## AGENDA PANOCHE WATER DISTRICT

REGULAR BOARD OF DIRECTORS MEETING December 13, 2022 – 9:30 a.m.

CONSISTENT WITH RESOLUTION NO. 826-22 PROCLAIMING A LOCAL EMERGENCY AND AUTHORIZING REMOTE TELECONFERENCE BOARD MEETINGS THROUGH DECEMBER 22, 2022, PURSUANT TO AB 361, THE OPEN SESSION OF THIS MEETING MAY BE JOINED FROM YOUR COMPUTER, TABLET OR SMARTPHONE THROUGH THE FOLLOWING MEANS:

https://meet.goto.com/280300237

#### **AND PLEASE DIAL**

Conference call in number: (866) 705-2554 Passcode: 148 890

**PRESIDENT'S ANNOUNCEMENT:** Pursuant to Government Code Section 54952.3, let it be known that Board Members receive no compensation or stipend for simultaneous or serial order meetings of the Panoche Water District, Panoche Drainage District, Panoche Financing Authority, and/or the Panoche Resource Conservation District.

#### 1. CALL TO ORDER

- **2. REVIEW OF AGENDA:** The Board will consider corrections and/or additions to the Agenda of items requiring immediate action that came to the attention of the Board after the Agenda was posted.
- **3. ROLL CALL:** A quorum will be confirmed and the Board will consider appointment of an acting Officer(s) in the event the President, Vice-President, and/or Secretary is absent from the meeting.
- **4. POTENTIAL CONFLICTS OF INTEREST:** Any Board member who has a potential conflict of interest may now identify the Agenda Item and recuse themself from discussing and voting on the matter. [Government Code Section 87105]
- 5. PUBLIC COMMENT: The Board of Directors welcomes participation in Board meetings. The public may address matters under the jurisdiction of the Board that have not been posted in the Agenda. The public will be given the opportunity to address the Board on any item in the Agenda at this time or before the Board's consideration of that item. If members of the public desire to address the Board relative to a particular Agenda item at the time it is to be considered, they should so notify the President of the Board at this time. Please note, California Law prohibits the Board from taking action on any matter during a regular meeting that is not on the posted Agenda unless the Board determines that it is an emergency or one of the other situations specified in Government Code Section 54954.2. During a special meeting, the Board may not take action on any matter that is not on the posted Agenda. The President may limit the total amount of time allocated for public comment on particular issues to 3 minutes for each individual speaker.

#### 6. DIVISION REPORTS:

- A. Water Operations & Maintenance Juan Cadena
- B. Administration Ara Azhderian
- C. Ethics, Compliance, & Human Resources Lorena Chagoya
- 7. PANOCHE WATER & DRAINAGE DISTRICTS JOINT CLOSED SESSION: Conference with Legal Counsel.
  - A. CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION
    Significant Exposure to Litigation pursuant to Section 54956.9(d), paragraph (2) or (3):

Number of Cases: Ten

#### 8. REPORT FROM JOINT CLOSED SESSION (GOVERNMENT CODE SECTION 54957.1)

#### 9. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation pursuant to Section 54956.9(d), paragraph (2) or (3):

Number of Cases: Four

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Section 54956.9(d)(1):

#### Names of Cases:

- i. <u>Imani Percoats & Chris Bettencourt vs. Panoche Water District</u> Fresno County Superior Court Case No. 18CECG01651
- ii. <u>Center for Biological Diversity, et al. v. United States, et al.</u>US District Court, E.D. Cal, Case No. 1:20-CV-00760 DAD-EPG
- v. North Coast Rivers Alliance, et al. v. Kenneth Salazar, et al. US District Court, E.D. Cal., Case No. 1:16-cv-00307-DAD-SKO
- vi. <u>Firebaugh Canal Water District & Central California Water District v. United States, et al.</u> US District Court, E.D. Cal., Case 1:88-cv-00634-LJO-SKO

#### 10. REPORT FROM CLOSED SESSION

#### 11. <u>CONSENT CALENDAR</u>

All matters listed on the Consent Calendar are considered to be routine and non-controversial and will be acted upon by a single action of the Board of Directors, unless a Board Member requests separate consideration of the item. If such a request is made, the item may be heard as an Action Item at this meeting. The Board will review and consider (Tab 2):

- Adopting a Resolution determining that during the proclaimed state of emergency due to the COVID-19 pandemic, meeting in person would present imminent risk to the health or safety of attendees;
- Approving DRAFT minutes from the November 08, 2022, regular meeting of the Board;
- Approving DRAFT minutes from the November 16, 2022, special meeting of the Board;
- Approving DRAFT minutes from the November 22, 2022, special meeting of the Board;
- o Accepting the monthly financial statements for the period ending November 30, 2022;
- o Accepting the Director's Monthly Credit Card Usage Report.

#### **ACTION ITEMS**

- 12. The Board to review and consider Officer's appointments following the retirement of Director John Bennett (Azhderian Tab 3);
- 13. The Board to review and consider a Resolution designating District representative to serve on the Grassland Basin Authority Board of Directors (Azhderian Tab 4);
- 14. The Board to review and consider adopting a Resolution designating authorized signatories to the District's Mechanics Bank accounts (Azhderian Tab 5);
- 15. The Board to review and consider claim presented by JoAnn Johnson (Azhderian/Williams Tab 6);
- 16. The Board to review and consider issuing an Invitation for Bids to purchase a new, one-ton pickup truck (Azhderian Tab 7);
- 17. The Board to review and consider authorizing District participation in associations and other forums supporting agricultural water and related outreach and education efforts (Azhderian Tab 8);
- **18.** The Board to consider presenting Christmas bonuses to all District employees (Azhderian Tab 9);
- **19.** The Board to review and consider approving the accounts payable (Azhderian Tab 10).

#### **REPORT ITEMS**

- 20. FINANCIAL REPORTS (Tab 11)
  - A. FYE 2023 Budget-to-Actual Report;
  - B. FYE 2024 District Rates Proposal;
  - C. ACWA JPIA President's Special Recognition Award;
  - D. Other financial matters affecting the District.

#### 21. REPORTS UNDER DISTRICT POLICIES

- A. Emergency COVID-19 Pandemic Response Policy;
- B. Report(s) on Brown Act Meetings & Conferences Attended at District Expense (may be written or oral and may be joint for multiple attendees);
- C. Board to Consider Update(s) or Approval(s) Required Under Any Other District Policies.

#### 22. GENERAL MANAGER'S REPORT (Tab 12)

- A. Water Supplies, Deliveries, and Quality;
- B. Domestic Water Treatment Plant;
- C. Solar Project;
- D. Staffing;
- E. Los Vaqueros Expansion Project;
- F. B.F. Sisk Expansion Project;
- G. Other Matters Affecting the District.

#### 23. REPORTS ON OTHER ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54954.2(a)(3)

#### 24. FUTURE MEETING DATES

- A. Board to Consider Action to Set Special Meeting Date(s): None Requested Merry Christmas!
- B. Next Regular Meeting Date: January 10, 2023.

#### 25. ADJOURNMENT

- 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.

Americans with Disabilities Act of 1990: Under this Act, a qualifying person may request that the District provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for assistance shall be made in person, in written form, or via telephone by calling (209) 364-6136. Requests must be received at least 18 hours prior to a scheduled public meeting.

Investment Information Disclaimer: This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Section 54950 et seq., and has not been prepared with a view to informing an investment decision in any of the District's bonds, notes, or other obligations. Any projections, plans, or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of the District's bonds, notes or other obligations and investors and potential investors should rely only on information filed by the District on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures, maintained on the World Wide Web at <a href="https://emma.msrb.org/">https://emma.msrb.org/</a>.

### PANOCHE WATER DISTRICT RESOLUTION NO. 827-22

A RESOLUTION OF THE BOARD OF DIRECTORS PROCLAIMING A LOCAL EMERGENCY,
RATIFYING GOVERNOR NEWSOM'S MARCH 4, 2020, PROCLAMATION OF A
STATE OF EMERGENCY, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE
LEGISLATIVE BODIES OF PANOCHE WATER DISTRICT THROUGH JANUARY 12, 2022
PURSUANT TO BROWN ACT PROVISIONS

WHEREAS, the Panoche Water District is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Panoche Water District's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, on March 4<sup>th</sup>, 2020, Governor Newsom proclaimed a State of Emergency due to the COVID-19 pandemic and such proclamation has not as of the date of this Resolution been lifted; and

WHEREAS, due to what may be the sensitivity of some members of the public as well as to members of the Board and District staff, the contagious nature of COVID-19, including variants of the virus, and current guidance from federal, state, and local agencies that social distancing reduces the transmission of the virus, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, the Board of Directors does hereby find that the current status of the COVID-19 pandemic has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the Proclamation of a State of Emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of Panoche Water District shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

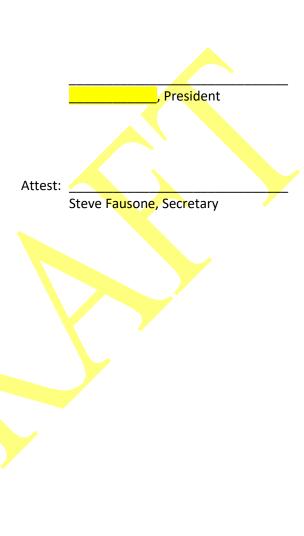
WHEREAS, District notices and agendas shall provide a reasonable means for members of the public to meaningful participate in public meetings of the District.

#### NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

- 1. The Board of Directors of the Panoche Water District hereby finds and determines the above Recitals are true and correct and are incorporated herein by this reference.
- 2. The Board hereby proclaims that a local emergency now exists throughout the District, and meeting in person would present a significant risk to the health and safety of those participating in person.
- 3. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance on March 4, 2020.
- 4. The General Manager, or his designee, and legislative bodies of the District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.
- 5. This Resolution shall take effect on December 13, 2022, and shall be effective until the earlier of (i) January 12, 2022, or (ii) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without strictly complying with certain provisions of the Brown Act due to the ongoing COVID-19 pandemic and resulting State of Emergency.

PASSED AND ADOPTED this  $13^{th}$  day of December 2022, in a duly noticed and open meeting of the Board of Directors by the following vote, to wit:

Ayes: Nays: Abstain: Absent:



# OF PANOCHE WATER DISTRICT, A California Water District

I, Steve Fausone, do hereby certify that I am the duly authorized and appointed Secretary of the Panoche Water District, a California Water District (the "District"); that the foregoing is a true and correct copy of that certain resolution duly and unanimously adopted and approved by the Board of Directors of the District on the 13<sup>th</sup> day of December 2022; and that said resolution has not been modified or rescinded and remains in full force and effect as the date hereof:

IN WITNESS WHEREOF, I have executed this Cert	ificate on this	day of December 2022.
	S <mark>teve Fausone, Se</mark> creta	ry

## PANOCHE WATER DISTRICT MEETING MINUTES REGULAR MEETING OF THE BOARD OF DIRECTORS November 08, 2022, at 9:00 A.M.

A regular meeting of the Board of Directors was held in accordance with District Resolution 820-22 proclaiming a local emergency due to the COVID-19 pandemic and authorizing the District's legislative body to hold meetings by web and teleconference, and to make meetings accessible to the public electronically, pursuant to Assembly Bill 361. Those present at the meeting were:

Directors Present: John Bennett, President

Aaron Barcellos, Vice-President

Steve Fausone, Secretary Wayne Western, Director

Directors Absent: Beau Correia, Director

District Staff Present: Ara Azhderian, General Manager

Juan Cadena, Water Resources Manager Lorena Chagoya, Ethics & Compliance Officer

Others Present: Philip Williams, General Counsel

Josh Giosa, Price Paige & Company Larisa Murren, Price Paige & Company Palmer McCoy, Grassland Basin Authority

#### ANNOUNCEMENT PURSUANT TO GOVERNMENT CODE SECTION 54952.3

Pursuant to the Brown Act, President Bennett announced that Directors do not receive compensation or a stipend for simultaneous or serial order meetings of Panoche Water District, Panoche Drainage District, Panoche Financing Authority, and/or the Panoche Resource Conservation District.

#### CALL TO ORDER

President Bennett called the regular meeting to order at 9:36 a.m.

#### **REVIEW OF AGENDA**

There were no changes to the Agenda.

#### **ROLL CALL**

A quorum of the Board and presence of the District's Officers were confirmed.

#### POTENTIAL CONFLICTS OF INTEREST

No conflicts were reported.

#### **PUBLIC COMMENT**

General Manager Azhderian noted this would be the last regular meeting of the Board for President Bennett following his decision to retire at the end of his current term on December 2, 2022. The other Board members expressed their appreciation for John's long and dedicated service and wished him well in his future pursuits.

