**RECLAMATION DISTRICT #1004**

**BOARD OF TRUSTEES MEETING**

**December 8th, 2021**

**1:30 p.m.**

Reclamation 1004 is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting   
<https://us02web.zoom.us/j/85376665963?pwd=QjFkdzR3NDFHWGZzTFl3SWhGVGlIZz09>

Meeting ID: 853 7666 5963   
Passcode: 899962   
One tap mobile   
+16699006833,,85376665963#,,,,\*899962# US (San Jose)   
+13462487799,,85376665963#,,,,\*899962# US (Houston)

Dial by your location   
        +1 669 900 6833 US (San Jose)   
        +1 346 248 7799 US (Houston)   
        +1 253 215 8782 US (Tacoma)   
        +1 929 205 6099 US (New York)   
        +1 301 715 8592 US (Washington DC)   
        +1 312 626 6799 US (Chicago)   
Meeting ID: 853 7666 5963   
Passcode: 899962   
Find your local number: <https://us02web.zoom.us/u/kcmmIDS7X2>

1. **CONDUCT PUBLIC HEARING and Consider Adoption of Butte Subbasin Groundwater Sustainability Plan.**
2. Staff Introduction
3. Public Hearing
4. Consider Adoption of Resolution 2021-06

Notice is hereby given that Reclamation District No. 1004 will hold a public hearing on December 8th, 2021 at 1:30 p.m. in the District office at 317 4th Street, Colusa, Ca

95932. The purpose of this public hearing will be to consider public testimony on whether the District should elect to act as the Groundwater Sustainability Agency under the Sustainable Groundwater Management Act (SGMA) (California Water Code 10720 et seq.) for the portions of the East Butte Subbasin of the Sacramento Valley Basin within the boundaries of the District, and other portions of the East Butte Subbasin underlying adjacent areas where District water conveyance facilities and the Thermalito Afterbay are located. The presiding trustee may limit oral comments to a reasonable length.

December 2nd, 2021 Barbara J. Sachs, Secretary to the Board of Trustees

1. Call the Meeting to Order – Welcome new Trustee Gary Bailey

1. Approval of Agenda
2. Approval of Minutes of November 10th Regular Board Meeting
3. Discussion and Possible action to approve resolution 2021-5 allowing Trustees to attend monthly and special Board meetings as needed for January 2022 via in person/zoom/telephone conference.
4. Public to address the Board

**7. 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 1. Employee vacation/sick leave

2. Approve overage for carry over to 2022

1. **New Business:**
2. **Discussion and Possible action regarding a proposal for any new work performed in RD1004 ditches are to be steel and no plastic.**
3. **Discussion and Possible Action regarding capital projects for 2022.**
4. **Discussion and Possible Action regarding 2022 budget.**
5. **Discussion and Possible Action regarding outcome of USBR water transfer to Sutter Wildlife**

**Refuge.**

1. **Discussion and Possible Action regarding approval of fixed asset capitalization policy.**
2. **Discussion and Possible Action approving Chairman Hulbert sign 2021 audit authorization with Robert Johnson Accountancy Corporation.**

**9. Chairman’s Report**

1. Update on Sacramento River Settlement Contractors

**10. Manager’s Report**

a. Update on Various Projects

1. Update and Possible Action on Construction and Maintenance within the District.
2. Update on water delivery

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

*by State of California.*

*d. Discussion and Possible Action regarding riparian water rights on Drumheller Slough.*

*e. Discussion and Possible Action regarding Butte Creek.*

*f. Discussion and Possible Action regarding Federal and/or State funding for water*

Infrastructure and review specific capital projects. (Hans Herkert & Terry Bressler.

g. Discussion and Possible Action regarding delivering/wheeling water after November 30th, 2021 inside or outside RD1004.

h.Discussion and Possible Action regarding outstanding Notice of Violation from DWR.

(Angela Bezzone, MBK Engineers)

**PUBLIC COMMENT REGARDING CLOSED SESSION ITEMS:**

**12. 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. **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**

1. **Discussion and Possible action regarding Public Employee Compensation for 2022, Bonuses for 2021 and employee reviews. (Pursuant to Government Code Section 54957)**