TRI-COUNTY
WATER AUTHORITY

Cory Vanderham, Chair
Mark Grewal, Vice-Chair
Carlo Wilcox, Director
Wade Magden, Director

Deanna Jackson, Executive Director

AGENDA
BOARD OF DIRECTORS
SPECIAL MEETING

January 13, 2022
1:00 p.m.
944 Whitley Avenue, Suite E
Corcoran, CA 93212

This Tri-County Water Authority Board of Directors meeting will be accessible via Zoom and dial in at:

Join Zoom Meeting
https://us02web.zoom.us/j/89462304626?pwd=ZXRXWFNaeFpjaUErMHlXaXhtaFZqZz09
Meeting ID: 894 6230 4626
Passcode: 066473
Dial in: +1 669 900 9128

The public may participate in the meeting as otherwise permitted under the Brown Act by calling into the telephone number above. Any member of the public may address the Tri-County Water Authority concerning any item on the agenda before or during its consideration of that matter, as appropriate.

CALL TO ORDER 1:00 p.m.

ROLL CALL
Cory VanderHam, Chair
Mark Grewal
Carlo Wilcox
Wade Magden
Vacant

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. However, California Law prohibits the Board from taking action on any matter 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. The public will be given the opportunity to address the Board on any item on 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 Chair of the Board at this time. The Chair may limit the total amount of time allocated for public testimony on particular issues for each individual speaker.

POTENTIAL CONFLICTS OF INTERESTS
(Any Board member who has a potential conflict of interest may now identify the item and recuse himself from discussing and voting on the matter.) [FPPC § 87105.]

CONSENT CALENDAR

Consent calendar items will be voted on together by a single motion unless separate action is requested by a Director, staff or member of the public.

1. Minutes of the Regular Board Meeting held on November 4, 2021
2. Warrants and Finances (10/27/21 – 12/20/21)
3. Treasurer's Report

ACTION AGENDA

4. Consider action to **elect Officers for calendar year 2022 per Bylaws Section 3.06(a).**
   a. Chair
   b. Vice-Chair
   c. Secretary/Treasurer
5. Consider action to **approve the engagement letter with Cuttone & Mastro to perform the audit for year ending December 31, 2021**.
   a. Presentation by Executive Director
   b. Discussion
   c. Public comments/questions
   d. If desired, motion to approve the engagement letter with Cuttone & Mastro to perform the audit for year ending December 31, 2021
6. Consider for adoption Resolution 22-01 **A RESOLUTION IN SUPPORT OF THE TULARE LAKE SUBBASIN GROUNDWATER RECHARGE AND SUSTAINABILITY PROJECTS**.
   a. Report by Executive Director
   b. Discussion
   c. Public comments/questions
   d. If desired, motion to adopt Resolution 22-01
7. Consider for adoption Resolution 22-02 **A RESOLUTION IN SUPPORT OF THE TULE SUBBASIN GROUNDWATER RECHARGE AND SUSTAINABILITY PROJECTS**.
   a. Report by Executive Director
   b. Discussion
   c. Public comments/questions
   d. If desired, motion to adopt Resolution 22-02
8. Review and consider adoption of **revised Bylaws**.
   a. Report by Executive Director
   b. Discussion
   c. Public comments/questions
   d. If desired, motion to adopt the revised Bylaws

9. Review and consider approval of **2022 Budget for Geosyntec**.

a. Review of budget by Amer Hussain
b. Discussion
c. Public Comments/Questions
d. If desired, motion to approve the 2022 Budget for Geosyntec

10. Review and consider approval of guidelines of AB361 to continue to conduct Board meetings via Zoom.

a. Review of legal guidelines by Legal Counsel
b. Discussion
c. Public Comments/Questions
d. If desired, motion to approve meetings to be held via teleconference

COMMUNICATIONS/DISCUSSION ITEMS

11. **Director's Reports/Comments/Suggestions**

12. **Communications**

a. DWR comment letters on Groundwater Sustainability Plans

13. **Reports of General Interest**

a. California Strategies Update – David Armanasco
b. Advisory Committee Update – Amer Hussain
c. Tulare Lake Subbasin Update – Amer Hussain
d. Tule Subbasin Update – Amer Hussain
e. Legal Counsel Report – Jason Howard
f. Other Updates, as appropriate

ADJOURNMENT

14. Adjourn to the next Regular Board Meeting, scheduled on March 3, 2022 at 1:00 p.m., at the Authority Office Boardroom or as otherwise directed by the Board.

- 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 Authority 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 Authority provide a disability-related modification or accommodation in order to participate in any public meeting of the Authority. Such assistance includes alternative formats for the agendas and agenda packets used for any public meetings of the Authority. Requests for assistance shall be made in person, via telephone, or in written form to the Tri-County Water Authority Office at 944 Whitley Avenue, Suite E, Corcoran, CA 93212 (559) 762-7240. Requests must be received at least 48 hours prior to a scheduled public meeting.

TRI-COUNTY WATER AUTHORITY
REGULAR BOARD MEETING and PUBLIC HEARING
MINUTES
November 4, 2021

The Board of Directors of the Tri-County Water Authority met in the second-floor conference room, 944 Whitley Avenue, Corcoran, California, on Thursday, November 4, 2021, at the hour of 1:00 p.m. The meeting was conducted both in person and via Zoom.

Chair VanderHam presided and Executive Director Jackson kept the minutes.

DIRECTORS PRESENT: Cory VanderHam
Mark Grewal
Carlo Wilcox

DIRECTORS ABSENT: Wade Magden

OTHERS PRESENT: Deanna Jackson, Executive Director
Staci Wilkins, Executive Assistant
Jason Howard, McCormick Barstow
Bryant Platt, DWR
Don Wright
Kathy Wood McLaughlin
John Gaugel
Mike Cuttone, Cuttone and Mastro
Kayode Kadara
Nathan Cameron
Luke VanderHam

Chairman VanderHam called the meeting to order at 1:01 p.m.

PUBLIC COMMENT - None

CLOSED SESSION

1. CLOSED SESSION – The Board entered into Closed Session at 1:03 pm
2. RETURN TO OPEN SESSION – Report of action taken in Closed Session and/or action on matter discussed in Closed Session.

