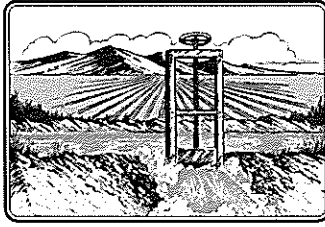


Reclamation District No. 1004



BOARD OF TRUSTEE
REGULAR BOARD MEETING
April 13th, 2022
1:00 p. m.

Board of Trustees present Ed Hulbert, Gary Bailey, Leanne Mord, Larry Borrelli and Hans Herkert, District Manager Terry Bressler, Secretary to the Board of Trustees Barbara Sachs.

Board meeting called to order at 1:06 p. m

Agenda:

M/S/C (Mord, Herkert) approve April 13th agenda.

Vote: Unanimous

Minutes:

M/S/C (Mord, Herkert) approved March 9th minutes as amended.

Vote: Unanimous

Public Comment:

None

Financials:

Treasurer's Report:

M/S/C (Borrelli, Mord) approve Treasurer's report as presented.

Vote: Unanimous

Barbara Sachs presented the Cash report and designation of financial accounts.

M/S/C (Borrelli, Herkert) approve cash report and designation of financial accounts as submitted

Vote: Unanimous

Barbara presented accounts payable in the amount of \$105,336.34.

Trustee Bailey asked if there's one or two projects ongoing at Drumheller. Terry said there's two projects. He said the pipe on the wall and Drumheller itself. They cleaned the ditch out then took out the flash gate and put in a new wall and new gate to seal it off. The money came from the 2020 water sale. Trustee Bailey asked if it was zero cost to the District and Terry replied no. Trustee Bailey asked if permits were pulled and Terry replied no. Trustee Bailey asked Terry if everyone was notified and Terry replied no. Trustee Herkert said going forward there may be a problem due to nesting habitat. Trustee Bailey asked if Fish & Wildlife had been notified and Terry replied no. Trustee Bailey said this could be serious. Trustee Herkert asked Trustee Bailey, in the future how should the District handle this matter. Trustee Bailey said a representative from Fish & Wildlife should be onsite to see what you want to do and they'll have input as to how it should be done and the time constraints. Trustee Bailey said anytime you start a new project, Fish & Wildlife should be contacted first, then any necessary permits pulled, notification to landowners and money allocated to that project. Terry said the opportunity to do it was then. Terry said it became a manmade irrigation ditch in 1890. Trustee Bailey said it would be hard pressed to prove it.

Chairman Hulbert requested Barbara to set up an excel spreadsheet for all legal costs to be presented at each Board meeting.

M/S/C (Herkert, Borrelli) approve accounts payable in the amount of \$105,336.34

Vote: Unanimous

Barbara requested approval of interim transactions in the amount of \$58,943.84

M/S/C (Borrelli, Herkert) approve interim transactions in the amount of \$58,943.84

Vote: Unanimous

Barbara presented accounts receivable.

Barbara requested a transfer from Fund One to Fund Three in the amount of \$10,000.

M/S/C (Herkert, Borrelli) approve \$10,000 transfer from Fund One to Fund Three.

Vote Unanimous

Barbara presented the balance sheet.

Barbara presented the employees sick and vacation leave balance.

Chairman Hulbert said during the audit process the accrual amount for vacation leave was too high. The most hours that can carryover to the new year for employees with over 5 years service is 120 hours. Last year the Board approved everyone to carryover all their vacation hours. Terry's carryover was 240 hours. The auditors said the Board could make a change in policy. The Board gave direction to Barbara to talk with Emily LaMoe of Minasian Law Firm for the correct wording of the change for the personnel manual and motion.

M/S/C (Borrelli, Herkert) approve the employee to sell back ½ of the current year's accrual once annually at current pay and increase the cap to 240 hours.

Vote: Unanimous

Barbara said the District has approximately \$409,000.00 on account with the Bureau of Reclamation from two deposits made in 2021. She asked if the Board wanted her to request a refund or leave the balance on account. The Board agreed to leave the balance on the account. Barbara asked if all the Board members received a copy of the letter from the Bureau of Reclamation stating there could be a \$122 per acre foot of water cost this year. Chairman Hulbert said yes it could be \$200 per acre foot of water that will be passed on to the buyer of transfer water. Barbara said she wanted to remind everyone of the extra ordinary fees that could come from the Bureau of Reclamation for the 2021 water season that will come out in August 2022.

Barbara said Minasian Law Firm rates increased to \$285.00 per hour.

New Business:

1. Hydro Plant: Terry said the Hydro Plant would cost between \$35,000 and \$40,000 with a 5 year payback. Trustee Bailey said he would vote no on the project this year due to the financial challenges the District is facing. The Board agreed to not proceed forward with this project this year. The Board requested Terry submit an agreement to the Board at the May 11th meeting to sign for participation in 2023 and to find out how long it will take to be hooked up and running.