## THE BOARD TO REVIEW AND CONSIDER ACCEPTING AS FINAL THE PRICE, PAIGE, & COMPANY DRAFT FINANCIAL AUDIT FOR THE FISCAL-YEAR ENDING FEBRUARY 28, 2022, SUBJECT TO ANY FURTHER BOARD DIRECTION

General Manager Azhderian introduced Josh Giosa, Audit Principal with Price Paige & Company, to present the draft audited financial statements. Giosa reviewed the auditors report and, in particular, the responsibilities of management and the auditors in preparation and performance of the audit. He reported that the audit did not identify any material internal control issues and remarked on the significant improvement the District has made over the past few years to improve its accounting systems and controls. Giosa stated the audit resulted in a clean, unmodified opinion that the financial statements of the District present fairly, in all material respects, its respective financial position as of February 28, 2022, and the respective changes in financial position and cash flows in accordance with accounting principles generally accepted in the United States. He then reviewed the significant financial changes and responded to questions from the Board. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board accepted the audited financial statements as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

#### **CONSENT CALENDAR**

General Manager Azhderian presented the Board with the Consent Calendar items, which included a Resolution extending remote teleconference meetings through December 8<sup>th</sup> due to the COVID pandemic; draft minutes from the September 14, 2021, regular meeting of the Board, draft minutes from the September 28, 2021, special meeting of the Board, draft minutes from the October 12, 2021, regular meeting of the Board, draft minutes from the November 02, 2021, special meeting of the Board, draft minutes from the November 16, 2021, special meeting of the Board, draft minutes from the November 23, 2021, special meeting of the Board, draft minutes from the December 14, 2021, regular meeting of the Board, draft minutes from the December 14, 2021, regular meeting of the Board, draft minutes from the December 21, 2021; the monthly financial statements for the period ending October 31, 2022, and the Director's Monthly Credit Card Usage Report. Directors Bennett and Fausone affirmed the minutes unattended by the other Board members. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board accepted the Consent Calendar as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None
Abstain: None
Absent: Correia

### THE BOARD TO REVIEW AND CONSIDER AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO SAN LUIS & DELTA- MENDOTA WATER AUTHORITY LONG TERM NORTH-TO-SOUTH WATER TRANSFER PROGRAM ACTIVITY AGREEMENT

General Manager Azhderian explained the First Amendment to the NOD Transfer Program Activity Agreement was primarily focused on truing-up the allocation of administrative costs, including litigation, for the participating Program members to reflect the quantity of water each ultimately received as a result of the Program as opposed to simply allocating costs based upon contract quantity,

as the original agreement contemplated. He said that under the proposed approach, the District's costs would go down reflective of the years it did not take water under the Program. Azhderian noted the Amendment also extended the term of the Agreement to December 31, 2024, and that the Water Authority Board of Directors had already approved and executed it. After consideration, on a motion by Director Western, seconded by Director Fausone, the Board authorized execution of the Amended Activity Agreement as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

### THE BOARD TO REVIEW AND CONSIDER AUTHORIZING AWARD OF CONTRACT TO MCELVANY, INC., FOR THE CONTOUR CANAL TERMINAL PUMP STATION TRAVELING WATER SCREEN PROJECT, AND MAKING CERTAIN FINDINGS OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

General Manager Azhderian presented the Board a memorandum discussing the project, bid process, and recommendation to award to McElvany, Inc., because it was the low cost, responsible bidder. General Counsel Williams reviewed the California Environmental Quality Act findings of exemption. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board authorized award of the Traveling Water Screen Project to McElvany, Inc.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None
Abstain: None
Absent: Correia

### THE BOARD TO REVIEW AND CONSIDER AMENDING THE PROPERTY RELATED FEES & CHARGES DELINQUENCY POLICY

General Manager Azhderian presented the Board a mark-up of the District's Property Related Fees & Charges Delinquency Policy. He explained the Policy was adopted in 2021, in conjunction with others, to support the District's issuance of the 2021 Bond by allowing for the suspension of water delivery service to landowners delinquent in the payment of the 2021 Bond Special Benefits Assessment to either Fresno or Merced county. He said the Board discussed expanding the Policy to include suspension of water delivery service to landowners delinquent in the payment of their Drainage Service Fees but they did not take that action at that time. Azhderian stated that, on occasion, a landowner may be current with their Water District bills but delinquent on their Drainage District bills and that the District has little, simple recourse due to the nature of drainage service. General Counsel Williams reviewed the proposed edits with the Board. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board approved the amendments to the Policy as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

### THE BOARD TO REVIEW AND CONSIDER NAMING DISTRICT REPRESENTATIVES TO VOTE IN THE ASSOCIATION OF CALIFORNIA WATER AGENCIES GENERAL SESSION MEMBERSHIP MEETING ON PROPOSED AMENDED AND RESTATED BYLAWS

General Manager Azhderian explained the Association of California Water Agencies would be holding a General Session Membership meeting at the 2022 Fall Conference to conduct a vote by the membership on proposed Amended and Restated Bylaws of the Association. He said that in order to vote, the District needed to submit a Voter Designation & Information Form by November 23, 2022. Azhderian recommended that Director Correia be named the Delegate and that Azhderian be named the Alternate as both would be attending the conference. After consideration, on a motion by Director Western, seconded by Director Fausone, the Board accepted the recommendation.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

#### THE BOARD TO REVIEW AND CONSIDER CLAIM BY GENERAL MANAGER FOR LOST PROPERTY DAMAGES

General Manager Azhderian recused himself from the meeting. General Counsel Williams presented Mr. Azhderian's claim for damages due to a theft of personal belongings while on District business. After consideration, on a motion by Director Western, seconded by Director Fausone, the Board approved Mr. Azhderian's claim with direction to staff to process it for payment.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

### THE BOARD TO REVIEW AND CONSIDER ACCEPTING THE TREASURER'S QUARTERLY INVESTMENT REPORT FOR THE PERIOD ENDING SEPTEMBER 30, 2022

General Manager Azhderian presented the Board the Quarterly Investment Report. He said the majority of District funds were invested in the State of California Local Agency Investment Fund and the balance in Federal Deposit Insurance Corporation insured accounts with Mechanics Bank. He reported the District's portfolio was in compliance with its Statement of Investment Policy and that it is expected the District will be able to meet its expenditure requirements for the next six months based on projected revenue from water sales and reimbursements from other agencies. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board accepted Quarterly Investment Report as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

#### THE BOARD TO REVIEW AND CONSIDER APPROVING PAYMENT OF BILLS

General Manager Azhderian presented the Board with the District's accounts payable. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board approved payment of the bills as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Western

Nays: None Abstain: None Absent: Correia

#### **FINANCIAL REPORTS**

General Manager Azhderian presented the Board the Budget-to-Actual report.

#### **REPORTS UNDER DISTRICT POLICIES**

General Manager Azhderian reported on staff participation in other Brown Act meetings, including the San Luis & Delta-Mendota Water Authority, Central Delta-Mendota Subbasin Groundwater Sustainability Agency, and the Grassland Basin Authority.

#### **GENERAL MANAGER'S REPORT**

General Manager Azhderian reviewed the District's Water Accounting Report for July, the CVP Operations Update and water supply forecasts prepared by Westlands Water District, and the District's water quality monitoring reports.

#### **DIVISION REPORTS**

No reports were given.

#### PANOCHE WATER & DRAINAGE DISTRICTS' JOINT CLOSED SESSION

General Counsel Williams announced that the Panoche Water and Drainage Districts Boards would meet jointly in closed session for a conference with legal counsel on anticipated litigation pursuant to Government Code Section 54956.9, Subdivision (d), Paragraphs (2) or (3).

At approximately 11:02 a.m., President Bennett called the joint closed session to order.

At approximately 11:10 a.m., President Bennett adjourned the joint closed session.

#### JOINT CLOSED SESSION REPORT

General Counsel Williams reported the Boards met jointly with legal counsel in closed session and took no reportable action.

#### **CLOSED SESSION**

General Counsel Williams announced that the Panoche Water District's Board would meet in closed session for a conference with legal counsel to discuss those items listed on the Agenda pursuant to Government Code Section 54956.9, Subdivision (d), Paragraphs (1), (2) or (3), and Section 54957.6.

At approximately 11:11 a.m., President Bennett called the closed session to order.

At approximately 11:34 a.m., President Bennett adjourned the closed session.

#### **CLOSED SESSION REPORT**

General Counsel Williams reported the Board met with legal counsel in closed session and took no reportable action.

#### REPORTS ON OTHER ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54954.2(A)(3)

No reports were given.

#### **FUTURE MEETING DATES**

The next regular meeting of the Board was scheduled for December 13, 2022, at 9:30 a.m.

#### **ADJOURNMENT**

	With no further bus	siness on the agenda,	, President Bennett	adjourned the meetin	g at 11:35 a.m.
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John Bennett, President	 Steve Fausone, Secretary

#### PANOCHE WATER DISTRICT MEETING MINUTES SPECIAL MEETING OF THE BOARD OF DIRECTORS November 16, 2022, at 9:30 A.M.

A regular meeting of the Board of Directors was held in accordance with District Resolution 824-22 proclaiming a local emergency due to the COVID-19 pandemic and authorizing the District's legislative body to hold meetings by web and teleconference, and to make meetings accessible to the public electronically, pursuant to Assembly Bill 361. Those present at the meeting were:

Directors Present: Aaron Barcellos, Vice-President

Steve Fausone, Secretary Beau Correia, Director Wayne Western, Director

Directors Absent: John Bennett, President

District Staff Present: Ara Azhderian, General Manager

Lorena Chagoya, Ethics & Compliance Officer Josh Marquez, Contracts Administrator

Sandra Reyes, Watermaster

Others Present: Philip Williams, General Counsel

#### ANNOUNCEMENT PURSUANT TO GOVERNMENT CODE SECTION 54952.3

Pursuant to the Brown Act, Vice-President Barcellos announced that Directors do not receive compensation or a stipend for simultaneous or serial order meetings of Panoche Water District, Panoche Drainage District, Panoche Financing Authority, and/or the Panoche Resource Conservation District.

#### CALL TO ORDER

Vice-President Barcellos called the regular meeting to order at 9:30 a.m.

#### **REVIEW OF AGENDA**

There were no changes to the Agenda.

#### **ROLL CALL**

A quorum of the Board and presence of the District's Officers were confirmed.

#### POTENTIAL CONFLICTS OF INTEREST

No conflicts were reported.

#### **PUBLIC COMMENT**

There was no public comment.

### THE PRESIDING OFFICER OF THE BOARD TO OPEN THE GENERAL ELECTION PUBLIC HEARING TO RECEIVE PUBLIC TESTIMONY

Vice-President Barcellos opened the General Election Public Hearing and opened the floor for public testimony. After waiting three minutes, and receiving no testimony and seeing no person in the

online or telephonic queue to offer testimony, Barcellos closed the public hearing. Mr. Barcellos asked Secretary Fausone to conduct the Election.

Secretary Fausone announced the election officials, Lorena Chagoya, Josh Marquez, and Sandra Reyes, and administered the oath of office. He then directed Chagoya, the Election Officer, to report to him once she had a preliminary tally of the votes. The election officials then began the canvass of the ballots.

Vice-President Barcellos then closed the General Election Public Hearing.

#### **FUTURE MEETING DATES**

Vice-President Barce	llos adjourned	d the specia	I meeting to	<mark>o No</mark> veml	ber 22, 2022	, at 9:30 a.m.

Aaron Barcellos, Vice-President	Steve Fausone, Secretary

#### PANOCHE WATER DISTRICT MEETING MINUTES SPECIAL MEETING OF THE BOARD OF DIRECTORS November 22, 2022, at 9:30 A.M.

A regular meeting of the Board of Directors was held in accordance with District Resolution 824-22 proclaiming a local emergency due to the COVID-19 pandemic and authorizing the District's legislative body to hold meetings by web and teleconference, and to make meetings accessible to the public electronically, pursuant to Assembly Bill 361. Those present at the meeting were:

Directors Present: John Bennett, President

Aaron Barcellos, Vice-President

Steve Fausone, Secretary Beau Correia, Director Wayne Western, Director

Directors Absent: None

District Staff Present: Ara Azhderian, General Manager

Others Present: Philip Williams, General Counsel

Palmer McCoy, Grassland Basin Authority

#### ANNOUNCEMENT PURSUANT TO GOVERNMENT CODE SECTION 54952.3.

Pursuant to the Brown Act, President Bennett announced that Directors do not receive compensation or a stipend for simultaneous or serial order meetings of Panoche Water District, Panoche Drainage District, Panoche Financing Authority, and/or the Panoche Resource Conservation District.

#### **CALL TO ORDER**

President Bennett called the regular meeting to order at 9:30 a.m.

#### **REVIEW OF AGENDA**

There were no changes to the Agenda.

#### **ROLL CALL**

A quorum of the Board and presence of the District's Officers were confirmed.

#### POTENTIAL CONFLICTS OF INTEREST

No conflicts were reported.

#### **PUBLIC COMMENT**

There was no public comment.

### THE BOARD TO REVIEW AND CONSIDER ADOPTING A RESOLUTION CERTIFYING THE RESULTS OF THE 2022 GENERAL ELECTION FOR DIRECTORS TO SERVE ON THE DISTRICT'S BOARD

General Manager Azhderian presented the Board the draft Resolution. He explained that following the November 16<sup>th</sup> canvass of the ballots, staff worked with landowners to cure a number of ballots, with the main issue being landowners forgetting to include their Authorization to Vote form.

Azhderian said the curing opportunity closed at 5:00 p.m. on November 18<sup>th</sup> and the results reflected in the Resolution represent the final count following that closure, which had Messrs. Fausone and Callis receiving the first and second most votes cast, respectively. He noted that following certification by the Board, Messrs. Fausone and Callis would assume office at noon on December 2, 2022. After consideration, on a motion by Director Barcellos, seconded by Director Correia, the Board adopted the Resolution as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Correia, Western

Nays: None Abstain: None Absent: None

# THE BOARD TO REVIEW AND CONSIDER AUTHORIZING EXECUTION OF A LETTER OF SUPPORT FOR RECLAMATION'S APPLICATION FOR FUNDING FROM THE BIPARTISAN INFRASTRUCTURE LAW AGING INFRASTRUCTURE ACCOUNT FOR EXTRAORDINARY MAINTENANCE OF CENTRAL VALLEY PROJECT RESERVED WORKS

General Manager Azhderian reported the District, like many others, had received a letter from Reclamation requesting support for certain extraordinary maintenance projects Reclamation was proposing to undertake with funding from the Bipartisan Infrastructure Law Aging Infrastructure Account. He said that Reclamation performs extraordinary maintenance projects on a continuing basis at a somewhat steady rate of funding through routine appropriations and then recovers those costs on a year-after basis through water rates charged to the applicable Central Valley Project contractors. What was unusual about the letter request, Azhderian explained, is that offered contractors an opportunity to accelerate completion of extraordinary maintenance projects, potentially reducing costs, and extended repayment periods, potentially reducing CVP rates. He noted that a letter of support was not a final commitment and that, if successful in their request for funding, Reclamation would then need to negotiate repayment contracts with the affected CVP contractors, execution of which would require Board approval. After consideration, on a motion by Director Fausone, seconded by Director Western, the Board authorized execution of a Letter of Support.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Correia, Western

Nays: None Abstain: None Absent: None

## THE BOARD TO REVIEW AND CONSIDER ACCEPTING AS FINAL THE DRAFT 2021 BOND CONTINUING DISCLOSURE ANNUAL REPORT FOR THE FISCAL-YEAR ENDING FEBRUARY 28, 2022, SUBJECT TO ANY FURTHER BOARD DIRECTION

General Manager Azhderian presented the Board the draft Continuing Disclosure Report. He said the report is an annual requirement stemming from the covenants of the 2021 Bonds and that the report is prepared by staff and the District's bond compliance consultants, Fieldman Rolapp & Associates. Azhderian explained the covenants were made, in part, to assist the underwriter of the 2021 Bonds in complying with Rule 15c2-12 of the Securities Exchange Act of 1934 and that the Report would be published with the Electronic Municipal Market Access (EMMA), a service of the Municipal Securities Rulemaking Board, for the benefit of the owners of the 2021 Bonds and the underwriter. After

consideration, on a motion by Director Barcellos, seconded by Director Correia, the Board accepted as final the Continuing Disclosure Report.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Correia, Western

Nays: None Abstain: None Absent: None

## THE BOARD TO REVIEW AND CONSIDER A RESOLUTION DETERMINING THAT DURING THE PROCLAIMED STATE OF EMERGENCY DUE TO THE COVID-19 PANDEMIC, MEETING IN PERSON WOULD PRESENT IMMINENT RISK TO THE HEALTH OR SAFETY OF ATTENDEES

General Manager Azhderian explained the proposed Resolution was identical to ones previously adopted by the Board except that it extended the proclaimed state of emergency and ability for the Board and public to meet virtually until December 22, 2022. After consideration, on a motion by Director Barcellos, seconded by Director Western, the Board unanimously adopted the Resolution as presented.

