

MINUTES of the Regular Meeting of the Board of Directors of the Root Creek Water District held at 2:10 p.m., Monday, October 13, 1997 at the office of the District, located at 39639 Avenue 10, Madera, California.

DIRECTORS PRESENT: Rodger B. Jensen, President
Benton H. Coulthard, Vice President
Philip R. Pierre
Dave Cobb

DIRECTORS ABSENT: Al Bates, Secretary

OTHERS PRESENT: Jim Provost, Manager - Engineer
Chris Campbell, Attorney
Deborah Messer, Assistant Secretary
Kevin Herman
Rod Stiefvader

MINUTES

President Jensen asked if there were any corrections to the April 14, 1997 and August 11, 1997 meeting minutes. Upon motion of Director Coulthard, seconded by Director Pierre, the Board approved the minutes of the April 14 and August 11, 1997 meetings.

TREASURER'S REPORT

On behalf of the Treasurer, the Assistant Secretary submitted the Treasurer's Report which showed the following:

<u>Wells Fargo Bank - Checking Account</u>	
Balance as of August 11, 1997	\$902.79
Deposits made (Special Assessment)	27,696.66
<u>Disbursements (Operating expenses)</u>	<u>8,657.32</u>
Balance as of October 13, 1997	\$19,942.13

There was some discussion, questions, and clarification regarding the Gualco Group expenses and other charges. Upon motion by Director Pierre, seconded by Director Coulthard, the Board voted to accept the Treasurer's Report and place it on file.

APPROVAL OF BILLS

The Assistant Secretary, on behalf of the Treasurer, provided a report itemizing the \$55,862.16 in expenses paid by S & J Ranch, from June 26, 1996 through May 16, 1997, for the cost of operating the District. Upon motion of Director Coulthard, seconded by Director Cobb, the Board voted to ratify these costs as debt to the District and are attached to and made part of these minutes.

The Assistant Secretary submitted the following bills paid from May 17, 1997 through September 29, 1997 and need for ratification:

<u>DISBURSEMENTS:</u>		
Water Education Foundation	1997 Membership	100.00
Wells Fargo Bank	Monthly service charge	12.00
Baker Manock & Jensen	Services thru 08/20/97	1,797.45
Provost & Pritchard	Services thru 07/31/97	874.11
The Gualco Group	Services thru 08/30/97	5,226.28
Provost & Pritchard	Services thru 08/31/97	549.58
Madera Tribune	Public Hearing Notice 09/26/97	97.90
	TOTAL DISBURSEMENTS	<u>8,657.32</u>

Upon motion made by Director Pierre, seconded by Director Coulthard, and unanimously passed, the bills in the amount of \$8,657.32 are ratified as approved.

She then submitted the following bills payable:

BILLS FOR APPROVAL - OCTOBER 13, 1997

S & J Ranch, Inc.	\$ 13,500.00
Baker Manock & Jensen	1,056.85
ACWA 1997-98 Membership	800.00
	<u>\$ 15,356.85</u>

Upon motion by Director Coulthard, seconded by Director Cobb, and unanimously passed, the bills in the amount of \$15,356.85 are approved.

COUNCIL

Attorney Chris Campbell gave an informational report stating that Bill 1245, which would authorize the District to distribute power, was withdrawn by Senator Costa. Senator Costa, however, substituted SB1245 for a ground water management bill. SB1245 would require the Department of Water Resources to prepare and publish a report on the number of agencies that have adopted and implemented ground water management plans, or that manage ground water. He informed the Board that it is important that Root Creek Water District get its Ground Water Management Plan on file so that the District can get on the map. SB1245 passed in the Assembly and in the Senate and is now law.

Council also requested the status of the Special Petitions. Deborah Messer reported that all petitions have now been received, however, there are a few minor corrections to be made.

Upon motion of Director Pierre, seconded by Director Coulthard, the Board voted to recess the Board meeting for the Public Hearing.

The Public Hearing was called to order at 2:49 by Director Jensen. Manager Provost gave an overview of the draft Ground Water Management Plan. He reviewed and made a report on the plan requirements for monitoring and analysis of ground water levels and recharge project feasibility studies. He informed those present that the plan also requires the development of relationships with other agencies and the County of Madera. After all discussion had been heard, the Public Hearing was closed at 3:00 p.m.

Upon motion of Director Pierre, seconded by Director Coulthard, the Board unanimously voted to adopt Resolution 97-3, To Adopt A Ground Water Management Plan, a copy of which is attached and made a part of these minutes.

OTHER BUSINESS

Other business discussed was a report from Attorney Campbell regarding the Holding Contracts. An important issue is the EIR for new growth and the Rio Mesa development. Campbell stated that the first priority source would be the holding contract. A concern was expressed in that, if suit was brought, it may affect the Riparian Contracts. Castle & Cooke's plans to develop property in the Freeway 41 area were also discussed. The next Board meeting will be scheduled upon further notice.

