

**MADERA-CHOWCHILLA  
WATER & POWER AUTHORITY  
BOARD OF DIRECTORS SPECIAL MEETING  
JANUARY 18, 2023**

**MINUTES**

**Directors Present:**

**Madera Irrigation District (“MID”)**

Tim DaSilva  
David Loquaci  
James Erickson  
Carl Janzen

**Chowchilla Water District (“CWD”)**

Russell Harris  
Michael Mandala  
Roger Schuh

**Directors Absent:**

Directors Taylor and Upton, CWD  
Director Davis, MID

**Staff Present:**

T. Greci, General Manager (GM Greci)  
A. Kwock Sandoval, Secretary  
J. Furstenburg, Auditor-Treasurer  
K. McCoy, Canal and Hydro Plant Superintendent  
B. Gutierrez, Canal and Hydro Plant Assistant Superintendent

**Others Present:** Brandon Tomlinson, CWD; Dina Nolan, MID; Kip Hudson, Hudson and Henderson

**CALL TO ORDER / ROLL CALL/PLEDGE OF ALLEGIANCE**

Director Janzen called the meeting to order at 10:00 a.m. at the business office of Madera Irrigation District, 12152 Road 28 ¼, Madera, CA 93637 due to the absence of the president and vice president of MCWPA.

**APPROVAL OF AGENDA**

MOTION: Director Erickson / Director Loquaci to approve the agenda as presented.

**VOTE: ROLL CALL**

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

**PUBLIC COMMENT**

Director Janzen opened and closed public comment due to no comments from the public in attendance.

**POTENTIAL CONFLICTS OF INTEREST**

There were no potential conflicts of interest noted.

**1. CONSENT AGENDA**

- 1a. Approval of March 30, 2022 Board Meeting Minutes
- 1b. Discussion / possible action on approval of warrant list payments from January – September 30, 2022
- 1c. Discussion / possible action on monthly financial statements from January – September 30, 2022
- 1d. Discussion / possible action on quarterly investment schedule from January – September 30, 2022

MOTION: Director Loquaci / Director Schuh to approve the consent agenda as presented.

DISCUSSION: There was no discussion.

PUBLIC COMMENT: Director Janzen opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

**2. SUPERINTENDENT'S REPORT**

2a. Update of Activities

Superintendent McCoy introduced Bogar Gutierrez, MCWPA's Canal and Hydro Plant Assistant Superintendent. Assistant Superintendent Gutierrez stated he is happy to be at MCWPA and hopes to gain more knowledge on the water side of things. GM Greci stated this is a new position that was created last year, and he has already been able to learn about flood operations this year.

Superintendent McCoy stated on January 1, 2023 200 cfs was sent through the Madera Canal to charge the canal. Water deliveries began on January 4, 2023 to CWD and MID.

Superintendent McCoy detailed on January 2, 2023 there was a break in at the MCWPA shop and it was the third time there has been a theft at the shop. There was a Sheriff's Department report taken all three times. Director Mandala questioned if there are cameras on the premises. Superintendent McCoy responded there are no cameras at the location, but there is an ADT alarm

system. GM Greci noted there have been discussions regarding installing Ring cameras on an independent internet connection similar to the set up at MID. Superintendent McCoy noted the landlines are currently down on Road 400.

Superintendent McCoy stated pre-emergent was sprayed on the Madera Canal from the bottom to siphon 2. The MCWPA power plants are not currently online because Superintendent McCoy has been waiting for the weather to calm down. There are no telephone services available at any of the power plants or Madera Canal, which means there are no alarms. Every couple of hours an employee has to check the SCADA system to check water levels. Brandon Tomlinson stated CWD has moved their cell phone service to FirstNet and it has worked out well.

Superintendent McCoy stated flood releases are being released at the Fresno River, Chowchilla, and Friant. GM Greci stated regarding the Friant flows, US Bureau of Reclamation, Levee District, and Exchange Contractors have been coordinating on the releases.

