

MINUTES of the Regular Meeting of the Board of Directors of the Root Creek Water District held at 2:00 p.m., Monday, September 27, 1999 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
Steve Ottmiller, General Manager, Madera Irrigation District

MINUTES

President Jensen asked if there were any corrections to the September 13, 1999 meeting minutes. There being no corrections, Director Jensen approved the minutes as submitted.

DISTRICT ELECTION

The Board heard a report from Attorney Chris Campbell regarding terms that expired for Directors Cobb and Pierre. Council states that we need to go through posting notice of the seats open and ask for nominations to fill the vacancies. If there are no nominations, then we will ask the Board of Supervisors to appoint Philip Pierre and Dave Cobb to fill the vacancies. There is no action required from the Board at this time.

WATER AGREEMENT

Attorney Chris Campbell gave a report regarding the Water Supply Agreement negotiated with the Friant Water Users Authority, Madera Irrigation District, and Chowchilla Water District. There was concern expressed regarding the ambiguity of what happens to Holding Contracts if the Bureau of Reclamation does not accept the Agreement. Steve Ottmiller, General Manager for the Madera Irrigation District, stated that signing of the Agreement was critical as it would set a precedent. Speaking on behalf of MID, CWD, and FWA, he further stated that the Districts see a lot of value in the Agreement being signed but it would be necessary that a majority of the Holding Contract owners sign the Agreement. Upon motion by Director Coulthard, seconded by Director Pierre, it was unanimously voted to support this Agreement in principle, with the understanding that the Agreement will be modified to satisfactorily address the Holding Contract issues discussed. Such modifications were to be presented to the Board for approval within one (1) week.

ADJOURNMENT

There being no further business to come before the Board, President Jensen adjourned the meeting at 3:25 p.m.

Respectfully submitted,


Deborah C. Messer, Asst. Secretary

Approved:


Rodger B. Jensen, President

MINUTES of the Regular Meeting of the Board of Directors of the Root Creek Water District held at 2:00 p.m., Monday, September 13, 1999 at the office of the District located at 39639 Avenue 10, Madera, California.

DIRECTORS PRESENT: Rodger B. Jensen - President
 Benton H. Coulthard - Vice President
 Al Bates - Secretary
 Philip R. Pierre
 Dave Cobb

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

MINUTES

President Jensen asked if there were any corrections to the June 8, 1998 meeting minutes. There being no corrections, Director Jensen approved the minutes as read.

TREASURER'S REPORT

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

<u>Wells Fargo Bank - Checking Account</u>	
Balance as of June 30, 1998	\$4,716.93
Deposits made (Special Assessment)	27,660.48
<u>Disbursements (Operating expenses)</u>	<u>32,030.44</u>
Balance as of June 30, 1999	\$346.97

<u>Wells Fargo Bank - Checking Account</u>	
Balance as of June 30, 1999	\$346.97
Deposits made (Special Assessment)	.00
<u>Disbursements (Operating expenses)</u>	<u>24.00</u>
Balance as of September 13, 1999	\$322.97

Upon motion by Director Pierre, seconded by Director Bates, 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 June 30, 1998 through September 13, 1999 and need for ratification:

<u>DISBURSEMENTS</u>		
Baker Manock & Jensen	Legal Services	\$ 726.30
Provost & Pritchard	Management Services	2,946.96
S & J Ranch, Inc.	Paydown note payable	27,144.18
S & J Ranch, Inc.	Pump efficiency tests	108.00
Wells Fargo Bank	Monthly service charges	144.00
ACWA	Membership dues	985.00
	TOTAL DISBURSEMENTS	<u>\$32,054.44</u>

Upon motion made by Director Bates, seconded by Director Pierre, and unanimously passed, the bills in the amount of \$32,054.44 were ratified.

ADOPTION OF BUDGET

Mr. Provost distributed the proposed 1999-2000 Fiscal Year Budget. There was a short discussion regarding the potential expenses and decreasing the amount payable to S & J Ranch, Inc. Upon motion by Director Cobb, seconded by Director Coulthard, the Board unanimously approved the 1999-2000 Fiscal Year Budget of \$27,660 that is attached to and made a part of these minutes.

