



**REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE TUSCAN WATER DISTRICT**

TUSCAN WATER DISTRICT BOARD MEETING AGENDA

Date: Wednesday, February 19, 2024

Time: 9:00 a.m.

Location:

Chico State University Farm
311 Nicholas C Schouten Lane, Room 104
Chico, California 95928

BOARD MEMBERS:

- Rich McGowan, President
- Steve Koehnen, Vice President
- Raymond Antonowich, Secretary
- Andrew Mendonca, Treasurer
- Bill Chance
- Craig Knight
- Brian Mori
- James Paiva
- Todd Turley

NOTES

In compliance with the American with Disabilities Act, if you need disability-related modifications or accommodations, including auxiliary aids or services, to participate in this meeting, please email info@tuscanwaterdistrict.org by Noon on Tuesday prior to this meeting.

Written material related to an item on this agenda that is distributed less than 72 hours prior to this meeting to at least a majority of the members of the legislative body will be available for inspection during the meeting at the Chico State University Farm's entrance gate at 311 Nicholas C Schouten Lane.

Written material distributed during a public meeting will be available for public inspection at the meeting, if prepared by the District or a member of its legislative body, or after the meeting if prepared by some other person. Any materials related to an item on this Agenda are available for public inspection online at <https://www.tuscanwaterdistrict.org/>

TUSCAN WATER DISTRICT BOARD MEETING AGENDA

Wednesday, February 19, 2024

1. TUSCAN WATER DISTRICT (TWD) REGULAR BOARD MEETING

- a. Call to Order and Roll Call
- b. Pledge of Allegiance

2. REGULAR AGENDA

- a. Approval of the January 15, 2025, TWD Board Meeting Minutes.
Requested Action: Review and Approve.
- b. Consideration of Recent Invoices.
Requested Action: Review and Approve.
- c. Update on Effort to Secure Permanent Office Space and Consideration of New Meeting Time.
Requested Action: Discuss and take appropriate action.
- d. Consider Strategic Planning Workshop
Requested Action: Discuss and take appropriate action.
- e. Consideration of Draft Bylaws and Voluntary Contribution Policy
Requested Action: Discuss and take appropriate action.
- f. Prop 218 Update and Next Steps
Requested Action: Receive Update and take appropriate action.

3. COMMUNICATIONS AND REPORTS

- a. General Manager Updates:
 - i. LAFCO Compliance items.
 - ii. Update on Vina GSA Surface Supply & Recharge efforts.
 - iii. Update on Vina GSA Demand Reduction Strategies efforts.
 - iv. Communications.
- b. Board Member Announcements, Reports or Requests for Future Agenda Topics.

4. PUBLIC COMMENT

Members of the public may address the Board at this time on any matter not already listed on the agenda. Comments related to the proposed assessment may be addressed during the public workshop. The Board reserves the right to limit each comment to three minutes per speaker. The Board cannot take any action at this meeting on requests made under this section of the agenda.

ADJOURNMENT

ITEM 2a

ITEM 2a – MEETING MINUTES

MINUTES OF THE TUSCAN WATER DISTRICT

Regular Board Meeting of Wednesday, January 15, 2025
Chico State University Farm, 311 Nicholas C Schouten Lane, Rooms 103 & 104, Chico, CA 95928

The meeting was called to order at 9:04 a.m.

Item 1 – Roll Call:

- Board members present: Rich McGowan, Bill Chance, Andrew Mendonca, Craig Knight, Bill Mori, Todd Turley, Rayme Antonowich
- Board members absent: Jim Paiva, Steve Koehnen
- Public Present: See attached sign-in list

Item 2 – Public Hearing

- **Introduction:**
 - Rich introduced Joe.
 - Joe read the introduction.
- **Comments:**
 - **Staff Comment:** None.
 - **Board Comment:** None.
- **Public Comment:**
 - **JD Smith (Smith Orchards):** Questioned the layers of water districts and the need for the assessment, referencing prior County General Plan work.
 - **Rich:** Explained the LAFCO process, the role of TWD in implementing solutions, and how TWD differs from the GSA.
 - **Robert Montgomery:** Asked how the assessment is collected and if opting out is possible.
 - **Rich:** It will be collected through property tax assessments.
 - **Steve:** Explained the detachment process through LAFCO.
 - **Kerry:** Asked about TWD's role in preventing metering of wells.
 - **Rich:** Explained that metering is a policy issue the Board will address as it arises.
 - **Julie Garnett:** Inquired about over-pumping concerns and who is responsible.
 - **Blake Ellis:** Raised concerns about outreach, voter representation, and the fairness of the voting process.
 - **Multiple Public Comments:** Various individuals raised concerns about outreach efforts, assessment structure, TWD's role, public engagement, and alternative solutions for groundwater sustainability.

Item 3 – Regular Agenda

- a. **Approval of Meeting Minutes**
 - **Board Comments:** None.

ITEM 2a

- **Public Comments:** Patrizia asked about the protest process.
- **Motion:** Craig motioned to approve, Todd seconded. **Vote: 6-0.**

b. Invoices

- **Joe Hughes**
 - **Board Comments:** None.
 - **Public Comments:** None.
 - **Motion:** Rayme motioned to approve, Andrew seconded. **Vote: 6-0.**
- **Tovey Giezentanner**
 - **Board Comments:** None.
 - **Public Comments:** None.
 - **Motion:** Andrew motioned to approve, Todd seconded. **Vote: 6-0.**
- **Provost & Pritchard**
 - **Board Comments:** None.
 - **Public Comments:** None.
 - **Motion:** Rayme motioned to approve, Brian seconded. **Vote: 6-0.**

c. Office Space Discussion

- **Discussion:** Consideration of new office space with a conference room at the Butte County Farm Bureau. Appoint Bill Chance as real property negotiator for office lease.
- **Board Comments:** None.
- **Public Comments:** Inquiry about dry scaping.
- **Motion:** Brian motioned to approve negotiator, Rayme seconded. **Vote: 6-0.**

d. TWD Regular Board Meeting Calendar and Time.

- **Discussion:** Tabled for future consideration.

e. MOUs with County of Butte and Vina GSAs

- **Tovey Summary:** Provided overview of process, status update and requested approval for language.
- **Joe Overview:** Joe provided brief explanation of past and current MOU discussions.
- **Board Comments:**
 - Andrew reviewed and found no issues.
 - Todd noted that RCRD is not a GSA.
 - Rayme, Craig, and Brian had no additional comments.
- **Public Comments:**
 - **Steve:** Asked about procedural steps and submission to LAFCO.
- **Motion:** Rayme motioned to approve language, Brian seconded. **Vote: 6-0.**

ITEM 2a

Item 4 – Communications and Reports.

- Tovey: Provided an update on MOUs, expected approval timeline.
- Additional Topics Discussed:
 - Meeting Schedule
 - Brown Act Compliance
 - By-laws
 - Voluntary Contribution Policy discussion postponed
 - Updates on Fresno Irrigation District discussions
 - Website updates
 - Next meeting: Wednesday, February 19, 2025, at 9:00 a.m.

Item 5 – Public Comment:

- No additional public comments.

Item 6 – Certification of Prop 218 Vote Results

- Total Ballots received: 831
- Votes in Favor: 34,222,913 (87.61%)
- Votes Against (Protest Votes): 4,839,853 (12.39%)
- Blank Votes: 5
- Voter Turnout by Acreage: 63% (noted a remarkable level of participation)

Adjournment

The meeting adjourned at 11:30 a.m.

