

MINUTES of the Regular Meeting of the Board of Directors of the Root Creek Water District held at 2:00 p.m., Monday, June 8, 1998 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
Dave Holland (sitting in for Chris Campbell), Attorney
Deborah Messer, Assistant Secretary

MINUTES

President Jensen asked if there were any corrections to the October 13, 1997 meeting minutes. Upon motion of Director Cobb, seconded by Director Pierre, the Board approved the minutes of the October 13, 1997 meeting.

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 October 14, 1997	\$4,585.28
Deposits made (Special Assessment)	.00
Loans received	3,500.00
<u>Disbursements (Operating expenses)</u>	<u>7,133.75</u>
Balance as of May 31, 1998	\$951.53

There was some discussion, questions, and clarification regarding the assessments made to the property owners during the 1997-78 fiscal year. It was clarified that, as provided for in the "Landowner Covenant for Payment of Expenses", 1) individual landowner special assessments are paid by Castle & Cooke, and 2) special assessments are only paid by each individual landowner when that landowner requests services from the District. Upon motion by Director Coulthard, seconded by Director Cobb, the Board voted to accept the Treasurer's Report and place it on file.

APPROVAL OF BILLS

The Assistant Secretary submitted the following bills paid from October 27, 1997 through May 31, 1998 and need for ratification:

DISBURSEMENTS

Baker Manock & Jensen	Legal Services	\$3,764.97
Provost & Pritchard	Management Services	3,281.78
The Gualco Group	Lobbyist Employer	63.00
Wells Fargo Bank	Services charges	<u>24.00</u>
	TOTAL DISBURSEMENTS	\$7,133.75

Upon motion made by Director Coulthard, seconded by Director Cobb, and unanimously passed, the bills in the amount of \$7,133.75 are ratified as approved.

The Assistant Secretary then submitted the following bills payable:

Baker Manock & Jensen	Legal Services	\$1,222.60
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Upon motion by Director Coulthard, seconded by Director Cobb, and unanimously passed, the bills in the amount of \$1,222.60 are approved.

ADOPTION OF BUDGET

Mr. Provost distributed the proposed 1998-99 Fiscal Year Budget. There was a short discussion regarding the potential expense in each area. Upon motion by Director Pierre, seconded by Director Cobb, the Board unanimously approved the 1998-1999 Fiscal Year Budget of \$27,700 which is attached to and made a part of these minutes.

1998-99 SPECIAL ASSESSMENT

Mr. Provost presented to the Board the proposed 1998-99 Assessment which lists all lands and each separate parcel thereof within the District. He stated that the District needs to raise \$27,700.00 to fund the District's operational expenses as estimated in the 1998-99 Fiscal Year Budget. Mr. Provost also stated that a special assessment of \$3.00 upon each acre of land within the District would be sufficient to raise the sum specified in the annual estimate of operational expenses. Upon motion of Director Cobb, seconded by Director Pierre, the Board unanimously voted to adopt Resolution 98-1 which is attached to and made a part of these minutes to set the 1998-99 Special Assessment Rate at \$3.00 upon each acre of land within the District.

Upon motion by Director Pierre, seconded by Director Cobb, the Board further voted to instruct Director Jensen, as President of the District, to notify the Clerk of the Board of Supervisors that the District is going to collect its own assessments. A copy of such notice is attached and made a part of these minutes.

GROUNDWATER MANAGEMENT PLAN (IMPLEMENTATION)

The Board heard a report from the Manager-Engineer regarding the groundwater management plan. The Manager-Engineer distributed water level contour maps and stated that there is no action necessary at this time, however, the next measurements should be taken in October of this year.

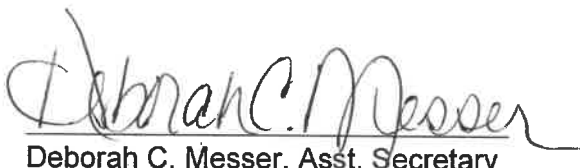
COUNCIL

Attorney David Holland, sitting in for Chris Campbell, gave an informational report regarding comments received in response to the Draft Environmental Report for the Village of Gateway. There were some questions and discussion regarding comments from the various agencies responding to the DEIR. Mr. Holland advised that the District will need to hear what Mr. Campos says before deciding how and when to move forward on some of these items.

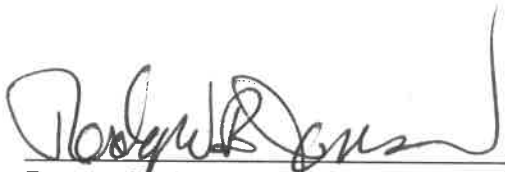
ADJOURNMENT

There being no further business to come before the Board, President Jensen adjourned the meeting at 2:51 p.m.

