



**VIDEO CONFERENCE MEETING OF THE BOARD OF DIRECTORS
MAY 19, 2021
MINUTES**

1. CALL TO ORDER

President Gene Bays, who was present, called the meeting to order at 8:34 a.m. in accordance with Governor Newsom's Executive Order N-29-20, allowing the meeting to be held via video conference. Board Members present were Zach Maring and Board Members connected via Zoom video conference were Bill Koster, Kyle Perez, Pete Lucich and Jarod Lara.

2. OPPORTUNITY FOR PUBLIC COMMENT

There was no public comment.

3. ADDITIONS/REVISIONS TO THE AGENDA

There were no additions or revisions to the Agenda

4. CONSENT CALENDAR

The Minutes from the Board Meeting of 4/21/21, Monthly Accounting Reports as of 4/30/21, and Field Operations Report for April 2021 were provided in advance for the Board's review. The Board approved the Consent Calendar per roll call vote as follows:

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

5. CLOSED SESSION

Conference with Legal Counsel – Anticipated Litigation

The Board met with legal counsel on the item listed on the Agenda. No action was taken.

Conference with Legal Counsel – Existing Litigation

The Board met with special counsel on the item listed on the Agenda. No action was taken

Public Employee Performance Evaluation (Government Code Section 54957) Title: General Manager

The Board met with General Manager, Anthea Hansen to discuss Performance Evaluation. No reportable action was taken.

Upon return from closed session, the Board took action to approve three separate transfer items as they were listed in the Agenda the terms and conditions of the Draft Agreements provided to the Board in advance for review. The transfers involved Patterson Irrigation District, Contra Costa Water District, and the San Joaquin River Exchange Contractor Water Authority.

Note: Director Lucich excused himself after closed session.

6. ACTION ITEMS

A. Board to Consider Appointment to Replace Bill Koster as DPWD's Representative to the SLDMWA Water Resources Committee

Anthea reported that Director Koster shared that due to his business operation and other personal circumstances, he was unable to adequately participate and represent the District on the Water Authority Resources Committee as a member. Anthea is the alternate member and has been attending the meetings. After discussion, Board Member Koster agreed to stay in the position for another month until further discussion and the issue will be re-visited at the June 2021 Board Meeting. No action was taken at this time.

- B. Board to Review and Consider Prepaying the District's CalPERS 2021-22 Annual Funded Actuarial Liability
Minnie provided and reviewed a Staff Report/Action Request pertaining to the CalPERS FY 2021-22 Annual Unfunded Actuarial Liability Prepayment Option. She discussed background information and issues for consideration. After review and discussion, the Board approved prepaying the District's CalPERS 2021-22 Annual Funded Actuarial Liability per roll call vote as follows:

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

7. MANAGER'S REPORT

Anthea reported that almost all of the executive level discussions between the Districts and the Agencies for the last month had centered upon operations for this year. Legislation for infrastructure funding was also forefront on the State and Federal agendas. The Governor has placed a large amount of funds to be used on infrastructure projects and Anthea was looking into a couple of avenues to see how some of those funds can be accessed for the Del Puerto Canyon Reservoir Project as well as the Orestimba Creek Recharge and Recovery Project. Anthea also submitted a request to forward the Ceres project component of the North Valley Regional Recycled Water Project. She also reported that she had listened to the majority of the State Water Resources Control Board meeting held the day prior and shared that there continued to be quite a bit of negativity toward the projects. There was also feedback concerning the flows in the river from the Environmental Justice Groups that represent under-served communities. The group Stockton Rising also had several people testifying on the State Board's lack of implementation of the Bay-Delta Plan. Different communities and Agencies had been engaging in Voluntary Agreement discussions to try to propose something other than the Bay-Delta Plan. Anthea expressed her disappointment in some of the "in-fighting" that had been happening in the CVP community as she believed this was the time and opportunity to find solutions.

8. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided the News Releases from BOR indicating the increases in flow releases from New Melones Reservoir for Bay Delta Requirements, a forced closure to the Klamath Project's "A" canal due to the drought, a letter from Patterson Irrigation District to its Landowners and Users pertaining to potential curtailments, and SLDMWA's May Operations Update for the Board's review. She reported that Jones was running on one pump, and hoped that one pump could keep running through August to get through the low point. This depends on the approval of a Temporary Change Petition Request was submitted to the State Board, which requests relief from outflow requirements during the Summer. She added that currently, Reclamation was releasing water out of New Melones (which was the only reservoir that had any excess water) to meet outflow requirements for salinity and water quality. This action is not typical as New Melones is only used when situations are extreme. If the request to be relieved of some of the regulatory standards is not approved, cycling of the pumps could potentially lead to rationing in the canal.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 4/30/21

Adam reported in-District use for the month of March at 4,329 AF with no transfers out for the month, for a total of 4,329 AF of use in April. Anthea added that not all of the proposed outside purchases had been added to the report, as she did not want to add any pending transactions before being finalized.

