

MINUTES of a special Meeting of the Board of Directors of the Root Creek Water District (RCWD) held at 10:00 a.m., Monday, November 18, 2002 at the office of the District located at 39639 Avenue 10, Madera, California

DIRECTORS PRESENT: Philip R. Pierre - President
 Jeffrey D. Coulthard
 Rodger B. Jensen

DIRECTORS ABSENT: Dave Cobb

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

MINUTES

President Pierre asked if there were any corrections to the July 2, 2002 meeting minutes. There being no corrections, upon motion by Director Jensen, seconded by Director Coulthard, the minutes were approved as submitted.

VACANCY CREATED BY AL BATES

Director Jensen nominated Richard Bascou to fill the vacancy created by Al Bates' resignation. The motion was seconded by Director Coulthard. The Board unanimously approved Richard Bascou to complete the term, which expires November 2004.

TREASURER'S REPORT / PAYMENT OF BILLS

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, 2002	\$ 1,113.87
Assessments received	27,660.48
Other Operating Income received	
AB 303 Study Grant	25,735.95
Reimbursement for Senate Bill 1871 legal expenses	1,884.68
Disbursements (Operating expenses)	(34,833.10)
Balance as of November 12, 2002	\$21,561.88
<u>Accounts Payable</u>	
Provost & Pritchard	76,845.10
Total	76,845.10

Upon motion by Director Jensen, seconded by Director Coulthard, the Treasurer's Report was approved and placed on file.

The Assistant Secretary, on behalf of the Treasurer, submitted the following bills paid between July 2, 2002 and November 18, 2002 and the need for their ratification:

Disbursements	Description	Amount
ACWA	2003 Agency Dues	695.00
Baker Manock & Jensen	Legal services	4,816.37
Michael B Cuttone, CPA	Audit & State Controller's Report	1,300.00
Madera Pumps, Inc.	Sound 19 wells	657.00
Provost & Pritchard	Management services	26,492.99
S & J Ranch	Administrative services	747.74
Saint Agnes Cardiac Care Unit	In memory of William Louis Howard	100.00
Wells Fargo Bank	Monthly service charge	24.00
	Total Disbursements	\$34,833.10

Upon motion by Director Coulthard, seconded by Director Jensen, the Board ratified the bills totaling \$34,833.10.

The Assistant Secretary also submitted the following bills to be approved for payment:

Payable To	Description	Amount
Provost & Pritchard	AB-303 Feasibility Study	57,820.57
Provost & Pritchard	Prop 13 Study	19,024.53
	Total Disbursements	\$76,845.10

Upon motion by Director Bascou, seconded by Director Coulthard, the Board approved payment of the bills payable to Provost & Pritchard, subject to reimbursement by our AB-303 Feasibility Study and Prop. 13 Study grants.

PROPOSITION 13 AND AB 303 GRANTS AND GROUNDWATER RECHARGE

Manager Provost reported on the status of work authorized and completed for the Prop. 13 and AB-303 studies. The Manager explained what the Prop. 13 Grant is for and that it had been completed to approximately the 35% level. The engineer is waiting for Castle & Cooke to define in which area pipeline is to be aligned for the District to receive the greatest benefit. Plans will then be finalized and an application submitted for a construction grant. Under the agreement with MID, RCWD must have a surface water supply sufficient to mitigate RCWD's annual average contribution to overdraft of approximately 3400 acre feet per year. Capacity of the proposed In-Lieu Groundwater Recharge system is 10,000 acre feet per year, but is not based on entirely on ag usage. By applying for construction funding in February 2003 it would provide the opportunity to install a system that on the average would supply sufficient surface water supplies to existing agriculturally developed property to mitigate RCWD annual average contribution to overdraft as well provide capacity for future direct recharge facilities. Eventually other land in the District will benefit from this. Indirectly all land in the immediate area surrounding RCWD will also benefit by addressing the overdraft. Similar to road impact fees, reimbursement would be received as benefits from infrastructure.