   The Board entered back into open session at 1:23 pm. No reportable action was taken.

CONSENT CALENDAR

3. Minutes of the Regular Board Meeting held on September 2, 2021

On the motion of Director Grewal and seconded by Director Wilcox, the Minutes were approved as presented. (3-0)

Warrants and Finances and Treasurer's Report (08/28/2021 – 10/26/2021)

On the motion of Director Grewal and seconded by Director Wilcox, the Warrants and Finances and Treasurer's Report were approved as presented. (3-0)

PUBLIC HEARING

4. A Public Hearing was held to discuss delinquent groundwater fees in accordance with TCWA Policy and Section 10730.6 of the California Water Code.

   The Public Hearing was opened at 1:25 pm. Each delinquent account with a balance of $500 or more and considered past due as of June 2021 was presented and public comment was allowed. The hearing was closed at 1:35 pm.

ACTION CALENDAR

5. Review and consider action on past due accounts.

   For landowners Alpaugh Pistachio, Pace, Reddy and Tomasini, the fees for 2018 SGMA Assessment, 2020 Pumping Fees, and 2021 Groundwater Extraction Fees were discussed with representatives present for the parties.

   On the recommendation of General Counsel Howard, motioned by Director Wilcox and seconded by Director Grewal, the Board voted in the event that the fees contemplated today during the Public Hearing are paid before the end of November that interest and penalties will be waived and just principal will be applied subject to the confirmation of the agency's accountant as to the exact amount. Beyond that, in the event that any of those monies are not paid, this Board reserves the right to take subsequent action or further action allowable under Water Code Section 10730.6 (3-0)

6. Consider for adoption Resolution 21-13 **A RESOLUTION OF THE BOARD OF DIRECTORS OF TRI-COUNTY WATER AUTHORITY APPROVING THE REMOVAL OF CERTAIN DELINQUENT ACCOUNT RECEIVABLES.**

   Executive Director Jackson indicated that this account had 2020 pumping fees erroneously applied. With research, it has been determined that this land is fallowed and the fees will be removed. The remaining amount for the account is due to the 2018 SGMA Assessment which is proving to be impossible to collect since it was probably a parcel that was passed down through generations and there is no mail contact with the current owner. Since the amount owed is less than $75, she recommends passing the Resolution to give authority to the accountant to remove the amount from Accounts Receivable.

   On the motion of Director Grewal and seconded by Director Wilcox, the Board voted to adopt Resolution 21-13, waiving the fee and closing the account. (3-0)

7. Consider for approval the Tri-County Water Authority **FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORT FOR THE YEAR ENDED DECEMBER 31, 2020.**

Mike Cuttone, CPA from Cuttone and Mastro, presented the findings from the independent audit that was conducted. No significant findings were found and a clean report was issued.

On the motion of Director Grewal and seconded by Director Wilcox, the Board voted to approve the Audit Report for the period ending December 31, 2020. (3-0)

8. Review and consider for approval the **TRI-COUNTY WATER AUTHORITY 2022 BUDGET**.

   Executive Director Jackson presented the proposed budget and answered all questions. She noted that 2021 4th quarter groundwater extraction fees will not be received until 2022 due to the new accounting process through BasinSafe.

   On the motion of Director Wilcox and seconded by Director Grewal, the Board voted to approve the 2022 Budget as presented. (3-0)

9. Review and consider appointment of a representative and alternate representative to the Tule Subbasin Technical Advisory Committee.

   Executive Director Jackson explained that the representative previously had been Steve Jackson. The Subbasin prefers to have GSA representatives at their TAC meeting to act on budgets for the Subbasin instead of GSA managers to avoid issues, such as lack of quorum of managers.

   A vote was not taken. Director Grewal was designated as the representative and Director Wilcox was designated as the alternate representative.

10. Review and consider approval of guidelines of AB361 to continue to conduct Board meetings via Zoom.

    General Counsel Howard confirmed that under guidelines issued by the Legislature in response to the Governor's Executive Order expiring on September 30 allowing for remote meetings, the Board has the option to continue to offer remote meetings if a State of Emergency is still in effect and the local jurisdiction has encouraged social distancing. If one of those conditions does not exist, the Board must vote every 30 days to confirm that it's in the best interest of keeping participants healthy by offering remote meetings as an option.

    On the motion of Director Wilcox and seconded by Director Grewal, the Board voted to approve the provisions of AB361 and continue offering meetings both in person and remotely. (3-0)

COMMUNICATIONS/DISCUSSION ITEMS

11. Director's Reports/Comments/Suggestion
    Director Wilcox noted that he had met with representative from 4 Creeks to learn more about the services they provide to the GSA and Subbasin. He indicated the visit was informational.

12. Reports of General Interest

    a) California Strategies Update – David Armanasco
       No report given

    b) Advisory Committee Update– Deanna Jackson

DRAFT

Executive Director Jackson noted that the next meeting will be on Wednesday, November 17, 2021 at 10 am.

c and d) Tulare Lake / Tule Subbasin Update – Deanna Jackson

Executive Director Jackson announced that each Critically Overdrafted (COD) Subbasin was awarded $7.6 million in grant funding for Round 1. There are many requirements in order to receive the funding but it's not considered competitive. The projects must meet the requirements established and there is an internal scoring system to score your own projects. All GSAs within each subbasin will participate and promote their projects if applicable. Scoring will be taking place soon so that proposals can be submitted by the end of January, 2022.

The Annual Reporting data is due to the Subbasin for the water year ending October 31, 2021, and subsidence monitoring data has been collected. Surface water deliveries and export data is still needing to be submitted.

We are still anticipating DWR comments to the GSP, hopefully by the first or second week of December.

e) Legal Counsel Report – Jason Howard

No report given.

f) Other Updates, as appropriate

Kathy Wood McLaughlin noted that her work with Atwell Island Water District will allow her to coordinate with Tri-County Water Authority on project funding for that area. Encouraged by NRCS to pursue funding ($50,000) for a feasibility study for a project to bring water down the Poso Canal. Additional funding might also come through the Water Smart Environmental that looks for projects that benefit the environment and the Poso Canal would have those features. Instead of pumping groundwater for the wetlands and contributing to subsidence, creating the conveyance option to supply the wetlands is a positive step to take.