C. 2020-21 Carryover Update

Anthea provided an approval letter showing that the District's carryover had been approved. She shared that there was a footnote on the letter stating that pending Central Valley Operations Delta Carriage Loss pumping resolution on the 2020 Yuba Water that had since then been resolved.

D. 2021-22 Additional Supplies Update

Anthea shared that in April, about 2,000 AF of supplemental water and all of the NVRWP water were allocated to customer accounts as well as 1,000 AF of other water and that Staff hoped to be able to allocate a similar quantity by the end of May. She also hoped to have more supplies for allocation by June or July.

E. Landholding / Licensing Updates

Anthea reported that at least one gravel mining operation in the District (M&I Customer) had indicated they wanted to fix their delivery system to start taking an allocation.

9. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IRWM) Activities

Anthea provided the SLDMWA Activity Agreement Staff Report for April 2021 and reported that discussions trying to coordinate SGMA and IRWM to prevent overlapping fees to customers in different programs were ongoing.

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

Anthea reported that she had recently participated in a regional meeting where different coalition groups gave reports and a presentation done by David Cory from the Central Valley Salinity Coalition, which indicated a valley-wide salt control program was forthcoming. An "alternative permitting approach" that is mentioned in the presentation is what is currently used in the WSJRW and that the District's activities with regard to maintaining and monitoring the real-time data collection sites on all the creek discharges is how the District participates and takes part in that alternative program. This also allows the District to have a little more flexibility in what it can discharge. Also provided was a recent Paperwork Status Update for DPWD customers who have not submitted their 2020 FE/MWE or 2020 INMPSR or both and could be subject to fines from the State Board. He added that the SJDVA did not hold a meeting for the month of May.

C. Sustainable Groundwater Management Activities

Adam provided the 1st Quarterly Implementation Evaluation-Northern & Central Delta-Mendota GSP January through March 2021 and shared that this evaluation shows where the District is trending through each month and quarter. The Summary of Seasonal High Groundwater Level Monitoring Results for Water Year 2021 were included and reviewed with the Board. Also included and reviewed was the Land Subsidence Monitoring Results and the agenda to the April 30th Delta-Mendota SMGA Special Technical Working Group and Coordination Committee Agenda. Board Member Lara asked how customers can obtain the well testing results to which Adam responded that he could provide him with all the information. Anthea added that eventually, she and Adam hoped to have that information available for all those customers who have had their wells tested online for them to obtain it at their convenience.

D. Remote Telemetry Project – Update

Adam reported that in the next few weeks, he will be setting up the few customers who will be utilizing the website to obtain meter use information. Nothing further was reported on this item. Anthea asked if there were any questions or comments from anyone, including the public. Being none, the meeting continued.

10. FINANCIAL MATTERS

A. CVP Financial Matters

Minnie provided a Purchase Price and Installment Payments report as well as the first CoBank Billing Statement for the Contract Conversion loan. She reported that the first payment will be transferred on May 20th. She noted that a revised amortization schedule showing the correct interest payments had been requested.

B. CoBank Loan – Update

Anthea provided the Financial Affairs Committee Contractors Only Meeting notes for the Board to review and asked Minnie her opinion of the meetings she had been attending with her now for several months. Minnie expressed that she was very impressed with the information and dialogue in the group. She shared that she was learning and observing as much as she could of the water world and looked forward to learning more. She was also very happy with the new Executive Director and his desire to obtain ideas and solutions from everyone involved.

11. SUPPLY DEVELOPMENT PROGRAMS

A. Orestimba Creek Recharge & Recovery Project – Update

Anthea provided the Provost & Pritchard March Progress Report and shared that there had been requests sent out for proposals to construct test holes on extraction wells throughout the area of potential environmental effects. Work with the Bureau of Reclamation and the consultants at Provost and Pritchard to further work on the NEPA and CEQA documentation for this project and coordinating with Woodard & Curran on administration of the \$5.5 million Prop 1 Stormwater Grant Program that was awarded to this project was ongoing. She hoped that construction would begin by the spring of 2022.