AB-303 grant is to help agencies develop a ground water management plan. RCWD is halfway completed with work authorized under the grant. The Manager has catalogued all wells (i.e. well logs, e-wells, historic hydrographs) in GIS mapping. President Pierre requested a presentation on how the mapping works.

MADERA COUNTY'S FLOOD PLAIN STUDY

The Board heard a report from the Manager regarding the flood plain location activities of Madera County. Madera County has filed an appeal on the flood plain being established on portions of the San Joaquin River. The County asked Provost & Pritchard to make a study. Since the District did not have the resources to participate in funding the study, Jim Cobb advanced \$1,000 on behalf of the District to cover the District's share of costs charged by Madera County. Upon motion by Director Jensen, seconded by Director Coulthard, the Board unanimously approved reimbursing Jim Cobb, Automated Technical Services, \$1,000 for the expenses he advanced.

VILLAGE OF GATEWAY

Counsel updated the Board regarding the status of the Village of Gateway project. Counsel reported that, after an extensive hearing, Madera County approved the Environmental Impact Report and General Plan Amendment on October 15, 2002. Legal action challenging the County's approval, however, has been filed.

According to the Butte Water District LOI, if the EIR and General Plan Amendment are not approved by September 1, 2002, the LOI expires. President Pierre contacted Butte to extend the agreement, and Butte agreed to extend the payment dates and time requirement to December 31, 2002. Counsel recommended extending the time requirement to March 31, 2003. Counsel will send a letter to Butte requesting the extension and explaining the legal action pending.

TATHAM EASEMENT

Counsel gave an update regarding the status of obtaining an easement from Tatham. The agreement has been drafted for the District, MID, and Tatham to review. The draft agreement states that MID is to annex the Tatham property into MID. When it (the Tatham property) is zoned for non-agricultural purposes, MID will deannex the property. RCWD will then annex the Tatham property. Counsel anticipates completing the Easement within 60 days.

WATER SUBJECTS

Counsel updated the Board on the Butte County and the US Bureau of Reclamation work as to obtaining water. Counsel stated that he met with the Bureau to review issues or concerns needing to be addressed before we can proceed. Sacramento and local personnel are very much behind the project, however, the key element is for the District to have no Federal water.

Bringing water in is a federal action, which can affect the environment, so an EIR is required. Discussion was made about incorporating the County EIR as part of the federal review. The proposed schedule for completion should be 18 months. The process, however, cannot come until the County process is complete.

ADJOURNMENT

There being no further business to come before the Board, President Pierre adjourned the meeting at 11:40 A.m.

Respectfully submitted,



Deborah C. Messer, Secretary

Approved:



Philip R. Pierre, President

ROOT CREEK WATER DISTRICT

TREASURER'S REPORT

November 12, 2002

OPERATING FUNDS:

Checking Account Balance - 06/30/2002 \$ 1,113.87

ASSESSMENTS RECEIVED:

27,660.48

OTHER OPERATING INCOME:

AB 303 Study Grant 25,735.95

Reimbursement for Senate Bill 1871 legal expenses 1,884.68

TOTAL FUNDS AVAILABLE 56,394.98

DISBURSEMENTS:

ACWA 695.00

Baker Manock & Jensen 4,816.37

Michael B. Cuttone, CPA 1,300.00

Madera Pumps, Inc. 657.00

Provost & Prichard 26,492.99

S & J Ranch 747.74

Saint Agnes Cardiac Care Unit 100.00

Wells Fargo Bank 24.00

TOTAL DISBURSEMENTS 34,833.10

CHECKING ACCOUNT BALANCE ON NOVEMBER 12, 2002 \$ 21,561.88

ACCOUNTS PAYABLE -

Provost & Pritchard - AB-303 Study 57,820.57✓

Provost & Pritchard - Prop. 13 Study 19,024.53✓

\$ 76,845.10

ROOT CREEK WATER DISTRICT
WELLS FARGO BANK

DATE	CK NO	ACCT NO	PAYOR / PAYEE	INV NO	AMT	FOR	(CK)/DEP	BALANCE
07/01/2002-06/30/2003			BEGINNING BALANCE					1,113.87
07/23/2002	715-00		Wells Fargo Bank		(12.00)	Monthly service fee	(12.00)	1,101.87 x RECONCILED
08/13/2002	1092	714-00	S & J Ranch	27335	(377.00)	Administrative services 04/01-06/25/2002	(377.00)	724.87 x
08/22/2002	715-00		Wells Fargo Bank		(12.00)	Monthly service fee	(12.00)	712.87 x RECONCILED
08/26/2002	Dep 865	111-02	Dole Food Company		27,660.48	2002-03 Special Assessment	27,660.48	28,373.35 x
09/04/2002	Dep 863	630-03	State of CA Dept of Water Resources		25,735.95	AB 303 study grant	25,735.95	54,109.30 x
09/05/2002	1093	711-01	Baker Manock & Jensen	12023	(2,351.00)	District usual course of business legal services	(2,351.00)	51,758.30 x
09/05/2002	1094	712-01	Provost & Pritchard	3744	(398.11)	Preparation of resolution for assessment	(398.11)	51,360.19 x
09/05/2002	1095	712-03	Provost & Pritchard	1249	(3,711.15)	AB 303 study	(3,711.15)	51,360.19 x
09/05/2002	1095	712-03	Provost & Pritchard	1250	(22,024.80)	AB 303 study	(22,024.80)	25,624.24 x
09/18/2002	1096	715-00	Saint Agnes Cardiac Care Unit		(100.00)	In Memory of William Louis Howard	(100.00)	25,524.24 x RECONCILED
10/14/2002	1097	711-01	Baker Manock & Jensen	12023	(561.29)	Services thru 08/31/2002	(561.29)	24,962.95 x
10/14/2002	1098	714-00	S & J Ranch	28148	(370.74)	Administrative services 07/01-09/30/2002	(370.74)	24,592.21 x
10/14/2002	1099	712-01	Provost & Pritchard	4044	(358.93)	Services thru 08/31/2002	(358.93)	24,233.28
10/14/2002	1100	711-05	Michael B. Cultone, CPA		(1,300.00)	Financial audit & State Controller's Report	(1,300.00)	22,933.28
11/04/2002	1101	711-01	Baker Manock & Jensen	12023	(19.40)	Services thru 09/30/2002	(19.40)	22,913.88
11/04/2002	1102	715-00	Madera Pumps, Inc.	42477	(657.00)	Sound 19 wells	(657.00)	22,256.88
11/04/2002	1103	713-00	Associatio of CA Water Agencies		(695.00)	2003 Agency Dues	(695.00)	21,561.88
11/07/2002	1104	711-01	Baker Manock & Jensen	12023	(1,113.29)	Services thru 04/30/2002	(1,113.29)	20,448.59
11/07/2002	1104	711-01	Baker Manock & Jensen	12023	(284.99)	Services thru 05/31/2002	(284.99)	20,163.60
11/07/2002	1104	711-01	Baker Manock & Jensen	12023	(486.40)	Services thru 06/30/2002	(486.40)	19,677.20
11/07/2002	Dep 864	711-01	Baker Manock & Jensen		1,884.68	Reimbursement for legal services	(1,884.68)	18,792.52
							1884.68	21,561.88

EXPENSES PENDING PAYMENT:

712-03	Provost & Pritchard	1249	(4,123.50)	Services thru 03/31/2002	AB 303	PROP 13
712-03	Provost & Pritchard	1250	(24,472.00)	Services thru 04/30/2002	4,123.50	
712-03	Provost & Pritchard		25,735.95	Paid ck #1095 09/05/2002	24,472.00	
712-03	Provost & Pritchard	3595	(31,076.26)	Services thru 05/31/2002	(25,735.95)	
712-03	Provost & Pritchard	3760	(5,627.96)	Services thru 06/30/2002	31,076.26	
712-04	Provost & Pritchard	3907	(2,494.00)	Services thru 06/30/2002	5,627.96	
712-03	Provost & Pritchard	3908	(10,137.30)	Services thru 08/02/2002	10,137.30	2,494.00
712-04	Provost & Pritchard	4021	(6,660.60)	Services thru 08/02/2002	6,660.60	
712-03	Provost & Pritchard	4021	(8,119.50)	Services thru 08/31/2002	8,119.50	
712-04	Provost & Pritchard	4022	(9,869.93)	Services thru 08/31/2002	9,869.93	
			(76,845.10)		57,820.57	19,024.53