The vote on the matter was as follows:

Ayes: Bennett, Barcellos, Fausone, Correia, Western

Nays: None Abstain: None Absent: None

#### **FYE 2024 BUDGET FORMULATION**

General Manager Azhderian presented the Board hypothetical examples of how the District might allocate and recover its operating costs between water and land-based fees. He said the Board had periodically considered shifting some of its cost to land-based fees to be able to recover a portion of them from growers that were not using the District's facilities but still benefited from the ongoing activities being paid for by the portion of growers that were taking water deliveries. Azhderian noted the San Luis & Delta-Mendota Water Authority's Delta Habitat Conservation and Conveyance Program bond payments as an example of costs incurred for the benefit of all of the District's growers but only paid for by the water using portion. He said that many similar districts have both water and land-based fees and that each approach is different. He then explained that, in addition to simply identifying a cost as water or land-based, the District could also allocate costs based upon a recorded level of effort, a preestablished ratio, or by formulas used by affiliated agencies. General Counsel Williams informed the Board on the various Proposition 218 requirements and said that in this case, the District would likely utilize a "majority protest" process if new land-based fees were proposed. After discussion, the Board directed staff to work up a recommendation and advised that the approach be kept simple and clear.

#### **FUTURE MEETING DATES**

The next regular meeting of the Board was scheduled for December 13, 2022, at 9:30 a.m.

#### **ADJOURNMENT**

With no further business on the agenda, President Bennett adjourned the meeting at 10:11 a.m.

John Bennett, President	Steve Fausone, Secretary

# PANOCHE WATER DISTRICT TREASURER'S MONTHLY FINANCIAL REPORT BALANCE SHEET-CURRENT ASSETS & LIABILITIES

	<b>November 30, 2022</b>	October 31, 2022
CURRENT LIABILITIES		
ACCOUNTS PAYABLE	\$335,412	\$411,544
PREPAYMENTS/CREDIT ACCOUNTS	-	-
TOTAL CURRENT LIABILITIES	\$335,412	\$411,544
CASH AND INVESTMENT ACCOUNTS		
O&M CHECKING	\$435,703	\$645,751
PAYROLL CHECKING	\$31,602	\$22,461
CONTRACTUAL OBLIGATION FUND MONEY MARKET	\$321,374	\$321,364
LAIF	\$5,466,311	\$5,466,311
2021 REVENUE BONDS - LAIF RESTRICTED	\$1,174,981	\$1,174,981
TOTAL CASH AND INVESTMENTS	\$7,429,972	\$7,630,869
TOTAL CASII AND INVESTMENTS	\$1,423,312	\$7,050,007
ACCOUNTS RECEIVABLES		
WATER	\$42,236	\$391,850
GROUNDWATER MANAGEMENT FEE	-	-
DELINQUENT ACCOUNT CHARGES	\$211,654	\$187,120
OTHER	\$157,547	\$85
GBA NOTE RECEIVABLE	\$51,201	\$68,218
PDD NOTE RECEIVABLE	\$36,105	\$48,080
CASH ADVANCE - PROP 84	\$1,660,000	\$560,000
TOTAL ACCOUNTS RECEIVABLES	\$2,158,743	\$1,255,353
TOTAL CURRENT UNAUDITED ASSETS	\$9,588,715	\$8,886,222
NET CURRENT UNAUDITED ASSETS (NET CASH POSITION)	\$9,253,303	\$8,474,677

#### PANOCHE WATER DISTRICT (PWD)

Account Number/Description	Beginning Balance	Debit	Credit	Net Change	Ending Balance
13112-000 MECHANIC CKNG #*****8566	142,411.21	23,158,730.41	22,865,438.50	293,291.91	435,703.12
13412-000	172,711.21	20,100,700.41	22,000,400.00	230,231.31	400,700.12
MECHANIC PR#*****7895 13465-000	28,911.18	1,282,255.45	1,279,564.65	2,690.80	31,601.98
2021 REVENUE BONDS - LAIF	1,167,888.30	7,093.05	0.00	7,093.05	1,174,981.35
13470-000 CONTRACTUAL OBLIGTION FUND #9745	346,609.19	622,548.34	647,783.35	25,235.01-	321,374.18
13520-000					
LOCAL AGENCY INVESTMENT FD	3,973,256.98	6,793,054.28	5,300,000.00	1,493,054.28	5,466,311.26
Repo	rt Total: 5,659,076.86	31,863,681.53	30,092,786.50	1,770,895.03	7,429,971.89



P.O. Box 6010 Santa Maria, CA 93456-6010 800.797.6324 www.mechanicsbank.com

#### **RETURN SERVICE REQUESTED**

PANOCHE WATER DISTRICT O & M ACCOUNT 52027 W ALTHEA AVE FIREBAUGH CA 93622-9401

#### Statement Ending 14/30/2022

Page 1 of 12

#### **Managing Your Accounts**

**Q** 

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LIMITED TIME OFFER www.MechanicsBank.com/Growlt

All loans and credit products subject to program eligibility, collateral, underwriting approval and credit approval. Offer is for new lines of credit and does not apply to renewing lines of credit. Subject to change or cancellation without notice. Offer is effective as of 3/17/2022 and subject to change or cancellation without notice. Prime Rate is defined as "the Prime Rate as published daily in the Money Rates section of the Wall Street Journal." For the current Prime Rate, talk to a banker or visit https://www.wsj.com/market-data/bonds/moneyrates.

#### WATCH OUT FOR GRANDPARENT SCAMS

Criminals pose as a relative (usually a child or a grandchild) claiming to be in some kind of trouble that requires immediate financial support. **Learn how to spot this scam at www.MechanicsBank.com/Security.** 

#### **Summary of Accounts**

Account TypeAccount NumberEnding BalancePUBLIC CHECKINGXXXXXXXXX8566\$448,435.07





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#### **RETURN SERVICE REQUESTED**

PANOCHE WATER DISTRICT PAYROLL ACCOUNT 52027 W ALTHEA AVE FIREBAUGH CA 93622-9401

#### Statement Ending 114/30/2022

Page 1 of 4

#### **Managing Your Accounts**

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#### WATCH OUT FOR GRANDPARENT SCAMS

Criminals pose as a relative (usually a child or a grandchild) claiming to be in some kind of trouble that requires immediate financial support. **Learn how to spot this scam at www.MechanicsBank.com/Security.** 

#### **Summary of Accounts**

Account TypeAccount NumberEnding BalancePUBLIC CHECKINGXXXXXXXX7895\$34,084.51





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#### RETURN SERVICE REQUESTED

PANOCHE WATER DISTRICT CONTRACTUAL OBLIGATION FUND 52027 W ALTHEA AVE FIREBAUGH CA 93622-9401

#### Statement Ending 14/30/2022

Page 1 of 4

#### **Managing Your Accounts**

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The "Per Check Charge" defined on your statement represents a \$15 charge for each check that exceeds the six check limitation on your account. Refer to Mechanics Bank's Account Agreement for additional information.

#### Summary of Accounts

Account Type Account Number Ending Balance
PUBLIC MONEY MARKET XXXXXXXX9745 \$321,374.18



#### **PANOCHE WATER DISTRICT AGED ACCOUNTS RECEIVABLE - Delinquent** As Of 11/30/2022 Over 90 Days Name 31-60 Days 61-90 Days Total A/R 28,258.04 35,367.74 Cecilia Echeveste Survivor's Trust 7,109.70 17,136.20 Green Nut, LLC 17,136.20 Imperial Merchants USA, LLC 259.86 3.53 3.53 252.80 John S. Diedrich Farms, 2.44 2.44 386.59 391.47 364.60 **KB** Family Farm 364.60 Olam West Coast, Inc. (OSVI) 587.02 7.66 7.66 571.70 29,469.13 54,106.89 24,624.13 13.63 Other Camp 13 Drainage District 57,050.97 57,050.97 Central California Irrigation District 71,456.33 71,456.33 **Grassland Basin Authority** 28,761.60 29,039.88 278.28 157,268.90 157,547.18 278.28 **Total Accounts - Delinquent** 24,624.13 291.91 186,738.03 211,654.07

1000 200 020 0000

+12093181900 PAGE

Aaron Barcellos

Dec 7th, 2022

Review Period: 10/7/2022 - 11/4/2022

Statement and documentation made available: 12/7/2022

I have reviewed the credit card documentation for the Westamerica Bank VISA account ending in 8512.

Included in the packet were credit card statement detail and supporting documentation. Activity for this time period include charges from the following cardholders:

Mr. Ara Azhderian - General Manager

Mr. Juan Cadena - Director of Operations

All charges reviewed appear to be valid district related expenses complete with supporting documents.

Sincerely,

Aaron Barcellos

**BACK** 

### PANOCHE WATER DISTRICT

52027 West Althea Ave, Firebaugh, CA 93622 - (209) 364-6136 - panochewd.specialdistrict.org

	BOARD MEETING MEMORANDUM						
TO:	BOAR	D OF DIRECTORS					
FROM:	ARA A	AZHDERIAN, GENERA	AL MANAGER				
SUBJECT:		<u>IDA ITEM 12</u> CTION OF DISTRICT C	OFFICERS				
DATE:	DECE	MBER 13, 2022					
CC:	CC: LORENA CHAGOYA, ETHICS & COMPLIANCE OFFICER						
Recommenda Director John		· ·	ointment of Officers following	ng the retirement of			
Current Distr	ict Office	rs:	New District Officers:				
Presiden	t:	Vacant	President:				
Vice-Pres	sident:	Aaron Barcellos	Vice-President:				
Secretary	<b>/</b> :	Steve Fausone	Secretary:				
Treasure	r:	Marlene Brazil	Treasurer:				

BACK

### PANOCHE WATER DISTRICT RESOLUTION NO. 828-22

### A RESOLUTION AUTHORIZING A CHANGE IN REPRESENTATION ON THE GRASSLAND BASIN AUTHORITY BOARD OF DIRECTORS

WHEREAS, the Panoche Water District (District) is a California water district established in 1950 with statutory authority pursuant to California Water District Law; and

WHEREAS, the District has been a member of the Grassland Basin Authority (Authority) since June 2019; and

WHEREAS, Mr. John Bennett has served as the District's Director on the Authority's Board of Directors (Authority's Board) since its inception; and

WHEREAS, Mr. John Bennett has announced his retirement from the District's Board of Directors and as a representative of the District on the Authority's Board of Directors effective December 2, 2022; and

WHEREAS, the District's Board wishes to recognize and express appreciation to Mr. Bennett for his commitment and selfless service on the Authority's Board, which has certainly helped the Authority and District's efforts to implement the San Joaquin River Improvement Project for the benefit of the region and the District's growers; and

WHEREAS, 1	:he Distri <mark>ct's Bo</mark>	ard hereby a	appoints _		to assume
Mr. Bennett's seat a	s Director on th	ne Authority's	Board; a	nd	

#### NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

- 1. The Board of Directors of the Panoche Water District hereby finds and determines the above Recitals are true and correct and are incorporated herein by this reference.
- 2. The General Manager, or his designee, is authorized to take the actions necessary to implement this Resolution.

**BACK** 

PASSED AND ADOPTED this  $13^{th}$  day of December 2022, in a duly noticed and open meeting of the Board of Directors by the following vote, to wit:

Ayes: Nays: Abstain: Absent:

Attest:

Steve Fausone, Secretary

# OF PANOCHE WATER DISTRICT, A California Water District

I, Steve Fausone, do hereby certify that I am the duly authorized and appointed Secretary of the Panoche Water District, a California Water District (the "District"); that the foregoing is a true and correct copy of that certain resolution duly and unanimously adopted and approved by the Board of Directors of the District on the 13<sup>th</sup> day of December 2022; and that said resolution has not been modified or rescinded and remains in full force and effect as the date hereof:

IN WITNESS WHEREOF, I have executed this Certificate on this \_\_\_\_\_ day of December 2022.

Steve Fausone, Secretary

# PANOCHE WATER DISTRICT RESOLUTION NO. 829-22

A RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES TO
THE DISTRICT'S MECHANICS BANK ACCOUNTS TO EXECUTE BANKING TRANSACTIONS
SIGN CHECKS, MAKE ACCOUNTS TRANSFERS, AND WIRE TRANSFERS
AND AUTHORIZING EXECUTION OF RELATED DOCUMENTS

#### **RECITALS**

WHEREAS, Director John Bennett announced his retirement from the District's Board of Directors effective December 2, 2022; and

WHEREAS, on November 22, 2022, the District's Board of Directors adopted Resolution 825-22 certifying the November 8, 2022, District election results and naming Messrs. Steve Fausone and Neill Callis as Directors of the District effective December 2, 2022; and

WHEREAS, the Board desires to update the names and positions authorized to execute checks drawn on the District's Mechanics Bank accounts, as well as those authorized to engage in wire transfers and other banking transactions, including but not limited to online banking, and to provide for execution of any additional agreements required to update the District's accounts; and

WHEREAS, the Board declares that the following are no longer authorized to execute checks, engage in wire transfers, and/or undertake any other banking transactions, effective immediately, and shall be removed from the District's accounts:

John Bennett, Former Director; and

WHEREAS, the Board declares that the following are hereby authorized to execute checks, engage in wire transfers, and/or undertake any other banking transactions, effective immediately, and shall be confirmed or added to the District's accounts:

Neill Callis, Director; and

### NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

- 1. The Board of Directors of the Panoche Water District hereby finds and determines the above Recitals are true and correct and are incorporated herein by this reference.
- 2. The General Manager, or his designee, is hereby authorized to execute and deliver such agreements, documents and other instruments, and to perform such other acts as may be required by Mechanics Bank to recognize persons authorized to execute checks, engage in wire transfers, and/or undertake any other banking transactions on behalf of the District.