It was announced that the next meeting (January) will be delayed by one week to January 13, 2022.

ADJOURNMENT

13. There being no further business to come before the Board on the occasion of the November 4, 2021, meeting, Chair VanderHam adjourned the meeting at 2:19 p.m. until the next Special Meeting to be held on January 13, 2022, at 1:00 p.m., in the Tri-County Boardroom or as otherwise directed by the Board.

Attest:

_____

Cory VanderHam, Chair

_____

Deanna Jackson, Executive Director

DRAFT

Tri-County Water Authority

Check Detail

October 26 - December 20, 2021

DATE	TRANSACTION TYPE	NUM	NAME	MEMO/DESCRIPTION	CLR	AMOUNT
100 Suncrest Checking						
10/27/2021	Expense	EFT	Internal Revenue Service		R	-2,380.37
				june 30, 2021 payroll taxes that were bounced due to QBO error		2,364.78
				interest on balance		4.09
				failure to pay penalty		11.50
11/01/2021	Tax Payment		CA EDD	Tax Payment for Period: 07/01/2021-09/30/2021	R	-24.50
				CA SUI / ETT		-24.50
11/01/2021	**Payroll Check**	**DD**	**Deanna S. Jackson**	Pay Period: 10/16/2021-10/30/2021	R	-3,579.28
				Direct Deposit		-3,579.28
11/01/2021	Payroll Check	DD	Staci Wilkins	Pay Period: 10/13/2021-10/27/2021	R	-2,049.28
				Direct Deposit		-2,049.28
11/03/2021	Tax Payment		IRS	Tax Payment for Period: 10/27/2021-10/29/2021	R	-2,363.54
				Federal Taxes (941/944)		-2,363.54
11/03/2021	Tax Payment		CA EDD	Tax Payment for Period: 10/27/2021-10/29/2021	R	-607.24
				CA PIT / SDI		-607.24
11/15/2021	**Payroll Check**	**DD**	**Deanna S. Jackson**	Pay Period: 10/31/2021-11/15/2021	R	-3,579.28
				Direct Deposit		-3,579.28
11/15/2021	**Payroll Check**	**DD**	**Staci Wilkins**	Pay Period: 10/28/2021-11/12/2021	R	-2,049.28
				Direct Deposit		-2,049.28
11/15/2021	**Check**	**EFT**	**American Funds**		R	-337.50
				Retirement contribution		-337.50
11/19/2021	**Tax Payment**		**IRS**	Tax Payment for Period: 11/13/2021-11/16/2021	R	-2,363.54
				Federal Taxes (941/944)		-2,363.54
11/19/2021	Tax Payment		CA EDD	Tax Payment for Period: 11/13/2021-11/16/2021	R	-607.24
				CA PIT / SDI		-607.24
11/30/2021	Payroll Check	DD	Deanna S. Jackson	Pay Period: 11/16/2021-11/30/2021	R	-3,579.27
				Direct Deposit		-3,579.27
11/30/2021	**Payroll Check**	**DD**	**Staci Wilkins**	Pay Period: 11/13/2021-11/27/2021	R	-1,852.30
				Direct Deposit		-1,852.30
11/30/2021	**Check**	**EFT**	**American Funds**		R	-675.00
				Retirement contribution		-337.50
				Retirement contribution		-337.50
12/03/2021	Tax Payment		CA EDD	Tax Payment for Period: 11/27/2021-11/30/2021		-579.24
				CA PIT / SDI		-579.24
12/03/2021	**Tax Payment**		**IRS**	Tax Payment for Period: 11/27/2021-11/30/2021		-2,287.12
				Federal Taxes (941/944)		-2,287.12
12/15/2021	Payroll Check	DD	Deanna S. Jackson	Pay Period: 12/01/2021-12/15/2021		-3,592.20
				Direct Deposit		-3,592.20
12/15/2021	**Payroll Check**	**DD**	**Staci Wilkins**	Pay Period: 11/28/2021-12/12/2021		-1,901.55
				Direct Deposit		-1,901.55
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-542.14

Tri-County Water Authority

Check Detail

October 26 - December 20, 2021

DATE	TRANSACTION TYPE	NUM	NAME	MEMO/DESCRIPTION	CLR	AMOUNT
				31-Mar-19 Tax Due		-542.14
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-497.51
				30-Jun-19 Penalties		422.45
				30-Jun-19 Interest		75.06
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-1,276.22
				30-Sep-19 Penalties		598.47
				30-Sep-19 Interest		135.61
				30-Sep-19 Tax Owed		-542.14
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-287.58
				31-Dec-19 Penalties		263.96
				31-Dec-19 Interest		23.62
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-27.01
				31-Mar-20 Penalties		23.73
				31-Mar-20 Interest		3.28
12/17/2021	Check	EFT	California Employment Development Dept	103-5198-9		-277.07
				30-Jun-20 Penalties		260.13
				30-Jun-20 Interest		16.94
1072 Bill.com Money Out Clearing						
10/27/2021	Bill Payment (Check)		CALIFORNIA STRATEGIES, LLC	Inv #092112		-10,000.00
						-10,000.00
11/02/2021	Bill Payment (Check)		M. Green and Company LLP	Multiple invoices (details on stub)		-3,780.00
						-3,780.00
11/02/2021	Bill Payment (Check)		4 Creeks	Multiple invoices (details on stub)		-49,841.88
						-49,841.88
11/02/2021	Bill Payment (Check)		California Strategies and Advocacy, LLC	Inv #1021121		-8,400.00
						-8,400.00
11/02/2021	Bill Payment (Check)		Angiola Water District A/P	Inv #3261		-500.00
						-500.00
11/12/2021	Bill Payment (Check)		ACWA/JPIA	Inv #10/30/2021		-408.93
						-408.93
11/15/2021	Bill Payment (Check)		Geosyntec Consultants, Inc.	Inv #32450359		-6,383.94
						-6,383.94
11/15/2021	Bill Payment (Check)		McCormick Barstow LLP	Inv #2098136		-1,200.00
						-1,200.00
11/15/2021	Bill Payment (Check)		Suncrest Bank	Inv #10/26/2021		-492.31
						-492.31
11/15/2021	Bill Payment (Check)		Comcast	Acct #8155 50 040 0292426 - Inv #11/05/2021		-100.05
						-100.05
11/15/2021	Bill Payment (Check)		ACWA/JPIA (Health Benefits)	Inv #0676854		-3,347.07
						-3,347.07
11/15/2021	Bill Payment (Check)		Land IQ	Inv #4446		-6,625.36