ITEM 2b

ITEM 2 b Financial Issues

YEAR 1 TWD EXPENSE SUMMARY (as of 2-19-2025)	Approved Budget	Approved 6/19	Approved 7/17	Approved 8/19	Approved 10/2		Approved 10/16	Approved 11/20	Approved 12/18	Approved 1/15	For Approval 2/19	Billed to Date	Remaining
EXPENSE		15-May	15-Jun	15-Jul	15-Aug	2-Oct	16-Oct	20-Nov	18-Dec	15-Jan	19-Feb	Total	
District Counsel	\$ 50,000.00	\$ 1,350.00	\$ 10,098.50	\$ 480.00	\$ 712.50	\$ -	\$ 1,492.00	\$ 6,914.00	\$ 2,058.50	\$ 3,632.00	\$ 8,911.00	\$ 35,648.50	\$ 14,351.50
District Staff	\$ 35,000.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ -	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 31,500.00	\$ 3,500.00
Prop 218													
P&P Engineer	\$ 50,000.00	\$ -	\$ -	\$ -	\$ -	\$ 6,782.60	\$ 13,161.00	\$ 8,955.10	\$ -	\$ 531.80	\$ -	\$ 44,200.26	\$ 5,799.74
MKE Elections		\$ -	\$ 3,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 11,769.76		
Contingency													
Website	\$ 15,000.00	\$ 1,700.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,700.00	\$ 10,300.00
LAFCO Deposit for Condition 6(b) MSR		\$ 3,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
TOTALS	\$ 150,000	\$ 9,550.00	\$ 16,598.50	\$ 3,980.00	\$ 4,212.50	\$ 10,282.60	\$ 14,653.00	\$ 19,369.10	\$ 5,558.50	\$ 7,663.80		\$ 116,048.76	\$ 33,951.24

ITEM 2b

Klein · DeNatale · Goldner
ATTORNEYS AT LAW

10000 STOCKDALE HWY, SUITE 200
BAKERSFIELD, CA 93311

(661) 395-1000
FAX (661) 326-0418
E-MAIL accounting@kleinlaw.com

January 31, 2025

TUSCAN WATER DISTRICT
*****E-MAIL INVOICES*****

Invoice No. 1240365
Client No. 24618
Matter No. 001
Billing Attorney: JDH

INVOICE SUMMARY

For Professional Services Rendered for the Period Ending: January 19, 2025.

RE: TUSCAN WATER DISTRICT
GENERAL BUSINESS

Professional Services	\$ 8,911.00
Costs Advanced	<u> \$.00</u>
TOTAL THIS INVOICE	\$ 8,911.00
Prior Balance	<u> \$ 3,632.00</u>
TOTAL BALANCE DUE	<u> \$ 12,543.00</u>

ITEM 2b

KLEIN DENATALE GOLDNER

Invoice No. 1240365

January 31, 2025

PROFESSIONAL SERVICES

Date	Init	Description	Hours	Amount
12/30/24	JDH	REVISED MOUs WITH GSAs.	1.50	592.50
1/03/25	JDH	CONFERENCE WITH ROCK CREEK RD REPRESENTATIVES; REVISED MOU; E-MAILED SAME TO T. GIEZENTANNER; REVIEWED PROPOSED REVISIONS FROM COUNTY.	1.40	553.00
1/08/25	JDH	REVIEWED PROPOSED REVISIONS TO MEMORANDUM OF UNDERSTANDING; E-MAILED T. GIEZENTANNER REGARDING SAME.	.50	197.50
1/09/25	JDH	REVIEWED AND REVISED DRAFT BOARD MEETING AGENDA.	.40	158.00
1/10/25	JDH	TELEPHONE CONFERENCE WITH T. GIEZENTANNER; CONFERENCE WITH S. HAYES; E-MAILED GSAs REGARDING MOU.	.50	197.50
1/14/25	AND	DRAFTED SCRIPT FOR PROP. 218 ELECTION.	1.00	300.00
1/14/25	JDH	TRAVEL TO CHICO.	6.00	2,370.00
1/15/25	JDH	ATTENDED JANUARY REGULAR BOARD MEETING; TRAVEL TO BAKERSFIELD.	11.00	4,345.00
1/17/25	JDH	REVIEWED AND REPLIED TO E-MAIL FROM T. GIEZENTANNER REGARDING BALLOTS.	.50	197.50

TOTAL PROFESSIONAL SERVICES

\$ 8,911.00

SUMMARY OF PROFESSIONAL SERVICES

Name	Init	Rate	Hours	Total
DOMINGUEZ, ALEX	AND	300.00	1.00	300.00
HUGHES, JOSEPH	JDH	395.00	21.80	8,611.00
Total			22.80	\$ 8,911.00

TOTAL THIS INVOICE

\$ 8,911.00

ITEM 2b

KLEIN DENATALE GOLDNER

Invoice No. 1240365

January 31, 2025

OUTSTANDING INVOICES

Invoice No.	Date	Invoice Total	Payments Received	Ending Balance
1237187	12/31/24	3,632.00	.00	3,632.00

PRIOR BALANCE \$ 3,632.00

Balance Due This Invoice \$ 8,911.00

TOTAL BALANCE DUE \$ 12,543.00

AGED ACCOUNTS RECEIVABLE

Current - 30	31 - 60	61 - 90	91 - 120	Over 120	Total
\$.00	\$ 3,632.00	\$.00	\$.00	\$.00	\$ 3,632.00

ITEM 2b

Klein · DeNatale · Goldner

ATTORNEYS AT LAW

10000 STOCKDALE HWY, SUITE 200
BAKERSFIELD, CA 93311

(661) 395-1000

FAX (661) 326-0418

E-MAIL accounting@kleinlaw.com

January 31, 2025

TUSCAN WATER DISTRICT

*****E-MAIL INVOICES*****

Invoice No. 1240365

Client No. 24618

Matter No. 001

Billing Attorney: JDH

REMITTANCE

RE: TUSCAN WATER DISTRICT
GENERAL BUSINESS

BALANCE DUE THIS INVOICE	\$ 8,911.00
Prior Balance	<u>\$ 3,632.00</u>
TOTAL BALANCE DUE	<u><u>\$ 12,543.00</u></u>

All checks should be made payable to:
(Please return this advice with payment.)

Klein DeNatale Goldner
10000 Stockdale Hwy, Suite 200
Bakersfield, CA 93311

For payment by wire in USD:

(Please reference:
Client-Matter No. 24618-001,
Invoice No. 1240365)

J.P. Morgan Chase
Account No. 825707620
ABA No. 322271627

To pay by credit card, click here --->: [Pay Now](#) or call Accounting at (661) 395-1000.

DUE UPON RECEIPT

FEDERAL I.D. No. 95-2298220

Thank you! Your business is greatly appreciated.

INVOICE

Giezentanner & Associates
698 East 5th Street
Chico, California 95928
United States

BILL TO
Tuscan Water District
30 Independence Circle
Chico, California 95973
United States

Invoice Number: 20201282

Invoice Date: February 14, 2025

Payment Due: March 16, 2025

Amount Due (USD): \$3,500.00

Items	Quantity	Price	Amount
Service Period ending January 31, 2025 - For District staff support services as follows: - LAFCO Conditions of Approval compliance - Logistical and financial issues - Board meeting prep and follow up - Meetings and communication with board members & Ad Hoc committees	1	\$3,500.00	\$3,500.00

Total: \$3,500.00

Amount Due (USD): \$3,500.00

ITEM 2b

MK Elections

441 42nd Street
 Pittsburgh, PA 15201
 (412) 219-4647
 kenny@mkelections.com

Invoice

Date	Invoice #
1/17/2025	670

Bill To
Tuscan Water District Chico, CA

Thank you for your
 business!