3. Insofar as Mechanics Bank requires a specific form of resolution in order to carry out the actions of this Resolution, such resolution as may be required is deemed to be hereby incorporated by this reference into this Resolution, as though fully set forth herein.

PASSED AND ADOPTED this  $13^{th}$  day of December 2022, in a duly noticed and open meeting of the Board of Directors by the following vote, to wit:

Ayes:	
Nays:	BAC
Abstain:	
Absent:	
	, President
	Attest:
	Steve Fausone, Secretary

# OF PANOCHE WATER DISTRICT, A California Water District

I, Steve Fausone, do hereby certify that I am the duly authorized and appointed Secretary of the Panoche Water District, a California Water District (the "District"); that the foregoing is a true and correct copy of that certain resolution duly and unanimously adopted and approved by the Board of Directors of the District on the 13<sup>th</sup> day of December 2022; and that said resolution has not been modified or rescinded and remains in full force and effect as the date hereof:

IN WITNESS WHEREOF, I have executed this Certificate on this \_\_\_\_\_ day of December 2022.

Steve Fausone, Secretary

# PANOCHE WATER DISTRICT



52027 West Althea Ave, Firebaugh, CA 93622 - (209) 364-6136 - panochewd.specialdistrict.org

#### BOARD MEETING MEMORANDUM

**TO:** BOARD OF DIRECTORS

**FROM:** ARA AZHDERIAN, GENERAL MANAGER

**SUBJECT:** AGENDA ITEM 15

JOANN JOHNSON CLAIM

**DATE:** DECEMBER 13, 2022

**CC:** PHIL WILLIAMS, GENERAL COUNSEL

<u>Recommendation</u>: The Board of Directors denies the Claim in its entirety and directs staff to transmit to the Claimant the District's denial.

<u>Discussion</u>: On November 9, 2022, the District received a claim (the "Claim" and attached hereto as Exhibit A) submitted by JoAnn Johnson (the "Claimant"). In the Claim, the Claimant alleges various damages apparently due to the removal of a water meter on or about May 17, 2022, at 21890 North Community Way, South Dos Palos, CA, 93665, and 21909 North Community Way, South Dos Palos, CA, 93665. The Claim also names the "County of Merced, Midway Community Services District and South Dos Palos Water District, City of Dos Palos, Dos Palos Drainage District, California Central Irrigation District, Joint Powers Authority, Panoche Water District, individually and collectively."

Though the Claim purports to assert a Claim against the District, nowhere in the description of the alleged actions or in the relief sought by Claimant is the District named. It is therefore unclear on the face of the Claim whether and, if so, how the District was the direct or indirect cause of any damages allegedly suffered by the Claimant.

District staff performed research on the location and circumstances of the incidents as described in the Claim. Research of public records shows the locations where the Claimant alleges the damages to have occurred lie almost six miles outside the District's northeastern boundary (see Exhibit B). The District is not, and at no time has ever been, involved in any way, in any of the incidents described in the Claim.

There is no evidence to support the Claim against the District.

Additional concerns identified by staff include that the Claimant included their Social Security Number on the Claim (which staff have redacted to protect the Claimant's privacy), and that the

Claim indicates that the "Gender" of the Claimant is "Female" though is referred to in the Claim in both the feminine and masculine, though predominantly in the masculine. These components of the Claim raise additional concerns about the veracity of the Claim itself, and therefore the District ought to be cautious in how it responds to the Claimant in accordance with the contact information provided in the Claim.

BACK

#### CLAIM

NOV 9 2022 9:02

<u>CLAIM AGAINST:</u> County of Merced, Midway Community Services District and South Dos Palos Water District, City of Dos Palos, Dos Palos Drainage District, California Central Irrigation District, Joint Powers Authority, Panoche Water District, individually and collectively.

Claimant's Name: JoAnn Johnson

Social Security #:

Claimant's Date of Birth: October 26, 1943

Telephone #: 480-658-5266

Claimant's Address: 859 Sunset Avenue, San Jose, CA 95116

Gender: Female

Address where notices about Claim are to be sent, if different from above: Same as above

Date of Incident/Accident/Arrest: May 17, 2022, and ongoing

Date Injuries, Damages, or Losses were discovered: May 17, 2022

<u>Location of Incident/Accident/Arrest:</u> 21890 North Community Way, South Dos Palos, CA 93665 and 21909 North Community Way, South Dos Palos, CA 93665

# What did Entity do to cause this Loss, Damage, or Injury?

Based on information and belief, it is hereby claimed that the County of Merced is vicariously liable to Claimant and independently liable to Claimant for its direction and participation in the activities alleged herein; for its participation, approval, ratification, and concealment of the actions taken against Claimant, and for the County of Merced's failure to notify Claimant that his water rights were wrongfully taken and infringed upon.

The City of Dos Palos removed Claimant's water meter in January 1995 without the consent or knowledge of Claimant and his family. No notice of the removal was given. During this time, Claimant had an approved development plan for 40 homes. Also in 1995, Midway Community Services District wrongfully required Claimant to invest \$2,000,000.00 for water development in order for Claimant to implement the development plan for the 40 homes. The wrongful imposition of the \$2,000,000.00 requirement was a substantial factor in Claimant's inability to complete the approved 40-home development project, resulting in Claimant's loss of profits on the project.

Claimant's family found out about the removal of the water meter in May 2021. The City of Dos Palos has not given any reason why the water meter/water main was removed.

In May 2021, the City of Dos Palos cut off all the pipes which were supplying water to the undeveloped land (as requested by the County of Merced). Water was also cut off from going to Claimant's family land. Claimant and his family paid the City to install the water meter in 1982. On May 30, 2021 a pipe burst on Claimant's property and a representative of the City of Dos Palos and a representative from South Dos Palos Water District responded to a call from the Claimant's family members and a Contractor from Structure Image (Jamaal). "Albert," the representative from the South Dos Palos Water District responded to the emergency

call. Once he arrived at Claimant's property, Albert called the City of Dos Palos Maintenance Department, and a Supervisor showed up. Albert said that he wanted the Supervisor's boss to come out because the boss had guaranteed Albert that "there was no connection from the Johnson's (Claimant's) water pipe to the neighbor's property" owned by Carlos and Angela Ramirez.

Albert also said that the Johnson's requested an investigation and that the Johnson's should be informed of the findings. To date Claimant and his family have not been informed of the findings. Albert called Rickey Johnson, one of the Claimant's sons, the next day, and told Rickey that the meter had been removed (the Johnson's knew that it was a shut off valve not a meter). Rickey Johnson asked for the report Albert was referring to but has not received it. Rickey Johnson followed up with Albert on a monthly basis, but Albert has never given Rickey Johnson or Claimant the report.

This Claimant discovered the claim when indictments were issued on May 17, 2022.

## What are the names of the entity's employees who caused this injury, damage, or loss (if known)?

Claimant is not aware of the names of the employees of the City of Dos Palos, Midway Community Services District, the South Dos Palos Water District, or the County of Merced who caused the damage and losses to Claimant and his family. A representative by the name of "Albert" responded from the South Dos Palos Water District. Albert then called a Supervisor at the City of Dos Palos who responded to Albert's call and came out to the Claimant's property. However, none of Claimant's family members who were present can recall the person's name.

# What specific injuries, damages, or losses did Claimant receive?

Claimant and her family suffered the following losses:

- The water rights, i.e., the legal entitlement authorizing water to be diverted from a specific source and put to beneficial, non-wasteful use. The City of Dos Palos' removal of the water meter on Claimant's property denied the Johnson's the opportunity to utilize the water for development of the approved 40home project and other uses on the property and surrounding areas which are prime for development;
- 2. The wrongful requirement by Midway Community Services District in 1995 that Claimant invest \$2,000,000.00 before Claimant's 40-home approved project could proceed resulted in Claimant's loss of profits from the project;
- 3. The City of Dos Palos wrongfully removed water from Claimant's property and diverted it to the property owned by Juan Ramirez, thereby depriving Claimant and his family of the right to control and sell water right to new developers, homeowners, etc.;
- 4. The removal of the water rights devalued and damaged the value of Claimant's property; and
- 5. The City of Dos Palos removed the water meter without informing the owner of the land, i.e., Claimant Johnson and his family. The failure of the City to notify Claimant about the removal constitutes elder abuse as defined in the *California Welfare & Institutions Code 615610.30*, which provides in part:

- (a) "Financial abuse" of an elder or dependant adult occurs when a person or entity does any of the following:
  - (1) Takes, secretes, appropriates, obtains or retains real or personal property of an elder or dependent adult for a wrongful use or with intent to defraud or both.
- (c) For purposes of this section, a person or entity takes, secretes, appropriates, obtains or retains real or personal property when an elder or dependent adult is deprived of any property right, . . .

What amount of money is Claimant seeking or if an amount is in excess of \$10,000.00 which is the appropriate court jurisdiction?

Claimant is seeking in excess of \$20,000,000.00 for his losses. The Merced County Superior Court will have jurisdiction over this matter as it will be an "Unlimited Civil Case."

# The damage amount was calculated in the following manner:

- Economic losses:
  - Claimant seeks restoration of his water rights and water meter so that he can sell the water rights on his property. The estimated value of the lost water meter and water rights is in excess of \$2,000,000.00; and
  - b. Claimant was unable to develop the approved 40-home development project because the water rights were taken away. The loss of the value of the project is not yet ascertained, but it is estimated to be in excess of \$16,000,000.00.
- 2. Severe emotional distress, physical injuries: Claimant suffered emotional, psychological, and physical injuries which included stress, worry, headaches, loss of sleep, humiliation, fear, restlessness, insomnia, upset, fatigue, and other similarly related stress-induced injuries which are in excess of \$2,000,000.00; and
- 3. All other forms and methods of loss calculations are incorporated herein.

11/7/2022 Date Signed:

go ann Ophnson

Signature:

If signed by representative:

Representative's Name:

Address:

Telephone #:

**Relationship to Claimant:** 

# **▼** HELLOSIGN

Audit trail

TITLE

Claim

**FILE NAME** 

Claim.pdf

DOCUMENT ID

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**AUDIT TRAIL DATE FORMAT** 

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**STATUS** 

Signed

# Document history

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11 / 08 / 2022

Sent for signature to Michael Johnson

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(mdjohnson47@yahoo.com) from findlaw4u@gmail.com

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11 / 08 / 2022

Viewed by Michael Johnson (mdjohnson47@yahoo.com)

VIEWED

01:04:21 UTC

IP: 99.57.143.192

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11 / 08 / 2022

Signed by Michael Johnson (mdjohnson47@yahoo.com)

SIGNED

01:08:32 UTC

IP: 99.57.143.192

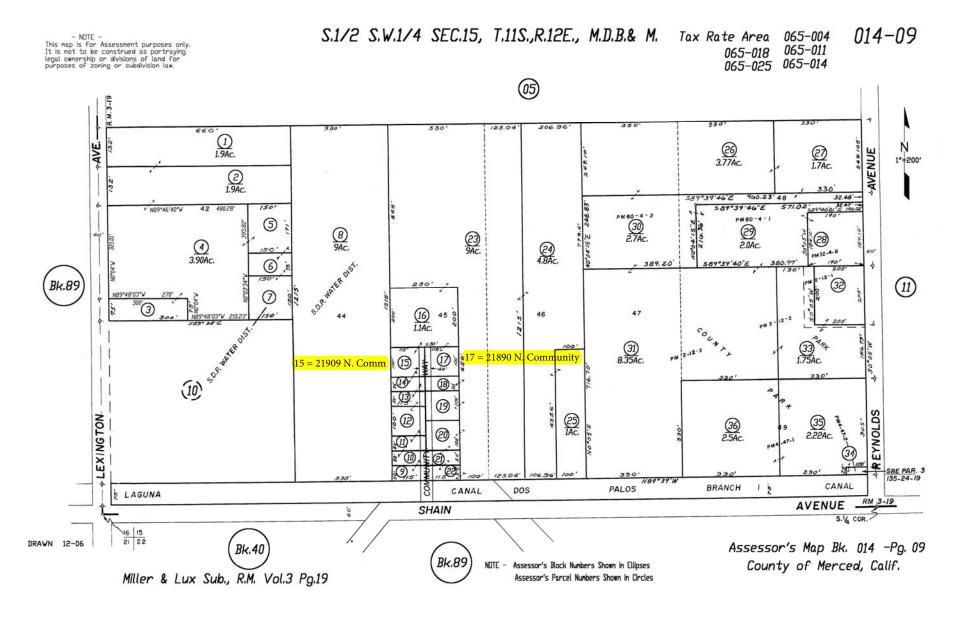
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11 / 08 / 2022

COMPLETED

01:08:32 UTC

The document has been completed.



# 2023 Super Duty®

F-350 XLT

PAINT S4

COLOR

Oxford White

SUMMARY

\$57,665

ESTIMATED NET PRICE S5

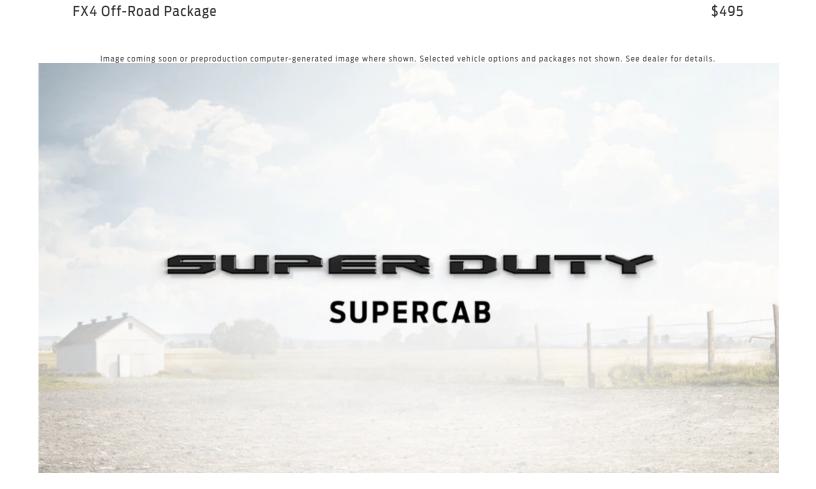
\$980

PER MONTH FOR 60 MONTH FINANCE S6

\$495

# PAINT S4

Oxford White	\$0
POWERTRAINS S4	
7.3L 2 Valve DECVT NA PFI V8 Gas Engine	\$0
4X4	\$0
TorqShift® Ten-Speed Automatic with Selectable Drive Modes	\$0
3.73 Electronic Locking Axle Ratio	\$0
PACKAGES 54	



# EXTERIOR 54

18" Sparkle Silver Painted Cast Aluminum Wheels With Bright Hub Cover/Center Ornaments	\$0
LT275/70Rx18E BSW A/T Tires - 4x4	\$265
Trailer Tow Mirrors - Manually Telescoping and Folding with Power and Heated Glass	\$0
Tailgate Step	\$375
Tough Bed® (spray-in bedliner)	\$595
Privacy Glass - Fixed Rear	\$0
Chrome Front and Rear Step Bumper	\$0
Pre-Collision Assist with Automatic Emergency Braking (AEB) and Forward Collision Warning	\$0
Hill Descent Control™	\$0
Skid Plates - Transfer Case and Fuel Tank	\$0
Alternator – 190 Amp	\$0

Image coming soon or preproduction computer-generated image where shown. Selected vehicle options and packages not shown. See dealer for details.



