

Yolo County Flood Control & Water Conservation District

REVISED AGENDA Special Board Meeting Thursday, May 20, 2004 8:00 A.M.

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Public comment on items within the Board's jurisdiction is welcome, subject to reasonable time limits for each speaker. Upon request, agenda items may be moved up to accommodate those in attendance wishing to address that item. Times listed for consideration of agenda items are approximate only. Any agenda item may be considered by the Board at any time during the Board meeting.

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Christy Barton at (530) 662-0265 or (530) 662-4982 fax. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

AGENDA

- 8:00
1. Open forum; Guest Introductions and Unscheduled Appearances
Opportunity for public comment on non-agenda items.
Open forum will be limited to five minutes.
 2. Board Consideration: Consider entering into a Joint Powers Agreement (JPA) for the purpose of acquiring Conaway Ranch
 3. Adjourn

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I declare that the foregoing agenda was posted at the office of the Yolo County Flood Control and Water Conservation District, 34274 State Highway 16, Woodland, CA on May 18, 2004.

By: _____
Christina Cobey, Administrative Assistant

SPECIAL BOARD MEETING MINUTES

May 20, 2004

The special May meeting of the Board of Directors of the Yolo County Flood Control and Water Conservation District was held at 8:00 AM on Thursday, 2004, at its regular place of business, 34274 State Highway 16, Woodland, California. Chairman Vink convened the meeting with Directors Brice, Eoff, Rominger and Scheuring present. Also in attendance were:

District Staff and Consultants

Tim O'Halloran, General Manager
Christy Barton, Assistant General Manager
Paul Bartkiewicz, Legal Counsel
Francis Borcalli, Engineering Consultant

Members of the Public

None

OPEN FORUM

No comments were made.

JPA RELATING TO THE ACQUISITION OF THE CONAWAY RANCH

Mr. O'Halloran provided general background for the proposed creation of a Joint Powers Authority (JPA) for the acquisition of the Conaway Ranch and an update on the positions of the potential partners as provided to him by County Administrative Officer Vic Singh. The County has adopted the agreement to create a JPA and provided that non-substantial amendments could be made to the agreement to accommodate the concerns of other entities that also sign the JPA agreement.

Mr. Scheuring reported there were still issues regarding representation at the Governance Subcommittee meeting.

Attorney Bartkiewicz reviewed the JPA agreement for the Board, pointing out these substantive provisions:

Section 7(a): The governance board is to comprise the five members of the Yolo County Board of Supervisors, plus two members from each of the other participants (the cities of Davis, West Sacramento, Winters and Woodland, UC Davis and the District). Until the Regents approve the participation of UC Davis, it would be a non-voting member.

Section 8: Representation is basically broken into two voting blocks – the Yolo County

Board of Supervisors and other participants. A quorum is a majority of the representatives for each voting block. No alternates may be appointed. A double majority clause requires a majority of both voting blocks must be present to act and a majority of both voting blocks must approve any action. A unanimous agreement is required to add members, to create debt for any member and to modify the JPA agreement. The fiscal impacts to the District for executing the agreement would be the costs of participation until the District voted to encumber itself.

Mr. Bartkiewicz said the process has been unusual in that the financing plan for the proposed acquisition has not been developed, but that he approved the agreement as to form. There may be a need to make non-substantial revisions to the agreement, but any proposed substantive changes would be brought back to the Board.

Members of the Board expressed the following:

1. There is no common vision of the participants for future use of the property and/or the water resource.
2. It is unknown whether it is likely that an out-of-county interest would acquire the property.
3. There has been inadequate discussion regarding financial issues.
4. There has been District time and effort diverted from normal activities to this issue.
5. Despite the lack of information at this time regarding these issues, it would be in the best interest of the District to participate with the County and the other potential participants. The District could withdraw from the agreement in the future, if the District determined it was not in the District's interest to continue to participate.

M/S/C unanimously approved the execution of the JPA agreement in substantially the form presented, and provided that the Board's Chairman may approve non-substantial amendments.

M/S/C appointed Mr. Scheuring and Mr. Vink to represent the District with the JPA.

There being no further business to come before the Board, the meeting was adjourned.

Erik Vink, Chairman

ATTEST:

Tim O'Halloran, Secretary