



**REGULAR MEETING OF THE BOARD OF DIRECTORS  
FEBRUARY 21, 2024  
MINUTES**

1. CALL TO ORDER

President Koster called the meeting to order at 8:32 a.m. Board Members present were Daniel Bays, Zach Maring, and Kyle Perez. Board Member Jasper joined the meeting via telephone, but it was noted that he would be unable to participate for the purposes of voting on the Consent Calendar and Action items.

2. OPPORTUNITY FOR PUBLIC COMMENT

There was no public comment as there were no members of the public present.

3. ADDITIONS/REVISIONS TO THE AGENDA

There were no additions or revisions to the Agenda.

4. CONSENT CALENDAR

The Minutes from the Regular Board Meeting January 18, 2024 and the Monthly Accounting and Field Operations Reports for January 2024 were provided in advance for the Board's review. After review and discussion, the Board approved the Consent Calendar Items as follows:

Ayes: Koster, Bays, Perez and Maring  
Nays: None  
Abstentions: None  
Absent: Jasper, Lucich and Lara

5. ACTION ITEMS

A. Board to Consider Resolution Authorizing the Execution of a Temporary Contract with the USBR to Provide for Conveyance and Storage of Non-Project Water and Resolution Authorizing the Execution of a Letter of Agreement with the USBR for Replacement of Project Use Power and Fees Incurred for Conveyance of Groundwater in Project Facilities – 2024 -2028 DMC Pump-In Program

Anthea provided and reviewed the Resolution Authorizing the Execution of a Temporary Contract with the USBR to Provide for Conveyance and Storage of Non-Project Water, a Resolution Authorizing the Execution of a Letter of Agreement with the USBR for Replacement of Project Use Power and Fees Incurred for Conveyance of Groundwater in Project Facilities – 2024 -2028 DMC Pump-In Program, and a copy of the draft Temporary Warren Act Contract. After review and discussion, the Board approved the Resolution Authorizing the Execution of a Temporary Contract with the USBR to Provide for Conveyance and Storage of Non-Project Water and Resolution Authorizing the Execution of a Letter of Agreement with the USBR for Replacement of Project Use Power and Fees Incurred for Conveyance of Groundwater in Project Facilities – 2024 -2028 DMC Pump-In Program as follows:

Ayes: Koster, Bays, Perez, Maring, Lucich and Lara  
Nays: None  
Abstentions: None  
Absent: Jasper

Note: Board Members Lucich and Lara arrived at 8:36 a.m.

B. Board to Review and Approve 2024-25 Agricultural Water Rate

Adam provided and reviewed the proposed 2024-25 Agricultural Water Rate, which was developed based on the estimated rates published by the USBR and SLDWMWA. After review and discussion, the Board approved the 2024-25 Agricultural Water Rate of \$62/AF as follows:

Ayes: Koster, Bays, Perez, Maring, Lucich and Lara

Nays: None  
Abstentions: None  
Absent: Jasper

C. Board to Review and Approve 2024-25 Administrative Budget, Westside San Joaquin Watershed Coalition Fee, and SGMA Participation Charge

This item was postponed to Special Board of Directors Meeting scheduled for March 5, 2024 in order to allow staff additional time to finalize the administrative budget presentation.

D. Board to Review and Consider Revision(s) to Water Use Policy in Support of GSP Implementation

Anthea provided and reviewed a proposed revision of the District's Water Use Policy. The Board discussed the proposed revision, which would reduce the payment for allocated CVP Supply from "up to" a 75% allocation to "up to" a 50% allocation. This change would be retroactive to WY 2023-24 and the District would process credits as applicable to customer accounts. After review, the Board approved the revision to the District's Water Use Policy as follows:

Ayes: Koster, Bays, Perez, Maring, Lucich and Lara  
Nays: None  
Abstentions: None  
Absent: Jasper

E. Board to Review and Consider Transfer of up to 10,000 AF of Excess CV P Supplies to Lower Tule River Irrigation District

Anthea provided and reviewed an Agreement for Water Transfer between Del Puerto Water District, Lower Tule River Irrigation District, and Homer, LLC and a Memorandum of Agreement for Water Transfer of L2 Refuge Water Between Del Puerto Water District and Lower Tule River Irrigation District. After review and discussion, the Board approved the Agreement for Water Transfer between Del Puerto Water District, Lower Tule River Irrigation District, and Homer, LLC and the MoA as follows:

Ayes: Koster, Bays, Perez, Maring, Lucich and Lara  
Nays: None  
Abstentions: None  
Absent: Jasper

