to 2019 Biological Opinions (CNRA v

Ross; PCFFA v Ross)

1. *A v. Ross* (USDC E.D. Cal. No. 1:20-cv-00426-DAD-EPG) [2019 BiOps Lawsuit filed

*by State of California.*

1. *Center of Biological Diversity v Bureau of Reclamation and numerous water districts.*

(USDC E.D. Cal. No. 1:20-cv-DAD-EPG)*.*

1. Discussion and Possible Action regarding riparian water rights on Drumheller Slough.
2. Discussion and Possible action regarding Butte Creek.
3. Discussion and Possible action to revisit the $28.00 water toll after the May 1st call date for the SLDMWA.
4. Discussion and Possible action regarding Federal and/or State funding for water infrastructure.

(Hans Herkert)

1. Discussion and Possible action regarding Bureau of Reclamation underestimated operations & maintenance fee

increase from $28.38 per acre foot of water to $56.00 per acre foot of water ($27.62 increase=$310,725)

1. Discussion and Possible action regarding State Water Board action on emergency curtailment.
2. Discussion and Possible action regarding 2021 Board of Trustees election (Three seats available. Hulbert, Borrelli and Laviolette).
3. Discussion and Possible action regarding the District moving a road on Hawkins property for better water delivery
4. Discussion and Possible action regarding draft of the Butte Sub-basin Groundwater Sustainability Plan.

**PUBLIC COMMENT REGARDING CLOSED SESSION ITEMS:**

**11. ANNOUNCE CLOSED SESSION AND TOPICS TO BE DISCUSSED:**

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code § 54956.9(d)(1)).  Bay-Delta proceedings the planned update to the Bay-Delta Water Quality Control Plan and proposed voluntary agreement and litigation related to the Bay-Delta Pacific Coast Federation of Fishermen’s Assoc. et al. v. Ross et al. (Case No. 1:20-CV00431-DAD-EPG; California Natural Resources Agency v. Ross (Case No. 1:20-CV-00426-DAD-lPG) and Tehama-Colusa Canal Authority et al. v. California Department of Water Resources et al.**
2. **B. CONFERENCE WITH LEGAL COUNSEL –PENDING LITIGATION (Government Code 54956.9)**

**CONFERENCE WITH ATTORNEY.**

1. **White Mallard Corporation vs Reclamation District 1004 - Colusa County Action Case CV24525**
2. **CONFERENCE WITH LEGAL COUNSEL –PENDING LITIGATION (Government Code 54956.9)**

**Center for Biological Diversity vs Bureau of Reclamation and numerous water districts (USDC E.D. Cal. No. 1:20-cv-DAD-EPG).**