



**REGULAR MEETING OF THE BOARD OF DIRECTORS
JUNE 15, 2022
MINUTES**

1. CALL TO ORDER

President Koster called the meeting to order at 8:34 a.m. Board Members present were Daniel Bays, Jarod Lara, Kyle Perez and Jim Jasper.

2. OPPORTUNITY FOR PUBLIC COMMENT

President Koster asked if any member of the public wanted to make a comment. Being none, the meeting continued.

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 5/18/2022, Monthly Accounting Reports and Field Operations Report for May 2022 were provided in advance for the Board's review. The Board approved the Consent Calendar as follows:

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

5. ACTION ITEMS

A. Board to Review and Consider Treasurer's Quarterly Report for the 1st Quarter Ending May 31, 2022

Anthea provided and reviewed the Treasurer's Quarterly Report for the 1st Quarter. After review and consideration, the Board approved the Treasurer's Quarterly Report for the 1st Quarter as follows:

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

B. Board to Review and Approve Signing Authorities for (1) Checking account and (2) Investment Accounts to be Established Pursuant to the Installment Agreement Governing the District's Contract Conversion Loan with Co-Bank

Anthea shared that over a year ago, the District entered into a loan with Co-Bank to retire the District's CVP Construction Obligation with BOR. One of the requirements of that Installment Purchase Agreement is that Revenue Funds and Reserve Funds be kept separate from the general District funds. She provided paperwork that once fully executed, and approved by Resolution, would authorize Staff to open a checking account at Oak Valley Community Bank, named the "Contract Conversion Revenue Fund". Once the account is opened, a true-up will be done for last year and the current year. Going forward, a process will be in place to move the annual collections in to this fund at the beginning of each year and this account will be what the loan payments will be drawn out of. She also included paperwork to establish two investment accounts at LPL. One will be for the Revenue Fund and one will be for the Reserve Fund. Signers for the checking account will be Anthea, Bill Koster, Daniel Bays and Adam Scheuber. The LPL accounts signers will be Anthea and Bill Koster. After review and discussion, the Board approved the Signing Authorities for establishing the (1) Checking Account at OCVB and (2) Investment Accounts at LPL as follows:

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

Absent: Lucich and Maring

C. Board to Review and Approve Updated Signature Cards and Signing Authority for all District Investment Accounts

Anthea shared that she missed the opportunity last month to have the Investment Accounts Signature Cards updated along with the Banking Accounts Signature Cards. A sample form was provided for reference and Anthea added that the new form will be updated to remove Gene Bays as a signer and add Bill Koster as a new signer for all accounts at LPL. This updates the account and gives the District the ability to transact for all accounts business with LPL in the event of Anthea's absence. The Board approved the signing of the signature cards as follows:

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

D. Board to Review and Consider Draft Landowner Well Registration Package

Adam provided and reviewed a Draft Groundwater Well Metering Policy which covered Registration, Meter Requirement, Access, Costs, Semi-Annual Reporting, Maintenance and Exclusions. After review and discussion, the Board adopted and approved the Landowner Well Registration Package as follows:

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

6. MANAGER'S REPORT

Anthea reported that the State Water Resources Control Board initiated the Stanislaus, Tuolumne, and Merced Working Group, which will be developing the required implementation of Phase I Water Quality Control Plan. She added that those Agencies (a list was provided) did not agree to any Voluntary Agreements and the State Board passed Phase I of the plan in 2018 and are now getting ready to move into implementation. She shared that there had recently been an attempt to pass legislation to force the State Board to update the Plan's Phase I and Phase II within 60 days, which did not pass. She shared that for Phase II of the WQCP, Voluntary Agreements were being forwarded as an alternative to the Board's staff recommendation. She will soon bring the proposal to Board for review and discussion. Also discussed was correspondence from California Legislature pertaining to a Request to Investigate Anti-Competitive practices in Water Rights Purchasing and Potential Drought Profiteering in Western States. Anthea also indicated that some California State Senators are pursuing investigations on land ownership pertaining to foreign entities purchasing land with water rights in the west. An article pertaining to California lawmakers using taxpayer money to buy out farmers and buy out senior water rights was discussed. Anthea also reported that she had written a letter regarding the NVRWP Discharge Permit and shared that the hearing was the prior Friday, which she attended with representatives from both cities of Turlock and Modesto to testify at the Regional Board. The testimony went very well and despite continued concerns from the State Water Contractors regarding introducing recycled water to the CVP and the State Water Project Conveyance Systems, the revised NPDES Permit was approved, but with further monitoring and future study requirements. An invitation to the Bureau of Reclamation's 120th anniversary at BF Sisk Dam was also provided and discussed.

