# Agenda

# Sacramento Suburban Water District Special Board Meeting

3701 Marconi Avenue, Suite 100 Sacramento, California 95821

Wednesday, May 30, 2018 4:00 p.m.

Where appropriate or deemed necessary, the Board may take action on any item listed on the agenda, including items listed as information items. Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection in the customer service area of the District's Administrative Office at the address listed above.

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Persons who wish to comment on either agenda or non-agenda items should fill out a Comment Card and give it to the General Manager. The President will call for comments at the appropriate time. Comments will be subject to reasonable time limits (3 minutes).

In compliance with the Americans with Disabilities Act, if you have a disability, and you need a disability-related modification or accommodation to participate in this meeting, then please contact Sacramento Suburban Water District Human Resources at 916.679.3972. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

#### Call to Order

#### Pledge of Allegiance

#### Roll Call

#### **Consent Items**

The Board will be asked to approve all Consent Items at one time without discussion. Consent Items are expected to be routine and non-controversial. If any Board member, staff or interested person requests that an item be removed from the Consent Items, it will be considered with the action items.

1. Resolution No. 18-09 Rescinding Resolution No. 18-06 and Calling for the November 6, 2018 District Election in Divisions 2, 3, 4 and 5 *Recommendation: Adopt subject resolution.* 

#### **Board Vacancy**

- 2. The Board will interview Candidates for Appointment as Director for Division 2
- 3. The Board may consider appointing the new Director for Division 2

SSWD Special Board Meeting Agenda May 30, 2018 Page 2 of 2

# Swearing in Newly Elected Director

If a new Division 2 Director is appointed, the District Secretary will swear in the appointee.

#### Items for Discussion and/or Action

4. Review of Securing Water Supplies, Reliability and Efficiencies with San Juan Water District

Receive written staff report and direct staff as appropriate.

# Adjournment

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# **Upcoming Meetings**

Monday, June 18, 2018 at 6:00 p.m., Regular Board Meeting

I certify that the foregoing agenda for the May 30, 2018 meeting of the Sacramento Suburban Water District Board of Directors was posted by May 25, 2018 in a publicly-accessible location at the Sacramento Suburban Water District office, 3701 Marconi Avenue, Suite 100, Sacramento, California, and was freely available to the public.

Dan York General Manager/Secretary Sacramento Suburban Water District

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# Agenda Item: 1

**Date:** May 25, 2018

**Subject:** Resolution No. 18-09 Rescinding Resolution No. 18-06 and Calling for the

November 6, 2018 District Election in Divisions 2, 3, 4 and 5

**Staff Contact:** Dan York, General Manager

#### **Recommended Board Action:**

It is recommended that the Board of Directors approve the following actions:

- 1. Rescind Resolution No. 18-06 which does not include Division 2 in the November 6, 2018 District Elections.
- 2. Adopt Resolution No. 18-09 Calling the November 6, 2018 District Election for Seat 2, 3, 4 and 5, Requesting Consolidation of Elections and Designating Payment for Publication of Statements of Qualifications.
- 3. Authorize the General Manager/Secretary to prepare, execute and submit the necessary documents to the County of Sacramento, Office of Voter Registration and Elections, to call for the election of Directors for Seat 2, 3, 4 and 5 at the November 6, 2018 general election, including the Notice of District Election and Publication of Notice of Election.
- 4. Authorize payment of invoices for fees required by the Sacramento County Office of Voter Registration and Elections for the District's share of costs for the elections held in 2018.

#### **Discussion:**

At the April 23, 2018 Special Board Meeting, the Board approved Resolution Number 18-06, Calling for the November 6, 2018 District Election for Seat 3, 4 and 5. Due to the untimely passing of Director Neil Schild (Seat 2), this seat was not included in the Resolution. Staff is requesting to approve Resolution Number 18-09, to include Seat 2, in the November 6, 2018 elections.