Final project invoice Due 20 days from date of issuance Please make check payable to MK Election Services, LLC	Project 2042401
---	--------------------

Quantity	Description	Rate	Amount
61	Fee	7,500.00	7,500.00
	Replacement ballots and Add Voters	6.73	410.53
	Post office box setup	850.00	850.00
	post office box rental	200.00	200.00
	meal	10.72	10.72
	driving miles for postal setup	282.88	282.88
	Total Reimbursable Expenses		493.60
	mailing services and postage	2,093.74	2,093.74
	print materials	1,449.95	1,449.95
	Total Reimbursable Expenses		3,543.69
	BRM postage	41.36	41.36
	BRM postage	289.52	289.52
	BRM postage	225.60	225.60
	BRM postage	86.48	86.48
	BRM postage	45.12	45.12
	BRM postage	142.88	142.88
	BRM postage	35.72	35.72
	BRM postage	54.52	54.52
	BRM postage	33.84	33.84
	BRM postage	13.16	13.16
	BRM postage	103.40	103.40
	BRM postage	7.52	7.52
	BRM postage	67.96	67.96
	BRM postage	41.36	41.36
	BRM postage	52.64	52.64
	BRM postage	73.32	73.32
	BRM postage	109.04	109.04
	Total Reimbursable Expenses		1,423.44
	hotel	141.04	141.04
		Total	

Northeast: 175 Linden St., New Haven, CT 06511
 Midwest: 441 42nd Street, Pittsburgh, PA 15201
 West: P.O. Box 722, Merced, CA 95341

Payments/Credits
Balance Due

ITEM 2b

MK Elections

441 42nd Street
 Pittsburgh, PA 15201
 (412) 219-4647
 kenny@mkelections.com

Invoice

Date	Invoice #
1/17/2025	670

Bill To
Tuscan Water District Chico, CA

Thank you for your
 business!

Final project invoice Due 20 days from date of issuance Please make check payable to MK Election Services, LLC	Project 2042401
---	--------------------

Quantity	Description	Rate	Amount
	hotel	130.84	130.84
	meal	16.01	16.01
	meal	33.45	33.45
	meal	73.16	73.16
	driving miles	154.00	154.00
	Total Reimbursable Expenses		548.50
		Total	\$14,769.76

Northeast: 175 Linden St., New Haven, CT 06511
 Midwest: 441 42nd Street, Pittsburgh, PA 15201
 West: P.O. Box 722, Merced, CA 95341

Payments/Credits	-\$3,000.00
Balance Due	\$11,769.76

ITEM 2b
0132404 Tucson WD



CHICO
550 VALLOMBROSA AVE
CHICO, CA 95926-9998
(800)275-8777

10/03/2024 01:57 PM

Product	Qty	Unit Price	Price
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6-MO Box			\$200.00
Box ZIP Code: 95927A			
Box Number: 118			
Box Size: Size 3 - 11 in x 5.5 in			
Rental Period: Semi-Annual			
Rental Start Date: 10/03/2024			
Next Renewal Date: 03/31/2025			
Key Fee			\$0.00
Keys Delivered: 2			
Key Deposit			\$0.00
Key Count: 2			
Key Number: X1902			
Total			\$200.00

Grand Total: \$200.00

Credit Card Remit \$200.00
Card Name: VISA
Account #: XXXXXXXXXXXX9051
Approval #: 05783G
Transaction #: 118
AID: A0000000031010 Contactless
AL: VISA CREDIT

FILLING AND THRILLING SINCE 1993

600 Mangrove Avenue
Chico, CA 95926
850-343-8707

Post: Dillon 10/03/2024
ORDER #233 1:47 PM
10154

Chicken Bowl 9.90

How're we doing? Let us know at
ChipotleFeedback.com
Unique Code:

133 000 100 130 010 842 75

Subtotal 9.90
Tax 0.82

TAKE OUT Total 10.72
CP Card 10.72
Authorizing...
Balance Due 10.72

ITEM 2b

Gowans Printing Company

1310 H Street
 Modesto, CA 95354-2428
 USA

INVOICE

Invoice Number: 88276
 Invoice Date: Nov 21, 2024
 Page: 1

Voice: (209) 523-6036
 Fax: (209) 529-6211

Duplicate

Bill To:
MK Election Services, LLC 441 42nd Street Pittsburgh, PA 15201

Ship to:
ABS Presort Modesto, CA

Customer ID	Customer PO	Payment Terms	
5165	0132404	Net 10 Days	
Sales Rep ID	Shipping Method	Ship Date	Due Date
41	UPS Ground		12/1/24

Quantity	Item	Description	Unit Price	Amount
2,300.00		Envelopes #10 Window	0.13	309.05
2,300.00		Envelopes #9 Regular	0.14	322.90
2,300.00		Public Notice - 2 Sided	0.18	406.26
2,300.00		Ballot Instructions	0.13	293.55
Subtotal				1,331.76
Sales Tax				118.19
Freight				
Total Invoice Amount				1,449.95
Payment/Credit Applied				1,449.95
TOTAL				0.00

Check/Credit Memo No: 3650

ITEM 2b



4724 Enterprise Way
 Modesto, CA 95356
 Phone (209) 545-6090
 Fax (209) 545-6095
 www.absdirectinc.com

A/R Copy
Invoice
 137896

Attention Kenny Mostern
Invoice To MK ELECTION SERVICES, LLC
 441 42ND ST
 PITTSBURG, PA 15201

Invoice Date 11/30/2024

Invoice Due 12/20/2024

Job Number 120286

Your Order #

Shipped To

Salesrep House Account

Quantity	Description	Sub Total	Tax	Total
	2042401 TUSCAN WATER DISTRICT			
1	LAYOUT (NO CHARGE)	0.00	0.00	0.00
419	24# WHITE PAPER	10.06	0.00	10.06
419	BLACK/WHITE DIGITAL PRINT: ATTACHMENTS	41.90	0.00	41.90
2,057	BLACK/WHITE DIGITAL PRINT: BALLOT	205.70	0.00	205.70
2,057	FOLDING: BALLOT	61.71	0.00	61.71
2,057	FOLDING: NOTICE	61.71	0.00	61.71
417	HAND PROCESSING	145.95	0.00	145.95
2,057	INSERTING	164.56	0.00	164.56
2,057	SORT, TRAY, TAG, POSTAL PREP	72.00	0.00	72.00
1	DELIVER TO USPS SACRAMENTO	18.00	0.00	18.00
	Postage Used	1,310.56	0.00	1,310.56

TERMS: PLEASE NOTE OUR TERMS ARE NET 20 DAYS FROM DATE OF INVOICE.

Sub Total \$2,092.15

***** POSTAGE MUST BE PREPAID *****

Sales Tax

SERVICES DUE 20 DAYS FROM DATE OF THE INVOICE.

A finance charge of 1.5% per month will be added to all invoices not paid within 20 days from date of invoice.

If you have any questions, please contact the office for further assistance.
 Thank you for your business!