Respectfully submitted,


Deborah C. Messer, Asst. Secretary

Approved:


Rodger E. Jensen, President

ROOT CREEK WATER DISTRICT
1998-1999 FISCAL YEAR BUDGET

BOARD MEETINGS

Manager - Engineer	\$ 2,400
Attorney	3,600
Board of Directors	<u>-0-</u>
Subtotal	\$ 6,000

DISTRICT MANAGEMENT

Manager-Engineer Misc.(Groundwater Mapping)	2,500
ACWA Membership	775
Other Memberships	250
Audit	<u>350</u>
Subtotal	\$ 3,875

CLERICAL & EXPENSES

Clerical	1,000
Expenses(Legal advertiseing & Bank charges)	<u>200</u>
Subtotal	\$ 1,200

CONTINGENCY & DEBT

16,625

TOTAL BUDGET **\$27,700**

1997-98 Actual fo 11 Months (Add June Board Meeting Cost)

Provost & Pritchard (Board Meetings & Assessments)	\$ 1,613
Provost & Pritchard (Groundwater Maping, etc)	1,669
Baker, Manok & Jenson (Legal)	6,619
Gualco Group (Lobyest)	6,163
Memberships (Water Education Foundation)	100
Bank Charges (New Checks plus)	121
Legal Notices (For Groundwater Management Plan)	<u>97</u>
Sub-Total:	16,272
S & J Ranch (Prepaid Expenses)	<u>10,000</u>
TOTAL	26,272

RESOLUTION NO. 98-1

**ROOT CREEK WATER DISTRICT
1998 SPECIAL ASSESSMENT**

WHEREAS, this Board of Directors has received a petition, signed by each of the landholders of the District, to adopt a special assessment to fund the District's operational expenses; and

WHEREAS, this Board of Directors has estimated the District's operational expenses, to be incurred for the general benefit of all of the lands in the District, to be approximately \$27,700.00 per year; and


WHEREAS, the Assessor of said District has listed in the 1998 Special Assessment Book, all lands and each separate parcel thereof within the District, the name of head holder of title to each separate parcel of land within the District, and if unknown, that fact is stated, a description of each separate parcel of land within the District sufficient to identify it; and

WHEREAS, the total of said lands within the District is 9,233.51 acres.

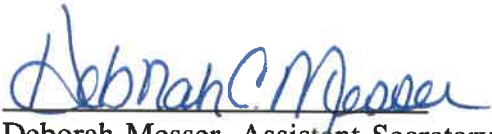
NOW, THEREFORE, BE IT, AND IT IS HEREBY, RESOLVED, as follows:

1. The special assessments set forth in the Root Creek Water District 1998 Special Assessment Book are equal, fair and just and represent the landholders acreage; and
2. The rate of special assessment of \$3.00 upon each acre of the land within Root Creek Water District, which rate is sufficient to raise the sum specified in the annual estimate of operational expenses, and the same is hereby, fixed, ordered, and levied; and
3. The minimum assessment on any one parcel shall be rounded up to \$3.00 if the actual calculations is greater than \$1.50 and rounded to \$0.00 if the actual calculation is less than \$1.50; and
4. This Board hereby assesses the lands within Root Creek Water District which have escaped assessment in prior years in the amounts set forth in the 1998 Special Assessment Book.

ADOPTED, SIGNED AND APPROVED this 8th day of June, 1998.


Rodger B. Jensen, President
Root Creek Water District

ATTEST



Deborah Messer, Assistant Secretary
Root Creek Water District

CERTIFICATE OF SECRETARY

I hereby certify that I am the Assistant Secretary of Root Creek Water District and that the foregoing Resolution was duly adopted by the Board of Directors of said District at the Regular Meeting duly held in Fresno, California on Monday, June 8, 1998, at which meeting a quorum of said Board of Directors was at all times present and acting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said District this 8th day of June, 1998.

(DISTRICT
SEAL)


Deborah Messer, Assistant Secretary

BEFORE THE BOARD OF SUPERVISORS

OF THE COUNTY OF MADERA, STATE OF CALIFORNIA

In the Matter of

ROOT CREEK WATER DISTRICT)
A California Water District)

TO: The Clerk of the Board of Supervisors of Madera County.

Pursuant to the provisions of Sections 36552 and 36553 of the Water Code of the State of California, the undersigned, the duly appointed Secretary of the Board of Directors of Root Creek Water District, a California water district, acting pursuant to and by order of the Board of Directors of Root Creek Water District, does hereby for and on behalf of the Board of Directors of Root Creek Water District present to you, for filing, the estimate of said Board of Directors of the sum required by the District to discharge all of its obligations that are unpaid and matured at the date hereof, that will mature during the next year, and that it is probable will be incurred and mature during the fiscal year 1998-99.

Said estimate is as follows:

Table with 2 columns: Description of estimate item and Amount. Items include: Estimate of sum required to discharge all obligations unpaid and matured as of this date, that will mature during the next year, and that it is probable will be incurred and mature during the next year (\$ 27,700); Estimated funds available and to become available other than assessments and water sales (\$ -0-); Amount anticipated to be available during next year from water sales and to be available to discharge obligations (\$ -0-); Amount necessary to be raised by assessments (\$ 27,700).

The undersigned further states, for and on behalf of the Board of Directors and pursuant to their order and direction, that the portion of the aforesaid sum so estimated which is estimated to be required for the payment of bonds is \$ -0- and of the interest on bonds is \$ -0-.

Signature of Deborah C. Messer
Assistant Secretary of the Board of Directors
Root Creek Water District

(DISTRICT SEAL)

APPROVED for ROOT CREEK WATER DISTRICT

Signature of Rodney Bean
President

Dated: _____

Signature of Deborah C. Messer
Assistant Secretary