



**REGULAR MEETING OF THE BOARD OF DIRECTORS  
MARCH 16, 2022  
MINUTES**

1. CALL TO ORDER

Vice President Koster called the meeting to order at 8:39 a.m. Board Members present were Jim Jasper, Jarod Lara, Daniel Bays and, Pete Lucich.

2. OPPORTUNITY FOR PUBLIC COMMENT

Anthea 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 12/15/21 and 2/16/22 Monthly Accounting Reports as of 2/28/22, and Field Operations Report for February 2022 were provided in advance for the Board's review. The Board approved the Consent Calendar via roll call as follows:

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

5. ACTION ITEMS

A. Board to Consider Selection and Appointment of Officers

Anthea shared that the District's bi-laws establish that there will be certain elected officers within the Agency. The positions of Tax Collector, Assessor, Secretary, and Treasurer are combined and held by Anthea, and there are also positions of President and Vice President. The position of President is currently vacant due to President Bay's retirement and Bill Koster currently holds the position of Vice President. She gave a background of the President's and Vice President's duties and asked the Board if there were nominations to fill the position of President. After discussion amongst themselves, Jim Jasper nominated Bill Koster to take the President position and Daniel Bays to take the Vice President position, to which the Board agreed and voted as follows:

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

B. Board to Authorize Corporate Resolution for Change of Signatories at Oak Valley Community Bank

Anthea provided a copy of the Corporate Authorization Resolution for the District's banking. She indicated that an update needed to be made to the resolution to remove Gene Bays as an authorized and add Daniel Bays, as well. After discussion, the Board authorized the Corporate Resolution for Change of signatories at Oak Valley Community Bank as follows:

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

6. MANAGER'S REPORT

Anthea provided a copy of a Notice of Intent to Prepare an Environmental Impact Statement from the Department of the Interior. She reported that she believed the District will be operating under the Interim Operations Plan this year, which will be very limiting, including some potential serious implications to pumping capabilities in April and May under this Plan due to some of the conditions in the previous biological opinions. There will also likely be carryover targets for Shasta, which will limit the Bureau's ability to meet those requirements and temperature requirements along the way. Hopes of maintaining a one unit operation continuously throughout the summer would be ideal, but would still not be enough water. She shared that the SLDMWA had initiated re-instatement of the pump-back program and that Staff was onboard to assist with the process. Anthea also reported that the Department of Water Resources continued to work on the Delta Conveyance Project, for which she included an update for the Board to review. Anthea also reported that the Bureau and DWR were working on the 2022 Temperature Management Plan to be provided to the State Board. No changes in operations or allocations are predicted until this task is completed, which should be in May.

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided the USBR announcement indicating an initial Ag Service allocation of 0%. A press release regarding the Allocation Announcement was also included in the packet as well as a letter from Ernest Conant advising of dry conditions and planning for drought. Anthea reported from Tom Boardman's Operations Update for March that stated Shasta was only at 1.69 million acre feet, Folsom was at flood control levels, and San Luis did not have enough water to meet demands. Anthea also included the Exceedance Hydrology graphs showing 90% and 50% projections.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 2/28/22

Paul provided the Supply/Use/Completed Transactions Summary Report as of 2/28/2022 and reported that in-District use for the month of February was at 1,591 acre feet. Total current use for the year was 38,322 AF. Total estimated for rescheduling into 2022-23 was 19,216 AF. Anthea provided a copy of the District's request to the Bureau to have 19,216 AF of remaining District water supplies rescheduled into the 2022-23 water year. She indicated that with the exception of 136 AF, all of that water is in customer accounts. Staff's focus was to ensure that those supplies are protected in San Luis Reservoir.

C. 2021-22 Additional Supplies Update

Anthea reported that the 2021-22 Additional Supplies were closing up and the only remaining transfer was from Mape's Ranch, which will move about 1,325 AF for the month of March. That would get the transfer to 5,616 AF net moved out of the 9,500 AF net under the approved transfer. Staff was currently working with WSID to accomplish the remaining 3,884 AF to be moved. After balancing all water sources and reconciling NVRRWP deliveries, (which were about 1,700 AF short last year) it appeared all timely requests for 2022-23 Pre-Purchase Supplies would be able to be fulfilled. Late requests will not be met and Staff will communicate that to the late request group.