6. MANAGER'S REPORT

Anthea provided a copy of a PowerPoint highlighting the impacts of existing laws and the current biological opinions to CVP allocations, and how the proposed VAs could impact future allocations, as well as a letter from State Assemblymembers to the SWRCB in support for the Agreements to Support Healthy Rivers and Landscapes. She reported on proposed requirements in the Phase II Water Quality Control Plan and indicated there were more restrictive requirements for Shasta Refill, water temperature and storage management, Delta and Old and Middle River flows, and minimum instream flows for the Stanislaus River, that the State Board announced the Public Draft EIS for the Biological Opinions would soon be released, and that the ROD was expected in the Fall of 2024. She also reported that the Bureau had agreed to propose additional protections for Longfin Smelt to the court under the Interim Operations Plan, which could ultimately affect the revised Biological Opinions.

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea shared that pumping continued at Jones and that the reservoir would more than likely fill. She also shared that a meeting will be held on March 1<sup>st</sup> pertaining to a proposed outage of four to six weeks at O'Neill which could impact the draw-down of San Luis Reservoir.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 1.31.24

Paul provided the Supply/Use/Completed Transactions Summary Report as of 1/31/24 and reported in-District use for the Month of January was 18 AF with an additional 550 AF of customer transfers out. Total used and transferred for the 2023-24 water year was 82,823 AF, leaving the total unused supply for 2023-24 at 81,177 AF. Anthea added that a Rescheduling Request was made for 14,021 AF of CVP Contract Supply (subject to 10% cap) and 8,694AF of NVRWP Supply. If approved, a total of 22,715 AF of rescheduled water would be carried over to the next water year.

- C. 2023-24 Additional Supplies Update Anthea provided and reviewed the 2023-24 Annual Additional Supplies Pool Report. The report was updated to reflect some added miscellaneous costs that would be carried forward with the unsold Additional Supplies into a future water year.
  - D. Landholding/Licensing Updates Paul provided the Active Permits and Licenses Report as of January 31, 2024 and shared that four drafting permits were issued in January.
8. RESOURCE MANAGEMENT ACTIVITIES
- A. Westside Integrated Regional Water Management (IRWM) Activities  
Anthea provided the SLDMWA Activity Agreements-Staff Report for January 2024 and reported that Self Help Enterprises continued its work updating a Draft Community Water Needs Assessments for Disadvantaged Communities. She noted that the IRWM Grant which includes funds for the Orestimba Creek Recharge and Recovery Project sponsored by CCID is nearing completion. She also provided the 1/31/24 IRWM AA Agreement Member Meeting Agenda.
  - B. SJVDA/Westside San Joaquin River Watershed Coalition Report(s)  
Adam provided and reviewed the SJVDA Annual Budget. He shared that it was the same budget that was presented last month, with the addition of a \$100,000 per year reserve to offset the increased cost of required water quality sampling. This budget is expected to be approved at a special SJVDA meeting to be held on February 23rd. Also included was the PowerPoint presentation from the January 23rd meeting between the Valley Water Collaborative and other permitted dischargers in the Delta-Mendota Basin to their participation the Management Zone Initial Budget Formation. Flyers pertaining to the CV-Salts Nitrate Program were also included and discussed.
  - C. Sustainable Groundwater Management Activities (SGMA)  
Adam provided the Draft Meeting Minutes from the Northern Delta-Mendota Region Management Committee Meeting held on December 6<sup>th</sup> and Meeting Minutes from the Delta-Mendota Subbasin Coordination Committee held on January 8<sup>th</sup>. He reported on the development of the single GSP and that the Projects and Management Actions in the Plan will have to be finalized by March 2024. He also provided the presentation from the February 12<sup>th</sup> Coordination Committee meeting pertaining to the Delta-Mendota Subbasin Response to Inadequate Determination. The primary discussion points of the Coordination Committee meeting were developing a minimum threshold prevention policy and demand reduction strategy to decrease demands on the lower aquifer.
  - D. SGM Implementation Grant – Round 1 Monthly Grant Administrator Updates  
Anthea shared that invoices were being processed timely. She reported that a small amount of money for the Ceres Pump Station Upgrades was included in the SGM Implementation Grant, and that a letter was being drafted to request changing that funding into feasibility study funding, as the City of Ceres was now looking into building a new treatment plant instead of upgrading the existing facility.
  - E. Groundwater Well Remote Telemetry Program (2023-24 WaterSMART Grant)  
Adam reported that he would be submitting the proposed locations for the wells to be included in the program by the end of the week and gave an overview of where those wells would be located.
9. FINANCIAL MATTERS
- A. FY 2023-24 Audit Activities  
Anthea reported that by May all information would be submitted for the FY 2023-24 Audit.
  - B. CERBT Account Update as of 12.31.23  
Anthea provided and reviewed the CERBT Account Update Summary as of December 31, 2023.
  - C. CVP Financial Matters  
Anthea provided the January 23rd Meeting Notes from the CVPWA 2024 Financial Affairs Committee. She shared that she and Adam participated in the meeting via telephone.
10. SUPPLY DEVELOPMENT PROGRAMS
- A. Orestimba Creek Recharge and Recovery Project – Update

