



MINUTES OF THE MEETING OF

*The Board of Directors of Butte Water District
Held March 10, 2022 at 10:00am*

CALLED TO ORDER:

The meeting was called to order at 10:00am by President Darin Pantaleoni. The following Board members were present: Dale Smith, Charlie Etcheverry, and Pete Waller. Director Pete Righero was absent. Also, present was Manager Mark Orme, Office Manager Shelly Davis, and Joint Board Manager Donnie Stinnett. Attorney Dustin Cooper was conferenced in by phone.

ACKNOWLEDGMENT OF VISITORS AND PUBLIC COMMENT:

Visitors: Susan Schohr, Cheryl Gordon, Danny Robinson the new Manager of BWGWD, and George Sligar representing the Richvale Secondaries.

Cheryl Gordon representing J&G Farming came before the Board to discuss a letter she sent to the District dated February 16, 2022 regarding the invoices she paid in 2020 and 2021 to tank approximately 60 acres of trees at Sinnard Ave and Paseo/Larking Rd. She feels the charge was not appropriate for the amount of water that was used. She asked the Board to review her letter and consider the amount that was invoiced. She would like this item to be placed on next month's agenda for further review and discussion.

APPROVAL OF THE MINUTES:

A motion was made by Director Waller, seconded by Director Smith, and carried by a vote of 4 ayes and 1 absent to approve the minutes of the Board Meeting held on February 10, 2022.

APPROVAL OF BILLS AND TRANSFER OF FUNDS:

A motion was made by Director Etcheverry, seconded by Director Smith, and carried by a vote of 4 ayes and 1 absent to approve paying of the bills and to make the necessary transfers.

REVIEW AND CONSIDER RICHVALE SECONDARIES AGREEMENT:

The Board reviewed the prior agreement between the Richvale secondaries and BWD. It was recommended that the price per acre foot be increased from \$9.50 per a/ft to \$12.00 per a/ft for the duration of the 2022 and 2023 irrigation seasons. George Sligar asked the Board to consider extending the term of the agreement to include the 2024 irrigation season. Mr. Sligar also asked if changes to the agreement in the future could take place one year prior to implementation. The Board concurred that the request was reasonable. It was agreed in concept that all other terms of the prior agreement would remain in place. The Board directed Manager Orme to have the District's attorney draft a new agreement with the changes that were discussed. Mr. Sligar said he would take the information back to the other secondary users and return to the Board for further discussion and review of the new draft agreement.

REVIEW AND DISCUSSION OF BWD'S DROUGHT POLICY AND CURRENT WEATHER CONDITIONS:

Joint Board Manager Donnie Stinnett reported to the Board on the current water levels and forecast. Manager Orme reviewed the District's current drought policy with the Board and no changes were made. Manager Orme discussed the possibility of bringing water in at the end of March if we don't get any rain next week. The Board gave direction to staff to send out the yearly grower letter and application. The due date for water applications this year will be April 15, 2022.

DISCUSSION REGARDING BUNGI AGREEMENT:

Manager Orme suggested to the Board that this would be a good time to clean up discrepancies in the Bugni agreement and collect past due amounts from Biggs West Gridley Water District. It was reported that a copy of the agreement signed by both parties had been located at BWG's office. Legal counsel is researching the agreement and will return with a recommendation on how to proceed. The item will be placed on next month's agenda.

(CLOSED SESSION): CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION; AQUALLIANCE ET AL. V. BIGGS-WEST GRIDLEY WATER DISTRICT ET AL. BUTTE CO. SUPERIOR COURT, CASE NO. 22CV00347. (GOV.CODE SECTION 54656.9(D)(1).)

Entered Closed Session: 11:40am

(CLOSED SESSION): CONFERENCE WITH REAL PROPERTY NEGOTIATORS; BWD AND MINANSIAN, MEITH, SOARES, SEXTON & COOPER, LLP REGARDING TERMS AND CONDITIONS OF A POTENTIAL 2022 WATER TRANSFER WITH ALL POTENTIAL BUYERS IN 2022, INCLUDING CONTRACTORS FOR THE CENTRAL VALLEY PROJECT AND STATE WATER PROJECT, AND THE STATE OF CALIFORNIA. (GOV.CODE SECTION 54956.8):

Ended Closed Session: 12:00pm

ANNOUNCEMENTS FROM CLOSED SESSION:

None.

SGMA REPORT:

No Report.

MANAGER'S REPORT/JOINT BOARD REPORT:

No report.

ADJOURNMENT:

The meeting was adjourned at the hour of 12:13pm

Darin Pantaleoni, President

Mark Orme, Secretary-Manager