B. Del Puerto Canyon Reservoir Project – Update

Anthea reported that work continued on the studies to forward the Del Puerto Canyon Reservoir Project and several parallel tracks of work were going on, most of which is related to furthering additional engineering work that is needed. There had been work in RFP to procure the design teams for actual facilities. She added that work with PG&E this past month had been ongoing with site visits and discussions about options to relocate the five various power lines they have. Discussions had also initiated with Crimson on the natural gas pipeline. Anthea shared that she and Chris White had submitted a letter to Director Conant (provided in the packet) requesting their concurrence that the project met the requirements of the WIIN Act for funding. Also submitted was the additional operations modeling and work on scenarios for how the reservoir would be utilized for the benefit of project participants and the region at large as a whole. A visit to the site with the Army Corp of Engineers and the Bureau was held this month and information shared was to assist them in their preparation of the Draft NEPA document. Anthea shared that on May 11th, she and Chris White gave a DPCR presentation (provided in the packet) at the virtual ACWA Spring Conference and shared with the Bureau some of the milestones the project hoped to achieve this year, which included continued work on the funding agreement and access to the funding that had been awarded to the Project. Staff hoped the Bureau would release the draft EIS by June, a Final EIS by October and a NEPA Record of Decision by March 2022.

C. Los Vaqueros Reservoir Expansion Project - Update

Anthea shared that she continued to participate in the meetings for the Expansion Project and reported that CCWD continued to work on the Joint Powers Agreement and cost allocation scenarios. She shared that sometime at the end of this year, Staff will present a decision point on continuing participation in the expansion of Los Vaqueros, particularly the construction, operation and maintenance of the Transfer Bethany Pipeline.

D. BF Sisk Dam Raise Project – Update

Anthea reported that the BF Sisk Dam Raise Project continued to move forward and that it was part of the Safety of Dams effort going on to reinforce San Luis Reservoir and add an additional 18 feet of reservoir storage that could potentially equate to over 180,000 AF of additional storage for South of the Delta. Some of the work on the Federal Feasibility Report was being revisited due to issues pertaining to infrastructure requirements along Hwy 152.

E. Pacheco Reservoir Expansion – Update

Anthea reported that the Pacheco Reservoir Expansion continued to move forward and Staff was monitoring the project because they are potentially going to be asking 3rd party participants if they want to acquire storage in the reservoir. In following projects like LVRE and Pacheco, she hoped to daylight the best opportunities for the District to create a stable and reliable water supply portfolio going into the future, as access to locally controlled storage would be a big benefit for the lands in the District as well as the region.

F. Ceres-DPWD-Turlock Discussions on Advancing Recycled Water into VNRRWP Facilities

Anthea reported that she had been in meetings with the cities of Ceres and Turlock about advancing some of the wastewater being treated at the Ceres Wastewater Plant Site and shared that the discussions were going very well and were positive. She added that this could potentially be an additional 1,100 AF in the NVRRWP. A funding request was sent through the SLDMWA who was working with State Legislators to identify shovel ready projects to fund, which this project qualified in that category. She indicated she would keep the Board updated on this. She asked if there were any questions by the members of the public. Being none, the meeting continued.

12. ADMINISTRATIVE ACTIVITIES

A. Conflict of Interest Code Amendment - Update

Anthea provided the Notice of Intention to Amend the Conflict of Interest Code of the Del Puerto Water District and reported that she had been working with District Counsel to make this amendment. No comments were presented during the comment period after noticing the code. She will be signing the affidavit that the code had been updated and release it to the appropriate state agency.

13. SLDMWA Report

A. SLDMWA Minutes, Reports and Issues Updates

The SLDMWA Minutes for April, O&M Report for April, and an Update on the Science Program for the Board's review. Anthea also provided the Authorization to Award Contract and Execute Professional Services Agreement

for DMC Subsidence Mitigation Geotechnical Exploration Work, and Expenditure of up to \$816,888; CEQA Exemption. This contract was approved by the SLDMWA Board to do geotechnical exploration work on the DMC in furtherance of the subsidence mitigation studies.

14. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Anthea provided a memo from Family Farm Alliance Executive Director for the Board to review.

15. CLOSED SESSION

There was no closed session.

16. ITEMS TO DISCUSS PURSUANT TO GOVERNMENT CODE 54954.2

There was nothing to report on this item.

17. ADJOURNMENT

Being no further business, the meeting was adjourned at 11:08 a.m.

Respectfully submitted,



Anthea G. Hansen
Secretary