



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, February 12, 2024

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 December 11, 2023.
- b. Acceptance of the financial statements for the months of November and December 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. BOARD ACTION ITEMS - The Board may take action on any of the following items:

- a. **Accounting Services Contract** – Review and consider action to approve a contract for accounting services with Cuttone and Mastro, CPAs in the amount of \$9,190 per month for the period of January 2024- June 30, 2024. *Budget Item 620.01.*
- b. **Amendment to Water Supply Agreement** – Review and consider action to adopt an amendment to the Water Supply Agreement between Wonderful Nut Orchards and Root Creek Water District.
- c. **Wastewater Treatment Facility** – Review and consider action to direct the District Engineer to design a 1.2 MGD wastewater treatment Facility.
- d. **Water Treatment Facility Scope Adjustment No. 2** – Review and consider action to approve contract scope adjustments for the Groundwater Blending and Arsenic Treatment Project, incorporating the Well 277 equipping as the overall project and adding services from BSK to the budget in the amount of \$84,712. *Budget Item 900.09-2 Connection Fees*
- e. **Water Treatment Facility Scope Adjustment No. 3** – Review and consider action to approve contract scope adjustments for the Groundwater Blending and Arsenic Treatment Project, for project staking in the amount of \$27,000 and construction surveying in the amount of \$190,000. *Budget Item 900.09-2 Connection Fees*
- f. **Water Treatment Facility Scope Adjustment No.4** – Review and consider action to approve contract scope adjustments for the Groundwater Blending and Arsenic Treatment Project, for project construction management in the amount of \$921,596.13. *Budget Item 900.09-2 Connection Fees*
- g. **Emergency Declaration** – Review and consider action to declare an emergency due to increased water use in approaching summer months, to direct staff to obtain bids, and to purchase equipment required to retrofit Well 277 for municipal use.
- h. **Legal Services** – Review and consider action to direct staff to circulate a Request for Qualifications (RFQ) for General Counsel Legal Services.

7. DISTRICT ENGINEER’S REPORT - The Board may take action on any of the following:

- a. Operations Monthly Report
- b. Update on Groundwater Blending and Arsenic Treatment Project
- c. Other District Matters

8. LEGAL COUNSEL REPORT – The Board may take action on any of the following items:

- a. Legislation
- b. Other District Matters

9. GENERAL MANAGER’S REPORT – The Board may take action on any of the following items:

- a. Monthly Operations
- b. Other District Matters

10. 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.

11. 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.