### **3. GENERAL MANAGER'S REPORT**

#### **3a. Update of Activities**

GM Greci and Superintendent McCoy provided a presentation on the 980 and 1923 repairs completed. GM Greci reported flood flows are expected through the end of the month. GM Greci stated the Fresno River Bridge Repair project has been placed on hold due to the wet conditions. The project will likely be restarted in September.

GM Greci reported the MCWPA life insurance policies for employees were moved from ACWA JPIA to Sunlife Insurance. MCWPA is now similar to MID and the MCWPA employees can now have the proper coverage consistent with the personnel policy. The prior insurance only allowed for \$200,000 maximum coverage.

GM Greci stated on MCWPA's 457 Plan, John Hancock will be the recordkeeper for the plan. MCWPA employees follow MID's retirement plans.

### **4. NEW BUSINESS**

#### **4a. Discussion / possible action on Amendment of Authority's Conflict of Interest Code, Resolution No. 2023-01, and if adopted authorization to submit to FPPC**

**MOTION:** Director Loquaci / Director Schuh to approve the Amendment of Authority's Conflict of Interest Code and authorization to submit to FPPC, Resolution No. 2023-01.

**DISCUSSION:** Secretary Sandoval noted the Board previously approved this in October 2021. The Conflict of Interest Code was then submitted to FPPC, who required additional edits. There were no changes to the filing requirements.

PUBLIC COMMENT: Director Janzen opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

- 4b. Discussion / possible action on the acceptance of the Audited Financial Statements for Year Ending December 31, 2021, Resolution No. 2023-02 [**Timed Item 10:20 a.m.**]

MOTION: Director Loquaci / Director DaSilva to accept the Audited Financial Statements for Year Ending December 31, 2021, Resolution No. 2023-02.

DISCUSSION: Kip Hudson provided an overview of the MCWPA's Audited Financial Statements for Year Ended December 31, 2021. The financial statements were prepared in conformity with accounting principles general accepted in the United States. There were no material weaknesses found. MCWPA's net position at December 31, 2021 was \$779,759.

PUBLIC COMMENT: Director Janzen opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

- 4c. Discussion / possible action on Addition of Budget Maintenance Policy to Authority Finance Policies, Resolution No. 2023-03

MOTION: Director Loquaci / Director DaSilva to approve the addition of Budget Maintenance Policy to Authority Finance Policies, Resolution No. 2023-03.

DISCUSSION: Auditor-Treasurer Furstenburg stated at previous meetings MCWPA has approved finance policies based on MID's policies. This policy has not previously been approved. The policy provides guidelines for staff in making financial decisions which are consistent with and support the intent of the adopted budget. If there is a shortage in a budget code, a transfer can occur from another budget code after obtaining the proper approvals. If additional funds are needed, a budget augmentation would be required. GM Greci stated prior to this policy the MCWPA budget was managed by bottom line number.

PUBLIC COMMENT: Director Janzen opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

- 4d. Discussion / possible action on 2023 Budget with recommendations from the MCWPA Finance Committee, Resolution No. 2023-04

MOTION: Director Erickson / Director Schuh to approve the 2023 Budget with recommendations from the MCWPA Finance Committee.

DISCUSSION: Auditor-Treasurer Furstenburg explained the budget was reviewed by the MCWPA Finance Committee in October 2022. There have been a few modifications made since then. Auditor-Treasurer Furstenburg explained some of the previous line items have been rolled up for this year. For example, there was a budget code for ACWA, but CSDA dues were in the miscellaneous budget code. There is now a code for membership fees and dues, which will include both ACWA and CSDA. GM Greci stated items are being budgeted how they are being tracked.

Auditor-Treasurer Furstenburg stated previously, a lot of items were budgeted to the miscellaneous budget code because they didn't fit anywhere else. She noted there were no major increases to the budget this year. GM Greci stated due to the cybersecurity requirements, there are additional IT needs for this year and the budget was increased.

GM Greci stated fuel costs and herbicide costs have increased significantly and the budgets were increased for both. GM Greci stated the MID and CWD tried to take a half of the canal to spray, and it did not work out like we thought it would.

