

# MINUTES OF THE REGULAR MEETING OF THE FLORIN RESOURCE CONSERVATION DISTRICT BOARD OF DIRECTORS

Wednesday, September 30, 2015

The regular meeting of the Florin Resource Conservation District Board of Directors was called to order at 6:30 p.m. by Chuck Dawson, Chair, at 9257 Elk Grove Blvd, Elk Grove CA.

## Call to Order, Roll Call, and Pledge of Allegiance.

Directors Present: Chuck Dawson, Bob Gray, Elliot Mulberg, Tom Nelson, and Jeanne Sabin  
Directors Absent: None  
Staff Present: Mark J. Madison, General Manager; Jim Malberg, Finance Manager; Donella Murrillo, Finance Supervisor; Stefani Phillips, Secretary; Bruce Kamilos, Associate Civil Engineer; Ellen Carlson, Management  
Associate Directors Present: Davies Ononiwu  
General Counsel Present: Ann Siprelle, Best Best & Krieger (BB&K)  
Consultants Present: None

## Public Comment

Mark Graham presented Geoengineering to the Florin Resource Conservation District Board of Directors (Board). Mr. Graham commented that global weather modification is threatening all life on earth.

## 1. Proclamations and Announcements

Jim Malberg, Finance Manager, informed the Board that the District was in receipt of a letter from Special District Risk Management Authority (SDRMA) regarding the formal acknowledgement efforts towards risk management. Mr. Malberg stated that there were zero paid property claims in the prior fiscal year and as a result the District received a credit of 2% points, which reduced the premium for FY 2015-16 by \$2530.

The Board congratulated the District staff for this accomplishment and thanked them for their efforts.

## 2. Consent Calendar

- a. Regular Board Meeting Minutes – August 26, 2015
- b. Special Board Meeting Minutes – August 31, 2015
- c. FRCD Cash Flow Worksheet – August, 2015
- d. Warrants Paid – August, 2015
- e. Active Accounts – August, 2015
- f. Bond Covenant Status for FY 2015-16 – August, 2015
- g. Revenues and Expenses – Actual vs Budget FY 2015-16 – August, 2015
- h. Cash Accounts – August, 2015
- i. Consultants Expenses – August, 2015

MSC (Sabin/Nelson) to approve Consent Calendar items a-i 5/0: Ayes: Dawson, Gray, Mulberg, Nelson, and Sabin.

## 3. Bay Delta Conservation Plan/California WaterFix

Mark Madison, General Manager, gave background on the Bay Delta Conservation Plan/California WaterFix to the Board. In summary, the California WaterFix includes a controversial tunnel and intake system which would redirect flows around the California Delta. A Partially Recirculated Draft Environmental Impact Report/Supplemental Draft

Environmental Impact Statement has been issued by the California Department of Water Resources and other lead agencies, and comments on this document are due by October 30, 2015. Mr. Madison introduced Don Notolli, Sacramento County Board of Supervisors.

Mr. Notolli complimented the Elk Grove Water District (EGWD) customers for their water conservation efforts and gave his comments on the California WaterFix. He stated that this project will have a lasting negative affect on the Delta and also a negative affect for Northern California to thrive and prosper.

Jeanne Sabin, Director, inquired if the County of Sacramento has taken any action to stop the tunnels. Mr. Notolli responded stating yes, the County has passed resolutions and have written letters stating their opposition of the tunnels.

Elliot Mulberg, Director, commented stating the Florin Resource Conservation District (FRCD) should probably make comments regarding the tunnels if litigation goes down the road. Mr. Mulberg also inquired if there has been any discussions or impacts regarding groundwater. Mr. Notolli responded stating there has been some discussion on groundwater and there may be some impact as well.

Bob Gray, Director, inquired what the flow rate at Courtland was today. Mr. Notolli responded roughly around 10,000-12,000, 100 cubic feet (Ccf). Mark Madison, General Manager, responded stating he will find out what the flow rate is and will email the answer to Mr. Gray. Mr. Gray also made a comment that after he read an article on Cadillac Dessert the farmers and Metropolitan Water District have to pay the cost of the tunnels and it is not worth it to them unless Northern California picks up the cost.

Davies Ononiwu, Associate Director, inquired what it will take to get this project going. Mr. Notolli responded stating there is no requirement for this project to go to a vote. He stated there is an initiative from a Delta farmer as a means of financing and will be put before the voters in November 2016 stating anything over \$2 billion will require a vote from the people.

Mr. Madison stated that he will work with the County of Sacramento to synchronize comments to express a similar voice.

Mr. Madison thanked Don Notolli for his comments and his position on the California WaterFix.

MSC (Nelson/Sabin) to approve a motion authorizing the General Manager to write a letter in opposition including comments on the Draft Environmental Impact Report 5/0: Ayes: Dawson, Gray, Mulberg, Nelson, and Sabin.

#### **4. Committee Meetings**

No committee meetings were held between the months of August and September 2015.

#### **5. Florin Resource Conservation District Conservation Activities – September 2015**

Ellen Carlson, Management Analyst, introduced the Florin Resource Conservation District Conservation Activities – September 2015 to the Board and passed this item to Mark Madison, General Manager.

Mr. Madison spoke of the Needs Assessment for the FRCD and stated that the FRCD is now under contract with Kampa Consulting, LLC. Mr. Madison stated that Kampa Consulting, LLC will provide a status report at the October Board Meeting on the Needs Assessment.