Sacramento Suburban Water District elects Directors by Division in even numbered years. In 2018, Division 3 (Robert Wichert), Division 4 (Kevin Thomas) and Division 5 (Craig Locke) are scheduled for election. Division 2's normal election is in 2020, however, due to the unexpected situation, the Board has chosen to appoint a person to fill the current vacancy. The person appointed to fill the vacancy holds office only until the next general District election that is scheduled 130 or more days after the date the Sacramento County Registrar of Voters is notified

Resolution No. 18-09 Rescinding Resolution No. 18-06 and Calling for the November 6, 2018 District Election in Divisions 2, 3, 4 and 5 May 25, 2018 Page 2 of 3

of the vacancy. And thereafter, until the person elected at that election to fill the vacancy has been qualified.

Because the District's next general election is November 6, 2018, it will occur more than 130 days after the deadline to notify the Registrar of the vacancy.

As a result, Director Schild's appointed successor will hold office only until shortly after the November 2018 election, when the person who is elected to fill the seat being held by the appointee is qualified.

If the appointee would like to continue serving on the Board, then he or she must file for candidacy and be elected to the Division 2 seat in the November 2018 election.

In addition, because Seat 2's term ends in 2020, that Seat would be up for election again in 2020. If the person elected at the November 6, 2018 election wishes to continue serving, he or she would need to run again in the November 2020 elections, although the successful candidate then would be elected "on-cycle" and serve the normal four-year term.

To place this item on the November 6, 2018 ballot, the District must take several actions to meet requirements of the County of Sacramento, Office of Voter Registration and Elections. Four items must be returned to the Office of Voter Registration and Elections by the County's administrative deadline of June 6, 2018. Those items include:

- Resolution Calling General District Election
- Notice of District Election
- Publication of Notice of Election
- Certification of Maps and Boundaries

The Notice of Election must provide information on the date of the election, offices for which candidates may file, qualifications required for the candidates, and, in an effort to reduce costs to the District while still meeting requirements of election code, the statement that the election notice will be published combining information with other districts scheduled for the November 6, 2018 election into one notice. The District must pay the costs of its share of the election in accordance with the fee schedule provided by the office of the Sacramento County Voter Registration and Elections.

The Elections Code further requires that at a current map and boundary description must be delivered to the Office of Voter Registration and Elections by June 6, 2018. An updated District map was submitted to the County after the Board adopted Resolution No. 11-13, Reapportioning Divisions for the Election of Directors after the 2010 Federal Census. The Board has made no changes to the Division Boundaries since then, so the same Division Maps will be used.

Included as Exhibit 1 is the instructions from the Voter Registration and Elections Department.

Resolution No. 18-09 Rescinding Resolution No. 18-06 and Calling for the November 6, 2018 District Election in Divisions 2, 3, 4 and 5 May 25, 2018 Page 3 of 3

Legal Counsel reviewed the resolution included in this report.

# Fiscal Impact:

While final costs will not be known until a bill is submitted to the District after the November 2018 election, the District has budgeted for expected costs for the election of three directors in 2018, in the amount of \$56,000. Due to the unexpected vacancy in Division 2, a forth Director will have to run for election, in the amount of \$18,000.

# **Strategic Plan Alignment:**

Customer Service -3.A. Operate in an open manner including public information to the Board of Directors.

Elections provide District customers an opportunity to become directly involved in SSWD, exercise the democratic process, and voice an opinion on their elected representative on the District's Board of Directors.

#### Voter Registration and Elections Department Jill LaVine, Registrar of Voters



Exhibit 1

Divisions
Campaign Services
Outreach
Precincts
Registration
Vote By Mail
Voting Systems and Technology

County of Sacramento

February 20, 2018

Dan York, General Manager Sacramento Suburban Water District 3701 Marconi Ave, Suite 100 Sacramento, CA 95821

Dear Dan York:

Preparations are currently in progress for the November 6, 2018 General Election. Several items will need to be acted upon by your district board in conjunction with the required "election resolution". Please provide in writing the information outlined below.