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided SLDMWA's June Operations Update and discussed Jones Pumping Plant restrictions as well as recent water rights curtailments. Due to storage in Folsom, releases will start in July to meet flood control standards by winter and it is forecasted that pumping will increase at Jones to up to three units. She noted that this would not be an indicator of an increased allocation.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 5/31/22

Paul provided the Supply/Use/Completed Transactions Summary Report as of 5/31/2022 and reported that in-District use for the month of May was 5,529 AF for a total of 10,417 AF for the year. Total estimated for rescheduling into 2023-24 is estimated to be 11,385 AF.

C. 2021-22 Additional Supplies Update
Anthea provided the 2021-22 Additional Supplies Update and reported that there was one remaining transfer to complete as of the end of June. If completed, the transfer would result in 2,246 AF gross to DMC (2,134 AF net after 5% Warren Act Contract Loss). Also provided and discussed was the NEPA Extension of DPWD's Warren Act Contract for Conveyance and Storage of Groundwater from Mapes Ranch. She indicated that there are still growers in this pool who are needing supplemental supplies.

D. 2022-23 Supply Pre-Purchase Program Update
Anthea provided and reviewed the 2022-23 Pre-Purchase Program Summary as of 5/31/22.

E. 2022-23 Additional Supplies Update
Anthea provided the 2022-23 Additional Supplies Pool Report and shared that this year's pool was mostly dependent on the Yuba transfer. This water will not be allocated until it starts moving in July, and if it moves as planned, she indicated she may recommend at the July Board Meeting to pre-allocate the full amount available for use. She also reported on the reduction of the Yuba Water Transfer due to storms that came in April in the Yuba watershed. She added that the only opportunities for water currently are the District's neighbors, if and when they are able to release any water from their Warren Act Contracts to DPWD. Anthea also gave a brief overview of the San Luis Canal Company "Fallow for Sale" program.

F. Landholding / Licensing Updates
Paul provided and reviewed with the Board a list of Active Permits and Licenses.

8. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IRWM) Activities
Anthea provided a SLDMWA Staff Report and reported that the IRWM Steering Committee continued meeting regarding Prop 1, Round 2 funding. The final PSP has been released and projects continued to be updated in the OPTI database and confirmation was under way on eligibility and whether projects can be added if not previously included. Once confirmed, the Committee will meet and decide which projects to move forward.

B. SJVDA/Westside San Joaquin River Watershed Coalition Report(s)
Adam reported that the SJVDA met in early June, but there were no major updates. A list of delinquent growers who had not turned in paperwork to the Coalition was provided and reviewed. Notices were sent to those growers.

C. Sustainable Groundwater Management Activities
Adam reported that submittal date for the revised GSP will be available on June 20th and a special meeting will take place shortly after that to consider approving the amended GSP. Anthea reported that she was still waiting for the Grant Agreement.

1. SGM Implementation Grant – Round 1 Monthly Grant Administrator Update
Anthea reported that she had recently participated in the Water Advisory Committee Meeting and shared that the Governor's office had issued an executive order that had a number of things in it, and one of them was two requirements that put additional requirements for the County when evaluating their well permit applications, which she reviewed with the Board.

2. Policy Discussion Regarding Management Action Enforcement
Adam provided and discussed the Northern & Central Delta-Mendota Region GSP Projects and Management Action Enforcement which included Tier 1, 2, and 3 projects along with their corresponding Management Actions. Included on the list was the Orestimba Creek Recharge and Recovery Project under Tier 1, Del Puerto Canyon Reservoir under Tier 2, and Los Vaqueros Expansion Phase 2 under Tier 3.

9. FINANCIAL MATTERS

A. 2021-22 Financial Audit
Anthea reported that Staff had been in contact with the auditors pertaining to the onsite visit and getting the audit going. She planned to work with Minnie on final journal entries for next month. Jeremy Ware will be assigning a new TCA Partner in the audit.