Tri-County Water Authority

Check Detail

October 26 - December 20, 2021

DATE	TRANSACTION TYPE	NUM	NAME	MEMO/DESCRIPTION	CLR	AMOUNT
						-6,625.36
11/15/2021	Bill Payment (Check)		Thomas Harder & Co. Groundwater Consulting	Inv #21-154-120.1		-525.91
						-525.91
12/01/2021	Bill Payment (Check)		4 Creeks	Multiple invoices (details on stub)		-7,790.50
						-7,790.50
12/01/2021	Bill Payment (Check)		California Strategies and Advocacy, LLC	Inv #1121065		-8,400.00
						-8,400.00
12/01/2021	Bill Payment (Check)		CALIFORNIA STRATEGIES, LLC	Inv #112169		-10,000.00
						-10,000.00
12/01/2021	Bill Payment (Check)		Angiola Water District A/P	Inv #3277		-500.00
						-500.00
12/20/2021	Bill Payment (Check)		McCormick Barstow LLP	Inv #2099624		-2,520.00
						-2,520.00
12/20/2021	Bill Payment (Check)		Comcast	Acct #8155 50 040 0292426 - Inv #12/05/2021		-100.05
						-100.05
12/20/2021	Bill Payment (Check)		Suncrest Bank	Inv #11/26/2021		-581.95
						-581.95
12/20/2021	Bill Payment (Check)		ACWA/JPIA (Health Benefits)	Inv #0678452		-3,194.33
						-3,194.33
12/20/2021	Bill Payment (Check)		Geosyntec Consultants, Inc.	Inv #32453605		-9,907.41
						-9,907.41
12/20/2021	Bill Payment (Check)		Angiola Water District A/P	Inv #3298		-500.00
						-500.00
12/20/2021	Bill Payment (Check)		Land IQ	Inv #4489		-6,625.36
						-6,625.36
12/20/2021	Bill Payment (Check)		Topograph	Inv #756		-170.00
						-170.00
12/20/2021	Bill Payment (Check)		Thomas Harder & Co. Groundwater Consulting	Inv #21-154-120.2		-1,833.59
						-1,833.59

Note
No assurance is provided on these financial statements.

Tri-County Water Authority

Statement of Net Assets

As of November 30, 2021

	TOTAL		
	AS OF NOV 30, 2021	AS OF NOV 30, 2020 (PY)	CHANGE
ASSETS			
Current Assets			
Bank Accounts			
100 Suncrest Checking	214,704.21		214,704.21
100A Rabobank - Checking 1455	0.00	364,760.66	-364,760.66
100B Rabobank - Payroll 0127	0.00	-20.21	20.21
101 LAIF	450,000.00		450,000.00
Total Bank Accounts	**$664,704.21**	**$364,740.45**	**$299,963.76**
Accounts Receivable			
110 A/R	201,290.07	478,838.82	-277,548.75
Total Accounts Receivable	**$201,290.07**	**$478,838.82**	**$ -277,548.75**
Other Current Assets			
111 Allowance for Doubtful Accounts	-28,277.54	-41,188.51	12,910.97
12000 Undeposited Funds	11,938.10	0.00	11,938.10
125 Advances to Government Agencies	0.00	43,000.00	-43,000.00
Total Other Current Assets	**$ -16,339.44**	**$1,811.49**	**$ -18,150.93**
Total Current Assets	**$849,654.84**	**$845,390.76**	**$4,264.08**
Fixed Assets			
150 Auto & Truck	28,940.14	28,940.14	0.00
160 Accumulated Depreciation	-19,775.82	-8,682.05	-11,093.77
Total Fixed Assets	**$9,164.32**	**$20,258.09**	**$ -11,093.77**
TOTAL ASSETS	**$858,819.16**	**$865,648.85**	**$ -6,829.69**
LIABILITIES AND EQUITY			
Liabilities			
Current Liabilities			
Accounts Payable			
200 A/P	37,179.86	47,719.32	-10,539.46
Total Accounts Payable	**$37,179.86**	**$47,719.32**	**$ -10,539.46**
Other Current Liabilities			
201 N/P - AWD	106,170.72	212,338.72	-106,168.00
203 N/P - Ford	0.00	14,808.56	-14,808.56
210 Payroll Taxes Pay/Liabilities	2,847.64	0.00	2,847.64
211 Payroll Liabilities	0.00	0.00	0.00
211-1 Federal Taxes (941/944)	2,287.12	1,842.43	444.69
211-2 Federal Unemployment (940)	84.00	0.00	84.00
211-3 CA PIT / SDI	579.24	459.71	119.53
211-5 American Funds	0.00	337.50	-337.50
Total 211 Payroll Liabilities	**2,950.36**	**2,639.64**	**310.72**
Total Other Current Liabilities	**$111,968.72**	**$229,786.92**	**$ -117,818.20**
Total Current Liabilities	**$149,148.58**	**$277,506.24**	**$ -128,357.66**

Tri-County Water Authority

Statement of Net Assets

As of November 30, 2021

	TOTAL		
	AS OF NOV 30, 2021	AS OF NOV 30, 2020 (PY)	CHANGE
Total Liabilities	**$149,148.58**	**$277,506.24**	**$ -128,357.66**
Equity			
32000 Total Net Postion	397,889.85	-184,969.84	582,859.69
Net Income	311,780.73	773,112.45	-461,331.72
Total Equity	**$709,670.58**	**$588,142.61**	**$121,527.97**
TOTAL LIABILITIES AND EQUITY	**$858,819.16**	**$865,648.85**	**$ -6,829.69**

Note
No assurance is provided on these financial statements.