#### 1. RESOLUTION CALLING THE ELECTION

The district election will be held on the same date as the November 6, 2018 General Election. Pursuant to Elections Code §10403, you are required to file a resolution requesting consolidation and setting forth the exact form of any question(s) or office(s) to be voted upon at such election. The resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election. Please include in the resolution, in case of a tie vote, the method for determining the winner, and who is responsible for determining winner.

#### A. Elective offices

Date and purpose of the election.

If a vacancy occurs between the date of your resolution and the beginning of the nomination period, please notify our office immediately.

#### B. <u>Candidate's Statement — number of words</u>

The district board must determine whether to limit candidate statements of qualifications to 200 words or authorize an extension to 400 words (We recommend 200 words). (Reference: Elections Code §13307(a))

#### C. Candidate's Statement costs

The district board must determine whether the individual candidate(s) or the district will pay for the publication of the voluntary candidates' statements included in the County Voter Information Guide. Whether the Candidate or the district pays the cost of the candidate's statement, the candidate statement payment is required at the Voter Registration and Elections office at the time the candidate(s) files their nomination documents, and a statement to this effect must be included in the resolution.

We proudly conduct elections with accuracy, integrity and dignity

#### 2. NOTICE OF DISTRICT ELECTION AND PUBLICATION OF ELECTION NOTICE

Elections Code §12112 requires that we publish a notice of election that contains the date of the election, the offices for which candidates may file, qualifications required by your principal act, and other information. In an effort to reduce costs to the district(s) while still meeting requirements of code, we will publish one election notice, combining information on all districts scheduled for election on November 6, 2018.

#### 3. REIMBURSEMENT OF COSTS

The Board of Supervisors has adopted an ordinance establishing a schedule of fees and charges for the administration of elections by Sacramento County Voter Registration and Elections. Please refer to the current fee schedule to calculate your cost.

A bill will be submitted to your district after the November 6, 2018 election certification.

#### 4. CERTIFICATION OF MAPS AND BOUNDARIES

Please provide a current map and boundary description to the Registrar of Voters. <u>Our recommended deadline</u> is June 6, 2018 for the November 6, 2018 Election.

In addition, jurisdictions that elect by area or division must have their new area or division legal boundary descriptions and maps in our office by June 6, 2018.

Any pending annexation will need to be completed prior to this date and be reflected on the map you provide or certify. This certification may be done by letter or by completion of a certification form in this office. Please contact our mapping department at (916) 875-6248 if you have any questions in this regard.

#### 5. OTHER

If your district is contemplating placing a measure on the November 6, 2018 General Election ballot, please coordinate this with our office at the earliest date possible. The recommended deadline for a district measure to be consolidated with the November election is July 30, 2018. If this deadline cannot be met, contact this office immediately. It is important for your district and our office to coordinate the details of what and how items need to be submitted to us.

If any resolutions necessitate special requirements that the Elections Office needs to fulfill, such requirements need to be listed in the resolution.

#### 6. RETURN TO VOTER REGISTRATION AND ELECTIONS

- ► Your Resolution
- ▶ Publication of Notice of Election Form
- ► Notice of Election
- ► Certification of maps and boundaries

Enclosed is a sample resolution which may be of assistance to you in providing the required information. The deadline for submission of the resolution requesting consolidation with the November 6, 2018 General Election is July 5, 2018\* (Start date falls on a weekend or holiday. The date listed is the next business day).

The nomination period for the November 6, 2018 election is July 16, 2018 through August 10, 2018. A Candidate's Guide for the election is being prepared and will be provided to all candidates at the time they obtain their nomination papers.

If you have any questions regarding the election, or require additional information or clarification of the above, please call my staff at (916) 875-6276.