D. 2022-23 Supply Pre-Purchase Program Update

This item was discussed with Item 7.C.

E. 2022-23 Additional Supplies Update

Anthea shared that several customers had already reached out to inquire if there will be Additional Supplies for the 2022-23 water year. She reported that what Staff was communicating that hopefully there would be minimal quantities to offer, but would not know for sure for a few months. Negotiations with Yuba were ongoing pertaining to the price and quantities of C-4 water and she continued to meet with the City of Ceres pertaining to any additional water available from the NVRRWP.

F. Landholding / Licensing Updates

There was nothing to report on this item.

8. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IRWM) Activities

Anthea reported that the next round of grants will be coming up soon and Staff will work on accessing some of that grant funding for the work being done on the Del Puerto Canyon Reservoir. Work had been completed on

the Disadvantaged Community Involvement Program - Phase II with the City of Newman. Anthea expressed interest in visiting this conjunctive use project located on the north side of Newman when weather permitted.

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

Adam reported that the March SJRWC meeting had nothing new to report. They were still awaiting paperwork from the State Board Drainage reports for the end of March and upcoming mid-April. Discussions of the Groundwater Protection Plan continued. He also shared that the Regional Groundwater Quality Control Board was holding a Stakeholder Workgroup Meeting on April 13<sup>th</sup> which will focus on the development of nitrate Groundwater Protection Targets and he encouraged landowners to attend. The Irrigated Lands Regulatory Program, and participation in the Central Valley Groundwater and Management Zone development were also discussed. Anthea asked who would be representing the Coalition, to which Adam responded that Dave Corey represented the WSJRW. Anthea added that someone with technical knowledge should also be present to represent the Coalition at the April 13<sup>th</sup> meeting, as it was the only chance to get something on record.

**C. Sustainable Groundwater Management Activities**

Adam provided Agendas to the Delta-Mendota Subbasin Coordination SGMA Meeting held on February 18<sup>th</sup> and the Delta-Mendota SGMA Delta-Mendota & DWR Consultation Meeting #2 held on March 7<sup>th</sup> regarding what steps will be taken to address the four deficiencies identified by DWR and how they will be approached. Adam also provided and reviewed table summaries pertaining to Lowering Groundwater Levels, Reduction of Groundwater Storage, Degraded Water Quality, Land Subsidence and Depletions of Interconnected Surface Water. Also provided and discussed was the Northern & Central Delta-Mendota GSP Implementation FY 2022 Review and FY 2023-Look Ahead that listed 2022 accomplishments and the proposed 2023 tasks and objectives. Guidelines on the Merced County ordinance relating to groundwater mining and export were provided and reviewed. Anthea noted that Staff wanted to implement a regular schedule for meetings of the GSA and asked if there was a preference to try and combine it on the same day as the DPWD Board Meeting or a separate session. She predicted it would be bi-monthly and about an hour and a half session. After discussion, the Board suggested the Board Meeting start at 8:00 a.m. to end earlier and follow with the GSA Meeting. Anthea will be looking into changing the meeting time, as that might require a change to the Bylaws of the District.

**9. FINANCIAL MATTERS**

**A. 2022-23 Summary of Assessments and Charges**

Minnie provided and reviewed the Summary of 2022 Water Year Initial District Data and Fund Balance Report. Anthea noted that the difference between the acreages and what was billed had to do with the fact that the last remaining out of boundaries acreage was excluded because Staff did not believe there would be enough water supply to accommodate the customer. She noted that if supplies became available, she would reach out to the customer regarding service.

**B. CVP Financial Matters**

Anthea provided a CVPWA Flyer and shared that there would be a meeting on the coming Friday. She also provided the 2022 Financial Affairs Committee Issue Matrix which covered 2022 Priority Issues, 2022 Tracking Issues, and 2022 CVPWA Activities.

