



**TELEPHONIC MEETING OF THE BOARD OF DIRECTORS  
AUGUST 19, 2020  
MINUTES**

1. CALL TO ORDER

President Gene Bays called the meeting to order at 8:30 a.m. in accordance with Governor Newsom's Executive Order N-29-20, allowing the meeting to be held telephonically. Board Members connected via conference call were Bill Koster, Jarod Lara, Jim Jasper, Pete Lucich, Zach Maring and Kyle Perez.

2. OPPORTUNITY FOR PUBLIC COMMENT

Anthea asked if any member of the public that joined the meeting had any public comments. There was no public comment.

3. ADDITIONS/REVISIONS TO THE AGENDA

Anthea requested that an item received after the Agenda had been posted be added to the Action Items. Action Item 5.E. titled *Review and Consideration of the Los Vaqueros Reservoir Expansion Amendment No. 2 Budget Approval* was added to the Agenda which was approved as follows:

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

4. CONSENT CALENDAR

The Minutes from the Board Meeting of 7/15/20, Special Board Meeting of 7/31/20, and the Monthly Accounting Reports as of 07/31/20 and Field Operations Report for July were provided in advance for the Board's review. The Board approved the Consent Calendar as follows:

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

5. ACTION ITEMS

A. Board to Approve Manager's Execution of a 2020 Water Supply Management Transaction with Blue Sky Farms (Eric Johnson – The Water Agency, Inc.)

Anthea reported than following Board's prior guidance, she was able to finalize a water transfer of surplus supplies for 1,100 AF in the amount of \$509,201, and had the opportunity to increase the quantity by 500 AF under the same terms and conditions in a second transaction. After review and discussion, the Board approved the Manager's Execution of a 2020 Water Supply Management Transaction(s) with The Water Agency's customers as follows:

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

B. Board to Consider Request for Removal of APN 069-019-031

Anthea provided a letter received from the Landowner of APN 069-019-031 (66 acres) requesting removal from District services. Board Member Jim Jasper gave a brief explanation of the parcel as he knows the Landowner. After review and discussion, Staff recommended and the Board approved the request from the Landowner to remove APN 069-019-031 from the District assessment roll as follows:

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

Nays: None  
Abstentions: None  
Absent: None

C. Board to Review and Consider Proposal from Clean Energy Capital for Business Planning Services

Anthea presented a draft Engagement Letter and proposal from Clean Energy Capital for a Financial Feasibility Assessment of the Del Puerto Canyon Reservoir Project. She reminded the Board of the District's prior work with CEC, and noted their expertise in developing pro-forma financial models for water infrastructure projects. She noted that the timeframe that they had proposed would need to be further discussed, and that certain specific tasks assigned for the timeline be detailed. After review and discussion, she requested the Board's approval to allow Staff to finalize an agreement in able to move forward with the analysis for the financial feasibility of the proposed Del Puerto Canyon Reservoir storage project. After review and discussion, the Board approved the proposal from Clean Energy Capital for Business Planning Services as follows:

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

D. Board to Review and Consider Task Order NO. 5 from Woodard & Curran

Anthea provided a Task Report which outlined the specific tasks and different activities, and a Budget Detail Report. After review of the reports, Anthea shared that an additional task order to focus on specific items to get the Secretary of Interior's concurrence. Task order No.5 will increase the Woodard & Curran budget by \$630,000. After review and discussion, Staff recommended they move forward with the approval of Task Order No. 5 and noted the potential need to use reserve funds to cover the cost. After review and discussion the Board approved the Task Order No. 5 from Woodard & Curran as follows:

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

E. Review and Consideration of the Los Vaqueros Reservoir Expansion Amendment No. 2 Budget Approval

Anthea provided an email regarding Amendment No. 2 Budget Approval which covered three major tasks: project management, environmental planning, and engineering feasibility. Costs remaining after contributions from CWC, Reclamation, CCWD in-kind services funded by the CWC, and the projected carryover of unspent funds from the original MPA, to be covered by the Local Agency Partners & CCWD was \$6,081,967. There were currently 8 partners in the project, with 2 considering removal. Currently, the District is a member of this group through the SLDMWA, along with Byron Bethany ID, Panoche WD, and Westlands WD. Amendment No. 2 allows all participating agencies to remain in the project without future commitments until December 2021. Depending on the actual number of remaining participants, costs for DPWD's current budget year and the following budget year would be approximately \$95,000 to \$126,000 for each year. For 2020-2021, this addition would be an unbudgeted item. Next year's would be budgeted. Staff recommended the District continue to participate in this project. After review and discussion, the Board approved the Los Vaqueros Reservoir Expansion No. 2 Budget as follows:

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

6. MANAGER'S REPORT

Anthea reported that the current Administration was working on modernizing CEQ's NEPA regulations after 40 years, improving the management of the NEPA Process, codifies relevant case law and provides new efficiencies, expands public involvement and improves coordination with States, Tribes, and Localities and ensures meaningful and effective environmental reviews. The House Appropriation Committee approved the FY 2021 Energy and Water Development Appropriations Bill and had also passed their version of the FY 2021 Energy and Water Development

spending bill which included funds for the Delta Mendota Canal Subsidence Correction. Governor Newsom released a final Water Resilience Portfolio which will guide state actions, support regional efforts, implement the Safe and Affordable Drinking Water Act of 2019, groundwater recharge, among other areas. A press release from the Bureau of Reclamation was provided which announced the public comment period for a proposal to increase storage for Californians and fish by raising Shasta Dam. Also provided was a news release from the Delta Stewardship Council reporting that the Supreme Court lets stand the decision upholding Council's authority for sustainable management of the Delta. Lastly, an article pertaining to Feinstein and Harder introducing a water management bill was provided and discussed.

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided the Water Operations Update and reported that Federal pumping plant was operating at almost full capacity and State pumping plant at 30% capacity, and noted a request was made to try to conserve utilization of electrical sources during the heat wave, although it was not expected to impact storage materially. The August Operations Update indicated that the CVP demands continued to be below average. Refuge demands would soon be picking up through the fall and a big draw in the reservoir is predicted. Exceedance Hydrology charts showing 50% and 90% exceedance were provided and reviewed.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 7/31/20

Adam reported in-district use for the month of July at 9,463 AF and transfers out of 2,551 AF, for a total of 12,014 AF of use in July. In-District use forecasted for the year is 79,561 AF, and a total of 16,795 AF is estimated for rescheduling into 2021-22.

C. 2020-21 Annual Additional Supplies - Update

Anthea shared that Staff anticipated several customers would be running out of water supplies, and an Additional Supplies Program Late Request Form was provided for the Board's review. She also reported that within the Additional Supplies Pool, Staff manages several long-term transactions that the District had entered into as multi-year agreements. The Yuba-Accord Agreement was a 25 year agreement with 5 years remaining. Every 5 years the price is re-negotiated. The proposed pricing structure was provided and discussed with the Board. A power point presentation on the history of the Yuba-Accord Agreement was provided for the Board's review as well.

D. Landholding/Licensing Updates

Anthea provided and reviewed the SLDMWA Right-of-Way Land Management Process Requirements which explains the requirements for Licenses, Access Permits and ROW Maps & Surveys. Also detailed was what are considered Unauthorized Encroachments. She also reported on a request from the Bureau regarding a license obtained by the District for the authorization of a project to install, operate and maintain two long-term pipeline discharge structures along the Delta-Mendota Canal. The Bureau is asking for additional funds for an outstanding deficit as a result of the project exceeding its deposit. These costs are charged directly to the benefitting Landowners.

8. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IRWM) Activities

Anthea reported that the Westside IRWM continued to work on the disadvantaged communities and technical assistance funding on the projects for those communities. Final awards for the Prop 1 Round 1 Implementation Grant were released and the Orestimba Creek Recharge Project was awarded \$800,000 of that funding and would be eligible for early application of funds. The IRWM Plan and Stormwater Resources Plan are being updated to meet ADA Compliance Activities.

B. SJDVA Westside San Joaquin River Watershed Coalition Report(s)

Adam reported a meeting took place in the first week of August and shared that a current issue is the Groundwater Protection formulas. It is a State Board requirement that an equation be developed that will generalize nitrogen that is applied that will leech past the root zone based on soil types and irrigation methods and will determine the percentage of nitrogen applied that leeches past the root zone that could potentially impact the groundwater aquifer. This task will be difficult, as there are several very different soil types in the area. If a methodology to develop this equation is not provided, the SWRCB will develop one. An update on the acreage change for different Districts was also provided for the Board to review and he shared that Del Puerto saw an increase of 375 acres, which will be reflected in the next year's budget.

Adam reported that ILRP requires that within 10 years of a plan being developed, each sampling location needs to have 0 exceedances of the constituents measured for 3 consecutive years. If not, a revisionary plan needed to be submitted to the coalition to show what is being done to correct or improve the discharge of those constituents. In the past, the Coalition has held individual farmer meetings where they will pull the permits from anyone who uses the chemical in question in that watershed and meet with those individual farmers to ensure they are following their best management practices for pesticide storage and application. State and Regional Boards are requesting more be done to fix this issue and the Coalition has been working on how much more effort can be done to track down these occurrences. A Water Quality Value Exceedances Report was provided for the Board's review that covered February through June. May and June toxicity exceedances of pesticides could possibly trigger another NPEP to be developed.

C. Sustainable Groundwater Management Activities

Adam reported that collecting of data was the main focus, and the various GSAs were figuring out what a yearly cycle of data collection will look like and organizing the 23 agencies in the group. The District has 9 wells being monitored for water level and quality but no subsidence sites requiring measurement. Various programs from the District have been included in the plan and updated in the quarterly report, such as existing measures to increase surface supply as well as future programs. A full quarterly report can be sent to anyone requesting the information. Anthea shared that group sessions with the counties within the SGMA group were focused on discussing setting up a process or protocol on how GSAs would coordinate with individual counties' well permitting processes and the counties' permitting of new wells.