## 6. Elk Grove Water District Conservation Activities – September 2015

Ellen Carlson, Management Analyst, introduced the Elk Grove Water District Conservation Activities – September 2015 to the Board. In summary, for the month of August, Service Area 1 reduced its water consumption by 39.25% and Service Area 2 reduced its water consumption by 32.31%. The cumulative reduction for the month is 39.27% and the cumulative reduction for the District starting from June 2015 is 39.27%.

Ms. Carlson invited the Board to visit the Districts booth at the Elk Grove Pumpkin Festival, which will be held October 3-4, 2015 at the Elk Grove Park. She stated staff will be passing out buckets to customers that visit the booth to help with their conservation efforts. There will also be other activities that staff will be participating in to educate the Districts customers on water use.

Ms. Carlson stated a new website called, "BeyondTheDrought.com," which highlights a number of videos to assist with everything from setting an irrigation controller to helping trees survive the drought.

Mark Madison, General Manager, commented that Cosumnes Community Services District has saved around 34,000,000 gallons of water in comparison from June to August 2013, which is a savings of 9.2%.

Mr. Madison also commented that the Sacramento Regional Sanitation District have opened some recycled filling stations where customers can come and get recycled water for irrigation.

## 7. Elk Grove Water District Operations Report – August 2015

Mark J. Madison, General Manager, presented the highlights of the Operations Report – August, 2015:

- No customer complaints
- Utility Work Orders
  - 26 Service Line Replacements
- Static and Pumping levels – same data as August and the District is not seeing an appreciable amount of drop in levels and is attributable to the water conservation program
- Samples were normal for the month of August
- All preventative maintenance activities were performed on time and per the standard operating procedure (SOP)
- Leaks
  - 2 Service Line leaks
  - 1 Main Line leak
- Utility crew has started the Colton/Orton project replacing 4" water lines with 8" water lines

Chuck Dawson, Chairman, commented that it was an honor to see the work that is being completed by the Utility Department on Colton/Orton and he stated that he was pleased with how the crew worked and solved problems as they happened. Mr. Dawson commented that the crew is actually helping provide more water flow to our customers.

## **8. Appointment of Lisa Medina as Associate Director to the Florin Resource Conservation District**

Stefani Phillips, Board Secretary, presented the Appointment of Lisa Medina as Associate Director to the Florin Resource Conservation District to the Board of Directors.

Mark Madison, General Manager, asked Lisa Medina to give the Board a synopsis of what she has been doing to date. Ms. Medina spoke about her role as a Mutual Aid to the recent Butte Fires.

MSC (Mulberg/Dawson) to appoint Lisa Medina as Associate Director to the Florin Resource Conservation District Board of Directors 5/0: Ayes: Dawson, Gray, Mulberg, Nelson, and Sabin.

## **9. Association of California Water Agencies Committee Appointment Nominations for the 2016-2017 Term**

Stefani Phillips, Board Secretary, presented the Association of California Water Agencies Committee Appointment Nominations for the 2016-2017 Term to the Board. In summary, the Association of California Water Agencies (ACWA) is calling for committee nominations from ACWA member agencies for the 2016-2017 term. The new ACWA president will be elected at the fall conference and subsequently he/she will be making the committee appointments. All nominations must be submitted by midnight on Wednesday, September 30, 2015.

The Board concluded there was no interest.

## **10. Legislative Update**

Ellen Carlson, Management Analyst, presented the Legislative Update to the Board. In summary, the Interim Recess for the California Legislature began at close of day on September 11, 2015. The Governor has until October 11, 2015 to sign or veto bills passed by the Legislature. The State's legislators are on recess until January 4, 2016.

Comments and inquires include:

- S.J. Res 22 (Senate Joint Resolution) – this would overturn the current administration's regulations asserting its authority over streams and wetlands
- Bob Gray, Director, is concerned on the timing of SB 555 - Staff will be watching this bill closely
- Elliot Mulberg, Director, suggested a list be compiled of what bills have been signed and present it at the October Board meeting

## **11. Director Comments**

Elliot Mulberg, Director, announced California Special District Association (CSDA) is having a Legislative Committee workshop on November 6, 2015 on potential Legislation to pursue. He suggested if there was anything the Board would like to pursue to let him know at the October Board Meeting.

Tom Nelson, Vice-Chairman, provided a status report to the Board on Sacramento Central Groundwater Authority (SCGA) becoming a Joint Power Authority (JPA).

## **12. Closed Session**

- a. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION  
Gov. Code Sec. 54956.9(d)(1)

- Florin Resource Conservation District v. Bank of New York Mellon Trust Company,  
Sacramento County Superior Court Case No. 34-2015-00179868-CU-MC-GDS
- b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Gov. Code Sec. 54956.8  
Property: 134-0050-079-0000  
Agency negotiator: Mark J. Madison  
Negotiating parties: FRCD and Wilton Rancheria  
Under negotiation: price and terms of payment
- c. CONFERENCE WITH LABOR NEGOTIATORS (Gov't. Code Section 54957.6)  
Agency designated representatives: Mark J. Madison, General Manager  
Unrepresented employees: All

No reportable action taken.

Adjourn to Regular Meeting on Wednesday, October 28, 2015 at 6:30 p.m.

Respectfully submitted,

*Stefani Phillips*

Stefani Phillips, Secretary

SP/CR