GM Greci stated the Madera Canal budget decreased this year because planned projects were previously being budgeted in the Madera Canal budget code. Capital projects are now being budgeted in the capital expenditures budget code.

GM Greci reviewed the potential capital expenditures for this year. The budget includes \$10,000 for the shop to allow discussions to begin with the Bureau of Reclamation on updates to the MCWPA shop. The budget funds for the Fresno River Bridger Repair may be expended in 2023. The capital expenditure budget includes \$350,000 for Plant 980 electrical control and protection system, \$55,000 for a new pickup truck, \$175,000 for a spray truck, \$10,000 for Plant 1174 emergency backup generator, and \$40,000 for Plant 980 replacement of colling water filtration system.

GM Greci stated on the labor costs budget, the Canal and Hydro Plant Operator II was not funded

in last year's budget. GM Greci stated two of the Canal and Hydro Plant Operator I employees are near the top of the range and are doing an excellent job. GM Greci recommended including two Operator II positions as vacant to allow for a promotional opportunity. The promotions would not be automatic. GM Greci recommended funding the Operator II positions for 6 months of 2023.

PUBLIC COMMENT: Director Janzen opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

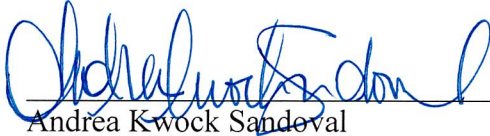
AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSTAIN: None  
ABSENT: Directors Taylor, Upton, and Davis

5. **ADJOURNMENT**

Director Janzen adjourned the meeting at 11:15 a.m.

**APPROVED FOR THE BOARD:**

  
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Roger Schuh  
President

  
\_\_\_\_\_  
Andrea Kwock Sandoval  
Secretary to the Board

Date: 7/24/23

**JANUARY 18, 2023**  
**RESOLUTION NO. 2023-01**

**RESOLUTION OF THE BOARD OF DIRECTORS,  
MADERA-CHOWCHILLA WATER & POWER AUTHORITY  
APPROVING AMENDMENT TO THE MADERA-CHOWCHILLA WATER &  
POWER AUTHORITY CONFLICT OF INTEREST CODE**

**RESOLVED** by the Board of Directors (“Board”) of the Madera-Chowchilla Water & Power Authority (“MCWPA” or “Authority”), at a special meeting duly called and held on January 18, 2023 in Madera County, California as follows:

**WHEREAS**, the Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes; and

**WHEREAS**, MCWPA is a joint powers authority formed pursuant to Government Code Section 6500 et seq., and constitutes a local government agency required to adopt a conflict of interest code; and

**WHEREAS**, the Authority has previously passed Resolution No. 2022-14 on October 27, 2021 to adopt a conflict of interest code and direct staff to submit the Conflict of Interest Code to the Fair Political Practices Commission (“FPPC”), and

**WHEREAS**, the FPPC provided amendments to the Authority’s Conflict of Interest Code; and

**WHEREAS**, the Amended Conflict of Interest Code attached hereto as Exhibit “A” shall supersede all other Conflict of Interest Codes approved by the Board of Directors; and

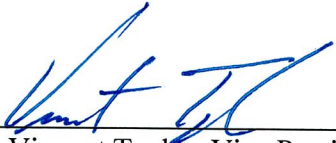
**NOW, THEREFORE, BE IT RESOLVED**, by the Madera-Chowchilla Water & Power Authority that the facts contained in the recitals above are true and correct, and hereby approves the proposed amendments to update the Authority’s Conflict of Interest Code, and requests the FPPC, in its capacity as the reviewing body for conflict of interest codes, to review and approve the amended Conflict of Interest Code attached hereto as Exhibit “A”; and

**BE IT FURTHER RESOLVED** that, upon the Board’s approval, the Conflict of Interest Code for the Authority shall be deemed adopted by the Authority after final approval by FPPC.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Madera-Chowchilla Water & Power Authority Board of Directors, at a special meeting of the Board held on the 18<sup>th</sup> day of January 2023 by the following vote:

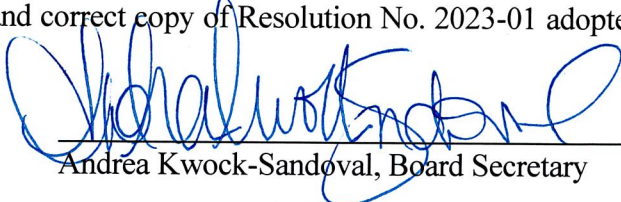
AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSENT: Directors Taylor, Upton, Davis  
ABSTAIN: None

  
\_\_\_\_\_  
Brian Davis, President

ATTEST:   
Vincent Taylor, Vice President

**CERTIFICATE OF SECRETARY**

The undersigned Secretary of the Board of the Madera-Chowchilla Water & Power Authority hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2023-01 adopted January 18, 2023.

  
Andrea Kwock-Sandoval, Board Secretary



**JANUARY 18, 2023**  
**RESOLUTION NO. 2023-02**

**RESOLUTION OF THE BOARD OF DIRECTORS,  
MADERA-CHOWCHILLA WATER & POWER AUTHORITY  
ACCEPTING AUDITED FINANCIAL STATEMENTS  
FOR YEAR ENDED 2021**

**RESOLVED** by the Board of Directors of the Madera-Chowchilla Water & Power Authority (“MCWPA or Authority”), at a special meeting duly called and held on January 18, 2023 in Madera County, California as follows:

**WHEREAS**, the Annual Report on Audited Financial Statements for the period ending December 31, 2021, has been conducted with auditing standards generally accepted in the United States and the State Controller’s Minimum Audit Requirements for California Special Districts; and


**WHEREAS**, the Board of Directors of the Authority has reviewed the 2021 Annual Audited Financial Statement for the period ending December 31, 2021; and

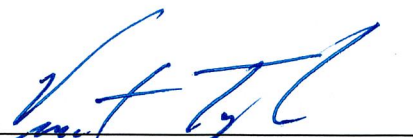
**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Directors of Madera-Chowchilla Water & Power Authority accepts the 2021 Annual Audited Financial Statements for the period ending December 31, 2021.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Directors of the Madera-Chowchilla Water & Power Authority, that the facts contained in the recitals above are true and correct and that the Board of Directors accepts the Annual Audited Financial Statements for the period ending December 31, 2021.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Madera-Chowchilla Water & Power Authority Board of Directors at a special meeting of the Board held on the 18<sup>th</sup> day of January 2023 by the following vote:

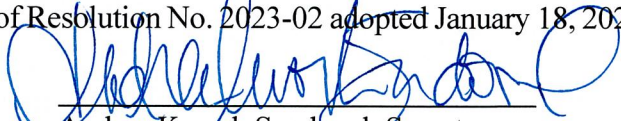
AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSENT: Directors Taylor, Upton, Davis  
ABSTAIN: None

  
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Brian Davis, President

ATTEST:   
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Vincent Taylor, Vice President

**CERTIFICATE OF SECRETARY**

The undersigned Secretary of the Board of the Madera-Chowchilla Water & Power Authority hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2023-02 adopted January 18, 2023.



Andrea Kweck Sandoval, Secretary

**JANUARY 18, 2023  
RESOLUTION NO. 2023-03**

**RESOLUTION OF THE BOARD OF DIRECTORS,  
MADERA-CHOWCHILLA WATER & POWER AUTHORITY  
ADDITION OF BUDGET MAINTENANCE POLICY TO  
AUTHORITY FINANCE POLICIES**

**RESOLVED** by the Board of Directors of the Madera-Chowchilla Water & Power Authority (“MCWPA or Authority”), at a special meeting duly called and held on January 18, 2023 in Madera County, California as follows:

**WHEREAS**, the Authority’s annual budget is prepared to ensure Authority resources are allocated in a manner which are consistent with the Authority’s mission.