Terry said he also submitted a project for solar coverings over the ditches. He'll provide information regarding this project.

2. White Mallard gate: Terry said he talked with Jeff Caswell and Jeff said the location for the new gate installation isn't a problem with him in his capacity of being the tenant (Roger Borrell Trust property). Terry said installation would be on the District levee. Trustee Borrelli asked if it was a detriment to the District and Terry replied no.

M/S/C (Herkert/Borrelli) approve White Mallard installation of gate on the District levee at the location approved by Jeff Caswell (tenant Roger Borrell Trust property) and Terry Bressler. White Mallard to pay 100% of costs.

Vote: Unanimous

3. California Farms: Justin Micheli said he would like to lock the gate on the District levee just west of Putnam Road due to poachers, theft and damage to their area. Terry said the current agreement is for RD1004 to leave the gates as they found them. Terry suggested an automatic gate. Justin said he'd talk with his partners regarding a cost share for a new automatic gate.

4. Tehama Colusa Canal water transfer: Terry said Tehama Colusa Canal said they weren't going to purchase any water this year from RD1004. He said the Bureau of Reclamation wants to purchase transfer water at \$375 per acre foot of water and they'll pay all the costs. Trustee Bailey asked Terry how much it costs to run the wells. Terry said \$64.00 an acre foot. Trustee Bailey said he thinks that number is light and he figures it'll cost the District \$300 an acre foot to run wells.

5.

M/S/C (Herkert/Mord) rescind Tehama Colusa Canal water transfer approved during the April 6th Special Board Meeting.

Vote: Unanimous

M/S/C (Herkert/Bailey) authorize Terry to sell 2,000 acre feet of water with a 4,000 acre feet not to exceed limit to the Bureau of Reclamation at \$375.00 per acre foot of water and the Bureau pays for all the costs.

Vote: Hulbert Yes

Mord Yes

Bailey Yes

Herkert Yes

Borrelli No. Vice Chairman Borrelli said it could cost water to the people on Butte Creek by transferring water to the refuge.

Motion passed by quorum.

Manager's Report:

1. Terry said no one has to purchase their water allocation this year but they do have to pay the standby fees. He said he wanted all paperwork in the office by April 20th. Everyone is being allocated .8 acre feet of water per acre. He said if paperwork isn't in the office by end of day April 20th, there'll be no water allocated to that person.
2. Terry reported he applied to purchase 2 portable pumps at 80% to 85% of cost paid through the Carl Moyer Memorial Air Quality Standards Attained Program.

Old Business:

1. Butte Creek – Trustee Borrelli suggested when the water level on Butte Slough at the outfall gate drops below 39 feet, other water diversions should be prioritized.
2. Notice of Violation from DWR-Barbara said Angela Bezzone with MBK Engineers sent a letter to DWR requesting them to modifying their verbiage in their previous letter. She will keep the District's informed.
3. Water Smart Program – Terry applied this year for 50% cost to repair the McVey Weir. He said the project cost is \$211,000 and the grant will pay \$100,000. He said we won't know until September if we receive the grant and work will start April 2023. Trustee Bailey asked if this is on the 3 year project list. Chairman Hulbert said no he asked Terry to prepare a top 10 project list with costs and to be sure this project was on the list and make it a top 11 list.

M/S/C (Borrelli, Herkert) approve funding of the smart water program

Vote: Unanimous

M/S/C (Borrelli, Herkert) approve participation in the smart grant program and adopt Resolution 2022-03

Vote: Unanimous

The Board gave Terry direction to apply for a new grant due in June for drought related projects at a 50% match and the grant will be used for automation on the White Mallard Dam.

4. Adopt 2022 Budget –

M/S/C (Borrelli/Herkert) approve to adopt 2022 Budget.

Vote: Unanimous

5. Proposition 218 and June Board Meeting – Trustee Mord requested the June Board meeting be moved to June 15th due to the Colusa County Fair participation. The Board agreed to move the meeting to June 15th. Barbara said a public hearing for Proposition 218 to raise the water toll to \$28.00 per acre foot would be held at 1:00 p.m. with the Regular Board meeting starting at 1:30 p.m.

CLOSED SESSION: 3:22 p.m.

OPEN SESSION: 3:47 P.M.

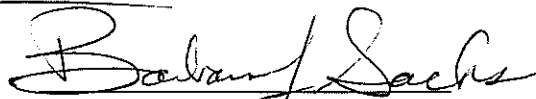
The Board gave Barbara Sachs directions on her work week and benefit package.

There being **no further business to discuss, the meeting was adjourned at 4:05. m.**



Ed Hulbert

Chairman of the Board



Barbara J. Sachs

Secretary to the Board of Trustees