# INTERIOR 54

Medium Dark Slate	\$0
Cloth 40/20/40 Split Bench Seats	\$0
All-Weather Floor Mats without Carpet Floor Mats	\$130
Cruise Control	\$0
120-Volt/400-Watt AC Outlet	\$0
AM/FM Stereo with MP3 Player	\$0
SYNC® 4	\$0

# PRICING SUMMARY

BASE MSRP SI	\$54,010
OPTIONS S4	+ \$1,860
ACCESSORIES S8	+ \$0

Dec 13 2022 – PWD Regular Board Meeting Packet DESTINATION CHARGES  $^{\rm S17}$ 

TOTAL MSRP S16

**ESTIMATED NET PRICE 55** 

**MONTHLY PAYMENT S6** 

Finance based on \$5,767 down payment, 60 month term and 5% APR, \$0 trade-in-value

Page 53 of 84 + \$1,795

= \$57,665 **= \$57.665** 

\$980

**BACK** 

YOUR ZIP CODE 93622

CLOSEST FORD DEALER Madera Ford 23.57 miles away (833) 418-1287

Your Configuration: 2023 Ford Super Duty F-350 XLT SuperCab, 8' Box, 7.3L 2 Valve DECVT NA PFI V8 Gas Engine, TorqShift® Ten-Speed Automatic with Selectable Drive Modes, 3.73 Electronic Locking Axle Ratio, 4X4, SRW

Pricing shown for Zip code 93622 as of December 06, 2022 52

#### DISCLOSURES ~

#### Note.

Information is provided on an "as is" basis and could include technical, typographical or other errors. Ford makes no warranties, representations, or guarantees of any kind, express or implied, including but not limited to, accuracy, currency, or completeness, the operation of the Site, the information, materials, content, availability, and products. Ford reserves the right to change product specifications, pricing and equipment at any time without incurring obligations. Your Ford dealer is the best source of the most up-to-date information on Ford vehicles.

Disclosures through S18 apply to Search Dealer Inventory, Request A Quote, Get An Internet Price, Get A Quote, Let Us Find It For You, Build & Price and Incentives & Offers.

S1

Manufacturer's Suggested Retail Price (also referred to as "MSRP", "Base MSRP", "Base Price" or the "Starting At" price), excludes destination/delivery charge, taxes, title, license, and registration and/or electronic filing fees, dealer fees, and total of options.

For authenticated AXZ Plan customers, the price displayed may represent Plan pricing. Not all AXZ Plan customers will qualify for the Plan pricing shown and not all offers or incentives are available to AXZ Plan customers.

S2.

Images shown are for information purposes only, and may not necessarily represent the configurable options selected or available on the vehicle. We cannot be responsible for typographical or other errors, including data transmission, display, or software errors, that may appear on the site.

**S**3

Offers shown may not be available to all customers. Incentives lists are examples of offers available at the time of posting and are subject to change and expiration. Not all incentives can be redeemed together. To take advantage of rebates, incentives and/or financing offers you must take new retail delivery from dealer stock by the expiration date noted. Not all buyers will qualify for Ford Credit financing or other offers. Restrictions apply. See your local dealer for complete details.

S4.

The Option Package price and monthly payment displayed is for illustration purposes, only. Prices and monthly payments may vary based on features included in package, financing terms and availability. Some Options are not available separately. Not all Options or Option Packages are available on all vehicles. See your local dealer for details.

Estimated Net Price is the Total Manufacturer's Suggested Retail Price ("Total MSRP") minus any available offers and/or incentives. Incentives may vary. Excludes taxes, title, and registration fees. For authenticated AXZ Plan customers, the price displayed may represent Plan pricing. Not all AXZ Plan customers will qualify for the Plan pricing shown and not all offers or incentives are available to AXZ Plan customers.

56

The payment estimator will calculate a monthly payment based on the MSRP of the vehicle you have configured, including the dealer-installed accessories. For authenticated AXZ Plan customers, the price displayed may represent Plan pricing. Not all AXZ Plan customers will qualify for the Plan pricing shown. Actual monthly payment is based on a variety of factors, including differing financing or leasing terms, accessory prices and installation costs. Financing payment calculations are estimates only, and are based on amount of down payment, APR and term. Lease payment calculations are estimates only, and are based on an annual mileage calculation determined by your dealer. A charge is assessed for any mileage driven that exceeds this limit. Lessee is responsible for \$395 lease Disposition Fee in select states. Not all buyers will qualify for financing or a lease. Contact your local Ford or Lincoln Dealer for details.

S7.

While dealer inventory is generally updated on a daily basis, there are no guarantees that the inventory shown will be available at the dealership. Mid-model-year manufacturing changes, as well as dealer-added accessories on the actual vehicle may differ from the options and features listed. Vehicles that are identified as 'Exact Matches' may have a different price or different features not represented on the site. We make every effort to provide you with the most accurate, up-to-date information, however, only your local Ford dealer can provide you with information regarding actual vehicle availability.

S8.

Dealer Accessories are defined as items that do not appear on the factory window sticker that are installed by a Ford or Lincoln Dealers. Actual Prices for all accessories may vary and depend upon your dealer. Prices DO NOT include installation or painting, which may be required for particular items. Please check with your authorized dealer for complete pricing accuracy for all accessories and parts.

Genuine Ford Accessories will be warranted for whichever provides you the greatest benefit: 12 months or 12,000 miles (whichever occurs first) or the remainder of your Bumper-to-Bumper 3-year/36,000-mile New Vehicles Warranty. Contact your local Ford, Lincoln or Mercury dealer for details and a copy of the limited warranty.

Ford Licensed Accessories (FLA) are warranted by the accessories manufacturer's warranty. Contact your Ford, Lincoln or Mercury Dealer for details regarding the manufacturer's limited warranty and/or a copy of the FLA product limited warranty offered by the accessory manufacturer.

Most Ford Racing Performance Parts are sold with no warranty. Ford Racing Performance Parts are sold "As Is", "With All Faults", "As They Stand" and without any express warranty whatsoever, unless otherwise expressly designated herein. To determine which parts come with a warranty from the original manufacturer, or from Ford Racing, please contact the Ford Racing Techline at (800) FORD788.

S9.

The "Trade-In Value" of your vehicle is an estimate, only, and many factors that cannot be assessed without a physical inspection of the vehicle may affect actual value. For purposes of this website, we use the services of a third-party vendor to provide Trade-In Value calculations. While we believe this information is reliable, we are not responsible for and do not guarantee the accuracy or reliability of the information. Please see your local Ford dealer for information regarding actual trade-in availability and value.

S10.

AXZ Plan pricing, including AXZ Plan option pricing, is exclusively for eligible Ford Motor Company employees, friends and family-members of eligible employees, and Ford Motor Company eligible partners. Restrictions apply. See your Ford or Lincoln dealer for complete details and qualifications. Ford Motor Company reserves the right to modify the terms of AXZ Plan pricing or availability at any time. Some dealers may also chose not to participate in plan pricing Contact your local dealer to determine final pricing.

S11

EPA estimated city/highway mpg based on base engine/transmission configuration. Actual mileage will vary.

S12.

Towing - Properly equipped.

S13.

For Dealer Ordered vehicles, the vehicle has already been ordered by the dealer and is in the process of being manufactured by the factory. If you are interested in the vehicle marked "Dealer Ordered", contact the dealership for a delivery estimate.

Defined a self-matewish report of the stimulation of purposes only and the figures presented do not represent an offer that & no be accepted by you. See your local dealer for vehicle availability and actual price. The Estimated Selling Price shown is the Base MSRP plus destination charges and total of options, but does not include service contracts, insurance or any outstanding prior credit balance. Does not include tax, title or registration fees. It also includes the acquisition fee. For Commercial Lease product, upfit amounts are included.

The "estimated capitalized cost" is for estimation purposes only and the figures presented do not represent an offer that can be accepted by you. See your local dealer for vehicle availability, actual price, and financing options. Estimated Capitalized Cost shown is the Base MSRP plus destination charges and total of options, but does not include service contracts, insurance or any outstanding prior credit balance. Does not include tax, title or registration fees. It also includes the acquisition fee. For Commercial Lease product, upfit amounts are included.

S15.

The "amount financed" is for estimation purposes only and the figures presented do not represent an offer that can be accepted by you. See your local dealer for vehicle availability, actual price, and financing options. Estimated Amount Financed is the amount used to determine the Estimated Monthly Payment. It is equal to the Estimated Selling Price of the vehicle less Down Payment, Available Incentives and Net Trade-in Amount.

The "adjusted capitalized cost" is for estimation purposes only and the figures presented do not represent an offer that can be accepted by you. See your local dealer for vehicle availability, actual price, and financing options. Estimated Adjusted Capitalized Cost is the amount used to determine the Estimated Monthly Payment. It is equal to the Estimated Capitalized Cost less Down Payment, Available Incentives, and Net Trade-in Amount.

S16

Total MSRP is Base MSRP plus options, destination and delivery charges. Excludes taxes, title, and registration fees.

S17

Destination Charges are associated with getting the vehicle from the manufacturer to the dealership. Prices listed are MSRP and are based on information updated on this website from time to time.

S18

Acquisition Fee is a charge paid by the lessee to Ford Credit to help cover the cost of acquiring and servicing the account.

#### Note2

#### For Manufacturer Specific Disclosures See Below

Starting MSRP excludes destination/delivery charge, taxes, title and registration. Optional equipment not included. Starting A, Z and X Plan price is for qualified, eligible customers and excludes document fee, destination/delivery charge, taxes, title and registration. Not all vehicles qualify for A, Z or X Plan. All Mustang Shelby GT350 and Shelby GT350R prices exclude gas guzzler tax.

2.

EPA-estimated city/hwy mpg. See fueleconomy.gov for fuel economy of other engine/transmission combinations. Actual mileage will vary. MPGe is the EPA equivalent measure of gasoline fuel efficiency for electric mode operation.

# Associations and Other Forums Supporting Agricultural Water and Related Outreach and Education Efforts

11 0 0			1	
	Suggested	Last Payment	Pa	noche Water
CA Ag Irrigation Association	96	2015		
CA Assn of Resource Conservation Districts		2006		
<u>CA Farm Water Coalition</u>	\$0.15 cents per acre	2021	\$	5,747.55
CA Foundation for Ag in the Classroom		2021	\$	500.00
CA Rural Water Association		2018		
Central Valley Project Water Association		2021	\$	3,661.14
Coalition for a Suistainable Delta				
Family Farm Alliance	\$0.15 cents per acre	2021	\$	5,747.55
Maven's Notebook		2017		
National Assn of Conservation Districts		2006		
Pacific Legal Foundation				
Public Policy Institute of California		2021	\$	500.00
SJV Ag Water Coalition		2016		
SJV Ag Water Committee		2016		
San Joaquin Valley Water				
US Committee on Irrigation & Drainage		2006		
Water Education Foundation		2021	\$	1,000.00
		<b>-</b>	<u> </u>	46 656 04