TOTAL DUE \$2,092.15

Customer # : 3684

Tax # :

ITEM 2b
0132404 PUSCEN WD



CHICO
550 VALLOMBROSA AVE
CHICO, CA 95926-9998
(800)275-8777

10/03/2024 01:57 PM

Product	Qty	Unit Price	Price
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6-MO Box			\$200.00
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Box ZIP Code: 95927A

Number: 118

Size: Size 3 - 11 in x 5.5 in

Initial Period: Semi-Annual

Initial Start Date: 10/03/2024

Next Renewal Date: 03/31/2025

Fee	\$0.00
-----	--------

Keys Delivered: 2

Deposit	\$0.00
---------	--------

Key Count: 2

Key Number: X1902

Total	\$200.00
-------	----------

Grand Total:	\$200.00
--------------	----------

Credit Card Remit	\$200.00
-------------------	----------

Card Name: VISA

Account #: XXXXXXXXXXXX9051

Approval #: 05783G

Transaction #: 118

AID: A0000000031010 Contactless

AL: VISA

FULLING AN

1993

600 Langrove Avenue

Chico, CA 95926

800-343-8707

Post: Dillon

ORDER #233

10/03/2024

1:47 PM

10154

Subtotal	9.90
----------	------

We do it right? Let us know at

usps.com/Feedback

Reference Code:

100 100 100 010 842 75

Subtotal	9.90
----------	------

Tax	0.82
-----	------

TAKE OUT Total	10.72
----------------	-------

CP Card	10.72
---------	-------

Authoriz	
----------	--

Balance Due	10.72
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The Taproom at Sierra Nevada
 1075 East 20th Street
 Chico, CA 95928
 530-345-2739 (BREW)



Little Oven Pizza
 433 W Main St
 Merced, CA 95340

Server: Rachael B
 Check #108 Table 504
 Guest Count: 2
 Ordered: 1/15/25 12:59 PM

Old Chico Fish Tacos	\$21.50
Pint Big Little Thing	\$7.00
Diet Coke	\$3.55
The Italiano Sandwich	\$23.00
Garlic Fries	\$2.00
Subtotal	\$57.05
Tax	\$4.70
Tip	\$11.41
Total	\$73.16

Credit Card Contactless
 Visa xxxxxxxx9051

Server: Alexa M
 Check #63
 Guest Count: 1
 Ordered: 1/14/25 1:43 PM

3 PEPPERONI SLICE	\$11.76
1 GLASS BOTTLE	\$3.00
Subtotal	\$14.76
Tax	\$1.25
Total	\$16.01

Input Type C (EMV Chip Read)
 VISA CREDIT xxxxxxxx9628

HAND-WASHING THE STATUS QUO

1440 Hulsey way
 Manteca CA 95336
 209-823-1017

Host: Glenn
 ORDER #3163
 REPRINT# 1
 01/14/2025
 3:09 PM
 10165

Chicken Bowl (2 @10.50)	21.00
Guacamole	2.95
Mexican Coca Cola	3.75
Small Soda	3.20

How're we doing? Let us know at
 ChipotleFeedback.com
 Unique Code:

141 001 100 041 110 354 06

Subtotal	30.90
Tax	2.55
TAKE OUT Total	33.45
D/Cancelled	33.45
CP Card	33.45
Authorizing...	33.45
Balance Due	33.45

Love Chipotle? Join Our Team



ITEM 2b
 Hampton Inn and Suites by Hilton - Chico, CA
 1651 Springfield Dr, Chico 95928 US
 5302353505
 CICC0_Hampton_Suites@Hilton.com

Date Range: Jan 14, 2025 - Jan 15, 2025
 Tax#/ID# :

Guest Folio

Confirmation Number - 54197762

Primary Guest

Guest Name CASILLAS, CESAR
 Address 3515 Oak Creek Way
 City, State, Zip Code MERCED CA 95340
 Country US

ADDN GUESTS

Hilton Honors

Silver
 143892473

Stay Details

Check In Date Jan 14, 2025
 Check Out Date Jan 15, 2025
 Room NQR - 328
 Source OTHER
 Guests 1/0

Company Details

Name
 Tax#/ID#
 PO Number
 Account Name

Other Details

Bill Number
 Tax/Fee NO
 Exemption
 Tax/Fee
 Exempt Date
Travel Agent
 IATA
 Name

Date	Type	Description	Amount
Jan 14, 2025	Charge	SUITE SHOP - FOOD	\$10.00
Jan 14, 2025	Tax	MISC - STATE TAX	\$0.20
Jan 14, 2025	Charge	GUEST ROOM	\$116.62
Jan 14, 2025	Tax	RM - OCCUPANCY TAX	\$11.66
Jan 14, 2025	Tax	RM - STATE TAX	\$2.33
Jan 14, 2025	Fee	RM - TOURISM ASSESSMENT	\$0.23
Jan 15, 2025	Payments	VISA-9051	(\$141.04)

Summary	
Type	Amount
GUEST ROOM	\$116.62
SUITE SHOP - FOOD	\$10.00
MISC - STATE TAX	\$0.20
RM - OCCUPANCY TAX	\$11.66
RM - STATE TAX	\$2.33
RM - TOURISM ASSESSMENT	\$0.23
CREDIT CARD	\$141.04
Folio Balance	\$0.00

Check In Time 06:22 PM Reservations hiltonhotels.com or +1-800-HILTONS
 Check Out Time 06:33 AM
 Page 1 of 1



ITEM 2b
 Hampton Inn and Suites by Hilton - Chico, CA
 1651 Springfield Dr, Chico 95928 US
 5302353505
 CICC0_Hampton_Suites@Hilton.com

Date Range: Jan 14, 2025 - Jan 15, 2025
 Tax#/ID# :

Guest Folio

Confirmation Number - 54197762

Primary Guest

Guest Name CASILLAS, CESAR
 Address 3515 Oak Creek Way
 City, State, Zip Code MERCED CA 95340
 Country US

ADDN GUESTS

Hilton Honors

Silver
 143892473

Stay Details

Check In Date Jan 14, 2025
 Check Out Date Jan 15, 2025
 Room NQR - 238
 Source OTHER
 Guests 1/0

Company Details

Name
 Tax#/ID#
 PO Number
 Account Name

Other Details

Bill Number
 Tax/Fee NO
 Exemption
 Tax/Fee
 Exempt Date
Travel Agent
 IATA
 Name

Date	Type	Description	Amount
Jan 14, 2025	Charge	GUEST ROOM	\$116.62
Jan 14, 2025	Tax	RM - OCCUPANCY TAX	\$11.66
Jan 14, 2025	Tax	RM - STATE TAX	\$2.33
Jan 14, 2025	Fee	RM - TOURISM ASSESSMENT	\$0.23
Jan 15, 2025	Payments	VISA-9051	(\$130.84)

Summary	
Type	Amount
GUEST ROOM	\$116.62
RM - OCCUPANCY TAX	\$11.66
RM - STATE TAX	\$2.33
RM - TOURISM ASSESSMENT	\$0.23
CREDIT CARD	\$130.84
Folio Balance	\$0.00

Check In Time 06:19 PM Reservations hiltonhotels.com or +1-800-HILTONS
 Check Out Time 07:38 AM
 Page 1 of 1

ITEM 2c - Office Space

On Monday, February 3, 2025 at 01:05:26 PM PST, Colleen Cecil <colleen@buttefarmbureau.com> wrote:

Hi Bill

Following up on your previous email, the Executive Committee met and discussed the TWD Counteroffer for the office space we have available.

Here is our counter offer.

Terms offered to TWD on 2/3/2025:

Three-year lease of the 522 square foot space for the public office of the Tuscan Water District.

