



MANAGING RESOURCES FOR A BETTER FUTURE

DIRECTORS
NICK BRUNO, PRESIDENT
JEFFREY D. COULTHARD, VICE PRESIDENT
SHANNON SIMONIAN, TREASURER
ERIC BREAM
MATT CERNIGLIA
MIKE DELAGUERRA
HENK GRIFFIN

JULIA D. STORNETTA, GENERAL MANAGER/SECRETARY
MIKE CUTTONE, ASSISTANT TREASURER
BRIAN EHLERS, DISTRICT ENGINEER
LAUREN D. LAYNE, LEGAL COUNSEL

REGULAR MEETING OF THE BOARD OF DIRECTORS

will be held on

Monday, November 13, 2023

11:00 a.m.

at

**The Lodge at Riverstone
370 Lodge Road South
Madera, California 93636**

1. CALL TO ORDER

2. PUBLIC COMMENT

Members of the public may address the Board on any matter related to the District that is not included on the Agenda. Comments are limited to five (5) minutes per person.

3. POTENTIAL CONFLICT(S) OF INTEREST

(Any Board member who has a potential conflict of interest may now identify the item and recuse himself or herself from discussing and voting on the matter.)

4. CONSENT CALENDAR – Review and Consider for Action:

- a. Approval of minutes of the Board Meeting on October 11, 2023.
- b. Acceptance of the financial statements for the month of September 2023.
- c. Approval of customer installment payment plans for delinquent accounts.

5. CORRESPONDENCE

(Members of the Board or Staff may provide comment on any timely matter related to the District that is not included on the agenda.)

6. PUBLIC HEARING – Public hearing to review and consider adopting updated fees for the following:

- a. Benefit Assessment
- b. Agricultural Customer Late Fee
- c. Municipal Customer Late Fee
- d. Municipal Water Rate
- e. Municipal Wastewater Rate
- f. Municipal Storm Drain Rate
- g. Municipal Water Volume Rate – Drought Conditions
- h. Municipal Connection Fees
- i. Agricultural Groundwater Recharge Fee
- j. Agricultural Surface Water Fee

7. RESOLUTIONS TO ADOPT FEES DISCUSSED IN THE PUBLIC HEARING – Review and take action. Upon conclusion of the public hearing, the board may take action to review and consider adopting the updated fees through corresponding resolutions.

- a. Benefit Assessment No. 2023-11-13a
- b. Agricultural Customer Late Fee No. 2023-11-13b
- c. Municipal Customer Late Fee No. 2023-11-13c
- d. Municipal Water Rate No. 2023-11-13d
- e. Municipal Wastewater Rate No. 2023-11-13e
- f. Municipal Storm Drain Rate No. 2023-11-13f
- g. Municipal Water Volume Rate No. 2023-11-13g
- h. Municipal Connection Fees No. 2023-11-13h
- i. Agricultural Groundwater Recharge Fee No. 2023-11-13i
- j. Agricultural Surface Water Fee No. 2023-11-13j

8. BOARD ACTION ITEMS - The Board may take action on any of the following items:

- a. **Purchase and Sale Agreement** – Review and consider the purchase of APN 049-052-006 for the purpose of building a water blending and treatment facility.
- b. **Storm Drain Basin Maintenance Agreement** – Review and consider action to enter into an agreement with Bonadelle Homes and Groveland Development Corporation to maintain the storm basin at APN 080-150-014.
- c. **Cost Sharing Agreement** – Review and take action to enter into a cost sharing agreement with Madera County for repair of distress on Road 40.
- d. **2024 Fiscal Year Budget** – Review and take action to adopt a budget for the 2024 Fiscal Year, commencing January 1, 2024.
- e. **Storm Drain Basin Construction** – Review and consider entering into an agreement for construction of a storm drain basin metered outlet at the Market basin.

9. **DISTRICT ENGINEER’S REPORT** - The Board may take action on any of the following:
 - a. Operations Monthly Report
 - b. Other District Matters

10. **LEGAL COUNSEL REPORT** – The Board may take action on any of the following items:
 - a. Legislation
 - b. Other District Matters

11. **GENERAL MANAGER’S REPORT** – The Board may take action on any of the following items:
 - a. Monthly Operations
 - b. Other District Matters

12. **COMMUNITY FACILITES DISTRICT** - The Root Creek Water District Board of Directors acting as the Board of Directors of the Community Facilities District may take action on any of the following items:
 - a. Receive and file the FY 2022/2023 SB 165 - Local Special Tax and Bond Accountability Report.

13. **CLOSED SESSION**
 - a. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: 1 case
 - b. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: 1 case.

14. **ADJOURN**

- Items on the Agenda may be taken in any order.
- Action may be taken on any item listed on the Agenda.
- Writings relating to open session Agenda items that are distributed to members of the Board of Directors will be available for inspection at the District office, excluding writings that are not public records or are exempt from disclosure under the California Public Records Acts.
- **ACCOMMODATIONS FOR PERSONS WITH DISABILITIES**
 A person with a qualifying disability under the Americans With Disabilities Act of 1990 may request the District to provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, or by written correspondence to the District at (559) 970-8778 or P.O. Box 27950, Fresno, California 93729, at least 48 hours before a District meeting.