ADJOURNMENT

There being no further business to come before the Board, President Jensen adjourned the meeting at 3:54 p.m.

Respectfully submitted,

Deborah C. Messer, Asst. Secretary

Approved:

Rodger B. Jensen, President

**ROOT CREEK WATER DISTRICT
TREASURER'S REPORT**

October 13, 1997

Bills paid by S & J Ranch, Inc. on behalf of Root Creek Water District
June 26, 1996 thru May 16, 1997

The Gualco Group	\$16,616.85
Baker Manock & Jensen	24,327.82
Provost & Pritchard	11,911.35
Association of Water Agencies (membership)	733.00
Madera County (special election)	1,044.80
Madera Tribune	228.34
S & J Ranch loan	1,000.00
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	\$55,862.16

**ROOT CREEK WATER DISTRICT
TREASURER'S REPORT**

October 13, 1997

OPERATING FUNDS:

Checking Account Balance - 08/11/97 \$ 902.79

ASSESSMENTS RECEIVED:

08/12/97 - 10/13/97 27,696.66

TOTAL FUNDS AVAILABLE 28,599.45

DISBURSEMENTS:

Water Education Foundation	1997 Membership	100.00
Wells Fargo Bank	Monthly service charge	12.00
Baker Manock & Jensen	Services thru 08/20/97	1,797.45
Provost & Pritchard	Services thru 07/31/97	874.11
The Gualco Group	Services thru 08/30/97	5,226.28
Provost & Pritchard	Services thru 08/3/97	549.58
Madera Tribune	Public Hearing Notice 09/26/97	97.90

TOTAL DISBURSEMENTS 8,657.32

BANK BALANCE ON OCTOBER 13, 1997 \$ 19,942.13

BILLS FOR APPROVAL - OCTOBER 13, 1997

S & J Ranch, Inc.	\$ 13,500.00
Baker Manock & Jensen	1,056.85
ACWA 1997-98 Membership	800.00
	<u>\$ 15,356.85</u>

RESOLUTION NO. 97-3

RESOLUTION OF
ROOT CREEK WATER DISTRICT
TO ADOPT A GROUND WATER MANAGEMENT PLAN

WHEREAS, Part 2.75 of Division 6 of the California Water Code permits the adoption and implementation of ground water management plans to encourage authorized local agencies to manage ground water resources within their service areas; and

WHEREAS, the Root Creek Water District (the "District") is an authorized local agency and may therefor adopt and implement such a ground water management plan; and

WHEREAS, a first public hearing was held on April 14, 1997 to discuss the adoption and implementation of a ground water management plan; and

WHEREAS, the District passed, and subsequently published, a Resolution of Intention to Draft a Ground Water Management Plan (RCWD Resolution 97-1); and

WHEREAS, the District's consultant prepared a Ground Water Management Plan at the direction of the District Board of Directors; and

WHEREAS, a second public hearing was held on October 13, 1997 in accordance with the California Water Code Section 10753.5, et seq. to consider adoption of the proposed Ground Water Management Plan; and

WHEREAS, no protests to the proposed Ground Water Management Plan were filed at the second public hearing; and

WHEREAS, the Board believes that the adoption of the proposed Ground Water Management Plan is in the best interests of the District's landowners and water users and can help meet the projected long-term water needs of the District;

BE IT RESOLVED, that it is the intention of the District adopts the Ground Water Management Plan in accordance with Part 2.75 of Division 6 of the California Water Code, as prepared by the District's consultant and dated June 12, 1997;

RESOLVED, that the Board hereby authorizes each of the officers of the District to execute all documents and take any other action necessary or advisable to carry out the purpose of this resolution.

The foregoing Resolution was passed and adopted this 13th day of October, 1997.

ROOT CREEK WATER DISTRICT

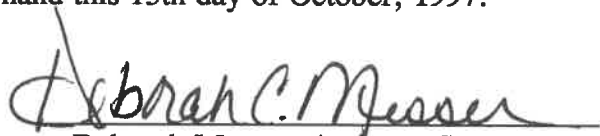
By: 

Rodger Jensen, President

CERTIFICATE OF SECRETARY

The undersigned certifies that he is the Secretary of the Root Creek Water District and that the foregoing resolution was adopted by the Board of Directors in said District at a meeting thereof, duly and regularly held on October 13, 1997 following a public hearing at which meeting a quorum of the Board of Directors was at all times present and acting.

IN WITNESS WHEREOF, I have set my hand this 13th day of October, 1997.



Deborah Messer, Assistant Secretary
Root Creek Water District