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

2002 Investment Report
for
Period Ending November 12, 2002

DATE: November 12, 2002
TO: Board of Directors
FROM: James M. Burkhart, Treasurer

In accordance with Government Code Section 53646 and the Root Creek Water District Investment Policy, the following shall constitute the quarterly report of investments on behalf of the Root Creek Water District:

1. As of the date of the report, the remaining District funds are deposited in Federal Deposit Insurance Corporation (FDIC) insured accounts at Wells Fargo Bank. Therefore, as provided by Government Code Section 53646 (e), attached is the most recent statement received by the District.
2. The portfolio of the District is in compliance with the District's Statement of Investment Policy.
3. It is expected the District will be able to meet its expenditure requirements for the next six months based on current account balances and projected revenue from benefit assessments.

Date: November 4, 2002
To: Root Creek Water District
From: Jim Cobb
Re: Funds for Study (Madera County)

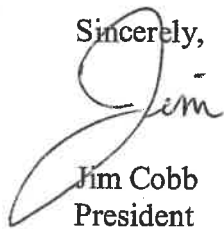
Automated Technical Services, Inc. advanced \$1,000 for Root Creek Water District in order to keep Madera County's flood plain study on schedule.

Please reimburse Automated Technical Services, Inc. at 8805 N Hwy 41, Fresno, CA 93720 the \$1,000 that was credited to Root Creek Water District to cover it's share of the cost as charged by the County of Madera.

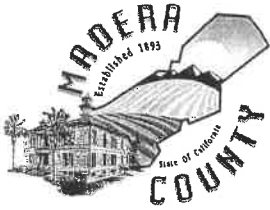
Please see attached County of Madera accounting.

Thank you for your assistance with this matter.

Sincerely,

A handwritten signature in cursive script that reads "Jim Cobb". The signature is written in dark ink and is positioned above the typed name and title.

Jim Cobb
President
Automated Technical Services, Inc

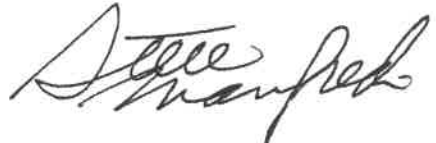


COUNTY OF MADERA
ADMINISTRATIVE MANAGEMENT

333 W. OLIVE AVENUE / MADERA, CALIFORNIA 93637-5402
(559) 675-7703 / FAX (559) 675-7950 / TDD TELEPHONE (559) 675-8970

July 25, 2002

To: Robert DeWall, Auditor-Controller

From: Stell Manfredi, County Administrative Officer 

Subject: Funds to be Allocated to the Board of Supervisors Budget - Professional & Specialized Services Account for a Flood Plain Study

This revenue will be recommended appropriated in the Final Budget adjustment document in the following manner:

Expenditures:

00100 Board of Supervisors
721400 Professional & Specialized Services, \$8,500 for a Flood Plain Study

Revenues: (General Fund)

Other Financial Sources
6805xx Flood Plain Study - \$8,500

Please create the above-mentioned revenue account for the below funds:

<u>Agency</u>	<u>Check No.</u>	<u>Amount</u>
Families Protecting the Valley	1020	\$ 1,000
Gravelly Ford Water District	2921	2,250
Columbia Canal Company	2609	1,000
Aliso Water District	631	1,000
Upper San Joaquin River Assn.	113	2,250
Root Creek Water District (by Jim Cobb)	360	<u>1,000</u>
Total		\$ 8,500

Thank you for your assistance.

SM:rw

cc: Chairman Bigelow
County Counsel
Chief Clerk to the Board
Denis Prosperi
✓ Jim Cobb