

MINUTES OF A SPECIAL
MEETING OF THE
BOARD OF DIRECTORS OF
WESTSIDE WATER AUTHORITY

Held December 15, 2021

A special meeting of the Board of Directors of Westside Water Authority was held on December 15, 2021, at 11:30 a.m. by video conference and teleconference only.

CALL TO ORDER)
_____)

Chairman Rob Yraceburu called the meeting to order at 11:30 a.m.

ROLL CALL)
_____)

The following directors attended via video conference and/or phone: Rob Yraceburu, Rob Goff, Alan Scroggs, Bernard Pugét, Mike Nordstrom, and Rod Stiefvater.

The following director was not in attendance: John Vidovich.

Also attending by video conference and/or teleconference were: Jeff Eklund; Varun Nandaniya; Don Elholm; Nancy Belton; Andrew Mason; Jay Kroeker; Brett Hampf; Dale Melville; Brad Kroeker; Doug Anderson; Justin Rowe; Alan Becker; Tami Pensinger; Mary King; Morgan Mitchell; Jamie Marquez; Oscar Mello; Gnell Sparks, Assistant Treasurer; Kim Constant, Assistant Secretary; Mark Gilkey, Executive Director; and Joe Hughes, Legal Counsel.

ADOPTION OF ALTERNATE)
TELECONFERENCING REQUIREMENTS)
_____)

Following discussion, on motion of Rob Goff, seconded by Bernard Pugét, and unanimously carried, the Board made the determination that, due to continuation of the Governor's Executive Order and imminent risk to health and safety, the Board will continue with the previous teleconferencing determinations under Assembly Bill 361, on the following roll call vote:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs
Rod Stiefvater

NOES: None

ABSENT: John Vidovich

APPROVAL OF AGENDA)
_____)

Gnell Sparks requested that the Board approve reporting the 2020 Audit first under Financial Reports.

Following discussion, on motion of Alan Scroggs, seconded by Mike Nordstrom, and unanimously carried, the Board approved the agenda, including the requested change, on the following roll call vote:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs
Rod Stiefvater

NOES: None

ABSENT: John Vidovich

FINANCIAL REPORTS)
_____)

Kim Brown, Cody Tolbert, Sharon Roden, Leta Spencer arrived at this point in the meeting.

Audit Activities: Ms. Nancy Belton from Daniells Phillips Vaughn & Bock, presented a draft audit of the District's Financials for the year ending December 31, 2020 (2020 Audit). Director Nordstrom requested that the audit reference capital assets. Ms. Belton will edit the footnotes of the audit to reflect said update. The Chairman recommended that the audit be distributed to the Board for review with a comment period of five days. If no comments are received by December 20, 2021, Staff is authorized to receive and file the audit. Following discussion, on motion of Mike Nordstrom, seconded by Rob Goff, and unanimously carried, the audit for the year ending December 31, 2020 was received and ordered filed, subject to review of the update as described, on the following roll call vote:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs
Rod Stiefvater
Kim Brown

NOES: None

ABSENT: None

Nancy Belton left at this point in the meeting.

Treasurer's Reports: Gnell Sparks presented the Treasurer's Report in the form attached as **Exhibit A**. Following discussion, on motion of Rob Goff, seconded by Alan Scroggs, and unanimously carried, the report was approved by the following roll call vote and ordered filed:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs
Rod Stiefvater
Kim Brown

NOES: None

ABSENT: None

Warrants: Gnell Sparks presented the register of warrants attached as **Exhibit "B"** and **Exhibit "C"** for ratification and approval, stating that there were, in the described funds, sufficient unencumbered monies to pay such warrants. Following discussion, on motion of Rob Goff, seconded by Alan Scroggs, payment of the warrants attached as **Exhibit "B"** and **Exhibit "C"**, were approved for ratification and payment on the following roll call vote:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs

Rod Stiefvater
Kim Brown

NOES: None

ABSENT: None

Audit Activities: This item was discussed earlier in the meeting.

2022 Budget: Tabled until after closed session.

WATER SUPPLY AND)
OPERATIONS REPORTS)
_____)

The Executive Director updated the Board on the following topics:

State Water Project Supply:

The 2021 SWP allocation is 5 percent.

The initial 2022 SWP allocation is 0 percent. On December 1, 2021, the Department of Water Resources (DWR) notified the State Water Contractors that DWR will be allocating the initial 2022 State Water Project (SWP) available supplies on a basis that ensures the SWP long-term water supply contractors (Contractors) can meet their outstanding minimum human health and safety demands for water. DWR referenced Article 18(a) of the long-term water supply contract between DWR and each of the SWP Contractors. The initial 2022 SWP allocation is based on minimum unmet water demands to meet domestic supply, fire protection, and sanitation needs during the year minimum human health and safety demands for water.

As of December 13, 2021, the State share of San Luis Reservoir (SLR) was about .434 MAF and Oroville storage was about 1.089 MAF.

Starting in July 2021, the CVP portion of San Luis Reservoir was at zero and went negative. The Bureau asked to borrow what is needed for the CVP through the low point from DWR. DWR loaned water in San Luis Reservoir to the Bureau in July and August 2021. It was reported at a recent State Water Contractor meeting that the Bureau has now fully repaid the water owed to SWP in San Luis Reservoir.