Very truly yours, Hicen Studies

Karen Startup

Campaign Services Manager

Enclosure

#### **RESOLUTION NO. 18-09**

# A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SACRAMENTO SUBURBAN WATER DISTRICT RESCINDING RESOLUTION NO. 18-06, CALLING THE NOVEMBER 6, 2018 DISTRICT ELECTION, REQUESTING CONSOLIDATION OF ELECTIONS, AND DESIGNATING PAYMENT FOR PUBLICATION OF STATEMENTS OF QUALIFICATIONS

WHEREAS, Director Neil Schild has passed away and left vacant the position of Director representing Division 2 of the Sacramento Suburban Water District Board of Directors;

WHEREAS, Director Schild was elected to his present four year term in 2016, but under prevailing law the position of Division 2 Director must stand for election in the November 6, 2018 District Election and again in the November 2020 election;

WHEREAS, on April 23, 2018 the District Board of Directors adopted Resolution No. 18-06 calling for the November 6, 2018 District Election in Divisions 3, 4 and 5 before action could be taken to fill the vacancy resulting from Director Schild's passing;

WHEREAS, a statewide general election will be held within the County of Sacramento on Tuesday, November 6, 2018;

WHEREAS, it is the District's policy to hold its elections for Directors on the same date as the statewide general election on the first Tuesday after the first Monday in November in even numbered years in order to promote interest in the election and to reduce costs for ratepayers;

WHEREAS, an election is required to be held within the Sacramento Suburban Water District on November 6, 2018 for the purpose of electing members of the Board of Directions by and from Divisions 2, which will affect Sacramento County;

WHEREAS, the Board of Directors adopted a description of the boundaries of and map designating the District's voting divisions on June 20, 2011 ("Map"), a copy of which Map was certified and delivered to the Sacramento County Board of Supervisors and Registrar of Voters;

WHEREAS, it is the District's policy to require candidates for seats on the Board of Directors to pay for the cost of publishing their statements of qualifications; and

WHEREAS, Elections Code section 10403 requires the District to file with the Board of Supervisors, with a copy to the Registrar of Voters, a resolution requesting consolidation with a statewide election if such consolidation is desired.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Sacramento Suburban Water District as follows:

- 1. Resolution No. 18-06, which previously called the November 6, 2018 District Election and which was adopted by the Board on April 23, 2018, but has not been filed with the Sacramento County Registrar of Voters, is hereby rescinded in full and is deemed void and of no further effect.
- 2. In accordance with Elections Code section 10403, the District requests that the Board of Supervisors of Sacramento County consolidate the regularly scheduled general district election with the statewide election to be held on November 6, 2018.
- 3. The Board hereby re-certifies the Map, which is on file with the Registrar of Voters, and confirms that there have not been any changes in the boundaries of the District's electoral divisions since the Map was certified and filed with the Registrar;
- 4. In accordance with Water Code sections 30733 and 30735 and section 1, subdivision (h)(3) of Resolution No. LAFC 1237, the Board (a) determines that a candidate for election to the Board of Directors of the District will be a resident of the division from which he or she is elected, and will be elected by the voters alone of that division, and (b) authorizes and directs the General Manager to hold an election in Divisions 2, 3, 4, and 5, as those divisions are shown on the Map, at the November 6, 2018 general district election.
- 5. Each candidate for the office of Director in Divisions 2, 3, 4, and 5 will pay his or her pro rata share of the costs of publication of that candidate's statement as required under Elections Code section 13307 and as determined by the County Registrar of Voters. The limitation on the number of words that each candidate may use in his or her candidate's statement is 200 words. Each candidate will prepay the costs of his or her candidate's statement to the Registrar of Voters at her office at the time the candidate files his or her nomination papers.
- 6. In accordance with Elections Code sections 1303, 10509 and 10522 and the Sacramento County Registrar of Voters' administrative regulations, the District Board authorizes and directs the Secretary to execute and seal this resolution, and to deliver the signed and sealed resolution to the Sacramento County Registrar of Voters, who will submit this Resolution to the Sacramento County Board of Supervisors on behalf of the District, as required by law, by no later than July 5, 2018.
- 7. The District agrees to reimburse the Registrar of Voters for actual costs incurred to conduct the District election, such costs to be calculated by the method set forth in the County's current Election Cost Allocation Procedures, and billed to and paid by the District after the November 6, 2018 general election.
- 8. In accordance with the Sacramento County Registrar of Voters' administrative guidelines, the District hereby certifies that it will use the following method of selecting a winning candidate for Director in Divisions 2, 3, 4, or 5 in case of a tie vote at the November 6, 2018 general District election:

Upon notification of a tie by the Registrar of Voters, the District Secretary will notify the candidates who have received the tie votes and order those candidates or their designated representatives to appear before the Board of Directors for a determination of the winner at the time and place designated by the Board. At the designated time and place, the Board will determine the tie by a drawing of lots conducted by the Board President or his or her designee, and the winner of the drawing shall be declared the winner by the Board. (Elections Code Section 10551, subd. (b).)

PASSED AND ADOPTED by the Board of Directors of Sacramento Suburban Water District at a special meeting held on the 30<sup>th</sup> day of May, 2018 by the following vote:

AYES: NOES: ABSENT:	
	Ву:
	Craig Locke
	President, Board of Directors
	Sacramento Suburban Water District
*****	*******

I hereby certify that the foregoing resolution was duly and regularly adopted and passed by the Board of Directors of Sacramento Suburban Water District at a Special meeting hereof held on the 30<sup>th</sup> day of May, 2018.

	By:	
	j	Dan York
		General Manager/Secretary
		Sacramento Suburban Water District
(SEAL)		

# NOTICE OF DISTRICT ELECTION

#### Sacramento Suburban Water District

Notice is hereby given that a General District Election will be held November 6, 2018 in this district. The offices for which candidates may declare their candidacy are:

Director, four positions, representing Divisions 2, 3, 4 and 5.

Qualifications: Each candidate must meet the following qualifications for office as specified in the principal act under which the District is organized (Water Code sections 30000 et seq.):

Each candidate must reside in and be a registered voter of the Division by and from which he or she would be elected both while a candidate and if elected, while he or she remains in office.

(Elections Code section 359; Water Code sections 30021 and 30735.)

Official declarations of candidacy for eligible candidates desiring to file for any of the above elective offices may be obtained from the office of the Registrar of Voters at 7000 65<sup>th</sup> Street, Suite A, Sacramento, CA 95823-2315, on and after July 16, 2018 and must be filed not later than 5:00 p.m. on August 10, 2018. However, if a declaration of candidacy for an incumbent is not filed by the latter date and hour, any person other than the incumbent shall have until 5:00 p.m. on August 10, 2018, to file a declaration of candidacy for such office.

Appointment to each elective office will be made by the supervising authority as prescribed by Elections Code §10515 in the event there are no candidates or an insufficient number of candidates for such office and a petition for an election is not filed within the time prescribed by Elections Code §10515; that is, by 5:00 p.m. on August 10, 2018.

Dated this 30 <sup>th</sup> day of May, 2018.	
(District Seal)	
	Dan York District Secretary

# **PUBLICATION OF NOTICE OF ELECTION**

Elections Code §12112 requires the publication of a "Notice of Election." The notice shall contain the date of the general district election, name the offices for which candidates may file, and state the qualifications required by the principal act for each office, as well as other pertinent information.

# Sacramento Suburban Water District

	Sacramento Suburban Water District
Recommends	the following (check one only):
[X]	The Registrar of Voters publish a combined election notice with other districts
	or
[]	A separate/individual district notice.
	If a separate/individual district notice is requested, the district requesting is responsible for publication in a newspaper that circulates district-wide.
Dated: May	30, 2018
	 Dan York
	District Secretary



# Agenda Item: 2

**Date:** May 25, 2018

**Subject:** The Board will interview Candidates for Appointment as Director for

Division 2

**Staff Contact:** Dan York, General Manager

#### **Recommended Board Action:**

Interview, appoint and direct staff to swear in the selected Director for Division 2 at pleasure.