\$750 per month with a 3% increase in the monthly rental rate annually.

Included in the rental rate are the following:

Landscaping, garbage service, pest control, security alarm, AC maintenance, internet and TWD employee use of BCFB employee kitchen area.

TWD would be responsible for office rent, PG&E, phone, janitorial, and rental fee for the use of Four Corners Hall (FCH) if needed. (FCH space was previously included for use, once a month, for organization meetings.) If TWD wishes to reserve the FCH meeting space, the rental fee will be the Farm Bureau members discounted rate.

Let me know if you have any questions.

Thanks,
Colleen

Colleen Cecil
Executive Director, Butte County Farm Bureau
Office (530) 533-1473
Mobile (530) 370-3879
www.buttefarmbureau.com

From: Bill Chance <billchance@sbcglobal.net>
Sent: Wednesday, January 29, 2025 10:49 AM
To: Colleen Cecil <colleen@buttefarmbureau.com>
Cc: Rich McGowan <rmfrich@hotmail.com>
Subject: Office space

Colleen,

Thank-you for showing me the office space, TWD would like to be there, I am sure most of our growers are Farm Bureau members as well. That being said we think it is important to be fiscally prudent with our members financial contributions. Attached is letter for Farm Bureau with current asking rents for professional office space in our area. TWD is proposing to rent the office space for \$1.25 per square foot along with the other terms that were proposed by Farm Bureau. Thank-you for the consideration and please let me know if anyone has any questions or would like to discuss it.

Bill Chance

STAFF REPORT – ITEM 2d

TO: Board of Directors, Tuscan Water District

FROM: Tovey Giezentanner, General Manager

DATE: February 19, 2025

SUBJECT: Consider Strategic Planning Workshop

BACKGROUND

The Tuscan Water District (TWD) was established to provide local control and representation for groundwater-dependent landowners, ensuring sustainable groundwater management in compliance with the Sustainable Groundwater Management Act (SGMA).

As outlined in the TWD formation application and the Proposition 218 Engineer’s Report, the district was formed to:

- Provide a locally governed entity to evaluate, fund, and implement surface water projects, groundwater recharge initiatives, and demand reduction strategies aimed achieving long-term groundwater sustainability for the Vina and Butte sub-basins.
- Represent landowners and collaborate with state, county, and local agencies in the administration of Groundwater Sustainability Plans.
- Advocate for TWD landowners by securing grants and other funding from local, state, or federal sources to support various projects and efforts, reducing the overall cost of compliance.
- Defend landowners’ access to groundwater against external threats, such as regulatory challenges and potential encroachments on groundwater rights.

Now that the district is fully established and has secured initial funding, it is important to develop a clear and impactful **mission statement** to guide TWD’s priorities and decision-making.

DISCUSSION

To support strategic planning efforts, a local communications and organizational expert could facilitate a 60 to 90-minute discussion with the Board focused on developing a succinct and meaningful mission statement. This mission statement will serve as a guiding principle for TWD’s actions, ensuring alignment among Board members, staff, and stakeholders.

A well-crafted mission statement will:

- Clearly define TWD’s role and objectives.

- Align board members, stakeholders, and staff around shared priorities.
- Provide a strategic framework for decision-making, advocacy, and outreach.

To ensure an effective workshop, Board members may consider the following discussion points:

1. **What are TWD’s core priorities?** (e.g., groundwater protection, sustainability, local control, landowner advocacy)
2. **How should TWD define success?** (e.g., improved water management, financial sustainability, stakeholder engagement)
3. **What message should TWD convey to the public and regulatory agencies?**

The facilitated discussion will help refine these ideas into a concise and impactful mission statement that reflects the district’s purpose and long-term vision.

RECOMMENDATION

Staff recommends that the Board **approve moving forward with a facilitated strategic planning workshop** to develop TWD’s mission statement. If approved, staff will work with the proposed facilitator to schedule and structure the discussion for an upcoming Board meeting.

Attachments:

1. Excerpts from TWD Petition Application
2. Excerpt from Proposition 218 Engineer’s Report

ITEM 2d

REPORT SUMMARY

The Tuscan Water District (TWD or District) is a California water district recently formed to evaluate, fund, implement, and oversee projects and actions to achieve groundwater sustainability in the Vina and a portion of the Butte sub-basins. TWD also represents landowners for the purpose of working with the County of Butte; Butte County Water Commission; the Vina, Butte, and Rock Creek Reclamation District Groundwater Sustainability Agencies (GSAs); and other state and local agencies in the administration of Groundwater Sustainability Plans (GSP).

TWD seeks approval from landowners within its boundaries to implement an annual, land-based special benefit assessment, designed to generate sufficient revenue for ongoing district operations. This special benefit assessment will help ensure that TWD can perform its essential functions of sustainably managing groundwater resources under the Sustainable Groundwater Management Act (SGMA) thereby preserving and protecting groundwater resources for the benefit of all landowners within the TWD.

District Formation and Special Benefits

TWD encompasses predominantly prime agricultural land, where the landowners rely heavily on groundwater for irrigation and domestic water supply. Prior to the formation of TWD, no single entity had the legal authority or collective support necessary to pursue vital groundwater management projects and advocate for long-term sustainability.

With the establishment of TWD, each parcel within the District receives specific and direct special benefits, including:

- **Local Control:** A landowner-governed special district with exclusive authority to pursue and implement surface water projects, groundwater recharge initiatives, and demand reductions strategies aimed at achieving long-term groundwater sustainability for the Vina and Butte sub-basins.
- **Representation:** TWD landowners are represented in collaboration with Butte County, the Vina, Butte, and Rock Creek Reclamation District GSAs, and other state and local entities in the administration of GSPs.
- **Funding Advocacy:** The District advocates for TWD landowners by securing grants and other funding from local, state, or federal sources to support surface water projects, groundwater recharge initiatives, and demand reduction efforts, and other mitigation strategies – ultimately reducing the overall cost of SGMA compliance.
- **Protection of Groundwater Rights:** TWD defends landowners' access to groundwater against external threats, such as regulatory challenges and potential encroachments on groundwater rights.

These benefits justify the proposed special benefit assessment under Proposition 218, which allows local agencies to levy assessments for specific services that provide special benefits. Implementing a special benefit assessment for lands within the District ensures that revenue collection is aligned with the actual cost of providing district services, and it distributes the financial responsibility equitably among landowners.

PETITIONS

PETITION FOR CHANGE OF ORGANIZATION OR REORGANIZATION (EXHIBIT 1)

1. The specific change of organization is approval of the formation of a California Water District, to be named the Tuscan Water District, and establishment of a sphere of influence coterminous with the District's service area boundary.
2. The boundaries, map and legal description of the territory included in the proposal have been transmitted under separate cover due to the length and size of the metes and bounds description. (See Legal Description and Metes and Bounds Description, LAFCO Exhibits 3A and 3B)
3. The proposal is not consistent with the proposed new California Water District sphere of influence, as the district does not currently exist and a sphere of influence has not been established; however, upon district formation, the district boundary, service area and sphere of influence will be one and the same.
4. The reasons for the proposal are: The Vina sub-basin and a portion of the Butte sub-basin are lacking public infrastructure and a subbasin-wide water district with statutory power, authority, and support of groundwater-dependent landowners to plan, manage, coordinate, develop, enhance, and preserve beneficial use of groundwater and surface water for all landowners in the proposed district for both agricultural and domestic uses. The principal objective is to create a local agency to evaluate, determine, fund, implement, and oversee projects and actions to achieve groundwater sustainability under the Groundwater Sustainability Plan to be adopted by the Vina and Rock Creek Reclamation District Groundwater Sustainability Agencies.