1999-2000 SPECIAL ASSESSMENT

Mr. Provost presented to the Board the proposed 1999-2000 Assessment which lists all lands and each separate parcel thereof within the District. He stated that the District needs to raise \$27,660.00 to fund the District's operational expenses as estimated in the 1999-2000 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 by Director Coulthard, seconded by Director Pierre, the Board unanimously voted to adopt Resolution 99-1, which is attached to and made a part of these minutes, to set the 1999-2000 Special Assessment Rate at \$3.00 upon each acre of land within the District.

Upon motion by Director Coulthard, seconded by Director Bates, 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. There was no action necessary at this time.


COUNCIL

Attorney Chris Campbell gave a report regarding the Water Supply Agreement negotiated with the Friant Water Users Authority, Madera Irrigation District, and Chowchilla Water District. A copy of the agreement was distributed to each Director for their review. The Directors unanimously agreed to meet on Monday, September 27, 1999, at 2:00 p.m. for final discussion, approval, and signing of the agreement.

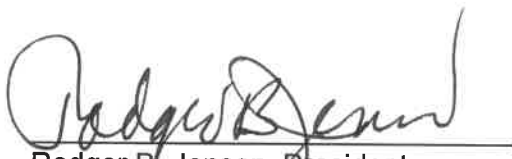
ADJOURNMENT

There being no further business to come before the Board, President Jensen adjourned the meeting at 3:48 p.m.

Respectfully submitted,


Deborah C. Messer, Asst. Secretary

Approved:


Rodger B. Jensen, President

ROOT CREEK WATER DISTRICT
1999-2000 FISCAL YEAR BUDGET

BOARD MEETINGS

Manager - Engineer	\$ 2,400
Attorney	3,600
Subtotal	\$ 6,000

DISTRICT MANAGEMENT

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

CLERICAL & EXPENSES

Clerical	1,000
Expenses (Legal advertising & Bank charges)	200
Subtotal	\$ 1,200

CONTINGENCY & DEBT 16,585

TOTAL BUDGET **\$27,660**

I:\DISTRICT\RTCKWDB\BUDGET.99.doc

Post-it® Fax Note	7671	Date	9-13	# of pages	1
To	Jim Probst	From	Marcie		
Co./Dept.		Co.			
Phone #		Phone #	449-2700		
Fax #	435-8067	Fax #			

RESOLUTION NO. 99-1

**ROOT CREEK WATER DISTRICT
1999 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 \$27,660.00 per year; and

WHEREAS, the Assessor of said District has listed in the 1999 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 1999 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 1999 Special Assessment Book.

ADOPTED, SIGNED AND APPROVED this 13th day of September, 1999.

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, September 13, 1999, 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 13th day of September, 1999.

(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 1999-00.

Said estimate is as follows:

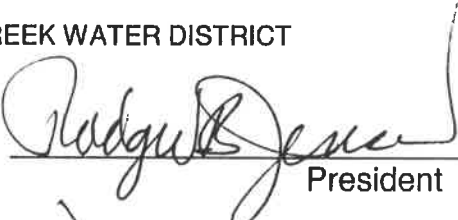
Estimate of sum required to discharge all obligations unpaid and matured as of this date, that will mature during the next year, and that it is probable will be incurred and mature during the next year.	\$ <u>27,600</u>
Estimated funds available and to become available other than assessments and water sales.	\$ <u>-0-</u>
Amount anticipated to be available during next year from water sales and to be available to discharge obligations.	\$ <u>-0-</u>
Amount necessary to be raised by assessments.	\$ <u>27,600</u>

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-.



Assistant Secretary of the Board of Directors
Root Creek Water District

(DISTRICT
SEAL)

APPROVED for ROOT CREEK WATER DISTRICT


President

Dated: Sept. 13, 1999


Assistant Secretary