Adam provided the Nesting Bird Survey Results from Live Oak Associates for the Orestimba Creek Recharge & Recovery Expansion Project. He noted that there was no impact to the Project, and also reported on what had been constructed to date.

B. Del Puerto Canyon Reservoir Project – Update

Anthea provided Progress Updates from Woodard & Curran, TYLin, Terra GeoPentech, and a DPCR Technical Review Board Meeting No. 5 memo for the Board to review. She shared that the main focus at the moment was developing road alternatives, and that the final technical memo on the road alternatives should be available by mid-April 2024. All core samples have been moved and properly stored. She also gave an overview of the current status of the court cases pending for the Project.

C. Los Vaqueros Reservoir Expansion Project

Anthea provided the LVR JPA General Managers Meeting Agenda and a Los Vaqueros Reservoir Joint Powers Authority Update and reported that although she missed the last meeting, the current focus was to address the delayed schedule under a no-cost time extension. Partner Agreements, Service Agreements, State & Federal Agreements, WC Process, and Water Rights are currently being negotiated and could impact potential exposure or cost for the members. Anthea indicated that staff would have a package ready to bring to the Board in the Summer for further discussion and consideration of whether to continue participating in the Project.

D. BF Sisk Dam Raise Project – Update

Anthea reported that the BF Sisk Dam Raise Project Proponents were currently in negotiations regarding the operating agreement that would set the terms and conditions by which investors would be able to manage the water in the expanded share of BF Sisk.

E. Ceres – DPWD – Turlock Discussions on Advancing Recycled Water into NVRWP Facilities – Update

Anthea shared there was nothing new to report on this item.

F. Coordination with Local Agencies on Regional SGMA Projects - Update

Anthea reported that a meeting with City of Modesto will take place in the coming week.

11. ADMINISTRATIVE ACTIVITIES

A. Training Updates

Anthea indicated she will be signing up Board Members through ACWA to take mandatory Training Courses at their leisure.

B. Local Hazard Mitigation Plan 5-Year Update

Adam shared that updates on figures regarding impacts from hazards will be made and a revised Local Hazard Mitigation Plan Update will be presented as soon as possible.

C. Westley Triangle Truck Stop - Update

Anthea shared a letter addressed to the owner of the proposed Westley Triangle Truck Stop and copied to Stanislaus County providing several comments on the project. She noted that if approved, the 49-acre parcel would need to be concurrently detached from the District with possible conditions to be determined in the future.

12. SLDMWA REPORT

Anthea provided the SLDMWA Board of Directors Regular Meeting Minutes for the January 11, 2024 meeting, the SLDMWA Joint Special Workshop of the Board of Directors, Water Resources Committee, and Finance & Administration Committee Special Joint Workshop Minutes for January 17, 2024, Update on Science Program and O&M Report for January for the Board's review.

13. ARTICLES / CORRESPONDENCE / PUBLIC OUTREACH

Anthea provided a brochure to the 56<sup>th</sup> Annual Mid-Pacific Water User's Conference held from January 24-26, and a press release from Friant Water Authority pertaining to a lawsuit by Arvin Edison Water Storage District and Friant Water Authority against the Eastern Tule Groundwater Sustainability Agency for breach of a settlement agreement regarding land subsidence impacts to the Friant-Kern Canal.

14. CLOSED SESSION

Upon return from Closed Session, there was no reportable action taken on the items listed on the Agenda.

15. REPORTS PURSUANT TO GOVERNMENT CODE 54954.2  
There were no reports pursuant to Government Code 54954.2

16. ADJOURMENT  
Being no further business, the meeting was adjourned at 11:24 a.m.

Respectfully submitted,



Anthea G. Hansen  
Secretary