Tri-County Water Authority

Budget vs. Actuals: 2021 Budget - FY21 P&L

January - November, 2021

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
Income				
401 Groundwater Extraction	586,442.78	950,000.00	-363,557.22	61.73 %
402 Direct Assessments	23,192.70	24,333.00	-1,140.30	95.31 %
405 Property Taxes - Prop 218	348,997.55	346,511.00	2,486.55	100.72 %
406 Management Fee Income	70,000.00	84,000.00	-14,000.00	83.33 %
407 Miscellaneous Revenue	21,198.10		21,198.10	
Total Income	**$1,049,831.13**	**$1,404,844.00**	**$ -355,012.87**	**74.73 %**
GROSS PROFIT	**$1,049,831.13**	**$1,404,844.00**	**$ -355,012.87**	**74.73 %**
Expenses				
517 Water Management Charges	10,389.53	40,000.00	-29,610.47	25.97 %
520 Finance Charges	150.77	100.00	50.77	150.77 %
521 Contribution Repayment		106,168.00	-106,168.00	
536 Payroll	154,565.00	135,000.00	19,565.00	114.49 %
538 Payroll Expenses TCWA	17,281.92	25,650.00	-8,368.08	67.38 %
540 Health Benefits	33,643.52	36,315.00	-2,671.48	92.64 %
546 Telephone	1,110.54	1,500.00	-389.46	74.04 %
548 Office Expense	12,715.84	16,000.00	-3,284.16	79.47 %
553 Education	1,364.18	2,000.00	-635.82	68.21 %
554 Legal	20,440.20	54,000.00	-33,559.80	37.85 %
555 Audit	4,950.00	6,000.00	-1,050.00	82.50 %
562 Dues/Subscriptions	7,314.67	15,000.00	-7,685.33	48.76 %
564 Interest - Vehicle Financing	588.75	6,408.00	-5,819.25	9.19 %
566 Bank Charges	760.17	100.00	660.17	760.17 %
574 2017 Ford Edge	519.75	750.00	-230.25	69.30 %
576 Fuel	2,844.38	6,000.00	-3,155.62	47.41 %
578 Meals & Travel	958.85	9,600.00	-8,641.15	9.99 %
580 Outside Services	452,070.35	938,050.00	-485,979.65	48.19 %
62100 Contract Services	4,980.00		4,980.00	
65100 Other Types of Expenses (deleted)	225.00		225.00	
667 Taxes & Licenses	111.65		111.65	
Total Expenses	**$726,985.07**	**$1,398,641.00**	**$ -671,655.93**	**51.98 %**
NET OPERATING INCOME	**$322,846.06**	**$6,203.00**	**$316,643.06**	**5,204.68 %**
Other Income				
700 Interest Earned	-2,334.47		-2,334.47	
710 Late Fee Income	-2,463.12		-2,463.12	
Total Other Income	**$ -4,797.59**	**$0.00**	**$ -4,797.59**	**0.00%**
Other Expenses				
800 Depr and Amort - Allowable	5,305.74		5,305.74	
810 Assessment Fees	962.00		962.00	
Total Other Expenses	**$6,267.74**	**$0.00**	**$6,267.74**	**0.00%**
NET OTHER INCOME	**$ -11,065.33**	**$0.00**	**$ -11,065.33**	**0.00%**

Tri-County Water Authority

Budget vs. Actuals: 2021 Budget - FY21 P&L

January - November, 2021

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
NET INCOME	**$311,780.73**	**$6,203.00**	**$305,577.73**	**5,026.29 %**

Note
No assurance is provided on these financial statements.

cuttone & mastro
CERTIFIED PUBLIC ACCOUNTANTS

December 22, 2021

Tri-County Water Authority
944 Whitley Avenue, Suite E
Corcoran, CA 93212

To Board of Directors and Management

We are pleased to confirm our understanding of the services we are to provide Tri-County Water Authority for the year ended December 31, 2021.

Audit Scope and Objectives

We will audit the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information, and the disclosures, which collectively comprise the basic financial statements of Tri-County Water Authority as of and for the year ended December 31, 2021. Accounting standards generally accepted in the United States of America (GAAS) provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement Tri-County Water Authority's basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to Tri-County Water Authority's RSI in accordance with GAAS. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The Management's Discussion and Analysis is required by U.S. generally accepted accounting principles (GAAP) and will be subjected to certain limited procedures, but will not be audited.

The objectives of our audit are to obtain reasonable assurance as to whether the financial statements as a whole are free from material misstatement, whether due to fraud or error; issue an auditor's report that includes our opinion about whether your financial statements are fairly presented, in all material respects, in conformity with GAAP; and report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the financial statements as a whole. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. Misstatements, including omissions, can arise from fraud or error and are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment of a reasonable user made based on the financial statements.

Auditor's Responsibilities for the Audit of the Financial Statements

We will conduct our audit in accordance with GAAS and will include tests of your accounting records and other procedures we consider necessary to enable us to express such opinions. As part of an audit in accordance with GAAS, we exercise professional judgment and maintain professional skepticism throughout the audit.

7543 North Ingram, Suite 102
Fresno, California 93711
phone 559-261-4300
fax 559-261-4301

We will evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management. We will also evaluate the overall presentation of the financial statements, including the disclosures, and determine whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation. We will plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the government or to acts by management or employees acting on behalf of the government.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is an unavoidable risk that some material misstatements may not be detected by us, even though the audit is properly planned and performed in accordance with GAAS. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, fraudulent financial reporting, or misappropriation of assets that comes to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

We will also conclude, based on the audit evidence obtained, whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the government's ability to continue as a going concern for a reasonable period of time.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, tests of the physical existence of inventories, and direct confirmation of receivables and certain assets and liabilities by correspondence with selected customers, creditors, and financial institutions. We will also request written representations from your attorneys as part of the engagement.

We may, from time to time and depending on the circumstances, use third-party service providers in serving your account. We may share confidential information about you with these service providers but remain committed to maintaining the confidentiality and security of your information. Accordingly, we maintain internal policies, procedures, and safeguards to protect the confidentiality of your personal information. In addition, we will secure confidentiality agreements with all service providers to maintain the confidentiality of your information and we will take reasonable precautions to determine that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others. In the event that we are unable to secure an appropriate confidentiality agreement, you will be asked to provide your consent prior to the sharing of your confidential information with the third-party service provider. Furthermore, we will remain responsible for the work provided by any such third-party service providers.