**WHEREAS**, the Budget Maintenance Policy will provide guidelines for staff in making financial decisions which are consistent with and support the intent of the annual adopted budget.

**WHEREAS**, the Board of Directors of the Madera-Chowchilla Water & Power Authority reviewed Section 2023-01 Budget Maintenance Policy at the board meeting of January 18, 2023.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Directors of the Madera-Chowchilla Water & Power Authority, that the facts contained in the recitals above are true and correct and that the Board of Directors hereby approves the addition of the Budget Maintenance Policy to the Authority’s Finance Policies.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Madera-Chowchilla Water & Power Authority Board of Directors at a special meeting of the Board held on the 18<sup>th</sup> day of January 2023 by the following vote:

AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci  
NOES: None  
ABSENT: Directors Taylor, Upton, Davis  
ABSTAIN: None



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Brian Davis, President

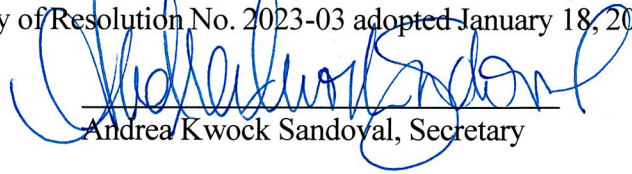
ATTEST:



\_\_\_\_\_  
Vincent Taylor, Vice President

**CERTIFICATE OF SECRETARY**

The undersigned Secretary of the Board of the Madera-Chowchilla Water & Power Authority hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2023-03 adopted January 18, 2023.



Andrea Kwock Sandoval, Secretary

**JANUARY 18, 2023  
RESOLUTION NO. 2023-04**

**RESOLUTION OF THE BOARD OF DIRECTORS,  
MADERA-CHOWCHILLA WATER & POWER AUTHORITY  
ADOPTING 2023 BUDGET WITH RECOMMENDATIONS  
FROM THE MCWPA FINANCE COMMITTEE**

**RESOLVED** by the Board of Directors of the Madera-Chowchilla Water & Power Authority (“Authority” or “MCWPA”), at a special meeting duly called and held on January 18, 2023 in Madera County, California as follows:

**WHEREAS**, the MCWPA Finance Committee met on October 10, 2022 and provided recommendations for the proposed 2023 MCWPA Budget (the “2023 Budget”); and

**WHEREAS**, the Directors have reviewed and considered the proposed 2023 Budget at the board meeting of January 18, 2023; and

**WHEREAS**, the Directors agree that it is in the best interests of MCWPA to adopt the 2023 Budget; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Directors of the Madera-Chowchilla Water & Power Authority, that the facts contained in the recitals above are true and correct and that the Board of Directors of the Madera-Chowchilla Water & Power Authority does hereby adopt the 2023 Budget as presented on January 18, 2023.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Madera-Chowchilla Water & Power Authority Board of Directors, at a special meeting of the Board held on the 18<sup>th</sup> of January 2023 by the following vote:


AYES: Directors Harris, Mandala, Schuh, DaSilva, Erickson, Janzen, and Loquaci

NOES: None

ABSENT: Directors Taylor, Upton, Davis

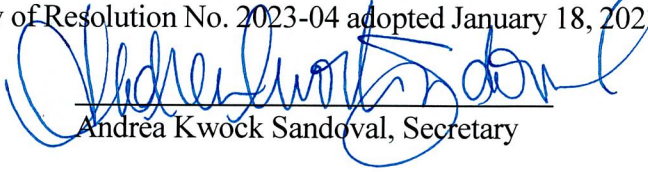
ABSTAIN: None

  
\_\_\_\_\_  
Brian Davis, President

ATTEST:   
\_\_\_\_\_  
Vince Taylor, Vice President

**CERTIFICATE OF SECRETARY**

The undersigned Secretary of the Board of the Madera-Chowchilla Water & Power Authority hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2023-04 adopted January 18, 2023.



Andrea Kwock Sandoval, Secretary