Other objectives of the district include, but are not limited to:

- a. Creation of a new independent special water district with locally elected representation to serve all landowners, including groundwater pumpers, domestic well users and agricultural interests in the district service area.
- b. Cooperate and participate with Butte County, Butte County Groundwater Sustainability Agencies (GSAs) and other stakeholders to plan for and implement the Sustainable Groundwater Management Act (SGMA).
- c. To the extent consistent with, or required by, the applicable Groundwater Sustainability Plan (GSP), acquire, plan, construct, maintain, improve, operate, and keep in repair the works for the production, storage, transmission, and distribution of water, including water recharge.
- d. Preserve and protect groundwater resources in the proposed district for the benefit of all groundwater-dependent users.

ITEM 2d

Tuscan Water District

- e. Creation of an organization within the water district of all types of groundwater-dependent landowners to collaborate on sustainable groundwater management to preserve and protect agricultural and rural water supplies in Butte County.
 - f. Obtain the power and authority of California Water Districts under the Water Code and other applicable state laws.
5. The proposed terms and conditions of the change of organization (special district formation) are:
- a. The name of the new California Water District shall be the Tuscan Water District.
 - b. A map of the boundary, service area and sphere of influence of the territory is included with the Application. A Metes and Bounds Description and mapping per State Board Of Equalization standards has been submitted under separate transmittal.
 - c. The Tuscan Water District is proposed to be an independent, special water district with 7 directors, one of whom will be a “domestic well” user, initially elected at large, and serving staggered terms and selected on the same ballot forming the District. Within a reasonable time, the Tuscan Water District Board of Directors may evaluate the geographic representation of communities of interest and determine the appropriate number of directors, as well as the appropriate organization of the directors, whether by divisions or at-large or a combination of the two, taking into consideration unique communities of interest and diversity of landownership of groundwater-dependent users.
 - d. The Tuscan Water District is requesting to have the power and authority of the California Water Districts (Water Code Section 34000 and following) under the Water Code and other applicable state laws, including, but not limited to, the following:
 - i. Ability to establish zones of benefit based on conditions and needs to provide appropriate levels of service.
 - ii. Notwithstanding the authorizations of the California Water Code, not be authorized to acquire, plan, construct, maintain, improve, operate, or keep in repair the necessary works for the production, storage, transmission, and distribution of water, unless the exercise of such power is consistent with, or required by, the applicable Groundwater Sustainability Plan.
 - iii. Notwithstanding the California Water District law, the Government Code, or California Article XIII (D), by their affirmative vote to form the Tuscan Water District, landowners: (A) consent to board of directors levying assessments on district lands; (B) approve initial assessments not to exceed \$10.00 per acre; and (C) authorize Butte County to collect such assessments along with other taxes to recover district formation costs, costs

ITEM 2d

Tuscan Water District

for initial staff and administration of the district, and to cover expenses associated with collaborating with Butte County, the Vina GSA and the Rock Creek Reclamation District (RCRD) GSA to implement the GSP applicable to the area covered by the Tuscan Water District.

- iv. It is also acknowledged that the Tuscan Water District will not:
- Provide reclamation, flood control, or agricultural drainage services in the RCRD service area unless RCRD consents to such service or is unable to do so.
 - Export water out of Butte County unless such export of surface or groundwater, under specified conditions adopted by Butte County, allows other public agencies with water delivery authority to do so, including Butte County.
- Additionally, the California Water District Law would limit the new district's authority to transfer water out of the district to "surplus water not then necessary for use within the district." (Water Code § 35425.)

6. Signers of the petition are landowners.
7. Chief petitioners are:
- | | | |
|------------------------------|-------------------|-----------------|
| Richard McGowan | Edward McLaughlin | Darren Rice |
| 30 Independence Circle, #300 | PO Box 1 | 5209 Anita Rd |
| Chico, CA 95973 | Durham, CA 95938 | Chico, CA 97973 |
8. Do petitioners include all landowners within the proposed Tuscan Water District? No; however, petition signers represent a majority of holders of interest in terms of acreage within the proposed district service area.
9. The territory of the proposed district is inhabited, meaning there are more than 12 registered voters.
10. (a) The principal act under which the district is proposed to be formed is the California Water Code, Water Code Section 34000 and following.
(b) The proposed name of the district is the Tuscan Water District.
(c) The boundaries, map and legal description of the proposed district have been transmitted to Butte LAFCO under separate cover due to size and length of metes and bounds description.
11. The proposal does not include consolidations of separate districts.

Landowners are initiating district formation by landowner petition and not by pursuing a Resolution of Application by an affected agency.

ITEM 2d

COVER LETTER

June 9, 2021

Local Agency Formation Commission of Butte County
Steve Lucas, Executive Officer
1453 Downer Street, Suite C
Oroville, CA 95965-4950

Dear Mr. Lucas,

We are pleased to submit, on behalf of more than 75 farming families and business organizations within the Vina and Butte sub-basins, a Landowner Petition and Application to initiate proceedings for the formation of the Tuscan Water District (“District”). These Landowners, who support District formation by their signatures on the attached petition, represent 58,120 acres, 57% of acreage with Assessor Parcel (APN) numbers in the 102,327-area proposed District service area.

The Application represents several years of hard work, including, but not limited to, assessing and /or meeting with existing agencies to evaluate their capacity to serve the needs of the entire sub-basin, as well as working with Butte County staff and other stakeholders to analyze advantages and disadvantages of forming a California Water District to serve all groundwater dependent lands within the proposed District service area

We believe formation of the District is the only practical, reasonable, and logical solution to coordinate and manage ground and surface water in such a large, un-served area and to achieve groundwater sustainability as required by the Sustainable Groundwater Management Act. Formation of the District will benefit all landowners, small, medium, and large. It will be critical to long-term preservation and protection of valuable agricultural land and rural lifestyles.

Respectfully submitted,

Chief Petitioners,

Richard McGowan
30 Independence Circle, #300
Chico, CA 95973

Edward McLaughlin
PO Box 1
Durham, CA 95938

Darren Rice
5209 Anita Road
Chico, CA 97973

ITEM 2e

**BYLAWS
OF
TUSCAN WATER DISTRICT**

Adopted _____, 2025

ITEM 2e

BYLAWS OF TUSCAN WATER DISTRICT

ARTICLE I ORGANIZATION

1.01 Name. The name of the district is Tuscan Water District (**District**).

1.02 District Powers. The District powers shall be those established pursuant to the California Water District Law and shall be exercised under and by virtue of the authority of the Board of Directors (Board). All powers for the management, governance, and control of the District and its affairs, not by law or these Bylaws conferred upon any other person, officer, or official are hereby reserved in the Board to the maximum extent permitted by law.

1.03 Bylaws. A copy of the District's Bylaws shall be kept at the District's Principal Office, as defined in section 2.01 below, and shall be open to inspection by the public at all reasonable times during office hours. The District's Bylaws may be repealed or amended, or new bylaws adopted pursuant to section 7.02 below.

ARTICLE II OFFICES

2.01 Principal Office. The principal office for the transaction of the activities and affairs of the District (**Principal Office**) is located at _____, CA _____. The Board may change the Principal Office from one location to another within or outside the District's boundaries. This section may be amended to state the new location of the Principal Office.