Audit Procedures—Internal Control

We will obtain an understanding of the government and its environment, including internal control relevant to the audit, sufficient to identify and assess the risks of material misstatement of the financial statements, whether due to error or fraud, and to design and perform audit procedures responsive to those risks and obtain evidence that is sufficient and appropriate to provide a basis for our opinions. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentation, or the override of internal control. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. Accordingly, we will express no such opinion. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Although planning has not concluded and modifications may be made, we have identified the following significant risks of material misstatement as part of our audit planning:

1. The existence of significant or unusual transactions and the need to evaluate the proper reporting of these transactions in accordance with Generally Accepted Accounting Principles.
2. That commitments and contingencies will not be identified and disclosed.
3. That allowance for doubtful accounts may underestimated.
4. The evaluation of new accounting standards that may affect the current financial reporting
5. There is a fraud risk of improper revenue recognition and management override of controls.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of Tri-County Water District's compliance with the provisions of applicable laws, regulations, contracts, and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance, and we will not express such an opinion.

Other Services

We will also prepare the financial statements of Tri-County Water Authority in conformity with accounting principles generally accepted in the United States of America based on information provided by you. We will also prepare any necessary journal entries.

We will perform the services in accordance with applicable professional standards. The other services are limited to the financial statement services previously defined. We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

We have also been engaged to prepare the annual State Controller's Financial Transaction Report from information you provide. It will not be subjected to the auditing procedures applied in our audit of the financial statements, and our auditor's report will not provide an opinion or any assurance. You will be billed separately for these services.

Responsibilities of Management for the Financial Statements

Our audit will be conducted on the basis that you acknowledge and understand your responsibility for designing, implementing, and maintaining internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with accounting principles generally accepted in the United States of America.

Management is responsible for making drafts of financial statements, all financial records, and related information available to us and for the accuracy and completeness of that information (including information from outside of the general and subsidiary ledgers). You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, identification of all related parties and all related-party relationships and transactions, and other matters; (2) additional information that we may request for the purpose of the audit; and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements of each opinion unit taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the government complies with applicable laws and regulations.

You are responsible for the preparation of the supplementary information in conformity with accounting principles generally accepted in the United States of America. You agree to include our report on the supplementary information in any document that contains, and indicates that we have reported on, the supplementary information. You also agree to include the audited financial statements with any presentation of the supplementary information that includes our report thereon. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the supplementary information in accordance with GAAP; (2) you believe the supplementary information, including its form and content, is fairly presented in accordance with GAAP; (3) the methods of measurement or presentation have not changed from those used in the prior period (or,

if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

You agree to assume all management responsibilities for the financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Engagement Administration, Fees, and Other

We understand that your employees will prepare all cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

The audit documentation for this engagement is the property of Cuttone & Mastro, Certified Public Accountants and constitutes confidential information. However, subject to applicable laws and regulations, audit documentation and appropriate individuals will be made available upon request and in a timely manner to a regulator or its designee. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Cuttone & Mastro, Certified Public Accountants personnel. Furthermore, upon request, we may provide copies of selected audit documentation to a regulator or its designee. The regulator or its designee may intend or decide to distribute the copies or information contained therein to others, including other governmental agencies.

Michael B. Cuttone, CPA is the engagement partner and is responsible for supervising the engagement and signing the report or authorizing another individual to sign it. We expect to begin our audit as soon workpapers for the audit are provided and to issue our reports no later than August 1, 2022.

Our fee for services will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.) except that we agree that our gross fee, including expenses, will not exceed $5,325. Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 60 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report. You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

Reporting

We will issue a written report upon completion of our audit of Tri-County Water Authority's financial statements. Our report will be addressed to the board of directors of Tri-County Water Authority. Circumstances may arise in which our report may differ from its expected form and content based on the results of our audit. Depending on the nature of these circumstances, it may be necessary for us to modify our opinions, add a separate section, or add an emphasis-of-matter or other-matter paragraph to our auditor's report, or if necessary, withdraw from this engagement. If our opinions are other than unmodified, we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or withdraw from this engagement.

We appreciate the opportunity to be of service to Tri-County Water Authority and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the attached copy, and return it to us.

Very truly yours,

Cuttone & Mastro

Cuttone & Mastro

RESPONSE:

This letter correctly sets forth the understanding of Tri-County Water Authority.

Management signature: _____

Title: Executive Director

Date: January 13, 2022

Governance signature: _____

Title: Chair

Date: January 13, 2022

TRI-COUNTY WATER AUTHORITY

RESOLUTION NO. 22-01

Resolved by the Board of Directors of Tri-County Water Authority, that an application be made to the California Department of Water Resources to obtain a grant under the 2021 Sustainable Groundwater Management (SGM) Grant Program SGMA Implementation – Planning and Projects Grant pursuant to the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018 (Proposition 68) (Pub. Resource Code, § 80000 et seq.) and the California Budget Act of 2021 (Stats. 2021, ch. 240, § 80) and to enter into an agreement to receive a grant for the: Tulare Lake Subbasin Groundwater Recharge and Sustainability Projects, Dennis Mills, the General Manager of the Mid-Kings River Groundwater Sustainability Agency or designee, is hereby authorized and directed to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement and any future amendments (if required), submit invoices, and submit any reporting requirements with the California Department of Water Resources. Passed and adopted at a meeting of the Board of Directors of Tri-County Water Authority on January 13, 2022.

Approved this day, the 13th of January, 2022.

_____

Cory VanderHam, Chair
Board of Directors

_____

Deanna Jackson
Secretary

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Tri-County Water Authority Board of Directors held on January 13, 2022.