Total: \$ 16,656.24

# PANOCHE WATER DISTRICT ACCOUNTS PAYABLE LIST

# PAYMENTS RUN FROM 11/9/2022 THRU 12/13/2022

	PAYMENTS RUN FROM 11/9/2022 THRU 12/13/2022										
			<u> </u>								
		MECHANICS O & M CHECKING # 8566	<u> </u>								
	CHECK			CHECK							
DATE	NUMBER	NAME		AMOUNT	MEMO						
			١.		DECEMBER 2022 INSURANCE HEALTH \$ 31,984.71, DENTAL \$ 2,153.75, VISION \$ 389.76, LIFE \$ 71.96 &						
11/9/22022	40723	ACWA/JPIA	\$		LINNEMAN \$ 2,348.66						
11/9/22022	40724	MCGUIRE BOTTLED WATER	\$		OCTOBER 2022 DRINKING WATER						
11/9/22022	40725	PURCHASE POWER	\$		REFILL POSTAGE MACHINE						
11/9/22022	40726	TRIANGLE ROCK PRODUCTS	\$		ASPHALT FOR DMC ROAD WELL 43						
11/9/22022	40727	VERIZON WIRELESS	\$		OCTOBER 2022 CELL PHONES						
11/22/2022 11/22/2022	40728 40729	AG & INDUSTRIAL SUPPLY APPL, INC.	\$		PARTS FOR # 42						
		,	\$		PWD, IRRIGATION WATER & GBP WATER SAMPLES						
11/22/2022 11/22/2022	40730 40731	APPLIED BEST PRACTICES JUSTIN'S TIRE & AUTO	\$		PROFESSIONAL SERVICES FOR 2020-2021 BOND COMPLIANCE SERVICE # 06B & # 03, REPAIR # 10B, # 44 & # 10B						
11/22/2022	40731	BRYANT L. JOLLEY	\$		COMPLETION OF AUDIT PREP FOR FYE 2022						
11/22/2022	40732	JUAN CADENA	\$		REIMBURSEMENT COVID TEST						
11/22/2022	40734	CHICAGO TITLE	\$		EASEMENT LOOKUP FOR PIPELINE ON SHAW AVE.						
11/22/2022	40735	DATCO SERVICE CORPORATION	\$		PRE EMPLOYMENT DRUG TESTING FOR 2 NEW EMPLOYEES						
11/22/2022	40736	FEDERAL EXPRESS	\$		PWD & GBP SHIPPING FEES						
11/22/2022	40737	CORELOGIC INFORMATION SOLUTION	\$		OCTOBER 2022 APN RESEARCH						
11/22/2022	40738	FRASIER INRRIGATION INC.	\$		PARTS FOR LEVEL 2 WATER						
11/22/2022	40739	FRESNO COUNTY DEPARTMENT OF PUBLIC WORKS	\$		MAPPING PROCEDURE TO ADJUST PROPERTY LINES BETWEEN TWO PARCELS						
11/22/2022	40740	HOFFMAN SECURITY	\$		DECEMBER 2022 SHOP & OFFICE SECURITY						
11/22/2022	40741	JORGENSEN & COMPANY	\$		ANNUAL FIRE EXTINGUISHER SERVICE & TRAINING						
11/22/2022	40742	MARFAB	\$		PARTS FOR # 3, LEVEL 2 WATER, SLD & DISTRICT SUPPLIES						
11/22/2022	40743	VOID	\$	-	VOID						
11/22/2022	40744	NAPA AUTO PARTS	\$	713.05	WIPERS FOR DISTRICT VEHICLES						
11/22/2022	40745	JOSE PIMENTEL	\$	192.56	REIMBURSEMENT FOR DRUG TEST, PRINTS & HAZ MAT ENDORSEMENT FOR DOT						
11/22/2022	40746	PRICE PAIGE & COMPANY	\$	12,000.00	WORK IN PROGRESS AUDIT FYE 2022						
11/22/2022	40747	SANTOS FORD	\$	1,100.53	PARTS FOR # 13B						
11/22/2022	40748	SAVE MART SUPERMARKET	\$	313.36	EMPLOYEE SNACKS						
11/22/2022	40749	SCCE	\$	179.00	COMPLIANCE CONFERENCE - L CHAGOYA						
11/22/2022	40750	TIREHUB, LLC	\$	1,554.84	TIRES FOR # 03						
11/22/2022	40751	UNWIRED BROADBAND, INC.	\$	549.99	NOVEMBER 2022 INTERNET SERVICE						
11/22/2022	40752	WATERMAN INDUSTRIES	\$	12,210.49	GATES FOR GBP & PWD						
11/22/2022	40753	WATER RECLAMATION	\$	8,334.97	PARTS FOR LEVEL 2 WATER & REPAIRS FOR LOST SUCTION AT MILE POST 89.68 FOR THE DOMESTIC PLANT						
11/22/2022	40754	WESTAIR GASES & EQUIP, INC.	\$	746.22	OXYGEN & ACETYLENE REFILLS						
11/22/2022	40755	WINDECKER INC.	\$	6,270.47	1,500 GALLONS UNLEADED @ \$ 4.18						
11/22/2022	40756	XEROX FINANCIAL SERVICES	\$	593.87	COPIER LEASE						
11/22/2022	40757	XIO, INC.	\$		NOVEMBER 2022 CLOUD BASED MONITORING SERVICE - DOMESTIC SYSTEM						
12/6/2022	40758	FRESNO COUNTY TAX COLLECTOR	\$		2022 PROPERTY TAXES OFFICE & DISTRICT HOUSES						
12/13/2022	40759	ACWA/JPIA-DUES	\$	72,454.00	AUTO & GENERAL LIABILITY INSURANCE 10/1/22 - 9/30/23						
10/10/	40=		_		JANUARY 2023 INSURANCE HEALTH \$ 36,349.82, DENTAL \$ 2,459.91, VISION \$ 426.88, LIFE \$ 160.07 & LINNEMAN						
12/13/2022	40760	ACWA/JPIA-CB&T HEALTH BENEFITS	\$	,	\$ 2,135.83						
12/13/2022	40761	AMAZON/SYNCB	\$	,	SHOP, OFFICE, DISTRICT & HOUSE SUPPLIES						
12/13/2022	40762	APPL, INC.	\$		DMC WELLS, IRRIGATION WATER & GBP WATER SAMPLES						
12/13/2022	40763	JUSTIN'S TIRE & AUTO	\$		MAINTENANCE & DIAGNOSIS # 30 & # 04B, REPAIR # 30 & # 01AA						
12/13/2022	40764	BRYANT L. JOLLEY	\$		PREPARATION OF MANAGEMENT'S DISCUSSION & ANALYSIS AND BOND REPORTING						
	CHECK	NAME	<u> </u>	CHECK							

DATE	NUMBER			AMOUNT	MEMO
12/13/2022	40765	JUAN CADENA	Ś		REIMBURSEMENT FOR FUEL & COVID TEST (REISSUE FOR LOST CHECK)
12/13/2022	40766	CENTRAL VALLEY PROJECT	\$		ASSOCIATION DUES 2022
12/13/2022	40767	LIGHTHOUSE DOCUMENT TECHNOLOGIES, INC.	\$		SEPTEMBER 2022 LEGAL CONSULTANT
12/13/2022	40768	FEDERAL EXPRESS	\$		PWD & GBP SHIPPING FEES
12/13/2022	40769	FENTON & KELLER	\$		OCTOBER 2022 LEGAL SERVICES
12/13/2022	40709	FORK LIFT SPECIALTIES, INC.	\$		SERVICE # 31C
12/13/2022	40770	FRAISER IRRIGATION INC.	\$		DMC WELLS MAIN LINE RENTAL (2 MONTHS)
12/13/2022	40771	FRONTIER COMMUNICATION	\$	•	NOVEMBER 2022 TELEPHONE CHARGES
12/13/2022	40772	GILTON SOLID WAST INC.	\$		NOVEMBER 2022 WASTE SERVICES
12/13/2022	40773	HACH COMPANY	\$		BATTERY SITE A - GBP
12/13/2022	40774	HOLT OF CALIFORNIA	\$		MINI EXCAVATOR RENTAL WITH AUGER SET GATES AT SLD
12/13/2022	40776	HOME DEPOT CREDIT SERVICES	\$		BAGS FOR SAMPLES - GBP, CONCRETE & POST HOLE DIGGER FOR SLD & WELDING SUPPLIES
12/13/2022	40777	LOOPUP	\$		OCTOBER 2022 CONFERENCE LINE
12/13/2022	40777	MARFAB	\$		WELDING SHOP SUPPLIES
12/13/2022	40778	MANUEL'S TIRE SERVICE	\$		FLAT REPAIR # 10B
12/13/2022	40779	MCGUIRE BOTTLED WATER	\$		DRINKING WATER
12/13/2022	40780	MERCED TRUCK & TRAILER	\$		PARTS FOR # 32 & # 76T
12/13/2022	40781	MOSES DIANA	\$		REIMBURSEMENT FOR MILEAGE
12/13/2022	40782	MORRIS GENERAL CONTRACTING, INC.	\$		NEW PATIO ROOF DISTRICT HOUSE # 2
12/13/2022	40784	PACIFIC GAS & ELECTRIC	\$		ELECTRICAL POWER
12/13/2022	40785	SORENSEN'S TRUE VALUE	\$		YELLOW SAFETY PAINT - SLD
12/13/2022	40786	STATE WATER RESOURCES	\$		22/23 ANNUAL PERMIT FEE - SURFACE WATER TREATMENT PLANT
12/13/2022	40787	SUMMERS ENGINEERING INC.	\$		CONTOUR CANAL LINING PROJECT
12/13/2022	40787	TECHNO-FLO	\$		PARTS FOR FLO METERS
12/13/2022	40789		\$		DECEMBER 2022 INTERNET SERVICES
12/13/2022	40789	UNWIRED BROADBAND, INC. VERIZON WIRELESS			NOVEMBER 2022 CELL PHONES
	40790	WALPOLE & CO., LLP, 70	\$		
12/13/2022	40791	WALPOLE & CO., LLP, 70	Ş	393.75	COMPUTER SUPPORT - BUDGET REPORT CHANGES
42/42/2022	40703	WATER REGIAMATION	_	2 205 00	PULL EAST PUMP FOR INSPECTION & REPAIR # 7W, CHECK ELECTRICAL STATION # 5 & # 2, OIL TANKS WELL # 12 &
12/13/2022	40792	WATER RECLAMATION	\$	3,205.80	# 13, CHECK STATION # 2 PANELS & PART FOR WATERLINE IN YARD
42/42/2022	40703	INJECTOIDE MATER	_	46 774 64	WATER TESTING, COMPRESSOR INSTALLATION, BULK WATER DELIVERY, CHLORINE PROBE INSTALLMENT &
12/13/2022	40793	WESTSIDE WATER	\$		WEEKLY SERVICE CHARGES
11/2/2022		TRANSFER FUNDS FOR PAYROLL	\$		PAYROLL DATED 11/4/2022
11/14/2022		PAI SERVICES, LLC	\$		OCTOBER 2022 SAGE TIME SERVICE
11/16/2022		TRANSFER FUNDS FOR PAYROLL	<u> </u>		PAYROLL DATED 11/18/2022
11/23/2022	W00000816	WELTY WEAVER & CURRIE	\$	10,768.76	OCTOBER 2022 LEGAL SERVICES
4.4 /00 /0000			_		OCT 22 USBR WATER COSTS SLC \$18,317.91 & DMC \$ 3,662.81, OCT 22 SLC WARREN ACT COSTS \$ 710.73, OCT 22
11/23/2022		US BUREAU OF RECLAMATION	\$		RESTORATION WATER COSTS FOR SLC \$ 6,849.33 & DMC \$ 924.78
11/23/2022	W00000818	SLDM WATER AUTHORITY	\$	22,212.44	OCT 22 SLC SLDMWA CONVEYANCE COSTS
					NOV 22 ADVERTISEMENT FOR CONTOUR CANAL TRAVELING SCREEN, STATE & FEDERAL QTRLY FILING FEE,
					CRYSTAL REPORTS CLASS - S REYES, MICROSOFT COMPUTER SUPPORT, OSHA SAFETY SIGN, VINEGAR FOR WEED
4.4 /0.0 /0.000			_		CONTROL, ICE FOR GBP SAMPLES, PARKING FEES, BUSINESS LUNCHES, ROOMS FOR ACWA CONFERENCE, FRESNO
11/30/2022	W00000819	WESTAMERICA VISA	\$		COUNTY - CEQA FILING FEES & DISTRICT EMAILS
			\$	691,240.40	
		MECHANICS PAYROLL CHECKING # 7895			
	CHECK	NAME			
DATE	NUMBER				MEMO
11/3/2022	PR-1459	NET PAYROLL	\$		PAYROLL DATED 11/4/2022
11/4/2022	JE-204	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$		STATE PAYROLL TAX DEPOSIT
11/4/2022	JE-205	INTERNAL REVENUE SERVICE	\$		FEDERAL TAX DEPOSIT
11/4/2022	JE-206	JOHN HANCOCK	\$		401K DEPOSIT
11/17/2022	PR-1460	NET PAYROLL	\$		PAYROLL DATED 11/18/2022
11/18/2022	JE-212	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$	2,581.90	STATE PAYROLL TAX DEPOSIT

11/18/2022	JE213	INTERNAL REVENUE SERVICE	\$ 13,763	89 FEDERAL TAX DEPOSIT
11/18/2022	JE-214	JOHN HANCOCK	\$ 9,322	36 401K DEPOSIT
11/30/2022	3179	PRINCIPAL LIFE INSURANCE	\$ 631	70 EMPLOYEE PAID INSURANCE
12/2/2022	PR-1461	NET PAYROLL	\$ 39,573	22 PAYROLL DATED 12/5/2022
12/5/2022	JE-220	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$ 2,442	36 STATE PAYROLL TAX DEPOSIT
12/5/2022	JE-221	INTERNAL REVENUE SERVICE	\$ 13,153	37 FEDERAL TAX DEPOSIT
12/5/2022	JE-222	JOHN HANCOCK	\$ 9,186	00 401K DEPOSIT

\$ 195,214.10

BACK

PANOCHE WATER DISTRICT										
FYE 2023 BUDGET (March 1, 2022 - February 28, 2023) - Adopted Feb 22, 2022										
March thru November - 75%			Budget		Actual		REMAINING BA	LANCI		
Operating Reve	enues									
1	Supplemental Water	\$	10,362,366	\$	9,170,316	\$	1,192,050	88%		
2	Operations & Maintenance	\$	5,861,058	\$	4,262,536	\$	1,598,522	73%		
3	Fresno/Merced Counties - 2021 CVP Bond	\$	1,509,263	\$	651,946	\$	857,317	43%		
4	Labor Reimbursements	\$	583,740	\$	145,692	\$	438,048	25%		
5	Other Revenues	\$	250,000	\$	126,744	\$	123,256	51%		
6	Reimbursed Expenses	\$	200,000	\$	245,536	\$	(45,536)	123%		
7	Domestic Water Treatment Plant	\$	140,000	\$	103,456	\$	36,544	74%		
8	Sustainable Groundwater Management <sup>1</sup>	\$	46,497	\$	46,726	\$	(229)	100%		
9	CVP AG Water Contract	\$	-	\$	313,713	\$	(313,713)	0%		
<b>Total Revenue</b>		\$	18,952,924	\$	15,066,665	\$	3,886,260	79%		

Operating Expe	Budget	Actual	REMAINING BA	LANCE	
Water					
10	Supplemental Water	\$ 10,362,366	\$ 8,229,154	\$ 2,133,212	79%
11	Planning & Engineering	\$ 150,000	\$ 171,876	\$ (21,876)	115%
12	CVP Water Contract	\$ -	\$ 70,718	\$ (70,718)	
		\$ 10,512,366	\$ 8,471,748	\$ 2,040,618	81%
Administ	tration				
13	2021 CVP Bond	\$ 928,866	\$ 930,566	\$ (1,700)	100%
14	Legal	\$ 600,000	\$ 152,741	\$ 447,259	25%
15	2021 CVP Bond Assessment Refund	\$ 580,397	\$ -	\$ 580,397	0%
16	Salaries and Wages	\$ 569,425	\$ 434,048	\$ 135,377	76%
17	Employees' Benefits	\$ 202,961	\$ 158,912	\$ 44,049	78%
18	SLDMWA Activity Agreements	\$ 186,146	\$ 178,220	\$ 7,926	96%
19	SLDMWA DHCCP Bond Payment	\$ 148,592	\$ 22,438	\$ 126,154	15%
20	Directors' Benefits	\$ 138,352	\$ 66,279	\$ 72,073	48%
21	Insurance	\$ 127,750	\$ 60,700	\$ 67,050	48%
22	SWRCB Water Rights Fee	\$ 125,000	\$ -	\$ 125,000	0%
23	Other Supplies & Services	\$ 105,000	\$ 79,419	\$ 25,581	76%
24	Payroll Burden	\$ 68,642	\$ 59,292	\$ 9,350	86%
25	Professional Services	\$ 60,000	\$ 57,130	\$ 2,870	95%
26	Annual Audits	\$ 50,000	\$ 45,521	\$ 4,479	91%
27	Central Delta-Mendota Region SGMA <sup>1</sup>	\$ 46,497	\$ 14,893	\$ 31,604	32%
28	Communications	\$ 45,000	\$ 28,306	\$ 16,694	63%
29	Conferences and Trainings	\$ 45,000	\$ 30,229	\$ 14,771	67%
30	Utilities	\$ 30,000	\$ 31,801	\$ (1,801)	106%
		\$ 4,057,629	\$ 2,350,495	\$ 1,707,134	58%