D. Remote Telemetry Project

Adam provided a Remote Telemetry Project Schedule Update and reported that meter upgrades had been purchased and were being delivered. A plan was in place to complete installation of the meter upgrades single site meter RTU's, which will take the flow meter readings and send the information back to the District by the first week of September. Project design and management is about 85% complete by Sierra Controls and they have purchased and have been programming all the individual units at their shop. Once installed, testing can be done. The data side can be set up once the data starts flowing from the data units to the server.

9. FINANCIAL MATTERS

A. California Employers Retirement Benefit Trust – Report as of 6.30.20

Minnie provided and reviewed the California Employers Retirement Benefit Trust – Report as of 6.30.20 and reported that the Trust funding the Districts other Post Employment Benefits Liabilities was in an excellent position. Similar options would be looked into for the future for unfunded retirement liabilities.

B. CVP Financial Matters

Anthea reported that she and Minnie were both participating in the CVP Financial Affairs Committee and provided the meeting notes from the July 17<sup>th</sup> meeting. She also reported that the CVPIA will have a virtual meeting on Friday, August 21<sup>st</sup> to discuss the proposed 1993 Interim Guidelines and how Reclamation is proposing to update and implement the guidelines. Anthea gave a brief background of the CVPIA and its activities since its beginning in 1992 as it was established as part of the congressional law to carry out the programs, projects, plans, and wildlife restoration, improvement and acquisition provisions of Title 34.

10. SUPPLY DEVELOPMENT PROGRAMS

A. North Valley Regional Recycled Water Program – Update

Anthea reported that the quantity of water being produced by the project are materializing as well as predicted. The District continued to work with the Cities to make sure they are maximizing every drop of water that can be recycled and used in the pipeline. She also continued to communicate with the Bureau pertaining to the \$4 million dollar grant, and had requested to be able to access those funds by August 21<sup>st</sup>. She was also working on estimating final cost of the project which she believed would come in at the estimated amount of \$33 million and confirmed two grants through the State Board and Prop 1 grant will be applied. She believed 1/3 of the project could be funded with grants and awards.

B. Orestimba Creek Recharge & Recovery Project – Update

An alternative location of a production well was being looked into, as was work on expanding it in to a full 80 acre project. The IWRM grant was awarded for the project had a tight timeline for completion of the CEQA/NEPA process and the project itself, and CCID had issued an RFP for proposals on the expansion. A copy of the RFP was provided for the Board's review. A meeting with Eastin Water District to update them



on the project and discuss the next steps had been scheduled. Anthea would be reporting on this in the September Board Meeting.

C. Del Puerto Canyon Reservoir Project – Update

Anthea provided the Woodard & Curran progress report and reported that the Feasibility Report was working its way around through the Regional Office, and would next go to Denver Policy and the Commissioner by the 1<sup>st</sup> or 2<sup>nd</sup> week of September. Work was being completed on the final Environmental Report as well as the Financial Capability Report. She also reported that a few people spoke highly on behalf of the project at a Patterson City Council meeting.

D. Los Vaqueros Reservoir Expansion Project - Update

Anthea shared that the final feasibility report for the Phase 2 Los Vaqueros Reservoir Expansion Project had reached Congress. A news release was provided pertaining to the project with a quote from the District.

E. BF Sisk Dam Raise Project - Update

There was no information to update on the BF Sisk Dam Project. Anthea reported that the draft environmental documents had been released for public comment.

11. ADMINISTRATIVE ACTIVITIES

A. WIIN Act Section 9d. Contract Conversion Process – Update

Anthea shared that the ballots for the WIIN Act Section 9d. Contract Conversion were successfully mailed and encouraged the Board Members to speak to their constituents about the benefits of the proposal. At the September Board Meeting, the Board will hold a hearing, conclude the election, and Staff will present the contract for execution in its final form and supporting resolutions. Financing options will also be presented.

B. Office Building Expansion Project - Update

Anthea reported that things are going extremely well and a few change orders were presented to the Board for review.

12. SLDMWA Report

A. SLDMWA Minutes, Reports and Issues Updates

Anthea provided the SLDMWA Minutes and a memo she received from the SLDMWA on the policy position on providing support letters for member agencies.

13. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Several articles pertaining to the Delta history, Family Farm Alliance pertaining to the federal response to Covid-19, a thank you note from Maven's Notebook and the donation they received and lastly, an invitation from Congressman Cox to a virtual Ag Round Table talk were shared with the Board.

14. CLOSED SESSION

There was nothing to report for closed session.

15. ITEMS TO DISCUSS PURSUANT TO GOVERNMENT CODE 54954.2

Anthea reported that the Board deliberated on two items on the Closed Session Agenda, and gave staff guidance, but there were no reportable actions taken.

16. ADJOURNMENT

Being no further business, the meeting was adjourned at 10:39 a.m.

Respectfully submitted,



Anthea G. Hansen  
Secretary