_____

Deanna Jackson, Secretary

DRAFT

TRI-COUNTY WATER AUTHORITY

RESOLUTION NO. 22-02

Resolved by the Board of Directors of Tri-County Water Authority, that an application be made to the California Department of Water Resources to obtain a grant under the 2021 Sustainable Groundwater Management (SGM) Grant Program SGMA Implementation – Planning and Projects Grant pursuant to the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018 (Proposition 68) (Pub. Resource Code, § 80000 et seq.) and the California Budget Act of 2021 (Stats. 2021, ch. 240, § 80) and to enter into an agreement to receive a grant for the: Tule Subbasin Groundwater Recharge and Sustainability Projects. Eric Limas, the General Manager of the Lower Tule River Irrigation District Groundwater Sustainability Agency or designee, is hereby authorized and directed to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement and any future amendments (if required), submit invoices, and submit any reporting requirements with the California Department of Water Resources. Passed and adopted at a meeting of the Board of Directors of Tri-County Water Authority on January 13, 2022.

Approved this day, the 13th of January, 2022.

_____

Cory VanderHam, Chair
Board of Directors

_____

Deanna Jackson
Secretary

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Tri-County Water Authority Board of Directors held on January 13, 2022.

_____

Deanna Jackson, Secretary

DRAFT

BYLAWS

OF THE

TRI-COUNTY WATER AUTHORITY

Revised: January 13, 2022

Revised: August 13, 2018

Adopted: September 4, 2015

Effective: January 1, 2015

BYLAWS

OF THE

TRI-COUNTY WATER AUTHORITY

ARTICLE I
ORGANIZATION

1.01 **Name.** The name of this joint powers authority is the Tri-County Water Authority (hereinafter referred to as the "Authority"). The Authority was previously called the Southwest Tulare County Water Resource Management Authority and changed its name to Tri-County Water Authority effective January 7, 2016, pursuant to that certain First Amendment to the Joint Powers Agreement.

1.02 **Purpose and Limitations.**

(a) Purpose. To support, in connection with and incidental to the transmission and distribution of water by the Authority's Joint Powers Agreement Signatories (as defined below), (i) minimizing the potential detrimental effects of floodwaters emanating from the Deer Creek, White River, and Poso Creek, within the combined service areas of the Authority's Signatories; (ii) seeking, through a variety of methodologies and developing technology not readily available to the individual Signatories of the Authority, to enhance the conjunctive potential for maximum beneficial use of water resources within the combined service areas of the Authority's Signatories; (iii) implementing the Sustainable Groundwater Management Act, codified at California Water Code Sections 10720, *et seq.,* as the Groundwater Sustainability Agency ("GSA"); and (iv) jointly coordinating and encouraging the most efficient forms of import, delivery, storage, retention and groundwater recharge opportunities presented by surface flows of water through the Deer Creek and White River watercourses during the full range of hydrologic cycles.

(b) Forming Statute; Limitations. The Authority is created as a joint powers agency pursuant to the provisions of the Government Code of the State of California relating to the joint exercise of powers common to public agencies. (Gov. Code§ 6500, *et seq.).* On November 6, 2014, Angiola Water District and Deer Creek Storm Water District ("Original Signatories") entered into that certain "Joint Powers Agreement Creating the Southwest Tulare County Water Resource Management Authority". On January 7, 2016, the Original Signatories entered into that certain "First Amendment to the Joint Powers Agreement" to change its name to Tri-County Water Authority. The Original Signatories and the County of Kings entered into that certain "Amended and Restated Joint Exercise of Powers Agreement" effective January 1, 2017 (the "Joint Powers Agreement"). Effective as of May 21, 2018, W.H. Wilbur Reclamation District #825 became a signatory to the Joint Powers Agreement. Angiola Water District, Deer Creek Storm Water District, the County of Kings, and W.H. Wilbur Reclamation District #825 are collectively referred to herein as the "Signatories." The Authority is a public entity separate from the Signatories to the Joint Powers Agreement. Pursuant to Government Code section 6509, the County of Kings is the designated agency with respect to the Authority's exercise of power.

1.03 **Bylaws.** A copy of the Authority's Bylaws shall be kept at the Authority's Principal Office and shall be open to inspection by the public at all reasonable times during office hours. The Bylaws of the Authority may be amended, added to, or repealed by a majority vote of the Board of Directors ("Board") at any meeting of the Board, providing notice of the proposed change or changes is in the notice of the regular or special meeting.

ARTICLE II
OFFICES

2.01 **Principal Office.** The principal office for the transaction of the activities and affairs of the Authority ("Principal Office") is located at 944 Whitley Avenue, Suite E, Corcoran, California 93212. The Board may change the Principal Office from one location to another. This Section may be amended to state the new location.

2.02 **Board Meeting Location.** The principal location of the Board meetings will be at the 944 Whitley Avenue, Corcoran, California 93212, in the second-floor conference room of Angiola Water District.

2.03 **Other Offices.** The Board may at any time establish branch or subordinate offices at any place or places, within or without the Authority's boundaries, where the Authority is qualified to conduct its activities.

ARTICLE III
DIRECTORS

3.01 **Governing Board.** The governing board from each Original Signatory agency shall each appoint a Director and its General Manager/Secretary to serve on the Board. Each additional Signatory to the Joint Powers Agreement may appoint only a single director to serve on the governing board of the Authority. The County of Kings reserves the right to appoint a director the governing board, but as of January 1, 2017, the County of Kings has chosen not to.

3.02 **Directors.** An alternate may be designated by a Director to act in place of that Director during his or her absence. Such designation shall be in writing by the designating Director and shall be delivered to the Authority's Secretary.

3.03 **Vacancies.** Should a vacancy occur or be found to exist in the office of a Director, that Director's alternate shall assume the position of a Director for the remainder of the fiscal year.

3.04 **Compensation.** No compensation shall be paid to a Director, except for specific, Board pre-approved activities, and only after receipt by the Authority of a specific written request from the Director.

3.05 **Increasing the Number of Signatories.** Upon the vote of a majority of the Board, other public agencies may be added as Signatories to the Joint Powers Agreement, and each such signatory shall acknowledge its agreement to the terms of the Joint Powers Agreement upon authorization of its governing board.

3.06 **Officers.** The officers of the Authority are the Chair, Vice-Chair, Secretary, and a Treasurer, if any. 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 meeting following January 1 of each year, elect a Chair and Vice-Chair from among its members. The Vice-Chair shall assume the responsibilities of the Chair in the absence of the Chair and the Chair's alternate.