#### Discussion:

On April 16, 2018, General Manager Dan York received notice that Director Neil Schild passed away. At the April 23, 2018 Special Board meeting, the Board directed staff to proceed with the process for the remaining Sacramento Suburban Water District Board of Directors to appoint a Director for Division 2.

The mandatory notification to the Sacramento County elections officials was sent within the 15-day deadline. Posting notices of vacancy at least 15 days prior to appointment deadline of June 14, 2018 occurred. In addition to the mandatory posting, staff notified the community of the vacancy by the following methods:

- Notice on the District's website.
- A flyer was mailed to all customers of record in Division 2.
- Notice of Vacancy posted at several public locations including libraries, North Highlands Park and Recreation District, North Highlands Community Center and local post offices.

Letters of Interest were due by Friday, May 18, 2018. A total of eight candidates submitted for the vacant Division 2 Director. Staff confirmed each candidate's eligibility with the County of Sacramento Voter Registration and Elections.

At the May 21, 2018 regular Board meeting, the Directors chose to have all eight candidates be in attendance for the May 30, 2018 Special Board meeting. Names of the candidates will be picked randomly to be interviewed by the Board. Each candidate will be given ten minutes to brief the Board on their background and interests of being a District Director. The Board will then have a five-minute question and answer period.

The Board will interview Candidates for Appointment as Director for Division 2 May 25, 2018
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At the end of the interview process the Board will choose one of the eight candidates to be appointed the new Division 2 Director. Once appointed, the new Director will be officially sworn in as a Director and will be seated at the dais.

If the Board does not choose a new Division 2 Director on May 30<sup>th</sup>, the Board will schedule a second Special Board meeting to appoint a new Division 2 Director prior to the June 14, 2018 Director appointment deadline.

# **Fiscal Impact:**

None.

# **Strategic Plan Alignment:**

Customer Service -3.A. Operate in an open manner including public information to the Board of Directors.

Elections provide District customers an opportunity to become directly involved in SSWD, exercise the democratic process, and voice an opinion on their elected representative on the District's Board of Directors.



# Agenda Item: 4

Date:

May 25, 2018

Subject:

Review of Securing Water Supplies, Reliability and Efficiencies with San

Juan Water District

**Staff Contact:** 

Dan York, General Manager

#### **Recommended Board Action:**

The 2X2 Water Management Ad Hoc Committee recommends to re-initiate potential merger discussions and securing water supplies, reliability and efficiencies with San Juan Water District.

#### **Background:**

In 2011, Sacramento Suburban Water District (SSWD) and San Juan Water District (SJWD), mutually agreed to investigate opportunities to maximize the reliability of their water supplies. The Municipal Consulting Group, LLP (MCG) was retained to conduct a Phase 1 analysis. In April 2014, MCG presented the final report of the Phase 1 analysis to the Joint Boards of Directors (Joint Boards). Based on the findings of Phase 1, MCG recommended to the Joint Boards that consolidation of the two Districts was preferable for providing increased water reliability benefits to customers of both Districts, and that a Phase 2 analysis of combining the two Districts be performed. The individual Boards of both Districts accepted MCG's recommendation and directed the Water Management Ad Hoc Committee (2x2 Committee) to move forward with developing a Scope of Work and Budget for a Phase 2 Study, Further Analysis of Consolidating SSWD and SJWD.

Both Boards further directed the Phase 2 study be broken into two phases - 2A and 2B. Phase 2A would focus on key high level issues that Board members needed to evaluate in order to make a decision of whether or not to proceed with a Phase 2B analysis. Phase 2B would focus on other important issues or incomplete or unaddressed information needed to be prepared before applying to Local Agency Formation Commission (LAFCo) for merger consideration should the Boards decide to do so. In addition, the Boards directed that Phase 2A address major concerns of SJWD's wholesale customer agencies, including water supply reliability, as well as identify other potential benefits or impacts of consolidation, such as cost saving opportunities, political influence, human resource, operations, etc. Full customer outreach was not anticipated as a component of the Phase 2A scope, instead a limited effort to obtain customer concerns by way of sampling 600 customers via a telephone survey was conducted. Should the Boards decide to proceed to Phase 2B, a full outreach to all customers was intended to be included in the scope.