March	n thru November - 75%		Budget	Actual	REMAINING BALANCE				
Operations & N	/laintenance								
31	Energy	\$	1,440,000	\$ 1,122,207	\$	317,793	78%		
32	Salaries and Wages	\$	1,258,610	\$ 651,072	\$	607,538	52%		
33	Employees' Benefits	\$	431,839	\$ 197,061	\$	234,778	46%		
34	Pumps & Structures Repairs	\$	250,000	\$ 195,061	\$	54,939	78%		
35	Payroll Burden	\$	197,481	\$ 96,192	\$	101,289	49%		
36	Reimburseable Expenses	\$	200,000	\$ 131,734	\$	68,266	66%		
37	Chemical Application	\$	170,000	\$ 104,380	\$	65,620	61%		
38	Domestic Water Treatment Plant	\$	140,000	\$ 100,403	\$	39,597	72%		
39	Fuel & Oil	\$	90,000	\$ 167,401	\$	(77,401)	186%		
40	Capital Cost - Depreciation	\$	75,000	\$ -	\$	75,000	0%		
41	<b>Equipment Repairs</b>	\$	50,000	\$ 47,484	\$	2,516	95%		
42	Vehicle Repairs & Maintenance	\$	45,000	\$ 25,578	\$	19,422	57%		
43	Buildings Repairs & Maintenance	\$	20,000	\$ 29,995	\$	(9,995)	150%		
44	Laboratory - Water Testing	\$	15,000	\$ 13,407	\$	1,593	89%		
		\$	4,382,929	\$ 2,881,975	\$	1,500,954	66%		
Total Expenses		\$	18,952,924	\$ 13,704,218	\$	5,248,706	72%		
Net Revenue/(Deficit	)			\$ 1,362,446					
<sup>1</sup> SGMA Costs h	nistorically billed on an pro-rata acreage	basis	i						

 $\mathsf{BACK}$ 

	PAI	NOC	HE WATER DIST	ΓRIC	ĴT.			
l	POTENTIAL !	RAT	E MODIFICATIO	)N S	CENARIOS			
l	,	Apr	proved Budget		Water		Acreage	Service
i	,	i	2022-2023		Rate		Rate	Rate
		_		L	Scenario		Scenario	Scenario
Operatin	ng Revenues	Ī		Ī				
1	Supplemental Water	\$	10,362,366	\$	10,362,366			
2	Operation & Maintenance		5,861,058	\$	5,111,320	\$	999,738	
3	Fresno/Merced Counties - 2021 CVP Bond	\$	1,509,263		,	\$	1,509,263	\$ -
4	Labor Reimbursements	\$	583,740	ĺ	1			\$ 583,740
5	Other Revenue	\$	250,000	ĺ	1			
6	Reimbursed Expenses	\$	200,000		,			\$ 200,000
7	Domestic Water Treatment Plant	\$	140,000		,			\$ 140,000
8	Sustainable Groundwater Management 1	\$	46,497		,	\$	46,497	\$ -
9	CVP AG Water Contract			\$				
Total Rev	venue	\$	18,952,924	\$	15,473,686	\$	2,555,498	\$ 923,740
-	ng Expenses							
Wa	ater Costs	Ē		ſ		Ī		
10	Supplemental Water		10,362,366	\$	10,362,366			
11	Los Vaqueros Expansion		100,000	ĺ	1	\$	100,000	\$ -
12	Planning & Engineering	\$	50,000	\$	50,000			
13	CVP AG Water Contract	<u></u>		\$				
į		\$	10,512,366	\$	10,412,366	\$	100,000	\$ <u>-</u>
	ministration	Ī		ſ		Ī		
14	2021 CVP Bond Payment		928,866	ĺ	1	\$	928,866	
15	Legal Costs		600,000	\$	600,000			
16	2021 CVP Bond Assessment Refund		580,397		,	\$	580,397	
17	Salaries and Wages		569,425	\$	447,622			\$ 121,803
18	Employees' Benefits		202,961	\$	159,547			\$ 43,415
19	SLDMWA Activity Agreements		186,146	ĺ	!	\$	186,146	
20	SLDMWA DHCCP Bond Payment		148,592	ĺ	,	\$	148,592	
21	Directors' Benefits		138,352	\$	138,352			
22	Insurance Costs		127,750	\$	127,750			
23	SWRCB Water Rights Fee		125,000	ĺ	1	\$	125,000	
24	Other Supplies & Services		105,000		105,000			
25	Payroll Burden		68,642	\$	53,959			\$ 14,683
26	Professional Services		60,000	\$	60,000			
27	Annual Audits		50,000	\$	50,000			
28		\$	46,497	ĺ	,	\$	46,497	
29	Communication Costs	\$	45,000	\$	45,000			
30	Conferences and Training Costs		45,000	\$	45,000			
31	Utilities		30,000	\$	30,000			
		\$	4,057,629	\$	1,862,230	\$	2,015,498	\$ 179,901

			roved Budget 2022-2023		Water Rate Scenario		Acreage Rate Scenario	Service Rate Scenario		
Operations &	& Maintenance									
32	Energy Costs	\$	1,440,000	\$	1,440,000					
33	Salaries and Wages	\$	1,258,610	\$	989,386			\$	269,224	
34	Employees' Benefits	\$	431,839	\$	339,466			\$	92,373	
35	Pumps & Structures Repairs	\$	250,000			\$	250,000			
36	Payroll Burden	\$	197,481	\$	155,238			\$	42,242	
37	Reimburseable Expenses	\$	200,000					\$	200,000	
38	Chemical Application	\$	170,000	\$	170,000					
39	Domestic Water Treatment Plant		140,000					\$	140,000	
40	Fuel & Oil costs	\$	90,000	\$	90,000					
41	Capital Cost - Depreciation	\$	75,000			\$	75,000			
42	Equipment repairs		50,000			\$	50,000			
43	Vehicle repairs & Maintenance		45,000			\$	45,000			
44	Buildings Repairs & Maintenance		20,000			\$	20,000			
45	Laboratory - Water Testing		15,000	\$	15,000					
	•	\$	4,382,929	\$	3,199,090	\$	440,000	\$	743,839	
Total Expenses		<u>,                                    </u>	10.052.024	Ļ	15 472 696	۲.	3 555 400	<u> </u>	022 740	
TOTAL EXPENSES		Ş	18,952,924	\$	15,473,686	\$	2,555,498	\$	923,740	
Net Revenue/(Defi	icit)		(0)		0		0	\$		

Current O&M <sup>2</sup>	Water Rate <sup>3</sup>	Acreage Rate 4	
\$ 182.30	\$ 158.98	\$ 26.09	\$ -
	\$ (23.32)		

 $<sup>^{\</sup>scriptsize 1}$  SGMA Costs historically billed on an acreage basis

 $<sup>^{\</sup>rm 2}\,$  FYE 2022-23 approved O&M rate assumes 32,150 acre-feet of deliveries

<sup>&</sup>lt;sup>3</sup> Potential Water Rate Assumed 32,150 acre-feet of deliveries

<sup>&</sup>lt;sup>4</sup> Potential Acreage Rate assumes 38,317 acres

			HE WATER DIS				
	POTENTIAL !	_	E MODIFICATIO	N S	CENARIOS		
		Ар	proved Budget		Water	Acreage	Service
			2022-2023		Rate	Rate	Rate
					Scenario	Scenario	Scenario
Operatin	ng Revenues						
1	Supplemental Water	\$	10,362,366	\$	10,362,366		
2	Operation & Maintenance	\$	5,861,058	\$	3,072,513	\$ 3,038,545	
3	Fresno/Merced Counties - 2021 CVP Bond	\$	1,509,263			\$ 1,509,263	\$ -
4	Labor Reimbursements	\$	583,740				\$ 583,740
5	Other Revenue	\$	250,000				
6	Reimbursed Expenses	\$	200,000				\$ 200,000
7	Domestic Water Treatment Plant	\$	140,000				\$ 140,000
8	Sustainable Groundwater Management <sup>1</sup>	\$	46,497			\$ 46,497	\$ -
9	CVP AG Water Contract			\$	-		
Total Re	venue	\$	18,952,924	\$	13,434,879	\$ 4,594,305	\$ 923,740
Operatin	ng Expenses						
Wa	ater Costs						
10	Supplemental Water	\$	10,362,366	\$	10,362,366		
11	Los Vaqueros Expansion	\$	100,000			\$ 100,000	\$ -
12	Planning & Engineering	\$	50,000	\$	50,000		
13	CVP AG Water Contract			\$	-		
		\$	10,512,366	\$	10,412,366	\$ 100,000	\$ -
Ad	ministration						
14	2021 CVP Bond Payment	\$	928,866			\$ 928,866	
15	Legal Costs	\$	600,000	\$	168,000	\$ 432,000	
16	2021 CVP Bond Assessment Refund	\$	580,397			\$ 580,397	
17	Salaries and Wages	\$	569,425	\$	125,334	\$ 322,288	\$ 121,803
18	Employees' Benefits	\$	202,961	\$	44,673	\$ 114,873	\$ 43,415
19	SLDMWA Activity Agreements	\$	186,146			\$ 186,146	
20	SLDMWA DHCCP Bond Payment	\$	148,592			\$ 148,592	
21	Directors' Benefits	\$	138,352	\$	38,739	\$ 99,614	
22	Insurance Costs	\$	127,750			\$ 127,750	
23	SWRCB Water Rights Fee	\$	125,000			\$ 125,000	
24	Other Supplies & Services	\$	105,000	\$	29,400	\$ 75,600	
25	Payroll Burden	\$	68,642	\$	15,109	\$ 38,851	\$ 14,683
26	Professional Services	\$	60,000			\$ 60,000	
27	Annual Audits	\$	50,000			\$ 50,000	
28	Central Delta-Mendota Region SGMA <sup>1</sup>	\$	46,497			\$ 46,497	
29	Communication Costs	\$	45,000	\$	12,600	\$ 32,400	
30	Conferences and Training Costs	\$	45,000			\$ 45,000	
31	Utilities	\$	30,000			\$ 30,000	
		\$	4,057,629	\$	433,854	\$ 3,443,873	\$ 179,901

		 oroved Budget 2022-2023		Water Rate Scenario		Acreage Rate Scenario	Service Rate Scenario		
Operations &	Maintenance								
32	Energy Costs	\$ 1,440,000	\$	1,440,000					
33	Salaries and Wages	\$ 1,258,610	\$	643,101	\$	346,285	\$	269,224	
34	Employees' Benefits	\$ 431,839	\$	220,653	\$	118,813	\$	92,373	
35	Pumps & Structures Repairs	\$ 250,000			\$	250,000			
36	Payroll Burden	\$ 197,481	\$	100,905	\$	54,333	\$	42,242	
37	Reimburseable Expenses	\$ 200,000	\$	-			\$	200,000	
38	Chemical Application	\$ 170,000	\$	110,500	\$	59,500			
39	Domestic Water Treatment Plant	\$ 140,000	\$	-			\$	140,000	
40	Fuel & Oil costs	\$ 90,000	\$	58,500	\$	31,500			
41	Capital Cost - Depreciation	\$ 75,000			\$	75,000			
42	Equipment repairs	\$ 50,000			\$	50,000			
43	Vehicle repairs & Maintenance	45,000			\$	45,000			
44	Buildings Repairs & Maintenance	\$ 20,000			\$	20,000			
45	Laboratory - Water Testing	\$ 15,000	\$	15,000					
	-	\$ 4,382,929	\$	2,588,659	\$	1,050,432	\$	743,839	
	•								
Total Expenses		\$ 18,952,924	\$	13,434,879	\$	4,594,305	\$	923,740	
Net Revenue/(Defi	cit)	 (0)		0		0	\$	-	
		 urrent O&M <sup>2</sup>	١,	Water Rate <sup>3</sup>	Δ	creage Rate 4	I		

Curre	nt O&M <sup>2</sup>	Water Rate <sup>3</sup>	Acr	eage Rate 4	
\$	182.30	\$ 95.57	\$	79.30	\$ -
		\$ (86.74)			

 $<sup>^{\</sup>scriptsize 1}$  SGMA Costs historically billed on an acreage basis

 $<sup>^{\</sup>rm 2}\,$  FYE 2022-23 approved O&M rate assumes 32,150 acre-feet of deliveries

<sup>&</sup>lt;sup>3</sup> Potential Water Rate Assumed 32,150 acre-feet of deliveries