**10. SUPPLY DEVELOPMENT PROGRAMS**

**A. Orestimba Creek Recharge & Recovery Project – Update**

Anthea shared that the Board's March 2<sup>nd</sup> approval of the CEQA Document for Orestimba Creek initiated a 30 day CEQA legal challenge period until April 2<sup>nd</sup>, but she hoped there would be no challenges. She provided the Bureau of Reclamation's FONSI on the OCRRP and shared that they had not received any comments on the NEPA side. Also included in the FONSI was the Environmental Commitment Program that will be implemented with CCID. Permitting work is underway, and the final design and bid package will be available for advertisement this summer. Work was also being completed to get the \$5.6 Grant Agreement in place. The finalized escrow with Mr. Curtner was moving forward and the purchase contract was sent to him. DPWD Staff had made inquiries regarding the possibility of the Bipartisan Infrastructure Funding at Region under the BIL Law being available for this project.

**B. Del Puerto Canyon Reservoir Project – Update**

Anthea provided the March Progress Report and reported that last month, the California Water Commission decided not to proceed with offering two "second round" projects any of the funding that had become available and noted that the CWC was going to re-distribute those funds to the original seven projects under the form of a

COLA adjustment. The DPCR Project still qualifies as a feasible project under Prop 1 and Staff will stay engaged with the California Water Commission Staff. If a second solicitation comes about, Staff will submit an application on behalf of the DPCR, to be included in for future funding. She mentioned that Senator Caballero had written a letter to the Senate Committee Chair requesting that California's Senate Assembly consider a request to match the \$15 million in WIIN Act funding that District have received from Congressman Harder's effort. Anthea also reported that interviews for the selection of the engineering team that will be designing the dam and facilities have taken place. After interviewing all applicants, Terra-Geopentech had been chosen to take on the Project and hoped to be able to introduce their team to the Board soon. Their experience and rapport with DSOD came highly recommended. A Technical Review Board will also soon be assembled to assist the design team(s) in review of their designs.

C. Los Vaqueros Reservoir Expansion Project - Update

Anthea provided the Los Vaqueros Reservoir Expansion Project Monthly Report for March and reported that the Project had been approved and had plenty of funding in place to get through their next year of design and permitting. Project proponents were looking to achieve 60% design completion within the next few months.

D. BF Sisk Dam Raise Project – Update

Anthea provided communication pertaining to a B.F. Sisk Draft Principals of Agreement for Funding, Participation and Operations for the B.F. Sisk Dam. She reported that the seismic retrofit, when completed, will raise the Dam but not provide any additional water storage. She also reported that the Investor Group, Contractors and Water Authority are working to raise the Dam further to develop 130,000 AF of additional storage in San Luis Reservoir. She indicated they were working on the Draft Principals of Agreement with Reclamation on how the investor owned share would be operated, how the water would be made available, how to account for it and rules that would be applied. Anthea also reported that the Water Authority had just approved the Activity Agreement which solicits any agency that wants to participate in this project, to pay their share of the cost.

E. Pacheco Reservoir Expansion – Update

There was nothing to report on this item.

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

This item was discussed in Closed Session.

11. ADMINISTRATIVE ACTIVITIES

There was nothing to report for this item.

12. SLDMWA Report

A. SLDMWA Minutes, Reports and Issues Updates

Anthea provided the SLDMWA Minutes, O&M Reports, Update on their Science Program, and a Family Farm Alliance Monthly Briefing and gave a summary of these items. She also reported that she had attended the Family Farm Alliance Annual Conference to which she provided the Agenda and an article on the State's water policies.

13. CLOSED SESSION

A. Conference with Legal Counsel – Existing Litigation

B. Conference with Legal Counsel – Existing Litigation

C. Conference with Special Legal Counsel – Existing Litigation

14. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Articles pertaining to potential additional recycled water from the city of Ceres, a notification that the NVRWP, Turlock Component had won the Outstanding Wastewater Treatment Project in the State of California Award for Region 9,

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 11:00 a.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Anthea G. Hansen". The signature is written in a cursive style with a large, sweeping initial "A".

Anthea G. Hansen  
Secretary