2.02 Board Meeting Location. Generally, the location of the Board meetings will be at the Principal Office. The Board may, however, change the Board meeting location from one location to another as necessary or appropriate. This section may be amended to state the new location.

2.03 Other Offices. The Board may at any time establish branch or subordinate offices at any place or places, within or outside the District's boundaries, where the District is qualified to conduct its activities.

ARTICLE III DIRECTORS

3.01 Governing Board. The District shall be governed by a nine-person Board composed of Directors, elected by the eligible landowners pursuant to the California Water Code and Uniform District Election Law.

3.02 Qualifications. Each Director must be: (a) a holder of title to land within the District; (b) the legal representative of a holder of title to land within the District in accordance with Water Code section 34030; or (c) a representative designated by a holder of title to land within

ITEM 2e

the District, if the holder has filed with the District written evidence of that designation. If the landholder is something other than a natural person, the presiding officer or manager, or a person selected by resolution of its board of directors, may serve as a Director. Directors and officers of the District must be eighteen (18) years of age and be otherwise qualified in accordance with California law.

3.03 Director Terms. The term of office for each Director is four (4) years. Four of the nine Director's terms shall end in one even-numbered year, and the remaining five Director's terms shall end in the following even-numbered year.

3.04 Vacancies. Should a vacancy occur or be found to exist in the office of a Director, the vacancy may be filled by the Board within sixty (60) days immediately subsequent to the effective date of such vacancy, and a notice of the vacancy shall be posted in three (3) conspicuous places in the District at least fifteen (15) days before the appointment is made, or as otherwise authorized by law. The person appointed to fill the vacancy shall fill the balance of the unexpired term of their predecessor as provided by law.

3.05 Compensation. No compensation shall be paid to a Director, nor shall a Director be reimbursed for any personal expense incurred by that Director in connection with the performance of his or her duties as a Director of the District.

3.06 Officers. The officers of the District are the President, Vice-President, Secretary, and a Treasurer, if any. The offices of Secretary and Treasurer may be held by the same person. Officers may delegate certain duties and responsibilities to staff in accordance with these Bylaws and/or Board resolutions, and in compliance with all applicable laws.

(a) The Board shall, at its first regular meeting following the District general election, elect a President, Vice-President, and Secretary from among its members. The Vice-President shall assume the responsibilities of the President in the absence of the President.

(b) The Board may appoint a General Manager or Executive Director under whose general supervision and control the activities of the District shall be conducted. The General Manager or Executive Director has such other powers and duties as may be prescribed by the Board or these Bylaws.

(c) The Secretary shall (i) keep or cause to be kept, at the Principal Office or such other place as the Board may direct, a book of summary minutes of all meetings and actions of Directors and committees of the District, with the time and place of holding, whether regular or special, and if special, how authorized, the notice given, the names of those present at such meetings and the proceedings of such meetings; and (ii) give, or cause to be given, notice of all meetings of the Board and committees of the District required by the Bylaws to be given. The Secretary has such other powers and may perform such other duties as may be prescribed by the Board.

(d) The Board shall designate a qualified person to act as the Treasurer of the District. In the event that the person designated by the District is not a member of the Board, the person serving as Treasurer may be reasonably compensated for performing

ITEM 2e

such work. The person holding the position of Treasurer of the District shall have charge of the depositing and custody of all funds held by the District. The Treasurer shall perform such other duties as maybe imposed by provisions of applicable law, including those duties described in Government Code section 6505.5, and that may be prescribed by the Board or these Bylaws.

Officers may delegate certain duties and responsibilities to staff and/or consultants in accordance with these Bylaws and/or the Board's resolutions, and in compliance with all applicable laws. In addition to, or in lieu of, hiring employees, the District may engage one or more third parties to manage any or all the business of the District on terms and conditions acceptable to the Board. Any third party so engaged shall have such responsibilities as are set forth in the contract for such third party's services.

3.07 Manner of Voting. Voting shall be conducted in a manner consistent with the California Water Code and any other applicable State or Federal law.

ARTICLE IV MEETINGS

4.01 Regular Meetings. The Board shall hold regular meetings during the calendar year. Such meetings shall be on the third Wednesday of every calendar month commencing at the hour of 9:00 AM, or the Board may annually adopt a schedule of regular meetings at the beginning of the calendar year. The Board may change the date and time of the regular meeting at any time by resolution entered upon its minutes.

4.02 Special Meetings. Special meetings of the Board may be called at any time by the President or by three (3) members of the Board, subject to at least twenty-four (24) hours' notice in advance to the time of the meeting. The order shall specify the business for which the special meeting is called, and no other business shall be transacted at that meeting.

4.03 Compliance with the Ralph M. Brown Act. All regular and special meetings of the District's Board shall comply with the Ralph M. Brown Act codified at California Government Code sections 54950 *et seq.*, as amended.

4.04 Quorum. A simple majority of the authorized number of Directors constitutes a quorum of the Board for the transaction of business and a simple majority vote of that quorum shall be required for action to be taken, unless otherwise required by these Bylaws or law.

4.05 Committees. The Board may establish standing committees and, through its President, ad hoc committees as it deems necessary. The Board shall establish membership of those committees. The Board, or if established by the President, may also dissolve any committee it deems to be no longer necessary.

ARTICLE V FISCAL YEAR

5.01 Fiscal Year. The fiscal year for the District shall begin on January 1 and end December 31 of each year. The District may change the fiscal year by a majority vote of the Board.

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ARTICLE VI CONFLICTS OF INTEREST

6.01 Conflicts of Interest. Directors, Officers, and District employees shall comply with all applicable conflict of interest laws, including, but not limited to, the Political Reform Act (Gov. Code, § 1090, et seq), Government Code, section 1090 et seq, common law conflicts of interest, and the District's Conflict of Interest Code.

ARTICLE VII RECORD, REVIEW, AND AMEND

7.01 Record. These Bylaws shall be recorded with the county recorder of Butte County.

7.02 Review & Amendment. These Bylaws shall be reviewed biennially and, accordingly to Water Code, section 35305, may be repealed or amended or new bylaws adopted by: (a) the assent of two-thirds of the total vote of the District, given either in writing or by ballot cast at a District election; or (b) a four-fifths vote of the directors and approval of the board of supervisors of the principal county of the district..

ARTICLE VIII RULES AND REGULATIONS

8.01 Adoption, Review, & Amendment. The District may establish, print, and distribute equitable rules and regulations for the sale and distribution of water and establish penalties for violations thereof, in accordance with Water Code section 35423. These rules and regulations shall be reviewed biennially and may be altered, amended, repealed, added to, or deleted from by majority vote of the Board at any regular or special meeting of the Board.

ITEM 2e

CERTIFICATE OF ADOPTION

I, the undersigned, certify that I am the duly appointed and authorized Secretary of the TUSCAN WATER DISTRICT, a California Water District (**District**), and the above stated Bylaws are the Bylaws of this District as approved by the Board of Directors on the ____ day of _____, 2025.

IN WITNESS WHEREOF, I have executed this Certificate on this ____ day of _____, 2025.

Raymond Antonowich, Secretary
Tuscan Water District

ITEM 2e

DRAFT
December 12, 2024

TUSCAN WATER DISTRICT VOLUNTARY PRE-PAYMENT PROGRAM

PURPOSE

The Board of Directors of Tuscan Water District (**District**) desires to solicit and accept voluntary financial contributions from landowners within the District's boundaries to serve as pre-payment of existing and/or potential future District assessments to fund District administration and management, project development and implementation, and other related activities (**Program**).

