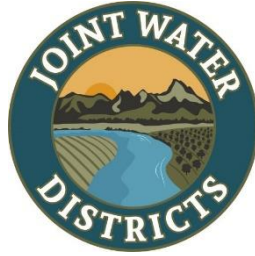


DIRECTORS:

*Charlie Etcheverry
Dominic Nevis
Walt Meyer
Carl Yank*



*Donnie Stinnett
Manager*

*735 Virginia Street
Gridley, California 95948*

Phone 530-846-3307

**MINUTES OF THE REGULAR BOARD MEETING OF THE
BOARD OF DIRECTORS OF THE JOINT WATER DISTRICTS
SEPTEMBER 13, 2022 AT 10:00 A.M.**

THE JOINT WATER DISTRICT BOARD OF DIRECTORS MET IN REGULAR SESSION AT BUTTE WATER DISTRICT'S BOARDROOM, LOCATED AT 735 VIRGINIA STREET, GRIDLEY.

The meeting was called to order at 10:03 by Director Meyer with the following Directors present: Walt Meyer, Dominic Nevis, Charlie Etcheverry and Carl Yank. Managers present: Donnie Stinnett, Danny Robinson, Lynn Phillips, Mark Orme and Sean Earley. Guest(s) present: Dustin Cooper of Minasian Law Firm.

APPROVAL OF AGENDA:

Director Nevis moved to approve the agenda as submitted. The motion was seconded by Director Yank and passed unanimously.

PUBLIC COMMENT:

No Public Comment

NEW BUSINESS:

- A. 2022 Water Season –**
 - a. Update on Lake Oroville Operations –** An update was given on current Lake Oroville operations.

- B. SGMA Groundwater Management –** Manager Earley gave an update on the current SGMA proceedings in the Butte Subbasin and Manager Phillips gave an update on the current happenings in the Sutter SGMA process. Manager Earley informed each of the members they will need to add an item to their upcoming agendas to approve an amendment to the current working agreement of the Butte Subbasin members.

- C. Liability Amendment to the Joint Working Agreement –** Manager Stinnett went over the history of the Liability Amendment to the Joint Working Agreement. Discussion was had by each district on their thoughts of choosing option number one or option number two. Discussion was also had on the percentage amount of change needed to invoke a roll call

vote and the number of days required to notify of a roll call vote to change the amendment. After discussion Director Yank motioned to approve the Liability Amendment to the Joint Working Agreement using option number two, using a 5% change to initiate a roll call vote, with a 72-hour notice to applied to the amendment. Director Nevis seconded the motion and the motion passed unanimously. Direction was given to legal counsel to update the Liability Amendment and distribute to each of the respective boards for final approval at their upcoming meeting.

- D. Emergency Water Request for Biggs-West Gridley Water District** – A review by Manager Stinnett was made on the exchange of water made. It shall be noted that an additional up to 800-acre feet of water was moved from Butte Water District to Biggs-West Gridley Water District at the same price negotiated previously (\$25/af). Also, 100-acre feet of water was moved from Richvale Irrigation District to Biggs-West Gridley Water District from an indivual grower. These numbers have been reflected in the reports.
- E. Local Surplus Water User Agreement** – Discussion was held on the proposed Local Surplus Water User Agreement with South Feather Power and Water. After discussion a motion was made by Director Etcheverry to approve the Local Surplus Water User Agreement with South Feather Power and Water and the Joint Water Districts. Director Nevis seconded the motion and the motion passed unanimously. Direction was given to legal counsel to update the Local Surplus Water User Agreement with the two additions made and supply a clean copy to the Joint Water Districts Board and South Feather Power and Water for signatures.

MONTHLY RECURRING ITEMS/MANGER’S REPORT:

- A.** Director Yank motioned to approve the August 9, 2022 regular meeting, August 23, 2022 special meeting and August 26, 2022 special meeting minutes. The motion was seconded by Director Nevis and the motion passed unanimously.
- B.** Director Yank motioned to approve the financial reports of September 12, 2022 and to pay the bills numbered 6536 through 6549 in the amount of \$38,413.88. Director Etcheverry seconded the motion and the motion passed unanimously.

NCWA MEETINGS UPDATES:

Director Yank gave an update on the on the previous NCWA meetings held.

DIRECTORS’ REPORTS:

No Update

MANAGERS’ REPORTS:

No Update

CONFERENCE WITH LEGAL COUNSEL (CLOSED SESSION) – EXISTING LITIGATION, Bay Delta Proceedings including the proposed California Water Fix, the accompanying petition to change points of diversion, and amendments to the Bay-Delta Water Quality Control Plan. Government Code section 54956.9, subdivision (a).

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (CLOSED SESSION) – Each District Manager and its General Counsel of record regarding the terms and conditions of a potential 2022 water transfer with the State Water Project Contractors. *Government Code section 54956.8*

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code § 54656.9(d)(1).) AquAlliance et al. v. Biggs-West Gridley Water District et al. Butte Co. Superior Court, Case No. 22CV00347.

CLOSED SESSION – Anticipated Litigation (Government Code § 54656.9(d)(2) or (d)(3).) Significant exposure to litigation; one potential case

The Board moved into closed session at 10:42 a.m.

The Board returned to open session at 11:40 a.m.

ANNOUNCEMENTS FROM CLOSED SESSION

Upon reconvening into open session Director Meyer noted no action was taken but direction was given to legal counsel.

MEETING AGENDA:

The next regular meeting is scheduled for October 11, 2022. Monthly reoccurring items will be placed on the agenda.

ADJOURNMENT OF REGULAR MEETING: Being no further discussion the meeting was adjourned at 11:41 a.m.

Walt Meyer, President

Donnie Stinnett, Manager