The total estimated 2021 water supply from the following sources is as follows:

| SUPPLY | BMWD | LHWD | BWSD | TOTAL |
|-------------------------|-------------------|-------------------|-------------------|-------------------|
| ➤ Contract Water (5%) | 4,630 AF | 5,956 AF | 6,075 AF | 16,661 AF |
| ➤ 2020 Carryover (est) | 21,573 AF | 28,189 AF | 29,076 AF | 78,838 AF |
| ➤ DYTP (est) | 466 AF | 599 AF | 612 AF | 1,677 AF |
| ➤ Yuba (est) | 1,607 AF | 2,066 AF | 2,108 AF | 5,781 AF |
| ➤ Pioneer/BMSG Rec Req | 33,154 AF | 19,970 AF | 24,982 AF | 78,106 AF |
| ➤ KWB Recovery Requests | 40,000 AF | 36,000 AF | 36,000 AF | 112,000 AF |
| ➤ Landowner Transfers | 7,893 AF | 8,075 AF | 8,475 AF | 24,443 AF |
| ➤ Westside 5 | 8,271 AF | 11,839 AF | 8,955 AF | 29,065 AF |
| ➤ Total | 117,594 AF | 112,694 AF | 116,283 AF | 346,571 AF |

Multi-year Transfers and Draft Agreement with Participating Landowners: The Executive Director presented a letter regarding the short term agreement to lease Table A water between Belridge Water Storage District, Berrenda Mesa Water District, Lost Hills Water District, and Wheeler Ridge-Maricopa Water Storage District with Kern County Water Agency. Each District will receive their proportionate share of the available 8,000 AF of Table A water based on the final SWP allocation for 2021 and 2022. The short-term lease program allows the participants to have priority placement in the long-term agreement currently being negotiated.

Contracts between Kern County Water Agency and BWSD, BMWD, and LHWD for Lease of Kern County Water Agency State Water Project Table A Water; Priority for Future Participation in Program for Current Year Participants: Following discussion, on motion of Mike Nordstrom, seconded by Bernard Pugét, the Board approved the short term agreement to lease Table A water between Belridge Water Storage District, Berrenda Mesa Water District, and Lost Hills Water District with Kern County Water Agency, allowing the short-term agreement participants to have priority placement in the long-term agreement on the following roll call vote:

AYES: Rob Yraceburu
Bernard Pugét
Rob Goff
Mike Nordstrom
Alan Scroggs
Rod Stiefvater

Kim Brown

NOES: None

ABSENT: None

Butte Multi-year Agreement and Agreement with Participating Landowners: The Executive Director presented the following information regarding the Butte Multi-year agreement and agreement with participating landowners: 1) projections for the Butte County water quantity and cost going forward; 2) cost for each District's share of the 2021 Butte County water; 3) an agreement that will secure individual participation in the Butte County program for the next ten years; 4) the agreement between Butte County and the Westside 5 Districts; 5) the extension of the agreement approved in 2021; 6) individual landowner agreements with participating landowners. No actions taken.

Mike Nordstrom left at this point in the meeting.

Aqueduct Pump-back Project: The Executive Director presented the following information regarding the Aqueduct Pump-back Project (Project): 1) SWP update; 2) update from meeting with DWR; 3) timeline and re-bid details: Staff recommended delaying the re-bid until January; and 4) potential 2022 WWA strategic planning session.

Butte Multi-year Agreement and Agreement with Participating Landowners: This item was discussed earlier in the meeting.

OTHER AUTHORITY ISSUES)
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District Employee Salary Adjustments: Tabled until after closed session.

PUBLIC PARTICIPATION)
NON-AGENDIZED ITEMS)
_____)

No public participation.

EXECUTIVE (CLOSED) SESSION)
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The President directed that the Board move into closed session to discuss anticipated litigation, existing litigation, and public employees. Legal Counsel advised the Board that it has authority to hold a closed session under Government Code sections 54956.8, 54956.9(d)(2), 54956.9(d)(4),

and 54957. All persons other than the Directors, the Executive Director, Legal Counsel, Morgan Mitchell, Jaime Marquez, Gnell Sparks, and Kim Constant thereupon retired from the meeting.

Following the closed session, the meeting was again open to the public. Legal Counsel advised that no reportable action was taken in the closed session.

2022 BUDGET)
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Following discussion, on motion of Kim Brown, seconded by Rod Stiefvater, and unanimously carried, the Board approved the 2022 budget on the following roll call vote:

AYES: Rob Yraceburu
 Bernard Pugét
 Rob Goff
 Mike Nordstrom
 Alan Scroggs
 Rod Stiefvater
 Kim Brown

NOES: None

ABSENT: None

DISTRICT SALARY)
ADJUSTMENTS)
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Following discussion, the Chairman recommended that salary increases for Authority employees range from 2 percent to 5 percent and authorize two additional positions. Upon motion of Kim Brown, seconded by Rod Stiefvater, and unanimously carried, the Board approved the revised Salary and Benefits effective the first pay period in 2022 and authorized two additional positions on the following roll call vote:

AYES: Rob Yraceburu
 Bernard Pugét
 Rob Goff
 Mike Nordstrom
 Alan Scroggs
 Rod Stiefvater


Kim Brown

NOES: None

ABSENT: None

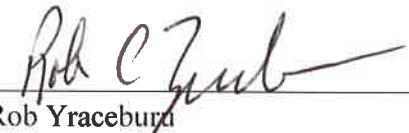
ADJOURNMENT)
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There being no further business to come before the meeting, it was, on motion of Rob Goff, seconded by Rod Stiefvater, and unanimously carried, said meeting was adjourned at 1:40 p.m.



Alan Scroggs
Secretary of the Board of Directors

APPROVED:



Rob Yraceburn
Chairman