PROGRAM

Each landowner within the District's boundaries may contribute any amount of money as applied against up to \$10 per acre of land owned within the District's boundaries (calculated on a per-acre basis) as pre-payment of existing and/or potential future District assessments. In return, the District shall credit the contributing landowner the full amount of its contribution, without the accrual of any interest on the contribution, to be applied to such existing and/or potential future District assessment upon becoming due and shall ensure that this is reflected on such contributing landowner's property tax bill.

If the District decides not to levy an assessment or other long-term funding mechanism within two years of the date of adoption of this Policy, the District shall refund to the contributing landowner the full amount of its pre-payment to the District.

If the District decides to levy an assessment for an per acre amount less than the per acre amount contributed by any particular landowner maximum amount approved by landowners within the District boundaries, the District shall (a) refund to the contributing landowner the difference between the amount of the assessment levied and the amount of the contributing landowner's pre-payment to the District, or (b) upon election of the contributing landowner, retain the difference to be applied to a later assessment.

~~IF THE DISTRICT CONDUCTS A PROP. 218 PROCESS AND LANDOWNERS DO NOT APPROVE THE LEVY OF THE PROPOSED ASSESSMENT OR OTHER LONG TERM FUNDING MECHANISM, THE DISTRICT SHALL HAVE NO OBLIGATION TO REFUND TO THE CONTRIBUTING LANDOWNER ANY OR ALL OF ITS PRE-PAYMENT TO THE DISTRICT.~~

TRANSPARENCY

Upon receipt of pre-payment from a landowner, District staff shall generate and provide to the contributing landowner a receipt in the form substantially similar to that attached hereto as **Attachment A**.

The District shall keep separate accounting of all pre-payments paid to and received by the District pursuant to this Policy. Upon request, any landowner or member of the public may review such accounting.

Commented [TT1]: Given the timing of the 218 election (with ballots already mailed out), we decided that this policy would be applied as if the election had passed. If this is a problem in timing of approval of this policy, then my suggestion would be to discuss the framework of the policy at this December's board meeting but wait to approve/adopt the policy until the January 2025 board meeting when we will know the results of the election.

ITEM 2e

DRAFT
December 12, 2024

ATTACHMENT A CONFIRMATION OF RECEIPT

On this _____ day of _____, _____, _____ (Landowner)
DAY MONTH YEAR NAME

voluntarily paid to Tuscan Water District (District) \$10 per acre of land owned within the
District's boundaries, totaling:

_____ = \$10 x _____ acres
TOTAL ACRES
PRE-PAYMENT OWNED

The District shall credit this total pre-payment amount to Landowner's account with the District and shall apply such credit to any existing and/or future assessment ~~or other long-term funding mechanism~~ levied by the District ~~within two years of the date of the adoption of the Voluntary Pre-Payment Program.~~

~~IF THE DISTRICT CONDUCTS A PROP. 218 PROCESS AND LANDOWNERS DO NOT APPROVE THE LEVY OF THE PROPOSED ASSESSMENT OR OTHER LONG-TERM FUNDING MECHANISM, THE DISTRICT SHALL HAVE NO OBLIGATION TO REFUND THE PRE-PAYMENT SET FORTH ABOVE TO LANDOWNER.~~

Commented [TT2]: I understand why this language was included ... in case the election failed. But we can solve this by waiting to adopt this policy until the January 2025 board meeting when we will know the result of the election. If the election fails, we can revisit the policy to address other possible long-term funding.

Commented [TT3]: See comment on previous page.

TUSCAN WATER DISTRICT

LANDOWNER

Signature

Signature

Name

Name

Date

Date

STAFF REPORT – ITEM 2f

TO: Board of Directors, Tuscan Water District

FROM: Tovey Giezentanner, General Manager

DATE: February 19, 2025

SUBJECT: Results of the Proposition 218 Election and Next Steps

SUMMARY

The results of the Proposition 218 election for the Tuscan Water District's (TWD) proposed special benefit assessment have been finalized. Landowners overwhelmingly supported the assessment, with **88% voting in favor (53,321 acres) and 12% voting against (7,388 acres)**. The voter turnout was significant, with over **63% of the total acreage participating in the election**. These results confirm a decisive level of support from landowners, demonstrating a shared commitment to local groundwater management.

RECOMMENDED NEXT STEPS

With the approval of the special benefit assessment, TWD can now proceed with the following actions:

1. **Strategic Planning:** Develop a mission statement and detailed work plan prioritizing projects and initiatives that align with the District's objectives.
2. **Set the Annual Assessment Rate for 2025:** The Board has the authority to implement an assessment and set the annual amount. The Board should consider re-convening the Finance Ad Hoc Committee to review the budget and assessment amount and make a recommendation to the full board at its March or April meeting.
3. **Assessment Implementation:** Following the Board's decision on the annual assessment amount, submit the approved assessment to the County for inclusion in the property tax roll, ensuring collection begins as scheduled.

Attachments:

- Prop 218 Election Certified Results

ITEM 2f



MK ELECTION SERVICES, LLC
P.O. Box 722, Merced, CA 95341
(209) 230-5165

Kenneth Mostern (Pennsylvania) and Caleb Kleppner (Connecticut), Principals
Cesar Casillas (California), Associate

Mr. Tovey Giezentanner, General Manager
Tuscan Water District Assessment Ballot

RE: Tuscan Water District Assessment Ballot
Completed January 15, 2025, 12:15 PM

Dear Mr. Giezentanner,

Attached please find true and correct final information concerning the Tuscan Water District Assessment.

MK Elections mailed ballots on November 27, 2024. Ballots were counted at Chico State University Farm, located at 311 Nicholas C Schouten Ln., in Chico CA starting at 10:00 am on January 15, 2025. During the open period of the election, the ballots remained in the custody of the United States Postal Service in Chico, CA in a post office box rented by MK Elections and for which we retained the only access.

MK Elections tracked the return of undeliverable ballots and mailed replacement ballots to voters upon their request and/or the request of the district.

We certify that the attached results and ballot information attached are true and correct, and that they properly reflect the paper record of the election which has been sealed and left in your custody.

Yours,

A handwritten signature in blue ink, appearing to read 'Cesar Casillas', written over a horizontal line.

Cesar Casillas
Senior Election Administrator

ITEM 2f

Final Report: Provost & Pritchard: Tuscan Water District
MK Election Services, LLC: Election 0132404
Report Date: 01/15/25 12:11 PM

Total Ballots:
831

Processed Ballots: 831

Yes, No	Votes	Percent	Status
Yes	34,222,913.00	87.61%	W
No	4,839,853.00	12.39%	L
[Blank]		5	
[Invalid]		0	

Mailed Election Statistics: Provost & Pritchard: Tuscan Water District
MK Election Services, LLC: Election 0132404
Report Date: 01/15/25 12:14 PM

Ballot Types	1
Ballots Printed on 11/19/24 03:06 PM	2057
Voter added during election	5
Ballots returned by USPS as undeliverable	63
Voters that were mailed replacement ballots	52
Total number of replacement ballots	56
Number of Receipts	831
Receipts from Authenticating Mailed Ballots	828
Receipts from Print On Site Ballots	3
Replacement ballots that were receipted	18
Total number of Challenged Voters	6
Challenged voters that returned ballots	0
Ballots received with no signatures (NOT COUNTED)	3
Ballots that were counted	831