Review of Securing Water Supplies, Reliability and Efficiencies with San Juan Water District May 25, 2018
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The completion of Phase 2A was effectively a milestone, not a completed report. During the Phase 2A analysis, approximately 50-60 meetings were held with elected officials and other stakeholders in order to inform them of the process that the agencies were considering. After completion of the work effort for Phase 2A, the Boards were going to consider whether or not to complete a final Phase 2 report that would include more detailed analysis and information that would be needed to make the decision whether or not to submit a resolution to LAFCo to initiate reorganization proceedings, which would be Phase 3.

At the June 25, 2015 Joint Board Meeting between SSWD and SJWD, two motions by SSWD Directors passed. Paraphrasing, the first was to pay the Phase 2A Consultant, but not accept the Phase 2A report. The second motion was to suspend all work on consolidation with SJWD until SSWD coordinates with SJWD Wholesale Agencies and SSWD can evaluate the independent legal research SSWD commissioned pertaining to SJWD water rights.

The District's General Manager was directed by the Board to meet with management personnel of Citrus Heights Water District (CHWD), Fair Oaks Water District (FOWD) and the City of Folsom (Folsom). All confirmed that the questions and concerns they had was represented in the written comments they provided prior to the June 25, 2015 Joint Board Meeting.

In addition, the SSWD Board requested that SJWD's water rights be reviewed by outside legal counsel. At the January 25, 2016 Board meeting, the independent legal review of SJWD's water rights and contracts were summarized for the Board by the Brenda Davis Law Group. The conditions placed to suspend work on merger discussion were met.

#### **Discussion:**

On March 8, 2018, the District received correspondence from the SJWD General Manager, on behalf of the Board of Directors of SJWD, inquiring about the status of the merger discussions previously conducted by SSWD and SJWD. At the March 19, 2018 regular Board meeting, the Board approved by unanimous vote to develop a 2X2 Committee to meet with the District's General Manager and develop goals and discussion points to bring back to the full Board. The 2X2 Committee members consist of President Craig Locke and Vice President Dave Jones. A meeting was held on May 23, 2018 to develop the goals and discussion points, which are listed below:

#### <u>Goals</u>

- Create better cooperation within the water agencies of Northern Sacramento
- Secure existing water rights for the region and ensure that they are put to beneficial use
- Increase operational efficiency of the water district and save rate payers money
- Operate the groundwater and surface water supplies for the region in a sustainable manner
- No rate increase for SSWD customers as a result of a merger
- Develop off-ramps should there be fatal flaws during the process
- Attempt to achieve consensus with cooperative agreements amongst wholesale customer agencies of SJWD and regional water agencies

Review of Securing Water Supplies, Reliability and Efficiencies with San Juan Water District May 25, 2018
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#### **Discussion Points**

- Respond to comments received from Phase 2A
- Address financial, human resource, water operations, operational issues, salary and benefits and customer outreach
- Research potential consultants with merger analysis experience to conduct Phase 2B analysis
- Develop Memorandum of Understanding between SSWD and SJWD
- Budget and cost sharing analysis
- Full outreach to SSWD customer agencies

#### **Fiscal Impact:**

Unknown at this time. Funds were not allocated for the subject topic in the CY2018 Budget.

# Strategic Plan Alignment:

Water Supply -1.B. Provide for the long-term water supply needs of the customers through prudent planning that will ensure capacity to serve system demands.

Customer Service – 3.D. Provide effective customer and community relations by communicating, educating, and providing information on District operations, drinking water issues, resource sustainability and environmental stewardship.