- B. Cash Flow & Reserve Fund Balance Report
This item was postponed until the July 2022 Board Meeting.
 - C. Staff Report on Potential Budgetary Impacts of Current Gas Prices
Minnie provided and reviewed the Budgetary Impact of Increased Fuel Costs with the Board.
 - D. CVP Financial Matters
Anthea provided a 2022 CVPWA Financial Affairs Committee minutes and shared that she made a presentation at the last meeting pertaining to the Bureau's water accounting and record keeping system, BOR-WORKS.
10. SUPPLY DEVELOPMENT PROGRAMS
- A. Orestimba Creek Recharge & Recovery Project – Update
Adam provided and discussed the Orestimba Creek Project June 9th meeting Agenda and gave updates on the design, environmental permitting and grants. Anthea added that a few days after the May Board Meeting, escrow closed on the OCRRP property.
 - B. Del Puerto Canyon Reservoir Project – Update
Anthea reported that the Engineering Team Terra Geopentech (TGP) has been officially contracted. There was also a Technical Review Board assembled to consult directly for the Districts and opine on design strategies developed by the engineering team. Both groups were taken to a site visit and worked at the District Office for two days reviewing the next steps to occur under the design contract. She also provided and discussed the March and April Progress Report, Standard Agreement for Consultant Services, Services Agreement, and a thank you note for a donation from the District from the program director of the Golden Eagles Mitigation Credit organization.
 - C. Los Vaqueros Reservoir Expansion Project - Update
Anthea provided the Los Vaqueros Reservoir Project Monthly Report as well as a Proposed FY23 Budget information. She noted that the JPA passed its first budget and she reviewed the Budget Information with the Board.
 - D. BF Sisk Dam Raise Project – Update
Anthea reported that there were now 10 Districts in the Water Authority Activity Agreement established to explore the expansion of San Luis Reservoir, potentially making 65,000 AF of additional storage available to investors. A program management team has been hired to work on operational agreements with Reclamation.
 - E. Pacheco Reservoir Expansion – Update
There were no updates on this item.
 - F. Ceres-DPWD-Turlock Discussions on Advancing Recycled Water into NVRRWP Facilities
Anthea shared that the additional water from Ceres was placed in the Turlock plant on June 2nd, and it was estimated this would generate an extra 100 AF a month. At the end of the first month, costs will be assessed based on any impacts the increased quantity has on treatment activities.
11. ADMINISTRATIVE ACTIVITIES
- Anthea gave a general update pertaining to an Irrigation System Improvement Project Loan, reporting that it looked like maybe the State would approve the application package. She predicted it could be in place by the end of the year.
- A. Staff Report on Further Conversion of Landscaping at District Office and Maintenance Facility
Anthea provided a copy of the Executive Department of California Executive Order N-7-22 and shared that per the order, non-functional turf will no longer be irrigated. Anthea has asked Paul and Albaro to look onto alternatives, which may include removing the lawns and replacing them with drought resistant landscape, similar to in front of the shop.
 - B. Report on Delinquent Sale Process – McCafferty Parcel APN 026-013-017
Anthea shared and discussed the Government Code pertaining to delinquent assessments.

12. SLDMWA Report

A. SLDMWA Minutes, Reports and Issues Updates

Anthea provided the SLDMWA Minutes, Reports and Updates and noted that the SLDMWA was working with the City of Los Banos and Exchange Contractors to build a new museum / water agency office complex project.

13. CLOSED SESSION

A. Conference with Legal Counsel – Existing Litigation

Upon return from closed session, Anthea reported that the Board discussed several items listed on the closed session agenda, and no reportable action was taken.

B. Conference with Legal Counsel – Existing Litigation

See 13. A.

C. Conference with Special Legal Counsel – Existing Litigation

See 13. A.

14. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Anthea provided the Family Farm Alliance's Executive Director's Report, a weekly water blast newsletter about Legislation Inspired by PCL's water law and unlawful water diversions, news releases from the Bureau of Reclamation, Mountain House water cutoffs, orders for farms and cities to stop pumping water during drought, and water investments.

15. ITEMS TO DISCUSS PURSUANT TO GOVERNMENT CODE 54954.2

There was nothing to report on this item.

16. ADJOURNMENT

Being no further business, the meeting was adjourned at 11:38 a.m.

Respectfully submitted,



Anthea G. Hansen
Secretary