<sup>&</sup>lt;sup>4</sup> Potential Acreage Rate assumes 38,317 acres

Water Supply																		
District Water	Annual	2022	2022	2022	2022	2022	2022	2022	2022	2022	2022	2023	2023	YTD	Transfers	Not	C. I	Remaining
March, 2022 - Feb, 2023	AF	March	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Usage	Out	Pumped	Stored	Balance
Transfer 2 - DC	2,065			116	949	500	500							2,065				0
Transfer 6 - DC	100			12	88									100				0
Transfer 7 - DC	1,383					509	569	305						1,383				0
Grower Transfer Ins	2,834			377	487	660	700	370	240					2,834				0
PWD Grower Wells f/Crdt	7,578	386	733	1,052	1,015	1,288	891	1,082	990	141				7,578				0
Gains or Losses	1,448	130	556	728	782	83	(253)	(240)	(171)	(167)				1,448				0
District Water Total	15,408	516	1,289	2,285	3,321	3,040	2,407	1,517	1,059	(26)	0	0	0	15,408				0
Bureau Water	Annual	2022	2022	2022	2022	2022	2022	2022	2022	2022	2022	2023	2023	YTD	Transfers	Loca	Ctorod	Remaining
March, 2022 - Feb, 2023	AF	March	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Usage	Out	Loss	Stored	Balance
Public Health & Safety	121													0				121
2022-2023 0% USBR	0													0				0
CVP 3F Wtr -20-21 Resch	4,251	173	818	41	17	614	1,198	920	254					4,035		(216)		0
CVP 3F Wtr -21-22 Resch	1,334	84							367	88				539		(93)		702
Transfer 1 Rescheduled	6,913	209												209		(517)		6,187
Transfer 3 Rescheduled	293													0				293
Grower Transfer Ins	2,335		196	460	595	382	183	308	13	198				2,335				0
Transfer 2	935			684	251									935				0
Transfer 4	596													0	(140)	(36)	420	420
Transfer 5	2,190													0		(548)		1,642
Transfer 7	3,617			369	1,250	1,576	377	45						3,617				0
Transfer 8	64													0		(16)		48
Transfer 9	350													0			237	350
Burea Water Total	22,999	466	1,014	1,554	2,113	2,572	1,758	1,273	634	286	0	0	0	11,670	(140)	(1,426)	657	9,763
Total Water Supply	38,407	982	2,303	3,839	5,434	5,612	4,165	2,790	1,693	260	0	0	0	27,078	(140)	(1,426)		9,763
Usage																		
Growers		982	2,303	3,839	5,434	5,612	4,165	2,790	1,693	260				27,078				
Transfers Out/Sales		0	0	0	0	0	0	0	0	0				0				
Transiers Out/Jaies		0	0	U	U	U	U	U	U	0				0				
Total Usage/Transfers		982	2,303	3,839	5,434	5,612	4,165	2,790	1,693	260	0	0	0	27,078				
Diff/Losses: % of Supply	%	13%	24%	19%	15%	2%	-7%	-8%	-11%	-39%				6%				
Dili/Losses: % of Supply	70	15%	2470	1970	13%	270	-/70	-070	-1170	-3370				0%				
					1	1											1	

Month: November, 2022

<sup>\*\*</sup> Estimate

<sup>\*</sup> Water Supply Numbers are estimates of known Transfers at this time - Deliveries are Actual \* /\*WA Water total changed to reflecft PWD's portion only.\*/

Dec 13 2022 – PWD Regular Board Meeting Packet



## **MEMORANDUM**

**TO:** SLDMWA BOARD OF DIRECTORS

FROM: TOM BOARDMAN, WATER RESOURCES ENGINEER

**SUBJECT** DECEMBER OPERATIONS UPDATE

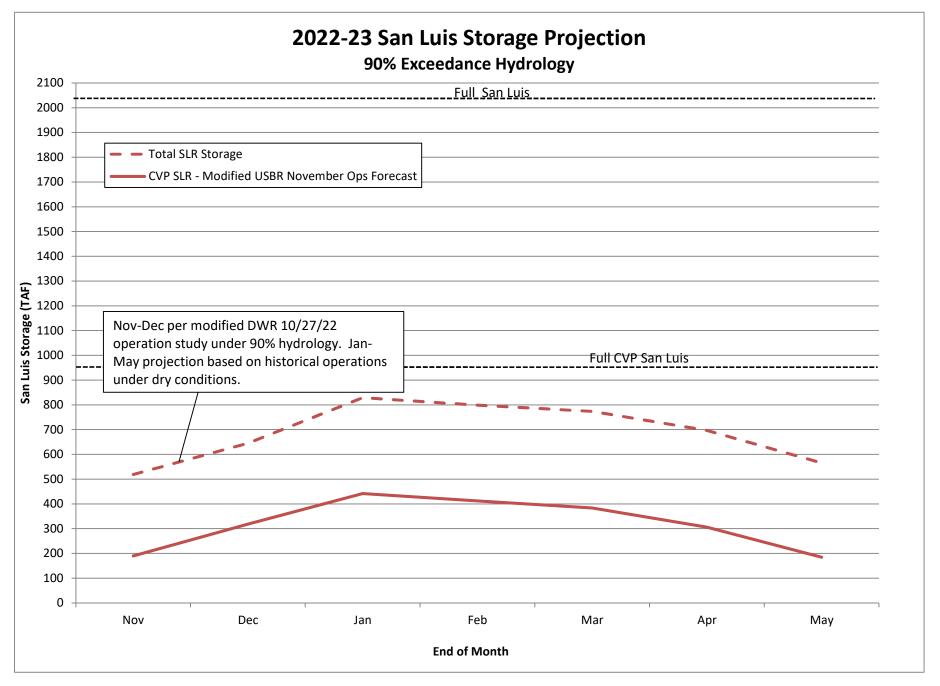
**DATE:** DECEMBER 2, 2022

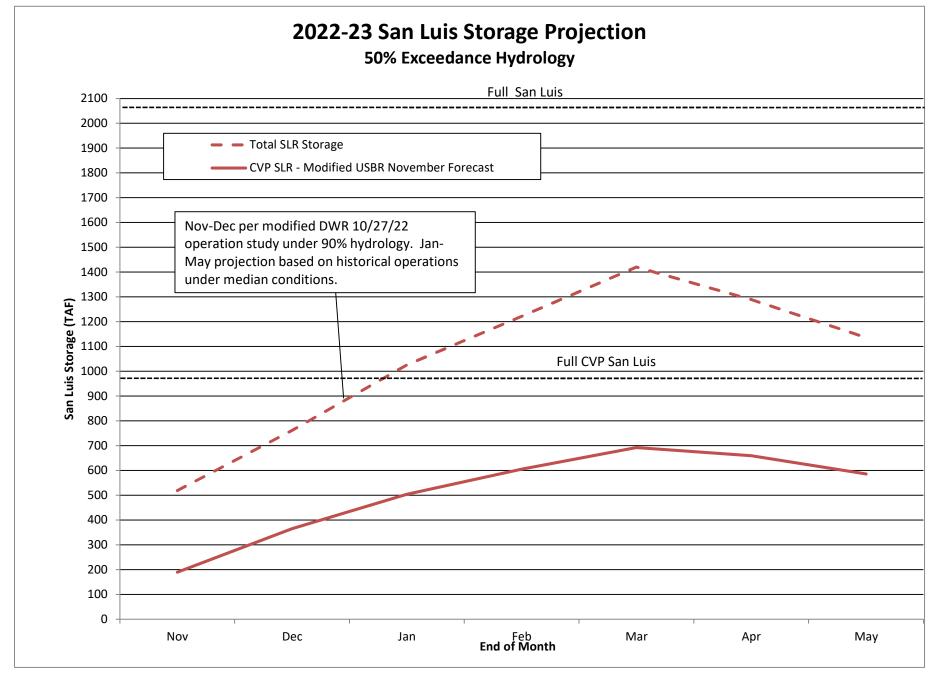
## **Project Operations**

- Jones is pumping at its minimum rate of 800 cfs due rising Delta salinity. An approaching storm system is expected to reduce salinity and increase Delta inflows by early next week possibly enough to support a 2-3 unit operation (1,800-2,700 cfs) at Jones. Reclamation's recent operations forecast estimates Jones pumping to be between 1,800 cfs and 3,500 cfs during December under dry and median hydrology, respectively.
- Reclamation states the accounting balance under the Coordinated Operations Agreement (COA) has increased to about 50 TAF in favor of the CVP. A significant amount of the imbalance occurred during November and excludes an additional 59 TAF SWP debt related to the release of New Melones water last year to meet part of the SWP's share of Delta requirements.
- Shasta storage is at 1,401 TAF 66% of average. The current release is at the minimum rate of 3,250 cfs to conserve storage for next spring. Reclamation's latest estimate shows Shasta refilling to 2.1-3.7 MAF under dry and median conditions, respectively. Due to heightened concerns for salmon protection, releases from Shasta to support Jones pumping next summer could be significantly reduced if the Shasta refill is less than about 3.2 MAF.
- Folsom storage is 246 TAF 70% of average. Releases are at the minimum allowable rate of 1,300 cfs per the Flow Management Standard. Higher Jones pumping during the summer months is usually possible when Folsom refills in the spring. However, Reclamation's latest operations forecast shows the reservoir will not refill by late spring unless hydrology is above normal.
- Accumulated precipitation in the Sacramento Valley during November was 81% of the monthly average at 4.3 inches. The average precipitation during December is 10 inches.
- CVP demands for November were less than 50% of the 15-year average. A significant amount of the demand was related to fall diversions by refuges.

# 2022-23 San Luis Reservoir Operations

The current CVP share of the San Luis Reservoir (SLR) is at 190 TAF which reflects a gain of only 2 TAF during November. Based on the latest estimate of remaining rescheduled and transfer water, Project water in the CVP share of storage did not increase from an estimated 80 TAF during November. Persistent low export rates during November have reduced refill projections such that CVP SLR is now expected to refill to 450 TAF and 700 TAF by April under dry and median conditions, respectively.

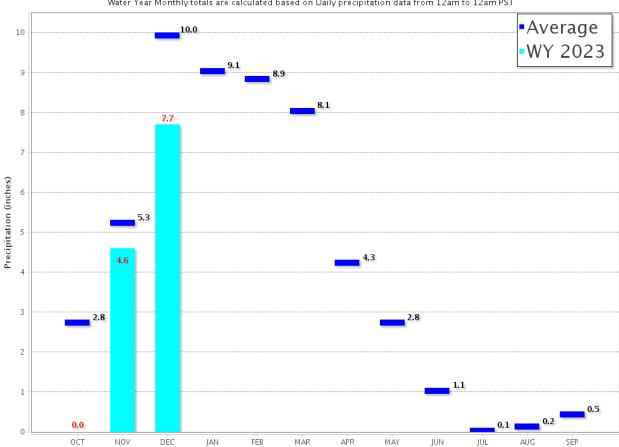




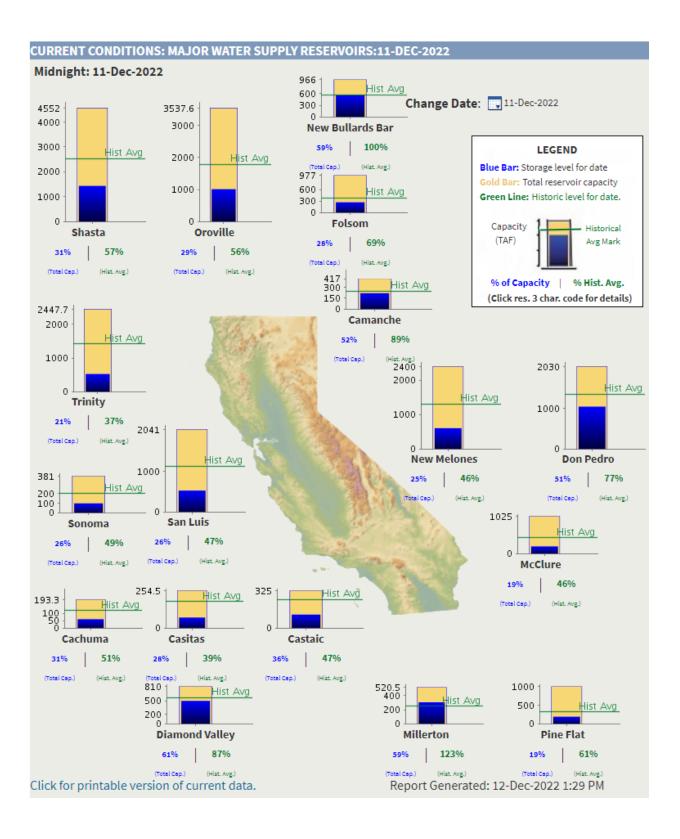


#### Northern Sierra 8-Station

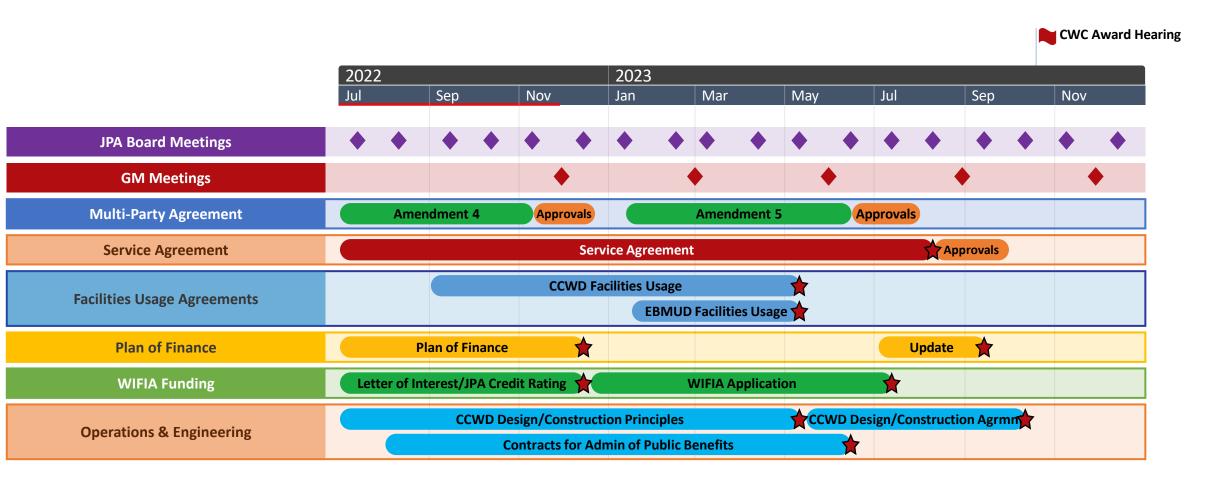
## Precipitation Index for Water Year 2023 - Updated on December 12, 2022 12:48 PM Note: Monthly totals may not add up to seasonal total because of rounding Water Year Monthly totals are calculated based on Daily precipitation data from 12am to 12am PST



Water Year



# Los Vaqueros Reservoir Joint Powers Authority Draft 2023 Coordination Timeline



**Key**: 

JPA Board Action

### Significance of Service Agreement

- The Service Agreement is required to:
  - Finalize WSIP and WIIN Act Funding
  - Receive final credit ratings
  - Close WIFIA Funding
- The Service Agreement is also the only significant agreement that each LAP will enter into
  - It will set forth each LAP's long-term financial commitment to the Project
  - It will be the primary focus of LAP board approval of the Project in 2023

Activity	Dates (in 2023)
Term Sheet Development	Jan - Mar
Initial Draft of Service Agreement	Mar - Apr
Concurrent Progress on Operating Priorities and Cost Allocation	Jan - Jun
Revisions to Service Agreement / Finalization	Jun - Aug
Member Approvals	Aug - Sep