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

(c) The Secretary will (**1**) keep or cause to be kept, at the principal executive 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 Authority, 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 (2) give, or cause to be given, notice of all meetings of the Board and committees of the Authority 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 Authority. In the event that the person designated by the authority is not a member of the Board, the person serving as Treasurer may be reasonably compensated for performing such work. In the event that the person designated by the Authority to perform such services is an employee of a Signatory, the governing body of that Signatory shall determine the reasonable charges to be made against the Authority for the services of Treasurer. The person holding the position of Treasurer of the Authority shall have charge of the depositing and custody of all funds held by the Authority. 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.

ARTICLE IV
MEETINGS

4.01 **Regular Meetings.** The Board shall hold regular meetings during the calendar year. Such meetings shall be on first Thursday of every other calendar month commencing at the hour of **1**:00 p.m., or the Board may annually adopt a schedule of regular meetings at the beginning of the fiscal year.

4.02 **Special Meetings.** Special meetings may be called by two directors or the Executive Director and held in compliance with the Ralph M. Brown Act. The agenda 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 Authority'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. ~~However, any action that requires the expenditure of more than $10,000.00, shall first require approval from each Signatory's governing board before it is effective.~~

ARTICLEV
POWERS

5.01 **Actions: Property Acquisition; Eminent Domain.** The Authority shall have the power to sue and be sued. The Directors thereof shall have power in the name and on behalf of the Authority to purchase, receive by donation or acquire by condemnation any rights of way or other real or personal property necessary to carry out the purposes for which the Authority was formed, and for that purpose, all of the provisions of the Code of Civil Procedure relating to eminent domain are applicable to proceedings by the Authority to condemn property.

5.02 **Employees; Consultants; Legal Counsel.** The Board shall have the power to employ such engineers, surveyors and others as may be necessary to survey, plan, or locate, or supervise the construction or repair of, the improvements necessary to carry out the purposes for which the Authority was formed; to construct, maintain and keep in repair any and all improvements, requisite or necessary to carry out the purposes of the Authority; and to do any and all other acts and things necessary or required for the protection of the lands in said boundaries of the Authority from damage from storm waters and from waters of any unnavigable ~~innavigable~~ stream, watercourse, canyon or wash; or for the spreading, conserving, storing, retaining or causing to percolate into the soil within such Authority any or all of such waters; and to employ the services of any person, legal or otherwise, which in the judgment of said Board may be necessary to carry out said purposes.

5.03 **Accounting.** The Board shall establish and maintain such funds and accounts as may be required by Generally Accepted Accounting Principles and by Federal and State statutes and regulations, as applicable. The Authority shall comply with the accounting and auditing requirements contained in California Government Code sections 6505-6505.6. The members of the Authority shall be responsible for the fees and costs incurred by the Authority, and those members shall divide such fees and costs equally between them.

5.04 **Auditor.** The Board shall appoint one of its officers to serve as auditor of the Authority. The auditor shall comply with the duties and responsibilities of the office as set forth in subdivisions (a} to (d}, inclusive, of California Government Code section 6505.5.

5.05 **Bonds.** Whenever the Board deems it necessary for the Authority to incur a bonded indebtedness, it shall, by resolution, so declare and state the proposition to be submitted

to the electors, the purpose for which the proposed debt is to be incurred, the amount of the debt to the incurred, the maximum term the bonds proposed to be issued shall run before maturity, which shall not exceed twenty (20) years, and the maximum rate of interest to be paid, which shall not exceed six per cent (6%) per annum, payable semiannually.

ARTICLE VI
FISCAL YEAR

6.01 **Fiscal Year.** The fiscal year for the Authority shall begin on January 1st and end December 31st of each year.

ARTICLE VII
CONFLICTS OF INTEREST

7.01 **Conflicts of Interest.** Pursuant to Government Code section 1090, Directors and Officers shall not have an interest in any contract made by the Authority.

ARTICLE VIII
REVIEW AND AMENDMENT

8.01 These Bylaws shall be reviewed biennially and may be altered, amended, repealed, added to or deleted from, at any regular or special meeting of the Board, with the consent of a majority of the Directors.

CERTIFICATE OF ADOPTION

I, the undersigned, certify that I am the duly appointed and authorized Secretary of the TRI-COUNTY WATER AUTHORITY, a California joint powers authority, and the above stated Bylaws, consisting of six (6) pages, are the Bylaws of this Authority as approved by the Board of Directors on the 13th day of ~~August, 2018~~January, 2022.

Dated: ~~August 13, 2018.~~January 13, 2022

_____

DEANNA JACKSON, Secretary

Geosyntec

TCWA FY 2022 Budget Breakdown					
TASK #	TITLE	DESCRIPTION	BUDGET	January-June	July-December
1	Project Management	Communication and meeting with TCWA; Attendance at Subbasin and other key meetings; Engage with other consulting teams	$ 55,000	$ 25,000	$ 30,000
2	Monitoring Program	Collecting semi-annual water level measurements within the GSA; Reviewing and evaluating GSA thresholds and objectives; Surveying wells to SGMA BMP standards; review Annual Report	$ 15,000	$ 15,000	
3	Coordinate DMS	Continued coordination with 4Creeks to implement DMS by incorporating allocation rules; Review of LandIQ data; Continued implementation of meter policy	$ 10,000	$ 5,000	$ 5,000
4	Projects	Evaluate potential projects on behalf of the GSA	$ 30,000	$ 15,000	$ 15,000
5	CV2SIM & Modeling	CV2SIM-FG Model work and runs within sub-area; Water budgets and simulated groundwater elevations obtained using existing model; Workflows and process necessary to run model	$ 20,000	$ 10,000	$ 10,000
6	Response to DWR Comments	Review and address TCWA GSP evaluation comments provided by DWR pertaining to GSP compliance and achieving sustainability goals.	$ 100,000	$ 100,000	
7	Policy Support	Prepare technical evaluations in support of planned policies. These include groundwater credits, etc.	$ 30,000	$ 15,000	$ 15,000

Geosyntec

9	Grants	Prepare grant submittal for SGMA grant	$ 15,000	$ 15,000	
Total			$ 275,000	$ 200,000	$ 75,000
TCWA's FY is based on calendar years. FY 2022 will be from January 1, 2022 to December 31, 2022.					